

TEMPORARY CONSTRUCTION EASEMENT

This **TEMPORARY CONSTRUCTION EASEMENT** is made and entered into this the 14 day of DECEMBER, 2016, by and between **LOREL HANKS-WARD**, 2112 Clays Mill Road, Lexington, Kentucky 40503, which is the in-care of tax mailing address for the current year ("Grantor"), and **LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT**, 200 East Main Street, Lexington, Kentucky 40507, ("Grantee").

WITNESSETH:

That for and in consideration of the sum of **SIX HUNDRED SEVENTY-FIVE DOLLARS AND 00/100 (\$675.00)**, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, said Grantor has **BARGAINED** and **SOLD** and does hereby **GIVE, GRANT** and **CONVEY** unto the Grantee, its successors and assigns, temporary right to excavate, grade, construct, alter, re-grade and perform related work for the purpose of roadway improvements and construction, installation and relocation through and across the following tract of land located in the confines of Lexington, Fayette County, Kentucky, and more particularly described as follows, to wit:

Temporary Right-of-Way Construction Easement
(a portion of 2112 Clays Mill Road

Clays Mill Road Improvement Project, Section 1
(Harrodsburg Road to New Circle Road)
Parcel No. 95

Being a tract of land lying in Fayette County on the east side of Clays Mill Road, point of beginning being approximately

Return to:
Charles E. Edwards III
LFUCG, Dept. of Law, 11th Floor
200 East Main Street
Lexington, KY 40507

DTC

148 feet north of the intersection of Longview Drive and Clays Mill Road, and more particularly described as follows:

Beginning at a point 39.95 feet right of Clays Mill Road at Station 177+08.88; thence North 24 Degrees 46 Minutes 43 Seconds East a distance of 60.00 feet to a point 39.29 feet right of Clays Mill Road at Station 177+68.87; thence South 65 Degrees 57 Minutes 50 Seconds East a distance of 9.51 feet to a point 48.80 feet right of Clays Mill Road at Station 177+69.10; thence South 24 Degrees 46 Minutes 13 Seconds West a distance of 60.21 feet to a point 49.46 feet right of Clays Mill Road at Station 177+08.89; thence North 64 Degrees 41 Minutes 48 Seconds West a distance of 9.52 feet to a point 39.95 feet right of Clays Mill Road at Station 177+08.88 and the POINT OF BEGINNING.

The above described parcel contains 0.013 acres (572 sq. ft.) of temporary construction easement; and

Being a portion of the property conveyed to Lorel Hanks-Ward by deed dated August 7, 2014, of record in Deed Book 3256, Page 545, in the Fayette County Clerk's Office.

TO HAVE AND TO HOLD said easement together with all rights, appurtenances, and improvements thereunto belonging unto said Grantee, its successors and assigns, for the purposes and uses herein designated.

The above-described temporary construction easement runs with the land for the duration of the improvement project and is binding upon the successors and assigns of the Grantor. The temporary construction easement shall take effect upon the commencement of construction of the project and will expire upon completion of the project.

Grantor does hereby release and relinquish unto the Grantee, its successors and assigns forever, all of her right, title, and interest in and to the property to the extent of the interests conveyed herein, including all exemptions allowed by law, and does

hereby covenant to and with the Grantee, its successors and assigns forever, that she is lawfully seized in fee simple of said property and has good right to sell and convey the same as herein done, and that she will **WARRANT GENERALLY** said title.

The obtaining of this easement was authorized by Resolution 477-2016, passed by the Lexington-Fayette Urban County Council on July 5, 2016. Pursuant to KRS 382.135(2)(c), this temporary construction easement, which pertains to a public right-of-way, need not contain a statement of consideration.

IN TESTIMONY WHEREOF, the Grantor has signed this Temporary Construction Easement, this the day and year first above written.

GRANTOR:


LOREL HANKS-WARD

COMMONWEALTH OF KENTUCKY)
)
COUNTY OF FAYETTE)

This instrument was acknowledged, subscribed and sworn to before me by Lorel Hanks-Ward on this the 14 day of DECEMBER, 2016.

PREPARED BY: Paul W. With 494244
Notary Public, Kentucky, State at Large


CHARLES E. EDWARDS III

My Commission Expires: 7 / 29 / 2017

Attorney
Lexington-Fayette Urban County Government
Department of Law, 11th Floor
200 East Main Street
Lexington, Kentucky 40507
(859) 258-3500

I, Donald W Blevins Jr, County Court Clerk
of Fayette County, Kentucky, hereby
certify that the foregoing instrument
has been duly recorded in my office.



By: PATTY DAVIS ,dc

201612220040

December 22, 2016 10:01:24 AM

Fees \$17.00 Tax \$.00

Total Paid \$17.00

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4 Pages

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