

TEMPORARY CONSTRUCTION EASEMENT

This **TEMPORARY CONSTRUCTION EASEMENT** is made and entered into this the 17 day of NOVEMBER, 2016, by and between **DAVID B. JONES and CHRISTINA JONES, husband and wife**, 2630 Clays Mill Road, Lexington, Kentucky 40503, which is the in-care of tax mailing address for the current year ("Grantors"), and **LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT**, 200 East Main Street, Lexington, Kentucky 40507, ("Grantee").

WITNESSETH:

That for and in consideration of the sum of **FOUR HUNDRED SEVENTY-FIVE DOLLARS AND 00/100 (\$475.00)**, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, said Grantors have **BARGAINED** and **SOLD** and do 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 2630 Clays Mill Road)

Clays Mill Road Improvement Project, Section 1
(Harrodsburg Road to New Circle Road)
Parcel No. 47

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

DTC

Being a tract of land lying in Fayette County on the east side of Clays Mill Road, point of beginning being approximately 305 feet north of the intersection of Pasadena Drive and Clays Mill Road, and more particularly described as follows:

Beginning at a point 32.48 feet right of Clays Mill Road at Station 145+37.84; thence North 32 Degrees 51 Minutes 58 Seconds East a distance of 75.00 feet to a point 33.38 feet right of Clays Mill Road at Station 146+14.53; thence South 62 Degrees 31 Minutes 25 Seconds East a distance of 10.33 feet to a point 43.65 feet right of Clays Mill Road at Station 146+15.67; thence South 32 Degrees 44 Minutes 43 Seconds West a distance of 15.75 feet to a point 43.82 feet right of Clays Mill Road at Station 145+99.45; thence North 62 Degrees 08 Minutes 40 Seconds West a distance of 8.00 feet to a point 35.86 feet right of Clays Mill Road at Station 145+98.71; thence South 29 Degrees 50 Minutes 18 Seconds West a distance of 59.09 feet to a point 37.97 feet right of Clays Mill Road at Station 145+38.16; thence North 62 Degrees 32 Minutes 36 Seconds West a distance of 5.50 feet to a point 32.48 feet right of Clays Mill Road at Station 145+37.84 and the POINT OF BEGINNING.

The above described parcel contains 0.009 acres (394 sq. ft.) of temporary construction easement; and

Being a portion of the property conveyed to David B. Jones and Christina Jones, husband and wife, by deed dated November 24, 2003, of record in Deed Book 2415, Page 601, 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 Grantors. The temporary construction easement shall take effect upon the

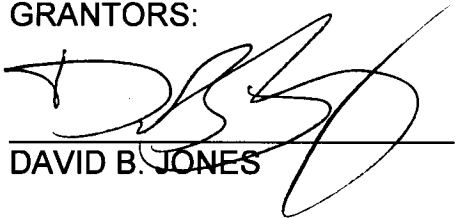
commencement of construction of the project and will expire upon completion of the project.

Grantors do hereby release and relinquish unto the Grantee, its successors and assigns forever, all of their right, title, and interest in and to the property to the extent of the interests conveyed herein, including all exemptions allowed by law, and do hereby covenant to and with the Grantee, its successors and assigns forever, that they are lawfully seized in fee simple of said property and have good right to sell and convey the same as herein done, and that they will **WARRANT GENERALLY** said title.

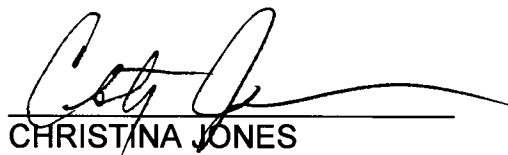
The obtaining of this easement was authorized by Resolution 477-2016, passed by the Lexington-Fayette Urban County Council on July 5, 2016. Pursuant to KRS 382.135(2)(c), this temporary construction easement, which pertains to a public right-of-way, need not contain a statement of consideration.

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

GRANTORS:



DAVID B. JONES



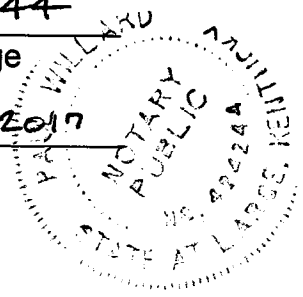
CHRISTINA JONES

COMMONWEALTH OF KENTUCKY)
)
COUNTY OF FAYETTE)

This instrument was acknowledged, subscribed and sworn to before me by David B. Jones and Christina Jones, husband and wife, on this the 17 day of November, 2016.

Paul W. Little 494244
Notary Public, Kentucky, State at Large

My Commission Expires: 7 / 29 / 2017



PREPARED BY:

Charles E. Edwards III

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

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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: MELISSA STELTER ,dc

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November 29, 2016 14:45:21 PM

Fees	\$20.00	Tax	\$0.00
Total Paid		\$20.00	

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5 Pages

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