

R 408-203

7672

**GRANT OF EASEMENT**

This **EASEMENT** is made and entered into this 23<sup>rd</sup> day of January, 2014, by and between **DELONG ESTATES DEVELOPMENT, LLC**, a Kentucky limited liability company, 3445 Richmond Road, Lexington, Kentucky 40509-2515 ("Grantor"), which is also the in-care of tax mailing address for the current tax year, and the **LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT**, 200 East Main Street, Lexington, Kentucky 40507 ("Grantee");

**WITNESSETH:**

That for and in consideration of the sum of **SEVEN THOUSAND TWO HUNDRED FIFTY DOLLARS AND 00/100 CENTS (\$7,250.00)**, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Grantor has **BARGAINED** and **SOLD** and does hereby **GIVE, GRANT** and **CONVEY** unto the Grantee, its successors and assigns, the permanent right to lay, construct, operate, repair, reconstruct and remove sanitary sewer improvements and appurtenances thereto, which sanitary sewer improvements and appurtenances shall be of such dimension, character, construction and use determined by Grantee, along, through, under and across the following tract of land located in the confines of Lexington-Fayette County, Kentucky, and more particularly described as follows:

**Permanent Sanitary Sewer Easement**  
**(A Portion of 3805 Branham Park)** 5  
**Blue Sky Force Main**  
**Sanitary Sewer Improvement Project**

Described on Exhibit A attached hereto and incorporated herein by reference.

**FURTHER**, for and in consideration of the foregoing sum, the receipt and sufficiency of which is hereby acknowledged, Grantor has **BARGAINED** and **SOLD** and does hereby **GIVE, GRANT** and **CONVEY** unto the Grantee, its successors and assigns, the temporary right to excavate, grade, construct, alter, regrade and perform related work

Matt G. LEBOG  
Dept. of Law  
200 E. Main St.  
Lex., KY 40507

(CC-F)

to certificate of consideration. This conveyance is exempt from real estate transfer tax pursuant to KRS 142.050.

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

GRANTOR:

DELONG ESTATES DEVELOPMENT, LLC

BY: John D. Barlow

ITS: Manager

COMMONWEALTH OF KENTUCKY )  
 )  
COUNTY OF FAYETTE )

The foregoing Easement was subscribed, sworn to and acknowledged before me by John D. Barlow, as Manager on behalf of DELONG ESTATES DEVELOPMENT, LLC, a Kentucky limited liability company, on this the 23rd day of February, 2014.



BETH L. EVANS  
Notary Public, Kentucky  
State At Large  
My Commission Expires  
January 12, 2017  
Notary ID# 479938

My commission expires

Beth L. Evans  
Notary Public, State-At-Large, Kentucky

PREPARED BY:

John P. Watz  
John P. Watz, Esq.  
HENRY WATZ RAINE &  
MARINO, PLLC  
401 West Main Street, Suite 314  
Lexington, Kentucky 40507  
(859) 258-3500

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**EXHIBIT B**

**TEMPORARY CONSTRUCTION EASEMENT**

(a portion of 3805 Branham Park)

Blue Sky Force Main

Sanitary Sewer Improvement Project

A thirty foot wide Temporary Construction Easement north of and adjoining the Permanent Force Main Easement along its north side and described as follows:

Beginning at the northeast corner of the permanent force main easement in the Grantor's east property line;

Thence, leaving said property line, N73°35'10"W, 456.82 feet;

Thence, N72°14'13"W, 88.55 feet to the Grantor's west property line;

Thence, with said property line, N39°21'10"E, 32.26 feet;

Thence, leaving said property line, S72°14'13"E, 76.32 feet;

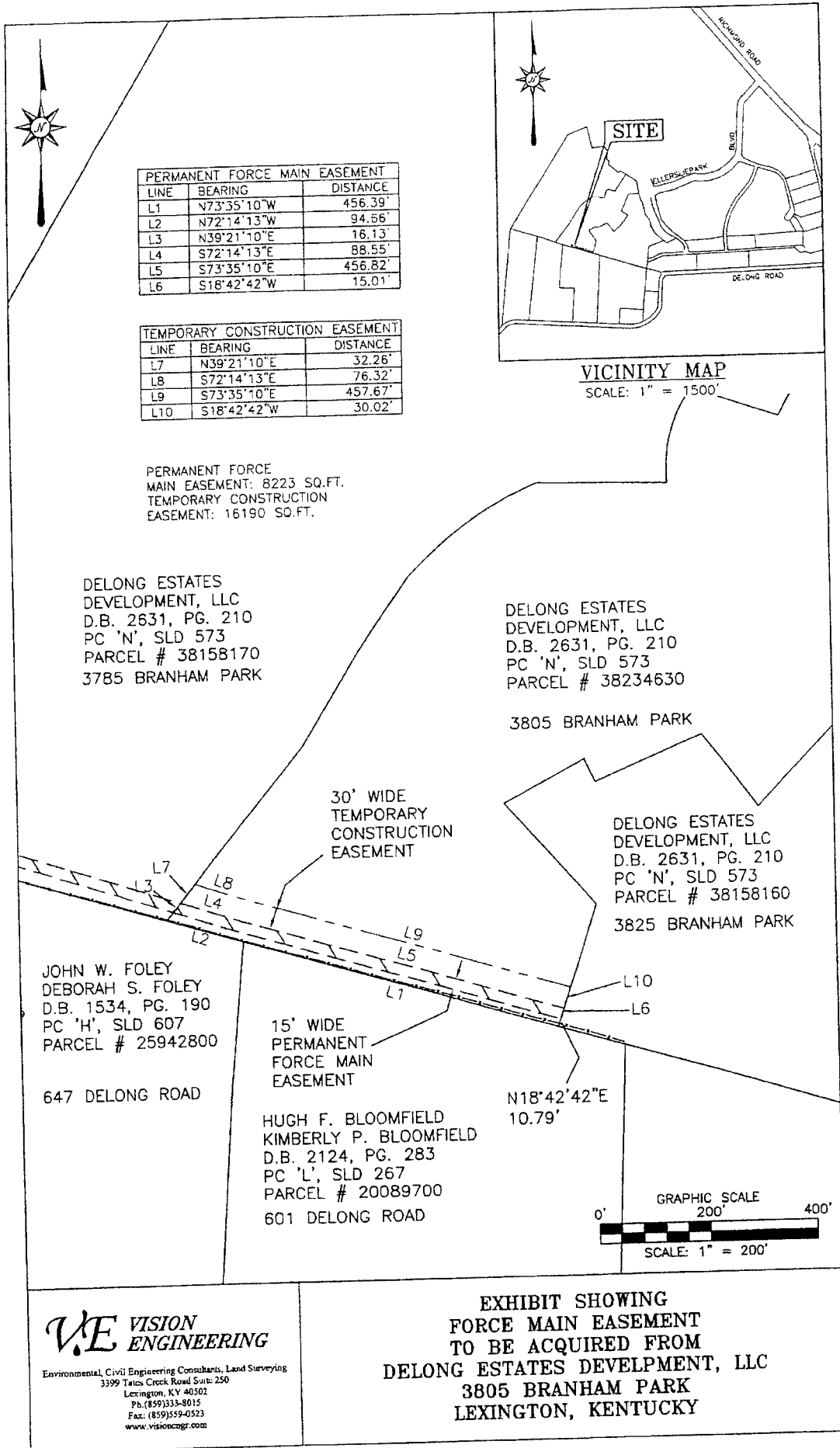
Thence, S73°35'10"E, 457.67 feet;

Thence, S18°42'42"W, 30.02 feet to the Point of Beginning

and containing 16,190 square feet, 0.372 acres.

Being a part of that property conveyed to DeLong Estates Development, LLC, a Kentucky limited liability company, by deed dated March 21, 2006 in Deed Book 2631, Page 210, in the Fayette County Clerk's Office.


EXHIBIT "C"



**VE VISION ENGINEERING**  
 Environmental, Civil Engineering Consultants, Land Surveying  
 3399 Tates Creek Road Suite 250  
 Lexington, KY 40502  
 Ph: (859)333-8015  
 Fax: (859)559-0323  
 www.visionengr.com

EXHIBIT SHOWING  
 FORCE MAIN EASEMENT  
 TO BE ACQUIRED FROM  
 DELONG ESTATES DEVELOPMENT, LLC  
 3805 BRANHAM PARK  
 LEXINGTON, KENTUCKY

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.



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By: DOUG BRADLEY ,dc

201401270206

January 27, 2014                      15:08:35    PM

Fees	\$26.00	Tax	\$0.00
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Total Paid	\$26.00
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7 Pages

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Lexington-Fayette Urban County Government  
DEPARTMENT OF LAW

Jim Gray  
Mayor

Janet M. Graham  
Commissioner

To: Meredith Nelson, Council Clerk  
Council Clerk's Office

From: Department of Law

Date: February 05, 2014

Re: Easements and Asset Acquisition Forms  
(200, 201, 250, 251, and 5676 Canebrake Drive;  
3997, 3952, 3956, 3825, 3805, 3758, and 3896 Branham Park;  
and 3973 Tatton Place)  
Log No. 13-RE0641

Enclosed are the original recorded easements conveying permanent easements across the above-referenced properties to the Urban County Government for the Blue Sky Force Main Sanitary Sewer Improvement Project. Please file the easements with the authorizing legislation, Resolution No. 408-2013.

Also enclosed are the completed Asset Acquisition forms for the properties. After you have signed and dated the forms, please forward them to Kim Bryan in the Department of Finance.

If you have any questions, please let me know.

Keith Horn  
Managing Attorney

Enclosures

cc: Kim Bryan, Department of Finance  
Beth Florence, Department of Finance

VariousProperties(Memo to Nelson)/00426093