

CORRECTED GRANT OF EASEMENT

This **EASEMENT** is made and entered into this 12th day of January, 2016, by and between **JFG ENTERPRISES, INC.**, a Kentucky corporation, 131 Prosperous Place, Suite 20-B, Lexington, Kentucky 40509 ("Grantor"), which is also the in-care of tax mailing address for the current year, and the **LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT**, 200 East Main Street, Lexington, Kentucky 40507 ("Grantee");

WITNESSETH:

WHEREAS, by Grant of Easement dated March 27, 2014, of record in Deed Book 3224, Page 664, in the Fayette County Clerk's Office ("Original Recorded Easement"), the Grantor conveyed to the Grantee a force main permanent easement across the property located at 5301 Athens- Boonesboro Road for the Blue Sky Force Main Sanitary Sewer Improvement Project; and

WHEREAS, due to a change in construction plans for the Blue Sky Force Main Sanitary Sewer Improvement Project, the sanitary sewer force main needed to be shifted and re-aligned, making the previous legal description incorrect; and

WHEREAS, it is the desire of all parties to correct the legal description of the permanent easement and enter into this corrected grant of easement so as to clear title to this property and to avoid confusion in the future; and

NOW THEREFORE, the parties hereto declare that the legal description for the permanent easement contained in the Original Recorded Easement is hereby corrected to read as follows:

The following tract of land located in the confines of Lexington, Fayette County, Kentucky, and more particularly described as follows:

Hon. Michael S. Cravens
LFUCG Department of Law
200 E. Main Street, 11th Floor
Lexington, Kentucky 40507

Force Main Permanent Easement
(a portion of 5301 Athens Boonesboro Road)
Blue Sky Force Main
Sanitary Sewer Improvement Project

Described on Exhibit A-1 and Exhibit A-2 attached hereto and incorporated herein by reference.

Being a portion of the same property conveyed to JFG Enterprises, Inc., a Kentucky corporation, by deed dated February 21, 2003, of record in Deed Book 2343, Page 256, in the Fayette County Clerk's Office.

FURTHER, it is understood between the parties hereto and made a covenant herein that the above described parcel shall be a permanent easement for the purpose of constructing, maintaining, operating, repairing and replacing a sanitary sewer force main and all of its components.

FURTHER, the Construction Easement described in the Original Recorded Easement has terminated. Except for (a) terminating the construction easement described in the Original Recorded Easement and (b) correcting the legal description of the permanent easement contained in the Original Recorded Easement as provided for hereinabove, all terms and conditions and provisions set forth in the Original Recorded Easement shall remain in full force and effect.

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

IN TESTIMONY WHEREOF, the parties have signed this Corrected Grant of Easement, the day and year first above written.

COMMONWEALTH OF KENTUCKY)
)
COUNTY OF FAYETTE)

The foregoing Corrected Grant of Easement was subscribed, sworn to and acknowledged before me by Jim Gray, as Mayor of the Lexington-Fayette Urban County Government, for and on behalf of the Government, on this the 12th day of January, 2016.

My commission expires: 2/26/17

Cynthia A. Cannon-Ferguson
Notary Public, State-at-Large, Kentucky



PREPARED BY:

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

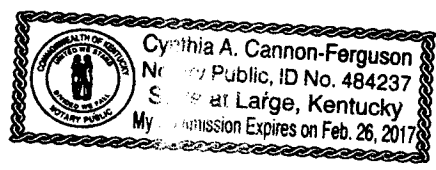


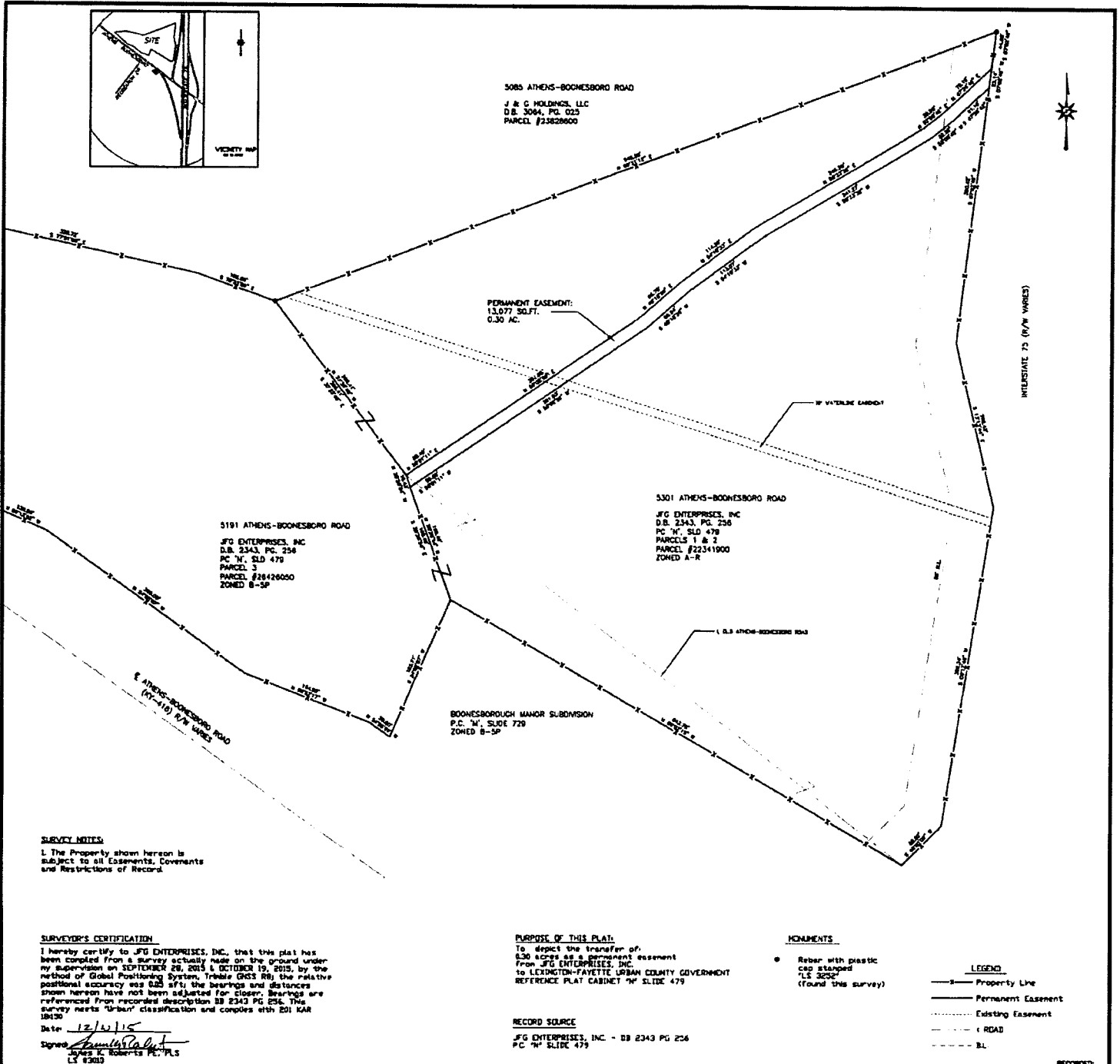
EXHIBIT A-1

PERMANENT FORCE MAIN EASEMENT
(a portion of 5301 Athens Boonesboro Road)
Blue Sky Force Main
Sanitary Sewer Improvement Project

Beginning in the west right-of-way line of Interstate-75, S07°02'49"W, 44.88 feet from the Grantor's northeast property corner, said point being in the north line of a 15 foot wide permanent easement;
Thence, with said right of way line, S07°02'49"W, 23.14 feet, to the south line of the 15 foot wide permanent easement;
Thence, with the south line of the 15 foot wide permanent easement, leaving said right of way and crossing the Grantor's property the following seven calls:
S47°26'42"W, 61.16 feet;
S52°00'42"W, 32.52 feet;
S59°23'32"W, 241.27 feet;
S54°10'33"W, 113.07 feet;
S49°18'26"W, 66.94 feet;
S56°02'59"W, 291.93 feet;
S56°01'11"W, 59.05 feet to the Grantor's southwest line between Parcels 1 and 2, and Parcel 3, said point being in the south line of the 15 foot wide permanent easement;
Thence, with said property line, N20°26'54"W, 15.43 feet, to the north line of the 15 foot wide permanent easement;
Thence, leaving said property line with the north line of the 15 foot wide permanent easement and crossing the Grantor's property the following seven calls:
N56°01'11"E, 55.45 feet
N56°02'59"E, 291.05 feet;
N49°18'26"E, 66.70 feet;
N54°10'33"E, 114.39 feet;
N59°23'32"E, 240.99 feet;
N52°00'42"E, 30.95 feet;
N47°26'42"E, 78.19 feet to the Point of Beginning and containing 13,077 square feet, 0.30 acres.

Being a part of that property conveyed to JFG Enterprises, Inc. by deed dated February 21, 2003 in Deed Book 2343, Page 256 in the Fayette County Clerk's office.

EXHIBIT A-2



<p>60 0 60 120</p> <p>GRAPHIC SCALE</p> <p>SCALE: 1" = 60'</p>		<p>bell engineering</p> <p>Bell Engineering 2400 Ogden Drive Suite 200 Lexington, Kentucky 40509 (606) 276-5412</p>	<p>EXHIBIT A-2 EXHIBIT SHOWING FORCE MAIN EASEMENT TO BE ACQUIRED FROM JFG ENTERPRISES, INC. 5301 ATHENS-BOONESBORO ROAD LEXINGTON, KENTUCKY</p>	<p>RECORDED:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>DIVISION</td> <td>N/A</td> </tr> <tr> <td>CONTRACT NO.</td> <td>N/A</td> </tr> <tr> <td>DATE</td> <td>OCTOBER 2015</td> </tr> <tr> <td>SHT. NO.</td> <td>1 OF 1</td> </tr> </table>	DIVISION	N/A	CONTRACT NO.	N/A	DATE	OCTOBER 2015	SHT. NO.	1 OF 1
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SHT. NO.	1 OF 1											

**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: EMILY GENTRY ,dc

201601150129

January 15, 2016 10:44:30 AM

Fees \$26.00 Tax \$.00

Total Paid \$26.00

THIS IS THE LAST PAGE OF THE DOCUMENT

7 Pages

560 - 566