

DEED OF CONVEYANCE AND GRANT OF EASEMENT

This **DEED OF CONVEYANCE AND GRANT OF EASEMENT** is made and entered into this the 26 day of October, 2017, by and between **THE MOST REVEREND JOHN STOWE, OFM CONV., BISHOP OF THE ROMAN^A DIOCESE OF LEXINGTON, KENTUCKY, AND HIS SUCCESSORS IN OFFICE, c/o The Catholic Center, 1310 West Main Street, Lexington, Kentucky 40508, 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 **THIRTY NINE THOUSAND FOUR HUNDRED FIFTY DOLLARS AND 00/100 (\$39,450.00)**, 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 forever the following tract of land located in the confines of Lexington, Fayette County, Kentucky, and more particularly described as follows, to wit:

Fee Simple Right-of-Way
(a portion of 2250 Clays Mill Road)

Clays Mill Road Improvement Project, Section 1
(Harrodsburg Road to New Circle Road)
Parcel No. 65A

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

Beginning at a point 28.97 feet right of Clays Mill Road at Station 160+31.04; thence North 22 Degrees 04 Minutes 02 Seconds East a distance of 445.86 feet to a point 27.18 feet right of Clays Mill Road at Station 164+77.97; thence North 24 Degrees 19 Minutes 40 Seconds East a distance of 276.70 feet to a point 28.64 feet right of Clays Mill Road at Station 167.55.31; thence South 60 Degrees 01 Minutes 50 Seconds East a distance of 8.92 feet to a point 37.53 feet right of Clays Mill Road at Station 167.54.49; thence South 25 Degrees 28 Minutes 32 Seconds West a distance of 75.73 feet to a point 36.24 feet right of Clays Mill Road at Station 166+78.53; thence South 5 Degrees 10 Minutes 50 Seconds West a distance of 15.80 feet to a point 41.41 feet right of Clays Mill Road at Station 166+63.55; thence South 23 Degrees 34 Minutes 15 Seconds West a distance of 220.32 feet to a point 41.99 feet right of Clays Mill Road at Station 164+42.47; thence South 30 Degrees 07 Minutes 41 Seconds West a distance of 92.31 feet to a point 30.50 feet right of Clays Mill Road at Station 163.50.59; thence South 2 Degrees 47 Minutes 21 Seconds East a distance of 29.06 feet to a point 43.00 feet right of Clays Mill Road at Station 163.24.28; thence along an arc 163.70 feet to the left, having a radius of 11,957.00 feet, the chord of which is South 22 Degrees 14 Minutes 14 Seconds West for a distance of 163.70 feet, to a point 43.00 feet right of Clays Mill Road at Station 161+59.99; thence South 27 Degrees 17 Minutes 40 Seconds West a distance of 84.56 feet to a point 34.67 feet right of Clays Mill Road at Station 160+75.57; thence South 19 Degrees 45 Minutes 04 Seconds West a distance of 44.76 feet to a point 35.91 feet right of Clays Mill Road at Station 160+30.70; thence North 65 Degrees 58 Minutes 56 Seconds West a distance of 6.95 feet to a point 28.97 feet right of Clays Mill Road at Station 160.31.04 and the POINT OF BEGINNING; and,

The above described parcel contains 0.180 acres (7,852 sq. ft.) in fee simple; and

Being a portion of the property conveyed to The Most Reverend John Stowe, OFM Conv., Bishop of the Roman Catholic Diocese of Lexington, Kentucky, and His Successors in Office, by deed dated July 6, 1990, of record in Deed Book 1551, Page 516, in the Fayette County Clerk's Office.

FURTHER, and in consideration of the sum hereinbefore mentioned, 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 excavate, grade, construct, alter, re-grade and perform related work for the purpose of roadway improvements, construction, installation, relocation and removal 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:

Permanent Right-of-Way Easement
(a portion of 2250 Clays Mill Road)

Clays Mill Road Improvement Project, Section 1
(Harrodsburg Road to New Circle Road)
Parcel No. 65B

Being a tract of land lying in Fayette County on the east side of Clays Mill Road, point of beginning being approximately 243 feet north of the intersection of Holly Hill Drive and Clays Mill Road, and more particularly described as follows:

Beginning at a point 39.20 feet right of Clays Mill Road at Station 161+20.73; thence North 27 Degrees 17 Minutes 40 Seconds East a distance of 15.00 feet to a point 40.67 feet right of Clays Mill Road at Station 161+35.71; thence South 62 Degrees 55 Minutes 53 Seconds East a distance of 20.10 feet to a point 60.68 feet right of Clays Mill Road at Station 161+33.83; thence South 27 Degrees 04 Minutes 07 Seconds West a distance of 15.00 feet to a point 59.27 feet right of Clays Mill Road at Station 161+18.82; thence North 62 Degrees 55 Minutes 53 Seconds West a distance of 20.16 feet to a point 39.20 feet right of Clays Mill Road at Station 161+20.73 and the POINT OF BEGINNING; and,

The above described parcel contains 0.007 acres (302 sq. ft.) as permanent easement; and,

Being a portion of the property conveyed to The Most Reverend John Stowe, OFM Conv., Bishop of the Roman

Catholic Diocese of Lexington, Kentucky, and His Successors in Office, by deed dated July 6, 1990, of record in Deed Book 1551, Page 516, in the Fayette County Clerk's Office.

Permanent Right-of-Way Easement
(a portion of 2250 Clays Mill Road)

Clays Mill Road Improvement Project, Section 1
(Harrodsburg Road to New Circle Road)
Parcel No. 65C

Being a tract of land lying in Fayette County on the east side of Clays Mill Road, point of beginning being approximately 399 feet north of the intersection of Holly Hill Drive and Clays Mill Road, and more particularly described as follows:

Beginning at a point 43.00 feet right of Clays Mill Road at Station 162+77.10; thence along an arc 10.00 feet to the right, having a radius of 11,957.00 feet, the chord of which is North 22 Degrees 25 Minutes 42 Seconds East for a distance of 10.00 feet, to a point 43.00 feet right of Clays Mill Road at Station 162+87.14; thence South 67 Degrees 34 Minutes 05 Seconds East a distance of 7.93 feet to a point 50.93 feet right of Clays Mill Road at Station 162+87.14; thence South 22 Degrees 25 Minutes 55 Seconds West a distance of 10.00 feet to a point 50.93 feet right of Clays Mill Road at Station 162+77.10; thence North 67 Degrees 34 Minutes 05 Seconds West a distance of 7.93 feet to a point 43.00 feet right of Clays Mill Road at Station 162+77.10 and the POINT OF BEGINNING; and,

The above described parcel contains 0.002 acres (79 sq. ft.) of permanent easement; and,

Being a portion of the property conveyed to The Most Reverend John Stowe, OFM Conv., Bishop of the Roman Catholic Diocese of Lexington, Kentucky, and His Successors in Office, by deed dated July 6, 1990, of record in Deed Book 1551, Page 516, in the Fayette County Clerk's Office.

Permanent Right-of-Way Easement
(a portion of 2250 Clays Mill Road)

Clays Mill Road Improvement Project, Section 1
(Harrodsburg Road to New Circle Road)
Parcel No. 65D

Being a tract of land lying in Fayette County on the east side of Clays Mill Road, point of beginning being approximately 475 feet north of the intersection of Holly Hill Drive and Clays Mill Road, and more particularly described as follows:

Beginning at a point 30.75 feet right of Clays Mill Road at Station 163+52.56; thence North 30 Degrees 07 Minutes 41 Seconds East a distance of 15.00 feet to a point 32.66 feet right of Clays Mill Road at Station 163+67.48; thence South 60 Degrees 35 Minutes 54 Seconds East a distance of 19.18 feet to a point 51.72 feet right of Clays Mill Road at Station 163+65.28; thence South 29 Degrees 24 Minutes 06 Seconds West a distance of 15.00 feet to a point 49.99 feet right of Clays Mill Road at Station 163+50.31; thence North 60 Degrees 35 Minutes 54 Seconds West a distance of 19.37 feet to a point 30.75 feet right of Clays Mill Road at Station 163+52.56 and the POINT OF BEGINNING; and,

The above described parcel contains 0.007 acres (289 sq. ft.) of permanent easement; and,

Being a portion of the property conveyed to The Most Reverend John Stowe, OFM Conv., Bishop of the Roman Catholic Diocese of Lexington, Kentucky, and His Successors in Office, by deed dated July 6, 1990, of record in Deed Book 1551, Page 516, in the Fayette County Clerk's Office.

FURTHER, for and in consideration of the sum hereinbefore mentioned, 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, 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 2250 Clays Mill Road)

Clays Mill Road Improvement Project, Section 1
(Harrodsburg Road to New Circle Road)
Parcel No. 65E

Being a tract of land lying in Fayette County on the east side of Clays Mill Road, point of beginning being approximately 153 feet north of the intersection of Holly Hill Drive and Clays Mill Road, and more particularly described as follows:

Beginning at a point 35.91 feet right of Clays Mill Road at Station 160+30.70; thence North 19 Degrees 45 Minutes 04 Seconds East a distance of 44.76 feet to a point 34.67 feet right of Clays Mill Road at Station 160+75.57; thence North 27 Degrees 17 Minutes 40 Seconds East a distance of 45.25 feet to a point 39.20 feet right of Clays Mill Road at Station 161+20.73; thence South 62 Degrees 55 Minutes 53 Seconds East a distance of 8.34 feet to a point 47.51 feet right of Clays Mill Road at Station 161+19.94; thence South 25 Degrees 06 Minutes 54 Seconds West a distance of 39.86 feet to a point 45.03 feet right of Clays Mill Road at Station 160+80.00; thence South 16 Degrees 14 Minutes 55 Seconds East a distance of 32.69 feet to a point 65.00 feet right of Clays Mill Road at Station 160+54.00; thence South 62 Degrees 30 Minutes 51 Seconds West a distance of 31.39 feet to a point 44.31 feet right of Clays Mill Road at Station 160+30.29; thence North 65 Degrees 58 Minutes 56 Seconds West a distance of 8.41 feet to a point 35.91 feet right of Clays Mill Road at Station 160+30.70 and the POINT OF BEGINNING; and,

The above described parcel contains 0.031 acres (1,335 sq. ft.) of temporary construction easement; and

Being a portion of the property conveyed to The Most Reverend John Stowe, OFM Conv., Bishop of the Roman Catholic Diocese of Lexington, Kentucky, and His Successors in Office, by deed dated July 6, 1990, of record in Deed Book 1551, Page 516, in the Fayette County Clerk's Office.

Temporary Right-of-Way Construction Easement
(a portion of 2250 Clays Mill Road)

Clays Mill Road Improvement Project, Section 1
(Harrodsburg Road to New Circle Road)
Parcel No. 65F

Being a tract of land lying in Fayette County on the east side of Clays Mill Road, point of beginning being approximately 258 feet north of the intersection of Holly Hill Drive and Clays Mill Road, and more particularly described as follows:

Beginning at a point 40.67 feet right of Clays Mill Road at Station 161+35.71; thence North 27 Degrees 17 Minutes 40 Seconds East a distance of 24.31 feet to a point 43.00 feet right of Clays Mill Road at Station 161+59.99; thence along an arc 116.69 feet to the right, having a radius of 11,957.00 feet, the chord of which is North 22 Degrees 07 Minutes 29 Seconds East for a distance of 116.69 feet, to a point 43.00 feet right of Clays Mill Road at Station 162+77.10; thence South 67 Degrees 34 Minutes 05 Seconds East a distance of 7.93 feet to a point 50.93 feet right of Clays Mill Road at Station 162+77.10; thence South 23 Degrees 07 Minutes 52 Seconds West a distance of 116.92 feet to a point 48.88 feet right of Clays Mill Road at Station 161+59.71; thence South 27 Degrees 04 Minutes 07 Seconds West a distance of 24.56 feet to a point 46.62 feet right of Clays Mill Road at Station 161+35.15; thence North 62 Degrees 55 Minutes 53 Seconds West a distance of 5.98 feet to a point 40.67 feet right of Clays Mill Road at Station 161+35.71 and the POINT OF BEGINNING; and,

The above described parcel contains 0.022 acres (963 sq. ft.) of temporary construction easement; and,

Being a portion of the property conveyed to The Most Reverend John Stowe, OFM Conv., Bishop of the Roman Catholic Diocese of Lexington, Kentucky, and His Successors in Office, by deed dated July 6, 1990, of record in Deed Book 1551, Page 516, in the Fayette County Clerk's Office.

Temporary Right-of-Way Construction Easement
(a portion of 2250 Clays Mill Road)

Clays Mill Road Improvement Project, Section 1
(Harrodsburg Road to New Circle Road)
Parcel No. 65G

Being a tract of land lying in Fayette County on the east side of Clays Mill Road, point of beginning being approximately 409 feet north of the intersection of Holly Hill Drive and Clays Mill Road, and being more particularly described as follows:

Beginning at a point 43.00 feet right of Clays Mill Road at Station 162+87.14; thence along an arc 37.01 feet to the right, having a radius of 11,957.00 feet, the chord of which is North 22 Degrees 32 Minutes 27 Seconds East for a distance of 37.01 feet, to a point 43.00 feet right of Clays Mill Road at Station 163+24.28; thence North 2 Degrees 47 Minutes 21 Seconds West a distance of 29.06 feet to a point 30.50 feet right of Clays Mill Road at Station 163+50.59; thence North 30 Degrees 07 Minutes 41 Seconds East a distance of 1.98 feet to a point 30.75 feet right of Clays Mill Road at Station 163+52.56; thence South 60 Degrees 35 Minutes 54 Seconds East a distance of 19.37 feet to a point 49.99 feet right of Clays Mill Road at Station 163+50.31; thence North 29 Degrees 24 Minutes 06 Seconds East a distance of 15.00 feet to a point 51.72 feet right of Clays Mill Road at Station 163+65.28; thence North 60 Degrees 35 Minutes 54 Seconds West a distance of 19.18 feet to a point 32.66 feet right of Clays Mill Road at Station 163+67.48; thence North 30 Degrees 07 Minutes 41 Seconds East a distance of 75.33 feet to a point 41.99 feet right of Clays Mill Road at Station 164+42.47; thence North 23 Degrees 34 Minutes 15 Seconds East a distance of 220.32 feet to a point 41.41 feet right of Clays Mill Road at Station 166+63.55; thence North 5 Degrees 10 Minutes 50 Seconds East a distance of 15.80 feet to a point 36.24 feet right of Clays Mill Road at Station 166+78.53; thence North 25 Degrees 28 Minutes 32 Seconds East a distance of 75.73 feet to a point 37.53 feet right of Clays Mill Road at Station 167+54.49; thence South 60 Degrees 01 Minutes 50 Seconds East a distance of 9.51 feet to a point 46.99 feet right of Clays Mill Road at Station 167+53.61; thence South 25 Degrees 33 Minutes 19 Seconds West a distance of 67.47 feet to a point 45.77 feet right of Clays Mill Road at Station 166+85.89; thence South 16 Degrees 48 Minutes 10 Seconds West a

distance of 35.13 feet to a point 50.34 feet right of Clays Mill Road at Station 166+50.91; thence South 24 Degrees 00 Minutes 21 Seconds West a distance of 50.46 feet to a point 50.40 feet right of Clays Mill Road at Station 166+00.24; thence South 66 Degrees 11 Minutes 29 Seconds East a distance of 15.49 feet to a point 65.89 feet right of Clays Mill Road at Station 166+00.28; thence South 23 Degrees 11 Minutes 50 Seconds West a distance of 271.76 feet to a point 66.35 feet right of Clays Mill Road at Station 163+27.00; thence South 79 Degrees 08 Minutes 06 Seconds West a distance of 18.49 feet to a point 50.93 feet right of Clays Mill Road at Station 163+16.75; thence South 22 Degrees 30 Minutes 44 Seconds West a distance of 29.49 feet to a point 50.93 feet right of Clays Mill Road at Station 162+87.14; thence North 67 Degrees 34 Minutes 05 Seconds West a distance of 7.93 feet to a point 43.00 feet right of Clays Mill Road at Station 162+87.14 and the POINT OF BEGINNING; and,

The above described parcel contains 0.203 acres (8,823 sq. ft.) of temporary construction easement; and,

Being a portion of the property conveyed to The Most Reverend John Stowe, OFM Conv., Bishop of the Roman Catholic Diocese of Lexington, Kentucky, and His Successors in Office, by deed dated July 6, 1990, of record in Deed Book 1551, Page 516, in the Fayette County Clerk's Office.

TO HAVE AND TO HOLD the above-described fee simple right-of-way and easements 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 easements run with the land for the duration of the improvement project and are binding upon the successors and assigns of the Grantor. The temporary construction easements shall take effect upon the

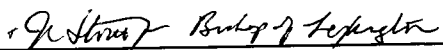
commencement of construction of the project and will expire upon completion of the project.

Grantor does hereby release and relinquish unto the Grantee, its successors and assigns forever, all of its 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 it is lawfully seized in fee simple of said property and has good right to sell and convey the same as herein done, and that it 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 deed and grant of easement, which conveys public right-of-way, need not contain a statement of consideration.


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

GRANTOR:



THE MOST REVEREND JOHN STOWE, OFM
CONV., BISHOP OF THE ROMAN CATHOLIC
DIOCESE OF LEXINGTON, KENTUCKY, AND
HIS SUCCESSORS IN OFFICE

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

201711010221

November 1, 2017 15:33:14 PM

Fees	\$41.00	Tax	\$39.50
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Total Paid	\$80.50
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12 Pages

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