GRANT OF EASEMENT

WITNESSETH:

That for and in consideration of the sum of ELEVEN THOUSAND NINE HUNDRED EIGHTY-FIVE AND 56/100 DOLLARS (\$11,985.56), 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, the permanent right to lay, construct, operate, repair, reconstruct and remove a sanitary sewer, improvements and appurtenances thereto, which sanitary sewer and appurtenances shall be of such dimension, character, construction and use determined by Grantee along, through, under, and across the following tracts of land located in the confines of Lexington, Fayette County, Kentucky, depicted on Exhibits "A", "B", "C", and "D" attached hereto, and more particularly described as follows:

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

Parcel One

Permanent Sanitary Sewer Easement & Temporary Construction Easement A Portion of 230 Driscoll Street f/k/a 937 Williamson Street (UK Trunk "A" RMP Project)

All that tract or parcel of land situated on the easterly side of Driscoll Street and extending to the east to Williamson Street, in Lexington, Fayette County, Kentucky as shown on plat entitled Sanitary Sewer Easement Plat for Performance Automotive, Inc. prepared by MSE of Kentucky, Inc. dated July 2015 and more fully described as follows:

Beginning at the front common corner (northwest corner) with Caton and Waller (1064 Manchester Street), said corner being 35.0 feet east of the centerline of Driscoll Street: thence along the northeasterly property line for three calls. S 62° 32' 56" E - 93.00 feet; thence S 63° 30' 02" E - 113.44 feet and S 61° 16' 52" E - 172.32 feet; thence leaving said property line S 11° 47' 49" E - 38.23 feet to the boundary of 933 Williamson Street; thence with 931 Williamson Street S 27° 51' 01" E – 31.35 feet, thence leaving Williamson Street N 11° 47' 49" W - 53.14 feet, thence N 61° 16' 52" W -79.44 feet: thence S 12° 49' 52" W - 155.91 feet; thence N 73° 47' 11" W – 20.03 feet; thence N 12° 49' 50" E – 160.42 feet: thence N 61° 16' 52" W - 62.48 feet; thence N 63° 30' 02" E - 113.22 feet; thence N 62° 32' 56" W - 77.87 feet to the line of the CNO & TP Railroad (now Norfolk Southern Railroad) and, thence with the railroad boundary, N 09° 57' 25" W - 25.18 feet to the point of beginning and containing 11,413.83 square feet; together with a 10 foot wide construction easement lying on both sides of the above described permanent easement, except along northeasterly property line where the temporary construction easement is a 20-foot wide easement only on the south side of the permanent easement. The temporary construction easement shall terminate and revert to grantor at the completion of the construction project.

The permanent easement described above contains a net area of 9,909.40 square feet when the existing, prescribed, permanent sanitary sewer easement area is deducted from the described area. The existing easement area to revert to

grantor at the completion of the construction project is 1,370.91 square feet.

Being a twenty foot wide permanent sanitary sewer easement and temporary construction easement on a portion of the same property conveyed to Performance Automotive, Inc. by deed dated December 21, 1989, and recorded in Deed Book 1533, Page 535 and as per consolidation plat of record in Plat Cabinet H, Slide 746. All of the above referenced instruments are of record in the Fayette County Clerk's office.

Parcel Two

Permanent Sanitary Sewer Easement & Temporary Construction Easement A Portion of 933 Williamson Street (UK Trunk "A" RMP Project)

All that tract or parcel of land situated on the northerly side of Williamson Street and extending to the east to 931 Williamson Street, in Lexington, Fayette County, Kentucky as shown on plat entitled Sanitary Sewer Easement Plat for Performance Automotive, Inc. prepared by MSE of Kentucky, Inc. dated July 2015 and more fully described as follows:

Beginning at the front corner (southeast corner) common with 931 Williamson Street; said corner being N 62° 28' 56" W. 228.50 feet from the northeast corner of Williamson and Perry Streets, thence N 27° 51' 01" E, 26.65 feet along the common line with 931 Williamson Street; thence leaving said line N 11° 47' 49" W, 46.11 feet to the line with 230 Driscoll Street (formerly 937 Williamson Street); thence with 230 Driscoll Street S 27° 51' 01" W, 31.35 feet; thence leaving said line S 11° 47' 49" E, 39.85 feet to the front line (formerly the Williamson Street right-of-way); thence with the front line S 60° 27' 49" E, 3.99 feet to the point of beginning and containing 912.76 square feet; together with a 10 foot wide construction easement lying on both sides of the above permanent easement. The temporary described construction easement shall terminate and revert to grantor at the completion of the construction project.

Being a twenty foot wide permanent sanitary sewer easement and temporary construction easement on a

portion of the same property conveyed to Performance Automotive, Inc. by deed dated December 21, 1989, and recorded in Deed Book 1533, Page 535 and as per consolidation plat of record in Plat Cabinet H, Slide 746. All of the above referenced instruments are of record in the Fayette County Clerk's office.

Parcel Three

Permanent Sanitary Sewer Easement & Temporary Construction Easement A Portion of 931 Williamson Street (UK Trunk "A" RMP Project)

All that tract or parcel of land situated on the northerly side of Williamson Street and extending to the east to 929 Williamson Street, in Lexington, Fayette County, Kentucky as shown on plat entitled Sanitary Sewer Easement Plat for Performance Automotive, Inc. prepared by MSE of Kentucky, Inc. dated July 2015 and more fully described as follows:

Beginning at the front corner (southwest corner) common with 933 Williamson Street; said corner being N 62° 28' 56" W, 228.5 feet from the northeast corner of Williamson and Perry Streets, thence N 27° 51' 01" E, 25.78 feet along the common line with 933 Williamson Street; thence S 11° 47' 49" E. 34.32 to a point in the front line with the Williamson Street right-of-way; thence N 60° 27' 49" W, 21.84 feet with the Williamson Street right-of-way to the point of beginning and containing 281.45 square feet; together with a 10 foot wide construction easement lying on both sides of the above described easement. permanent The temporary construction easement shall terminate and revert to grantor at the completion of the construction project.

Being a twenty foot wide permanent sanitary sewer easement and temporary construction easement on a portion of the same property conveyed to Performance Automotive, Inc. by deed dated December 21, 1989, and recorded in Deed Book 1533, Page 535 and as per consolidation plat of record in Plat Cabinet H, Slide 746. All of the above referenced instruments are of record in the Fayette County Clerk's office.

Parcel Four

Permanent Sanitary Sewer Easement & Temporary Construction Easement A Closed Portion of Williamson Street (UK Trunk "A" RMP Project)

All that tract or parcel of land situated on the northerly side of Williamson Street and extending to the west end of Williamson Street and identified as Parcel 4 on Exhibit B of the below-referenced deed, in Lexington, Fayette County, Kentucky as shown on plat entitled Sanitary Sewer Easement Plat for Performance Automotive, Inc. prepared by MSE of Kentucky, Inc. dated July 2015 and more fully described as follows:

Beginning at the northeast corner of a parcel that was formerly a portion of Williamson Street but was in 1994; said corner now being at the west right-of-way line with Williamson Street and being N 62° 28′ 56″ W, 230 feet from the northeast corner of Williamson and Perry Streets and in the front line of 933 Williamson Street; thence with the front line of 933 Williamson Street N 61° 18′ 53″ W, 3.94 feet, thence S 11° 47′ 49″ E, 5.97 feet; thence with the west right-of-way line of Williamson Street N 29° 32′ 11″ E, 4.54 feet to the point of beginning and containing 8.95 square feet; together with a 10 foot wide construction easement lying on the west side of the above described permanent easement. The temporary construction easement shall terminate and revert to grantor at the completion of the construction project.

Being a twenty foot wide permanent sanitary sewer easement and temporary construction easement on a portion of the same property conveyed to Performance Automotive, Inc. by deed dated October 18, 1994 and recorded in Deed Book 1755, Page 619. The above referenced instrument is of record in the Fayette County Clerk's office.

TO HAVE AND TO HOLD the above-described easement thereunto belonging unto Grantee, its successors and assigns forever, for the purposes and uses herein designated.

Grantor shall have the full right to use the surface of the land lying over said

permanent easement for any purpose desired, provided such use will not interfere with

the Grantee's free use of the easement herein granted and provided further that no

building or structure shall be erected upon, across, over or through said permanent

easement without prior written consent of the Grantee.

Grantor does hereby release and relinquish unto 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 easement as herein done, and that they will

WARRANT GENERALLY said title.

The obtaining of this easement was authorized by Resolution 265-2016, passed

by the Lexington-Fayette Urban County Council on the 12th day of May, 2016. Pursuant

to KRS 382.135(2)(a), this public utility easement is exempt from the requirements

related to certificate of consideration. Pursuant to KRS 142.050, this public utility

easement is exempt from real estate transfer tax.

IN TESTIMONY WHEREOF, the Grantor has signed this Grant of Easement, the

day and year first above written.

GRANTOR:

PERFORMANCE AUTOMOTIVE, INC.

CAROL WAGONER

PRESIDENT

6

COMMONWEALTH OF KENTUCKY)
)
COUNTY OF FAYETTE)

The foregoing Grant of Easement was subscribed, sworn to and acknowledged before me by Carol Wagoner, in her capacity as President of Performance Automotive, Inc., on this the __f__day of ________, 2016.

otary Public, Kentucky, State at Large

My Commission Expires: 66 /19 / 2010

PREPARED BY:

CHARLES E. EDWARDS III

Attorney

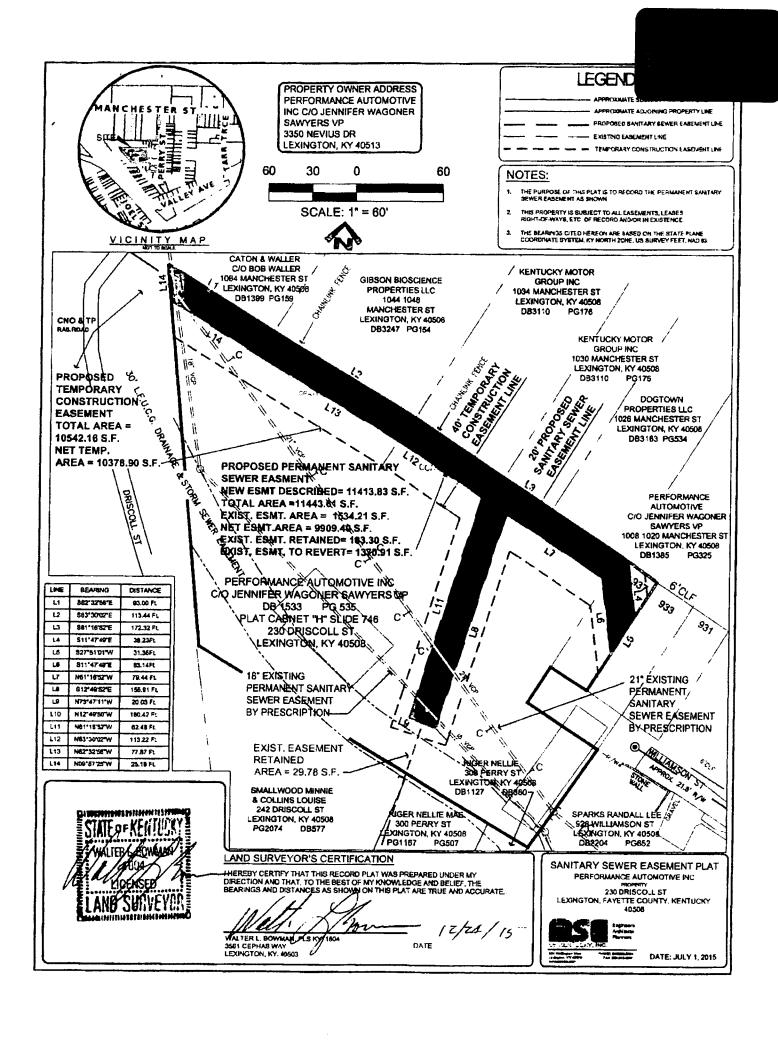
Lexington-Fayette Urban County Government Department of Law, 11th Floor

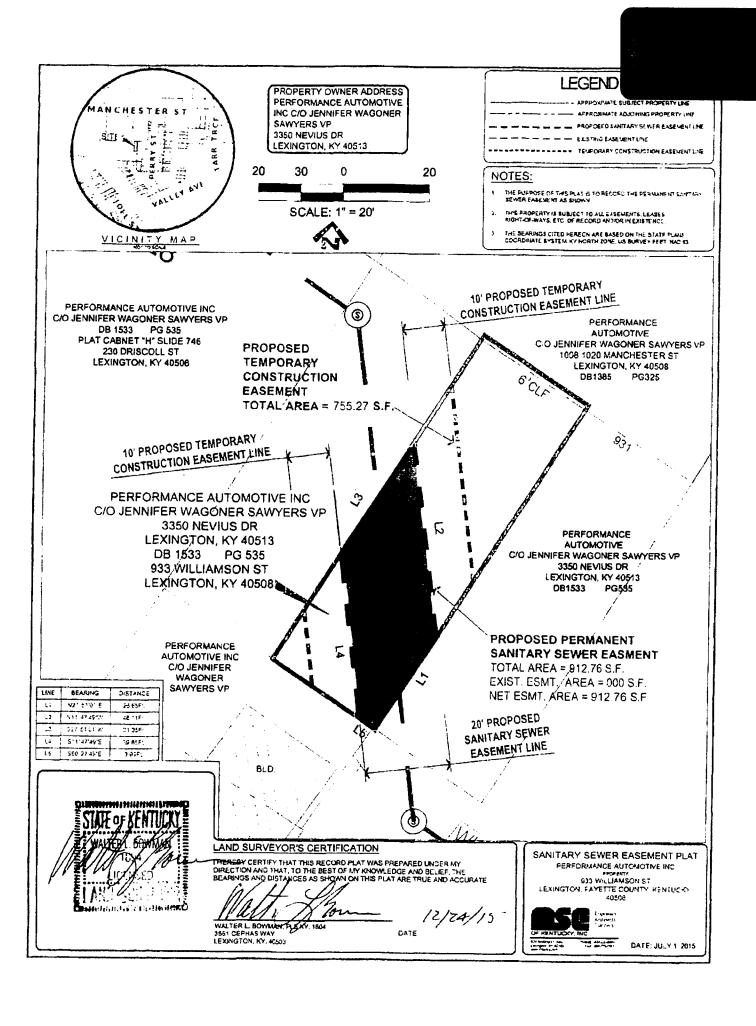
200 East Main Street

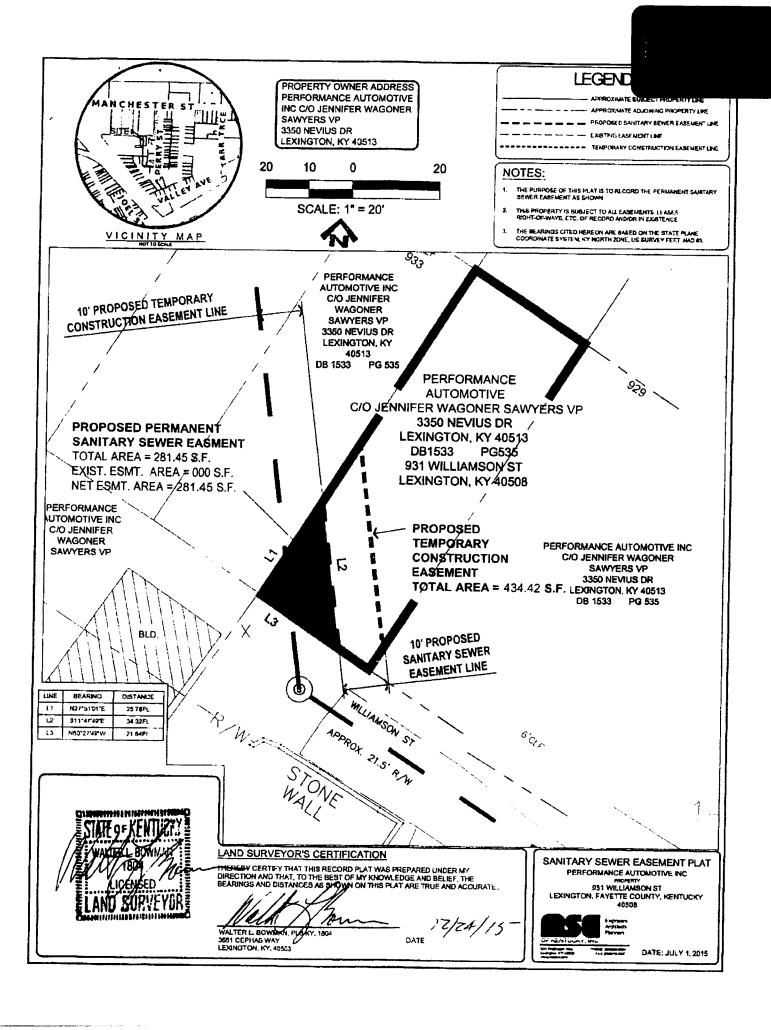
Lexington, Kentucky 40507

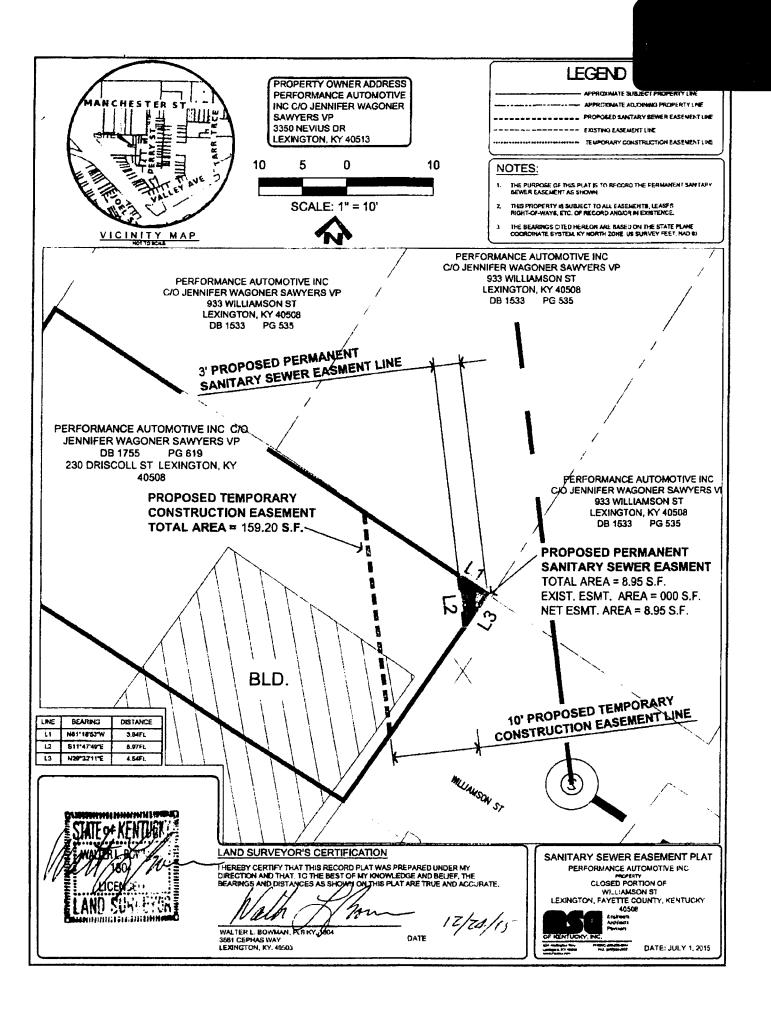
(859) 258-3500

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DEED BOOK 3414 PAGE 598

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

201607190016

July 19, 2016

8:38:30 AM

Fees

\$41.00

Tax

\$.00

Total Paid

\$41.00

THIS IS THE LAST PAGE OF THE DOCUMENT

12 Pages

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