

DEED OF CONVEYANCE

THIS DEED OF CONVEYANCE made and entered into this 21ST day of February, 2017, by and between the **COMMONWEALTH OF KENTUCKY**, by Lori H. Flanery, Secretary of the Finance and Administration Cabinet, 702 Capital Ave., Frankfort, Kentucky 40601, on behalf of the **TRANSPORTATION CABINET**, Department of Highways, 200 Mero Street, Frankfort, Kentucky 40622, Grantor, and the **LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT**, an urban county government pursuant to KRS Chapter 67A, 200 East Main Street, Lexington, Kentucky 40507, the Grantee, (whose in-care-of tax mailing address for the current tax year is 200 East Main Street, Lexington, Kentucky 40507).

WITNESSETH:

WHEREAS, the Finance and Administration Cabinet, pursuant to the provisions of KRS Chapters 45A and 56, has found that the hereinafter described real estate could be used more suitably for the public's interest by the Grantee in conjunction with the creation of a low income public housing facility; and

WHEREAS, said Cabinet has determined that this is in the best interests of the Commonwealth of Kentucky that said property be conveyed to the Grantee for no monetary consideration; so long as the property is utilized for public use; and

NOW THEREFORE, for and in consideration of the above premises, and for no monetary consideration, the Grantor does hereby grant and convey unto the Grantee, its successors and assigns forever, subject to the hereinafter described conditions, all rights, title and interest in and to the following described property located in Fayette County, Kentucky and being more particularly described as follows:

Fayette County
FD52 034 6968301R; DPR 031 (001);
FSP 034 0060 004-005 C; TQ-BRF 106-1(5)
Newtown Pike Extension
Parcel Nos. 14, 16-22, 39, 50, 54, 100, 104 and 105

MAIL TO:
 Council Clerk
 LFUCG
 200 E Main St
 Lexington Ky 40507

Parcel No. 14

Being all of Parcels 4, 5, and 6 as shown on the Consolidation Minor Subdivision Plat for 757 DeRoode Street, 759 DeRoode Street, 761 DeRoode Street, 763 DeRoode Street, 765 DeRoode Street and 767 DeRoode Street to the City of Lexington, Fayette County, Kentucky, of record in Plat Cabinet F, Slide 366 in the office of the Fayette County Clerk; the improvements thereon being known and designated as 763-767 DeRoode Street, Lexington, Kentucky: and

Being a portion of the same property acquired by the Commonwealth of Kentucky for the use and benefit of the Transportation Cabinet, Department of Highways, from Anderson Homes for Rent, LLC, a Kentucky limited liability company, by deed dated December 21, 2009 and being of record in Deed Book 2920, Page 622, in the office of the Fayette County Clerk, Lexington, Kentucky.

Parcel No. 16
Tract I

All that tract or parcel of land situated on the Southwesterly side of DeRoode Street between West High Street and McKinley Street in Lexington, Kentucky, and more fully described as follows:

Beginning at a point in the Southwest property line of DeRoode Street, said point being 319.5 feet, more or less, Southeast of West High Street, and corner to J. S. Taylor and Harry Tucker; thence with the line of Taylor and Tucker in a Southwesterly direction 95 feet, more or less, to the right of way line of CNO & Tp Railroad; thence with the right of way line of CNO & Tp Railroad in a Southeasterly direction 103 feet, more or less, to a corner with Hill, Canada, and Howard; thence with the line of Hill, Howard and Canada in a Northeasterly direction 95 feet, more or less, to the Southwest property line of DeRoode Street; thence with the Southwest property line of DeRoode Street in a Northwesterly direction 101.7 feet to the BEGINNING; and

Tract II

All of that lot or parcel of land, together with all improvements thereon located in the city of Lexington, Kentucky, and known as 800 DeRoode Street in said City and beginning at a point on the Southwest side of DeRoode Street 451 feet from the Versailles Pike and fronting 20 feet on said Street, and running back therefrom between parallel lines to the property known as the Fort.

Tract III

That certain lot or parcel of land situated on the Westerly side of DeRoode Street, being a part of Lot 32, in Block 127 of the aforesaid City maps, beginning at a point on DeRoode Street, corner to William McDowell; thence in a Southerly direction along DeRoode Street 56 feet, more or less, corner to Walton; thence in a westerly direction with the line of said Walton 98 feet; thence at about right angles in a Northerly direction 52 feet; thence at about right angles in an Easterly direction 98 feet to DeRoode Street, the place of beginning; and

Being a portion of the same property acquired by the Commonwealth of Kentucky for the use and benefit of the Transportation Cabinet, Department of Highways, from Rachel N. King and E. Lawson King, wife and husband, by deed dated February 18, 2011 and being of record in Deed Book 2996, Page 693, in the office of the Fayette County Clerk, Lexington, Kentucky.

Parcel No. 17

Beginning at a point in the East Line of DeRoode Street, said point being 500.3 feet south of the original line of West High Street which is the Line of the West High Street viaduct; thence in an Easterly direction 99 feet, more or less, to the line of the City of Lexington Town Branch; thence in a Southerly direction with the line of said Branch 23 feet to a stake; thence in a Westerly direction 97 feet, more or less, to a stake in the East line of DeRoode Street; thence with the East line of DeRoode Street in a northerly direction 23 feet to the beginning, and the improvements on said premises being known as 817 DeRoode Street.

The above described parcel contains 2,503 sq. ft.

Being a portion of the same property acquired by the Commonwealth of Kentucky for the use and benefit of the Transportation Cabinet, Department of Highways, from B. J. Stidham, Executor of the estate of Alberta Grace McMahan, deceased, by deed dated February 25, 2009 and being of record in Deed Book 2868, Page 580, in the office of the Fayette County Clerk, Lexington, Kentucky.

Parcel No. 18

Being a portion of that tract or lot 63 in the City of Lexington, County of Fayette, State of Kentucky, in what is known as Davis Bottom, and beginning on DeRoode Street at the western property corner thence back a distance of 101 feet to the northern property corner thence running parallel to DeRoode Street south a distance of 21 feet to the eastern property corner thence running parallel to the northwest property line a distance of 101 feet to DeRoode Street thence running parallel along DeRoode Street north a distance of 21 feet to the point of beginning, said improvements being known as 825 DeRoode Street, Lexington, Kentucky

The above described parcel contains 2,096 square feet.

Being a portion of the same property acquired by the Commonwealth of Kentucky for the use and benefit of the Transportation Cabinet, Department of Highways, by Master Commissioner Deed dated July 15, 2011 and being of record in Deed Book 3139, Page 715, and being in the office of the Fayette County Clerk, Lexington, Kentucky.

Parcel No. 19

All that tract or parcel of land located in thee City of Lexington, Fayette County, and being more fully described as follows, to wit:

Parcel 8. Beginning at a stake in DeRoode Street line North 27.3 feet to a stake corner to Mary Hardin; thence with her line 110 feet to the right-of way of the C. S. Railroad corner to same; thence with said right-of-way 25.7 feet to a stake corner to Wm. Agee;

thence with his line N. 68 E. 110 feet to the beginning. Said property was formerly 716 Driscoll Street, but is now know as 722 Driscoll Street, and

Parcel 16. House number formerly known as 777 but now 833 DeRoode Street, according to the street numbering of the City of Lexington, Kentucky, lying on a northeasterly side of DeRoode Street, in Lexington, Fayette County, Kentucky, and fronting thereon forty feet extending back of equal width one hundred feet with the line of DeRoode to Payne lot.

Parcel 19. All that tract or parcel of land in the City of Lexington, County of Fayette and State of Kentucky, and described as follows, to wit: Known as #558 and 560 Merino Street, fronting on the west side of said Street thirty-five (35) feet and running back preserving the same width in a westerly direction ninety (90) feet more or less, and located between the end of the Railroad Trestle on the north side and Briben Street on the South.

The above described parcel contains 4,177 sq. ft.

Being a portion of the same property acquired by the Commonwealth of Kentucky for the use and benefit of the Transportation Cabinet, Department of Highways, from B. J. Stidham, Executor of the estate of Alberta Grace McMahan, deceased, by deed dated February 25, 2009 and being of record in Deed Book 2868, Page 585, in the office of the Fayette County Clerk, Lexington, Kentucky.

Parcel No. 20
Tract A

All that lot of land on the west side of DeRoode Street, house number 836, beginning at a point, corner to William McDowell in said street; thence along his line in a westerly direction ninety-eight (98) feet; thence at about right angles in a northerly direction forty feet (40) more or less; thence at about right angles ninety-eight (98) feet to DeRoode Street; thence along the westerly side of DeRoode Street forty-one (41) feet more or less to McDowell's corner at the place of beginning and being number 2 in the deed from Peter Petro and Alma Petro, his wife, to Ted Petro and Joe Petro, bearing date of August 31, 1935 and of record in Deed Book 308, Page 252 in the office of the Fayette County Clerk; and

The above described parcel contains 4,125 square feet.

Being a portion of the same property acquired by the Commonwealth of Kentucky for the use and benefit of the Transportation Cabinet, Department of Highways, by Master Commissioner Deed dated June 28, 2013 and being of record in Deed Book 3169, Page 339, and being in the office of the Fayette County Clerk, Lexington, Kentucky.

Parcel No. 21

Being all of Parcels 1 and 2 as shown on the Consolidation Minor Subdivision Plat for Mickey Strunk of record in Plat Cabinet L, Slide 276 in the office of the Fayette County Clerk, to which reference is hereby made for a more particular description thereof, said premises being known and designated as 844-848 DeRoode Street; and

Being a portion of the same property acquired by the Commonwealth of Kentucky for the use and benefit of the Transportation Cabinet, Department of Highways, from Jimmy Ray Allen and Tina Rose Allen, husband and wife, by deed dated April 15, 2011 and being of record in Deed Book 3002, Page 519, in the office of the Fayette County Clerk, Lexington, Kentucky.

Parcel No. 22
Tract I

All that lot or parcel of land in the City of Lexington, Fayette County, Kentucky, located on DeRoode Street and fronting twenty (20) feet on said street and extending back between parallel lines a distance of ninety (90) feet more or less on either side and being the same lot as that shown on the City Assessors Block Map as 856 DeRoode Street or lot 1-27-37;

Tract II

All that lot or parcel of land in the City of Lexington, Fayette County, Kentucky, located on DeRoode Street and fronting nineteen (19) feet on said street and extending back between parallel lines a distance of ninety (90) feet more or less on either side and being the same lot as that shown on the City Assessors block map as 860 DeRoode Street of Lot 1-27-39;

Tract III

Beginning at a point in the south line of DeRoode Street and in the line with the edge of a concrete hand rail on the pedestrian step approach to the viaduct; thence with said line paralleling said viaduct 98 feet to the right of way of the Southern Railroad Company's property; thence in a easterly direction with the line of said railroad company 92 feet; thence in a northerly direction 96 feet to the south line of DeRoode Street; thence with the south line of DeRoode Street in a westerly direction 67 feet to the point of beginning; and being known and designated as 870 DeRoode Street, Lexington, Kentucky; and

There is excepted from the above and foregoing description that tract of land which Grantors conveyed to the Commonwealth of Kentucky Department of Highways on April 2, 1979, which deed is of record in Deed Book 1224, Page 535 in the Fayette County Clerk's office; and

Tract IV

Beginning at a point 23.85 feet West of Deroode Street, said point also being 10.00 feet West of the West curb line of Deroode Street; thence South 70 degrees 06'55" West 1.15 feet to a point 25.00 feet West of Deroode Street thence North 40 Degrees 23'25" West 44.06 feet to a point 40.00 feet West of Deroode Street thence North 69 degrees 28'22" East 12.94 feet to a point 27.06 feet West of Deroode, said point also being 10.00 feet West of the west curb of Deroode Street; thence South 24 degrees 55'11" East 41.58 feet to the beginning and containing 291.96 square feet more or less.

Being a portion of the same property acquired by the Commonwealth of Kentucky for the use and benefit of the Transportation Cabinet, Department of Highways, from the estate of James E. Caton, III, by and through Marsha McDaniel Caton, Execurtrix, by deed dated August 8, 2011 and being of record in Deed Book 3025, Page 719, and by subsequent deed of correction dated January 14, 2014 and being of record in Deed Book 3210, page 458 all in the office of the Fayette County Clerk, Lexington, Kentucky.

Parcel No. 39

Beginning at a point in the East line of DeRoode Street, said point being 273 feet south of the original line of West High Street which is the line of the West High Street Viaduct; thence in an Easterly direction 101 feet to a stake in the line of the City of Lexington Town Branch; thence in a southerly direction with the line of said branch 25 feet to a stake; thence in a Westerly direction 99 feet to a stake in the East line of DeRoode Street; thence with the East line of DeRoode Street in a northerly direction 27.3 feet to the beginning; the improvements on said premises being known and designated as No. 821 DeRoode Street.

The above described parcel contains 2,688 sq. ft.

Being a portion of the same property acquired by the Commonwealth of Kentucky for the use and benefit of the Transportation Cabinet, Department of Highways, from B. J. Stidham, Executor of the Estate of Alberta Grace McMahan, deceased, by deed dated February 25, 2009 and being of record in Deed Book 2868, Page 606, in the office of the Fayette County Clerk, Lexington, Kentucky.

Parcel 50
Tract A

Being all of Lot No. 33, Block 27, Ward 1 in the city of Lexington, Fayette County, Kentucky, as shown by block and plat map in the Fayette County Clerk's Office, and any improvements thereon, known as 824-826 DeRoode Street, Lexington, Kentucky; and

The above described parcel contains 3,113 square feet.

Being a portion of the same property acquired by the Commonwealth of Kentucky for the use and benefit of the Transportation Cabinet, Department of Highways, by Master Commissioner Deed dated June 28, 2013 and being of record in Deed Book 3169, Page 334, and being in the office of the Fayette County Clerk, Lexington, Kentucky.

Parcel No. 54

Being a tract of land lying in Fayette County located along DeRoode Street and Neville Street and composed of the following tracts:

Tract No. 1 – 845 DeRoode Street

That certain lot of land with improvements thereon, fronting eighteen (18) feet, more or less, on DeRoode Street in said City of Lexington, Kentucky, and extending back of

equal width distance of one hundred (100) feet, more or less; the improvements thereon being known and designated as 845 DeRoode Street, Lexington, Kentucky; and

Tract No. 2 – 805 DeRoode Street

Beginning at a point in the east line of DeRoode Street, corner to Tract 3 and said point being 380.5 feet south of the original line of West High Street, which is the line of the West High Street Viaduct; thence in an easterly direction with the line of Tract 3, 92 feet more or less to the line of the Tract 3; thence in a southerly direction with the line of said Tract 3 62.7 feet; thence in a westerly direction 87.5 feet to the east line of DeRoode Street; thence with the east line of DeRoode Street in a northerly direction 62 feet to the point of beginning; the improvements on said premises being known and designated as 805 DeRoode Street.

Tract No. 3 – 812-840 Neville Street

Parcel No. 2

Beginning at an iron pin in the east line of DeRoode Street corner to Tract 2: thence with the easterly line of DeRoode Street N 21° 45' 00" W 57.30 feet to an iron pin corner to McMahan; thence with the line of McMahan N 69° 34' 36" E 99.23 feet to an iron pin in the westerly line of Parcel No. 1; thence with the westerly line of Parcel No. 1, S 22° 08' 00" E 56.80 feet to an iron pin, said point being 82.5 feet north of the southwest corner of Parcel No. 1; thence S 69° 17' 00" W 99.60 feet along the line of Tract 2 to the beginning and containing 5669.9 square feet;

Parcel No. 3

Beginning at an iron pin in the easterly line of DeRoode Street corner to McMahan; thence with the easterly line of DeRoode Street N 21° 45' 00 39.27 feet to an iron pin; thence N 68° 05' 30" E 98.60 feet to an iron pin in the westerly line of Parcel No. 1, said point being feet south of the northwest corner of Parcel No. 1: thence with the westerly line of McMahan; thence 00" E 38.5 feet to an iron pin corner with the line of McMahan S 67° 38' 30" W 98.81 feet to the beginning and containing 3836.7 square feet.

The above described parcel contains 1.12 acres of Permanent Right of Way.

Being a portion of the same property acquired by the Commonwealth of Kentucky for the use and benefit of the Transportation Cabinet, Department of Highways, from Terry L. Bryant and Linda Gail Bryant, his wife, by deed dated March 31 2009 and being of record in Deed Book 2867, Page 614, in the office of the Fayette County Clerk, Lexington, Kentucky.

There is excepted herefrom and not conveyed herewith the following described tract:

Parcel No. 1

Beginning at a point in the westerly line of Neville Street, said point being the new south right-of-way of West High Street (also called new south right-of-way of Neville Street and DeRoode Street connector); thence with the new south right-of-way of West High Street (as staked by the Kentucky Department of Transportation) for two calls S 84° 22' 57" W 75.90 feet and S 70°33' 30" W 72.49 feet; thence with the rear line (east) of the lots that front on DeRoode Street S 22° 08' 00" E 326.58 feet to a corner with Lexington Fayette Urban County Government; thence with the line of Lexington Fayette Urban County Government N 61° 10' 00" E 95.98 feet to a point in the westerly line of Neville Street; N 12° 24' 00" W 294.66 feet to the beginning and containing 37,919.6 square feet;

End of exception

Parcel 100

Tract A

Beginning at a point in the existing east right-of-way line of said railway 92.91 feet right of Noise Wall Sta. 101+50.00; thence with a proposed right-of way line for 5 calls: South 46 degree 25 minutes 18 seconds West, 83.16 feet to a point 20.00 feet right of Noise Wall Sta.101+10.00; thence South 14 degrees 49 minutes 34 seconds East, 10.00 feet to a point 20.00 feet right of Noise Wall Sta. 101+00.00; thence South 75 degrees 10 minutes 19 seconds West, 18.00 feet to a point 2.00 feet right of Noise Wall Sta. 101+00.00; thence North 14 degrees 49 minutes 41 seconds West, 2155.00 to a point 2.00 feet right of Noise Wall Sta. 122+55.00; thence North 75 degrees 10 minutes 19 seconds East, 29.90 feet to a point in said existing east right-of-way line 31.90 feet right of Noise Wall Sta. 122+55.00; thence with said existing east right-of-way line a for 7 calls; South 19 degrees 13 minutes 18 seconds East, 53.83 feet to a point 36.03 feet right of Noise Wall Sta. 122+01.33; thence South 19 degrees 52 minutes 54 seconds East, 867.73 feet to a point 112.46 feet right of Noise Wall Sta. 113+36.97; thence South 70 degrees 06 minutes 19 seconds West, 110.00 feet to a point 2.89 feet right of Noise Wall Sta. 113+27.26; thence South 19 degrees 51 minutes 47 seconds East, 254.94 feet to a point 25.27 feet right of Noise Wall Sta. 110+73.30; thence South 60 degrees 38 minutes 12 seconds West, 2.14 feet right of Noise Wall Sta. 110+72.76; thence South 14 degrees 34 minutes 11 seconds East, 783.76 feet to a point 19.66 feet right of Noise Wall Sta. 102+89.01; thence South 42 degrees 36 minutes 48 seconds East, 157.13 feet to the point of beginning. The above described parcel contains 2.133 acres (92,913 square feet).

It is understood between the parties hereto and made a covenant herein that the above described property is conveyed in fee simple.

Parcel 100

Tract B

Beginning at a point in the proposed right-of-way 2.00 feet right of Noise Wall Sta. 101+00.00; thence with a permanent easement line for 3 calls: South 75 degrees 10 minutes 19 seconds West, 12.00 feet to a point 10.00 feet left of Noise Wall Sta.

101+00.00; thence North 14 degrees 49 minutes 41 seconds West, 2155.00 feet to a point 10.00 feet left of Noise Wall Sta. 122+55.00; thence North 75 degrees 10 minutes 19 seconds East, 12.00 feet to a point in said proposed right of way line 2.00 feet right of Noise Wall Sta. 122+55.00 thence with the proposed right-of-way line South 14 degrees 49 minutes 41 seconds East, 2155.00 feet to the point of beginning.

The above described parcel contains 25,860 square feet.

It is the specific intention of the grantor herein to convey a permanent easement to Parcel 100 Tract B for the purpose of perpetual maintenance of structures essential to the use and benefit of the Grantee.

Being a portion of the same property acquired by the Commonwealth of Kentucky for the use and benefit of the Transportation Cabinet, Department of Highways, from the Board of Trustees of the Cincinnati Southern Railway, by deed dated April 10, 2012 and being of record in Deed Book 3070, Page 457, in the office of the Fayette County Clerk, Lexington, Kentucky.

All of the remaining portion of P104

Beginning at a point in the original west right of way of DeRoode Street, said point also being in the south right of way of West High Street; thence leaving the south right of way of West High Street and with the original West right of way of DeRoode Street, South 19° 49' 11" East, 65.40 feet to a point; thence leaving the original west right of way of DeRoode Street, South 69° 42' 15" West, 12.73 feet to a point in the existing west right of way of DeRoode Street; thence with the existing west right of way of DeRoode Street, North 16° 54' 01" West, 68.11 feet to a point in the south right of way of West High Street; thence with the south right of way of West High Street, North 85° 24' 24" E, 9.59 feet to the POINT OF BEGINNING and containing 735.30 square feet or 0.02 acres.

Being a portion of the same property acquired by the Commonwealth of Kentucky for the use and benefit of the Transportation Cabinet, Department of Highways, from Taylor's, Inc., by deed dated April 2, 1979 and being of record in Deed Book 1224, Page 532, in the office of the Fayette County Clerk, Lexington, Kentucky.

All of the remaining portion of P105

Beginning at a point in the original west right of way of DeRoode Street, said point also being in the south right of way of West High Street; thence South 19° 49' 11" East, 65.40 feet to the True Point Of Beginning, thence with the original west right of way of DeRoode Street, South 19° 49' 11" East, 41.52 feet to a point in the existing west right of way of DeRoode Street; thence with the existing west right of way of DeRoode Street for two calls, South 70° 11' 19" West, 9.09 feet to a point, thence North 24° 49' 46" West, 41.58 feet to a point; thence leaving the west right of way of DeRoode Street, North 69° 42' 15" East, 12.73 feet to the True Point Of Beginning and containing 452.54 square feet or 0.01 acres.

Being a portion of the same property acquired by the Commonwealth of Kentucky for the use and benefit of the Transportation Cabinet, Department of Highways, from Taylor Tire Co. Inc., by deed dated April 2, 1979 and being of record in Deed Book 1224, Page 535, in the office of the Fayette County Clerk, Lexington, Kentucky.

PERMANENT EASEMENT

A permanent easement is herein being retained by the Transportation Cabinet, Department of Highways;

Being a tract of land in Fayette County Kentucky, said tract formerly being a portion of the right-of-way of the Cincinnati Southern Railway and lying just southeast of the centerline intersection of said railway and Versailles Road (US 60). Said tract being more particularly described as follows:

Beginning at a point in the intersection of the existing east right of way of the railroad and the southwest right of way of US 60 and the proposed permanent easement; thence leaving the railroad right of way and with the right of way of US 60 and the proposed permanent easement, South 19° 14' 16" East, 55.16 feet to a point, said point being a corner in the southwest right of way of US 60; thence with the property line and proposed permanent easement, South 19° 52' 54" East, 27.68 feet to a point; thence leaving the property line with the proposed permanent easement, and crossing the noise wall, South 85° 16' 15" West, 37.16 feet to a point in the existing east right of way of the railroad; thence with the existing east right of way of the railroad for two calls: North 14° 49' 41" West, 76.05 feet to a point, said call is parallel with the noise wall; thence North 75° 10' 19" East, 29.90 feet to the Point Of Beginning and containing 2,616.92 square feet or 0.06 acres.

Being a portion of the same property acquired by the Commonwealth of Kentucky for the use and benefit of the Transportation Cabinet, Department of Highways, from the Board of Trustees of the Cincinnati Southern Railway, by deed dated April 10, 2012 and being of record in Deed Book 3070, Page 457, in the office of the Fayette County Clerk, Lexington, Kentucky.

IT IS AGREED AND UNDERSTOOD that the conveyance is subject to any and all utility or other easements of record in or upon the above-described property and to any and all rights of others recognized and/or permitted by the Grantor for the presence of utilities, (i.e. electric, gas, water, telephone, cable TV, etc.), in or upon the property, and in respect to such utility rights, where no easement exists, this conveyance is subject to the Grantee's agreement to dedicate or convey permanent easements to the owner(s) of said utilities for the perpetual maintenance thereof.

IT IS ALSO AGREED AND UNDERSTOOD that the erection and/or maintenance of off-premise advertising devices, including but not necessarily limited to billboards, upon the above-described property is prohibited.

IT IS ALSO AGREED AND UNDERSTOOD that should the subject property cease to be put to a public use for development of residential housing in accordance with the Record of Decision approved by the Federal Highway Administration, dated October 11, 2007, by the Lexington Fayette Urban County Government, its successors or assigns, the property shall revert to the Commonwealth of Kentucky, for the use and benefit of the Transportation Cabinet, without monetary consideration.

IT IS ALSO AGREED AND UNDERSTOOD that the property is to be transferred by the Lexington-Fayette Urban County Government to the Lexington Community Land Trust.

IT IS FURTHER AGREED AND UNDERSTOOD that pursuant to the terms of the memorandum of understanding, dated October 10, 2013, the terms and conditions being incorporated herein by reference as if fully set forth herein, entered into by and between the Commonwealth of Kentucky on behalf of the Transportation Cabinet, Department of Highways, Lexington-Fayette Urban County Government, and the Lexington Community Land Trust, the parties hereto shall enter into an environmental covenant as required by KRS Chapter 224.80 that shall place certain restrictions on the use and development of the subject property. It is further understood that the subsequent deed conveying the subject property by the Lexington-Fayette Urban County Government, contain provisions which will require the grantee to execute the above referenced environmental covenant.

TO HAVE AND TO HOLD unto the Grantee, Lexington-Fayette Urban County Government, an urban county government pursuant to KRS Chapter 67A, its successors and assigns forever, in fee simple with a covenant of Special Warranty.

CONSIDERATION CERTIFICATE OF GRANTOR

The Grantor herein, hereby certifies that this property, which is valued at \$384,700.00, is conveyed for no monetary consideration, as set forth hereinabove.

IN TESTIMONY WHEREOF, the Commonwealth of Kentucky has executed this Deed of Conveyance by Lori H. Flanery, Secretary of the Finance and Administration Cabinet of the Commonwealth of Kentucky, this the day and date first hereinabove written.

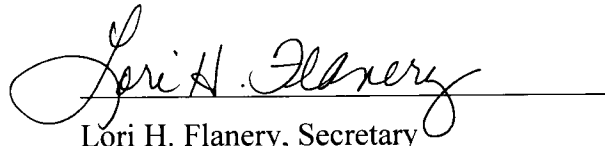
GRANTOR

Approved as to form and legality:

Commonwealth of Kentucky, by:



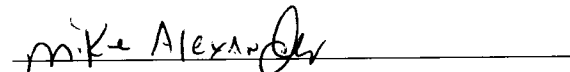
Attorney
Finance and Administration Cabinet



Lori H. Flanery, Secretary
Finance and Administration Cabinet

Examined:

This deed of conveyance is hereby approved:



Counsel to Governor



Steven L. Beshear, Governor
Commonwealth of Kentucky

CERTIFICATE OF ACKNOWLEDGMENT

COMMONWEALTH OF KENTUCKY

COUNTY OF FRANKLIN

The foregoing Deed of Conveyance from the Commonwealth of Kentucky to the Lexington-Fayette Urban County Government, an urban county government pursuant to KRS Chapter 67A, including the Consideration Certificate of Grantor, was acknowledged and sworn before me this 18th day of February, 2014, by Lori H. Flanery, Secretary of the Finance and Administration Cabinet of the Commonwealth of Kentucky, on behalf of the Commonwealth of Kentucky.

Shirley M. Moran

Notary Public, State at Large

489433

My Commission expires: 5.16.2017

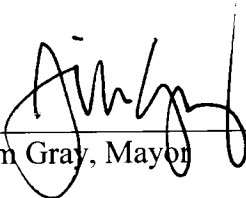
CONSIDERATION CERTIFICATE OF GRANTEE

The undersigned Grantee herein, does hereby certify that the consideration reflected in this deed, as set forth hereinabove, is the full consideration paid for the property hereby conveyed.

In witness whereof, the undersigned has executed this Consideration Certificate this 21st day of February, 20 14.

GRANTEE

Lexington-Fayette Urban County Government, an urban county government pursuant to KRS Chapter 67A, by:



Jim Gray, Mayor

CERTIFICATE OF ACKNOWLEDGMENT

COMMONWEALTH OF KENTUCKY

COUNTY OF Fayette

The foregoing Consideration Certificate of Grantee was acknowledged and sworn before me this 21st day of February, 20 14, by Jim Gray, Mayor, for and on behalf of the Lexington-Fayette Urban County Government, an urban county government pursuant to KRS Chapter 67A.

Eileen J. O'Donnell
Notary Public, State at Large 494325

My Commission expires: 8-25-2017

This document prepared by:

Will Fogle

Will Fogle, Attorney
Transportation Cabinet
Office of Legal Services
200 Mero Street
Frankfort, KY 40622
(502) 564-7650

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: DOUG BRADLEY ,dc

201402210202

February 21, 2014 15:15:07 PM

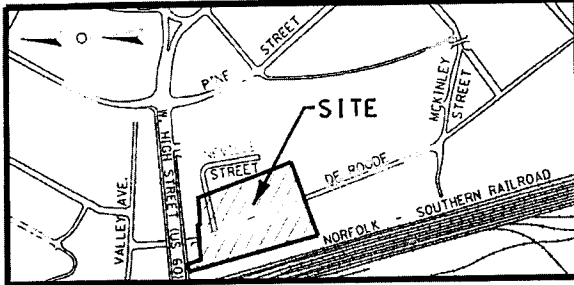
Fees	\$50.00	Tax	\$0.00
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Total Paid	\$50.00
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15 Pages

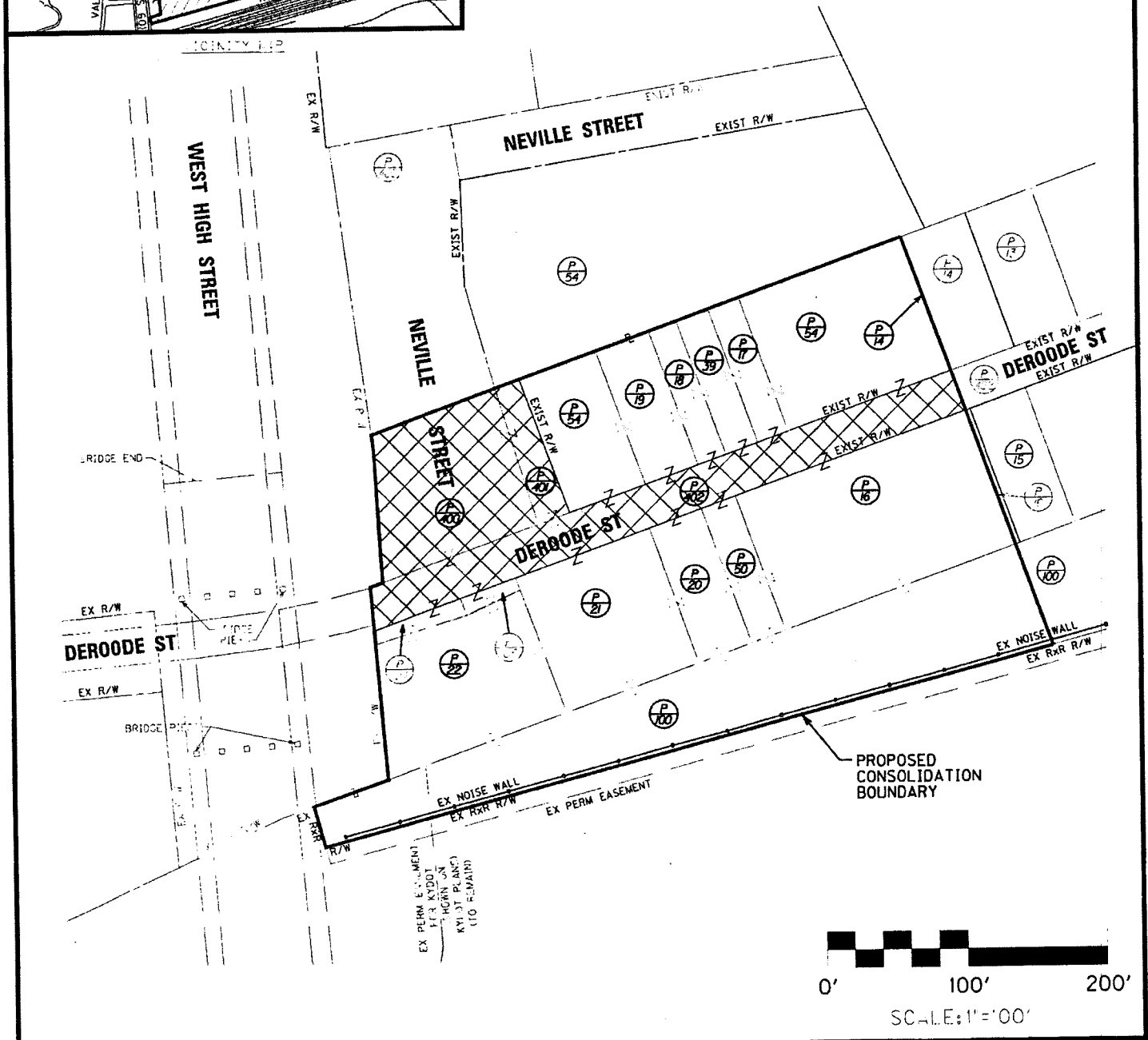
41 - 55



LEGEND



EXISTING RIGHT OF WAY
TO BE CLOSED

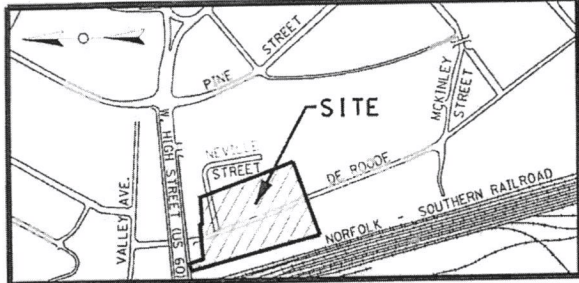


HHE

HALL-HARMON ENGINEERS, INC.
1001 DOVE RUN ROAD
SUITE 203
LEXINGTON, KENTUCKY 40502
(859) 269-3150
(859) 269-3079 FAX

**EXHIBIT OF EXISTING LFUGG
RIGHT OF WAY TO CLOSE**

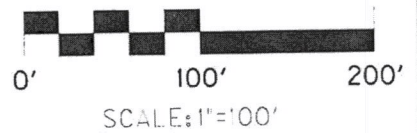
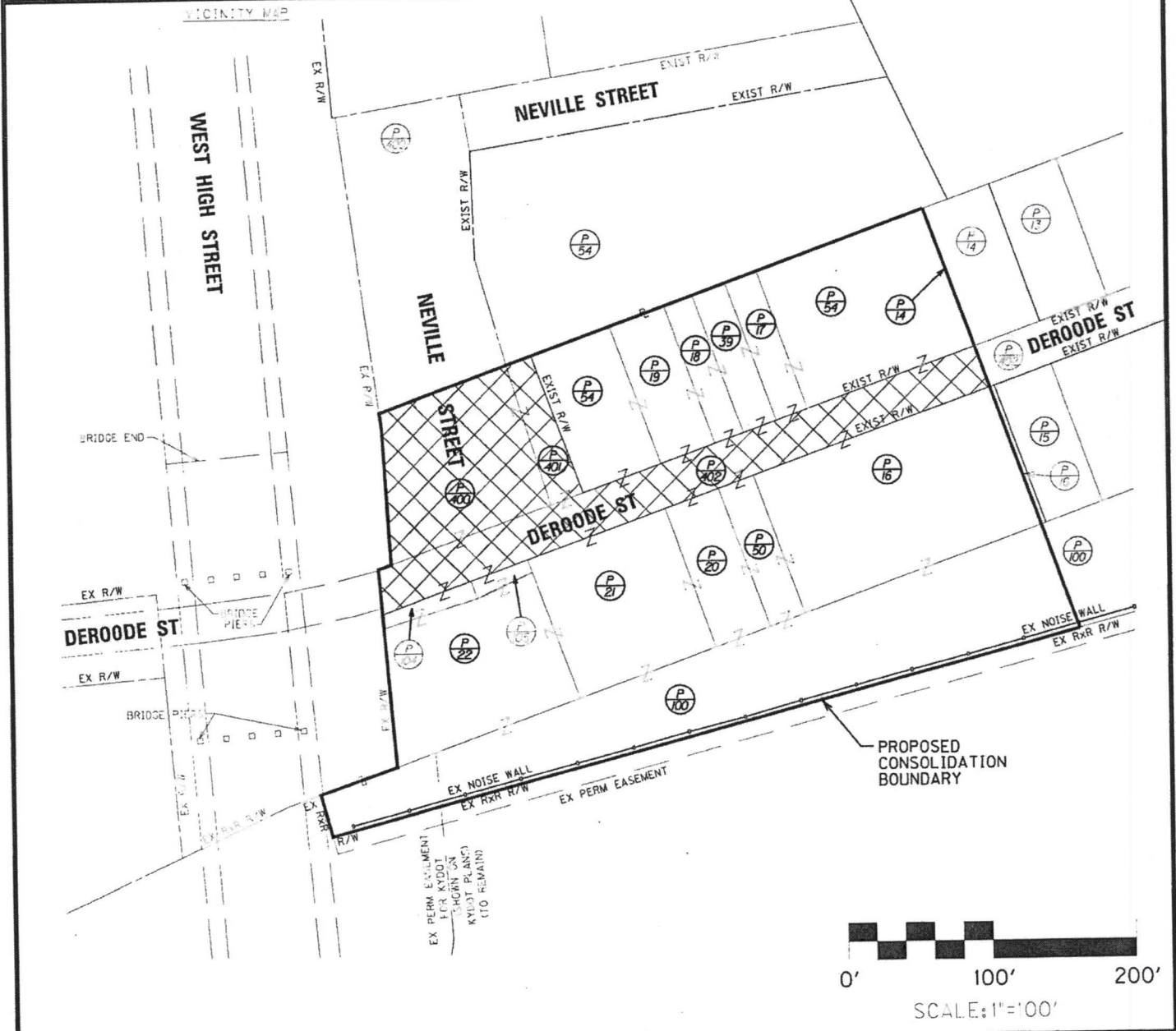
LEXINGTON-FAYETTE URBAN
COUNTY GOVERNMENT
FAYETTE COUNTY
LEXINGTON, KENTUCKY
MARCH 6, 2014



LEGEND



EXISTING RIGHT OF WAY
TO BE CLOSED



HHE

HALL-HARMON ENGINEERS, INC.
1081 DOVE RUN ROAD
SUITE 203
LEXINGTON, KENTUCKY 40502
(859) 269-3150
(859) 269-3079 FAX

**EXHIBIT OF EXISTING LFUGG
RIGHT OF WAY TO CLOSE**

LEXINGTON-FAYETTE URBAN
COUNTY GOVERNMENT
FAYETTE COUNTY
LEXINGTON, KENTUCKY
MARCH 6, 2014

DeRoode St right-of-way to close

HIGH

HIGH

NEVILLE

WHITMER

DE ROODE

