

TEMPORARY CONSTRUCTION EASEMENT

This **TEMPORARY CONSTRUCTION EASEMENT** is made and entered into this the 3rd day of October, 2017, by and between **KIMBERLY C. STOCKTON and STANLEY M. STOCKTON, wife and husband**, 771 Hildee Drive, Lexington, Kentucky 40502, which is the in-care of tax mailing address for the current year ("Grantors"), and **LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT**, 200 East Main Street, Lexington, Kentucky 40507, ("Grantee").

WITNESSETH:

That for and in consideration of the sum of **TWO THOUSAND ONE HUNDRED FIFTY DOLLARS AND 00/100 (\$2,150.00)**, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, said Grantors have **BARGAINED** and **SOLD** and do 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 Construction Easement
(a portion of 1600-1602 Clays Mill Road)

Clays Mill Road Improvement Project, Section 1
(Harrodsburg Road to New Circle Road)
Parcel No. 164

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

(CCF)

Being a tract of land lying in Fayette County on the west side of Clays Mill Road, point of beginning being approximately 108 feet north of the intersection of Springhill Drive and Clays Mill Road, and more particularly described as follows:

Beginning at a point 35.31 feet right of Clays Mill Road at Station 213+54.66; thence North 24 Degrees 52 Minutes 56 Seconds East a distance of 75.00 feet to a point 34.73 feet right of Clays Mill Road at Station 214+29.69; thence South 58 Degrees 34 Minutes 57 Seconds East a distance of 10.97 feet to a point 45.64 feet right of Clays Mill Road at Station 214+28.54; thence South 24 Degrees 52 Minutes 56 Seconds West a distance of 57.18 feet to a point 46.09 feet right of Clays Mill Road at Station 213+71.31; thence South 40 Degrees 48 Minutes 23 Seconds East a distance of 9.88 feet to a point 55.13 feet right of Clays Mill Road at Station 213+67.31; thence South 24 Degrees 52 Minutes 56 Seconds West a distance of 14.84 feet to a point 55.24 feet right of Clays Mill Road at Station 213+52.47; thence North 58 Degrees 25 Minutes 44 Seconds West a distance of 20.04 feet to a point 35.31 feet right of Clays Mill Road at Station 213+54.66 and the POINT OF BEGINNING; and,

The above described parcel contains 0.022 acres (965 sq. ft.) of temporary construction easement; and

Being a portion of the property conveyed to Kimberly C. Stockton, a married person, by deed dated, March 10, 1997 of record in Deed Book 1900, Page 577, in the Fayette County Clerk's Office.

TO HAVE AND TO HOLD said easement 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 easement runs with the land for the duration of the improvement project and is binding upon the successors and assigns of the Grantors. The temporary construction easement shall take effect upon the commencement of construction of the project and will expire upon completion of the project.

Grantors do hereby release and relinquish unto the Grantee, its successors and assigns forever, all of their right, title, and interest in and to the property to the extent of the interest conveyed herein, including all exemptions allowed by law, and do hereby covenant to and with 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 same as herein done, and that they 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 temporary construction easement, which pertains to a public right-of-way, need not contain a statement of consideration.

IN TESTIMONY WHEREOF, the Grantors have signed this Temporary Construction Easement, this the day and year first above written.

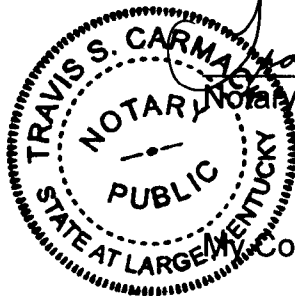
GRANTORS:


KIMBERLY C. STOCKTON


STANLEY M. STOCKTON

COMMONWEALTH OF KENTUCKY)
)
COUNTY OF FAYETTE)

This instrument was acknowledged, subscribed and sworn to before me by Kimberly C. Stockton and Stanley M. Stockton, wife and husband on this the 3rd day of October, 2017.

 Travis S. Carmichael ID# 575447
Notary Public, Kentucky, State at Large
Commission Expires: 3 13 2021

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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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: SHEA BROWN ,dc

201710110135

October 11, 2017 11:14:32 AM

Fees	\$20.00	Tax	\$0.00
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Total Paid	\$20.00
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