

RELEASE OF EASEMENT

This instrument made and entered into this ____ day of _____, 2018, by **LEXINGTON – FAYETTE URBAN COUNTY GOVERNMENT**, at 200 East Main Street, Lexington, KY, 40507, its successors and assigns (herein called “Government”) and **CLARK MATERIAL HANDLING COMPANY**, a Delaware corporation, having an address of 700 Enterprise Drive, Lexington, KY, 40510, Party of the Second Part (herein collectively called “Owner”).

WITNESSETH:

THAT WHEREAS, the Government has an existing 20’ Utility Easement and Street Light Easement located at 700 Enterprise Drive, Lexington, KY, 40510; and

WHEREAS, said easement is identified on Easement Minor Amended Final Record Plat of Enterprise Industrial Park (East), Unit 1, recorded in the Fayette County Clerk’s office at Plat Cabinet J, Slide 985,

WHEREAS, Clark Material Handling Company (herein called “Owner”), did dedicate certain easements within Unit 1 of the Enterprise Industrial Park (East) industrial development as shown on the above referenced Plat including a 20-foot Utility Easement and Street Light Easement located within Lot 1 (the “Easement”).

WHEREAS, the Owner is desirous of having the “Easement” released and the Government is agreeable.

NOW THEREFORE, for valuable consideration, receipt of which is hereby acknowledged, (said consideration for this instrument is not measurable in money), the Government does hereby release, relinquish, and quit-claim unto the Owner all of its rights, title, and interest, if any, in and to the said “Easement”. This instrument applies only to the “Easement” identified as **“20’ UTILITY EASEMENT AND STREET LIGHT EASEMENT (ONLY HATCHED AREA RELEASED BY THIS DOCUMENT)”** on the attached drawing by Palmer Engineering, labeled as Exhibit “A” attached hereto and made a part hereof, and does not release or modify any other easements or property rights of Government, including, without limitation, any easements overlapping the Easement.

Title to the property affected hereby was acquired by the Owner by Deed dated the 19th day of October, 2012, and recorded in Deed Book 3107, Page 265, in the aforesaid Clerk's Office.

IN WITNESS WHEREOF, the undersigned does hereunto cause its corporate name to be affixed by its duly authorized officer, this the ____ day of _____, 2018.

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

BY: _____

James Gray, II

ITS: Mayor

STATE OF _____

COUNTY OF _____

I, _____, a Notary Public in and for the State and County aforesaid hereby certify that _____, personally know to me to be the _____, of **LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT**, appeared before me this day in person in the State and County aforesaid and acknowledged the execution and delivery of the foregoing instrument to be the free act and deed of **LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT** and his free act and deed as such _____ thereof.

WITNESS my hand this _____ day of _____, 2018.

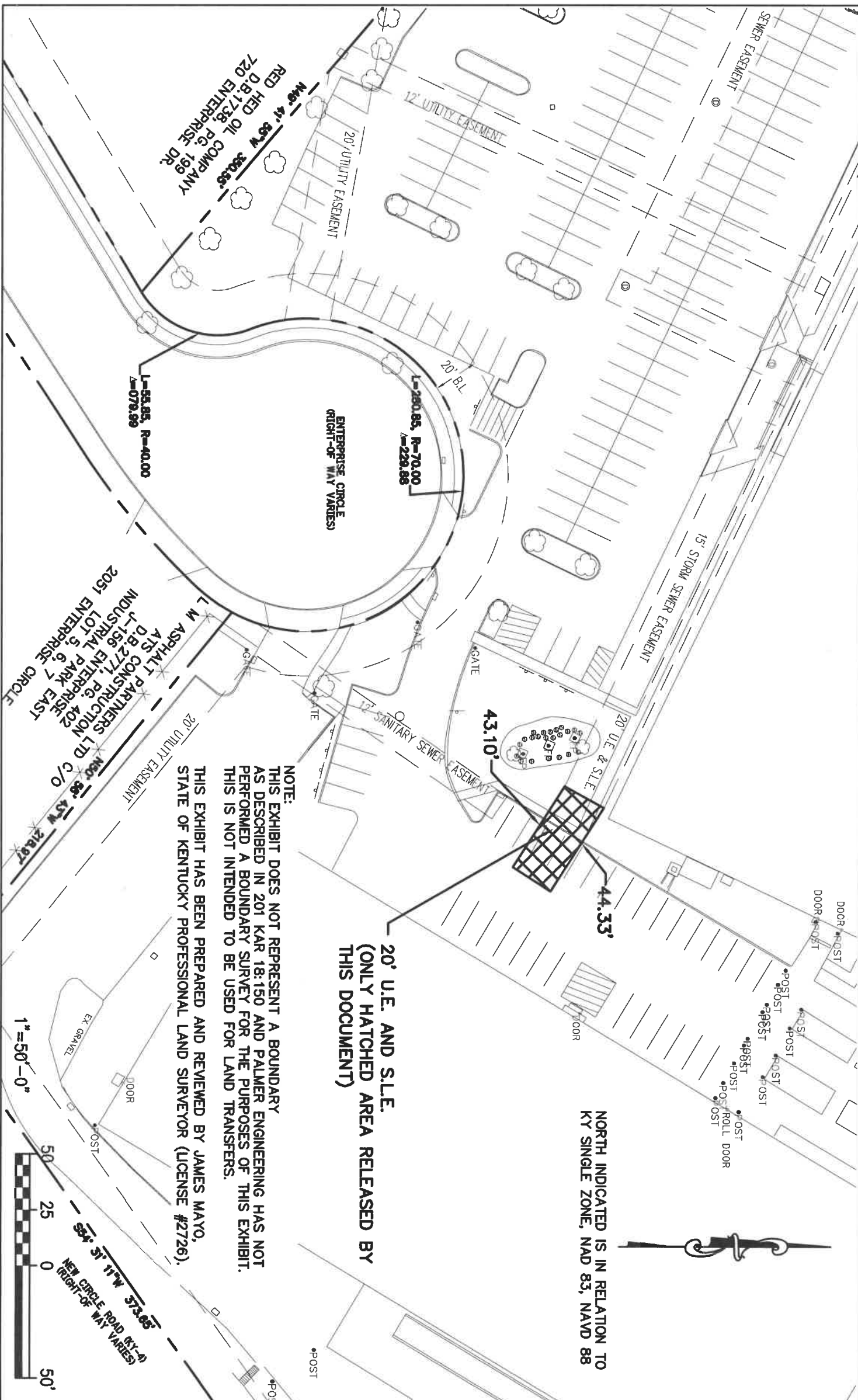
My commission expires on the _____ day of _____, 20__.

NOTARY PUBLIC

THIS INSTRUMENT PREPARED BY:

A handwritten signature in cursive script, reading "Michael J. Grossman", followed by a horizontal line extending to the right.

Michael J. Grossman, Esq.
CLARK Material Handling Company
700 Enterprise Drive
Lexington, KY 40510

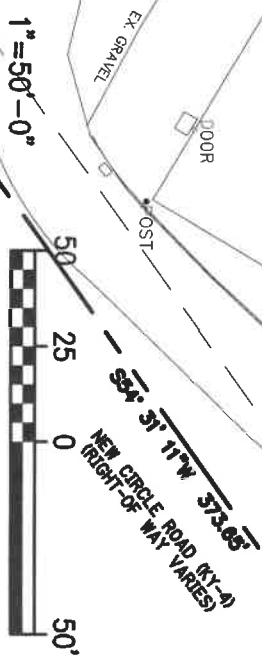


NOTE:
 THIS EXHIBIT DOES NOT REPRESENT A BOUNDARY
 AS DESCRIBED IN 201 KAR 18:150 AND PALMER ENGINEERING HAS NOT
 PERFORMED A BOUNDARY SURVEY FOR THE PURPOSES OF THIS EXHIBIT.
 THIS IS NOT INTENDED TO BE USED FOR LAND TRANSFERS.

THIS EXHIBIT HAS BEEN PREPARED AND REVIEWED BY JAMES MAYO,
 STATE OF KENTUCKY PROFESSIONAL LAND SURVEYOR (LICENSE #2726).

**20' U.E. AND S.L.E.
 (ONLY HATCHED AREA RELEASED BY
 THIS DOCUMENT)**

NORTH INDICATED IS IN RELATION TO
 KY SINGLE ZONE, NAD 83, NAVD 88



Palmer ENGINEERING
 Palmer Engineering
 301 East Main Street
 Suite 600
 Lexington, KY, 40517
 (606) 255-5253

Job: 11014.03 Date: 05/24/2018 Drawn: WCM
 Sheet: EXH A Scale: 1"=50' Check: [initials]

EASEMENT RELEASE EXHIBIT A

CLARK MATERIAL HANDLING COMPANY
 700 ENTERPRISE DRIVE
 LEXINGTON, KENTUCKY

DATE	REVISION DESCRIPTION

RELEASE OF EASEMENT DESCRIPTION

FOR

Clark Material Handling Company
700 Enterprise Drive

LOT 1 – BLOCK "C"
ENTERPRISE INDUSTRIAL PARK (EAST)
UNIT 1

A certain parcel of land located in Fayette County, Kentucky, situated along Enterprise Drive in the city of Lexington, Fayette County, Kentucky and being more particularly described as follows:

Commencing at an Iron Pin and Cap in the existing right of way of Enterprise Drive, corner to Lot 4, Block "C", thence leaving Lot 4, Block "C" with the existing right of way of Enterprise Drive, along a arc to the left, having a radius of 330.00 feet, a length of 85.08 feet and an chord of North 38°18'22" East 84.85 feet to a point, thence;

North 30°55'12" East 92.42 feet to a point, in the existing right of way of Enterprise Drive, thence leaving the existing right of way of Enterprise Drive with the existing 20' Utility and Storm Line Easement;

South 59°06'19" East 446.93 feet to a point in the existing easement, the **Point of Beginning (P.O.B.)**, thence across the easement;

North 34°25'31" East 20.04 feet to a point, thence;

South 52°02'39" East 44.33 feet to a point at the end of the existing easement, thence continuing with the existing easement;

South 37°57'21" West 20.00 feet to a point, thence;

North 52°02'39" West 43.10 feet to the **Point of Beginning (P.O.B.)**, containing 874 Square feet or 0.020± Acres of land, and being a part of the same property conveyed to Clark Material Handling Company, by deed dated October 19, 2012, and recorded in Deed Book 3107, Page 265 in the Fayette County Clerk's Office.