

**TEMPORARY CONSTRUCTION EASEMENT**

This **TEMPORARY CONSTRUCTION EASEMENT** is made and entered into this 8 day of June 2015, by and between **JOSEPH J. ROSS AND SHARON ROSS**, husband and wife, 3712 Polo Club Boulevard, Lexington, Fayette County, Kentucky 40509, 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 **FOUR HUNDRED SEVENTY-FIVE DOLLARS AND NO/100 (\$475.00)**, and other good and valuable consideration, 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 based upon Lexington-Fayette Urban County Control Survey Monuments:

**Temporary Construction Easement**  
**(a portion of 3712 Polo Club Boulevard)**

**Polo Club Boulevard Road Improvement Project**  
**(Deerhaven Lane to Todds Road)**

Being a tract of land lying in Fayette County along Polo Club Boulevard approximately 1540' north of the intersection of Polo Club Boulevard and Todds Road (KY 1927), and more particularly described as follows:

Mail to:  
Hon. Glenda Humphrey George  
Department of Law, 11<sup>th</sup> Floor  
200 East Main Street  
Lexington, KY 40507

(CF)

Beginning at a point in the existing right of way line of Polo Club Boulevard 70.00 feet left of Polo Club Boulevard station 513+25.00; thence with the proposed easement line S 58°12'58" W, a distance of 10.00' to a point 80.00 feet left of Polo Club Boulevard station 513+25.00; thence N 51°38'58" W, a distance of 28.46' to a point in the north property line, 90.00 feet left of Polo Club Boulevard station 513+49.56; thence with the north property line N 83°33'53" E, a distance of 21.92' to a point 70.00 feet left of Polo Club Boulevard station 513+41.24; thence with a curve turning to the left with an arc length of 17.38', with a radius of 1,070.00', with a chord bearing of S 31°19'07" E, with a chord length of 17.38', to the POINT OF BEGINNING. The above described parcel contains 306.27 square feet (0.007 acres); and,

Being a portion of the same property conveyed to Joseph J. Ross and Sharon Ross, husband and wife by deed dated June 5, 2014, of record in Deed Book 3243, Page 358, in the Fayette County Clerk's Office.

**TO HAVE AND TO HOLD** said easement unto said Grantee, its successors and assigns, for the purposes and uses herein designated.

The above-described temporary construction easement will expire upon completion of the improvement project on this land, runs with the land for the duration of the improvement project on this land and is binding upon the successors and assigns of the Grantors.

Grantors do 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 same as herein done, and that they will **WARRANT GENNERALLY** said title.


The obtaining this easement was authorized by Resolution 16-2015, passed by the Lexington-Fayette Urban County Council on January 29, 2015. Pursuant to KRS

382-135(2)(a), this public utility easement is exempt from real estate transfer tax pursuant to KRS 142.050.

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

GRANTORS:

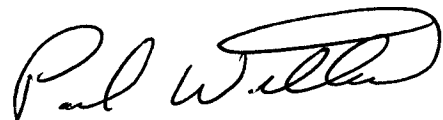
  
\_\_\_\_\_  
JOSEPH J. ROSS

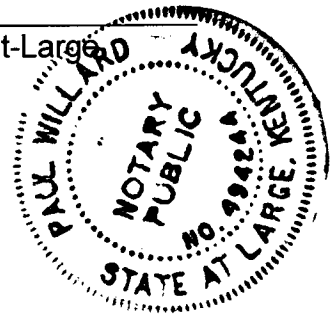
  
\_\_\_\_\_  
SHARON ROSS

COMMONWEALTH OF KENTUCKY            )  
  )  
COUNTY OF FAYETTE                    )

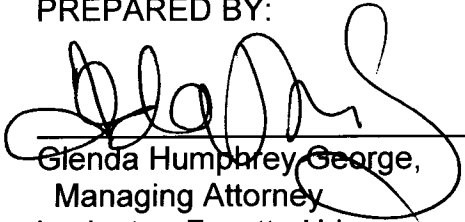
The foregoing Temporary Construction Easement was subscribed, sworn to and acknowledged before me by Joseph J. Ross and Sharon Ross, husband and wife, on this the 8 day of June, 2015.

My commission expires: 7.29.2017

  
\_\_\_\_\_  
Notary Public, Kentucky, State-at-Large  
494244



PREPARED BY:



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Glenda Humphrey George,  
Managing Attorney  
Lexington-Fayette Urban  
County Government  
Department of Law, 11<sup>th</sup> 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.



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By: MARCIA DERR ,dc

201506100152

June 10, 2015                      12:51:00    PM

Fees	\$20.00	Tax	\$ .00
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Total Paid	\$20.00
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