

**DEED OF EASEMENT**

THIS DEED OF EASEMENT is made and entered into this 13<sup>th</sup> day of July, 2005, by and between the **LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT**, 200 East Main Street, Lexington, Kentucky 40507 ("Grantor") and **COLUMBIA GAS OF KENTUCKY, INC.**, with principal offices located at 200 Civic Center Drive, P. O. Box 117, Columbus, Ohio 43216-0017 ("Grantee");

**WITNESSETH:**

That for and in consideration of the sum of Ten Dollars (\$10.00), and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Grantor has **BARGAINED** and **SOLD** and does hereby **GIVE, GRANT** and **CONVEY** unto the Grantee, its successors and assigns, the non-exclusive right to lay two pipelines, together with service connections, and to operate and maintain, repair, replace, or change the size of its pipes without interruption to service and to remove same, together with valves and other necessary appurtenances thereto, over, through, under and across the following tracts of land located in the confines of Lexington, Fayette County, Kentucky, and more particularly described as follows:

**GAS PIPELINE EASEMENT**

**(642, 644, 646, 648 and 650 East Loudon Avenue)**

Being a fifteen (15) feet wide gas pipeline easement situated on the lands of the Lexington-Fayette Urban County Government located at 642, 644, 646, 648 and 650 East Loudon Avenue, the northerly line of said easement being coincident with the southerly right of way of East Loudon Avenue the same being the westerly lot line of Lot No. 12 (known and designated as 642 East Loudon Avenue) as shown on the Final Plat of H. N. Wright Subdivision, of record in Plat Cabinet E, Slide 313, in the Fayette County Clerk's Office, and extending from the westerly property line (being the just described westerly lot line of Lot No. 12) easterly 250 feet to and terminating in the Lexington-Fayette Urban County Government's easterly property line (being the easterly property line of Lot No. 9, which is known and designated as 650 East Loudon Avenue), the same being the

RETURN TO PREPARER

westerly lot line of Lot No. 7 (known and designated as 652 East Loudon Avenue) as shown on the Final Plat of H. N. Wright Subdivision, of record in Plat Cabinet E, Slide 313, in the aforesaid Office.

Being a portion of the properties conveyed to the Lexington-Fayette Urban County Government by the following five (5) instruments: (1) 642 East Loudon Avenue (Lot No. 12) from Paul E. Fugazzi and Joyce H. Fugazzi, husband and wife, by deed dated April 16, 2003, of record in Deed Book 2355, Page 140; (2) 644 East Loudon Avenue (Lot No. 11) from Kimberly Ann Bennett, a single woman, by deed dated April 10, 2001, of record in Deed Book 2197, Page 543; (3) 646 East Loudon Avenue (Lot No. 10) from Patricia A. Jones, a single woman, by deed dated December 15, 2000, of record in Deed Book 2182, Page 521; (4) 648 East Loudon Avenue (Lot No. 9) from James R. Webb, a single man, and Martha J. Robinson, a single woman, by deed dated January 31, 2001, of record in Deed Book 2187, Page 424; and, (5) 650 East Loudon Avenue (Lot No. 8) from Jack Ryan King and Rita A. King, husband and wife, by deed dated October 27, 2003, of record in Deed Book 2412, Page 477, all in the aforesaid Office.

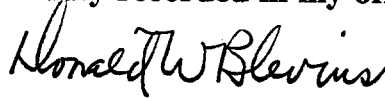
Together with the right to use such additional land on either side of the above-described easement as may be reasonably necessary for installation, operation, inspection, maintenance, repair, reconstruction and removal of said gas pipelines provided that the Grantee shall restore such area as has been disturbed as soon as practicable to its original condition after such installation, inspection, maintenance, repair, reconstruction and removal.

**TO HAVE AND TO HOLD** said easement unto said Grantee, its successors and assigns, for the purposes and uses herein designated. All pipes shall be buried by the Grantee and shall not interfere with Grantor's full right to use the surface of the land lying over said easement.

The Grantee shall indemnify and hold harmless the Grantor, its officers, agents, employees and assigns, from and against any and all claims, damages, losses, suits and actions, arising or resulting from the installation, construction, operation, maintenance,

Andrea L. Weddle, Attorney Senior  
Lexington-Fayette Urban  
County Government  
Department of Law  
200 East Main Street  
Lexington, Kentucky 40507  
(859) 258-3500

I, Donald W Blevins, County Court Clerk  
of Fayette County, Kentucky, hereby  
certify that the foregoing instrument  
has been duly recorded in my office.



By: Doug BRADLEY, dc

200507150295

July 15, 2005

10:32:45 AM

Fees	\$24.00	Tax	\$ .00
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Total Paid	\$24.00
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