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TEMPORARY CONSTRUCTION EASEMENT

This TEMPORARY CONSTRUCTION EASEMENT is made and entered into this the 25 day of October, 2016, by and between JENNIFER G. ROSS AND DOUGLAS C. ROSS, wife and husband, 2204 Clays Mill Road, Lexington, Kentucky 40503, 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 SEVEN HUNDRE FIFTY DOLLARS AND 00/100 (\$750.00), 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:

> Right-of-Way Temporary Construction Easement (a portion of 2204 Clays Mill Road)

Clays Mill Road Improvement Project, Section 1 (Harrodsburg Road to New Circle Road

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

> > (CF)

Parcel No. 86

Being a tract of land lying in Fayette County on the east side of Clays Mill Road, point of beginning being approximately 150 feet south of the intersection of Longview Drive and Clays Mill Road, and more particularly described as follows:

Beginning at a point 42.97 feet right of Clays Mill Road at Station 174+10.42; thence North 24 Degrees 44 Minutes 55 Seconds East a distance of 59.98 feet to a point 42.49 feet right of Clays Mill Road at Station 174+70.40; thence South 64 Degrees 40 Minutes 49 Seconds East a distance of 15.23 feet to a point 57.73 feet right of Clays Mill Road at Station 174+70.37; thence South 24 Degrees 44 Minutes 55 Seconds West a distance of 20.49 feet to a point 57.89 feet right of Clays Mill Road at Station 174+49.67; thence South 85 Degrees 41 Minutes 34 Seconds West a distance of 8.12 feet to a point 50.82 feet right of Clays Mill Road at Station 174+45.87; thence South 25 Degrees 38 Minutes 52 Seconds West a distance of 35.47 feet to a point 50.55 feet right of Clays Mill Road at Station 174+10.40; thence North 64 Degrees 40 Minutes 20 Seconds West a distance of 7.58 feet to a point 42.97 feet right of Clays Mill Road at Station 174+10.42 and the POINT OF BEGINNING; and,

The above described parcel contains 0.015 Acres (638 sq. ft.) of temporary construction easement; and,

Being a portion of the property conveyed to Jennifer G. Ross (formerly Jennifer G. Pasqual), a married person by Quitclaim Deed dated October 13, 2005, of record in Deed Book 2601, Page 71, 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 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. 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, 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:	
Qual Ross	_ 4
JENNIFER G. ROSS	DOUGLAS C. ROSS
COMMONWEALTH OF KENTUCKY)
COUNTY OF FAYETTE)

This instrument was subscribed, sworn to and acknowledged before me by Jennifer G. Ross and Douglas C. Ross, wife and husband, on this the $\frac{25}{25}$ day of $\frac{1}{25}$ 0.16.

My Commission Expires: 7-29-2017

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Notary Public, Kentucky, State at Large 95

Notary Public N

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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DEED BOOK 3442 PAGE 13

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

201610280035

October 28, 2016

9:00:50

AM

Fees

\$20.00

Tax

\$.00

Total Paid

\$20.00

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