

**TEMPORARY CONSTRUCTION EASEMENT**

This **TEMPORARY CONSTRUCTION EASEMENT** is made and entered into this the 25 day of JANUARY, 2017, by and between **ELIZABETH GAIL ADAM, a single person**, 1800 Clays Mill Road, Kentucky 40503, which is the in-care of tax mailing address for the current year ("Grantor"), and **LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT**, 200 East Main Street, Lexington, Kentucky 40507, ("Grantee").

**WITNESSETH:**

That for and in consideration of the sum of **ONE HUNDRED SEVENTY-FIVE DOLLARS AND 00/100 (\$175.00)**, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, said Grantor has **BARGAINED** and **SOLD** and does 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, relocation and removal 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 1800 Clays Mill Road)****Clays Mill Road Improvement Project, Section 1**  
**(Harrodsburg Road to New Circle Road)**  
**Parcel No. 150**

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

(CF)

Being a tract of land lying in Fayette County on the east side of Clays Mill Road, point of beginning being approximately 92 feet south of the intersection of Woodbine Drive and Clays Mill Road, and more particularly described as follows:

Beginning at a point 37.03 feet right of Clays Mill Road at Station 204+80.68; thence North 23 Degrees 52 Minutes 33 Seconds East a distance of 24.80 feet to a point 37.10 feet right of Clays Mill Road at Station 205+05.48; thence along an arc 7.83 feet to the right having a radius of 30.00 feet, the chord of which is North 31 Degrees 20 Minutes 59 Seconds East for a distance of 7.80 feet, to a point 38.14 feet right of Clays Mill Road at Station 205+13.22; thence South 11 Degrees 53 Minutes 19 Seconds West a distance of 34.21 feet to a point 45.14 feet right of Clays Mill Road at Station 204+79.73; thence North 59 Degrees 38 Minutes 11 Seconds West a distance of 8.17 feet to a point 37.03 feet right of Clays Mill Road at Station 204+80.68 and the POINT OF BEGINNING; and,

The above described parcel contains 0.003 acres (147 sq. ft.) of temporary construction easement; and

Being a portion of the property conveyed to Elizabeth Gail Adam, a single person, by deed dated February 12, 2015, of record in Deed Book 3293, Page 140, in the Fayette County Clerk's Office.

**TO HAVE AND TO HOLD** the above described fee simple right-of-way and 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 Grantor. The temporary construction easement shall take effect upon the

commencement of construction of the project and will expire upon completion of the project.

Grantor does hereby release and relinquish unto the Grantee, its successors and assigns forever, all of her right, title, and interest in and to the property to the extent of the interest conveyed herein, including all exemptions allowed by law, and does hereby covenant to and with the Grantee, its successors and assigns forever, that she is lawfully seized in fee simple of said property and have good right to sell and convey the same property interest as herein done, and that she 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.

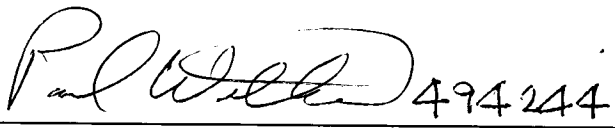
**IN TESTIMONY WHEREOF**, the Grantor has signed this Temporary Construction Easement, this the day and year first above written.

GRANTOR:

  
ELIZABETH GAIL ADAM

COMMONWEALTH OF KENTUCKY )  
 )  
COUNTY OF FAYETTE )

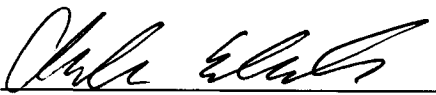
This instrument was acknowledged, subscribed and sworn to before me by Elizabeth Gail Adam, a single person, on this the 25 day of JANUARY, 2017.

  
Notary Public, Kentucky, State at Large

My Commission Expires: 7 129 2017



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

201702020067

February 2, 2017                      10:08:39      AM

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

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