

DEED OF EASEMENT

This **DEED OF EASEMENT** is made and entered into this the 15th day of November, 2016, by and between **DONNA HAMPTON, single person and ROBERT HAMPTON, a single person**, 1848 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 **THREE THOUSAND DOLLARS AND 00/100 (\$3,000.00)**, 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 forever, the permanent right to lay, construct, operate, repair, reconstruct and remove a storm sewer line and appurtenances thereto, which storm sewer line and facilities shall be of such dimension, character, construction and use determined by Grantee along, through, under and across the following tract of land located in the confines of Lexington, Fayette County, Kentucky, and more particularly described as follows:

Permanent Drainage Easement
(a portion of 1848 Clays Mill Road)

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

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

(CCF)

Parcel No. 139, Tract A

Being a tract of land lying in Fayette County on the east side of Clays Mill Road, point of beginning being approximately 13 feet north of the intersection of South Bend Drive and Clays Mill Road, and more particularly described as follows:

Beginning at a point 36.75 feet right of Clays Mill Road at Station 196+77.49; thence North 23 Degrees 17 Minutes 38 Seconds East a distance of 10.06 feet to a point 36.80 feet right of Clays Mill Road at Station 196+87.55; thence South 60 Degrees 30 Minutes 30 Seconds East a distance of 20.81 feet to a point 57.48 feet right of Clays Mill Road at Station 196+85.19; thence South 29 Degrees 29 Minutes 30 Seconds West a distance of 10.00 feet to a point 56.35 feet right of Clays Mill Road at Station 196+75.26; thence North 60 Degrees 30 Minutes 30 Seconds West a distance of 19.73 feet to a point 36.75 feet right of Clays Mill Road at Station 196+77.49 and the POINT OF BEGINNING; and,

The above described parcel contains 0.005 acres (203 sq. ft.) in fee simple; and

Being a portion of the property conveyed to Donna Hampton, a single person and Robert Hampton, a single person, by deed dated June 12, 2009, of record in Deed Book 2881, Page 005, in the Fayette County Clerk's Office.

FURTHER, for and in consideration of the aforementioned sum, the receipt and sufficiency of which is hereby acknowledged, Grantors have **BARGAINED** and **SOLD** and do hereby **GIVE, GRANT** and **CONVEY** unto the Grantee, its successors and assigns, the 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:

Temporary Construction Easement
(a portion of 1848 Clays Mill Road)

Clays Mill Road Improvement Project, Section 1
(Harrodsburg Road to New Circle Road)
Parcel No. 139, Tract B

Being a tract of land lying in Fayette County on the east side of Clays Mill Road, point of beginning being approximately 11 feet north of the intersection of South Bend Drive and Clays Mill Road, and more particularly described as follows:

Beginning at a point 56.35 feet right of Clays Mill Road at Station 196+75.26; thence North 29 Degrees 29 Minutes 30 Seconds East a distance of 10.00 feet to a point 57.48 feet right of Clays Mill Road at Station 196+85.19; thence South 1 Degree 18 Minutes 37 Seconds East a distance of 11.64 feet to a point 62.27 feet right of Clays Mill Road at Station 196+74.58; thence North 60 Degrees 30 Minutes 30 Seconds West a distance of 5.96 feet to a point 56.35 feet right of Clays Mill Road at Station 196+75.26 and the POINT OF BEGINNING; and,

The above described parcel contains 0.001 acres (30 sq. ft.) of temporary construction easement; and

Being a portion of the property conveyed to Donna Hampton, a single person and Robert Hampton, a single person, by deed dated June 12, 2009, of record in Deed Book 2881, Page 005, in the Fayette County Clerk's Office.

TO HAVE AND TO HOLD the above-described easements 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 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 to the extent of the interest conveyed herein, 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), this deed of easement, which conveys a utility easement, need not contain a statement of consideration.

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

GRANTORS:



DONNA HAMPTON



ROBERT HAMPTON

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: PATTY DAVIS ,dc

201612050067

December 5, 2016 8:52:40 AM

Fees	\$23.00	Tax	\$0.00
------	---------	-----	--------

Total Paid	\$23.00
------------	---------

THIS IS THE LAST PAGE OF THE DOCUMENT

6 Pages

528 - 533