

LEXINGTON-FAYETTE URBAN
COUNTY GOVERNMENT
DEPARTMENT OF ENVIRONMENTAL
QUALITY AND PUBLIC WORKS
DIVISION OF WATER QUALITY

MEMORANDUM OF
UNDERSTANDING

Project Name: West Hickman Trunk Line B and C
Address: 4250 Clearwater Way
DB: 2421 Page: 669 Cabinet Slide: P.C. M, Sld. 878
PVA Parcel ID: 10033780 Lot:
Subdivision: Pinnacle Development II, LLC Property

Property Owner:

This Memorandum of Understanding contains all of the representations, terms and conditions that will be included in a formal agreement between the Property Owner and the Lexington Fayette Urban County Government ("LFUCG") and upon which the Property Owner and the LFUCG will rely in completing the proposed transaction. **THE LFUCG IS NOT BOUND BY THIS MEMORANDUM OF UNDERSTANDING UNLESS AND UNTIL IT IS APPROVED BY THE URBAN COUNTY COUNCIL.**

The total consideration to be paid for the property encumbered with the easement is \$ 6,860.00. This consideration includes a cost-to-cure payment to replace the following items:

The total consideration includes payment for any and all reacquisition or reversion rights of the property owners, their heirs or assigns, which may arise pursuant to KRS 416.670.

As shown by the official plans, the deed/easement will convey approximately 2.538 (acres - sq. ft.) of land; 1.293 (acres - sq. ft.) of permanent easement(s); 1.243 (acres - sq. ft.) of construction easement(s); 0 (acres - sq. ft.) of temporary easement(s); and (acres - sq. ft.) excess property (uneconomic remnant).

In addition to the points set out above, the following conditions and terms will be included in this transaction:

Any property that is disturbed will be restored to an equal to or better condition than when the construction began.

You must be the Owner of the property at the time the deed/easement is signed in order to grant the interest required by LFUCG and to receive the compensation indicated in this MOU.

We, owners of the property identified above, request the checks for payment be made as follows:

PLEASE PRINT THE FOLLOWING INFORMATION:

Name: Pinnacle Homeowners Association, Inc.
Address: 141 Prosperous Place, STE 21B
Lexington, KY 40509
Social Security No.: _____
Amount of Check: \$ _____
Phone Number _____

Name: _____
Address: _____
Social Security No.: _____
Amount of Check: \$ _____
Phone Number _____

The above, together with the sanitary sewer plans, represent all the terms and conditions of the proposed agreement. These terms and conditions were reached without coercion, threats or other promises by either the Property Owner or the Negotiator(s) representing the LFUCG. The LFUCG Negotiator(s) certifies that they have no direct, indirect, present or contemplated interest in the property and in no way benefit from this acquisition.

This Memorandum of Understanding was prepared and signed this 15th day of NOV, 2016

LEXINGTON-FAYETTE URBAN
COUNTY GOVERNMENT

PROPERTY OWNERS' SIGNATURES

By:

Mack W. Fischer
Agent for LFUCG Consultant

[Signature]

