

**TEMPORARY CONSTRUCTION EASEMENT**

This **TEMPORARY CONSTRUCTION EASEMENT** is made and entered into this the 22<sup>nd</sup> day of June, 2015, by and between **BERNARD L. CRUTCHER, II**, 284 Blue Sky Parkway, Lexington, Kentucky 40509, which is the in-care of tax mailing address for the current year, and **STEPHEN W. CRUTCHER**, 6202 Old Richmond Road, Lexington, Kentucky 40515, (hereinafter "Grantors"), and **LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT**, 200 East Main Street, Lexington, Kentucky 40507, (hereinafter "Grantee").

**WITNESSETH:**

That for and in consideration of the sum of **FIVE HUNDRED DOLLARS AND 00/100 (\$500.00)**, 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 based upon Lexington-Fayette Urban County Control Survey Monuments:

**Temporary Construction Easement**  
**A Portion of 460 East New Circle Road**

**Project Number 644**  
**(Meadow Lane and New Circle)**

Return to:  
Glenda Humphrey George  
Department of Law, 11<sup>th</sup> Floor  
200 East Main Street  
Lexington, KY 40507

*DTC*

A certain tract of land lying in Fayette County, Kentucky along approximately 2.02 miles northeast of the Fayette County Court House, point of beginning 201.55 feet southwest of the New Circle/Meadow Lane intersection and being more particularly described as follows:

Beginning at a point 24.88 feet right of the Meadow Lane centerline station 47+76.17 on the existing right of way; thence South 46 degrees 32 minutes 44 seconds East a distance of 10.12 feet to a point 35.00 feet right of the Meadow Lane centerline station 47+76.13; thence North 43 degrees 13 minutes 39 seconds East a distance of 143.87 feet to a point 30.00 feet right of the Meadow Lane centerline station 49+20.00; thence South 46 degrees 46 minutes 20 seconds East a distance of 50.00 feet to a point 85.00 feet right of the Meadow Lane centerline station 49+20.00; thence North 43 degrees 13 minutes 39 seconds East a distance of 4.34 feet to a point being on the existing right of way located 85.00 feet right of the Meadow Lane centerline; Said point being in the existing New Circle Road Right of Way; thence with the existing New Circle Road Right of Way North 37 degrees 23 minutes 10 seconds West a distance of 37.00 feet to a point 48.50 feet right of the Meadow Lane centerline station 49+30.38; thence continuing with the existing right of way along an arc 34.73 feet to the left having a radius of 20.00 feet, the chord of which is North 86 degrees 56 minutes 51 seconds West for a distance of 30.56 feet to a point 25.16 feet right of the Meadow Lane centerline station 49+10.63; thence with the existing right of way of Meadow Lane South 43 degrees 20 minutes 55 seconds West for a distance of 134.46 feet to the POINT OF BEGINNING.

The above described parcel contains 0.043 acres (1863 square feet).

Being a portion of the property conveyed to Bernard L. Crutcher, II and Stephen W. Crutcher, by deed dated November 4, 2013, of record in Deed Book 3197, Page 483, in the office of the Fayette County Clerk.

See also Affidavit of Title dated November 4, 2013 of record in Deed Book 3197, Page 480 in the office of the Fayette County Clerk.

See also Will and Testament of Martha S. Crutcher of record in Will Book 323, Page 156 in the office on the Fayette County Clerk.

**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 will expire upon completion of the improvement project on this land, 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.


Grantors do hereby release and relinquish unto 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 250-2015, passed by the Lexington-Fayette Urban County Council on May 7, 2015. Pursuant to KRS 382-135(2)(a), this public utility easement is exempt from real estate transfer tax pursuant to KRS 142.050.

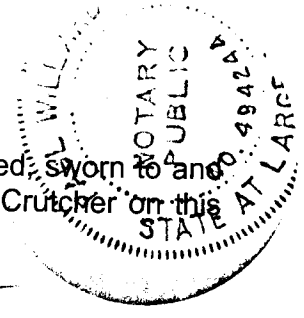
**IN TESTIMONY WHEREOF**, the Grantors have signed this Temporary Construction Easement, this the day and year first above written.

GRANTORS:

  
BERNARD L. CRUTCHER, II

  
STEPHEN W. CRUTCHER

COMMONWEALTH OF KENTUCKY )  
 )  
COUNTY OF FAYETTE )



The foregoing Temporary Construction Easement was subscribed, sworn to and acknowledged before me by Bernard L. Crutcher, II and Stephen W. Crutcher on this the 22 day of June, 2015.

Handwritten signature of Paul W. Walker in cursive.

Notary Public, Kentucky, State at Large  
494244

My Commission Expires: 7 / 29 / 2017

PREPARED BY:

Handwritten signature of Glenda Humphrey George in cursive.

Glenda Humphrey George  
Managing Attorney  
Lexington-Fayette Urban County Government  
Department of Law, 11th Floor  
200 East Main Street  
Lexington, Kentucky 40507  
(859) 258-3500

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: MARCIA DERR ,dc

201507230195

July 23, 2015 9:41:37 AM

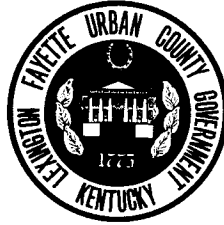
Fees	\$20.00	Tax	\$ .00
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Total Paid	\$20.00
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5 Pages

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Lexington-Fayette Urban County Government  
DEPARTMENT OF LAW

Jim Gray  
Mayor

Janet M. Graham  
Commissioner

To: Meredith Nelson, Council Clerk  
Council Clerk's Office

From: Department of Law

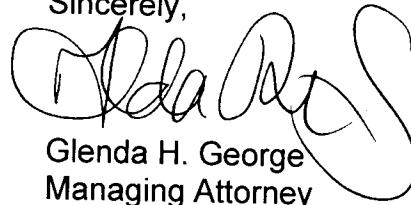
Date: July 28, 2015

Re: Temporary Construction Easements  
450 East New Circle Road  
460 East New Circle Road  
(Project Number 644 -  
Meadow Lane and New Circle)

Enclosed are original recorded Temporary Construction Easements for the above properties to the Urban County Government for Project Number 644 (Meadow Lane and New Circle). Please file the easements with the authorizing legislation, Resolution No. 250-2015. Since these are temporary easements only, there are no asset acquisition forms.

If you have any questions, please let me know.

Sincerely,



Glenda H. George  
Managing Attorney

Enclosures

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