

**RELEASE OF EASEMENT**

**THIS RELEASE OF EASEMENT** (hereinafter "Release"), made and entered into this the 27<sup>th</sup> day of August, 2015, by and between **LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT**, 200 East Main Street, 9<sup>th</sup> Floor, Lexington, Kentucky, 40507, an Urban County Government pursuant to KRS 67A (hereinafter "First Party"), and **LMP, LLC**, a Kentucky limited liability company (hereinafter "Second Party"); PO Box 2338, 5001 Harrodsburg Rd, Nicholasville, Kentucky 40523

**WITNESSETH:**

**WHEREAS**, a 12' Utility Easement ("U.E. Easement") appears on the Amended Final Plat of Lexington Mall, of record in Plat Cabinet B, Slide 562, in the Fayette County Clerk's Office ("Plat").

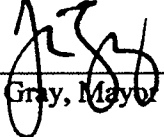
**WHEREAS**, a portion of the existing U.E. Easement ("Released Portion") is no longer required by the First Party, and the First Party desires to release and extinguish its interest in and to said Released Portion of said U.E. Easement, as more particularly shown as the "Ex.12' U.E. TO BE RELEASED" area on the attached U.E. Easement Release Exhibit, which is marked Exhibit "A" and incorporated by reference herein.

**NOW, THEREFORE**, for valuable consideration, receipt of which is hereby acknowledged, First Party does hereby release, relinquish and quitclaim unto Second Party, its successors and assigns, all of its right, title and interest, if any, in and to that Released Portion of said U.E. Easement, as described above.

It is the intention of the First Party to forever extinguish its easement interest in the Released Portion area described above, and the Second Party, its successors and assigns forever, shall hereafter have and enjoy said Released Portion of said U.E. Easement free and discharged from the interest of First Party. It is understood that in making this Release, any portion of the U.E. Easement, as shown on the Plat, not included in the Released Portion area remains unaffected.

**IN WITNESS WHEREOF**, the First Party has hereby caused its corporate name to be affixed by its duly authorized officer, on this the day and year first above written.

LEXINGTON-FAYETTE URBAN  
COUNTY GOVERNMENT

  
\_\_\_\_\_  
Jim Gray, Mayor

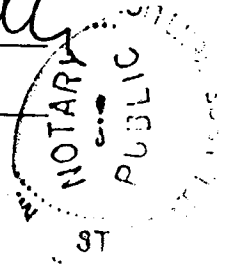
**Hold for Debbie Barnett**

STATE OF KENTUCKY

COUNTY OF FAYETTE

The foregoing instrument was acknowledged before me by Jim Gray, as Mayor, of Lexington-Fayette Urban County Government, an urban county government pursuant to KRS 67A, on behalf of said government, on this 11<sup>th</sup> day of Sept., 2015.

Martha Mally  
NOTARY PUBLIC  
My Commission expires: 1/9/16  
Notary ID #: 457846



This Instrument Prepared By:

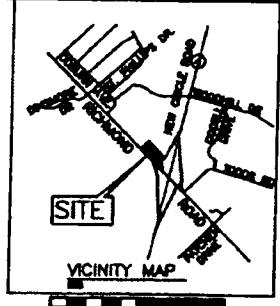
Guy R. Colson  
Guy R. Colson, Esq.  
Fowler Bell PLEC  
300 West Vine Street, Suite 600  
Lexington, KY 40507-1660  
(859) 252-6700  
(859) 255-3735 fax  
GColson@FowlerLaw.com

4847-0426-4739.1/620.00017

4847-0426-4739, v. 1

File: S:\LEX\3600--3699\3605\008\Acad\Outlet Plot\LOT 6 EASEMENT EXHIBIT.dwg Time: Apr 27, 2015 - 5:00pm

SOUTHLAND CHRISTIAN CHURCH  
OF LEXINGTON KENTUCKY, INC  
2348 RICHMOND ROAD  
DB 2970, PG 462  
CAB "R", SL 98

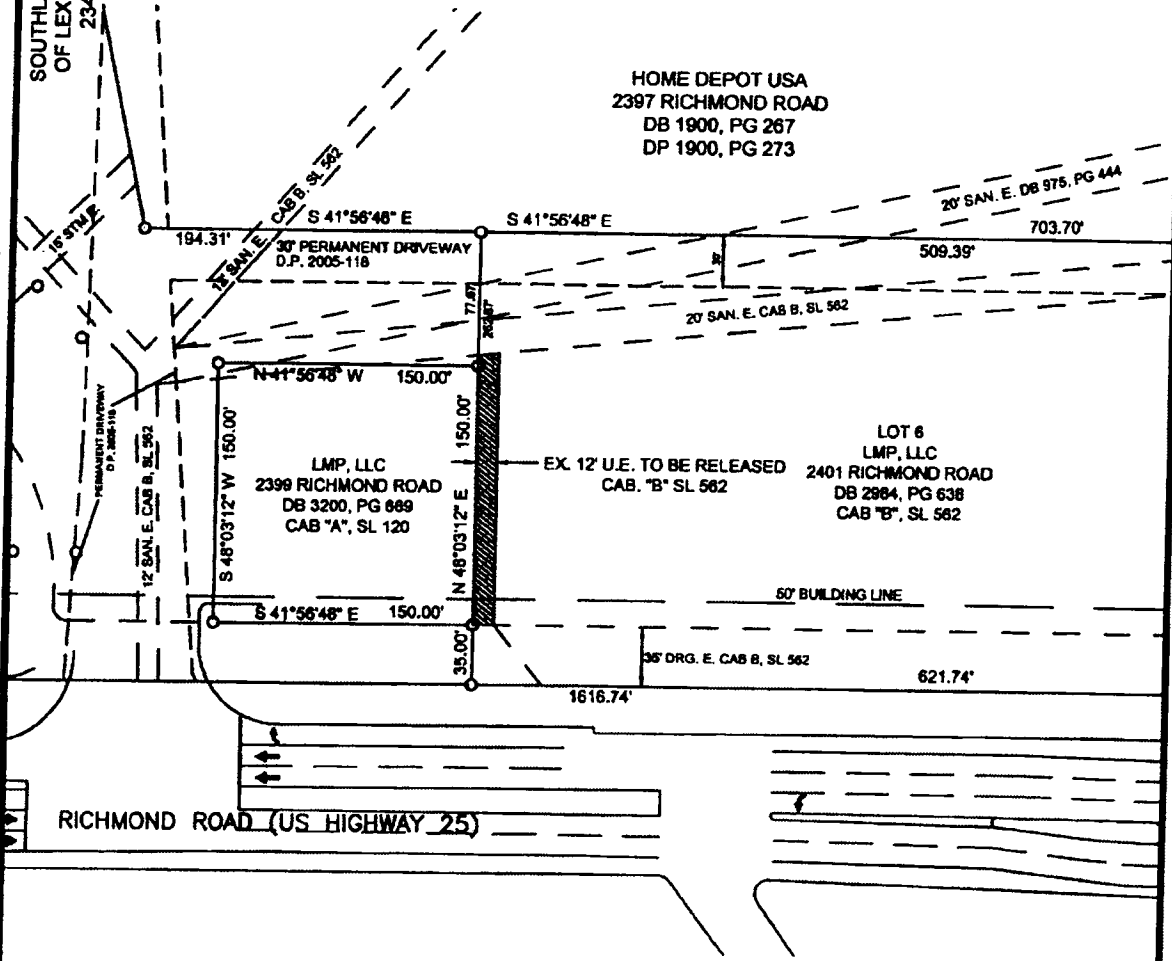


The utility easement shown hereon is based on the ALTA/ACSM Land Title survey of the Saul Holdings Limited Partnership property of record in Deed Book 975, Page 44 by Strand Associates, Inc., using the method of random traverse in July 2010 with an unadjusted closure of 1:171,728.

This easement release exhibit is for LMP, LLC and was prepared by Michael A. Woolum, PLS 2937.

The purpose of this exhibit is to show the location and dimensions of a general utility easement to be released.

HOME DEPOT USA  
2397 RICHMOND ROAD  
DB 1900, PG 267  
DP 1900, PG 273



**LEGEND**  
 EASEMENT TO BE RELEASED

STRAND ASSOCIATES, INC.  
1525 BULL LEA ROAD, SUITE 100  
LEXINGTON, KY 40511  
859-225-8500

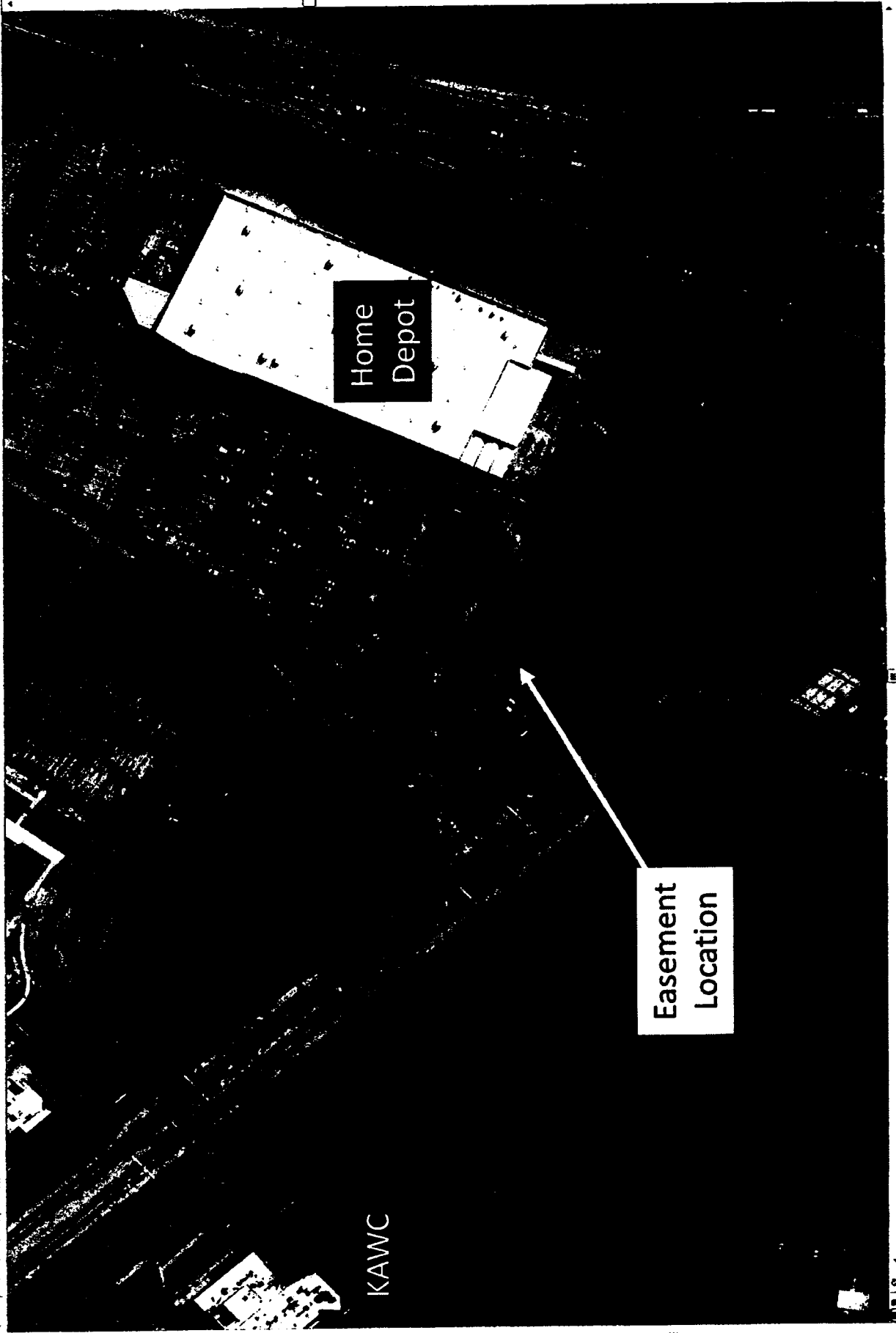
**UTILITY EASEMENT RELEASE EXHIBIT  
FOR LMP, LLC  
2401 RICHMOND ROAD  
LEXINGTON, FAYETTE COUNTY, KENTUCKY**  
 NOTE: THIS IS NOT A BOUNDARY SURVEY AND IS NOT INTENDED FOR LAND TRANSFER



FIGURE NO  
360508

# RELEASE OF EASEMENT - 2399 RICHMOND ROAD

File Edit View Bookmarks Tools W  
[Icons for file operations and navigation]



Home Depot

Easement Location

KAWC

RESOLUTION NO. 514 - 2015

A RESOLUTION AUTHORIZING THE MAYOR, ON BEHALF OF THE URBAN COUNTY GOVERNMENT, TO EXECUTE A RELEASE OF EASEMENT, RELEASING A UTILITY EASEMENT ON THE PROPERTY LOCATED AT 2399 RICHMOND ROAD.

---

BE IT RESOLVED BY THE COUNCIL OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT:

Section 1 - That the Mayor, on behalf of the Lexington-Fayette Urban County Government, be and hereby is authorized to execute the Release of Easement, which is attached hereto and incorporated herein by reference, releasing a utility easement on the property located at 2399 Richmond Road.

Section 2 - That this Resolution shall become effective on the date of its passage.

PASSED URBAN COUNTY COUNCIL: August 27, 2015

MAYOR

ATTEST:

  
CLERK OF URBAN COUNTY COUNCIL

0965/15\_MSC\_ejo\_X:\Cases\WATER-AIR\15-LE0001\LEG\00496949.DOC

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: EMILY GENTRY ,dc

201509140140

September 14, 2015                      11:41:53      AM

Fees	\$19.00	Tax	\$0.00
------	---------	-----	--------

Total Paid	\$19.00
------------	---------

**THIS IS THE LAST PAGE OF THE DOCUMENT**

6 Pages

559 - 564