

TEMPORARY CONSTRUCTION EASEMENT

This **TEMPORARY CONSTRUCTION EASEMENT** is made and entered into this the 22 day of November, 2016, by and between **JOEL L. COOK, s single person**, 1831 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 **FIVE HUNDRED SEVENTY-FIVE DOLLARS AND 00/100 (\$575.00)**, 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 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:

Right-of-Way Temporary Construction Easement
(a portion of 1831 Clays Mill Road)

Clays Mill Road Improvement Project, Section 1
(Harrodsburg Road to New Circle Road)
Parcel No. 134

Being a tract of land lying in Fayette County on the west side of Clays Mill Road, point of beginning being approximately 129 feet south of the intersection of Blue Ash Drive and Clays Mill Road, and more particularly described as follows:

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

(CCF)

Beginning at a point 39.31 feet left of Clays Mill Road at Station 199+07.06; thence North 54 Degrees 29 Minutes 26 Seconds West a distance of 8.60 feet to a point 47.71 feet left of Clays Mill Road at Station 199+08.93; thence North 22 Degrees 58 Minutes 34 Seconds East a distance of 56.34 feet to a point 47.73 feet left of Clays Mill Road at Station 199+65.27; thence South 54 Degrees 29 Minutes 26 Seconds East a distance of 8.60 feet to a point 39.33 feet left of Clays Mill Road at Station 199+63.40; thence South 22 Degrees 58 Minutes 34 Seconds West a distance of 56.34 feet to a point 39.31 feet left of Clays Mill Road at Station 199+07.06 and the POINT OF BEGINNING; and,

The above described parcel contains 0.011 acres (473 sq. ft.) of temporary construction easement; and

Being a portion of the property conveyed to Joel L. Cook, a single person, by deed dated November 20, 2001, of record in Deed Book 2262, Page 197, in the Fayette County Clerk's Office.

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 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 his 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 he is lawfully

seized in fee simple of said property and has good right to sell and convey the same property interest as herein done, and that he 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:


_____)
JOEL L. COOK

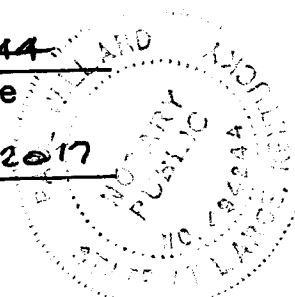
COMMONWEALTH OF KENTUCKY)
)
COUNTY OF FAYETTE)

This instrument was acknowledged, subscribed and sworn to before me by Joel L. Cook, a single person, on this the 22 day of NOVEMBER, 2016.

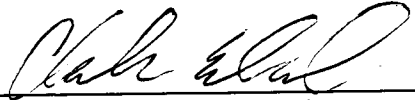
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Notary Public, Kentucky, State at Large

My Commission Expires: 7 / 29 / 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: MELISSA STELTER ,dc

201611290122

November 29, 2016 11:07:49 AM

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