

**PERMANENT DRAINAGE EASEMENT**

This **PERMANENT DRAINAGE EASEMENT** is made and entered into this the 20<sup>th</sup> day of July, 2017, by and between **JACK C. ROOKARD, JR., single**, 3457 Clays Mill Road, Lexington, 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 **SIXTY-EIGHT DOLLARS AND 25/100 (\$68.25)**, 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, the permanent to right to lay, construct, operate, repair, reconstruct and remove a storm sewer, improvements and appurtenances thereto, which storm sewer and appurtenances shall be of such dimension, character, construction and use as determined by Grantee along, through, under, and across the following tract of land located in the confines of Lexington, Fayette County, Kentucky, depicted on Exhibit "A" attached hereto, and more particularly described as follows:

**Permanent Drainage Easement**  
**Clays Mill Stormwater Project**  
**(a portion of 3457 Clays Mill Road)**

All that tract or parcel of land being a permanent drainage easement situated on the northwest side of Clays Mill Road in Lexington, Fayette County, Kentucky and being more particularly described as follows, to wit:

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

DTC

Beginning at a point in the northwest rear corner of the property and being a common corner to 3461 Clays Mill Road, Ronald G. & B.J. Martin Property (DB 1979, Page 127)(Stonewall Estates Subdivision, Unit 11F, Lot 16); thence S18°55'39"E, 14.99 feet, more or less along the common property line with the Martin property and existing drainage easement to **THE POINT OF BEGINNING OF THE PROPOSED PERMANENT DRAINAGE EASEMENT;** thence N71°04'21"E, 72.19 feet, more or less along the existing drainage easement line to a point; thence S65°04'58"W, 72.58 feet, more or less to a point in the common property line with the Martin property; thence N19°02'07"W, 7.57 feet, more or less to the **POINT OF BEGINNING;**

The above described parcel contains 273.44 sq. ft. of permanent drainage easement; and

Being a portion of the property conveyed to Jack C. Rookard, Jr. by deed dated June 15, 2006 of record in Deed Book 2705, Page 545 in the Fayette County Clerk's Office.

**TO HAVE AND TO HOLD** said easement together with all rights, appurtenances, and improvements thereunto belonging unto said Grantee, its successors and assigns, for the purposes and uses herein designated.

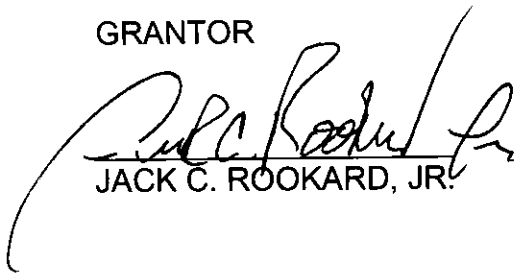
The above-described permanent easement runs with the land in perpetuity and is binding upon the successors and assigns of the Grantor.

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 as herein done, and that he will **WARRANT GENERALLY** said title.

The obtaining of this easement was authorized by Resolution 227-2017, passed by the Lexington-Fayette Urban County Council on April 27, 2017. Pursuant to KRS 382.135(2)(a), this public utility easement is exempt from the requirements related to certificate of consideration.

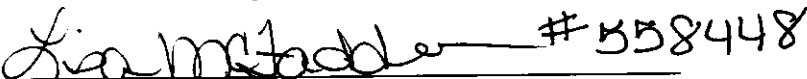
**IN TESTIMONY WHEREOF**, the Grantor has signed this Permanent Drainage Easement, this the day and year first above written.

GRANTOR

  
JACK C. ROOKARD, JR.


COMMONWEALTH OF KENTUCKY      )  
  )  
COUNTY OF FAYETTE                    )

This instrument was acknowledged, subscribed and sworn to before me by Jack C. Rookard, Jr., single, on this the 20<sup>th</sup> day of July, 2017.

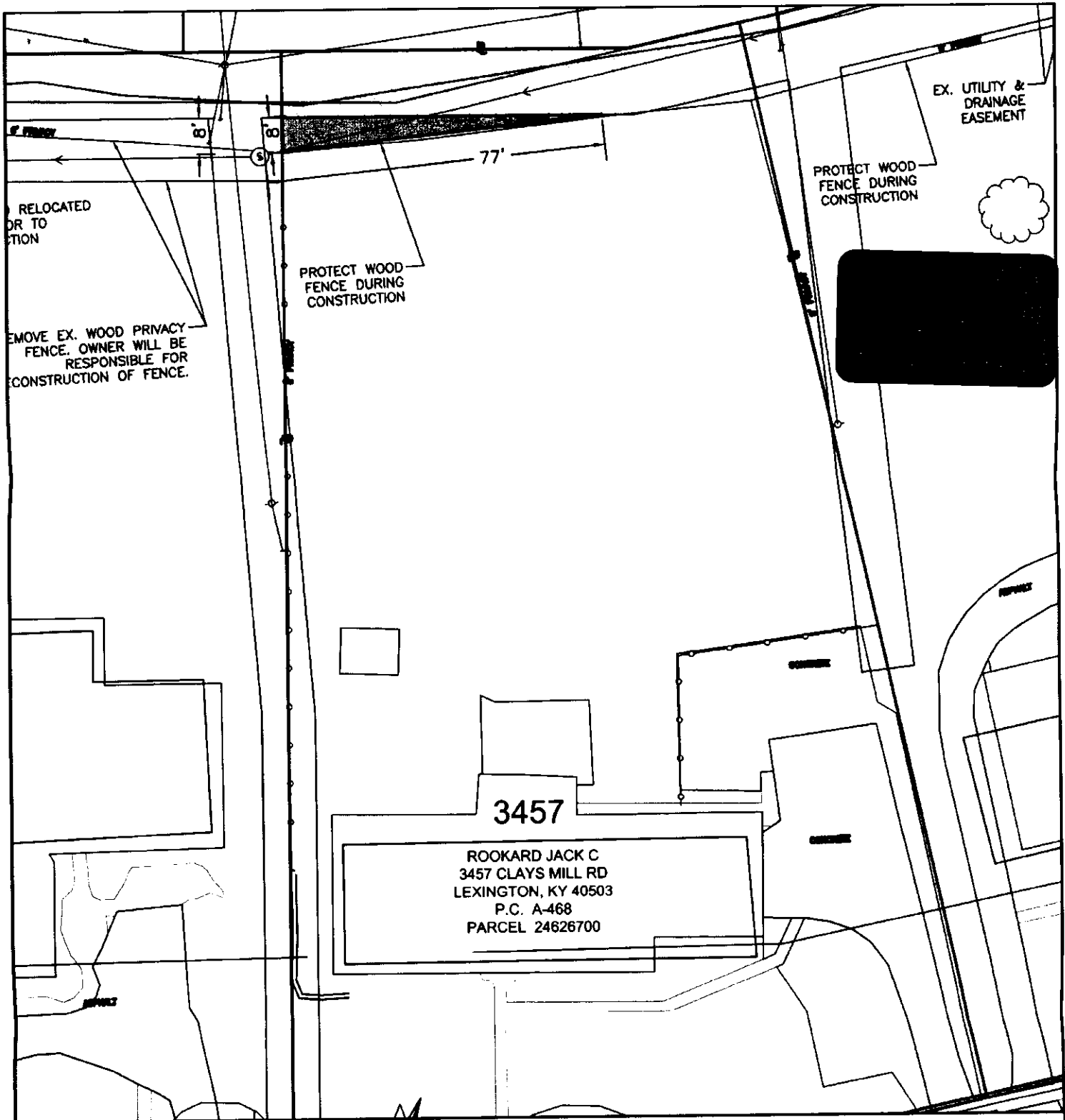
  
Notary Public, Kentucky, State at Large




My Commission Expires: 6/20/2020

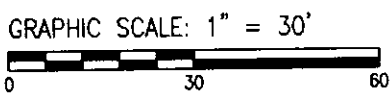
PREPARED BY:

  
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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-  EXISTING DRAINAGE EASEMENT
-  TEMPORARY CONSTRUCTION EASEMENT
-  PROPOSED DRAINAGE EASEMENT



BASIS OF BEARINGS:  
NAD 83 KY NORTH

**STORM SEWER EASEMENT 3457 CLAYS MILL ROAD**



340 S BROADWAY ■ LEXINGTON, KY 40517 ■ (859) 233-2103 ■ fax (859) 259-3394

DATE - 6/15/2016	PROJECT NO. 1012-005
DRAWN - dkm	
PROJECT NAME: CLAYS MILL STORMWATER IMPROVEMENTS	
PROJECT LOCATION - LEXINGTON, KENTUCKY	

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.



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By: MELISSA STELTER ,dc

201707210001

July 21, 2017

8:22:08

AM

Fees

\$20.00

Tax

\$.00

Total Paid

\$20.00

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

5 Pages

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