

TEMPORARY CONSTRUCTION EASEMENT

This **TEMPORARY CONSTRUCTION EASEMENT** is made and entered into this the 2 day of March, 2017, by and between **LYNN A. TUTT and BARBARA TUTT, husband and wife**, 1159 Baker Lane, Nicholasville, Kentucky 40356, which is the in-care of tax mailing address for the current year ("Grantors"), and **LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT**, 200 East Main Street, Lexington, Kentucky 40507, ("Grantee").

WITNESSETH:

That for and in consideration of the sum of **ONE THOUSAND FIFTY DOLLARS AND 00/100 (\$1,050.00)**, 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, to wit:

Temporary Construction Easement
(a portion of 1909 Clays Mill Road)

Clays Mill Road Improvement Project, Section 1
(Harrodsburg Road to New Circle Road)
Parcel No. 128

Being a tract of land lying in Fayette County on the west side of Clays Mill Road, point of beginning being approximately

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

(CF)

229 feet south of the intersection of South Bend Drive and Clays Mill Road, and more particularly described as follows:

Beginning at a point 41.58 feet left of Clays Mill Road at Station 194+35.98; thence North 59 Degrees 23 Minutes 19 Seconds West a distance of 9.09 feet to a point 50.59 feet left of Clays Mill Road at Station 194+37.19; thence North 20 Degrees 54 Minutes 14 Seconds East a distance of 66.23 feet to a point 53.01 feet left of Clays Mill Road at Station 195+03.37; thence South 59 Degrees 23 Minutes 19 Seconds East a distance of 10.56 feet to a point 42.54 feet left of Clays Mill Road at Station 195+01.97; thence South 22 Degrees 09 Minutes 41 Seconds West a distance of 66.00 feet to a point 41.58 feet left of Clays Mill Road at Station 194+35.98 and the PONT OF BEGINNING; and,

The above described parcel contains 0.015 acres (642 sq. ft.) of temporary construction easement; and

Being a portion of the property conveyed to Lynn A. Tutt and Barbara Tutt, husband and wife, by deed dated December 30, 1996 of record in Deed Book 1905, Page 282, 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 temporary construction easement runs with the land for the duration of the improvement project and is binding upon the successors and assigns of the Grantors. The temporary construction easement shall take effect upon the commencement of construction of the project and will expire upon completion of the project.

Grantors do hereby release and relinquish unto the Grantee, its successors and assigns forever, all of their right, title, and interest in and to the property to the extent of the interest conveyed herein, including all exemptions allowed by law, and do hereby

PREPARED BY:



Charles E. Edwards, III,
Attorney
Lexington-Fayette Urban
County Government
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200 East Main Street
Lexington, Kentucky 40507
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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

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March 3, 2017 15:04:26 PM

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|-------------|----------------|------------|---------------|
| Fees | \$20.00 | Tax | \$.00 |
|-------------|----------------|------------|---------------|

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| Total Paid | \$20.00 |
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