TEMPORARY CONSTRUCTION EASEMENT

APR 2 0 2016

and entered into this A

This TEMPORARY CONSTRUCTION EASEMENT is made and entered into this the 16 day of April, 2016, by and between RAVSHAN BURIKHANOV AND ELENA BURIKHANOVA, husband and wife, 204 Pleasant Pointe Drive, Lexington, Kentucky 40517, 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 SIX HUNDRED DOLLARS AND 00/100 (\$600.00), 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:

<u>Temporary Construction Easement</u> (a portion of 204 Pleasant Pointe Drive)

Project Number 365
Mt. Tabor Road Widening Project

Return to: Glenda Humphrey George, Managing Attorney LFUCG, Department of Law 200 East Main Street, 11th Floor Lexington, KY 40507 Beginning at a point 31.70 feet left of Mt. Tabor Road station 18+55.69;

Thence North 40 degrees 00 minutes 58 seconds West, 13.31 feet to a point 45.01 feet left of Mt. Tabor Road station 18+55.87;

Thence North 49 degrees 10 minutes 36 seconds East, 40.00 feet to a point 45.00 feet left of Mt. Tabor Road station 18+95.96;

Thence South 39 degrees 59 minutes 55 seconds East, 13.32 feet to a point 31.68 feet left of Mt. Tabor Road station 18+95.75;

Thence South 49 degrees 11 minutes 35 seconds West, 40.00 feet to the point of beginning;

The above described parcel contains .012 acres (532 sq. ft.) of temporary easement; and,

Being a portion of the property conveyed to Ravshan Burikhanov and Elena Burikhanova, husband and wife, by deed dated October 17, 2003, of record in Deed Book 2406, Page 695, 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 on this land 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 shall be binding until the completion of the project.

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 605-2015, passed by the Lexington-Fayette Urban County Council on October 8, 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:

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COMMONWEALTH OF KENTUCKY

COUNTY OF FAYETTE

The foregoing Temporary Construction Easement was subscribed, sworn to and acknowledged before me by Ravshan Burikhanov and Elena Burikhanova, husband and wife, on this the 18 day of April, 2016.

My Commission Expires: 7-29-2017

Notary Public, Kentucky, State at Large

PREPARED BY:

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

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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: PATTY DAVIS, dc

201604180179

April 18, 2016

10:54:29 AM

Fees

\$20.00

Tax

\$.00

Total Paid

\$20.00

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