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FAYETTE CO, KY FEE \$80.00 PRESENTED / LODGED: 05-04-2023 11:39:09 AM

RECORDED: 05-04-2023

SUSAN LAMB CLERK

BY: EMILY GENTRY DEPUTY CLERK

BK: DB 4014 PG: 708-722

## **DEED OF EASEMENT**

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This PERMANENT SANITARY SEWER EASEMENT AND TEMPORARY CONSTRUCTION EASEMENT is made and entered into this the 26th day of Apric., 2023, by and between KETAN BUCH and SHREYA BUCH (a/k/a SHREYA KETAN BUCH), husband and wife, 800 Wellington Way, Lexington, Kentucky 40503, which is the in-care of tax mailing address for the current year (hereinafter "Grantors"), and LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT, 200 East Main Street, Lexington, Kentucky 40507 (hereinafter "Grantee").

## WITNESSETH:

That for and in consideration of the sum of **ONE THOUSAND DOLLARS AND 00/100 CENTS (\$1,000.00)**, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, said Grantors have **BARGAINED** and

Return to: Cynthia Cannon-Ferguson LFUCG, Dept. of Law, 11<sup>th</sup> Floor 200 East Main Street Lexington, KY 40507 **SOLD** and do hereby **GIVE**, **GRANT** and **CONVEY** unto the Grantee, its successors and assigns, permanent right to excavate, grade, construct, alter, re-grade and perform related work for the purpose of sanitary sewer improvements and construction, installation and relocation through and across the following tract of land located in the confines of Lexington, Fayette County, Kentucky, depicted on the attached Exhibit "A", and more particularly described as follows, to wit:

# Permanent Sanitary Sewer Easement Parkers Mill Trunk Sewer Improvement Project (a portion of 2401 Williamsburg Estates Lane)

### Tract A

All that strip or parcel of land situated on the northwest of the intersection of Parkers Mill Road (Kentucky Highway 1968) and Cross Keys Road, in Lexington, Fayette County, Kentucky, and being more fully described and bounded as follows, to wit:

**BEGINNING,** at a common corner between Lot 9, as shown on the Final Record Plat of Carr Property (Williamsburg Estates), Plat Cabinet L, Slide 550, and Parcel 1, as shown on the Consolidation & Easement Minor Plat of Carr Property, 1745 & 1645 Parkers Mill Road (Plat Cabinet L, Slide 382), said point being in the northerly right-of-way line of Parkers Mill Road;

Thence leaving the northerly right-of-way line of Parkers Mill Road, with the westerly property line of Parcel 1, North 37°32'24" West, a distance of 20.00 feet to a point;

Thence leaving the westerly property line of Parcel 1, with an existing utility easement line through the lands of Lot 9, South 52°27'36" West, a distance of 11.49 feet to the **TRUE POINT OF BEGINNING**:

Thence continuing with the existing utility easement line, South 52°27'36" West, a distance of 4.01 feet to a point;

Thence with a new permanent sanitary sewer easement line, North 40°36'06" West, a distance of 361.55 feet to a point;

Thence with an existing sanitary sewer easement line for three (3) calls:

- 1) North 03°40'20" West, a distance of 4.78 feet to a point;
- 2) North 16°16'04" East, a distance of 1.34 feet to a point; and
- 3) South 40°36'06" East, a distance of 366.32 feet to the TRUE POINT OF BEGINNING; and,

The above-described parcel contains 0.033 Acres (1,457 sq. ft.) of permanent easement; and

### Tract B

All that strip or parcel of land situated on the northwest of the intersection of Parkers Mill Road (Kentucky Highway 1968) and Cross Keys Road, in Lexington, Fayette County, Kentucky, and being more fully described and bounded as follows, to wit:

**BEGINNING,** at a common corner between Lot 9, as shown on the Final Record Plat of Carr Property (Williamsburg Estates), Plat Cabinet L, Slide 550, and Parcel 1, as shown on the Consolidation & Easement Minor Plat of Carr Property, 1745 & 1645 Parkers Mill Road (Plat Cabinet L, Slide 382), said point being in the northerly right-of-way line of Parkers Mill Road;

Thence leaving the northerly right-of-way line of Parkers Mill Road, with the westerly property line of Parcel 1, North 37°32'24" West, a distance of 29.81 feet to the *TRUE POINT OF BEGINNING*:

Thence leaving the westerly property line of Parcel 1, with an existing sanitary sewer easement line through the lands of Lot 9 for two (2) calls:

- 1) North 40°36'06" West, a distance of 365.15 feet to a point; and
- 2) North 13°39'43" East, a distance of 141.68 feet to a point;

Thence with an existing utility easement line, South 67°36'31" East, a distance of 4.05 feet to a point;

Thence with a new permanent sanitary sewer easement line for two (2) calls:

1) South 13°39'43" West, a distance of 139.02 feet to a point; and

2) South 40°36'06" East, a distance of 288.31 feet to a point in the westerly property line of the aforesaid Parcel 1:

Thence with the westerly property line of Parcel 1, South 37°32'24" East, a distance of 74.89 feet to the **TRUE POINT OF BEGINNING**; and,

The above-described parcel contains 0.043 Acres (1,868 sq. ft.) of permanent easement; and

## Tract C

All that strip or parcel of land situated on the northwest of the intersection of Parkers Mill Road (Kentucky Highway 1968) and Cross Keys Road, in Lexington, Fayette County, Kentucky, and being more fully described and bounded as follows, to wit:

BEGINNING, at a common corner between Lot 9, as shown on the Final Record Plat of Carr Property (Williamsburg Estates), Plat Cabinet L, Slide 550, and Parcel 1, as shown on the Consolidation & Easement Minor Plat of Carr Property, 1745 & 1645 Parkers Mill Road, Plat Cabinet L, Slide 382, said point being in the southerly property line of Donn Allen Chickering (Deed Book 3073, Page 163);

Thence leaving the southerly property line of Donn Allen Chickering, with the westerly property line of Parcel 1, South 00°44′08″ East, a distance of 16.31 feet to a point;

Thence leaving the westerly property line of Parcel 1, with an existing utility easement line through the lands of Lot 9, North 67°36'31" West, a distance of 146.25 feet to the <u>TRUE POINT OF</u> **BEGINNING**:

Thence with and existing sanitary sewer easement line for two (2) calls:

- 1) South 13°39'43" West, a distance of 146.47 feet to a point; and
- 2) South 16°16'04" West, a distance of 7.89 feet to a point;

Thence with a new permanent sanitary sewer easement line for two (2) calls:

- 1) North 40°36'06" West, a distance of 4.49 feet; and
- 2) North 13°39'43" East, a distance of 152.34 feet to a point;

Thence with an existing utility easement line, South 67°36'31" East, a distance of 4.05 feet to the **TRUE POINT OF BEGINNING**; and,

The above-described parcel contains 0.014 Acres (612 sq. ft.) of permanent easement; and

Tract A, Tract B and Tract C, being a portion of the same property conveyed to Ketan Buch and Shreya Buch (a/k/a Shreya Ketan Buch), husband and wife, by Deed dated September 24, 2021, of record in Deed Book 3882, Page 58, in the Fayette County Clerk's Office.

FURTHER, for and in consideration of the sum hereinbefore mentioned, the receipt and sufficiency of which is hereby acknowledged, 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 sanitary sewer placement and construction, installation and relocation through 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:

# Temporary Construction Easement Parkers Mill Trunk Sewer Improvement Project (a portion of 2401 Williamsburg Estates Lane)

### Tract D

All that strip or parcel of land situated on the northwest of the intersection of Parkers Mill Road (Kentucky Highway 1968) and Cross Keys Road, in Lexington, Fayette County, Kentucky, and being more fully described and bounded as follows, to wit:

**BEGINNING,** at a common corner between Lot 9, as shown on the Final Record Plat of Carr Property (Williamsburg Estates), Plat

Cabinet L, Slide 550, and Parcel 1, as shown on the Consolidation & Easement Minor Plat of Carr Property, 1745 & 1645 Parkers Mill Road, Plat Cabinet L, Slide 382, said point being in the northerly right-of-way line of Parkers Mill Road;

Thence leaving the northerly right-of-way line of Parkers Mill Road, with the westerly property line of Parcel 1, North 37°32'24" West, a distance of 20.00 feet to a point;

Thence leaving the westerly property line of Parcel 1, with an existing utility easement line through the lands of Lot 9, South 52°27'36" West, a distance of 15.50 feet to the <u>TRUE POINT OF</u> <u>BEGINNING</u>:

Thence continuing with the existing utility easement line, South 52°27'36" West, a distance of 10.01 feet to a point;

Thence with a new temporary construction easement line, North 40°36'06" West, a distance of 347.71 feet to a point;

Thence with an existing sanitary sewer easement line, North 03°40'20" West, a distance of 16.64 feet to a point;

Thence with a new permanent sanitary sewer easement line, South 40°36'06" East, a distance of 361.55 feet to the <u>TRUE POINT OF</u> <u>BEGINNING</u>; and,

The above described parcel contains 0.082 Acres (3,546 sq. ft.) of temporary construction easement; and

#### Tract E

All that strip or parcel of land situated on the northwest of the intersection of Parkers Mill Road (Kentucky Highway 1968) and Cross Keys Road, in Lexington, Fayette County, Kentucky, and being more fully described and bounded as follows, to wit:

**BEGINNING,** at a common corner between Lot 9, as shown on the Final Record Plat of Carr Property (Williamsburg Estates), Plat Cabinet L, Slide 550, and Parcel 1, as shown on the Consolidation & Easement Minor Plat of Carr Property, 1745 & 1645 Parkers Mill Road, Plat Cabinet L, Slide 382, said point being in the northerly right-of-way line of Parkers Mill Road;

Thence leaving the northerly right-of-way line of Parkers Mill Road, with the westerly property line of Parcel 1, North 37°32'24" West, a distance of 104.70 feet to the *TRUE POINT OF BEGINNING*:

Thence leaving the westerly property line of Parcel 1, with a new permanent sanitary sewer easement line through the lands of Lot 9 for two (2) calls:

- 1) North 40°36'06" West, a distance of 288.31 feet to a point; and
- 2) North 13°39'43" East, a distance of 139.02 feet to a point;

Thence with an existing utility easement line, South 67°36'31" East, a distance of 10.12 feet to a point;

Thence with a new temporary construction easement line for two (2) calls:

- 1) South 13°39'43" West, a distance of 132.36 feet to a point; and
- 2) South 40°36'06" East, a distance of 223.43 feet to a point in the westerly property line of the aforesaid Parcel 1;

Thence with the westerly property line of Parcel 1 for two (2) calls:

- 1) South 00°44'08" East, a distance of 11.34 feet to a point; and
- 2) South 37°32'24" East, a distance of 51.12 feet to the TRUE POINT OF BEGINNING; and,

The above described parcel contains 0.086 Acres (3,742 sq. ft.) of temporary construction easement; and

#### Tract F

All that strip or parcel of land situated on the northwest of the intersection of Parkers Mill Road (Kentucky Highway 1968) and Cross Keys Road, in Lexington, Fayette County, Kentucky, and being more fully described and bounded as follows, to wit:

BEGINNING, at a common corner between Lot 9, as shown on the Final Record Plat of Carr Property (Williamsburg Estates), Plat Cabinet L, Slide 550, and Parcel 1, as shown on the Consolidation & Easement Minor Plat of Carr Property, 1745 & 1645 Parkers Mill Road, Plat Cabinet L, Slide 382, said point being in the southerly property line of Donn Allen Chickering (Deed Book 3073, Page 163);

Thence leaving the southerly property line of Donn Allen Chickering, with the westerly property line of Parcel 1, South 00°44′ 08″ East, a distance of 16.31 feet to a point;

Thence leaving the westerly property line of Parcel 1, with an existing utility easement line through the lands of Lot 9, North 67°36'31" West, a distance of 150.30 feet to the <u>TRUE POINT OF</u> **BEGINNING**;

Thence with a new permanent sanitary sewer easement line for two (2) calls:

- 1) South 13°39'43" West, a distance of 152.34 feet to a point; and
- 2) South 40°36'06" East, a distance of 4.49 feet to a point;

Thence with an existing sanitary sewer easement line for two (2) calls:

- 1) South 16°16'04" West, a distance of 6.51 feet to a point; and
- 2) South 03°40'20" East, a distance of 7.57 feet to a point;

Thence with a new temporary construction easement line for two (2) calls:

- 1) North 40°36'06" West, a distance of 19.22 feet to a point; and
- 2) North 13°39'43" East, a distance of 159.00 feet to a point;

Thence with an existing utility easement line, South 67°36'31" East, a distance of 10.12 feet to the **TRUE POINT OF BEGINNING**; and,

The above described parcel contains 0.038 Acres (1,667 sq. ft.) of temporary construction easement; and

Tract D, Tract E, and Tract F, being a portion of the same property conveyed to Ketan Buch and Shreya Buch (a/k/a Shreya Ketan Buch), husband and wife, by Deed dated September 24, 2021, of record in Deed Book 3882, Page 58, in the Fayette County Clerk's Office.

TO HAVE AND TO HOLD the above-described easements together with all rights, appurtenances, and improvements thereunto belonging unto Grantee, its successors and assigns forever, 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 above-described permanent easement runs with the land in perpetuity 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 shall have the full right to use the surface of the land lying over said permanent easement for any purpose desired, provided such use will not interfere with the Grantee's free use of the easement herein granted and provided further that no building or structure shall be erected upon, across, over or through said permanent easement without prior written consent of the Grantee.

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 interests conveyed herein, including all exemptions allowed by law, and do hereby covenant to and with 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 easements as herein done, and that they will **WARRANT GENERALLY** said title.

The obtaining of this easement was authorized by Resolution 460-2022, passed by the Lexington-Fayette Urban County Council on August 30, 2022. Pursuant to KRS

382.135(2)(a), this deed of easement, which pertains to a public utility, need not contain a statement of consideration.

**IN TESTIMONY WHEREOF**, the Grantors have signed this Deed of Easement, this the day and year first above written.

**GRANTORS:** 

BY:	Ceremen	
	KETAN BUCH	

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COMMONWEALTH OF KENTUCKY	)
COUNTY OF FAYETTE	)
COUNTION AND THE	,

This instrument was acknowledged, subscribed and sworn to before me by Ketan Buch and Shreya Buch (a/k/a Shreya Ketan Buch), husband and wife, on this the 26TH day of April 2023.



Notary Public, Kentucky, State-at-Large

My Commission Expires: 05/10 / 2025

Notary ID # KYNP 27704

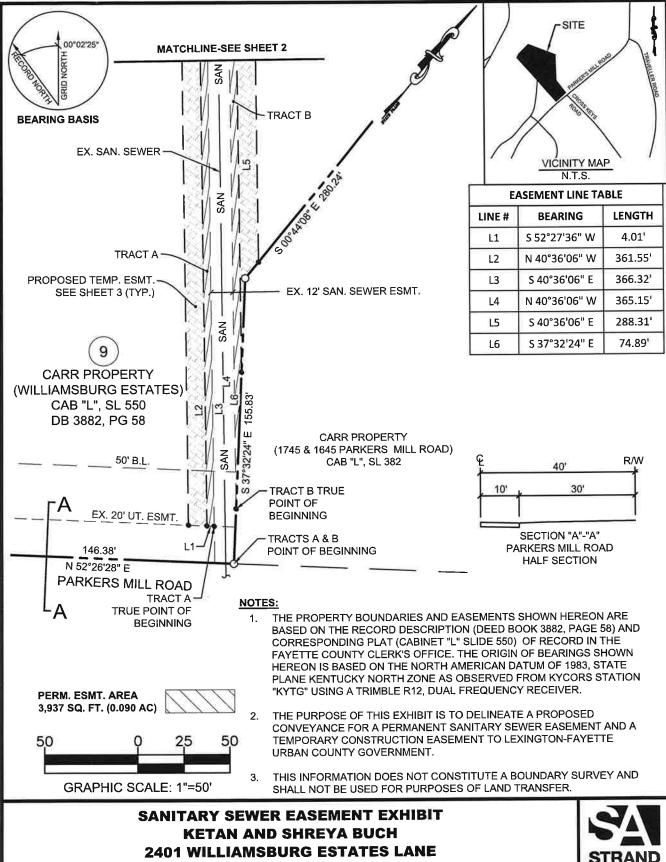
## PREPARED BY:

EVAN P. THOMPSON,

Attorney Sr.

Lexington-Fayette Urban
County Government
Department of Law, 11th Floor
200 East Main Street
Lexington, Kentucky 40507
(859) 258-3500

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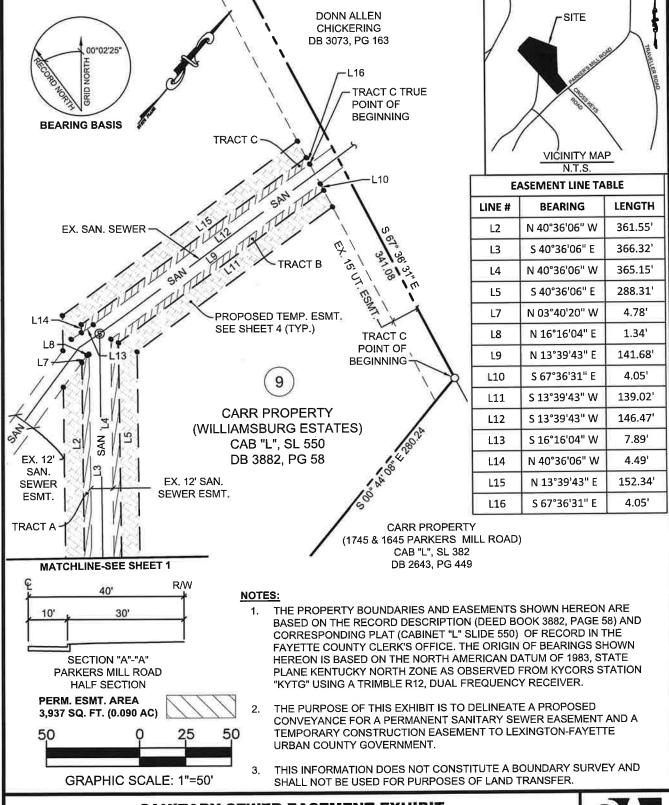
PARKERS MILL TRUNK SEWER REPLACEMENT LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT **LEXINGTON, KENTUCKY** 



EX. A - 1 OF 4

**MARCH 2023** 

2815.304



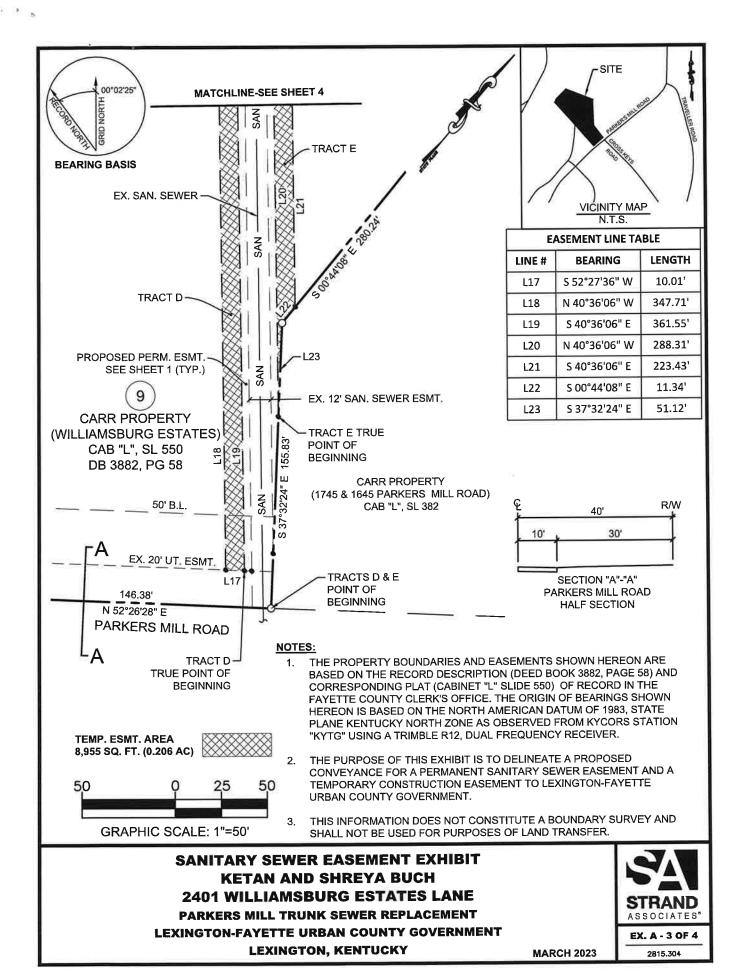
SANITARY SEWER EASEMENT EXHIBIT
KETAN AND SHREYA BUCH
2401 WILLIAMSBURG ESTATES LANE
PARKERS MILL TRUNK SEWER REPLACEMENT
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
LEXINGTON, KENTUCKY

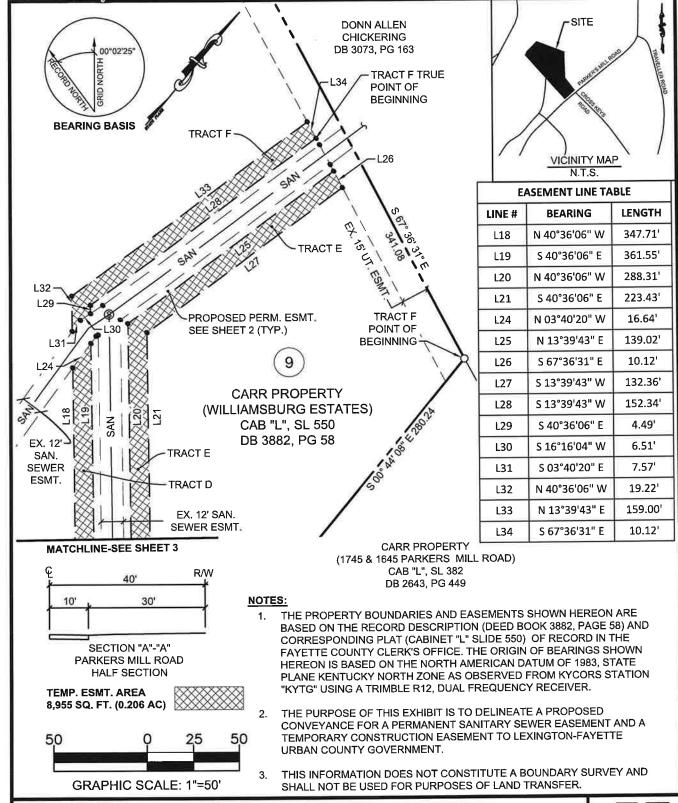


EX. A - 2 OF 4

**MARCH 2023** 

2815.304





SANITARY SEWER EASEMENT EXHIBIT
KETAN AND SHREYA BUCH
2401 WILLIAMSBURG ESTATES LANE
PARKERS MILL TRUNK SEWER REPLACEMENT
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
LEXINGTON, KENTUCKY



EX. A - 4 OF 4

**MARCH 2023** 

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