

DEED OF EASEMENT

THIS DEED OF EASEMENT is made this ____ day of _____, 2013, by and between JEFFERSON COUNTY SCHOOL DISTRICT FINANCE CORPORATION, whose mailing address is 3332 Newburg Road, VanHoose Education Center, Louisville, Kentucky 40218 (“Grantor”) and CITY OF MIDDLETOWN, whose mailing address is 11803 Old Shelbyville Road, Middletown, Kentucky 40243 (“Grantee”).

WITNESSETH:

For and in consideration of the public and mutual benefits to be derived herefrom, including the benefit to the Grantor of a sidewalk to serve the students of Middletown Elementary, and for no monetary consideration, Grantor does hereby grant and convey to Grantee a permanent easement in perpetuity over, under and through that certain strip of land shown as “7.00’ WIDE SIDEWALK EASEMENT ‘GRANTED’” on the sidewalk easement plat attached hereto as Exhibit A for the purpose of constructing and maintaining a sidewalk thereon for pedestrian access.

Grantor does hereby further grant and convey to Grantee a temporary construction easement on the property shown as “TEMPORARY CONSTRUCTION EASEMENT” on Exhibit A hereto for the purpose of constructing the above-referenced sidewalk; said easement to terminate and revert upon completion of construction of the sidewalk.

Grantor covenants that it has full right, power and authority to make this conveyance. Grantor, its heirs, successors and assigns, reserve the right to make use of the above-described property in such a way as to not interfere with the rights herein granted to Grantee, including but not limited to Grantor’s ability to develop this property in the future, including any curb cuts and access through the sidewalk onto North Madison Avenue.

