

GRANT OF TEMPORARY EASEMENT

THIS GRANT OF TEMPORARY EASEMENT between JEFFERSON COUNTY SCHOOL DISTRICT FINANCE CORPORATION, a Kentucky non-profit corporation, of 3332 Newburg Rd., VanHoose Education Building, Louisville, KY 40218, Party of the First Part, and the COMMONWEALTH OF KENTUCKY for the use and benefit of the Transportation Cabinet, Department of Highways, 200 Mero Street, Frankfort, Kentucky 40622, Party of the Second Part.

WITNESSETH: That the said Party of the First Part, in consideration of the public and mutual benefits, including the benefit to the students of the Jefferson County public school system of a sound barrier wall along I-264 adjacent to Olmsted Academy North, does hereby grant and convey to the Party of the Second Part, its successors and assigns, the following described temporary easement, viz:

A parcel of land lying and being in Jefferson County, Kentucky, to wit:

**Parcel 1
Tract A**

Being a tract of land lying in Jefferson County along I-264 between M.P. 9.6 and M.P. 9.7, and more particularly described as follows:

Beginning at a point on the I-264 (Watterson Expressway) Right of Way/ Control of Access fence 137.38 feet right of Sta. 111+63.80, thence N 81°39'17" E following said right of way a distance of 752.48 feet to a point, said point being 123.38 feet right of Sta. 119+03.46, thence leaving said existing right of way S 53°22'38" W a distance of 31.66 feet to a point, said point being 138.38 feet right of Sta. 118+75.58, thence S 81°39'17" W a distance of 729.02 feet to a point, said point being 152.74 feet right of Sta. 111+60.99, thence N 08°04'28" E a distance of 15.64 feet to a point said point being on the I-264 (Watterson Expressway) Right of Way/ Control of Access fence 137.38 feet

right of Sta. 111+63.80 and the POINT OF BEGINNING.

The above described parcel contains \pm 0.26 acres (11,111.24 sq. ft.) of Temporary Easement for construction. It is the specific intention of the Party of the First Part herein to convey a temporary easement to property described above for the purpose of constructing a sound barrier wall within the I-264 right-of-way and said easement terminates and reverts upon completion of the project.

Being a portion of the same property conveyed to Jefferson County School District Finance Corporation, by Deed dated June 30, 2000, and recorded in Deed Book 7472, Page 762, in the office of the Clerk in Jefferson County, Kentucky.

The acquisition of the right of way for this project was authorized by the Kentucky Department of Highways Official Order No. 108453. The control of access on this project and access to the remaining property of the Party of the First Part shall be by permit, as required to be set forth in Section 6 of the Kentucky Administrative Regulations, (603 KAR 5:120).

This conveyance is made free and clear of any liens, taxes, or encumbrances which the Party of the First Part does hereby agree and promise to pay.

The proposed sound barrier wall extends from I-264 at Station 100+00 to I-264 at Station 123+23 (1381 JL04 056 8491201R), the plans for which are on file in the office of the Department of Highways in Frankfort, Kentucky.

TO HAVE AND TO HOLD said easements in said property unto the Party of the Second Part, its successors and assigns, with all the rights and privileges thereunto belonging.

IN TESTIMONY WHEREOF the Party of the First Part executed this Grant of Temporary Easement on this, the _____ day of _____, 2013.

Party of the First Part:

Jefferson County School District Finance Corporation

BY: Donna M. Hargens
President

CERTIFICATE OF ACKNOWLEDGMENT

STATE OF KENTUCKY)
) SS
COUNTY OF JEFFERSON)

The foregoing Grant of Temporary Easement was acknowledged before me this _____ day of _____, 2013, by Donna M. Hargens, President, of the Jefferson County School District Finance Corporation, Party of the First Part, and was sworn to by her to be her free act and deed.

Notary Public

My Commission Expires

This Instrument Prepared By:

Attorney
Commonwealth of Kentucky
Department of Highways
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