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January 6, 2011

Mr. Michael D. Kenner  
Superintendent  
Todd County Board of Education  
205 Airport Road  
Elkton, KY 42220

Re: AT&T easement

Dear Mike:

The undersigned has reviewed the proposed easement with AT&T. That proposed easement is attached. I have also had an opportunity to discuss the proposed easement with representatives of AT&T.

It is my understanding the fiber optic cable is proposed to be laid across the North Todd school property near the Highland Lick Road and then turning north along Kentucky 181 toward Clifty. It is further my understanding access to the fiber optic cable for use by the school may be available.

Based upon my review of the proposed easement and conversations with representatives of AT&T, it is my belief an action item should be placed on the board's agenda for approval of the proposed easement.

In the event you have questions please contact me.

Yours very truly,



Harold M. Johns

HMJ/bsg

STATE OF KENTUCKY

COUNTY OF

Todd

8416-C-KY  
(06-2007)

Preparer's name and address:

Karin Bauer  
801 Richards St.  
Hopkinsville, KY 42240

Grantee's Address:

BellSouth Telecommunications, Inc. d/b/a AT&T Kentucky

801 Richards St.  
Hopkinsville, KY 42240

### EASEMENT

For and in consideration of One Thousand Seven Hundred Seventy dollars (\$ 1,770.00) and other good and valuable consideration, the adequacy and receipt of which is hereby acknowledged, the undersigned owner(s) of the premises described below, (hereinafter referred to as "Grantor"), do(es) hereby grant to BellSouth Telecommunications, Inc., a Georgia corporation, d/b/a AT&T Kentucky, and its parent and its and its parent's direct and indirect affiliates, subsidiaries, agents, attorneys, employees, officers, directors, servants, insurance carriers, licensees, successors, and assigns (hereinafter referred to as "Grantee"), an easement to construct, operate, maintain, add, and/or remove such systems of communications (including broadcast), facilities, standby generators and associated fuel supply systems as a means of providing uninterrupted service during commercial power outages, and related items as the Grantee may from time to time deem necessary in the conduct of its business upon, over, and under a portion of the lands described in Deed Book 120, page 610, Todd County, Kentucky Records, and, to the fullest extent the Grantor has the power to grant, upon, over, along, and under the roads, streets, or highways adjoining or through said property. The said easement is more particularly described as follows:

All that tract or parcel of land lying in  
a (☒ strip) (☐ parcel) of land

Todd

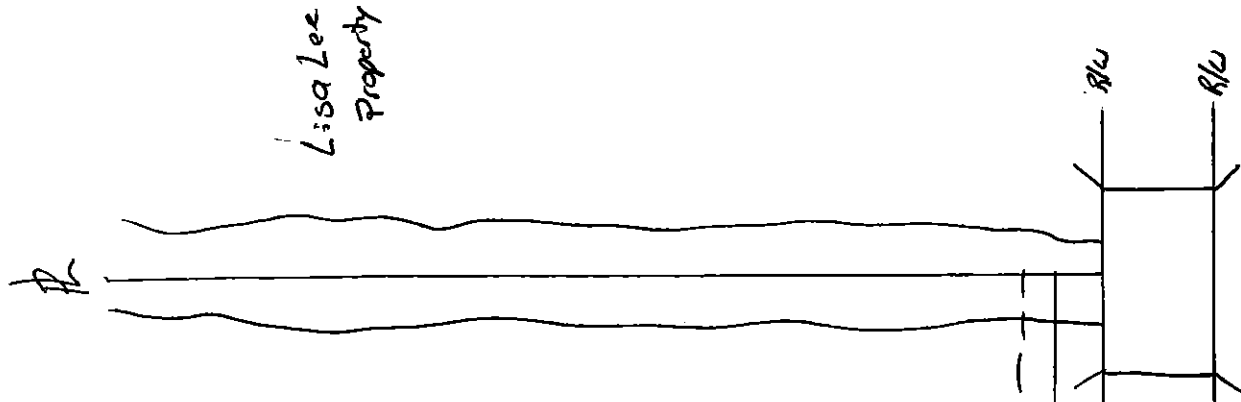
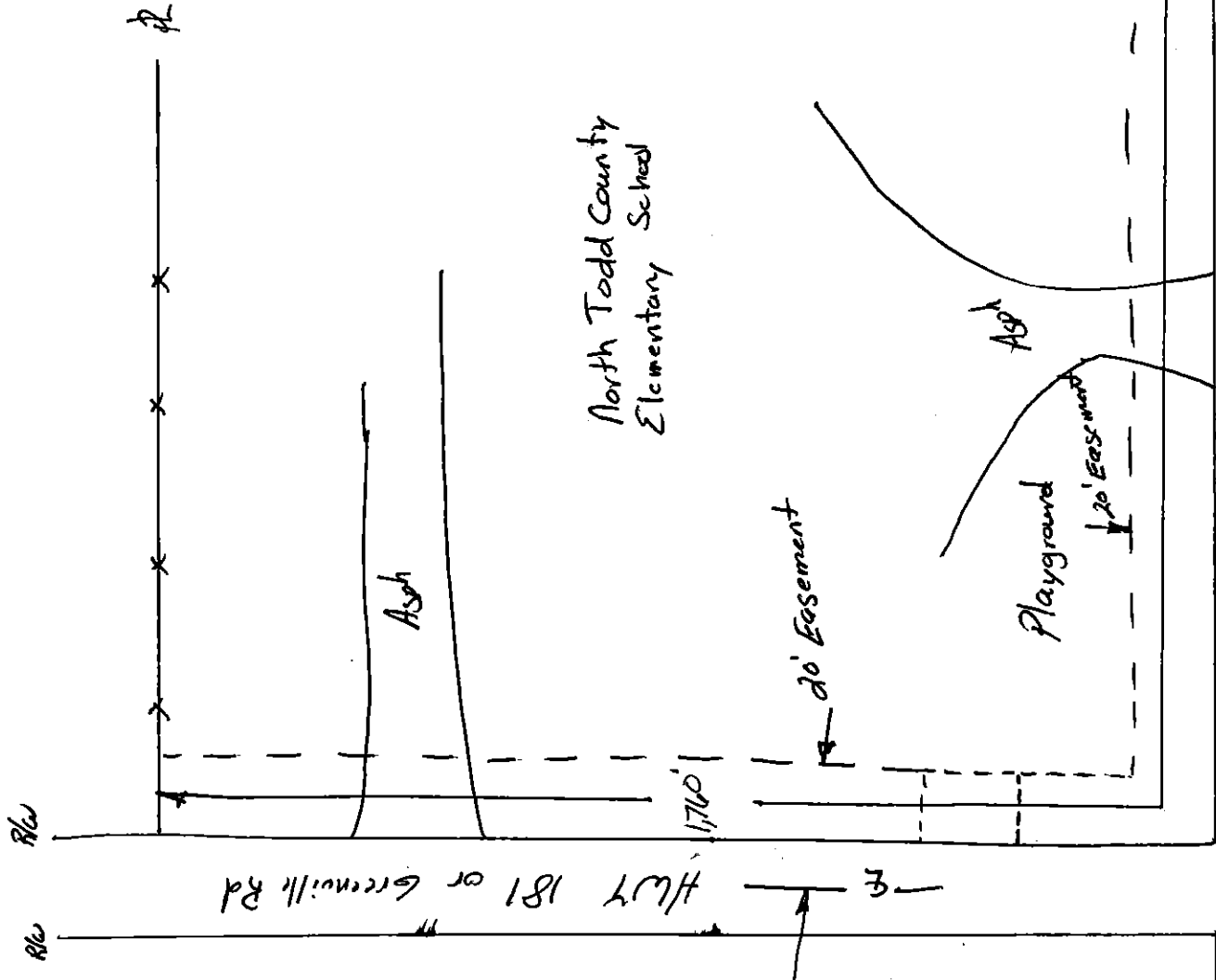
County, State of Kentucky, consisting of

See Attached Drawing

The following rights are also granted: the exclusive right to allow any other person, firm, or corporation to attach wires or lay cable or conduit or other appurtenances upon, over, and under said easement for communications (including broadcast) or electric power transmission or distribution; ingress to and egress from said easement at all times; the right, but not the obligation, to clear the easement and keep it cleared of all trees, undergrowth, or other obstructions; the right, but not the obligation, to trim and cut and keep trimmed and cut all dead, weak, leaning, or dangerous trees or limbs outside the easement which might interfere with or fall upon the lines or systems of communication or power transmission or distribution; the right to relocate said facilities, systems of communications, or related services on said lands to conform to any future highway relocation, widening, or improvements, the right to test and maintain generators and associated equipment; and the right to allow any other person, firm, or corporation to provide for fuel/energy distribution to equipment placed on the site.

To have and to hold the above granted easement unto BellSouth Telecommunications, Inc. d/b/a AT&T Kentucky, and its parent and its and its parent's direct and indirect affiliates, subsidiaries, agents, attorneys, employees, officers, directors, servants, insurance carriers, licensees, successors, and assigns forever and in perpetuity.

Grantor warrants that Grantor is the true owner of record of the above described land on which the aforesaid easement is granted.



Form W-9

Form for Obtaining Information to be Reported on IRS Form 1099-S  
Proceeds From Real Estate Transactions  
(Substitute Form W-9)

This Form to be completed each time for each Easement, Servitude and Anticipated Damage Transaction, even those that are not considered reportable.

To Property Owner: You are required by law to provide BellSouth Telecommunications, Inc. with your correct taxpayer identification number. If you do not provide BellSouth Telecommunications, Inc. with your correct taxpayer identification number, you may be subject to civil or criminal penalties imposed by law.

Name: Todd County Board of Education

Mailing Address: 205 Airport Rd  
Elkton, KY 42220

Taxpayer Identification Number (\*): \_\_\_\_\_  
(\* ) SSN, if individual or sole proprietor  
FEIN, if other form of business

Is Property owned by a business? No \_\_\_ Yes \_\_\_ If Yes, what is your type of business? Corporation \_\_\_ Partnership \_\_\_ Other \_\_\_

Is Property owned by an Individual/Sole Proprietor? \_\_\_ No \_\_\_ Yes

Under penalties of perjury, I certify that the number shown on this statement is my correct taxpayer identification number.

Signed: \_\_\_\_\_ (Property Owner Signature)

(To be completed by BellSouth Telecommunications and/or its agent.)

Information about the Transferred Property:

Street Address \_\_\_\_\_

City, State, Zip Code \_\_\_\_\_

Closing Date: \_\_\_\_\_

- |   |   |
|---|---|
| 1. Gross Proceeds - Easement or Servitude:<br>(Attach written documentation supporting the amount)  | \$ <u>1,770.00</u> (EXTC 451)(Reportable)                   |
| 2. Crop Damages when an Easement or Servitude is acquired:<br>(Attach written documentation supporting the amount)                                  | \$ _____ (EXTC 451)(Reportable-Line 1<br>must be completed) |
| 3. Other Anticipated Damages and Crop Damages when NO Easement<br>or Servitude is acquired:<br>(Attach written documentation supporting the amount) | \$ _____ (EXTC 768)(Non-Reportable)                         |

(To be completed by the Voucher Office)

Is this a reportable transaction? YES \_\_\_ NO \_\_\_

Note: If the gross proceeds are equal to or more than \$600 and the transferor is an individual/sole proprietor or a partnership, please check "YES". Otherwise check "NO".

(FOR FURTHER INSTRUCTIONS, SEE THE BACK OF THIS PAGE)