

Pick Up

This Instrument Was Prepared By:  
 City of Franklin, Tennessee  
 CIP Division  
 P.O. Box 305  
 Franklin, TN 37065

**AGREEMENT FOR DEDICATION OF EASEMENT FOR  
 PERMANENT DRAINAGE, TEMPORARY SLOPE AND TEMPORARY CONSTRUCTION**

For and in consideration of One (\$1.00) Dollar, in cash in hand, paid and other good and valuable considerations, the receipt and sufficiency of which is hereby acknowledged, **H. RHEA HOLLY AND MARGARET KIM HOLLY** does hereby grant, bargain, sell, transfer and convey unto the **CITY OF FRANKLIN, TENNESSEE**, its successors and assigns forever, a permanent easement described as attached. All of which is more particularly shown by words, figures, signs and symbols on the attached Exhibits and Map, which is made a part hereof.

**\*\*see attached easement descriptions\*\***

This conveyance includes the right of the City of Franklin, Tennessee, its servants and agents to construct, operate, maintain, repair, replace and inspect Drainage Improvements within the limits of the aforescribed permanent Drainage easement.

To have and to hold said easement to the City of Franklin, Tennessee, its successors and assigns forever. I/We do hereby covenant with said City of Franklin, Tennessee, that I/we are lawfully seized and possessed of said land in fee simple and have a good right to make this conveyance.

I/We do further covenant with said City of Franklin, Tennessee, that said portion or parcel of land as aforescribed is to remain the property of the undersigned and may be used for any lawful purpose or purposes desired after the construction of all the aforescribed improvements, provided, in the opinion of the City of Franklin, Tennessee, said use or uses do not destroy, weaken or damage the above mentioned improvements or interfere with the operation or maintenance thereof. The City of Franklin, Tennessee hereby covenants that upon completion of construction it will restore the hereinabove described property to its original condition, or near thereto as is reasonably possible. I/We do not waive any claim for damage in any manner for the negligence of any agent, representative or contractor for the City of Franklin, Tennessee, during the construction of any of the aforesaid improvements. I/We do further covenant and bind myself/ourselves, my/our heirs and representatives to warrant and forever defend the right of the grantee to the foregoing easement against the claims of all person whomsoever.

The Temporary Slope and Temporary Construction Easement shall terminate upon the completion of the construction project and shall remain the property of the Grantors.

This conveyance includes the right of the City of Franklin, Tennessee, its servants and agents to construct the roadway slope for the **NEW HIGHWAY 96 AT BOYD MILL AVENUE IMPROVEMENTS PROJECT** within the limits of the aforescribed easement.

I/We do hereby covenant with said City of Franklin, Tennessee, that I/we are lawfully seized and possessed of said land in fee simple and have a good right to make this conveyance.

Upon completion of the construction of the **NEW HIGHWAY 96 AT BOYD MILL AVENUE IMPROVEMENTS PROJECT**, the Temporary Slope and Temporary Construction Easement shall be abandoned.

WITNESS my/our hand(s), this 1<sup>st</sup> day of DECEMBER, 2009.

[Signature]  
(Signature)

H. RHEA HOLLY  
(Printed Name)

[Signature]  
(Signature)

Margaret Kim Holly  
(Printed Name)

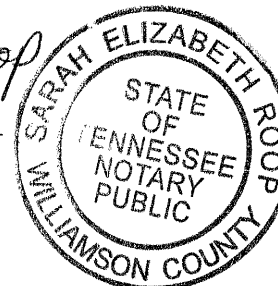
STATE OF TENNESSEE

COUNTY OF WILLIAMSON

Personally appeared before me, the undersigned, a Notary Public of said State and County, The within named Rhea Holly and Margaret Kim Holly, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledge himself to be the within named bargainer, and that he executed the foregoing instrument for the purposes therein contained.

WITNESS my hand and seal this 4<sup>th</sup> day of December, 2009.

[Signature]  
NOTARY PUBLIC  
My Commission Expires: 7-31-11



ATTEST:

CITY OF FRANKLIN:

BY: [Signature]  
ERIC S. STUCKEY  
CITY ADMINISTRATOR

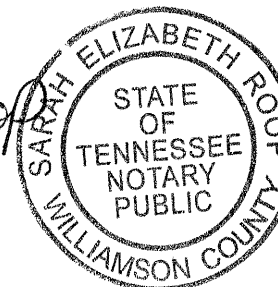
[Signature]  
JOHN C. SCHROER  
MAYOR

STATE OF TENNESSEE  
COUNTY OF WILLIAMSON

Personally appeared before me, the undersigned, a Notary Public of said State and County, **ERIC S. STUCKEY AND JOHN C. SCHROER**, with whom I am personally acquainted and who acknowledge that they executed the within instrument for the purposes therein contained, and who further acknowledge that they are the Mayor and City Administrator of the maker or a constituent being authorized by the maker, to execute this instrument on behalf of the maker.

WITNESS my hand and seal this 7<sup>th</sup> day of December, 2009.

[Signature]  
NOTARY PUBLIC  
My Commission Expires: 7-31-11



### Tract 5

The below described tract located in the 14 Civil District of Williamson County is part of the property conveyed to H. Rhea Holly and Wife, Margaret Kim Holly of record in Deed Book 981, Page 264 in the Register's Office of Williamson County, Tennessee.

#### Drainage Easements

Drainage Easement 1 - Beginning at a point in the existing south right of way of State Route 96, said point being 59.50 feet right of proposed State Route 96 centerline station 66+40.00; thence continuing with said existing south right of way, South 87 degrees 53 minutes 08 seconds East a distance of 20.00 feet to a point, said point being 59.50 feet right of proposed State Route 96 centerline station 66+60.00; thence leaving said existing south right of way, South 02 degrees 08 minutes 00 seconds West a distance of 21.50 feet to a point, said point being 81.00 feet right of proposed State Route 96 centerline station 66+60.00; thence North 87 degrees 52 minutes 00 seconds West a distance of 20.00 feet to a point, said point being 81.00 feet right of proposed State Route 96 centerline station 66+40.00; thence North 02 degrees 08 minutes 00 seconds East a distance of 21.50 feet to the point of beginning.

Drainage Easement 2 - Beginning at a point in the existing south right of way of State Route 96, said point being 59.43 feet right of proposed State Route 96 centerline station 68+55.31; thence continuing with said existing south right of way, South 87 degrees 53 minutes 08 seconds East a distance of 38.98 feet to a point, said point being 59.42 feet right of proposed State Route 96 centerline station 68+94.29; thence leaving said existing south right of way, South 03 degrees 30 minutes 45 seconds West a distance of 6.60 feet to a point, said point being 66.01 feet right of proposed State Route 96 centerline station 68+94.13; thence South 71 degrees 35 minutes 41 seconds West a distance of 32.66 feet to a point, said point being 77.47 feet right of proposed State Route 96 centerline station 68+63.55; thence North 22 degrees 25 minutes 06 seconds West a distance of 19.83 feet to the point of beginning.

Drainage Easement 3 - Beginning at a point in the existing west right of way of Boyd Mill Avenue, said point being 26.43 feet left of proposed Boyd Mill Avenue centerline station 35+41.31; thence leaving said existing west right of way, North 37 degrees 36 minutes 36 seconds West a distance of 9.64 feet to a point, said point being 36.06 feet left of proposed Boyd Mill Avenue centerline station 35+41.73; thence North 44 degrees 38 minutes 36 seconds East a distance of 20.18 feet to a point, said point being 38.73 feet left of proposed Boyd Mill Avenue centerline station 35+58.66; thence South 37 degrees 36 minutes 36 seconds East a distance of 11.19 feet to a point in said existing west right of way, said point being 27.54 feet left of proposed Boyd Mill Avenue centerline station 35+59.03; thence with said existing west right of way, South 49 degrees 02 minutes 28 seconds West a distance of 20.03 feet to the point of beginning.

Drainage Easement 4 - Beginning at a point, said point being 56.23 feet left of proposed Boyd Mill Avenue centerline station 35+42.49; thence North 37 degrees 36 minutes 36 seconds West a distance of 23.79 feet to a point, said point being 80.00 feet left of proposed Boyd Mill Avenue centerline station 35+43.22; thence North 52 degrees 18 minutes 11 seconds East a distance of 20.00 feet to a point, said point being 80.00 feet left of proposed Boyd Mill Avenue centerline station 35+57.30; thence South 37 degrees 36 minutes 36 seconds East a distance of 21.10 feet

to a point, said point being 58.91 feet left of proposed Boyd Mill Avenue centerline station 35+58.00; thence South 44 degrees 38 minutes 22 seconds West a distance of 20.18 feet to the point of beginning.

Drainage Easement 1, 2, 3, and 4 together contain 1539 square feet, more or less.

### **Slope Easements**

By this instrument the grantors hereby convey an easement for construction of slopes outside the proposed right of way line. The land on which the slopes are to be constructed remains the property of the grantors. This easement shall terminate upon completion of construction of the project.

Slope Easement 1 - Beginning at a point in the existing south right of way of State Route 96, said point being 59.50 feet right of proposed State Route 96 centerline station 66+60.00; thence with said existing south right of way, South 87 degrees 53 minutes 08 seconds East a distance of 195.31 feet to a point, said point being 59.43 feet right of proposed State Route 96 centerline station 68+55.31; thence leaving said existing south right of way, south a distance of 1 feet more or less to a point; thence west a distance of 6 feet more or less to a point; thence west a distance of 50 feet more or less to a point; thence west a distance of 50 feet more or less to a point; thence west a distance of 16 feet more or less to a point; thence west a distance of 45 feet more or less to a point; thence west a distance of 29 feet more or less to a point; thence north a distance of 2 feet more or less to the point of beginning.

Slope Easement 2 - Beginning at a point in the existing west right of way of Boyd Mill Avenue, said point being 27.54 feet left of proposed Boyd Mill Avenue centerline station 35+59.03; thence leaving said existing west right of way, northwest a distance of 11 feet more or less to a point; thence northeast a distance of 8 feet more or less to a point; thence northeast a distance of 34 feet more or less to a point; thence northeast a distance of 11 feet more or less to a point to a point in said existing west right of way; said point being 32.70 feet left of proposed Boyd Mill Avenue centerline station 36+11.18; thence continuing with said west right of way and along a curve having a arc distance of 20.55 feet, a radius of 788.51 feet and a central angle of 01 degrees 29 minutes 35 seconds, said curve having chord bearing of South 48 degrees 01 minutes 01 seconds West for a chord distance of 20.55 to a point, said point being 30.45 feet left of proposed Boyd Mill Avenue centerline station 35+90.76; thence South 49 degrees 02 minutes 28 seconds West a distance of 31.86 feet to the point of beginning.

Slope Easement 3 - Beginning at a point in the existing west right of way of Boyd Mill Avenue, said point being 26.43 feet left of proposed Boyd Mill Avenue centerline station 35+41.31; thence with said existing west right of way, South 49 degrees 02 minutes 28 seconds West a distance of 34.82 feet to a point, said point being 29.26 feet left of proposed Boyd Mill Avenue centerline station 35+11.42; thence leaving said existing west right of way, northeast a distance of 23 feet more or less to a point; thence northeast a distance of 14 feet more or less to a point; thence southeast a distance of 10 feet more or less to the point of beginning.

Slope Easement 4 - Beginning at a point in the existing west right of way of Boyd Mill Avenue, said point being 27.25 feet left of proposed Boyd Mill Avenue centerline station 35+01.91;

thence continuing with said existing west right of way, South 40 degrees 05 minutes 25 seconds East a distance of 6.87 feet to a point, said point being 20.58 feet left of proposed Boyd Mill Avenue centerline station 35+00.46; thence continuing with said existing west right of way and along a curve having a arc distance of 17.15 feet, a radius of 135.81 feet and a central angle of 07 degrees 14 minutes 03 seconds, said curve having chord bearing of South 44 degrees 37 minutes 17 seconds West for a chord distance of 17.14, said point being 23.96 feet left of proposed Boyd Mill Avenue centerline station 34+85.58; thence leaving said existing west right of way, northeast a distance of 17 feet more or less to a point, thence northeast a distance of 2 feet more or less to the point of beginning.

Slope Easements 1, 2, 3, and 4 together contain 1071 square feet, more or less.

### **Construction Easement**

By this instrument the grantors hereby convey an easement for the construction of a working area and erosion control outside of the proposed right of way lines and or slopelines. This easement shall terminate upon completion of construction of the project.

Construction Easement 1 - Beginning at a point if the existing south right of way of State Route 96, said point being 59.54 feet right of proposed State Route 96 centerline station 65+42.37; thence South 87 degrees 53 minutes 08 seconds East a distance of 97.63 feet to a point, said point being 59.50 feet right of proposed State Route 96 centerline station 66+40.00; thence leaving said existing south right of way and with a line parallel to and at all points 5 feet from proposed slopeline, south a distance of 6 feet more or less to a point; thence west a distance of 41 feet more or less to point; thence west a distance of 50 feet more or less to a point; thence west a distance of 8 feet more or less to a point; thence north a distance of 1 foot to the point of beginning.

Construction Easement 2 - Beginning at the southwest corner of Slope Easement 1; thence with the south line of Slope Easement 1, east a distance of 29 feet more or less to a point; thence east a distance of 45 feet more or less to a point; thence east a distance of 16 feet more or less to a point; thence east a distance of 50 feet more or less to a point; thence east a distance of 50 feet more or less to a point; thence east a distance of 6 feet more or less to a point; thence south a distance of 6 feet more or less to a point; thence with a line parallel to and at all points 5 feet from the south line of Slope Easement 1, west a distance of 58 feet more or less to a point; thence west a distance of 50 feet more or less to a point; thence west a distance of 61 feet more or less to a point; thence west a distance of 29 feet more or less to a point; thence north a distance of 5 feet more or less the point of beginning.

Construction Easement 3 - Beginning at a point if the existing south right of way of State Route 96, said point being 59.41 feet right of proposed State Route 96 centerline station 69+14.29; thence with said existing south right of way, South 87 degrees 53 minutes 08 seconds East a distance of 18.01 feet to a point, said point being 59.41 feet right of proposed State Route 96 centerline station 69+32.31; thence continuing with said south right of way, South 22 degrees 12 minutes 14 seconds East a distance of 2.73 feet to a point, said point being 61.90 feet right of proposed State Route 96 centerline station 69+33.43; thence leaving said existing south right of

way and with a line parallel to and at all points 5 feet from proposed slopeline, west a distance of 19 feet more or less to a point; thence north a distance of 4 feet to the point of beginning.

Construction Easement 4 - Beginning at the point of intersection of the slope easement described in Slope Easement 2 and the existing west right of way of Boyd Mill Avenue; thence leaving said existing west right of way and with the west line of Slope Easement 2, southwest a distance of 11 feet more or less; thence southwest a of 34 feet more or less to a point; thence northeast a distance of 13 feet more or less to a point; thence with a line parallel to and at all points 5 feet from proposed slopeline, east a distance of 22 feet more or less to a point; thence northeast a distance of 49 feet more or less to a point; thence northeast a distance of 13 feet more or less to a point; thence northeast a distance of 14 feet more or less to a point in said existing west right of way of Boyd Mill Avenue; thence with said existing west right of way and along a curve having an arc distance of 65.28 feet, a radius of 788.51 feet and a central angle of 04 degrees 44 minutes 36 seconds, said curve having chord bearing of South 44 degrees 53 minutes 56 seconds West for a chord distance of 65.26 to the point of beginning

Construction Easement 5 - Beginning at the point of intersection of the slope easement described in Slope Easement 4 and the existing west right of way of Boyd Mill Avenue; thence with said existing west right of way and along a curve having an arc distance of 21.56 feet, a radius of 135.81 feet and a central angle of 09 degrees 05 minutes 43 seconds, said curve having chord bearing of South 36 degrees 27 minutes 24 seconds West for a chord distance of 21.54 to a point; thence leaving said existing west right of way and with a line parallel to and at all points 5 feet from proposed slopeline, northeast a distance of 38 feet more or less to a point; thence northeast a distance of 21 feet more or less to a point; thence northeast a distance of 17 feet more or less to a point in the west line of Slope Easement 3; thence with said west line of Slope Easement 3, southwest a distance of 23 feet more or less to a point in said existing west right of way; thence continuing with said existing west right of way, South 49 degrees 02 minutes 28 seconds West a distance of 10.41 feet to a point; thence continuing with said existing west right of way South 40 degrees 05 minutes 25 seconds East a distance of 4.13 feet to a point in the existing west right of way of Boyd Mill Avenue, said point also being the intersection of the slope easement described in Slope Easement 4; thence leaving said existing west right of way and with the west line of Slope Easement 4, southwest a distance of 2 feet more or less to a point; thence southwest a distance of 17 feet more or less to the point of beginning.

Construction Easement 1, 2, 3, 4 and 5 together contain 1912 square feet, more or less.

**SPECIAL CONDITIONS FOR  
EASEMENTS**

**Map No. 64 Parcel 28.02  
Deed Book 981 Page 264**

- 1) The City of Franklin, Tennessee, its servants and agents will relocate any portion of the existing fence that is disturbed as result of construction associated with the Carlisle Lane & Signal Design at HWY 96W Project. The disturbed portion of the fence will be relocated outside the proposed ROW.

BK/PG: 4971/343-349

**09051796**

<b>EASEMENT</b>	
<b>12/11/2009</b>	<b>11:11 AM</b>
<b>BATCH</b>	<b>166480</b>
<b>MTG TAX</b>	<b>0.00</b>
<b>TRN TAX</b>	<b>0.00</b>
<b>REC FEE</b>	<b>35.00</b>
<b>DP FEE</b>	<b>2.00</b>
<b>ARD FEE</b>	<b>0.00</b>
<b>TOTAL</b>	<b>37.00</b>

STATE OF TENNESSEE, WILLIAMSON COUNTY

**SADIE WADE**  
REGISTER OF DEEDS