

BOYLE COUNTY  
D573 PG653

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RECORDED: April 12, 2022 12:40:00 PM  
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COUNTY CLERK: TRILLE L. BOTTOM  
DEPUTY CLERK: BECKY  
COUNTY: BOYLE COUNTY  
BOOK: D573 PAGES: 653 - 660

*Somya S. Stober*

DEED OF CORRECTION

**THIS DEED OF CORRECTION** made and entered into by and between the **BOYLE COUNTY, KENTUCKY**, a subdivision of the Commonwealth of Kentucky, with a mailing address of 321 West Main Street, Danville, Kentucky 40422, hereinafter referred to as the "Grantor" and Current Holder of Title of Parcel B, **THE PUBLIC AT LARGE**, pursuant to the Land and Water Conservation Fund Act of 1965, as amended, hereinafter referred to as the "Grantee", and further with the consent of **COMMONWEALTH OF KENTUCKY, FINANCE AND ADMINISTRATION CABINET**, for the use and benefit of the **DEPARTMENT OF PARKS**, Current Holder of Title of Parcel A—Lot 1 and 2, with "in care of" tax mailing address of 500 Mero Street, 5th Floor, Frankfort, Kentucky 40601.

**WHEREAS**, by Deed of Restriction dated December 7, 1983, which was recorded in Deed Book 246, Page 183, in the Office of the Boyle County Clerk, the Grantor herein restricted two (2) parcels of land subject to the Land Water Conservation Fund Act of 1965 under the Department of Interior; and.

**WHEREAS**, the first tract cited in the Deed of Restriction in Deed Book 246, Page 183, contained 4.5, more or less, acres and was acquired by the Grantor from Margaret C. Prewitt by

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deed dated January 9, 1946 and recorded in Deed Book 75, Page 564 of the Boyle County Clerk's Office, hereinafter (Parcel A) which includes the historic Crawford House; and,

**WHEREAS**, the second tract cited in the Deed of Restriction in Deed Book 246, Page 183, contained 6.15, more or less, acres and was acquired by the Grantor from WG and Margaret C. Prewitt by deed dated February 24, 1938 and recorded in Deed Book 66, Page 11, of the Boyle County Clerk's Office, hereinafter (Parcel B); and,

**WHEREAS**, the Grantor included all of Parcel A and Parcel B in the Deed of Restriction by mistake and should have only included a portion of Parcel A; and,

**WHEREAS**, the Grantor and United States Department of the Interior, administrator of the Land and Water Conservation Fund Act of 1965, as amended concur that the only property subject to the restrictions as recorded in Deed Book 246, Page 183, is 4.1899 acres referred to as Lot 2 and as shown on (Exhibit A). It is further agreed Lot 1 as shown on (Exhibit A) containing 0.2971 acres and the Crawford House is excepted from the restriction, and the property shown on (Exhibit B) containing 6.15, more or less, acres is excepted from this restriction.

**NOW, THEREFORE**, for no consideration other than the application for a grant through the United States Government, the Grantor, Boyle County Fiscal Court, hereby declares and covenants that only Lot 2 containing 4.1899 acres, described more particularly in Exhibit A hereto, shall in perpetuity be held, transferred, conveyed, leased, occupied or otherwise disposed of and used subject to the following restrictive covenants, which shall run with the land and be binding on all heirs, successors, assigns, lessees, or other occupiers and users, for the benefit of the Grantee, as follows:

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The property identified in (Exhibit A) has been acquired or developed with federal financial assistance provided by the National Park Service of the Department of Interior in accordance with the Land and Water Conservation Fund Act of 1965, as amended, 16 U.S.C. and 4601-5 et seq. (1970ed). Pursuant to a requirement of that law, this property may not be converted to other than public outdoor recreation uses (whether by transfer, sale, or in any other manner) without the express written approval of the Secretary of the Interior. By law, the Secretary shall approve such conversion only if it is in accord with the then existing statewide comprehensive outdoor recreation plan and only upon such conditions as necessary to assure the substitution of other recreation properties of at least equal fair market value and of reasonably equivalent usefulness and locations. Also, pursuant to Section 504 of the Rehabilitation Act of 1973, the owner of the property does assure that handicapped persons will not be discriminated against in accordance with 43 CRF 17.

The 4.1899 acres restricted herein being a portion of the Property conveyed to the Grantor from Margaret C. Prewitt by deed dated January 9, 1946 and recorded in Deed Book 75, Page 564 of the Boyle County Clerk's. For a more particular description of the 4.1899 acres restricted herein, please see the Property description that is incorporated herein as Lot 2 on (Exhibit A).

The following tracts are hereby explicitly **EXCEPTED** and never intended to be restricted:

**(EXHIBIT A) EXCEPTION:** Lot 1 containing property containing the historic Crawford House on a 0.2971 acre parcel of land which is a portion of the Property conveyed to the Grantor from Margaret C. Prewitt by deed dated January 9, 1946 and recorded in Deed Book 75, Page 564 of the Boyle County Clerk's Office.

**(EXHIBIT B) EXCEPTION:** a 6.15 acre parcel of land which is the same Property as that conveyed to the Grantor by WG and Margaret C. Prewitt via deed dated February 24, 1938 and recorded in Deed Book 66, Page 11 of the Boyle County Clerk's Office.

All references are to the records of the Boyle County Clerk.

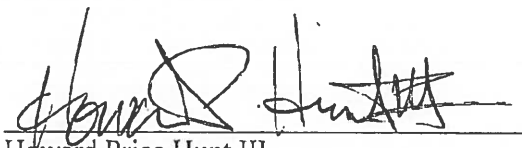
**TO HAVE AND TO HOLD** unto the Grantee, its successors and assigns forever. This Deed of Correction and the terms, conditions, restrictions and purposes imposed as a part of

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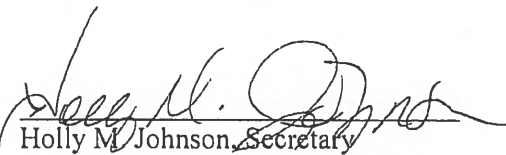
same, shall be binding upon the property and upon the parties, and shall continue as a servitude running in perpetuity with the property.

IN TESTIMONY WHEREOF, Howard Price Hunt III, Boyle County Judge Executive, for and on behalf of the Grantor, and pursuant to a duly adopted and attested Resolution Number #21.08.09.01 of the Boyle County Fiscal Court, has executed this Deed of Correction, as of this 12<sup>th</sup> day of April, 2022.

**GRANTOR:**  
Boyle County Fiscal Court

By:   
Howard Price Hunt III  
Boyle County Judge Executive

**COMMONWEALTH OF KENTUCKY,**  
Finance and Administration Cabinet, for the  
use and benefit of the Kentucky Department  
of Parks

By:   
Holly M. Johnson, Secretary  
Finance and Administration Cabinet

COMMONWEALTH OF KENTUCKY  
COUNTY OF BOYLE

I, the undersigned, certify that the foregoing Deed of Correction, was produced before me in my said County and State and duly acknowledged and sworn to by Howard Price Hunt III, on

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behalf of the Grantor, pursuant to a duly adopted and attested resolution or other official act of the Boyle County Fiscal Court, on this 12<sup>th</sup> day of April, 2022.

My commission expires: September 30, 2023. *FD# 631818*  
Christine K. Heron  
NOTARY PUBLIC, KY STATE AT LARGE

COMMONWEALTH OF KENTUCKY  
COUNTY OF FRANKLIN

Subscribed, acknowledged, and sworn to before me by Holly M. Johnson, Secretary of the Finance and Administration Cabinet, Commonwealth of Kentucky, Current Holder of Title of Parcel A—Lot 1 and 2, this 11<sup>th</sup> day of April, 2022.

My Commission Expires: 1-19-2024



Laura L. Gillis KYNP619  
NOTARY PUBLIC, KY STATE AT LARGE

RECOMMENDED BY:

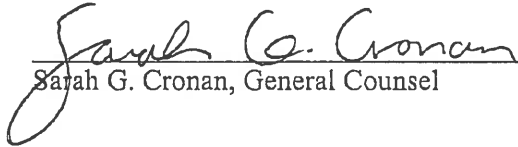
Russ Meyer 3/31/22  
Russ Meyer, Commissioner Date  
Department of Parks

Michael E. Berry 04/01/22  
Michael E. Berry, Secretary Date  
Tourism, Arts, and Heritage Cabinet

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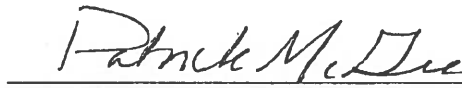
**APPROVED AS TO FORM AND LEGALITY:**

TOURISM, ARTS AND HERITAGE CABINET:

  
Sarah G. Cronan, General Counsel

Date: 3/31/2022

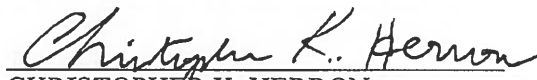
FINANCE AND ADMINISTRATION CABINET:

  
Patrick McGee, Assistant General Counsel  
Finance and Administration Cabinet

Date: 4-11-22

(No consideration certificate required pursuant to KRS 382.135(2)(e)  
(Exempt from tax pursuant to KRS 142.050(7)(b))

**THIS INSTRUMENT PREPARED  
WITHOUT BENEFIT OF TITLE OPINION BY:**

  
CHRISTOPHER K. HERRON  
BOYLE COUNTY ATTORNEY *CB*  
321 W. MAIN STREET, ROOM 120  
DANVILLE, KY 40422  
(859) 238-1121



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**(EXHIBIT B) EXCEPTION:**

Beginning at a stone in the west R/W line of the Perryville and Harrodsburg pike, said stone being in the south property line of Jacob Cocanougher's line (formerly W.B. Walker) and this described property; thence N 68 30' W 494 feet to a stone; thence 759.8 feet to a stone; thence S 64 E 248 feet to a stone; this stone being in the R/W line on the Perryville and Harrodsburg Turnpike; thence with this said R/W line north 675 feet to a point of beginning. Containing 6.15 acres more or less.

Included in this boundary survey is a 60 foot easement from the Perryville and Harrodsburg Turnpike to the property now owned by the Boyle County Fiscal Court and deed to the Boyle County Fiscal Court by Margaret Prewitt and W.G. Prewitt, her husband, specified in deed dated November 1936, and recorded in Deed Book No. 64, page 257. The property described herein being the same real property conveyed to the Boyle Fiscal Court from Margaret C. Prewitt and W.G. Prewitt, her husband, by deed dated February 24, 1938 and of record in Deed Book 66, Page 11, all records Boyle County Clerk's Office.