

CHAUVIN & CHAUVIN

ATTORNEYS AT LAW

125 SOUTH SEVENTH STREET

Louisville, Kentucky 40202

L. STANLEY CHAUVIN, JR., P.S.C.
L. STANLEY CHAUVIN, III

TELEPHONE (502) 583-6580
FAX (502) 584-0904

August 2, 1995

RECEIVED

AUG 10 1995

SECRETARY OF STATE
COMMONWEALTH OF KY

Secretary of State
700 Capitol Avenue
Room 154 Capitol Building
Frankfort, Kentucky 40601

RE: Annexation of the City of Barbourmeade

Dear Sir/Madam:

Enclosed and in compliance with KRS 81A.470 please find the following: A) an accurate map of the property annexed by the City of Barbourmeade, B) a metes and bounds description of said property and C) a certified copy of the Ordinance annexing said property.

If you have any questions, please do not hesitate to contact me at the telephone number above.

Thank you for your cooperation and patience.

Very truly yours,



L. Stanley Chauvin, III

LSC/sls

Enclosures

cc: Al Tomassetti, Mayor City of Barbourmeade
David Butke, Secretary

CERTIFICATE OF OWNERSHIP & DEDICATION

The object of this deed is to dedicate to the public the easement shown on the plat and maps attached hereto to be the site of **BRAINBORD BEACH** and does hereby dedicate it; and use the **PLAT & MAP** shown hereon.

M & Z Developers, Inc

John Weinberg
President

EASEMENT FOR ELECTRIC & TEL. UTILITIES

The spaces outlined by dashed lines and marked "ELECTRIC & TEL. EASEMENT" are hereby reserved as easements for electric and telephone utility purposes, which include: 1. The right of ingress and egress over all lots to and from the easements; 2. The right to cut down or trim all trees within the easement; 3. The right to run or cut down any trees or shrub easement area within or of the easement; 4. The right to cut down or trim any trees on private property that may be so defective as to present a hazard to the utility lines after reasonable notice to the property owner; 5. The right of any utility company using said easement to run over permanent structures or obstructions within the easement. Fences, shrubbery, and gardens may occupy easement area if property owner's care. The developer is to remove all trees that may interfere with the original construction of electric lines and telephone lines to serve this subdivision. Additional rights are granted to overhang lots with service wires to serve other lots.

M & Z Developers, Inc

John Weinberg
President

EASEMENT FOR SAN & STORM SEWER UTILITIES

An easement for sanitary sewers and storm drainage purposes is hereby reserved on, over and under the strips of land and spaces as defined and bounded by dashed lines, marked "SEWER & DRAINAGE EASEMENT"; together with the right of ingress and egress over all lots to and from the easements, for construction, operation and maintenance of sewers and drains over said lots. No permanent structure of any kind is to be placed on, over or under the land which is subject to said easement; the easement shall be for the benefit of the Louisville & Jefferson County Metropolitan Sewer District, or any other public agency having legal authority for such construction, or by others subject to approval by the aforementioned Sewer District.

M & Z Developers, Inc

John Weinberg
President

CERTIFICATE OF ACKNOWLEDGMENT

State of Kentucky, ss
County of Jefferson

I, James A. Gregory, a notary public in and for the said and county aforesaid, do hereby certify that the foregoing plat of BRAINBORD BEACH was this day presented to me in said county by John Weinberg of said county, who declared and acknowledged to me that he is the owner of the same and that he executed the same for the purposes and consideration therein expressed. Witness my hand and seal this 22 day of SEPT, 1962 my commission exp. on the 22 day of SEPT, 1962

James A. Gregory
Notary Public, Jefferson County, Kentucky

ENGINEERS CERTIFICATE

I hereby certify that the survey for this plat was made under my supervision and that the angles and distance measurements shown thereon are correct to the best of my knowledge and belief.

W. P. [Signature]
Registered Professional Engineer, Kentucky

CERTIFICATE OF APPROVAL

Approved this 22 day of September, 1962

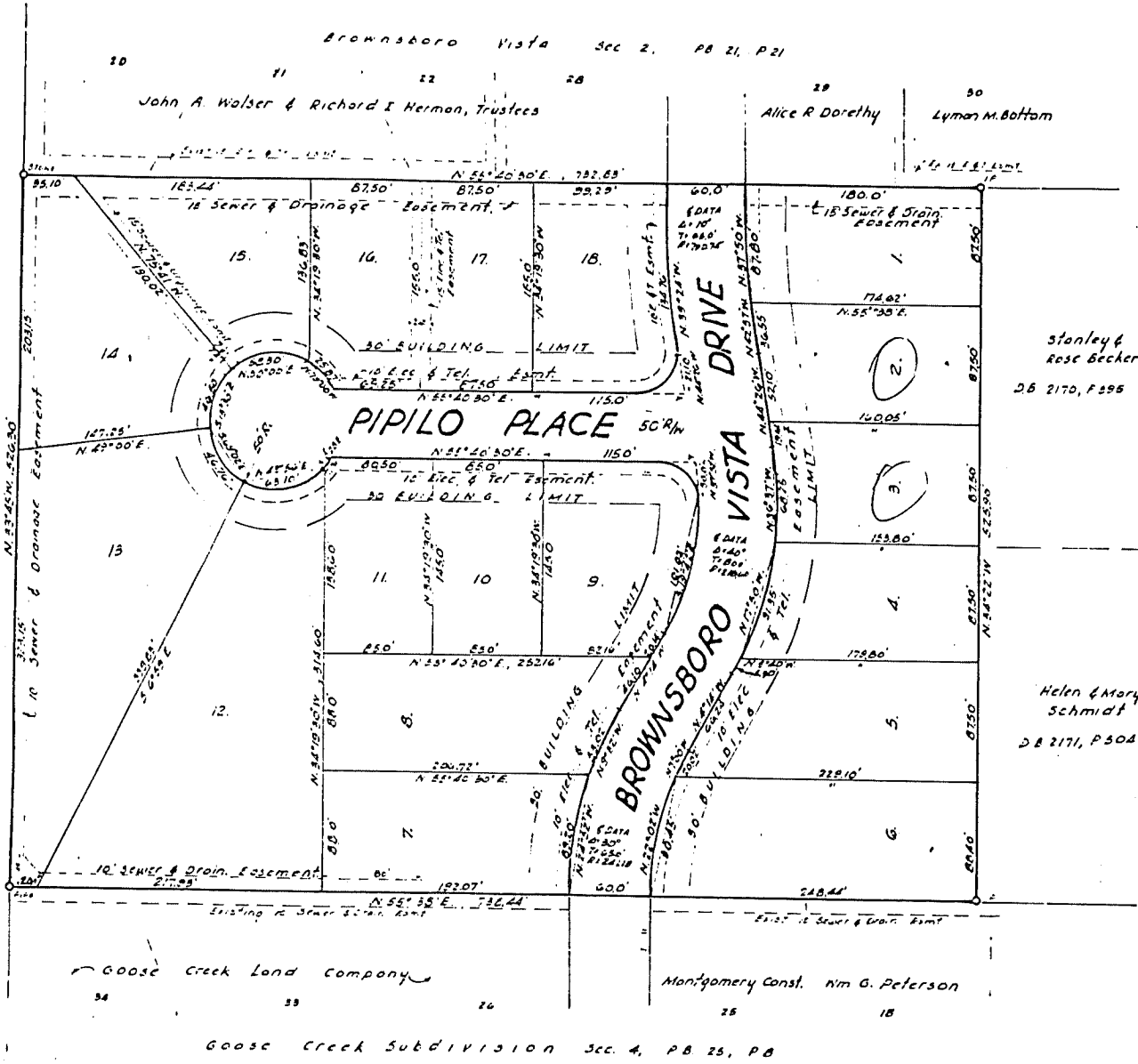
LOUISVILLE AND JEFFERSON COUNTY
PLANNING COMMISSION

Joseph W. Minnett
Chairman

Standard Country Club

Plk 27
Pg

Standard Country Club



CERTIFICATE OF RESERVATION OF GAS ESMT.

The spaces defined by dashed lines and marked Gas Easement are hereby reserved as easements for underground Gas Lines & appurtenances thereof, including the right to construct, operate, maintain, repair and remove such underground gas lines & appurtenances and right of access and egress over all lots in and from the easements, and the right to cut down any trees within the easements that may interfere with the installation or operation of the lines. No permanent structure shall be erected within the easement, any gas utility using said easement or other may remove permanent structure or obstruction within the easement fences, shrubs, etc. and persons may occupy easement area at the property owners risk.

N & S Developers, INC.

John G. Whiting
President

(A) On all lots each property owners electric utility service lines shall be underground at locations designated by Louisville Gas & Electric Company (from LG & E's pedestal at property line through out length of service lines to customers building and title thereto shall remain in and the cost of installation and maintenance thereof shall be borne individually by the respective lot owners upon which the said service line is located.

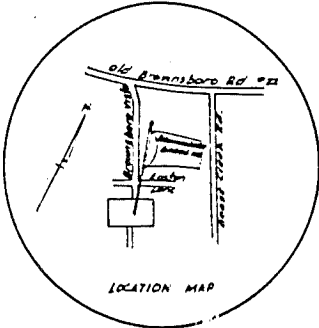
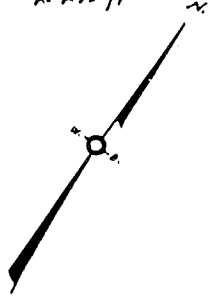
(B) The electric and telephone easements shown on this plat shall be maintained and preserved in their present condition and no encroachments thereon and no change in the grade elevations thereof shall be made by any persons or lot owner without the expressed consent in writing of the Louisville Gas & Electric Company and South Central Bell Telephone & Telegraph Co.

John G. Whiting, President

A 11

Recorded in Plat Book
No. 27
2-23-71

1971 FEB 23 AM 9 48



OK/
Lots 2 & 3 must be
parked in wet season

LATERAL FIELDS
SEE LETTER IN FILE
BEFORE APPROVING PLANS.
letter 7/1/69

PLAN OF
BROWNSBORO GARDEN
JEFFERSON CO, KY

OWNER: M. & Z. Developers, Inc.
118 S 5th Street
Louisville, Ky.

SCALE, 1"=50' DEC. 14, 1970

Engineering Services Incorporated
606 REPUBLIC BUILDING
LOUISVILLE, KY. - 585-5074

METES AND BOUNDS DESCRIPTION OF PROPERTY
ANNEXED WITH THE CITY OF BARBOURMEADE

"Beginning at a point at the property line intersection of Standard Country Club and Goose Creek Subdivision, Section 4 at the Southwest corner of Brownsboro Gardens Subdivision thence with the ease property line of Standard Country Club and proceeding along the South boundary of Brownsboro Vista, Section 2, N 55 40'30" E a distance of 732.83 feet, thence S 34 22'E a distance of 525.90 feet to the north boundary of Goose Creek Subdivision, Section 4, thence with the north boundary line of Goose Creek Subdivision, Section 4, S 55 38'W a distance of 738.44 feet to the point of beginning, containing 8.9 Acres. This parcel of land is recorded in Plat Book 27 Page 82 in the office of the County Clerk of Jefferson County, Kentucky".

CITY OF BARBOURMEADE
SERIES 1995
ORDINANCE NO. 6

AN ORDINANCE ANNEXING THE TERRITORY KNOW AS BROWNSBORO GARDENS WITH THE CITY OF BARBOURMEADE, KENTUCKY.

WHEREAS, the City of Barbourmeade, Kentucky has complied with the Kentucky Revised Statutes, Chapter 81A, by publishing an Ordinance (Series 1995, No. 2) indicating the City's intent to annex, by giving the proper notice to the residents of the territory to be annexed, and by accurately describing the territory to be annexed, and further,

WHEREAS, the City of Barbourmeade has the authority as a City of the Fifth Class, and pursuant to the Kentucky Revised Statutes Chapter 81A to annex unincorporated territory which is contiguous in nature and urban in character, and further,

WHEREAS, it is necessary and desirous to accomplish same in the general interest and for the general well-being of the residents of the City of Barbourmeade and the residents of the annexed territory,

NOW, THEREFORE, be it ordained by the Commission of the City of Barbourmeade, Kentucky, that the territory described below is hereby annexed with the City of Barbourmeade, to-wit:

"Beginning at a point at the property line intersection of Standard Country Club and Goose Creek Subdivision, Section 4 at the Southwest corner of Brownsboro Gardens Subdivision thence with the east property line of Standard Country Club and proceeding along the South boundary of Brownsboro Vista, Section 2, N 55° 40' 30" E a distance of 732.83 feet, thence S 34 22'E a distance of 525.90 feet to the north boundary of Goose Creek Subdivision, Section 4, thence with the north boundary line of Goose Creek Subdivision, Section 4, S 55° 38' W a distance of 738.44 feet to the point of beginning, containing 8.9 Acres. This parcel of land is recorded in Plat Book 27 Page 82 in the office of the County Clerk of Jefferson County, Kentucky".

This ordinance shall take effect upon its passage and approval and publication as required by law.

FIRST READING June 19, 1995.

SECOND READING July 17, 1995.

PASSED AND APPROVED July 17, 1995.

/s/ Albert Tomassetti
ALBERT TOMASSETTI, Mayor

ATTEST: /s/ David B. Butke
DAVID BUTKE
City Clerk

Those voting Aye:

Al Tomassetti
Merv Brandes
Dan Streit
Bill Hornung

Those voting Nay:

I, the undersigned, do hereby certify that I am the duly qualified and acting City Clerk of the City of Barbourmeade, Kentucky and as such City Clerk I further certify that the foregoing is a true, correct, and complete copy of Ordinance # 6, Series 1995 duly adopted by the city commission of said city at a duly convened meeting held on the 17 th of July, 1995, and signed by the Mayor as evidence of his approval, and now in full force and effect, all as appears from the official records of said city in my possession and under my control.

Witness my hand and seal as of the 17th of July, 1995.

A handwritten signature in cursive script, reading "David B. Butke", with a horizontal line extending to the right.

David B. Butke
City Clerk