

CERTIFICATION OF RESOLUTION NO. 2009-3

I certify I am the duly qualified City Clerk of the City of Barbourville, Kentucky, and the foregoing one page of Resolution No. 2009-3 is a true and complete copy duly adopted by the City Council at a duly convened meeting held on April 2, 2009, all as appears in the official records of the City of Barbourville.

WITNESS, my hand this 28th day of April 2009.

Helen Strong

Helen Strong, City Clerk

City of Barbourville

City Seal

RECEIVED AND FILED
DATE April 30, 2009

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Gantie Adkinson

**A RESOLUTION ADOPTING A MODERN AND ACCURATE LEGAL DESCRIPTION
OF TERRITORY PREVIOUSLY ANNEXED BY ORDINANCE**

RESOLUTION NO. 2009-3

WHEREAS, the City of Barbourville has enacted numerous ordinances annexing property into the corporate limits of the City of Barbourville; and

WHEREAS, each individual annexation contains a prior survey prepared by now unknown individual, and further references documentation that is no longer in existence; and

WHEREAS, the City wishes to provide a modern, accurate, easily identifiable legal description reflecting bearings and coordinates based upon the state plane coordinate system, including relevant GPS and GIS data, same having being certified by a professional land surveyor for each prior annexation; and

WHEREAS, the City wishes to comply with the requirements of Amended KRS 81A.4 70 effective July 13, 2004; and

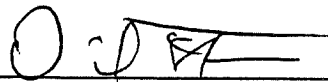
WHEREAS, the City does not intend to amend or replace its prior ordinance annexing, but rather to interpret the defined boundaries of the territory previously annexed and adopt a modern and accurate legal description of territory previously annexed.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BARBOURVILLE, KENTUCKY;

SECTION 1. That the City Council of the City of Barbourville hereby adopts the following legal descriptions, and plats attached hereto as prepared by Richard Frederick, Licensed Professional Land Surveyor No. 3051 by new survey as an accurate depiction of the property previously annexed into the corporate city limits of the City of Barbourville by Ordinance No. 1997-2 dated October 1, 1997, a copy attached hereto as exhibit "2", and hereby adopts said new legal description and plat as the official legal description and plat to be adopted by the City for all purposes when referencing this prior annexation.

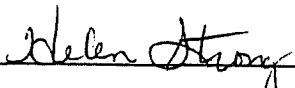
SECTION 2. This new legal description as prepared by Richard Frederick, a Licensed Professional Land Surveyor No. 3051 is attached.

This Resolution is adopted and approved by the City Council of Barbourville, Kentucky on this the 2nd day of April 2009.



David Thompson, Mayor

Attest:



Helen Strong, City Clerk

EXHIBIT 2

APEX LAND SURVEYS

P.O. Box 1169

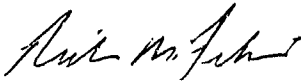
Barbourville, Kentucky 40906

**CITY OF BARBOURVILLE, KENTUCKY
ANNEXATION ORDINANCE NO. 1997-2**

The following is a description for a tract or parcel of land as described in Annexation Ordinance No.1997-2 for the City of Barbourville. The bearings and distances are based on the deeds of record for the included parcels, and any errors in closure were ignored and last call was made to close the area. Any overlaps with previous annexations will be adjusted to make each parcel match to any adjacent city boundaries or newly submitted annexations. No surveying was performed and this does not constitute a boundary survey or in anyway reflect a determination of individual owners boundaries and should not be used for that purpose.

Beginning at a point in the center of a driveway on the east side right-of-way of US 25E, also being N 15°02'30" E, 22.34' from Sta.307+39.66, Rt.148.77' of centerline and being at the city limits of Barbourville; thence with the right-of-way and city limits, N 15°15'55" E, 137.39' to a point at Sta.308+90, Rt.153.0'; thence leaving the right-of-way and city limits, N 70°45'19" E, 214.07' to a point on the existing city limits; thence with the limits, S 7°23'42" E, 44.86' to a point; thence, S 73°47'15" E, 49.92' to a point; thence, S 6°47'03" W, 118.09' to a point; thence, S 20°45'32" W, 101.86' to a point; thence, S 5°50'35" W, 65.41' to a point; thence, N 55°57'11" W, 114.87' to a point in a driveway; thence, N 63°54'44" W, 155.99' to the point of beginning. Containing 1.361 acres more or less, according to recorded documents contained in Ordinance No.1997-2.

Prepared by,



Richard Frederick, PLS No.3051

3-30-09



NOTE:

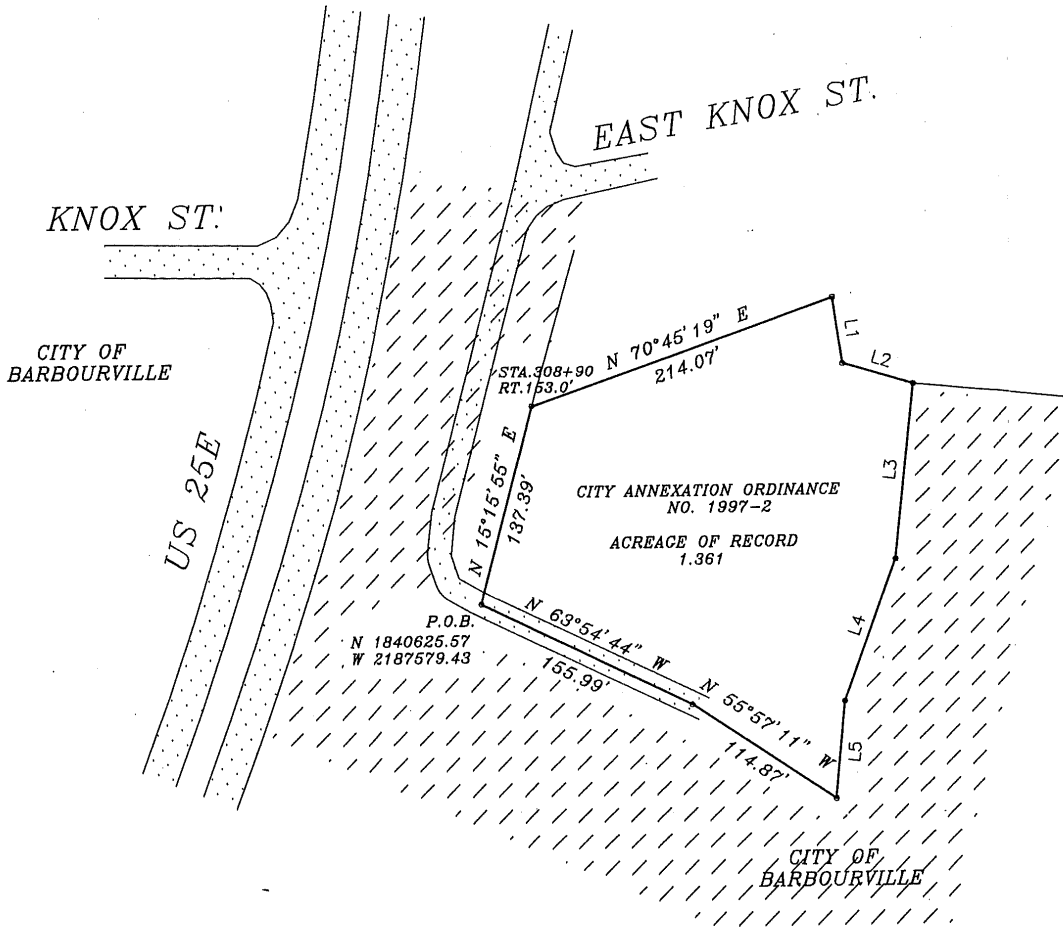
The bearings and distances shown hereon are based on deeds of record for the included parcels, and any errors in closure were ignored to close the boundary. Any overlaps with previous Annexations will be adjusted to make each parcel match to any adjacent city boundaries or newly submitted annexations. No surveying was performed.

Point of Beginning (P.O.B.) has been provided with GIS coordinates based on KY State Plane South Zone.

Acreage is based on documents provided in ordinance.



EXISTING BARBOURVILLE CITY LIMITS
(Based on information supplied by city)



LINE
L1
L2
L3
L4
L5

SURVEYORS CERTIFICATION

I CERTIFY THAT THE BOUNDARY OF THE "PRIOR CONSENT FOR ANNEXATION" ORDINANCE NO.1997-2 FOR THE CITY OF BARBOURVILLE, KENTUCKY AS SHOWN ON THIS PLAT IS BASED ON THE INFORMATION CONTAINED IN SHOWN ORDINANCE (ie: Deed for Parcel, Deed BK.293, pg.470).

THE PURPOSE OF THE THIS PLAT AND THE BOUNDARY SHOWN HEREON IS TO DELINEATE THE LIMITS OF THE AFORESAID ANNEXATION. IT DOES NOT CONSTITUTE A BOUNDARY SURVEY OR IN ANYWAY REFLECT A DETERMINATION OF INDIVIDUAL OWNERS BOUNDARIES AND SHOULD NOT BE USED FOR THAT PURPOSE.

Richard M. Frederick

3-30-09

RICHARD M. FREDERICK, KY PLS NO.3051

DATE

STATE of KENTUCKY
RICHARD M. FREDERICK
3051
LICENSED PROFESSIONAL LAND SURVEYOR



SURVEY DATES: _____ REVISION DATES: _____
 DWG DATES: 3-27-2009 _____
 SCALE: 1" = 100'
 TITLE SOURCE: AS SHOWN

PREPARED BY:
APEX
 LAND SURVEYS
 P.O. BOX 1169
 BARBOURVILLE, KY, 40906
 (606) 546-3889
 RICHARD FREDERICK, LS

PREPARED FOR:
CITY OF BARBOURVILLE
 196 DANIEL BOONE DRIVE
 BARBOURVILLE, KENTUCKY 40906

PROJECT:
ANNEXATION
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