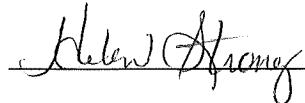


CERTIFICATION OF RESOLUTION NO. 2009-17

I certify I am the duly qualified City Clerk of the City of Barbourville, Kentucky, and the foregoing one page of Resolution No. 2009-17 is a true and complete copy duly adopted by the City Council at a duly convened meeting held on November 5, 2009, all as appears in the official records of the City of Barbourville.

WITNESS, my hand this 5<sup>th</sup> day of November 2009.



Helen Strong, City Clerk

City of Barbourville

City Seal

RECEIVED AND FILED  
DATE December 17, 2009  
\_\_\_\_\_  
TREY GRAYSON  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY Kandice Adkins

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

**RESOLUTION NO. 2009-17**

*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. 1998-10 dated October 1, 1998 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.

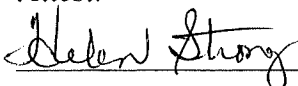
This Resolution is adopted and approved by the **City Council** of Barbourville, Kentucky on this the 5<sup>th</sup> day of November 2009.



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David Thompson, Mayor

Attest:



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Helen Strong, City Clerk

# **APEX LAND SURVEYS**

P.O. Box 1169

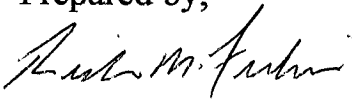
Barbourville, Kentucky 40906

## **CITY OF BARBOURVILLE, KENTUCKY ANNEXATION ORDINANCE NO. 1998-10**

The following is a description for a tract or parcel of land as described in Annexation Ordinance No.1998-10 for the City of Barbourville. The bearings and distances are based on the deed of record for the parcel, orientation is based on KY South Zone 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 on the south side right-of-way of Cumberland Avenue , GIS coordinates (N 1866454.99, E 2189453.60 KY South Zone); thence leaving the right-of-way, S 7°23'19" W, 149.81' to a point; thence, N 85°00' W, 115.00' to a point on the east side right-of-way of KY.225; thence with the right-of-way, N 0°20'16" W, 150.59' to a point; thence, N 8°01'25" W, 79.88' to a point at the right-of-way intersection of Cumberland Avenue; thence with the right-of-way of Cumberland Avenue, S 58°00' E, 172.00' to the point of beginning. Containing 0.551 acres more or less, according to recorded documents contained in Ordinance No.1998-10.

Prepared by,



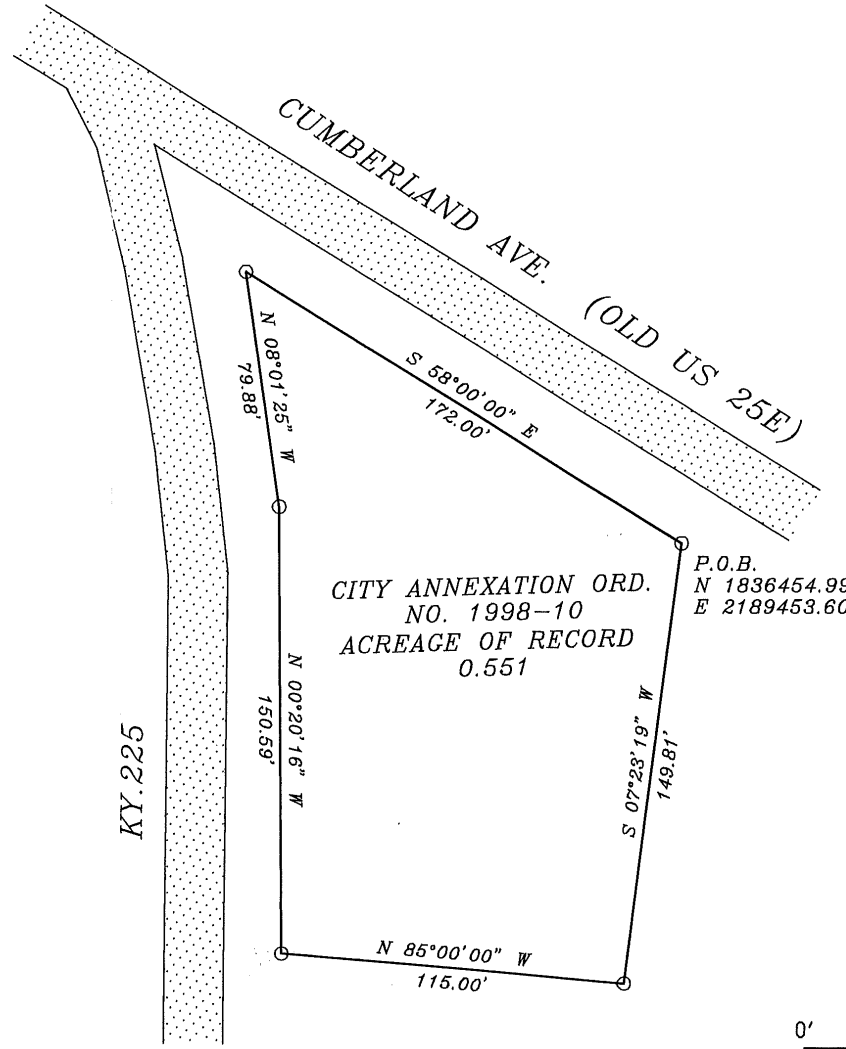
Richard Frederick, PLS No.3051

10-30-09



**NOTE:**

The bearings and distances shown hereon are based on deed of records for the include 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.



CITY ANNEXATION ORD.  
NO. 1998-10  
ACREAGE OF RECORD  
0.551

P.O.B.  
N 1836454.99  
E 2189453.60

**SURVEYORS CERTIFICATION**

I CERTIFY THAT THE BOUNDARY OF THE "PRIOR CONSENT FOR ANNEXATION" ORDINANCE NO. 1998-10 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.302 pg.324).

THE PURPOSE OF THIS PLAT AND THE BOUNDARIES SHOWN HEREON IS TO DELINEATE THE LIMITS OF THE FORESAID 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*  
RICHARD M. FREDERICK, KY PLS NO.3051

10-30-09  
DATE

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



Drawing DATES: 9-9-2009 REVISION DATES: \_\_\_\_\_  
SCALE: 1" = 50'  
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 C**  
199