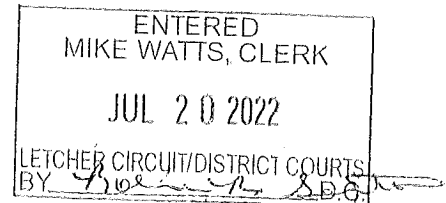


RECEIVED AND FILED
DATE July 28, 2022

MICHAEL G. ADAMS
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Kandi Adkins

COMMONWEALTH OF KENTUCKY
LETCHER CIRCUIT COURT
CIVIL ACTION NO. 22-CI-00007



JIM FLYNN,
TAMMY WHITAKER,
SAM OAKS,
CURTIS DEAN CORNETT,

PETITIONER

VS.

THE CITY OF BLACKKEY

RESPONDENT

FINAL FINDINGS AND JUDGMENT
DISSOLVING THE CITY OF BLACKKEY, KENTUCKY

1. Pursuant to KRS 81.094, Petitioner, filed a petition on January 5, 2022, in the Letcher Circuit Court to dissolve the City of Blackey, Kentucky ("Blackey").
2. Under KRS 81.094, if a city fails to maintain a city government by both the election or appointment of officers and the levying and collection of necessary taxes for one year, and a bona fide resident of the city petitions for dissolution, the city will be dissolved by JUDGMENT of the Circuit Court having jurisdiction over the city.
3. With Blackey being located in Letcher County, Kentucky, this court has jurisdiction. As required by KRS 81.096 (2) the public was informed of the pending Petition for Dissolution and the opportunity to object by an ad published in the Mountain Eagle for three consecutive weeks May 25, 2022, June 1, 2022, and June 8, 2022.
4. Since that notice, no opposition to the petition to dissolve the City of Blackey has been filed in the record of the instant case, nor has there been any opposition voiced otherwise.
5. As for assets, Petitioners identified the following as real property as belonging to the City of Blackey:

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE
COPY AS FILED IN THE OFFICE OF THE LETCHER
CIRCUIT CLERK. WITNESS MY HAND AND SEAL
THIS 20th DAY OF July, 2022
MIKE WATTS, CLERK
BY: Robert A. Smith D.G.

- a.) a tract of land used for City Park, Deed Book 347 Page no. 182, records of the Letcher County Clerk.
6. The following personal property was identified:
- a.) Bank Account # 4000003887, at Community Trust Bank, with a balance of one hundred six thousand five hundred twenty-one dollars and fifty-four cents (\$106,521.54).
- b.) Municipal Road Aid funds in the approximate amount of twenty-nine thousand, fourteen dollars and forty-six cents (\$29,014.46).
7. The Letcher County Fiscal Court met June 20, 2022 and adopted a resolution in its open meeting detailing a plan for the equitable distribution of the assets of Blackey upon its dissolution, with all city streets being adopted into the county road system, a separate account opened for the city's funds and agreeing to accept a deed for the real property owned by the city.
8. The Plan for asset distribution was submitted by the Petitioner and presented to this court (see Exhibit A).
9. The Court approved the equitable distribution plan of the Letcher County Fiscal Court pursuant to 81.096(2)(b), in open court on June 23, 2022.

JUDGMENT AND ORDER

Accordingly, pursuant to KRS 81.094(1), **IT IS HEREBY ORDERED AND ADJUDGED** that the city of Blackey, Kentucky, shall be, and is, **DISSOLVED**.

It is further **ORDERED AND ADJUDGED** as follows:

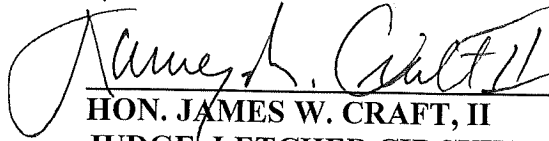
a.) The Letcher County Master Commissioner shall execute a deed for the parcels of real property identified herein as the assets of the City of Blackey to be transferred to the Letcher County Fiscal Court to be held for future developments; provided, however, should they ever be sold, proper governmental procedure for disposition shall be followed including, without limitation, declaring the properties surplus, advertising them for sale in the local paper to be sold by the Master Commissioner to the highest bidder, with any funds received from the sale(s) of said properties to be reinvested with the meets and bounds of the former City of Blackey. Further, any fees assessed by the Master Commissioner shall be assessed to the Letcher County Fiscal Court.

b.) That the streets of the former City of Blackey shall be adopted as county roads in the Letcher County Road system.

c.) Any and all funds held by any bank or the Commonwealth of Kentucky Treasury for the City of Blackey are to be transferred to the Letcher County Fiscal Court to be held in a separate account and used for the benefit of the area known as the City of Blackey, in accordance with any restrictions placed upon the use of any such funds as originally awarded.

d.) The Letcher Circuit Clerk shall notify the Kentucky Secretary of State, of the city's dissolution.

ORDERED this the 19 day of July, 2022.



HON. JAMES W. CRAFT, II
JUDGE, LETCHER CIRCUIT COURT

Distribution:

Certified Copy to Secretary of State [☒] *Y.N.S.*

*From: all parties
of record w/ correct
addresses*