

CITY CLERK CERTIFICATION

I, the undersigned, being duly appointed, qualified and acting as the City Clerk of the City of Booneville, Kentucky, hereby certify that the foregoing Ordinance No. 11132002 is a true, correct and complete copy as duly and lawfully passed and adopted by the Booneville City Council at a duly convened board of Commissioners regular monthly meeting held on the 10th day of February, 2016 all as appears in the official records of said City.

Witness, my hand and (Notary Seal), this 10th day of February, 2016.

Tamara Shouse
Tamara Shouse, City Clerk

Seal (Notarial or City Seal)

RECEIVED AND FILED
DATE July 13, 2016

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Randie Addison

Ordinance # 11132002

**Annexation Ordinance
City of Booneville, Kentucky**

WHEREAS, the City of Booneville is presently incorporated as a 6th Class city with a population of 111 according to the 2000 U.S. Census with a fixed boundary of approximately 456.0 acres;

AND WHEREAS, the City Board of Commissioners has determined that it is in the best interests of the City and the citizens therein to expand the corporate city limits of Booneville;

AND WHEREAS, the City of Booneville and its duly elected Board of Commissioners are committed to the welfare of its citizens including the health, safety, and independence are aware for the need to expand the city limits of Booneville and hereby adopt the following annexation ordinance to be applicable to all residents who reside both inside the corporate city limits of Booneville and all areas contiguous to its boundaries;

AND WHEREAS, the Kentucky Revised Statutes authorizes cities of the 6th class the power of annexation pursuant to KRS 81A.410;

AND WHEREAS, The City of Booneville did annex into the original stated 456.0 acres an area known as Area I as outlined in Ordinance #05302001 and contained 128.18 acres with the first reading being on the 30th day of May 2001 and the second reading and final passage on the 30th day of August 2001.

AND WHEREAS, The City of Booneville was presented a certified petition from property owners of an area proposed for annexation known as Area II in which the owners did object to the annexation.

AND WHEREAS, The question was placed on the ballot of the regular election held November 5, 2002 according to KRS 446.010(28) which read: ARE YOU IN FAVOR OF BEING ANNEXED TO THE CITY OF BOONEVILLE?

AND WHEREAS, There was no opposition to this question.

NOW, THEREFORE, be it **Ordained** by the Board of Commissioners of the City of Booneville, Kentucky this date of November 13, 2002 that the following described area be incorporated into the city limits of Booneville, Kentucky as the requirements for annexation to a 6th class city powers of annexation pursuant to KRS 81A.410.

Area II

Beginning at a point in the centerline of Highway #11; thence leaving said centerline, N 57° 11' 55" E 222.50 feet to a point in the centerline of a drain. Thence coincident with the centerline of said drain, the next six calls-

N 66° 36' 15" E 80.99 feet, to a point;
N 48° 38' 27" E 137.14 feet, to a point;
N 71° 37' 17" E 169.28 feet, to a point;
N 88° 04' 29" E 128.16 feet, to a point;
N 42° 33' 03" E 34.71 feet, to a point;
N 73° 03' 55" E 207.64 feet, to a point in the centerline of old Highway #11.

Thence coincident with the centerline of Old Highway #11, the next twelve calls-

S 44° 44' 30" E 105.61 feet, to a point;
S 68° 40' 54" E 100.66 feet, to a point;
S 86° 02' 56" E 289.36 feet, to a point;
S 81° 16' 41" E 102.00 feet, to a point;
S 72° 06' 51" E 77.77 feet, to a point;
S 65° 20' 46" E 88.29 feet, to a point;
S 55° 43' 02" E 206.30 feet, to a point;
S 43° 53' 18" E 149.21 feet, to a point;
S 34° 41' 08" E 158.12 feet, to a point;
S 25° 19' 44" E 179.74 feet, to a point;
S 19° 38' 17" E 115.00 feet, to a point;
S 26° 39' 47" E 273.42 feet, to a point;

Thence leaving said centerline of Old Highway #11, the next four calls-

N 79° 44' 17" W 18.75 feet, to a point;
N 51° 11' 58" W 193.28 feet, to a point;
N 40° 18' 23" W 472.49 feet, to a point;
S 85° 33' 23" W 1064.81 feet, to a point in the centerline of Highway #11.

Thence coincident with the centerline of Highway #11 N 66° 14' 44" W 713.23 feet, to the point of beginning, containing 20.12 acres, according to a survey by Robin E. May, RLS # 3160, with CMW, Inc. in June in the year 2000.

Severability

If any provision of this Ordinance is deemed by a Court of competent jurisdiction to be unenforceable or unconstitutional, the remaining provisions of this Ordinance shall continue in full force and effect.

Conflicting Ordinances Repealed

All other Ordinances and parts of Ordinances in conflict with this Ordinance are hereby repealed to the extent of the conflict.

Effective Date

This ordinance shall take full force and effect immediately upon publication and the above mentioned time and requirements are met as required by KRS 67.855, KRS 424.130 and KRS 424.140.

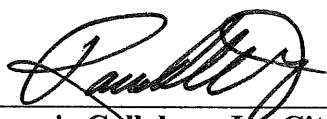
1st Reading after November 5th, 2002 Election on November 13, 2002.

2nd Reading at Regular City of Booneville meeting December 11, 2002.

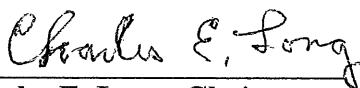
Attest:

CITY OF BOONEVILLE

BY:



**Ronnie Callahan, Jr., City Clerk
Administrator**



**Charles E. Long, Chairman
Mayor**

BOONEVILLE ANNEXATION No. 2

The purpose of this description is to denote the boundary of the lands referred to as Annexation No. 2 added to the City of Booneville, Kentucky on November 13, 2002 using metes and bounds as follows.

Beginning at a point in the centerline of Highway #11; thence leaving said centerline, N 57° 11' 55" E 222.50 feet to a point in the centerline of a drain. Thence coincident with the centerline of said drain, the next six calls -

N 66° 36' 15" E 80.99 feet, to a point;
N 48° 38' 27" E 137.14 feet, to a point;
N 71° 37' 17" E 169.28 feet, to a point;
N 88° 04' 29" E 128.16 feet, to a point;
N 42° 33' 03" E 34.71 feet, to a point;
N 73° 03' 55" E 207.64 feet, to a point in the centerline of Old Highway #11.

Thence coincident with the centerline of Old Highway #11, the next twelve calls -

S 44° 44' 30" E 105.62 feet, to a point;
S 68° 40' 54" E 100.67 feet, to a point;
S 86° 02' 56" E 289.36 feet, to a point;
S 81° 16' 41" E 102.00 feet, to a point;
S 72° 06' 51" E 77.77 feet, to a point;
S 65° 20' 46" E 88.29 feet, to a point;
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S 25° 19' 44" E 179.74 feet, to a point;
S 19° 38' 17" E 115.00 feet, to a point;
S 26° 39' 47" E 273.42 feet, to a point.

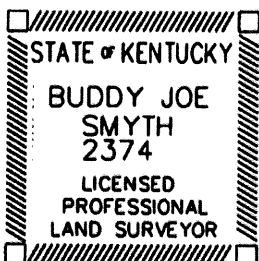
Thence leaving said centerline of Old Highway #11, the next four calls -

N 79° 44' 17" W 18.75 feet, to a point;
N 51° 11' 58" W 193.28 feet, to a point;
N 40° 18' 23" W 472.49 feet, to a point;
S 85° 33' 23" W 1064.81 feet, to a point in the centerline of Highway #11.

Thence coincident with the centerline of Highway #11, N 66° 14' 44" W 713.23 feet, to the point of beginning, containing 20.12 acres.

The metes and bounds above are based on the legal description and survey by CMW, Inc., Robin E. May, PLS 3160 on 7-15-2000. This description does not constitute a boundary survey and is intended only to describe the property annexed by Booneville on November 13, 2002. This description is for a KRS 81A.470 annexation submission so a field survey was not performed. Per the administrative supervisor of the land office division for the secretary of state, the board of licensure for land surveyors allows surveyors to use existing documents to prepare their descriptions for KRS 81A.470 submissions.

The boundary depicted by this description is a closed geometric figure with an unadjusted precision ratio of greater than 1:10000. The boundary described hereon complies with KRS 81A:470 for annexations.



Buddy Joe Smyth
Buddy Joe Smyth, PLS #2374

6-28-2016
Date



Newspaper Affidavit
Application Number _____

I Darrell Barrett, of the **Booneville Sentinel** newspaper,
published in Booneville, KY (Owsley Co.), do hereby certify that from my
own knowledge and check of the files of this newspaper that the
advertisement of Annexed to the City of Booneville for
The City of Booneville was inserted in **The**
Booneville Sentinel on the following dates:

- Date: 10-17-2002 Page 6 Column 1, 2, 3, 4, 5
- Date: _____ Page _____ Column _____
- Date: _____ Page _____ Column _____
- Date: _____ Page _____ Column _____
- Date: _____ Page _____ Column _____
- Date: _____ Page _____ Column _____

Signature Darrell Barrett

Subscribed and sworn before me by: Darrell Barrett

This 10th day of June, 2016

Notary Jeresa Barrett

My commission expires 8-29-17. Notary ID: 493682.

IN A STATE SUPPORT PROGRAM
TOLL FREE
 1 888-866-2678
 1 888-880-0057

SAMPLE BALLOT FOR OWLSLEY COUNTY PAGE 1
GENERAL ELECTION HELD ON THURSDAY, NOVEMBER 5, 2002

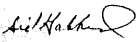
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State of Kentucky
 County of Owsley County

I, Sid Gabbard, Owsley County Clerk, do hereby certify that the foregoing Sample Ballot is a true and exact copy of same to be voted upon in all Precincts in the November 5, 2002 General Election in Owsley, KY.

Witness my hand this 21st day of October, 2002.

Sid Gabbard
 Owsley County Clerk



3-2002 (20) 010
 HELP US SAVE OUR BUDGET. PLEASE
 PRINT YOUR NAME AND ADDRESS
 BEHIND THESE MARKS WITH YOUR VOTE

Copied from Newspaper
page 6 edition 10-17-2002
Columns 1-5
Leresa Barrett, NP
my commission expires 8-29-17
ID# 493682

TO
1-888
1-811
(No HI)

SAMPLE BALLOT FOR OWSLEY COUNTY - FACE - 1
GENERAL ELECTION HELD ON TUESDAY, NOVEMBER 5, 2002

OFFICES	REPUBLICAN PARTY General Election November 5, 2002 Straight Ticket	DEMOCRATIC PARTY General Election November 5, 2002 Straight Ticket
UNITED STATES SENATOR (Vote for One)	Mitch MCCONNELL	Lois Combs MEINBERG
UNIT STATES REPRESENTATIVE IN CONGRESS 5th Congressional District (Vote for One)	Harold "Hal" ROGERS	Sidney Jane BATLEY
STATE REPRESENTATIVE 8th Representative District (Vote for One)	Marie L. RAIDER	
PROPERTY VALUATION ADMINISTRATOR (Vote for One)	Monica BARRETT	
COUNTY JUDGE/EXECUTIVE (Vote for One)	Jimmie W. HERALD	Cale TURNER
COUNTY ATTORNEY (Vote for One)	Henley R. MCINTOSH	
COUNTY CLERK (Vote for One)	Sid GABBARD	
SHERIFF (Vote for One)	Paul SHORT	Kelly SHOUSE
JAILER (Vote for One)	Hubert SHOUSE	Bobby MAYES
CORNER (Vote for One)	Eddie ISAACS	
COUNTY SURVEYOR (Vote for One)		
MAGISTRATE 1st Magisterial District (Vote for One)	Bill HALL	Caleb BOWLING
CONSTABLE 1st Magisterial District (Vote for One)	John ALLEN	Ervin HOBBS

OFFICE	NONPARTISAN JUDICIAL BALLOT General Election November 5, 2002
DISTRICT JUDGE 2nd Judicial District (Vote for One)	R.E. McCLANAHAN II.

CONSTITUTIONAL AMENDMENT #1	YES	NO
Are you in favor of family courts in Kentucky by amending the Kentucky Constitution to allow the Supreme Court to designate a division of circuit court as a family court?		
CONSTITUTIONAL AMENDMENT #2	YES	NO
Are you in favor of permitting the General Assembly to provide by general law for the formation, organization, and regulation of corporations by repealing certain sections of the Constitution of Kentucky relating to corporations?		

QUESTION

"Are you in favor of being annexed to the City of Booneville?"

YES

NO

State of Kentucky
County of Owsley County

I, Sid Gabbard, Owsley County Clerk, do hereby certify that the foregoing Sample Ballot is a true and exact copy of same to be voted upon in all Precincts in the November 5, 2002 General Election in Owsley, KY.

Witness my hand this 21st day of October, 2002.

Sid Gabbard
Owsley County Clerk

Sid Gabbard

Jenise Barrett, Notary

ID# 493682

OFFICES	NONPARTISAN CITY BALLOT General Election November 5, 2002
MAYOR City of Booneville (Vote for One)	Charles LONG
CITY COMMISSIONERS City of Booneville	Edward CAMPBELL JR. Phillip CHADWELL Paul HARVEY Neilson BOBROWSKI
(Note for Four)	

TO RECORD
After you have used
GREEN VOTER
located direct

RECAPITULATION SHEET - Page 2

OWSLEY COUNTY

General Election

	CON. AMEND. #1		CON. AMEND. #2		LOCAL ANNEX QUESTION	
	o	o	o	o	o	o
	YES	NO	YES	NO	YES	NO
Indian Creek	69	25	66	26		
Cow Creek	88	37	71	51		
North Booneville	94	35	91	48		
South Booneville	117	38	109	46		
Pop Lick	118	43	112	52		
Sturgeon	75	29	64	37		
Joland Creek	43	10	38	14		
North Booneville East	71	14	65	23		
Sub-Total						
Absentee / Paper	###	###	###	###		
Sub-Total	35	19	29	21		
Machine Total	70	20	64	25		
Absentee Total						
TOTAL	105	39	93	46		

State of Kentucky
County of Owsley

I, Shanna Oliver, Owsley County Clerk, do hereby certify that the foregoing is a full, true, and correct copy of the original instrument as filed in Election Combs. Book 4 Page November 15, 2009

Given under my hand and seal of office this 24th day of May,

20 10.

Shanna Oliver Clerk
Owsley County Clerk

Deputy Clerk

City of Booneville, Inc.

P.O. Box #1
Mulberry Street
Booneville, KY 41314
(606) 593-6800 Central Office
(606)-593-7700 Fax Line
1-800-648-6056 TTY
1-800-648-6057 Voice Only

Charles E. Long, Mayor
Chief Administrator

Ronnie Callahan, Jr.
Clerk, Finance Officer & Administrator

October 10, 2001

Sid Gabbard, Owsley County Court Clerk:

Please find enclosed a certified copy of an Annexation Ordinance describing an area proposed for annexation into the city of Booneville. Pursuant to KRS 81A.420 (copy attached) an election shall be held at the next regular election occurring at least sixty days after this petition is presented to your office and the following question shall be placed before the voters in each precinct embraced in whole or in part within the territory proposed to be annexed.

The question presented to the voters shall state "Are you in favor of being annexed to the City of Booneville?" If only a part of any precinct is embraced within the territory proposed to be annexed any persons who reside within the territory proposed to be annexed shall be permitted to vote. You shall cause the sheriff of each precinct to deliver to the election officers in each precinct in the appropriate counties copies of the ordinance proposing to annex.

Charles E. Long

Charles E. Long, Mayor of Booneville, KY