

CERTIFICATION

I certify I am the duly qualified City Clerk of the City of Burnside, Kentucky, and the foregoing three (3) pages of Ordinance No. 110.1 is a true, correct and complete copy duly adopted by the City Council at a duly convened meeting held on ~~June 20, 2011~~ ....., all as appears in the official records of said city.

Witness my hand and seal, this 20<sup>th</sup> day of June, 2011.

Crissa Morris  
CRISSA MORRIS, CITY CLERK

(Seal)

RECEIVED AND FILED  
DATE June 24, 2011  
\_\_\_\_\_  
ELAINE N. WALKER  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY Kandice Adams

110.1P ANNEXATION PROPOSAL

110.1 ANNEXATION

SECTION ONE: The boundaries of said town shall be as follows:

Beginning on an elm on the west bank of the south fork of Cumberland River, at the mouth of same; thence up the river with the top of the banks, south sixty-six degrees, east nineteen poles; thence south forty-eight degrees, east twenty-four poles; thence south thirty-two degrees, east thirty-four poles; thence south twenty degrees, west one hundred and fifty six poles to a stake on the west bank of the river; thence south seventy degrees east, crossing the river one hundred and thirty-six poles to a rock in S.H. Bryant's line; thence south eighty degrees, east twenty-six poles; thence south eighty-five degrees, east eleven poles to a rock, Bryant's and Shadower's corner; thence Shadower's line north seventy-four degrees, east sixteen poles to a rock, his corner; thence with his line north twenty-three degrees west fifty-seven poles to a stake, corner of the Burnside Land Company; thence with their line north fifty-seven degrees, east two hundred and seventy-two poles to a cedar near the Antioch Road; thence north five degrees, east one hundred and thirty poles to a blue ash, Kinsey's corner, on the south cliff of Cumberland River; thence the same course forty poles crossing the river to a stake on the north bank of the same; thence down the same, binding thereon, north fifty-seven degrees west one hundred and fifty poles, north sixty-five degrees, west eighty poles, north seventy-one degrees west seventy-four poles, north eighty-five degrees west twenty-two poles, south seventy-six degrees west nineteen poles, south sixty degrees west twenty-one poles, south forty-five degrees west ninety-four poles, south thirty degrees west forty-six poles, south five degrees west eighty-eight poles to a rock; thence south fifty-five degrees west forty poles to the beginning.

March 6, 1963  
pg 22 in records book

RESOLUTION 2011-003

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

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

WHEREAS, each individual annexation contains a prior survey oft 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 been certified by a professional land surveyor for each prior annexation; and

WHEREAS, the City wishes to comply with the requirements of Amended KRS 81A.470 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 BURNSIDE, KENTUCKY:

SECTION 1. That the City Council of the City of Burnside hereby adopts the following legal description, and a plat attached hereto as prepared by Anthony G. Thompson, Licensed Professional Surveyor No. 3630 by new survey as an accurate depiction of the property previously annexed into the corporate city limits of the City of Burnside by Ordinance No. 110.1, dated *March 6, 1963*, a copy of which is 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 Anthony G. Thompson a Licensed Professional Land surveyor No. 3630 is as follows.

Approved 6/20/11

Attested Crisa Morris  
Acting City Clerk

*Russell Benson*  
Mayor

**Annexation  
Ordinance # 110.1  
Description**

A certain tract or parcel of land being the City of Burnside, Kentucky per Ordinance #110.1 and more particularly described as follows:

Anthony G. Thompson PLS #3630 of AGT Land Surveying, Firm Permit #496, prepared the following description. Said description was prepared using record information from the Pulaski County Court Clerk's office, in Somerset, Kentucky. The original description of said ordinance and maps provided by the **United States Army Corp of Engineers**. Some field measurements were taken using GPS, and noted on attached Plat. This is not a Boundary survey and is for annexation purposes only.

Unless stated otherwise any monument referred to herein as "pin and cap" is a set 5/8" diameter steel rebar, eighteen (18") inches in length, with a Orange plastic cap stamped "A.G.T. PLS 3630", any monument referred to as "reference monument" is set a 5/8" diameter steel rebar, eighteen (18") inches in length, with a Yellow plastic cap stamped " A.G.T. PLS 3630 REF. MONUMENT" All bearings and distances stated herein were correlated to Grid North KY SPC Single Zone.

**Beginning** at a point, now under the waters of Lake Cumberland, said point being a corner to the City of Burnside per Ordinance # 110.3, and Ordinance # 110.5, said point having a KY State Plane single zone coordinate of (N: 3,521,682.317 E: 5,254,113.485);

**Thence** with said Ordinance #110.3 the following three (3) calls:

- 1) **N 05°00'00" E** a distance of **1425.00'**;
- 2) **N 30°00'00" E** a distance of **759.00'**;
- 3) **N 45°00'00" E** a distance of **1198.13'**;

**Thence N 41°45'01" E** a distance of **879.06'** to a point on the U.S.A.C.E. line and in the line of Ordinance #110.3;

**Thence** with said Ordinance and the U.S.A.C.E. line the following two (2) calls:

- 1) **N 64°08'49" E** a distance of **332.48'** to a U.S.A.C.E. Monument Z-2646-4;
- 2) **N 75°22'59" E** a distance of **269.45'**;

**Thence** running up Lake Cumberland (North Fork) the following three (3) calls:

- 1) **S 71°00'00" E** a distance of **1688.60'**;
- 2) **S 65°00'00" E** a distance of **1320.00'**;

3) **S 53°18'37" E** a distance of **2572.76'**;

**Thence S 05°19'36" W**, crossing a (set) P/K nail & washer in the center of Antioch Road at 2,350.77', and a "reference monument" at 2,587.30', a total distance of **2610.06'** to point on the south side of Railroad Street;

**Thence S 56°50'52" W** a distance of **4151.29'** to point on the east side of Burnside Island;

**Thence S 23°00'00" E**, crossing over a "reference monument" at 23.46' and a total distance of **940.50'** to a point in the line of Ordinance # 110.2;

**Thence** with said Ordinance the following three (3) calls:

- 1) **S 74°00'00" W** a distance of **264.00'**;
- 2) **N 85°00'00" W** a distance of **181.50'**;
- 3) **N 80°00'00" W** a distance of **429.00'**;

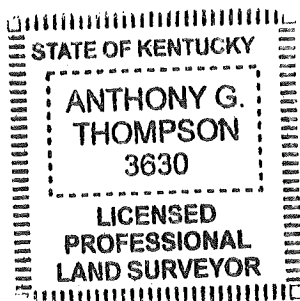
**Thence N 70°00'00" W** a distance of **2973.17'** to a point on Lake Cumberland (South Fork);

**Thence N 08°42'27" E** a distance of **1499.17'** to a point in the line of Ordinance # 110.5;

**Thence** with said Ordinance the following six (6) calls:

- 1) **N 72°53'44" E** a distance of **937.31'**;
- 2) **N 24°14'50" E** a distance of **90.13'** to a point located **S 41°42'51" W**, 1021.26' from a "reference monument";
- 3) **N 45°28'56" W** a distance of **654.72'**;
- 4) **N 51°13'51" W** a distance of **396.00'**;
- 5) **N 69°13'51" W** a distance of **313.50'**;
- 6) **N 26°18'04" W** a distance of **997.52'** to the **point of Beginning**;

Said Boundary having an area of 41,849,052 sq.ft. or **960.72 Acres**.



*Anthony G. Thompson*  
Anthony G. Thompson PLS 3630      06-16-11  
Date

OVERSIZE MAP INCLUDED WITH  
SUBMISSION.

To research the map, contact the  
Office of Secretary of State  
or the County Clerk.