CERTIFICATION per KRS 81A.470 FILINGS

I certify I am the duly qualified City Clerk of the City of Clay, Kentucky, and the following page of Resolution No. *031325* is a true, correct and complete copy duly adopted by the City Commission at a duly convened meeting held on May 7, 2024, all as appears in the official records of said City.

WITNESS, my hand and (Seal *or* the Seal of said City), this 7th day of May 2024.

Christy Thorn
(Signature of City Clerk)

(Seal)

RECEIVED AND FILED
DATE June 13th
2024
MICHAEL G. ADAMS
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Jamie Phillips

AN ORDIANCE ANNEXING PROPERTY BY CONSENT

ORDINANCE ANNEXING A TOTAL OF 3.416 ACRES OF PROPERTY LOCATED AT 664 STATE ROUTE 109 SOUTH WITH PROPERTY PRESENTLY OWNED BY AMERICAN LEGION BILLY G MITCHELL POST # 289. WITH SAID TERRITORY BEING ANNEXED VIA CORRIDOR ANNEXATION.

WHERAS, pursuant to KRS 81A.412, the City of Clay may annex any area which meets the requirement for annexation if the owner of record of the land to be annexed gives prior consent in writing: and,

WHERAS, American Legion Billy G Mithcell post #289, has requested by a majority vote of members, and consented to the annexation of 3.416 acres of property located at 664 State Route 109 South; and,

WHERAS, the proposed property to be annexed into the City via a corridor annexation, as the City of Clay has utilities on the property.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Clay, Kentucky pursuant to KRS 81A.412 as follows.

1. The property located at 664 State Route 109 South, identified on the attached map and further described in the attachments to this Ordinance containing a total of 3.416 acres, presently owned by American Legion Billy G Mitchell Post #289. That the attached described property shall be deemed to be annexed and incorporated into the corporate limits of the City of Clay, Kentucky.
2. The Mayor and all other appropriate City officers are authorized and directed to execute this agreement and any and all other documents necessary to carry out this transaction and to complete this annexation.
3. The provisions of this Ordinance are hereby declared to be severable, and if any section, phrase or provisions shall for any reason be declared invalid, such declaration of invalidity shall not affect the validity of the remainder of this ordinance.
4. This ordinance is adopted pursuant to KRS 83A.060 in that it was introduced on April 9, 2024, and given final reading on May 7, 2024 and said ordinance shall be in full force and effect upon signature, recordation and publication in summary.

Adopted: 5.7.24

Approved Jackie Edens

Jackie Edens, Mayor

Attest Christy Freeman

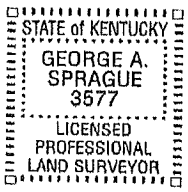
Christy Freeman CKMC, City Clerk

Description: Billy G Mitchell American Legion Post #289 Property Annexation

Being a certain tract of land located approximately 1 mile in the southwesterly direction of the City of Clay in Webster County, Kentucky at 664 State Route 109 South, further described by metes and bounds as follows:

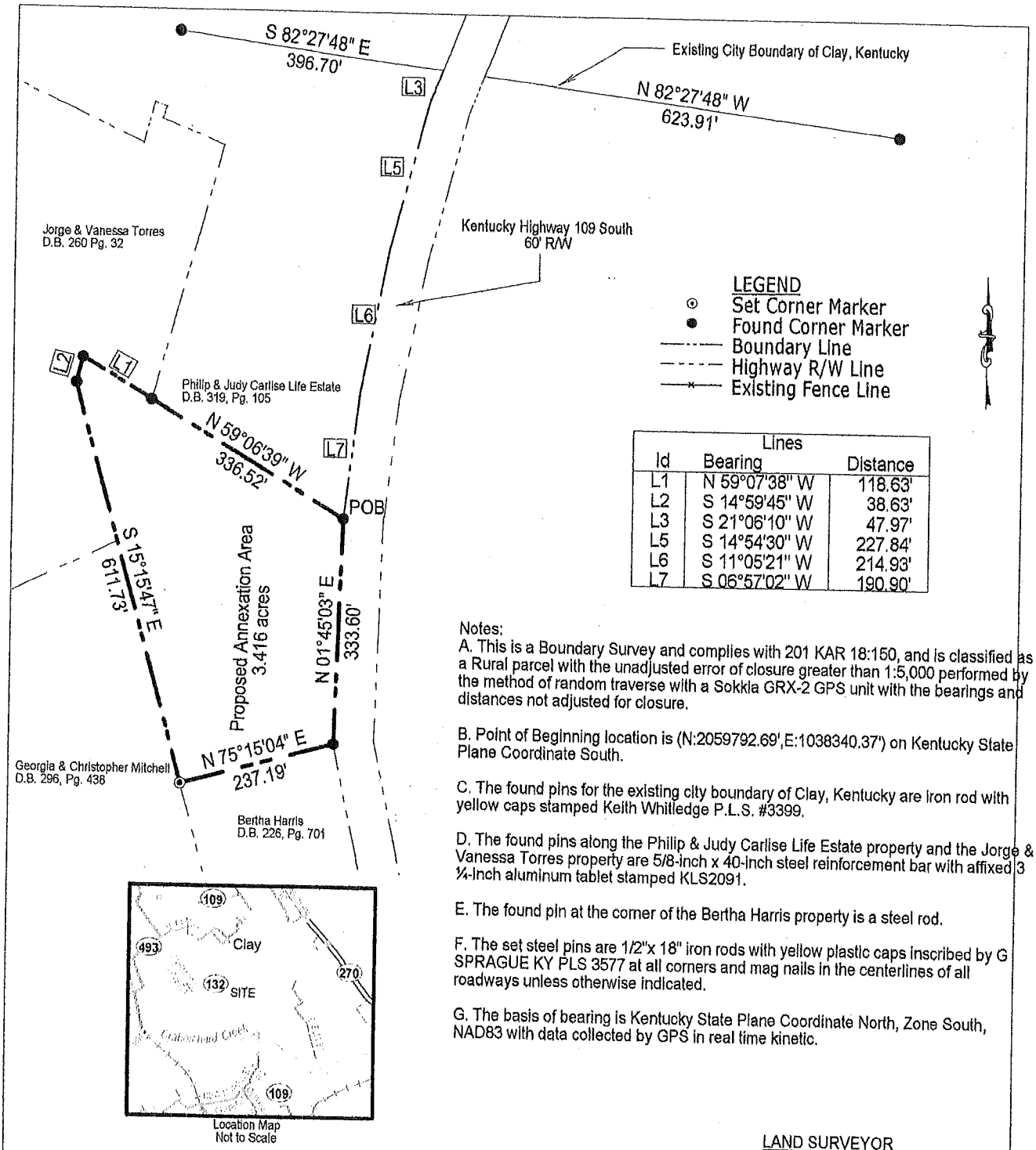
Beginning at a steel pin found in the westerly side of the Kentucky Highway 109 right of way having Kentucky State Plane Coordinate South coordinates: (N:2059792.69',E:1038340.37') at a corner of the Philip & Judy Carlisle Life Estate property (D.B.319, Pg.105) and S.21°06'10"W., 47.97' to a point, S.14°54'30"W., 227.84 feet to a point, S.11°05'21"W., 214.93 feet to a point, and S.06°57'02"W., 190.90 along westerly line of the Kentucky Highway 109 right of way from a point in the westerly line of the Kentucky Highway 109 right of way in the line the existing city boundary of Clay, Kentucky with Kentucky State Plane Coordinate South coordinates (N:2060601.08',E:1038480.81'), thence along the Philip & Judy Carlisle Life Estate property (1)N.59°06'39"W., 336.52 feet to a steel pin found at the corner of the Philip & Judy Carlisle Life Estate property and the Jorge & Vanessa Torres property (D.B.260, Pg.32); thence along the Jorge & Vanessa Torres boundary (2)N.59°07'38"W., 118.63 feet to a found steel pin and (3)S.14°59'45"W., 38.63 feet to a steel pin found at a corner of the Jorge & Vanessa Torres property; thence with the Jorge & Vanessa Torres boundary and the Georgia & Christopher Mitchell boundary (D.B.296, Pg. 438) (4)S.15°15'47"E., 611.73 feet to a steel pin set at the corner of the Bertha Harris Property (D.B.226, Pg.701) in the line of the Georgia & Christopher Mitchell ; thence with the Bertha Harris boundary (5)N.75°15'04"E., 237.19 feet to a steel pin found in the westerly side of the Kentucky Highway 109 right of way at a corner of the Bertha Harris property; thence with the westerly line of the Kentucky Highway 109 right of way (6)N.01°45'03"E., 333.60 feet to the point of beginning, a lot containing 3.416 acres. The basis of bearing is Kentucky State Plane Coordinate North, Zone South, NAD83 with data collection by GPS in real time kinetic. The found pins for the existing city boundary of Clay, Kentucky are iron rods with yellow caps stamped Keith Whitledge P.L.S. #3399. The found pins along the Philip & Judy Carlisle Life Estate property and the Jorge & Vanessa Torres property are 5/8-inch x 40-inch steel reinforcement bar with affixed 3 ¼-inch aluminum tablet stamped KLS2091. The found pin at the corner of the Bertha Harris property is a steel rod with no identification. The set steel pin is a ½"x 18" iron rod with yellow plastic cap inscribed by G SPRAGUE KY PLS #3577. This property is further described on the plat of survey as surveyed in March 2024 by George A. Sprague, Ky. P.L.S. 3577 of Sprague Engineering and Surveying, L.L.C, Morganfield, Kentucky.

Source of Title: Being the same land conveyed to W.K. Hunt, Post Commander of Billy G Mitchell American Legion Post #289 at the time, from Abye and C.L. Townsend on April 14th, 1950 of record in Deed Book 106 Page 353 at the Office of the Webster County Clerk.



George A. Sprague

April 5, 2024



Location Map
Not to Scale

Lines		
Id	Bearing	Distance
L1	N 59°07'38" W	118.63'
L2	S 14°59'45" W	38.63'
L3	S 21°06'10" W	47.97'
L5	S 14°54'30" W	227.84'
L6	S 11°05'21" W	214.93'
L7	S 06°57'02" W	190.90'

Notes:

A. This is a Boundary Survey and complies with 201 KAR 18:150, and is classified as a Rural parcel with the unadjusted error of closure greater than 1:5,000 performed by the method of random traverse with a Sokkia GRX-2 GPS unit with the bearings and distances not adjusted for closure.

B. Point of Beginning location is (N:2059792.69',E:1038340.37') on Kentucky State Plane Coordinate South.

C. The found pins for the existing city boundary of Clay, Kentucky are iron rod with yellow caps stamped Keith Whitledge P.L.S. #3399.

D. The found pins along the Philip & Judy Carlise Life Estate property and the Jorge & Vanessa Torres property are 5/8-inch x 40-inch steel reinforcement bar with affixed 3 ¼-inch aluminum tablet stamped KLS2091.

E. The found pin at the corner of the Bertha Harris property is a steel rod.

F. The set steel pins are 1/2"x 18" iron rods with yellow plastic caps inscribed by G SPRAGUE KY PLS 3577 at all corners and mag nails in the centerlines of all roadways unless otherwise indicated.

G. The basis of bearing is Kentucky State Plane Coordinate North, Zone South, NAD83 with data collected by GPS in real time kinetic.

BOUNDARY SURVEY
FOR AMERICAN LEGION POST #289

PROPERTY OWNER
BILLY G MITCHELL AMERICAN LEGION POST #289
PO BOX 336
CLAY, KY. 42404
SCALE: 1" = 200'

PROPERTY LOCATION
664 STATE ROUTE 109 SOUTH
WEBSTER COUNTY, KY.
SOURCE OF TITLE: D.B. 106, PG. 353
DATE SURVEYED: MARCH 2024

0 200 400 600 800

STATE of KENTUCKY
GEORGE A. SPRAGUE
3577
LICENSED PROFESSIONAL LAND SURVEYOR

LAND SURVEYOR
GEORGE A. SPRAGUE
KY. P.L.S. 3577
MORGANFIELD, KY. 42437
(270) 952-1850

I hereby certify that this plat depicts a survey done by me or under my direct supervision.

George A. Sprague

April 5, 2024