

DATE June 21, 2002 245
JOHN Y. BROWN III
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY K. Adkins

**AN ORDINANCE RELATING TO
THE ANNEXATION OF TERRITORY
TO THE CITY LIMITS OF CLAY CITY, KENTUCKY**

ORDINANCE NO. 05-14-01

WHEREAS, the City of Clay City, Kentucky is desirous of adding to and enlarging the existing city limits of Clay City, Kentucky, and whereas the owners of certain tracts of land adjacent to the existing city limits desire to be included within the City limits of Clay City, Kentucky;

BE IT ORDAINED BY THE CITY OF CLAY CITY, KENTUCKY as follows:

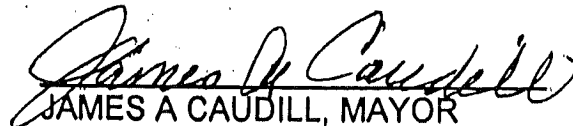
Section 1. That the City of Clay City, by the enactment of this Ordinance, hereby annexes into the City limits of Clay City, Kentucky, a certain tract or parcel of land which is contiguous to the boundaries of Clay City, Kentucky and which is either urban in character or suitable for development for urban purposes without reasonable delay. The owners of said tract have requested annexation by the City of Clay City, Kentucky. Said tract of real property which is located in Powell County, Kentucky, is more particularly described as follows: That tract or parcel of land which was conveyed from Mary Lee Williams, single, and Elzie Williams, Jr., to Virgil Ben Barnett, by deed dated October 12, 1998, and which is of record in Deed Book 134, Page 185, records of the Powell County Clerk's Office. There is excepted from this tract that parcel which was conveyed from Virgil Ben Barnett, single, to the Powell County Industrial Development Authority, Inc., and which is of record in Deed Book 136, page 356, records of the Powell County Clerk's Office.

(See attached property description)

Section 2. That the property described above is desirable for annexation.

Section 3. That said Ordinance shall take effect upon passage.

ENACTED THIS THE 14 DAY OF May, 2001.


JAMES A CAUDILL, MAYOR
CITY OF CLAY CITY, KENTUCKY

ATTEST:


CITY CLERK, CITY OF CLAY CITY

First Reading: April 09, 2001
Second Reading: May 14, 2001
Signed by Mayor: _____
Published: _____

Subject to the outconveyance set forth
below and described in DB 136, P. 356,

That certain tract or parcel of land lying and being in Powell County, Kentucky,
and more particularly described as follows:

Beginning at an iron pin set in the right-of-way line of KY 15, a corner to the remainder of the Ben Barnett property; thence with the Ben Barnett line for the following calls; thence N 85 deg. 22 min. 06 sec. W, 116.43 feet to an iron pin set (½" rebar w/ID cap); thence N 55 deg. 50 min. 45 sec. W, 91.20 feet to an iron pin set (½" rebar w/ID cap); N 82 deg. 05 min. 12 sec. W, 196.13 feet to an iron pin set (½" rebar w/ID cap); thence S 83 deg. 00 min. 23 sec. W, 187.94 feet to an iron pin set (½" rebar w/ID cap); thence S 28 deg. 48 min. 27 sec. E, 434.20 feet to an iron pin set (½" rebar w/ID cap); thence S 64 deg. 01 min. 57 sec. W 62.80 feet (½" rebar w/ID cap); thence S 28 deg. 53 min. 34 sec. E, 387.39 feet to an iron pin found (½" rebar w/ID cap) a corner to the Ben Barnett property and the Donald and Linda Butler property (D.B. 120, page 344); thence with the Donald and Linda Butler line for the following calls; thence S 65 deg. 01 min. 27 sec. W, 380.38 feet to an iron pin found (½" rebar w/ID cap); thence N 40 deg. 18 min. 56 sec. W, 116.37 feet to an iron pin found (½" rebar w/ID cap); thence N 35 deg. 58 min. 19 sec. W, 433.47 feet to an iron pin found (½" rebar w/ID cap); thence N 26 deg. 10 min. 38 sec. W, 462.08 feet to an iron pin found (½" rebar w/ID cap) a corner to the Donald and Linda Butler property and the Powell County Industrial Development Authority, Inc. property (D.B. 136, page 16); thence N 69 deg. 33 min. 24 sec. E, 279.29 feet with the line of the Powell County Industrial Development Authority, Inc. to a P/K nail found (with/ID washer) 4" up on 12" Cedar a corner to the Powell County Industrial Development Authority, Inc.; thence N 66 deg. 24 min. 57 sec. E, 222.56 feet with the line of the Powell County Industrial Development Authority, Inc. to a P/K nail found (w/ID washer) 4' up on a 20" dead Elm a corner to the Powell County Industrial Development Authority, Inc. Property and the remainder of the Ben Barnett property; thence with the Ben Barnett line for the following calls; thence S 28 deg. 32 min. 35 sec. E, 44.05 feet to an iron pin set (½" rebar w/ID cap); thence N 83 deg. 00 min. 23 sec. E, 241.05 feet to an iron pin set (½" rebar w/ID cap); thence S 82 deg. 05 min. 12 sec. E, 232.52 feet to an iron pin set (½" rebar w/ID cap); thence S 55 deg. 50 min 45 sec. E 114.51 feet to an iron pin set (½" rebar w/ID cap); thence N 70 deg. 32 min. 31 sec. E 220.90 feet to an iron pin set (½" rebar w/ID cap) in the right of way line of Ky. Hwy 15 a corner to the Ben Barnett property; thence with the right of way line of Ky. Hwy 15 S 23 deg. 23 min 21 sec. E, 42.19 feet to a right of way marker; thence with the right of way line of Ky Hwy. 15 S 21 deg. 13 min. 24 sec. E, 64.79 feet to the point of beginning containing an area of 522,784.5 square feet (12.00 acres)

Virgil Ben Barnett is reserving from the above conveyance for the benefit of himself, his heirs and assigns, forever, the right to use the road from Winchester Road for access to any other property he owns which adjoins the property being conveyed. This reservation shall run with the land.

Beginning at an iron pin found in the right-of-way line of Kentucky Highway 15 a corner to the William O. Howard property; thence with the right-of-way line of Kentucky Highway 15 thence S 23 deg. 23 min. 21 sec. E, 356.96 feet to a right-of-way marker a corner to the old Floyd Clemons; thence with the old Floyd Clemons line for the following calls; thence S 21 deg. 13 min. 24 sec. E, 99.90 feet to an iron pin set; thence S 19 deg. 59 min. 38 sec. E, 283.95 feet to an iron pin set; thence S 18 deg. 44 min. 40 sec. E, 120.12 feet to a right-of-way marker of Kentucky Highway 15; thence S 05 deg. 53 min. 16 sec. E, 169.83 feet to an iron pin set a corner to the Butler property; thence with the Butler line for the following calls; thence S 83 deg. 27 min. 18 sec. W, 138.04 feet to an iron pin set; thence S 75 deg. 31 min. 35 sec. W, 51.45 feet to an iron pin set; thence S 71 deg. 17 min. 03 sec. W, 223.04 feet to an iron pin set; thence S 65 deg. 01 min. 27 sec. W, 380.38 feet to an iron pin set; thence N 40 deg. 18 min. 56 sec. W, 116.37 feet to an iron pin set; thence N 35 deg. 58 min. 19 sec. W, 433.47 feet to an iron pin set; thence N 26 deg. 10 min. 38 sec. W, 462.08 feet to an iron pin found a corner to the Butler property and the Howard property; thence with the Howard line for the following calls; thence N 69 deg. 33 min. 24 sec. E, 279.29 feet to a 12" Cedar with a P/K Nail set 4' up; thence; thence N 66 deg. 24 min. 57 sec. E, 222.56 feet to a 20" dead Elm with a P/K Nail set 4' up; thence N 68 deg. 29 min. 32 sec. E, 201.83 feet to a 8" Cedar with a P/K Nail set 4' up; thence N 73 deg. 29 min. 14 sec. E, 96.40 feet to a steel post found; thence N 67 deg. 44 min. 38 sec. E, 185.64 feet to a steel post found; thence N 56 deg. 37 min. 28 sec. E, 33.66 feet to the point of beginning containing an area of 937,382.5 square feet (21.519 Acres).

This parcel of land was surveyed by Alan D. Justice Engineering and Surveying during the month of October, 1998. The basis of this survey was an adjoiners tract bearing located on the South side of the William O. Howard property. This is a Class B survey and the unadjusted error of closure of the random traverse was 1 in 20,491.


 Alan D. Justice, L.S. #2360

M L W

successors in trust, and the Harold Hurst and Bertha Hurst Living Trust; Jerry Lee Miller; and John C. Brewer and Gail Brewer, husband and wife, to the Powell County Industrial Development Authority, Inc., by deed dated April 23, 1999, and of record in Deed Book 136, Page 16, records of the Powell County Clerk's Office.

(See attached property description)

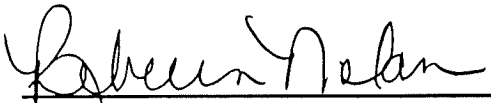
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