

ORDINANCE NO. 9-2003

**AN ORDINANCE OF THE CITY  
OF CORBIN, KENTUCKY, ANNEXING  
TO THE CITY LIMITS OF CORBIN, KENTUCKY  
CERTAIN REAL PROPERTY AND ESTABLISHING  
THE ZONING CLASSIFICATION FOR SAID  
REAL PROPERTY, OWNED BY  
JIMMY VANCE AND DONNA HUTSON  
AND ALL REAL PROPERTY BEING LOCATED  
IN WHITLEY COUNTY KENTUCKY**

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**WHEREAS**, the owners of record, Jimmy Vance and Donna Hutson, have petitioned the Board of Commissioners of the City of Corbin, Kentucky, that their certain real property be annexed and incorporated into the City of Corbin, Kentucky; and

**WHEREAS**, the real property described will be adjacent and contiguous to the present City of Corbin, Kentucky, boundaries; and

**WHEREAS**, said real property meets the criteria set forth in KRS 81A.410.

**NOW THEREFORE, BE IT ORDAINED** by the Board of Commissioners of the City of Corbin, Kentucky, as follows:

**SECTION ONE.** That pursuant to KRS 81A.412 that certain real property owned by Jimmy Vance and Donna Hutson, is hereby annexed to the City of Corbin, Kentucky, and said real property being the same real property conveyed to Jimmy Vance and Donna Hutson by deed dated March 11, 2002, and of record in Deed Book 433, Page 450, Whitley County Clerk's Office and being more particularly described on Exhibit "A" attached hereto and hereby incorporated herein by reference.

**SECTION TWO.** That the above-described real property is hereby zoned General Business District (C-1).

**SECTION THREE.** That the Zoning Map of the City of Corbin, Kentucky, is hereby amended to add the above - described real property in **SECTION ONE** above, to the City of Corbin, Kentucky's boundaries and to reflect the zoning classification given to said real property as set forth in **SECTION TWO** above.


**SECTION FOUR.** This Ordinance includes a map showing the zoning classification given to the above - described real property annexed and zoned herein. Said map is attached hereto and marked Exhibit "B" and is hereby incorporated herein by reference. This Ordinance and all Exhibits attached hereto can be reviewed and inspected at the office of the City Clerk of the City of Corbin, Kentucky, City Government Center, City Hall, 805 South Main Street, Corbin, Kentucky 40701, Monday through Friday from 8:00 a.m. until 4:00 p.m.

**SECTION FIVE.** All ordinances or portions thereof in conflict herewith are hereby repealed.

FIRST READING 7-14-03

SECOND READING 9-8-03

APPROVED BY:

  
J. SCOTT WILLIAMSON,  
MAYOR, CITY OF CORBIN,  
KENTUCKY

ATTEST:

  
ERIN BLOUNT, CITY CLERK

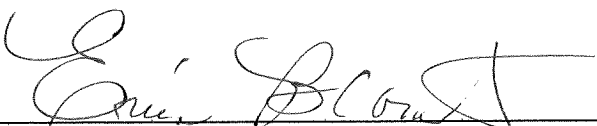
RECEIVED AND FILED  
DATE Oct 31, 2008

TREY GRAYSON  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY Handie Adhem

## CERTIFICATION

I certify I am the duly qualified City Clerk of the City of Corbin, Kentucky, and the foregoing 2 pages of Ordinance No. 9-2003 is a true, correct and complete copy duly adopted by the City Commission at a duly convened meeting held on October 29, 2008, all as appears in the official records of said City.

WITNESS, my hand and seal this 29<sup>th</sup> day of October, 2008.

  
City Clerk

(SEAL)

## EXHIBIT A

A tract of land located in Whitley County, Kentucky, and being located on the north side of US Highway 25 W near the South Corbin Interchange of I-75, BEGINNING at an iron pipe in the north right of way line of US 25 W, said point also being 75 feet North of centerline station 26+60 of Cross Road No. 6, of the Interstate system. Said iron pipe also being a corner common to the property now or formerly belonging to Enco Oil Station; thence with the lines of said property and with property now or formerly belonging to Russell E. Wagers, North 2 degrees 30 minutes West with and near a drain, 506.85 feet to an iron pipe in a fence line; a corner common to Russell E. Wagers; thence with the lines of said Wagers, South 83 degrees 15 minutes West, with and near a fence line, 221.85 feet to a concrete post; thence North 0 degrees 10 minutes West, with and near a fence line 361.85 feet to a fence post at the end of said fence line; thence North 16 degrees 36 minutes West, 802.35 feet to a point in the east Controlled Access right of way fence line of I-75. Said point also being a corner common to Russell E. Wagers; thence leaving the line of said Wagers, North 8 degrees 54 minutes East, with the said right of way fence line, 323.00 feet to a point in said fence line. Said point being a corner to Russell E. Wagers; thence leaving the east Controlled Access right of way line of I-75, with a line of said Wagers, North 51 degrees 20 minutes East, 281.40 feet to a set concrete block. Said block being a corner common to said Wagers and with property now or formerly belonging to Henry Martin; thence leaving the lines of Russell E. Wagers, with the lines of Henry Martin, and with property now or formerly belonging to Speed Bingham and with property now or formerly belonging to J. T. Crabtree, South 61 degrees 43 minutes East, 192.00 feet to a fence corner; thence South 59 degrees 10 minutes East, with a fence line, 168.90 feet to a fence post; thence South 77 degrees 50 minutes East, with a fence line, 207.85 feet to a fence post; thence South 72 degrees 30 minutes East, with a fence line, 499.00 feet to a large tree in the fence line, near a gate; thence South 1 degree 40 minutes East with a fence line 7.00 feet, to a fence post; thence South 72 degrees 30 minutes East, with and near a fence line, 139.25 feet to a "Set" Concrete Block near a large tree. Said block being a corner common to J. T. Crabtree and with property now or formerly belonging to Anson Begley; thence leaving the lines of said Crabtree, with a line of Anson Begley, South 0 degrees 55 minutes West, with a low ridge or point, with and near a farm road, 1131.85 feet to a point in the center of a concrete Cylinder. Said point being a corner common to Anson Begley and property now or formerly belonging to Dewey Earls; thence leaving the lines of said Begley, with the lines of Dewey Earls, South 72 degrees 55 minutes West, and leaving the ridge line, 363.55 feet to a point in a drain. Said point being South 72 degrees 55 minutes West, and approximately 14 feet from a bolt set in a concrete Cylinder; thence down and with the meanders of said drain, South 4 degrees 00 minutes West 105.00 feet to a point; thence South 15 degrees 40 minutes East, 100.95 feet to a point; thence South 8 degrees 22 minutes East, 130.75 feet to a point; thence South 2 degrees 15 minutes West, 97.80 feet to a point near the centerline of a Concrete Culvert running under US Highway 25-W. Said point being a corner common to Dewey Earls and also being in the north right of way line of US Highway 25-W, being 35 feet North from the centerline of said Highway; thence leaving the lines of Dewey Earls, with the North right of way of US Highway 25-

W, a line 35 feet northwardly from and parallel to the center line of said Highway, South 84 degrees 12 minutes West 340.92 feet to an iron pipe in said North right of way line, 35 feet North from centerline of said highway; thence continuing from said right of way line of US Highway 25-W and on a line also parallel to the center line thereof, South 84 degrees 12 minutes West, 12.20 feet to a point 35 feet from the center line of US Highway 25-W; thence North 5 degrees 48 minutes West, 25.00 feet to a point 60 feet northwardly from centerline of said Highway, said call being along the right of way line of US Highway 25-W where the same has been widened, also being the end of construction of Cross Road No. 6 of the Interstate System; thence continuing with the North right of way line of said Highway and Cross Road No. 6, South 88 degrees 14 minutes West, 238.75 feet to the Beginning corner, containing 47.11 acres more or less.

THERE IS EXCEPTED from the above described tract of land a certain boundary of land retained by Nannie Earls which is bounded and described as follows:

Beginning at a point in the center line of a drain, near the mouth of a concrete Culvert, running under US Highway 25-W. Said point also being 35 feet northwardly from the centerline of said Highway and also being in line with said Culvert under US Highway 25-W. Said point also being a corner common to Dewey Earls; thence leaving the line of Dewey Earls, with a line 35 feet northwardly from and parallel to the centerline of said Highway, South 84 degrees 12 minutes West, 212.82 feet to an iron pipe; thence leaving the north right of way line of US Highway 25-W, North 3 degrees 16 minutes West, 578.10 feet to an iron pipe; thence North 86 degrees 44 minutes East, 215.23 feet to an iron pipe in the drain; thence down and with the meanders of said drain, South 2 degrees 12 minutes West 138.99 feet to a point. Said point being a corner common to Dewey Earls; thence South 4 degrees 00 minutes West, 105.00 feet to a point; thence South 15 degrees 40 minutes East, 100.95 feet to a point; thence South 8 degrees 22 minutes East, 130.75 feet to a point; thence South 2 degrees 15 minutes West, 97.80 feet to the Beginning corner, containing 2.60 acres, more or less.

(Exception: This conveyance is subject to any rights, if any, existing under a gas lease to Merle Piper which lease is recorded in Lease Book 9, Page 220, Whitley County Court Clerk's Office. In no event shall anything contained herein be construed to extend the rights of Merle Piper, his heirs, executors or assignees in the property described herein, but any rights which he may have are limited by the lease referred to in this paragraph.)

THERE IS EXCEPTED FROM THE ABOVE DESCRIBED PROPERTY AND NOT CONVEYED HEREIN THE FOLLOWING:

1. 0.212 acre conveyed by Boyce Worley et al to the Commonwealth of Kentucky by deed dated August 8, 1994 as appears of record in Deed Book 374, Page 488, Whitley County Court Clerk's Office, Kentucky.
2. 1.443 acres conveyed by Jimmy Vance et al to Boddie-Noell Enterprises, Inc. by deed dated September 13, 1994 as appears of record in Deed Book 375, Page 94, Whitley County Court Clerk's Office, Kentucky.
3. 2.8227 acres conveyed by Reeves Days Inn, Inc. to Sajan Enterprises, LLC by deed dated September 9, 1998 as appears of record in Deed Book 399, Page 195, Whitley County Court Clerk's Office, Kentucky.

