

## RESOLUTION 17-2009

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

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

WHEREAS, each individual annexation contains property parcel descriptions prepared by now unknown individual(s), 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.4 70 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; and

WHEREAS, it is the intent of the City to describe a closed boundary of the land described in Ordinance No. 14-2006. It was attempted in 14-2006 to utilize the descriptions contained in the deeds of conveyance for the properties acquired by the Kentucky Transportation Cabinet for State Road 3041 (Corbin Bypass). Due, however, to the age of some of the descriptions that were used, inaccuracies in the descriptions, differing basis of bearings and vagueness in those descriptions, it has been determined that to fully comply with KRS 81A.470, a single boundary description is desired and needed.

NOW THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORBIN, KENTUCKY:

SECTION 1. That the City Commission of the City of Corbin hereby adopts the following legal description(s), and plat(s) attached hereto as prepared by a Licensed Professional Surveyor with Registration as indicated on plat, as an accurate depiction of the property previously annexed into the corporate city limits of the City of Corbin by Ordinance 14-2006 dated 10-09-06; a copy attached hereto as Exhibit "1", 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 Walter L. Bowman a Licensed Professional Land Surveyor No. 1804 is as follows:

It is the intent of the following description to delineate the boundary of the Property acquired by the Kentucky Transportation Cabinet for the right-of-way of KY State Road 3041 (Corbin Bypass). As denoted in Exhibit P in Ordinance 14-2006, the KTC right-of-way acquisition plans are on file at the KTC offices in Frankfort.

The bearings and distances have been rotated from the original submittals to get the parcels on state plane coordinates, and any error in closure has been forced closed. Any overlaps in previous annexations have been adjusted to make each parcel match to any adjacent city boundaries or newly submitted annexations. The parcels described herein are a compilation of several independent field surveys, utilizing relevant GPS, GIS and public information data. This survey does not meet minimum standards and no pins were set.

The purpose of the boundary described hereon is to delineate the limits of the aforesaid annexation. It does not in any way reflect a determination of the individual parcels boundaries and should not be used for that purpose.

The bearings and distances have been rotated from the original submittals to get the parcels on state plane coordinates, and any error in closure has been forced closed. Any overlaps in previous annexations have been adjusted to make each parcel match to any adjacent city boundaries or newly submitted annexations. The parcel described herein is from Commonwealth of Kentucky, Department of Highways plan set FD04118 8618, and by utilizing relevant GPS, GIS and public information data. This survey does not meet minimum standards and no pins were set.

The purpose of the boundary described hereon is to delineate the limits of the aforesaid annexation. It does not in any way reflect a determination of the individual parcels boundaries and should not be used for that purpose.

Beginning at a point in the south right of way of Kentucky 3041 (Corbin By-pass) at the intersection with the western right of way line, along the ramp from KY 26, extended across KY 3041 to intersect the south right of way line of KY 3041, having the a northing coordinate of 1856892.77, easting coordinate of 2125415.33 (NAD 1983 South); thence continuing with the south right of way of Kentucky 3041 and the common line of Ordinance No. 14-99 for six calls: North 85°10'09" West, a distance of 419.00 feet to a point;

thence North 61°44'26" West, a distance of 163.48 feet to a point;

thence North 75°05'19" West, a distance of 228.53 feet to a point;

thence South 73°01'46" West, a distance of 242.33 feet to a point;

thence North 67°09'54" West, a distance of 210.30 feet to a point;

thence North 85°10'09" West, passing the northwest corner of Ordinance No. 14-99 at 103.57 feet and for a total distance of 650.00 feet to a point;

thence North 60°56'29" West, a distance of 109.66 feet to a point;  
thence South 73°01'46" West, a distance of 161.55 feet to a point;  
thence South 88°46'26" West, a distance of 523.78 feet to a point;  
thence North 78°43'07" West, a distance of 221.58 feet to a point;  
thence North 66°50'44" West, a distance of 51.38 feet to a point;  
thence North 78°17'10" West, a distance of 237.11 feet to a point;  
thence North 70°30'06" West, a distance of 201.56 feet to a point;  
thence North 59°11'30" West, a distance of 158.11 feet to a point;  
thence North 70°01'55" West, a distance of 151.33 feet to a point;  
thence North 82°32'25" West, a distance of 350.83 feet to a point;  
thence South 64°27'20" West, a distance of 235.10 feet to a point;  
thence South 86°57'16" West, a distance of 278.92 feet to a point;  
thence North 68°53'14" West, a distance of 450.23 feet to a point;  
thence South 89°14'38" West, a distance of 666.94 feet to a point;  
thence South 89°14'38" West, a distance of 33.18 feet to a point;  
thence North 74°45'39" West, a distance of 155.24 feet to a point;  
thence North 89°41'32" West, a distance of 350.00 feet to a point;  
thence South 47°51'59" West, a distance of 140.20 feet to a point;  
thence North 85°57'33" West, a distance of 231.40 feet to a point;  
thence North 51°59'58" West, a distance of 315.12 feet to a point;  
thence South 66°52'24" West, a distance of 154.26 feet to a point;  
thence North 58°54'44" West, a distance of 117.17 feet to a point;  
thence North 28°34'17" West, a distance of 135.66 feet to a point;  
thence North 56°12'35" West, a distance of 465.55 feet to a point;  
thence North 40°56'29" East, a distance of 289.05 feet to a point;

thence South 59°19'15" East, a distance of 362.99 feet to a point;  
thence South 72°10'25" East, a distance of 482.07 feet to a point;  
thence South 71°35'33" East, a distance of 182.31 feet to a point;  
thence North 83°05'20" East, a distance of 426.71 feet to a point;  
thence South 89°41'32" East, a distance of 422.00 feet to a point;  
thence South 86°30'45" East, a distance of 87.67 feet to a point;  
thence South 86°30'43" East, a distance of 363.03 feet to a point;  
thence North 75°42'47" East, a distance of 430.03 feet to a point;  
thence South 86°43'39" East, a distance of 269.45 feet to a point;  
thence South 66°50'00" East, a distance of 221.19 feet to a point;  
thence South 49°44'47" East, a distance of 179.30 feet to a point;  
thence South 82°02'00" East, a distance of 239.06 feet to a point;  
thence North 88°51'57" East, a distance of 96.40 feet to a point;  
thence South 77°55'13" East, a distance of 168.37 feet to a point;  
thence South 77°37'36" East, a distance of 650.00 feet to a point;  
thence South 75°47'26" East, a distance of 237.68 feet to a point;  
thence South 84°02'03" East, a distance of 222.56 feet to a point;  
thence North 14°44'20" East, a distance of 232.47 feet to a point;  
thence North 89°18'57" East, a distance of 145.67 feet to a point;  
thence South 07°55'21" East, a distance of 249.15 feet to a point;  
thence South 85°10'09" East, a distance of 125.00 feet to a point;  
thence North 81°36'22" East, a distance of 205.45 feet to a point;  
thence South 32°44'16" East, a distance of 123.01 feet to a point;  
thence North 04°49'51" East, a distance of 32.50 feet to a point;  
thence South 85°10'09" East, a distance of 45.00 feet to a point;

thence South 04°49'51" West, a distance of 36.99 feet to a point;  
thence South 79°27'31" East, a distance of 181.66 feet to a point;  
thence North 89°41'17" East, a distance of 224.84 feet to a point;  
thence North 89°41'17" East, a distance of 277.18 feet to a point;  
thence South 85°10'09" East, a distance of 500.00 feet to a point;  
thence South 70°14'16" East, a distance of 155.24 feet to a point;  
thence South 85°10'09" East, a distance of 318.25 feet to a point;  
thence South 04°49'51" West, a distance of 350.00 feet to the Point of Beginning.

**Containing 66.197 ACRES, more or less.**

Description prepared by MSE of Kentucky, Inc. under the direction of Walter L. Bowman, PLS #1804.

The Boundary of Annexation ordinance 14-2006 for the City of Corbin, Kentucky described hereon is based on the following information. The Description taken from the previously submitted ordinance 14-2006 rotated to State Plane Coordinates and forced closed, and any overlaps in previous or adjoining ordinances were adjusted to make each parcel match to any adjacent city limit boundaries or newly submitted annexation ordinances.

The purpose of the boundary described hereon is to delineate the limits of the aforesaid annexation. It does not in any way reflect a determination of the individual parcels boundaries and should not be used for that purpose.

## CERTIFICATION

I, Erin Blount, Clerk of the City of Corbin, Kentucky do hereby certify that, the above Resolution 17 - 2009 is a true and correct copy as was presented to the City Council of the City Of Corbin, Kentucky at their regular schedule meeting dated April 13, 2009.

Given under my hand this 13<sup>th</sup> day of April, 2009.

Erin Blount  
City Clerk

(SEAL)

RECEIVED AND FILED  
DATE April 17, 2009

TREY GRAYSON  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY Kandie Adkinson

OVERSIZE MAP INCLUDED WITH  
SUBMISSION.

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