

ORDINANCE NO. 3-93

AN ORDINANCE OF THE CITY OF CORBIN, KENTUCKY, ANNEXING TO THE CITY LIMITS OF CORBIN A CERTAIN TRACT OF PROPERTY BELONGING TO THE CITY OF CORBIN, KENTUCKY, KNOWN AS THE WEST CORBIN CITY PARK AND LOCATED IN WHITLEY COUNTY, KENTUCKY, AT THE INTERSECTION OF BARTON MILL ROAD AND I-75.

WHEREAS, the City of Corbin owns certain real property in Whitley County, Kentucky, known as the West Corbin City Park; and

WHEREAS, the Board of Commissioners of the City of Corbin desire that said Park be formally annexed and incorporated into the City of Corbin; and

WHEREAS, said property is adjacent and contiguous to the present City boundaries; and

WHEREAS, said property is suitable for development for urban purposes; and

WHEREAS, said 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 the property of The City of Corbin, Kentucky located in Whitley County at the intersection of Barton Mill Road and I-75, is hereby annexed to the City of Corbin, and said property being more particularly described as follows:

A triangular tract or parcel of land containing approximately one-half to three-fourths of an acre, located on the Southeast side of Barton Mill Road and is adjoined by the land of Robert Sharp and Convil Clouse, and the Barton Mill Road, and described as follows:

IN
BEGINNING at a state highway marker, said marker being 105 feet south of the center line of Barton Mill Road at a corner common to Robert Sharp; thence with Sharp line S. 12-00 E. 238 feet to a set stone at a poplar tree, Clouse corner; thence N. 55-00 E. 306.00 with Clouse line, an old fence row to a small gum tree in same; thence N. 88-00 W. passing a state highway right of way marker at 6 feet and continuing on same course 194.00 feet in all to a State Highway right-of-way marker; thence N. 66-00 W. 116.00 feet to the point of Beginning containing 7/10 acre.

ALSO:

A certain tract or parcel of land lying in Whitley County, Kentucky, and bounded and described as follows:

IN
BEGINNING on a stone corner between George Lawson, Jas. Petrey and A. Frost; thence S. 2-30 W. 697 feet to three marked white oaks; thence S. 2-00 W. 28 feet to a stone on south side of branch; thence S. 55-30 W. 503 feet to a 12" white oak at fence corner; thence N. 22-10 W. 859 feet to a stone in the Prewitt and Collins line; thence N. 66-00 E. 108 feet to a stone in Dan Collins' line; thence S. 64-00 E. 250 feet to a post oak, Dan Collins' corner; thence N. 61-00 E. 521 feet to a stone at the BEGINNING.

The right, title and interest in and to the roadway mentioned in former deeds is hereby conveyed by Special Warranty to the party of the second part, which roadway is described as follows:

IN
BEGINNING at a stake on the west side of the Barton Mill Road at J. D. Petrey's corner; thence westward with Petrey's line about 900 feet approximately; thence northward with said tract 18 feet to a stake; thence eastward, running parallel with the first line, about 900 feet to the road; thence southward with the road 18 feet to the Beginning.

BEING all the same property acquired by the City of Corbin, Kentucky from Willard J. Litton and wife, Shelia Sue Litton, by deed dated January 9, 1976, and of record in Deed Book 258, Page 493, Whitley County Court Clerk's Office.

THERE IS EXCLUDED FROM THE FOREGOING BOUNDARIES OF LAND SUCH PORTIONS THEREOF HERETOFORE CONVEYED TO THE DEPARTMENT OF HIGHWAYS OF THE COMMONWEALTH OF KENTUCKY.

AND:

BEGINNING at a Kentucky right-of-way monument on Barton Mill Road; thence S 69° 10' E. 144 feet to another right-of-way monument; thence S 54° 35' E. 198 feet to another right-of-way monument; thence S 18° 00' E. 60.46 feet to a stake; thence S 11° 80' E. 97.3 feet; thence S 10° 10' E. 79 feet to a set stone and 10" gum; thence S 67° 10' W. 100.6 feet; thence S 68° 00' W. 155.3 feet; thence N 62° 23' W 33 feet; thence N 12° 15' E. 283 feet; thence N 18° 15' E. 319.3 feet with Kentucky right-of-way fence to point of beginning.

ALSO:

BEGINNING on a stone, corner Collins and Prewitt, running thence N 74½ W 12-4/10 poles to a stone and black oak; thence S 73½ W 29 poles to a small white oak in the Pleas Monhollen line; thence with his line S 48½ E 29 poles to a stone, Prewitt's corner; thence N 40 E 18-4/10 poles to a stone; thence N 66 E 12 poles to the BEGINNING.

ALSO:

BEGINNING on a pine stump and hickory corner between Pleas Monhollen and A. Frost; thence N 49½ W 38 feet to a stone between two old roads; thence N 40 E 300 feet to a stone; thence N 66 E 785 feet to a stone in Dan Collins' line; thence S 64 E with Collins' line 250 feet to a post oak, Dan Collins' corner; thence N 61 E 521 feet to a stone, corner between George Lawson, James Petrey, and A. Frost; thence S 2½ W 697 feet to three marked white oaks, was black gum corner; thence S 2 W 650 feet to a gum corner of the Lee Ellison and James Petrey line; thence with Ellison's line S 79 W 1510 feet to a stone in Pleas Monhollen line; thence with his line N 1½ W 929 feet to the BEGINNING, except a certain part of this tract of land which was conveyed to E. L. Litton in July 1947, which exception is bounded and described as follows:

BEGINNING on a stone corner, between George Lawson, James Petrey and A. Frost; thence S 2 30 W 69 feet to three marked white oaks; thence S 2-00 W 28 feet to a stone on south side of branch; thence S 55-30 W 503 feet to a 12" white oak at fence corner; thence N 20-10 W 859 feet to a stone in the Prewitt and Collins' line; thence N 66-00 E. 108 feet to a stone in Dan Collins' line; thence S 64-00 E 250 feet to a post oak, Dan Collins' corner; thence N 61-00 E 521 feet to a stone at the BEGINNING.

There is further excepted from the foregoing boundary the exclusions designated in the foregoing deed to first parties, plus any other portions or interests therein heretofore conveyed, including such portion as conveyed to the Commonwealth of Kentucky, Department of Highways.

There is further excepted and reserved unto first parties all that portion of land lying on the West side of Interstate Highway #75, and this deed of conveyance conveys to second party only that portion of land that lies on the East side of Interstate Highway #75.

BEING all the same property acquired by the City of Corbin, Kentucky from Robert Sharp and wife, Evelyn Sharp by deed dated November 28, 1975, and of record in Deed Book 258, Page 252, Whitley County Court Clerk's Office.

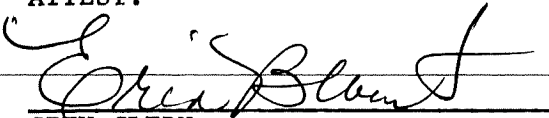
SECTION TWO. This Ordinance shall take effect upon passage and advertisement.

FIRST READING MARCH 8, 1993

SECOND READING MARCH 15, 1993


MAYOR, CITY OF CORBIN

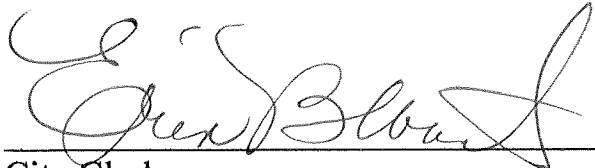
ATTEST:


CITY CLERK

CERTIFICATION

I certify I am the duly qualified City Clerk of the City of Corbin, Kentucky, and the foregoing 4 pages of Ordinance No. 3-93 is a true, correct and complete copy duly adopted by the City Commission at a duly convened meeting held on March 15, 1993, all as appears in the official records of said City.

WITNESS, my hand and seal this 13th day of July, 2009.



City Clerk

(SEAL)

RECEIVED AND FILED
DATE July 15, 2009

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Andie Liddinon