

## RESOLUTION 91-2009

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

WHEREAS, the City of Crittenden has enacted an ordinance annexing property into the corporate limits of the City of Crittenden; and

WHEREAS, the annexation may contain a prior survey prepared by a now unknown individual and may reference documentation that is no longer in existence; and

WHEREAS, the City wishes to provide a modern, accurate, easily identifiable legal description reflection bearings and coordinates based upon the state plan coordinate system, including relevant GPS and GIS data, same having been certified by a professional land surveyor for the prior annexation; and

WHEREAS, the City wishes to comply with the requirements of KRS 81A.470 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, the City previously passed Resolution 91-2009 to adopt new legal descriptions and plats for seven prior annexation ordinances but was requested by Commonwealth of Kentucky to adopt separate resolutions for each annexation ordinance; and

WHEREAS, the City intends to comply with the Commonwealth's request.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CRITTENDEN, KENTUCKY;

That the City Council of the City of Crittenden hereby adopts the following legal descriptions and plat attached hereto as prepared by Logan Murphy, of Hicks and Mann Surveyors, Licensed Professional Land Surveyor No. 3316 by new survey as an accurate description of the property previously annexed into the corporate city limits of the City of Crittenden by the following ordinance:

Ordinance 118-1997 dated July 1, 1997, a copy of which is attached hereto, 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. This new legal as prepared by Logan Murphy, a Licensed Professional Land Surveyor No. 3316, reads as follows:

Lying and being in Grant County, Kentucky, lying on the East side of Kentucky Route #25, (Dixie Highway), approximately 400 feet North of Shady Lane, and more particularly described as follows to-wit:

Beginning at a point in the East right of way line of U.S. Route #25, a corner to Clayton Hager, (D.B. 268, Pg. 224); thence leaving said right of way line with the line of Hager, S 36°49'00" E a distance of 614.22 feet to a post a corner to Hazel Cooper, (D.B. 154, Pg. 503); thence with the line of Cooper, N 53°15'00" E a distance of 399.97 feet to an iron pin, a corner to Jason Deitz, (D.B. 300, Pg. 521); thence with the lines of Jason

Deitz, N 70°39'00" W a distance of 420.00 feet to an iron pin; thence N 40°35'00" E a distance of 268.06 feet to an iron pin in the Kenton County line; thence along the Kenton County line, N 87°00'00" W a distance of 400.00 feet to an iron pin in the East right of way line of U.S. Route #25; thence along said right of way line, S 31°07'00" W a distance of 130.00 feet; to The Point of Beginning, having an area of 4.208 acres more or less exclusive of all right of ways and easements of record.

The above description was taken from the City of Crittenden, Ordinance No. 118-1997, and does not represent a Boundary Survey.

CITY OF CRITTENDEN

DATED: 10/6/2009

BY: Gayle Cayton  
Gayle Cayton, Mayor

ATTEST: Megan Simpson  
Megan Simpson, City Clerk

## CERTIFICATION

I certify I am the duly qualified City Clerk of the City of Crittenden, Kentucky,  
and the foregoing 2 pages of Resolution No.91-2009 is a true, correct and  
complete copy duly adopted by the City Council at a duly convened meeting held on  
October 6, 2009, all as appears in the official records of said City.

WITNESS, my hand and Seal, this 7<sup>th</sup> day of October, 2009.

  
Megan Simpson, City Clerk

RECEIVED AND FILED  
DATE December 29, 2009

TREY GRAYSON  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY Kandice Addison

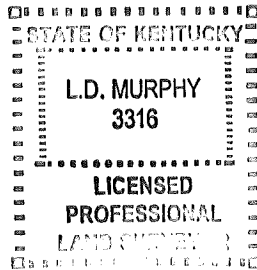
**LEGAL DESCRIPTION**  
**(Ordinance No. 118-1997)**

**4.208 Acres**

Lying and being in Grant County, Kentucky, lying on the East side of Kentucky Route #25, (Dixie Highway), approximately 400 feet North of Shady Lane, and more particularly described as follows to-wit:

Beginning at a point in the East right of way line of U.S. Route #25, a corner to Clayton Hager, (D.B. 268, Pg. 224); thence leaving said right of way line with the line of Hager, S 36°49'00" E a distance of 614.22 feet to a post a corner to Hazel Cooper, (D.B. 154, Pg. 503); thence with the line of Cooper, N 53°15'00" E a distance of 399.97 feet to an iron pin, a corner to Jason Deitz, (D.B. 300, Pg. 521); thence with the lines of Jason Deitz, N 70°39'00" W a distance of 420.00 feet to an iron pin; thence N 40°35'00" E a distance of 268.06 feet to an iron pin in the Kenton County line; thence along the Kenton County line, N 87°00'00" W a distance of 400.00 feet to an iron pin in the East right of way line of U.S. Route #25; thence along said right of way line, S 31°07'00" W a distance of 130.00 feet; to The Point of Beginning, having an area of 4.208 acres more or less exclusive of all right of ways and easements of record.

The above description was taken from the City of Crittenden, Ordinance No. 118-1997, and does not represent a Boundary Survey.



Hicks & Mann, Inc.

A large, stylized handwritten signature in black ink, appearing to read "Logan D. Murphy".

Logan D. Murphy  
Professional Land Surveyor  
License #3316

Jason Deitz  
D.B. 300, Pg. 521

KENTON CO.  
GRANT CO.

Jason Deitz  
D.B. 300, Pg. 521

Deitz Annexation  
Deed Book 331, Page 294  
4.208 Acres by Description

Travis Bach  
D.B. 293, Pg. 543

Hazel Cooper  
D.B. 154, Pg. 503

U.S. Route #25

point in right of way

Clayton Hager  
D.B. 268, Pg. 224

Current City Limits

post

N 87°00'00" W  
400.00'

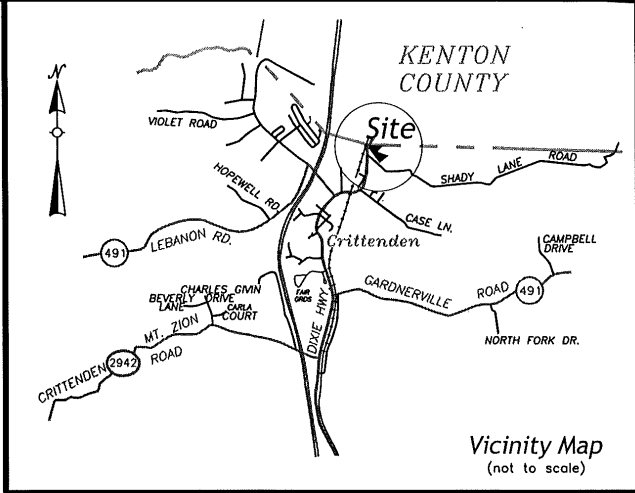
N 40°35'00" E  
268.06'

N 70°39'00" W  
420.00'

N 53°15'00" E  
399.97'

S 31°07'00" W  
130.00'

S 36°49'00" E  
614.22'




NOTE;  
THIS DRAWING WAS PREPARED FROM THE DESCRIPTION CONTAINED IN THE CITY OF CRITTENDEN, ORDINANCE 118-1997, AND DOES NOT REPRESENT A FIELD SURVEY BY HICKS & MANN, INC. THIS DRAWING IS FOR INFORMATION PURPOSES, ONLY.

Logan D. Murphy, LS #3316

Date

STATE OF KENTUCKY  
L.D. MURPHY  
3316  
LICENSED PROFESSIONAL LAND SURVEYOR

|                                                                                                        |                                                                                                                                                                                                                                      |
|--------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| SURVEY FOR DESCRIPTION                                                                                 |                                                                                                                                                                                                                                      |
| DEITZ ANNEXATION (ORD. NO. 118-1997)                                                                   |                                                                                                                                                                                                                                      |
| ON THE EAST SIDE OF DIXIE HIGHWAY, (U.S. 25)<br>400 FEET NORTH OF SHADY LANE<br>GRANT COUNTY, KENTUCKY |                                                                                                                                                                                                                                      |
| Scale: 1" = 100'                                                                                       |  <b>HICKS &amp; MANN, INC.</b><br>Consulting Engineers<br>Land Surveyors<br>Planners<br>P.O. Box 9<br>Williamstown, Ky. 41097<br>(859) 824-5231 |
| Date: 02/02/09                                                                                         |                                                                                                                                                                                                                                      |
| Own By: CEC                                                                                            |                                                                                                                                                                                                                                      |
| Job No.: 09-016                                                                                        |                                                                                                                                                                                                                                      |
| Surveyed: N/A                                                                                          |                                                                                                                                                                                                                                      |
| Filename: 09-016RD                                                                                     |                                                                                                                                                                                                                                      |