

— BOARD OF COMMISSIONERS —

MELVIN E. HAMPTON
PUBLIC AFFAIRS

VIRGIE WELLS
PUBLIC PROPERTY

BEVERLY M. PRICE
PUBLIC SAFETY

REED ANDERSON
PUBLIC WORKS

WILLIAM HORN
PUBLIC FINANCE

CITY OF CYNTHIANA

MELVIN HAMPTON, MAYOR
HOURS 8:00 A.M. TO 4:00 P.M.
P.O. BOX 67
CYNTHIANA, KENTUCKY 41031

SECRETARY OF STATE
RECEIVED
JUL 26 1985

July 24, 1985

Commonwealth of Kentucky

I, Janice F. Tolle, City Clerk of the City of Cynthiana, Kentucky, do certify that the foregoing is a true and correct copy of Ordinance #1152 of the City of Cynthiana, Kentucky as recorded in my office.

Janice F. Tolle

Janice F. Tolle, City Clerk
City of Cynthiana

Given under my hand this the 26th day of July, 1985.

Subscribed and sworn to before me this the 26th day of July 1985.

My Commission Expires March 18, 1986

Janita E. Hill

NP.H.C.KY,

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CYNTHIANA, KENTUCKY 41031

July 24, 1985

Office of the Secretary of State
Capitol Building
Frankfort, Kentucky 40601

Re: Annexation of Property by
City of Cynthiana, Kentucky

Dear Sir:

Pursuant to the requirements of KRS. 81A.470, enclosed please find a certified copy of Ordinance #1152 of the City of Cynthiana annexing certain property to the City. Also enclosed is an accurate map of the annexed area with a metes and bounds description as required by law/

Please record these documents in the appropriate manner. If you have any questions, please advise.

Sincerely,



Janice F. Tolle, City Clerk
City of Cynthiana
P.O. Box #67
Cynthiana, Kentucky 41031

ORDINANCE NO. # 1152

AN ORDINANCE EXTENDING THE BOUNDARIES OF THE CITY OF CYNTHIANA, KENTUCKY, ANNEXING CERTAIN CONTIGUOUS PROPERTY TO THE CITY, BEING APPROXIMATELY 12.0709 ACRES, LYING SOUTH OF PART OF UNIT 3-C OF ROBYNWOOD HEIGHTS SUBDIVISION AND EAST OF PART OF HARRISON COUNTY BOARD OF EDUCATION PROPERTY.

WHEREAS the City Commission of the City of Cynthiana, Kentucky recognizes the importance of orderly urban growth in preserving and expanding the benefits of municipal government for all citizens; and,

WHEREAS the City recognizes the growth of urban development in the area south of Robynwood Subdivision, east of Harrison County Junior High School, and,

WHEREAS, it is desirable for all concerned that said urban growth and development occur within expanded limits of the City of Cynthiana; and,

WHEREAS, the City is willing and able to provide municipal water and sewer facilities to the annexed area to insure a safe and reliable water supply and safe and healthful disposal of waste in the area of potential and actual development;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF CYNTHIANA, KENTUCKY:

SECTION 1. That the City of Cynthiana, Kentucky hereby extends its boundaries and annexes contiguous property to the

City as shown on a plat captioned "Exhibit A", attached hereto, and that said property shall henceforth be a part of the City of Cynthiana for all purposes, the legal description of the property being as follows:

A certain tract or parcel of land lying in Harrison County, Kentucky, adjacent to the south City Limits of Cynthiana, Kentucky, and being a described as follows:

BEGINNING at a set iron pin (1/2" ref. bar) by a corner fence post, a corner with Harrison County Board of Education and Robynwood Heights Subdivision: THENCE

S 66 degrees 40 minutes 10 seconds east - 1143.03 feet with Robynwood Heights Subdivision, Unite 3-C, Plat Cabinet 1, Page 68 F, to a set iron pin at the SW end of Judy Lane; thence with same S 66 degrees 29 minutes 30 seconds E - 52.98 feet across SW end of Judy Lane to a set iron pin on north side of a large hackberry stump, a corner with Robynwood Heights Subdivision and Warren Judy; thence with line of Warren Judy four calls, S 42 degrees 10 minutes 09 seconds W - 174.72 feet down hill to a set iron pin; thence S 31 degrees 39 minutes 10 seconds W - 325.15 feet down hill to a set iron pin; thence N 66 degrees 57 minutes 15 seconds W - 50.19 feet to a set iron pin on the west side of a proposed street; thence N 66 degrees 57 minutes 15 seconds W - 925.47 feet to a set iron pin in a fence, a corner with Harrison County Board of Education, Deed Book 124, Page 387; thence N 10 degrees 16 minutes 03 seconds E - 504.74 feet with their line and fence to the beginning point, containing twelve and 709/10000 (12.0709) acres. This description prepared from a physical survey conducted by Berlyn Brown, Ky RLS 763 on April 30, 1985.

Being part of the same property as that conveyed Warren C. Judy and Janice C. Judy, his wife, by Harold Harpe, et ux., by deed dated September 3, 1976, and recorded in Deed Book 147, Page 430.

All references are to the records of the Harrison County Court Clerk's Office.

SECTION 2. That a copy of the map and plat showing the above boundaries is to be filed with the Cynthiana City Clerk and the Clerk of the Harrison County Court, respectively.

SECTION 3. That this Ordinance pertaining to the annexation of the above-described property by published in the Cynthiana Democrat, the newspaper with the largest circulation in Harrison County, by the City Clerk, to meet the requirements of KRS Chapter 424.

SECTION 4. That this Ordinance shall take effect from and after its passage, approval, and publication as required by law.

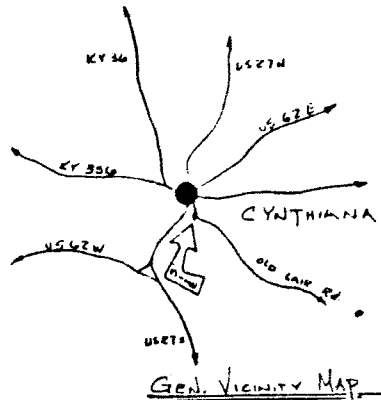
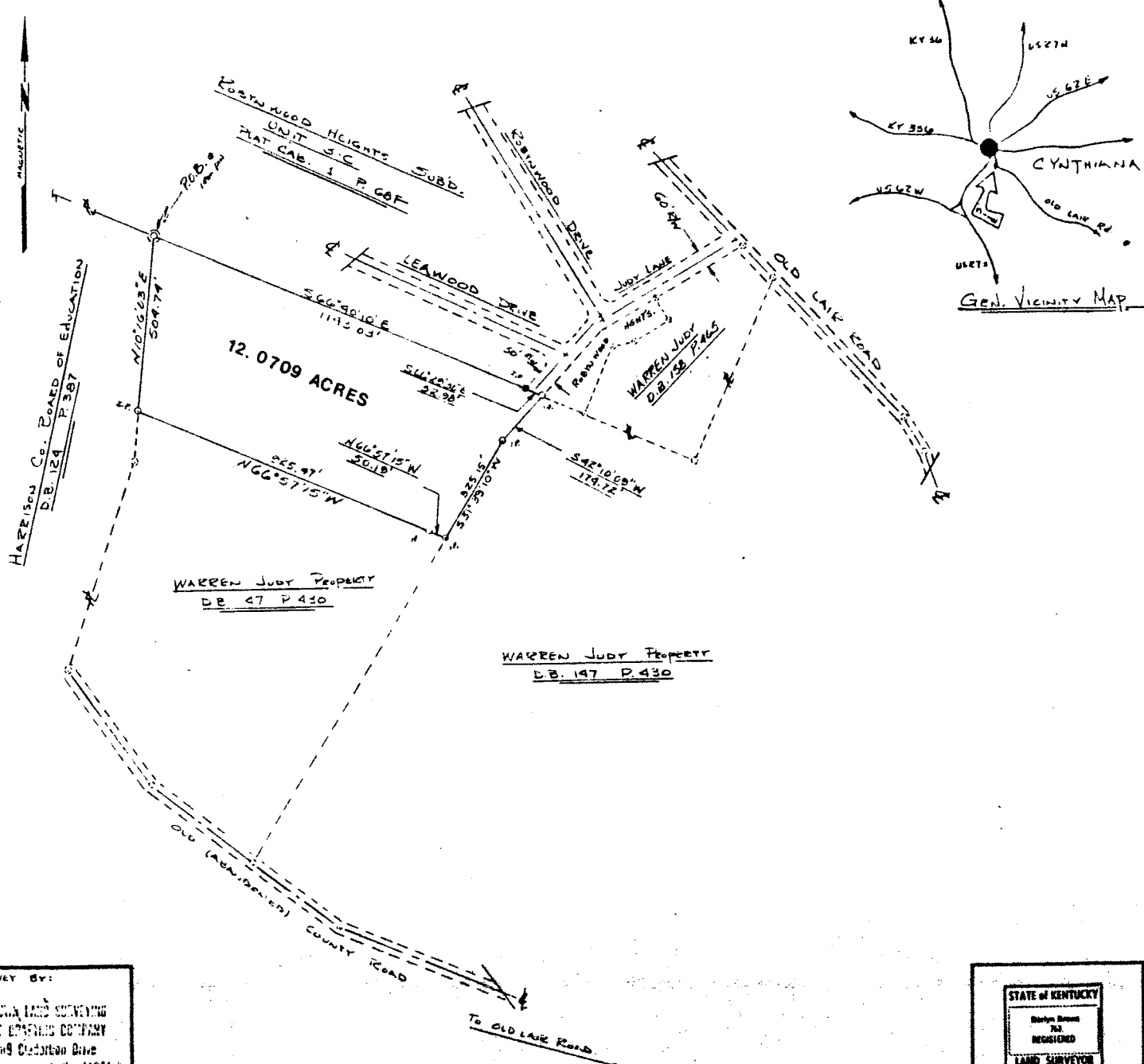
First Reading and Approval July 9, 1985

Second Reading and Approval July 23, 1985

Malcolm E. Hampton
MAYOR

ATTEST:

Jamie F. Jolle
City Clerk



SURVEYING METHOD AND
 TO BE USED TO LOCATE THE PROPERTY
 SHOWN HEREIN WAS PERFORMED UNDER
 MY DIRECTION BY THE METHOD OF TRIANGULATION
 AND THE OPERATIONAL MATHEMATICAL
 ERROR IN CLOSURE BEING OF THE ORDER
 WAS 1/10,000, AND THAT THE LEASING
 AND LITIGATION SETTLEMENTS HAVE BEEN
 ADJUSTED FROM CLOSURE TO THE BASIS OF THE
 DEPARTURE SHOWN HEREIN WAS A MAGNETIC
 IN A LINE TAKEN IN THE FIELD ALONG A
 KNOWN TRAVEL LINE NEAR THE TOWN
 PROPERTY LINE SHOWN HEREIN

Carlton Brown 763 61185
 SURVEYOR

I HEREBY CERTIFY THAT I AM THE
 REGISTERED SURVEYOR OF THE ABOVE
 PROPERTY AND THAT THE ABOVE
 SURVEY WAS PERFORMED IN ACCORDANCE
 WITH THE LAWS OF THE STATE OF
 KENTUCKY AND THAT THE SAME IS
 TRUE AND CORRECT TO THE BEST
 OF MY KNOWLEDGE AND BELIEF
 DATE _____
 OWNER _____
 DATE _____

SURVEY BY:
 BROWN LAND SURVEYING
 AND ENGINEERING COMPANY
 219 Cleburne Drive
 Charra, Kentucky 41831

STATE OF KENTUCKY
 Carlton Brown
 763
 REGISTERED
 LAND SURVEYOR
 [Seal]

A PLAT OF SURVEY FOR
Warren Judy

| | | |
|--|-------------|----------------|
| SCALE 1"=200' | APPROVED BY | DRAWN BY JLB |
| DATE 4-30-85 | | REVISED 6-5-85 |
| LOCATED APPROX 1/2 MILE SOUTH OF HIGHLAND AVE ADJACENT TO THE CITY OF CYNTHIANA CITY LIMITS OF JUDY GOLF IN TOWN HEIGHTS SUBD. | | |
| 300 | 0 | 200 400 |
| SCALE | | feet |
| DRAWING NUMBER 85-09-09A | | |

EXHIBIT "A"

AGREEMENT

THIS AGREEMENT is made and entered into by and between Warren C. Judy and Janice C. Judy, referred to herein as "Owners", and The City of Cynthiana, Kentucky, referred to herein as "City".

WHEREAS, the Owners have requested that their 12.0709-acre tract of real property (the "Property") be annexed as part of the City; and,

WHEREAS, the City has duly approved and published Ordinance No. 1149 expressing its intent to annex the Property; and,

WHEREAS, annexation of the Property is conditional upon execution of a satisfactory agreement between the Owners and the City regarding installation of certain improvements; and,

WHEREAS, the Owners and the City have reached and now desire to express such agreement,

NOW THEREFORE, the Owners and the City, in consideration of their mutual promises and the benefits to be derived therefrom do hereby agree as follows:

1. The City agrees to annex as part of the City the Property described in its Ordinance No. 1149, as duly approved at Commission Meetings held June 11 and June 25, 1985, and agrees to accept dedication of the improvements referred to below.

2. The Owners agree that at such time as they, in their discretion, develop the Property for other than agricultural uses, they will (a) install at their expense, and at no expense to the City, all improvements so as to provide water supply, storm sewers, sanitary sewers, drainage, and streets on and to the Property according to standards and procedures required by the City, and (b) dedicate the same to the City for public use and convenience.

3. This Agreement shall bind and inure to the benefit of the Owners, the City, and their respective heirs, successors, and assigns.

OWNERS:

7/9/85 Warren C. Judy
WARREN C. JUDY

7/9/85 Janice C. Judy
JANICE C. JUDY

CITY:

City of Cynthiana, Kentucky

7/9/85 By: William E. Hampton
Mayor