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City of Cynthiana

RECEIVED AND FILED
DATE Nov 24, 2008

November 21, 2008

The Honorable Trey Grayson
Secretary of State
The Capitol
700 Capitol Avenue, Suite 152
Frankfort, Kentucky 40601

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Kandie Adkins

I, Charleen McIlvain, City Clerk of the City of Cynthiana, Kentucky, do certify that the attached is a true and correct copy Ordinance #1131 dated December 27, 1983 annexing certain property to the City in accordance with the requirements of KRS. 81A.470.

Charleen McIlvain
Charleen McIlvain, City Clerk

Subscribed, sworn to, and acknowledged before me this the 21st day of November 2008.

Kathy M. Brooks
Kathy M. Brooks, Notary

My Commission expires May 2, 2009

ORDINANCE NO. ~~1131~~ 1131

AN ORDINANCE ANNEXING CERTAIN LAND ADJACENT TO THE CITY OF CYNTHIANA, KENTUCKY, AND LYING GENERALLY LYING SOUTH OF SAID CITY, AND FOR OTHER PURPOSES:

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 of Cynthiana recognizes the likelihood and potential of urban development in the area bounded by U.S. 27 and the South Fork of the Licking River South and West of the present boundaries of the City; and

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

WHEREAS, the City is willing and able to extend municipal water and sanitary sewer facilities to the annexed area to insure safe and reliable source of water and the safe and healthful disposal of waste in the area of potential growth, and

WHEREAS, said extension of services is to be governed by the terms of an agreement among the City of Cynthiana and James and Mary Bell Burt LeBus Whitt and WAI-Mart Stores, Inc., which agreement and all of its terms are hereby incorporated herein by reference;

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

SECTION 1. That the City of Cynthiana, Kentucky, hereby does extend its boundaries and annex contiguous property to the City as shown in Exhibit "A", attached hereto and incorporated herein by reference and that said property shall henceforth be a part of the City of Cynthiana for all purposes, and that said property is more particularly described as follows:

BEGINNING at a point in the centerline of U.S. Highway #27, said point being the intersection of said centerline with the extended southerly right-of-way of Ladish Road; thence along the centerline of U.S. Highway #27 S40-27-05W 750.00 feet to a point; thence leaving the centerline S50-00-00E 55 feet, more or less, to a point in the right-of-way of U.S. Highway #27, said point being 750.00 feet south of the intersection of the east right-of-way of U. S. Highway #27 and the southerly right-of-way of Ladish Road, said point also being 375.00 feet south of an iron pin in the right-of-way of U. S. #27 and marking a corner to James W. and Mary Bell Lebus Whitt and Wal-Mart Stores, Inc.; thence continuing through the property of James W. and Mary Bell Lebus Whitt on a line 375.00 feet south of and parallel to Wal-Mart Stores, Inc., southerly line S50-00-00E 1870 feet, more or less, to a point on the west bank of the South Fork of the Licking River; thence along the west bank of said river as it meanders in a northerly direction and continuing with the existing city limit boundary 4455 feet, more or less, to a point, said point being the southeast corner of the Webber Farms property (formerly Kentucky Cardinal Dairies property); thence with the Webber Farms property and continuing with the existing city limit boundary N81-16W 349.80 feet and N62-46W 488.40 feet to a point in the east right-of-way of U. S. Highway #27; thence N62-46W 55 feet, more or less, to a point in the centerline of U. S. Highway #27; thence continuing with the centerline of U. S. Highway #27 in a southerly direction 3162 feet, more or less, to the beginning and containing 126.38 acres, more or less, and so much of the South Fork of the Licking River as lies outside the present boundaries of the City of Cynthiana, Kentucky, from bank to bank, as is directly adjacent to and opposite from the above herein described tract, and directly adjacent to and opposite from the property of Webber Farms as shown on Exhibit "A".

SECTION 2. That copies of the map and plot showing the above boundaries is to be filed with the Cynthiana City Clerk and the Clerk of the Harrison County Court.

SECTION 3. That this ordinance pertaining to the annexation of the above described property be published in the Cynthiana Democrat, the newspaper with the largest circulation published in Harrison County, by the City Clerk, to meet the requirements of K.R.S. CHAPTER 424.

SECTION 5. That this ordinance shall take effect from and after its passage, approval, and publication as required by law.

First Reading and Approval ~~12-13-83~~ 3 (12/13/83)

Second Reading and Approval 12/27/83

Melvin E Hampton
Mayor

ATTEST:

Janice F. Felle
City Clerk

STATISTICS

WHITT PROPERTY 114.168± AC.
 WAL-MART STORES 5.212 AC.
 R.O.W. US 27 4.90± AC.
 R.O.W. LADISH RD. 2.10± AC.

TOTAL AREA TO BE ANNEXED 126.38 ± AC.

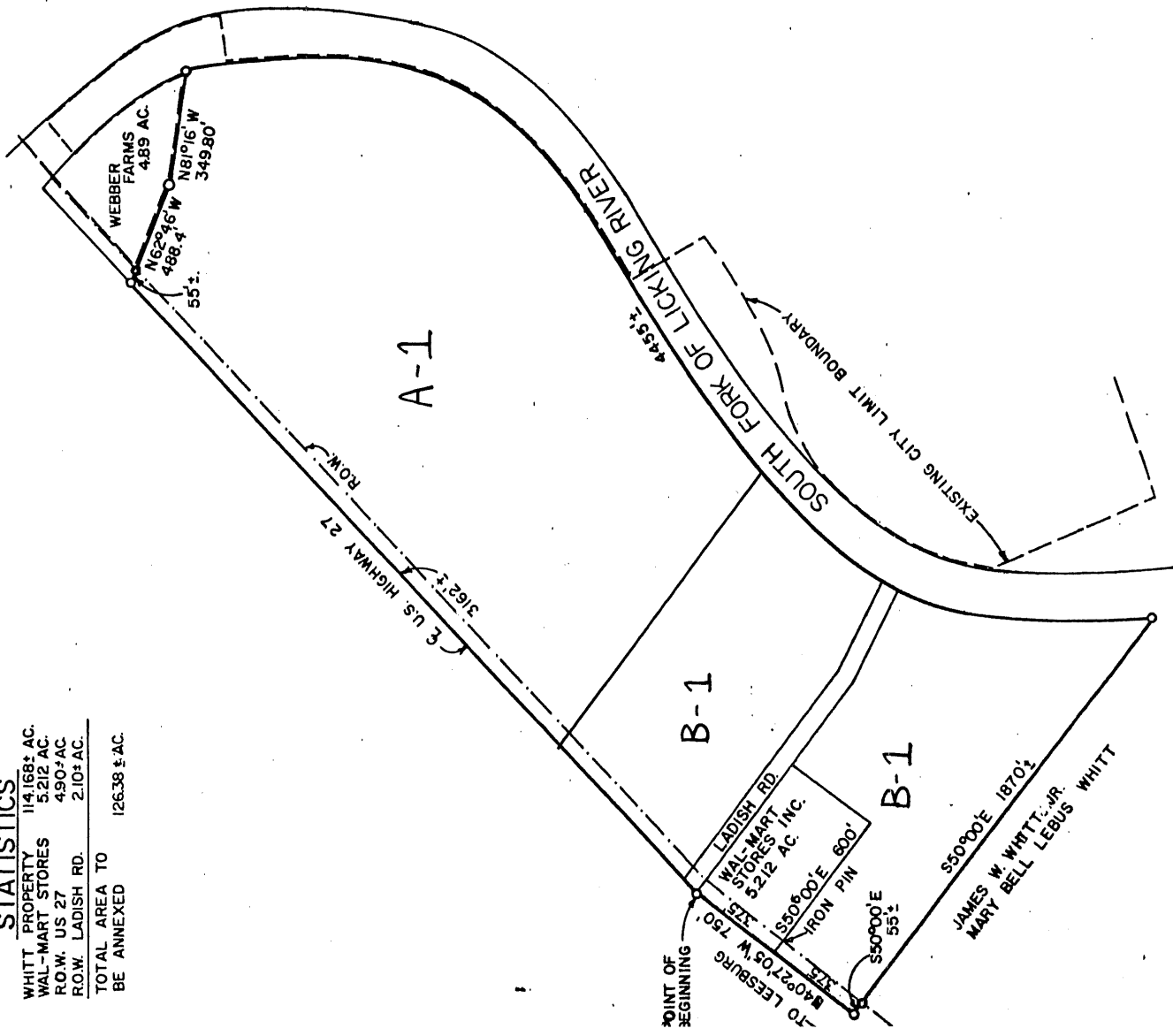
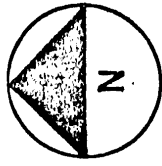


Exhibit "C"

PLAT FROM DEEDS
 OF
 JULY, 1983
 PROPOSED ANNEXATION
 TO THE

CITY OF CYNTHIANA
 OF THE

JAMES W. WHITT &
 WAL-MART STORES INC.
 PROPERTY



Mitchell Engineers
 200 West Second St. - Lexington Kentucky
 605-255-1111