

104 E. Pleasant Street
P.O. Box 67
Cynthiana, Ky. 41031-0067
Phone: (859) 234- 7150
Fax: (859) 234-0035

City of Cynthiana

November 21, 2008

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

RECEIVED AND FILED
DATE Nov. 24, 2008

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 of Resolution #2008-12 adopting a modern and accurate legal description reflecting bearings and coordinates based upon the state plane coordinate system, including relevant GPS and GIS data, the same having been certified by a professional land surveyor of territory previously annexed by Ordinance #1131 dated December 27, 1983.

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

RESOLUTION NO. 2008- 12

CITY OF CYNTHIANA, KENTUCKY

**A RESOLUTION ADOPTING A MODERN AND ACCURATE
LEGAL DESCRIPTION OF TERRITORY PREVIOUSLY
ANNEXED BY ORDINANCE 1131.**

WHEREAS, on or about December 27, 1983, the City of Cynthiana enacted Ordinance No. 1131 annexing certain property into the corporate limits of Cynthiana; and

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

WHEREAS, the City wishes to comply with the requirements of Amended KRS 81A.470; and

WHEREAS, the City does not intend to amend or replace its prior Ordinance annexing the subject property, but rather to interpret the defined boundaries of the territory previously annexed and adopt a modern and accurate legal description of the territory previously annexed;

NOW, THEREFORE, BE IT RESOLVED, by the City Commission of the City of Cynthiana, Kentucky as follows:

SECTION 1: That the City Commission of the City of Cynthiana hereby adopts the following legal description and a plat attached hereto as prepared by Allen Patrick Darnell, PE, by new survey as an accurate depiction of the property previously annexed into the corporate city limits of the City of Cynthiana by Ordinance No. 1131 dated December 27, 1983, a copy of which is attached hereto as Exhibit A, and hereby adopts said new legal description and plat as the official legal description and plat to be adopted and considered by the City for all purposes when referencing this prior annexation.

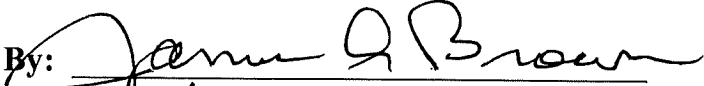
SECTION 2: This new legal description as prepared by Allen Patrick Darnell, a licensed professional land surveyor, No. 3553 is as follows:

Refer to Exhibit B attached hereto and incorporated herein by reference.


SECTION 3: This Resolution shall take affect immediately upon passage by the City Commission and a copy shall be forwarded to the Office of the Secretary of State of Commonwealth of Kentucky for its use in identifying modern and accurate boundaries for portions of the City of Cynthiana.

Adopted this the 11th day of November 2008.

**CITY OF CYNTHIANA,
KENTUCKY**

By: 
James E. Brown, Mayor
A.

ATTEST:


Charleen McIlvain, City Clerk

Re: Legal Description for Witt Property (Paris Pike, Eastridge Road, & Ladish Road)
Revised Description & Annexation Plat (Ordinance No. 1131)

All that certain tract or parcel of land, lying and being located in Harrison County, Kentucky; and situated on the east side of Paris Pike (US 27; and more particularly described as follows:

The property description following is based on an "Annexation Plat" prepared by Darnell Engineering, Inc. dated November 11, 2008 and does not represent an actual field survey performed by same.

ANNEXATION AREA (126.418 Acres)

Beginning at point in the center of Paris Pike (US 27), a corner to the existing city limits of the City of Cynthiana, Kentucky; said point being located S.39°38'34"W. 785.00 feet from the intersection of the centerlines of said Paris Pike with Ladish Road; thence with the center of said Paris Pike for eight (8) calls as follows: (1) N.39°38'34"E. 785.00 feet to a point, (2) N.40°26'40"E. 498.69 feet to a point, (3) N.43°26'15"E. 286.90 feet to a point, (4) N.46°52'57"E. 197.37 feet to a point, (5) N.49°35'01"E. 314.37 feet to a point, (6) N.51°08'58"E. 300.39 feet to a point, (7) N.51°25'42"E. 200.39 feet to a point, and (8) N.51°29'33"E. 1163.06 feet to a point; thence leaving said Paris Pike in part with William E. Clem (D.B. 213, Pg. 608) S.63°28'29"E. 526.22 feet to a point; thence continuing with said Clem S.72°32'29"E. 39.70 feet to a point, and S.82°10'29"E. 249.40 feet to a point at the west bank of the South Fork of the Licking River; thence with said bank for eleven (11) calls as follows: (1) S.17°19'12"E. 224.80 feet to a point, (2) S.00°17'29"E. 260.50 feet to a point, (3) S.10°03'03"W. 315.70 feet to a point, (4) S.21°04'31"W. 189.10 feet to a point, (5) S.33°46'31"W. 291.30 feet to a point, (6) S.53°58'31"W. 327.50 feet to a point, (7) S.62°22'31"W. 417.80 feet to a point, (8) S.55°46'31"W. 479.80 feet to a point, (9) S.50°23'31"W. 559.40 feet to a point, (10) S.46°47'48"W. 254.70 feet to a point, and (11) S.23°51'04"W. 139.22 feet to a point in the north right-of-way of Ladish Road; thence S.22°26'09"W. 98.30 feet to a point in the south right-of-way of Ladish Road and the bank of the South Fork of the Licking River; thence continuing with said bank for four (4) calls as follows: (1) S.21°00'20"W. 192.20 feet to a point, (2) S.09°11'36"W. 199.46 feet to a point, (3) S.02°30'33"W. 227.67 feet to a point, a corner to Walmart Real Estate Business Trust (D.B. 298, Pg. 652; P.C. 6, Sh. 25), and (4) S.01°53'40"E. 241.26 feet to a point, a corner to the existing city limits of the City of Cynthiana, Kentucky; thence with same city limits N.53°33'44"W. 1836.34 feet to the point of beginning containing an area of 126.418 acres more or less, and being subject to any and all easements or right-of-way of record and in existence at the date of this drawing.

DARNELL ENGINEERING, INC.

P.O. Box 175
Cynthiana, KY 41031
(859) 234-8957-Telephone
(859) 234-0294-Facsimile

ENGINEERING & SURVEYING
Allen Patrick Darnell, PE, PLS
patdarnell@kyemail.com (EMAIL)

November 11, 2008

File No. 08-1533

City of Cynthiana
104 East Pleasant Street
Cynthiana, Kentucky 41031

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OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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