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Paulie Miller
Clerk

On motion of the parties hereto, all by counsel, and it appearing from the record herein that defendant City of Douglass Hills has by Ordinance No. 3 and Ordinance No. 4, Series of 1976, proposed to annex territory described in said two ordinances and attempted by Ordinance No. 10 and Ordinance No. 11, Series of 1976, to perfect said two annexations; and

It appearing to the satisfaction of the Court that the respective owners of certain land contiguous to the borders of the City of Douglass Hills, which land is a portion of the territory described in Ordinances No. 4 and Ordinance No.11, Series 1976, City of Douglass Hills, are agreeable to annexation and pursuant to KRS 81.275 have filed herein their respective written consents to said annexation, and the Court being sufficiently advised;

IT IS NOW ORDERED, ADJUDGED AND DECREED as follows:

1. The following described land in Running Creek Estates, Sections 1 through 5 inclusive, including the streets and roadways in said five subdivisions, the owners of which have filed herein their written consents to said annexation, be, and they are now annexed to the City of Douglass Hills pursuant to Ordinance No. 4 and Ordinance No. 11, Series 1976, City of Douglass Hills, which territory or land now annexed is described as follows:

16-23 inclusive, and Lots 26-42 inclusive, RUNNING CREEK ESTATES, Section No. 1, including dedicated streets and roadways, as recorded in Plat and Subdivision Book 31, at page 21, in the Office of the Clerk of Jefferson County, Kentucky.

B) Lots 43-81 inclusive, Lots 83-89 inclusive, and Lots 91-108 inclusive, RUNNING CREEK ESTATES, Section No. 2, including dedicated streets and roadways as recorded in Plat and Subdivision Book 31, at page 22, in the Office of the Clerk of Jefferson County, Kentucky.

C) Lots 109-146 inclusive, RUNNING CREEK ESTATES, Section No. 3, including dedicated streets and roadways, as recorded in Plat and Subdivision Book 31, at page 23, in the Office of the Clerk of Jefferson County, Kentucky.

D) Lots 147-180 inclusive, RUNNING CREEK ESTATES, Section No. 4, including dedicated streets and roadways, as recorded in Plat and Subdivision Book 31, at page 24, in the Office of the Clerk of Jefferson County, Kentucky.

E) Lots 181-253 inclusive, RUNNING CREEK ESTATES, Section No. 5, including dedicated streets and roadways, as recorded in Plat and Subdivision Book 31, at page 25, in the Office of the Clerk of Jefferson County, Kentucky.

null, void, invalid and of no effect as having been enacted and published contrary to the provisions of Kentucky Revised Statutes and law applicable to said attempted annexation; and

3. Ordinance No. 4, Series 1976, dated January 12, 1976, and Ordinance No.11, Series 1976, dated March 3, 1976, of the defendant City of Douglass Hills, (except for so much of the territory described in said Ordinance No. 4 and Ordinance No. 11, Series 1976, as has been annexed to the City of Douglass Hills by consent of the property owners in paragraph 1 hereinabove) be, and they are both now adjudged null, void, invalid and of no effect as having been enacted and published contrary to the provisions of Kentucky Revised Statutes and law applicable to said attempted annexation; and

4. Defendant City of Douglass Hills, be, and it is now, prohibited from enforcing its purported annexation of all or any portion of the territory described in Ordinances No. 3 and Ordinance No. 10, Series of 1976 and from any portion of the territory described in Ordinance No. 4 and Ordinance No. 11, Series 1976, except for those portions of Running Creek Estates, Sections 1-5 inclusive, annexed in paragraph 1 hereinabove; and

5. Plaintiffs and Intervening Plaintiff shall recover from the defendant City of Douglass Hills their court costs herein incurred; and

mined that there is no just cause for delay.

Paul A. Peeler
J U D G E

~~JUL 23 1976~~
JUL 23 1976

Entered

[Signature]
JOHN F. JONES, JR.

[Signature]
LEON SETDMAN,

Counsel for Plaintiffs

[Signature]
WILLIAM P. MULLOY,

Attorney for Intervening Plaintiff
Mary Lloyd Stamer

[Signature]
CARL A. PALLIO

PALLIO, WHITE & O'CONNOR,
Attorneys for Defendant
City of Douglass Hills

[Signature]
KYLE T. HUBBARD

Counsel for Jefferson County
Fiscal Court and its
Individual Members

ENT'D ON DOCKET JUL 23 1976
JUL 23 1976

JUDG. ENT'D IN JUDG. BOOK NO. 12.....

PAGE 287 ~ 288. ATTEST:

PAULIE MILLER, CLERK

BY... *[Signature]* D.C.

ST: PAULIE MILLER, CLERK
JEFFERSON CIRCUIT COURT
LOUISVILLE KENTUCKY

BY *[Signature]* D.C.