

CITY CLERK'S CERTIFICATION

I certify that I am the duly qualified City Clerk of the City of Ferguson, Kentucky, and the foregoing Resolution 2009-02 is a true, correct and complete copy duly as was presented to the Ferguson City Council at their regular scheduled meeting dated April 6, 2009.

WITNESS, my hand and the Seal of the City, this the 6 day of April, 2009.

Melody Jones
MELODY JONES, CITY CLERK

Seal:

RECEIVED AND FILED
DATE Sept. 14, 2009

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Handie Adkins

RESOLUTION 2009-02

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

WHEREAS, the City of Ferguson has enacted numerous ordinances annexing property into the corporate limits of the City of Ferguson; and

WHEREAS, each individual annexation contains a prior survey often prepared by now unknown individuals, and further references documentation that is no longer in existence; and

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

WHEREAS, the city wishes to comply with the requirements of Amended KRS 81A.470 effective July 13, 2004; and

WHEREAS, the City of Ferguson 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.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF
THE CITY OF FERGUSON, KENTUCKY:**

SECTION 1. That the City Council of the City of Ferguson hereby adopts the following legal description and a plat attached hereto as Exhibit 1, prepared by Tim Woodcock, Precision Tech Solutions, Licensed Professional Land Surveyor No. 3124 by new survey as an accurate depiction of the property previously annexed by Ordinance No. 26, dated April 30, 1973, a copy of which is attached hereto as Exhibit 2, 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.

SECTION 2. This new legal description as prepared by Tim Woodcock, a Licensed Professional Land Surveyor No. 3124, is as follows:

Checked
8/28/09

Description of
The City of Ferguson Kentucky
Corporate Limits Boundary
Ordinance No. 26

A certain tract or parcels of land described as the corporate limits boundary of the city of Ferguson, Kentucky, Ordinance No. 26, lying on the waters of Pitman Creek, and located and lying approximately 1 mile north of the intersection of Kentucky Highway 1247 (relocated), and the Kentucky 914 bypass in Pulaski County Kentucky.

Note: All iron rebar (set) are 5/8 rebar with a 3 inch aluminum disk stamped Precision Tech Solutions PLS 3124, Ferguson Ky. City Limits.

Beginning at a point in the line of the Petition Exparte No. 4847 (original Ferguson limits) in the Jacksboro Street.

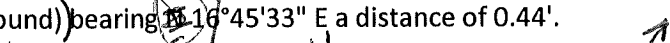
Thence with Jacksboro Street, N 08°34'29" W a distance of 308.65' to a point in the centerline of Jacksboro Street, witnessed by an iron rebar (set) bearing, S 80°29'14" W a distance of 16.47'.

Thence N 34°06'14" E a distance of 2112.83' to an iron rebar (set).

Thence N 60°51'33" E a distance of 2788.39' to an iron rebar (set) next to an old car axle (found) in an old fence line in the old Sun Rise subdivision (undeveloped).

Thence S 79°38'26" E a distance of 520.42' to an iron rebar (set) stamped ORD 26-5 at a fence corner in the outside line of Hillandale Subdivision.

Thence S 18°54'37" E a distance of 1599.56' to an iron rebar (set) stamped ORD 26-6 at a fence corner.

Thence N 73°27'17" E a distance of 629.04' to an iron rebar (set) stamped ORD 26-7 and at a fence corner, and (witnessed by an iron rebar (found) bearing ~~N~~ S 16°45'33" E a distance of 0.44'. 

Thence S 14°08'45" E a distance of 1250.44' to an iron rebar (set) at an existing fence corner.

Thence N 54°15'52" E a distance of 108.69' to an iron rebar (set) at an existing fence corner.

Thence S 61°06'39" E a distance of 393.78' to an iron rebar (set) at the base of a large oak tree, and witnessed by an iron rebar (found) bearing N 13°17'57" W a distance of 0.40'.

Thence S 86°20'04" E a distance of 307.41' to an iron rebar (set) at a turn in the ridgeline, and witnessed by an iron rebar (found) bearing S 77°36'24" E a distance of 0.55'.

Thence leaving the common lines of the Somerset City Limits and running across a gap in a ridgeline,

S 48°01'14" E a distance of 795.93' to an iron rebar (set) near the base of a 42" white oak and witnessed by an iron rebar (found) bearing S 29°18'06" W a distance of 0.30', and being the northwest corner of the Thomas Cheney et. al. property (db. 651 pg. 661).

Thence continuing with the Cheney line S 20°10'39" W a distance of 630.00' ~~to the beginning.~~ ^{ok} ~~to the beginning.~~ ^{Delete}

Thence with the Cheney line S 57°50'39" W a distance of 1209.00'. ^{ok}

Thence leaving the Cheney property and crossing Gover Lane S 75°11'06" W a distance of 742.86' to an iron rebar (set) 15' south of the centerline of Gover Lane.

Thence with the south right-of-way of Gover Lane S 80°18'21" W a distance of 1420.27' to an iron rebar (set).

Thence S 81°07'50" W a distance of 281.22' to a point in the south right-of-way of Gover Lane.

Thence S 68°32'11" W a distance of 185.69' to an iron rebar (set).

Thence S 61°50'46" W a distance of 489.66' to an iron rebar (set) at the base of a metal T post at the northwest corner of the Somerset Acres Subdivision.

Thence leaving Gover Lane and with Somerset Acres Subdivision S 14°40'27" E a distance of 325.64' to an iron rebar (set).

Thence S 34°00'00" E a distance of 120.00' to an iron rebar (set).

Thence S 13°09'58" E a distance of 619.00' to an iron rebar (set) on a road cut bank of the new Murphy Avenue (Ky. 1247).

Thence S 82°59'50" W a distance of 183.58' to a point on the west side of Ky. 1247.

Thence N 14°27'57" W a distance of 80.13' to an iron rebar (set).

Thence S 73°38'36" W a distance of 188.03' to an iron rebar (set).

Thence S 20°40'04" E a distance of 121.55' to an iron rebar (set).

Thence S 72°25'32" W a distance of 514.23' to an iron rebar (set).

Thence N 28°15'02" W a distance of 11.47' to a point.

Thence S 78°36'41" W a distance of 32.25' to an iron rebar (found)

Thence S 12°23'24" E a distance of 99.47' to a iron rebar (found).

Thence S 73°58'00" W a distance of 66.81' to a iron rebar (found) in the east right-of-way of the old Murphy Avenue.

Thence S 17°25'09" E a distance of 404.56' an iron rebar (set).

Thence S 17°04'16" E a distance of 578.85' to an iron rebar (set).

Thence S 25°30'56" E a distance of 395.66' to an iron rebar (set) in the east edge of the road and in the old Crane property.

Thence S 58°45'21" W a distance of 682.47' to an iron rebar (set) in the west right-of-way of the Norfolk Southern Railroad (old CNO&TP railroad).

Thence with the railroad N 28°56'38" W a distance of 297.71' to an iron rebar (set) at the back corner of the Ferguson school property next to an iron rebar (found).

Thence leaving the railroad S 79°30'34" W a distance of 193.99' to an iron rebar (set) at a fence corner.

Thence leaving the old Ferguson School property, S 11°48'49" E a distance of 571.91' to an iron rebar (set).

Thence S 04°10'40" W a distance of 83.04' to an iron rebar (set) at a fence corner.

Thence N 88°50'27" W a distance of 447.55' to an iron rebar (set) on the east side of Ky. 1042 (old Ky. 1247).

Thence N 83°34'45" W a distance of 18.40' to a point in the centerline of Ky. 1042 (old Ky. Hwy. 1247).

Thence with the centerline N 08°39'51" E a distance of 102.46'.

Thence N 02°37'30" W a distance of 237.23'.

Thence N 16°18'28" W a distance of 64.94'.

Thence N 28°36'15" W a distance of 126.67'.

Thence N 30°29'27" W a distance of 126.54'.

Thence N 22°03'15" W a distance of 174.40'.

Thence N 13°24'42" W a distance of 114.59'.

Thence N 10°47'46" W a distance of 161.67'.

Thence N 10°35'41" W a distance of 124.97'.

Thence N 10°28'58" W a distance of 140.55'.

Thence N 10°28'24" W a distance of 157.21'.

Thence N 11°05'22" W a distance of 191.03'.

Thence N 11°03'28" W a distance of 175.02'.

Thence N 02°59'53" W a distance of 202.29'.

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Thence N 38°33'18" E a distance of 61.30'.

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Thence N 20°34'38" W a distance of 54.69'.

Thence N 23°13'41" W a distance of 51.58'.

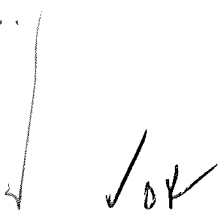
Thence N 23°37'20" W a distance of 74.93'.

Thence N 13°40'09" W a distance of 140.78'.

Thence N 23°29'34" E a distance of 25.52'.

Thence N 70°58'21" E a distance of 1674.19' to an the corner of Exparte tract in the Ferguson line.





Thence N 19°00'36" W a distance of 2639.90' to the northeast of the Exparte tract.

Thence S 71°00'12" W a distance of 1702.54' to a point in the old Ferguson original line, and in the Jacksboro Street.

Containing an area of 23281461.0 square feet, or 534.47 acres.

Surveyed by Timothy D. Woodcock PLS 3124

February 14, 2009

This the 6th day of April, 2009.

Handwritten signature of Allen Dobbs in cursive script.

**ALLEN DOBBS, MAYOR
CITY OF FERGUSON, KENTUCKY**

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OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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