

CITY CLERK'S CERTIFICATION

I certify that I am the duly qualified City Clerk of the City of Ferguson, Kentucky, and the foregoing Resolution 2009-03 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 GILWYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Handie Adkinson

RESOLUTION 2009-03

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. 34, dated December 6, 1974, 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:

Description of
The City of Ferguson Kentucky
Corporate Limits Boundary
Ordinance No. 34

A certain tract or parcel of land described as Ordinance No. 34 pertaining to the corporate limits boundary of the city of Ferguson, Kentucky and located at and lying on the waters of Pitman Creek, and lying mainly 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 an iron rebar (set) in the old 1247 road bed located on the south side of the Ky. 914 bypass approximately 400' feet southwest of the intersection of Ky. 1247 (Elihu Road), and Ky. 914 bypass.

Thence crossing the 914 bypass, N 16°37'55" W a distance of 328.38' to an iron rebar (set) at a fence corner in the 914 bypass right-of-way fence. Also being in the Somerset City Limits line.

Thence along and with the Somerset City Limits, leaving the right of way fence and with an existing fence line N 05°55'56" W a distance of 695.93' to a rebar (found) with a plastic cap.

Thence N 37°19'50" W a distance of 63.05' to a rebar (found) at a turn in the fence being in the east boundary of the UGN property.

Thence N 06°18'34" E a distance of 1213.10' to a rebar (found) in the north boundary of the UGN property.

Thence crossing the Norfolk Southern railroad S 84°41'39" E a distance of 269.49' to an iron rebar (set).

Thence S 28°20'43" E a distance of 1125.09' to an iron rebar (set).

Thence N 61°01'08" E a distance of 1288.20' to an iron rebar (set).

Thence N 28°08'22" W a distance of 3235.84' to an iron rebar (set).

Thence N 28°03'41" E a distance of 143.79' to an iron rebar (set) at a fence corner.

Thence N 81°19'44" E a distance of 1637.52' to an iron rebar (set) at a fence corner at a gate at the edge of the field of the Thacker farm.

Thence N 47°03'22" E a distance of 747.72' to an iron rebar (set) at a fence corner next to a pipe (found) in the fence.

Thence with the fence N 02°39'55" W a distance of 1068.23' to a rebar (found) at the base of a 24" white oak and at a fence corner.

Thence N 66°15'09" W a distance of 405.13' to an iron rebar (set) at a fence corner.

Thence N 08°13'07" W a distance of 761.42' to an iron rebar (set) in line with a fence, 15' south of the centerline of Gover Lane. This also being in the line of ordinance 26 of the city of Ferguson.

Thence along Ordinance 26, crossing Gover Lane N 75°11'06" E a distance of 742.86' to a point in the Thomas Cheney property.

Thence S 11°23'39" E a distance of 1833.22' to a point .

Thence, S 85°17'02" E a distance of 326.50' to an iron rebar (set) at an existing fence corner between Clifford Childers et al and Betty Jo and James Soard (db. 711 pg. 32), and the Jerry Ikerd property (db. 418 pg. 149).

Thence with the fence and the line between said Soard and Jerry Ikerd (db. 418 pg. 149) S 04°32'43" E a distance of 1492.34' to an iron rebar (set) at a fence corner.

Thence S 20°08'00" W a distance of 768.54' to an iron rebar (set) near a turn in the fence.

Thence S 32°59'22" E a distance of 1195.47' to an iron rebar (set) at a fence corner in the right-of-way fence of the Ky. 914 bypass.

Thence leaving the Soard property and crossing the Ky. 914 bypass, S 35°52'45" E a distance of 773.10' to a point on the east side of a new access road into the Industrial Park, witnessed by an iron rebar (set) bearing S 41°22'39" W a distance of 14.16' and in the edge of the shoulder of the road.

Thence S 71°17'39" W a distance of 1092.22' to a chain link fence corner post (found), witnessed by an iron rebar (set) at the right-of-way fence corner bearing N 29°34'51" W a distance of 45.95'.

Thence with the chain link fence S 49°16'07" W a distance of 557.58' to an iron rebar

(set) at the end of the fence and being on the east side of the new Ky. 1247 highway currently under construction.

Thence S 70°44'50" W a distance of 1205.24' to an iron rebar (set) at the toe of the slope of the Ky 914 bypass.

Thence S 16°29'53" E a distance of 468.79' to an iron rebar (set) at a fence corner at the southeast corner to the 84 Lumber property.

Thence S 71°20'26" W a distance of 1187.51' to a pipe (found) in the center of a forked Cherry tree, witnessed by an iron rebar (set) bearing S 75°04'52" W a distance of 5.22'.

Thence S 10°48'36" E a distance of 233.07' to an iron rebar (set) on the north side of a power pole on the north side of Ky. 1247 (Elihu road) near the east boundary of Maranatha Baptist Church.

Thence S 10°48'36" E a distance of 19.26' to a point in the centerline of Kentucky 1247.

Thence with the centerline of the old Ky. 1247, N 72°48'32" W a distance of 150.51' to a point in the centerline.

Thence N 65°11'04" W a distance of 223.67' to a point in the centerline.

Thence N 69°43'25" W a distance of 92.95' to a point in the centerline.

Thence S 89°59'39" W a distance of 86.00' to a point in the centerline.

Thence S 73°42'39" W a distance of 102.00' to a point in the centerline.

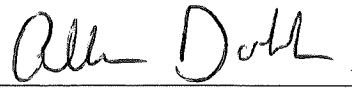
Thence S 73°17'05" W a distance of 253.67' to the beginning.

Containing a combined area of 14024731.4 square feet, or 321.96 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.