RECEIVED AND FILED
DATE December 4, 2014

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Sandra Adkins

CITY OF FLEMINGSBURG

COMMONWEALTH OF KENTUCKY

RESOLUTION NO. 14-11-3

A RESOLUTION ADOPTING A MODERN AND ACCURATE

LEGAL DESCRIPTION OF TERRITORY PREVIOUSLY ANNEXED BY ORDINANCE

Whereas, the City of Flemingsburg has enacted numerous ordinances annexing property into the corporate limits of the City of Flemingsburg, and

Whereas, while each individual annexation contains a prior survey often prepared by a now unknown individual & further references documentation that no longer exists, the identity of the surveyor responsible for the performance of the survey of the area described in the ordinance cited hereinafter in Section 1 is stated within said ordinance, and

Whereas, the City wishes to provide modern, accurate, easily identifiable legal descriptions 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 does not intend to amend or replace its prior ordinance(s) annexing, but rather to interpret the defined boundaries of the territories previously annexed and adopt modern and accurate legal description of the territories previously annexed.

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

Section 1: That the City Council of the City of Flemingsburg hereby adopts the following legal description and a plat attached hereto (as Exhibit 1) as prepared by William T. (Tommy) Carpenter, Kentucky Licensed Professional Land Surveyor No. 2380, by a new survey as an accurate description of the territory previously annexed into the corporate limits of the City of Flemingsburg by Ordinance No. 11-02-3 dated November 11, 2002 and on file in the official records of the City of Flemingsburg office. A certified copy of said ordinance is attached hereto as Exhibit 2. The copy of said ordinance is accompanied by a surveyor's map depicting the territory described in the ordinance and hereby attached hereto as Exhibit 3.

Section 2: The new description as prepared by William T. (Tommy) Carpenter, Kentucky Licensed Professional Land Surveyor No. 2380 is as follows:

It is the intent of the metes and bounds description of the area stated in the above Section 1 and cited hereinafter to retrace the traverse described in the Final Enabling Ordinance No. 11-02-3, dated November 11, 2002 and on file in the Official Records of the City of Flemingsburg Office, of which a certified copy is attached hereto as Exhibit 2, along with a copy of the surveyor's map of that area attached hereto as Exhibit 3. While the description cited in said ordinance was a result of an actual field survey prepared by the surveyor identified in the ordinance, the boundaries and map generated by this surveyor for this submission was derived from the map of Farm Service Agency (FSA) National Agricultural Imagery Program for Kentucky ("NAIP") 2004. The bearings stated thereon are referenced to Kentucky State Plane Coordinates NAD 83, Single Zone Datum as provided on said map. Additional information used in conjunction with aforesaid map was obtained from deeds and plats of some of the properties within and bordering the boundaries of the final annexation, said records on file in the offices of the Fleming County Clerk and Fleming County PVA. The area previously annexed to the corporate limits of the City of Flemingsburg is newly described as follows:

A certain area of land adjoining the existing City Limits of Flemingsburg and lying or situated on the South side of KY Hwy. No. 11/32, the Flemingsburg Bypass, in Fleming County, Kentucky, and more specifically described as follows:

Beginning at a point in the existing Southern City Limits of Flemingsburg, said point being in or near the South right of way line of KY Hwy. No. 11/32, the Flemingsburg Bypass, at or near the common corner to Wells Building, the subject annexation property (D.B. 199, P. 168) & Fleming Motors, Inc. (D.B. 222, P. 795), State Plane Coordinates NAD 83, Single Zone Datum Northing 4044686.172 and Easting 5495747.246; Thence with existing city limits along or near the line of Fleming Motors, Inc. (D.B. 222, P. 795 & D.B. 222, P. 743) & Kissick/Reid Commercial Developments (P.C. #1, Slide # 106) South 3 Deg. 25 Min. 37 Sec. West, 1030.02 feet to a point at or near the common corner of Fleming Motors, Inc. (D.B. 222, P. 743), Barry W. Purvis, et ux (D.B. 196, P. 614) & Judy K. Mullins (D.B. 166, P. 273); Thence with new city limits along or near the line of said Mullins North 85 Deg. 55 Min. 05 Sec. West, 394.27 feet to a point at or near the common corner to said Mullins & Elden Ginn (D.B. 236, P. 604); Thence continuing with new city limits along or near the line of said Ginn North 31 Deg. 01 Min. 14 Sec. West, 160.58 feet to a point at or near the common corner of said Ginn & CDFT Partnership (D.B. 189, P. 604); Thence continuing with new city limits along or near the lines of said CDFT Partnership for the following twenty-nine (29) calls:

(1) North 7 Deg. 18 Min. 28 Sec. West, 78.60 feet to a point;

(2) Thence North 44 Deg. 55 Min. 06 Sec. East, 29.71 feet to a point;

(3) Thence North 1 Deg. 47 Min. 17 Sec. East, 41.68 feet to a point;

(4) Thence North 19 Deg. 28 Min. 26 Sec. East, 41.59 feet to a point;

(5) Thence North 2 Deg. 34 Min. 39 Sec. West, 78.93 feet to a point;

(6) Thence North 24 Deg. 13 Min. 44 Sec. East, 58.39 feet to a point;

(7) Thence North 79 Deg. 25 Min. 37 Sec. East, 24.83 feet to a point;

(8) Thence North 13 Deg. 16 Min. 15 Sec. West, 28.73 feet to a point;

(9) Thence North 22 Deg. 58 Min. 57 Sec. East, 69.19 feet to a point;

(10) Thence North 69 Deg. 21 Min. 10 Sec. West, 23.43 feet to a point;

(11) Thence North 31 Deg. 11 Min. 19 Sec. East, 48.96 feet to a point;

(12) Thence North 11 Deg. 21 Min. 05 Sec. West, 72.55 feet to a point;

(13) Thence North 67 Deg. 04 Min. 06 Sec. East, 29.03 feet to a point;

(14) Thence North 19 Deg. 32 Min. 15 Sec. West, 17.53 feet to a point;

(15) Thence North 34 Deg. 54 Min. 01 Sec. East, 25.11 feet to a point;

(16) Thence North 74 Deg. 15 Min. 24 Sec. West, 23.50 feet to a point;

(17) Thence North 19 Deg. 46 Min. 13 Sec. East, 44.28 feet to a point;

(18) Thence North 10 Deg. 43 Min. 53 Sec. West, 68.40 feet to a point;

(19) Thence North 45 Deg. 24 Min. 35 Sec. West, 30.09 feet to a point;

(20) Thence North 23 Deg. 31 Min. 41 Sec. West, 25.09 feet to a point;

(21) Thence North 53 Deg. 05 Min. 32 Sec. East, 22.09 feet to a point;

(22) Thence North 26 Deg. 10 Min. 26 Sec. East, 29.41 feet to a point;

(23) Thence North 3 Deg. 13 Min. 00 Sec. East, 30.89 feet to a point;

(24) Thence North 15 Deg. 48 Min. 47 Sec. East, 33.03 feet to a point;

(25) Thence North 27 Deg. 38 Min. 12 Sec. East, 33.64 feet to a point;

(26) Thence North 29 Deg. 21 Min. 04 Sec. West, 30.53 feet to a point;

(27) Thence North 34 Deg. 53 Min. 09 Sec. East, 8.56 feet to a point;

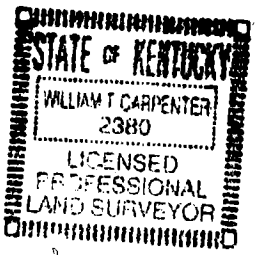
(28) Thence South 85 Deg. 55 Min. 23 Sec. East, 6.73 feet to a point;

(29) Thence North 42 Deg. 42 Min. 10 Sec. East, 5.13 feet to a point in or near aforesaid right of way line & existing city limits; Thence with existing city limits along or near said right of way line for the following three (3) calls:

(1) South 69 Deg. 02 Min. 55 Sec. East, 36.67 feet to a point;

(2) Thence North 87 Deg. 54 Min. 43 Sec. East, 261.01 feet to a point;

(3) Thence South 71 Deg. 41 Min. 59 Sec. East, 127.93 feet to the Point of Beginning; Enclosing 10.713 Acres.



William T. (Tommy) Carpenter, PLS
700 Shady Brook Lane
Flemingsburg, KY 41041
(606) 748-7789

11-24-14

The foregoing Resolution No. 14-11-3 was adopted on roll call with the following vote:

Yeas: Hurst, Moore, Manning, Sparks, Story, Alexander

Nays: None

Not Present: None

I do hereby certify that the above is the true and correct Original of a Resolution of the City Council of the City of Flemingsburg, Kentucky, as adopted.

Martin L. Voiers, Mayor

Introduced and adopted: 24 November, 2014

Signed by Mayor: 24 November, 2014

Recorded by Clerk: 24 November, 2014

Attest:

Joy Roark, City Clerk/Treasurer

CERTIFICATION

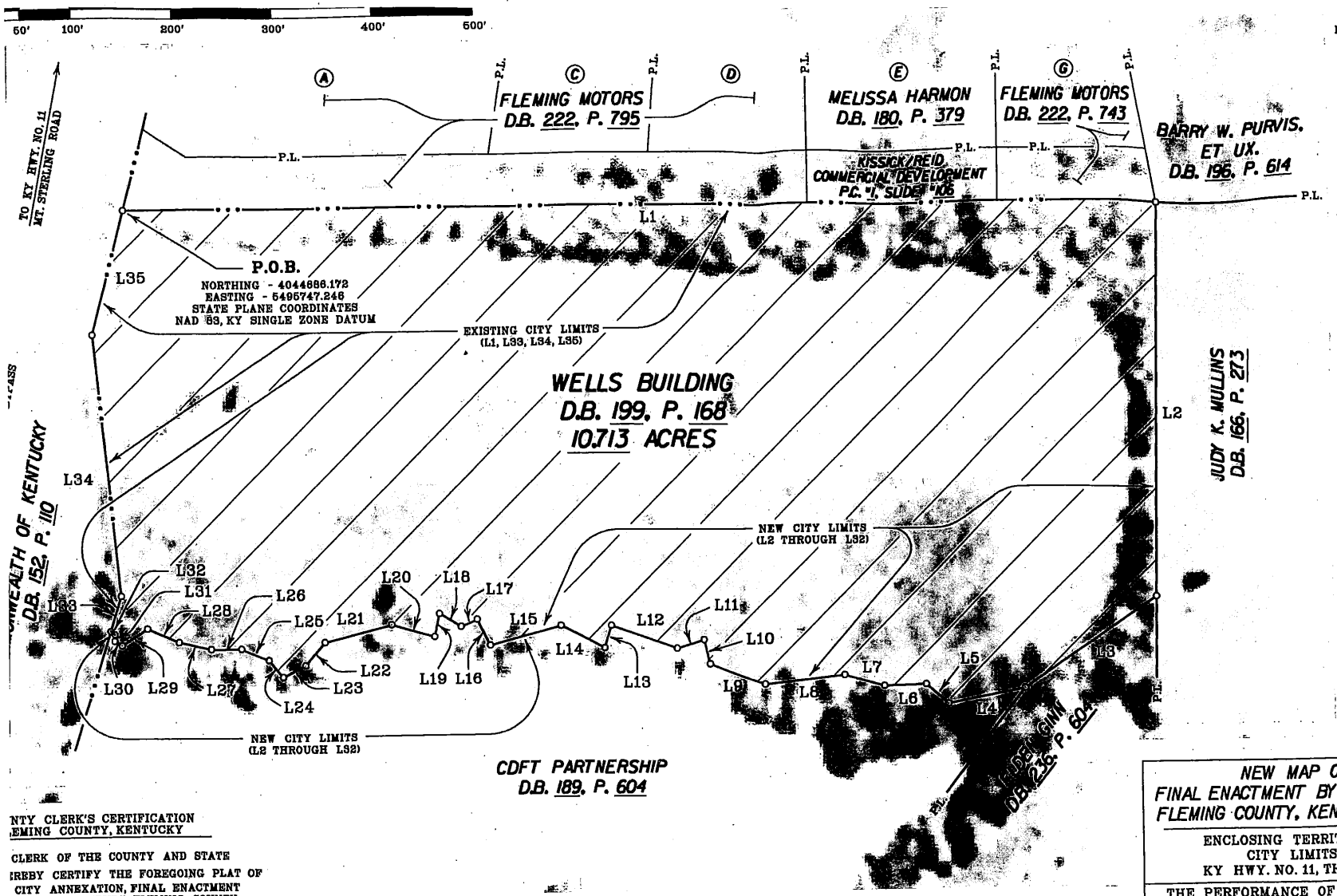
I, **Joy Roark,** Clerk of the City of Flemingsburg do hereby certify that the above Resolution No. 14-11-3 is a true and correct copy as was presented the City Council of the City of Flemingsburg at a special scheduled meeting dated November 24, 2014.

Given under my hand this 25th day of November, 2014

Joy Roark

Joy Roark, City Clerk

(SEAL)



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NTY CLERK'S CERTIFICATION
EMING COUNTY, KENTUCKY

CLERK OF THE COUNTY AND STATE
EREBY CERTIFY THE FOREGOING PLAT OF
CITY ANNEXATION, FINAL ENACTMENT
OF FLEMINGSBURG, FLEMING COUNTY,
UCKY ON NOVEMBER 11, 2002
TO ME AND LODGED FOR RECORD AT
DAY OF _____
_____ LEVY TAX DULY RECORDED IN
CABINET "4 SLIDE "_____ FLEMING
OFFICE.
ND THIS THE _____

JARROD FRITZ

_____ DC

SURVEYOR'S CERTIFICATION

I DO HEREBY CERTIFY THAT THE MAP SHOWN HEREON WAS COMPILED UNDER MY DIRECTION BY THE COMBINED USE OF MAPPING PROVIDED BY FARM SERVICES AGENCY (FSA) NATIONAL AGRICULTURAL IMAGERY PROGRAM (NAIP) DIGITAL ORTHO IMAGERY FOR KENTUCKY, 2004 & THE DEEDS & PLATS OF PUBLIC RECORD THAT FALL WITHIN & ADJOIN THE BOUNDARY OF THE NEW ANNEXATION. THIS MAP WAS NOT GENERATED BY AN ACTUAL FIELD SURVEY BY ME, BUT IS INTENDED TO RETRACE THE SURVEYOR'S DESCRIPTION OF ANNEXATION CITED IN CITY OF FLEMINGSBURG ORDINANCE NO. 11-02-3 DATED NOVEMBER 11, 2002 & ON FILE IN THE OFFICIAL RECORDS OF THE CITY OF FLEMINGSBURG OFFICE. THE COORDINATES SHOWN HEREON WERE OBTAINED BY USING SAID MAP & ARE ONLY ACCURATE TO THE PRECISIONAL LIMITATIONS OF FSA NAIP ACCURACY.

William T. (Tommy) Carpenter — Nov. 24, 2014

WILLIAM T. (TOMMY) CARPENTER, P.L.S. NO. 2380 — DATE

NEW MAP OF CITY
FINAL ENACTMENT BY THE C
FLEMING COUNTY, KENTUCKY

ENCLOSING TERRITORY AD
CITY LIMITS ON SOU
KY HWY. NO. 11, THE FLEMI

THE PERFORMANCE OF WORK T
DOES NOT REPRESENT A BOUNI
INTENDED FOR LAN

DRAWING NUMBER: 14-011

WM. T. (TOMMY) CARPENTER, P
700 SHADY BROOK LANE
FLEMINGSBURG, KY 41041
PHONE: (606) 748-7789

DRAWN BY:	CHECKED BY:	DATE:	S
D.L.E.	W.T.C.	11-23-14	1"