Flemingsburg

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25

January 19, 1981

SECRETARY OF STATE
RECEIVED
JAN 21 1981
Commonwealth of Kentucky

Ms. Libby Horn
Room 152
Office of the Secretary of State
Capitol Building
Frankfort, Kentucky 40601

In Re: Plat of annexed area to the
City of Flemingsburg, Kentucky

Dear Ms. Horn:

Attached please find a copy of the latest annexation to the City of Flemingsburg, Kentucky together with a metes and bounds description thereof and a copy of the final annexation ordinance duly certified,all as required by KRS 81A.470.

I refer you to KRS 81.010(4) wherein the City of Flemingsburg, Kentucky is classified as a City of the 4th class.

When we discussed this some time ago over the phone, you indicated that there was no filing fee required, I assume this is still correct, and unless we hear from you to the contrary, I will assume that this has been lodged for record in accordance with statutory requirements.

Sincerely,

Thomas L. MacDonald
City Attorney
City of Flemingsburg, Kentucky

Enc.

TLM:tds

FINAL ANNEXATION ORDINANCE

THAT, WHEREAS, THE CITY COUNCIL OF THE CITY OF FLEMINGSBURG, KENTUCKY, a municipality of the Fourth Class, is desirous of annexing and bringing within the corporate limits of the City the specific territory hereinafter described, and

WHEREAS, such annexation will redound to the mutual interests of the City and the resident property owners and free holders therein, whereby municipal services and facilities can be provided such areas, and

WHEREAS, the initial annexation ordinance was passed by the City Council on the 18th day of June, 1980, and suit was filed in the Fleming Circuit Court on the 10th day of July, 1980, captioned, The City of Flemingsburg, Kentucky vs. Exparte, and known as Civil Action File Number 80-CI-059, and the Court having granted final judgment therein on the 10th day of October, 1980,

NOW THEREFORE, the City Council of the City of Flemingsburg does ordain as follows, viz:-

(1) That pursuant to the provisions of Chapter 81A of the Kentucky Revised Statutes the City of Flemingsburg by and through the City Legislative Body does hereby finally annex to the City of Flemingsburg the following described unincorporated territory lying generally to the Northeast of the present corporate limits of said city, and encompassing land near Fox Springs Avenue, Kentucky Highway 57 toward Mt. Carmel, and over to the South side of Cherry Grove Road, viz:

BEGINNING at a 4' iron rod painted orange in a fence line 2' SW of the fence corner post at the northeast corner of the U.S. Shoe property on Rucker Street in Flemingsburg; thence along the existing City Limit line N 53^{O} 30' W 372.37' to the center of a 7' corner post in a fence line, said distance based on field measurement, said bearing based on the bearing

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assigned to this line by the City Limit Map prepared by Bell Engineers in January, 1972; thence along existing City Limit line N 40° 44' E 565.15' to a corner of the existing City Limits, said distance and bearing being same as that assigned to this line by the aforementioned City Limit Map; thence N 40° 44' E 1387.96' to a steel rod 10' SW of an existing fence line; thence N 51° 45' 16" W 1110.31' meeting and running with an existing fence line to the center of a fence corner post; thence N 32° 24' 10" E 584.69' along a fence line crossing Fox Springs Road to a steel rod approximately 1.5' from the pavement edge on the N side of the road; thence along the edge of the road S 59° 42' 22" E 189.82' to a steel rod approximately 2.0' from the pavement edge; thence N 7° 08' 08" E 743.93' meeting and running with a fence line to a steel rod; thence N 49° 30' W 5220.00' to a point in the centerline of KY 597 (Cherry Grove Road); thence S 57° 07' 20" W 1370.94' more or less with the centerline of KY 597 to a point in the existing City Limits; thence with the existing City Limits S 10° 50' E 1693.36' to a point; thence with the existing City Limits N 40° 30' E 912.61' to a point; thence with the existing City Limits S 49° 30' E 5280.00' to a point; thence with the existing City Limits S 40° 30' W 1140.35' to a point; thence with the existing City Limits S 53° 30' E 392.41' to a point; thence with the existing City Limits along the resurveyed line S 40° 44' W 565.15' to the center of the 7' corner post; thence with the existing City Limits along the resurveyed line S 53° 30' E 372.37' to a 4' iron rod and place of beginning; the above described area of proposed annexation containing 218.9719 acres.

(2) In accordance with the provisions of Chapter 81A of the Kentucky Revised Statutes this ordinance shall be published as provided in Kentucky Revised Statute Chapter 424. This ordinance shall become effective at 12:01 a.m. e.s.t., January 1, 1981.

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(3) A certified copy of this ordinance, together with an accurate map of the annexed area with a metes and bounds description shall be filed in the office of the Fleming County Clerk and in the office of the Secretary of State.

WITNESS my hand as Mayor of the City of Flemingsburg, Kentucky, upon due passage of the first reading by the City Council this 3rd day of November, 1980.

CITY OF FLEMINGSBURG, KENTUCKY

ATTEST:

By: Kenneth Russell
Kenneth Russell, Mayor

James Berry, Clerk

Second reading of this Ordinance had on Thursday, December 18, 1980, and on vote all councilmen were in favor, and passed same.

ATTEST:

James Berry, City Clerk

I hereby accept and approve this final annexation ordinance and order same to be published this 18th day of December, 1980.

Kenneth Russell
Kenneth Russell, Mayor

This Instrument Prepared By:

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Mac Donald, Walton & MacDonald
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Flemingsburg, Kentucky 41041

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CERTIFICATION

I, James Berry, City Clerk of the City of Flemingsburg, Kentucky, hereby certify that the foregoing Final Ordinance of Annexation is a true and accurate copy of the original as recorded in the December 18, 1980 council meeting minutes as recorded in Minute Book 14 at the City Hall of the City of Flemingsburg, Kentucky.

James Berry

James Berry, City Clerk

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OVERSIZE MAP INCLUDED WITH SUBMISSION.

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