

BERTELSMAN, KAUFMANN, SEIDENFADEN & KOLENTSE
ATTORNEYS AT LAW

Jann Seidenfaden
George Kolentse

122 N. Fort Thomas Ave.
Ft. Thomas, KY 41075
Telephone: (606)441-2700
Facsimile: (606)572-7010

Odis W. Bertelsman (1900-1991)
Geo. J. Kaufmann (1913-1978)
Fred B. Bassmann (1879-1963)
W.R. Seidenfaden (1922-1960)

30
June 22, 1998

Office of the Secretary of State
700 Capitol Ave. Room 152
Frankfort, KY 40601
Attn: Libby Horn

RECEIVED

JUL 6 1998

SECRETARY OF STATE
COMMONWEALTH OF KY

Re: Annexation, City of Ft. Thomas, Kentucky

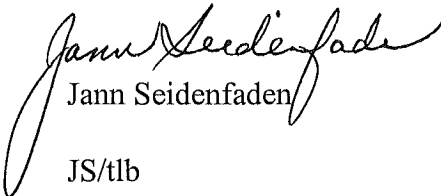
Dear Ms. Horn:

Enclosed herein please find a certified copy of Ordinance 0-11-98 adopted by the City of Ft. Thomas. This Ordinance annexed 2.4 acres, more or less, to the City of Ft. Thomas, Kentucky. Attached to the Ordinance is the legal description, the plat, and the consent to annexation.

If you require any additional information please feel free to contact me. This filing is pursuant to KRS 81A.470.

Thank you for your time and attention to this matter.

Sincerely,


Jann Seidenfaden

JS/tlb

Enclosure

cc: Mr. Jeffrey Earlywine

P.S. Would you please acknowledge receipt of this letter and information by signing this letter and returning same to me in the reply envelope enclosed herein?
Thank you.

Office of the Secretary of State

By: 
Kandie Adkinson

DOROTHY A. IVIE
CITY CLERK



130 N. FT. THOMAS AVE.
FT. THOMAS, KY. 41075
PHONE 606-441-1055
FAX 606-441-5104

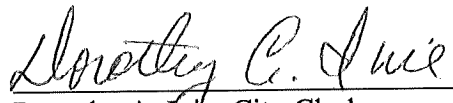
"The City of Beautiful Homes"

CERTIFICATION

I, Dorothy A. Ivie, City Clerk of the City of Fort Thomas, Campbell County, Kentucky, do hereby certify that the attached document is a true and verified copy of an Ordinance, No. O-11-98, adopted by the Board of Council, City of Fort Thomas, on Monday, June 1, 1998, at a Regular Council Meeting with a quorum present and voting; and published in the Campbell County Recorder as required by KRS 424,

Further, I certify that the original document is on file and may be reviewed and proven by the records of my Office, at the City of Fort Thomas, 130 North Fort Thomas Avenue, Fort Thomas, Kentucky 41075.

Signed this 19th day of June, 1998.



Dorothy A. Ivie, City Clerk

ORDINANCE NO. 0-11-98

AN ORDINANCE ANNEXING TO THE CITY OF FORT THOMAS, KENTUCKY, A CITY OF THE FOURTH CLASS, UNINCORPORATED AREA OF 2.4 ACRES, MORE OR LESS, LYING ADJACENT AND CONTIGUOUS TO THE EXISTING CITY LIMITS OF THE CITY OF FORT THOMAS, KENTUCKY, AND BEING PART OF FT. THOMAS ESTATES SUBDIVISION, SECTION 2.

WHEREAS, FORT THOMAS ESTATES L.L.C. is the owner of real estate described in Exhibit "A", which is attached hereto and incorporated herein by reference;

WHEREAS, the owner of the described property which is marked as Exhibit "A" and incorporated herein by reference is seeking a voluntary annexation by the City of Fort Thomas, Kentucky of the said real estate, which is currently in an unincorporated area of Campbell County;

WHEREAS, the owner of the described real estate (Exhibit "A") has executed, pursuant to Kentucky Revised Statute 81A.412, a "Consent to Annexation", which is attached hereto marked as Exhibit "B" and incorporated herein by reference; and,

WHEREAS, the City Council for the City of Fort Thomas, Kentucky desires to annex to the City of Fort Thomas the unincorporated area described in Exhibit "A" attached hereto and incorporated herein by reference.

BE IT ORDAINED BY THE CITY OF FORT THOMAS, KENTUCKY:

Section I

That the City Council of the City of Fort Thomas, Campbell County, Kentucky, an incorporated city of the fourth class, hereby annexes to the City of Fort Thomas the real estate described in Exhibit "A", which is attached hereto and incorporated herein by reference. City Council hereby declares that it is desirable to annex said unincorporated territory into the City of Fort Thomas, Kentucky and has found pursuant to KRS 81A.410 that said unincorporated territory is adjacent to and contiguous to the City's boundaries at the time this annexation proceeding is being conducted and by reason of the subdivision of land the area is urban in character and suitable for development for urban purposes without unreasonable delay. Furthermore, no part of the area to be annexed is within the boundaries of any other incorporated city.

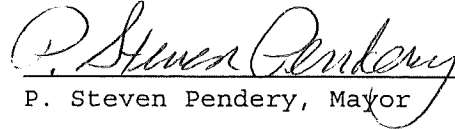
Section II

The City Council for the City of Fort Thomas, Kentucky has found that the annexation of the property described will benefit the health, safety and welfare of the citizens of Fort Thomas, Kentucky.

Section III

That this Ordinance shall take effect and be in force from and after its date of passage, approval and publication as required by law.

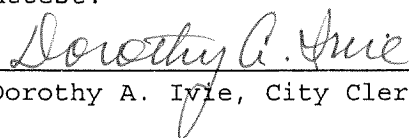
Signed:



P. Steven Pendery, Mayor

First Reading: 5-18-98
Adopted: 6-1-98

Attest:



Dorothy A. Ivie, City Clerk

SITUATED IN CAMPBELL COUNTY, KY., LYING WEST OF HIGHLAND AVE., ALONG WASHINGTON AVE., WITH IT'S INTERSECT OF LAFAYETTE AVE., IN REFERENCE TO THE COUNTY RECORDER'S OFFICE, MT. VERNON SUBDIVISION, CABINET D; 703B, NEWPORT, KY.

FURTHER DESCRIBED IN BEARINGS AND FEET:

BEING THE WESTERLY 2.4 ACRES OF FT. THOMAS ESTATES, SECTION 2, FOR PURPOSES OF ANNEXATION.

BEGINNING AT THE SOUTHWESTERLY CORNER OF LOT 8, FT. THOMAS ESTATES, SECTION 1, BEING A 5/8 IN. REBAR #3262, COMMON TO THE SOUTHGATE-FT. THOMAS CORPORATION LINE AND MT. VERNON SUB., CABINET D, 703B, NEWPORT, KY.

THENCE ALONG SAID COMMON LINE, N 40-58-10 W, 131.97 FEET TO A 1/2 IN. REBAR #2135, COMMON TO THE FRED BETZ SUBDIVISION, CABINET A, 68B, NEWPORT, KY.

THENCE ALONG SAID COMMON LINE, N 49-10-00 E, 38.17 FEET TO A 1/2 IN REBAR #2135 COMMON TO THE FRED BETZ SUBDIVISION.

THENCE ALONG SAID COMMON LINE, N 50-20-10 W, 53.59 FEET TO A POINT INTERSECTING SOUTHGATE'S CORPORATION LINE, COMMON TO FRED BETZ SUBDIVISION'S EASTERLY LINE.

THENCE ALONG ^{Southgate} CORPORATION LINE, COMMON TO FRED BETZ SUBDIVISION, N 05-03-38 E, 572.99 FEET TO A CONCRETE R.O.W. MONUMENT, COMMON TO I-471, SP 19-961, STA 175+00 - 190+00, DB 448, PG 595, AND LOTS 6 AND 7 OF SHIELDS SUBDIVISION, CABINET D, 696B, NEWPORT, KY.

THENCE ALONG SAID R.O.W. S 39-36-31 E, 335.32 FEET TO THE FORT THOMAS CORPORATION LINE.

THENCE LEAVING SAID R.O.W. ALONG SAID CORPORATION LINE, S 19-20-32 W, 499.42 FEET TO THE POINT OF BEGINNING, CONTAINING 2.4 ACRES MORE OR LESS.

SUBJECT TO THE R.O.W. OF I-471 AND FLORENCE AVENUE AND TO UTILITY AND DRAINAGE EASEMENTS PER FORT THOMAS ESTATES, SECTION 1 AND 2.

BASED ON A SURVEY BY COOPER SURVEYING, LS # 3262, DATED 12-12-97

TABLES

1	, N 40-58-11 W,	131.97
2	, N 49-10-00 E,	38.17
3	, N 50-20-10 W,	53.59
4	, N 05-03-38 E,	572.99
5	, S 39-36-31 E,	335.32
6	, S 19-20-32 W,	499.42

JAMES LANE

SANITARY SEWER EASEMENT
DB 238, PG 399

SHIELDS SUB.,
NEWPORT
CAB., D: 696B

SHIELDS SUB.,
NEWPORT
CAB., D: 696B

MCARTHUR AVE.

PROPOSED
SOUTHGATE

14

5

FT THOMAS
CURRENT

1-471 R/W
5P 19-961
STA. 175+00-190+00
DB 448, PG 448

13

12

11

FT. THOMAS EST., SEC 2

6

16

37

LEGEND

- = 5/8 in REBAR # 3
- = 1/2 in #2135
- = CONC F W MON.

STATE OF KENTUCKY
D.G. COOPER
3262
REGISTERED
LAND SURVEYOR

FLORENCE AVE.

FRED BETZ SUB.,
NEWPORT
CAB., A: 68B

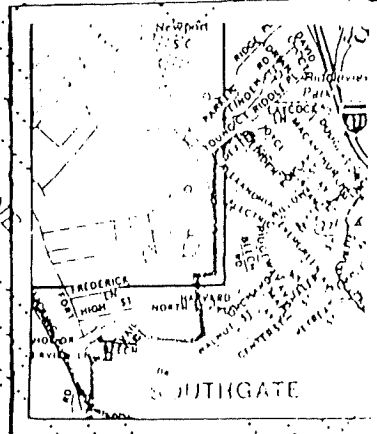
ANNEXATION OF THE WESTERLY 2.4 ACRES
OF FT. THOMAS EST., SEC 2

1998.

JOYCE AVE.

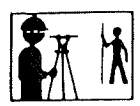
FISCHER LANE

9



1 IN = 100 FT

Boundary Surveying
for OH & KY



Phone, Fax, Pager
(606) 342-6164

COOPER SURVEYING

3382 Appomattox Dr.
Erlanger, KY 41018

DAVID G. COOPER, LS
Owner

I hereby certify that this plat depicts a survey, made by me, or under my direction, by the method of random traverse. The bearings and distances shown hereon have been adjusted for closure. This survey meets or exceeds the Kentucky Minimum Surveying Standards and complies with all requirements of the Campbell County Zoning and Subdivision Regulations.

I hereby certify that I have examined the records of the Campbell County Clerk's office and find that this is the (first) ~~second~~ conveyance made from the parent tract since 1966.

David A Cooper #3262 3/12/1998
Land Surveyor Registration Number Date

Approved for recording the transfer of property only by the Campbell County Planning Commission this _____ day of _____ 19__

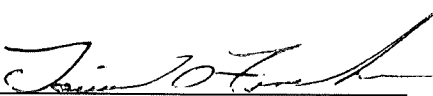
Planning Commission Chairman Date

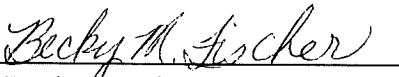
CONSENT TO ANNEXATION

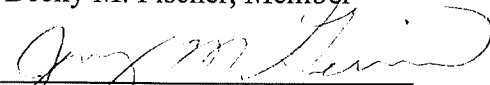
Pursuant to Kentucky Revised Statute 81A.412, the undersigned hereby certifies to the City of Ft. Thomas, Kentucky, that FT. THOMAS ESTATES, L.L.C., a Kentucky limited liability company, is the owner of record of land described in Exhibit A and that the undersigned are all of the members of FT. THOMAS ESTATES, L.L.C. and that by placing their signatures upon this document it and they hereby consent to the real estate described in Exhibit A, which is attached hereto and incorporated herein by reference, being annexed into the City of Ft. Thomas, Kentucky.

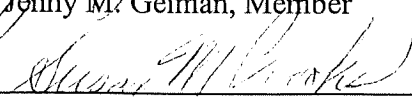
This Consent is made knowingly, voluntarily, and with the express desire that the real estate (Exhibit A) be annexed into the City of Ft. Thomas, Campbell County, Kentucky as soon as legally possible.

FT. THOMAS ESTATES, L.L.C.

By: 
David A. Fischer, Member

By: 
Becky M. Fischer, Member

By: 
Jenny M. Geiman, Member

By: 
Susan M. Crooks, Member

By: Michael A. Fischer
Michael A. Fischer, Member
By: Julie M. Draud
Julie M. Draud, Member
By: Linda M. Huseman
Linda M. Huseman, Member
By: Jeff A. Fischer
Jeff A. Fischer, Member
By: Kathy M. Sakelos
Kathy M. Sakelos, Member

STATE OF KENTUCKY
COUNTY OF CAMPBELL

The foregoing Consent to Annexation was acknowledged, subscribed and sworn to before me this 9th day of April, 1998, by David A. Fischer, member of FT. THOMAS ESTATES, L.L.C. for and on behalf of the limited liability company.

Dawn Gibson Murphy
Notary Public
My Commission Expires: 10-19-99

STATE OF KENTUCKY
COUNTY OF CAMPBELL

The foregoing Consent to Annexation was acknowledged, subscribed and sworn to before me this 1st day of April, 1998, by Becky M. Fischer, member of FT. THOMAS ESTATES, L.L.C. for and on behalf of the limited liability company.

Carol L. Deeb
Notary Public
My Commission Expires: 6/25/2000

STATE OF KENTUCKY
COUNTY OF CAMPBELL

The foregoing Consent to Annexation was acknowledged, subscribed and sworn to before me this 31st day of March, 1998, by Jenny M. Geiman, member of FT. THOMAS ESTATES, L.L.C. for and on behalf of the limited liability company.

Carol L. Deeb
Notary Public
My Commission Expires: 6/25/2000

STATE OF KENTUCKY
COUNTY OF CAMPBELL

The foregoing Consent to Annexation was acknowledged, subscribed and sworn to before me this 31st day of March, 1998, by Susan M. Crooks, member of FT. THOMAS ESTATES, L.L.C. for and on behalf of the limited liability company.

Carol L. Deeb
Notary Public
My Commission Expires: 6/25/2000

STATE OF KENTUCKY
COUNTY OF CAMPBELL

The foregoing Consent to Annexation was acknowledged, subscribed and sworn to before me this 31st day of March, 1998, by Michael A. Fischer, member of FT. THOMAS ESTATES, L.L.C. for and on behalf of the limited liability company.

Carol L. Deeb
Notary Public
My Commission Expires: 6/25/2000

STATE OF KENTUCKY
COUNTY OF CAMPBELL

The foregoing Consent to Annexation was acknowledged, subscribed and sworn to before me this 31st day of March, 1998, by Julie M. Draud, member of FT.

THOMAS ESTATES, L.L.C. for and on behalf of the limited liability company.

Carol L. Deel

Notary Public

My Commission Expires: 6/25/2000

STATE OF KENTUCKY
COUNTY OF CAMPBELL

The foregoing Consent to Annexation was acknowledged, subscribed and sworn to before me this 2nd day of April, 1998, by Linda M. Huseman, member of FT. THOMAS ESTATES, L.L.C. for and on behalf of the limited liability company.

Carol L. Deel

Notary Public

My Commission Expires: 6/25/2000

STATE OF KENTUCKY
COUNTY OF CAMPBELL

The foregoing Consent to Annexation was acknowledged, subscribed and sworn to before me this 2nd day of April, 1998, by Jeff A. Fischer, member of FT. THOMAS ESTATES, L.L.C. for and on behalf of the limited liability company.

Carol L. Deel

Notary Public

My Commission Expires: 6/25/2000

STATE OF KENTUCKY
COUNTY OF CAMPBELL

The foregoing Consent to Annexation was acknowledged, subscribed and sworn to before me this 2nd day of April, 1998, by Kathy M. Sakelos, member of FT. THOMAS ESTATES, L.L.C. for and on behalf of the limited liability company.

Carol L. Deel

Notary Public

My Commission Expires: 6/25/2000