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ORDINANCE NO. 2-95

MAR 9 3 1995

**AN ORDINANCE ANNEXING TERRITORY
INTO THE CITY OF HOPKINSVILLE, KENTUCKY**

**SECRETARY OF STATE
COMMONWEALTH OF KY**

WHEREAS, the City of Hopkinsville desires to annex certain territory along US 41A because it is suitable for development for urban purposes without unreasonable delay; and,

WHEREAS, the City of Hopkinsville is the only local governmental entity able to provide the infrastructure and public services needed to accommodate the potential development.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOPKINSVILLE AS FOLLOWS:

SECTION ONE

The City Council of the City of Hopkinsville does hereby state and declare an area described in Exhibit A to be annexed into the City limits of Hopkinsville. Exhibit A is attached hereto and incorporated herein by the reference as if fully set forth.

SECTION TWO

The City Council of the City of Hopkinsville declares that the service delivery plan and City taxes will be in effect on the 1st day after publication of this ordinance.

SECTION THREE

Any and all existing ordinances inconsistent with this ordinance are repealed.

SECTION FOUR

If any section, subsection, sentence, clause, or phrase of this ordinance is held unconstitutional or otherwise invalid, such infirmities shall not affect the validity of the remaining portions of this ordinance.

SECTION FIVE

That this ordinance shall become effective upon its passage, approval, and publication.

PUBLICLY READ AND PASSED FIRST TIME: February 21, 1995

PUBLICLY READ AND PASSED SECOND TIME: March 7, 1995

APPROVED: William Wallace Bryan Jr.
William Wallace Bryan Jr.
Mayor

ATTEST: T. Mark Withers, II.
T. Mark Withers, II.
CAO/City Clerk

Harris & Harris Surveying Company

- REGISTERED LAND SURVEYORS -
PUBLIC SQUARE - P. O. BOX 244
ELKTON, KENTUCKY 42220

265-5161

CITY OF HOPKINSVILLE - US HIGHWAY 41-A ANNEXATION

BEGINNING at a point, said point being located in the centerline of Highway Number 1613 (Lovers Lane), said point being located in the South line of the 1987 annexation (Number 25-87) to the City of Hopkinsville, Kentucky, said point of beginning being located 540 feet West of and perpendicular to the centerline of the South bound lane of US Highway 41-A; thence a line North 85 degrees 01 minutes 24 seconds East, 1,138.00 feet to a point located in a tract conveyed to Edmunds and Stites as recorded in Deed Book 189, Page 605 in the Office of County Court Clerk of Christian County, Kentucky, said point being located 540 feet East of and perpendicular to the centerline of the North bound lane of US Highway 41-A; thence a line with Edmunds and Stites and a tract conveyed to Paul and Myrtle Berry as recorded in Deed Book 361, Page 527 and Deed Book 361, Page 530 in the aforementioned County Court Clerk's Office and being 540 feet East of and perpendicular to the North bound lane of US Highway 41-A and a curve to the right having a radius of 8,233.17 feet and an arc length of 1,847.01 feet and chord of South 01 degrees 27 minutes 00 seconds West, 1,843.14 feet to a point; thence a line with Paul and Myrtle Berry, South 07 degrees 52 minutes 37 seconds West, 1,032.60 feet to a point; thence a line with Paul and Myrtle Berry and a curve to the right having a radius of 12,052.38 feet and an arc length of 374.65 feet and a chord of South 08 degrees 46 minutes 03 seconds West, 374.64 feet to a point located in the North line of Pleasant View Acres Subdivision a plat of said subdivision being recorded in Plat Cabinet 1, File 36 in the aforementioned County Court Clerk's Office; thence a line with Paul and Myrtle Berry and said subdivision, North 82 degrees 13 minutes 23 seconds West, 290.39 feet to a point; thence a line with the East line of a tract conveyed to Kenneth Guinn as recorded in Deed Book 350, Page 437 in the aforementioned County Court Clerk's Office and the West line of Lots 23 and 20 of said subdivision, South 09 degrees 46 minutes 37 seconds West, 893.08 feet to a point located in the South line of said subdivision; thence a line, South 82 degrees 43 minutes 23 seconds East, 290.00 feet to a point in said line and being located in the North line of a tract conveyed to Edmunds and Stites as recorded in Deed Book 189, Page 605 in the aforementioned County Court Clerk's Office;

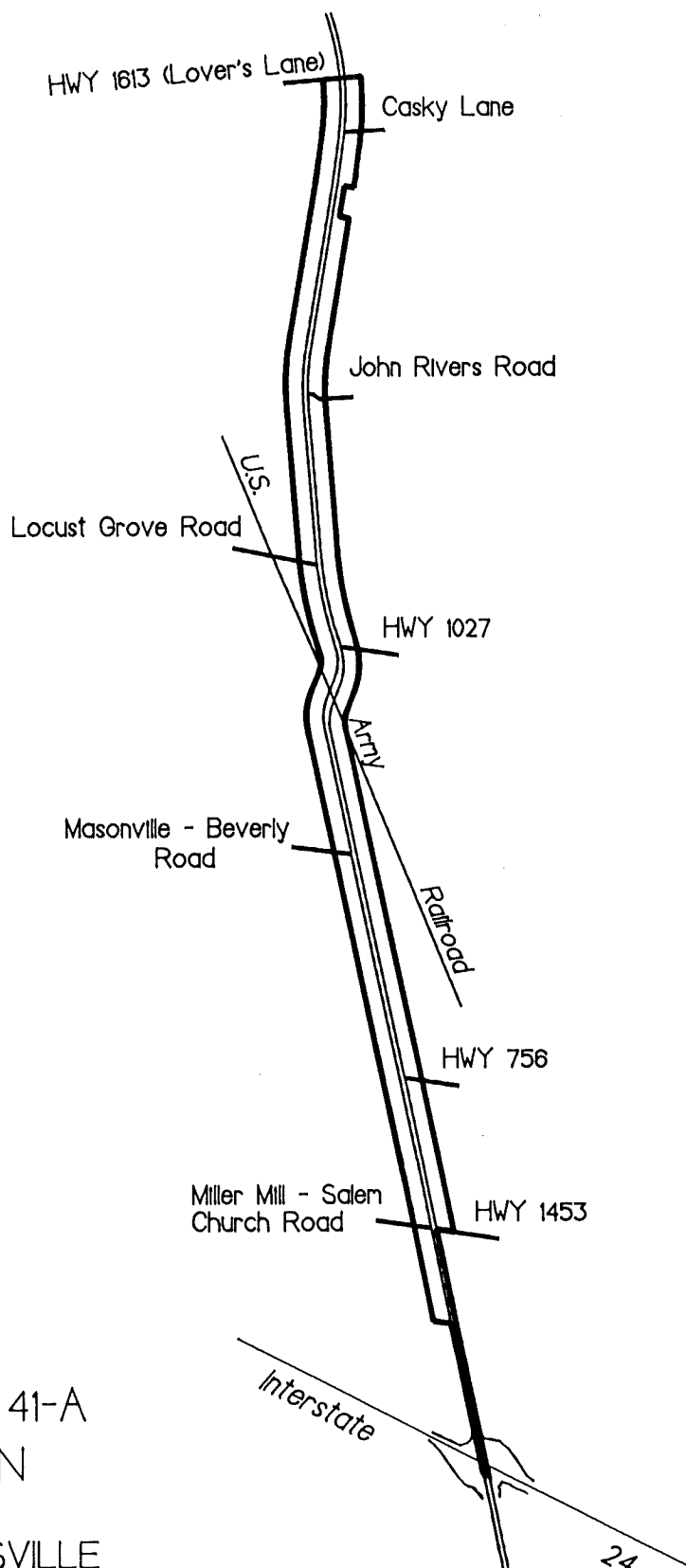
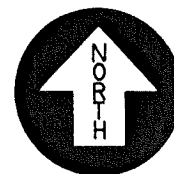
thence a line with Edmunds and Stites and a tract conveyed to Barney Pool as recorded in Deed Book 254, Page 468 in the aforementioned County Court Clerk's Office said line being 540 feet East of and perpendicular to the North bound lane of US Highway 41-A, South 09 degrees 46 minutes 09 seconds West, 3,814.46 feet to point; thence a line with Barney Pool and a tract conveyed to William L. Baker as recorded in Deed Book 502, Page 508 and a tract conveyed to James Bruce as recorded in Deed Book 374, Page 431 in the aforementioned County Court Clerk's Office and a curve to the left having a radius of 7,045.12 feet and an arc length of 1,758.34 feet and a chord of South 02 degrees 37 minutes 37 seconds West, 1,753.78 feet to a point; thence a line with James Bruce, South 04 degrees 31 minutes 23 seconds East, 4,141.70 feet to a point; thence a line with James Bruce and tract conveyed to Marion Garnett Farms, Inc. as recorded in Deed Book 349, Page 75 in the aforementioned County Court Clerk's Office and a curve to the left having a radius of 10,865.76 feet and an arc length of 2,180.90 feet and a chord of South 10 degrees 16 minutes 23 seconds East, 2,177.24 feet to a point; thence a line with Marion Garnett Farms, Inc. South 16 degrees 01 minutes 23 minutes East, 578.10 feet to a point; thence a line with Marion Garnett Farms, Inc. and a tract conveyed to Vancleave Farms, Inc. as recorded in Deed Book 400, Page 97 in the aforementioned County Court Clerk's Office and a curve to the right having a radius of 2,177.11 feet and a arc length of 1,451.51 feet and a chord of South 03 degrees 04 minutes 37 seconds West, 1,424.78 feet to a point; thence a line with Vancleave Farms, Inc., South 22 degrees 10 minutes 37 seconds West, 561.00 feet to a point; thence a line with Vancleave Farms, Inc. and a curve to the left having a radius of 892.62 feet and an arc length of 534.36 feet and a chord of South 05 degrees 01 minutes 37 seconds West, 526.42 feet to a point; thence a line with Vancleave Farms, Inc. and tracts conveyed to Wilma D. Clark, Sheila A. Clark and Mattie Susan Stratton as recorded in Deed Book 450, Page 120 and Deed Book 214, Page 124 and Norman J. Wiedmer as recorded in Deed Book 514, Page 28 and Dr. James E. Connerth as recorded in Deed Book 429, Page 205 and Billie Hale as recorded in Deed Book 452, Page 184 and Robert G. Hicks, Trustee, as recorded in Deed Book 457, Page 505 and Calvin M. Dillard and Logan B. English as recorded in Deed Book 496, Page 253 and Deed Book 455, Page 236, in the aforementioned County Court Clerk's Office, South 12 degrees 07 minutes 23 seconds East,

12,692.43 feet to a point; thence a line with Calvin M. Dillard and Logan B. English and a tract conveyed to Jarod T. Cherry as recorded in Deed Book 377, Page 251 in the aforementioned County Court Clerk's Office, South 11 degrees 47 minutes 23 seconds East, 2,243.75 feet to a point located in the centerline of Highway Number 1453; thence a line with said centerline, North 81 degrees 54 minutes 41 seconds West, 535.93 feet to a point located in the East right-of-way line of US Highway 41-A; thence a line with said right-of-way the next three (3) calls as follows;
South 11 degrees 47 minutes 23 seconds East, 3,330.63 feet to a point;
South 11 degrees 53 minutes 23 seconds East, 3,755.72 feet to a point;
South 12 degrees 00 minutes 23 seconds East, 79.09 feet to a point in said right-of-way, located 150 feet South of the centerline of Interstate Highway 24 and being located in the North line of the corporate limits of the City of Oak Grove, Kentucky; thence a line 150 feet South of and perpendicular to the centerline of Interstate Highway 24 and said corporate limit line, North 63 degrees 11 minutes 00 seconds West, 184.74 feet to a point located in the West right-of-way line of US Highway 41-A; thence a line with said right-of-way the next two (2) calls as follows;
North 11 degrees 53 minutes 23 seconds West, 3,719.42 feet to a point;
North 11 degrees 47 minutes 23 seconds West, 563.21 feet to a point in said right-of-way corner to a tract conveyed to C. E. and R. J. Elliott as recorded in Deed Book 443, Page 244 in the aforementioned County Court Clerk's Office; thence a line with C. E. and R. J. Elliott, North 82 degrees 14 minutes 32 seconds West, 519.97 feet to a point in said line; thence a line with C. E. and R. J. Elliott and a tract conveyed to Nora Mathews, et al, as recorded in Deed Book 237, Page 554 and Deed Book 327, Page 436 and Deed Book 327, Page 439 and a tract conveyed to S. Ray and Vernon K. Slone as recorded in Deed Book 451, Page 465 and a tract conveyed to Donald L. Hoover as recorded in Deed Book 454, Page 460 and a tract conveyed to W. H. Cherry as recorded in Deed Book 272, Page 134 in the aforementioned County Court Clerk's Office, said line being located 540 feet West of and perpendicular to the South bound lane of US Highway 41-A, North 11 degrees 47 minutes 23 seconds West, 4,655.00 feet to a point; thence a line with W. H. Cherry and a tract

conveyed to Thomas R. Arnold as recorded in Deed Book 505, Page 207 and a tract conveyed to the C. C. Walton, Estate as recorded in Deed Book 143, Page 206 and Will Book 9, Page 340 and Deed Book 144, Page 268 and Will Book 27, Page 171 and a tract conveyed to David S. Sabin, Sr. as recorded in Deed Book 460, Page 635 and a tract conveyed to Thomas C. Yates as recorded in Deed Book 417, Page 698 and a tract conveyed to Nelson Wallace as recorded in Deed Book 492, Page 115 and a tract conveyed to Brandon Lee and Andrew T. Buhler, Sr. as recorded in Deed Book 196, Page 575 and Will Book 32, Page 174 and a tract conveyed to W. B. Anderson, Jr. as recorded in Deed Book 312, Page 471 and Deed Book 179, Page 578 in the aforementioned County Court Clerk's Office, North 12 degrees 07 minutes 23 seconds West, 12,819.41 feet to a point; thence a line with W. B. Anderson, Jr. and a tract conveyed to Frank Claiborne as recorded in Deed Book 287, Page 51 in the aforementioned County Court Clerk's Office and a curve to the right having a radius of 1,972.57 feet and an arc length of 1,180.87 feet and a chord of North 05 degrees 01 minutes 33 seconds East, 1,163.33 feet to a point; thence a line with Frank Claiborne, North 22 degrees 10 minutes 37 seconds East, 641.02 feet to a point; thence a line with Frank Claiborne and a curve to the left having a radius of 733.33 feet and an arc length of 488.92 feet and a chord of North 03 degrees 04 minutes 37 seconds East, 479.92 feet to a point; thence a line with Frank Claiborne, North 16 degrees 46 minutes 51 seconds West, 604.95 feet to a point; thence a line with Frank Claiborne and a tract conveyed to Helen F. Foard as recorded in Deed Book 321, Page 274 and a tract conveyed to Frank S. Tornatore as recorded in Deed Book 344, Page 313 and a tract conveyed to Richland Farms, Inc. as recorded in Deed Book 403, Page 72 in the aforementioned County Court Clerk's Office and a curve to the right having a radius of 12,003.76 feet and an arc length of 2,409.31 feet and a chord of North 10 degrees 16 minutes 23 seconds West, 2,405.27 feet to a point; thence a line with Richland Farms, Inc. and a tract conveyed to John L. Burman as recorded in Deed Book 485, Page 687 in the aforementioned County Court Clerk's Office, North 04 degrees 31 minutes 23 seconds West, 4,141.70 feet to a point; thence a line with John L. Burman and a tract conveyed to Barney Pool as recorded in Deed Book 254, Page 468 in the aforementioned County Court Clerk's Office, and a curve to the right having a radius of 8,183.12 feet and an arc length of 2,042.36 feet and a chord of North 02

degrees 37 minutes 37 seconds East, 2,037.07 feet to a point; thence a line with Barney Pool and a tract conveyed to W. Graham Duncan, Trustee, as recorded in Deed Book 376, Page 95 in the aforementioned County Court Clerk's Office, North 09 degrees 46 minutes 37 seconds East, 4,680.00 feet to a point; thence a line with W. Graham Duncan, Trustee, and a curve to the left having a radius of 10,914.38 feet and an arc length of 361.94 feet and a chord of North 08 degrees 49 minutes 37 seconds East, 361.92 feet to a point; thence a line with W. Graham Duncan, Trustee, and a tract conveyed to Mary Alice Duncan as recorded in Deed Book 435, Page 407 in the aforementioned County Court Clerk's Office, North 07 degrees 52 minutes 37 seconds East, 1,032.60 feet to a point; thence a line with W. Graham Duncan, Trustee, and a curve to the left having a radius of 7,095.17 feet and an arc length of 1,591.72 feet and a chord of North 01 degrees 27 minutes 00 seconds East, 1,588.38 feet to the point of beginning and containing 933.590 acres.

The above description was prepared from a physical survey performed during the month of January 1995 by William D. Harris, Kentucky Registered Land Surveyor Number 2499.



U.S. HIGHWAY 41-A
ANNEXATION
to the
CITY OF HOPKINSVILLE
Hopkinsville, Kentucky

Scale: 1" = 5,280 (1 Mile)

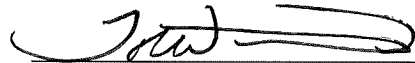
Date: 1 - 31 - 95

CERTIFICATION

I, T. Mark Withers, II, City Clerk of the City of Hopkinsville, hereby certify that the foregoing is a true and accurate copy of Ordinance 2-95, of the City of Hopkinsville introduced and given first reading on February 21, 1995 and given second reading and enacted on March 7, 1995, and I am the custodian of the original, which is maintained at the Lackey Municipal Building, 101 N. Main Street, Hopkinsville, Kentucky 42240.

3/21/95

Date
Seal



T. Mark Withers, II
CAO/City Clerk

ORDINANCE NO. 2-95

AN ORDINANCE ANNEXING TERRITORY INTO THE CITY OF HOPKINSVILLE, KENTUCKY

HEREAS, the City of Hopkinsville desires to annex certain territory along US 41A because it is suitable for development for purposes without unreasonable delay; and,

HEREAS, the City of Hopkinsville is the only local governmental entity able to provide the infrastructure and public services needed to accommodate the potential development.

W, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOPKINSVILLE, AS FOLLOWS:

SECTION ONE

The City Council of the City of Hopkinsville does hereby state and declare an area described in Exhibit A to be annexed into the City of Hopkinsville. Exhibit A is attached hereto and incorporated herein by the reference as if fully set forth.

SECTION TWO

The City Council of the City of Hopkinsville declares that the water delivery plan and City taxes will be in effect on the 1st day of publication of this ordinance.

SECTION THREE

Any and all existing ordinances inconsistent with this ordinance are repealed.

SECTION FOUR

If any section, subsection, sentence, clause, or phrase of this ordinance is held unconstitutional or otherwise invalid, such invalidities shall not affect the validity of the remaining portions of this ordinance.

SECTION FIVE

That this ordinance shall become effective upon its passage, approval, and publication.

PUBLICLY READ AND PASSED FIRST TIME: February 21, 1995

PUBLICLY READ AND PASSED SECOND TIME: March 7, 1995

PROVED: William Wallace Bryan, Jr.

Mayor

TEST: T. Mark Withers, II

CAO/City Clerk

EXHIBIT A

Harris & Harris Surveying Company
—REGISTERED LAND SURVEYORS—
PUBLIC SQUARE • P.O. BOX 244
ELKTON, KENTUCKY 42220
265-5161

CITY OF HOPKINSVILLE — US HIGHWAY 41-A ANNEXATION

BEGINNING at a point, said point being located in the centerline of Highway Number 1613 (Lover's Lane), said point being located in the North line of the 1987 annexation (Number 25-87) to the City of Hopkinsville, Kentucky, said point of beginning being located 540 feet East of and perpendicular to the centerline of the South bound lane of US Highway 41-A; thence a line North 85 degrees 01 minutes 24 seconds East, 1,138.00 feet to a point located in a tract conveyed to Edmunds and Stites as recorded in Deed Book 189, Page 605 in the Office of County Court Clerk of Christian County, Kentucky, said point being located 540 feet East of and perpendicular to the centerline of the North bound lane of US Highway 41-A; thence a line with Edmunds and Stites and a tract conveyed to Paul and Myrtle Berry as recorded in Deed Book 361, Page 527 and Deed Book 361, Page 530 in the Office of County Court Clerk's Office and being 540 feet East of and perpendicular to the North bound lane of US Highway 41-A and a curve to the right having a radius of 8,233.17 feet and an arc length of 1,847.01 feet and chord of South 01 degrees 27 minutes 37 seconds West, 1,843.14 feet to a point; thence a line with Paul and Myrtle Berry, South 07 degrees 52 minutes 37 seconds West, 1,032.60 feet to a point; thence a line with Paul and Myrtle Berry and a curve to the right having a radius of 12,052.38 feet and an arc length of 1,655 feet and a chord of South 08 degrees 46 minutes 03 seconds East, 374.64 feet to a point located in the North line of Pleasant View Subdivision a plat of said subdivision being recorded in Plat Book 1. File 36 in the aforementioned County Court Clerk's Office;

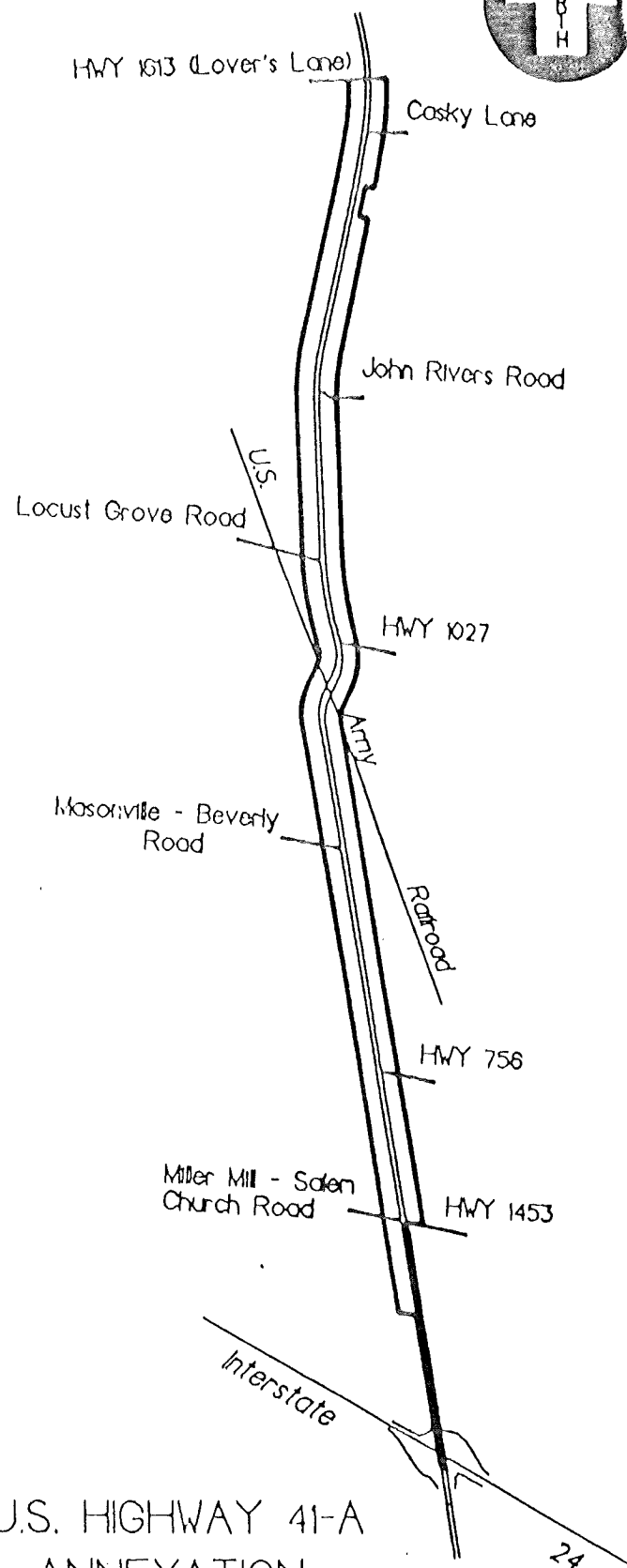
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The above description was prepared from a physical survey performed during the month of January 1995 by William D. Harris, Kentucky Registered Land Surveyor Number 2499.

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South 11 degrees 47 minutes 23 seconds East, 3,330.63 feet to a point;
 South 11 degrees 53 minutes 23 seconds East, 3,755.72 feet to a point;
 South 12 degrees 00 minutes 23 seconds East, 79.09 feet to a point in said right-of-way, located 150 feet South of the centerline of Interstate Highway 24 and being located in the North line of the corporate limits of the City of Oak Grove, Kentucky; thence a line 150 feet South of and perpendicular to the centerline of Interstate Highway 24 and said corporate limit line, North 63 degrees 11 minutes 00 seconds West, 184.74 feet to a point located in the West right-of-way line of US Highway 41-A; thence a line with said right-of-way the next two (2) calls as follows:

North 11 degrees 53 minutes 23 seconds West, 3,719.42 feet to a point;
 North 11 degrees 47 minutes 23 seconds West, 563.21 feet to a point in said right-of-way corner to a tract conveyed to C.E. and R.J. Elliott as recorded in Deed Book 443, Page 244 in the aforementioned County Court Clerk's Office; thence a line with C.E. and R.J. Elliott, North 82 degrees 14 minutes 32 seconds West, 519.97 feet to a point in said line; thence a line with C.E. and R.J. Elliott and a tract conveyed to



U.S. HIGHWAY 41-A
 ANNEXATION
 to the
 CITY OF HOPKINSVILLE
 Hopkinsville, Kentucky

Scale: 1" = 5,280 (1 Mile)

Date: 1 - 31 - 95

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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