

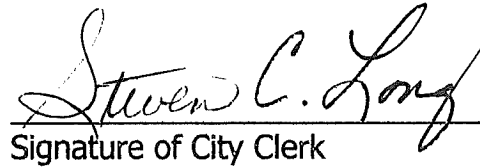
City of Kuttawa

P.O. Box 400
Kuttawa, Kentucky 42055
270-388-7151

CITY CLERK'S CERTIFICATION

I certify I am the duly qualified City Clerk of the City of Kuttawa, Kentucky and the foregoing 2 pages of Resolution No. 12-05-14-03 is a true, correct and complete copy duly adopted by the City Commission at a duly convened meeting held on May 14, 2012, all as appears in the official records of said City:

WITNESS, my hand and (Seal or the Seal of said City), this 22th day of May, 2012.


Signature of City Clerk

Seal(Notarial or City Seal)

RECEIVED AND FILED
DATE May 23, 2012

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Harlie Adkinson

City of Kuttawa
RESOLUTION #12-05-14-03

**A RESOLUTION ADOPTING A MODERN AND ACCURATE LEGAL DESCRIPTION
OF TERRITORY PREVIOUSLY ANNEXED BY ORDINANCE 02-05-13-01**

WHEREAS, the City of Kuttawa has enacted numerous ordinances annexing property into the corporate limits of the City of Kuttawa; and

WHEREAS, the City 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 does not intend to amend or replace its prior annexation ordinance, but rather to interpret the defined boundaries of the territory previously annexed and adopt a modern and accurate legal description of territory previously annexed under Ordinance 02-05-13-01, and

WHEREAS, the city has a certified copy of the original annexation ordinance filed in the Lyon County Recorder's Office under Miscellaneous Book 21, page 119 which is attached hereto as "Exhibit 1".

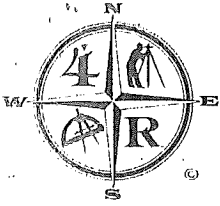
NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KUTTAWA, KENTUCKY:

SECTION 1. That the City Council of the City of Kuttawa hereby adopts the following legal description, and a plat attached hereto as prepared by Jacob C. Selph, Licensed Professional Land Surveyor No. 3810 by new survey as an accurate depiction of the property previously annexed into the corporate city limits of the City of Kuttawa by Ordinance 02-05-13-01 dated October 24, 2002. A copy of this new plat is attached hereto as "Exhibit 2", and the Council 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 Jacob C. Selph a Licensed Professional Land Surveyor No. 3810 is as follows:

BUZZARD ROCK ANNEXATION DESCRIPTION

A parcel of land and water in Lyon County, Kentucky, on the waters of Poplar Creek (now Lake Barkley), being a portion of tracts 112-1, 407, 500-1, 500-2 and 505 owned by the Army Corp of Engineers and is essentially the same property leased to Leisure Cruise, Inc., d/b/a Buzzard Rock Resort & Marina, by the United States, by and through the Secretary of the Army, for a term of



FOUR RIVERS

ENGINEERING & SURVEYING

BUZZARD ROCK ANNEXATION DESCRIPTION

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Beginning at a point lying on the east right of way line of Kentucky Highway 810 (approximately 1.5 miles south of the intersection of Highway 62), said point also being at the intersection of said right of way (60' assumed) and the north right of way of Buzzard Rock Road (a 60' right of way, assumed), said having Kentucky South Zone, State Plane Coordinates of North: 1,904,674.10 and East: 937,395.14; Thence, from said Point of Beginning and with the north right of way line of Buzzard Rock Road, N 60°21'25" E a distance of 556.62 feet to a point; Thence, continuing with said right of way, N 60°45'26" E a distance of 3335.49 feet to a point; Thence, leaving said right of way, N 16°03'10" E, passing a 4" x 4" Army Corp concrete monument at a distance of 100.60 feet, continuing a total distance of 1721.59 feet to a 4" x 4" concrete monument stamped "500-2"; Thence, S 87°09'29" E a distance of 637.00 feet to a point in the waters of Lake Barkley; Thence, N 47°52'35" E a distance of 344.06 feet to a point in the waters of Lake Barkley; Thence, S 38°39'39" E a distance of 1807.61 feet to a point in the waters of Lake Barkley; Thence, S 08°27'15" W a distance of 1802.10 feet to a point in the waters of Lake Barkley; Thence, N 77°20'54" W a distance of 1343.62 feet to a point in the waters of Lake Barkley; Thence, N 75°07'45" W a distance of 1174.36 feet to a point in the waters of Lake Barkley; Thence, N 16°03'10" E a distance of 689.60 feet to a point on the south right of way line of Buzzard Rock Road; Thence, with the south right of way line of Buzzard Rock Road, S 60°45'26" W a distance of 3274.55 feet to a point; Thence, continuing along said right of way, S 60°21'25" W a distance of 502.66 feet to a point in the east right of way line of Highway 810; Thence, N 71°33'13" W a distance of 80.62 feet back to the **Point of Beginning** of the herein described parcel.

The above described parcel contains 138.34 acres, more or less, as surveyed under the supervision of Jacob C. Selph, Kentucky Professional Land Surveyor No. 3810, of Four Rivers Engineering & Surveying October 18th, 2010 and April 11th, 2011.

All bearings referred to are based on Global Positioning Systems (GPS), Kentucky South Zone, NAD83, as observed on December 23th, 2010. Differences in the bearings cited in the above description and those called for the original deeds and plats are due to the difference between magnetic and grid north.

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PASSED AND APPROVED, by resolution of the Kuttawa City Council on this 14th day of May, 2012.

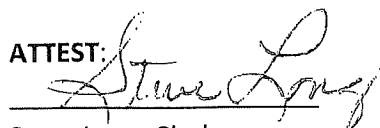
APPROVED



Lee McCollum, Mayor

City of Kuttawa

ATTEST:



Steve Long, Clerk

City of Kuttawa

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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