



City of Owensboro
Kentucky

TEL. (502) 687-8500

P. O. BOX 847
OWENSBORO, KENTUCKY 42302

November 3, 1994

"K"

Hon. Bob Babbage
Office of Secretary of State
Commonwealth of Kentucky
Frankfort, KY 40601

Attention: Kandie Adkinson
Land Office

Gentlemen:

Re: Final annexation of
Nine Carter Road - 8.311
acres; and 2300 East
Parrish Ave. - 43.58 acres

Enclosed herewith are the papers evidencing final annexation of Nine Carter Road, containing 8.311 acres; and 2300 East Parrish Avenue, containing 43.58 acres, into the City of Owensboro, Kentucky, for recording in the office of the Secretary of State.

Thank you for your continued assistance and cooperation.

Sincerely,

Carol Blake

Carol Blake
City Clerk

Enclosures

NOV 8 1994
RECEIVED
CLERK OF COURTS

ORDINANCE NO. 52-94

AN ORDINANCE ANNEXING TO THE CITY OF OWENSBORO, KENTUCKY, CERTAIN UNINCORPORATED TERRITORY IN THE COUNTY OF DAVIESS ADJOINING THE PRESENT BOUNDARY LINE OF THE CITY, BEING PROPERTY LOCATED AT NINE CARTER ROAD, CONTAINING 8.311 ACRES, MORE OR LESS.

WHEREAS, the Board of Commissioners for the City of Owensboro, Kentucky, make the following findings of fact:

- (1) The Board of Commissioners has determined that the property described hereinbelow is adjacent or contiguous to the city's boundaries and that it is by reason of population density, commercial, industrial, institutional or governmental use of land, or subdivision of land, urban in character and suitable for development for urban purposes without unreasonable delay.
- (2) That it is deemed desirable and it is hereby proposed to annex to the City of Owensboro by extending the boundary line of the city so as to include the same, that certain territory which is now embraced within the County of Daviess adjoining the present boundary line of the City of Owensboro, as more particularly described herein. The Board further finds that no part of the area to be annexed is presently within the boundary of any other incorporated city.

- (3) That the fee simple owner of record of the territory to be annexed has previously consented in writing to the annexation proposed, and has otherwise waived all rights under KRS 81A.412, 81A.420 and 81A.425, which consent and waiver is on file with the office of the City Engineer.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF OWENSBORO, KENTUCKY, AS FOLLOWS:

SECTION 1. The findings of fact recited in the preamble hereinabove are hereby adopted, affirmed and incorporated by reference as if fully set forth herein.

SECTION 2. There is hereby annexed to the City of Owensboro, Kentucky, and its boundary line is hereby extended so as

to include within the limits of the City of Owensboro that certain territory in the County of Daviess, State of Kentucky, adjoining and being adjacent to the present boundary line of the City of Owensboro, Kentucky, more particularly described as follows:

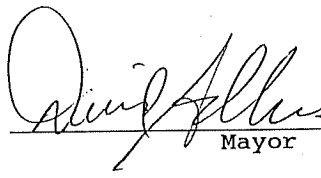
BEGINNING at a point being the southeast corner to Nine Carter Road, said point also being the northeast corner to 2731 West Second Street; thence N 83 degrees 10 minutes 45 seconds W 561.93 feet to a point being the northwest corner to 2731 West Second Street; thence S 2 degrees 3 minutes 5 seconds E 100 feet to a point; thence N 29 degrees 58 minutes 12 seconds W 123.37 feet to a point; thence N 5 degrees 53 minutes 16 seconds 126.11 feet to a point in the south property line of the Thompson-Berry Park, said point also being in the present city limit line; thence with the Thompson-Berry Park property and with the present city limit line N 87 degrees 15 minutes 38 seconds E 47.70 feet to a point as follows: N 14 degrees 42 minutes 33 seconds 287.61 feet to a point; N 34 degrees 2 minutes 2 seconds 243.09 feet to a point; N 62 degrees 43 minutes 43 seconds 370.02 feet to a point being the northeast corner to Nine Carter Road; thence leaving the Thompson-Berry Park property and the present city limit line S 2 degrees 54 minutes 49 seconds 851.68 feet to the point of beginning and containing 8.311 acres, more or less.

SECTION 3. That the territory annexed herein is zoned A-U Urban Agriculture, as illustrated by the zoning map attached hereto and incorporated by reference herein.

SECTION 4. Any dedicated streets, alleys, or easements constituting any portion of the property to be annexed are hereby accepted by the City of Owensboro pursuant to KRS 82.400.

INTRODUCED AND PUBLICLY READ ON FIRST READING, this the 18th day of October, 1994.

PUBLICLY READ AND FINALLY APPROVED ON SECOND READING, this the 1st day of November, 1994.


Mayor *sk/cb*

ATTEST:


City Clerk

C E R T I F I C A T I O N

I, Carol Blake, City Clerk of the City of Owensboro, Kentucky, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 52-94, duly adopted by the Board of Commissioners of the City of Owensboro, Kentucky, on November 1, 1994, the original of which is on file in the office of the City Clerk.

This the 3rd day of November, 1994.



City Clerk

ANNEXATION REQUESTED BY:

City of Owensboro
G. Ted Smith, City Manager
101 E. 4th Street
Owensboro, Kentucky 42303

(502) 687-8500

CONSENT AND WAIVER OF STATUTORY RIGHTS

I(We) solemnly swear and affirm that I am (we are) the fee simple record owner(s) of property located at 9 CARTER ROAD in Daviess County, Kentucky. I(We) hereby request, and consent to, annexation of the property more particularly described hereinabove. I(We) further acknowledge and agree, that by executing this instrument, I(We) knowingly and voluntarily waive those rights otherwise afforded me (us) by KRS 81A.420 and 81A.425, as authorized in KRS 81A.412, on this the 5 day of October, 19 94.

Witness: Deborah Price

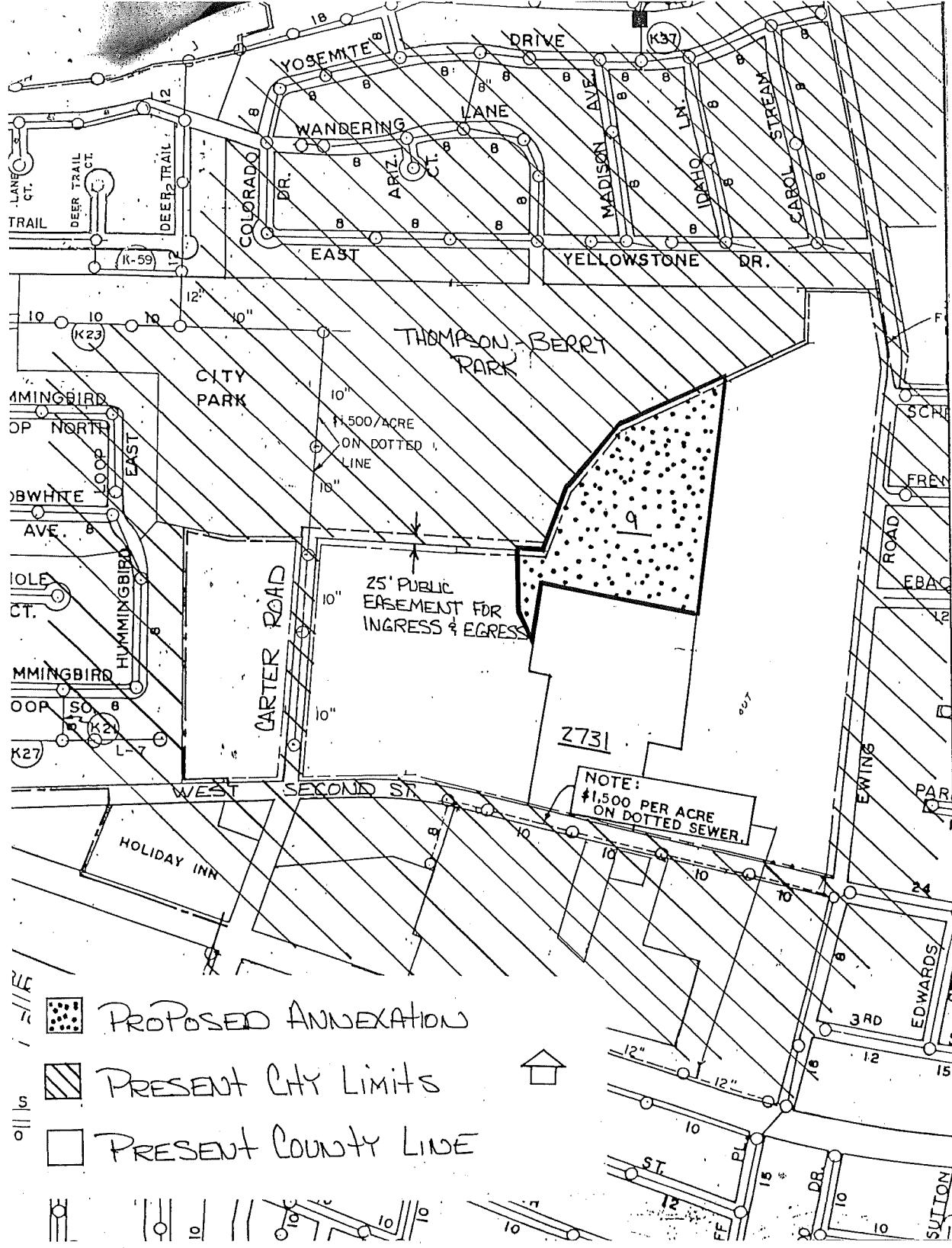
Signature (s) of
Record Owner (s) of Property:


M. Lee Smith


FOR FINANCE DEPARTMENT USE ONLY:


Annexation Fee
Acreage Fee
Received by Finance Department

Amount: _____
Amount: _____
Date: _____
Initialed By: _____



 PROPOSED ANNEXATION

 PRESENT CITY LIMITS

 PRESENT COUNTY LINE

