



City of Owensboro  
Kentucky

P.O. BOX 10003  
OWENSBORO, KENTUCKY 42302-9003

November 8, 1995

**RECEIVED**  
NOV 9 1995  
**SECRETARY OF STATE  
COMMONWEALTH OF KY**

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

Attention: Kandie Adkinson  
Land Office

Gentlemen:

Re: Final annexation of  
Unit No. 6 in Brookhill  
Heritage Subdivision, and  
2960 West Parrish Avenue

Enclosed herewith are the papers evidencing final annexation of Unit No. 6 in Brookhill Heritage Subdivision, containing 2.608 acres, and 2960 West Parrish Avenue, containing 0.82 acre, 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  
City Clerk

Enclosures

ORDINANCE NO. 55-95

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 UNIT NO. 6 IN BROOKHILL HERITAGE SUBDIVISION, CONTAINING 2.608 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 owners of record of the territory to be annexed have previously consented in writing to the annexation proposed, and have 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 an iron pipe being the northwest corner to Lot #64, Unit #4, Brookhill Subdivision, said point also being in the present city limit line; thence with the present city limit line south 24 degrees 09 minutes 20 seconds east 479.44 feet to an iron pipe being the southwest corner to Lot #67, Unit #5, Brookhill Subdivision; thence leaving the present city limit line south 63 degrees 15 minutes west 78.04 feet to an iron pipe; thence north 46 degrees 10 minutes 35 seconds west 132.53 feet to an iron pipe; thence north 63 degrees 53 minutes 45 seconds west 158.45 feet to an iron pipe; thence south 89 degrees 30 minutes 35 seconds west 106.92 feet to an iron pipe; thence north 3 degrees 52 minutes 20 seconds east 30.37 feet to an iron pipe being the southwest corner to Lot #89, Unit #6 in the Brookhill Heritage Subdivision; thence north 3 degrees 52 minutes 20 seconds east 116.78 feet to an iron pipe being the northwest corner to Lot #89 and being in the south margin of Pine Lake Court; thence crossing Pine Lake Court north 20 degrees 29 minutes 40 seconds west 53.56 feet to an iron pipe being the southwest corner to Lot #105 and being in the north margin of Pine Lake Court; thence north 3 degrees 21 minutes 40 seconds east 129.78 feet to an iron pipe being the northwest corner to Lot #105; thence south 86 degrees 14 minutes east 220 feet to the point of beginning and containing 2.608 acres, more or less.

**SECTION 3.** That the territory annexed herein is zoned R-1C Single-Family Residential, 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  
17th day of October, 1995.

PUBLICLY READ AND FINALLY APPROVED ON SECOND READING, this  
the 7th day of November, 1995.

/s/ Waymond Morris  
\_\_\_\_\_  
Mayor

ATTEST:

/s/ Carol Blake  
\_\_\_\_\_  
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. 55-95, duly adopted by the Board of Commissioners of the City of  
Owensboro, Kentucky, on November 7, 1995, the original of which is on file  
in the office of the City Clerk.

This the 8th day of November, 1995.

  
\_\_\_\_\_  
City Clerk

ANNEXATION REQUESTED BY:

Yewell's Heritage Developer, Inc.  
3149 Commonwealth Court, Suite B-1  
Owensboro, KY 42303

Phone: 502-684-3129

## 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 4030 thru 4060 Pine Lake Ct. 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 19th day of September, 1995.

Witness: Devin L. Smith

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

James M. Smith  
Ray M. Smith

## FOR FINANCE DEPARTMENT USE ONLY:

Annexation Fee

Amount: 100.00

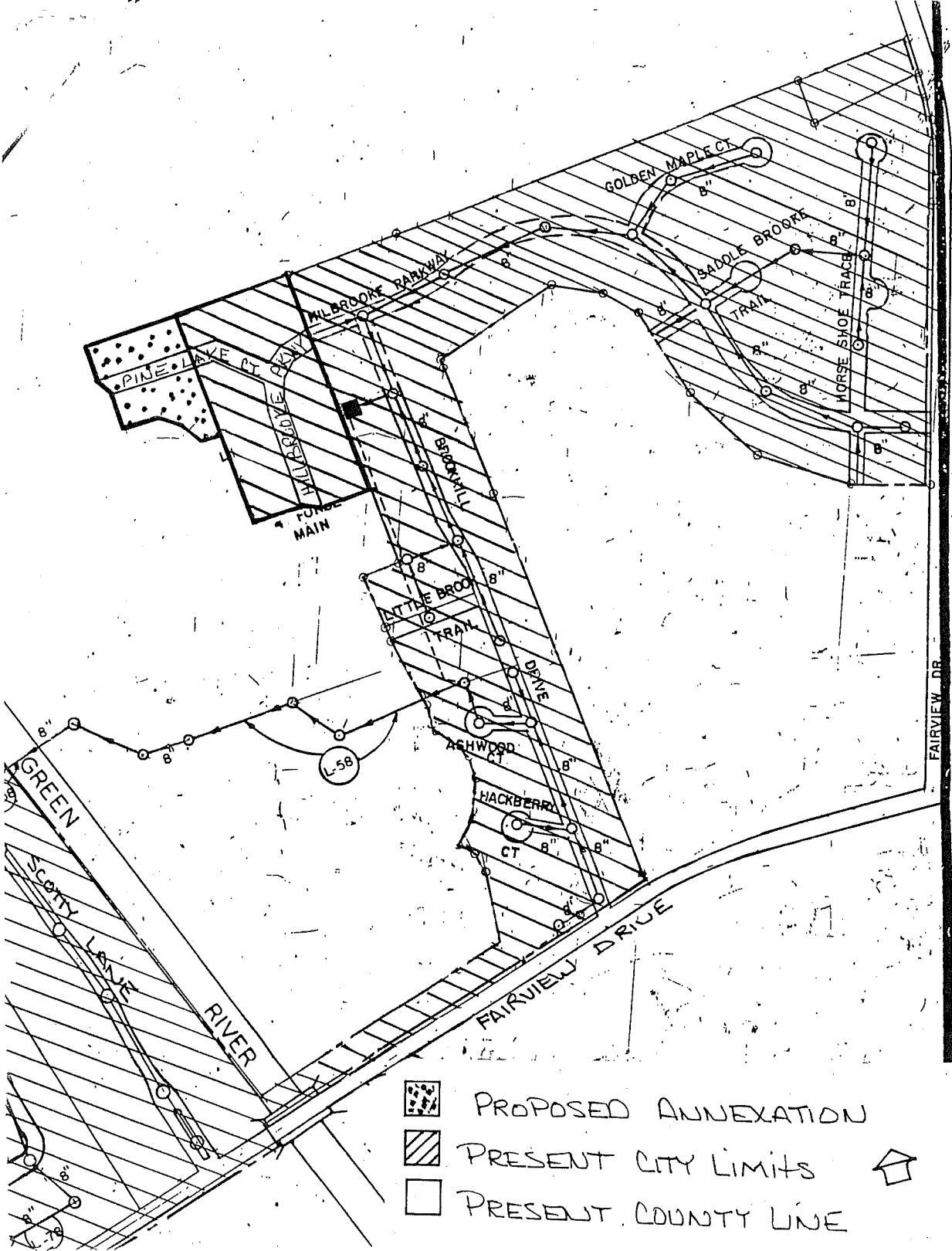
Acreage Fee

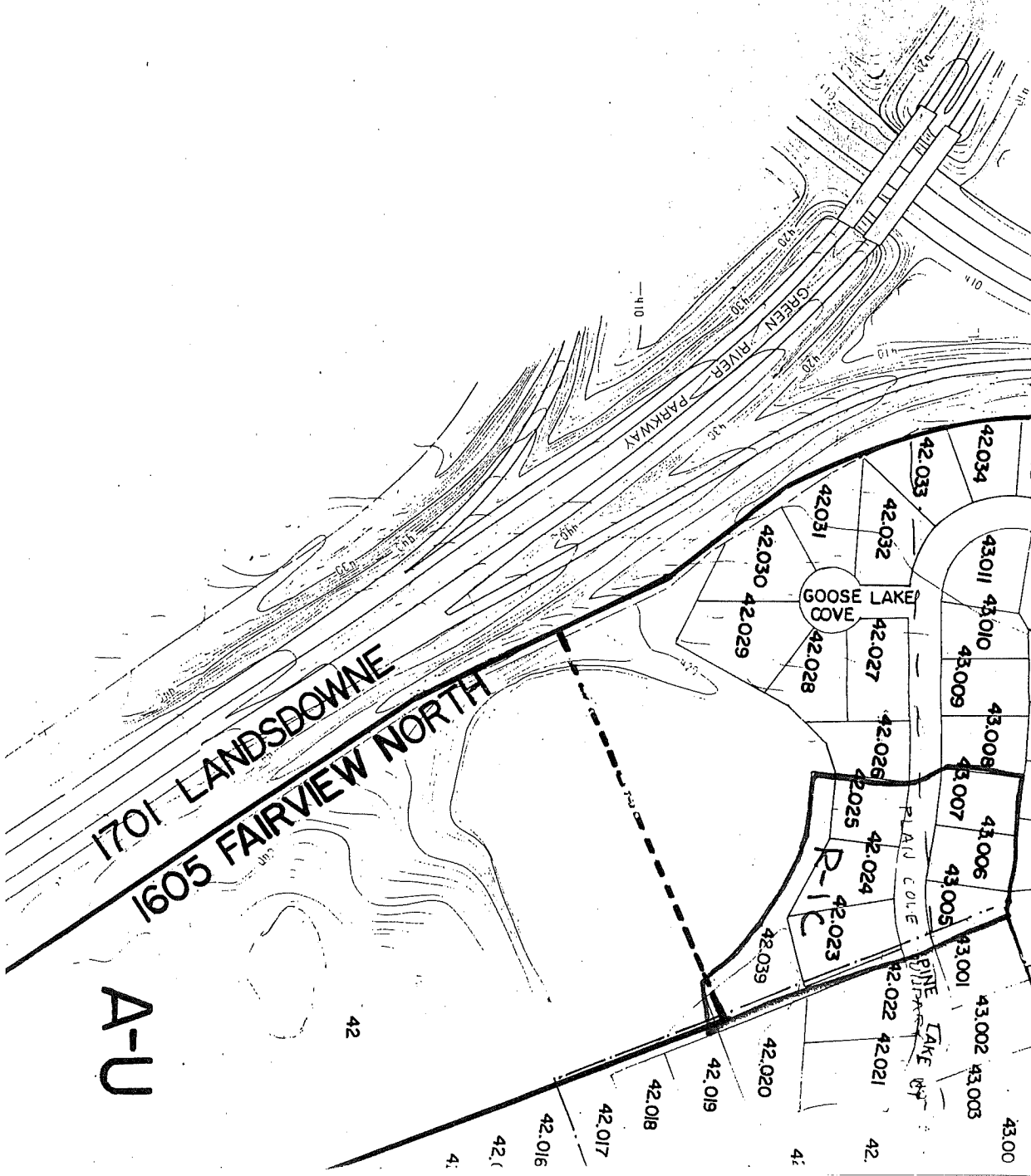
Amount: \_\_\_\_\_

Received by Finance Department

Date: 9-22-95

Initialed By: JH





A-U