



City of Owensboro
Kentucky

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

MAYOR
WAYMOND MORRIS
MAYOR PRO-TEM
R.L. MCFARLAND, SR.
COMMISSIONERS
HOWARD WHITEHOUSE
ALAN BRADEN
OLIVE BURROUGHS

March 6, 1996

RECEIVED
MAR 12 1996
SECRETARY OF STATE
COMMONWEALTH OF KY

Hon. John Y. Brown, III
Office of Secretary of State
Commonwealth of Kentucky
Frankfort, KY 40601

Attention: Kandie Adkinson
Land Office

Gentlemen:

Re: Final annexation of
Unit No. 8 in Fair Oaks
Subdivision; and a portion
of the Wal-Mart property at
5031 Frederica Street

Enclosed herewith are the papers evidencing final annexation of Unit No. 8 in Fair Oaks Subdivision, containing 6.08 acres; and a portion of the Wal-Mart property located at 5031 Frederica Street, containing 2.99 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

ORDINANCE NO. 8-96

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. 8 IN FAIR OAKS SUBDIVISION, CONTAINING 6.08 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 an iron pin in the South margin of Deer Trail and being in the present city limit line, said iron pin also being 504.97 feet West of the West margin of Martin Way; thence with the present city limit line S 5 degrees 21 minutes 41 seconds E 107.08 feet to an iron pin being the Southeast corner to Lot #303 in the Fair Oaks Subdivision; thence S 84 degrees 39 minutes 56 seconds W 567.50 feet to an iron pin being the Northwest corner to Lot #308 in the Fair Oaks Subdivision; thence leaving the present city limit line N 35 degrees 9 minutes 53 seconds E 82.38 feet; thence N 44 degrees 3 minutes 9 seconds E 979.58 feet to an iron pin being the Northeast corner to Lot #318 in the Fair Oaks Subdivision and being in the present city limit line; thence with the present city limit line S 38 degrees 25 minutes 51 seconds E 163.24 feet to an iron pin in the North margin of Wandering Lane; thence S 13 degrees 43 minutes 17 seconds E 50.65 feet to an iron pin in the South margin of Wandering Lane; thence S 29 degrees 47 minutes 12 seconds E 106.82 feet to an iron pin being the Southeast corner to Lot #286 in the Fair Oaks Subdivision; thence S 20 degrees 19 minutes 24 seconds E 73.71 feet to an iron pin; thence S 52 degrees 9 minutes 58 seconds W 169.49 feet to an iron pin being the Southwest corner to Lot #289; thence S 84 degrees 12 minutes 37 seconds W 64.93 feet to an iron pin; thence N 68 degrees 21 minutes W 85.85 feet to an iron pin being the Northwest corner to Lot #290 in the Fair Oaks Subdivision and also being in the South margin of Wandering Lane; thence with the South margin of Wandering Lane S 5 degrees 24 minutes 47 seconds W 20 feet to an iron pin; thence S 5 degrees 52 minutes 22 seconds E 120 feet to an iron pin in the North margin of Deer Trail; thence S 40 degrees 13 minutes 7 seconds W 72.15 feet to the point of beginning and containing 6.08 acres, more or less.

SECTION 3. That the territory annexed herein is zoned R-3MF Multi-Family Residential and 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.

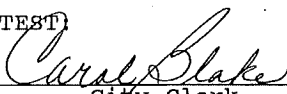
INTRODUCED AND PUBLICLY READ ON FIRST READING, this the
20th day of February, 1996.

PUBLICLY READ AND FINALLY APPROVED ON SECOND READING, this
the 5th day of March, 1996.



Mayor

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. 8-96, duly adopted by the Board of Commissioners of the City of
Owensboro, Kentucky, on March 5, 1996, the original of which is on file in the
office of the City Clerk.

This the 6th day of March, 1996.



City Clerk

ANNEXATION REQUESTED BY:

George Birkhead
4506 Loftwood Drive
Owensboro, Kentucky 42303

Phone: 502-683-1754

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 FAIR OAKS SUB Unit 8 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 16 day of 1-16, 1996.

Witness:

Billy J. PeaySignature (s) of
Record Owner(s) of Property:George J. Beeked**FOR FINANCE DEPARTMENT USE ONLY:**

Annexation Fee

Amount: _____

Acreage Fee

Amount: _____

Received by Finance Department

Date: _____

Initialed By: _____

GREEN RIVER REGIONAL MENTAL
HEALTH/MENTAL RETARDATION
BOARD, INC.

CITY

K38

NOTE:
\$1500 PER ACRE
ON DOTTED SEWER

PERSIMMON DITCH

DEER

WANDERING
LANE CT

TRAIL

DEER
TRAIL

DR. DOVE
CT. 8"

LOOP NORTH

THRUSH
CT. 8"

DOVE LOOP

SOUTH
EAGLE
CT. 8"

RAVEN
8 DR. 10"

HUMMINGBIR
LOOP NOR

BOBWHITE
8 AVE. 8"

ORIOLE
8 CT. 8"

HUMMINGBIR

PARTRIDGE LOOP

HUMMINGBIRD
LOOP

DR. GOLDFINCH
8"

MARTIN
WAY 8"

K22

RAINTREE DRIVE

L-9

NEEDLELEAF
CT.

L-15

BROADLEAF
CT.

L-12

L-13

NGTREE DRIVE

L-76

L-17

STONE CT.

L-17

L-17

HEARTWOOD
CT.

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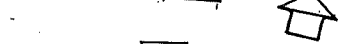
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BENTREE DRIVE



-  Proposed Annexation
-  Present City Limits
-  Present County Line

