

CITY OF PIKEVILLE

118 College Street
Pikeville, Kentucky 41501
(606) 437-5100
Fax Number (606) 437-5106

Frank Justice, II
Mayor

Donovan Blackburn
City Manager

December 15, 2008

Honorable Trey Grayson
Secretary of State of Kentucky
700 Capital Avenue, Suite 152
Frankfort, KY 40601

Reference: Annexation of Sword Fork
Dear Secretary Grayson,

Pursuant to the requirements of KRS 81A.470, please find enclosed a copy of the City of Pikeville' ordinance with regard to annexation of property located on Sword Fork in Pike County, KY.

Ordinance 0-2008-026, adopted on November 5, 2008, provides for the annexation of property adjacent to the present city corporate limits and comprises approximately 153.67 acres extending the City's corporate limits at Sword Fork of Fords Branch of the Levisa Fork of the Big Sandy River in Pike County, KY. Included within the body of the ordinance is the description of the metes and bounds, along with a map, which has been highlighted to depict the annexed territory.

The property owners are:

Leesville Land LLC.
P O Box 1169
Pikeville, KY 41502

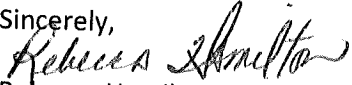
Central Appalachian Mining, LLC

Billy T. Branham
239 Cedar Creek Road
Pikeville, KY 41501

Robert Clinton Tackett
1572 Peyton's Creek Road
Pikeville, KY 41501

Charles Hall
DB 457 Page 115
Not Listed with PVA

Please contact me at 606-437-5102 if you should require any further documentation or if you have questions.

Sincerely,

Rebecca Hamilton
City Clerk/HR Director

RECEIVED AND FILED
DATE Dec 18, 2008

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Handie Edleron



**ORDINANCE FINALLY ANNEXING BY THE CITY
OF PIKEVILLE CERTAIN UNINCORPORATED
TERRITORY LYING ADJACENT TO THE PRESENT CITY
CORPORATE LIMITS AND COMPRISING OF APPROXIMATELY
153.67 ACRES EXTENDING THE CITY'S CORPORATE LIMITS
AT SWORD FORK OF FORDS BRANCH OF THE LEVISA
FORK OF THE BIG SANDY RIVER**

ORDINANCE NO. 0-2008-026

WHEREAS, Ordinance No. 0-2008-019 was passed on the 25th day of August, 2008 by the Commission for the City of Pikeville, Kentucky enacting an ordinance stating its intent to annex to the City Limits of Pikeville certain unincorporated territory more particularly described hereinafter, and

WHEREAS, the territory to be annexed is adjacent and contiguous to the City of Pikeville's existing boundaries and the City Commission has determined that no part of the area to be annexed shall be included in the boundary of another city; and

WHEREAS, the Pikeville City Commission has determined that by reason of the population density, commercial and/or industrial use of the surrounding land, the territory sought to be annexed by the City of Pikeville is urban in character and suitable for development for the urban purposes by the City of Pikeville without unreasonable delay;

WHEREAS, pursuant to KRS 81A.425, notice was sent by first-class mail to each property owner listed on the records of the Pike County Property Valuation Administrator as of January 1, 2008; and,

WHEREAS, said notice was mailed no later than fourteen (14) days prior to the meeting at which the ordinance proposing the annexation and stated the intention of the City of Pikeville to annex the territory received its second reading; and

WHEREAS, Ordinance No. 0-2008-019, proposing the annexation was duly read in accordance with the Kentucky Revised Statutes, and was published and went into effect on August 26th, 2009; and,

WHEREAS, more than sixty (60) days have elapsed since Ordinance No. 0-2008-019 went into effect, and no petition containing signatures of property owners in the area to be annexed has been received by the Mayor pursuant to KRS 81A.420; and,

WHEREAS, all notices required by Kentucky Revised Statutes have been provided and/or published according to law;

WHEREAS, the Pikeville City Commission has determined that by reason of the location of certain utilities contained within a portion of the territory sought to be annexed, the territory has both municipal value and purpose and in the future will be used to maintain, replace, expand and enhance these and other utilities and to provide the City with the jurisdiction and power to regulate the use of these utilities and to exercise eminent domain where necessary to improve, expand and enhance the utilities.

WHEREAS, following the adoption of said ordinance proposing to annex said property, the City of Pikeville did publish the ordinance in accordance with KRS 83A.060(9), and,

WHEREAS, no petition in opposition of the annexation which would require an election to be held as prescribed in KRS 81A.420 has been received by the Mayor of the City of Pikeville and pursuant thereto, the City of Pikeville may adopt a final ordinance annexing to the City of Pikeville said property.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF PIKEVILLE that the tract or parcel of property described hereinafter, contiguous to the present city limits of Pikeville, Kentucky is hereby declared to be annexed into the corporate limits of the

City of Pikeville and shall be by the passage of this ordinance become part of the city for all purposes. The property annexed hereby is described as follows:

City of Pikeville
Proposed Annexation
Sword Fork of Fords Branch

. Beginning at a point on the ridge between Marion Branch of the Levisa Fork of the Big Sand River and Sword Fork of Fords Branch of the Big Sandy River and being on the City of Pikeville Existing Corporate Boundary Line, Annexation Ordinance #0-2004-014; Thence, down a spur of the ridge S 75°05'23" E a distance of 198.19'; Thence, N 83°16'33" E a distance of 288.50'; Thence, down the hill S 12°58'56" E a distance of 903.38'; Thence, S 09°01'26" E a distance of 392.17' to a point in the existing drainage of Sword Fork of Fords Branch; Thence, with the existing drainage of Sword Fork N 84°08'37" E a distance of 45.05'; Thence, N 84°29'17" E a distance of 88.20'; Thence, N 78°36'54" E a distance of 242.39'; Thence, N 68°02'51" E a distance of 176.66'; Thence, N 70°34'20" E a distance of 172.86'; Thence, N 84°19'57" E a distance of 178.77'; Thence, N 86°49'36" E a distance of 166.69'; Thence, N 75°40'32" E a distance of 315.79' to a point at or near the Commonwealth of Kentucky Right of Way for U.S. 23 & 119; Thence, with said right of way S 00°59'17" E a distance of 311.80' to a point on the point of the hill; Thence, leaving said right of way and running up the point S 40°21'38" W a distance of 584.44'; Thence, S 26°15'41" W a distance of 156.84'; Thence, S 19°34'03" W a distance of 284.33'; Thence, S 39°01'42" W a distance of 462.54'; Thence, S 16°55'03" W a distance of 287.35'; Thence, S 12°38'55" W a distance of 241.18' to a point on the ridge on the South side of Sword Fork; Thence, with the ridge S 63°25'48" W a distance of 263.57'; Thence, N 70°20'28" W a distance of 306.68'; Thence, N 62°40'31" W a distance of 455.87'; Thence, S 71°42'58" W a distance of 139.62'; Thence, N 88°12'40" W a distance of 145.56'; Thence, N 75°33'29" W a distance of 255.09'; Thence, N 41°00'11" W a distance of 269.25'; Thence, N 83°15'41" W a distance of 246.79'; Thence, N 74°47'17" W a distance of 147.10'; Thence, N 57°17'10" W a distance of 146.95'; Thence, N 55°43'37" W a distance of 147.24'; Thence, N 78°01'49" W a distance of 161.44'; Thence, N 67°04'07" W a distance of 167.05'; Thence, N 60°30'18" W a distance of 187.74' to a point on the ridge between Marion Branch and Sword Fork and being on the City of Pikeville existing Corporate Boundary Line; Thence, with City of Pikeville existing Corporate Boundary Line N 46°21'02" E a distance of 39.38'; Thence, N 05°23'21" E a distance of 949.24'; Thence, N 54°05'08" E a distance of 489.24'; Thence, N 32°02'56" E a distance of 599.10'; Thence, N 66°49'21" E a distance of 490.29'; Thence, N 55°33'18" E a distance of 402.40'; to the point of beginning and containing 669,876.29 square feet or 153.67 acres more or less.

A map of the property in which the City of Pikeville declares its intention to annex prepared by Summit Engineering, Inc. entitled "City of Pikeville, Map Showing

Proposed Annexation of Sword Fork of Fords Branch of the Levisa Fork of the Big Sandy River"- dated 7-31-08 is on file in the office of the city clerk and may be viewed during regular office hours.

This ordinance shall be in full force and effect after it is passed and published as required by law.

The above ordinance was given a first reading this 3rd day of November, 2008.
This ordinance was given a second reading on the 5th day of November, 2008.

Passed this 5th day of November, 2008.

Commissioner Layne moved for the adoption of the foregoing ordinance.

Commissioner Carter seconded the motion.

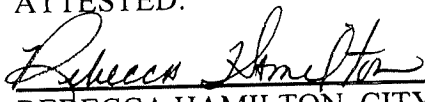
Upon roll call, the votes were as follows:

	<u>YES</u>	<u>NO</u>
FRANK JUSTICE, II MAYOR	<u> X </u>	<u> </u> - Absent
GENE DAVIS, COMMISSIONER	<u> X </u>	<u> </u>
DALLAS LAYNE, COMMISSIONER	<u> X </u>	<u> </u>
JIMMY CARTER, COMMISSIONER	<u> X </u>	<u> </u>
BARRY CHANEY, COMMISSIONER	<u> </u>	<u> </u> - Absent

The Mayor declared the within ordinance adopted.

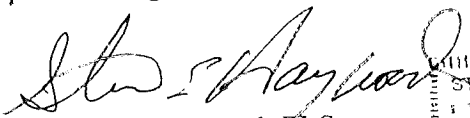

FRANK JUSTICE, II, MAYOR

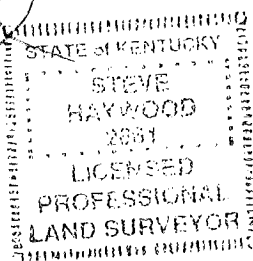
ATTESTED:


REBECCA HAMILTON, CITY CLERK

Description of Annexation
Sword Fork of Fords Branch

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Steven E. Haywood, PLS



Date: 7/31/08

Foreclosure Sale
CONDOS WITH MOUNTAIN AND LAKE VIEWS!
 10 new condo's with mountain

City of Pikeville, Certification of the Mailing of Notice of Intent to Annex Property
To Property Owners Pursuant to KRS 81A.425

I do certify that as City Manager for the City of Pikeville that the City of Pikeville did
duly mail Notice of Intent to Annex to the following property owners:

Robert Clinton & Glenna Thacker or Tackett (mailed to both names at same address)
1572 Peytons Creek
Pikeville, KY 41501

Bill T. Branham
239 Cedar Creek Road
Pikeville, KY 41501

Central Appalachian Mining, LLC
P.O. Box 1169
265 Hambley Blvd.
Pikeville, KY 41502

Leesville Land LLC
P.O. Box 1169
Pikeville, KY 41502

Ralph Robinson
Fords Branch
Pikeville, KY 41501

Dencil & Sandra Dotson
49 N. Bridge Street
Pikeville, KY 41501

The attached Notice of Intent to Annex was mailed by First Class Mail on the 11th day of
August, 2008.


Donovan Blackburn, City Manager

8/11/08
Date



CITY OF PIKEVILLE

118 College Street
Pikeville, Kentucky 41501
(606) 437-5100
Fax Number (606) 437-5106

Frank Justice, II
Mayor

Donovan Blackburn
City Manager

August 11, 2008

Robert Clinton & Glema Thacker
1572 Peytons Creek
Pikeville, KY 41501

To whom it may concern,

This letter is intended to serve as your notice that the City of Pikeville intends to annex all or part of property that you own within the area described in the attached city of Pikeville Ordinance. This ordinance received its first reading on August 11th, 2008. The second reading of this ordinance will occur at 6:00 P.M., August 25th, 2008 at the Pikeville City Hall, 118 College Street, Pikeville, KY 41501. If you have any questions regarding this matter, you may contact the Pikeville City Clerk at 606-437-5100.

Sincerely,
Mayor Frank Justice
City of Pikeville

Enclosed (Pikeville Ordinance & Map)
Mailed by First Class US Mail on 08/11/08





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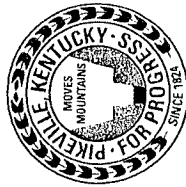
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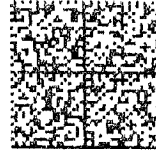
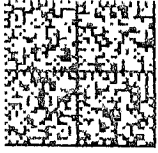
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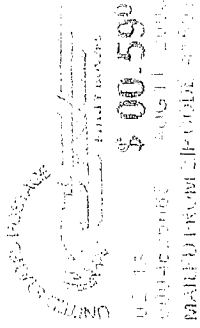
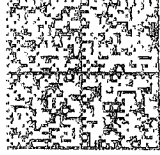
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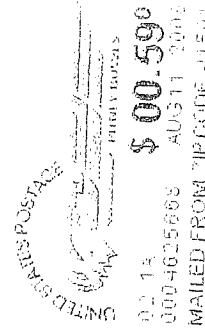
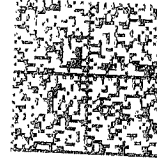
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PIKEVILLE, KENTUCKY 41501



Billy T. Branham
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OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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