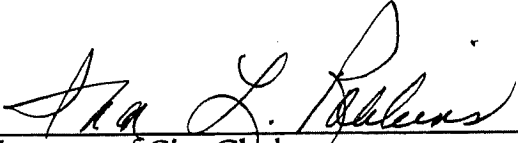


GOVERNOR'S OFFICE FOR LOCAL DEVELOPMENT
Division of Financial Management & Administration
ANNEXATION CERTIFICATION

SAMPLE CERTIFICATION: KRS 81A.470 FILINGS

I certify I am the duly qualified City Clerk of the City of Pineville, Kentucky,
and the foregoing 2 pages of Ordinance No. 160.120 is a true, correct, and
complete copy duly adopted by the City Commission at a duly convened meeting held on
Oct. 17, 2003, as appears in the official records of said City.

WITNESS, my hand and (Seal or the Seal of said City), this 7th day of
April, 2005



Signature of City Clerk

Seal (Notary or City Seal)

I:\Financial Services\Cities\Annexation\annx-certification.doc

RECEIVED AND FILED
DATE February 23, 2006

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Handwritten Signature

ORDINANCE NO. 160-420

ORDINANCE ANNEXING PROPERTY

ORDINANCE ANNEXING UNINCORPORATED TERRITORY
CONTAINING APPROXIMATELY 165 ACRES
IN THE VICINITY OF Wasigto Winds Golf Course
ALL SUCH TERRITORY BEING CONTIGUOUS TO
EXISTING CITY LIMITS

WHEREAS, on the 17th day of Oct, 2003, the City Council of the City of Pineville, Kentucky enacted Ordinance No. 160.120 declaring the City's intent to annex into the City approximately 165 acres in the vicinity of W W G C pursuant to KRS 81A.410 and 81A.420 *et seq*; and

WHEREAS, said Ordinance No 160.120 was properly published (10-30, 2003) as required by law, and more than sixty (60) days have elapsed since the enactment and publication of said Ordinance proposing said annexation and during this period, no petition or complaint has been filed in the Mayor's office nor has a suit been filed in Bell Circuit Court contesting or protesting the proposed annexation of property referred to herein; and

WHEREAS, the proposed property to be annexed is adjacent or contiguous to the City and the property is urban in character and suitable for development for urban purposes without unreasonable delay;

NOW, THEREFORE, BE IT ORDAINED by the City of Pineville, Kentucky as follows:

1. The entire tract of real estate containing 165 acres, more or less, in the vicinity of WWGC, which territory is more particularly described in the attached description and map marked Exhibit A and incorporated herein by this reference as if fully rewritten herein,

hereby is annexed into the City limits and the boundaries of the City hereby are extended so as to include and incorporate all of this real estate into the City of Pineville.

2. A certified copy of this Ordinance shall be forwarded to the City Clerk, the Public Works Department and the City Attorney and they hereby are authorized and directed to make the necessary changes to the territorial limits of the City in the City of Pineville Ordinances to reflect this annexation.

3. All prior Municipal Orders and Ordinances and parts of any Municipal Order and Ordinance in conflict herewith hereby are repealed and the provisions of this Ordinance shall govern and the provisions of this Ordinance hereby are declared to be severable and, if any section, phrase, provision or part shall, for any reason, be declared invalid, such declaration of invalidity shall not affect the remainder of this Ordinance.

4. This Ordinance is adopted pursuant to KRS 83A.060 in that it was introduced on August 16, 2004 and given final reading on September 13, 2004 and said Ordinance shall be in full force and effect upon signature, recordation and publication in summary pursuant to KRS Chapter 424.

ADOPTED: September 13, 2004

APPROVED: _____

Mayor

ATTEST: _____

City Clerk / TREAS.

MC

JR

Annexation Description

The Purpose of this description is to describe a tract of land that is to be annexed by the City Of Pineville, Bell County, Kentucky. The following description is based on information derived from deed plots, highway right of way data, and State Park Boundary Information. All deeds were found in the records of the Bell County Court Clerks Office, highway right of way information was available in the records of the Kentucky Transportation Department. No field surveys were performed, this description is based wholly on the information listed above, this tract is currently being used as the Wasioto Winds Golf Course of the Pine Mountain State Park and being more particularly described as follows,

Beginning at the point where the West Right of Way of 25 E intersects with the northern most line of a tract on land described in Deed Book 294 Page 777 Tract 4

Thence along the common line between the above mentioned tracts **South 42° 31'08" West, 104.34 feet** to a common point,

Thence continuing south along the West right of way of 25 E, **South 15° 55'14" East, 60.24 feet** to a common point between the West Right of Way of 25 E and a tract of land described in deed book 109 at page 93,

Thence along the common line between 25 E and said tract **South 71° 24'07" East, 73.70 feet** to a common point,

Thence continuing on along said common line and with a curve to the right which has a **Radius of 2625.00** feet and a Chord which bears **North 17°17'14" East, 517.38 feet** to a common point,

Thence **South 25°34'18" West 251.41 feet** to a common point,

Thence leaving the tract described in deed book 109 page 93 and with a curve to the right which has a **Radius of 5488.00 feet** and a Chord which bears **South 30°11'41" West 307.24 feet** to a common point with a tract of land described in deed book 176 page 368,

Thence along said common line and a curve to the left which a **Radius of 2287.50 feet** and a **Chord** which bears **South 25°14'38" West 553.16 feet** to a common point,

Thence **South 19°24'03" West 354.54 feet** to a common point,

Thence **South 25°21'20" West 75.67 feet** to a common point,

Thence **South 04° 22' 45" East, 90.55 feet** to the point where the west right of way of 25E intersects the north right of way of KY 190,

Thence leaving the right of way of 25E and with the right of way of KY 190 the following calls **South 71°58'45" West 113.72 feet** to a common point between KY 190 and the tract of land described in Deed book 176 Page 368,

Thence continuing on **South 86°06'39" West 77.82 feet** to a common point,

Thence **South 58°37'54" West 475.03 feet** to a common point,

Thence **South 57°16'17" West 376.69 feet** to a common point,

Thence with a curve to the left having a **Radius of 867.00 feet** and a **Chord** which bears **South 44°45'47" West 237.44 feet** to a common point,

Thence leaving the right of way of Ky 190 and along a paved road to the right still following the tract described in Deed Book 176 Page 368, **North 23°52'23" West 893.30 feet** to a common point with a tract of land described in deed book 261 Page 37 and a tract described in Deed book 294 Page 766,

Thence leaving the tract described in Deed Book 176 Page 368 and along a common line between Deed Book 294 Page 766 and Deed Book 261 Page 37, **South 43°18'57" West 245.56 feet** to a common point,

Thence continuing along the previously mentioned road and Deed Book 294 Page 766 leaving Deed Book 261 Page 37, **North 86° 02'51" West 85.94 feet**,

Thence **North 80°18'12" West 111.33 feet**,

Thence **North 73°20'34" West 251.50 feet**,

Thence **North 85°10'10" West 162.13 feet**,

Thence crossing said paved road, close to it's termination point, **South 00°14'04" w 354.77 feet**, to a tract of land described in Deed Book 247 Page 451 and following along said tract past the tracts corner and to a corner common with a tract described in Deed Book 241 Page 213,

Thence along said tract **North 81°32'58" West 135.82 feet**,

Thence **North 02°23'43" East, 43.38 feet** to a point common with a tract described in Deed Book 231 Page 739,

Thence leaving Deed Book 241 Page 213 and continuing on along Deed Book 231 Page 739, **South 90° 00'00"East, 1052.60 feet** to a point common with a tract described in deed book 71 Page 15 and a tract described in Deed Book 294 Page 785 (tract 1)

Thence leaving Deed Book 231 Page 739, Deed Book 294 Page 766 and continuing on with Deed Book 71 Page 15, **South 90° 00'00"East, 950.27 feet,**

Thence **North 00°00'00"East, 289.07 feet** to a common point,

Thence **North 90°00'00"East, 227.58 feet** to a common point,

Thence **North 00°00'00"East, 194.75 feet** to a common point in the right of way of a paved road,

Thence along said road **South 62°26'34" West 16.91 feet** to a common point,

Thence **South 67°55'30" West 28.46 feet** to a common point,

Thence **South 83°23'02" West 39.26 feet** to a common point,

Thence **North 88°47'56" West 43.54 feet** to a common point,

Thence **North 87°34'44" West 41.79 feet** leaving Deed Book 294 page 785 and continuing on with Deed Book 71 Page 15 and with a tract of land described in Deed Book 294 PAGE 777 feet to a common point,

Thence with a curved line to the left having a Radius of 1004.93 feet and a **Chord** which bears **South 84°43'21" West 62.67 feet** to a common point,

Thence crossing said road and leaving Deed Book 71 Page 15, **North 00°00'00"East, 24.30 feet** to a point on the north side of said road which is common point between Deed Book 294 Page 777 and a tract of land described in Deed Book 105 Page 1,

Thence continuing with the North side on the road, Deed Book 105 Page and Deed Book 294 Page 777 the following calls **North 81°03'38" West 30.83 feet, South 87° 31'41" East, 43.10 feet, South 88°44'55" West, 39.42 feet, North 83° 26' 07"East, 33.14 feet, North 67° 58' 29"East, 36.53 feet, North 56°58'49"East, 353.15 feet** to a point,

Thence **North 24° 32'38"East 155.10 feet** leaving Deed Book 294 Page 777 and continuing along with the road, Deed Book 105 Page 1, and also with a tract of land described in Deed Book 294 Page 785,

Thence continuing along the road and the two mentioned deeds **North 50°41'52"East, 148.03 feet,**

Thence leaving the road and continuing along the deed lines **North 61°42'51"East, 519.75 feet** to a common point,

Thence **North 25° 05' 54" West 141.09 feet** to a common point,

Thence **North 02'17'33" West 68.02 feet** to a common point,

Thence **North 20°59'02"East, feet** to a point common between Deed Book 105 Page 1, Deed Book 294 Page 785 and a tract described in Deed Book 176 Page 368,

Thence leaving Deed Book 105 Page 1 and following the line between Deed Book 294 Page 785 and Deed Book 176 Page 368 the following calls, **South 66° 47' 44"East 93.49 feet** to a common point, **South 85°53'48"East, 80.22 feet** to a common point,

Thence **North 77°28'02"East, 78.69 feet** to a common point,

Thence **North 61°32'39"East, 130.27 feet** to a common point,

Thence **North 73°27'43"East, 64.99 feet** to a common point,

Thence **North 85° 30'18"East, 275.08 feet** to a common point,

Thence **North 83° 51'50"East, 80.15 feet** to a common point,

Thence **North 78°13'09"East, 108.52 feet** to a common point,

Thence **North 70°23'31"East, 68.15 feet** to a point common with Deed Book 176 Page 368, Deed Book 294 Page 785, Deed Book 294 Page 777 and the north right of way on the previously mentioned paved road,

Thence leaving Deed Book 294 Page 785 and along the road and the deed line between the tracts described in Deed Book 176 Page 368 and 294 Page 777 the following calls, with a curve to the left having a **Radius of 1384.21 feet** and a **Chord** which bears **North 54°05'32" East, 236.50 feet** to a common point,

Thence **North 49°37'32"East, 91.62 feet** to a common point,

Thence with a curve to the right having a **Radius of 1483.19 feet** and a **Chord** that bears **North 55°26'18"East, 309.99 feet** to a common point,

Thence **North 61°37'32"East, 973.00 feet** to a common point,

Thence with a curve to the right having a **Radius of 1006.28 feet** and a **Chord** which bears **North 71°22'59"East, 359.62 feet** to a common point,

Thence **North 82°13'35"East, 1092.00 feet** to a common point,

Thence with a curve to the left which has a **Radius of 704.20 feet** and **Chord** that bears **North 79°37'04"East, 64.10 feet** to the point of beginning.

This tract as described has an approximate acreage of One Hundred and Ninety One Acres More or Less

Danby White
3-2-04

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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