

LATTA & BROWN

ATTORNEYS AT LAW

EIGHT NORTH ARNOLD AVE.-POST OFFICE BOX 550

PRESTONSBURG, KENTUCKY 41653-0550

AN ASSOCIATION OF
CLIFFORD B. LATTA
LARRY D. BROWN, PSC

July 28, 1993

Secretary of State
Capitol Bldg.
Frankfort, KY 40601

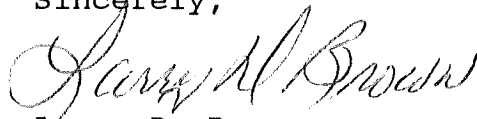
Re: City of Prestonsburg, Kentucky Annexation

Gentlemen:

Enclosed, please find certified copies of Ordinance Nos. 1-2-93 and 2-2-93 which incorporate certain contiguously located real property to the City of Prestonsburg, Kentucky. There is also enclosed a plat outlining the property annexed.

If you have any questions, please do not hesitate to call.

Sincerely,


Larry D. Brown

LDB/mag

Enc.

map 4
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JUL 30 9 30 AM '93
606-886-8132
FAX 606-886-8134
302 E. FIFTH ST.
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY

ORDINANCE NO. 1-2-93

AN ORDINANCE OF THE CITY OF PRESTONSBURG, KENTUCKY,
DECLARING THE INTENTION TO ANNEX CERTAIN CONTIGUOUSLY
LOCATED UNINCORPORATED TERRITORY TO THE CITY OF
PRESTONSBURG, KENTUCKY

WHEREAS, the City Council of the City of Prestonsburg, Kentucky is desirous of expanding its boundaries to better serve the needs to those persons desiring to be incorporated into the city limits of the City of Prestonsburg, Kentucky.

WHEREAS, the City has received a written request from Jane D. Howard to include her real property into the corporate limits of the City of Prestonsburg, Kentucky;

WHEREAS, said property is located contiguous to the current corporate limits and meets the requirements for annexation pursuant to KRS 81A.410, et. seq.; and

WHEREAS, the City of Prestonsburg is desirous of annexing said property into the current corporate limits;

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE CITY COUNCIL OF the City of Prestonsburg, Kentucky, as follows:

Section 1: The City Council of the City of Prestonsburg, Kentucky declares it desirable and the intention of the City of Prestonsburg to annex the following described real property more particularly described in that Deed of Conveyance from Edward P. Hill, et al., to Harris Howard, attached as Exhibit "A", except for that portion conveyed to the Commonwealth of Kentucky, Transportation Cabinet, Department of Highways.

Section 2: Action by a court of competent jurisdiction declaring any section, sub-section, phrase or word of this ordinance to be invalid, unconstitutional and/or void shall not affect the remainder of this Ordinance which shall remain in full force and effect.

Section 3: This ordinance shall be in full force and effect from and after its adoption and publication, as required by law.

Section 4: All ordinances or any part in conflict with the provisions herein are expressly repealed to the extent of such conflict.

SO ADOPTED, this the 22nd day of February, 1993.

ATTEST:

ANN R. LATTA, MAYOR

SUE W. WEBB, CITY CLERK

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BOUNDARY DESCRIPTION
OF
JANE HOWARD PROPERTY
&
A PORTION OF KY RT. 1427

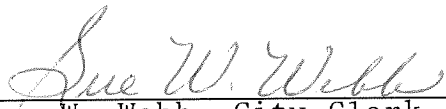
A certain tract or parcel of land lying and being on Abbott Creek near its confluence with Levisa Forked Big Sandy River, Floyd County Kentucky, and more particularly bounded and described as follows:

BEGINNING at a railroad spike at the south edge of KY Rt. 1428 and former Rt. 1427 and on the boundary line of the Prestonsburg city limit. Thence leaving said city limit line and Rt. 1427, South 60-35-46 West, 21.52 feet, thence continuing with south edge of pavement of former KY Rt. 1427, South 8-20-30 West, 48.01 feet, South 23-11-35 West, 49.43 feet, South 53-23-06 West, 36.43 feet, South 62-20-18 West, 64.94 feet, to a PK nail in edge of the blacktop road, thence continuing with same, South 66-34-49 West, 148.90 feet, South 67-02-40 West, 61.27 feet, to a PK nail in edge of pavement; thence South 68-38-54 West, 133.62 feet, South 65-22-56 West, 136.04 feet, South 66-00-08 West, 73.14 feet, South 72-16-00 West, 126.49 feet, South 71-49-46 West, 35.58 feet, South 67-54-35 West, 115.39 feet, South 65-21-28 West, 143.87 feet, South 57-55-45 West, 64.65 feet, to a PK nail in edge of road. Thence leaving the edge of pavement of former KY Rt. 1427 and running with the fence, South 21-16-12 West, 52.48 feet to a fence post and with fence, South 21-55-53 West, 19.68 feet to a fence post on the right-of-way of former KY Rt. 1427, corner of the Jane Howard property, and the Ida Moore property. Thence leaving said right-of-way and running with the Jane Howard property and Ida Moore property, South 03-42-37 West, 70.40 feet to a fence post and with fence, South 01-51-15 East, 20.28 feet to a rock wall with fence on top of it, thence with rock wall South 24-34-20 East, 252.33 feet to the end of the rock wall. Thence leaving rock wall and continuing with the fence South 24-37-30 East, 68.07 feet to a fence post. thence South 24-35-46 East, 92.64 feet to tack/hub in fence line; thence South 24-31-27 East, 41.88 feet to a 27" poplar with wire embedded, thence South 47-40-51 West, 59.02 feet to a tact/hub in fence line; thence South 44-03-23 West, 57.06 feet to a tact/hub in fence line; thence South 09-42-09 East, 40.75 feet to a fence post on the bank of Abbott Creek. Thence with fence and crossing Abbott Creek South 26-18-56 West, 42.48 feet to a 22" sycamore with wire embedded on edge of creek bank. Thence continuing with fence and down the creek with the right edge of said creek bank South 33-38-48 East, 90.65 feet to a tact/hub on fence line on said creek bank; Thence South 24-17-01 East, 143.71 feet to a tact/hub on fence line on said creek bank; thence South 22-34-34 East, 111.80 feet to a fence post on said creek bank; thence South 36-11-23 East, 40.83 feet to a tact/hub in fence line on said creek bank; thence South 20-46-53 East, 203.33 feet to a tact/hub on fence line on said creek bank; thence South 03-50-13 West, 12.94 feet to a fence post; thence leaving said creek bank and with the fence South 02-10-04 West, 41.08 feet to a fence post; thence South 19-07-50 West, 37.72 feet to a 14" sycamore with wire embedded at the edge of an abandon road way, corner of the Frank Arnett property. Thence leaving fence and the Ida Moore property and with the

Frank Arnett property, and with the edge of road, South 85-43-13 West, 189.27 feet to a tact/hub in edge of road; thence North 78-10-32 West, 96.50' to the edge of the road and on the fence; thence North 78-54-02 West, 73.96 feet to a 8" double maple with wire embedded and edge of road, thence South 89-50-55 West, 31.61 feet to tact/hub in edge of road, thence South 79-20-19 West, 90.27 feet to a tact/hub in edge of road; thence South 76-37-24 West, 74.72 feet to a tact/hub in edge of road, thence South 81-13-56 West, 48.18 feet to the center of Abbott Creek, corner of the John Howard Hill property. Thence leaving the Arnett property and running with the Hill property down the center of said creek as it meanders, North 03-45-24 East, 62.12 feet to the center of said creek; thence North 05-14-38 West, 110.91 feet to the center of said creek; thence North 23-43-27 West, 149.04 feet to the center of said creek and on US Rt. 23 right-of-way; thence leaving the creek and said Hill property, and with said right-of-way South 87-28-12 East, 43.92 feet to a right-of-way marker; thence North 15-05-30 East, 120.69 feet to a right-of-way marker, thence North 17-30-26 East, 273.33 feet to a right-of-way marker, thence North 09-08-55 West, 340.65 feet to a fence post on right-of-way, thence North 39-30-17 East, 74.60 feet to a right-of-way marker, thence North 14-14-49 West, 205.92 feet to a fence post on right-of-way, also on the existing right-of-way of former KY Rt. 1427. Thence leaving the right-of-way line of U.S. 23 and former KY Rt. 1427, and extending across the abandoned portion of former KY Rt. 1427, North 37-29-30 East, 49.71 feet to the northerly end of a guardrail erected across said KY Rt. 1427 for purposes of termination. Thence running with the north side of former KY Rt. 1427; North 79-09-44 East, 148.33 feet to a PK nail in the edge of pavement; thence North 59-21-45 East, 156.39 feet to a PK nail in the edge of pavement; thence continuing with north side of former KY Rt. 1427, North 65-15-54 East, 76.71 feet, North 65-37-38 East, 67.69 feet, North 66-01-13 East, 65.84 feet to a PK nail in the edge of pavement; thence North 70-33-10 East, 62.63 feet; North 72-21-56 East, 119.64 feet; North 66-33-39 East, 74.98 feet; North 66-25-17 East, 164.84 feet; North 66-24-36 East, 47.42 feet; North 67-29-47 East, 140.44 feet to a PK nail in the edge of pavement; thence North 66-11-20 East, 156.04 feet; North 62-42-39 East, 52.36 feet; North 57-17-18 East, 38.35 feet; North 37-43-45 East, 8.72 feet to a PK nail in the edge of pavement; thence North 22-27-01 East 25.34 feet; North 16-33-48 West, 40.23 feet; North 56-00-53 West, 20.74 feet; North 72-54-19 West, 19.75 feet to edge of KY Rt. 1428 and on the boundary line of the Prestonsburg city limit, thence with KY Rt. 1428 and the boundary line of the Prestonsburg city limit, North 87-31-17 East, 94.52 feet to the BEGINNING, containing 12.512 acres.

I certify the foregoing to be a true and accurate copy
of Ordinance No. 1-2-93 as adopted by the City of
Prestonsburg, Kentucky.

Dated, this the 27th day of July, 1993.



Sue W. Webb, City Clerk
City of Prestonsburg

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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