MAYON JERRY 3. FANNIN

CITY COUNCIL ROBERT R. ALLEN, II ESTILL LEE CARTER **BILL R. COLLINS** GORMON COLLINS, JR. OTIS HANSEL COOLEY RALPH B. DAVIS DANNY H. HAMILTON TRENT NAIRN



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> (606) 886-2335 Fax (606) 886-0563

APR 7 1999 CRETARY OF STATE MMONWEALTH OF KY

April 5, 1999

Secretary of State Room 152 Capitol Frankfort, Kentucky 40601

RE: City Map Update

Dear Sir,

It has come to my attention that the City of Prestonsburg has been remiss in filing it's annexation ordinances and updated maps with your office. I have had our engineer prepare a map showing all of the areas that we have annexed in recent years and I am enclosing certified copies of the ordinances. There may be some overlaps with previously filed maps and ordinances. If there is any problem with the enclosed material, please contact me so that we can correct it.

Yours very truly

Paul P. Burchett City Attorney

ORDINANCE NO. 3-2-93

RE: AN ORDINANCE OF THE CITY OF PRESTONSBURG, KENTUCKY ANNEXING CERTAIN REAL PROPERTY TO THE WESTERN CORPORATE LIMITS OF THE CITY OF PRESTONSBURG.

WHEREAS, the City Council of the City of Prestonsburg did adopt Ordinance No. 12-92 declaring the intention to annex certain real property into the city limits located along Kentucky Rt. 114 known as the "Lowe's property;

WHEREAS, the City of Prestonsburg has complied with the prerequisites of KRS 81A.420 et. seq., regarding annexation of the foregoing real property as it qualifies for annexation pursuant to KRS Chapter 81A;

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, hereby adopts the provisions of Annexation Ordinance No. 12-92, and hereby incorporates into the city limits of the City of Prestonsburg, Kentucky that tract or parcel of real property more particularly described in Exhibit "A" attached hereto and made a part hereof, the same as if set out at length herein.

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, but 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 parts in conflict with the provisions hereof are expressly repealed to the extent of such conflict.

so	ADOPTED,	this	the	_8th_day	of	March,	1993
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ANN R. LATTA, MAYOR

ATTEST:

SUE W. WEBB, CITY CLERK

EXHIBIT "A"

Beginning at the present city limit at Glyn View Plaza and extending along the north right-of-way of Ky. Rt. 114 to the subject property, encompassing that property and then return ing to the east along a line 40 feet south of the centerline of Ky Rt. 114 to the existing city limit and being more particularly described as follows:

Located North of and adjacent to KY Rt. 114, approximately one half mile west of its intersection with U.S. Rt. 23 on Middle Creek of Levisa Fork of Big Sandy River.

Beginning at an iron pipe on the right-of-way Ramp A of the U.S. 23 and Ky 114 interchange, Federal Aid Project No. APD132, 130 feet right of Ramp A centerline Station No. 21+82; also, a corner of Glyn View Plaza Shopping Center. Thence running with the right-of-way of Ramp A and Glyn View Plaza,

North 10 18'29" East, 46.44 feet to an iron pipe; South 69 40'36" West, 75.81 feet to an iron pipe on said right-of-way, corner of the Charles Warrix property. Thence, leaving the Glyn View Plaza property and running with the right-of-way,

South 69 40'36" West, 164 feet to a point located 170 feet right of Highway Station 4953+50 of the Salyersville-Prestonsburg Road, Project No. S 267 (S) Floyd County (1967). South 17 42'42" East, 40.00 feet to a point on the right-of way located 130 feet left of Station No. 4953+50. South 72 17'18" West, 450.00 feet to a concrete right-of-way marker located 130 feet left of Highway Station No. 4949+00. South 77 59'56" West, 100.49 feet to a point located 140 feet left of Station No. 4948+00. South 72 17'18" West, 288.01 feet to a point in Middle Creek, a corner of property owned by Lowe's Corporation. Thence leaving the right-of-way of Ky Rt. 114 and running up the center of Middle Creek with the Lowe's Property, North 54 36'56" West, 130.42 feet; North 57 52'59" West, 182.13 feet; North 59 22'38" West, 148.77 feet; North 65 54'30" West, 105.63 feet; North 73 19'04" West, 107.47 feet; North 73 07'29" West, 76.42 feet;

North 82 30'16" West, 148.75 feet; South 89 24'46" West, 43.97 feet; South 60 05'09" West, 41.97 feet; South 60 05'22" West, 79.40 feet; South 71 17'36" West, 89.00 feet; South 79 59'19" West, 41.30 feet; South 84 31'05" West, 65.45 feet; South 82 51'26" West, 175.51 feet; South 77 20'43" West, 98.50 feet;

Thence leaving the center of Middle Creek; South 28 11'51" East, 9.27 feet; South 28 11'51" East, 180.07 feet to a point in the bottom; North 59 54'29" East, 159.24 feet to a utility pole; South 06 39'43" East, 500.92 feet to an iron pipe; South 06 39'43" East, 16.95 feet to the right-of-way of Ky Rt 114, 130 feet left of Station No. 4933+17.5. Thence leaving the Lowe's property and running across the center line of Ky Rt. 114; South 17 42'42" East, 160 feet to a point on the south side of Ky Rt. 114, 40 feet right of the centerline. Thence running along the route of Ky 114, 40 feet right of the centerline North 72 17'18" East, 2250.30 feet to a point located 40 feet right of Station No. 21+82 on Ramp A of US 23 and Ky Rt. 114 interchange, Federal Aid Project No. APD132. Thence crossing Ky Rt. 114 to the BEGINNING.

CERTIFICATION

I, Sue W. Webb, hereby certify that the foregoing is a true and correct copy of Ordinance No. 3-2-93, of the Minute Book on page 154 of Book No. 15.

Sue W. Webb, City Clerk

OVERSIZE MAP INCLUDED WITH SUBMISSION.

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