

MAYOR
JERRY S. FANNIN

CITY COUNCIL
PHILLIP CHAFFINS
GORMON COLLINS
DIANE FISH
DANNY H. HAMILTON
KELLY MOORE
KAY HALE ROSS
DONNA BLACKBURN WELLS
DON WILLIS



200 North Lake Drive
Prestonsburg, Kentucky 41653

(606) 886-2335
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Commonwealth of Kentucky
Office of the Secretary of State
P.O. Box 718
Frankfort, Kentucky 40602-0718
Attn. Kandie Adkinson, Administrative Supervisor,
Land Office Division

RECEIVED AND FILED
DATE June 9, 2005

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Kandie Adkinson

Dear Ms. Adkinson,

Enclosed please find Ordinance 4-2004 and certified map, we apologize for error of not sending the map in the first packet. Peggy Bailey, former City Clerk, during that time left on sick leave and has since retired. I have been appointed City Clerk for the City of Prestonsburg.

Also enclosed please find Ordinance 8-2004 and certified map for an annexation that has been done since above-mentioned ordinance. I know that Peggy had sent copy to the Floyd County Clerk's Office but did not know if copies had been forwarded to your office.

Thank you so much for your assistance and please contact me if further information is needed.

Sincerely,


Sharon Schoolcraft, City Clerk



Home of
The Kentucky Opry • Mountain Arts Center • Thunder Ridge Racetrack • Jenny Wiley Summer Music
Theatre and State Park • Jenny Wiley Pioneer Festival



June 9, 2005

Book MC 10 Page 308

TREY GRAYSON
SECRETARY OF STATE

COMMONWEALTH OF KENTUCKY ORDINANCE NO.: 4-2004

Y. *Gandie Allison*

AN ORDINANCE OF THE CITY OF PRESTONSBURG, KENTUCKY BY WHICH THE CITY ANNEXES INTO THE CITY CORPORATE LIMITS CERTAIN REAL PROPERTY LOCATED ON KATY FRIEND BRANCH, U.S. 23 SOUTH

WHEREAS, the Dale and Carol Tomlinson, and Kentucky Oil and Refining Company, owners of property contained within that certain tract and boundary of unincorporated territory as more specifically described herein below, and as reflected by the Annexation Map hereto attached as Exhibit "A", have given prior consent in writing and petitioned the City for annexation and incorporation into the city limits of Prestonsburg said property; and,

WHEREAS, the area as hereinbelow more particularly described, and reflected in Exhibit "A" hereto (Proposed Annexation Map) lies adjacent to or is contiguous to the City of Prestonsburg's current boundaries; and,

WHEREAS, the Prestonsburg City Council having considered the matter and determined after due discussion and deliberation that it is in the best interest of the City and best interest of the property owners whose property is contained within the area proposed to be annexed; and,

WHEREAS, the City Council, through passage of this resolution and the ordinance set forth hereinbelow, declares it desirable to annex into the corporate limits of the City of Prestonsburg that certain area more fully described below;

NOW, THEREFORE, IT IS HEREBY RESOLVED AND IS HEREBY ORDAINED BY THE CITY OF PRESTONSBURG, KENTUCKY AS FOLLOWS:

Section I: The City of Prestonsburg does hereby annex into the municipal corporate limits the property described as follows:

TRACT I:

A certain tract(s) or parcel(s) of property lying along U.S. Route 23 on Mutton Fork and Katy Friend Branch of the Levisa Fork of the Big Sandy River, near Prestonsburg, Floyd County, Kentucky and more particularly described as follows:

Beginning at a point on the Commonwealth of Ky. Right of way for U.S. 23 (Deed Book 204, Pg. 35), said point being 80' right of U.S. 23 centerline station 78+00, thence crossing U.S. Route 23, N 41° 25' 25" E, 290.00' a point on the U.S 23 right of way line and Lucy McGuire property (Deed Book WB E, Pg. 156), said point being 210.00' left of U.S. 23 centerline station 78+00, thence with the U.S. 23 right of way line and with the lines of Lucy McGuire, S 46° 17' 57" E 251.46', to a point, said point being 200' left of U.S. 23 centerline station 80+52.55, thence S 49° 46' 06" E, 234.27' to

a point, said point being 200' left of U.S. 23 centerline station 83+02.55, thence with the U.S. 23 right of way line and the McGuire line, S 56° 42' 13" E, 170.59' to a point, said point being a corner for Lucy McGuire and Dale and Carol Tomlinson, Ky, Oil and Refining Co. (Deed Book 483, Pg. 513) and said point being 204.67' left of U.S. 23 centerline station 84+92, thence leaving the U.S. 23 right of way line and with the McGuire and Tomlinson line, going up the center of a point, N 17° 29' 54" W, 226.00', to a point, thence continuing with the center of the point, N. 50° 44' 13" E, 411.46' to a point in the center of the point, thence with the center of the point, N 65° 59' 40" E, 353.50' to the center of a high knob in the center of the ridge, said point being a corner of Dale and Carol Tomlinson, Lucy McGuire and Delmas and Watheda Hall (Deed Book 283, Pg. 638) thence leaving the Lucy McGuire property and with the Tomlinson, and Hall lines and running with the center of the ridge, S 58° 14' 14" E, 381.51' to a point in the gap, thence S 69° 39' 07" E, 331.32' to a point on a knob in the center of the ridge, said point being a corner to the Steve and Diane Ousley property, (Deed Book 395, Pg. 846), Dale and Carol Tomlinson and Delmas Hall properties, thence leaving the the Delmas Hall property and with the Tomlinson and Ousley lines and running with a drain, S 54° 27' 45" W, 144.19', to a point, thence with the drain, and Ousley and Tomlinson lines, S 43° 46' 04" W, 319.32' to a point in the drain, thence S 28° 47' 02" W, 297.74 to a point in the U.S. 23 right of way, said point being a corner to the Dale and Carol Tomlinson and Steve and Diane Ousley property, and said point being 200' left of U.S. 23 centerline station 94+95.45', thence leaving the Tomlinson and Ousley properties and crossing U.S. 23, S 09° 36' 13" W, 382.80' to a point on the U.S. 23 right of way line, said point being 180' right of U.S. 23 centerline station 94+67 and being a corner on the Tommy Ruth Estate (Deed Book 387, Pg. 329) property, thence with the U.S. 23 right of way line and with the Tommy Ruth Estate line, N 80° 40' 04" W, 600.82' to a point, said point being a corner to the Tommy Ruth Estate, the U.S. 23 right of way line and with said point being in the fence line of the Tommy Ruth Estate line-East Ky. Equipment (Deed Book 336, Pg. 329) and said point being 205' right of the U.S. 23 centerline station 89+15, thence leaving the Tommy Ruth Estate and with the U.S. 23 right of way and the Tommy Ruth Estate-East Ky. Equipment fence, N 05° 33' 37" E, 128.64' to a point on the U.S. 23 right of way line and the corner of the Tommy Ruth Estate-East Ky. Equipment, said point being 80' right of the U.S. 23 centerline station 88+86.70', thence with the right of way and the Tommy Ruth Estate-East Ky. Equipment line, N 68° 45' 33" W, 90.32' to a point, said point being 80' right of U.S. 23 centerline station 88+00, thence N 66° 07' 50" W, 62.49' to a point, said point being a corner to the Prestonsburg Inn, Inc. (Deed Book 260, Pg. 425), the Tommy Ruth Estate-East Ky. Equipment and on the U.S. 23 right of way line and said point being 79.36' right of U.S. 23 centerline station 87+40, thence with the U.S. 23 right of way line and with the lines of

Prestonsburg Inn, Inc. and leaving the Tommy Ruth Estate-East Ky. Equipment, N 65° 42' 33" W, 39.40' to a point, said point being 80' right of U.S. 23 centerline station 87+00, thence with the Prestonsburg Inn, Inc. line and right of way line and N 62° 42' 40" W, 104.16' to a point, said point being 80' right of U.S. 23 centerline station 86+00, thence N 59° 42' 38" W, 104.19, a point, said point being 80' right of U.S. 23 centerline station 85+00, thence, N 56° 43' 04" W 104.16' to a point on the U.S. 23 right of way, said point being 80' right of U.S. 23 centerline station 84+00, thence, N 53° 43' 04" W, 104.11' to a point, said point being 80' right of U.S. 23 centerline station 83+00, thence, N 53° 57' 24" W, 102.94' to the point, said point being 80' right of U.S. 23 centerline station 82+00, thence staying with the Prestonsburg Inn Inc. and the U.S. 23 right of way line, N 48° 13' 10" W, 95.04' to a point said point being 80' right of U.S. 23 centerline station 81+06, thence N 48° 38' 01" W, 53.66' to a point, said point being 80' right of U.S. 23 centerline station 80+52.55, thence N 48° 34' 35" W, 252.54' to the point of beginning containing 27.99 acres more or less.

Note: All deeds are duly recorded in the office of the
Floyd County Court Clerk, Floyd County, Kentucky

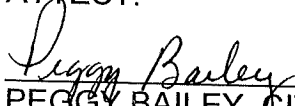
Section II: The Annexation Map attached hereto as Exhibit "A" reflects the descriptions as hereinabove stated and is incorporated herein by reference as a part hereof.

Section III: Upon the enactment of this ordinance the territory shall become a part of the City of Prestonsburg, Kentucky in accordance with Kentucky Revised Statute 81A.412.

So resolved, ordained, and adopted, this 23rd day of August 2004.


JERRY FANNIN, MAYOR

ATTEST:


PEGGY BAILEY, CITY CLERK

FIRST READING: 8/19/04

SECOND READING: 8/23/04

STATE OF KENTUCKY, COUNTY OF FLOYD, S.S.
I, CLAYTON W. JONES, Clerk of Floyd County certify that the
foregoing Ordinance was, on the
3 day of Sept, 2004 at 3:30 o'clock
P.M. lodged in record whereupon the same with
the foregoing and this certificate have been duly recorded
in my office.
Witness my hand, this 3 day of Sept, 2004
CLAYTON W. JONES, CLERK

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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