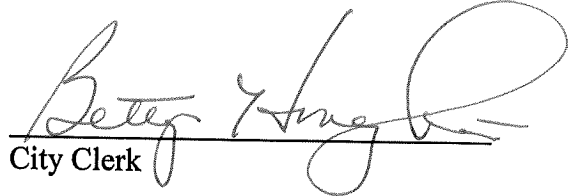


**CERTIFICATION**

I, Betty Houghton, Clerk of the City of Richmond do hereby certify that, the above Resolution 09-02 is a true and correct copy as was presented to the Richmond Board of Commissioners of the City of Richmond at their regular schedule meeting dated October 27<sup>th</sup>, 2009.

Given under my hand this 27<sup>th</sup> day of October, 2009.

  
City Clerk

(SEAL)

RECEIVED AND FILED  
DATE Oct. 30, 2009

THEY GRAYSON  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY Kandie Adkins

## **RESOLUTION 09-02**

### **AN RESOLUTION ADOPTING A MODERN AND ACCURATE LEGAL DESCRIPTION OF TERRITORY PREVIOUSLY ANNEXED BY ORDINANCE**

**WHEREAS**, the City of Richmond has enacted numerous ordinances annexing property into the corporate limits of the City of Richmond; and

**WHEREAS**, each individual annexation contains a prior survey of prepared by now unknown individual, and further references documentation that is no longer in existence, and

**WHEREAS**, the City wishes to provide a modern, accurate, easily identifiable legal description reflecting bearings and coordinates based upon the state plane coordinate system, including relevant GPS and GIS data, same having been certified by a professional land surveyor for each prior annexation; and

**WHEREAS**, the City wishes to comply with the requirements of Amended KRS 81A.4 70 effective July 13, 2004, and

**WHEREAS**, the City does not intend to amend or replace its prior ordinance annexing, but rather to interpret the defined boundaries of the territory previously annexed and adopt a modern and accurate legal description of territory previously annexed.

### **NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RICHMOND, KENTUCKY:**

**SECTION 1.** That the Richmond Board of Commissioners of the City of Richmond hereby adopts the following legal description, and a plat attached hereto as prepared by Dwayne Wheatley, Licensed Professional Land Surveyor No. 3265 as an accurate depiction of the property previously annexed into the corporate city limits of the City of Richmond by Ordinance 82-15 dated July 13, 1982, a copy of which is attached and hereby adopts said new legal description and plat as the official legal description and plat to be adopted by the City for all purpose when referencing this prior annexation.

**SECTION 2.** This new legal description as prepared by Dwayne Wheatley a Licensed Professional Land Surveyor No. 3265 is as follows:

**Note:** The following legal description is an accurate representation of the subject property as per listed ordinance and resolution. The legal description is based upon information provided to Abacus Engineering and Land Surveying, Inc., by the City of Richmond. This legal description is not intended to comply with 201 KAR 18:150 and as such shall not be used in connection with the sale or transfer of land.

Tract No. 1 - A certain tract of land situated in the Commonwealth of Kentucky, County of Madison and containing 161.33 acres of land situated on the west side of Interstate 75 and the south side of U.S. 25 and the north side of Kentucky Highway 169 on the headwaters of Tates Creek and bounded as follows:

The point of beginning being an iron post at the intersection of the north line of Kentucky Highway 169 with the west line of Interstate 75, thence N51°54'00"W 579.71 feet, N56°28'00"W 421.30 feet, N64°52'00"W 407.50 feet, N72°09'00"W 340.30 feet, N74°06'00"W 470.40 feet to corner post and corner to W. Arnold Hanger, thence with Hanger's line N44°29'00"E 1065.34 feet, N43°50'00"E 288.68 feet, N43°10'00"E 228.90 feet, N43°55'00"E 338.30 feet, N43°41'00"E 192.60 feet to a corner post and corner, thence continuing with Hangers line N77°21'00"W 597.18 feet, N76°59'00"W 904.55 feet to a corner post and corner to B.H. Luxon, thence with Luxon's line N35°31'00"E 1718.36 feet, N35°41'00"E 1231.68 feet to a point in the center of U.S. Highway 25 and corner, thence with the center line of U.S. Highway 25 S61°30'00"E 248.00 feet to a point and corner, thence S28°30'00"W 96.00 feet to an iron post in the south line of U.S. Highway 25 and corner, thence with the south line of U.S. Highway 25 S61°30'00"E 179.07 feet, S47°29'00"E 95.47 feet to an iron post at the intersection of the south line U.S. Highway 25 with the west line of Interstate 75, thence with the west line of Interstate 75 through a curve the radius of which is 66.00 feet and whose chord is S1°58'00"E 84.18 feet, thence continuing with said west line S43°34'00"W 129.22 feet, thence continuing with said west line through a curve the radius of which is 414.00 feet and whose chord is S7°34'00"W 498.30 feet, thence with said west line S30°26'00"E 883.95 feet, thence continuing with said west line through a curve the radius of which is 632.20 feet and whose chord is S9°56'00"E 442.80 feet, thence continuing with said west line S9°25'00"W 1050.00 feet, S10°34'00"W 2024.31 feet to the point of beginning containing 161.33 acres more or less.

Tract No. 2 - A certain tract of land situated in the Commonwealth of Kentucky, County of Madison and containing 143.33 acres of land situated on the north side of U.S. Highway 25 and the west side of Interstate 75 and bounded as follows:

The point of beginning being a point at the intersection of the center line of U.S. Highway 25 with the west line of Interstate 75, thence with the center line of U.S. 25, N61°30'00"W 792.55 feet to a point in the center of U.S. Highway 25, an iron post in the north line thereof and corner to the Board of Education of Madison County N31°06'00"E 665.00 feet to an iron post and corner, thence continuing with the line of the Board of Education of Madison County N61°50'00"W 629.90 feet to an iron post and corner, thence continuing with the line of the Board of Education of Madison County S28°10'00"W 665.00 feet to a point in the center of U.S. Highway 25, an iron post in the north line thereof, and corner, thence with the center line of U.S. Highway 25 N61°59'00"W 311.85 feet, N60°59'00"W 430.95 feet, N46°43'00"W 112.65 feet, N38°32'00"W 45.00 feet, N34°37'00"W 36.14 feet, N28°07'00"W 78.15 feet, N21°12'00"W 90.95 feet, N19°22'00"W 610.30 feet to a point in the center of U.S. Highway 25 and corner to Eldridge Carrier, thence with Carrier's line and the line of Neville Cotton N23°29'00"E 1177.08 feet, thence with Cotton's line and the line of Ted

Lake N24°23'00"E 1922.70 feet to an iron post in the west right-of-way line of Interstate 75 and corner, thence with said right-of-way line S19°32'00"E 1646.22 feet to an iron post and corner, thence continuing with said right-of-way line S70°28'00"W 50.00 feet to an iron post and corner, thence continuing with said right-of-way line S19°32'00"E 450.00 feet to an iron post and corner, thence continuing with said right-of-way line N70°28'00"E 50.00 feet to an iron post and corner, thence continuing with said right-of-way line S19°32'00"E 2150.00 feet, S15°32'00"E 119.08 feet, thence continuing with said right-of-way line through a curve the radius of which is 1825.86 feet and whose chord is S7°52'00"E 487.18 feet, thence continuing with said right-of-way line through a curve the radius of which is 1632.20 feet and whose chord is S7°11'00"W 378.11 feet, thence continuing with said right-of-way S7°11'00"W 12.71 feet to an iron post and corner, thence continuing with said right-of-way line through a curve the radius of which is 1482.39 feet and whose chord is N48°16'00"W 341.63 feet, thence continuing with said right-of-way line N61°30'00"W 196.44 feet to an iron post and corner, thence continuing with said right-of-way line S28°30'00"W 57.90 feet to the point of beginning containing 143.33 acres more or less.

This Resolution shall be in full force and effect upon reading and adoption by the City of Richmond Board of Commissioners.

DATE OF READING: *October 27, 2009*  
 MOTION BY: *Commissioner Brewer*  
 SECONDED BY: *Commissioner Blythe*

<b>VOTE:</b>	<b>YES</b>	<b>NO</b>
Commissioner Blythe	X	
Commissioner Brewer	X	
Commissioner Smart	X	
Commissioner Strong	ABSENT	
Mayor Lawson	X	

*Constantine Lawson*  
 \_\_\_\_\_  
 Mayor

ATTEST:

*Betsy Hughes*  
 \_\_\_\_\_  
 City Clerk



P.O. Box 1164, Richmond, Kentucky 40476  
236 Boggs Lane, Suite 4

*"Surveys you can count on."*

**LEGAL DESCRIPTION FOR  
RESOLUTION 09-02  
(ORDINANCE 82-15)  
TRACT 1**

**Note:** The following legal description is an accurate representation of the subject property as per listed ordinance and resolution. The legal description is based upon information provided to Abacus Engineering and Land Surveying, Inc., by the City of Richmond. This legal description is not intended to comply with 201 KAR 18:150 and as such shall not be used in connection with the sale or transfer of land.

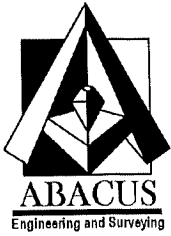
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Dwayne Wheatley, PE, LS (L.S. 3265)

10/23/09

Date



P.O. Box 1164, Richmond, Kentucky 40476  
236 Boggs Lane, Suite 4


*"Surveys you can count on."*

**LEGAL DESCRIPTION FOR  
RESOLUTION 09-02  
(ORDINANCE 82-15)  
TRACT 2**

**Note:** The following legal description is an accurate representation of the subject property as per listed ordinance and resolution. The legal description is based upon information provided to Abacus Engineering and Land Surveying, Inc., by the City of Richmond. This legal description is not intended to comply with 201 KAR 18:150 and as such shall not be used in connection with the sale or transfer of land.

Tract No. 2 - A certain tract of land situated in the Commonwealth of Kentucky, County of Madison and containing 143.33 acres of land situated on the north side of U.S. Highway 25 and the west side of Interstate 75 and bounded as follows:

The point of beginning being a point at the intersection of the center line of U.S. Highway 25 with the west line of Interstate 75, thence with the center line of U.S. 25, N61°30'00"W 792.55 feet to a point in the center of U.S. Highway 25, an iron post in the north line thereof and corner to the Board of Education of Madison County N31°06'00"E 665.00 feet to an iron post and corner, thence continuing with the line of the Board of Education of Madison County N61°50'00"W 629.90 feet to an iron post and corner, thence continuing with the line of the Board of Education of Madison County S28°10'00"W 665.00 feet to a point in the center of U.S. Highway 25, an iron post in the north line thereof, and corner, thence with the center line of U.S. Highway 25 N61°59'00"W 311.85 feet, N60°59'00"W 430.95 feet, N46°43'00"W 112.65 feet, N38°32'00"W 45.00 feet, N34°37'00"W 36.14 feet, N28°07'00"W 78.15 feet, N21°12'00"W 90.95 feet, N19°22'00"W 610.30 feet to a point in the center of U.S. Highway 25 and corner to Eldridge Carrier, thence with Carrier's line and the line of Neville Cotton N23°29'00"E 1177.08 feet, thence with Cotton's line and the line of Ted Lake N24°23'00"E 1922.70 feet to an iron post in the west right-of-way line of Interstate 75 and corner, thence with said right-of-way line S19°32'00"E 1646.22 feet to an iron post and corner, thence continuing with said right-of-way line S70°28'00"W 50.00 feet to an iron post and corner, thence continuing with said right-of-way line S19°32'00"E 450.00 feet to an iron post and corner, thence continuing with said right-of-way line N70°28'00"E 50.00 feet to an iron post and corner, thence continuing with said right-of-way line S19°32'00"E 2150.00 feet, S15°32'00"E 119.08 feet, thence continuing with said right-of-way line through a curve the radius of which is 1825.86 feet and whose chord is S7°52'00"E 487.18 feet, thence continuing with said right-of-way line through a curve the radius of which is 1632.20 feet and whose chord is S7°11'00"W 378.11 feet, thence continuing with said right-of-way line S7°11'00"W 12.71 feet to an iron post and corner, thence continuing with said right-of-way line through a curve the radius of which is 1482.39 feet and whose chord is N48°16'00"W 341.63 feet, thence continuing with said right-of-way line N61°30'00"W 196.44 feet to an iron post and corner, thence continuing with said right-of-way line S28°30'00"W 57.90 feet to the point of beginning containing 143.33 acres more or less.

  
Dwayne Wheatley, PE, LS (L.S. 3265)

10/23/09  
Date

OVERSIZE MAP INCLUDED WITH  
SUBMISSION.

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