

CERTIFICATION

I, Betty Houghton, Clerk of the City of Richmond do hereby certify that, the above Resolution 09-71 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, 2009.

Given under my hand this 27 day of October, 2009.

Betty Houghton
City Clerk

(SEAL)

RECEIVED AND FILED
DATE Oct. 30, 2009

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Kandice Addison

RESOLUTION 09-71

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 97-15 dated April 1, 1997, 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.

A certain tract of land situated on State Highway 52 in the Commonwealth of Kentucky, County of Madison consisting of 140 acres and described as follows:

The point of beginning being at a common corner with Eastern Kentucky University at the center line of S.R. 52 and the north side of a 50 feet wide pass-way, thence with the line of Eastern Kentucky University, S64°40'11"E 1595.94 feet to a fence post corner with same, continuing with Eastern Kentucky University, N29°02'00"E 1526.25 feet to a fence post corner with same, continuing with Eastern Kentucky University, S54°55'55"E 2083.04 feet to a fence post, corner with same and the lands of Mrs. Gene Sebastian, thence with the line of Sebastian, S29°47'00"W 1709.56 feet to a fence post, a corner with James Carnes, thence with Carnes, N82°55'04"W 1989.39 feet, N2°02'58"E 640.00 feet, N68°50'49"W 1335.66 feet to a post and common corner with Dr. Edward Hatch, thence N30°56'47"E 408.95 feet to a common corner with Edwin Luxon, thence with Luxon's line N32°22'36"E 210.00 feet, N64°28'00"W 210.00 feet passing Luxon's corner to a point in the center of S.R. 52, thence with the center line of S.R. 52 N29°42'10"E 50.00 feet to the point of beginning containing 140 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:
MOTION BY:
SECONDED BY:

October 27, 2009
Brewer
Blythe

VOTE:

Commissioner Blythe
Commissioner Brewer
Commissioner Smart
Commissioner Strong
Mayor Lawson

YES	NO
X	
X	
X	
absent	
X	

Constantine Lawson

Mayor

ATTEST:

Betty King

City Clerk



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

"Surveys you can count on."

**LEGAL DESCRIPTION FOR
RESOLUTION 09-71
(ORDINANCE 97-15)**

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



Date

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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