

**CERTIFICATION**

I, Betty Houghton, Clerk of the City of Richmond do hereby certify that, the above Resolution 09-22 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 Hannie Adkins

## RESOLUTION 09-22

### **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 93-09 dated May 4, 1993, 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:

#### 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.

A certain tract of land situated west of Lancaster Road and north of the Lancaster Woods Subdivision in the Commonwealth of Kentucky, County of Madison consisting of 21.40 acres and described as follows:

The point of beginning being a steel pin in the west right-of-way line of Lancaster Road, said pin being located S32°43'49"W 525.00 feet +/- from the corner of M.C.E. Inc. and Delbert Day; thence continuing with the west right-of-way line of Lancaster Road S32°42'49"W 403.12 feet to a steel pin in the west right-of-way line of Lancaster Road, and corner, to Lancaster Woods Subdivision; thence leaving the west right-of-way line of Lancaster Road with the line of Lancaster Woods Subdivision four (4) calls, N66°29'17"W 191.13 feet, N65°39'31"W 474.72 feet, N65°37'07"W 876.64 feet, N65°53'02"W 350.42 feet to a steel pin in the line of M.C.E. Inc.; thence leaving the line of Lancaster Woods Subdivision with the line of M.C.E. Inc. two (2) calls, N27°03'46"E 224.52 feet, N37°58'36"W 496.90 feet to a point in the line of M.C.E. Inc., thence on a new non-surveyed line dividing the lands of M.C.E. Inc. nine (9) calls, N53°30'00"E 170.00 feet, N65°45'00"E 210.00 feet, S23°50'00"E 367.00 feet, S48°55'00"E 792.00 feet, N42°10'00"E 131.00 feet, S54°30'00"E 149.00 feet, N28°30'00"E 50.00 feet, S67°15'00"E 338.00 feet, S61°45'00"E 600.93 feet to a point in the west right-of-way line of Lancaster Road and the point of beginning containing 21.40 acres more or less.

#### Tract 2

A certain tract of land situated west of Lancaster Road and north of the Lancaster Woods Subdivision in the Commonwealth of Kentucky, County of Madison consisting of 26.37 acres and described as follows:

The point of beginning being a steel pin in the west right-of-way line of Lancaster Road and corner to Delbert Day, thence with the west right-of-way line of Lancaster Road S32°42'49"W 525.48 feet to a point in said right-of-way line, thence leaving said right-of-way line with a new non-surveyed line eleven (11) calls: N61°45'00"W 600.93 feet, N67°15'00"W 338.00 feet, S28°30'00"W 50.00 feet, N54°30'00"W 149.00 feet, S42°10'00"W 131.00 feet, N48°55'00"W 792.00 feet, N23°50'00"W 367.00 feet, N65°45'00"E 115.00 feet, N70°30'00"E 50.00 feet, N62°30'00"E 120.00 feet, N67°56'08"E 59.56 feet, to a steel pin in the line of M.C.E. Inc.; thence leaving the line of Lancaster Woods Subdivision with the line of Neville Cotton, thence leaving said new line with the line of Cotton for a portion of Delbert Day for the remainder four (4) calls, S62°39'42"E 202.27 feet S62°46'45"E 481.37 feet, S63°06'22"E 509.50 feet, S62°52'16"E 817.61 feet to a steel pin in the line of Lancaster Road and the point of beginning containing 26.37 acres more or less.

Tract 3

A certain tract of land situated south of Anne Durham's property and west of Neville Cotton's property in the Commonwealth of Kentucky, County of Madison consisting of 23.32 acres and described as follows:

The point of beginning being a steel pin in the line of the existing City Limits of Richmond, and common corner to Ann Durham and Neville Cotton, thence with the line of Cotton two (2) calls, S24°38'47"W 354.89 feet, S25°11'12"W 428.00 feet to a steel pin in the line of Cotton, thence leaving the line of Cotton on a new non-surveyed line dividing the lands of M.C.E. Inc. six (6) calls: S67°56'08"W 59.56 feet, S62°30'00"W 120.00 feet, S70°30'00"W 50.00 feet, S65°45'00"W 115.00 feet, S65°45'00"W 210.00 feet, S53°30'00"W 170.00 feet to a point in the line of M.C.E. Inc.; thence leaving the line of M.C.E. Inc. N37°58'36"W 504.34 feet to a steel pin in the line of J.W. Murphy, thence leaving the line of M.C.E. Inc. with the line of Murphy four (4) calls, N30°27'22"E 380.31 feet N28°55'00"E 222.90 feet, N28°29'13"E 118.66 feet, N30°02'49"E 539.86 feet to a steel pin and common corner to J.W. Murphy and Carson Masters S56°34'55"E 122.00 feet to a steel pin and corner to M.C.E. Inc., thence with the line of M.C.E. Inc. two (2) calls, S56°34'55"E 57.86 feet, S54°30'18"E 216.28 feet to a steel pin and corner to Ann Durham, thence with the line of Durham two (2) calls, S54°30'18"E 168.17 feet, S55°40'17"E 232.06 feet to a steel pin and the point of beginning containing 23.32 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.

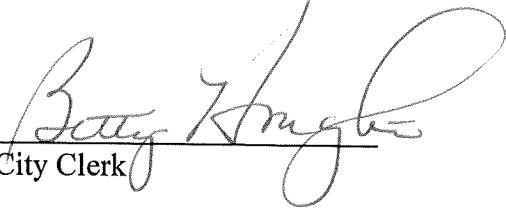
DATE OF READING:  
MOTION BY:  
SECONDED BY:

*October 27, 2009*  
*Brewer*  
*Blythe*

VOTE:	YES	NO
Commissioner Blythe	X	
Commissioner Brewer	X	
Commissioner Smart	X	
Commissioner Strong	<i>Absent</i>	
Mayor Lawson	X	

*Constance Lawson*  
\_\_\_\_\_  
Mayor

ATTEST:

  
City Clerk



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

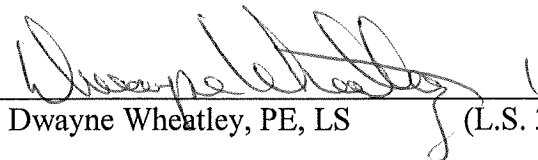
*"Surveys you can count on."*

**LEGAL DESCRIPTION FOR  
RESOLUTION 09-22  
(ORDINANCE 93-09)  
TRACT 1**

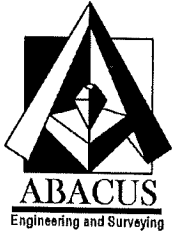
**Note:** The following legal description is an accurate representation of the subject property as per listed ordinance and resolution. The legal description is based upon information provided to Abacus Engineering and Land Surveying, Inc., by the City of Richmond. This legal description is not intended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

A certain tract of land situated west of Lancaster Road and north of the Lancaster Woods Subdivision in the Commonwealth of Kentucky, County of Madison consisting of 21.40 acres and described as follows:

The point of beginning being a steel pin in the west right-of-way line of Lancaster Road, said pin being located S32°43'49"W 525.00 feet +/- from the corner of M.C.E. Inc. and Delbert Day; thence continuing with the west right-of-way line of Lancaster Road S32°42'49"W 403.12 feet to a steel pin in the west right-of-way line of Lancaster Road, and corner, to Lancaster Woods Subdivision; thence leaving the west right-of-way line of Lancaster Road with the line of Lancaster Woods Subdivision four (4) calls, N66°29'17"W 191.13 feet, N65°39'31"W 474.72 feet, N65°37'07"W 876.64 feet, N65°53'02"W 350.42 feet to a steel pin in the line of M.C.E. Inc.; thence leaving the line of Lancaster Woods Subdivision with the line of M.C.E. Inc. two (2) calls, N27°03'46"E 224.52 feet, N37°58'36"W 496.90 feet to a point in the line of M.C.E. Inc., thence on a new non-surveyed line dividing the lands of M.C.E. Inc. nine (9) calls, N53°30'00"E 170.00 feet, N65°45'00"E 210.00 feet, S23°50'00"E 367.00 feet, S48°55'00"E 792.00 feet, N42°10'00"E 131.00 feet, S54°30'00"E 149.00 feet, N28°30'00"E 50.00 feet, S67°15'00"E 338.00 feet, S61°45'00"E 600.93 feet to a point in the west right-of-way line of Lancaster Road and the point of beginning containing 21.40 acres more or less.

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

  
Date



P.O. Box 1164, Richmond, Kentucky 40476  
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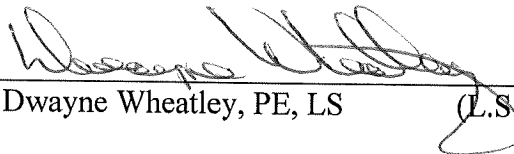
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**LEGAL DESCRIPTION FOR  
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TRACT 2**

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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.