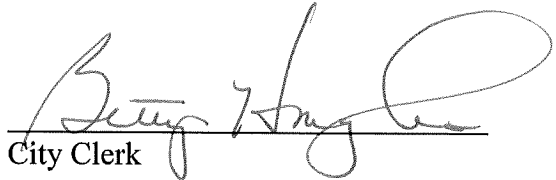


CERTIFICATION

I, Betty Houghton, Clerk of the City of Richmond do hereby certify that, the above Resolution 09-55 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.


City Clerk

(SEAL)

RECEIVED AND FILED
DATE Oct 30, 2009

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Handie L. Lleson

RESOLUTION 09-55

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 95-69 dated January 2, 1996, 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 the east side of Four Mile Road in the Commonwealth of Kentucky, County of Madison consisting of 94.38 acres and described as follows:

The point of beginning being at the southeast corner of the orchard near the Gibson house a corner to Parcel B in line of Parcel E, thence with the line of Parcel E and with lot fence S73°45'00"E 248.74 feet to another corner of lot and of Parcel E, thence N12°15'00"E 430.32 feet, thence with the fence line S77°00'00"E 1231.56 feet to a large white oak and corner to Tract no.1, and to Parcel E, thence S12°30'00"E 815.10 feet, S21°45'00"E 198.00 feet, S3°15'00"W 1043.46 feet, N89°15'00"W 1289.64 feet, N48°45'00"W 1597.20 feet to a new corner to Parcel B, thence a new line of Parcel B, N41°15'00"E 1167.27 feet to the point of beginning containing 94.38 acres more or less.

The following is a 5.12 acre tract which is located within the above described tract and which is conveyed out of said tract by deed from Richmond Bottling Works Inc. to Randell Durham dated May 7, 1979, and record of in Deed Book 321 Page 227, in the Madison County Clerk's Office, and is expressly included in this conveyance:

The point of beginning being at a point as shown on the Annexation Plat for Resolution 09-55 and Ordinance 95-69, thence S70°30'00"W 130.00 feet , S3°20'00"E 392.80 feet, N80°30'00"E 565.50 feet, thence N11°15'00"W 410.60 feet , thence S67°36'00"W 176.50 feet, thence N27°31'00"W 95.60 feet ,S65°24'59"W 187.59 feet to the point of beginning containing 5.12 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.

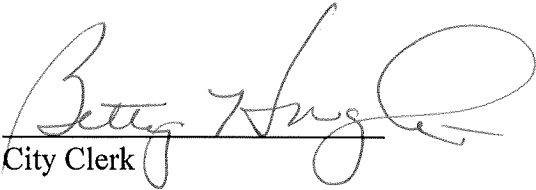
DATE OF READING: *October 27, 2009*
MOTION BY: *Brewer*
SECONDED BY: *Blythe*

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

Constantine 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 09-55
(ORDINANCE 95-69)**

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 the east side of Four Mile Road in the Commonwealth of Kentucky, County of Madison consisting of 94.38 acres and described as follows:

The point of beginning being at the southeast corner of the orchard near the Gibson house a corner to Parcel B in line of Parcel E, thence with the line of Parcel E and with lot fence S73°45'00"E 248.74 feet to another corner of lot and of Parcel E, thence N12°15'00"E 430.32 feet, thence with the fence line S77°00'00"E 1231.56 feet to a large white oak and corner to Tract no.1, and to Parcel E, thence S12°30'00"E 815.10 feet, S21°45'00"E 198.00 feet, S3°15'00"W 1043.46 feet, N89°15'00"W 1289.64 feet, N48°45'00"W 1597.20 feet to a new corner to Parcel B, thence a new line of Parcel B, N41°15'00"E 1167.27 feet to the point of beginning containing 94.38 acres more or less.

The following is a 5.12 acre tract which is located within the above described tract and which was conveyed out of said tract by deed from Richmond Bottling Works Inc. to Rondall Durham, dated May 7, 1979, and of record in Deed Book 321 Page 227, in the Madison County Court Clerk's Office, and is expressly included in this conveyance:

The point of beginning being at a post on the west side of the drive leading to the house, a corner to Rondall Durham, S70°30'00"W 130.00 feet to a post and corner to Durham, thence continuing with Durham S3°20'00"E 392.80 feet to a stake and corner N80°30'00"E 565.50 feet to a stake and corner, thence N11°15'00"W 410.60 feet to a post and corner, thence S67°36'00"W 176.50 feet to a post and corner, thence N27°31'00"W 95.60 feet to a post and corner, thence S65°24'59"W 187.59 feet to the point of beginning containing 5.12 acres more or less.



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.