

**CERTIFICATION**

I, Betty Houghton, Clerk of the City of Richmond do hereby certify that, the above Resolution 09-50 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 Handie Adkins

## **RESOLUTION 09-50**

### **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 95-58 dated December 12, 1995, 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 on the north side of the Spurlin Trailer Park in the Commonwealth of Kentucky, County of Madison consisting of 59.5 acres and described as follows:

The point of beginning being at the end of the line separating the B-3 zone from this tract and inline of the Madison County Horse Show Property, thence N48°05'31"W 612.07 feet to a corner with Winston Halcomb, thence N39°01'24"E 347.51 feet, N47°09'42"W 746.54 feet, N42°50'18"E 720.00 feet leaving Halcombs line to a point, thence N38°43'10"W 157.39 feet, N64°46'04"E 1550.80 feet, N23°10'25"W 1101.18 feet to a point in the line of Turpin, N84°33'00"E 29.84 feet, S67°00'21"E 698.91 feet, S22°12'25"E 264.44 feet, S23°10'25"E 805.58 feet to a corner with Cornelison, thence S64°46'04"W 1501.60 feet, S44°44'00"E 325.00 feet to a common corner with Spurlin, thence S47°06'00"W 555.00 feet, S46°54'00"E 575.18 feet, to the separation line between B-3 and MP, thence S41°54'29"W 823.93 feet to the point of beginning containing 59.5 acres more or less.

#### Tract 2

A certain tract of land situated on the north side of Highway 52 in the Commonwealth of Kentucky, County of Madison consisting of 17.900 acres and described as follows:

The point of beginning being at a common corner in the north right-of-way of Highway 52 and the Madison County Horse Show property, and with the boundary line between the Madison County Horse Show property and subject tract, thence N15°42'45"W 957.92 feet to a point, thence N74°17'15"E 823.94 feet to a point, thence S14°31'14"E 958.13 feet to a point, thence S74°17'15"W 804.01 feet to the point of beginning containing 17.900 acres more or less.

#### Tract 3

A certain tract of land situated on the north side of the Robert R. Martin Bypass in the Commonwealth of Kentucky, County of Madison consisting of 53.14 acres and described as follows:

The point of beginning being at the corner of the parcel to be zoned MP and at the common corner of Winston Halcomb, thence S59°01'26"W 501.59 feet to a point in the north right-of-way of the new Richmond Bypass, thence N35°31'57"W 183.37 feet with said Bypass right-of-way eleven (11) calls, N38°43'10"W 411.46 feet, N30°05'13"W 261.50 feet, N42°11'05"W 103.54 feet, N59°38'55"W 107.48 feet, N47°47'33"W 308.44 feet, N52°03'05"W 512.65 feet, N58°39'41"W 204.97 feet, N9°56'00"E 103.82 feet, N53°48'59"W 103.82 feet, N60°14'15"W 150.89 feet, N15°31'38"W 191.74 feet to a point in the common line with Parks, thence N77°50'23"E 1358.46 feet with Parks, thence S52°03'05"E 342.20 feet with Parks to the division line between zones AG and B-3, thence S47°47'33"E 482.61 feet, S38°43'10"E 1083.29 feet, S42°50'18"W 720.00 feet to the point of beginning containing 53.14 acres more or less.

Tract 4

A certain tract of land situated on the south side of the Robert R. Martin Bypass in the Commonwealth of Kentucky, County of Madison consisting of 4.91 acres and described as follows:

The point of beginning being at a point in the south right-of-way of the new Bypass and a point in the common line with Purvis and Frazier et al and continuing with the line of the new Bypass, S55°25'27"E 420.97 feet to a point in said line, thence S43°22'17"E 733.60 feet with said line, thence S40°12'39"E 341.20 feet with said line, thence, S34°57'29"E 250.73 feet to a point in the common line with Winston Halcomb, thence, N44°20'37"W 822.35 feet with Winston Halcomb's line, thence N78°49'01"W 495.00 feet with said line, thence N15°31'38"W 575.10 feet with said line to the point of beginning containing 4.91 acres more or less.

Tract 5

A certain tract of land situated on the east side of Ordinance 95-58 Tract 3 in the Commonwealth of Kentucky, County of Madison consisting of 56.0 acres and described as follows:

The point of beginning being at the corner of the tract to be zoned as B-3 and a point in the line of Parks, thence N77°50'23"E 909.48 feet to a point in the line of Turpin, thence N78°44'41"E 1003.80 feet with Turpin, thence N84°33'00"E 303.78 feet leaving Turpin's line, thence with the division line between the zone of B-3 and MP, S23°10'25"E 1101.18 feet to a point, thence, S64°46'04"W 1550.80 feet to a point, thence N38°43'10"W 925.90 feet to a point, thence N49°33'33"W 824.25 feet to the point of beginning containing 56.0 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  
*Almont*  
X

Constance Lawson  
Mayor

ATTEST:

Betty Anglen  
City Clerk



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

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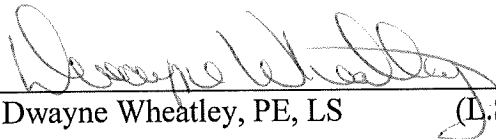
*"Surveys you can count on."*

**LEGAL DESCRIPTION FOR  
RESOLUTION 09-50  
(ORDINANCE 95-58)  
TRACT 1**

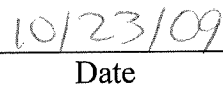
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Dwayne Wheatley, PE, LS

(L.S. 3265)

  
\_\_\_\_\_  
Date



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236 Boggs Lane, Suite 4

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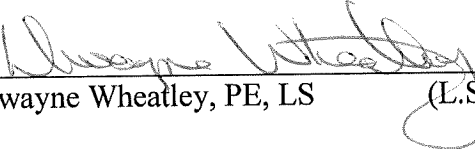
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**LEGAL DESCRIPTION FOR  
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TRACT 2**

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\_\_\_\_\_  
Dwayne Wheatley, PE, LS

(L.S. 3265)

1/23/09  
Date



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

10/23/09  
Date



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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.