

**CERTIFICATION**

I, Betty Houghton, Clerk of the City of Richmond do hereby certify that, the above Resolution 09-23 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 Garbie Adkins

## **RESOLUTION 09-23**

### **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.470 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 93-10 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:

**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 Duncannon Lane, approximately 3/4 miles west of U.S. Highway 25 in the Commonwealth of Kentucky, County of Madison consisting of 177.81 acres and described as follows:

The point of beginning being a point in the center of Duncannon Lane, said point being at the intersection of the center line of Duncannon Lane with the center line of the old L.&N. roadbed, new abandoned, a corner to Bill Rice, thence with the center line of said roadbed, the line of Rice, S43°45'00"W 682.39 feet, S39°15'00"W 198.00 feet, S27°45'00"W 264.00 feet, S15°45'00"W 298.98 feet, S6°08'00"W 1948.32 feet to a point in the center of the old L.&N. roadbed, thence leaving said roadbed N89°15'00"W 1606.14 feet to an iron post and corner to E.G. Rice (Frank Shoop), thence with Rice's line (Shoop) N0°38'00"E 1472.00 feet to an iron post and corner to Rice, thence continuing with Rice's line N51°39'00"W 1842.90 feet to a point in the east line of Duncannon Lane, a corner, thence with the east line of Duncannon Lane N46°45'00"E 112.00 feet, N52°30'00"E 132.00 feet, N58°15'00"E 132.00 feet, N64°00'00"E 132.00 feet, N69°08'00"E 132.00 feet, N71°30'00"E 1774.74 feet to a point in the east line of Duncannon Lane, a corner, thence N18°30'00"W 15.18 feet to a point in the center of Duncannon Lane, a corner, thence with the center of Duncannon Lane, N71°30'00"E 145.20 feet, N85°00'00"E 132.00 feet, S75°00'00"E 108.90 feet, S59°00'00"E 80.52 feet, S50°23'00"E 468.80 feet, S59°00'00"E 116.16 feet, S84°15'00"E 225.06 feet, S86°08'00"E 699.22 feet to the point of beginning containing 177.81 acres more or less.

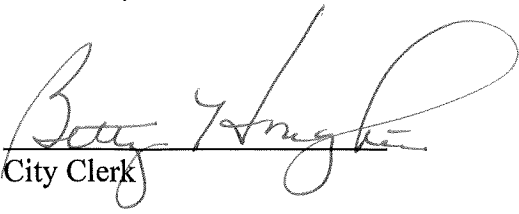
This Resolution shall be in full force and effect upon reading and adoption by the City of Richmond Board of Commissioners.

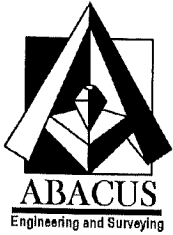
**DATE OF READING:** *October 27, 2009*  
**MOTION BY:** *Brewer*  
**SECONDED BY:** *Blythe*

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

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

ATTEST:

  
City Clerk



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

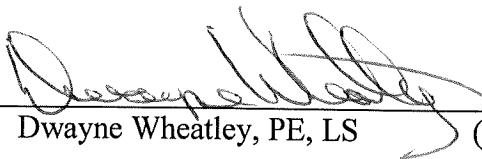
*"Surveys you can count on."*

**LEGAL DESCRIPTION FOR  
RESOLUTION 09-23  
(ORDINANCE 93-10)**

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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.