ORDINANCE NO. 95-07-06

RECEIVED
SEP 12 1995
SECRETARY OF STATE
COMMONWEALTH OF KY

FINAL ORDINANCE
ANNEXING TERRITORY INTO
THE CITY OF SEBREE
PURSUANT TO KRS 81A.412

BE IT ORDAINED BY THE CITY OF SEBREE, AS FOLLOWS:

WHEREAS, twenty-four (24) citizens of the Highway 370-Old Steamport Road area southeast of Sebree requested to be annexed into the City of Sebree by a petition dated August 30, 1994, and one citizen so requested on June 22, 1995, both are incorporated herein by reference;

WHEREAS, such petition was presented at a city council meeting and it was explained by such citizens that the citizens were only offering to be annexed into the City of Sebree if the City of Sebree would agree to extend a waterline into this area;

WHEREAS, the City of Sebree accepted such offer by letter dated September 9, 1994 making the request by the citizens to be annexed irrevocable;

WHEREAS, the City of Sebree has, without any state, federal or other outside funds, purchased the materials and installed the waterline into this area;

WHEREAS, by document entitled, "Revocation of Consent" dated June 22, 1995, signed in counterpart, incorporated herein be reference, some of the citizens in this area have attempted to revoke their consent to be annexed;

WHEREAS, the City of Sebree considers the August 30, 1994, request to be annexed to be irrevocable, as aforesaid and therefore considers the attempted "Revocation of Consent" to have no legal effect.

The City of Sebree does hereby annex into its boundaries those parcels of unincorporated territory which are shown on and described by the plat attached hereto and incorporated herein by reference. Such parcels are in the Kentucky Highway 370 area. The applicable public records of Webster County are also incorporated herein by reference for a meets and bounds description of each annexed parcel. The property owners being annexed are: Ann Marsh, Angela Beth Howard, Wade Howard, Louise Eastwood, Fred K. Eastwood, Helen Mitchell, Leamon Chamberlain, J.H. Chamberlain, Marge Chamberlain, Doris J. Winstead, Kathy Hunter, Brian Hunter, Johnny Marsh, Billy E. Winstead, Connie Neal, Herman W. Neal, Sr., Bill Cutteridge, Gayera Cutteridge, Mary Dennis, Ervin Dennis, Gertie Donahoo, Hilda Chamberlain, Walter Purdy, Debbie E. Cap, and Sheila Daugherty.

Each tract or parcel shall be considered a separate annexation and if the annexation of any tract or parcel is held invalid by a court of competent jurisdiction, such holdings shall not affect the validity of the annexation of the other tracts or parcels.

Ronald L. Todd

Ronald L. Todd, Mayor

On first reading of the foregoing Ordinance at a regular meeting of the Sebree City Council held on the 3rd day of July, 1995, it was moved by Councilman Palmer, seconded by Councilman Todd, that the Ordinance be adopted.

On roll call, the vote stood:

Councilman Warren: Aye
Councilman McCully: Aye
Councilman Durbin: Absent
Councilman Todd, Jr.: Aye
Councilman Majors: Aye
Councilman Palmer: Aye

WHEREUPON, the Mayor approved this Ordinance adopted on first reading and ordered that it be presented for second reading at a ~~regular~~ Special meeting of the Sebree City Council on the 6th day of July, 1995.

On second reading of the foregoing Ordinance at a ~~Regular~~ Special meeting of the Sebree City Council on the 6th day of July, 1995, it was moved by Councilman Palmer, seconded by Councilman Todd, that the Ordinance be adopted.

On roll call, the vote stood:

Councilman Warren: Aye
Councilman McCully: Aye
Councilman Durbin: Aye
Councilman Todd, Jr.: Aye
Councilman Majors: Aye
Councilman Palmer: Aye

WHEREUPON the Mayor approved this Ordinance by affixing his signature hereto as provided in KRS 83A.130(6) during such meeting and ordered that this Ordinance be recorded and published as provided in KRS 83A.060(8-9).

Ronald L. Todd

Ronald L. Todd, Mayor

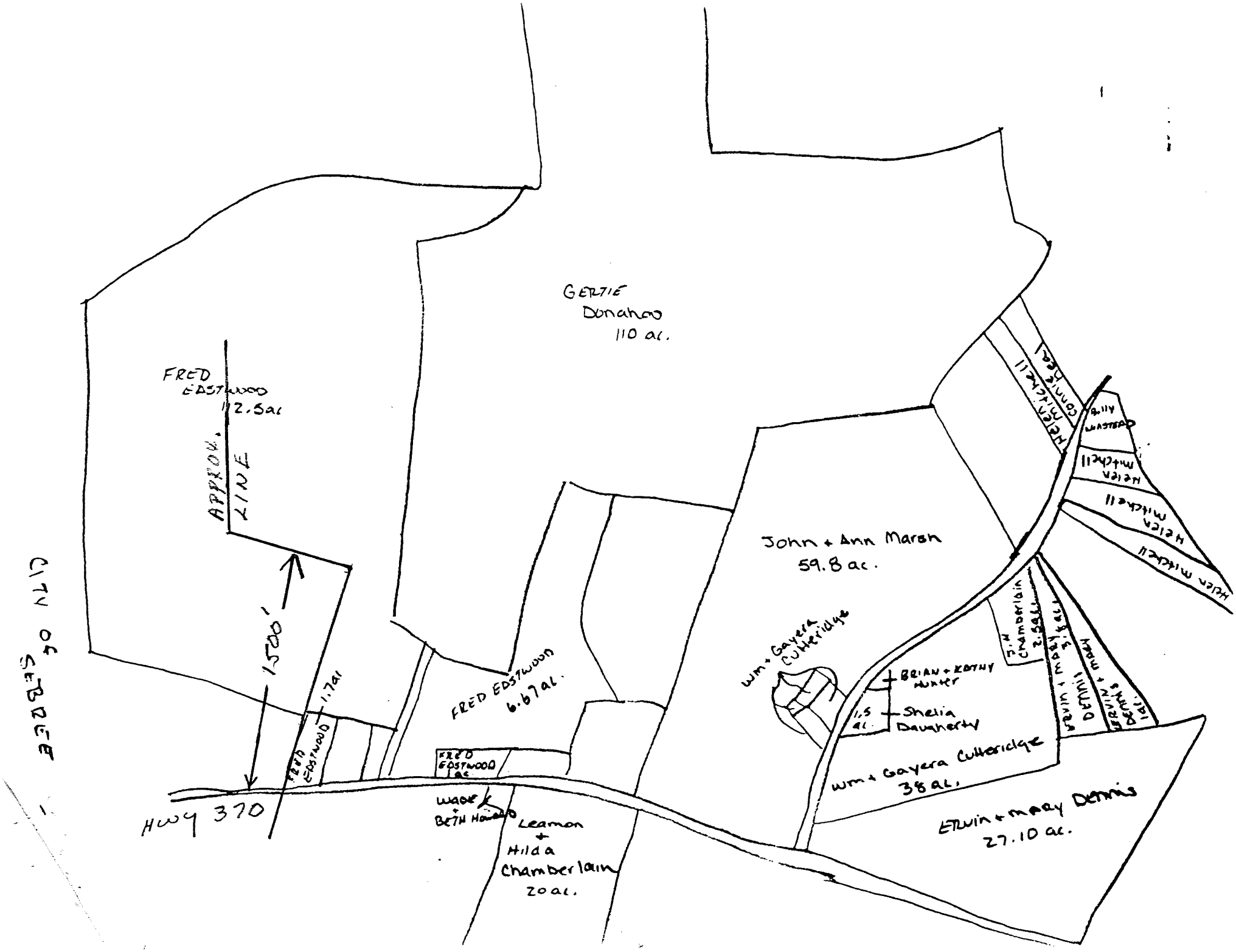
CERTIFICATE

I hereby certify that I am the City Clerk of the City of Sebree, that the foregoing Ordinance was adopted as aforesaid, and that such Ordinance was duly published in the Sebree Banner, a newspaper qualified to make such publication, on the 13th day of July, 1995.

Mary Thomas

Mary Thomas, City Clerk

(City Seal)



CITY OF SEBREE
GERTIE Donahoo 110 ac.
FRED EDSTWOOD 112.5ac
APPROX. LINE
1500'
1.7ac
FRED EDSTWOOD
FRED EDSTWOOD 6.67ac.
FRED EDSTWOOD 1ac
HWY 370
WADE + BETH HOWARD
Leamon + Hilda Chamberlain 20ac.
John + Ann Marsh 59.8 ac.
Wm + Gayera Cutteridge
BRIAN + KATHY HUNTER
1.5 ac.
Shelia Daugherty
Wm + Gayera Cutteridge 38 ac.
ERWIN + MARY DENNIS 27.10 ac.
J.H. Chamberlain 2.5ac.
ERVIN + MARY DENNIS 3.8ac.
ERVIN + MARY DENNIS 1ac.
Helen Mitchell
Helen Mitchell
Helen Mitchell
Helen Mitchell
Helen Mitchell
Billy WASTEAD