

RECEIVED AND FILED
DATE Oct. 9, 2014

CITY OF SHELBYVILLE
ORDINANCE NO. 2014-09-04

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Handie Adkinson

AN ORDINANCE ANNEXING PROPERTY
TO THE CITY OF SHELBYVILLE

BE IT ORDAINED BY THE CITY OF SHELBYVILLE, KENTUCKY:

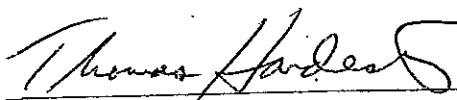
SECTION ONE: The City of Shelbyville finds that certain property owned by Rut 'N Strut Distillery, LLC, and more particularly described herein, is contiguous to the City of Shelbyville, and is suitable for development for urban purposes without unreasonable delay. The Shelbyville City Council further finds that said property is not included within the bounds of any other incorporated city, and that the owners of said property have executed a written consent to be annexed within the limits of the City of Shelbyville, and that it is desirable that said property be annexed into the City of Shelbyville.

SECTION TWO: Based upon the aforementioned findings, there is hereby annexed to the City of Shelbyville, and its boundary line is extended so as to include within the limits of the City of Shelbyville, the property described as follows:

Property owned by Rut 'N Strut Distillery, LLC, which is more particularly described in Appendices A and B to this Ordinance, which Appendices are incorporated by reference herein as if set forth in their entirety.

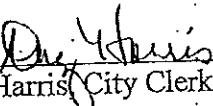
Introduced, seconded and given first reading at a duly convened meeting of the City Council of the City of Shelbyville on the 21st day of August, 2014.

Given a second reading and enacted at a duly convened meeting of the City Council of the City of Shelbyville on the 4th day of September, 2014.

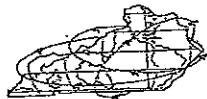


Thomas L. Hardesty, Mayor

ATTEST:


Inez Harris, City Clerk/Treasurer

APPENDIX A



Neal W. Roberts, PLS

4316 La Grange Road - Shelbyville, Kentucky - 40065 - USA
phone or text: 502-693-4829 - email: nealwrl@gmail.com

Boundary Description TRACT #1

Being a 50.000 acre parcel of land located at 500 Gordon Lane, being a portion of those lands deeded to Rut N Strut Distillery, LLC., as denoted in Deed Book #585, Page #421, and recorded in the Office of the Clerk, Shelby County, Kentucky and more particularly described as follows:

Unless otherwise denoted, all corners are monumented "rebar set" with a 5/8" (#5) by 18" Rebar with a Plastic Cap set in the ground, typically flush in pastureland and yards, and protruding in fence rows and woods, said plastic cap is imprinted with "Neal W. Roberts, PLS, KY LS #3159"

Basis of Meridian was derived from GPS Observations, World Grid System (WGS '84), on July 22, 2014 and the Survey was aligned to Grid North, Kentucky Single Zone 1600, North American Datum (NAD '83) of 1983 by utilizing Static and/or Real Time Kinematic GPS Survey methods to establish control and locate topography with Leica Geosystems SR530 Dual Frequency GPS Receivers.

Beginning at a "Rebar Set" in the south right-of-way of Interstate I-64 and the Terminus of Gordon Lane, thence along the south right-of-way of Interstate I-64 S 70°33'57" E a distance of 1512.85 feet to a rebar set at the base of a pull post in the interstate right-of-way fence; thence leaving said right-of-way and creating this new division per this survey S 16°07'44" E a distance of 1079.18 feet to a rebar set; thence along the new division line S 35°41'46" W a distance of 296.78 feet to a rebar set; thence along the new division line S 78°13'06" W a distance of 102.00 feet to a rebar set; thence along the new division line N 89°50'09" W a distance of 167.77 feet to a rebar set; thence along the new division line S 28°07'31" W a distance of 131.81 feet to a rebar set; thence along the new division line S 09°40'51" W a distance of 281.68 feet to a rebar set; thence along the new division line S 00°44'26" W a distance of 207.53 feet to a rebar set; thence along the new division line S 74°56'46" W a distance of 525.58 feet to a rebar set in the line common to George and Jeanne Scott, Deed Book #464, Page #836; thence along the line common to Scott N 15°03'14" W a distance of 218.23 feet to a 1/2" Rebar (#4) with cap stamped "Larry Tingle, #2123"; thence along the line common to Scott N 00°40'48" E a distance of 68.00 feet to a 5/8" Rebar (#5) with cap stamped "Dennis L. Kraus, #2613" in the line common to Shelbyville Water and Sewer Commission, Deed Book #386, Page #3; thence along the line common to Shelbyville Water and Sewer Commission N 77°41'48" E a distance of 26.08 feet to a 5/8" Rebar (#5) with cap stamped "Dennis L. Kraus, #2613"; thence along the line common to Shelbyville Water and Sewer Commission N 12°18'12" W a distance of 113.10 feet to a 5/8" Rebar (#5) with cap stamped "Dennis L. Kraus, #2613" in the line common to George and Jeanne Scott, Deed Book #464, Page #836; thence along the line common to Scott N 00°40'48" E a distance of 390.61 feet to a 1/2" Rebar (#4) with a cap stamped "Larry Tingle, #2123"; thence along the line common to Scott N 05°56'43" W a distance of 543.98 feet to a 1/2" Rebar (#4) at the base of a 30" Sycamore Tree; thence along the line common to Scott N 39°16'51" W a distance of 171.77 feet to a point in the center of Dry Creek; thence along the line common to Scott N 26°15'33" W a distance of 501.72 feet to a point in the center of Dry Creek; thence along the line common to Scott N 30°08'52" W a distance of 341.47 feet to a 1/2" Rebar (#4) with cap stamped "Larry Tingle, #2123"; thence along the line common to Scott N 11°22'37" W a distance of 346.27 feet and passing a rebar set in the south right-of-way of Gordon Lane, 90' right-of-way, at 241.48' to a rebar set, which is the point of beginning, as Surveyed by Neal W. Roberts, PLS, a Commonwealth of Kentucky Licensed Professional Land Surveyor, #3159, July 15 thru August 12, 2014.

CONSENT TO ANNEXATION

In consideration of the benefits of being annexed into the City of Shelbyville, Rut 'N Strut Distillery, LLC, a Kentucky limited liability company, hereby consents to annexation of the property described herein into the municipal limits of the City of Shelbyville, and hereby voluntarily waives and forfeits any rights it might have to protest, oppose or remonstrate against the City of Shelbyville's annexation of the following described property.

Property owned by Rut 'N Strut Distillery, LLC, which is more particularly described as Tract 1 in Appendix A to this Consent to Annexation, which Appendix is incorporated by reference herein as if set forth in its entirety.

The undersigned swears and affirms that she is an authorized representative of Rut 'N Strut Distillery, LLC, a Kentucky limited liability company, who has been duly authorized to execute this Consent to Annexation on behalf of Rut 'N Strut Distillery, LLC, this 18 day of August, 2014.

RUT 'N STRUT DISTILLERY, LLC

By:

Title: Owner & CEO

STATE OF KENTUCKY)

COUNTY OF SHELBY)

The foregoing Consent to Annexation was signed, acknowledged and sworn to before me by Toya Nethery, on behalf of Rut 'N Strut Distillery, LLC, a Kentucky limited liability company, this 18th day of August, 2014.

 ID # 509111
NOTARY PUBLIC, State-at-Large, KY

My commission expires: 4/28/2014

I certify that the foregoing is a true and accurate copy of the City of Shelbyville Ordinance
#2014-09-04.

Inez Harris
Inez Harris
City Clerk/Treasurer

Annexation Survey and Plat for: City of Shelbyville, Shelby County, Kentucky

Rut 'N Strut Distillery, LLC. 50.000 acres (per survey)

SURVEYORS CONTROL DATUM

BASIS OF SURVEY CONTROL AND MERIDIAN DERIVED FROM
GEODETIC SURVEY CONTROL PUBLISHED MONUMENTATION
USGS HORIZONTAL AND VERTICAL CONTROL
MONUMENT USED FOR THIS SURVEY:

Federal Base Network Control Station (FBN)

Designation: T-64 L 21

Fisherville Quad, Shelby County, Kentucky
Kentucky State Plane Single Zone, FIPS #600

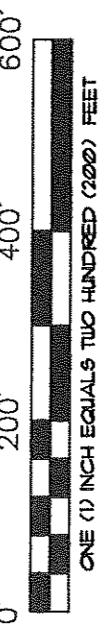
Horizontal Datum: WGS/NAD 1983

Vertical Datum: NAVD 88, GED 2003

PID #HZ254 : North 39° 6' 44.05"

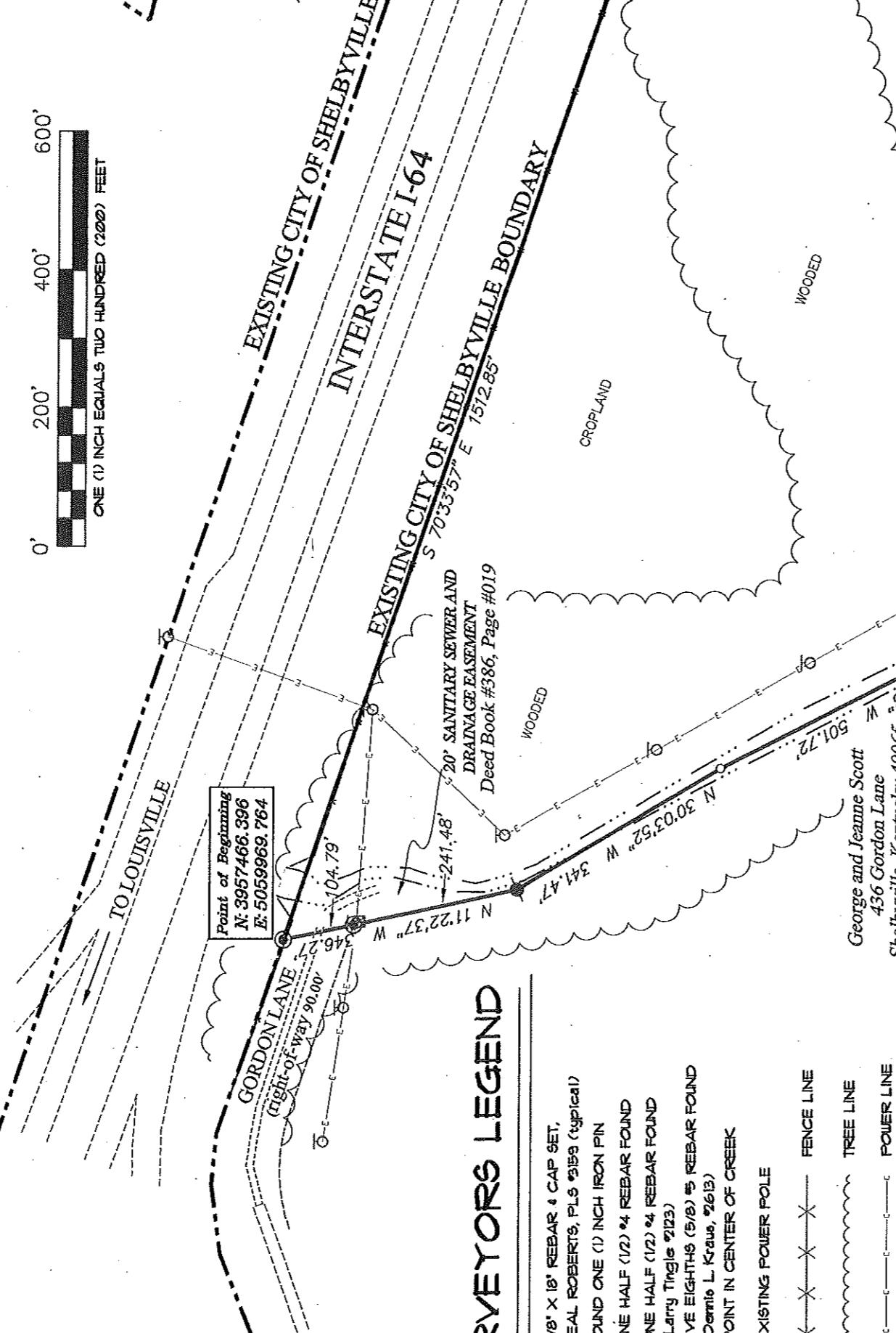
East 5° 23.55.95

Vertical T4907



SURVEYORS LEGEND

- ◎ 5/8" X 18" REBAR & CAP SET,
NEAL ROBERTS, PLSS #159 (typical)
- ⊗ FOUND ONE (1) INCH IRON PIN
- ⊗ ONE HALF (1/2) "4 REBAR FOUND
- ⊗ ONE HALF (1/2) "4 REBAR FOUND
(Larry Tingle #2123)
- ◎ FIVE EIGHTH (5/8) "5 REBAR FOUND
(Dennis L. Kraus, #2613)
- POINT IN CENTER OF CREEK
- EXISTING POWER POLE
- ~~~~~ FENCE LINE
- ~~~~~ TREE LINE
- POWER LINE



Boundary Description

TRACT #1

Being a 50.000 acre parcel of land located at 500 Gordon Lane, being a portion of those lands deeded to Rut 'N Strut Distillery, LLC, as denoted in Deed Book #585, Page #421, and recorded in the Office of the Clerk, Shelby County, Kentucky and more particularly described as follows:

Unless otherwise denoted, all corners are monumented "rebar set" with a 5/8" (#5) by 18" Rebar with a Plastic Cap set in the ground, typically flush in pastureland and yards, and protruding in fence rows and woods, said plastic cap is imprinted with "Neal W. Roberts, PLS, KY LS #3559"

Basis of Meridian was derived from GPS Observations, World Grid System (WGS '84), on July 22, 2014 and the Survey was aligned to Grid North, Kentucky Single Zone 1600, North American Datum (NAD '83) of 1983 by utilizing Static and/or Real Time Kinematic GPS Survey methods to establish control and locate topography with Leica Geosystems SR530 Dual Frequency GPS Receivers.

Beginning at a "Rebar Set" in the south right-of-way of Interstate I-64 and the Terminus of Gordon Lane, thence along the south right-of-way of Interstate I-64 S 70° 33' 57" E a distance of 1512.85 feet to a rebar set at the base of a pull post in the interstate right-of-way fence; thence leaving said right-of-way and creating this new division per this survey S 160° 7' 44" E a distance of 1079.18 feet to a rebar set; thence along the new division line S 35° 41' 46" W a distance of 296.78 feet to a rebar set; thence along the new division line S 78° 13' 06" W a distance of 102.00 feet to a rebar set; thence along the new division line N 89° 50' 09" W a distance of 167.77 feet to a rebar set; thence along the new division line S 23° 07' 31" W a distance of 131.81 feet to a rebar set; thence along the new division line S 09° 40' 51" W a distance of 281.68 feet to a rebar set; thence along the new division line S 00° 44' 26" W a distance of 207.53 feet to a rebar set; thence along the new division line S 74° 56' 46" W a distance of 525.58 feet to a rebar set in the line common to Deed Book #386, Page #019

George and Jeanne Scott, Deed Book #464, Page #836; thence along the line common to Scott N 15° 03' 14" W a distance of 218.23 feet to a 1/2" Rebar (#4) with cap stamped "Larry Tingle, #2123"; thence along the line common to Scott N 00° 40' 48" E a distance of 68.00 feet to a 5/8" Rebar (#5) with cap stamped "Dennis L. Kraus, #2613"; thence along the line common to Shelbyville Water and Sewer Commission N 12° 18' 12" W a distance of 113.10 feet to a 5/8" Rebar (#5) with cap stamped "Dennis L. Kraus, #2613"; thence along the line common to George and Jeanne Scott, Deed Book #386, Page #019

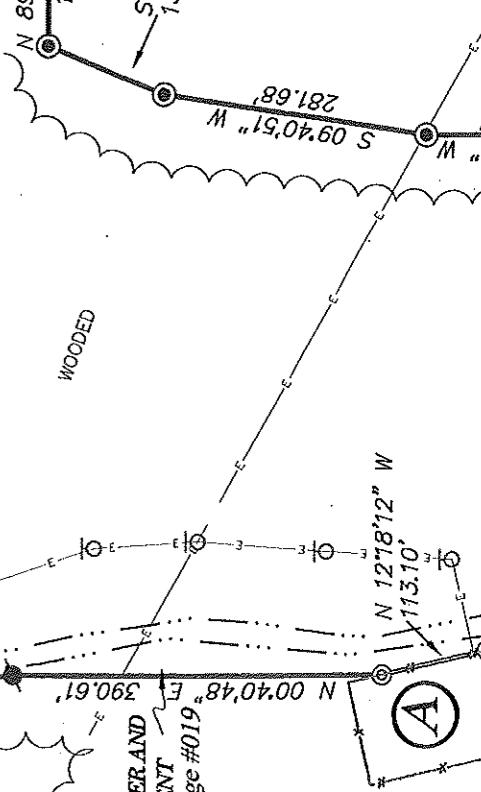
"Dennis L. Kraus, #2613" in the line common to Shelbyville Water and Sewer Commission, Deed Book #386, Page #019; thence along the line common to Shelbyville Water and Sewer Commission N 77° 41' 48" E a distance of 26.08 feet to a 5/8" Rebar (#5) with cap stamped "Dennis L. Kraus, #2613"; thence along the line common to Shelbyville Water and Sewer Commission N 12° 18' 12" W a distance of 113.10 feet to a 5/8" Rebar (#5) with cap stamped "Dennis L. Kraus, #2613"; thence along the line common to George and Jeanne Scott, Deed Book #386, Page #019

TRACT #1

Rut 'N Strut Distillery, LLC.
500 Gordon Lane
Shelbyville, Kentucky 40065

Deed Book #585 Page #421
Tax Parcel #032-00-051.00
50.000 ACRES (per survey)

Zoned: Agricultural I



SURVEYORS CONTROL DATUM

BASIS OF SURVEY CONTROL AND MERIDIAN DERIVED FROM
GEODETIC SURVEY CONTROL PUBLISHED MONUMENTATION.
USES HORIZONTAL AND VERTICAL CONTROL
MONUMENT USED FOR THIS SURVEY.

Federal Base Network Control Station (FBN)

Designation: I-64 L 2!

Fisherville Quad, Shelby County, Kentucky

Kentucky State Plane Single Zone, FIPS #1600

Horizontal Datum: UGS/NAD 1983

Vertical Datum: NAVD 88, GEDID 2003

PID #HZ1254 : North 3,966,440.51

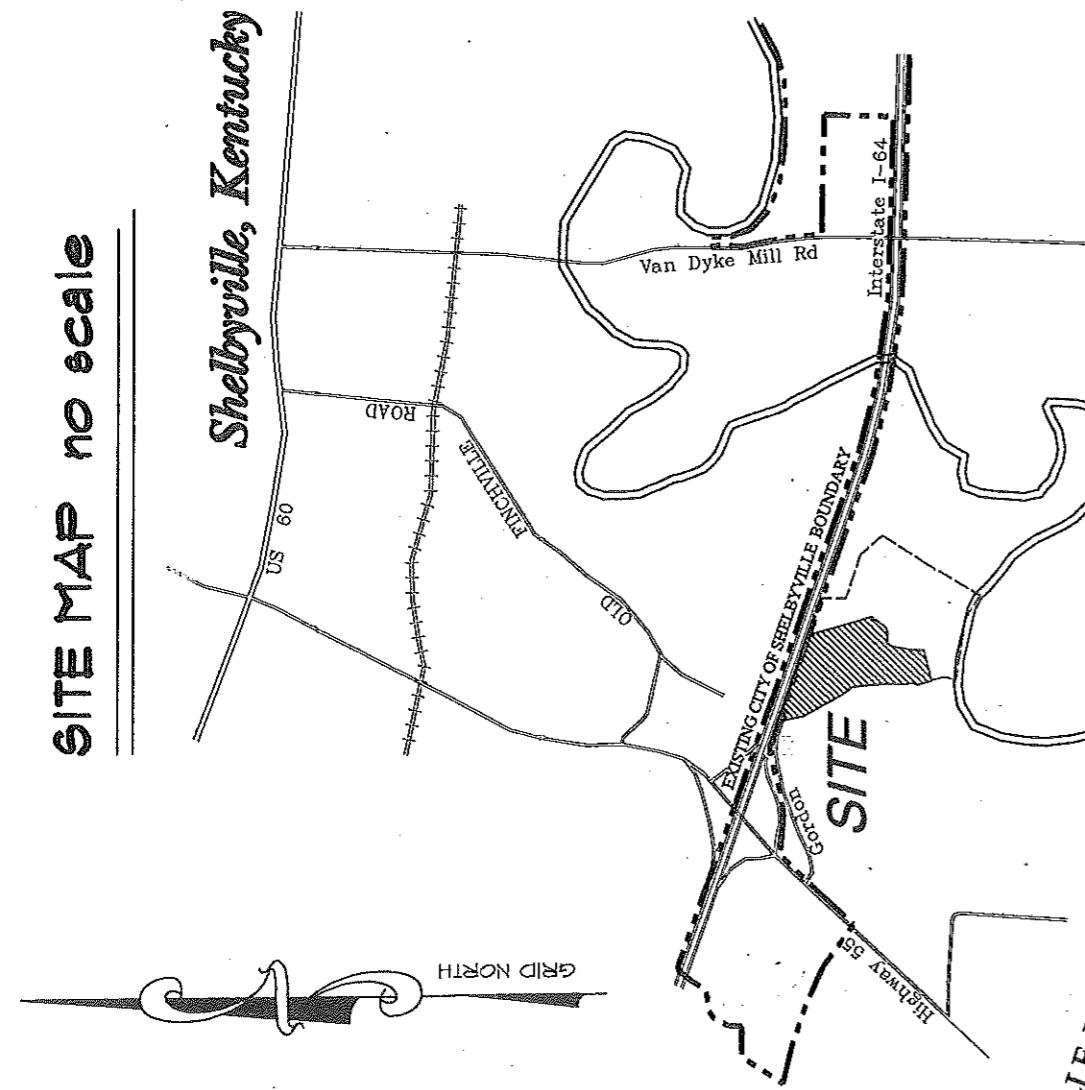
East 5,022,551.95

Vertical 749.07



SITE MAP no scale

Shelbyville, Kentucky



500 Gordon lane
Tax Parcel #032-00-051.00

19

19

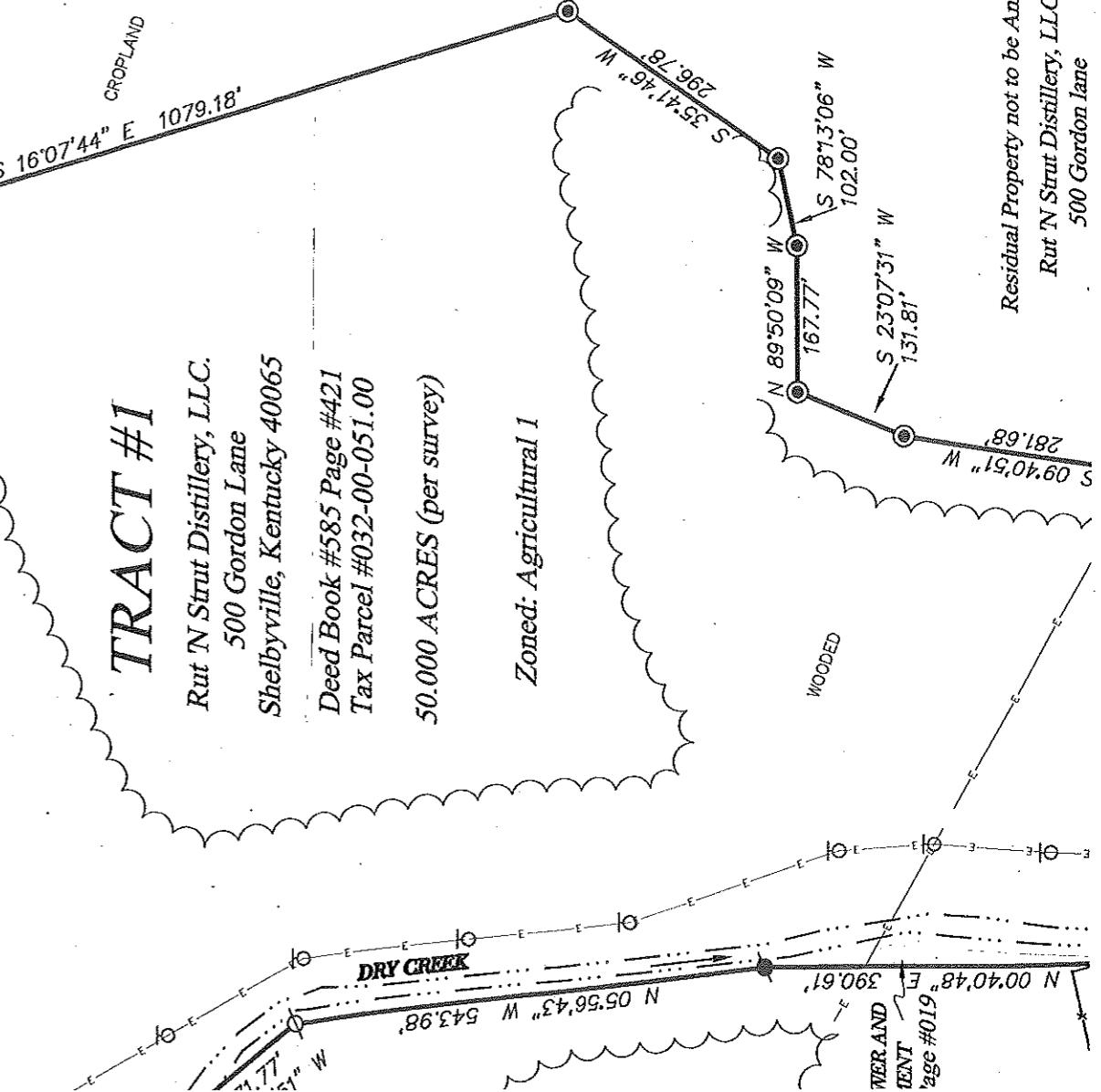
TRACT #1

Rut N Strut Distillery, LLC.
500 Gordon Lane
Shelbyville, Kentucky 40065

Deed Book #585 Page #421
Tax Parcel #032-00-051.00

50.000 ACRES (per survey)

Zoned: Agricultural I



SURVEYORS GENERAL NOTES

1. The word "certify" or "certification" as shown and used herein means an expression of professional opinion regarding the facts of the survey and does not constitute a warranty or guarantee, expressed or implied.
2. Declaration is made to original purchaser of the survey. It is not transferable to any additional institutions or subsequent owners.
3. Except as specifically stated or shown on this plat, this survey does not purport to reflect any of the following which may be applicable to the subject real estate: easements, other than possible easements that were visible at the time of making of this survey; restrictive covenants, subdivision restrictions, zoning or other land-use regulations or any other facts that an accurate and up-to-date title search may disclose.
4. Subsurface and environmental conditions were not examined or considered as a part of this survey. No statement is made concerning the existence of underground or overhead containers or facilities that may affect the use or development of this property.
5. Boundary closure meets or exceeds 1:15,000.
6. A portion of the Field Work was conducted utilizing static and/or real time kinematic GPS Survey Methods to establish control and locate topography using Leica Geosystems SPSS® Dual Frequency GPS System. GPS exceeds minimum Relative Positional Accuracies.

Residual Property not to be Annexed:
Rut N Strut Distillery, LLC.
500 Gordon lane

