

CITY OF SIMPSONVILLE /
ORDINANCE NO. 2000-014

AN ORDINANCE ANNEXING THE TERRITORY KNOWN AS THE FORMER KING WALTERS FARM, WITH THE CITY OF SIMPSONVILLE, KENTUCKY.

WHEREAS, the City of Simpsonville, Kentucky has complied with the Kentucky Revised Statutes, Chapter 81A, by attaching the consent to annex from the owners of the hereinafter described annexed property indicating the owners consent to annex, and

WHEREAS, the City of Simpsonville has the authority as a City of the Fifth Class, and pursuant to the Kentucky Revised Statutes Chapter 81A to annex unincorporated territory which is contiguous in nature and urban in character, and further,

WHEREAS, it is necessary and desirous to accomplish same in the general interest and for the general well being of the residents of the City of Simpsonville and the residents of the annexed territory,

NOW THEREFORE, be it ordained by the Commission of the City of Simpsonville, Kentucky, that the territory described below is hereby annexed with the City of Simpsonville, to-wit:

SEE ATTACHED EXHIBITS FOR DESCRIPTIONS

This ordinance shall take effect upon its passage and approval and publications as required by law.

FIRST READING: 10-3-00

SECOND READING: 11-9-00


PASSED AND APPROVED: 11-9-00

APPROVED:



STEVE EDEN, MAYOR

ATTEST:



CITY CLERK

RECEIVED AND FILED
DATE June 23, 2004

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Gardie Adkinson

TRACT NO. 1:

Situated in Shelby County, Kentucky and thus described:

Beginning at the intersection of the North line of the Southern Railroad and the East line of State Highway No. 1848; thence with the line of said Highway No. 1848 the following courses: N 17 deg. 03' 04" East, 91.03 feet to a point; North 81 deg. 37' 26" West, 24.33 feet to a point; North 12 deg. 04' 48" East, 505.30 feet to a point; North 11 deg. 46' 32" East, 282.64 feet to a point; North 14 deg. 00' 18" East, 703.50 feet to a point; North 10 deg. 43' 56" East, 573.16 feet to a point; North 09 deg. 30' 42" East, 604.86 feet to a point; North 54 deg. 46' 54" East, 73.36 feet to a point in the South line of U. S. State Highway No. 60; thence with the South line of said Highway No. 60 the following courses: South 79 deg. 20' 18" East, 155.40 feet to a point; North 11 deg. 54' 19" East, 10.00 feet to a point; South 79 deg. 43' 40" East, 248.64 feet to a point; North 08 deg. 43' 18" East, 9.94 feet to a point; South 80 deg. 30' 59" East, 785.21 feet to a point; South 78 deg. 58' 45" East, 310.03 feet to a point; Thence leaving said Highway No. 60 with a new line, South 01 deg. 17' 21" West, 552.32 feet to a point; thence South 80 deg. 30' 59" East, 4.82 feet to a point; thence South 01 deg. 17' 21" West, 1853.11 feet to a point in the North line of said railroad; thence with the North line of said railroad, South 87 deg. 06' 29" West, 1733.95 feet to a point; thence South 87 deg. 57' 45" West, 301.72 feet to the point of beginning containing 106.000 acres.

BEING all of Tract No. 1 conveyed to Kingbrook Commerce Park, LLC, a Kentucky Limited Liability Company by deed dated May 9, 1997, from J. King Walters et al, and of record in the Shelby County Clerk's Office in Deed Book 337, Page 405.

HOWEVER, THERE IS TO BE DEDUCTED from the foregoing described property 32.907 acres, which was previously annexed by the City of Simpsonville (see Ordinance No. 98-014), and not annexed herein; said 32.907 acres more particularly described as follows:

Beginning at a point in the east right-of-way line of Kentucky 1848 at its intersection with U.S. 60 thence with said east right-of way line South 09 deg 30' 42" East, 546.64 feet to the true point of beginning, thence leaving said right-of-way line the following courses: with a curve to the left having a radius of 525.00 feet and a chord of North 3 deg 14' 13" East. 177.14 feet, with a curve to the left having a radius of 475.00 feet and a chord of North 74deg 38' 06" East, 18.41 feet, thence South 80 deg 34' 22" East, 345.85 feet, South 79 deg 16' 04" East, 410.00 feet, South 10 deg 43' 56" West. 180.00 feet, South 31 deg 14' 41" East, 98.49 feet, thence with a curve to the right having a radius of 60.00 feet and a chord of South 29 deg 57' 27" East, 103.15 feet, thence with a curve to the left having a radius of 60.00 feet and a chord of South 20 deg 01' 20" West, 19.37 feet. thence South 10 deg 43' 53" West, 470.79 feet, thence with a curve to the left having a radius of 30.00 feet, thence South 01 deg 17' 21" West. 50.00 feet, North 88 deg 42' 39" West, 514.31 feet, South 13 deg 20' 44" West 709.63 feet, North 76 deg 39' 16" West. 619.01 feet, to the aforesaid east right-of-way line of Kentucky 1848, thence with said right-of-way the following courses: North 11 deg 46' 32" East 262.40 feet, North 14 deg 00' 18" East. 703.50 feet, North 10 deg 43' 56" East 573.16 feet, North 09 deg 30' 42" East 58.22 feet to the point of beginning, containing 32.90 acres.

TRACT NO.2:

Beginning at a point in the south line of State Highway No. 60 at the northeasternmost corner to the Walters Farm; thence with the east line of Walters, South 01 deg. 17' 21" West, 2061.30 feet to a point in the north line of the Southern Railroad; thence with the north line of said railroad, South 88 deg. 55, 40" West, 414.00 feet to a point; thence South 87 deg. 05' 29" West, 850.85 feet to a point; thence leaving the railroad with a new line, North 01 deg. 17' 21" East, 1853.11 feet to a point; thence North 80 deg. 30' 59" West, 4.82 feet to a point; thence North 01 deg. 17' 21" East, 552.32 feet to a point in the said south line of Highway No. 60; thence with the south line of Highway No.60, South 78 deg. 58' 45" East, 257.95 feet to a point; thence South 76 deg. 22' 03" East, 694.06 feet to a point; thence South 76 deg. 17' 08" East, 342.77 feet to the point of beginning containing 64.789 acres.

BEING all of Tract No. II conveyed to Kingbrook Commerce Park LLC, a Kentucky Limited Liability Company by deed dated May 9, 1997, of record in the Shelby County Clerk's Office in Deed Book 337, Page 405, and by deed dated August 26, 1998, and of record in the Shelby County Clerk's Office in Deed Book 356, Page 246.

AMERICAN SURVEYING COMPANY
P. O. Box 1282
SHELBYVILLE, KY. 40066
PHONE 502-834-7067
FAX 502-834-9998
DATE: JULY 16, 2003

LEGAL DESCRIPTION:
Page 1 of 2

The following is a description of the property to be Annexed by the City of Simpsonville, Ky., as per City Ordinance #2000-014 Tract 1. The property is part of the Kingbrook Commerce Park property and is more particularly described as follows:

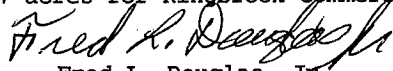
Beginning at a point, said point being at the intersection of the southern right of way of U.S. Highway #60 and the eastern right of way of Ky. Highway #1848. Thence with the right of way of U.S. Highway # 60 the following calls: South 79 degrees 20 minutes 18 seconds East 155.40 feet, North 11 degrees 54 minutes 19 seconds East 10.00 feet, South 79 degrees 43 minutes 40 seconds East 248.64 feet, North 08 degrees 43 minutes 18 seconds East 9.94 feet, South 80 degrees 30 minutes 59 seconds East 785.21 feet, and South 78 degrees 58 minutes 45 seconds East 310.03 feet to a point in the southern right of way of U.S. Highway #60 and corner to tracts 1 and 2 of deed book 337 page 405. Thence leaving said right of way and with the division line between tracts 1 and 2 the following calls: South 01 degrees 17 minutes 21 seconds West 552.32 feet, South 80 degrees 30 minutes 59 seconds East 4.82 feet, South 01 degrees 17 minutes 21 seconds West 1853.11 feet to a point on the northern right of way of the Southern Railroad, said point being a corner to tracts 1 and 2 of City Ordinance #2000-014. Thence with the northern right of way of the railroad South 87 degrees 06 minutes 29 seconds West 1733.96 feet, South 87 degrees 57 minutes 45 seconds West 301.72 feet to a point in the eastern right of way of Ky. Highway #1848. Thence with said eastern right of way the following calls: North 17 degrees 03 minutes 04 seconds East 91.03 feet, North 81 degrees 37 minutes 26 seconds West 24.33 feet, North 12 degrees 04 minutes 48 seconds East 505.30 feet, and North 11 degrees 46 minutes 32 seconds East 20.24 feet to a point in the eastern right of way of Highway #1848, said point being a corner to Kingbrook Commerce Park Section 1 and Tract 1 City Ordinance #2000-014. Thence leaving said right of way and with the line of said Section 1 the following calls: South 76 degrees 39 minutes 16 seconds East 619.01 feet, North 13 degrees 20 minutes 44 seconds East 709.63 feet, South 88 degrees 42 minutes 39 seconds East 514.31 feet, North 01 degrees 17 minutes 21 seconds East 50.00 feet. Thence with a curve to the right having a radius of 30 feet for an arc distance of 52.08 feet as defined by the cord North 38 degrees 59 minutes 22 seconds West 45.78 feet. Thence continuing with section 1 North 10 degrees 43 minutes 53 seconds East 470.79 feet. Thence with a curve to the right having a radius of 60 feet for an arc distance of 19.46 feet as defined by the cord North 20 degrees 01 minutes 20 seconds East 19.37 feet. Thence continuing with section 1 and with a curve to the left having a radius of 60 feet for an arc distance of 124.13 feet as defined by the cord North 29 degrees 57 minutes 27 seconds West 103.15 feet. Thence continuing with section 1 the following calls: North 31 degrees 14 minutes 41 seconds West 98.49 feet, North 10 degrees 43 minutes 56 seconds East 180.00 feet, North 79 degrees 16 minutes 04 seconds West 410.00 feet. North 80 degrees 34 minutes 22 seconds West 345.85 feet.

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LEGAL DESCRIPTION:
Page 2 of 2

Thence with a curve to the right having a radius of 475 feet for an arc distance of 18.41 feet as defined by the cord South 74 degrees 38 minutes 06 seconds West 18.41 feet. Thence with a curve to the left having a radius of 525.00 feet for an arc distance of 177.99 feet as defined by the cord South 83 degrees 14 minutes 13 seconds West 177.14 feet to a point in the eastern right of way of Highway #1848. Thence leaving section 1 and with said right of way the following calls: North 09 degrees 30 minutes 42 seconds East 546.64 feet, and North 54 degrees 46 minutes 54 seconds East 73.36 feet to the point of beginning containing 73.093 acres, as per deed book 337 page 405 tract 1. This description reflects the deduction of the 32.907 acre tract for Kingbrook section 1.

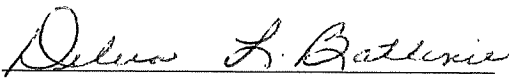
The above described Tract being the remaining lands of, tract 1 of the property conveyed to Kingbrook Commerce Park on May 9th, 1997 in deed book 337 page 405 of record in the office of the Shelby County Clerk, after the deduction of the 32.907 acres for Kingbrook Commerce Park section 1.


Fred L. Douglas, Jr.
Professional Land Surveyor #2216



I certify I am the duly qualified City Clerk of the City of Simpsonville, Kentucky, and the foregoing 3 pages of Ordinance No. 2000-014 is a true, correct and complete copy duly adopted by the City Commission at a duly convened meeting held on the 9th day of November 2000, all as appears in the official records of said City.

WITNESS, my hand and (Seal or the Seal of said City), this 29th day of July, 2003.


Debra L. Batliner, City Clerk



STATE OF KENTUCKY
COUNTY OF SHELBY

**AFFIDAVIT CLARIFYING
ORDINANCE OF ANNEXATION
FOR THE CITY OF SIMPSONVILLE**

Come the undersigned, Steve Eden, Mayor of the City of Simpsonville, and Debbie Batliner, City Clerk for the City of Simpsonville, and state that they have reviewed the attached Ordinance No. 2000-014 and researched the history of said Ordinance and from their efforts they state that while this Ordinance refers to "intent" it in fact represents an actual Ordinance of Annexation by the City of Simpsonville.

They further state that all legal requirements with regards to publication, etc. were also complied with in the passage of this Ordinance.

Further the affiants sayeth not.

Dated this 6 day of April, 2004.

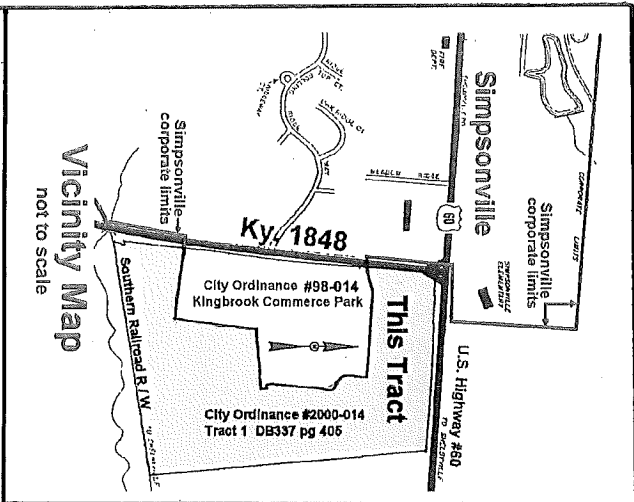
CITY OF SIMPSONVILLE

BY: [Signature]
STEVE EDEN, MAYOR

BY: [Signature]
DEBBIE BATLINER, CITY CLERK

Subscribed and sworn to before me by Steve Eden, Mayor of the City of Simpsonville, and Debbie Batliner, City Clerk of the City of Simpsonville, this 6 day of April, 2004.

[Signature]
Notary Public, Kentucky State at Large
My Commission Expires: 12-14-2005



Annexation Plat
 City of Simpsonville, KY.
 Ordinance #2000-014 Tract 1

Kingbrook Commerce Park
 20 Kingbrook Parkway
 Simpsonville, KY, 40067
 DB 337 Pg 405 Tract 1
 Area to be Annexed = 73.093 acres
 Total Area = 106 acres

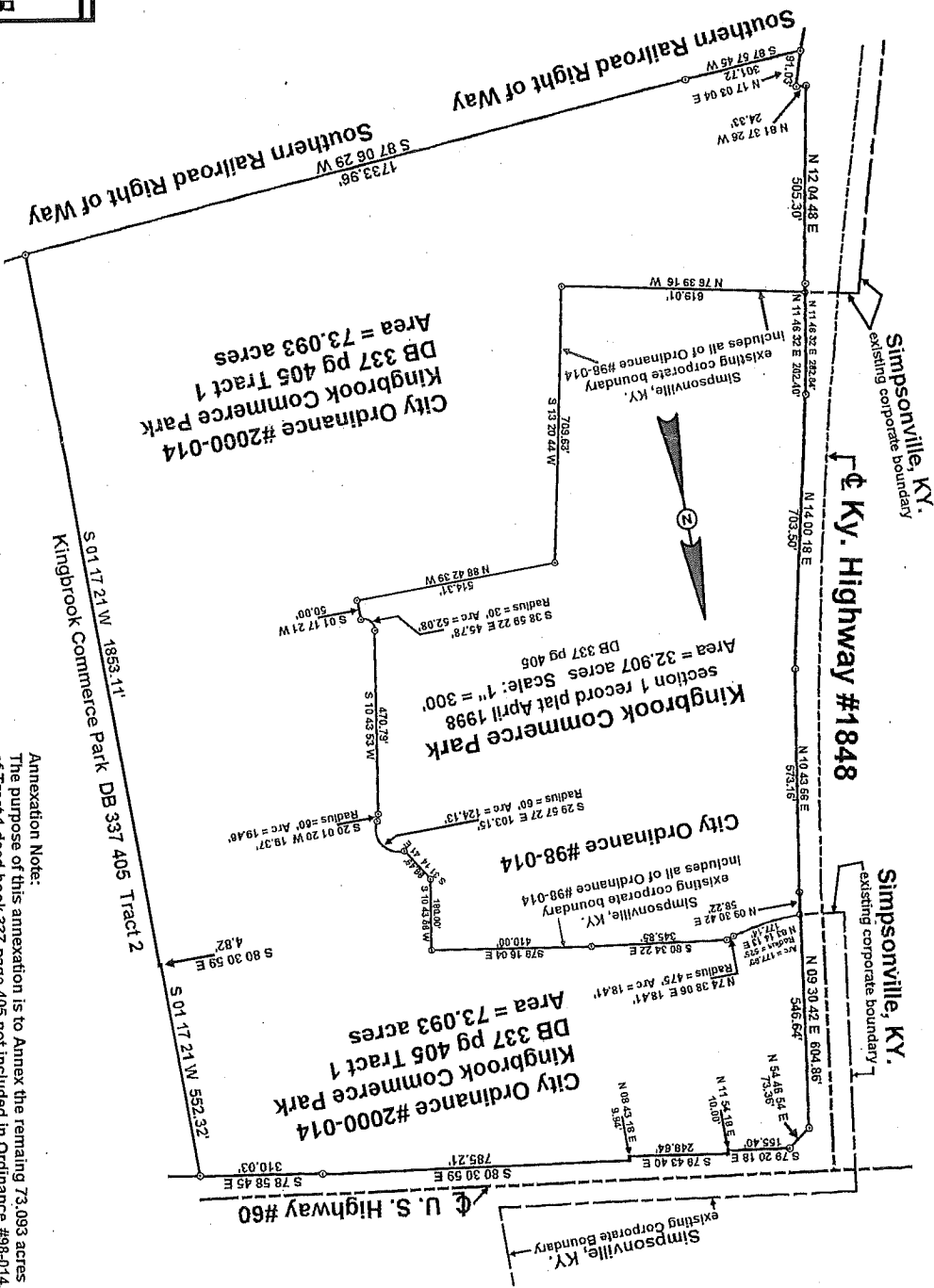
American Surveying Co.

Post Office Box 1282
 Shelbyville, KY, 40066
 Phone: 502-834-7067

Date: 08-05-2003 Scale: 1" = 200'

0.0' 200' 400' 600'

COMMONWEALTH OF KENTUCKY
 STATE OF KENTUCKY
 FRED L. DOUGLAS
 2216
 LICENSED PROFESSIONAL
 LAND SURVEYOR



Certificate of Approval for Recording
 I hereby certify that this Annexation Plat for the City of Simpsonville Ordinance #2000-014 Tract 1, has been Approved by the Triple S Planning Commission.

08-11-2003
 Planning Commission Chairman

APPROVED
 TRIPLE S PLANNING COM.

Annexation Note:
 The purpose of this annexation is to Annex the remaining 73.093 acres of Tract 1 deed book 337 page 405 not included in Ordinance #98-014.

Certificate of Accuracy:
 I hereby certify that this Annexation Plat was prepared under my direct supervision. This Annexation Plat is based on the Record Plat for Kingbrook Commerce Park section 1 Plat Cabinet 4 slide 270, and deed book 337 page 405 Tracts 1 and 2. This Plat is to be used for annexation purposes only.

Professional Land Surveyor #2216

Date

08-06-2003