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June 19, 2008

Secretary of State Office
Capital Annex, Room T40
Frankfort, KY 40601

ATTN: MS. KANDIE ATKINSON

IN RE: City of Simpsonville Annexation Ordinance
(130.46 acres owned by AKDB, LLC)

Dear Ms. ^{KANDIE}Atkinson:

In compliance with KRS 81A.470 and 81A.475, you will find enclosed a certified copy of a recent annexation by the City of Simpsonville (**with corrected legal description**) which was published in accordance with Chapter 424 on March 28, 2008. This certification includes a detailed map of the annexed property and a **corrected** metes and bounds description of said property for your records.

If you have any questions whatsoever, please feel free to contact me at your convenience.

Very truly yours,



James Hite Hays
City of Simpsonville Attorney

JHH/krj

Enclosure

RECEIVED AND FILED
DATE June 23, 2008
TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Kandie Atkinson

CITY OF SIMPSONVILLE
CERTIFICATION OF ANNEXATION ORDINANCE

This is to certify that the attached City of Simpsonville Ordinance 2008-005 is a true and accurate copy of the Ordinance annexing property into the City of Simpsonville. This Ordinance was read on two (2) occasions and passed by unanimous vote on March 20, 2008, and was published in accordance with KRS 424.

CITY OF SIMPSONVILLE

BY: *Debbie Batliner*
DEBBIE BATLINER, CITY CLERK

ATTEST:

James Hite Hays
JAMES HITE HAYS, CITY ATTORNEY

RECEIVED AND FILED
DATE *June 23, 2008*

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY: *Farbie Adkins*

**CITY OF SIMPSONVILLE
ORDINANCE NO. 2008-005**

ORDINANCE ANNEXING PROPERTY BY CONSENT

ORDINANCE ANNEXING 130.46 ACRES + OR - LOCATED SOUTH OF THE PRESENT CITY LIMITS OF SIMPSONVILLE, KENTUCKY ON THE WEST SIDE OF KY 1848 AND SOUTH OF I-64 INTERCHANGE AT KY HIGHWAY 1848.

BE IT HEREBY ORDAINED BY THE CITY COMMISSION OF THE CITY OF SIMPSONVILLE, KENTUCKY AS FOLLOWS:

Pursuant to KRS 81A.412, the Simpsonville City Commission finds that the hereinafter described real estate located south of the present city limits of Simpsonville, Kentucky on the west side of KY 1848, and south of I-64 interchange at KY Highway 1848 is suitable for development for urban purposes without unreasonable delay. Said property is contiguous to the present Simpsonville city limits at the time this ordinance is to be effective. The Simpsonville City Commission further finds that said property is not included within the bounds of any other incorporated city and the owner of said property is AKDB, LLC, by deed dated July 13, 2000, of record Deed Book 387 Page 12; by deed dated June 29, 2000, of record in Deed Book 386, Page 330 (Tract 4 in said deed), by deed dated August 10, 2000, of record in Deed Book 388, Page 93, and by deed dated February 19, 2004, in Deed Book 451, Page 102, and by deed dated February 19, 2004, in Deed Book 451, Page 105, all in the Shelby County Clerk's Office, and further with the property owner having executed a written consent to be annexed within the city limits of Simpsonville—see Exhibit A attached). See copy of description and map attached hereto as Exhibits B and C.

Based upon the aforementioned findings, the Simpsonville City Commission declares that it is desirable to annex this unincorporated territory described in the attached exhibits, and it hereby annexes to the City of Simpsonville and its boundary line is extended so as to include within the city limits of Simpsonville the property described on the attached Exhibits B and further outlined in the map which is attached as Exhibit C to this Ordinance.

This ordinance shall be effective upon adoption by the Simpsonville City Commission and publication in accordance with Chapter 424 of the Kentucky Revised Statutes.



STEVE EDEN, MAYOR

ATTEST:



DEBBIE BATLINER, CITY CLERK

First Reading: 3/11/08

Second Reading: 3/19/08

Published: 3/28/08

**AKDB, LLC
11411 Park Road
Anchorage, Kentucky 40223
(502) 253-4348**

February 29, 2008

Hon. Steve Eden, Mayor
City of Simpsonville
P. O. Box 378
Simpsonville, KY 40067

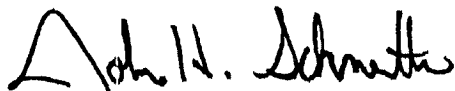
Dear Mayor Eden:

AKDB, LLC is the owner of several parcels of property located just outside the city limits of Simpsonville. The properties are shown on the attached map as parcels 26, 29, 38A, 38B and 38C. The deeds in which AKDB, LLC took title to the properties are as follows and are also attached:

| Parcel | Deed |
|--------|---------------|
| 26 | DB 387 PG 12 |
| 29 | DB 386 PG 330 |
| 38A | DB 451 PG 102 |
| 38B | DB 451 PG 105 |
| 38C | DB 388 PG 93 |

As these properties are adjacent to the boundaries of the City of Simpsonville, we respectfully request that they be annexed into the City. If you have any questions, please do not hesitate to call me.

Sincerely,

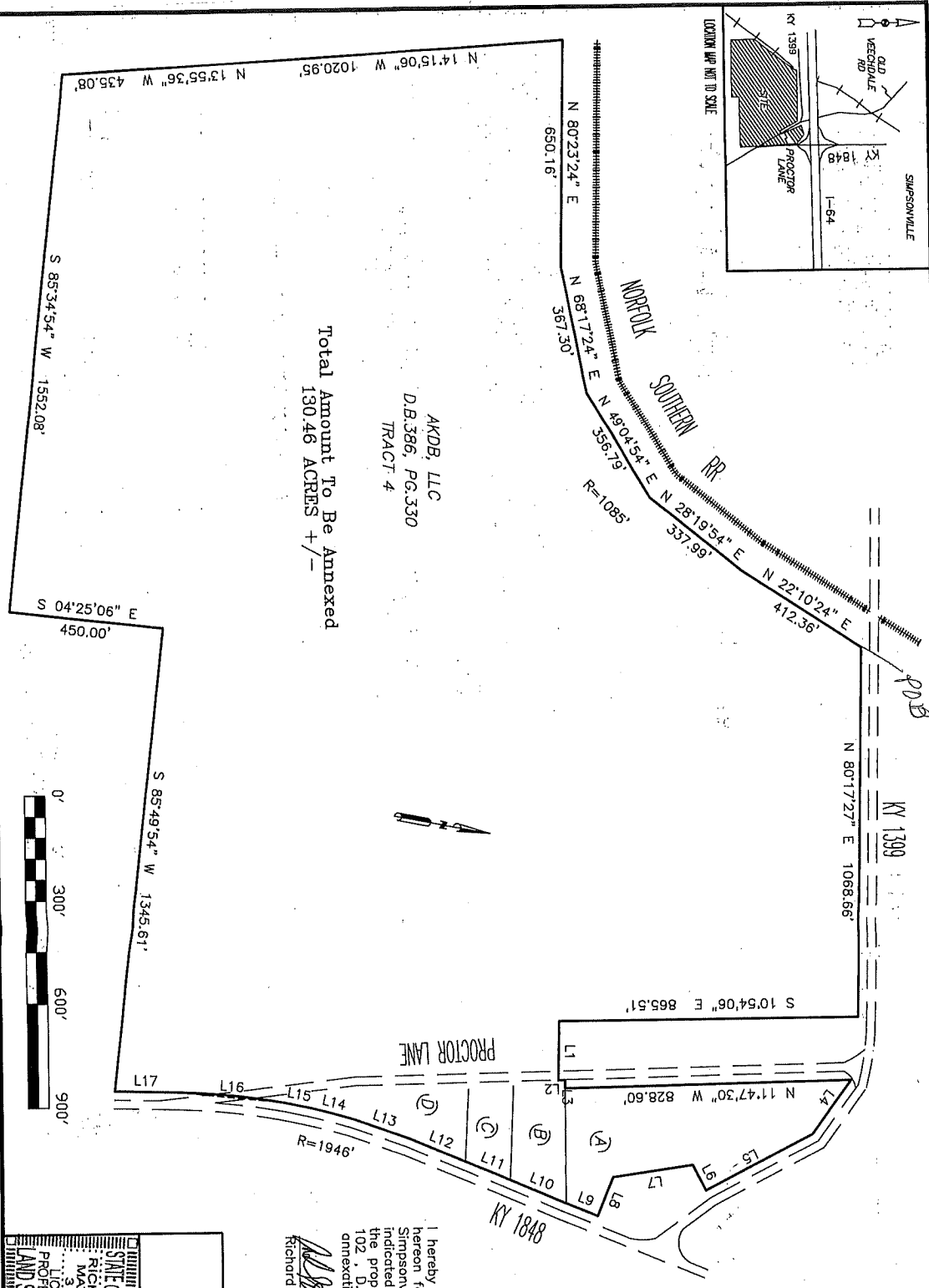
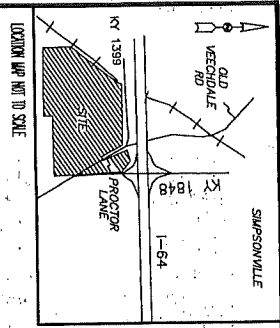


John H. Schnatter
Member/Manager

cc: Bill Bardenwerper

ANNEXATION DESCRIPTION
CITY OF SIMPSONVILLE
March 10, 2008

Beginning at a point in the South Right-of-Way of Kentucky Highway 1399 and also being the Southwest corner of 42.8 acre tract annexed into the City of Simpsonville on or about December 4, 2007; thence with the South Right-of-Way of Kentucky Highway 1399 and the existing corporate city limits of the City of Simpsonville; thence **North 80 Degrees 17 Minutes 27 Seconds East 1068.66 feet** to a point;
Thence **South 10 Degrees 54 Minutes 06 Seconds East 865.51 feet** to a point;
Thence **North 80 Degrees 28 Minutes 54 Seconds East 170.00 feet** and crossing Proctor Lane to a point;
Thence **North 10 Degrees 54 Minutes 06 Seconds West 18.93 feet** to a point;
Thence **North 79 Degrees 22 Minutes 30 Seconds East 23.69 feet** to a point;
Thence **North 11 Degrees 47 Minutes 30 Seconds West 828.60 feet** to a point in the south Right-of-Way of Kentucky 1399;
Thence along said southern Right-of-Way **South 64 Degrees 05 Minutes 30 Seconds East 192.80 feet** to a point;
Thence **South 37 Degrees 50 Minutes 30 Seconds East 348.90 feet** to a point;
Thence leaving said southern Right-of-Way of Kentucky 1399 **South 52 Degrees 09 Minutes 30 Seconds West 83.00 feet** to a point;
Thence **South 18 Degrees 50 Minutes 30 Seconds East 231.65 feet** to a point;
Thence **South 78 Degrees 05 Minutes 30 Seconds East 120.00 feet** to a point in the west Right-of-Way of Kentucky 1848;
Thence with said western Right-of-Way **South 11 Degrees 42 Minutes 53 Seconds West 97.48 feet** to a point;
Thence **South 12 Degrees 25 Minutes 10 Seconds West 174.88 feet** to a point;
Thence **South 12 Degrees 17 Minutes 50 Seconds West 140.05 feet** to a point;
Thence **South 12 Degrees 06 Minutes 20 Second West 173.40 feet** to a point at the beginning of a curve to the left having a radius of 1946 feet;
Thence **South 08 Degrees 40 Minutes 10 Seconds West 174.60 feet** to a point;
Thence **South 04 Degrees 06 Minutes 50 Seconds West 129.78 feet** to a point;
Thence **South 01 Degrees 03 Minutes 50 Seconds West 77.38 feet** to a point;
Thence **South 04 Degrees 39 Minutes 44 Seconds East 311.26 Feet** crossing Proctor Lane to a point and the end of said curve;
Thence **South 09 Degrees 14 Minutes 57 Seconds East 181.17 feet** to a point;
Thence leaving said western Right-of-Way of Kentucky 1848 **South 85 Degrees 49 Minutes 54 Seconds West 1345.61 feet** to a point;
Thence **South 04 Degrees 25 Minutes 06 Seconds East 450.00 feet** to a point;
Thence **South 85 Degrees 34 Minutes 54 Seconds West 1552.08 feet** to a point;
Thence **North 13 Degrees 55 Minutes 36 Seconds West 435.08 feet** to a point;
Thence **North 14 Degrees 15 Minutes 06 Seconds West 1020.95 feet** to a point in the southern Right-of Way of the Norfolk Southern Railroad;
Thence with said railroad Right-of-Way **North 80 Degrees 23 Minutes 24 Seconds East 650.16 feet** to a point at the beginning of curve to the left having a radius of 1085 feet;
Thence along said curve **North 68 Degrees 17 Minutes 24 Seconds East 367.30 feet** to a point;
Thence **North 49 Degrees 04 Minutes 54 Seconds East 356.79 feet** to a point;
Thence **North 28 Degrees 19 Minutes 54 Seconds East 337.99 feet** to a point and the end of the curve;
Thence **North 22 Degrees 10 Minutes 24 Seconds East 412.36 feet** to a point at the intersection Southern Right-of-Way of the Norfolk Southern Railroad and the southern Right-of-Way of way of Kentucky 1399 and the **point of beginning**, containing 130.46 acres more or less to be annexed by the City of Simpsonville.



AKDB, LLC
 D.B.386, PG.330
 TRACT 4

Total Amount To Be Annexed
 130.46 ACRES +/-

| LINE | BEARING | DISTANCE |
|------|---------------|----------|
| L1 | N 80°28'54" E | 170.00' |
| L2 | N 10°54'06" W | 18.93' |
| L3 | N 79°22'30" E | 23.69' |
| L4 | S 64°05'30" E | 192.80' |
| L5 | S 37°50'30" E | 348.90' |
| L6 | S 52°09'30" W | 83.00' |
| L7 | S 18°50'30" E | 231.65' |
| L8 | S 78°03'30" E | 120.00' |
| L9 | S 11°42'30" W | 97.48' |
| L10 | S 12°29'10" W | 146.05' |
| L11 | S 12°17'50" W | 173.60' |
| L12 | S 12°06'20" W | 173.60' |
| L13 | S 09°40'10" W | 129.78' |
| L14 | S 04°08'50" W | 129.78' |
| L15 | S 01°03'50" W | 77.28' |
| L16 | S 04°39'44" E | 311.26' |
| L17 | S 09°14'57" E | 181.17' |

| NAME | DEED |
|------|---------------------------|
| A | AKDB, LLC D.B.387, PG.12 |
| B | AKDB, LLC D.B.388, PG.93 |
| C | AKDB, LLC D.B.451, PG.102 |
| D | AKDB, LLC D.B.451, PG.105 |

I hereby certify that the graphic depiction of the area shown hereon for the annexation of 130.46 acres by the City of Simpsonville was prepared from existing deeds of record, as indicated by the attached annexation description and contains the property conveyed in D.B. 387,P.12, D.B.388,P.93, D.B.451, 102, D.B.451, P.105 & Tract#4 Of D.B. 386, P.330. This annexation also include a portion of Proctor Lane.

Richard S. Matherly
 Richard S. Matherly
 P.L.S. 3173 DATE 3-17-08

ANNEXATION PLAN FOR AKDB, LLC
 11411 PARK ROAD, ANCHORAGE, KY 40223

CARDINAL SURVEYING SERVICES
 9009 PRESTON HIGHWAY
 LOUISVILLE, KY. 40219
 PH. (502) 966-3446

STATE OF KENTUCKY
 RICHARD S. MATHERLY
 3173
 PROFESSIONAL
 LAND SURVEYOR

DRAWN BY: TY
 SCALE: 1" = 200'
 DATE: 03-09-08
 SHEET 1 OF 1