

JAMES HITE HAYS

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October 1, 2008

RECEIVED AND FILED
DATE October 7, 2008

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

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Kandie Atkinson

ATTN: MS. KANDIE ATKINSON

IN RE: City of Simpsonville Annexation Ordinance
(131.74 acres owned by Whistlestop Developers, LLC)

Dear Ms. 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 which was published in accordance with Chapter 424 on December 5, 2003. This certification includes a detailed map of the annexed property and a metes and bounds description of said property for your records. Copies of this Annexation Ordinance will be filed in the Shelby County Clerk's Office, Secretary of State's Office and the Governor's Office of Local Development in accordance with the statutes.

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/kvj

Enclosure

cc City of Simpsonville
Brad McDowell, Shelby County PVA

CITY OF SIMPSONVILLE
CERTIFICATION OF ANNEXATION ORDINANCE

This is to certify that the attached City of Simpsonville Ordinance 2003-008 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 December 2, 2003, 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 October 7, 2008

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY: Charlie Adkins

CITY OF SIMPSONVILLE
ORDINANCE NO. 2003-008

AN ORDINANCE ANNEXING THE TERRITORY KNOWN AS THE WHISTLESTOP DEVELOPERS, LLC PROPERTY, 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 EXHIBIT 'A' ATTACHED FOR DESCRIPTION
AND SOURCE OF TITLE.**

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

FIRST READING:

Nov 3, 2003

SECOND READING:

Dec 2, 2003

PASSED AND APPROVED:

Dec 2, 2003

APPROVED:



STEVE EDEN, MAYOR

ATTEST:

Diana L. Ballance
CITY CLERK

WRITTEN DESCRIPTION

of

ANNEX TRACT

BEGINNING at an existing rebar along the east right-of-way line of Todds Point Road, said point being a common corner to the southwest corner of the tract conveyed to Ronald and Betty Vessels by deed of record in Deed Book 224, Page 305 and Deed Book 261, Page 268 in the office of the Clerk of Shelby County, Kentucky; thence with said east right-of-way line North 07 degrees 21 minutes 56 seconds East, 386.97 feet to an existing rebar, said point also being the southwest corner of Tract 4 of aforesaid Amended Whistle Stop Farm Divided; thence leaving said east right-of-way line South 84 degrees 13 minutes 08 seconds East, 892.56 feet to an existing iron pin with cap #2269, said point also being the southeast corner of last mentioned Tract 4; thence North 15 degrees 56 minutes 09 seconds East, 1,003.98 feet to an existing iron pin with cap #2269 along the south line of the tract conveyed to GKW, Inc. by deed of record in Deed Book 335, Page 480 in the aforesaid Clerk's office, said point also being the northeast corner of Tract 1 of Amended Whistle Stop Farm Divided; thence with said south line South 84 degrees 13 minutes 08 seconds East, 388.14 feet to an existing rebar; thence South 07 degrees 39 minutes 06 seconds West, 24.66 feet to an existing stone; thence South 85 degrees 45 minutes 29 seconds East, 846.64 feet to an existing stone; thence South 84 degrees 39 minutes 01 seconds East, 805.64 feet to an existing stone; thence South 03 degrees 28 minutes 25 seconds West, 272.79 feet to an existing stone; thence South 73 degrees 43 minutes 18 seconds East, 688.14 feet to an existing stone; thence leaving said south line of last mentioned GKW, Inc. South 16 degrees 59 minutes 48 seconds West, 763.09 feet to an existing rebar; thence South 17 degrees 09 minutes 38 seconds West, 867.81 feet to an existing tack in wood post along the north right-of-way line of CSX Railroad; thence with said north right-of-way line North 69 degrees 20 minutes 21 seconds West, 246.54 feet to an existing rebar; thence with the arc of a curve to the left with a radius of 1,931.59 feet and chord being North 89 degrees 09 minutes 51 seconds West, 1,316.97 feet to an existing rebar; thence South 67 degrees 28 minutes 28 seconds West, 328.08 feet to an existing iron pin with cap #2269; thence South 66 degrees 02 minutes 21 seconds West, 421.07 feet to an existing iron pin with cap #2269, said point also being the southeast corner of Station Pointe Subdivision as recorded in Plat Cabinet 6, Slide 172 in the aforesaid Clerk's office; thence with the east line of said Station Pointe Subdivision North 06 degrees 58 minutes 39 seconds East, 572.54 feet to an existing stone, said point also being the northeast corner of said Station Pointe Subdivision; thence with the north line of said Station Pointe Subdivision, North 81 degrees 37 minutes 36 seconds West, 890.24 feet to an existing rebar; thence leaving said north line North 05 degrees 54 minutes 43 seconds East, 411.54 feet to an existing rebar; thence North 83 degrees 01 minutes 44 seconds West, 406.39 feet to the point of BEGINNING, containing 131.74 acres.

Being part of the same property conveyed to Whistlestop Developers, LLC by deed of record in Deed Book 444, Page 386, in the office of the Clerk of Shelby County, Kentucky.

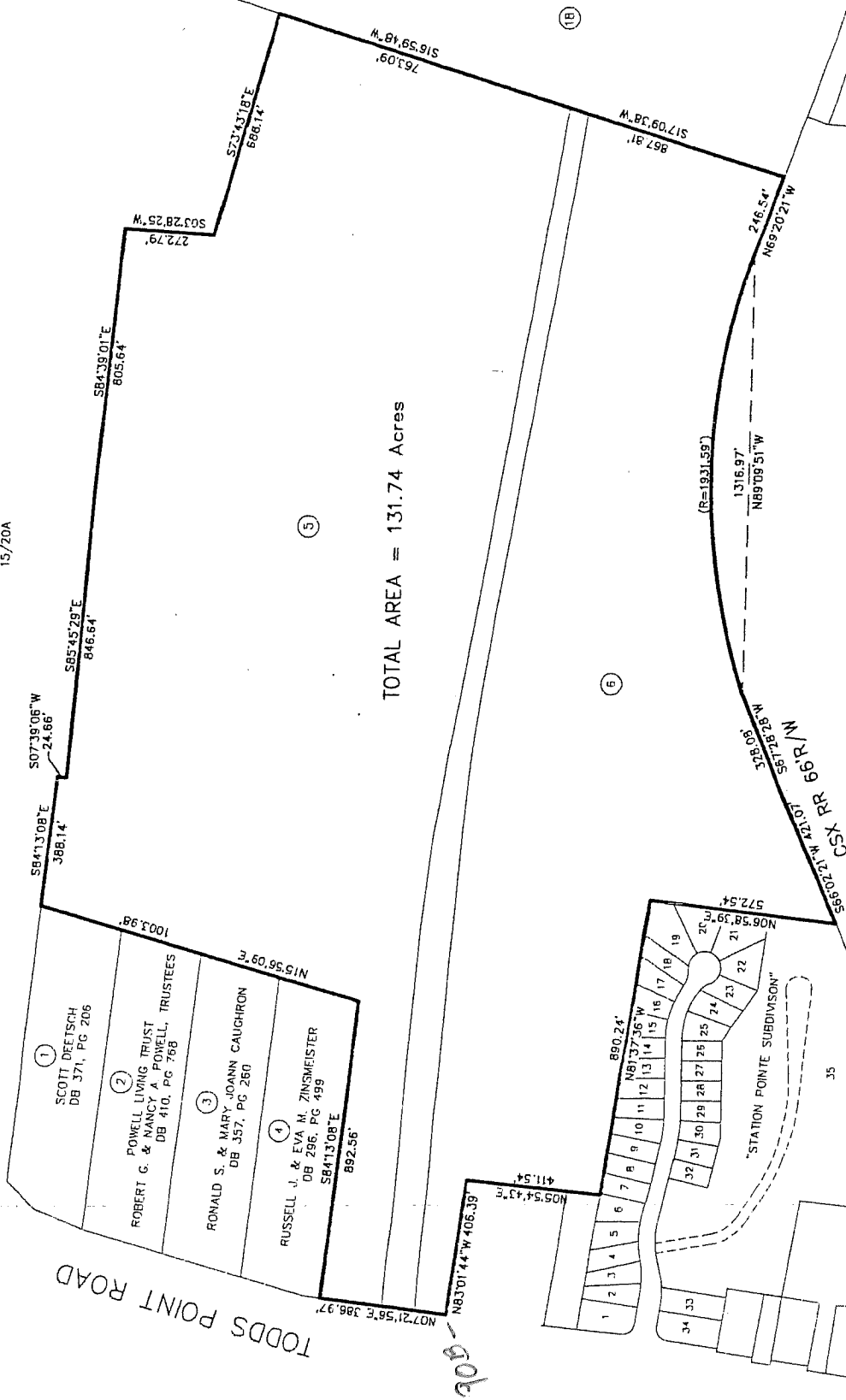
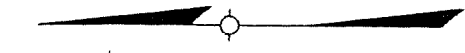
Also being Tracts 5, 6 and a part of Tract 18 in Amended Whistle Stop Farm Divided as recorded in Plat Cabinet 4, Slide 231 in the last mentioned Clerk's office.



12-29-03



GKW, INC. d/b/a WILLOWBANK FARM
 DB 335, PG 480
 13/20A



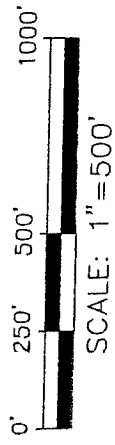
TOTAL AREA = 131.74 Acres

STATE OF KENTUCKY
 DAVID B. WINKLER
 3492
 LICENSED PROFESSIONAL
 LAND SURVEYOR

ANNEX PLAT

David Winkler

12-29-03



WHISTLESTOP DEVELOPERS, LLC
3220 Office Pointe Place
Louisville, Kentucky 40220

October 13, 2003

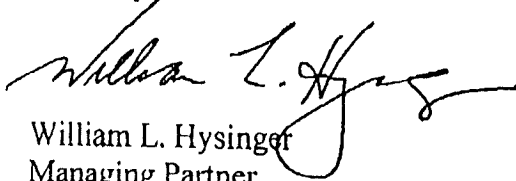
Mayor Steve Eden
City of Simpsonville, Kentucky

Re: Request to annex the tract of land in Whistlestop Farm
on Shelbyville Road

Dear Mayor:

Please consider this letter our formal request to start the process of annexing the partial tract of land that was approved by Shelby County Fiscal Court as per the attached Written Description of Annex Tract and Exhibit Plat being Whistlestop Farm located on Shelbyville Road.

Sincerely,



William L. Hysinger
Managing Partner
Whistlestop Developers, I.L.C