



GENERAL ASSEMBLY COMMONWEALTH OF KENTUCKY

2010 REGULAR SESSION

HOUSE JOINT RESOLUTION NO. 209

FRIDAY, MARCH 19, 2010

The following joint resolution was reported to the Senate from the House and ordered to be printed.

RECEIVED AND FILED
DATE April 8, 2010
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TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY R. Adles

A JOINT RESOLUTION relating to the boundary between Boyle County and Lincoln County.

WHEREAS, the exact location of the boundary between Boyle County and Lincoln County was for many years in dispute; and

WHEREAS, the counties were involved in a civil action concerning the boundary dispute in Boyle Circuit Court, the case being styled *The County of Boyle vs. The County of Lincoln*, Civil Action No. 85-CI-00161; and

WHEREAS, the counties were each represented by counsel in the civil action in the Boyle Circuit Court; and

WHEREAS, counsel for the counties entered into an agreed order to settle the dispute; and

WHEREAS, counsel agreed that a survey performed by Lindon Estes, Estes Engineering and Surveying, Inc., under date of February 28, 1993, would be adopted and confirmed as the official boundary line between Boyle County and Lincoln County; and

WHEREAS, the Boyle Circuit Court entered a Final Judgment on September 30, 1993, that recognized the agreement between the parties and adopted, confirmed, and ratified the survey by Lindon Estes as the official line between the two counties, a copy of which was attached to the Final Judgment for reference; and

WHEREAS, the Boyle Circuit Court ordered a copy of the Final Judgment and the attached survey to be filed in the Circuit Clerk's office in both counties, and ordered the Final Judgment and the attached survey to be filed of record in the County Clerk's office in both counties; and

WHEREAS, the Boyle Circuit Court directed Lindon Estes to set appropriate markers at each logical juncture, road crossing, or other definable landmark so that the county boundary line could be perceived and easily detected by all concerned; and

WHEREAS, the Boyle Circuit Court instructed each county to give newspaper advertising in conformity with KRS Chapter 424 advising the public of the changes in the

county boundary line; and

WHEREAS, the Boyle Circuit Court's Final Judgment was a final and appealable judgment as of September 22, 1993; and

WHEREAS, the Boyle Circuit Court's judgment was not appealed by either party;

NOW, THEREFORE,

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

1 ➔Section 1. The General Assembly recognizes that the boundary between Boyle
2 County and Lincoln County was in dispute for many years prior to the Boyle Circuit
3 Court's entry of Final Judgment in Civil Action No. 85-CI-00161.

4 ➔Section 2. The General Assembly approves the Boyle Circuit Court's Final
5 Judgment recognizing the agreement between the parties and establishing the boundary
6 between Boyle County and Lincoln County.

7 ➔Section 3. The General Assembly recognizes the boundary line established by
8 the survey performed by Lindon Estes, Estes Engineering and Surveying, Inc., under date
9 of February 28, 1993, and attached to the Boyle Circuit Court's Final Judgment entered
10 September 30, 1993, in Civil Action No. 85-CI-00161, as the official boundary line
11 between Boyle County and Lincoln County.

Greg D. Stumbo
Speaker-House of Representatives

[Signature]
President of Senate

Attest: Sean C. Duggan
Chief Clerk of House of Representatives

Approved [Signature]
Governor

Date April 8, 2010