

RECEIVED AND FILED  
DATE July 28, 2004

CITY OF STANTON, KENTUCKY

ORDINANCE NO. 02-10B

TREY GRAYSON  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY Karlee Nelson

AN ORDINANCE ANNEXING TO THE CITY OF STANTON, KENTUCKY CERTAIN LAND IN POWELL COUNTY, KENTUCKY LYING ADJACENT TO THE EXISTING CITY LIMITS WITH A LOCATION ON KY HIGHWAY 213, STANTON, KENTUCKY.

WHEREAS, JERRY LEE MILLER, HAROLD HURST, AND JOHN BREWER, owns certain incorporated territory located in Powell County, Kentucky adjacent to and contiguous with the existing boundary of the City of Stanton, Kentucky and they have requested that it be annexed into the City of Stanton, Kentucky, and

The City Council of the City of Stanton, Kentucky deems it advisable and in the best interests of the City to annex that property ( more fully described below) into the City

NOW, THEREFORE, the City Council of the City of Stanton, Kentucky makes the following Findings of Fact:

1. The property proposed to be annexed is described, by metes and bounds, in Section I below; it lies on Kentucky Highway 213, Powell County, Kentucky.
2. Each owners of the property to be annexed is : Jerry Lee Miller, Harold Hurst, and John Brewer.
3. Jerry Lee Miller, Harold Hurst and John Brewer have requested that the proposed annexation take place and their signed and sworn consents are attached hereto marked Exhibit "A" .
4. The property is adjacent to and contiguous with City boundaries and it is urban in character, and by reason of annexation shall subject the property to taxation by the City of Stanton.

NOW, THEREFORE, BE IT ORDAINED by the City of Stanton, Kentucky as

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POWELL COUNTY  
STANTON, KY  
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follows:

SECTION I. Pursuant to the provisions of KRS 81A.400, et seq., and specifically KRS 81A.412, the following described unincorporated territory, located in Powell County, Kentucky, be, and it is hereby, annexed to the City of Stanton, Kentucky:

TRACT I

All that certain tract or parcel of land located on the waters of Judy Creek and fronting, Kentucky Highway 213 in Powell County, Kentucky, more particularly described as follows:

Beginning at a point in the center of Judy Creek and the west right-of-way of Ky Highway 213, (said point being 30 feet west of the center of Ky Highway 213); thence with said highway six calls follows: south 18 deg 38 min 02 sec east, 109.47 feet to a point, south 22 deg 15 min 37 sec east, 52.87 feet to a point, south 25 deg 53 min 58 sec east, 41.07 feet to a point south 33 deg 54 min 32 sec east, 61.89 feet to a point, south 50 deg 36 min 25 sec east, 74.83 feet to a point, south 60 deg 26 min 38 sec east, 135.39 feet to an iron pin set a corner to the to the Charles Manning Estate, (W.B. 10, pg. 311); thence with said Estate eight calls as follows: south 44 deg 25 min 49 sec west, 145.61 feet to an iron pin set, south 21 deg 16 min 06 sec east, 143.02 feet to an iron pin set, south 58 deg 34 min 28 sec west, 166.96 feet to an iron pin set, south 69 deg 31 min 27 sec west, 186.01 feet to a point in the center of Judy Creek; thence with said creek south 43 deg 55' 16" east, 14.96 feet and south 15 deg 59 min 07 sec west, 90.31 feet to a point in the north right-of-way of Allie Lane; thence with said lane south 48 deg 05 min 26 sec east, 85.71 feet to an iron pin set; thence leaving said lane north 69 deg 46 min 18 sec east, 350.85 feet to an iron pin set in the west right-of-way of Sons Road; thence with Sons Road five calls as follows: north 33 deg 32 min 58 sec east, 13.58 feet to a point, north 51 deg 48 min 13 sec east, 61.05 feet to a point, north 34 deg 38 min 01 sec east, 74.95 feet to a point, north 22 deg 33 min 28 sec east, 92.09 feet to a point and north 18 deg 00 min 11 sec east, 109.48 feet to a point in the south right-of-way of Ky Highway 213; thence with said right-of-way four calls as follows: south 50 deg 33 min 36 sec east, 32.23 feet to a point, south 50 deg 10 min 26 sec east, 112.20 feet to an iron pin set, south 48 deg 16 min 38 sec east, 161.60 feet to a point and south 53 deg 20 min 44 sec east, 412.23 feet to an iron pin set a corner to Lot 34; thence with Lot 34 three calls as follows: south 48 deg 10 min 11 sec west, 72.55 feet to an iron pin set, south 46 deg 40 min 22 sec west, 43.64 feet to an iron pin set and south 23 deg 00 min 43 sec west, 316.28 feet to an iron pin set in the south right of way of Sons Road; thence with Sons Road five calls as follows: north 72 deg 49 min 32 sec west, 57.97 feet to a point, north 76 deg 19 min 21 sec west, 164.84 feet to a point, north 68 deg 39 min 31 sec west, 102.43 feet to a point and north 72 deg 50 min 00 sec west, 74.51 feet to a point; and north 54 deg 02 min 06 sec west, 66.01 feet

to a point in the west right-of-way of an Ingress and Egress Easement; thence with said easement south 00 deg 52 min 09 sec west, 113.09 feet to a point in Judy Creek; thence down said creek seven calls as follows: south 78 deg 54 min 32 sec west, 96.48 feet to a point, north 87 deg 53 min 59 sec west, 70.25 feet to a point, north 89 deg 49 min 27 sec west, 67.97 feet to a point, north 65 deg 51 min 11 sec west, 83.73 feet to a point, north 66 deg 47 min 39 sec west, 122.26 feet to a point, north 53 deg 05 min 16 sec west, 70.01 feet to a point and north 31 deg 42 min 39 sec west, 90.78 feet to a point in the intersection of a branch; thence up said branch south 29 deg 38 min 15 sec west, 125.32 feet to an iron pin set in the line of Rowland McIntosh Subdivision, (P.C. 1, sl. 140); thence with said subdivision thirteen calls as follows: north 44 deg 25 min 47 sec west, 72.82 feet to an iron pin found, north 26 deg 38 min 29 sec west, 58.71 feet to an iron pin set, north 21 deg 30 min 22 sec west, 137.25 feet to a 24 inch oak, north 29 deg 19 min 03 sec west, 76.56 feet to an iron pin set, north 34 deg 10 min 57 sec west, 171.97 feet to an iron pin found, north 31 deg 36 min 20 sec west, 55.96 feet to an iron in set, north 37 deg 02 min 14 sec west, 154.53 feet to an iron pin found, north 31 deg 00 min 02 sec west, 188.79 feet to an iron pin set, north 38 deg 38 min 12 sec west, 13.33 feet to an iron pin set, north 3 deg 35 min 13 sec west, 102.41 feet to an iron pin set, north 41 deg 19 min 51 sec west, 116.55 feet to an iron pin set, north 51 deg 41 min 26 sec west, 81.80 feet to an iron pin set and north 61 deg 29 min 59 sec west, 41.02 feet to an iron pin set a corner to The Powell Industrial Development Authority, (D.B. 110, pg. 579); thence with said Authority 16 calls as follows: north 37 deg 40 min 19 sec east, 32.70 feet to an iron pin set, north 46 deg 04 min 13 sec east, 70.79 feet to iron pin set, north 81 deg 52 min 13 sec east, 39.04 feet to an iron pin set, north 89 deg 54 min 00 sec east, 175.90 feet to an iron pin set, south 53 deg 11 min 59 sec east, 108.83 feet to a point in Judy Creek, north 20 deg 47 min 04 sec east, 51.57 feet to the intersection of Judy Creek and a Branch; thence up branch north 81 deg 20 min 42 sec east, 48.98 feet to a point, south 70 deg 37 min 32 sec east, 39.16 feet to a point, south 46 deg 17 min 04 sec east, 45.72 feet to a point, south 78 deg 45 min 02 sec east, 76.88 feet to a point, north 72 deg 44 min 57 sec east, 62.29 feet to a point, south 86 deg 04 min 32 sec east, 34.10 feet to a pont, north 60 deg 45 min 08 sec east, 97.70 feet to a point, south 72 deg 43 min 23 sec east, 47.36 feet to a point, north 39 deg 49 min 07 sec east, 77.96 feet to a point and north 69 deg 35 min 03 sec east, 82.56 feet to the point of beginning.

The above tract or parcel of land containing 26.72 acres of land by survey of Shelby R. Powell date July 30, 2002.

Being part of the same property conveyed to John C. Brewer, et al, by deed recorded in Deed Book 147, page 322 in the Powell County Clerk's Office.

## TRACT II

All that certain tract or parcel of land located on the waters of Judy Creek and fronting KY Highway 213 in Powell County, Kentucky, more particularly

described as follows:

Beginning at an iron pin set on the top of Potato Hill a corner to Woodrow and Blanche Sons, (D.B. 51, pg. 179); thence down the hill south 48 deg 10 min 11 sec west, 418.92 feet to an iron pin set in the north right-of-way of Ky Highway 213; thence with said right-of-way north 53 deg 04 min 30 sec west 255.90 feet to an iron pin set, a corner to Amon and Mary Back, (D.B. 63, pg. 684 and D.B. 111, pg. 152); thence with said Back four calls as follows: north 37 deg 33 min 51 sec east, 221.46 feet to an iron pin found by a 16 inch white oak, north 16 deg 56 min 34 sec west, 195.87 feet to an iron pin set, north 64 deg 02 min 14 sec west, 127.09 feet to an iron pin set by an 8 inch Black oak and north 89 deg 06 min 04 sec west, 135.23 feet to an iron pin found by a 16 inch White Oak a corner to Amon Back, et al, (W.B. 10, pg. 311); thence with said Back five calls as follows: north 01 deg 22 min 13 sec east, 493.90 feet to an iron pin set in a drain, south 57 deg 33 min 24 sec west, 237.82 feet to an iron pin set by a barn, south 25 deg 44 min 35 sec west, 50.16 feet to an iron pin set, south 58 deg 38 min 18 sec west, 176.18 feet to a mag nail in a fence post and south 52 deg 45 min 28 sec west, 214.02 feet to an iron pin set in the right-of-way of Ky Highway 213; thence with said right-of-way five calls as follows: north 50 deg 36 min 25 sec west, 13.61 feet to a point, north 33 deg 54 min 32 sec west, 59.88 feet to a point, north 22 deg 15 min 37 sec west, 73.20 feet to a point, north 18 deg 38 min 02 sec west, 108.51 feet to a point and north 18 deg 37 min 26 sec west, 373.37 feet to an iron pin set a corner to Carrie Sturgill, (D.B. 123, pg.168) thence with said Sturgill nine calls as follows: North 57 deg 34 min 19 sec east, 229.35 feet to an iron pin set, south 61 deg 42 min 43 sec east, 104.47 feet to an iron pin set, north 34 deg 05 min 49 sec east, 308.07 feet to an iron pin set, north 16 deg 26 min 00 sec east, 91.38 feet to an iron pin set, north 54 deg 05 min 41 sec west, 7.64 feet to an iron pin set, north 41 deg 59 min 29 sec east, 210.11 feet to an 18 inch shag hickory, north 52 deg 53 min 41 sec east, 111.48 feet to a 12 inch red oak, north 45 deg 33 min 15 sec east, 237.21 feet to a iron pin set and north 48 deg 11 min 06 sec east, 154.35 feet to a 14 inch white oak a corner to W.D. and Callie Pelfrey, (D.B. 43, pg. 520. now or formerly); thence with said Pelfrey three calls as follows: north 67 deg 06 min 19 sec east, 277.09 feet to an iron pin found, north 86 deg 53 min 19 sec east, 787.17 feet to a point and north 11 deg 23 min 31 sec east, 561.60 feet to a P.K. nail found at the face of the cliff, in the line of Jerry L. Miller, et al, (D.B. 131, pg. 500); thence with said Miller and cliff six calls as follows: south 66 deg 55 min 06 sec east, 157.20 feet to a point, north 78 deg 34 min 53 sec east, 124.25 feet to a point, south 73 deg 55 min 58 sec east, 369.50 feet to a point, south 43 deg 23 min 31 sec east, 112.46 feet to a point, south 06 deg 05 min 28 sec east, 721.44 feet to a point and south 30 deg 47 min 48 sec east, 179.80 feet to a point a corner to Vulcan Lands, Inc., (D.B. 115, pg. 211); thence with said Vulcan Lands south 28 deg 36 min 53 sec west passing a marked hickory at 71.8 feet in all 1596.66 feet to an iron pin set in the north right-of-way of Ky Highway 213; thence with said right-of-way five calls as follows: south 76 deg 4 min 20 sec west, 44.27 feet to a point, south 78 deg 02 min 35 sec west, 132.89 feet to a point, south 81 deg 08 min 06 sec west, 231.42 feet to a point, south 79 deg 53

min 21 sec west, 52 .04 feet to a point, south 76 deg 42 min 49 sec west, 63.42 feet to a point and south 63 deg 29 min 18 sec west, 24.59 feet to an iron pin set at corner to Woodrow and Blanche Sons; thence with said Sons up the Hill North 87 deg 33 min 21 sec west, 265.01 feet to the point of beginning.

The above tract or parcel of land containing 107.40 acres of land by survey of Shelby R. Powell, dated April 4, 2002.

Being the same property conveyed to John C. Brewer, et al, by Deed recorded in Deed Book 147, page 331 in the Powell County Clerk's Office.

SECTION II. This Ordinance shall become effective upon publication as required by law.

Introduced and given first reading at a meeting of the City Council of the City of Stanton, Kentucky held on the 19th day of Sept. 2002 and finally adopted, after second reading, at a meeting of the City Council held on the 10th day of October, 2002.

Mayor Ameth, mayor  
MAYOR, CITY OF STANTON, KENTUCKY

ATTEST:

Vicki Damp  
CITY CLERK

Prepared by Robert G. King, City Attorney 08/08/02

Order # 324

STATE OF KENTUCKY,  
COUNTY OF POWELL,  
I, \_\_\_\_\_, Clerk of the County, do hereby certify that the foregoing is a true and correct copy of the Ordinance as recorded in the County Clerk's Office on the 17th day of Nov 2003.

19 Nov 2003

Jackie Evers

OVERSIZE MAP INCLUDED WITH  
SUBMISSION.

To research the map, contact the  
Office of Secretary of State  
or the County Clerk.