

ATKINS & PRICE
WILLIAMSBURG CITY ATTORNEY

FRANK A. ATKINS
JASON P. PRICE

403 E. SYCAMORE STREET
WILLIAMSBURG, KY 40769

PHONE (606) 539-9064
FAX (606) 539-0228

August 23, 2004

RECEIVED AND FILED
DATE August 26, 2004

Kentucky Secretary of State
700 Capital Avenue, Suite 152
State Capitol
Frankfort, KY 40601

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Kandis Alkerson

Dear Sir or Madam:

I have enclosed for recording in your office pursuant to KRS Chapter 81A, a certified copy of an annexation ordinance and map, showing property annexed by the City of Williamsburg, Kentucky. Pursuant to statute, I also advise you that the property owners of the area annexed are Whitley County Fiscal Court, P.O. Box 237, Williamsburg, Kentucky 40769 and the Commonwealth of Kentucky, Transportation Cabinet, P.O. Box 250, Manchester, Kentucky 40962 and there are no registered voters residing in the area annexed.

Thank you and call me if you have any questions.

Very truly yours,



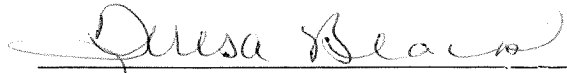
Frank A. Atkins
Williamsburg City Attorney

FAA/sa

Enclosures

CLERK'S CERTIFICATION

The undersigned City Clerk of Williamsburg, Kentucky, hereby certifies that attached hereto is a true copy of City of Williamsburg Ordinance No. 2004-007, dated August 9, 2004.



TERESA BLACK, CITY CLERK
WILLIAMSBURG, KENTUCKY

RECEIVED AND FILED
DATE August 26, 2004

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Handie Addison

ORDINANCE NO. 2004-007

AN ORDINANCE ANNEXING PROPERTY INTO THE CITY OF WILLIAMSBURG BY CONSENT OF THE OWNERS LOCATED IN WHITLEY COUNTY, KENTUCKY, AND BEING A PORTION OF KENTUCKY HIGHWAY 92 WEST AND OTHER PROPERTY PRESENTLY OWNED BY THE WHITLEY COUNTY FISCAL COURT.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLIAMSBURG, KENTUCKY, that:

Section One: That the corporate limits of the City of Williamsburg, Kentucky, as now established be extended so as to include the territory hereinafter described and to annex the property hereinafter described into the City of Williamsburg, Kentucky, viz:

TRACT NO. 1: A certain tract or parcel of land lying in Whitley County, Kentucky and being all of the same land conveyed to Whitley County Fiscal Court by deed from White Lumber Sales, LLC, dated December 28, 2001, and recorded in Deed Book 431, Pages 617-620, Whitley County Court Clerk's Office, and bounded and described as follows:

BEGINNING at a survey marker (set). Said survey marker lying and being N 85° 58' 53" W, 71.71 feet, S 74° 38' 37" W, 107.77 feet, S 60° 38' 52" W, 438.58 feet, S 55° 49' 21" W, 390.72 feet, N 35° 39' 00" W, 31.73 feet from proposed right-of-way of Kentucky State Road No. 92 which is located 146.09 feet right (south) from proposed centerline Station 625+37.17 (relocation of 2001-2002); thence S 35° 39' 00" E, 313.08 feet to a survey marker (set); thence S 17° 43' 09" E, 152.40 feet to a survey marker (set); thence S 54° 21' 00" W, 380.00 feet to a survey marker (set); thence N 35° 39' 00" W, 384.60 feet to a survey marker (set); thence N 37° 23' 26" E, 166.22 feet to a survey marker (set); thence N 03° 00' 17" E, 32.01 feet to a survey marker (set); thence N 54° 21' 00" E, 247.93 feet to the BEGINNING CORNER, containing 4.2260 acres.

The north datum utilized for this survey is based on the KSR No. 92 (relocation and reconstruction 2001) north datum. All survey markers (set) are 1/2" re-bars approximately 24 inches in length with a plastic cap stamped PLS 2130. Survey and description by J.O. Cannon & Associates, Inc. while under the direct supervision of Bill Ed Cannon, Kentucky PLS No. 2130.

TRACT NO. 2: A certain tract or parcel of land lying in Whitley County, Kentucky and being all of the same land conveyed to Whitley County Fiscal Court by deed from Pascual White, Jr., unmarried, dated June 3, 2002 and recorded in Deed Book 435, Pages 371-373, Whitley County Court Clerk's Office, and bounded and described as follows:

BEGINNING at an existing survey marker (2130). Said existing survey marker being a southeast corner of property recently conveyed to the Whitley County Fiscal Court for the construction of the proposed Whitley County Jail. Said survey marker lying and being N 85° 58' 53" W, 71.71 feet, S 74° 38' 37" W, 107.77 feet, S 60° 38' 52" W, 438.58 feet, S 55° 49' 21" W, 390.72 feet, S 35° 39' 00" E, 281.35 feet, S 17° 43' 09" E, 152.40 feet from a proposed south right-of-way monument of Kentucky State Road No. 92 which is located 146.09 feet right (south) from proposed centerline Station 625+37.17 (relocation of 2001-2002); thence S 17° 43' 09" E, 78.83 feet to a survey marker (set); thence S 54° 21' 00" W, 355.73 feet to a survey marker (set); thence N 35° 39' 00" W, 75.00 feet to an existing survey marker (2130); thence N 54° 21' 00" E, 380.00 feet to the BEGINNING CORNER, containing 0.633 acres.

The north datum utilized for this survey is based on the KSR No. 92 (relocation and reconstruction 2001) north datum.

All survey markers (set) are ½" rebars approximately 24 inches in length with a plastic cap stamped PLS 2130.

Survey and description by J.O. Cannon & Associates, Inc. while under the direct supervision of Bill Ed Cannon, Kentucky PLS No. 2130.

TRACT NO. 3: A certain tract or parcel of land lying in Whitley County, Kentucky and being all of the same land conveyed to Whitley County Fiscal Court by deed from White Lumber Sales, LLC, dated November 18, 2003 and recorded in Deed Book 448, Pages 334-337, Whitley County Court Clerk's Office, and bounded and described as follows:

BEGINNING at a survey marker (set). Said survey marker lying N 85° 58' 53" W, 71.71 feet, S 74° 38' 37" W, 107.77 feet, S 60° 38' 52" W, 438.58 feet, S 55° 49' 21" W, 29.32 feet, N 45° 00' 42" W, 88.30 feet, S 37° 32' 24" W, 96.14 feet, S 26° 36' 46" W, 60.79 feet; thence S 80° 04' 36" W, 142.41 feet from proposed right-of-way of Kentucky State Road No. 92 which is located 146.90 feet right (south) from proposed centerline Station 625+37.17 (relocation of 2001-2002); thence N 80° 04' 36" E, 142.41 feet to a survey marker (set) in the

northwest right-of-way of a proposed county road; thence continuing with the northwest right-of-way of a proposed county road, S 26° 36' 46" W, 55.93 feet to a survey marker (set); thence S 19° 21' 19" W, 96.18 feet to a survey marker (set) in an east line of property belonging to the Whitley County Fiscal Court (Deed Book 431, Page 617); thence N 35° 39' 00" W, passing a survey marker (set at 99.68 feet, in all a total distance of 143.00 feet to the BEGINNING CORNER, containing 0.2028 acres.

AND

Beginning at a proposed right-of-way monument in the south right-of-way of Kentucky State Road No. 92, being 146.09 feet right (south) from centerline Station 625+37.17; thence S 41° 13' 51" E, with the proposed south right-of-way of Kentucky State Road No. 92, 18.02 feet to a point being 155 feet right (south) of proposed centerline Station 625+50.00; thence leaving the proposed south right-of-way of Kentucky State Road No. 92, S 74° 38' 37" W, 178.37 feet; thence S 60° 38' 52" W, 411.48 feet; thence S 45° 00' 42" W, 124.43 feet; thence S 37° 32' 24" W, 88.10 feet; thence S 26° 36' 46" W, 108.77 feet; thence S 19° 21' 19" W, 128.01 feet to a survey marker (set) in the east line of the Whitley County Fiscal Court property Deed Book 431, Page 617; thence N 35° 39' 00" W, with the east line of the Whitley County Fiscal Court property, 61.03 feet to a survey marker (set); thence leaving the east line of the Whitley County Fiscal Court property, continuing with the south lines of the above described property, N 19° 21' 19" E, 96.18 feet to a survey marker (set); thence N 26° 36' 46" E, passing a survey marker (set) at 55.93 feet, in all a total distance of 116.72 feet; thence continuing with the north right-of-way of said proposed county roadway, N 37° 32' 24" E, 96.14 feet; thence N 45° 00' 42", E, 88.30 feet; thence N 55° 49' 21" E, 29.32 feet; thence N 60° 38' 52" E, 438.58 feet; thence N 74° 38' 37" E, 107.77 feet; thence S 85° 58' 53" E, 71.71 feet to the Beginning Corner, containing 1.032 acres.

The north datum utilized for this survey is based on the KSR No. 92 (relocation and reconstruction 2001) north datum.

All survey markers (set) are ½" rebars approximately 24 inches in length with plastic cap stamped PLS 2130. Survey and description by J.O. Cannon & Associates, Inc. while under the direct supervision of Bill Ed Cannon, Kentucky PLS No. 2130.

TRACT NO. 4: A certain tract or parcel of land lying in Whitley County, Kentucky, and being all of the right-of-way of KY 92 W as relocated beginning at

the current City limits boundary and continuing west with KY 92 to the property of Whitley County Fiscal Court described above.

Section Two: The owners of the property described herein have given their written consent to and request for annexation of the property described herein.

Section Three: That this ordinance shall be in full force and effect from and after its adoption, approval, and publication, and all ordinances or parts of ordinances in conflict herewith are repealed and held for naught.

Reading held this the 9th day of August, 2004.

First Reading: June 21, 2004
Second Reading: August 9, 2004



PAUL ESTES, MAYOR

ATTEST: 

TERESA H. BLACK, CITY CLERK



Commonwealth of Kentucky
Transportation Cabinet

Department of Highways, District Eleven
100 Railroad Ave., P.O. Box 250
Manchester, Kentucky 40962
606-598-2145, (Fax) 606-598-8269

Maxwell C. Bailey
Secretary of Transportation

Ernie Fletcher
Governor

June 4, 2004

Mr. Frank Atkins
City Attorney
City of Williamsburg
P.O. Box 2190
Williamsburg KY 40769
606-539-9064

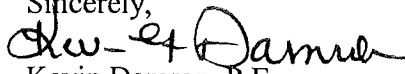
Re: Whitley County 11-MP-118-0092-009-011
Pine Knot – Williamsburg Road KY 92 (sta. 626+00 to 665+50)
Proposed Williamsburg City Limits Change

Mr. Atkins:

Thank you for your phone call of last week. As we understand this, the City of Williamsburg desires to incorporate the portion of KY 92 from near the West side of the access road to the new jail Eastward to the current City Limits (the West boundary of Wal-Mart), a distance of approximately 3950 feet along the South right of way of KY 92..

The Transportation Cabinet certainly has no objection to this proposal. The Cabinet does have a highway improvement project already designed with right of way purchased for this highway segment. Because of this, we would request that the City's new boundary incorporate the "new" KY 92 right of way.

We welcome the City's assistance with efforts to make and keep this highway facility a safe and efficient roadway for all our citizens. If you find you need copies of the highway plan project in this area, the Cabinet will be glad to forward these to your office.

Sincerely,

Kevin Damron, P.E.
Chief District Engineer



Commonwealth of Kentucky
Transportation Cabinet

Department of Highways, District Eleven
100 Railroad Ave., P.O. Box 250
Manchester, Kentucky 40962
606-598-2145, (Fax) 606-598-8269

Maxwell C. Bailey
Secretary of Transportation

Ernie Fletcher
Governor

July 13, 2004

Mr. Frank Atkins
City Attorney
City of Williamsburg
P.O. Box 2190
Williamsburg KY 40769
606-539-9064

Re: Whitley County 11-MP-118-0092-009-011
Pine Knot – Williamsburg Road KY 92 (sta. 620+00 to 665+50)
Proposed Williamsburg City Limits Change

Mr. Atkins:

Per our phone conversation today, here is a summary: As we understand this, the City of Williamsburg desires to incorporate the portion of KY 92 from Brier Creek (roughly 500' East of KY 296 junction) Eastward to the current City Limits (the West boundary of Wal-Mart), a distance of approximately 4500 feet along the South right of way of KY 92..

The Transportation Cabinet certainly has no objection to this proposal. The Cabinet does have a highway improvement project already designed with right of way purchased for this highway segment. Because of this, we would request that the City's new boundary incorporate the "new" KY 92 right of way.

We welcome the City's assistance with efforts to make and keep this highway facility a safe and efficient roadway for all our citizens. Enclosed are highway plan sheets of the highway project in this area.

Sincerely,

G.L. Keith, P.E.
Asst. CDE (Acting)

Whitley County Fiscal Court

P.O. BOX 237
WILLIAMSBURG, KY. 40769



JUDGE/EXECUTIVE
MIKE PATRICK

May 21, 2004

MAGISTRATES
NOLAN BIRD
First District
BURLEY FOLEY
Second District
JOHNNY LAWSON
Third District
WAYNE WILSON
Fourth District

Mayor, Paul Estes
And
Members of the Williamsburg City Council
Williamsburg, KY 40769

Re: Voluntary Annexation of the Whitley County Detention Center Property

Gentlemen,

On behalf the Whitley County Fiscal Court I am writing to request that the property occupied by the new Whitley County Detention Center be annexed into the City of Williamsburg.

This request applies only to the jail property. The property is contiguous to the current city limit as required by statute.

City Attorney Frank Atkins has access to the deeds for the property and if any further information is required please let me know. I would appreciate it if this could be done at your next scheduled Council meeting.

Yours truly,



Mike Patrick



OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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