

CITY OF WILLIAMSTOWN
400 NORTH MAIN STREET
P.O. BOX 147
WILLIAMSTOWN, KENTUCKY 41097

(859) 824-6351 – Mayor's Office
(859) 824-3633 – City Clerk's Office
(859) 824-6320 – Facsimile

Glenn V. Caldwell, Mayor
Douglas Beckham, City Administrator
Vivian Link, City Clerk/Treasurer

CITY COUNCIL MEMBERS:

Kim Crupper
William Hutchison
Dudley Peddicord
Robert Perry
Rick Skinner
Helen Threlkeld

November 4, 2003

Ms. Kandie Adkinson
Land Office
700 Capital Avenue
Suite 80, State Capitol
Frankfort, KY 40601

Dear Ms. Adkinson:

Please find enclosed Ordinance number 2003-16, along with the certified map for the property, that I ask for you to please accept as annexing into the City Limits of Williamstown for Wallace and Jeanie Brashear.

Should you have any questions in regards to the enclosure or should you require further information, I ask that you please not hesitate to contact me at your convenience.

Sincerely,



Glenn V. Caldwell
Mayor

GVC:llm

enclosures

RECEIVED AND FILED
DATE *November 6, 2003*
JOHN Y. BROWN JR.
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY *K. Adkinson*



DATE 7 November 6, 2003
JOHN Y. BROWN III
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY *R. Adkins*

ORDINANCE NO. 2003-16

**AN ORDINANCE OF THE CITY OF WILLIAMSTOWN, KENTUCKY
ANNEXING INTO THE CITY OF WILLIAMSTOWN, KENTUCKY
CERTAIN TERRITORY OWNED BY WALLACE BRASHEAR AND
JEANIE BRASHEAR, HUSBAND AND WIFE AND CONTAINING 137.0589
ACRES MORE OR LESS.**

WHEREAS, on August 18, 2003 Wallace and Jeanie Brashear, husband and wife requested and consented to the City of Williamstown, Kentucky, a fifth class city to annex their land/territory of approximately 137.0589 acres more or less into the city limits; (see attached Exhibit "A" incorporated herein); and

WHEREAS, the City of Williamstown, by and through its City Council having reviewed the Brashear's request and consent to annexation at its regular scheduled Council meeting, and having determined that the land/territory meet the criteria as set forth in K.R.S. 81A.410; and

WHEREAS, after debate, the City of Williamstown by and through its City Council passed its Motion to annex the Brashears' 137.0589 acres mores or less into the corporate limits of the City of Williamstown, Kentucky;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WILLIAMSTOWN, KENTUCKY AS FOLLOWS:

SECTION I.

By and through this Ordinance, the City of Williamstown, Kentucky annexes into the corporate city limits, with the consent of the landowners, certain territory of approximately 137.0589 acres more or less and is more particularly described on Exhibit A attached hereto.

SECTION II.

There is excluded from here an area already in any incorporate city, including, but not necessarily limited to the City of Williamstown, Kentucky.

SECTION III.

The provision of this Ordinance are severable; and the invalidity of any provision of this Ordinance shall not affect the validity of any other provision thereof; and such other provisions shall remain in full force and effect as long as they remain valid in the absence of those provisions determined to be invalid.

SECTION IV.

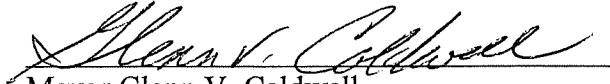
All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

SECTION V.

This Ordinance shall be effective as soon as possible according to law.

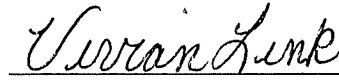
SECTION VI.

This Ordinance shall be published in summary pursuant to K.R.S. 83(A).060(9) and shall be effective as soon as possible according to law.



Mayor Glenn V. Caldwell
City of Williamstown, Kentucky

ATTEST:



Vivian Link, City Clerk/Treasurer
City of Williamstown, Kentucky

2003-16

1 st Reading	<u>09/02/03</u>
2 nd Reading	<u>09/16/03</u>
3 rd Reading	<u>09/25/03</u>

161388.1
WI01K-GB001
9/3/2003

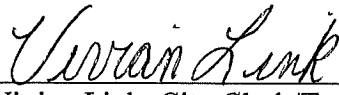
CERTIFICATION

The undersigned Vivian Link, City Clerk of the City of Williamstown, in Grant County Kentucky hereby certifies as follows:

1. The foregoing Ordinance No. 2003-16 was introduced in writing and read to the City Council of the City of Williamstown at regular or special meetings thereof on the 2nd day of September, 2003, and the 16th day of September, 2003, at which quorums were present; and said Ordinance was enacted by the City Council of the City of Williamstown upon the affirmative vote of at least a majority of a quorum thereof, at the meeting thereof on the 16th day of September, 2003, with the vote of each member of the city council entered upon the official record of such meeting; and

2. After the passage and adoption of the foregoing Ordinance by the City Council of the City of Williamstown, it was submitted to the Mayor of the City of Williamstown who approved said Ordinance by affixing his signature thereto within ten (10) days after the submission thereof to him, and

3. The foregoing Ordinance was published on the 25th day of September, 2003, in the Grant County News, a newspaper qualified thereof, pursuant to the provisions of K.R.S. Chapter 424.



Vivian Link, City Clerk/Treasurer

EXHIBIT "A"

Parcel 1:

A certain tract or parcel of land lying and being in Grant County, Kentucky, on the south side of the Cynthiana Road, 0.55 mile south east of the intersection with the State Route 22, southeast of Williamstown, Kentucky and more particularly described as follows:

Commencing at P.K. nail set in the centerline of the Cynthiana Road being the northwest corner of tract of land owned by Vivian M. Bates, as recorded in Deed Book 132, page 426; thence S 22° 50' W. 28.04 feet to a stake se in the Right-of-Way line of the Cynthiana Road, also being the point of Beginning, thence from the point of beginning along BATES' WEST LINE S 22° 50' W 135.3 feet to a stake; thence S 19° 35' W 352.0 feet to a stake, thence S 8° 50' E 320.6 feet to a point; thence S 3° 20' E 338.4 feet to a post; thence S 65° 06' W 464.4 feet to a point thence S 64° 36' W 1004.2 feet to a post in the corner of Bates and being in the east line of a tract of land owned by A.F. Lanter; thence with Lanter's line N 0° 41' E 204.4 feet to a point; thence N 22° 45' E 91.3 feet to a post in the corner of a tract of land owned by Herbert Caldwell; thence with Caldwell's line N 41° 47' E 340.7 feet; thence N 17° 00' E 197.7 feet; thence N 21° 15' E 188.1 feet; thence N 8° 43' E 428.1 feet; thence N 4° 35' W 190.0 feet; thence N 21° 06' W 396.4 feet to a post in the corner of a tract of land owned by John Juett; thence with JUETT'S line S 71° 34' E 338.5 feet; thence S 85° 05' E 198.6 feet to a post; thence N 10° 25' E 133.4 feet to a corner of a lot owned by John W. Osborne, as recorded in Deed Book 92, Page 583; thence with Osborne's line N 77° 34' E 324.9 feet to a point; thence leaving Osborne's line S 15° 07' E 175 feet to a stake; thence S 28° 18' E 111.4 feet; thence S 33° 29' E 65.1 feet; thence S 39° 25' E 84.6 feet to an Iron pipe; thence N 23° 49' E 192.3 feet to an iron pin set in the southwest Right-of-Way line of Cynthiana Road; thence with the Right-of-Way line S 22° 40' E 20 feet to the point of beginning, containing 35.53 acres, more or less.

The above description is in accordance with the survey made April 1978 by M. David Damron, Civil Engineer (#7420) and Land Surveyor (#1865).

This being the same property conveyed to Ray H. Bates by virtue of a deed dated April 11, 1978 from John S. Juett, et al. and appears of record in Deed Book 133, page 103 in the office of the Grant County Circuit Clerk, Williamstown, KY. Full and actual consideration herein is \$260,000.00.

Parcel 2.

Following is a description of a parcel of ground lying and being on the Southerly side of Cynthiana Road in Williamstown, Grant County, Kentucky, and more particularly described as follows:

Beginning at a point, a P.K. nail, in the center of Cynthiana Road, said point being the most northeasterly corner of a 33.53 acre parcel of ground owned by Ray Bates as recorded in Deed Book #133, Page #103 in the office of the Grant County Clerk; thence from the place of beginning, and with the southeasterly line of the aforementioned 33.53 acre tract the following courses: S 22-50-00 W – 155.30 feet to a point; S 19-35-00 W. 352.00 feet to a point; S-8-50-00 E 320.60 feet to a 10” Hackberry; S 3-20-00E – 338.40 feet to an iron pin, the most southeasterly corner of the aforementioned 33.53 acre tract of ground; thence with an existing fence line S 13-35-59 E. 359.56 feet to an iron pin and a corner to Glenmore Bennett; thence with the line of Bennett the following courses’ N 85-53-02 E - - 274.57 feet to an 18” Double Hickory; N 64-38-32 E 207.09 feet to a 48” white Oak; N 50-40-43 E 815.22 feet to a Nail in a Hackberry stump; N 25-18-27 E 389.96 feet to a nail in a corner post; N 25-24-13 E 275.71 feet to a nail in a corner post; N 0-46-11 W - - 420.06 feet to an iron pin by a corner post; N 61-57-49 E 271.48 feet to an iron pin; and N 57-45-59 E. 70.32 feet to PK nail in the center of Cynthiana Road; thence with the same, as the same now exists the following courses; N 61-20-02 W – 158.83 feet to a nail; N 53-53-43 W – 78.02 feet to a nail; N 42-29-017 W. 69.90 feet to a nail and N 29-30-57 W 137.39 feet to the place of beginning, containing 16.017 acres, more or less.

Following is a description of a parcel of ground lying and being on the southwest side of Cynthiana Road, approximately 0.56 mile southeast of Ky. St. Rt. 22, in Williamstown, Grant County, Kentucky, and more particularly described as follows:

Beginning at a point, a PK nail (found) in the center of Cynthiana Road, the same being a corner to Wallace Brashear (D.B. 224, Pg. 528); thence leaving the road and with the line of Brashear the following courses: S 57 degrees 45' 59" W - 70.32 feet to an iron pin (found LS 499); thence continuing with the line of Brashear (an existing fence) the following courses: S 61 degrees 57' 49" W - 271.48 feet to an iron pin (found - LS 499); S 0 degrees 46' 11" E - 420.06 feet to a nail & shiner (found) in top of a corner post; S 25 degrees 24' 13" W - 275.71 feet to a nail & shiner (found) in top of a corner post; S 25 degrees 18' 27" W - 389.96 to a PK nail (found) in a Hackberry stump; S 50 degrees 40' 43" W - 815.22 feet to a Mag Nail set in a 48" White Oak; S 64 degrees 38' 32" W - 207.49 feet to Mag Nail set in a 18" Double Hickory; and S 88 degrees 21' 12" W - 274.56 feet to an iron pin (found) - LS 499 at a fence corner, and a corner to Brashear and Harold McCarty (D.B. 162, Pg. 140); thence with the line of McCarty the three following course: S 12 degrees 49' 26" E - 112.44 feet to an "Old Stone" (found) on the west side of a 14" Walnut; S 2 degrees 18' 30" E - 341.24 feet to a Mag Nail set in a 12" Walnut; and S 1 degree 10' 26" W - 728.51 feet to a Mag Nail set in a 12" Walnut, as corner to McCarty and Mark and Linda Peddicord (D.B. 257, Pg. 234); thence with the line of Peddicord (an existing fence) S 66 degrees 26' 49" E - 11197.07 feet to an iron pin (set) at a fence corner, and a corner to Peddicord and Raymond S. and Traci Albert (D.B. 256, Pg. 214-20); thence with the line of Albert the following four courses: N 24 degrees 00' 37" E - 250.43 feet to an "Old Stone" found; N 30 degrees 39' 10" E - 543.57 feet to a Mag nail set in a 12" Double Hickory; N 35 degrees 27' 55" E - 477.88 feet to an iron pin (set); and N. 20 degrees 56' 14" E - 503.08 feet to an iron pipe (found) a corner to Roy Martin (D.B. 189, Pg. 68) thence with his line N 24 degrees 19' 00" E - 494.53 feet to another iron pipe (found), a corner to Patricia and Faye Dungan (D.B. 267, Pg. 297); thence with a new division line in the Hazel Bennett Estate the following eight courses; N 71 degrees 04' 40" W - 279.87 feet to an iron pin (set); N 27 degrees 22' 15" W - 228.71 feet to an iron pin (set) N 8 29' 42" E - 221.19 feet to an iron pin; N 8 degrees 24' 14" W - 111.95 feet to an iron pin (set); N 3 degrees 26' 22" W - 234.59 feet to an iron pin (set); N 3 degrees 28' 24" W - 152.63 feet to an iron pin (set) bears S 45 degrees 38' 35" W - 14.66 feet; thence with the center of Cynthiana Road the following three courses: N 44 degrees 17' 18" W - 69.76 feet to a Mag Nail (set); N 54 degrees 27' 10" W - 71.38 feet to a Mag Nail (set); and N 62 degrees 38' 37" W - 116.31 feet to he place of beginning, containing 84.157 acres, more or less.

Note: All iron pins mentioned above as "set" refer to ½" x 24" rebars with cap stamped "LS 499" set this survey.

The above parcel of land is in accordance with a survey made by Gerald G. Caldwell on 27 September 2001.

This being a part of the same property conveyed to Hazel Neal Bennett and Glenmore Bennett, her husband by virtue of a deed dated December 8, 1956 from Price Neal, et al and appears of record in Deed Book 85, Page 327 in the office of the Grant County Clerk, Williamstown, KY.

Glenmore Bennett is now deceased. By virtue of survivorship; title was vested in Hazel Neal Bennett.

Hazel Neal Bennett died August 27, 2001. By virtue of her will of record in Will Book 1, page 232, Grant County records, title is vested in Earl Kendall Neal. Becky Fay Neal, Charles Blaine Neal, Lucille Neal Butler, Charles Edward Whaley, Ruth Whaley Young, Martha Whaley O'Connor and Ricky D. Perry.

A certain tract of land lying and being on the West side of Cynthiana Street at the address of 319 Cynthiana Street in the City of Williamstown, Grant County, Kentucky and more particularly described as follows; to wit:

Unless stated otherwise, any monument referred to herein as an "iron pin set" is a 18" long by ½" diameter rebar with a yellow cap stamped "LS 3191." All bearings herein are referred to the record bearing for the North line of this described tract of land.

BEGINNING at an iron pin set at the West right of way line of Cynthiana Street (20') in the line of Wallace & Jeanie Brashear (D.B. 224, Pg. 528 Parcel One), thence with said West right of way line, N 21 degrees 14'32" W - - 20.06 feet to an iron pin set; thence with a new made line partitioning the Grantor's property, S 68 degrees 19; 14" W - - 176.18 feet to an iron pin set in the line of Wallace & Jeanie Brashear, then with said line, S 27 degrees 49' 32" E - - 10.61 feet to a post thence; S 33 degrees 16'56" E - - 65.56 feet to a post; thence S 39 degrees 25'31" E - - 84.60 feet to an iron pin set by a bent over pipe found; thence N 23 degrees 27' 15" E - - 191.77 feet to the place of beginning containing 0.3549 acres more or less exclusive of all right of ways or easements of record according to a survey made by Cahill Surveyors, Inc. on March 22, 1999

This being all the remaining property conveyed to Ina Mae Jones a/k/a Jones Cofer, by virtue of a deed dated April 4, 1987 from Lee Lola Satchwell and Jerry Satchwell, her husband, and appears of record in Deed Book 163, Pg. 210 in the office of the Grant County Clerk, Williamstown, KY.

Ina Mae Lawson and Ina Mae Jones a/k/a Ina Jones Cofer is one and the same person.

161388.1
WI01K-GB001
9/3/2003

August 18, 2003

**Mayor Glenn V. Caldwell
Williamstown City Council
City of Williamstown
400 North Main Street
Williamstown, Kentucky 41097**

Re: Consensual Annexation of Real Property

Mayor and City Council:

We, Wallace and Jeanie Brashear, the owners of real property located at 405 Cynthiana Street and the balance of the farm formally known as the Bates Farm and 407-409 Cynthiana Street and balance of the farm formally known as the Bennett Farm, Grant County, Kentucky, hereby request and consent to the annexation of our real property located at 405 Cynthiana Street and the balance of the farm formally known as the Bates farm, and 407-409 Cynthiana Street and balance of the farm formally known as the Bennett Farm, Grant County, Kentucky, by the City of Williamstown, Kentucky, pursuant to the provisions of the Kentucky Revised Statutes and Kentucky Law.

Date: 8/26 **Owner:** Wallace E. Brashear
Date: 8/26 **Owner:** Jeanie S. Brashear

LEGAL NOTICE

WILLIAMSTOWN ORDINANCE 2003-16

TITLE

AN ORDINANCE OF THE CITY OF WILLIAMSTOWN, KENTUCKY ANNEXING INTO THE CITY OF WILLIAMSTOWN, KENTUCKY CERTAIN TERRITORY OWNED BY WALLACE BRASHEAR AND JEANIE BRASHEAR, HUSBAND AND WIFE AND CONTAINING 137.0589 ACRES MORE OR LESS.

NARRATIVE

Ordinance No. 2003-16 of the City of Williamstown was enacted by the City Council thereof on September 16, 2003; and is an Ordinance of the City of Williamstown annexing into the corporate limits of the City of Williamstown, Kentucky certain territory owned by Wallace Brashear and Jeanie Brashear, husband and wife and located on Cynthiana Road, Williamstown, Kentucky and contains 137.0589 acres more or less. The annexation was by written request and consent of Wallace and Jeanie Brashear, husband and wife.

PENALTIES

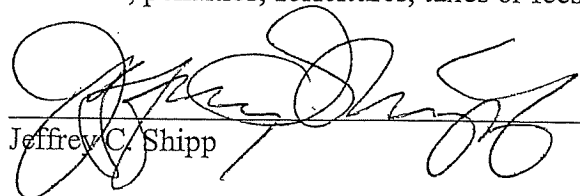
The full text of each section of Williamstown Ordinance No. 2003-16 that imposes fine, penalty, forfeiture, tax or fee is as follows:

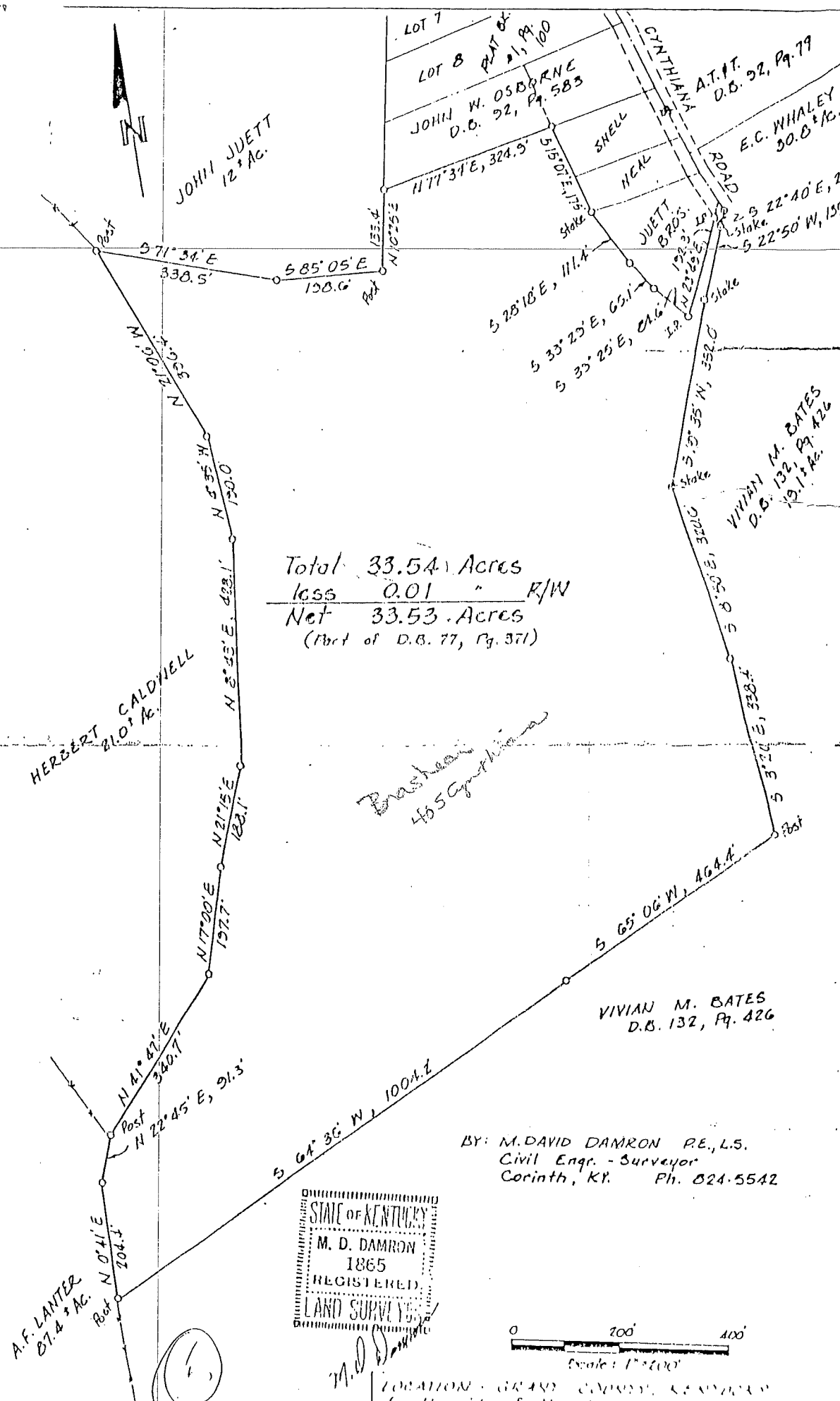
None.

CERTIFICATION

The undersigned, Jeffrey C. Shipp hereby certifies that he is an attorney licensed to practice law in the Commonwealth of Kentucky; and that he prepared the attached Summary of Williamstown Ordinance No. 2003-16, pursuant to the requirements of K.R.S. 83A.060(9), so that it includes the following:

- (a) the title of the Ordinance;
- (b) A brief narrative setting forth the main points of the Ordinance in a way reasonably calculated to inform the public in a clear and understandable manner of the meaning of the Ordinance; and
- (c) The full text of each section that imposes fines, penalties, forfeitures, taxes or fees.


Jeffrey C. Shipp



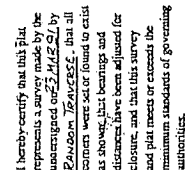
Total 33.54 Acres
 less 0.01 " R/W
 Net 33.53 Acres
 (Part of D.B. 77, Pg. 371)

STATE OF KENTUCKY
 M. D. DAMRON
 1865
 REGISTERED
 LAND SURVEYOR

BY: M. DAVID DAMRON RE., L.S.
 Civil Engr. - Surveyor
 Corinth, KY. Ph. 824-5542

0 200' 400'
 Scale 1"=200'

LOCATION: GRAY CANYON, KENTUCKY
 South side of the CYNTHIANA ROAD,
 1/2 mile west of intersection with E. 22,
 southeast of BRIDGEPORT, KENTUCKY



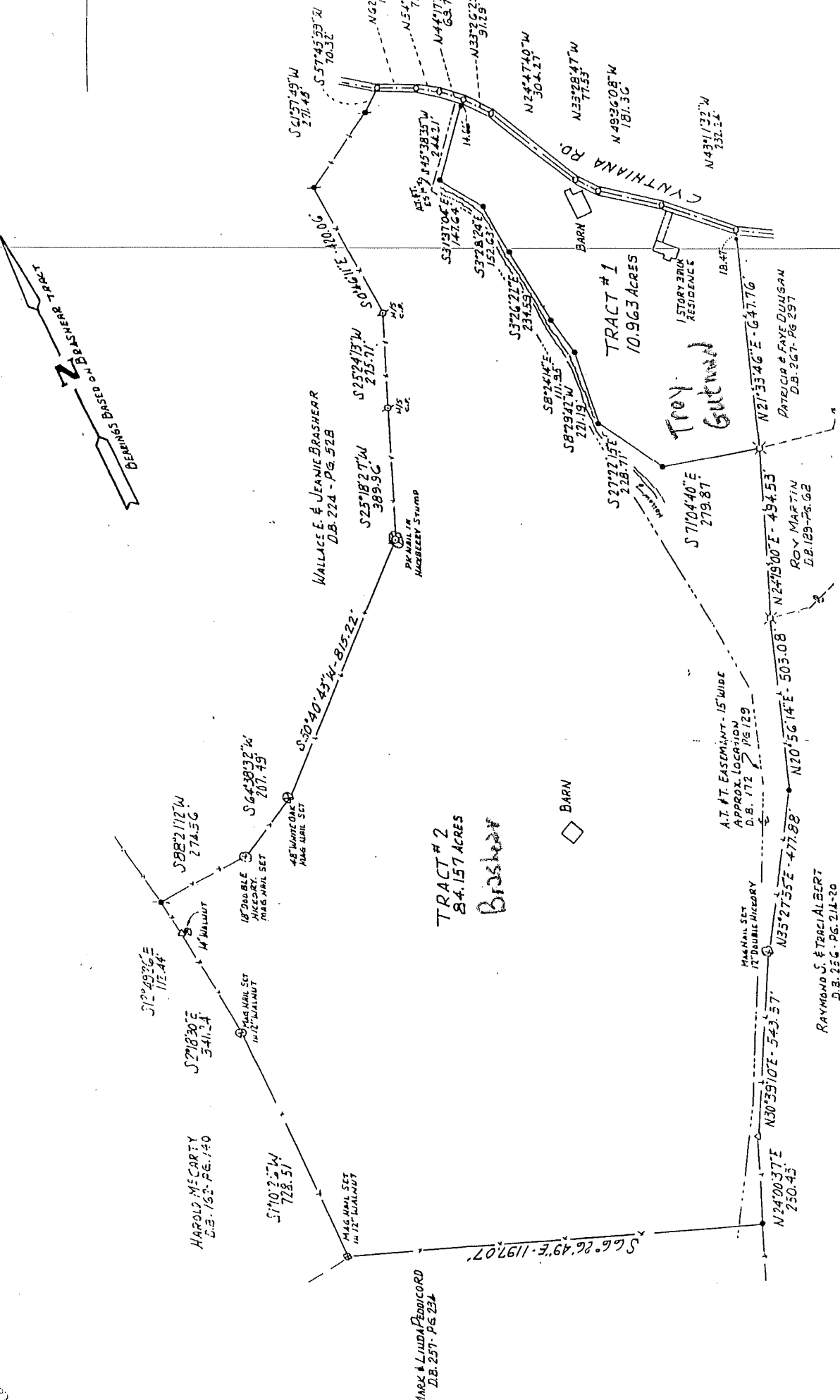
Gerald G. Caldwell
GERALD G. CALDWELL
Registered Land Surveyor
LS 499 Dated: 26 MAR. 21

STATE OF KENTUCKY
SERIAL & CALDWELL
499
REGISTERED
LAND SURVEYOR

NOTE: THIS SURVEY CONTAINS ALL OF TRACTS "1 AND "2 AS DESCRIBED IN DEED BOOK 132 - PAGE 426

— GRAPHIC SCALE —

SURVEY OF TRACTS 1 AND 2 - LOCATED AT "405 CYNTHIANA RD., WILLIAMSTOWN, GRANT COUNTY, KY.	APPROVED BY:	DRAWN BY: <u>SES</u>	REVISED <u>00</u>
DATE: 1 st - 200 ⁰	DATE: 23 rd MAR. 91		
CREATOR: RAY F. WAINWRIGHT 405 CYNTHIANA RD., WILLIAMSTOWN, KY. 41077 GRANTEE: JONAH P. KOCKER - 405 W. RD., WILLIAMSTOWN, KY. 41077 CRAWFORD & MORRIS, INC. 212 Hagelma Drive, 1900 DRAWING NUMBER 91-1			



Certificate

I Heraby Certify That The Survey Specified By This Plat Was Done By The Undersigned By The Method Of Random Traverse With Sinecots "The Unadjusted Precision Ratio Of The "Reverse Was 1:10,000" And Was Not Adjusted. The Survey Was Shown herein It A Class "B" Survey And The Accuracy and Precision Of Each Station. Herein All

- - LEGEND -
- NAIL & SUIVER IN CAR. POST-FOUND
- △ OLD STONE FOUND
- × EXISTING FENCE
- IRON PIN. FOUND-LS 499
- 1/2 X 24 REBAR "/CAP "LS 499"
- MAG NAIL SET & RD.
- 3/4" PIPE FOUND - No CAP

81A.470. Map and certified copy of ordinance of annexed or severed area to be recorded — Taxation of residents or property in new territory by annexing city prohibited prior to compliance.

- (1) If the limits of a city are enlarged or reduced, the city shall, within sixty (60) days of the enlargement or reduction, cause an accurate map of the annexed, transferred, or severed area with a metes and bounds description, together with a copy of the ordinance duly certified, to be recorded in the office of the county clerk of the county or counties in which the city is located, in the office of the Secretary of State, and in the Department of Local Government.
 - (2) No city which has annexed unincorporated or accepted transfer of incorporated territory may levy any tax upon the residents or property within the annexed or transferred area until the city has complied with the provisions of subsection (1) of this section, and of KRS 81A.475.
- (Enact. Acts 1980, ch. 303, § 8, effective July 15, 1980; 1984, ch. 416, § 11, effective July 13, 1984; 1992, ch. 17, § 4, effective July 14, 1992; 1992, ch. 33, § 1, effective July 14, 1992.)

322.400 Plats or surveys not to be recorded unless certified by a professional land surveyor.

No county clerk of any county, or any other public authority, shall accept for filing, file, or record any map, plat, survey, or other document related to the practice of land surveying, unless it evidences certification by a professional land surveyor by whom, or under whose personal supervision and direction, the map, plat, survey, or other document was prepared.

Effective: January 1, 1999

History: Amended 1998 Ky. Acts ch. 214, sec. 34, effective January 1, 1999. -- Amended 1986 Ky. Acts ch. 291, sec. 34, effective July 15, 1986. -- Amended 1978 Ky. Acts ch. 384, sec. 482, effective June 17, 1978. -- Created 1966 Ky. Acts ch. 68, sec. 9.

Certification by the surveyor must include the surveyor's signature & stamp and the date the map was certified. (see 201 KAR 18:150)

Please attach a map (or maps) of the parcels being annexed and re-submit for filing. Call if you have
Kandice Akinom