

ORDINANCE NUMBER 13-10

AN ORDINANCE TO THE CITY OF SOMERSET, KENTUCKY, ANNEXING BY CONSENT PROPERTY COMMONLY KNOWN AS 225 BARNESBURG ROAD, SOMERSET, KY, 42501, AND DESCRIBED BELOW AND IN ATTACHMENTS TO THIS ORDINANCE, SAID ATTACHMENTS INCORPORATED IN FULL HEREIN BY REFERENCE; AND

WHEREAS, ANNEXATION REQUEST FORM(S) HAVE BEEN SUBMITTED BY THE PROPERTY OWNER(S), AND THE FORMS HAVE BEEN ACCEPTED BY THE CITY AS COMPLETED; AND

WHEREAS, THE PROPERTY OWNER(S) HAVING WAIVED THE 60 DAY WAITING PERIOD, BY AND THROUGH THE ANNEXATION REQUEST FORM SIGNED BY THE OWNER(S) AND/OR AN AUTHORIZED AGENT OF THE OWNER(S), SAID FORM ALSO INCORPOATED IN FULL HEREIN BY REFERENCE AND ATTACHED HERETO; AND

WHEREAS, ANY OTHER DOCUMENTS AND/OR RECORDS NEEDED TO PROCEED WITH CONSENT ANNEXATION OF THE SUBJECT PROPERTY INTO THE CORPORATE LIMITS OF THE CITY OF SOMERSET HAVE BEEN PROVIDED TO THE CITY; AND

WHEREAS, THE PROPERTY MEETS ALL REQUIREMENTS FOR ANNEXATION AS SET FORTH IN KRS AND ALL OTHER APPLICABLE LAW;

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF SOMERSET, KENTUCKY:

SECTION 1. THAT THE PROPERTY COMMONLY KNOWN AS 225 BARNESBURG ROAD, SOMERSET, KY, 42501, MORE FULLY DESCRIBED IN THE ATTACHMENTS, IS FOUND BY THE CITY COUNCIL TO MEET ALL REQUIREMENTS OF ANNEXATION SET FORTH IN KRS, AND ALL OTHER APPLICABLE LAW, AND THEREFORE IS HEREBY ANNEXED INTO THE CITY'S CORPORATE LIMITS.

SECTION 2. THIS ORDINANCE SHALL TAKE EFFECT AFTER ITS PASSAGE AND UPON PUBLICATION BY LAW.

FIRST READING: June 10, 2013

SECOND READING: June 24, 2013

APPROVED [Signature]
EDWARD R. GIRDLER, MAYOR
CITY OF SOMERSET, KENTUCKY

THIRD
ATTEST: [Signature]
DAVID GODSEY, CITY CLERK



2013 DEC 11 PM 2:58
RALPH TROXTELL
PULASKI COUNTY CLERK

Description of Annexation

Beginning at the existing City of Somerset Corporate Limits on East Highway 80 set by City of Somerset Ordinance Number 12-06, and then proceeding in a North-Easterly direction approximately 1580 feet with the right-of-way of a corridor known as Barnsburg Road, specifically following the natural gas line/main belonging to the City of Somerset which sits within a permanent easement belonging to same, approximately 15 feet wide to New Haven Lane.



A certain house and parcel of land located and being in Pulaski County, Kentucky, on the North side of Highway No. 80 about four miles East of Somerset, Kentucky, and bounded and described as follows, to-wit:

BEGINNING at a stone on the North side of Highway 80, corner of A. S. Yaden; thence with Yaden's line N 67° 132 feet to a stone, Yaden's corner, on the South side of the old Mt. Vernon road; thence with the South side of the old Mt. Vernon Road S 6 E approximately 420 feet to a walnut tree at the intersection of the old Mt. Vernon road and Highway 80; thence with the North side of Highway 80 N 15 E approximately 420 feet to the beginning.

BEING the same property conveyed to LOUIE WHITAKER and WANDA M. WHITAKER, husband and wife, by Deed of Conveyance from CARL J. FREEMAN and THELMA FREEMAN, husband and wife, by Deed dated the 27th day of December, 1956, and of record in Deed Book 209, Page 023, Pulaski County Court Clerk's Office, Kentucky.



075421

0590 PAGE 284

DEED

THIS DEED OF CONVEYANCE made and entered into this the 21 day of October, 1996, by and between LOUIE WHITAKER and WANDA M. WHITAKER, husband and wife, of 225 Barnesburg Rd., Somerset, Kentucky 42501, GRANTORS, and WILLIAM JESSE WHITAKER, a single person, of 1574 Shopville Road, Somerset, Kentucky 42501; and, LINDA STRINGER, a married woman, of 250 Rock Quarry Road, Somerset, Kentucky 42501, GRANTEEES.

WITNESSETH:

That for and in consideration of the sum of ONE DOLLAR (\$1.00), cash in hand paid, and the love and affection GRANTORS have for their children, WILLIAM JESSE WHITAKER and LINDA STRINGER, the receipt of which is hereby acknowledged, the GRANTORS do hereby bargain, sell and convey unto the GRANTEE, WILLIAM JESSE WHITAKER, his heirs and assigns, in fee simple, and, unto GRANTEE, LINDA STRINGER, her heirs and assigns, in fee simple, SUBJECT, however, to the hereinafter reserved life estate, in and to the following described property, to-wit:

A certain house and parcel of land located and being in Pulaski County, Kentucky, on the North side of Highway No. 80 about four miles East of Somerset, Kentucky, and bounded and described as follows, to-wit:

BEGINNING at a stone on the North side of Highway 80, corner of A. S. Yaden; thence with Yaden's line N 67° 132 feet to a stone, Yaden's corner, on the South side of the old Mt. Vernon road; thence with the South side of the old Mt. Vernon Road S 6 E approximately 420 feet to a walnut tree at the intersection of the old Mt. Vernon road and Highway 80; thence with the North side of Highway 80 N 15 E approximately 420 feet to the beginning.

BEING the same property conveyed to LOUIE WHITAKER and WANDA M. WHITAKER, husband and wife, by Deed of Conveyance from CARL J. FREEMAN and THELMA FREEMAN, husband and wife, by Deed dated the 27th day of December, 1956, and of record in Deed Book 209, Page 023, Pulaski County Court Clerk's Office, Kentucky.

The GRANTORS retain exclusive use and control of the above described property during their natural lives, and this conveyance is not to take effect until the death of both of the GRANTORS herein,

TO HAVE AND TO HOLD all the GRANTORS' right, title and interest in and to the aforesaid property, together with all the rights, privileges, appurtenances and improvements thereunto belonging unto the GRANTEEES, WILLIAM JESSE WHITAKER, his heirs and assigns, forever, in fee simple; and, unto LINDA STRINGER, her heirs and assigns, forever, in fee simple, with COVENANT OF GENERAL WARRANTY OF TITLE.

CONSIDERATION CERTIFICATE:

The parties hereto state the consideration reflected in this Deed is the full consideration paid for the property. The GRANTEEES join this Deed for the sole purpose of certifying the consideration pursuant to KRS Chapter 382. Said property has a Fair Market Value of \$20,000.

IN TESTIMONY WHEREOF, witness the signatures of the GRANTORS and GRANTEEES, this the day and year first above written.

GRANTORS:

Louie Whitaker
LOUIE WHITAKER

Wanda M. Whitaker
WANDA M. WHITAKER

STATE OF KENTUCKY
COUNTY OF PULASKI...SCT:

I, the undersigned Notary Public, within and for the above-named County and State, do hereby certify that the foregoing Deed of Conveyance and Consideration Certificate was this day produced to me, signed, acknowledged and sworn to before me by LOUIE WHITAKER and WANDA M. WHITAKER, husband and wife, to be their free act and deed, GRANTORS.

GIVEN under my hand and Notarial Seal this the 21 day of October, 1996.

Glenda Biddle
NOTARY PUBLIC
COMMISSION EXPIRES: 6-1-98

0590-286

GRANTEES:

William Jesse Whitaker
WILLIAM JESSE WHITAKER

STATE OF KENTUCKY
COUNTY OF PULASKI...SCT:

I, the undersigned Notary Public, within and for the above-named County and State, do hereby certify that the Consideration Certificate was this day produced to me, signed, acknowledged and sworn to before me by WILLIAM JESSE WHITAKER, a single person, GRANTEE.

GIVEN under my hand and Notarial Seal this the 21 day of October, 1996.

Glenda Riddle
NOTARY PUBLIC
COMMISSION EXPIRES: 6-7-98

GRANTEE:

Linda Stringer
LINDA STRINGER

STATE OF KENTUCKY
COUNTY OF PULASKI...SCT:

I, the undersigned Notary Public, within and for the above-named County and State, do hereby certify that the Consideration Certificate was this day produced to me, signed, acknowledged and sworn to before me by LINDA STRINGER, a married woman, GRANTEE.

GIVEN under my hand and Notarial Seal this the 21 day of October, 1996.

Glenda Riddle
NOTARY PUBLIC
COMMISSION EXPIRES: 6-7-98

THIS INSTRUMENT PREPARED BY:

Mark D. Knight
MARK D. KNIGHT
ATTORNEY AT LAW
201 WEST COLUMBIA STREET
P.O. DRAWER 49
SOMERSET, KENTUCKY 42502

Page 3

STATE OF KENTUCKY COUNTY OF PULASKI, SCT.

I, Willard Hansford Clerk of the Pulaski County Court, certify that on the 25 day of Oct, 1996, the foregoing deed was produced to me certified as above and lodged for record. Transfer tax was paid in the sum of 1.95. Whereupon I have recorded the same, together with this certificate, this 25 day of Oct, 1996, in Deed Book No. 590, Page 284.

Attest: WILLARD HANSFORD, Clerk By Sharon McDonald D.C.

CITY OF SOMERSET

Consent Annexation Request Form

I, Linda Stinger property owner and title holder of property located at 205 Pineburg Rd.
Somerset, KY 40501, hereby formally request consent annexation of property stated above, and
more particularly described in Exhibit "A" attached hereto and incorporated in full herein by reference,
into the corporate limits of the City of Somerset.

I hereby further request that the sixty (60) day waiting period per KRS Chapter 84A be waived and that
the subject property, if zoning is applicable, be zoned as _____ once annexed into the City limits.

Sincerely,

Property Owner/Title Holder(s):

Linda Stinger
Signature

6-6-13
Date

Signature

Date

via POA needed 6-6-13
for update
Whitaker