

110.4

ORDINANCE NO. 01- 11

AN ORDINANCE ANNEXING A BOUNDARY OF REAL ESTATE TO THE CITY OF SOMERSET, KENTUCKY.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF SOMERSET, KENTUCKY:

That the City of Somerset, Kentucky, does hereby annex to the City of Somerset, Kentucky, the following boundary of unincorporated territory which is adjacent to property now contained in the City Limits.

A certain tract of land lying in the community of Somerset, Pulaski County, Kentucky, and more particularly bounded and described as follows, to-wit:

POINT OF BEGINNING a ½" x 18" rebar set stamped W. Daulton (Red) cap #2463 and hereinafter referred to as an iron pin set a corner to BLS, Inc. (Db 595 Pg 534) and at the Old Monticello Pike (no longer in use); thence with BLS, Inc., South 78 degrees 07 minutes 38 seconds East for a distance of 232.42 feet to an iron pin set in the right of way of Monticello Street (Db 97 Pg 243); thence with the right of way of Monticello Street South 17 degrees 07 minutes 02 seconds West for a distance of 347.00 feet to an iron pin set a new corner to Josephine Fitzgerald (Db 242 Page 255); thence three new lines through Fitzgerald North 62 degrees 03 minutes 41 seconds West for a distance of 202.43 feet to an iron pin set at concrete entrance to a walkout basement; North 68 degrees 30 minutes 21 seconds West for a distance of 10.00 feet to an iron pin set at concrete entrance to a walkout basement; North 79 degrees 09 minutes 07 seconds West for a distance of 74.92 feet to an iron pin set at the Old Monticello Pike; thence with the Old Monticello Pike North 23 degrees 56 minutes 02 seconds East for a distance of 128.25 feet to an iron pin set, North 29 degrees 23 minutes 24 seconds East for a distance of 171.75 feet to the POINT OF BEGINNING. Together with and subject to covenants, easements, and restrictions of record. Said property contains 1.87 acres, more or less, as surveyed by Weylan G. Daulton, RLS #2463 by magnetic North on 7-14-99.

There is further conveyed herein any and all interest of the GRANTOR (Josephine Fitzgerald) in the Old Monticello Road. If the Old Monticello Road is closed at any time in the future, the GRANTOR (Josephine Fitzgerald) further agrees to sign any and all documents necessary to effectuate the closing of the Old Monticello Road and the transfer of any property interest acquired to the GRANTEE.

Being the same property conveyed to the Jerry S. and Brenda Ikerd Trust U.T.D. October 24, 1996, Jerry S. Ikerd, Sr., Trustee, by deed dated July 21, 1999, as recorded in Deed Book 640, Page 614, Pulaski County Court Clerk's Office, Kentucky.

The above described property is to be zoned R-1.

FIRST READING: March 26, 2001

SECOND READING: April 9, 2001

APPROVED:

J. G. Wiles
MAYOR

ATTEST:

Dawn H. Hays
CITY CLERK

ANNEXATION REQUEST FORM

JERRY S. & BRENDA IKERD TRUST, UTD OCTOBER 24, 1996,
JERRY S. IKERD, SR. TRUSTEE

I, _____ formally request
annexation of my property located at _____
_____ into the City of Somerset.

I also request that the 60 day waiting period be waived.

Sincerely,

 _____

Date MARCH 21, 2001

BOOK

PAGE

0640

0614

Fitzgerald - Monticello St.

115994

DEED

37

* * * * *

2nd day of July, 1999, by and between Josephine W. Fitzgerald, an unremarried widow, of 751 Monticello Road, Somerset, Kentucky 42501, GRANTOR, and the Jerry S. and Brenda Ikerd Trust, U.T.D. October 24, 1996, Jerry S. Ikerd, Sr., Trustee, 575 Pumphouse Road, Somerset, Kentucky 42501, GRANTEE,

W I T N E S S E T H:

That for and in consideration of the sum of ONE HUNDRED EIGHTY THOUSAND (\$180,000.00) DOLLARS, cash in hand paid, the receipt of all of which is hereby acknowledged, the GRANTOR does hereby bargain, grant, sell and convey unto the GRANTEE, in fee simple, its successors and assigns, forever, the following described real property, to-wit:

A certain tract of land in the community of Somerset, Pulaski County, Kentucky, and more particularly bounded and described as follows, to-wit:

POINT OF BEGINNING a 1/2" x 18" Rebar Set stamped W. Daulton (Red) cap #2463 and hereinafter referred to as an iron pin set a corner to BLS, Inc. (Db 595 Pg 534) and at the Old Monticello Pike (no longer in use); thence with BLS, Inc., South 78 degrees 07 minutes 38 seconds East for a distance of 232.42 feet to an iron pin set in the right of way of Monticello Street (Db 97 Pg 243); thence with the right of way of Monticello Street South 17 degrees 07 minutes 02 seconds West for a distance of 347.00 feet to an iron pin set a new corner to Josephine Fitzgerald (Db 242 Pg 255); thence three new lines through Fitzgerald North 62 degrees 03 minutes 41 seconds West for a distance of 202.43 feet to an iron pin set at

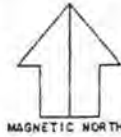
concrete entrance to a walkout basement; North 68 degrees 30 minutes 21 seconds West for a distance of 10.00 feet to an iron pin set at concrete entrance to a walkout basement; North 79 degrees 09 minutes 07 seconds West for a distance of 74.92 feet to an iron pin set at the Old Monticello Pike; thence with the Old Monticello Pike North 23 degrees 56 minutes 02 seconds East for a distance of 128.25 feet to an iron pin set, North 29 degrees 23 minutes 24 seconds East for a distance of 171.75 feet to the POINT OF BEGINNING. Together with and subject to covenants, easements, and restrictions of record. Said property contains 1.87 acres, more or less, as surveyed by Weylan G. Daulton, RLS #2463 by magnetic North on 7-14-99.

There is further conveyed herein any and all interest of the GRANTOR in the Old Monticello Road. If the Old Monticello Road is closed at any time in the future, the GRANTOR further agrees to sign any and all documents necessary to effectuate the closing of the Old Monticello Road and the transfer of any property interest acquired to the GRANTEE. }

BEING a part of the same property conveyed to James R. Fitzgerald and Josephine W. Fitzgerald, his wife, by John Fitzpatrick, a widower, by deed of conveyance dated the 28th day of December, 1960, and of record in Deed Book 242, Page 255, Pulaski County Court Clerk's Office, Kentucky. The said James R. Fitzgerald departed this life on the 10th day of November, 1993, at which time Josephine W. Fitzgerald became the sole fee simple owner of the above-described property by virtue of the survivorship clause in the foregoing deed of conveyance.

The parties hereto state the consideration reflected in this deed is the full consideration paid for the property. The GRANTEE joins this deed for the sole purpose of certifying the consideration pursuant to KRS 382.

TO HAVE AND TO HOLD the above described property, together with all the appurtenances thereunto belonging, unto the GRANTEE, in fee simple, its successors and assigns, with covenant of GENERAL WARRANTY.



BEARINGS TAKEN FROM
MAGNETIC NORTH 7-14-99

NOTE: THE TRACT SHOWN HEREON IS
A PART OF THE SAME PROPERTY
CONVEYED TO JAMES & JOSEPHINE
FITZGERALD BY JOHN FITZPATRICK
BY DEED DATED DEC. 28, 1960 WHICH
IS OF RECORD IN DB 242 PG 255 IN
THE PULASKI CO. CLERK'S OFFICE.

THE TRACT SHOWN HEREON IS
SITUATED ON THE WATERS
MATTIES BRANCH.

SURVEYOR'S CERTIFICATE

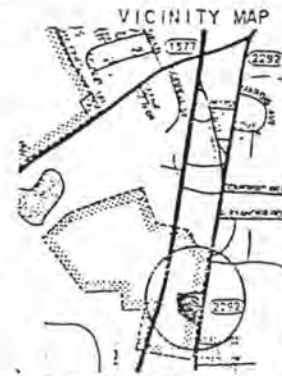
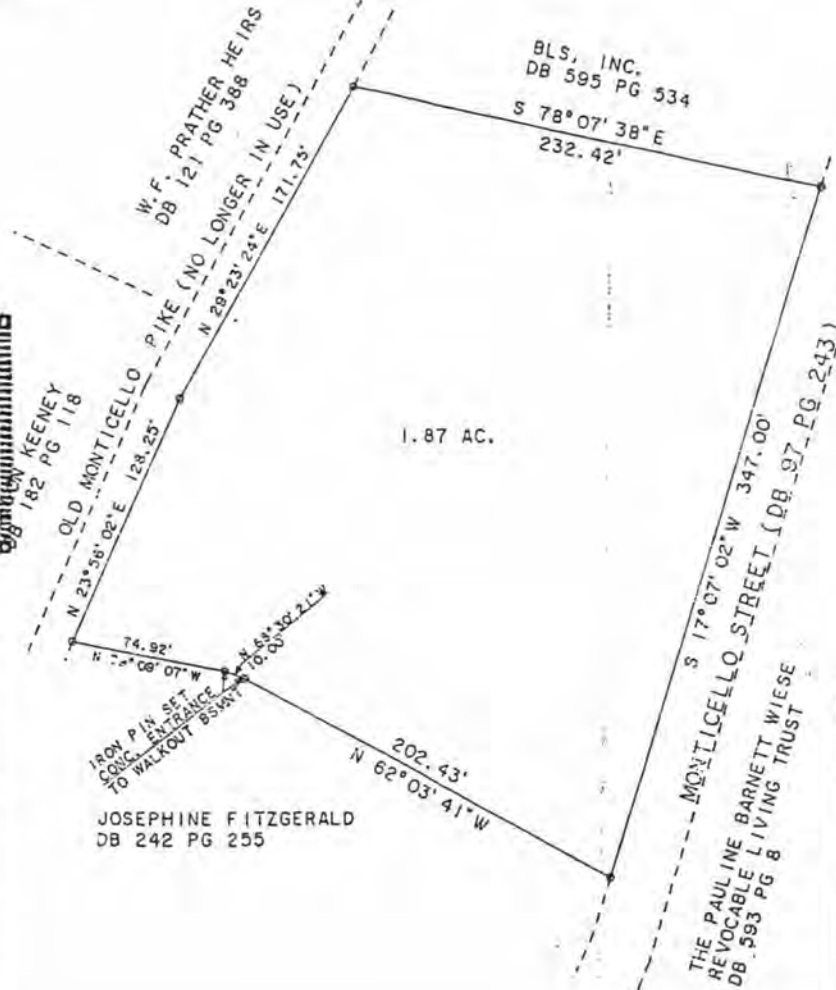
I HEREBY CERTIFY THAT THE SURVEY DEPICTED
BY THIS PLAT WAS DONE BY PERSONS UNDER MY
DIRECT SUPERVISION BY THE METHOD OF RANDOM
TRAVEL WITH SIDESHOTS. THE UNADJUSTED
PRECISION RATIO OF THE TRAVERSE WAS 1:11,184
AND WAS NOT ADJUSTED. THE SURVEY AS SHOWN
HEREON IS A CLASS A SURVEY AND THE ACCU-
RACY AND PRECISION OF SAID SURVEY MEETS
ALL THE SPECIFICATIONS OF THIS CLASS.

W. G. Daulton 7-18-99
NAME DATE



PLAT OF SURVEY			
FOR			
JSI INVESTMENTS LIMITED PARTNERSHIP			
PO BOX 469			
SOMERSET, KY 42502			
PROPERTY			
JOSEPHINE FITZGERALD			
MONTICELLO STREET			
SOMERSET, PULASKI CO., KY			
WEYLAN G. DAULTON			
SURVEYOR			
585 RINGGOLD ROAD SOMERSET, KY 42503			
OFFICE (806) 678-7190 HOME (806) 679-1075			
DATE	SCALE	ACRES	APPROVED BY
7-18-99	1" = 50'	1.87	W. G. DAULTON
			DRAWING NO.
			W26899 D128

NOTE: 0* 1/2" x 18" REBAR SET
STAMPED W. DAULTON (RED) CAP #2463
(IRON PIN SET)



MATTHEW VANHOOK
DB 551 PG 22

AGREEMENT

* * * * *

July, 1999, THIS AGREEMENT made and entered into this the 21st day of July, 1999, by and between Josephine W. Fitzgerald, an unremarried widow, of 751 Monticello Road, Somerset, Kentucky 42501, FIRST PARTY, and the Jerry S. and Brenda Ikerd Trust, U.T.D. October 24, 1996, Jerry S. Ikerd, Sr., Trustee, 575 Pumphouse Road, Somerset, Kentucky 42501, SECOND PARTY,

W I T N E S S E T H:

That for and in consideration of the mutual covenants and agreements set forth below the parties agree as follows:

1. That FIRST PARTY owns a house on property adjacent to that being this day sold to the SECOND PARTY that has a walkout basement. The concrete entrance to the walkout basement abuts the property so conveyed. The FIRST PARTY does retain for and during her lifetime the right of ingress and egress from her house to the concrete entrance to the walkout basement, so that she will have access to the basement from her house.

2. The SECOND PARTY will slope the north end of the FIRST PARTY'S property which adjoins the property being purchased by SECOND PARTY, back fifteen (15) feet to allow it to be mowed by the FIRST PARTY. SECOND PARTY will seed all disturbed area on FIRST PARTY'S property.

This 21st day of July, 1999.

FIRST PARTY:

Josephine W. Fitzgerald
JOSEPHINE W. FITZGERALD

SECOND PARTY:

JERRY S. AND BRENDA IKERD TRUST,
U.T.D. OCTOBER 24, 1996

Jerry S. Ikerd, Sr.
JERRY S. IKERD, SR., TRUSTEE

110.5

ORDINANCE NO. 01- 12

AN ORDINANCE ANNEXING A BOUNDARY OF REAL ESTATE TO THE CITY OF SOMERSET, KENTUCKY.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF SOMERSET, KENTUCKY:

That the City of Somerset, Kentucky, does hereby annex to the City of Somerset, Kentucky, the following boundary of unincorporated territory which is adjacent to property now contained in the City Limits.

TRACT A: A certain tract or parcel of land lying and being between the east side of US 27 and the west side of Monticello Street approximately 0.5 miles south of their intersection with the Oak Hill Road in Somerset, Pulaski County, State of Kentucky, and being more fully described as follows:

Unless stated otherwise all called for set rebars are ½" x 18" rebars with a 1" orange plastic cap stamped BURGINS 3167. All bearings are referenced to the center line of US 27 recent construction plans dated 8-29-97.

Beginning at a set rebar, said rebar being a common corner of Somerset National Bank (Deed Book 617 Page 371) which is lot 1 of the Jasper Subdivision (Plat Cabinet B, Slide 605) and also being a common corner of BLS, Inc. (Deed Book 509 Page 169); thence running with their common line North 12 degrees 19 minutes 37 seconds East 93.37 feet to a set rebar; thence leaving the Bank's line and severing BLS South 70 degrees 41 minutes 47 seconds East 100.23 feet to a set rebar; thence still severing BLS South 11 degrees 32 minutes 37 seconds West 100.00 feet to a set rebar, said rebar being in the line of JSI (Deed Book 644 Page 416); thence running with the line of JSI and the fence North 67 degrees 07 minutes 03 seconds West 102.59 feet to the point of beginning, together with and subject to covenants, easements, and restrictions of record, said property contains 0.221 acres, more or less, as surveyed by Donald R. Burgin Ky. L.S. 3167 of Burgin Land Surveying on 10-3-99.

TRACT B: A certain tract or parcel of land lying and being adjacent to the west side of Monticello Street approximately 550 feet south of its intersection with Prather Street in Somerset, Pulaski County, State of Kentucky and being more fully described as follows:

Unless stated otherwise all called for set iron pins are ½" x 18" rebars with a 1" plastic cap stamped BURGINS 3167 and were set this survey. All bearings are referenced to the centerline of new US 27 and bearings are taken from that centerline and adjoining Prather property survey.

BEGINNING at a set iron pin, said pin being a common corner of Prather (Deed Book 121 Page 388) and BLS, Inc. (Deed Book 509 Page 169), said pin also being in the old fence line; thence leaving Prather and severing BLS South 78 degrees 27 minutes 23 seconds East for a distance of 42.92 feet to a set iron pin, said pin being in the west right of way of Monticello Street 30 feet from the centerline; thence running with said right of way South 11 degrees 32 minutes 37 seconds West for a distance of 127.93 feet to a set iron pin, said pin being in the north right of way of the old Monticello Pike; thence with said pike North 88 degrees 17 minutes 36 seconds West for a distance of 46.21 feet to a set iron pin; thence South 61 degrees 32 minutes 51 seconds West for a distance of 68.63 feet to a set iron pin, said pin set in place of a rusted ½" conduit and being in the Prather line and the old fenceline; thence leaving said pike and running with Prather and the old fence line North 28 degrees 35 minutes 46 seconds East for a distance of 188.21 feet to the point of beginning, together with and subject to covenants, easements, and restrictions of record said property contains 0.2144 acres more or less as surveyed by Donald R. Burgin Ky. L.S. #3167 on 7-30-99.

TRACT C: A certain tract or parcel of land lying and being in Pulaski County, Kentucky, and being bounded and described as follows:

BEGINNING at an iron pin, which said iron pin, located on the West side of Monticello Road right-of-way, said iron pin being the Northeast corner of Ray Correll (470/278); thence with West side of Monticello Street Road right-of-way, N 10 degrees 11' 04" E 298.24' to an iron pin; thence leaving Monticello Street right-of-way with Southeast side of old road right-of-way, N 89 degrees 22' 52" W 40.0'; thence S 45 degrees 05' 46" W 119.93'; thence S 28 degrees 05' 58" W 147.21' to an iron pin corner to Ray Correll; thence with Ray Correll's line, S 60 degrees 41' 34" E 162.32' to the point of beginning.

TRACT D: A certain lot or parcel of land lying and being in Pulaski County, Kentucky, and being bounded and described as follows:

BEGINNING at a post corner to Dunlap and old county road; thence with right-of-way South 31 degrees 08 minutes 41 seconds West 212.47 feet to a post; thence South 24 degrees 50 minutes 18 seconds West 128.92 feet to post on right-of-way, said corner being corner to Fitzgerald; thence with Fitzgerald line South 81 degrees 32 minutes 49 seconds East 224.99 feet to a post corner to Old Highway No. 27; thence with right-of-way North 15 degrees 18 minutes 13 seconds East 73.88 feet to post; thence North 16 degrees 56 minutes 40 seconds East 183.32 feet to a post; said post being Dunlap's corner; thence with Dunlap

line North 57 degrees 00 minutes 46 seconds West 156.68 feet to the beginning, containing 1.2992 acres more or less.

Being the same property conveyed to J.S.I. Investments Limited Partnership and the Jerry S. and Brenda Ikerd Trust U.T.D. October 24, 1996, Jerry S. Ikerd, Sr., Trustee, by deed dated January 10, 2000, as recorded in Deed Book 649, Page 645, Pulaski County Court Clerk's Office, Kentucky.

The above described property is to be zoned R-1.

FIRST READING: March 26, 2001

SECOND READING: April 9, 2001

APPROVED:

B. E. Eiler
MAYOR

ATTEST:

David H. Hester
CITY CLERK

ANNEXATION REQUEST FORM

J.S.I. INVESTMENTS LIMITED PARTNERSHIP AND
JERRY S. AND BRENDA IKERD TRUST, UTD OCTOBER 24, 1996,

I, JERRY S. IKERD, SR. TRUSTEE formally request
annexation of my property located at _____
_____ into the City of Somerset.

I also request that the 60 day waiting period be waived.

Sincerely,

 _____

Date March 21, 2001

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122392

D E E D

20

* * * * *

THIS DEED OF CONVEYANCE, made and entered into this the 10th day of January, 2000, by and between BLS, Inc., a Kentucky Corporation, 6f 703 Monticello Street, Somerset, Kentucky 42501, GRANTOR, and J.S.I. Investments Limited Partnership and the Jerry S. and Brenda Ikerd Trust, U.T.D. October 24, 1996, Jerry S. Ikerd, Sr., Trustee, of P. O. Box 469, Somerset, Kentucky 42502, GRANTEES,

W I T N E S S E T H:

That for and in consideration of the sum of TWO HUNDRED FORTY-FIVE THOUSAND (\$245,000.00) DOLLARS, cash in hand paid, the receipt of all of which is hereby acknowledged, the GRANTOR does hereby bargain, grant, sell and convey unto the GRANTEES, in fee simple, their successors and assigns, forever, the following described real property, to-wit:

TRACT A:

A certain tract or parcel of land lying and being between the east side of US 27 and the west side of Monticello Street approximately 0.5 miles south of their intersection with the Oak Hill Road in Somerset, Pulaski County, State of Kentucky, and being more fully described as follows:

Unless stated otherwise all called for set rebars are ½" x 18" rebars with a 1" orange plastic cap stamped BURGINS LS 3167. All bearings are referenced to the center line of US 27 recent construction plans dated 8-29-97. Beginning at a set rebar, said rebar being a common corner of Somerset National Bank (Deed Book 617 Page 371) which is lot 1 of the Jasper Subdivision (Plat Cabinet B, Slide 605) and also being a common corner of BLS, Inc. (Deed Book 509 Page 169); thence running with their common line North 12 degrees 19 minutes 37 seconds east 93.37 feet to a set rebar; thence leaving the Bank's line and severing BLS South 70 degrees 41 minutes 47 seconds East 100.23 feet to a set rebar; thence still severing BLS South 11 degrees 32 minutes 37 seconds West 100.00 feet to a set rebar, said rebar being in the line of JSI (Deed Book 644 Page 416); thence running with the line of JSI and the fence North 67 degrees 07 minutes 03 seconds West 102.59 feet to the point of beginning, together with and subject to covenants, easements, and restrictions of record, said property contains 0.221 acres, more or less, as surveyed by Donald R. Burgin Ky. L.S. 3167 of Burgin Land Surveying on 10-3-99. ✓

TRACT B:

A certain tract or parcel of land lying and being adjacent to the west side of Monticello Street approximately 550 feet south of its intersection with Prather Street in Somerset, Pulaski County, State of Kentucky and being more fully described as follows:

Unless stated otherwise all called for set iron pins are 1/2" x 18" rebars with a 1" plastic cap stamped BURGINS LS 3167 and were set this survey. All bearings are referenced to the centerline of new US 27 and bearings are taken from that centerline and adjoining Prather property survey.

BEGINNING at a set iron pin, said pin being a common corner of Prather (Deed Book 121 Page 388) and BLS, Inc. (Deed Book 509 Page 169), said pin also being in the old fence line; thence leaving Prather and severing BLS South 78 degrees 27 minutes 23 seconds East for a distance of 42.92 feet to a set iron pin, said pin being in the west right of way of Monticello Street 30 feet from the

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centerline; thence running with said right of way South 11 degrees 32 minutes 37 seconds West for a distance of 127.93 feet to a set iron pin, said pin being in the north right of way of the old Monticello Pike; thence with said pike North 88 degrees 17 minutes 36 seconds West for a distance of 46.21 feet to a set iron pin; thence South 61 degrees 32 minutes 51 seconds West for a distance of 68.63 feet to a set iron pin, said pin set in place of a rusted 1/2" conduit and being in the Prather line and the old fenceline; thence leaving said pike and running with Prather and the old fence line North 28 degrees 35 minutes 46 seconds East for a distance of 188.21 feet to the point of beginning, together with and subject to covenants, easements, and restrictions of record said property contains 0.2144 acres more or less as surveyed by Donald R. Burgin Ky. L.S. #3167 on 7-30-99.

TRACTS A AND B being a part of the same property conveyed to BLS, Inc., by deed dated September 24, 1991, of record in Deed Book 509, Page 169, Pulaski County Court Clerk's Office, Kentucky.

TRACT C:

A certain tract or parcel of land lying and being in Pulaski County, Kentucky, and being bounded and described as follows:

BEGINNING at an iron pin, which said iron pin, located on the West side of Monticello Road right-of-way, and said iron pin being the Northeast corner of Ray Correll (470/278); thence with West side of Monticello Street Road right-of-way, N 10 degrees 11' 04" E 298.24' to an iron pin; thence leaving Monticello Street right-of-way with Southeast side of old road right-of-way, N 89 degrees 22' 52" W 40.0'; thence S 45 degrees 05' 46" W 119.93'; thence S 28 degrees 05' 58" W 147.21' to an iron pin corner to Ray Correll; thence with Ray Correll's line, S 60 degrees 41' 34" E 162.32' to the point of beginning. ✓

It is agreed and understood between the parties that the GRANTEES shall assume any and all responsibility for any environmental defects which may be found.

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BEING the same property conveyed to BLS, Inc., by William C. Denney, et al., by deed of conveyance dated February 21, 1997, and of record in Deed Book 595, Page 538, Pulaski County Court Clerk's Office, Kentucky.

TRACT D:

A certain lot or parcel of land lying and being in Pulaski County, Kentucky, and being bounded and described as follows:

BEGINNING at a post corner to Dunlap and old county road; thence with right-of-way South 31 degrees 08 minutes 41 seconds West 212.47 feet to a post; thence South 24 degrees 50 minutes 18 seconds West 128.92 feet to post on right-of-way, said corner being corner to Fitzgerald; thence with Fitzgerald line South 81 degrees 32 minutes 49 seconds East 224.99 feet to a post corner to Old Highway No. 27; thence with right-of-way North 15 degrees 18 minutes 13 seconds East 73.88 feet to post; thence North 16 degrees 56 minutes 40 seconds East 183.32 feet to a post; said post being Dunlap's corner; thence with Dunlap line North 57 degrees 00 minutes 46 seconds West 156.68 feet to the beginning, containing 1.2992 acres more or less.

BEING the same property conveyed to BLS, Inc., by Janet Correll, et al., by deed of conveyance dated the February 21, 1997, and of record in Deed Book 595, Page 534, Pulaski County Court Clerk's Office, Kentucky.

The parties hereto state the consideration reflected in this deed is the full consideration paid for the property. The GRANTEES join this deed for the sole purpose of certifying the consideration pursuant to KRS 382.

TO HAVE AND TO HOLD the above described property, together with all the appurtenances thereunto belonging, unto the GRANTEES, in fee simple, their successors and assigns, with covenant of GENERAL WARRANTY.

110.6

ORDINANCE NO. 01- 13

AN ORDINANCE ANNEXING A BOUNDARY OF REAL ESTATE TO THE CITY OF SOMERSET, KENTUCKY.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF SOMERSET, KENTUCKY:

That the City of Somerset, Kentucky, does hereby annex to the City of Somerset, Kentucky, the following boundary of unincorporated territory which is adjacent to property now contained in the City Limits.

A certain tract or parcel of land lying and being on the east side of US 27 approximately 0.5 miles south of it's intersection with the Oak Hill Road in Somerset, Pulaski County, State of Kentucky, and being more fully described as follows:

Unless stated otherwise all called for set rebars are $\frac{1}{2}$ " x 18" rebars which were set this survey with a 1" orange plastic cap stamped BURGINS LS # 3167. All bearings are referenced to the center line of US 27 recent construction plans dated 8-29-97.

Beginning at an existing 5/8 rebars with cap stamped LS 2478, said rebar being in the east right of way of US 27 and being a common corner of Somerset National Bank (Deed Book 617 Page 371) which is lot 1 of the Jasper Subdivision (Plat Cabinet B Slide 605), said rebar also being 100 foot from the centerline of US 27; thence with said Somerset National Bank South 78 degrees 00 minutes 53 seconds East for a distance of 123.60 feet to a set rebar; thence South 69 degrees 17 minutes 03 seconds East for a distance of 56.10 feet to a set rebar; thence South 35 degrees 20 minutes 30 seconds East for a distance of 160.17 feet to a set rebar, a common corner of BLS Inc. (Deed Book 509 Page 169); thence leaving Somerset National Bank and running with BLS Inc. and the fence South 67 degrees 07 minutes 03 seconds East for a distance of 222.00 feet to a set rebar in the fence; thence South 28 degrees 35 minutes 46 seconds West with the existing fence for a distance of 188.21 feet to an existing $\frac{1}{2}$ " conduit with a set rebar set in its place, said rebar being in the west right of way of the Old Monticello Pike (now called WF Prather Road; thence leaving BLS Inc. and running with said pike and the fence South 29 degrees 01 minutes 49 seconds West for a distance of 360.43 feet to a set rebar; thence still with said pike South 26 degrees 02 minutes 38 seconds West for a distance of 210.41 feet to a set rebar; thence still with said pike South 20 degrees 27 minutes 11 seconds West for a distance of 141.91 feet to

a set rebar beside a power pole said rebar being a common corner of Keeney (Deed Book 182 Page 118 and Deed Book 394 Page 181); thence leaving said pike and running with the line of Keeney North 83 degrees 35 minutes 06 seconds West for a distance of 322.21 feet to a set rebar, said rebar being in the east right of way line of US 27 115 feet from the centerline; thence leaving Keeney and running with said right of way North 15 degrees 14 minutes 22 seconds East for a distance of 715.63 feet to a set rebar; thence still with said right of way North 73 degrees 46 minutes 01 seconds West for a distance of 15.01 feet to a set rebar; thence still with said right of way North 13 degrees 55 minutes 48 seconds East for a distance of 344.35 feet to the point of beginning. Together with and subject to covenants, easements, and restrictions of record, said property contains 9.1686 acres more or less as surveyed by Donald R. Burgin Ky. LS #3167 of Burgin Land Surveying on 6-19-99.

Being the same property conveyed to J.S.I. Investments Partnership Limited and the Jerry S. and Brenda Ikerd Trust U.T.D. October 24, 1996, Jerry S. Ikerd, Sr., Trustee, by deed dated September 28, 1999, as recorded in Deed Book 644, Page 416, Pulaski County Court Clerk's Office, Kentucky.

The above described property is to be zoned R-1.

FIRST READING: March 26, 2001

SECOND READING: April 9, 2001

APPROVED:

J. Wiler

MAYOR

ATTEST:

Dana H. Hines

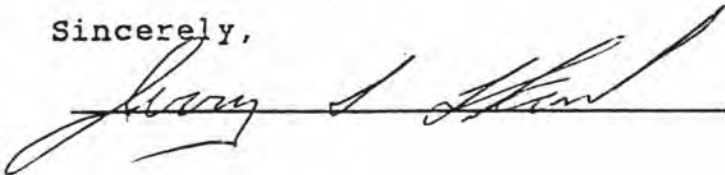
CITY CLERK

ANNEXATION REQUEST FORM

J.S.I. INVESTMENTS PARTNERSHIP LIMITED AND JERRY S. AND BRENDA IKERD
TRUST, UTD OCTOBER 24, 1996, JERRY S. IKERD, SR. ^{TRUSTEE}
I, _____ formally request
annexation of my property located at _____
_____ into the City of Somerset.

I also request that the 60 day waiting period be waived.

Sincerely,

 _____

Date MARCH 21, 2001

BOOK
0644

PAGE
0416

Prather Property

118673

DEED OF CONVEYANCE

237

*** **

THIS DEED OF CONVEYANCE made and entered into this the 28 day of SEPTEMBER 1999 by and between **GEORGIA KEENEY** and **HUELON KEENEY**, her husband, of 3027 Wallace Court, Somerset, Kentucky 42503, **BOYD PRATHER** and **BETTY PRATHER**, husband and wife, of 1275 Highway 90, Bronston, Kentucky 42518; **MARION PRATHER** and **JANIE PRATHER**, husband and wife, of 3414 Meeting Street Road, Charleston, South Carolina 29407; **EARL PRATHER** and **ELVIE PRATHER**, husband and wife, of North Highway 1247 Box 2411, Somerset, Kentucky 42501; **BARBARA MOYER** and **ROY MOYER**, her husband of 1819 Alice Drive, Charleston, South Carolina 29407; **DAVID PRATHER** and **JEWELL PRATHER**, husband and wife, of 974 Jacksboro Road, Bronston, Kentucky 42518, and **JAMES DEAN PRATHER** and **CHARLOTTE PRATHER**, husband and wife, of 718 Monticello Street, Somerset, Kentucky 42501, the Parties of the First Part, and a one-half (½) undivided interest unto **JSI INVESTMENTS PARTNERSHIP LIMITED**, a Kentucky

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limited partnership, of PO Box 469, Somerset, Kentucky 42502, and a one-half (½) undivided interest unto **JERRY S. and BRENDA IKERD TRUST, U.T.D.**, dated October 24, 1996, Jerry S. Ikerd, Sr., Trustee, of P. O. Box 469, Somerset, Kentucky 42502-0469, Parties of the Second Part,

WITNESSETH: That for and in consideration of the sum of **ONE MILLION EIGHT HUNDRED THOUSAND (\$1,800,000.00) DOLLARS**, cash in hand paid, the receipt and sufficiency of which are hereby acknowledged, the Parties of the First Part do hereby bargain, sell and convey unto the Party of the Second Part, a one-half (½) undivided interest unto **JSI INVESTMENTS PARTNERSHIP, LTD**, its successors and assigns, forever, in fee simple, and a one-half (½) undivided interest unto **JERRY S. and BRENDA IKERD TRUST, U.T.D.**, dated October 24, 1996, Jerry S. Ikerd, Sr., Trustee, its successors and assigns, forever, in fee simple, the following described real property, to wit:

A certain tract or parcel of land lying and being on the east side of US 27 approximately 0.5 miles south of it's intersection with the Oak Hill Road in Somerset, Pulaski County, State of Kentucky, and being more fully described as follows:

Unless stated otherwise all called for set rebars are ½" x 18" rebars which were set this survey with a 1" orange plastic cap stamped Burgin LS # 3167. All bearings are referenced to the center line of US 27 recent reconstruction plans dated 8-29-97.

Beginning at an existing 5/8 rebars with cap stamped LS 2478, said rebar being in the east right of way of US 27 and being a common corner of Somerset National Bank (Deed Book 617 Page 371) which is lot 1 of the Jasper Subdivision (Plat Cabinet B Slide 605), said rebar also being 100 foot from the centerline of US 27; Thence with said Somerset National Bank South 78 degrees 00 minutes 53 seconds

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East for a distance of 123.60 feet to a set rebar; Thence South 69 degrees 17 minutes 03 seconds East for a distance of 56.10 feet to a set rebar; Thence South 35 degrees 20 minutes 30 seconds East for a distance of 160.17 feet to a set rebar, a common corner of BLS Inc. (Deed Book 509 Page 169); Thence leaving Somerset National Bank and running with BLS Inc. and the fence South 67 degrees 07 minutes 03 seconds East for a distance of 222.00 feet to a set rebar in the fence; Thence South 28 degrees 35 minutes 46 seconds West with the existing fence for a distance of 188.21 feet to an existing ½" conduit with a set rebar set in its place, said rebar being in the west right of way of the Old Monticello Pike (now called WF Prather Road); Thence leaving BLS Inc. and running with said pike and the fence South 29 degrees 01 minutes 49 seconds West for a distance of 360.43 feet to a set rebar; Thence still with said pike South 26 degrees 02 minutes 38 seconds West for a distance of 210.41 feet to a set rebar; Thence still with said pike South 20 degrees 27 minutes 11 seconds West for a distance of 141.91 feet to a set rebar beside a power pole, said rebar being a common corner of Keeney (Deed book 182 age 118 and Dead Book 394 Page 181); Thence leaving said pike and running with the line of Keeney North 83 degrees 35 minutes 06 seconds West for a distance of 322.21 feet to a set rebar, said rebar being in the east right of way line of US 27 115 feet from the centerline; Thence leaving Keeney and running with said right of way North 15 degrees 14 minutes 22 seconds East for a distance of 715.63 feet to a set rebar; Thence still with said right of way North 73 degrees 46 minutes 01 seconds West for a distance of 15.01 feet to a set rebar; Thence still with said right of way North 13 degrees 55 minutes 48 seconds East for a distance of 344.35 feet to the point of beginning. Together with and subject to covenants, easements, and restrictions of record, said property contains 9.1686 acres more or less as surveyed by Donald R. Burgin Ky. LS #3167 of Burgin Land Surveying on 6.19-99. v

This being a portion of the same property conveyed unto W. F. Prather by deed of conveyance dated January 22, 1942 filed of record in Deed Book 121, Page 388, Pulaski County Clerk's Office. The above said W. F. (Winfred) Prather died testate a resident of Pulaski County and his will is filed of record in Will Book 15 Page 272, the aforesaid Property passed unto his wife, Clara Prather. Clara Prather died

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testate a resident of Pulaski County and her will is filed of record in Will Book 23 Page 647, clerk's office aforesaid, and being the same property conveyed to Winfred and Clara Prather by Quit Claim Deed dated the 3rd day of April, 1970 by and between the Commonwealth of Kentucky, by Albert Christian, Commissioner of Finance, and of record in Deed Book 315 Page 232.

TO HAVE AND TO HOLD the same, together with any and all other appurtenances there unto belonging unto the Parties of the Second Part, a one-half (½) undivided interest unto **JSI INVESTMENTS PARTNERSHIP, LTD**, its successors and assigns, forever, in fee simple, and a one-half (½) undivided interest unto **JERRY S. and BRENDA IKERD TRUST, U.T.D.**, dated October 24, 1996, Jerry S. Ikerd, Sr., Trustee, its successors and assigns, forever, in fee simple **with Covenant of General Warranty of Title.**

Consideration Certificate: The undersigned hereby swear and affirm under penalty of perjury that the full actual consideration paid or to be paid for the property transferred herein in the sum of **\$1,800,000.00.**

IN TESTIMONY WHEREOF, witness the signatures of the parties hereto on this the day and year first above written.

Georgia Keeney
GEORGIA KEENEY

Huelon Keeney
HUELON KEENEY

Boyd Prather
BOYD PRATHER

Betty Prather
BETTY PRATHER

Marion Prather
MARION PRATHER