

110.57

**ORDINANCE NO. 98-1**

**AN ORDINANCE TO ANNEX 26 BOUNDARIES 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 boundaries of unincorporated territory which is adjacent to property now contained in the City Limits:

**TRACT 1:**

**PARCEL A**

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

Point of beginning an iron pin in right of way of Kit Cowan Road and a corner to Lot 2 and Lot 5 Koger Development Block C; thence with Lot 2 and Lot 5 S 86° 07' 38" E 133.45 feet to a point, a corner to Lot 3 and Lot 5; thence with Lot 3 and Lot 5 S 03° 40' 02" W 100.00 feet to a point, a corner to Lot 3 and Lot 4; thence a new line N 86° 07' 38" W 155.21 feet to a point in right of way of Kit Cowan Road; thence with right of way N 14° 51' 53" E 112.06 feet to the point of beginning, containing in all 0.364 acre, more or less, and being a portion of Lot 5, Block C of the Koger Development, of record in Plat Book 25, Page 35, Pulaski County Court Clerk's Office, Kentucky.

TRACT II: A certain twenty (20') foot right-of-way and easement for ingress and egress to Lot 5, Block C, of the Koger Development, and more particularly bounded and described as follows:

Beginning at an iron pin, said pin being N 3° 52' 22" E 80.00 feet from an iron pin, a corner of Lot 3 and Lot 2, Block C; thence S 86° 07' 38" E 205.43 feet to an iron pin in line of Lot 5; thence N 3° 40' 02" E 20.0 feet to an iron pin; thence N 86° 07' 38" W 205.36 feet to an iron pin on the east side of a 30 foot street; thence with said street, S 3° 52' 22" W 20.00 feet to the point of beginning. Containing 0.0943 acres more or less.

This easement shall be deemed to be an easement running with the land described above and shall be for the purposes of ingress, egress, and all other lawful purposes and access to and from Lots 3, 4 and 5, Block C, of Koger Development, as shown in Plat Book 25 (should be Plat Book 20), Page 35, Pulaski County Court Clerk's Office, Kentucky.

THERE IS EXCEPTED FROM TRACT 1 the following described tract for the purpose of ingress, egress, and all other lawful purposes and access to and from other portions of Lot 5, Block C, of Koger Development:

Point of beginning a corner to Lot 3 and Lot 4 Koger Development, Block C; thence N 86° 07' 38" W 20.00' to a point; thence N 03° 40' 02" E 30.00 feet; thence S 86° 07' 38" E 20.00 feet to a point in line of Lot 5; thence with line of Lot 5 S 03° 40' 02" W 30.00 feet to the point of beginning, containing in all 0.013 acres, more or less.

#### PARCEL B

An easement for putting up a sign over a certain tract or parcel of land lying and being in Pulaski County, Kentucky, South of the City of Somerset, being located east of U.S. Highway 27 and being bounded and described as follows:

BEGINNING at an iron pin being North 03° 52' 22" East of and 80 feet from Lot 2 and 3 in Koger Development, Block "C", and a corner to a 20 foot wide ingress-egress easement; thence with line of easement South 86° 07' 38" E 15.00 feet to a point; thence leaving easement South 02° 52' 22" E 3.0 feet to a point; North 86° 07' 38" West 15.00 feet to a point in line of Lot 3 and the right of way of a 30 foot wide street; thence North 3° 52' 22" E 3.00 feet to the point of beginning. Being a part of Lot 3 in the Koger Development, Block "C".

Being the same property conveyed to Christina S. Finley, Trustee of the Christina S. Finley Trust, by deed dated December 18, 1996 from Michael L. Finley and Christina S. Finley, spouse and spouse, as appears of record in Deed Book 593, Page 465, Pulaski County Court Clerk's Office, Kentucky.

#### TRACT 2:

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

Point of beginning a post in the right of way of Kit Cowan Road and a corner to Lot 5 Koger Development, Block C; thence with the right of way S 14 deg. 51' 53" W for a distance of 56.87 feet to a point, a corner to Mike Finley; thence with Finley and a line through Lot 5, N 86 deg. 07' 38" West for a distance of 155.21 feet to a point, a corner to Lot 3 and Lot 4 and in the line of Lot 5; thence with line of Lot 4 and Lot 5, N 03 deg. 40' 02" E for a distance of 71.05 feet to a point; thence a new line through Lot 5, S 80 deg. 53' 45" East for a distance of 167.01 feet to the point of beginning. Together with and subject to covenants, easements and restrictions of record. Said property contains 0.24 acres, more or less, and being a portion of Lot 5, Block C of the Koger Development, of record in Plat Book 20, Page 35, (Plat Cabinet B, Slide 712) Pulaski County Court Clerk's Office, Kentucky.

This conveyance is made subject to the restrictions of record in Deed Book 562, Page 269, Pulaski County Court Clerk's Office, Kentucky.

Being the same property conveyed to Mike Finley and Chris Finley, husband and wife, by deed dated February 6, 1995 from Kenneth Ford and Sue Ford, husband and wife, as appears of record in Deed Book 562, Page 269, Pulaski County Court Clerk's Office, Kentucky.

**TRACT 3:**

A certain tract or parcel of land lying and being in Pulaski County, Kentucky, south of the City of Somerset, being located east of U.S. Highway 27 and being bounded and described as follows, to-wit:

BEING LOT NO. FOUR (4), BLOCK C, of the KOGER DEVELOPMENT. For particulars thereof, see Plat of Koger Development which appears of record at Plat Book 20, Page 35, Pulaski County Court Clerk's Office, Kentucky.

THERE IS ALSO CONVEYED herewith any rights accruing to the landowner by virtue of an Encroachment Permit Agreement with East Kentucky Power Cooperative, Inc. dated October 15, 1986 and of record at Deed Book 452, Page 506, Pulaski County Court Clerk's Office, Kentucky.

This conveyance is made subject to the restrictions of record in Deed Book 459, Page 229, Pulaski County Court Clerk's Office, Kentucky.

Being the same property conveyed to Kenneth Ford and Sue Ford, husband and wife, by deed dated June 12, 1987 from Sharon K. Deatherage and Daniel R. Deatherage, her husband, as appears of record in Deed Book 459, Page 229, Pulaski County Court Clerk's Office, Kentucky.

**TRACT 4:**

A certain tract of land located on and being the south part of Lot No. 3, Block C, of the Koger Development, of record in Plat Book 25 (should be Plat Book 20), Page 35, Pulaski County Court Clerk's Office, Kentucky, and more particularly bounded and described as follows, to-wit:

Beginning at an iron pin, also being a corner to Lots Nos. 5, 3 and 2; thence N 3 deg. 40' 02" E 100.00 feet to an iron pin; thence N 86 deg. 07' 38" W 205.36 feet to an iron pin on east side of 30 foot street; thence S 3 deg. 52' 22" W 100.00 feet to an iron pin, also a corner to Lot No. 2; thence S 86 deg. 07' 38" E 205.72 feet to the point of beginning. Containing 0.4727 acres more or less and being the south part of Lot No. 3, Block C, Koger Development.

First parties hereby relinquish and waive any right to use the 20 foot right of way easement retained by said parties and described as Tract III in Deed of Conveyance from Sharon K. Deatherage, et vir, to Kenneth Ford, et ux, date May 17, 1989, of record in Deed Book 479, Page 234, Pulaski County Court Clerk's Office, Kentucky, inasmuch as Lots 3, 4 and 5 of Block C are now solely owned by the grantees, Kenneth Ford and Sue Ford.

This conveyance is made subject to the restrictions of record in Deed Book 522, Page 368, Pulaski County Court Clerk's Office, Kentucky.

Being the same property in which Kenneth Ford and Sue Ford, husband and wife, acquired an undivided one-half interest by deed dated August 31, 1992 from Sharon Deatherage and Daniel Deatherage, her husband, as appears of record in Deed Book 522, Page 368, Pulaski County Court Clerk's Office, Kentucky.

**TRACT 5:**

A certain tract or parcel of land lying and being on the east side of US 27 near the Kit Cowan Road and being a portion of the Koger Development property in Block C per Plat Book 20 Page 35 in Somerset, Pulaski County, State of Kentucky and more fully described as follows:

Beginning at a 1/2" x 18" rebar, set this survey with cap stamped LS 3167, said rebar being a common corner of Lot 2 and being in the west right of way of the Old Monticello Road (now Kit Cowan Road); thence with said right of way South 14 degrees 51 minutes 36 seconds West 32.70 feet to a PK Nail & Washer set in the blacktop, a common corner of Lot 6; thence with Lot 6 South 81 degrees 21 minutes 34 seconds West 168.08 feet to a PK Nail & washer set in the blacktop at the edge of a 40' street; thence North 03 degrees 52 minutes 22 seconds East 30.72 feet to a PK Nail & washer set in the blacktop at the base of a concrete curb, said nail being in the line of Lot 2; thence with the line of Lot 2 North 81 degrees 21 minutes 34 seconds East 174.46 feet to the point of beginning, together with and subject to all covenants, easements, and restrictions of record, said property contains 0.1179 acres as surveyed by Donald R. Burgin Ky. L.S. 3167 on 3-29-97.

The above property is subject to an encroachment permit agreement to East Kentucky Power per Deed Book 452, Page 506.

The above property is also subject to the restrictions, easements, and covenants shown on plat recorded in Plat Book 20 Page 35.

Being Lot 2A of the Koger Development Block C, Plat of Revision recorded in Plat Book C, Page 526 in Somerset, Pulaski County, State of Kentucky.



Being the same property conveyed to Prime Bar-B-Que, Inc. by deed dated August 13, 1997 from Daniel R. Deatherage and Sharon L. K. Deatherage, husband and wife, as appears of record in Deed Book 604, Page 338, Pulaski County Court Clerk's Office, Kentucky.

**TRACT 6:**

A certain tract or parcel of land lying and being in Pulaski County, Kentucky, south of the City of Somerset, being located east of U.S. Highway 27 and being bounded and described as follows, to-wit:

BEING LOT NOS. ONE (1) and SIX (6), BLOCK "C", of the KOGER DEVELOPMENT. For particulars thereof, see Plat Book 25 (should be Plat Book 20), Page 35, Pulaski County Court Clerk's Office, Kentucky.

THERE IS ALSO CONVEYED herewith any rights accruing to the landowner by virtue of an Encroachment Permit Agreement with East Kentucky Power Cooperative, Inc. dated October 5, 1986 and of record at Deed Book 452, Page 506, Pulaski County Court Clerk's Office, Kentucky.

This conveyance is made subject to the restrictions of record in Deed Book 459, Page 444, Pulaski County Court Clerk's Office, Kentucky.

Being the same property in which Kenneth Ford and Sue Ford, husband and wife, acquired an undivided one-half interest by deed dated June 25, 1987 from Daniel R. Deatherage and Sharon K. Deatherage, his wife, as appears of record in Deed Book 459, Page 444, Pulaski County Court Clerk's Office, Kentucky.

**TRACT 7:**

A certain tract or parcel of land lying and being in Pulaski County, Kentucky on the East side of U.S. Highway 27 and South of the city of Somerset, Kentucky and being more particularly bounded and described as follows, to-wit:

BEGINNING at a concrete right of way monument located 1285.38 feet North of the intersection of the right of way of U.S. Highway 27 and KY Highway 1642 and located at the intersection of the right of way of U.S. 27 and the Old Monticello Road and running with the right of way line of said Monticello Road, North 77° 47' 23" East 229.41 feet to an iron pin, thence still with said right of way North 12° 12' 03" West 16.84 feet to an iron pin thence still with said right of way N 77° 47' 23" East 101.69 feet to an iron pin, thence still with said right of way and with the arc of a curve having a radius of 119.58 feet and a central angle of 63° 40' 43", an arc distance of 132.90 feet to a post, thence still with said right of way North 14° 06' 40" East 90.33 feet to an iron pin, thence leaving said right of way South 66° 00' 47" East 210.23 feet to an iron pin, thence South 3° 43' 34"

West 525.85 feet to an iron pin, thence North  $86^{\circ} 14' 26''$  West 595.0 feet to an iron pin in the East right of way line of U.S. Highway 27, thence with said right of way North  $3^{\circ} 43' 34''$  East 300.0 feet to the beginning and containing 6.00 acres. The above description prepared from a physical survey by J. H. Sturgill, L.S. #470 o October 30, 1985. For further description, see plat of same recorded in Plat Book 19, Page 36, Pulaski County Court Clerk's Office, Kentucky.

There is also conveyed herewith a construction easement for use by the grantee, its successors and assigns, in conjunction with the construction of any improvements upon the aforesaid 6.0 acre tract, said easement area being bounded and described as follows:

BEGINNING at an iron pin in the southeast corner of Lowe's Co. lot and running South  $86^{\circ} 14' 26''$  East 20.0 feet, thence running parallel with and 20 feet East of the East line of said Lowe's Co. lot N  $3^{\circ} 43' 34''$  East 525.85 feet, thence North  $86^{\circ} 14' 26''$  West 20.0 feet to an iron pin, said Lowe's Co.'s northeast corner, thence with said Lowe's Co.'s East line South  $3^{\circ} 43' 34''$  West 525.85 feet to the beginning and containing 0.24 acres. The above description prepared from a physical survey by J. H. Sturgill, L.S. #470 on January 21, 1986.

The grantors reserve for themselves, their heirs, successors and assigns a 20' wide easement for the purpose of installing and maintaining a sewer line running in a westerly direction along the southern boundary line of the above described property and turning in a northerly direction at a location satisfactory to the grantee so as not to interfere with the grantee's intended construction of improvements of the property herein conveyed. Grantors shall construct the aforesaid sewer line at a time and in a manner satisfactory to the grantee so as to not interfere with grantee's construction. Said line shall be completed prior to the grantee paving its parking area. The easement reserved herein is for the benefit of the remaining property of the grantors located on the North side of the old Monticello Road. The location of the sewer line as indicated upon the plat referred to above shall be relocated to conform to the foregoing.

There is also reserved for the benefit of the grantors, their heirs, successors and assigns, a 35' wide easement for a service road as shown and located on the aforesaid plat. Grantee, it successors and assigns, shall also have the right to use said service road.

Being the same property conveyed to Lowe's Investment Corporation by deed dated February 6, 1986 from Sharon Deatherage and Daniel Deatherage, her husband, as appears of record in Deed Book 446, Page 107, Pulaski County Court Clerk's Office, Kentucky.

**TRACT 8:**

A certain tract or parcel of land located on South U. S. 27, Pulaski County, Kentucky, and being a portion of Lots Nos. 9 and 10 of the Koger Development as recorded in Plat Book 17, Page 79, Pulaski County Court Clerk's Office, Kentucky, and bounded and described as follows:

Beginning at an iron pin 85 feet east of the centerline of U. S. 27, also a corner to Lowe's and Lot No. 10, Koger Development; thence leaving U. S. 27 and with Lowe's, S 86° 14' 26" E 295.00 feet to an iron pin; thence S 03° 43' 34" W 171.02 feet to a nail in blacktop, the northeast corner of Lot No. 8, Koger Development; thence with Lot No. 8, N 86° 14' 26" E 110.00 feet to an iron pin in line of Lot No. 8 and Lot No. 9; thence N 03° 43' 34" E 120.02 feet to an iron pin; thence N 86° 14' 26" W 185.00 feet to an iron pin in east right of way of U. S. 27; thence with right of way, N 03° 43' 34" E 51.00 feet to the point of beginning, containing 0.648 acre more or less, as surveyed by Weylan G. Daulton, L.S. 2463. Said tract being a part of Lot No. 9 and Lot No. 10, Koger Development, and SUBJECT TO all easements and rights of way as shown on plat of record in Plat Book 17, Page 79, Pulaski County Court Clerk's Office, Kentucky.

This conveyance is made subject to the restrictions of record in Deed Book 485, Page 150, Pulaski County Court Clerk's Office, Kentucky.

Being the same property conveyed to Kenneth Ford and Sue Ford, husband and wife, by deed dated November 24, 1989 from Carter Lee Blevins et al as appears of record in Deed Book 485, Page 150, Pulaski County Court Clerk's Office, Kentucky.

**TRACT 9:**

A certain tract or parcel of land located on South U. S. 27, Pulaski County, Kentucky, and being a portion of Lots Nos. 9 and 10 of the Koger Development, Plat of said Koger Development being of record in Plat Book 17, Page 79, now Plat Cabinet B, Slide 564, Pulaski County Court Clerk's Office, Kentucky, said property being bounded and described as follows:

BEGINNING at a 1/2" rebar with cap #2463 set (hereinafter called an iron pin set) in the right of way of U. S. 27 (right of way 170') and in the right of way of a 35 ft. ingress-egress easement, a corner to Kenneth Ford (D.B. 485 Pg. 150); thence with Ford's line, South 86° 14' 26" East for a distance of 185.00 feet to an iron pin set; South 03° 43' 34" West for a distance of 120.02 feet to an iron pin set in the right of way of Southport Office Park Drive (40' right of way); thence with the right of way, North 86° 14' 26" West for a distance of 185.00 feet crossing the 35 ft. ingress-egress easement to an iron pin set in the right of way of U.S. 27; thence

with the right of way, North 03° 43' 34" East for a distance of 120.02 feet to the point of beginning. Together with and subject to covenants, easements and restrictions of record. Said property contains 0.51 acres, more or less, as surveyed by Weylan G. Daulton L. S. #2463 on 3-27-96.

This conveyance is made subject to the restrictions of record in Deed Book 583, Page 145, Pulaski County Court Clerk's Office, Kentucky.

Being the same property conveyed to Fast Lane Discount Tobacco Outlet, Inc. by deed dated June 4, 1996 from Carter Lee Blevins et al as appears of record in Deed Book 583, Page 145, Pulaski County Court Clerk's Office, Kentucky.

**TRACT 10:**

Two certain tracts or lots of land located, lying and being on the East side of U.S. Highway 27, South of Somerset, Pulaski County, Kentucky, and described on a plat prepared by Sturgill & Associates, dated the 24th day of March, 1983, and more particularly described as follows:

Being all of Lots Nos. 7 and 8 of the "Koger Development" as described in Plat Book 17, Page 79, Pulaski County Court Clerk's Office, Kentucky.

Being the same property conveyed to Cumberland Security Bank, Inc. by deed dated April 15, 1994 from First Commerce Bancorp, Inc. as appears of record in Deed Book 548, Page 160, Pulaski County Court Clerk's Office, Kentucky.

**TRACT 11:**

A certain tract or parcel of land lying and being in Pulaski County, Kentucky, and located on South Highway 27, and being designated as Lot #6 of the Koger Development as is further described by plat of reference in Plat Book 17, Page 79, Pulaski County Court Clerk's Office, Kentucky.

Being the same property in which D. C. Trimble, Inc. acquired an undivided one-half interest by deed dated November 8, 1984 from Sharon Deatherage et al as appears of record in Deed Book 435, Page 611, Pulaski County Court Clerk's Office, Kentucky.

**TRACT 12:**

TRACT I: Two certain lots or tracts of land fronting on the East right of way line of U. S. Highway 27 South of the City of Somerset, Pulaski County, Kentucky, and being more particularly bounded and described as follows:



BEING LOTS 4 and 5 of the Koger Development as shown by plat recorded in Plat Book 17, Page 79, Pulaski County Court Clerk's Office, Kentucky, to which plat reference is hereby made for a more complete description thereof.

Said lots are conveyed subject to all easements appearing on the aforesaid plat and subject to the restrictions that the real property conveyed herein shall not be used as, by or for the purpose of providing a bank or financial institution equivacable to bank before the 24th day of March, 1989.

Being the same property conveyed to Lowell Wilson et al by deed dated October 30, 1990 from Sidgle L. Sears and Grace A. Sears, husband and wife, as appears of record in Deed Book 496, Page 455, Pulaski County Court Clerk's Office, Kentucky.

**TRACT 13:**

A certain tract or parcel of land lying and being in Pulaski County, Kentucky on the east side of U. S. 27 and south of the City of Somerset, Kentucky, and being more particularly bounded and described as follows, to-wit:

Beginning at an iron pin in the east right of way line of U.S. Highway 27, said pin being the western most corner of Lots 3 and 4 of the Koger Development as recorded in Plat Book 19, Page 79, Pulaski County Court Clerk's Office, Kentucky, and from said pin running North 86 degrees 14 minutes 26 seconds east 300.00 feet along the line between said Lots 3 and 4 to an iron pin the eastern most corner of said Lots, thence with the east line of said Lot 3 south 3 degrees 43 minutes 34 seconds west 60.00 feet to an iron pin, thence a new line south 86 degrees 14 minutes 26 seconds west 300.00 feet to an iron pin in the east right of way line of U. S. Highway 27, thence with said right of way line north 3 degrees 43 minutes 34 seconds east 60.00 feet to the beginning, and containing 0.413 acres. The lot being conveyed consists of the north 60.0 feet of Lot #3 of the Koger Development as recorded in Plat Book 19, Page 79, Pulaski County Court Clerk's Office, Kentucky. The above description prepared from a physical survey by J. H. Sturgill, L.S. 470 on March 5, 1986.

Being the same property in which Kenneth Ford and Sue Ford, husband and wife, acquired an undivided one-half interest by deed dated August 31, 1992 from Sharon Deatherage and Daniel Deatherage, husband and wife, as appears of record in Deed Book 522, Page 372, Pulaski County Court Clerk's Office, Kentucky.

**TRACT 14:**

A certain lot or tract of land located in the Koger Development, U. S. Highway #27, South, Somerset, Kentucky, said lot consisting of the North 60 feet of Lot #2 of the Koger Development, and the South 40 feet of Lot #3 of said Development

as recorded in Plat Book 17, Page 79, in the Pulaski County Court Clerk's Office, Kentucky and being more fully described as follows:

Beginning at an iron pin in the east right of way line of U. S. Highway #27 at the north right of way line of a 20 foot street and running with said U. S. #27 right of way North 3 degrees 43 minutes 34 seconds East 100.00 feet to an iron pin, thence South 86 degrees 14 minutes 26 seconds east 300.0 feet to an iron pin, thence south 3 degrees 43 minutes 34 seconds west 100.0 feet to an iron pin in the north right of way line of said 20 foot street, thence with said right of way line north 86 degrees 14 minutes 26 seconds west 300.0 feet to the beginning. The above description prepared from a physical survey by J. H. Sturgill LS #470 on Nov. 14, 1985.

This conveyance is made and accepted subject to all provisions, limitations, restrictions, uses and covenants of record in Plat Book 17, Page 79, Pulaski County Court Clerk's Office, Kentucky.

Being the same property conveyed to Robert S. Harris and David Morris by deed dated October 3, 1989 from D. C. Trimble and Elaine Trimble, husband and wife, as appears of record in Deed Book 483, Page 492, Pulaski County Court Clerk's Office, Kentucky.

**TRACT 15:**

A certain tract or parcel of land located, lying and being on the east side of U.S. Highway No. 27, south of Somerset, Pulaski County, Kentucky, and at the intersection thereof with Parkers Mill Road, and more particularly bounded and described as follows, to-wit:

PARCEL NO. ONE: BEGINNING at a point in the right of way of U.S. Highway #27, and its intersection with Parkers Mill road; thence N 03 degrees 27' 25" E 104.37 feet to a corner; thence leaving the right of way of U.S. Highway #27, S 86 degrees 14' 26" E 300 feet to a corner in a 40' easement for service road; thence S 03 degrees 43' 34" W 55.49 feet to the right of way of Parkers Mill road; thence with the right of way of Parkers Mill Road S 75 degrees 03' 01" W 16.01 feet; thence S 76 degrees 24' 44" West 200.0 feet to a point; thence S 86 degrees 37' 53" West 51.32 feet; thence N 58 degrees 36' 02" W 47.97 feet to the point of beginning, containing 0.674 acres.

PARCEL NO. 2A: BEGINNING at a point in the right of way of U.S. Highway #27; thence N 03 degrees 27' 25" East 20 feet with the right of way of U.S. Highway #27 to a point; thence S 86 degrees 14' 26" East 300 feet to a point in the 40' easement for service road; thence S 03 degrees 43' 34" West 20 feet to a corner; thence N 86 degrees 14' 26" West 300 feet to the point of beginning.

**PARCEL C - RIGHT OF WAY:** A right of way is conveyed for construction of roadway and for ingress, egress, and use for utility purposes over, on and under the following:

BEGINNING at a point in the right of way of U.S. Highway #27 and at the northwest corner of Parcel 2A above; thence with the right of way of U.S. Highway #27, N 03 degrees 43' 34" East 20 feet; thence S 86 degrees 14' 26" East 300 feet to a point in the 40' easement for service road; thence S 03 degrees 43' 34" West 20 feet; thence N 86 degrees 14' 26" West 300 feet to the point of beginning.

The same property is also described as Tracts No. 1, 2A and a 20' right of way in a plat revising Lots 1 and 2 of the Koger Development, prepared by Sturgill and Associates, the 30th day of September, 1985, a copy of which plat is appended hereto and incorporated by reference herein, the same as though copied at length.

This conveyance is **SUBJECT TO ANY EASEMENT** on the aforementioned plat and is subject to any uses of said easement thereupon designated.

Being the same property conveyed to David Brummett and Kerry Brummett, husband and wife, by deed dated May 29, 1996 from Insurance Marketing Associates, Inc. as appears of record in Deed Book 582, Page 681, Pulaski County Court Clerk's Office, Kentucky.

#### **TRACT 16:**

A certain tract or parcel of land lying and being in Pulaski County, Kentucky, on east side of the Monticello Road (now U.S. Highway #27) about 4 miles south of Somerset, Kentucky, and bounded and described as follows:

Beginning at a concrete right of way marker in the east right of way line of U. S. 27 (South), said marker being 90 feet radially opposite highway station 139-20; thence S 89° 30' E a distance of 250.0 feet to a post; thence S 88° 26' E a distance of 414.0 feet to a corner post in the Trimble line; thence with the Trimble west property line N 25° 10' W a distance of 321.0 feet to a point in the south right of way line of Parkers Mill road; thence with said right of way line S 74° 48' W a distance of 377.2 feet to an iron pin; thence continuing with said right of way line S 15° 12' E a distance of 15.0 feet to an iron pin; thence continuing with said right of way line S 74° 48' W a distance of 166.1 feet to a concrete marker (right of way) in the east right of way line of U. S. 27; thence with the east right of way line of U. S. 27 S 3° 20' W a distance of 120.5 feet to the point of beginning.

THERE IS EXCEPTED from the foregoing tract those two lots conveyed as follows: (1) Lot conveyed to James Williamson by deed of record in Deed Book 351, Page 508, and (2) Lot conveyed to Julia M. Heath by deed of record in Deed Book 339, Page 169, Pulaski County Court Clerk's Office, Kentucky.

This conveyance is made subject to the conditions, covenants, etc. of record in Deed Book 368, Page 137, Pulaski County Court Clerk's Office, Kentucky.

Being the same property conveyed to Charles Glen Tucker and Barbara Tucker, husband and wife, by deed dated December 15, 1976 from Cumberland Lake Shell, Inc. as appears of record in Deed Book 368, Page 137, Pulaski County Court Clerk's Office, Kentucky.

**TRACT 17:**

A certain tract or parcel of land 4 miles South of Somerset, Pulaski County, Kentucky, on the east side of U. S. Highway 27 bounded as follows:

Beginning at a point on the East side of U. S. Highway 27, the southwest corner of Dr. L. C. Davenport lot; thence S 88 degrees 21 minutes E 260.4 feet to a fence post; thence S 87 degrees 48 minutes E 239.6 feet; thence S 5 degrees 30 minutes W 275 feet; thence N 88 degrees 04 minutes W 500 feet to U. S. Highway 27 right of way; thence N 5 degrees 30 minutes E 275 feet with said Highway right of way to the beginning.

This conveyance is subject to a certain water line easement granted and conveyed to Kentucky Water Service, Inc. by grantors on October 12, 1965, and of record in Deed Book 267, Page 319, Pulaski County Court Clerk's Office, Kentucky.

Being the same property conveyed to Board of American Missions of the Lutheran Church in America, a corporation duly organized and existing under the laws of the State of Minnesota, by deed dated March 5, 1966 from James F. Vaught and Vivian Vaught, his wife, as appears of record in Deed Book 269, Page 100, Pulaski County Court Clerk's Office, Kentucky.

**TRACT 18:**

A certain tract or parcel of land lying and being on the east side of U. S. Highway 27, south of Somerset, Pulaski County, Kentucky, and more particularly described as follows:

Beginning at an iron pin located 80 feet east of the centerline Station 134+37.3 of U. S. Highway 27, said pin being the northeast intersection of the right of way of U. S. Highway 27 and Mall Road; thence with the right of way of U. S. Highway 27 with a curve to the left having a radius of 22,998.32 feet, a delta angle of 00°



32' 17", an arc length of 216.00 feet, and a chord bearing and distance of N 05° 28' 06" E 216.00 feet to an iron pin, corner common to the Redeemer Lutheran Church property; thence leaving said right of way and with the line of the Redeemer Lutheran Church property, S 88° 04' 00" E 275.00 feet to an iron pin; thence leaving said property line with a new division line, S 05° 27' 50" W 216.25 feet to an iron pin located in the north right of way, N 88° 00' 46" W 275.00 feet to the point of beginning, containing 1.36 acres or 59,286.78 square feet and being a portion of the James Vaught property as recorded in Deed Book 239, Page 16, at the Pulaski County Courthouse, Somerset, Kentucky, and as per a new survey by James R. Adams and Associates, Inc., dated March 26, 2011. Note: Base bearing for this survey is deed bearing on Redeemer Lutheran Church as recorded in Deed Book 269, Page 100, at the Pulaski County Courthouse, Somerset, Kentucky, and deed bearing on Clayton's Mobile Homes as recorded in Deed Book 327, Page 501, Clerk's Office aforesaid.

Grantor RESERVES AN EASEMENT for the purpose of installing and maintaining a water line along the northern five (5') of McDonald's of Hawaii Development Company's property and said line being the common boundary line between McDonald's of Hawaii Development Company and Redeemer Lutheran Church. Seller shall be responsible for the maintenance and repair of said water line and to restore McDonald's of Hawaii Development Company's property to its original condition if repairs are necessary.

This conveyance is made subject to the restrictions, covenants, etc. of record in Deed Book 507, Page 129, Pulaski County Court Clerk's Office, Kentucky.

Being the same property conveyed to McDonald's of Hawaii Development Company by deed dated August 1, 1991 from James F. Vaught and Vivian M. Vaught, husband and wife, as appears of record in Deed Book 507, Page 129, Pulaski County Court Clerk's Office, Kentucky.

#### **TRACT 19:**

A certain tract or parcel of land lying and being on the east side of U. S. Highway 27 south of Somerset, Pulaski County, Kentucky, and more particularly described as follows:

BEGINNING at a point which said point is located N 08° 02' 38" E 51.82 feet north of old property line and being S 81° 57' 22" E 95.0 feet east of Station 130 + 39/82 of U. S. #27 road and being south of center line of Parker Mill Road intersection a distance of S 08° 02' 38" W 1037.32 feet; thence parallel with U. S. 27 road right of way N 08° 02' 38" E 205.0 feet; thence N 35° 58' 49" E 180.95 feet to the south side of 40 ft. street; thence with south side of a 40 ft. street S 85° 47' 32" E 740.01 feet; thence leaving said 40 ft. street S 07° 47' 02" W 414.39

feet; thence N 81° 57' 22" W passing the south end of Belk building site in all 825.0 feet to the point of beginning.

Containing 7.1676 acres more or less, by survey of Bobby Hudson LS 1253.

Being the same property conveyed to Belk-Simpson Company of Somerset, Kentucky, Incorporated by deed dated April 28, 1981 from Belk Department Store of Camden, S.C., Incorporated, as appears of record in Deed Book 408, Page 538, Pulaski County Court Clerk's Office, Kentucky.

#### **TRACT 20:**

A certain tract or parcel of land lying and being on the east side of U. S. Highway 27 south of Somerset, Pulaski County, Kentucky, and more particularly described as follows:

TRACT I: BEGINNING at a concrete right of way marker on the east side of U. S. #27 road right of way, and being 80 ft. east of center line, Station 129 + 88 ND being S 08° 02' 38" W 1089.32 feet from the center line of Parker Mill Road intersection with east side of U. S. #27 road right of way; thence N 08° 02' 38" E 410.0 feet to a stake on the south side of a 40 ft. right of way; thence leaving U. S. #27 road right of way with south side of a 40 ft. right of way S 85° 47' 32" E 100.0 feet to a stake; thence leaving a 40 ft. road right of way S 35° 58' 49" W 180.95 feet to a stake; thence S 08° 02' 38" W 205.0 feet to a stake; thence S 81° 57' 22" E passing the south side of Belk building site 825.00 feet to a stake; thence N 07° 47' 02" E 414.39 feet to a stake on south side of a road right of way; thence with south side of road right of way N 79° 57' 10" E 119.18 feet to a stake in school property line; thence with school property line S 22° 40' 51" E 111.20 feet to a stake; thence leaving school property line S 07° 47' 02" W 358.78 feet to a stake; thence with old property line of Claytons' N 84° 44' 49" W 1043.08 feet to a right of way marker on east side of U. S. #27 road right of way; thence with road right of way N 79° 09' 12" W 3.97 feet to the point of beginning.

Containing 2.5630 acres more or less by survey of Bobby Hudson LS 1253.

TRACT II: BEGINNING at a stake being the south west corner of Vaught and being 80 feet east of center line of U. S. #27, Station 134 + 32/5 and being south of center line of Parker Mill Road 639.0 feet; thence with Vaught line S 86° 04' 39" E passing Vaughts corner at 497.81 feet in all 681.81 feet to a stake; thence N 77° 57' 21" E 240.05 feet to a post corner of Kennedy and school property; thence leaving Kennedys property with school property line fence, S 22° 40' 51" E 90.00 to a stake; thence leaving school property S 79° 57' 10" W 119.18 feet to a stake; thence N 85° 47' 32" W 840.01 feet to the east side of U. S. #27 road right of way; thence with east side of U. S. #27 road right of way N 08° 02' 38" E 40.14 feet to the point of beginning.

Containing 1.0670 acres more or less by survey of Bobby Hudson LS 1253.

Being the same property conveyed to Somerset Mall, LTD by deed dated August 28, 1980 from James L. Clayton, Trustee, as appears of record in Deed Book 403, Page 459, Pulaski County Court Clerk's Office, Kentucky.

#### **TRACT 21:**

A certain tract or parcel of land lying and being in the County of Pulaski, Commonwealth of Kentucky, near U. S. Highway No. 27 and on the Parkers Mill Road, and more particularly described as follows:

BEGINNING at a stone in the South right of way line of Parkers Mill Road (sometimes referred to as Parkers Mill Lane); thence N 73° 24' 32" E along the South right of way line of said road or lane 110.72 feet to a stone in said right of way line; thence leaving said right of way line S 25° 23' 04" E 862.38 feet to a post, a corner common to the property herein described and the adjacent property of Weddle, at the south end of a lane leading from the Parkers Mill Road; thence N 74° 42' 05" E 981.85 feet with the line of Weddle to a steel post on the west side of a road to the Weddle property; thence S 34° 11' 09" E 1235.14 feet to a post on the west side of said road leading to the Weddle property; thence S 63° 26' W with an old fence line, 253.70 feet to a post; thence S 11° 02' 52" E 331.38 feet to a post; thence S 33° 37' 31" E 771 feet to a steel post; thence S 74° 41' 45" W 1003.93 feet to a post in the old fence line of Allen; thence with Allen's fence line N 33° 37' 31" W 771.00 feet to a post; thence continuing with said fence line N 26° 52' 31" W 1571.15 feet to a post; thence 22° 53' 49" W 63.25 feet to a post; thence N 71° 21' 25" E 106.59 feet to a stone; thence N 26° 16' 57" W 793.38 feet to the point of beginning in the south right of way line of Parkers Mill Road or Lane, comprising 62 acres, more or less.

The foregoing being a perimeter description of the aggregate of two separate adjoining tracts of land acquired by the Commonwealth of Kentucky for the use and benefit of the Pulaski County Board of Education, as hereinafter recited; said perimeter description being according to a survey of Fritts & Associates, Somerset, Kentucky, and prepared in particular by Bobby Hudson of that firm; said survey bearing date of January 15, 1979.

Being the same property conveyed by the Board of Education of Pulaski County, Kentucky to the County of Pulaski, Kentucky, by deed dated June 1, 1979, recorded in Deed Book 394, Page 458, Pulaski County Court Clerk's Office, Kentucky. See also Contract Of Lease And Rent dated June 1, 1979 by and between the Board of Education of Pulaski County School District and County of Pulaski, Kentucky of record in Lease Book 37, Page 233, said Clerk's Office.

**TRACT 22:**

A certain lot or parcel of ground located, lying and being in Pulaski County, Kentucky, and being known and designated as Lot No. 87, Section I, Industry Road Properties Trust, as more fully set forth on plat of record in Plat Book 20, Page 11, Pulaski County Court Clerk's Office, Kentucky, to which reference is hereby made for a more complete description.

This conveyance is made subject to the conditions, covenants, restrictions and reservations of record in Deed Book 461, Page 251, Pulaski County Court Clerk's Office, Kentucky.

See Waiver And Consent affecting the above described property of record in Deed Book 461, Page 257, Pulaski County Court Clerk's Office, Kentucky.

Being the same property conveyed to Commonwealth of Kentucky, for the use and benefit of the Pulaski County Board of Education by deed dated April 14, 1987 from Michael Whitaker, Trustee of Industry Road Properties Trust, as appears of record in Deed Book 461, Page 251, Pulaski County Court Clerk's Office, Kentucky.

**TRACT 23:**

A certain tract or parcel of land lying and being in Pulaski County, Kentucky located at the intersection of Parkers Mill Road and Weddle Lane and being more fully described as follows:

Beginning at an existing steel rebar in the fence, said rebar being a common corner to Weddle (Deed Book 278 Page 81) and being in the right of way of Parkers Mill Road 20 feet from centerline; thence leaving said right of way and running with the line of Weddle South 08 degrees 14 minutes 44 seconds East for a distance of 375.00 feet to a 1/2" x 18" rebar, set this survey, a common corner to Weddle; thence still with above mentioned Weddle tract North 81 degrees 45 minutes 16 seconds East for a distance of 200.00 feet to a 1/2" x 18" steel rebar set this survey, a common corner to another tract of Weddle (Deed Book 509 Page 240); thence leaving the first mentioned tract of Weddle (Deed Book 278 Page 81) and running with the second mentioned tract of Weddle (Deed Book 509 page 240) South 26 degrees 50 minutes 00 seconds East for a distance of 1403.07 feet to a 1/2" x 18" steel rebar, set this survey, a common corner to Weddle (Deed Book 509 Page 240); thence still with Weddle (Deed Book 509 Page 240) South 60 degrees 10 minutes 35 seconds West for a distance of 200.00 feet to an existing corner fence post, a common corner to Weddle, Weddle & Gullett (Deed Book 509 Page 244) thence leaving Weddle (Deed Book 509 Page 240) and running with the line of Weddle, Weddle, & Gullett (Deed Book 509 Page 244) and the existing fence South 60 degrees 10 minutes 35 seconds West, passing a corner fence post reference point at 444.82 feet, in all 460.04 feet to point in the center of



Weddle Lane; thence leaving Weddle, Weddle & Gullett and running with the center of the Weddle Lane North 29 degrees 56 minutes 52 seconds West for a distance of 2033.78 feet to a point in the center of Weddle Lane, said point being in the right of way of the Parkers Mill Road 20 feet from centerline; thence leaving the Weddle Lane and running with the right of way of the Parkers Mill Road North 76 degrees 48 minutes 14 seconds East, passing a 1/2" x 18" steel rebar reference point at 20 feet, in all 572.96 feet to a 1/2" x 18" steel rebar, set this survey, said rebar being located in said right of way; thence still with said right of way North 78 degrees 26 minutes 25 seconds East for a distance of 148.03 feet to the point of beginning and containing 30.1956 acres as surveyed by Donald R. Burgin Ky. L.S. #3167 on 4-30-94.

This conveyance is further subject to the following water rights, easements, and rights of ingress and egress:

A. There is a water line easement running from parkers Mill Road along the east side of Weddle Lane 20 feet in width to the Weddle Property (Deed Book 509 Page 240), together with the right to use said water line to obtain water from a well to which it is connected and the further right to maintain said water line with the right of ingress and egress.

B. There is also a right of way for the grantors and grantees for the purpose of ingress and egress to and from the Parker sMill Road which is 20 feet in width and is known as Weddle Lane as the Weddle Lane now runs in order that Grantors may use said Weddle Lane to get to their remaining property per Deed Book 509, Page 244.

C. The above stated right of way in "B" above also is subject to the same rights for the Weddle property in Deed Book 509 Page 240.

Being the same property conveyed to Somerset Marine, Inc., d/b/a Sumerset Houseboats, by deed dated September 22, 1994 from Elgie Weddle et al as appears of record in Deed Book 555, Page 149, Pulaski County Court Clerk's Office, Kentucky. Somerset Marine, Inc. is now Envy Houseboats, Inc. pursuant to Articles of Merger of record in Article of Incorporation Book 19, Page 630, said Clerk's Office.

#### **TRACT 24:**

A certain tract or parcel of land lying and being on the west side of U. S. Highway No. 27 in Pulaski County, Kentucky, and being more fully described as follows:

Beginning on an iron pin in the west right of way of U. S. Highway No. 27 and the north right of way of Shearwood Drive; thence with the North right of way of Shearwood Drive, N 81 deg. 00' 00" W 500.00 feet to an iron pin in said right of

way and corner to John W. Tuttle, III; thence with the line of John W. Tuttle, III, N 05 deg. 00' 00" E 178.00 feet to an iron pin, corner to John W. Tuttle, III and in the Sherman line; thence with the line of Sherman, S 81 deg. 00' 00" E 500.00 feet to a point in the west right of way of U. S. Highway No. 27 and corner to Sherman; thence with said right of way, S 05 deg. 00' 00" W 178.00 feet to the point of beginning and containing 2.038 acres, as surveyed by C. Douglas Mullins, Registered Land Surveyor No. 2773.

NOTE: There is to be an easement for the purpose of ingress and egress leading from U. S. Highway No. 27 and going through the above described piece of property. This easement is to be 40 feet south of and parallel to the Sherman line.

This conveyance is made further subject to easements and agreements of record in Deed Book 588, Page 361, Pulaski County Court Clerk's Office, Kentucky.

Being the same property conveyed to The Citizens National Bank of Somerset by deed dated September 19, 1996 from Patrick W. Gifford and Shirley E. Gifford, husband and wife, as appears of record in Deed Book 588, Page 361, Pulaski County Court Clerk's Office, Kentucky.

**TRACT 25:**

TRACT I: A certain tract or parcel of land lying and being in Pulaski County, Kentucky, on the west side of South Highway No. 27 about four miles south of Somerset, Kentucky, and bounded and described as follows, to-wit:

BEGINNING at a stake, corner of Sherman, Shearer and Burgin property; thence N 81 W 327 feet to an iron pin, an agreed corner between Shearer and Sherman; thence with Shearer's line N 28 W 63 feet to a post, corner of Robinson, Shearer and Sherman; thence with Robinson's line N 75-30' E 794 feet to a stake; thence S 39-30' E 111 1/2 feet to a post; thence S 7 W 138 feet to corner of Burgin and Sherman; thence N 81 W 455 feet with Burgin line to a stake; thence S 5 W 178 feet to the beginning.

It is understood that this property is to be used for residential purposes only, however, the second parties may use said property for a commercial horse farm.

TRACT II: A certain tract or parcel of land lying and being in Pulaski County, Kentucky on the west side of South Highway No. 27 about four and one half miles south of Somerset, Kentucky and bounded and described as follows, to-wit:

BEGINNING at a stake, corner of Ralph Shearer and Dalbert Sherman on U. S. Highway 27; thence with the fence between Shearer and Sherman N 81 W 2448 feet to a stake, a new corner; thence a new line N 5 E 178 feet to a stake; thence still a new line S 81 E 2448 feet to a stake on the west side of Highway No. 27;

thence with the west side of said Highway S 5 W 178 feet to the point of beginning, containing 10 acres more or less.

The restrictive covenants contained in the above Deed of Conveyance are released and modified pursuant to Release of Restrictive Covenant of record in Deed Book 370, Page 360, Pulaski County Court Clerk's Office, Kentucky.

This conveyance is made further subject to the restriction that no trailers are to be placed on the above described property and that all new residences erected shall be of brick or stone.

Being the same property conveyed to John W. Tuttle III and Mary Teresa Tuttle, his wife, by deed dated March 25, 1977 from Sue C. Stringer and Vern Stringer, her husband, as appears of record in Deed Book 370, Page 367, Pulaski County Court Clerk's Office, Kentucky.

**TRACT 26:**

A certain tract or parcel of land lying and being in Pulaski County, Kentucky, south of the City of Somerset, being located east of U. S. Highway 27 and being bounded and described as follows:

BEING LOT NO. ONE (1), BLOCK "C", of the KOGER DEVELOPMENT. For particulars thereof, see Plat Book 25 (should be Plat Book 20), Page 35, Pulaski County Court Clerk's Office, Kentucky.

THERE IS ALSO CONVEYED herewith any rights accruing to the landowner by virtue of an Encroachment Permit Agreement with East Kentucky Power Cooperative, Inc. dated October 15, 1986 of record in Deed Book 452, Page 06, Pulaski County Court Clerk's Office, Kentucky.

This conveyance is made subject to reservations, easements, restrictions, covenants, conditions, etc. of record in Deed Book 522, Page 382, Pulaski County Court Clerk's Office, Kentucky.

Being the same property in which Sharon Deatherage and Daniel Deatherage, husband and wife, acquired an undivided one-half interest by deed dated August 31, 1992 from Kenneth Ford and Sue Ford, husband and wife, as appears of record in Deed Book 522, Page 382, Pulaski County Court Clerk's Office, Kentucky.

Tract 1 is to be zoned	<u>B-2</u>
Tract 2 is to be zoned	<u>B-2</u>
Tract 3 is to be zoned	<u>B-2</u>
Tract 4 is to be zoned	<u>B-2</u>

Tract 5 is to be zoned	B-2
Tract 6 is to be zoned	B-2
Tract 7 is to be zoned	B-2
Tract 8 is to be zoned	B-2
Tract 9 is to be zoned	B-2
Tract 10 is to be zoned	B-2
Tract 11 is to be zoned	B-2
Tract 12 is to be zoned	B-2
Tract 13 is to be zoned	B-2
Tract 14 is to be zoned	B-2
Tract 15 is to be zoned	B-2
Tract 16 is to be zoned	B-2
Tract 17 is to be zoned	B-2
Tract 18 is to be zoned	B-2
Tract 19 is to be zoned	B-2
Tract 20 is to be zoned	B-2
Tract 21 is to be zoned	B-2
Tract 22 is to be zoned	B-2
Tract 23 is to be zoned	I-1
Tract 24 is to be zoned	B-2
Tract 25 is to be zoned	B-2
Tract 26 is to be zoned	B-2

FIRST READING: January 12, 1998

SECOND READING: January 26, 1998

APPROVED:

James H. Williams  
MAYOR

ATTEST:

Daniel H. Hickey  
CITY CLERK



OWNER	ADDRESS	
1 MIKE FINLEY	3560 S HWY 27	MED PLUS STAFFING THE JOB SHOP VACANT FERRELL GAS BLUEGRASS ARTIFICIAL LIMB
2 MIKE FINLEY	LOT BY 3560 S HWY 27	
3 KENNETH FORD	3540 S 27(METLIFE)	AMERICAN GEN FINANCE METROPOLITAN LIFE SOUTHERN SALVAGE
4 KENNETH FORD	3305 S 27(GOLD STAR)	ROBIN'S SWEETS GOLD STAR CHILI
5 SONNY'S BAR BQ	3380 S 27	
6 KENNETH FORD	3610 S 27 (RBTSN POOL)	ROBERTSON POOLS POSTAL ONE STOP
7 LOWES HOME CTR	3401 S 27	
8 KENNETH FORD	3704 S 27	PAPA JOHNS
9 FAST LANE TOBACCO	LOT S 27	CIGARETTE OUTLET LIMITED
10 CUMBERLAND SEC BK	3758 S 27	
11 DC TRIMBLE	3786 S 27( FIDELITY CR)	
12 DC TRIMBLE	3810 S 27	
13 KENNETH FORD	3834 & 3836 S 27 (PELLA)	PELLA WINDOW PRODUCTS KIRBY CO
14 DAVID MORRIS	3844 S 27 (MDRN SEC)	ROBERT S HARRIS CPA M & H REALTY M& H REALTY M& H REALTY
15 DAVID R BRUMMETT	3876 S 27	
16 CHARLES TUCKER	23 PARKERS MILL RD	SHELLEY'S FOOD MART
17 REDEEMER LUTHERAN	3950 S 27	
18 MCDONALDS	S 27	TDS RESTAURANTS INC
19 BELK SIMPSON	4150 S 27	
20 DON R ERSHIG	4250 S 27 (SOM MALL)	SOMERSET MALL
21 SO ELEMENT SCHOOL	198 ENTERPRISE DR	SOUTHERN ELEMENTARY SO ELEM 1ST TRAILER
22 SO MIDDLE SCHOOL	200 ENTERPRISE DR	SO MIDDLE
23 ENVY HOUSEBOATS	375 PARKERS MILL	SUMERSET HOUSEBOATS SUMERSET HOUSEBOATS SUMERSET HOUSEBOATS GABRIEL BLDG
24 CITIZENS BANK	S 27	
25 JOHN W TUTTLE	LOT BEHIND GABRIELS	
26 SHARON & DANIEL DEATHERAGE	3620 S HWY 27	BASKIN ROBBINS OF SOMERSET

## SOMERSET MALL DIRECTORY

AREA CODE 606

B&H SHOES	-----679-7713-----	JIMMY HAWKINS
BELK-SIMPSON	-----679-8351-----	RUTH GREENUP
BOOKLAND	-----679-4859-----	TIFFANY EUBANKS
C&H RAUCH JEWELERS	-----678-4111-----	BECKI CHILDERS
CALIFORNIA NAILS	-----677-0230-----	JIMMY LE
CITIZEN'S NATIONAL BANK	-----679-8313-----	BARBARA CARLTON
CLAIRE'S	-----678-4636-----	STACY CATHERS
CONCORD CLEANERS	-----679-7200-----	RANDY BERRY
CUMBERLAND JEWELERS	-----678-4653-----	DOUG LITRELL
FAIR STORE	-----679-3300-----	JENNIFER BURGESS & ARLENE WARNER
FOOT LOCKER	-----679-6464-----	BRIAN ENZWEILER
FRIEDMAN'S JEWELERS	-----676-8026-----	SUSAN HANDY
FUN TUNNEL	-----679-7880-----	FRANK UPTON
GENERAL NUTRITION CENTER (GNC)	-----677-6516-----	SUSI BANDY
GOLDEN CHAIN GANG	-----679-7064-----	GLORIA WALKER
HIBBETT SPORTS	-----679-0012-----	GARY COLLINS
HORNER-RAUSCH OPTICAL	-----679-8469-----	SHEILA MCCOLLUM
JCPENNEY	-----679-8411-----	DAVID FIELDS
JCPENNEY STYLING SALON	-----678-0116-----	FAYE PRICE
MAURICES	-----679-8832-----	JACKIE DYKES
PEANUT HUT	-----679-7040-----	DAVID SISSON & JEFF LEFLER
PIER 27	-----676-0407-----	SHEILA HAMM
PET CONNECTION	-----678-8012-----	RICHARD & TERESA SNOWDEN
RADIO SHACK	-----679-8994-----	KAREN THOMPSON
REGIS HAIRSTYLISTS	-----679-7117-----	JUDY SMITH
RICHARDSON, DR. DON	-----679-5588-----	OPTOMETRIST, HORNER-RAUSCH
SARGE'S SPORT CARDS	-----678-2273-----	TONY & KELLY MILLS
SEARS PORTRAIT STUDIO	-----677-9086-----	ANGIE VAUGHT
SHOE SENSATION	-----679-3384-----	JUDY FLUOR
SHOWPLACE CINEMAS	-----679-3640-----	EUGENE GARLAND
SNACKS 'N SUCH	-----679-2760-----	CHARLSIE JONES
SOUND SHOP	-----679-7892-----	GRETCHEN TUCK JONES
TACO CASA	-----676-8722-----	JENNIFER QUILLEN
VICTORIAN GIFT BOX	-----677-1280-----	KATHY WATERS
MALL OFFICE	-----678-4157-----	CAROL TUCKER LISA PEARSON
MALL OFFICE FAX	-----678-4158-----	
FOR ANY EMERGENCY	-----DIAL 911-----	FIRE, POLICE, AMBULANCE

11058

ORDINANCE NO. 98- 4

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:

PARCEL #1

A certain tract or parcel of land lying and being in Somerset, Pulaski County, Kentucky on the west side of US Highway 27 approximately 200 feet south of the Parkers Mill West, and being designated as Tract A of the Harold H. & Betty L. Robinson property as shown by plat recorded in Plat Cabinet C, Slide 355, in the Pulaski County Court Clerk's office and being more particularly described as follows:

Beginning at a RR Spike in the blacktop, said spike being a common corner to Robinson (Deed Book 496, Page 295) and being in the west right of way line of US Highway 27 95 feet from the centerline, said spike also being located South 06 degrees 02' 00" West 28.74 feet from a PK nail corner of Fayette Funding (Deed Book 546, Page 475); thence running with said right of way South 06 degrees 02' 00" West 200.0 feet to an existing power pole, a common corner to Sherman (Deed Book 267, Page 537); thence leaving said right of way and running with the line of Sherman North 84 degrees 28' 02" West 200.00 feet to a 1/2" x 18" rebar, set this survey, a common corner of Ping (Deed Book 570, Page 639); thence leaving Sherman and running with the line of Ping North 06 degrees 02' 00" East 200.00 feet to a 1/2" x 18" rebar, set this survey, said rebar being in the line of Robinson (Deed Book 496, Page 295); thence leaving Ping and running with Robinson South 84 degrees 28' 02" East 200.00 feet to the point of beginning and containing 0.9182 acres as resurveyed and platted by Donald R. Burgin KY L.S. #3167 on 9-11-95. Together with and subject to all covenants, easements, and restrictions of record.

The above property is subject to a waterline easement per Deed Book 207, Page 248. For a more particular description of said easement and resurvey see plat recorded in Plat Cabinet C, Slide 379, in the aforesaid Clerk's Office.

ALSO

A certain easement for ingress and egress lying and being on the west side of US 27 in Somerset, Pulaski County, State of Kentucky, approximately 200 feet south of the Parkers Mill Road intersection and being more fully described as follows:

Beginning at a p.k. nail in the blacktop, said nail being a common corner to Fayette Funding (Deed Book 546, Page 475) and Robinson (Deed Book 496, Page 295 Tract 1), said nail also being in the west right of way of US 27 95 feet from the centerline; thence running with said right of way South 06 degrees 02' 00" West for a distance of 28.74 feet to a RR spike in the blacktop, a common corner of Robinson (Deed Book 493, Page 619); thence leaving said right of way and running with the line of Robinson North 84 degrees 28' 02" West for a distance of 200.00 feet to a 1/2" x 18" rebar, set this survey, a common corner of Ping (Deed Book 570, Page 639); thence leaving Ping and severing Robinson North 06 degrees 02' 00" East for a distance of 25.75 feet to a point; thence South 85 degrees 19' 23" East, passing Fayette Funding's corner at 15.05 feet, in all 200.05 feet to the point of beginning, together with and subject to covenants, easements, and restrictions of record, said property contains 0.1251 acres as surveyed by Donald R. Burgin, KY L.S. #3167 on 9-11-95.

This conveyance is further subject to the terms and conditions of record in Deed Book 580, Page 359, Pulaski County Court Clerk's Office, Kentucky.

Being the same property conveyed to Alliance Bank F.S.B. by deed dated April 12, 1996 from Harold H. Robinson and Betty Lou Robinson, Trustees of the H. & B. Robinson Living Trust, as appears of record in Deed Book 580, Page 359, Pulaski County Court Clerk's Office, Kentucky.

Said property is to be zoned B-2

FIRST READING: March 23, 1998

SECOND READING: April 13, 1998

APPROVED:

James R. Williams  
MAYOR



BEARING TAKEN FROM PREVIOUS DEED  
PER DB 493 PG 619.  
SEE LINE LABELED "A" ON PLAT

FAYETTE FUNDING LIMITED PARTNERSHIP  
DB 546 PG 475

I HEREBY CERTIFY THAT THE SURVEY SHOWN  
HEREON WAS DONE BY ME, OR UNDER MY  
SUPERVISION, BY THE METHOD OF RANDOM  
TRAVERSE, THE BEARINGS AND DISTANCES  
HAVE BEEN ADJUSTED FOR CLOSURE, THE  
UNADJUSTED ERROR OF CLOSURE, THE  
PLAT MEET OR EXCEED THE MINIMUM  
STANDARD OF GOVERNING AUTHORITIES.  
Donald R. Burson 7-20-95  
DATE

STATE OF KENTUCKY  
DONALD R. BURSON  
3167  
REGISTERED  
LAND SURVEYOR

FILED SLIDE  
6 AUG 2 1995  
HFC FEE 15.00 TAX  
L. S.

PLAT OF SURVEY  
PROPERTY OF  
HAROLD H. & BETTY L. ROBINSON  
LOCATED ON SOUTH US 27  
SOMERSET, P. COUNTY, KENTUCKY  
BURSON LAND SURVEYING

SHERMAN  
DB 267 PG 537

ROBINSON  
DB 496 PG 295  
REMAINING PORTION OF TRACT 1

24' INGRESS AND EGRESS EASEMENT  
PER DB 496 PG 296

EXISTING BLACKTOP

POINT

RR SPIKE SET THIS SURVEY

S 84°28'02"E  
333.24'

S 84°28'02"E 200.00'

1.5299 ACRES  
TRACT B

200.00'  
ORIGINAL LINE OF TRACTS 1 & 2  
N 06°02'00"E  
PER DB 493 PG 619

EXISTING BLACKTOP DRIVE

0.9182 ACRES  
TRACT A

24' WATERLINE EASEMENT  
PER DB 207 PG 248

APPROXIMATE WATER LINE LOCATION

200.00' EXISTING BLACKTOP

S 06°02'00"W

EXISTING POWER POLE

SOUTHBOUND LANE

US 27

333.24'  
N 84°28'02"W

200.00'  
N 84°28'02"W