

ORDINANCE NO. 0-15-70

AN ORDINANCE ANNEXING TO AND MAKING A PART OF THE INCORPORATED TERRITORY OF THE CITY OF FLORENCE, KENTUCKY, CERTAIN UNINCORPORATED TERRITORY CONTIGUOUS TO THE PRESENT WESTERLY CORPORATE LIMITS OF THE CITY OF FLORENCE, KENTUCKY. (FRANK BUTLER)

WHEREAS, the Common Council deems it to be in the best interests of its citizens and for the best interests of persons owning and/or residing in certain hereinafter described unincorporated territory, said territory being contiguous to the present westerly corporate limits of the City of Florence, Kentucky, that said territory be annexed to and become a part of the corporate territory of the City of Florence, Kentucky, and

WHEREAS, this Council has heretofore properly passed an ordinance proposing to annex said territory and said ordinance has been published once a week for four (4) consecutive weeks in the Boone County Recorder, and no protest suit having been filed against said annexation, as required by law.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FLORENCE, KENTUCKY.

SECTION I

That the hereinafter described unincorporated territory lying contiguous to the present westerly corporate limits of the City of Florence, Kentucky, be annexed to and made a part of the corporate territory of the City of Florence, Kentucky.

SECTION II

Said territory hereby annexed is bounded and described as follows; to wit:

Lying and being in the County of Boone and being on the east side of the Hopeful Road, 1 mile south of its intersection with Kentucky State Highway Route #18 and described particularly thus: Beginning at a point in the east line of the Hopeful Road 1050 feet north along

said east line from the intersection of the south line of Evan's 35.5 acre tract and said East line; thence along said road N50E 210 feet to a point thence N80 - 30E-304 feet to a point and corner of Lot No.5 thence with a line of same S89-25W 1125 feet to the beginning, containing 5 acres, more or less and being tract No. 6 as shown on the unrecorded plat of said Evans Subdivision on Hopeful Road as prepared by Noel Walton, County Surveyor.

Being in the County of Boone and being on the east side of the Hopeful Road one mile south of its intersection with Kentucky Highway Route 18 and described particularly thus: Beginning at a point in the East line of the Hopeful Road 840 feet north along said East line from the intersection of the south line of Evans 35.5 acre tract of which this is a part, which said East line of the Hopeful Road thence N500, 210feet to a point in said East line; thence N89-25E 1125 feet to a point in the East line of said 35.5 acres tract; thence with said part of East line S5-30W 1270 feet to the place of beginning, containing 3.82 acres.

Except 0.415 acres conveyed in Deed Book 110, page 47.

SECTION III

All ordinances, resolutions or parts thereof, in conflict herewith, are to the extent of such conflict, hereby repealed.

SECTION IV

If any section, paragraph or clause of this ordinance be held by a proper court to be invalid, such invalidity shall not affect the remaining sections, paragraphs or clauses, it being expressly declared that the remainder of such ordinance would have been passed despite such invalidity.

PASSED AND APPROVED ON FIRST READING this 11 day of August, 1970.

PASSED AND APPROVED ON SECOND READING this 25 day of August 1970.

APPROVED:

MAYOR

ATTEST:

George Wilson
GEORGE WILSON, CITY CLERK

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Know All Men by these Presents:

That the Grantor..s, Paul J. Heimbrock and Helen M. Heimbrock, husband and wife,

for and in consideration of Sixteen Thousand Eight Hundred (\$16,800.00) Dollars

to them paid by the Grantee..s herein the receipt whereof is hereby acknowledged, do hereby BARGAIN, SELL AND CONVEY to the Grantee..s, Hilery E. New and Joyce New, husband and wife, with the right of survivorship, his or her

heirs and assigns forever, the following described Real Estate, to wit:

Lying and being in Boone County, Kentucky:

Property Transfer Tax Paid \$17.00
JERRY W. ROUSE, Clerk
Sept 11, 1970

Beginning at a point the intersection of the South line of the 3.82 acre tract conveyed to Everett Peters by E. W. Evans and wife (See D.B. 90, page 558 of the Boone County Clerk's records) with the center of the Hopeful Rural Highway on a curve; thence running with the tangent of said curve on the right of way line of said highway N. 50 E. 238.7 feet to a point in the East right of way line of said highway; thence S. 37° 5' E. 189.57 feet to a point in said South line of said 3.82 acre tract; thence with said line S. 89° 40' W. 297.30 feet to the place of beginning containing .515 acre and consisting of .415 acre tract acquired by Deed Book 110, page 47 and .1 acre tract acquired by Deed Book 146, page 521 of the Boone County Clerk's records at Burlington, Kentucky.

Subject to grant of easement to Union Light, Heat and Power Company, dated July 28, 1955 and recorded in Misc. Book 4, page 296 said County records.

Together with all the PRIVILEGES AND APPURTENANCES to the same belonging. TO HAVE AND TO HOLD the same to the said Hilery E. New and Joyce New, husband and wife, with the right of survivorship, his or her

heirs and assigns forever, with COVENANTS OF GENERAL WARRANTY Except the taxes for the year 1970 which are to be prorated as of this date.

