

**ORDINANCE 36-2019**

**AN ORDINANCE CLOSING AND ABANDONING A PORTION OF AN ALLEY RIGHT-OF-WAY AT THE REAR OF 418 AND 424 BOLIVAR STREETS IN THE CITY OF OWENSBORO, KENTUCKY, AT THE REQUEST OF STS. JOSEPH & PAUL CATHOLIC CHURCH.**

**WHEREAS**, there presently exists an alley that is located at the rear of 418 and 424 Bolivar Streets that is dedicated for public use by the City of Owensboro, with the portion of said alley sought to be closed and abandoned; and

**WHEREAS**, Sts. Joseph & Paul Catholic Church has petitioned the City of Owensboro, Kentucky, pursuant to KRS 82.405(1) and (2) for the closing and abandoning of a 10 foot wide north/south alley (.02 acres) as shown on the proposed alley closing exhibit prepared by HRG, PLLC, attached hereto and incorporated herein by reference as Exhibit A; and

**WHEREAS**, it appears that the closing of the public alley right-of-way described herein is in the best interest of the residents of the City of Owensboro, Kentucky; and

**WHEREAS**, it appears that the closing of the public alley right-of-way would enhance the value of the properties affected thereby and would not create a hardship on any persons with any interest therein; and

**WHEREAS**, Sts. Joseph & Paul Catholic Church is the owner of the only lots that adjoin and abut the portion of the public alley right-of-way to be closed, and no other consent is required; and

**WHEREAS**, pursuant to KRS 82.405(2) the Board of Commissioners of the City of Owensboro, Kentucky, makes the following findings of fact:

1. That the Petitioner, Sts. Joseph & Paul Catholic Church, is the only property owner abutting and adjoining the portion of the public alley right-of-way sought to be closed and abandoned; and has consented to the closing and

abandonment of the public alley right-of-way described hereinabove, a copy of Applicant's Request for Closure of Public Right of Way is attached hereto.

2. That the closing of the public alley right-of-way sought herein is in the best interest of the residents of the City of Owensboro, Kentucky, and would not create a hardship on either the adjoining property owners or other persons with an interest therein.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF OWENSBORO, KENTUCKY, AS FOLLOWS:**

**Section 1.** The findings of fact recited hereinabove are hereby adopted, affirmed, and incorporated by reference herein.

**Section 2.** The hereinafter described public alley right-of-way be, and is hereby ordered to be officially closed and abandoned pursuant to the provisions of KRS 82.405(2): The public alley right-of-way hereby ordered closed is described as follows:

The proposed alley right of way is described as commencing at the northwestern corner of the E. 5<sup>th</sup> St./Bolivar St. intersection, thence westwardly along the north right-of-way of E. 5<sup>th</sup> Street approximately 121 feet to the southeastern corner of 430 Bolivar Street, said point being in the eastern right-of-way of a 10.0 feet wide public alley and also being the southwestern corner of 430 Bolivar Street; thence with the eastern right-of-way of said public alley northwardly approximately 49 feet to the northwestern corner of 430 Bolivar Street said point being the TRUE POINT OF BEGINNING; thence northwardly approximately 86.5 feet with the rear property lines of 424 & 418 Bolivar Street to a point in the southern line of 416 Bolivar Street; thence with the south property line of said lot westwardly 10.0 feet to a point in the eastern line of 514 E. 4<sup>th</sup> Street; thence with a portion of the eastern line of said property southwardly approximately 86.5 feet to a point in the western right-of-way of the 10-ft. wide public alley; thence eastwardly 10.0 feet to the point of beginning, containing approximately 0.02 of an acres, more or less.

**Section 3.** A copy of this Ordinance shall be recorded in the office of the Daviess County Court Clerk.

**Section 4.** All ordinances or parts of ordinances in conflict herewith, are hereby repealed to the extent of such conflict.

**INTRODUCED AND PUBLICLY READ ON FIRST READING**, this the 17<sup>th</sup> day of December, 2019.

**PUBLICLY READ AND APPROVED ON SECOND READING**, this the 7<sup>th</sup> day of January, 2020.

\_\_\_\_\_  
Thomas H. Watson, Mayor

ATTEST:

\_\_\_\_\_  
Beth Cecil, City Clerk

I, Beth Cecil, City Clerk, of the City of Owensboro, Kentucky, do hereby certify that the foregoing is a true and correct copy of Ordinance 36-2019, duly adopted by the Board of Commissioners of the City of Owensboro, Kentucky, on January 7, 2020, the original of which is on file in the office of the City Clerk, this \_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Beth Cecil, City Clerk

<b>Consent</b>

**CITY OF OWENSBORO  
AGENDA REQUEST AND SUMMARY  
COVER SHEET**

<b>Item No.</b>

<b>TITLE</b>
PROPOSED CLOSING OF A PORTION OF ALLEY RIGHT OF WAY BEHIND 418 AND 424 BOLIVAR STREET

<b>MEETING OF CITY COMMISSION ON</b> <i>(State the meeting date December 3, 2019</i>
<b>BUDGET</b> <i>(State any budget consequences):</i> N/A

**SUMMARY AND BACKGROUND** *(Continue on additional sheet, if necessary):*

A request has been received from Sts. Joseph & Paul Catholic Church, for consideration to close a section of alley right of way at the rear of 418 and 424 Bolivar Street, being 10 foot wide and described below:

The proposed alley right of way is described as commencing at the northwestern corner of the E. 5<sup>th</sup> St./Bolivar St. intersection, thence westwardly along the north right-of-way of E. 5<sup>th</sup> Street approximately 121 feet to the southeastern corner of 430 Bolivar Street, said point being in the eastern right-of-way of a 10.0 feet wide public alley and also being the southwestern corner of 430 Bolivar Street; thence with the eastern right-of-way of said public alley northwardly approximately 49 feet to the northwestern corner of 430 Bolivar Street said point being the TRUE POINT OF BEGINNING; thence northwardly approximately 86.5 feet with the rear property lines of 424 & 418 Bolivar Street to a point in the southern line of 416 Bolivar Street; thence with the south property line of said lot westwardly 10.0 feet to a point in the eastern line of 514 E. 4<sup>th</sup> Street; thence with a portion of the eastern line of said property southwardly approximately 86.5 feet to a point in the western right-of-way of the 10-ft. wide public alley; thence eastwardly 10.0 feet to the point of beginning, containing approximately 0.02 of an acres, more or less.

Jean Rene Kalombo, pastor of Sts. Joseph & Paul Church, representative of the owner of property at 418 Bolivar Street, 424 Bolivar Street, and 514 East 4<sup>th</sup> street. Sts. Joseph & Paul Church is the only owner of property abutting the proposed alley right of way to be closed. They signed and submitted the Request for Closure Form, and the Consent of Abutting Property Owner forms for the proposed closing.

The request has been forwarded to all City departments and City Utilities. No objections were noted to the closing of the public alley rights of way. No easement will need to be retained for the alley right of way.

**STEVE LYNN, CITY ATTORNEY - DRAFTED THE ORDINANCE FOR CLOSURE**

<b>Check if continued on next page</b>	<input type="checkbox"/>
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**RECOMMENDATION OR ACTION REQUESTED:**

*(State the action requested or recommended)*

APPROVE CLOSURES
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**ATTACHMENTS** *(12 copies for agenda packets)* Check if no attachments

CLOSURE REQUEST & CONSENT FORMS, ORDINANCE FOR CLOSURE, LETTER AND PLAT ARE ATTACHED
--

**Note:** All City Commission Agenda items submitted by staff, including appropriate backup materials, must be approved and submitted to the City Clerk not later than noon Thursdays preceding Tuesday, 6:30 p.m. meetings.

Submitted by	Department Head Approval	City Attorney Approval	City Manager Approval
MICHAEL HAMILTON	KEVIN COLLIGNON	STEVE LYNN	NATE PAGAN



# City of Owensboro Kentucky



Engineering Department  
Phone (270) 687-8641  
Fax (270) 687-8579

101 E. 4<sup>th</sup> Street  
P.O. Box 10003  
Owensboro, Ky 42302-9003

## MEMORANDUM

**TO:** Nate Pagan, City Manager

**FROM:** Kevin Collignon, P.E., City Engineer

**DATE:** November 22, 2019

**RE:** Proposed closing of a portion of alley right-of-way: rear of 418 and 424 Bolivar Street.

A request has been received from the Sts. Joseph & Paul Catholic Church, for consideration to close a section of alley right of way behind 418 and 424 Bolivar Street, being 10 foot wide and described below:

The proposed alley right of way is described as commencing at the northwestern corner of the E. 5<sup>th</sup> St./Bolivar St. intersection, thence westwardly along the north right-of-way of E. 5<sup>th</sup> Street approximately 121 feet to the southeastern corner of 430 Bolivar Street, said point being in the eastern right-of-way of a 10.0 feet wide public alley and also being the southwestern corner of 430 Bolivar Street; thence with the eastern right-of-way of said public alley northwardly approximately 49 feet to the northwestern corner of 430 Bolivar Street said point being the TRUE POINT OF BEGINNING; thence northwardly approximately 86.5 feet with the rear property lines of 424 & 418 Bolivar Street to a point in the southern line of 416 Bolivar Street; thence with the south property line of said lot westwardly 10.0 feet to a point in the eastern line of 514 E. 4<sup>th</sup> Street; thence with a portion of the eastern line of said property southwardly approximately 86.5 feet to a point in the western right-of-way of the 10-ft. wide public alley; thence eastwardly 10.0 feet to the point of beginning, containing approximately 0.02 of an acres, more or less.

Jean Rene Kalombo, pastor of Sts. Joseph & Paul Church, representative of the owner of property at 418 Bolivar Street, 424 Bolivar Street, and 514 East 4<sup>th</sup> street. Sts. Joseph & Paul Church is the only owner of property abutting to the proposed alley right of way to be closed has signed and submitted the Request for Closure Form, and the Consent of Abutting Property Owner forms for the proposed closing.

The request has been forwarded to all City departments and City Utilities. No objections were noted to the closing of the public alley rights of way. No easement will need to be retained for the alley right of way.

A copy of the Request for Closure and Consent of Abutting Property owner forms are attached. A copy of an ordinance prepared for the closing and a plat exhibit is attached.

The request is in order for consideration by the Commission.

C: Mayor Thomas H. Watson, City Commissioners, Nate Pagan, Steve Mitchell

**REQUEST FOR CLOSURE OF PUBLIC RIGHT-OF-WAY**

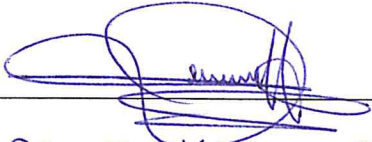
CITY ENGINEER:

The undersigned hereby requests that the right-of-way described below be closed and that the City Engineer's office make inquiry of all necessary City departments and utilities to determine if there are any reasons why the right-of-way located at: the rear of 416, 418 and 424 Bolivar Street and 514 E. 4<sup>th</sup> Street (10-ft. wide public alley right-of-way should not be closed.

I understand that if I do not own all the land abutting the right-of-way proposed to be closed, I will obtain the consent of all other adjoining landowners on the appropriate form provided by the City. I also agree to provide the City with the names and addresses of all abutting or otherwise affected landowners by the proposed closure.

Once the appropriate consent forms have been executed by all fee simple property owners abutting the right-of-way proposed to be closed, and have been filed with the City, I understand and agree that it shall be my responsibility to obtain and pay for the services of a licensed attorney to prepare the legal documents necessary to close public right-of-way in accordance with KRS 82.405, subject to the approval of the City Attorney.

SIGNED BY: \_\_\_\_\_



(PRINTED NAME)

JEAN RENE KALOMBO

DATE:

11-14-2019

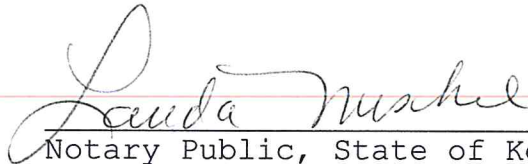
ADDRESS:

609 E 4<sup>th</sup>, OWENS BORO, KY

STATE OF KENTUCKY    )  
  )  
COUNTY OF DAVIESS    )

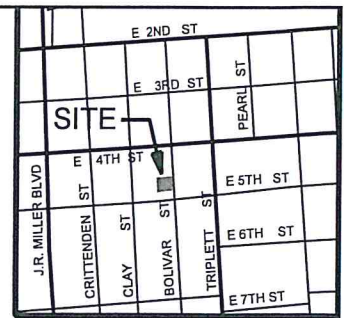
The foregoing instrument was duly signed and acknowledged before me in my said County and State by Jean Rene Kalombo

on this the 14 day of NOV, 2019.



Notary Public, State of Kentucky at Large

My commission expires: 5/6/23 690632



VICINITY MAP

CLAY STREET  
(66' R/W)

BOLIVAR STREET  
(66' R/W)

514

PROPOSED ALLEY CLOSING

ST. JOSEPH & PAUL  
PARISH  
D.B. 432, PG. 270

STS. JOSEPH & PAUL  
CATHOLIC CHURCH  
D.B. 889, PG. 769

STS. JOSEPH & PAUL  
CATHOLIC CHURCH  
D.B. 882, PG. 877

STS. JOSEPH & PAUL  
PARISH OF OWENSBORO,  
KENTUCKY, INC.  
D.B. 1018, PG. 310

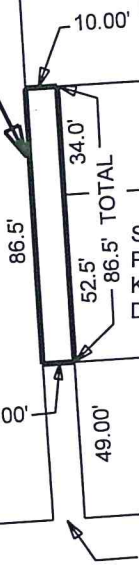
THOMAS E. & ELIZABETH A.  
JOHNSON  
D.B. 619, PG. 246

416

418

424

430



EAST FIFTH STREET  
(60' R/W)

# ALLEY CLOSING EXHIBIT SAINTS JOSEPH & PAUL PARISH

(COMPLIES WITH 201 KAR 18:150, SECTION 13)  
LOCATED AT THE REAR OF 418 - 424 BOLIVAR STREET  
OWENSBORO

DAVIESS COUNTY, KENTUCKY  
JULY 23, 2019 SCALE: 1"=60'  
PREPARED BY:

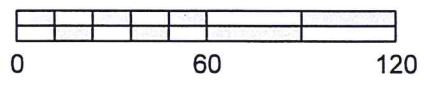
NOTE:  
ALL DIMENSIONS PLOTTED FROM  
CITY ENGINEER'S OFFICE CITY PLAT RECORDS.  
NOT A PROPERTY SURVEY,  
FOR ALLEY CLOSING EXHIBIT PURPOSES ONLY.



3037 ALVEY PARK DRIVE W.  
OWENSBORO, KENTUCKY 42303  
(270) 683-7558 FAX (270) 683-9277

AREA OF PROPOSED ALLEY CLOSING  
TOTAL = 0.02± ACRE

GRAPHIC SCALE



© 2019 HRG, PLLC



**CONSENT OF ABUTTING PROPERTY OWNER (S)  
TO CLOSURE OF PUBLIC RIGHT-OF-WAY**

I (We), Sts. Joseph & Paul Catholic Church, do Solemnly swear and affirm that I am (we are) the fee simple owner (s) of real property located at and known as 416 & 418 Bolivar Street, Owensboro, KY, part or all of which property abuts a part or all of public right-of-way that the City of Owensboro, Kentucky, proposes to abandon and close in conformity with **KRS 82.405**, which right-of-way is more particularly described as follows:

~~SEE ATTACHED DESCRIPTION FOR ALLEY CLOSING~~ \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I (We), as fee simple owner (s) of property in or abutting the portion of public right-of-way to proposed to be closed, do knowingly, voluntarily, and expressly waive my (our) right to written notice of the proposed closing otherwise required by **KRS 82.405 (2) (b)**, and hereby consent to, and join in the request for, the closure of said public right-of-way as proposed herein. I (We) further understand that I (we) are not required to consent to the closure of public right-of-way and may object to same. However, I (we) expressly waive any and all rights to object to the proposed closure.

I (We) further understand and acknowledge, that upon the enactment and publication of an ordinance by the Owensboro Board of

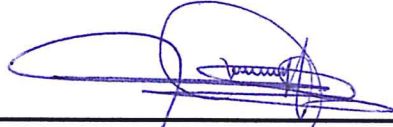
Commissioners closing subject right-of-way, unless otherwise agreed, I (we) as abutting landowner (s), will receive by operation of law as my (our) own property, that portion of the right-of-way abutting my (our) property up to the center line of said right-of-way.

I further understand and acknowledge that if other fee simple owner (s) of property in or abutting the public right-of-way proposed to be closed does (do) not approve of the proposed closure, the City reserves the right to withdraw from consideration any ordinance, or dismiss any lawsuit prosecuted herein, unless any one or all of the fee simple owner (s) of property in or abutting the right-of-way proposed to be closed, agrees (agree) to indemnify and hold the city of Owensboro harmless from any and all damages assessed against it by virtue of the initiation of eminent domain proceedings pursuant to **KRS 82.405 (3) and (4)**.

I (We) further understand and acknowledge that the City of Owensboro reserves the right to deny or qualify any request for closure of public right-of-way, if upon inquiry from all necessary City departments, utilities, and all abutting or affected property owners, it is determined that it is not in the best interest of the city to close public right-of-way or the retention of public or private utility easements or required to accommodate municipal services.

In testimony whereof, witness my (our) signature (s) on this 14th  
Day of NOVEMBER, 2019.


**PROPERTY OWNER (S) :**



\_\_\_\_\_  
JEAN RENE KALOMBO  
609 E 4th St. OWENSBORO, KY  
\_\_\_\_\_

STATE OF KENTUCKY     )  
  )  
COUNTY OF DAVIESS    )

The foregoing instrument was signed and acknowledged before me  
by Jean Rene Kalombo  
On this the 14 day of November, 2019.

  
\_\_\_\_\_  
NOTARY PUBLIC, State at Large  
My Commission expires: 5/6/23  
620632

**SAINTS JOSEPH & PAUL PARISH  
ALLEY CLOSING DESCRIPTION  
Located at the rear of 418 & 424 Bolivar Street, Owensboro, KY  
(For Alley Closing Purposes Only)**

Commencing at the northwestern corner of the E. 5<sup>th</sup> St./Bolivar St. intersection, thence westwardly along the north right-of-way of E. 5<sup>th</sup> Street approximately 121 feet to the southeastern corner of 430 Bolivar Street, said point being in the eastern right-of-way of a 10.0 feet wide public alley and also being the southwestern corner of 430 Bolivar Street;

thence with the eastern right-of-way of said public alley northwardly approximately 49 feet to the northwestern corner of 430 Bolivar Street said point being the **TRUE POINT OF BEGINNING**;

thence northwardly approximately 86.5 feet with the rear property lines of 424 & 418 Bolivar Street to a point in the southern line of 416 Bolivar Street;

thence with the south property line of said lot westwardly 10.0 feet to a point in the eastern line of 514 E. 4<sup>th</sup> Street;

thence with a portion of the eastern line of said property southwardly approximately 86.5 feet to a point in the western right-of-way of the 10-ft. wide public alley;

thence eastwardly 10.0 feet to the point of beginning, containing approximately 0.02 of an acre, more or less.

**CONSENT OF ABUTTING PROPERTY OWNER (S)  
TO CLOSURE OF PUBLIC RIGHT-OF-WAY**

I (We), Sts. Joseph & Paul Parish of Owensboro, Kentucky, Inc. ,  
do Solemnly swear and affirm that I am (we are) the fee simple owner (s)  
of real property located at and known as 424 Bolivar Street,  
Owensboro, KY, part or all of which property abuts a part or all of public  
right-of-way that the City of Owensboro, Kentucky, proposes to abandon  
and close in conformity with **KRS 82.405**, which right-of-way is more  
particularly described as follows:

~~SEE ATTACHED DESCRIPTION FOR ALLEY CLOSING~~ \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I (We), as fee simple owner (s) of property in or abutting the portion of  
public right-of-way to proposed to be closed, do knowingly, voluntarily,  
and expressly waive my (our) right to written notice of the proposed  
closing otherwise required by **KRS 82.405 (2) (b)**, and hereby consent to,  
and join in the request for, the closure of said public right-of-way as  
proposed herein. I (We) further understand that I (we) are not required to  
consent to the closure of public right-of-way and may object to same.  
However, I (we) expressly waive any and all rights to object to the  
proposed closure.

I (We) further understand and acknowledge, that upon the  
enactment and publication of an ordinance by the Owensboro Board of

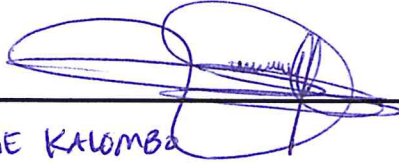
Commissioners closing subject right-of-way, unless otherwise agreed, I (we) as abutting landowner (s), will receive by operation of law as my (our) own property, that portion of the right-of-way abutting my (our) property up to the center line of said right-of-way.

I further understand and acknowledge that if other fee simple owner (s) of property in or abutting the public right-of-way proposed to be closed does (do) not approve of the proposed closure, the City reserves the right to withdraw from consideration any ordinance, or dismiss any lawsuit prosecuted herein, unless any one or all of the fee simple owner (s) of property in or abutting the right-of-way proposed to be closed, agrees (agree) to indemnify and hold the city of Owensboro harmless from any and all damages assessed against it by virtue of the initiation of eminent domain proceedings pursuant to **KRS 82.405 (3) and (4)**.

I (We) further understand and acknowledge that the City of Owensboro reserves the right to deny or qualify any request for closure of public right-of-way, if upon inquiry from all necessary City departments, utilities, and all abutting or affected property owners, it is determined that it is not in the best interest of the city to close public right-of-way or the retention of public or private utility easements or required to accommodate municipal services.

In testimony whereof, witness my (our) signature (s) on this 14th  
Day of NOVEMBER, 2019.

PROPERTY OWNER (S) :



JEAN RENE KALOMBO

604 E 4TH ST, OWENSBORO, KY 42303

STATE OF KENTUCKY     )  
  )  
COUNTY OF DAVIESS    )

The foregoing instrument was signed and acknowledged before me  
by Jean Rene Kalombo  
On this the 14 day of November, 2019.

Lauda Mashe #620632  
NOTARY PUBLIC, State at Large  
My Commission expires: 5/6/23

**SAINTS JOSEPH & PAUL PARISH  
ALLEY CLOSING DESCRIPTION  
Located at the rear of 418 & 424 Bolivar Street, Owensboro, KY  
(For Alley Closing Purposes Only)**

Commencing at the northwestern corner of the E. 5<sup>th</sup> St./Bolivar St. intersection, thence westwardly along the north right-of-way of E. 5<sup>th</sup> Street approximately 121 feet to the southeastern corner of 430 Bolivar Street, said point being in the eastern right-of-way of a 10.0 feet wide public alley and also being the southwestern corner of 430 Bolivar Street;

thence with the eastern right-of-way of said public alley northwardly approximately 49 feet to the northwestern corner of 430 Bolivar Street said point being the **TRUE POINT OF BEGINNING**;

thence northwardly approximately 86.5 feet with the rear property lines of 424 & 418 Bolivar Street to a point in the southern line of 416 Bolivar Street;

thence with the south property line of said lot westwardly 10.0 feet to a point in the eastern line of 514 E. 4<sup>th</sup> Street;

thence with a portion of the eastern line of said property southwardly approximately 86.5 feet to a point in the western right-of-way of the 10-ft. wide public alley;

thence eastwardly 10.0 feet to the point of beginning, containing approximately 0.02 of an acre, more or less.



**CONSENT OF ABUTTING PROPERTY OWNER (S)  
TO CLOSURE OF PUBLIC RIGHT-OF-WAY**

I (We), St. Joseph & Paul Parish, do Solemnly swear and affirm that I am (we are) the fee simple owner (s) of real property located at and known as 514 E. 4<sup>th</sup> Street, Owensboro, KY, part or all of which property abuts a part or all of public right-of-way that the City of Owensboro, Kentucky, proposes to abandon and close in conformity with KRS 82.405, which right-of-way is more particularly described as follows:

~~SEE ATTACHED DESCRIPTION FOR ALLEY CLOSING~~ \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I (We), as fee simple owner (s) of property in or abutting the portion of public right-of-way to proposed to be closed, do knowingly, voluntarily, and expressly waive my (our) right to written notice of the proposed closing otherwise required by KRS 82.405 (2) (b), and hereby consent to, and join in the request for, the closure of said public right-of-way as proposed herein. I (We) further understand that I (we) are not required to consent to the closure of public right-of-way and may object to same. However, I (we) expressly waive any and all rights to object to the proposed closure.

I (We) further understand and acknowledge, that upon the enactment and publication of an ordinance by the Owensboro Board of Commissioners closing subject right-of-way, unless otherwise agreed, I

(we) as abutting landowner (s), will receive by operation of law as my (our) own property, that portion of the right-of-way abutting my (our) property up to the center line of said right-of-way.

I further understand and acknowledge that if other fee simple owner (s) of property in or abutting the public right-of-way proposed to be closed does (do) not approve of the proposed closure, the City reserves the right to withdraw from consideration any ordinance, or dismiss any lawsuit prosecuted herein, unless any one or all of the fee simple owner (s) of property in or abutting the right-of-way proposed to be closed, agrees (agree) to indemnify and hold the city of Owensboro harmless from any and all damages assessed against it by virtue of the initiation of eminent domain proceedings pursuant to **KRS 82.405 (3) and (4)**.

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I (We) further understand and acknowledge that the City of Owensboro reserves the right to deny or qualify any request for closure of public right-of-way, if upon inquiry from all necessary City departments, utilities, and all abutting or affected property owners, it is determined that it is not in the best interest of the city to close public right-of-way or the retention of public or private utility easements or required to accommodate municipal services.

In testimony whereof, witness my (our) signature (s) on this 14th  
Day of NOVEMBER, 2019.

PROPERTY OWNER (S) :

JEAN RENE KALOMBO

609 E 4th St. DWENSBORO KY 42303

STATE OF KENTUCKY     )  
  )  
COUNTY OF DAVIESS    )

The foregoing instrument was signed and acknowledged before  
me Landa Mische by Jean Rene Kalombo

On this the 14 day of NOV, 2019.

NOTARY PUBLIC, State at Large  
My Commission expires: 5/4/23  
620632

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thence with the eastern right-of-way of said public alley northwardly approximately 49 feet to the northwestern corner of 430 Bolivar Street said point being the **TRUE POINT OF BEGINNING**;

thence northwardly approximately 86.5 feet with the rear property lines of 424 & 418 Bolivar Street to a point in the southern line of 416 Bolivar Street;

thence with the south property line of said lot westwardly 10.0 feet to a point in the eastern line of 514 E. 4<sup>th</sup> Street;

thence with a portion of the eastern line of said property southwardly approximately 86.5 feet to a point in the western right-of-way of the 10-ft. wide public alley;

thence eastwardly 10.0 feet to the point of beginning, containing approximately 0.02 of an acre, more or less.