

MUNICIPAL ORDER 14-2023

A MUNICIPAL ORDER AUTHORIZING THE MAYOR TO EXECUTE A DEED CONVEYING PROPERTY LOCATED AT 200 WILLIAMSBURG SQUARE TO REGIONAL WATER RESOURCE AGENCY (RWRA), ON WHICH RWRA HAS BUILT A PUBLICLY OWNED PUMP STATION FOR ITS OPERATIONS.

WHEREAS, in 1994, the City of Owensboro and Daviess County established Regional Water Resource Agency (RWRA) by Ordinance 48-94 as a regional comprehensive wastewater collection and treatment system within Daviess County; and

WHEREAS, Section 5 of Ordinance 48-94 directed that all existing assets, liabilities, easements, personnel, control, management, and authority of the defunct Owensboro Sewer Commission be transferred to, and become a part of RWRA; and

WHEREAS, some of these assets still remain in the name of the City of Owensboro and in the records of the Daviess County Property Valuation Administrator in the name of the City of Owensboro; and

WHEREAS, the City of Owensboro owns certain real property located at 200 Williamsburg Square in Owensboro, Daviess County, Kentucky, containing 0.029 acres, more or less, on which an RWRA pump station is located; and

WHEREAS, RWRA has requested that the City of Owensboro execute a deed of conveyance of the property located at 200 Williamsburg Square.

NOW, THEREFORE, BE IT ORDERED BY THE CITY OF OWENSBORO, KENTUCKY, AS FOLLOWS:

Section 1. That the Mayor be, and he hereby is, authorized and directed to execute a deed of conveyance to property located at 200 Williamsburg Square containing 0.029 acres, more or less. A copy of the deed is attached as Exhibit A.

Section 2. That the Mayor, City Manager and appropriate staff members are hereby authorized to execute any and all other agreements, plats, instruments or documents deemed necessary to the furtherance of the authority outlined herein.

INTRODUCED, PUBLICLY READ AND FINALLY APPROVED ON ONE READING, this the 7th day of March, 2023.

Thomas H. Watson, Mayor

ATTEST:

Beth Davis, City Clerk

EXHIBIT A

THIS DEED made and entered into on this the _____ day of _____, 20____, by and between City of Owensboro, Kentucky, a City of the Home Rule Class, of P.O. Box 10003, 100 East Fourth Street, Owensboro, Kentucky 42302-9003, FIRST PARTY, and Regional Water Resource Agency, a joint city-county sewer agency established by KRS 76.231, of P.O. Box 10003, Owensboro, Kentucky 42302-9003, which is also the in-care-of address to which the current property tax bill may be sent, SECOND PARTY.

WITNESSETH: That for and in consideration of the sum of One (\$1.00) Dollar, and other good and valuable consideration, the receipt of all of which is hereby acknowledged, First Party does hereby grant, bargain, sell and convey unto Second Party, its successors and assigns forever, the following described real estate, situated in Daviess County, Kentucky, to-wit:

200 WILLIAMSBURG SQUARE, OWENSBORO, KENTUCKY

A parcel of land located at 200 Williamsburg Square, in the City of Owensboro, Daviess County, Kentucky, and being described as follows:

Beginning at a P.K. nail in the sidewalk, said point being approximately 129.0 feet east of the east right-of-way of Veach Road, said point also being in the south line of Owensboro Christian Church (Plat Book 38, Page 101; **thence** with said Church and Williamsburg Square **North 79 degrees 08 minutes 20 seconds East, 55.11 feet**

to a ½ inch rebar set with cap stamped "M.R. P.L.S. 3514", corner to the City of Owensboro (Plat Book 40, Page 101); **thence** with a new line of the City of Owensboro, **South 10 degrees 29 minutes 18 seconds East, 21.83 feet**, to a ½ inch rebar set with cap stamped "M.R. P.L.S. 3514", **thence South 77 degrees 11 minutes 58 seconds West, 56.19 feet** to a ½ inch rebar set with cap stamped "M.R. P.L.S. 3514", in the east line of DABS, Inc. and ANED LLC (Deed Book 1040, Page 919); **thence** with said line **North 08 degrees 22 minutes 24 seconds East, 19.49 feet** to a calculated point at the northeast corner of DABS and ANED, said point being in the top of a metal drainage culvert pipe; **thence** with Owensboro Christian Church **North 06 degrees 19 minutes 29 seconds East, 4.27 feet, to the point of beginning**, containing 1,265 square feet or 0.029 acre, more or less. Subject property is shown on a plat of record in Plat Book 52, Page 18 in the office of the Daviess County Clerk. The above described parcel is subject to all legal easements and rights-of-way.

AND BEING a part of the same property conveyed to the City of Owensboro, Kentucky, by Deed dated September 11, 2009, and of record in Deed Book 866, page 16, in the Office of the Daviess County Clerk.

TO HAVE AND TO HOLD the above described property, together with all the rights, privileges and appurtenances thereunto belonging or in anywise appertaining unto Second Party, its successors and assigns forever, with Covenant of GENERAL WARRANTY.

The above described property is conveyed subject to all valid and existing conditions, restrictions, covenants, easements and reservations as may be found in the record chain of title, including the applicable ordinances as same pertain to the Owensboro Metropolitan Planning Commission.

First Party and Second Party do hereby certify, pursuant to KRS Chapter 382, that the above stated consideration is the true, correct and full consideration paid for the property herein conveyed.

IN TESTIMONY WHEREOF, witness the signatures of the FIRST PARTY and SECOND PARTY, on this the day and year first hereinabove set out.

FIRST PARTY:

CITY OF OWENSBORO, KENTUCKY

By: _____
Thomas H. Watson, Mayor

STATE OF KENTUCKY)
)
COUNTY OF DAVIESS)

The foregoing Deed was acknowledged and sworn to before me by Thomas H. Watson, the Mayor of the City of Owensboro, Kentucky, First Party herein, on behalf of said City of Owensboro, Kentucky, on this the _____ day of _____, 20____.

Notary Public: State-at-Large
My commission expires: _____

SECOND PARTY:

REGIONAL WATER RESOURCE AGENCY

By: Joseph G. Schepers
Joseph G. Schepers, P.E., S.E.
Title: Executive Director

STATE OF KENTUCKY

COUNTY OF DAVIESS


The foregoing Consideration Certificate was acknowledged and sworn to before me by Joseph G. Schepers, Executive Director, on behalf of Regional Water Resource Agency, Second Party herein, on this the 24th day of February, 2023.

Bryn Henderson

Notary Public: State-at-Large KYNP61993

My commission expires: 11-13-26

PREPARED BY:



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