

**MUNICIPAL ORDER 6-2026**

**A MUNICIPAL ORDER DECLARING PROPERTY LOCATED AT 3140 FAIRVIEW DRIVE AS SURPLUS PROPERTY AND AUTHORIZING THE MAYOR TO EXECUTE A DEED CONVEYING TRACTS CONTAINING A TOTAL OF 0.067 ACRES, AND PERMANENT AND TEMPORARY EASEMENTS OVER ADDITIONAL TRACTS, TO THE COMMONWEALTH OF KENTUCKY, FOR THE USE AND BENEFIT OF THE TRANSPORTATION CABINET, FOR THE PURPOSE OF IMPROVING FAIRVIEW DRIVE.**

**WHEREAS**, the City of Owensboro owns certain real property located at 3140 Fairview Drive; and

**WHEREAS**, the City now desires to declare a portion of this property consisting of tracts containing a total of 0.067 acres to be surplus property, so they can be sold to the Commonwealth for the improvement of Fairview Drive; and

**WHEREAS**, the City also desires to grant permanent and temporary easements to the Commonwealth over and across portions of its property to allow for the improvement project; and

**WHEREAS**, conveyance of the property and easements will have substantial benefit to citizens of Owensboro in improving the flow of traffic on Fairview Drive.

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

**Section 1.** In accordance with KRS 82.083(3), the Board of Commissioners makes the following determination:

- (1) The surplus real property owned by the City is located at 3140 Fairview Drive.

(2) The intended use for the property at the time of its acquisition was a retention basin.

(3) It is in the public interest to dispose of the property listed above so that it can be used to improve Fairview Drive to alleviate traffic congestion.

(4) The property located at 3140 Fairview Drive shall be conveyed for monetary consideration to the Commonwealth.

**Section 2.** By and through the Board of Commissioners, tracts containing a total of 0.067 acres, being a portion of the property located at 3140 Fairview Drive, as described on the attached Exhibit A, are hereby declared surplus property which may be transferred, sold, or otherwise conveyed in accordance with KRS 82.083.

**Section 3.** That the City of Owensboro, Kentucky, by and through its Board of Commissioners, hereby approves the sale of the tracts containing a total of 0.067 acres, being a portion of property located at 3140 Fairview Drive, to the Commonwealth.

**Section 4.** That the City of Owensboro, Kentucky, by and through its Board of Commissioners, further approves the grant of permanent and temporary easements over portions of the property located at 3140 Fairview Drive to the Commonwealth for the improvement of Fairview Drive. The tracts over which the easements are granted are described on the attached Exhibit B.

**Section 5.** That the Mayor, City Manager and appropriate staff members are hereby authorized to sign the deed and all other documents deemed necessary to the furtherance of the authority outlined herein.

**INTRODUCED, PUBLICLY READ AND FINALLY APPROVED ON ONE  
READING**, this the 3rd day of March, 2026.

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

ATTEST:

\_\_\_\_\_  
Beth Davis, City Clerk

## EXHIBIT A

### Parcel No 56, Tract A

Being a tract of land lying in Daviess County along KY 3143 approximately 1.01 mile east of the intersection of KY 3143 (Fairview Drive) and Settles Road near Owensboro, KY, and more particularly described as follows:

Beginning at a point in the Existing Right of Way Line point 36.21 feet right of KY 3143 (Fairview Dr.) at Station 191+33.00; thence with the Existing Right of Way Line North 19 Degrees 06 Minutes 23 Seconds East a distance of 172.57 feet to a point in the Existing Property Line 34.96 feet right of KY 3143 (Fairview Dr.) at Station 193+06.05; thence with the Existing Property Line South 70 Degrees 53 Minutes 39 Seconds East a distance of 2.79 feet to a point in the Proposed Right of Way Line 37.75 feet right of KY 3143 (Fairview Dr.) at Station 193+06.08; thence with the Proposed Right of Way Line along an arc 172.59 feet to the left, having a radius of 14452.91 feet, the chord of which is South 20 Degrees 01 Minutes 53 Seconds West for a distance of 172.59 to a point in the Existing Right of Way Line 36.21 feet right of KY 3143 (Fairview Dr.) at Station 191+33.00 and the POINT OF BEGINNING.

The above-described parcel contains 211 square feet, or 0.005 acres, of right of way. It is understood between the parties hereto and made a covenant herein that the above-described property is conveyed in fee simple.

### Parcel No 56, Tract B

Being a tract of land lying in Daviess County along KY 3143 approximately 1.01 mile east of the intersection of KY 3143 (Fairview Drive) and Settles Road near Owensboro, KY, and more particularly described as follows:

Beginning at a point 35.95 feet right of KY 3143 (Fairview Dr.) at Station 190+70.00 thence along Existing Right of Way North 19 Degrees 06 Minutes 23 Seconds East a distance of 62.78 feet to a point 36.21 feet right of KY 3143 (Fairview Dr.) at Station 191+33.00 thence along Proposed Right of Way South 67 Degrees 03 Minutes 22 Seconds East a distance of 43.89 feet to a point 80.00 feet right of KY 3143 (Fairview Dr.) at Station 191+30.00 thence along Proposed Right of Way South 18 Degrees 51 Minutes 38 Seconds West a distance of 59.52 feet to a point 80.00 feet right of KY 3143 (Fairview Dr.) at Station 190+70.00 thence along Proposed Right of Way North 71 Degrees 18 Minutes 41 Seconds West a distance of 44.05 feet to the POINT OF BEGINNING.

The above-described parcel contains 2686 square feet, or 0.062 acres, more or less. It is understood between the parties hereto and made a covenant herein that the above-described property is conveyed in fee simple.

## **EXHIBIT B**

### **Parcel No 56, Tract C**

Being a tract of land lying in Daviess County along KY 3143 approximately 1.00 mile east of the intersection of KY 3143 (Fairview Drive) and Settles Road near Owensboro, KY, and more particularly described as follows:

Beginning at a point in the Proposed Right of Way Line 37.39 feet right of KY 3143 (Fairview Dr.) at Station 192+63.00; thence with the Proposed Right of Way Line along an arc 43.07 feet to the right, having a radius of 14452.91 feet, the chord of which is North 20 Degrees 17 Minutes 17 Seconds East for a distance of 43.07 feet to a point in the Existing Property Line 37.75 feet right of KY 3143 (Fairview Dr.) at Station 193+06.08; thence with the Existing Property Line South 70 Degrees 53 Minutes 39 Seconds East a distance of 36.25 feet to a point in the Permanent Easement Line 74.00 feet right of KY 3143 (Fairview Dr.) at Station 193+06.53; thence with the Permanent Easement Line South 19 Degrees 48 Minutes 56 Seconds West a distance of 43.50 feet to a point in the Permanent Easement Line 74.00 feet right of KY 3143 (Fairview Dr.) at Station 192+63.00; thence with the Permanent Easement Line North 70 Degrees 12 Minutes 20 Seconds West a distance of 36.61 feet to a point in the Proposed Right of Way Line 37.39 feet right of KY 3143 (Fairview Dr.) at Station 192+63.00 and the POINT OF BEGINNING.

The above-described parcel contains 1,577 square feet, or 0.036 acres, of permanent easement.

It is the specific intention of the grantor(s) herein to convey a permanent easement in fee simple to the property described above for the purpose of constructing, perpetually maintaining utilities and perpetually maintaining drainage. Utilities allowed in this easement are Kenergy, Atmos Energy, AT&T, Owensboro Municipal Utilities, Spectrum, Regional Water Resource Agency, Windstream.

### **Parcel No 56, Tract D**

Being a tract of land lying in Daviess County along KY 3143 approximately 1.00 mile east of the intersection of KY 3143 (Fairview Drive) and Settles Road near Owensboro, KY, and more particularly described as follows:

Beginning at a point in the Proposed Right of Way Line 37.39 feet right of KY 3143 (Fairview Dr.) at Station 192+63.00; thence with the Proposed Right of Way Line along an arc 43.07 feet to the right, having a radius of 14452.91 feet, the chord of which is North 20 Degrees 17 Minutes 17 Seconds East for a distance of 43.07 feet to a point in the Existing Property Line 37.75 feet right of KY 3143 (Fairview Dr.) at Station 193+06.08; thence with the Existing Property Line South 70 Degrees 53 Minutes 39 Seconds East a distance of 36.25 feet to a point in the Permanent Easement Line 74.00 feet right of KY 3143 (Fairview Dr.) at Station 193+06.53; thence with the Permanent

Easement Line South 19 Degrees 48 Minutes 56 Seconds West a distance of 43.50 feet to a point in the Permanent Easement Line 74.00 feet right of KY 3143 (Fairview Dr.) at Station 192+63.00 thence with the Permanent Easement Line North 70 Degrees 12 Minutes 20 Seconds West a distance of 36.61 feet to a point in the Proposed Right of Way Line 37.39 feet right of KY 3143 (Fairview Dr.) at Station 192+63.00 and the POINT OF BEGINNING.

The above-described parcel contains 1,577 square feet, or 0.036 acres, of temporary easement.

It is the specific intention of the grantor(s) herein to convey a temporary easement to the property described above for the purpose of slope construction; said easement terminates and reverts upon completion of the same.

Parcel No 56, Tract E

Being a tract of land lying in Daviess County along KY 3143 approximately 0.97 mile east of the intersection of KY 3143 (Fairview Drive) and Settles Road near Owensboro, KY, and more particularly described as follows:

Beginning at a point 35.52 feet right of KY 3143 (Fairview Dr.) at Station 190+25.00 thence along Existing Right of Way North 19 Degrees 06 Minutes 23 Seconds East a distance of 44.84 feet to a point 35.95 feet right of KY 3143 (Fairview Dr.) at Station 190+70.00 thence along Proposed Right of Way South 71 Degrees 18 Minutes 41 Seconds East a distance of 44.05 feet to a point 80.00 feet right of KY 3143 (Fairview Dr.) at Station 190+70.00 thence along Proposed Right of Way North 18 Degrees 51 Minutes 38 Seconds East a distance of 59.52 feet to a point 80.00 feet right of KY 3143 (Fairview Dr.) at Station 191+30.00 thence along Proposed Permanent Easement South 70 Degrees 58 Minutes 03 Seconds East a distance of 105.00 feet to a point 185.00 feet right of KY 3143 (Fairview Dr.) at Station 191+30.00 thence along Proposed Permanent Easement South 13 Degrees 07 Minutes 41 Seconds West a distance of 29.59 feet to a point 188.00 feet right of KY 3143 (Fairview Dr.) at Station 191+00.00 thence along Proposed Permanent Easement South 82 Degrees 42 Minutes 31 Seconds West a distance of 169.56 feet to the POINT OF BEGINNING.

The above-described parcel contains 7515 square feet, or 0.173 acres, more or less.

It is the specific intention of the grantor(s) herein to convey a permanent easement to the property described above for the purpose of constructing and perpetually maintaining drainage.

Parcel No 56, Tract F

Being a tract of land lying in Daviess County along KY 3143 approximately 0.97 mile east of the intersection of KY 3143 (Fairview Drive) and Settles Road near Owensboro, KY, and more particularly described as follows:

Beginning at a point 35.52 feet right of KY 3143 (Fairview Dr.) at Station 190+25.00 thence along Existing Right of Way North 19 Degrees 06 Minutes 23 Seconds East a distance of 44.84 feet to a point 35.95 feet right of KY 3143 (Fairview Dr.) at Station 190+70.00 thence along Proposed Right of Way South 71 Degrees 18 Minutes 41 Seconds East a distance of 44.05 feet to a point 80.00 feet right of KY 3143 (Fairview Dr.) at Station 190+70.00 thence along Proposed Right of Way North 18 Degrees 51 Minutes 38 Seconds East a distance of 59.52 feet to a point 80.00 feet right of KY 3143 (Fairview Dr.) at Station 191+30.00 thence along Proposed Permanent Easement South 70 Degrees 58 Minutes 03 Seconds East a distance of 105.00 feet to a point 185.00 feet right of KY 3143 (Fairview Dr.) at Station 191+30.00 thence along Proposed Permanent Easement South 13 Degrees 07 Minutes 41 Seconds West a distance of 29.59 feet to a point 188.00 feet right of KY 3143 (Fairview Dr.) at Station 191+00.00 thence along Proposed Permanent Easement South 82 Degrees 42 Minutes 31 Seconds West a distance of 169.56 feet to the POINT OF BEGINNING.

The above-described parcel contains 7515 square feet, or 0.173 acres, more or less.

It is the specific intention of the grantor(s) herein to convey a temporary easement to the property described above for the purpose of slope construction; said easement terminates and reverts upon completion of the same.

Parcel No 56, Tract G

Being a tract of land lying in Daviess County along KY 3143 approximately 1.00 mile east of the intersection of KY 3143 (Fairview Drive) and Settles Road near Owensboro, KY, and more particularly described as follows:

Beginning at a point 36.21 feet right of KY 3143 (Fairview Dr.) at Station 191+33.00 thence along Proposed Right of Way along an arc 129.52 feet to the right, having a radius of 14452.91 feet, the chord of which is south 19 Degrees 56 Minutes 46 Seconds for a distance of 129.52 feet, to a point 37.39 feet right of KY 3143 (Fairview Dr.) at Station 192+63.00 thence along Proposed Permanent Easement South 70 Degrees 12 Minutes 20 Seconds East a distance of 20.61 feet to a point 58.00 feet right of KY 3143 (Fairview Dr.) at Station 192+63.00 thence along Proposed Temporary Easement South 23 Degrees 57 Minutes 55 Seconds West a distance of 102.76 feet to a point 50.00 feet right of KY 3143 (Fairview Dr.) at Station 191+60.00 thence along Proposed Temporary Easement South 58 Degrees 29 Minutes 43 Seconds East a distance of 138.22 feet to a point 185.00 feet right of KY 3143 (Fairview Dr.) at Station 191+30.00 thence along Proposed Temporary Easement North 70 Degrees 58 Minutes 03 Seconds West a distance of 105.00 feet to a point 80.00 feet right of KY 3143 (Fairview Dr.) at Station

191+30.00 thence along Proposed Right of Way North 67 Degrees 03 Minutes 22 Seconds West a distance of 43.89 feet to the POINT OF BEGINNING.

The above-described parcel contains 4,113 square feet, or 0.094 acres, more or less.

It is the specific intention of the grantor(s) herein to convey a temporary easement to the property described above for the purpose of slope construction; said easement terminates and reverts upon completion of the same.

Parcel No 56, Tract H

Being a tract of land lying in Daviess County along KY 3143 approximately 0.96 mile east of the intersection of KY 3143 (Fairview Drive) and Settles Road near Owensboro, KY, and more particularly described as follows:

Beginning at a point in the Existing Right of Way Line 34.63 feet right of KY 3143 (Fairview Dr.) at Station 189+64.46; thence with the Existing Right of Way Line North 19 Degrees 06 Minutes 23 Seconds East a distance of 60.35 feet to a point in the Permanent Easement Line 35.52 feet right of KY 3143 (Fairview Dr.) at Station 190+25.00; thence with the Permanent Easement Line North 82 Degrees 42 Minutes 31 Seconds East a distance of 11.47 feet to a point in the Temporary Easement Line 45.85 feet right of KY 3143 (Fairview Dr.) at Station 190+30.00; thence with the Temporary Easement Line South 16 Degrees 23 Minutes 33 Seconds West a distance of 65.53 feet to a point in the Existing Right of Way 48.00 feet right of KY 3143 (Fairview Dr.) at Station 189+64.22; thence with the Existing Right of Way Line North 70 Degrees 53 Minutes 14 Seconds West a distance of 13.37 feet to a point in the Existing Right of Way Line 34.63 feet right of KY 3143 (Fairview Dr.) at Station 189+64.46 and the POINT OF BEGINNING.

The above-described parcel contains 748 square feet, or 0.017 acres, of temporary easement.

It is the specific intention of the grantor(s) herein to convey a temporary easement to the property described above for the purpose of slope construction; said easement terminates and reverts upon completion of the same.