



DEED OF CONVEYANCE

THIS DEED OF CONVEYANCE, made and entered into on this 15<sup>th</sup> day of May, 2014, by and between LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, a Kentucky consolidated local government and the governmental successor to the City of Louisville, Kentucky, whose address is 527 West Jefferson Street, Louisville, Kentucky 40202, hereinafter referred to as the "Grantor", and the COMMONWEALTH OF KENTUCKY, for the use and benefit of the KENTUCKY DEPARTMENT OF FISH AND WILDLIFE RESOURCES, with a mailing address and "in care of address of #1 Sportsman's Lane, Frankfort, Kentucky 40601, hereinafter referred to as the "Grantee".

WITNESSETH:

WHEREAS, the Grantor herein acquired various parcels of property from the United States of America and individual property owners for the entity which was commonly referred to as Otter Creek Park and now referred to as Otter Creek Park Recreational Area, hereinafter referred to as the "Park", said parcels being acquired as follows:

1. A parcel of land acquired by virtue of a Quitclaim Deed dated March 6, 1958 from the United States of America to City of Louisville, Kentucky and recorded in Deed Book 90, Page 617 in the Office of the County Clerk of Meade County, Kentucky;
2. A parcel of land acquired by virtue of a Deed dated October 30, 1937 from F. E. Patterson and Louise Patterson, his wife, H.E. Bungler and Nellie P. Bungler, his wife, and A. L. Smith and Lutie P. Smith, his wife, to City of Louisville and recorded in Deed Book 69, Page 537 in the abovementioned Clerk's Office;

182-  
Ret: Comm of Ky  
Division of Real Property  
403 Wapping St 3rd Floor Bush Bldg  
Frankfort Ky 40601-2607

FEE PAID: ST. CLK. 172  
AM. 6 DEED TAX  
LODGED & RECORDED

2014 MAY 15 PM 3:04  
KATRINA FITZGERALD  
MEADE COUNTY CLERK  
BY: [Signature] D.C.

3. A parcel of land acquired by virtue of a Quitclaim Deed dated February 28, 1969 from Joseph Earl Richey to City of Louisville and recorded in Deed Book 112, Page 93 in the abovementioned Clerk's Office;

4. A parcel of land acquired by virtue of a Deed dated March 8, 1940 from Burell VanBuren and Olive Van Buren, his wife, to the City of Louisville and recorded in Deed Book 70, Page 49 in the abovementioned Clerk's Office;

5. A parcel of land acquired by virtue of a Quitclaim Deed dated October 25, 1947 from the United States of America to the City of Louisville and recorded in Deed Book 78, Page 439 in the abovementioned Clerk's Office;

6. A parcel of land acquired by virtue of a Quitclaim Deed dated July 23, 1975 from the United States of America to the City of Louisville, Kentucky and recorded in Deed Book 133, Page 164 in the abovementioned Clerk's Office; and,

**WHEREAS**, for a number of years the Grantor herein, and lessees of such Grantor, operated the Park for the public benefit and to provide recreational opportunities for the people of the Louisville metropolitan area; and,

**WHEREAS**, due to financial issues, the Grantor herein closed the Park in January 2009 and in 2010, leased the Park to Grantee for operation and maintenance of the Park for the public benefit to provide recreational opportunities for the people of the Louisville metropolitan area; and,

**WHEREAS**, in order to offer the residents of the Louisville Metropolitan area continued access to the recreational opportunities presented by the Park, the Grantor and Grantee herein wish to transfer ownership of the Park to the Grantee; and,

**WHEREAS**, the parties hereto agree that conveyance of the property described herein, which constitutes much of the Park, at no monetary consideration, is beneficial to the parties, to the public, and is consistent with the public interest; and,

**WHEREAS**, the parties hereby acknowledge that the United States of America conveyed a portion of the Park property to the Grantor herein subject to certain reservations and restrictions which shall remain in effect for those tracts, which are more particularly described on Exhibit "A," following this conveyance.

**NOW, THEREFORE**, for and in consideration of the foregoing, the public benefit to be derived by the parties hereto, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Grantor, with approval for this conveyance which includes approval for two other conveyances by the Louisville/Jefferson County Metro Council on April 24, 2014 by Resolution No. 034, Series 2014, a copy of which is attached hereto as Exhibit "B" and made a part hereof, hereby grants, transfers and conveys unto the Grantee, its successors and assigns, in fee simple, with covenant of General Warranty, three (3) tracts of land containing 2,180.107 acres, more or less, per the survey attached hereto with said tracts referred to as USA Donation Lands and referred to herein below, lying along Kentucky Highway 1638 and the Ohio River in Meade County, Kentucky, said tracts being more fully described as follows:

Please see the description of the property conveyed herein, having been surveyed by L. Edward Reinhart, Jr., Kentucky R.L.S. 2283 of GRW Surveyors, Inc which is attached hereto along with the written metes and bounds description, incorporated herein by reference, and designated as Exhibit "A".

Also, please see the full size Plats of record in Plat Book 7, Pages 284 through 289.

All references are to the records of the Meade County, Kentucky Clerk.

The property being conveyed herein being the same property as that conveyed to the City of Louisville, a municipal corporation of the State Kentucky by the United States of America by Deed dated October 25, 1947, which is recorded in Deed Book 78, Page 439.

Also being the same property as that conveyed to the City of Louisville, a municipal corporation of the State Kentucky by the United States of America, by Deed dated January 28, 1976, which is recorded in Deed Book 133, Page 164.

The Grantor and Grantee hereby agree that the property conveyed herein shall be utilized in perpetuity for park and public recreation and conservation purposes, which purposes shall include hunting.

**TO HAVE AND TO HOLD**, the above-described property unto the Grantee, its successors and assigns in fee simple with Covenant of General Warranty. The Grantor warrants that it is vested with a good and marketable fee simple title to the above described property, and that the title thereto is free and unencumbered by any mortgage or other enforceable lien, subject to all restrictions, conditions, covenants, easements and other matters of record.

The Grantee herein acknowledges the existence of certain restrictions, covenants and conditions set forth in the Quitclaim Deeds from the United States of America to the Grantor herein, which are recorded in the office of the Meade County Clerk in Deed Book 78, Page 439 and Deed Book 133, Page 164. The Grantee herein covenants and agrees, for itself and its successors and assigns forever, that it will abide by such conditions and restrictions.

The parties expressly acknowledge by their signatures to this Deed that the title and the right to possession of the said lands, together with the improvements thereon, shall revert to the United States of America upon a finding of the Secretary of the Interior, after notice to the Grantee and after an opportunity for a hearing, that the Grantee has not complied with the conditions in the deeds cited above during a period of more than three years, which finding shall be final and conclusive.

**CONSIDERATION CERTIFICATE OF GRANTOR**

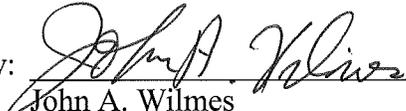






I hereby certify that this conveyance is exempt from Kentucky real estate transfer tax pursuant to the exemption set forth in K.R.S. 142.050(7)(b).

**MICHAEL J. O'CONNELL**  
**JEFFERSON COUNTY ATTORNEY**

By:   
John A. Wilmes  
Assistant Jefferson County Attorney  
Attorney for the Grantor

**THIS INSTRUMENT PREPARED BY:**

  
Patrick W. McGee, Attorney  
Finance and Administration Cabinet  
Office of the General Counsel  
Room 392  
Capitol Annex Building  
Frankfort, Kentucky 40601  
(502) 564-6660

**--EXHIBIT A--**  
**DONATION with restrictions - 2180.107 acres**

**OTTER CREEK OUTDOOR RECREATION AREA**

**USA DONATIONS LANDS**

The herein described land is located in Meade County, Kentucky, situated south of the Ohio River, west of Otter Creek and the Fort Knox Military Reservation, north of KY 1638, and east and north of KY 1238 (Rock Ridge- Rock Haven Road).

The herein described property is the result of an actual field survey performed by GRW Engineers, Inc./GRW Aerial Surveys, Inc. between October 2010 and February 2011 for the Commonwealth of Kentucky, Finance and Administration Cabinet, Department for Facilities and Support Services and the Department of Fish and Wildlife Resources, Titled as "RFP-430, Otter Creek Park – Survey", Document ID Number "PON2 785 1100001420 1".

All set property corners described herein are 5/8-inch steel rebar 18-inches in length with a yellow plastic cap stamped "E. Rinehart KY-LS-2283" set at ground level. Major corners have an orange fiberglass witness post set vertically nearby with an attached label showing the Kentucky Fish and Wildlife Resources stamp and "Survey Marker" printed vertically. All exterior property lines have marked trees which are painted with yellow stripes and have attached metal ownership identification signs. The Ohio River and Otter Creek have witness corners set at spacing intervals no greater than 1000-feet.

**SEE THE ACCOMPANYING PLAT SET FOR LOCATION DETAILS IDENTIFIED IN THE FOLLOWING DESCRIPTIONS.**

**OTTER CREEK OUTDOOR RECREATION AREA - USA DONATION LANDS - TRACT 1 (RESTRICTED)**

Beginning on the east side of Otter Creek, near the southwest corner of the Garnettsville Cemetery, in the north right-of-way line of KY 1638, at a set rebar and cap, having Kentucky One Zone State Plane Coordinates of N: 3,859,695.71, E: 4,840,509.68 and witnessed by a found standard KTC right-of-way concrete monument bearing South 75°31'20" West a distance of 4.98 feet, the True Point of Beginning;

Thence with the north right-of-way of KY 1638 for twenty-two (22) calls, as developed from field measurements and Commonwealth of Kentucky, Department of Highways, Plans of Proposed Project, Meade County, Kentucky, Brandenburg-Muldraugh Road (KY.1638), Project RS 5092(4), dated 9-29-89, Sheets 7-13, as prepared by Booker & Associates :

1. North 64°49'55" West a distance of 553.83 feet to a set rebar and cap located on the west side of Otter Creek;
2. Thence South 80°43'43" West a distance of 225.89 feet to a set rebar and cap, witnessed by a found right-of-way concrete monument bearing North 73°09'46" West a distance of 3.93 feet;
3. Thence North 67°16'58" West a distance of 200.56 feet to a set rebar and cap, witnessed by a found right-of-way concrete monument bearing North 78°41'22" West a distance of 5.24 feet;

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4. Thence North 19°08'26" West a distance of 82.01 feet to a set rebar and cap, witnessed by a found right-of-way concrete monument bearing South 77°48'41" West a distance of 4.19 feet;
5. Thence North 77°16'57" West a distance of 50.25 feet to a set rebar and cap, witnessed by a found right-of-way concrete monument bearing North 85°04'53" West a distance of 7.61 feet;
6. Thence South 77°27'51" West a distance of 174.93 feet to a set rebar and cap, witnessed by a found right-of-way concrete monument bearing North 55°11'37" West a distance of 4.12 feet;
7. Thence North 65°23'20" West a distance of 603.51 feet to a set rebar and cap;
8. Thence North 82°52'35" West a distance of 203.55 feet to a set rebar and cap;
9. Thence North 71°06'57" West a distance of 297.18 feet to a set rebar and cap;
10. Thence North 72°41'57" West, crossing the centerline of the entrance road to Otter Creek Outdoor Recreation Area and Camp Piomingo (formerly KY 3241, released in DB 310, PG 67), at a distance of 163.61 feet, and entering the lands conveyed in Deed Book 133/Page 164, continuing a total distance of 248.83 feet to a set rebar and cap, witnessed by a found right-of-way concrete monument bearing North 55°11'37" West a distance of 4.12 feet;
11. Thence North 66°12'52" West a distance of 248.35 feet to a set rebar and cap;
12. Thence North 61°38'28" West a distance of 545.95 feet to a set rebar and cap;
13. Thence North 58°49'25" West a distance of 445.47 feet to a set rebar and cap;
14. Thence North 56°20'55" West a distance of 250.20 feet to a set rebar and cap;
15. Thence North 60°54'05" West a distance of 250.45 feet to a set rebar and cap;
16. Thence North 55°10'38" West a distance of 250.20 feet to a set rebar and cap;
17. Thence North 57°28'04" West a distance of 1100.00 feet to a set rebar and cap;
18. Thence North 59°45'30" West a distance of 250.20 feet to a set rebar and cap;
19. Thence North 56°38'58" West a distance of 350.04 feet to a set rebar and cap;
20. Thence North 54°35'53" West a distance of 203.33 feet to a set rebar and cap, witnessed by a found right-of-way concrete monument bearing North 10°04'28" East a distance of 4.06 feet;
21. Thence North 58°00'47" West a distance of 850.51 feet to a set rebar and cap;
22. Thence North 21°29'41" East a distance of 20.33 feet to a set rebar and cap (N: 3,862,940.98, E: 4,834, 040.79), located in the southeast corner of Lamon Napper, Jr. property (DB461, PG624);

Thence leaving the KY 1638 north right-of-way line and running with the east line of Napper, North 25°40'08" East a distance of 315.22 feet to a found rebar and cap with stamped LS 3383, located in the southeast corner of Beatrice Heil (DB 536, PG 23);

Thence with the east line of Heil, North 25°06'16" East a distance of 434.39 feet to a found rebar and cap with stamped LS 3383, located in the northeast corner of Sandra Myers (DB 528, PG 215) and the southeast corner of Gary P. Darnell (DB 514, PG 282 & DB 402, PG 288);

Thence with the east line of Gary P. Darnell, North 25°15'04" East a distance of 785.35 feet to a found rebar and cap stamped with LS 2378, located at the southeast corner of Mary Lou Sullivan (DB 402, PG 292);

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**DONATION with restrictions - 2180.107 acres**

Thence with the east line of Mary Lou Sullivan, North 25°21'46" East a distance of 369.02 feet to a found 6" x 6" concrete monument with metal disk and no stamping (N: 3,864, 680.91, E: 4,834, 862.08), located at the northeast corner of Sullivan;

Thence with the north line of Mary Lou Sullivan, North 36°58'01" West, passing a set rebar and cap at 388.59, also passing a double gas transmission line, a total distance of 1281.96 feet to a found rebar and cap stamped LS 2378 (N: 3,865,705.05, E: 4,834,091.25), located in the eastern 30-foot right-of-way line of KY 1238, being 15-feet each side of centerline, also known as Rock Ridge-Rock Haven Road;

Thence leaving the lands conveyed in Deed Book 133/Page 164 and running with the eastern 30-foot right-of-way line of KY 1238 or Rock Ridge-Rock Haven Road for twenty-seven (27) calls:

1. North 39°12'11" East a distance of 601.28 feet to a set rebar and cap;
2. Thence North 33°52'24" East a distance of 36.54 feet to a set rebar and cap;
3. Thence with a curve turning to the left with an arc length of 80.23', with a radius of 54.73', with a chord bearing of North 02°40'51" West, and a chord length of 73.23', to a set rebar and cap;
4. Thence North 57°58'13" West a distance of 36.92 feet to a set rebar and cap;
5. Thence North 65°46'41" West a distance of 356.46 feet to a set rebar and cap;
6. Thence with a curve turning to the right with an arc length of 111.17', with a radius of 534.28', with a chord bearing of North 56°35'32" West, with a chord length of 110.97', to a set rebar and cap;
7. Thence North 49°00'17" West a distance of 65.60 feet to a set rebar and cap;
8. Thence North 44°25'11" West a distance of 375.12 feet to a set rebar and cap;
9. Thence North 44°51'26" West a distance of 286.05 feet to a set rebar and cap;
10. Thence with a curve turning to the right with an arc length of 113.76', with a radius of 200.90', with a chord bearing of North 30°22'13" West, with a chord length of 112.25', to a set rebar and cap;
11. Thence North 09°03'30" West a distance of 51.40 feet to a set rebar and cap;
12. Thence North 02°50'29" West a distance of 64.32 feet to a set rebar and cap;
13. Thence North 04°33'31" West a distance of 248.67 feet to a set rebar and cap;
14. Thence with a curve turning to the left with an arc length of 161.63', with a radius of 490.37', with a chord bearing of North 17°03'17" West, with a chord length of 160.90', to a set rebar and cap;
15. Thence North 24°18'06" West a distance of 128.21 feet to a set rebar and cap;
16. Thence with a curve turning to the right with an arc length of 120.85', with a radius of 465.24', with a chord bearing of North 14°22'17" West, with a chord length of 120.51', to a set rebar and cap;
17. Thence with a compound curve turning to the right with an arc length of 95.04', with a radius of 265.78', with a chord bearing of North 00°07'31" East, with a chord length of 94.53', to a set rebar and cap;

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18. Thence with a compound curve turning to the right with an arc length of 72.12', with a radius of 198.83', with a chord bearing of North 33°29'56" East, with a chord length of 71.72', to a set rebar and cap;
19. Thence North 38°34'04" East a distance of 73.32 feet to a set rebar and cap;
20. Thence with a curve turning to the left with an arc length of 189.99', with a radius of 608.25', with a chord bearing of North 29°38'16" East, with a chord length of 189.22', to a set rebar and cap;
21. Thence North 24°35'25" East a distance of 215.38 feet to a set rebar and cap;
22. Thence North 18°40'19" East a distance of 43.46 feet to a set rebar and cap, located on the east side of an abandoned road intersection heading northeastward;
23. Thence with a curve turning to the left with an arc length of 80.20', with a radius of 85.62', with a chord bearing of North 12°24'25" West, with a chord length of 77.30', to a set rebar and cap;
24. Thence with a compound curve turning to the left with an arc length of 75.17', with a radius of 156.15', with a chord bearing of North 50°24'48" West, with a chord length of 74.45', to a set rebar and cap, located on the west side of an abandoned road intersection heading northeastward;
25. Thence North 64°06'54" West a distance of 95.01 feet to a set rebar and cap, located near an old abandoned church;
26. Thence North 57°08'58" West a distance of 90.93 feet to a set rebar and cap;
27. Thence North 52°45'10" West a distance of 45.16 feet to a set rebar and cap, located at the southeast corner of the Rock Haven Baptist Church Cemetery property, which was conveyed to the United States of America (DB71, Pg 524) ;

Thence following the northeastern road right-of-way line for five (5) calls:

1. North 39°05'04" West a distance of 186.25 feet to a set rebar and cap;
2. Thence North 37°29'38" West a distance of 90.48 feet to a set rebar and cap;
3. Thence North 42°07'18" West a distance of 45.85 feet to a set rebar and cap;
4. Thence North 42°38'13" West a distance of 117.67 feet to a set rebar and cap;
5. Thence North 45°44'12" West a distance of 97.77 feet to a found rebar and cap stamped LS 2378, located at the southeast corner of the Rock Haven Methodist Church-Woolrich Cemetery (DB 447, PG 151);

Thence with the east line of the cemetery, North 54°27'47" East a distance of 296.20 feet to a found rebar and cap stamped LS 2378, the northeast corner of said cemetery;

Thence with the north line of the cemetery, North 45°01'26" West a distance of 259.69 feet to a found rebar and cap stamped LS 2378, the northwest corner of said cemetery;

Thence with the west line of the cemetery, South 54°36'11" West a distance of 108.33 feet to a found rebar and cap stamped LS 2378, a corner along the west line of said cemetery;

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Thence continuing with the west line of the cemetery, South 54°01'49" West a distance of 196.34 feet to a found rebar and cap stamped LS 2378, located in the KY 1238 and the aforementioned Rock Ridge-Rock Haven Road northeastern right-of-way line;

Thence following the northeastern road right-of-way line for five (5) calls:

1. North 46°37'20" West a distance of 427.05 feet to a set rebar and cap;
2. Thence North 46°26'33" West a distance of 433.23 feet to a set rebar and cap;
3. Thence North 45°53'30" West a distance of 293.40 feet to a set rebar and cap;
4. Thence North 45°25'42" West a distance of 310.72 feet to a set rebar and cap;
5. Thence North 45°36'38" West a distance of 368.22 feet to a set MagNail (N: 3,870,570.41, E: 4,831,456.54), located in the east right-of-way line of Fern Cliff Road;

Thence following the eastern 30-foot right-of-way line of Fern Cliff Road being 15-feet each side of centerline for three (3) calls:

1. North 47°17'42" East a distance of 128.88 feet to a set rebar and cap;
2. Thence North 56°13'34" East a distance of 168.54 feet to a set rebar and cap;
3. Thence North 51°43'52" East a distance of 155.86 feet to a set rebar and cap;

Thence following the widened eastern 60-foot right-of-way line of Fern Cliff Road for four (4) calls:

1. South 41°00'39" East a distance of 15.00 feet to a set rebar and cap;
2. Thence North 54°01'09" East a distance of 155.10 feet to a set rebar and cap;
3. Thence North 48°09'54" East a distance of 38.92 feet to a set rebar and cap;
4. Thence North 42°19'07" East a distance of 236.61 feet to a set rebar and cap, a corner to the Richey Tract (DB112, Pg93);

Thence leaving the widened eastern 60-foot right-of-way line of Fern Cliff Road and running with the Richey Tract line, North 57°37'20" East a distance of 653.40 feet to a found concrete monument, located in the southwest line of George T. Thomas (DB 276, PG 283);

Thence continuing with the southwest line of Thomas, South 46°46'11" East a distance of 136.79 feet to a found concrete monument (N: 3,871,384.87, E: 4,832,788.69), the southeast corner of Thomas;

Thence with a southeasterly line of Thomas, North 58°59'46" East a distance of 551.48 feet to a found concrete monument, a corner to the City of Louisville, the Patterson Area – Tract 1 (DB69, Pg 537);

Thence southeasterly with the line of the City of Louisville (Patterson Area 1) for two (2) calls:

1. South 19°20'49" East a distance of 244.96 feet to set rebar and cap;
2. South 33°57'55" East a distance of 300.78 feet to a point in the creek, being west of the Rock Haven Valley access road, a corner to the City of Louisville-Van Buren Tract (DB70, Pg 49);

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Thence with the City of Louisville-Van Buren Tract (DB70, Pg 49) for four (4) calls:

1. South 15°01'58" East a distance of 298.10 feet to set rebar and cap;
2. South 15°46'58" East a distance of 170.20 feet to set rebar and cap;
3. North 52°10'02" East a distance of 109.50 feet to a set rebar and cap;
4. North 09°28'43" West a distance of 414.20 feet to a found concrete monument, a corner to the City of Louisville, the Patterson Area – Tract 1 (DB69, Pg 537);

Thence northeasterly with the line of the City of Louisville (Patterson Area 1) for two (2) calls:

3. North 70°09'02" East a distance of 115.76 feet to a set rebar and cap;
4. North 22°32'02" East a distance of 735.71 feet to a set rebar and cap (N: 3,872,379.27 E: 4,833,976.08) located in the south 30-foot CSX Railway right-of-way near Station 1290+00, located west of the paved River Road railroad crossing ;

Thence following the south 30-foot railroad right-of-way for five (5) calls:

1. A curve turning to the left with an arc length of 122.32', with a radius of 1462.69', with a chord bearing of South 63°56'04" East, with a chord length of 122.29', to a set rebar and cap,
2. Thence South 66°19'49" East, passing a set rebar and cap at a distance of 641.60 feet a total distance of 1283.20 feet to a set rebar and cap;
3. Thence with a curve turning to the left with an arc length of 635.57', with a radius of 4943.26', with a chord bearing of South 70°00'49" East, with a chord length of 635.13', to a set rebar and cap;
4. Thence South 73°41'49" East a distance of 222.20 feet to a set rebar and cap;
5. Thence a curve turning to the left having an arc length of 292.57', with a radius of 1666.79', with a chord bearing of South 78°43'32" East, with a chord length of 292.20', to a set rebar and cap in the south 30-foot railroad right-of-way at Station 1266+61;

Thence leaving the South 30-foot right-of-way line, South 13°50'11" West a distance of 166.33 feet to a set rebar and cap on the ridge;

Thence along the ridge for thirteen (13) calls:

1. North 84°39'36" East a distance of 24.89 feet to a set rebar and cap;
2. Thence South 64°50'24" East a distance of 108.00 feet to a set rebar and cap;
3. Thence South 70°20'24" East a distance of 22.00 feet to a set rebar and cap;
4. Thence South 57°20'24" East a distance of 131.00 feet to a set rebar and cap;
5. Thence North 76°09'36" East a distance of 65.00 feet to a set rebar and cap;
6. Thence North 79°56'07" East a distance of 83.61 feet to a set rebar and cap;
7. Thence South 83°09'46" East a distance of 67.42 feet to a found concrete monument;
8. Thence North 84°24'36" East a distance of 200.00 feet to a set rebar and cap;
9. Thence South 81°20'24" East a distance of 200.00 feet to a set rebar and cap;
10. Thence North 83°39'36" East a distance of 150.00 feet to a set rebar and cap;
11. Thence North 88°39'36" East a distance of 138.50 feet to a set rebar and cap;

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12. Thence North  $79^{\circ}49'36''$  East a distance of 201.30 feet to a set rebar and cap;
13. Thence South  $81^{\circ}20'24''$  East a distance of 338.00 feet to a set rebar and cap;

Thence running down the ridge, South  $81^{\circ}20'24''$  East, passing a reference rebar and cap at 388.87 feet and at 642.70 feet, a total distance of 700.00 feet to a point in Otter Creek;

Thence North  $24^{\circ}24'26''$  East a distance of 360.18 feet to a found cast iron pipe (noted as stone on RR Map V1/12);

Thence North  $24^{\circ}24'26''$  West a distance of 242.95 feet to a found concrete monument;

Thence North  $65^{\circ}31'12''$  West a distance of 145.71 to a set rebar and cap located in the south 30-foot railroad right-of-way line.

Thence running with the south 30-foot railroad right-of-way line in the upstream direction of the Ohio River for five (5) calls:

1. A curve turning to the left with an arc length of 497.12', with a radius of 1714.83', with a chord bearing of North  $44^{\circ}22'34''$  East, with a chord length of 495.38', to a set rebar and cap;
2. Thence North  $38^{\circ}26'41''$  East a distance of 745.86 feet to a set rebar and cap;
3. Thence with a curve turning to the left with an arc length of 1077.25', with a radius of 5869.34', with a chord bearing of North  $33^{\circ}07'02''$  East, with a chord length of 1075.74', to a set rebar and cap;
4. Thence North  $28^{\circ}36'28''$  East a distance of 517.12 feet to a set rebar and cap;
5. Thence curve turning to the left with an arc length of 611.88', with a radius of 353730.27', with a chord bearing of North  $28^{\circ}30'13''$  East, with a chord length of 611.88' to a point located at the thread of Otter Creek in the south 30-foot railroad right-of-way line a corner to Fort Knox Military Reservation;

Thence with Fort Knox Military Reservation running upstream with the thread of Otter Creek, as determined from edge of water measurements on opposite banks, during low water in the Fall of 2010, for eighteen (18) calls:

1. South  $37^{\circ}01'11''$  East a distance of 455.72 feet to a point;
2. Thence South  $19^{\circ}17'52''$  East a distance of 240.03 feet to a point;
3. Thence South  $04^{\circ}38'49''$  West a distance of 568.91 feet to a point;
4. Thence South  $11^{\circ}50'09''$  West a distance of 216.83 feet to a point;
5. Thence South  $33^{\circ}54'21''$  East a distance of 264.52 feet to a point;
6. Thence South  $86^{\circ}31'41''$  East a distance of 155.78 feet to a point;
7. Thence North  $80^{\circ}46'18''$  East a distance of 292.58 feet to a point;
8. Thence South  $46^{\circ}56'02''$  East a distance of 88.94 feet to a point;
9. Thence South  $10^{\circ}23'46''$  East a distance of 114.44 feet to a point;
10. Thence South  $02^{\circ}40'59''$  East a distance of 491.18 feet to a point;

**--EXHIBIT A--**  
**DONATION with restrictions - 2180.107 acres**

11. Thence South 15°51'14" East a distance of 390.08 feet to a point;
12. Thence South 00°01'45" East a distance of 143.79 feet to a point;
13. Thence South 14°21'33" West a distance of 256.75 feet to a point;
14. Thence South 27°17'02" West a distance of 82.10 feet to a point;
15. Thence South 18°52'55" West a distance of 196.60 feet to a point;
16. Thence South 40°45'59" West a distance of 43.30 feet to a point;
17. Thence South 68°18'30" West a distance of 105.97 feet to a point;
18. Thence North 84°35'25" West a distance of 184.93 feet to a point, a corner to the City of Louisville Tract (DB90, Pg617);

Thence continuing with the thread of Otter Creek and said City of Louisville Tract (DB90, Pg617) for forty-seven (47) calls:

1. North 65°57'59" West a distance of 159.45 feet;
2. Thence North 53°06'17" West a distance of 490.78 feet;
3. Thence North 77°53'59" West a distance of 381.92 feet;
4. Thence South 80°50'08" West a distance of 189.25 feet;
5. Thence North 79°39'19" West a distance of 147.93 feet;
6. Thence North 66°01'02" West a distance of 329.78 feet;
7. Thence North 22°55'55" West a distance of 128.79 feet;
8. Thence North 28°07'38" East a distance of 190.58 feet;
9. Thence North 80°37'50" East a distance of 268.76 feet;
10. Thence South 88°17'32" East a distance of 159.87 feet;
11. Thence North 74°57'54" East a distance of 275.50 feet;
12. Thence North 47°35'12" East a distance of 169.29 feet;
13. Thence North 38°17'45" East a distance of 200.61 feet;
14. Thence North 05°54'39" East a distance of 155.15 feet;
15. Thence North 49°22'56" West a distance of 239.70 feet;
16. Thence North 77°38'04" West a distance of 271.96 feet;
17. Thence North 79°49'40" West a distance of 151.03 feet;
18. Thence South 83°33'58" West a distance of 200.84 feet;
19. Thence South 47°08'41" West a distance of 267.50 feet;
20. Thence South 31°44'13" West a distance of 270.94 feet;
21. Thence South 51°24'38" West a distance of 170.68 feet;
22. Thence South 27°10'49" West a distance of 85.07 feet;
23. Thence South 35°51'56" West a distance of 231.13 feet;
24. Thence South 02°55'15" East a distance of 453.09 feet;
25. Thence South 37°29'18" West a distance of 224.93 feet;
26. Thence South 64°05'45" West a distance of 389.96 feet;
27. Thence South 54°04'48" West a distance of 90.53 feet;
28. Thence South 33°50'27" West a distance of 227.99 feet;
29. Thence South 06°59'43" West a distance of 283.89 feet;

**--EXHIBIT A--**  
**DONATION with restrictions - 2180.107 acres**

30. Thence South 07°30'40" East a distance of 125.17 feet;
31. Thence South 25°59'17" East a distance of 343.48 feet;
32. Thence South 49°36'19" East a distance of 453.10 feet;
33. Thence South 35°38'25" East a distance of 114.81 feet;
34. Thence South 71°19'33" East a distance of 83.14 feet;
35. Thence North 67°16'35" East a distance of 139.48 feet;
36. Thence North 26°32'07" East a distance of 133.20 feet;
37. Thence North 44°12'07" East a distance of 147.98 feet;
38. Thence South 57°58'33" East a distance of 133.32 feet;
39. Thence South 10°20'44" West a distance of 263.39 feet;
40. Thence South 04°20'24" East a distance of 118.78 feet;
41. Thence South 32°28'10" East a distance of 302.67 feet;
42. Thence South 58°13'06" East a distance of 327.68 feet;
43. Thence South 37°46'33" East a distance of 242.72 feet;
44. Thence South 52°10'17" East a distance of 506.02 feet;
45. Thence North 81°01'24" East a distance of 144.76 feet;
46. Thence North 35°20'29" East a distance of 513.37 feet;
47. Thence South 65°20'57" East a distance of 132.61 feet, a corner to Fort Knox Military Reservation;

Thence with the line of Fort Knox Military reservation, Tract A-346 (Withers, DB 73, PG 511), upstream with the thread of Otter Creek for twenty-nine (29) calls:

1. South 46°33'53" East a distance of 241.36 feet to a point;
2. Thence South 16°05'26" East a distance of 91.93 feet to a point;
3. Thence South 01°11'59" West a distance of 256.30 feet to a point;
4. Thence South 23°29'45" West a distance of 61.68 feet to a point;
5. Thence South 84°13'03" West a distance of 61.81 feet to a point;
6. Thence North 53°13'27" West a distance of 94.18 feet to a point;
7. Thence North 68°15'35" West a distance of 91.12 feet to a point;
8. Thence North 88°01'04" West a distance of 166.30 feet to a point;
9. Thence South 51°31'25" West a distance of 162.46 feet to a point;
10. Thence South 50°45'27" West a distance of 162.74 feet to a point;
11. Thence South 36°38'17" West a distance of 76.77 feet to a point;
12. Thence South 11°49'47" West a distance of 172.49 feet to a point;
13. Thence South 01°31'59" East a distance of 55.43 feet to a point;
14. Thence South 02°52'32" West a distance of 390.56 feet to a point;
15. Thence South 68°10'53" West a distance of 42.00 feet to a point;
16. Thence South 28°57'40" West a distance of 100.62 feet to a point;
17. Thence South 44°54'24" West a distance of 89.41 feet to a point;
18. Thence South 04°44'48" East a distance of 185.93 feet to a point;
19. Thence South 76°55'09" East a distance of 156.27 feet to a point;

**--EXHIBIT A--**  
**DONATION with restrictions - 2180.107 acres**

20. Thence South 48°22'05" East a distance of 41.38 feet to a point;
21. Thence South 72°57'47" East a distance of 313.85 feet to a point;
22. Thence South 57°24'45" East a distance of 230.79 feet to a point;
23. Thence South 32°51'44" East a distance of 151.53 feet to a point;
24. Thence South 05°59'33" East a distance of 170.77 feet to a point;
25. Thence South 07°53'21" West a distance of 129.74 feet to a point;
26. Thence South 08°20'20" East a distance of 64.21 feet to a point;
27. Thence South 14°15'15" West a distance of 150.69 feet to a point;
28. Thence South 41°04'14" West a distance of 60.80 feet to a point;
29. Thence South 89°56'19" West a distance of 158.62 feet to a point;

Thence leaving the thread of Otter Creek, South 19°15'25" East a distance of 127.02 feet to a set rebar and cap, located on the east side of Otter Creek;

Thence following the Fort Knox Military Reservation Tract A-253 (Reeser, DB 72, PG 17) for ten (10) calls:

1. South 78°49'37" West a distance of 340.10 feet to a set rebar and cap;
2. Thence South 25°57'35" West a distance of 509.20 feet to a set rebar and cap;
3. Thence South 34°55'34" West a distance of 567.20 feet to a set rebar and cap;
4. Thence South 81°52'55" East a distance of 306.20 feet to a set rebar and cap;
5. Thence North 57°07'16" East a distance of 110.82 feet to a found concrete monument (N: 3,865,449.34, E: 4,840,592.95);
6. Thence North 55°40'17" East a distance of 164.18 feet to a found concrete monument;
7. Thence North 71°54'15" East a distance of 356.47 feet to a set rebar and cap;
8. Thence South 65°12'58" East a distance of 30.21 feet to a found set stone;
9. Thence South 65°12'58" East a distance of 1009.62 feet to a found concrete monument;
10. Thence with Fort Knox Military Reservation Tracts A-253 and A-346 (Withers, DB 73, Pg 511) South 65°14'51" East a distance of 1757.95 feet to a found concrete monument (N:3,864,480.82, E: 4,843,607.50), located in the west line of the Fort Knox Military Reservation, a corner to Tract A-171 (Lewis, DB 71, PG 161);

Thence following an old fence and the Fort Knox Military Reservation Boundary, Tract A-171 (Lewis) for five calls:

1. South 24°30'24" West a distance of 336.75 feet to a found iron pipe;
2. Thence South 24°24'08" West, passing set rebar and caps at 472.32 feet and 1165.76 feet, a total distance of 2165.76 feet to a found concrete monument (N: 3,862,202.39, E: 4,842,573.18), located on the northeast side of the gravel access road leading from KY 1638 to Camp Sky Hi;
3. Thence crossing the access road, South 39°17'09" East a distance of 174.69 feet to a set rebar and cap;
4. Thence meandering with the access road, North 64°14'59" East a distance of 530.10 feet to a set rebar and cap, a corner to Fort Knox Tract A-351 (Yates, DB 73, PG 69);

**--EXHIBIT A--**  
**DONATION with restrictions - 2180.107 acres**

Thence with Tract A-351, South 03°28'25" East a distance of 24.65 feet to a set rebar and cap;

Thence with Tract A-351, South 27°00'08" East a distance of 877.10 feet to a set rebar and cap, a corner to Fort Knox Military Reservation, Tract A-334 (Whitworth, DB 73, PG 217);

Thence with Fort Knox Tract A-334 (Whitworth) and Tract A-13 (Anderhub, DB 73, PG 86), South 79°34'58" West, passing a set rebar and cap at 670.28 feet, a total distance of 1456.23 feet to a set rebar and cap;

Thence with Fort Knox Tract A-13 (Anderhub) line, South 16°34'57" West a distance of 143.70 feet to a found concrete monument (N: 3861556.10, E: 4842671.70) a corner to Fort Knox Tract A-228 (Nelson, DB 74, PG 59);

Thence with Tract A-228 for eight (8) calls:

1. North 23°35'34" West a distance of 221.00 feet to a set rebar and cap;
2. Thence South 38°58'52" West a distance of 577.10 feet to a set rebar and cap;
3. Thence South 67°46'04" West a distance of 277.40 feet to a set rebar and cap;
4. Thence North 87°46'41" West a distance of 249.80 feet to a set rebar and cap;
5. Thence South 06°14'11" East a distance of 100.00 feet to a set rebar and cap;
6. Thence South 07°43'31" East a distance of 559.67 feet to a found concrete monument;
7. Thence South 84°56'34" East a distance of 134.15 feet to a set rebar and cap;
8. Thence South 02°39'40" East a distance of 203.88 feet to a set rebar and cap, located in the north line of the Garnettsville Cemetery (DB 112, PG 41);

Thence with the Garnettsville Cemetery for five (5) calls:

1. Thence North 77°18'56" West a distance of 644.40 feet to a set rebar and cap;
2. Thence South 62°24'49" West a distance of 21.53 feet to a set rebar and cap;
3. Thence South 28°14'49" West a distance of 221.41 feet to a set rebar and cap;
4. Thence South 33°05'11" West a distance of 108.97 feet to a found concrete monument;
5. Thence South 52°04'18" West a distance of 47.66 feet to a set rebar and cap, located in the north right-of-way line of KY 1638, said rebar being the True Point of Beginning, containing 1969.151 acres, less the City of Louisville Landfill area of 2.966 acres (described below), leaving a total of 1966.185 acres, more or less for **USA Donation Lands - Tract 1**.

Included within **USA Donation Lands Tract 1** is the Graham Cemetery located near the northern end of the tract on the west side of the Otter Creek Outdoor Recreation Area Access Road, and is approximately 3100 feet northwest of the entrance into Camp Piomingo. The Graham Cemetery is 33-feet by 33-feet and surrounded by a stone wall about 4-feet tall.

**--EXHIBIT A--**  
**DONATION with restrictions - 2180.107 acres**

Included within **USA Donation Lands - Tract 1** is **YMCA Lease A**, for Camp Piomingo containing 162.130 acres and **YMCA Lease B**, for Camp Piomingo containing 0.737 acres. Included within the **YMCA Lease A** is the Hoover Cemetery. Access to the Hoover Cemetery is obtained thru Camp Piomingo.

**Exception 1 - City of Louisville Landfill – 2.966 Acres**

Commencing at the end-point of the herein described Landfill Access Easement, thence North 62°18'25" West a distance of 71.94 feet to a set rebar and cap, having Kentucky One Zone Coordinates with a Project Datum Factor of 1.00012059 of N: 3,862,492.45; E 4,838,395.60, the True Point of Beginning of the Landfill Area;

Thence North 23°58'33" East a distance of 335.67 feet to a set rebar and cap;  
Thence North 49°39'54" East a distance of 123.30 feet to a set rebar and cap;  
Thence South 51°43'40" East a distance of 173.46 feet to a set rebar and cap;  
Thence South 17°27'50" East a distance of 232.96 feet to a set rebar and cap;  
Thence South 38°11'24" West a distance of 174.90 feet to a set rebar and cap;  
Thence North 82°00'33" West a distance of 240.91 feet to a set rebar and cap;  
Thence North 62°18'25" West a distance of 101.39 feet to a set rebar and cap, the True Point of Beginning, containing 2.966 acres, more or less.

**Exception 1 - Landfill Access Easement**

The herein described access easement being 30-feet in width, the centerline defined as follows: Beginning at a point in the northeastern right-of-way of KY 1638 and centerline of Otter Creek Outdoor Recreation Area Road (formerly KY 3241, released in DB 310, PG 67), having Kentucky One Zone Coordinates with a Project Datum Factor of 1.00012059 of N: 3,860,909.72; E 4,838,749.48;

Thence with the centerline of Otter Creek Outdoor Recreation Area Road for five (5) calls:

1. North 11°54'22" West a distance of 371.35 feet to a point;
2. Thence with a curve turning to the left with an arc length of 212.36', with a radius of 888.43', with a chord bearing of North 15°55'39" West, with a chord length of 211.85 feet to a point;
3. Thence with a compound curve turning to the left with an arc length of 223.97', with a radius of 4675.66', with a chord bearing of North 25°15'17" West, with a chord length of 223.95' to a point;
4. Thence North 29°18'53" West a distance of 552.72 feet to a point;
5. Thence North 32°39'17" West a distance of 33.36 feet to a point;

Thence leaving Otter Creek Park Road and following the centerline of the existing access drive for eight (8) calls:

1. North 32°11'39" East a distance of 36.42 feet to a point;
2. Thence North 10°07'16" East a distance of 39.52 feet to a point;
3. Thence North 14°55'44" East a distance of 32.77 feet to a point;
4. Thence North 33°04'50" East a distance of 46.96 feet to a point;

**--EXHIBIT A--**  
**DONATION with restrictions - 2180.107 acres**

5. Thence North 60°29'19" East a distance of 63.06 feet to a point;
6. Thence North 28°09'07" East a distance of 49.86 feet to a point;
7. Thence North 41°52'59" East a distance of 29.74 feet to a point;
8. Thence North 65°37'38" East a distance of 76.90 feet to a point in the south line of the Landfill.

**OTTER CREEK OUTDOOR RECREATION AREA - USA DONATION LANDS - TRACT 2 (RESTRICTED)**

Beginning at a set rebar and cap located in the centerline of the Froman's Hollow Branch, having Kentucky One Zone Coordinates of N: 3,875,772.38; E: 4,831,364.72, thence with the centerline of the Froman's Hollow Branch North 46°19'57" East a distance of distance of 130.15 feet to a point at the deed of record low water mark of the Ohio River at the mouth of Froman's Hollow Branch, the True Point of Beginning of the herein described Tract 2;

Thence continuing North 46°19'57" East a distance of 463.72 feet to a point in the thread of the Ohio River;

**The thread of Ohio River location is based on the legal precedent from *Handly's Lessee v Anthony*, 5 Wheat. 374, 18 U.S. 374, 5 L.Ed. 113 (1820), and others:**

**"... it has been established that an individual Kentucky landowner whose lands border on the Ohio River owns only to the thread of the river, while the ownership of the Commonwealth of Kentucky in its sovereign capacity extends to the low water mark on the northwestern side of the river".**

Thence upstream with the Thread of the Ohio River as determined by edge of water measurements on opposite banks during low water in October of 2010 for five (5) calls:

1. South 38°49'25" East a distance of 454.09 feet to a point;
2. Thence South 43°59'55" East a distance of 4044.90 feet to a point;
3. Thence with a curve turning to the left with an arc length of 1493.52', with a radius of 2731.80', with a chord bearing of South 64°54'35" East, with a chord length of 1474.98 feet to a point;
4. Thence North 89°56'22" East a distance of 1466.77 feet to a point;
5. Thence with a curve turning to the left with an arc length of 3429.17', with a radius of 3648.46', with a chord bearing of North 39°28'00" East, with a chord length of 3304.33 feet, to a point opposite the mouth of Otter Creek;

Thence leaving the Thread of the Ohio River, South 81°51'43" East a distance of 702.90 feet to the mouth of Otter Creek;

**--EXHIBIT A--**  
**DONATION with restrictions - 2180.107 acres**

The thread of the Ohio River and the thread of Otter Creek have witness corners set at spacing intervals no greater than 1000-feet. The thread of Otter Creek is also the west boundary line of a portion of Fort Knox Military Reservation, said boundary line being marked and signed historically, previously and currently on the east bank.

Thence upstream with the thread of Otter Creek, as determined from edge of water measurements on opposite banks, during low water in the Fall of 2010, for two (2) calls:

1. South 59°56'51" East a distance of 101.10 feet to a point;
2. Thence South 49°28'49" East a distance of 168.68 feet to a point located in the north 30-foot CSX Railway right-of-way;

Thence with the north 30-foot railroad right-of-way line for five (5) calls:

1. With a curve turning to the right with an arc length of 630.29', with a radius of 353,642.74', with a chord bearing of South 28°30'08" West, passing a set rebar and cap at 63.83 feet, a total chord length of 630.29' to a set rebar and cap;
2. Thence South 28°36'28" West a distance of 517.52 feet to a set rebar and cap;
3. Thence with a curve turning to the right with an arc length of 1066.59', with a radius of 5809.34', with a chord bearing of South 33°06'55" West, with a chord length of 1065.09', to a set rebar and cap;
4. Thence South 38°26'41" West a distance of 747.08 feet, to a set rebar and cap;
5. Thence with a curve turning to the right with an arc length of 511.14', with a radius of 1654.83', with a chord bearing of South 44°52'38" West, with a chord length of 509.11',

Thence leaving the 30-foot right-of-way line for four (4) calls:

1. North 63°54'49" West, passing a set rebar and cap at 134.48', a total distance of 302.00 feet to a point in the bed of the Ohio River;
2. Thence South 76°50'11" West a distance of 924.00 feet to a point in the bed of the Ohio River;
3. Thence South 85°50'11" West a distance of 1197.91 feet to a set rebar and cap;
4. Thence South 13°50'11" West a distance of 44.52 feet to a set rebar and cap located in the north 30-foot CSX right-of-way;

Thence with a curve turning to the right with an arc length of 253.60', with a radius of 1606.79', with a chord bearing of North 79°31'05" West, with a chord length of 253.33', to a set rebar and cap located in the north 30-foot CSX owned right-of-way (see Right-of-Way and Track Map of the Louisville, Henderson & St. Louis Railway, No. L&N 101-V1/12 dated June 30, 1918, at Station 1266+61 LL – the old Lewis Hoover crossing line) and a corner to the City of Louisville, the Patterson Area 2 (DB69, Pg 537)

Thence with the deed of record low water line of the Ohio River for twelve (12) calls:

1. Thence North 00°55'58" West a distance of 184.30 feet to a deed point (not set);
2. Thence North 82°18'58" West a distance of 126.60 feet to a deed point (not set) ;
3. Thence North 72°11'58" West a distance of 160.40 feet to a deed point (not set) ;

**--EXHIBIT A--**  
**DONATION with restrictions - 2180.107 acres**

4. Thence North 74°49'58" West a distance of 404.60 feet to a deed point (not set);
5. Thence North 39°11'58" West a distance of 168.70 feet to a deed point (not set);
6. Thence North 60°44'58" West a distance of 1148.70 feet to a deed point (not set);
7. Thence North 33°54'58" West a distance of 386.30 feet to a deed point (not set);
8. Thence North 61°23'58" West a distance of 199.10 feet to a deed point (not set);
9. Thence North 56°24'58" West a distance of 625.50 feet to a deed point (not set);
10. Thence North 37°07'58" West a distance of 163.20 feet to a deed point (not set);
11. Thence North 38°15'58" West a distance of 1243.60 feet to a deed point (not set);
12. Thence North 38°54'58" West a distance of 1757.51 feet to a deed point (not set), the True Point of Beginning, containing 7728209.37 square feet or 177.415 acres.

Included within **USA Donation Lands Tract 2** is a Warranty Deed of Flowage Easement (DB 106, PG 101) containing five (5) Tracts identified as 5206-E-1 thru 5206-E-5, encompassing a total land area of 63.25 acres, of which 7.86 acres lie below the 390 foot elevation (M.S.L. Sandy Hook Datum).

**OTTER CREEK OUTDOOR RECREATION AREA - USA DONATION LANDS – TRACT 3 – (RESTRICTED)**

Beginning at a set rebar and cap, located across the road from Rock Haven Methodist Church-Woolrich Cemetery (DB 447, Pg 151) in the southwestern 30-foot right-of-way line of KY 1238 or Rock Ridge- Rock Haven Road, being 15-feet each side of centerline, said rebar having Kentucky One Zone State Plane Coordinates of N: 3,869,205.93, E: 4,832,831.32, a corner to Christin & Raymond Menard (DB 510, PG 215, Parcel 1);

Thence with the west line of Menard and Ashley & Jacob Carmon (DB 498, PG 276), South 48°00'25" West a distance of 663.56 feet to a found concrete monument, a corner to Carmon and Thomas & Janet Powell (DB 479, PG 388);

Thence with the west line of Powell, South 51°45'29" West a distance of 226.24 feet to a found concrete monument, a corner to Powell and James B. Higbee (DB 518, PG 68);

Thence with the west line of Higbee, South 51°45'34" West a distance of 575.61 feet to a found rebar and cap stamped LS 2373, located in the northeast line of Edward Andrade, Jr. (DB 388, PG 415);

Thence with the northeast line of Andrade, North 35°05'52" West, passing a set rebar and cap at 340.06 feet, a total distance of 1306.95 feet to a set rebar and cap near a painted Oak tree, said rebar is located in the easterly right-of-way line of Allen Road, being 30-feet in width, 15-feet each side of centerline;

Thence with the said southeasterly right-of-way line of Allen Road for eight (8) calls:

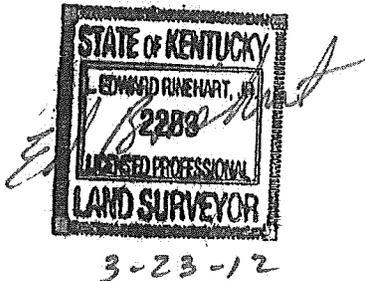
1. North 55°15'29" East a distance of 122.20 feet to a set rebar and cap;
2. Thence North 53°30'20" East a distance of 124.95 feet to a set rebar and cap;

**--EXHIBIT A--  
DONATION with restrictions - 2180.107 acres**

3. Thence North 52°12'16" East a distance of 225.65 feet to a set rebar and cap;
4. Thence North 53°08'46" East a distance of 267.52 feet to a set rebar and cap;
5. Thence North 52°55'06" East a distance of 89.81 feet to a set rebar and cap;
6. Thence North 57°13'43" East a distance of 139.00 feet to a set rebar and cap;
7. Thence North 52°12'26" East a distance of 57.44 feet to a set rebar and cap;
8. Thence North 50°10'39" East a distance of 189.67 feet to a set Magnail, located in the south right-of-way line of KY 1238 or Rock Ridge- Rock Haven Road;

Thence with the right-of-way line of KY 1238 or Rock Ridge- Rock Haven Road for four (4) calls:

1. South 45°55'15" East a distance of 279.83 feet to a set rebar and cap;
2. Thence South 46°26'33" East a distance of 433.41 feet to a set rebar and cap;
3. Thence South 46°38'39" East a distance of 427.25 feet to a set rebar and cap;
4. Thence South 46°49'04" East a distance of 103.99 feet to a set rebar and cap, being the True Point of Beginning of the "Poole" Area, containing 1,710,326.90 square feet or 39.264 acres, more or less.





LOUISVILLE METRO COUNCIL  
CLERK'S OFFICE

H. STEPHEN OTT  
CLERK OF THE COUNCIL

I, H. STEPHEN OTT, CLERK OF THE METRO COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND CUSTODIAN OF THE ORIGINAL ROLLS OF THE CITY OF LOUISVILLE ORDINANCES, JEFFERSON COUNTY ORDINANCES, LOUISVILLE JEFFERSON COUNTY METRO GOVERNMENT ORDINANCES, PUBLIC RECORDS, PAPERS AND DOCUMENTS OF THE FORMER BOARD OF ALDERMEN OF THE CITY OF LOUISVILLE, FISCAL COURT OF JEFFERSON COUNTY AND LOUISVILLE METRO GOVERNMENT, AND PURSUANT TO SECTION 83A.060 OF THE KENTUCKY REVISED STATUTES, I DO HEREBY CERTIFY THAT THE ATTACHED IS A FULL AND TRUE COPY OF:

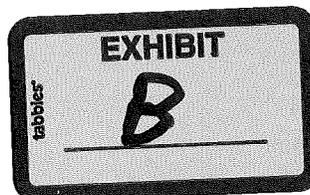
**RESOLUTION NO. 034, SERIES 2014**

**A RESOLUTION DETERMINING ALL BUT 2.996 ACRES OF OTTER CREEK PARK LOCATED IN MEADE COUNTY, KENTUCKY, SHOWN ON EXHIBIT A ATTACHED HERETO, OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ("METRO GOVERNMENT") THE GOVERNMENTAL SUCCESSOR TO THE CITY OF LOUISVILLE AS NO LONGER NEEDED AND NO LONGER PRACTICAL FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS CONVEYANCE TO THE COMMONWEALTH OF KENTUCKY, FOR THE USE AND BENEFIT OF THE KENTUCKY DEPARTMENT OF FISH AND WILDLIFE RESOURCES FOR \$65,000.00 AND THE CONTINUED AVAILABILITY OF THE PARK FOR PUBLIC RECREATION.**

DATED THIS 2<sup>ND</sup> DAY OF MAY 2014

H. STEPHEN OTT, COUNCIL CLERK  
LOUISVILLE METRO COUNCIL  
LOUISVILLE/JEFFERSON COUNTY  
METRO GOVERNMENT

SEAL



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**Sponsored by: Councilwoman Marianne Butler**

**WHEREAS**, according to KRS 67C 101 (3)(e), Metro Government may sell real property owned by Metro Government; and

**WHEREAS**, Section 2 (C) of Executive Order No. 3, Series 2007, of the Mayor, provides that Metro Government may sell and convey surplus real estate upon a determination by Legislative Council of Metro Government ("the Council") that such property is no longer needed for governmental purposes of Metro Government; and

**WHEREAS**, the Meade County, Kentucky Property Valuation Administration records attribute ownership of Otter Creek Park which is the subject of this resolution to Louisville/Jefferson County, Kentucky; and

**WHEREAS**, the Lessor owns, through various acquisitions and donations, approximately 2155+- acres of property in Meade County, Kentucky, known as Otter Creek Park; and

**WHEREAS**, since acquiring Otter Creek Park, Metro Government has maintained and operated multiple facilities at Otter Creek Park including but not limited