

MINUTES } CITY OF PIKEVILLE

MINUTES OF A REGULAR MEETING OF BOARD OF COMMISSIONERS OF THE CITY OF PIKEVILLE, KENTUCKY, HELD AT STAR LITE BOWLING CENTER ON FRIDAY OCTOBER 15th., 1965, present, W.C. Hambley, Mayor, Frederick W. Baker, Commissioner, and Kermit Sexton, Commissioner, with O.T. HINTON, City Attorney, in attendance.

O.T. Hinton, City Attorney, reported that pursuant to instructions from the Commissioners he searched the records of the County Clerk's Office and found that the property needed for the right-of-way purposes to meet the requirements of the Department of Highways of the State of Kentucky at the mouth of Lower Chloe Creek was owned by James Carter, now deceased, and Myrtle Carter, his widow was conveyed to them by deed from W. M. Kinney dated March 23, 1954, recorded in Deed Book 324, Page 597, and that there are two frame dwellings on said property, one of which rents for \$15.00 per month and the other occupied by Myrtle Carter and two daughters as a residence; that he furnished a description of this property and deed reference to Walter P. Walters and D.R. Newsome, and requested them to view the property and make an appraisal; that these appraisers had made their report to him.

The following resolution was submitted:

Whereas, the Department of Highways of the State of Kentucky has indicated that in order to relocate the highway leading up Lower Chloe Creek to the public School property and widen the entrance to said highway at its intersection with the by-pass around Pikeville, designated as U.S. Rt. 23, 460, and 80, it would be necessary to acquire additional right-of-way including the property owned by James Carter, now deceased, and Myrtle Carter, his widow described in a deed to them dated March 23, 1954, and recorded in Deed Book, page 597, Pike County Court Clerk's Office, and:

Whereas, the City of Pikeville owns the property at the mouth of Lower Chloe Creek on the opposite side of the present road up Lower Chloe Creek and would benefit by filling in of said property with the waste material resulting from the relocation and widening work above mentioned, and:

Whereas, all of this territory is within the City limits of Pikeville and it is incumbent upon the City to acquire the necessary right-of-way in order to induce the Department of Highways of the State of Kentucky to make improvements mentioned.

Now therefore be it resolved as follows:

That the property owned by James Carter, now deceased and Myrtle Carter, his widow, above mentioned is now declared to be needed for the public purpose set forth above and should be acquired by private sale and conveyance if possible or condemnation if necessary:

That O.T. Hinton, City Attorney, be directed and authorized to negotiate with the present owners for the purchase of said property and if he is unable to reach agreement as to a price which is acceptable to the Board that he be directed and authorized to institute the necessary proceeding in the name and on behalf of the City to acquire title thereto thru the exercise of the right of eminent domain.

Commissioner Kermit Sexton moved the adoption of the foregoing resolution Commissioner F.W. Baker seconded the motion.

Upon roll call the vote was as follows:

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| W.C. Hambley, Mayor | Aye |
| F.W. Baker, Commissioner | Aye |
| Harry Hobson, Commissioner | Absent |
| Kermit Sexton, Commissioner | Aye |
| Uhlán Taylor, Commissioner | Absent |

The motion was declared carried and the City Attorney is ordered to proceed as directed.

No further business coming before the Commissioners, the meeting was declared adjourned.

Approved

W.C. Hambley
Mayor

Attest

Charles L. Hoffmann
City Clerk