

Mayor
Rita Dotson

City Clerk
Michele Edwards

City Treasurer
Bethany Cooper

City Attorney
Martin Johnson

Police Chief
Tracy Watwood

Annexation to the City of Benton Of July 20, 1976

I certify I am the duly qualified City Clerk of the City of Benton, Kentucky, and the foregoing
2 pages of the Ordinance of July 20, 1976 is a true, correct and complete copy, duly
adopted by the City Council at a convened meeting held on July 20, 1976, all as appears in
the official records of the said City of Benton, Kentucky.

WITNESS, my hand and the Seal of the City of Benton, this the 18 day
of August, 2015.


Michele Edwards
Benton City Clerk

S E A L

RECEIVED AND FILED
DATE Sept 9, 2015

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Handie Adkins

AN ORDINANCE ANNEXING A CERTAIN TERRITORY
ADJOINING THE PRESENT CITY LIMITS OF THE
CITY OF BENTON, KENTUCKY, AND MAKING SAME
A PART OF THE SAID CITY.

THE CITY COUNCIL OF THE CITY OF BENTON, KENTUCKY, DOES HEREBY
ORDAIN AS FOLLOWS:

That pursuant to Chapter 81 of the Kentucky Revised Statutes
and in conformity with judgement in favor of the City of Benton, Kentucky,
in Civil Action No. 3692, in the October, 1973 term of the Marshall Circuit
Court, the following described tracts of land adjoining and touching the
city limits of the City of Benton, Marshall County, Kentucky, are hereby
annexed, added to, and taken in and made a part of the City of Benton,
Kentucky, which tracts are more particularly described as follows:

TRACT NO. 1

A tract of land in the County of Marshall, State of Kentucky;
being all of that portion of West Oaks Subdivision as recorded
in Plat Book _____, page _____, not presently incorporated into
the City of Benton, Kentucky, and being further described as follows:

Beginning at a point in the East boundary of said West Oaks subdivision
where the present City limits ends, said point being further identified
as being North 20° 54' 10" West 548.03' from the centerline of Kentucky
Highway 58 (Mayfield Highway) ; thence from said point of beginning
in a Southwesterly direction being 500' from the centerline of Kentucky
Highway 58 and following the meanders of said road, the chord of which
bears South 61° 03' 05" West a distance of 1348.28' to a point in the
West line of West Oaks Subdivision, said point lying North 20° 57'
26" West a distance of 610.28' from the centerline of said Kentucky
Highway; thence, North 20° 57' 26" West 1045.55' to an iron pin in the
South boundary of the Jackson Purchase Parkway; thence along the arc
of a curve to the left of a distance of 1637.07' to an iron pin set
at the east line of West Oaks Subdivision and the South right of way
line of said Jackson Purchase Parkway, the chord of said curve bears
North 45° 11' 41" East a distance of 1628.82'; thence following the East
Boundary of West Oaks Subdivision South 20° 54' 10" East a distance of
1541.36' to the point of beginning. The present city limits as
described herein are based upon an ordinance adopted by the City
Council of the City of Benton, Kentucky, September 3, 1963.

TRACT NO. 2

A tract of land to be annexed to the City of Benton, County of Marshall,
State of Kentucky, and being further described as follows:

Commencing at a point in the centerline of U.S. Highway 641, said
point being 853.32' North of the Northwest corner of the Stilley
Heirs Subdivision as recorded in Plat Book 1, page 98, of the records,
in the Court Clerk's office of the above mentioned county; thence
South 73° 17' 58" East 180.00' to the old city limit line; thence North
150° 55' 00" East and following the old city limit line 60.60' to the
point of beginning; thence North 150° 55' 00" East and following the
old city limit line 775.67' to the centerline of a creek; thence South
8° 58' 45" West and following the centerline of said creek 126.28';
thence South 22° 15' 08" East 188.70' thence, South 190° 35' 34" East
69.01' ; thence, South 50° 43' 32" East 75.88'; thence South 250° 04'
05" West 63.68'; thence South 37° 38' 17" West 276.53'; thence South
47° 25' 13" West 58.10'; thence North 80° 02' 37" West and following
the centerline of said creek 57.42' to the point of beginning. This
tract contains 1.954 acres.

TRACT NO. 3

A tract of land to be annexed to the City of Benton, County of Marshall,
State of Kentucky, and being further described as follows:

Commencing at a point located in the centerline of U.S. Highway
641, said point being 253.32' 253.32' North of the North-west corner

of the Stilley Heirs subdivision as recorded in Plat Book 1, page 98, of the records in the Court Clerk's office of the above mentioned county; thence South 73° 17' 58" East 719.79'; thence, South 17° 49' 52" West 413.42' to the old City limit line; thence North 73° 18' 00" West and following the old city limit line 713.29' thence North 18° 32' 00" East 160.10'; thence North 15° 00" East 253.32' to the point of beginning. This tract contains 6.778 acres.

TRACT NO. 4

LOTS Nos 22, 23 and 24 of the Colonial Acres Subdivision as recorded in Plat Books 3, page 22, Marshall County Court Clerk's Office. Reference is hereby made to said plat for a more complete and accurate description.

TRACT NO. 5

The property of Pete Gunn, Bill Morgan, Jim Kinney, R.C. Riley, Woodrow Holland; and the City of Benton, lying west of the Murray Highway, south of Town Creek, and consisting of approximately 60 acres. Or more particularly described as beginning at the northwest corner of the property herein annexed. Said corner being a point in the center of Twon Creek and on the east right-of-way of the Golf Course Road. Thence in a northeasterly direction approximately 1700 feet along the centerline of Town Creek at the existing City Limits and the north line of Jim Kinney to the intersection of two creeks. Thence continuing north approximately 200 feet along the center line of the creek and the west property line of Riley/Holland to the Southwest corner of the Wayne Powell property. Thence east along the south line of Wayne Powell and north line of Riley/Holland to a point approximately 250 feet west of the center line of the Murray Highway. Thence South along the existing City Limits following a line approximately 250 feet west of the Murray Highway centerline for a distance of 2600 feet to a point just south of West 24th Street (Mary Green Road). Thence in a northerly direction approximately 700 feet to a point 450 feet west of the Murray Highway centerline. Said point is west of what was previously known as the Gaydon Burd property. Thence West approximately 1800 feet along the south line of Harold Inman, Bill Morgan,, Pete Gunn III, and the City of Benton to a point in the southwest corner of the City's property at the end of Golf Course Road Extended. Thence North 1000 feet along the east right of way of the Golf Course Road to the point of beginning

Passed by the Council for the City of Benton, Kentucky, this the 20th day of July, 1976.

ATTEST:


FRANK DUNN, CITY CLERK


COY CREASON, MAYOR

Tribune
7-20-76

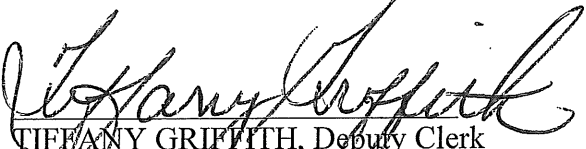
COMMONWEALTH OF KENTUCKY
MARSHALL CIRCUIT COURT

IN RE: Annexation Ordinances / City of Benton, KY

AFFIDAVIT

The undersigned Deputy of the Marshall Circuit Court being first duly sworn, states that she has researched the records and files in the Circuit Court Clerk's Office for an annexation action designated as Civil Action No. 3692, and she has been unable to locate any such file with that number, and she is of the opinion and believes that this number placed on any documents related to actions filed by the City of Benton, KY in the Marshall Circuit Court Clerk's Office was done so by mistake.

Given under my hand this the 20th day of August, 2015.


TIFFANY GRIFFITH, Deputy Clerk
MARSHALL CIRCUIT COURT

Subscribed and sworn to before me by Tiffany Griffith, Deputy Clerk of the Marshall Circuit Court, on this the 20th day of August, 2015.


NOTARY PUBLIC

My commission expires: 8-15-2018
#516467

0B-42
P-397

2012-10-27
12:00 PM

MARSHALL CIRCUIT COURT
Civil Action No. 3546

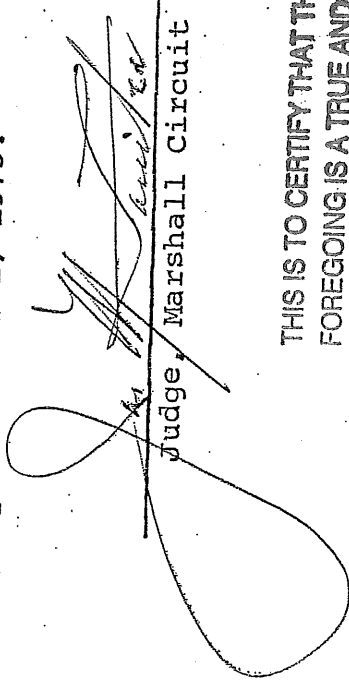
IN RE: PETITION OF THE CITY OF BENTON, MARSHALL COUNTY, KENTUCKY,
SEEKING A JUDGMENT TO ANNEX UNINCORPORATED TERRITORY INTO
THE LIMITS OF THE SAID CITY.

J U D G M E N T

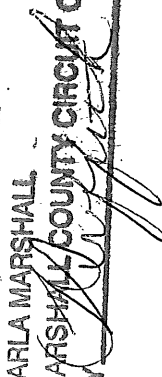
This matter coming on to be heard upon the Motion of the
Petitioner, City of Benton, and it appearing to the Court that the
Petition filed herein was timely filed as prescribed in KRS 81.210,
that same was duly advertised in the Tribune-Courier, a newspaper
of general circulation in Marshall County, Kentucky; that no
objection to annexation has been filed by any property owner within
the area sought to be annexed; and it further appearing to the
Court that the extension of corporate limits set forth in the
Petition filed herein is in the best interest of the City and will
cause no material injury to property owners within the areas to be
annexed; and the Court being otherwise sufficiently advised,

NOW THEREFORE IT IS ORDERED and ADJUDGED that the annexation
proposed by the City of Benton of the property described in the
petition filed herein is hereby adjudged and the area described
therein shall become a part and portion of the corporate limits of
the City of Benton upon compliance with the provisions of KRS 81.210
further pertaining thereto.

Done this the 7th day of December, 1973.


Judge, Marshall Circuit Court

THIS IS TO CERTIFY THAT THE
FOREGOING IS A TRUE AND
CORRECT COPY AS APPEARS OF
RECORD IN MY OFFICE.

CARLA MARSHALL
MARSHALL COUNTY CIRCUIT CLERK
BY 

MARSHALL CIRCUIT COURT
Civil Action No. 3546

IN RE: PETITION OF THE CITY OF BENTON, MARSHALL COUNTY, KENTUCKY,
SEEKING A JUDGMENT TO ANNEX UNINCORPORATED TERRITORY INTO
THE LIMITS OF THE SAID CITY.

Comes the City of Benton, Marshall County, Kentucky, and
pursuant to KRS 81.210, files herein a Petition seeking annexation
and doth state as follows:

1. On or about September 17, 1973, at a regular meeting of
the City Council of the City of Benton, Marshall County, Kentucky, an
ordinance was passed by the Council proposing annexation to that
property as hereinafter adopted by reference, a copy of which is
attached hereto as Exhibit "A". Said ordinance was dated September 17,
1973, and pursuant to the provisions of KRS Chapter 424, a copy of said
ordinance in its entirety was duly published in the Tribune-Courier, a
newspaper of general circulation in Marshall County, Kentucky, on
September 26, 1973, a copy of which is attached hereto as Exhibit "B".
2. Said territory proposed to be annexed into the corporate
limits of the City of Benton is described in Exhibits A and B attached
hereto, which description is adopted by reference and made a part
hereof as if fully set forth herein.
3. The proposed extension of the corporate limits of the City
of Benton is in the best interest of the City and will cause no material
injury to the owners of real estate within the limits of the proposed
extension.

WHEREFORE, the City of Benton, Marshall County, Kentucky,
prays for a Judgment to annex the hereinabove referred to property and
for any and all other relief to which it may appear to be entitled.

CITY OF BENTON, MARSHALL COUNTY,
KENTUCKY

THIS IS TO CERTIFY THAT THE
FOREGOING IS A TRUE AND
CORRECT COPY AS APPEARS OF
RECORD IN MY OFFICE.

CARLA MARSHALL
MARSHALL COUNTY CIRCUIT CLERK

BY Carla Marshall

BY: Martin W. Johnson
MARTIN W. JOHNSON
City Attorney

EXHIBIT "A"

ORDINANCE DEFINING THE BOUNDARY OF TERRITORY
PROPOSED TO BE ANNEXED AND MADE A PART OF THE
CORPORATE LIMITS OF THE CITY OF BENTON, KENTUCKY

WHEREAS, the City Council of the City of Benton, Kentucky, pursuant to Chapter 81 of the Kentucky Revised Statutes is required by ordinance to accurately define the territory proposed to be annexed, and

WHEREAS, the ordinance must be published as required by law and the statutory procedure complied with prior to actual ordinance annexation of the defined area,

NOW, THEREFORE, the City Council of the City of Benton, Kentucky, doth ordain as follows:

The following property to be annexed, added to, taken in and made a part of the corporate limits of the City of Benton, Marshall County, Kentucky, is described as follows:

TRACT NO. 1

A tract of land in the County of Marshall, State of Kentucky; being all of that portion of West Oaks Subdivision as recorded in Plat Book _____, page _____,

not presently incorporated into the City of Benton, Kentucky, and being further described as follows:

Beginning at a point in the East boundary of said West Oaks Subdivision where the present city limits ends, said point being further identified as being North 2° 54' 10" West 548.03' from the centerline of Kentucky Highway 58 (Mayfield Highway); thence from said point of beginning in a Southwesterly direction being 500' from the centerline of Kentucky Highway 58 and following the meanders of said road, the chord of which bears South 61° 03' 05" West a distance of 1348.28' to a point in the West line of West Oaks Subdivision, said point lying North 2° 57' 26" West a distance of 610.28' from the centerline of said Kentucky Highway 58; thence North 2° 57' 26" West 1045.55' to an iron pin in the South boundary of the Jackson Purchase Parkway; thence along the arc of a curve to the left a distance of 1637.07' to an iron pin set at the East line of West Oaks Subdivision and the South right-of-way line of said Jackson Purchase Parkway, the chord of said curve bears North 45° 11' 41" East a distance of 1628.82'; thence following the East boundary of West Oaks Subdivision South 2° 54' 10" East a distance of 1541.36' to the point of beginning. The present city limits as described herein are based upon an ordinance adopted by the City Council of the City of Benton, Kentucky, September 3, 1963.

TRACT NO. 2

A tract of land to be annexed to the City of Benton, County of Marshall, State of Kentucky, and being further described as follows:

Commencing at a point in the centerline of U. S. Highway 641, said point being 853.32' North of the Northwest corner of the Stilley Heirs Subdivision as recorded in Plat Book 1, page 98 of the records in the court clerk's office of the above mentioned county; thence South 73° 17' 58" East 180.00' to the old city limit line; thence North 15° 55' 00" East and following the old city limit line 60.60' to the point of beginning; thence North 15° 55' 00" East and following the old city limit line 775.67' to the centerline of a creek; thence South 8° 58' 45" West and following the centerline of said creek 126.28'; thence South 22° 15' 08" East 188.70'; thence South 19° 35' 34" East 69.01'; thence South 5° 43' 32" East 75.88'; thence South 25° 04' 05" West 63.68'; thence South 37° 38' 17" West 276.53'; thence South 47° 25' 13" West 58.10'; thence North 80° 02' 37" West and following the centerline of said creek 57.42' to the point of beginning. This tract contains 1.954 acres.

TRACT NO. 3

A tract of land to be annexed to the City of Benton, County of Marshall, State of Kentucky, and being further described as follows:

Commencing at a point located in the centerline of U. S. Highway 641, said point being 253.32' North of the Northwest corner of the Stilley Heirs Subdivision as recorded in Plat Book 1, page 98, of the records in the court clerk's office of the above mentioned county; thence South 73° 17' 58" East 698.40' to the point of beginning; thence South 73° 17' 58" East 719.79'; thence South 17° 49' 52" West 413.42' to the old city limit line; thence North 73° 18' 00" West and following the old city limit line 713.29'; thence North 18° 32' 00" East 160.10'; thence North 15° 55' 00" East 253.32' to the point of beginning. This tract contains 6.778 acres.

TRACT NO. 4

Lots Nos. 22, 23 and 24 of the Colonial Acres Subdivision, as recorded in Plat Book 3, page 22, Marshall County Court Clerk's Office. Reference is hereby made to said plat for a more complete and accurate description.

TRACT NO. 5

The property of Pete Gunn, Bill Morgan, Jim Kinney, R. C. Riley, Woodrow Holland, and the City of Benton, lying west of the Murray Highway, south of Town Creek, and consisting of approximately 60 acres. Or more particularly described as beginning at the northwest corner of the property herein annexed. Said corner being a point in the center of Town

Creek and on the east right-of-way of the Golf Course Road. Thence in a northeasterly direction approximately 1700 feet along the center line of Town Creek at the existing City Limits and the north line of Jim Kinney to the intersecting line of two creeks. Thence continuing north approximately 200 feet along the center line of the creek and the intersecting line of Riley/Holland to the Southwest corner of the Wayne Powell property. Thence east along the south line of the Wayne Powell and north line of Riley/Holland to a point approximately 250 feet west of the center line of the Murray Highway. Thence South along the existing City Limits following a line approximately 250 feet west of the Murray centerline for a distance of 2600 feet to the Murray Highway of West 24th Street (Merry Green Road). Thence west 200 feet along the existing City Limits to a point just south northerly direction approximately 700 feet to a corner. Thence in a west of what was previously known as the Gaylon Burr property. Thence west approximately 1800 feet along the south line of Harold Inman, Bill Morgan, Pete Gunn, III, and the City of Benton to a point in the southwest corner of the City of property at the end of Golf Course Road of the City's North 1000 feet along the east right-of-way of the Golf Course Road to the point of beginning.

Upon passing of this ordinance and publication of same in accordance with Chapter 424 of the Kentucky Revised Statutes, a petition will be filed in the Marshall Circuit Court seeking in the name of the City of Benton, praying for a judgment to annex the territory.

PASSED BY THE CITY COUNCIL OF THE CITY OF BENTON, KENTUCKY, this the 17th day of ~~May~~ September, 1973.

/s/ Robert S. Reed /s/

Robert S. Reed
Mayor

ST:

/s/ Frank Dunn/s/

Frank Dunn
City Clerk

LED ADOPTED TO BOOK

ORDINANCE

ORDINANCE DEFINING THE BOUNDARY OF TERRITORY PROPOSED TO BE ANNEXED AND MADE A PART OF THE CORPORATE LIMITS OF THE CITY OF BENTON, KENTUCKY

WHEREAS the City Council of the City of Benton, Kentucky, pursuant to Chapter 81 of the Kentucky Revised Statutes is required by ordinance to accurately define the territory proposed to be annexed; and

WHEREAS the ordinance must be published as required by law and the statutory procedure complied with prior to actual ordinance annexation of the defined area;

NOW, THEREFORE, the City Council of the City of Benton, Kentucky, doth ordain as follows:

That the following property to be annexed, added to, taken in and made a part of the corporate limits of the City of Benton, Marshall County, Kentucky, is described as follows:

TRACT NO. 1

A tract of land in the County of Marshall, State of Kentucky, being all of that portion of West Oaks Subdivision as recorded in Plat Book _____, page _____, not presently incorporated into the City of Benton, Kentucky, and not presently incorporated into the City of Benton, Kentucky, for a distance of 200 feet to a point

just south of West 24th Street (Mary Green Road); thence west 200 feet along the existing City Limits to a corner; thence in a northerly direction approximately 700 feet to a point 450 feet west of the Murray Highway centerline. Said point is west of what was previously known as the Gaylon Burr property. Thence west approximately 1800 feet along the south line of Harold Inman, Bill Morgan, Pete Gunn, III, and the City of Benton to a point in the southwest corner of the City's property at the end of Golf Course Road Extended. Thence North 1000 feet along the east right-of-way of the Golf Course Road to the point of beginning.

Upon passing of this ordinance and publication of same in accordance with Chapter 424 of the Kentucky Revised Statutes, a petition will be filed in the Marshall Circuit Court seeking in the name of the City of Benton, praying for a judgment to annex the territory.

PASSED BY THE CITY COUNCIL OF THE CITY OF BENTON, KENTUCKY, on this the 17th day of September, 1973.

Robert Reed, Mayor

ATTEST

Frank Dunn, City Clerk

L I L E

Real Estate & Auction

Vernon Lile

Broker-Auctioneer (502) 474-2717

Specializing in Lake Properties

Commercial Residential Investment Farm

ROUTE 1 AURORA, KY 42048

Exhibit "B"

TRACT NO. 5

The property of Pete Gunn, Bill Morgan, Jim Kinney, R. C. Riley, Woodrow Holland, and the City of Benton, lying west of the Murray Highway, south of Town Creek, and consisting of approximately 60 acres. Or more particularly described as beginning at the northeast corner of the property herein annexed. Said corner being a point in the center of Town Creek and on the east right-of-way of the Golf Course Road. Thence in a northeasterly direction approximately 1700 feet along the center line of Town Creek at the intersection of City Limits and the north line of Jim Kinney to the intersection of two creeks. Thence continuing north approximately 200 feet along the center line of the creek and the west property line of Riley Holland to the Southwest corner of the Wayne Powell property. Thence east along the south line of Wayne Powell and north line of Riley Holland to a point approximately 250 feet west of the center line of the Murray Highway. Thence South along the existing City Limits following a line approximately 250 feet west of the Murray Highway centerline for a distance of 2600 feet to a point just south of West 24th Street (Mary Green Road). Thence west 200 feet along the existing City Limits to a corner. Thence in a northerly direction approximately 700 feet to a point 450 feet west of the Murray Highway centerline. Said point is west of what was previously known as the Gaylon Burr property. Thence west approximately 1800 feet along the south line of Harold Inman, Bill Morgan, Pete Gunn, III, and the City of Benton to a point in the southwest corner of the City's property at the end of Golf Course Road Extended. Thence North 1000 feet along the east right-of-way of the Golf Course Road to the point of beginning.

Upon passing of this ordinance and publication of same in accordance with Chapter 424 of the Kentucky Revised Statutes, a petition will be filed in the Marshall Circuit Court seeking in the name of the City of Benton praying for a judgment to annex the territory.

PASSED BY THE CITY COUNCIL OF THE CITY OF BENTON, KENTUCKY on this the 17th day of September, 1973.

Robert Reed, Mayor

ATTEST

Frank Dunn, City Clerk

L I L E

Real Estate & Auction

Vernon Lile

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Specializing in Lake Properties

Commercial Residential Investment Farm

ROUTE 1 AURORA, KY 42048

ADDITIONAL DOCUMENTS
INCLUDED WITH SUBMISSION.

To research the filing, contact the
Office of Secretary of State.