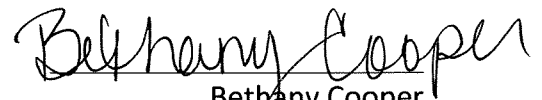


**Annexation to the City of Benton
Ordinance Number 20-05-01**

I certify I am the duly qualified City Clerk of the City of Benton, Kentucky, and the following pages of Ordinance Number 20-05-01 is a true, correct and complete copy, duly adopted by the City Council at a convened meeting held on May 18, 2020, 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 19th day of May, 2020.


Bethany Cooper
City Clerk/Treasurer

SEAL

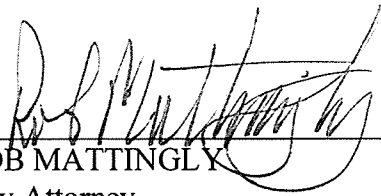
RECEIVED AND FILED
DATE May 21, 2020

MICHAEL G. ADAMS
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Katie Adkins

“AN ORDINANCE ANNEXING UNINCORPORATED TERRITORY ADJOINING THE CORPORATE LIMITS OF THE CITY OF BENTON, MARSHALL COUNTY, KENTUCKY, FOR PROPERTY KNOWN AS THE SOUTH MARSHALL MIDDLE SCHOOL PROPERTY.” This Ordinance is summarized as follows: An ordinance annexing the unincorporated territory known as the South Marshall Middle School property into the City Limits of the City of Benton, Kentucky, pursuant to the Consent to Annex granted by the owner of the property. Said property consists of 50.65 acres located on the north side of US Highway 641.

A complete copy of this ordinance is available for viewing at the City Hall during regular business hours.

I hereby certify that the above is a true and correct summary of an Ordinance adopted by the City of Benton on May 18, 2020.



ROB MATTINGLY
City Attorney
114 Main Street
P.O. Box 450
Benton, KY 42025

ORDINANCE NO. 20- 05- 01

**AN ORDINANCE
ANNEXING UNINCORPORATED TERRITORY
ADJOINING THE CORPORATE LIMITS
OF THE CITY OF THE BENTON, MARSHALL COUNTY, KENTUCKY
FOR PROPERTY KNOWN AS THE SOUTH MARSHALL MIDDLE SCHOOL**

WHEREAS The City Council of the City of Benton, Kentucky does hereby desire to annex certain unincorporated territory into the City of Benton, Marshall County, Kentucky, generally known as the South Marshall Middle School property.

WHEREAS The Board of Education of Marshall County, Kentucky, as the owner of the South Marshall Middle School property, has consented to the annexation in writing as stated on the Consent to Annexation attached hereto as Exhibit A.

NOW THEREFORE, BE IT ORDAINED by the Counsel for the City of Benton as follows:

1. The written consent of Board of Education of Marshall County, Kentucky having been given for the City to annex that property more particularly described in paragraph 2 hereof and same is hereby annexed into and made a part and portion of the City of Benton, Marshall County, Kentucky, the property having been found to have a boundary contiguous to the existing corporate limits of the City and the City having found it to be desirable and in the City's interest for the property to be annexed.

2. The property subject of this Ordinance and so annexed into the City of Benton pursuant to the provisions hereof is more particularly described as follows:

A parcel of land, the Board of Education of Marshall County Kentucky property as recorded in Deed Book 433 Page 415 and Deed Book 406 Page 604 of the records of the Marshall County Court Clerk, south of Church Grove Road, north of US 641 South, and being more particularly described as follows:

Beginning at a point in the south right of way of Church Grove Road, the northeast corner of the Board of Education of Marshall County Kentucky property as recorded in Deed Book 406 Page 604, said point having Kentucky State Plane South Zone coordinates of North 1,828,888.38 and East 876,590.00;

Thence, from the point of beginning, South 2° 18' 04" West a distance of 721.84 feet to a point;

Thence, South 2° 17' 23" West a distance of 357.96 feet to a point in the north right of way of US 641 South, also being the city limits of the City of Benton;

Thence along the north right of way of US 641 South and the Benton City Limits the following calls:

North 73° 22' 02" West 687.92 feet;
North 76° 12' 55" West 200.17 feet;
North 73° 22' 47" West 699.87 feet;
North 75° 15' 13" West 900.63 feet;
North 67° 59' 54" West 201.20 feet;
North 70° 47' 25" West 38.96 feet;

Thence, leaving the north right of way of US 641 South and the city limits of Benton, North 2° 09' 03" East 450.72 feet, to a point in the south right of way of Hitte Road;

Thence, along the South right of way of Hitte Road and Church Grove Road the following calls;

North 88° 24' 06" East 209.62 feet;
North 88° 28' 03" East 324.56 feet;
North 88° 56' 45" East 422.49 feet;
North 88° 49' 49" East 377.27 feet;
North 89° 11' 56" East 497.80 feet;
South 86° 16' 02" East 98.30 feet;
South 76° 56' 37" East 139.13 feet;
South 72° 36' 51" East 64.31 feet;
South 69° 56' 52" East 81.43 feet;
South 67° 39' 16" East 115.28 feet;
South 71° 13' 35" East 31.10 feet;
South 76° 42' 09" East 74.25 feet;
South 86° 16' 03" East 78.38 feet;
South 86° 26' 04" East 155.78 feet to the point of beginning.

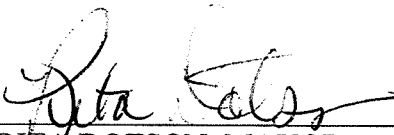
The above described parcel contains 50.65 acres more or less.

As shown on a plat labeled "Annexation to the City of Benton Kentucky Marshall County Middle School Property" dated March 11, 2020.

All bearings and coordinates referred to in this description are based on a plat by Florence and Hutcheson dated 11/07/2008 for the City of Benton.

3. This Ordinance shall be published and recorded according to law.
4. This Ordinance is enacted pursuant to the provisions of KRS 81A.412.
5. Any ordinance or part of an Ordinance in conflict with the provisions of this Ordinance is hereby repealed.
6. Should any section, clause, line, paragraph or part of this Ordinance be held unconstitutional or invalid for any reason, the same shall not affect the remainder of the Ordinance.

Passed at a meeting of the City Council of the City of Benton, Marshall County, Kentucky, on the 18 day of May, 2020.



RITA DOTSON, MAYOR

ATTEST:



BETHANY COOPER
CITY CLERK/TREASURER

FIRST READING: 4/20/2020
SECOND READING: 5/18/2020
PUBLICATION: 5/26/2020

COUNCIL VOTING

SPONSORED BY

AYE

NAY

Charles Edmonds
Kevin Farley
Butch Holland
Rita Murray
Ann Riley
Sherra Riley

CONSENT TO ANNEXATION

The undersigned Chairman of the Board of Education of Marshall County, Kentucky (hereinafter "Board"), consents and agrees to the property owned by the Board, more particularly described below, being annexed into, and made a part of, the corporate limits of the City of Benton, Kentucky, and consents to a copy of this Consent being filed with the City Clerk of the City of Benton, Kentucky, and relied upon by the City in any annexation of that property. The property is generally described as the South Marshall Middle School property and consist of the following two (2) tracts:

Tract I

A 49.99-acre tract, Map #38-00-00-140, conveyed to the Board by virtue of a deed from the City of Benton, dated July 28, 2011, of record in Deed Book 406, page 604, Marshall County Court Clerk's Office

Tract II

A tract of land fronting Church Grove Road, Map #38-00-00-137, conveyed to the Board by virtue of a deed from Jolana Green, single. dated February 13, 2015, of record in Deed Book 433, page 415, Marshall County Court Clerk's Office.

This the 17 day of February, 2020.

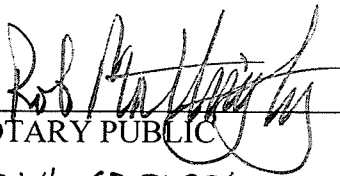
BOARD OF EDUCATION OF
MARSHALL COUNTY,
KENTUCKY

BY: Trent Lovett
TRENT LOVETT,
SUPERINTENDENT FOR
BOARD OF EDUCATION
OF MARSHALL COUNTY,
KENTUCKY

STATE OF KENTUCKY
COUNTY OF MARSHALL

The foregoing instrument was subscribed, sworn to and acknowledged before me on this the 17 day of February, 2020, by Trent Lovett, Superintendent for the Board of Education of Marshall County, Kentucky.

My commission expires: November 8, 2023



NOTARY PUBLIC
ID # 635088

**Annexation to the City of Benton, Marshall County, Kentucky
Board of Education of Marshall County Kentucky
Middle School Property**

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Note: the purpose of this description is to provide information for the annexation of the 50.65 acres described to the City of Benton, Kentucky. This description or plat does not represent a boundary survey and is not intended for land transfer or to establish ownership lines or a property boundary.

Prepared by and in accordance with a partial survey performed under the supervision of:

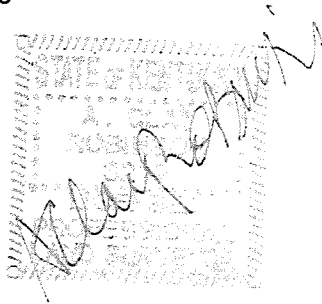
A. Clay Robinson
Ky. Licensed Prof. Surveyor 3219
ACR Land Surveying, PLLC
PO Box 7375
Paducah, Ky. 42002



A Clay Robinson, PLS #3219

3/11/2020

Date



OVERSIZE MAP INCLUDED WITH
SUBMISSION.

To research the map, contact the
Office of Secretary of State
or the County Clerk.