

ORDINANCE NO. 00- 01-01

**AN ORDINANCE ANNEXING
PROPERTY OWNED BY
MARSHALL COUNTY COOPERATIVE EXTENSION SERVICE DISTRICT BOARD**

WHEREAS, the hereinafter described property is now owned by the Marshall County Cooperative Extension Service District Board and a deed for same are recorded in Deed Book 302, page 427 of the Marshall County Court Clerk's Office; and

WHEREAS, the Marshall County Cooperative Extension Service District Board has requested that same be annexed into and made a part and portion of the corporate limits City of Benton, Kentucky; and

WHEREAS, the Marshall County Cooperative Extension Service District Board has given consent to said annexation in accordance with the provisions of KRS 81A.412 et seq. and the City can adopt an Ordinance annexing same into the City without the necessity of giving notice of its intent to do so to any third parties or by publication of an Ordinance expressing the City's intent to so annex this property; and

WHEREAS, the City intended to annex the said property with a Zoning Classification of C-2 (Highway Commercial) as recommended by the City's Planning and Zoning Commission.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Benton, Kentucky as follows:

1. The written consent of the Marshall County Cooperative Extension Service District Board having been given for the City to annex that property more particularly described in paragraph 2 hereof; a plat of same having been provided to the City Clerk; same is subject to being 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 its interest for same to be annexed with a Zoning Classification of C-2 (Highway Commercial).

2. The property subject of this Ordinance and so annexed into the City pursuant to the provisions hereof has been platted and a plat of same has been delivered to the City Clerk to be recorded in the office of the Marshall County Court Clerk's Office is more particularly described as follows:

Being a 3.38 acre parcel of land lying at the southwest intersection of Highway 1311 (Slickback Road) and Highway 58 and being more particularly described as follows:

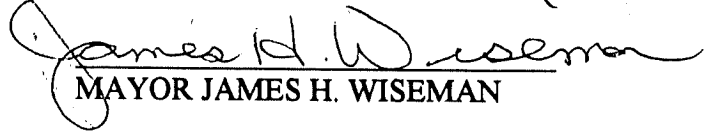
Beginning at the northwest corner of the herein described tract, said point being an existing right-of-way line marker 30 feet from the centerline of Highway 58 at Station 45+75 of the Highway 58 road approach to the Highway 641 bypass; thence, along the relocated right-of-way line as per construction of Highway 641 bypass, South 89° 06' 55" East, a distance of 56.40 feet to a ¾" iron pipe and cap set 2236; thence, South 41° 30' 28" East, a distance of 77.77 feet to a ¾" iron pipe and cap set 2236 in the west right-of-way line of Highway 1311 (25 feet from its centerline) at Station 47+94.48 of Highway 1311 approach to Highway 58; thence, South 1° 37' 43" West, along the west right-of-way line of said Highway 1311, a distance of 365.52 feet to a ¾" iron pipe and cap set 2236, said point being the northeast corner of the Martha Edwards property (Deed Book 238, page 616); thence, South 86° 11' 21" West, along the north line of said Edwards property a distance of 420.72 feet to a ¾" iron pipe and cap set 2236 by an existing fence post and in the east line of the Carroll Taylor property (Deed Book 92, page 157); thence, North 00° 05' 07" West, along the east line of say Taylor property, a distance of 216.47 feet to an existing ½" rebar at the northeast corner of the said Taylor property and in the south right-of-way of Highway 58 (30 feet from its centerline); thence, North 53° 48' 42" East, along said south right-of-way line, a distance of 399.68 feet back to the point of beginning.

The above described tract contains 3.38 acres per survey of James E. Stevenson, Kentucky Registered Professional Land Surveyor 2236 dated September 17, 1997.

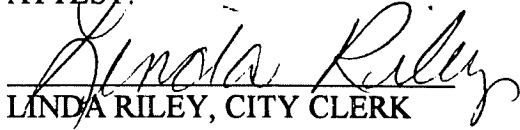
Being the same property conveyed to this Grantor by virtue of a deed from James E. Henderson, Jr., single, Judy (Judith) Ann Henderson Bernard, single, Robert Henderson, single, Betty Jean Jordon and James Jordon, her husband, Joseph P Henderson, single, Janice Gayle Richards, single and Kathy Faye Farrill, a single widow, dated May 4, 1998 of record in Deed Book _____, page _____, Marshall County Court Clerk's Office.

3. This Ordinance shall be effective from and after the date of its adoption and publication in the manner required by law.

Passed this the 18 day of January, 2000.


MAYOR JAMES H. WISEMAN

ATTEST:


LINDA RILEY, CITY CLERK

FIRST READING: 12/20/99
SECOND READING: 1/18/00
PUBLICATION: 1/26/00

COUNCIL MEMBERS VOTING:

	<u>AYE</u>	<u>NAY</u>
STEVE CARY	☒	☐
EDWIN DONAHOO	☒	☐
CHARLES EDMONS	☒	☐
KENTON HOLLAND	☐	☐
ELIZABETH HUDSON	☒	☐
LARRY SPEARS	☒	☐

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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