



1009 Main Street—Benton Kentucky 42025  
(270) 527-8677

**Mayor**  
Steve Cary

**City Clerk**  
Michele Edwards

**City Treasurer**  
Bethany Cooper

**City Attorney**  
Martin Johnson

**Police Chief**  
Tracy Watwood

**Annexation to the City of Benton  
Ordinance Number 99-09-03**

I certify I am the duly qualified City Clerk of the City of Benton,  
Kentucky, and the foregoing 4 pages of Ordinance No. 99-09-03 is  
a true, correct and complete copy duly adopted by the City Council at a  
duly convened meeting held on September 20, 1999, 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 22 day  
of October, 2009.

  
Michele Edwards  
Benton City Clerk

S E A L

RECEIVED AND FILED  
DATE Oct. 23, 2009  
TREY GRAYSON  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY Kandice Adkinson

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ORDINANCE NO. 99- 19-03

**AN ORDINANCE ANNEXING PROPERTY OWNED  
BY LARRY TELLE, JACK TELLE AND NANCY HILL**

**WHEREAS**, the hereinafter described property is now owned by Larry Telle, Jack Telle and Nancy Hill and deeds for same are recorded in Deed Book 104, page 601, Deed Book 205, page 666 and Deed Book 112, page 8, of the Marshall County Court Clerk's Office; and

**WHEREAS**, the Telles and Mrs. Hill have requested that same be annexed into and made a part and portion of the corporate limits City of Benton, Kentucky; and

**WHEREAS**, the Telles and Mrs. Hill have 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 publication of an Ordinance expressing the City's intent to so annex their 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 Larry Telle, Jack Telle and Nancy Hill 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 to be recorded in the office of the Marshall County Court Clerk's Office is more particularly described as follows:

Being a parcel of land near the city of Benton, Marshall County, Kentucky, lying on the north side of KY 348 near its intersection with the Purchase Parkway and being more particularly described as:

Beginning at an 18" -long 5/8" rebar with ID cap set in the north right-of-way of KY 348, said point having Kentucky State Plane Coordinates of X = 876355.13, Y = 1845646.79 (US Survey Feet, KY South Zone, NAD 83); thence leaving the north right-of-way of KY 348 and with a new line through Emalene Telle (Deed Book 104, Page 601), North 25° 14' 24" East a distance of 78.69 feet to a 24"-long 5/8" diameter rebar with surveyor's cap (set); thence with a new line through Telle with a curve turning to the right with an arc length of 33.13 feet, with a radius of 85.00 feet, with a chord bearing of North 36° 24' 21" East, with a chord length of 32.92 feet, to a 24"-long 5/8" diameter rebar with surveyor's cap (set); thence with a new line through Telle with a curve turning to the left with an arc length of 29.23 feet, with a radius of 75.00 feet, with a chord bearing of North 36° 24' 21" East, with a chord length of 29.05 feet, to a 24"-long 5/8" diameter rebar with surveyor's cap (set); thence with a new line through Telle, North 25° 14' 24" East a distance of 42.69 feet to a 24"-long 5/8" diameter rebar with surveyor's cap (set); thence with a new line through Telle with a curve turning to the left with an arc length of 24.24 feet, with a radius of 24.50 feet, with a chord bearing of North 38° 22' 58" West, with a chord length of 23.26 feet, to a 24"-long 5/8" diameter rebar with surveyor's cap (set); thence with a new line through Telle with a curve turning to the right with an arc length of 50.11 feet, with a radius of 35.50 feet, with a chord bearing of North 26° 17' 14" West, with a chord length of 46.05 feet, to a 24"-long 5/8" diameter rebar with surveyor's cap (set); thence with a new line through Telle, North 70° 45' 36" West a distance of 39.02 feet to a 24"-long 5/8" diameter rebar with surveyor's cap (set); thence with a new line through Telle, North 19° 14' 24" East a distance of 701.22 feet to a 24"-long 5/8" diameter rebar with surveyor's cap (set) in the centerline of an abandoned railroad bed, said point being in the north line of said Telle, thence leaving the line of Telle and with a new line through Morgan and Nancy Hill (Deed Book 205, Page 158), North 19° 14' 24" East a distance of 37.76 feet to a 24"-long 5/8" diameter rebar with surveyor's cap (set); thence with a new line through Hill, South 70° 45' 36" East a distance of 51.45 feet to a 24"-long 5/8" diameter rebar with surveyor's cap (set), said point being in the south line of Morgan and Nancy Hill (Deed Book 112, Page 8); thence with a new line through said Hill, South 70° 45' 36" East a distance of 309.55 feet to a 24"-long 5/8" diameter rebar with surveyor's cap (set), said point being in the east line of said Hill and the west line of Emalene Telle (Deed Book 104, Page 601); thence with a new line through said Telle, South 70° 45' 36" East a distance of 414.88 feet to a 24"-long 5/8" diameter rebar with surveyor's cap (set); thence with a new line through Telle, South 20° 28' 12" West a distance of 195.07 feet to a 24"-long 5/8" diameter rebar with surveyor's cap (set), said point being in the north line of Emalene Telle (Deed Book 205, Page 666); thence with a new line through said Telle, South 20° 28' 12" West a distance of 12.34 feet to a 24"-long 5/8" diameter rebar with surveyor's cap (set); thence with a new line through said Telle, South 23° 13' 51" West a distance of 38.51 feet to a 24"-long 5/8" diameter rebar with surveyor's cap (set), said point being in the south line of said Telle; thence with an east line of

Emalene Telle (Deed Book 104, Page 601), said line also being the west line of Alucobond Technologies (Deed Book 281, Page 327), with the centerline of the creek for 19 calls:

South 01° 55' 16" West a distance of 42.06 feet to a point in the creek;  
thence South 00° 00' 00" East a distance of 17.57 feet to a point in the creek;  
thence South 00° 00' 00" East a distance of 14.49 feet to a point in the creek;  
thence South 02° 17' 38" East a distance of 19.10 feet to a point in the creek;  
thence South 52° 04' 07" East a distance of 19.87 feet to a point in the creek;  
thence South 26° 35' 54" East a distance of 6.83 feet to a point in the creek;  
thence South 02° 52' 37" East a distance of 45.77 feet to a point in the creek;  
thence South 29° 40' 27" West a distance of 25.47 feet to a point in the creek;  
thence South 11° 28' 28" West a distance of 32.87 feet to a point in the creek;  
thence South 36° 34' 07" East a distance of 12.83 feet to a point in the creek;  
thence North 87° 12' 29" East a distance of 10.03 feet to a point in the creek;  
thence North 10° 05' 33" East a distance of 11.81 feet to a point in the creek;  
thence North 42° 21' 33" East a distance of 6.95 feet to a point in the creek;  
thence North 76° 36' 59" East a distance of 20.28 feet to a point in the creek;  
thence South 42° 16' 23" East a distance of 18.02 feet to a point in the creek;  
thence South 30° 37' 09" West a distance of 34.50 feet to a point in the creek;  
thence South 56° 08' 24" West a distance of 42.07 feet to a point in the creek;  
thence South 41° 48' 21" West a distance of 30.97 feet to a point in the creek;  
thence South 20° 53' 07" West a distance of 45.86 feet to a point in the creek;  
thence South 01° 12' 52" West a distance of 25.20 feet to a point in the creek, said point being near the northwest corner of City of Benton (Deed Book 238, Page 435);  
thence South 00° 22' 26" East a distance of 32.83 feet to a point in the creek;  
thence South 14° 25' 57" West a distance of 37.31 feet to a point in the creek;  
thence South 24° 32' 49" West a distance of 37.83 feet to a point in the creek;  
thence South 16° 04' 48" West a distance of 53.54 feet to a point in the creek;  
thence South 19° 37' 03" West a distance of 44.72 feet to a point in the creek;  
thence South 16° 33' 56" West a distance of 95.37 feet to a point in the creek; said point being near the southwest corner of City of Benton (Deed Book 238, Page 435) and the northwest corner of Wendell and Jane Roberts (Deed Book 154, Page 329);  
thence South 37° 38' 46" West a distance of 65.92 feet to a point in the creek;  
thence South 53° 13' 49" West a distance of 19.41 feet to a point in the creek;  
thence South 75° 29' 54" West a distance of 20.65 feet to a point in the creek;  
thence South 52° 09' 55" West a distance of 26.13 feet to a point in the creek;  
thence South 44° 30' 57" West a distance of 29.44 feet to a point in the creek;  
thence South 46° 56' 25" West a distance of 9.86 feet to an 18"-long 5/8" diameter steel rebar with ID cap (set) in the centerline of the creek at its intersection with the north right-of-way of KY 348, said point also being the southwest corner of the aforementioned Roberts property;  
thence leaving the line of the creek and with the north right-of-way of KY 348, North 64° 45' 36" West a distance of 84.48 feet to a 24"-long 5/8" diameter rebar with surveyor's cap (set); thence with a new line through the KY 348 right-of-way, North 64° 45' 36" West a distance of 65.47 feet to a 24"-long 5/8" diameter rebar with surveyor's cap (set), said point being in the existing north right-of-way of KY 348; thence with the north line of said KY 348, North 64° 45' 36" West a distance of 586.93 feet to a 24"-long 5/8" diameter rebar with surveyor's cap (set); which is the point of beginning, having an area of 814822.1 square feet, or 18.7057 acres.

17.57  
14.49  
32.06

The description above being prepared from an actual field survey of the premises on and about 03-17-99 by Hugo A. Endris, Endris Engineering, 422 Codell Drive, Lexington, Kentucky. The bearings are based on Kentucky State Plane, NAD 83 as determined by a GPS survey to the site.

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 20 day of September, 1999.

  
MAYOR, JAMES H. WISEMAN

ATTEST:

  
LINDA RILEY, CITY CLERK

FIRST READING: 8/23/99  
SECOND READING: 9/20/99  
PUBLICATION: 9-29-99

COUNCIL MEMBERS VOTING:

|                  | <u>AYE</u>    | <u>NAY</u> |
|------------------|---------------|------------|
| STEVE CARY       | <u>✓</u>      | _____      |
| EDWIN DONAHOO    | <u>✓</u>      | _____      |
| CHARLES EDMONS   | <u>✓</u>      | _____      |
| KENTON HOLLAND   | <u>✓</u>      | _____      |
| ELIZABETH HUDSON | <u>Absent</u> | _____      |
| LARRY SPEARS     | <u>✓</u>      | _____      |

OVERSIZE MAP INCLUDED WITH  
SUBMISSION.

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