

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
By
Ordinance 08-09-02**

I certify I am the duly qualified City Clerk of the City of Benton,
Kentucky, and the foregoing 5 pages of the Ordinance number
08-09-02 is a true, correct and complete copy duly adopted
by the City Council at a duly convened meeting held on
September 15, 2008, 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 December, 2009.


Michele Edwards
Benton City Clerk

S E A L

RECEIVED AND FILED
DATE December 23, 2009

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Kandice Adkins

**AN ORDINANCE
ANNEXING PROPERTY OWNED BY
KEITH RILEY AND JAN RILEY**

WHEREAS, the hereinafter described property is now owned by Keith Riley and wife, Jan Riley (hereinafter "Property Owners"), designated as Tracts I and II on a plat of the Keith and Janette Riley property, recorded at Plat Cabinet E, Slides 218, of the Marshall County Court Clerk's Office; and

WHEREAS, the Property Owners have requested that same be annexed into and made a part and portion of the City of Benton, Kentucky; and

WHEREAS, the Property Owners have consented to said annexation in accordance with the provisions of KRS 81A.412 et seq. and the City may 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 annex their property; and

WHEREAS, the City intends to annex the said property with a Zoning Classification of R-1.

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

1. The written consent of all of the property owners of the hereinafter described property having been given for the City to annex that property, same is hereby annexed into and made a part and portion of the city of Benton, Marshall County, Kentucky same 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 R-1.

2. The property subject of this Ordinance and so annexed into the City pursuant to the provisions hereof has been platted as Tract I and II of the Keith Riley, et ux, property and more completely described in a deed dated January 30, 2006, of record in Deed Book 364, page 229, and deed dated September 1, 2005, of record in Deed Book 361, page 20, and a plat of same appears in Plat Cabinet E, Slides 218, all of the Marshall County Court Clerk's Office and reference is hereby made to the plat for a more complete and accurate description.

3. This Ordinance shall be effective upon the 1st day of October, 2008.

Passed this the 15th day of September, 2008.


MAYOR STEVE CARY

ATTEST:


MICHELE EDWARDS, CITY CLERK

FIRST READING: 9/15/08
SECOND READING: N/A
PUBLICATION: 9/23/08

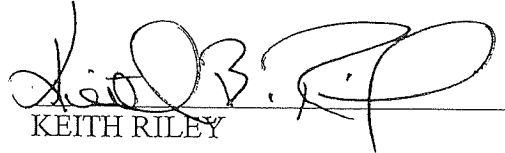
COUNCIL MEMBERS VOTING:

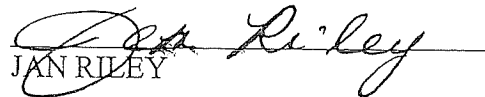
	<u>AYE</u>	<u>NAY</u>
GLEN BREWER	<u>✓</u>	<u> </u>
KENTON HOLLAND	<u>✓</u>	<u> </u>
TIM KING	<u>✓</u>	<u> </u>
CHARLES EDMONDS	<u>✓</u>	<u> </u>
RITA DOTSON	<u>✓</u>	<u> </u>
MICKEY SIRLS	<u>✓</u>	<u> </u>

CONSENT TO ANNEXATION

The undersigned, Keith Riley and wife, Jan Riley, as the owners of the lot designated below, consent and agree that said lot as depicted on that plat of the said property, which is of record in Plat Cabinet E, Slide 218, to be annexed into, and made a part of the corporate limits of the City of Benton, Kentucky, and a copy of this Consent may be filed with the City Clerk of the City of Benton, Kentucky, and relied upon by the City in any annexation of that property.

This the 3rd day of March, 2008.


KEITH RILEY


JAN RILEY

DEED BOOK 364, PAGE 229,
MARSHALL COUNTY COURT
CLERK'S OFFICE

STATE OF KENTUCKY

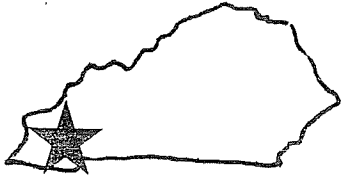
COUNTY OF MARSHALL

The foregoing instrument was subscribed, sworn to and acknowledged before me on this the 3rd day of March, 2008, by Keith Riley and wife, Jan Riley.


NOTARY PUBLIC

My commission expires: Jan. 12. 2010

City of Benton



Planning & Zoning Administrator
1009 Main Street
Benton, Kentucky 42025
270- 527-0056

August 15, 2008

Lois Cunningham
Planning & Zoning Admin.

Benton City Council

Cc: Mayor Steve Cary
Michele Edwards, City Clerk
Martin Johnson, City Attorney

The Benton Planning & Zoning Board would like to recommend a request received from Keith Riley, along with Bill & Sherry Hudson to annex rest of their property located to the rear / south lots 5 & 6 of the Bennett Ridge Subdivision. The property for consideration is property Mr. Riley had acquired from the Riley and Davis Property that of Tract 1 being 2.89 acres, Tract 11 containing 2.20 acres, and Tract 111 of .13 acres. The Hudson's have purchased a portion of the property that is included in the description submitted to Planning & Zoning.

Sincerely

A handwritten signature in cursive script that reads "Lois Cunningham".

Lois Cunningham
Planning & Zoning Administrator

A tract of land containing 2.20 acres located on the east side of Merrywood Subdivision and the south side of Bennett Ridge Subdivision, approximately 300 feet South of Bent Creek Drive in the Benton Community of Marshall County. A plat of said tract is recorded in the Marshall County Court Clerk's Office on **Slide E-25**, and is more particularly described as follows:

Unless stated otherwise, any monument referred to herein as a "rear with cap" is a set 5/8" diameter steel rebar 18" in length with a yellow plastic cap stamped "Holt PLS 2132". All bearing stated herein are referred to the magnetic meridian as observed August 18, 2005, along the south line of the tract described herein.

Beginning at an existing 1/2" rebar with Cap 3268 found in the southeast corner of Lot 5 of the Bennett Ridge Subdivision as recorded on Slide D-247, Marshall County Court Clerk's Office; said rebar is in the northeast corner of the property herein described; thence, from said beginning point North 88° 19' 21" West, 206.99 feet along the south side of said Lot 5 to an existing 1/2" rebar; thence, continuing North 88° 19' 21" West, 225.01 feet along the south side of Lot 6 of Bennett Ridge Subdivision to an existing 1/2" rebar; thence, South 89° 55' 51" West, 200.39 feet along the south side of Lot 4 of the Merrywood East Subdivision, Slide 345 to an existing 1/2" rebar set at the base of a Hickory tree; thence, South 8° 57' 15" West, 145.11 feet along the east side of Lots 5 and 6 of said subdivision to a rebar with cap set; thence, South 88° 20' 00" East, 653.88 feet along a new division line in the Grantors' (Riley and Davis – Deed Book 246, page 352) property to a rebar with cap set; thence, North 0° 32' 46" East, 150.03 feet along a new division line in said Grantors' property to the point of beginning.

Per survey of Carl L. Holt with Holt-Surveying Company, 1328 Mt. Moriah Road, Benton, Kentucky (Ph. 898-6723) Land Surveyor 2132 surveyed June 20, 2005.

This property is subject to any previously conveyed legal easements of record or in existence.

And being the same property conveyed to James Luke Riley et al from May Dell Riley et al by deed dated October 22, 1990, of record in Deed Book 246, page 352, Marshall County Court Clerk's Office. The life estate of May Dell Riley terminated at her death.

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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