

Ordinance 2019- 11

**AN ORDINANCE ANNEXING TERRITORY BY THE CITY OF
MARION, KENTUCKY, A CITY OF HOME CLASS RULE, OF 17.03
ACRES ALONG U.S. 641 SOUTH**

WHEREAS, the territory annexed, approximately 17.03 acres of land adjacent to U.S. Hwy 641 and being about 1.42 miles south of the center of Marion, said tract being contiguous to the City of Marion and of urban character or suitable for urban development without unreasonable delay; and,

WHEREAS on September 12, 2019, the fee simple owners of the subject real property, the Charles K. Travis and John Travis and respective spouses, gave written consent for the annexation by the City of Marion, Kentucky pursuant to KRS 81A.412; and,

WHEREAS, the City of Marion has not otherwise been challenged in a court of law in proceeding with annexing the below described territory.

NOW, THEREFORE, BE IT ORDAINED by the City of Marion, as follows:

1. The territory described below, PVA Map of which is attached to this ordinance as Exhibit A and is fully incorporated into this ordinance, is hereby annexed into the City of Marion:

Beginning at an iron pin on the east side of U.S. 641 and Ky. 91, being 30 ft. from the center of the highway, at approximate Ky. Coordinates (south zone) North 364,200 East 1,321,450, about 1.5 miles south of the center of Marion and corner to Winn; thence with his line N. 62° 32' E. 920.5 ft. to an iron pipe on top of a bluff and corner to Winn, Cruce and Ray James (now or formerly); thence with James line S. 15° 52' E. 1008.2 ft. to an iron pin by a fence corner post, corner to English; thence with his line S. 69° 48' W. 671.4 ft. to an iron pin on the east side of said highway; thence with the meanders of the east side of the highway N. 27° 20' W. 113.4 ft., N. 29° 08' W. 498.5 ft., N. 32° 58' W. 150.0 ft., N. 36° 44' W. 143.6 ft. to the beginning, containing 17.03 acres by survey.

SOURCE OF TITLE: This being the same property conveyed to Charles K. Travis by Mildred Mae Tatum by Deed dated March 14, 2008 and recorded in Deed Book 211, at Page 14. Crittenden County Court Clerk's Office.

2. The provisions of this Ordinance are hereby declared to be severable and, if any section, phrase or provision shall for any reason, be declared invalid, such declaration of invalidity shall not affect the validity of the remainder of this Ordinance.
3. All prior Municipal Orders or Ordinances or parts of any Municipal Order or Ordinance in conflict herewith are hereby repealed.

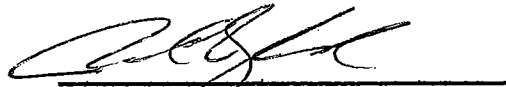
RECEIVED AND FILED
DATE June 22, 2021

MICHAEL G. ADAMS
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Kandis Adkinson

4. This ordinance shall take full force and effect upon publication as required by KRS Chapter 424 and other applicable law.

<u>COUNCIL MEMBERS</u>	YES	NO
Donald Arflack	<u> X </u>	<u> </u>
Phyllis Sykes	<u> X </u>	<u> </u>
Darrin Tabor	<u> X </u>	<u> </u>
Michael Byford	<u> X </u>	<u> </u>
Dwight Sherer	<u> X </u>	<u> </u>
D'Anna Browning	<u> X </u>	<u> </u>

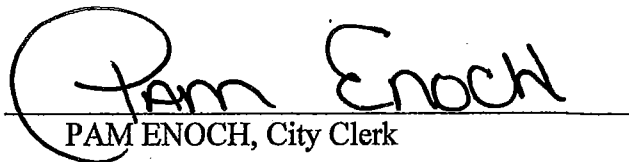
It appearing that 6 Council Members voted for the adoption of the ordinance, and 0 voted against with 0 abstaining, the Mayor declared the ordinance adopted.



Jared Byford, Mayor

CERTIFICATE

The undersigned certifies that she is the duly elected and acting City Clerk of the City Council of City of Marion, Kentucky, that the foregoing Ordinance was duly adopted at a regular/special meeting of said Council held on 10/21/2019 that all actions taken in connection with such Ordinance were in compliance with the requirements of KRS Chapter 61, and that such Ordinance is now in full force and effect, all as appears from the official records of the City in my custody and under my control.



PAM ENOCH, City Clerk

Dated: OCTOBER 21 , 2019





CRITTENDEN COUNTY KENTUCKY

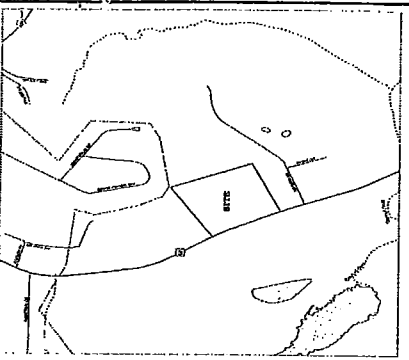
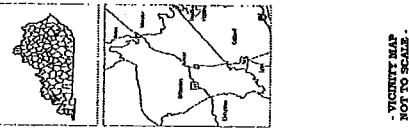
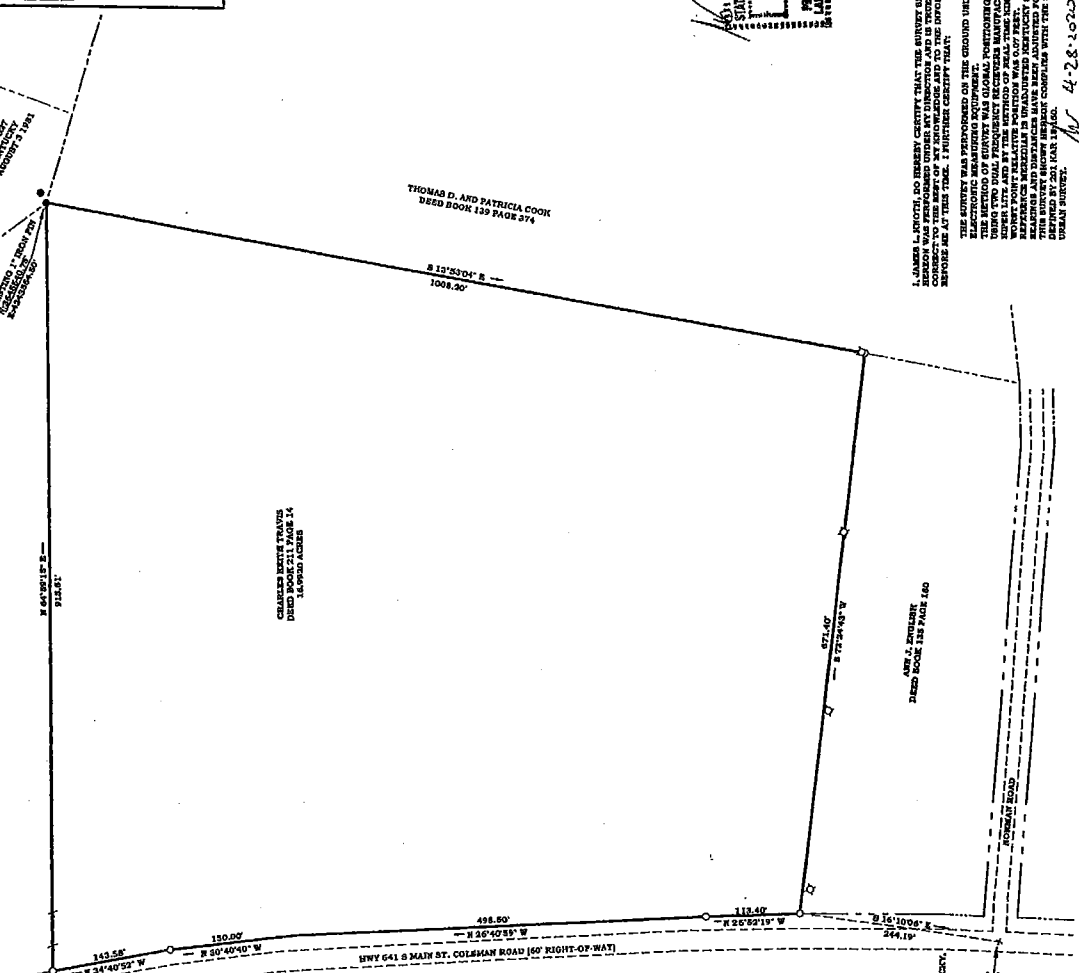
THIS INSTRUMENT IS FILED FOR RECORD IN THE OFFICE OF THE CLERK OF CRITTENDEN COUNTY, KENTUCKY, THIS 14th DAY OF APRIL, 2020, AT 10:00 AM. BY: JAMES L. RYDER, CLERK.

GEORGE E. AND JAMES E. WYLLIE
DEED BOOK 211 PAGE 271

THOMAS D. AND PATRICIA COOK
DEED BOOK 139 PAGE 80

CHARLES KEITH TRAVIS
DEED BOOK 211 PAGE 14
16.9920 ACRES

AND A PARTIAL
DEED BOOK 139 PAGE 140



Survey Notes

- The survey was conducted in accordance with the provisions of the Kentucky Surveying Act and the professional land surveying laws of the State of Kentucky.
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CERTIFICATE OF RECORDING:

I, JAMES L. RYDER, DO HEREBY CERTIFY THAT THE SURVEY SHOWS THE BOUNDARY RETRACEMENT OF AN ANNEXATION IN THE CITY OF MARION THE CHARLES KEITH TRAVIS PROPERTY.

DATE UNDER MY HAND AND SEAL: THIS DATE: APRIL 14, 2020

CLERK: JAMES L. RYDER

THIS PLAN TO BE RECORDED IN: BOOK: PAGE:

CRITTENDEN COUNTY KENTUCKY
A BOUNDARY RETRACEMENT OF AN ANNEXATION IN THE CITY OF MARION THE CHARLES KEITH TRAVIS PROPERTY

HIGHWAY 641
MARION KY 42064

FOR: CITY OF MARION
ROBERT FRAZER
MARION, KY 42064

DEED BOOK 211 PAGE 14

TOTAL ACRES SURVEYED: 16.9920 ACRES

APRIL 2020

NOTICE: SURVEYING AND DESIGN LAND SURVEYING
1225 S MAIN STREET
COLUMBIANA, KY 40009
(James@kylandsurveying.com)
www.kylandsurveying.com



I, JAMES L. RYDER, DO HEREBY CERTIFY THAT THE SURVEY SHOWS THE BOUNDARY RETRACEMENT OF AN ANNEXATION IN THE CITY OF MARION THE CHARLES KEITH TRAVIS PROPERTY.

THE SURVEY WAS PERFORMED ON THE GROUND USING ELECTRONIC MEASURING EQUIPMENT.

UNLESS OTHERWISE NOTED, ALL DISTANCES AND BEARINGS WERE OBTAINED BY MEANS OF THE ELECTRONIC MEASURING EQUIPMENT.

THE SURVEY WAS CONDUCTED IN ACCORDANCE WITH THE PROVISIONS OF THE KENTUCKY SURVEYING ACT AND THE PROFESSIONAL LAND SURVEYING ACT.

THIS SURVEY IS BEING RECORDED IN ACCORDANCE WITH THE REQUIREMENTS OF KRS 203.010.

JAMES L. RYDER
PROFESSIONAL LAND SURVEYOR NO. 285

4-28-2020

THERE ARE NO OBSERVED CHANGES IN THE AREA OF THE PROPERTY THIS SURVEY.

THERE ARE NO OBSERVED ENCROACHMENTS, BUILDINGS OR OTHER STRUCTURES ON THE PROPERTY.

SOME UTILITIES SHOWN FOR VISUAL REFERENCE. NO OTHER UTILITIES LOCATED THIS SURVEY.

INDICATES EXISTING POWER POLES

INDICATES 6" P. 2008 P.M. SET

INDICATES EXISTING WATER METER

INDICATES ACTUAL FIELD MEASUREMENT OF EXISTING ROAD WIDTH

STEEL TIERCE POST SET ON THE

UNLESS OTHERWISE NOTED, ALL DISTANCES AND BEARINGS WERE OBTAINED BY MEANS OF THE ELECTRONIC MEASURING EQUIPMENT.

THIS SURVEY IS BEING RECORDED IN ACCORDANCE WITH THE REQUIREMENTS OF KRS 203.010.

DATE: MAP FILED SUBMITTED DATED 04/18/2020.



Knoth Surveying and Design, LLC

1835 S Main St.
Calvert City, KY 42029
270.395.5600



214 Commerce Street
Eddyville, KY 42038
270.388.7453

Crittenden County Kentucky

April 28, 2020

Boundary Description: Ordinance 2019- dated September 2019 the Charles Keith Travis property,

Source: Deed Book 211 Page 14

Beginning at an existing 1" iron pipe with KY Single Zone coordinates N: 3645540.75' E: 4243554.50' in the northeast corner, said pipe being common corner to Lot 16 of Hillcrest Subdivision #2 the Rebecca J. Johnson and Kenneth O. Crider property (Deed Book 187 Page 527) and Thomas D. and Patricia Cook property (Deed Book 139 Page 374) and adjacent to the City of Marion Kentucky Ordinance Dated August 3, 1981;

Thence; and with the Cook line, S 13°53'04" E 1,008.20 feet to a 5/8" iron pin set in the common corner of the Ann J. English property (Deed Book 135 Page 180);

Thence; S 72°24'43" W 671.40 feet to a 5/8" iron pin in the east right of way of Highway 641 being S 16°10'06" E 244.19 feet from the intersection of the centerline of Norman Road and Highway 641 with KY Single Zone Coordinates N: 3644124.60' E: 4243224.41';

Thence; and with the highway, N 25°52'19" W 113.40 to a 5/8" iron pin set;

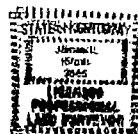
Thence; N 26°40'59" W 498.50 feet to a point;

Thence; N 30°40'40" W 150.00 feet to a 5/8" iron pin set;

Thence; N 34°40'52" W 143.58 feet to a 5/8" iron pin set in the common corner of the George E. and Janet H. Winn property (Deed Book 187 Page 271);

Thence; and with their line, N 64°59'15" E 915.51 feet to the point of beginning containing 16.9920 acres and being the Charles Keith Travis property Deed Book 211 Page 14 as surveyed by James L. Knoth Professional Land Surveyor No 3585 on April 28, 2020.

But the property may be subject to those other right-of-ways, easements, codes, restrictions, etc. as may be a matter of record.



James L. Knoth
Professional Land Surveyor No. 3585

**OVERSIZE MAP INCLUDED WITH
SUBMISSION.**

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