

SPECIAL TERM 1 DAY JUNE 28th, 1965

JUDGE ALDEN BONE, PRESIDING:

THE BOARD OF COMMISSIONERS OF THE  
MILBURN WATER DISTRICT

PLAINTIFF

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JUDGEMENT

EX PARTE

The petition for the annexation of territory to the Milburn Water District, being submitted to the court, for consideration, and the court being sufficiently advised and informed, it is found ordered and adjudged as follows.

(1) That the proper and due notice of the filing of the petition to annex the hereinafter described territory to the Milburn Water District was published in the Carlisle County news, on the 13th, 20th, and 27th days of May, 1965.

(2) That no person within the territory proposed to be annexed, or the territory of the Milburn Water District, has filed objections or exceptions to the Annexation of the territory described in said petition;

(3) That the residents of the territory proposed to be annexed are in need of the facilities to be offered by the Milburn Water District, and;

(4) That the following described territory, be and the same is now and here-  
by annexed to the Milburn Water District, and all persons residing in territory, and the territory thereof is now a part of the Milburn Water District to the same extent if it had been included in the original district.

Beginning at a point in the centerline of Kentucky Highway No. 80, on the Westmost line of the Milburn Water District as established by the County Court of Carlisle County on the 30th day of October, 1964, thence North along and with said West District boundary line for a distance of 500 feet, thence Westwardly and parallel to and 500 feet from the centerline of Kentucky Highway No. 80 to a point 300 feet West of Hopswell Church, thence with the interior angle of 90 degrees to the South for a distance of 1000 feet, thence Eastwardly and parallel to the 500 feet from the center line of Kentucky Highway No. 80, to a point on the West line of the Milburn Water District as established October 30th, 1964, thence North with the present West line of the District established on the above date 500 feet to the point of beginning

(5) That the above described territory and area is now and hereby annexed to the Milburn Water District, made a part thereof for all legal intent and purposes to the same extent as if it had been contained in the Original formation of said Milburn Water District.

Given under my hand this 28th day of June, 1965.

Alden Bone  
Judge Carlisle County Court

STATE OF KENTUCKY  
COUNTY OF CARLISLE, SCT.

I, Otto Holt, Clerk of the Carlisle County Court, have and do hereby certify that the above and foregoing judgement appears in order book No. 12, page 148, records of my said office.

Witness my hand this 28th day of June, 1965.

Otto Holt  
Clerk Carlisle County Court

STATE OF KENTUCKY  
COUNTY OF CARLISLE, SCT.

I, Warren Owens, Clerk of the Carlisle County Court, in and for the State aforesaid, do hereby certify that the above and foregoing INSTRUMENT is a true and correct copy of the same as is recorded in Order Book No. 12, page 148, records of the Carlisle County Clerk's office.

Given under my hand and seal of this office, this the 17th day of Oct., 1967.

  
CLERK, CARLISLE COUNTY COURT



CARLISLE COUNTY COURT  
SPECIAL TERM, JUNE 28th, 1965

JUDGE ALDEN BONE, PRESIDING.

THE BOARD OF COMMISSIONERS OF THE  
MILBURN WATER DISTRICT

PLAINTIFFS

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Judgment

EX PARTE

The petition for the annexation of territory to the Milburn Water District, being submitted to the Court, for consideration, and the Court being sufficiently advised and informed, it is found, ordered and adjudged as follows:

(1) That proper and due notice of the filing of the petition to annex the hereinafter described territory to the Milburn Water District, was published in the Carlisle County News, on the 13th, 20th and 27th days of May, 1965:

(2) That no person within the territory proposed to be annexed, or the territory of the Milburn Water District, has filed objections or exceptions to the annexation of the territory described in said petition:

(3) That the residents of the territory proposed to be annexed are in need of the facilities to be offered by the Milburn Water District, and,

(4) That the following described territory, be and the same is now and hereby annexed to the Milburn Water District, and all persons residing in territory, and the territory thereof is now a part of the Milburn Water District to the same extent if it had

been included, encompassed and contained in the original district;

Beginning at a point in the centerline of Kentucky Highway No.80, on the Westmost line of the Milburn Water District as established by the County Court of Carlisle County on the 30th day of October, 1964, thence north along and with said west district boundary line for a distance of 500 feet, thence Westerly and parallel to and 500 feet from the center line of Kentucky Highway No.80, to a point 300 feet West of Hopewell Church, thence with an interior angle of 90 degrees to the South for a distance of 1000 feet; thence easterly and parallel to and 500 feet from the center line of Kentucky Highway No.80, to a point on the west line of the Milburn Water District as established October 30th, 1964, thence North with the present west line of the District established on the above date 500 feet to the point of beginning.

(5) That the above described territory and area is now and hereby annexed to the Milburn Water District, made a part thereof for all legal intent and purposes to the same extent as if it had been contained in the original formation of said Milburn Water District.

Given under my hand this 28th day of June, 1965

  
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Judge, Carlisle County Court.

STATE OF KENTUCKY  
COUNTY OF Carlisle, Sot

I, Otto Holt, Clerk of the Carlisle County Court, have and do hereby certify that the above and foregoing judgment appears in Order Book No. 12 page 148 records of my said office.

Witness my hand this 28th day of June, 1965.

  
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Clerk, Carlisle County Court.

suberior angle of 40 degrees to CARLISLE COUNTY COURT  
feet; thence easterly and parallel to and 500 feet from the center

THE BOARD OF COMMISSIONERS OF THE MILBURN WATER DISTRICT  
PLAINTIFFS

Milburn Water District as established October 30, 1964, thence

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300 feet to the point of beginning.

AN EX PARTE ACTION

The above area is heavily populated and the residents of said area G. H. Grider, Clyde Redford, and Roby Boyd, state that they are and constitute the Board of Commissioners of the Milburn Water District; that they were appointed to membership on said Board by Hon. Alden Bone, Judge of the Carlisle County Court, at the time said water district was established and created, and that they accepted said appointments, took the oath prescribed by law and executed bond in the penal sum fixed by the Judge of the County Court, which bonds were approved by the Judge of the County Court.

The Commissioners state that it is the official opinion of the Board of Commissioners of the Milburn Water District, as shown by the minutes of said Board, that the following described territory should be annexed to and included in the Milburn Water District, to-wit:

Beginning at a point in the centerline of Kentucky Highway No. 80, on the westmost line of the Milburn Water District as established by the County Court of Carlisle County on the 30th day of October, 1964, thence north along and with said west district boundary line for a distance of 500 feet, thence westerly and parallel to and 500 feet from the center line of Kentucky Highway No. 80, to a point 300 feet west of Hopewell Church, thence with an

ROBT. L. GEVEDEN  
ATTORNEY AT LAW  
BARDWELL KY.

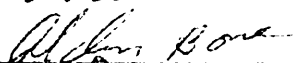
LEGAL NOTICE

Notice is hereby given as provided by KRS 74.110 that the Board of Commissioners of the Milburn Water District has filed a petition in the Carlisle County Court in which it is asked that it be permitted, allowed and authorized to annex the following described territory to the Milburn Water District as established on the 30th day of October, 1964:

Beginning at a point in the centerline of Kentucky Highway No. 80, on the westmost line of the Milburn Water District as established by the County Court of Carlisle County on the 30th day of October, 1964, thence north along and with said west district boundary line for a distance of 500 feet; thence westerly and parallel to and 500 feet from the center line of Kentucky Highway No. 80, to a point 300 feet west of Hopewell Church, thence with an interior angle angle of 90 degrees to the south for a distance of 1000 feet; thence easterly and parallel to and 500 feet from the center line of Kentucky Highway No. 80 to a point in the west line of the Milburn Water District as established October 30, 1964, thence North with the present ~~west~~ line of the District established on the above date 500 feet to the point of beginning.

This notice shall be published in the Carlisle County News on May 13th, May 20th, and May 27th, 1965, and any resident of the water district as now established or the territory proposed to be annexed, may within 30 days thereafter file objections and exceptions to the proposed annexation of territory.

Witness my hand this May 6th, 1965.

  
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Judge, Carlisle County Court.

CARLISLE COUNTY COURT OCTOBER 30th, 1964

HON. ALDEN BONE PRESIDING: JUDGE

IN THE MATTER OF THE FORMATION AND ESTABLISHING  
OF A WATER DISTRICT IN CARLISLE KENTUCKY, TO BE  
KNOWN AND DESIGNATED AS THE MILBURN WATER DISTRICT

Due notice of the formation and establishment of a water district in Carlisle County, Kentucky, to be known as the Milburn Water District, having been published in the Carlisle County news, for three consecutive issues, as provided by KRS 74.010 and more than thirty days having elapsed since the final publication of said notice, and no one having filed exceptions, objections or answer to the complaint or petition filed by G. H. Crider, and more than Seventy Five other freeholders and residents of the boundry and territory proposed to be included and contained within the confines and boundry of the territory described in the petition, and the court being sufficiently advised and informed, it is now ordered and adjudged as follows:

(1) That the petitioners appearing on said petition are freeholders and residents of the territory described in the petition;

(2) That there is no adequate or satisfactory water system established or existing within the boundry set out and described in the petition;

(3) That the water supply available for the homes and farms in the boundry of the proposed water district must be obtained from private wells cisterns, springs and ponds, all of which are inadequate and unsatisfactory for normal living and farm purposes and normal farm operations, the public health public convenience, fire protection, and the comfort of all the people residing within the confines and boundry of the territory described in the petition;

(4) That the establishment of a water district in and for the boundry of land hereinafter described is necessary and imperative for the public health, convenience, fire protection, the promotion of agriculture, and the comfort and health of all the people living and residing within the confines and boundry of said proposed water district;

(5) That there is hereby created, formed and established a water district, which is named and shall be henceforth known as the "Milburn Water District" and that all the land lots, and all real property lying within the following described boundry and confin es shall constitute said water district to-wit;

"Lying and being in the Milburn Magisterial District of Carlisle County, Kentucky, and beginning at a point in the center of the intersection of Kentucky Highway No. 80 and Kentucky Highway No. 307 thence due North for a distance of Two Thousand (2000) feet to a point, thence due West for a distance of (20,000) twenty thousand feet to a point, thence due South for a distance Eight thousand (8000) feet to a point, thence due East for a distance of twenty thousand (20,000) feet to a point thence due North for a distance of Six Thousand (6000) feet to the point of beginning the above description encompasses the community of Milburn and surrounding area.

(6) The court being further advised and sufficiently informed G. H. Crider, is hereby appointed Commissioner for said district for a term of two years, that Roy Boyd, is hereby named and appointed a commissioner for said water district for a term of three years, and Clyde Redford, be and he is hereby appointed a Commissioner of the Milburn Water District for a term of Four years:

The above named are required as provided by statute to take the oath prescribed by the constitution and statutory law, and each are adjudged to execute bonds for the faithful performance of their duties, in the penal sum of Five Thousand Dollars, (\$5,000.00) each.

The above named persons G. H. Crider, Roy Boyd, and Clyde Redford, appeared in open court, accepted said appointments, each took the oath of office as prescribed by law, and each executed a separate bond unto the Commonwealth of Kentucky in the penal sum of Five Thousand Dollars each, with a surety or surety thereon, acceptable to the court, and each of said bonds are now and hereby approved by the court.

Any matter not specifically adjudged herein is reserved for the further judgment of this court.

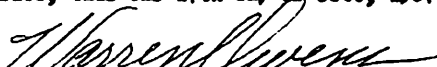
Done at Bardwell, Kentucky  
This October 30th, 1964

Alden Bone  
Judge Carlisle County Court

STATE OF KENTUCKY  
COUNTY OF CARLISLE, SCT.

I, Warren Owens, Clerk of the County Court in and for the County and State aforesaid, do hereby certify that the above and foregoing INSTRUMENT is a true and correct copy of the same as is recorded in Order Book No. 12, page 127, records of the Carlisle County Clerk's office.

Given under my hand and seal of my office, this the 17th day of Oct., 1967.

  
Clerk, Carlisle County Court



CARLISLE COUNTY COURT OCTOBER 30th, 1964

HON. ALDEN BONE PRESIDING: JUDGE

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OF A WATER DISTRICT IN CARLISLE KENTUCKY, TO BE  
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Done at Bardwell, Kentucky  
This October 30th, 1964

Alden Bons  
Judge Carlisle County Court

STATE OF KENTUCKY  
COUNTY OF CARLISLE, SCT.

I, Warren Owens, Clerk of the County Court in and for the County and State aforesaid, do hereby certify that the above and foregoing INSTRUMENT is a true and correct copy of the same as is recorded in Order Book No. 12, page 127, records of the Carlisle County Clerk's office.

Given under my hand and seal of my office, this the 17th day of Oct., 1967.

  
Clerk, Carlisle County Court