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Noblesville, Indiana 46060-2230

January 13, 2023

To: Hamilton County Drainage Board

Re: William Baker Drain and William Baker Drain Extension
U.S. 31 and 236th Street Reconstruction
INDOT – Greenfield District

Included is a petition, plans, and other information for the proposed reconstruction of the William Baker Drain and the William Baker Drain Extension, for the U.S. 31 and 236th Street reconstruction. The reconstruction was petitioned by the Indiana Department of Transportation and filed April 8, 2022. During the road reconstruction, the William Baker Drain and the William Baker Drain Extension was affected, and those changes are as follows.

William Baker Drain

The project will reconstruct and realign a portion of the William Baker Drain. The reconstruction and realignment will remove approximately 455 feet of the existing 24" closed drain and realign/reconstruct to the west, between 50 to 90 ft, from Sta. 71+90 to Sta. 78+90 while creating 743 feet of open drain. This is shown on Sheet 70, 78 & 137 of the U.S. 31 and 236th Street construction plans having a project number 1702149, contract number R-41346, and dated 5/26/2021.

The total length of the new open drain shall be approximately 743 feet. This will result in an increase in length of approximately 43 feet.

The project will construct a new 64 linear feet arched Structure (502) over the William Baker Drain at Sta. 78+90, for the new local access road over the open drain. This structure is in the confluence of the regulated drain, at grade, however the structure will be the responsibility of INDOT to maintain. This is shown on Sheet 77 of the U.S. 31 construction plans.

The project will construct a new 198 linear feet arched Structure (503) over the William Baker Drain at Sta. 90+35 to Sta. 92+33 to support a new interchange ramp over the open drain. This is shown on Sheet 63 of the U.S. 31 and 236th Street construction plans.

The project will construct a new 11 linear feet extended box structure (504A) to an existing structure over the William Baker Drain at Sta. 94+13 as a safety feature. This is shown on Sheet 77 of the U.S. 31 construction plans. The project will construct a new 11 linear feet extended box structure (504B) to an existing structure over the William Baker Drain at Sta. 95+58 as a safety feature. These structures are in the confluence of the regulated drain, at grade, however the structures will be the responsibility of INDOT to maintain. This is shown on Sheet 77 of the U.S. 31 construction plans.

The easement for this drain shall remain the existing statutory 75 feet from the centerline of the tile or the top of bank of the open ditch, as per IC 36-9-27-33. This will not change or add easements to any parcels since the drains will be located within right of way owned by the State of Indiana.

William Baker Drain & William Baker Drain Extension

The project will reconstruct and realign a portion of the original William Baker Drain from Sta. 95+69 to Sta. 98+68. This is shown on sheet 63 of the U.S. 31 construction plans.

The project will reconstruct and realign a portion of the William Baker 2010 extension from Sta. 00+00 to Sta. 03+49. This is shown on Sheet 63 of the U.S. 31 construction plans.

The project will construct a new 134 linear feet arched Structure (505) over the William Baker Drain Extension at sta. 00+88 to Sta. 02+22 to support a new interchange ramp over the open drain. This structure is in the confluence of the regulated drain, at grade, however the structure will be the responsibility of INDOT to maintain. This is shown on Sheet 63 of the U.S. 31 and 236th Street construction plans.

The total length of the new open drain shall be approximately 1,154.50ft. This will result in an increase of approximately 506.50 feet.

The easement for the two drains shall remain the existing statutory 75 feet from the centerline of the tile or the top of bank of the open ditch, as per IC 36-9-27-33. This will not change or add easements to any parcels since the drains will be located within right of way owned by the State of Indiana.

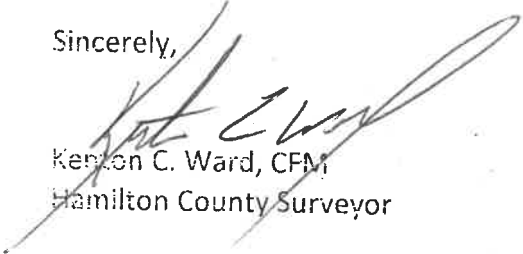
Project Summary

Since the petitioner is the Indiana Department of Transportation and is being performed under the public bid process, no surety bond is required for the drain realignment, relocation, and reconstruction work.

The cost of the reconstruction is to be paid by the Indiana Department of Transportation.

I recommend the Drainage Board set a hearing for this petition for February 27, 2023.

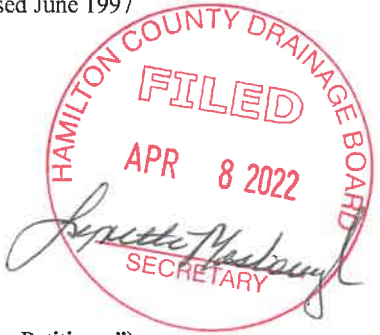
Sincerely,



Kenton C. Ward, CFM
Hamilton County Surveyor

HAMILTON COUNTY DRAINAGE BOARD
NOBLESVILLE, INDIANA

IN RE: William Baker Regulated Drain)
Hamilton County, Indiana)



PETITION FOR RELOCATION AND RECONSTRUCTION

Indiana Department of Transportation (hereinafter "Petitioner"),

hereby petitions the Hamilton County Drainage Board for authority to relocate and improve a section of the William Baker Regulated Drain Drain, and in support of said petition advises the Board that:

1. Petitioner owns real estate through which a portion of the William Baker Regulated Drain runs.
2. Petitioner plans to develop its real estate with roads, buildings, utilities, storm drains, sanitary sewers and other structures.
3. Petitioner's proposed development of its real estate will require relocation and reconstruction of a portion of the William Baker Regulated Drain, as specifically shown on engineering plans and specifications filed with the Hamilton County Surveyor.
4. The work necessary for the proposed relocation and reconstruction will be undertaken at the sole expense of the Petitioner and such work will result in substantial improvement to the William Baker Regulated Drain, without cost to other property owners on the watershed of the William Baker Regulated Drain.
5. Proposed relocation and reconstruction will not adversely affect other land owners within the drainage shed.
6. Petitioner requests approval of the proposed relocation and reconstruction under IC 36-9-27-52.5.

WHEREFORE, Petitioner requests that an Order issued from the Hamilton County Drainage Board authorizing relocation and reconstruction of the William Baker Regulated Drain, in conformance with applicable law and plans and specifications on file with the Hamilton County Surveyor.

Jennifer Beck
Signed
Jennifer Beck, INDOT PM
Printed

STATE OF INDIANA)
) ss:
COUNTY OF HAMILTON)

BEFORE THE HAMILTON COUNTY
DRAINAGE BOARD
NOBLESVILLE, INDIANA

IN THE MATTER OF THE
RECONSTRUCTION OF THE
**William Baker Drain and William Baker Drain Extension, U.S. 31 and
236th Street Reconstruction**

FINDINGS AND ORDER FOR RECONSTRUCTION

The matter of the proposed Reconstruction of the **William Baker Drain and William Baker Drain Extension, U.S. 31 and 236th Street Reconstruction** came before the Hamilton County Drainage Board for hearing **on February 27, 2023**, on the Reconstruction Report consisting of the report and the Schedule of Damages and Assessments. The Board also received and considered the written objection of an owner of certain lands affected by the proposed Reconstruction, said owner being:

Evidence was heard on the Reconstruction Report and on the aforementioned objections.

The Board, having considered the evidence and objections, and, upon motion duly made, seconded and unanimously carried, did find and determine that the costs, damages and expenses of the proposed Reconstruction will be less than the benefits accruing to the owners of all land benefited by the Reconstruction.


The Board having considered the evidence and objections, upon motion duly made, seconded and unanimously carried, did adopt the Schedule of Assessments as proposed, subject to amendment after inspection of the subject drain as it relates to the lands of any owners which may have been erroneously included or omitted from the Schedule of Assessments.

The Board further finds that it has jurisdiction of these proceedings and that all required notices have been duly given or published as required by law.

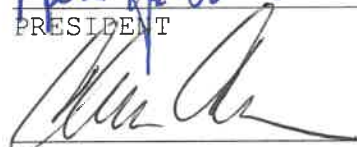
Wherefore, it is ORDERED, that the proposed Reconstruction of the **William Baker Drain and William Baker Drain Extension, U.S. 31 and 236th Street Reconstruction** be and is hereby declared established.

Thereafter, the Board made inspection for the purpose of determining whether or not the lands of any owners had been erroneously included or excluded from the Schedule of Assessments. The Board finds on the basis of the reports and findings at this hearing as follows:

HAMILTON COUNTY DRAINAGE BOARD



PRESIDENT



Member

Member

ATTEST: 
Executive Secretary

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD
IN THE MATTER OF

***William Baker Drain and William Baker Drain Extension
US 31 & 236th Street Reconstruction***

NOTICE

To Whom It May Concern and: _____

Notice is hereby given of the hearing of the Hamilton County Drainage Board concerning the reconstruction of the **William Baker Drain and William Baker Drain Extension, US 31 & 236th Street Reconstruction** on **February 27, 2023** at **9:00 A.M.** in Commissioners Court, Hamilton County Judicial Center, One Hamilton County Square, Noblesville, Indiana. Construction and maintenance reports of the Surveyor and the Schedule of Assessments proposed by the Drainage Board have been filed and are available for public inspection in the office of the Hamilton County Surveyor.

Hamilton County Drainage Board

Attest: Lynette Mosbaugh

ONE TIME ONLY

STATE OF INDIANA)
) SS BEFORE THE HAMILTON
)
COUNTY OF HAMILTON) DRAINAGE BOARD

**IN THE MATTER OF William Baker Drain & William Baker Drain
Extension - US 31 & 236th Street Reconstruction**

NOTICE

Notice is hereby given that the Hamilton County Drainage Board at its regular meeting **February 27, 2023** adopted the reconstruction report of the Surveyor and the Amended Schedule of damages and assessments including annual assessment for periodic maintenance, finding that the costs, damages and expense of the proposed improvement would be less than the benefits which will result to the owner of lands benefited thereby.

The Board issued an order declaring the proposed improvement established. Such findings and order were marked filed and are available for inspection in the Office of the Hamilton County Surveyor.

If judicial review of the findings and order of the Board is not requested pursuant to Article VIII of the 1965 Indiana Drainage Code as amended within twenty (20) days from the date of publication of this notice, the findings and order shall become conclusive.

HAMILTON COUNTY DRAINAGE BOARD

BY: Mark Heirbrandt
PRESIDENT

ATTEST: Lynette Mosbaugh
SECRETARY