

SURVEYOR'S OFFICE

# Hamilton County

*Kenton C. Ward, CFM*  
*Surveyor of Hamilton County*  
 Phone (317) 776-8495  
 Fax (317) 776-9628

*Suite 188*  
*One Hamilton County Square*  
*Noblesville, Indiana 46060-2230*

May 6, 2015

To: Hamilton County Drainage Board

Re: George Beam Drain

At the April 27<sup>th</sup> Drainage Board meeting the Board asked that costs for extending the proposed open ditch be estimated.

In response to the Board's request I have put together two alternates. The first is extending the open ditch across the Roberts property to the north line of the Clayton property. The second alternative is to extend the open ditch across the Roberts, Clayton and Jackson properties to 50 feet west of the east property line of Jackson.

The cost estimate for this work is as follows:

Alternate 1

Open Ditch	400 ft. @ \$8.00/ft.	\$3,200.00
Clearing	0.25 Ac. @ \$7,500.00/Ac.	\$1,875.00
Seeding	1.0 Ac. @ \$1,700.00/Ac.	\$1,700.00
Filter Strip	0.55 Ac. @ \$1,700.00/Ac.	\$ 935.00
	Total	\$7,710.00

Alternate 2

Open Ditch	800 Ft. @ \$8.00/ ft.	\$ 6,400.00
Clearing	0.5 Ac. @ \$7,500.00/Ac.	\$ 3,750.00
Seeding	2.2 Ac. @ \$1,700.00/Ac.	\$ 3,740.00
Filter Strip	0.75 Ac. @ \$1,700.00/Ac.	\$ 1,275.00
Crossing	1 @ \$3,060.00	\$ 3,060.00
8"x20" CMP Outlet Pipes	2 @ \$1,000.00/Ea.	\$ 2,000.00
	Total	\$20,225.00

With the above costs added to the cost estimate for the original proposal outlined in my October 17, 2014 report to the Board the total costs would be as follows:

Original Proposal	\$46,241.50
Alternate 1	<u>\$ 7,710.00</u>
Total	\$53,951.50

Original Proposal	\$46,241.50
Alternate 2	<u>\$20,225.00</u>
Total	\$66,466.50

Both estimates were produced using the Hamilton County GIS and the field data from the 2000 survey. Design would need to be formalized to prepare either alternative for bid.

The lack of an additional crossing in both alternatives on the Roberts property is due to a phone conversation with Mr. Roberts. It was suggested that the crossing in the original proposal on Habig be moved to the Habig/Roberts property line. In order to ensure maintenance of the crossing in the future a recorded agreement between Habig, Roberts and the Board should be written.

Alternative 2 only adds a crossing on the Clayton property. This alternative ends 50 feet west of the Jackson's east property line. This keeps the open ditch away from the north-south pipeline running about 15 to 20 feet east of the said property line. This also allows Jackson access to the north portion of the property without an additional crossing.

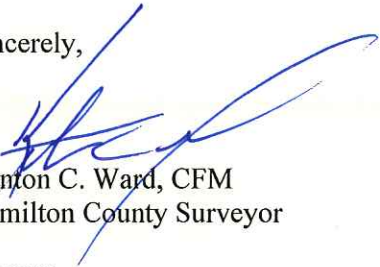
At the time of the October 17, 2014 report the maintenance fund had a balance of \$6,789.66. Currently the balance is \$1,664.94. The work order across the Jackson property, WO-2015-00007, which repaired holes across the Jackson property cost \$5,372.00.

If the Board wishes to spread these additional costs out over the 214 acre drainage shed the cost per acre, without a minimum, would be: Alternate 1 - \$252.11, Alternative 2 - \$310.60. The Board would have to hold another hearing to do this.

As an alternative the Board could take the additional cost out of GDIF and pay it back with future maintenance assessments. The annual assessment currently collects \$784.22. The per acre assessment for the George Beam Drain is \$3.00/acre, \$15.00 minimum for unplatted residential/agricultural lands.

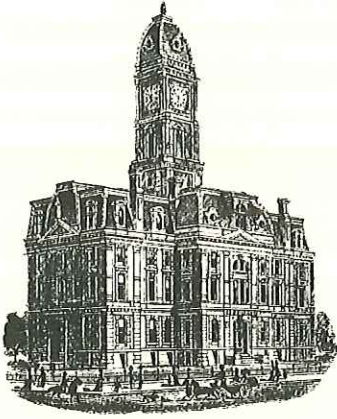
Depending upon which direction the Board wishes to move with this matter being the original proposal, Alternative 1 or Alternative 2 I do recommend the Board approve two changes to my October 17, 2014 report. First, officially correct the scrivener's error in the 1907 description for the beginning point for this drain. Instead of reading "Beginning at a point 5 rods east of the northwest corner of the northeast quarter of the northeast quarter of Section 33, Township 20, Range 3 East" the beginning corner should be the northeast corner. Also the beginning of the drain should be extended south to the south right of way of 246<sup>th</sup> Street. This additional 16.5 feet of drain would be the existing 12" private tile under the road. This would provide regulated drain under the entire right of way instead of beginning on the section line in the center of the road. The new description of the point of beginning for this drain would be "Beginning at a point 5 rods east and 1 rod south of the northeast corner of the northeast quarter of Section 33, Township 20, Range 3 East".

Sincerely,



Kenton C. Ward, CFM  
Hamilton County Surveyor

KCW/llm



SURVEYOR'S OFFICE

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*Noblesville, Indiana 46060-2230*

To: Hamilton County Drainage Board

October 17, 2014

RE: George W. Beam Regulated Drain Reconstruction

Attached are plans, specifications, drain map, drainage shed map, and schedule of assessments for the reconstruction of the George W. Beam Drain. The drainage area is located in Adams Township in Hamilton County and benefits properties in sections 27, 28, 33, 34, Township 20 north and range 3 east, with a total acreage of approximately 213 acres. On October 29, 2013 a petition for reconstruction was filed with the Board representing 28.5% of the drainage shed

The George W. Beam Drain was listed as number 14 as a drain in need of reconstruction on the 2014 Drain Classification List. On August 28, 2000 a hearing for reconstruction of the George Beam Drain was held by the Hamilton County Drainage Board. The proposed reconstruction cost was \$61,199.60 with the proposed assessment at \$286.00 per acre. Property owners representing approximately 75% of the watershed remonstrated against reconstruction of the drain. The drain was placed on periodic maintenance at the hearing. The annual assessment for the maintenance collected was \$681.48. The annual maintenance assessment rates were raised in 2007 to match the standard county rates. The drain currently collects \$784.22 annually and has a balance of \$6,786.66.

On October 29, 2013 a petition for reconstruction was received for the George W. Beam Regulated Drain. On November 12, 2013 the petition for reconstruction was presented to the Drainage Board. The petition was signed by owners of 28.5% of the watershed.

The George W. Beam Drain is a tributary to the George Symons Drain. It was originally petitioned through The Hamilton County Circuit Court in 1892, as Arm #2 of the George Symons Ditch, and consisted of 2,200 feet of open ditch and 800 feet of 12" tile. In 1907 George W. Beam petitioned the Commissioners Court to tile the open portion of Arm # 2 of the George Symons Ditch. The petition was approved and 2,200 feet of 12" clay tile was installed in the open channel and connected the existing 800 feet of 12" tile. The 800 feet of existing 12" tile was cleaned and accepted as a part of the George W. Beam Drain.

The legal description for the George W. Beam Drain is as follows:

Beginning at a point about five (5) rods <sup>EAST</sup> east of the northwest corner of the northeast quarter of section thirty-three (33), township twenty (20) north, range three (3) east, thence north 33 degrees, west 250 feet; thence 23 degrees east 200 feet; thence north 40 degrees west 250 feet; thence west 49 degrees north 400 feet; thence west 32 degrees north 1400 feet; thence north 30 degrees west 300 feet, terminating in the open ditch known as the George Symons ditch.

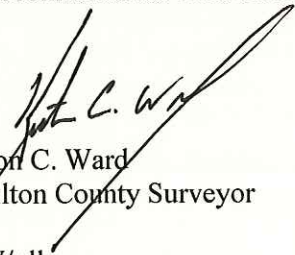
The plans were prepared by the Hamilton County Surveyor's Office.

The project shall consist of two-sided clearing from station 0+00 to station 17+00. Excavation of the open channel will begin at station 0+00 and continue to station 17+00. The open channel will have a 4-foot wide bottom and 2:1 side slopes. 20-foot wide filter strips shall be installed on both sides of the open ditch. A 20 foot section of 18" CMP with animal guard will be placed at the outlet of the tile. The cost estimate for this work shall be as follows:

Clearing as specified - Open Ditch – 1 acre @ \$7,500 per acre	\$7,500.00
Open ditch reconstruction – 1,700 feet @ \$8.00 per foot	\$13,600.00
Armor ditch bank at station 0+00 with reno mattress - 1 @ \$2,500.00 each	\$2,500.00
Tile outlet pipe with animal guard – 18" x 20' CMP	\$600.00
Install and maintain silt basin - \$500.00 each	\$500.00
Seeding 20 - 1.5 acres @ \$1,700.00 per acre	\$2,550.00
20 foot filter strip – 2 acres @\$1,700.00	\$1,700.00
60" X 30' CMP farm crossing 1 @ 3,060.00	\$3,060.00
1 rock chute station 3+00 – 1 @ \$3,000.00	\$3,000.00
Rip rap at headwall @ station 17+00 – 1 @ \$3,500.00	\$3,500.00
Sub Total	\$40,210.00
15 % contingencies	\$6,031.50
Total	\$46,241.50

I have reviewed the drainage shed for the George W. Beam Drain of 214.00 acres and upon considering each parcel individually, I believe that each parcel within the drainage shed will have equal benefits as provided by the drain. Therefore I recommend each tract be assessed on the same basis equally. I also believe that no damages will result to landowners by the reconstruction of this drain. I recommend a reconstruction assessment of \$216.09 per acre with no minimum assessment.

I recommend the Board set a hearing for this drain for January 26, 2015.

  
Kenton C. Ward  
Hamilton County Surveyor

KCW/pll

FILED

OCT 29 2013



To: Hamilton County Drainage Board

OFFICE OF HAMILTON COUNTY SURVEYOR  
Drain Petition

Re: In the matter of the George Beam

Comes now the undersigned individuals, who petition the Hamilton County Drainage Board, per IC 36-9-27, for the reconstruction of the above referenced regulated drain. The undersigned believe the following:

1. They are owners of ten percent (10%) in acreage or more of land area alleged by the petition to be affected by the drain.
2. That as property owners within the drainage shed, they are qualified petitioners.
3. That they now desire that a regulated drain be reconstructed in Adams Township.
4. The names and address of each owner affected by the proposed public drainage are attached hereto, made a part hereof, and marked Exhibit "A", which area of land involved in the proposed drainage area is located in section 28, township 20 north, range 3 east, Hamilton County, Indiana.
5. That the proposed reconstruction consists of removing a portion of the tile drain converting the drain to an open ditch from 700 feet to 1,800 feet from it's terminus into the Symonds Drain. Repair of the existing tile as required along the remaining length of the drain.
6. That in the opinion of the Petitioner, the costs, damages, and expenses of the proposed improvement will be less than the benefits which will result to the owners of the land to be benefited thereby.
7. That in the opinion of the Petitioner, the proposed improvement will improve the public health; benefit a public highway; and be of public utility.
8. That Petitioners shall pay the cost of notice and all legal costs including engineering expense if the petition is dismissed.
9. Petitioners shall post a bond, if required, to pay the cost of notice and all legal costs in the case the improvement is not established.

Signature	Printed Name	Printed Address
<i>Scott Jackson</i>	Scott Jackson	1474 W. 246 <sup>th</sup> Sheridan, IN. 46069
<i>Frank J. Habig</i>	Frank J. Habig	115 W. 246 <sup>th</sup> Sheridan, IN 46069
<i>Todd Roberts</i>	Todd Roberts	1512 W. 246 <sup>th</sup> Sheridan, IN 46069

61.09 ac / 219.0 ac  
28.5 %

HW

STATE OF INDIANA )  
 ) ss:  
COUNTY OF HAMILTON )

BEFORE THE HAMILTON COUNTY  
DRAINAGE BOARD  
NOBLESVILLE, INDIANA

IN THE MATTER OF THE  
RECONSTRUCTION OF THE  
**George W. Beam Drain Reconstruction**

FINDINGS AND ORDER FOR RECONSTRUCTION

The matter of the proposed Reconstruction of the **George W. Beam Drain Reconstruction** came before the Hamilton County Drainage Board for hearing **on May 11, 2015**, 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.

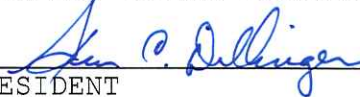
The Board having considered the evidence and objections, upon motion duly made, seconded and unanimously carried, did adopt the Schedule of Assessments as proposed, subject to amendment after inspection of the subject drain as it relates to the lands of any owners which may have been erroneously included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

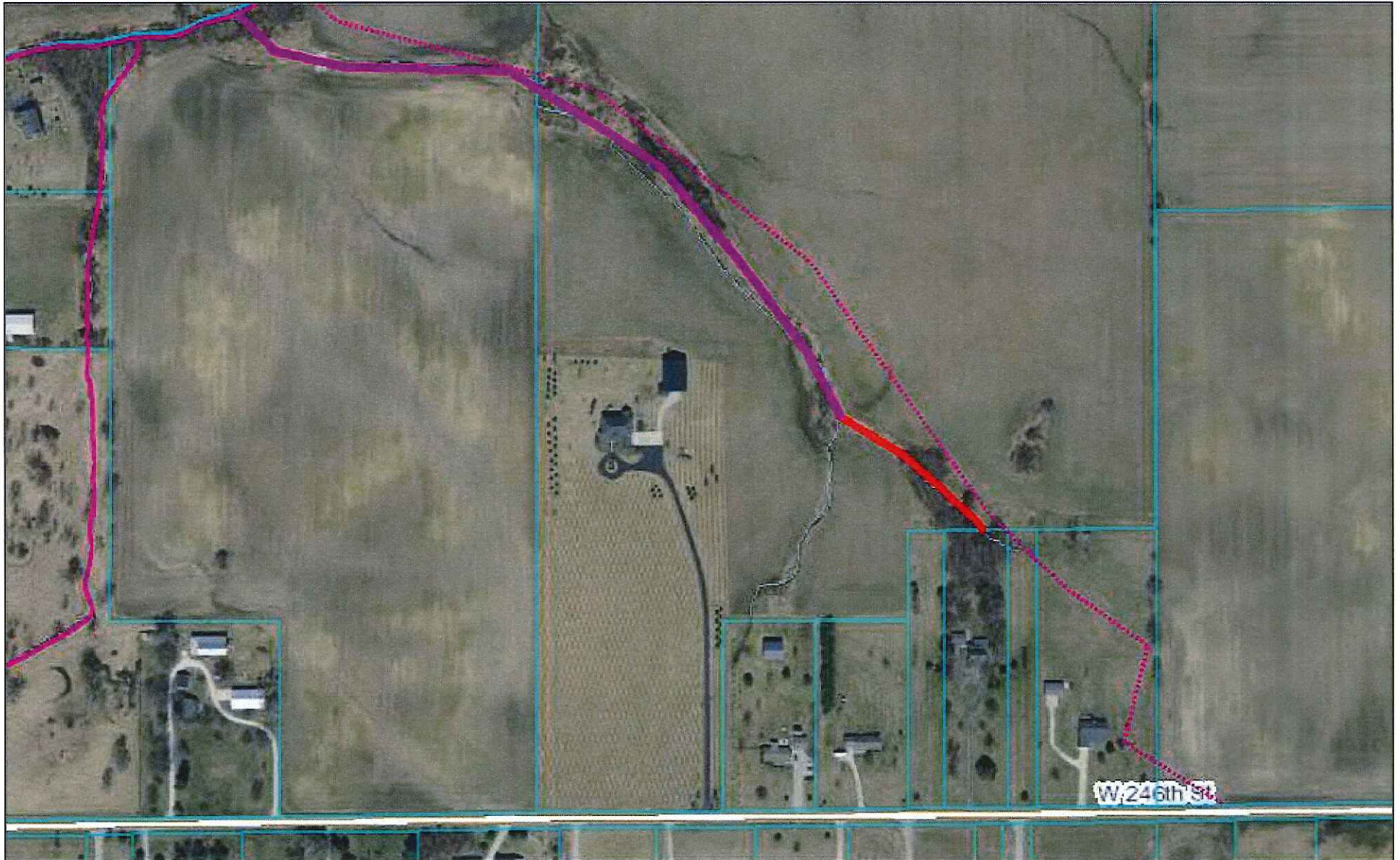
  
\_\_\_\_\_  
PRESIDENT

  
\_\_\_\_\_  
Member

  
\_\_\_\_\_  
Member

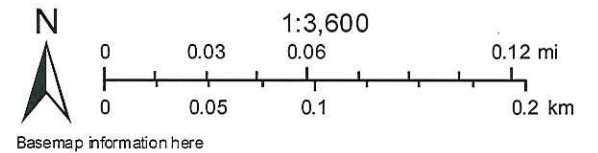
ATTEST:   
Executive Secretary

# George Beam - Alternate 1



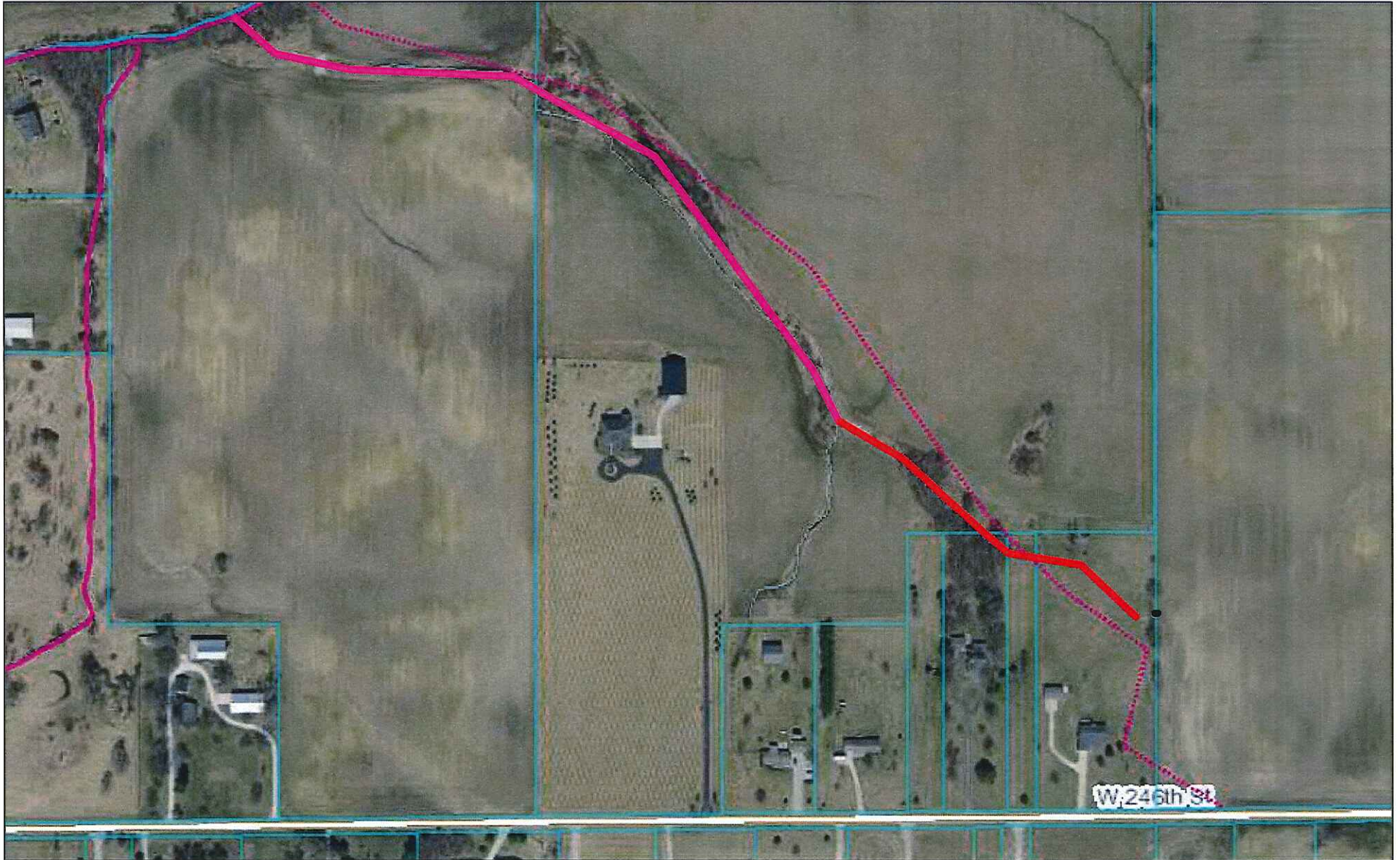
May 6, 2015

- |                       |                     |                                  |
|-----------------------|---------------------|----------------------------------|
| ● <all other values>  | ..... CLOSED DRAIN  | --- SSD                          |
| ⊕ MUNICIPAL MANHOLE   | --- MUNICIPAL DRAIN | — Regulated Drains Waterways     |
| Regulated Drains Text | — OPEN DRAIN        | — Regulated Drains Drainage Pool |



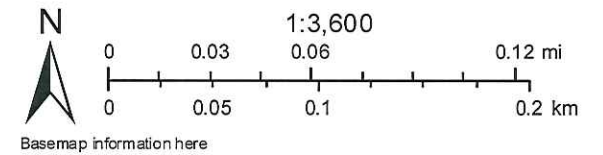


# George Beam - Alternate 2



May 6, 2015

- |                       |                     |                                |
|-----------------------|---------------------|--------------------------------|
| ● <all other values>  | ..... CLOSED DRAIN  | --- SSD                        |
| ⊕ MUNICIPAL MANHOLE   | --- MUNICIPAL DRAIN | Regulated Drains Waterways     |
| Regulated Drains Text | — OPEN DRAIN        | Regulated Drains Drainage Pool |



**GEORGE W. BEAM DRAIN RECONSTRUCTION**

<b>Property Owner</b>	<b>Parcel Number</b>	<b>Acres Benefited</b>	<b>Cost of Reconstruction</b>	<b>Percentage</b>
Leonard, Christopher C. & Susan E.	01-01-33-00-00-009.101	18	\$3,889.62	8.41%
Ottinger Livestock Farms, Inc.	01-01-33-00-00-012.000	2.5	\$540.24	1.17%
	01-01-34-00-00-023.000	7.5	\$1,620.68	3.50%
<b>TOTALS</b>		<b>28</b>	<b>\$6,050.54</b>	<b>13.08%</b>

## Lynette L. Mosbaugh

---

**From:** Chris Leonard <omni1595@gmail.com>  
**Sent:** Thursday, January 15, 2015 10:12 AM  
**To:** Lynette L. Mosbaugh  
**Subject:** Objection to reconstruction of George W Beam drain.

Hello, We own property 01-01-33-00-00-009.101 S33 T20 R3 33.31Ac and we have received a notice of drainage assessment. For reconstruction of George W Beam drain.

We would like to object to these reconstruction efforts. 15 years ago we planted over 10,000 trees on our land in a effort to reforest the land and create a wildlife refuge. Almost all of the 33 acers of land we own are now wooded. The trees were purchased from the Indiana state forestry and we are not allowed to sell them. There is no crop land here.

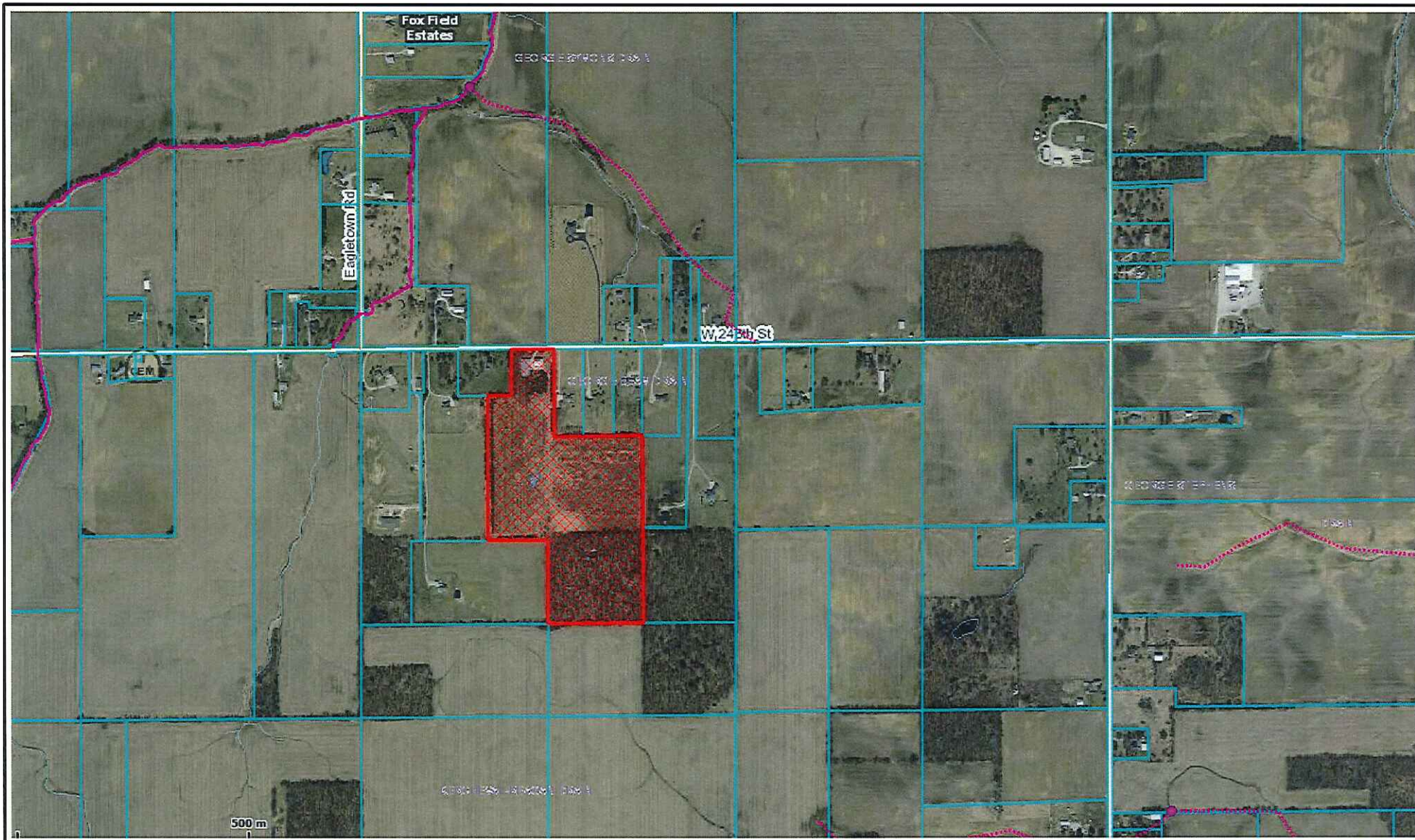
Therefor the cost of the proposed reconstruction will exceed the benefits that will result.

We wish to speak at the drainage board hearing.

Thank you

Christopher Leonard  
1595 West 246th St  
Sheridan IN 46069  
317-758-1595

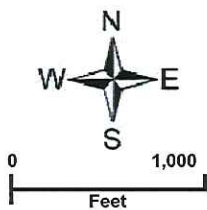




# Hamilton County

## This is My Map

Printed: Jan 15, 2015



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*County of*  
**Hamilton**  
 Indiana  
[www.hamiltoncounty.in.gov](http://www.hamiltoncounty.in.gov)

ADMINISTRATIVE INFORMATION

PARCEL NUMBER
010133000009101
Parent Parcel Number

Property Address
1595 W 246TH ST

Neighborhood
101004 Rural Average Older

Property Class
101 Agri Cash grain/general farm

TAXING DISTRICT INFORMATION

Jurisdiction 29
Area 001
Corporation N
District 01
Routing Number 26

OWNERSHIP - Deeded Owner
Leonard, Christopher C & Susan E
1595 246th St W
Sheridan, IN 46069

Acreage 33.31, Section 33, Township 20, Range 3

Tax ID 29-01-33-000-009.101-001

TRANSFER OF OWNERSHIP

Date

06/18/1997 MCGAUGHEY-SMITH, LYNN E

Printed 07/30/2014 Card No. 1 of 1

Doc #: 9724073
\$102949

AGRICULTURAL

VALUATION RECORD

Table with columns: Assessment Year, Reason for Change, Allocation, Trend, 2012 Reval, Trend, 2013, Trend, 2014. Rows include VALUATION and Appraised Value.

LAND DATA AND CALCULATIONS

Table with columns: Rating, Measured, Table, Prod. Factor, Base Rate, Adjusted Rate, Extended Value, Influence Factor, Value. Includes handwritten annotations like '21.9465' and '10.0822 ac'.

NCS99: 100% AS OF 3-1-99 DJW
NP98: BARN & LEAN TO ORIGINALLY ON 009.000/DDW
RR11: Added Barn & OPP RLS 8-5-10/DJB 11-16-10

Supplemental Cards
TRUE TAX VALUE 55430

FARMLAND COMPUTATIONS

Table with columns: Parcel Acreage, Measured Acreage, Average True Tax Value/Acre, TRUE TAX VALUE FARMLAND, Classified Land Total, Homesite(s) Value, Excess Acreage Value, Supplemental Cards, TOTAL LAND VALUE.

Ottinger Livestock Farm  
1510 W. 236th Street  
Sheridan, Indiana 46069



Hamilton Co. Drainage Board

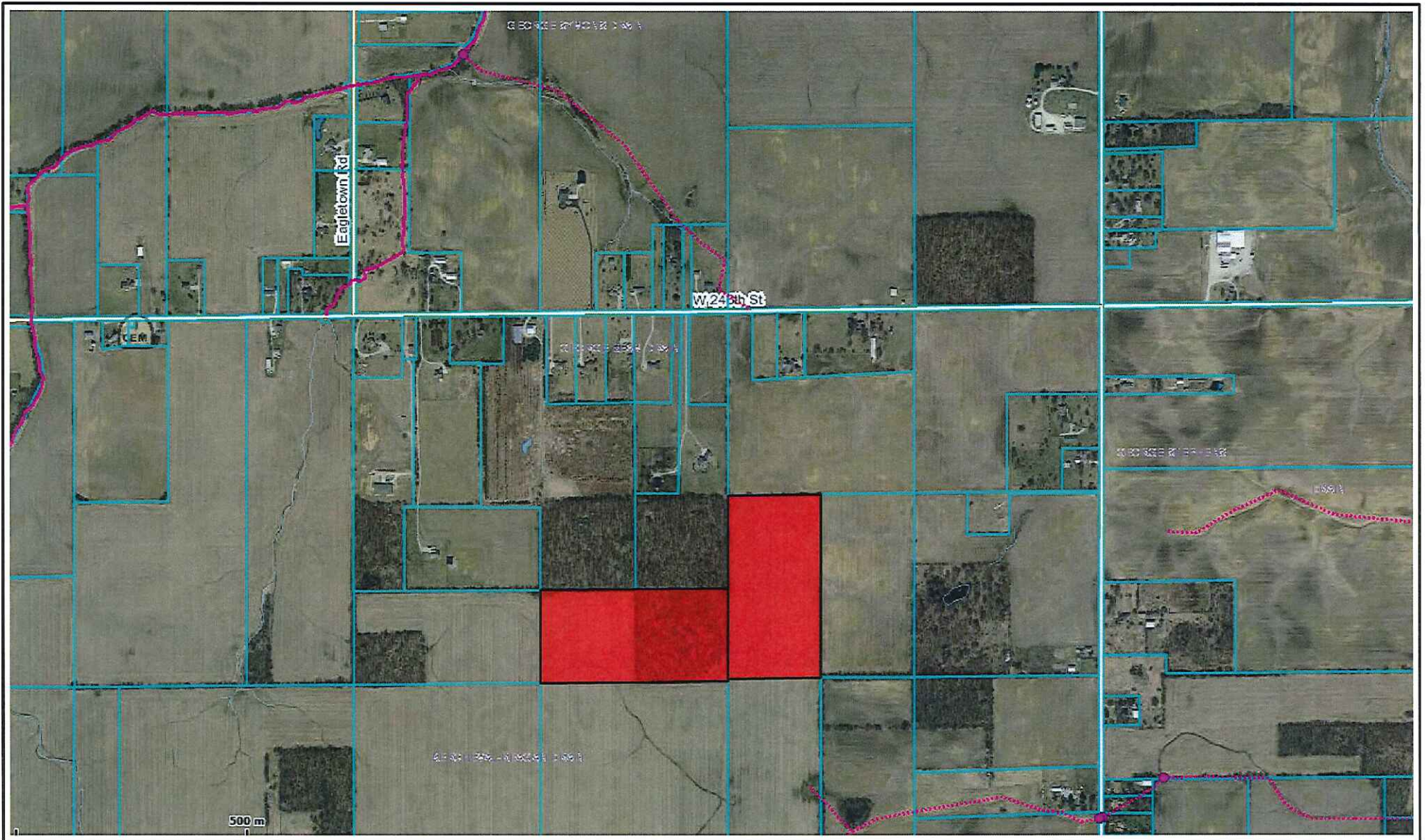
We wish to appear at the hearing  
on the notice we received on the  
Sarge Beam Reconstruction.

Farm incomes are falling and  
we are paying substantially higher  
property tax. We are also  
waiting nervously on the cost  
of the town drainage due to  
people building houses where  
they shouldn't have.

Mrs. Jerry Ottinger  
Ottinger Livestock Farms Inc.  
1510 W 236th St.  
Sheridan

01-01-33-00-00-012.000

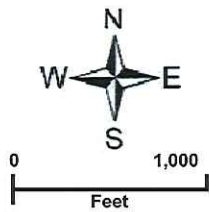
01-01-34-00-00-023.000



# Hamilton County

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*County of*  
**Hamilton**  
 Indiana  
[www.hamiltoncounty.in.gov](http://www.hamiltoncounty.in.gov)

January 26, 2015

Re: George Beam Reconstruction

Attn: Surveyor Kenton Ward & the Hamilton County Drainage Board;

As owner of land assessed as benefited by the George Beam Reconstruction project, Karen Atkinson, (parcel #01-01-34-00-00-0001), S34 T20 R3, named in the schedule of assessments for the reconstruction of the George Beam drain provided to the Hamilton County Drainage Board by the Surveyor's Office for consideration at the hearing on the assessment scheduled for the Jan 26th, 2015 meeting of the Drainage board hearing in accordance with IC 36-9-27-40 object, not to the reconstruction, but on the basis the benefits assessed against my land are excessive and that my crossing to the regulated drain is blocked and I want my access to the regulated George Beam Drain to the Symons Drain restored. I wish to preserve for the record my right to object to any final action of the Board or in a court of law. I would like to present written evidence, photos, county maps, Drainage Board meeting minutes, and other documents as necessary as to support my claim at the Jan. 26th, 2015 hearing of the Drainage Board.

The George Beam Drain and Arm #2 of the Symons Drain are identified incorrectly on the County map(s). The County assessment for the reconstruction of the Beam Drain is inaccurate and grossly underestimates the drainage shed. The entire Symons watershed is at **extreme** risk of being polluted from crude oil, petroleum and cesspool overflow. This is a very urgent matter of public safety!

I regret that I have to object to a project that I know needs to be done. I completely understand the frustration the petitioners must feel with the damage to and their inability to use parts of their property. They have been waiting since November of 2013 for a decision from the Board. The problem is the scope of the project is so limited, not a reconstruction at all, basically benefits the petitioners and is hidden behind a project and legal description that literally needs a surveyor or civil engineer to figure it out while masquerading as a "fix" to property owners who are desperate for one; "The project shall consist of two-sided clearing from station 0+00 to station 17+00."

The Surveyor's Office & Drainage Board does a disservice to the petitioners themselves, let alone every other property owner on George Beam Drain listed as "benefited" or not, by this highly irregular recommendation for assessment. It is not fair to ask property owners to pay for something we placed in your care, to manage and to regulate, and now because you failed to do so you want to come back and tax us to pay for it again. This goes against the nature of the law and the very purpose of the Drainage Board. It is the Board's job to prove my property is "benefited" by the assessment, not mine to prove that it is not, but I will help you out:

The legal description for the George Beam Drain, as stated in the Surveyor's letter to the Drainage board dated October 17, 2014, clearly places the regulated drain in section S33 T30 R3. The arm that Mr. Beam petitioned the county for in 1907 is not on the County map. The original arm #3 that Mr. Symons petitioned the county for in 1892 is on the County map but labeled, somewhat incorrectly as the George Beam Drain. I say somewhat because the 1892 arm #3 of Symons and 1907 George Beam extension were both adopted to the Symons Drain and from thence on collectively called the George Beam Drain. The George Beam Drain flows into the 1892 arm #2 of the Symons Drain. The regulated George Beam Drain was intended to drain parts of S28, S27, S33 & S34 including 246th Street, utilities and the easements of two pipelines, over 600 acres. It has two legal descriptions on record to include: "beginning about twenty (20) rods east of the north west corner of the north west quarter (1/4) of the north west quarter (1/4) section thirty four (34)..."

1892 Arm #2 of the Symons runs parallel to Eagletown Road. It has been misidentified by the County as Arm #3 of Symons Drain (Project Area 6). The original 1892 Arm #2 is critical to the



Symons shed. Arm #2 was designed as the "hub" for all the "spokes" of the Symons Drain. Through this "hub" flows the drainage for the most of the town of Sheridan, 3 public schools, utilities, pipelines and all or part of sections 20,21,27,28,29,32,33,34, and arguably part of 5. The George Beam Drain (1907 Beam & 1892 Arm #3) is one of these "spokes" and flows collectively into Arm #2 of the Symons Drain.

The George Beam Drain has failed because the County lost track of it and road, pipeline and new home construction damaged it. Arm #2 of the Symons accepts storm water that follows the lay of the land from the George Beam Drain shed but not the drain water it was originally petitioned for. The George Beam Drain needs to be included and considered when amending Arm #2 of the Symons. Arm #2 of the Symons must be of sufficient size to accept both drain and storm water from the George Beam Drain shed (approx. 600+ acres). To ignore the Beam Drain would be like taking a spoke out of the wheel.

1892 Arm #2 of the Symons and the George Beam Drain are both at high risk for a major environmental disaster. This shed is at risk from oil, petroleum, and farm waste/runoff and has demonstrated this by the September 2001 Ottinger Farm spill of 500,000 gallons of hog manure and the June 13, 1995 Marathon pipeline spill of nearly 95,000 gallons of oil. I was absolutely shocked when I discovered how much oil spilled on the top of this shed! I am still in shock. The oil spill at 226<sup>th</sup> and Lamong, per gallon, is one of the largest pipeline spills on land in the lower states! I'm still in shock. This could still be an issue for the Symons Shed because the original petition also includes a tributary from Sec. 5 running "in a general north east direction" and the pipeline operators only recovered 2/3 of their product, but regardless of speculation, this is an aged pipeline built in 1951 with a history of leaking and clearly within the Symons shed and it is very likely to happen again.

The petroleum pipeline located in the shed actually bisects the 1892 Arm #3 of the George Beam regulated drain with no record of amending the drain for this crossing. The drain no longer functions as petitioned for and is now a direct conduit for petroleum to be dumped into the Symons Drain system. It is the responsibility of the County to protect a regulated drain. It is the responsibility of the County to protect my access to that drain.

The Ottinger Farm spill and subsequent 10-12 mile fish kill along the Little Cicero documents how storm water will still bring pollutants through the defunct Beam Drain into the Symons Drain. The County, Drainage Board, IDEM, or Health Department did not notify me at the time that 500,000 gallons of hog manure washed across my property; not at the time or one, two... seven years... ever, yet when I earned the distinction of having the first (and only I hope) child in Hamilton County to get the kind of e-coli with a couple of letters and numbers after it, the kind that kills kids and the CDC tracks, the Health Department was banging on my door demanding to test my tap water. I'm not suggesting that the hogwash was the source of the infection, but that I should have been notified so that I could have at least mitigated my damages. The County took away any legal remedy I may have had.

When I received the "notice of hearing" letter from the Drainage Board dated December 24, 2014 assessing me \$1447.82 for the proposed reconstruction of the Beam drain, quite frankly, I was insulted. I think including my property in the schedule of assessments simply defies common sense. I would gladly shell out \$1447.82 if I thought the project would alleviate the issues I have on my property. My previous neighbor let his home go in to foreclosure because of the swamp in his front yard. I feel particularly protective now of my new neighbor, Mr. Conrad, who I'm sure is anxious to send in his check for nearly \$900 while he tosses bread crumbs to the ducks swimming around on his front lawn waiting for that giant sucking sound promised by the County and wondering if he will miss the ducks when the County finally pulls the plug (satire). Please pull the plug for him.

That being said, I'm glad Surveyor Kenton Ward's letter to the Drainage Board dated October 17, 2014 recommending the reconstruction of the drain references the August 2000 Drainage Board

hearing regarding the same proposed reconstruction because it clearly demonstrates how profound and persistent the drainage problem has been in this area. It also gives me an opportunity to point out how the character of this rural area has changed so much as a direct impact of the Hamilton County Drainage Board.

After the 2000 Surveyor's recommendation, most of the acreage assessed as benefited, mostly farm land at the time, has since come to the market, been parceled off and new homes and barns have been built. Farmers and property owners of larger tracts of land scrambled to sell their properties as a direct result and in anticipation of the next County assessment. I think as many as a dozen homes have been built on land that came up for sale after the 2000 recommendation, often installing private tiles adding to the existing problem on this regulated drain 10 fold and the county has not issued or enforced drainage permits. The Board, according to IC 36-9-27-51, Sec. 51, should consider "change in land use" when assessing property owners for reconstruction of a County regulated drain. I think the actions of the Drainage board has pitted neighbor against neighbor, affected property sales and land use, caused damage to property owners which not only goes against Indiana Code, it is a perversion of it.

I am very upset, but more importantly I am extremely concerned about the Symons Drain and the welfare of residents of Hamilton County. What happens in the Symons Drain affects Morse Reservoir. There is a triple threat (oil, petroleum, hogwash) to this system that I will not let the County or Board or State ignore. It would be devastating to Hamilton County if just one of these threats presented itself and I have evidence (so does the Board) that two of these ecological disasters have already occurred on this drain!

The beauty of this absolute mess is the solution to **all** of it is laid out for us right in the original 1892 petition for the Symons Drain and the design of the drain itself. The original crafters of both the drainage code and the original petitioners had the foresight to give all property owners the tools, both legally and through the design of the watershed, to protect not only their property, the drain, but watershed itself. Not only that, right in the 1892 petition and court recorded Sept 8, 1892 adoption of that petition is the solution to the funding to fix our current problem.

The 1892 Symons "wagon wheel" drain is genius in design in that it funnels storm water, sewage overflow (Town of Sheridan), oil spill, manure runoff, petroleum leak (let's hope it just leaks!), farm runoff, road runoff, cesspool overflow and drainage from the shed to the "hub" (1892 Arm #2) of the Symons Drain where it can be monitored and plugged if necessary. Monitoring systems could be put in place to ensure pollutants are not getting into the Symons watershed and a plan in place in case it does. Restoring the Symons Drain and all its arms including the George Beam Drain is not only the legal responsibility of the County (legally recorded county regulated drain) and the mandate of the Drainage Board, the original petition's list of those "assessed as benefited" includes State roads, County roads, the Town of Sheridan, pipeline easements, utilities and lands in the sections I referenced above.

The drainage IC as it relates to regulated drains was intended to protect property owners from damage, to ensure their access to the regulated drain is not blocked and give them tools collectively (including the Board) to maintain these drains under county regulation. There are also provisions in the law outlining other ways to fund reconstruction of a failed drain in order to protect property owners financially if the cost to reconstruct is excessive and the drainage fund is not enough to cover it.

The petroleum pipeline literally broke the George Beam Drain (1892 Arm #3) in 1972 because the County lost track of the Drain and the pipeline should pay to fix it; It is in their easement now and I'm sure they would pitch in for a monitoring system as well at the crossing. Obviously since their easement crosses the drain that puts them legally in the shed. This must be placed on court record. The petroleum pipeline should be in the list of those "benefited" and there is a case to be made that they should pay for the complete reconstruction of the 1892 Arm #3 of the George Beam drain (IC 36-9-27-48). I have to make mention here that the Board has asked property

owners who have a huge pipeline easement on their property to pay for the drain that the pipeline broke, but not the pipeline! That is a joke.

246<sup>th</sup> Street bisects both arms of the George Beam Drain preventing property owners listed "as benefited," like me, from benefiting. That is a road easement issue that the State, County and Board should have dealt with when the road was paved and now need to deal with. The crude pipeline is clearly in the George Beam shed, their easement is listed in the original 1892 Symons Drain petition ("Louisville New Albany & Chicago RR" to give you a hint) and for 60+ years they have benefited from their easement across private property including from the drainage. The oil pipeline knows they got lucky when they spilled 95,000 gallons of crude oil on private property and they know they got off cheap: \$690,659 property damage. I don't have time here to put that in perspective but I totally can. If their product gets into the Symons Drain Shed, and the 1892 petition proves that it can, that is another ball game and they know this. It's time that the oil pipeline, once again with an easement across properties listed as "benefited" in the George Beam Reconstruction project, pitch in their share to get this fixed. I'm sure they would also agree to put in monitoring systems on 1892 Arm #2 of the Symons. It is in their corporate best interests to mitigate their liability and there is precedent of law to make them do it if they refuse.

Finally, a plan needs to be put into place to act fast on all levels of government in concert with the pipelines and utilities to contain a spill in our waterway. The design of the 1892 Symons Drain makes this relatively easy to do if we are prepared. Having a response ready will benefit arguably almost the whole county. Emergency responders need to know how to respond to either an oil spill or a breach of the petroleum pipeline in water or on land. The response is completely different for each: water or land, oil or petroleum, and has separate risks for both residents and first responders. The Board needs to step up, do their job and protect the interests and welfare of property owners as the law outlines. There appears to be permanent structures built in pipeline easements on the George Beam Reconstruction list of those assessed as "benefited." That is absolutely ridiculous!

The more I dig the deeper it gets... I feel like I've been getting the run around from the County for years and suffered damages because of the negligence of both the County and the Board. I've actually been told in the past by the Surveyor's office to sue my neighbor! I feel the safety of my family and neighbors has been put in jeopardy... but more importantly the Symons Shed and all the lands down stream including Morse Reservoir are at risk!

The Symons Drain needs to be restored to benefit everyone on the shed and downstream and everyone should have access to it. The Board should not be able to pick and chose who receives that benefit. I'm going to fight hard to make sure that happens. I've gone through a whole range of emotions in the last couple of weeks from shock and fear to anger. Now I'm focused.

Until this huge problem can be fixed, and I realize this is a sordid mess, the Board needs to provide remedy for the petitioners immediately. They have been waiting over a year. There is both a provision in the law that allows them to do work on their private property at their own expense if it benefits themselves and/or others, but more importantly, if there is an obstruction on their property that blocks the regulated drain as it runs across their property it is within their rights to clear that blockage without any action of the Board and the Board could sue them to remove the blockage if they didn't; the petitioners should have been informed of this to begin with. Let them clear the ditch and mitigate the damages to their private property

I just have one more thing to say for now: I can't believe that Hamilton County let a pipeline take advantage of an area absolutely devastated by the 1965 Palm Sunday tornado to sneak a pipeline through a creek and across a regulated drain in not one but at least two locations on the Symons Drain! Carmel gets beautiful walking trails on their old RR easements; Sheridan gets pipelines... just figures.

*Karen Atkinson*

*1-26-2015*

*cell#*

*(317) 645-6824*

*(317) 758-1142*

*Karen Atkinson*

*1205 W. 246th*

*Sheridan, IN 46069*

## Kenton C. Ward

---

**From:** Surveyor  
**Sent:** Tuesday, March 03, 2015 2:08 PM  
**To:** Kenton C. Ward  
**Cc:** Lynette L. Mosbaugh  
**Subject:** FW: George Beam Drain Reconstruction

Pam Louks  
Receptionist  
Hamilton County Surveyor's Office  
317-776-8495

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**From:** [atkinson1205@aol.com](mailto:atkinson1205@aol.com) [mailto:[atkinson1205@aol.com](mailto:atkinson1205@aol.com)]  
**Sent:** Tuesday, March 03, 2015 12:41 PM  
**To:** Surveyor  
**Cc:** [atkinson1205@aol.com](mailto:atkinson1205@aol.com)  
**Subject:** Re: George Beam Drain Reconstruction

March 3<sup>rd</sup>, 2015

Attn: Hamilton County Drainage Board  
Kenton Ward, Hamilton County Surveyor

Re: George Beam Reconstruction

I am owner of land assessed as benefited by the George Beam Reconstruction project and the benefits assessed against my land are excessive. The cost, damages and expenses of the proposed reconstruction will exceed the benefits that will result to the owners of all land benefited. I would like to submit/present written evidence in support of my claim. I also would like to preserve my right to thereafter object before the Hamilton County Drainage Board or in a court of law to any final action of the Board and would like to request a judicial review of any finding or order of the Board on the matter of the George Beam Drain Reconstruction.

Sincerely, Karen Atkinson  
(01-01-34-00-00-001.001)

## Lynette L. Mosbaugh

---

**From:** Surveyor  
**Sent:** Tuesday, March 03, 2015 2:08 PM  
**To:** Kenton C. Ward  
**Cc:** Lynette L. Mosbaugh  
**Subject:** FW: George Beam Drain Reconstruction

Pam Louks  
Receptionist  
Hamilton County Surveyor's Office  
317-776-8495

---

**From:** [atkinson1205@aol.com](mailto:atkinson1205@aol.com) [<mailto:atkinson1205@aol.com>]  
**Sent:** Tuesday, March 03, 2015 12:41 PM  
**To:** Surveyor  
**Cc:** [atkinson1205@aol.com](mailto:atkinson1205@aol.com)  
**Subject:** Re: George Beam Drain Reconstruction

March 3<sup>rd</sup>, 2015

Attn: Hamilton County Drainage Board  
Kenton Ward, Hamilton County Surveyor

Re: George Beam Reconstruction

I am owner of land assessed as benefited by the George Beam Reconstruction project and the benefits assessed against my land are excessive. The cost, damages and expenses of the proposed reconstruction will exceed the benefits that will result to the owners of all land benefited. I would like to submit/present written evidence in support of my claim. I also would like to preserve my right to thereafter object before the Hamilton County Drainage Board or in a court of law to any final action of the Board and would like to request a judicial review of any finding or order of the Board on the matter of the George Beam Drain Reconstruction.

Sincerely, Karen Atkinson  
(01-01-34-00-00-001.001)

## Andy D. Conover

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**From:** Andy D. Conover  
**Sent:** Friday, March 06, 2015 2:22 PM  
**To:** Christine Altman; Mark Heirbrandt; Steve Dillinger  
**Subject:** Mrs. Atkinson George Beam Objection  
**Attachments:** Atkinson Email 3-3-2015.pdf

I have attached a copy of the most recent email from Karen Atkinson regarding the George Beam reconstruction.

I spoke with Mrs. Atkinson for about an hour on Feb 10, 2015 in an attempt to discuss some of the issues she addressed in her January 26, 2015 letter to the Hamilton County Surveyor and the Hamilton County Drainage Board. The Board requested that I attempt to resolve these issues.

The phone call was not productive as no meaningful dialog or discussion could be achieved regarding any of the issues in Mrs. Atkinson's letter. Any attempts to explain was refuted by Mrs. Atkinson therefore no progress could be made. I did attempt to address each item she had in her letter but she disputed any explanation I made. Mrs. Atkinson states in her letter that she has requested 5 times to meet with me although I do not recall any requests for any meeting during our conversation. I have not received any further communications from Mrs. Atkinson in the time between our phone conversation and this most recent email.

Mrs. Atkinson has filed an objection to the George Beam Reconstruction.

Mrs. Atkinson has also filed an objection to the Benton Hinesley, South drive Drain, although she is not within that watershed and is not affected by the reconstruction.

Andy Conover

## Lynette L. Mosbaugh

---

**From:** atkinson1205@aol.com  
**Sent:** Sunday, March 29, 2015 7:23 PM  
**To:** Surveyor  
**Cc:** atkinson1205@aol.com  
**Subject:** George Beam Reconstruction

March 29th, 2015

Dear Mr. Kenton Ward:

What is the scope of project on the George Beam? I think that is a simple question that you and the Drainage Board need and are legally required to answer for your constituents and the property owners that were assessed. What is the scope of the project as petitioned for? Please don't throw anything at me for asking, especially one of those conservation easements. If no one else is going to call you out on it, I'm going to... I know I have a big fat target on my butt already so why not. That temper tantrum you **threw** in the 3/9/2015 Drainage Board hearing was not OK. I don't care how you usually run things in the Hamilton County Courthouse, but back room dealing, bullying and engineering the minutes to cover your butt when mine is now hanging out there is not OK. As far as the minutes are concerned, I've been trying to get my husband of over 25 years to shut up and now you gave me the perfect tool to do that. Whenever he says something I don't like I just say "inaudible." I used that tool when he asked me to soften up my neighbor so the County could slap an easement on his property. I also used it when he asked me to rally some of the neighbors to remonstrate. I guess Mr. Howard figured out my latest strategy and that was to let the project go through and hold you accountable for providing a benefit to the taxpayers/property owners assessed. I'm a lot of things, but I'm not stupid. When you have the petitioners of the project now trying to get it remonstrated... let's just say that is very telling. Here's the score card so far in case you haven't been keeping track: You have Ottinger 4.67% and Leonard 8.41% on record with objections already. I figure you have Lyons willing to do whatever you want so that's another 12.08%. Wallace didn't have anything to say when you used his land to drive and park your, sorry, correction, John Ward Construction equipment all over it, hmmm or was that the Kerr Estate? Either way, I'm guessing you have both of those property owners on your side and I'm figuring and that's another 14.02% and .09%, respectively. I'm not sure about Johnson, but I will put him in your column too and that's another 14.71%. If you have the petitioners themselves willing to remonstrate their own project (28.55%) and the Hamilton County Highway Department (2.66%), then I think you have me solidly beat. Let me do the math for you because you really seem to have a problem with math and assessments: 85.19%. You only need 75% of the assessment pool on the George Beam to remonstrate and shut us up for, I think, what is it... for another 5 years? I concede; you won the battle. You don't need the rest of those "assessed as benefited" to get this project remonstrated so please leave my neighbor Mr. Conrad, my husband and the rest of us little dogs alone.

## Kenton C. Ward

---

**From:** Kenton C. Ward  
**Sent:** Tuesday, September 03, 2013 2:14 PM  
**To:** 'SJACKSON@nicb.org'  
**Cc:** Mark Heirbrandt; Andy D. Conover; Steve A. Baitz  
**Subject:** RE: George Beam Drain

That would be about \$140.00 per acre spread over 5 years. I hate to throw out numbers like this because if once designed it comes out to be \$140.01 people scream about it.

-----Original Message-----

**From:** SJACKSON@nicb.org [mailto:SJACKSON@nicb.org]  
**Sent:** Tuesday, September 03, 2013 12:58 PM  
**To:** Kenton C. Ward  
**Cc:** Mark Heirbrandt; Andy D. Conover; Steve A. Baitz  
**Subject:** Re: George Beam Drain

Thank you Mr. Ward. How would that equate to increases in drainage assessments for the homeowners affected?

National Insurance Crime Bureau  
Special Agent Scott Jackson  
Office: (317) 681-9621

On Sep 3, 2013, at 11:47 AM, "Kenton C. Ward" <Kenton.Ward@hamiltoncounty.in.gov> wrote:

> Mr. Jackson -

>

> It is very difficult to give a cost when a project has not been designed yet. The cost of the last project which was turned down was \$61,199.60 which included a complete reconstruction of the tile. Using the costs from that project my guess would be somewhere around \$30,000. That is payable over a 5 year period.

>

> -----Original Message-----

> **From:** SJACKSON@nicb.org [mailto:SJACKSON@nicb.org]  
> **Sent:** Friday, August 30, 2013 8:49 AM  
> **To:** Kenton C. Ward  
> **Cc:** Mark Heirbrandt; SJACKSON@nicb.org  
> **Subject:** RE: George Beam Drain

>

> Mr. Ward,

>

> I have been in the process of speaking with homeowners in the area in terms of signing the petition your office requested. I have had more than one homeowner ask me how this reconstruction would affect their drainage assessment each year and unfortunately I have not had a good answer for them. To make sure there is complete transparency to the homeowners before they sign the petition, is there any way to give the homeowners a ball park figure as to how this would affect their respective assessments? I realize this is based on amount of affected acreage and other calculations but wasn't sure if you could provide additional insight. Thank you.

>

> -----Original Message-----



> From: Kenton C. Ward [mailto:Kenton.Ward@hamiltoncounty.in.gov]  
> Sent: Sunday, July 07, 2013 8:51 PM  
> To: Jackson, Scott  
> Cc: Mark Heirbrandt; Andy D. Conover; Steve A. Baitz  
> Subject: RE: George Beam Drain

> Mr. Jackson -

> There are funds available in the GDIF to pay for the reconstruction. These funds would have to be paid back over a period of time by the property owners in the drainage shed.

> -----Original Message-----

> From: SJACKSON@nicb.org [mailto:SJACKSON@nicb.org]  
> Sent: Saturday, July 06, 2013 3:06 PM  
> To: Kenton C. Ward  
> Cc: Mark Heirbrandt; Andy D. Conover; Steve A. Baitz  
> Subject: RE: George Beam Drain

> Mr. Ward,

> Thank you for taking the time to address this issue. My family and I really appreciate it. I do have a question for you. I have been advised there are insufficient funds in the George Beam maintenance fund to pay for the proposed reconstruction even if I am able to secure a sufficient amount of qualified petitioner's signatures. Are you able to utilize funds from the general drain improvement fund to pay for the cost of this proposed reconstruction. Indiana code 36-9-27-45 seems to indicate this but wondered if you may clarify this for us. Thanks again for all of your help.

> -----Original Message-----

> From: Kenton C. Ward [mailto:Kenton.Ward@hamiltoncounty.in.gov]  
> Sent: Tuesday, July 02, 2013 3:32 PM  
> To: Jackson, Scott  
> Cc: Mark Heirbrandt; Andy D. Conover; Steve A. Baitz  
> Subject: George Beam Drain

> Steve Baitz and I have been discussing this situation. We are working on an alternate plan other than the complete reconstruction that was proposed in 2000. This would involve reconstruction of an open ditch longer than the previously proposed 700 foot ditch and then instead of total replacement of the tile just repair of the tile where it is broken down. This would be less expensive and may be able to get it past the hearing phase on this round. Before I start on plans I still need a petition in order to even get it placed in the queue.

> I will ask the Board on Monday what they would like to do as far as the holes on your property.

> -----Original Message-----

> From: Mark Heirbrandt  
> Sent: Monday, June 24, 2013 11:03 AM  
> To: Kenton C. Ward  
> Cc: Andy D. Conover  
> Subject: FW: Update

> Guys -

> Please see below. Any comments on how we can help him to slow down the erosion? Thanks for your help!

>  
> Thanks,  
>  
> Mark

>  
>  
>  
>> On Jun 22, 2013, at 9:56 AM, "SJACKSON@nicb.org" <SJACKSON@nicb.org> wrote:

>>  
>>> Mark,  
>>>

>>> It has been suggested to me that I obtain the petition and attempt to get other homeowners that are interested in the reconstruction to sign the petition.

>>>  
>>> In the meantime would the county be willing to deliver a sufficient amount of river rock to slow the erosion process and also deliver two large metal screens to cover the two deepest sink holes which would keep anyone from falling in these?

>>>  
>>> Please let me know your thoughts.

>>>  
>>> Thank you, have a nice weekend.

>>>  
>>> National Insurance Crime Bureau  
>>> Special Agent Scott Jackson  
>>> Office: (317) 681-9621

>  
>  
> This e-mail and any attachments thereto, are intended only for the use of the addressee(s) named herein and may contain legally privileged and/or confidential information. Dissemination, distribution or copying of this e-mail and any attachments thereto, outside your organization is strictly prohibited. If you were not the intended recipient of this email, please notify me via return e-mail or via telephone at 847-544-7000 and permanently delete the original and any copy of any e-mail and any printout thereof.

>  
>  
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>  
  
This e-mail and any attachments thereto, are intended only for the use of the addressee(s) named herein and may contain legally privileged and/or confidential information. Dissemination, distribution or copying of this e-mail and any attachments thereto, outside your organization is strictly prohibited. If you were not the intended recipient of this email, please notify me via return e-mail or via telephone at 847-544-7000 and permanently delete the original and any copy of any e-mail and any printout thereof.

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD  
IN THE MATTER OF

***George W. Beam Regulated Drain 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 **George W. Beam Regulated Drain Reconstruction** on **January 26, 2015** at **9:05 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 **George W. Beam Drain Reconstruction**

NOTICE

Notice is hereby given that the Hamilton County Drainage Board at its regular meeting **May 11, 2015** 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.

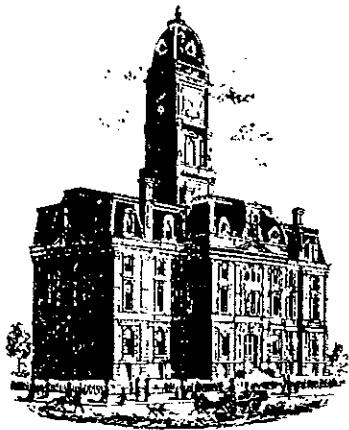
The Board issued an order declaring the proposed improvement established. Such findings and order were marked filed and are available for inspection in the Office of the Hamilton County Surveyor.

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: Steven C. Dillinger  
PRESIDENT

ATTEST: Lynette Mosbaugh  
SECRETARY



LW

SURVEYOR'S OFFICE

# Hamilton County

*Kenton C. Ward, CFM*  
*Surveyor of Hamilton County*  
 Phone (317) 776-8495  
 Fax (317) 776-9628

Suite 188  
 One Hamilton County Square  
 Noblesville, Indiana 46060-2230

To: Hamilton County Drainage Board

September 21, 2016

RE: George W. Beam Regulated Drain Reconstruction - Final report

Please regard this letter as the inspector's final report on the George W. Beam Regulated Drain Reconstruction, located in Adams Township in Hamilton County and benefits properties in sections 27, 28, 33, 34, Township 20 north and range 3 east, with a total acreage of approximately 213 acres.

The Date of the Surveyor's Report for the George W. Beam Drain Reconstruction was October 17, 2014. The Reconstruction Hearings were held on January 26, 2015 (Drainage Board Minutes Book 16, Pages 88-92), March 9, 2015 (Drainage Board Minutes Book 16, Pages 107-116), April 27, 2015 (Drainage Board Minutes Book 16, Pages 178-184) and was approved on May 11-2015 (Drainage Board Minutes Book 16, Pages 189-192). Bid opening for the reconstruction was on June 22, 2015 ((Drainage Board Minutes Book 16, Page 227).

The reconstruction converted an underground tile system to open ditch. The reconstructed drain consists of 1,985 feet of open ditch., 160 feet of 12 inch pipe, 5 private outlet pipes, and 1 private crossing. The as-built plans have been completed and are attached.

The Hamilton County Drainage Board awarded the contract on July 13, 2015 to Van Horn Excavating. Van Horn Excavating bid amount was \$70,457.00 (Drainage Board Minute Book 16, Page 253).

There were a total of two change orders for additional work or field revisions on the project as allowed by IC 36-9-27-80.5. Change Order #1 was required because of private tiles encountered during construction of the open ditch and outlets were required to be provided. Cost of Change Order #1 was \$1,907.66.

Change Order #2 was to install 160 feet of 12 inch pipe through the Clayton property in place of the proposed open ditch. There was no additional cost for Change Order #2.

Contractor's Bid -----	\$70,457.00
Change Order #1 Total -----	\$1,907.66
Change Order # 2 -----	\$0.00
Total Reconstruction Cost -----	\$72,364.66

As of October 12, 2015 I hereby attest to and agree that the reconstruction was installed according to the specified plans and change orders and have approved such work under IC 36-9-27-82(a). All inspections have been completed. Final inspection was on October 12, 2015 for the majority of the work.

Statement of All Incurred Expenses Paid signed by the contractor as required in IC 36-9-27-82(b) was received on November 8, 2015. The contractors claim for release of retainage was submitted on December 8, 2015.

Partial Pay Requests for this project submitted and paid as allowed in IC 36-9-27-81 are as follows:

Pay Request #1 submitted 8-17-2015	Paid 9-19-2015	\$4,675.00
Pay Request #2 submitted 9-8-2015	Paid 9-19-2015	\$28,945.90
Pay Request #3 submitted 9-21-2015	Paid 10-13-2015	\$19,988.14
Pay Request #4 submitted 9-25-2015	Paid 10-13-2015	\$7,900.92
Pay Request #5 Retainage submitted Feb 29, 2016	Paid 3-29-2016	<u>\$10,854.70</u>
Reconstruction Total		\$72,364.66

The final costs for the reconstruction are as follows:

Bid Item Totals	\$70,457.00
Change Order # 1	\$1,907.66
Change Order # 2	\$0.00
Total Reconstruction Cost	\$72,364.66

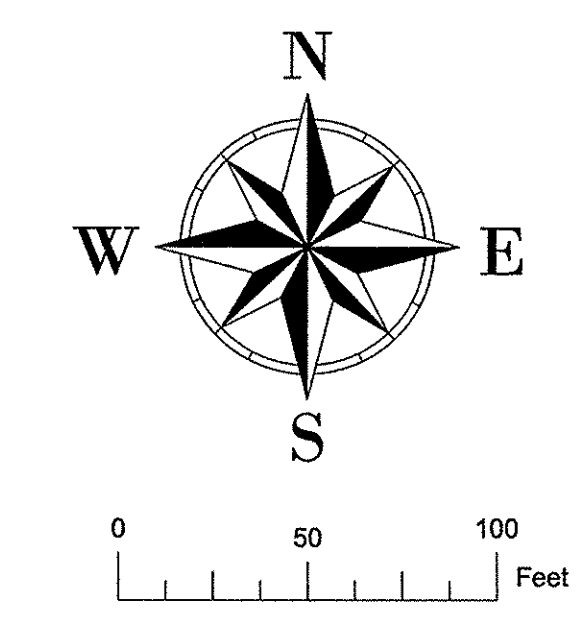
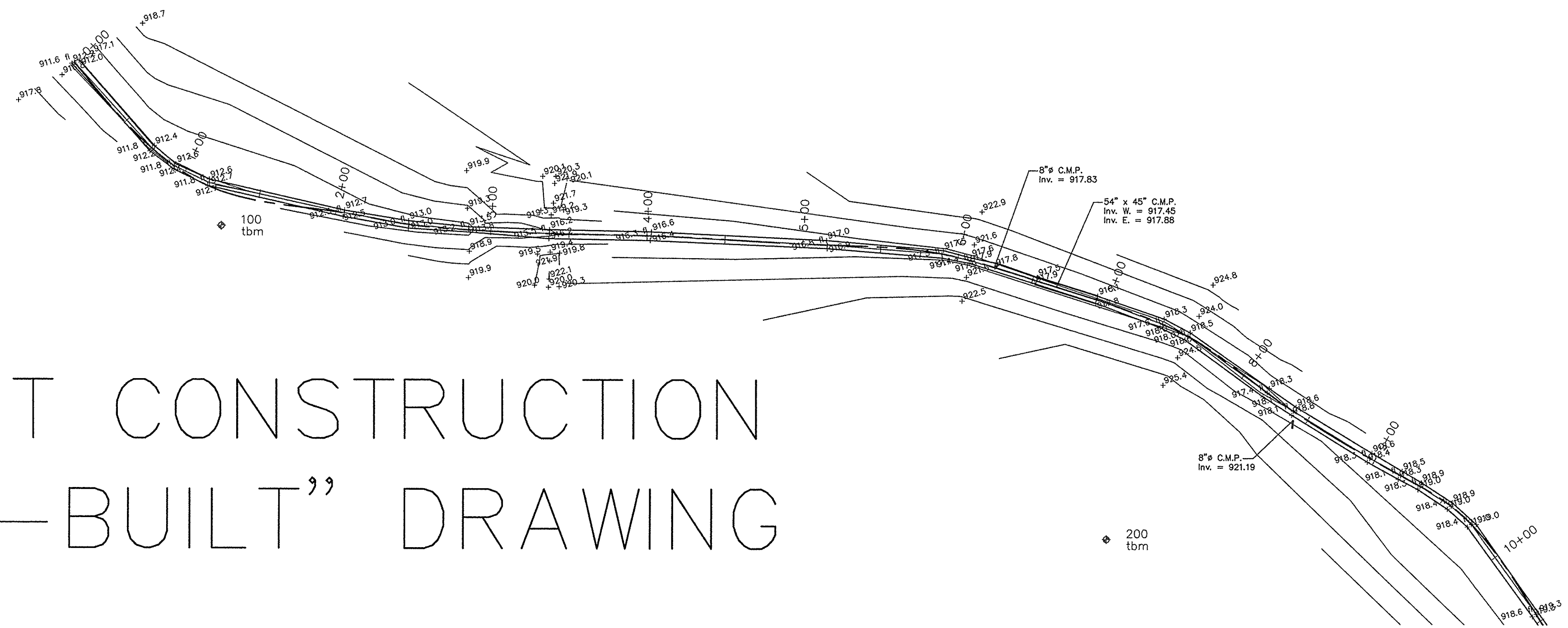
I recommend the Board approve the reconstruction as complete and acceptable.

Respectfully,



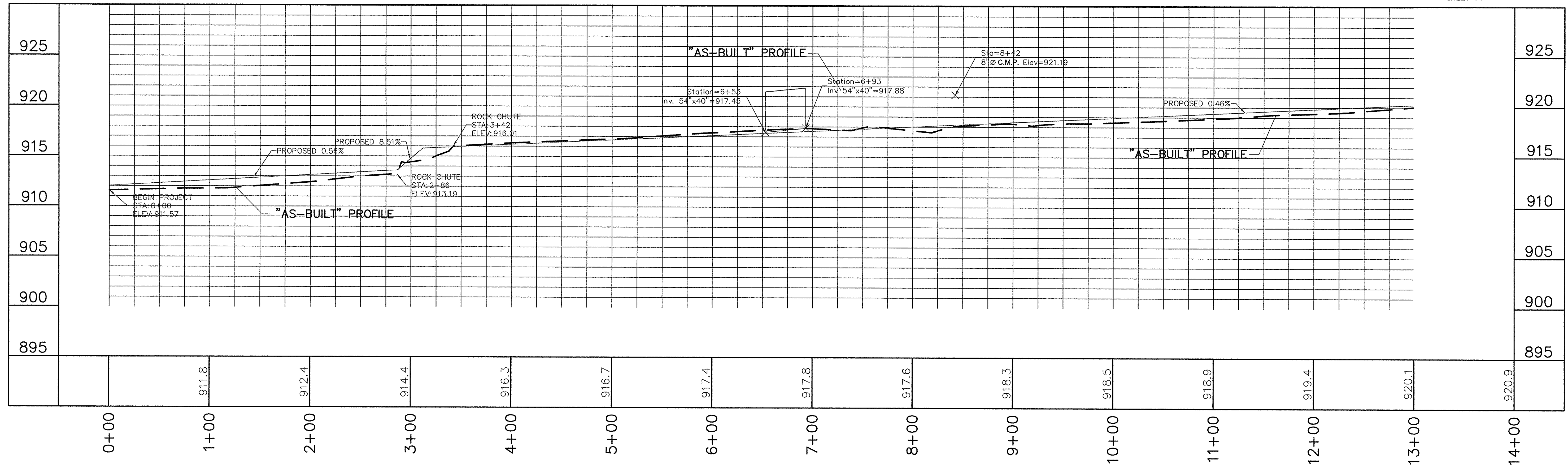
Andrew Conover  
Inspector  
Hamilton County Surveyor's Office

# POST CONSTRUCTION "AS-BUILT" DRAWING



GEORGE BEAM

PLAN VIEW  
SCALE: 1"=50'  
PROFILE VIEW  
HORIZONTAL SCALE: 1"=50'  
VERTICAL SCALE: 1"=5'  
REFER TO GENERAL NOTES ON SHEET 14



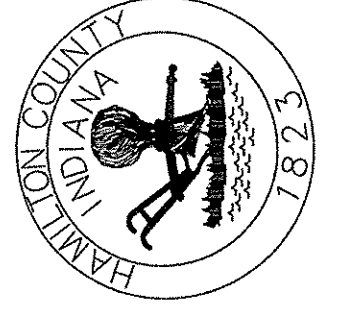
PROJECT NO:	###
WATERSHED NO:	###
FIELD BY:	SF/BKR
DRAWN BY:	BKR
CHECKED BY:	JL
DATE:	09/2/16

CERTIFIED BY:  
*B.K. Rayl*  
BRIAN K. RAYL, P.S.

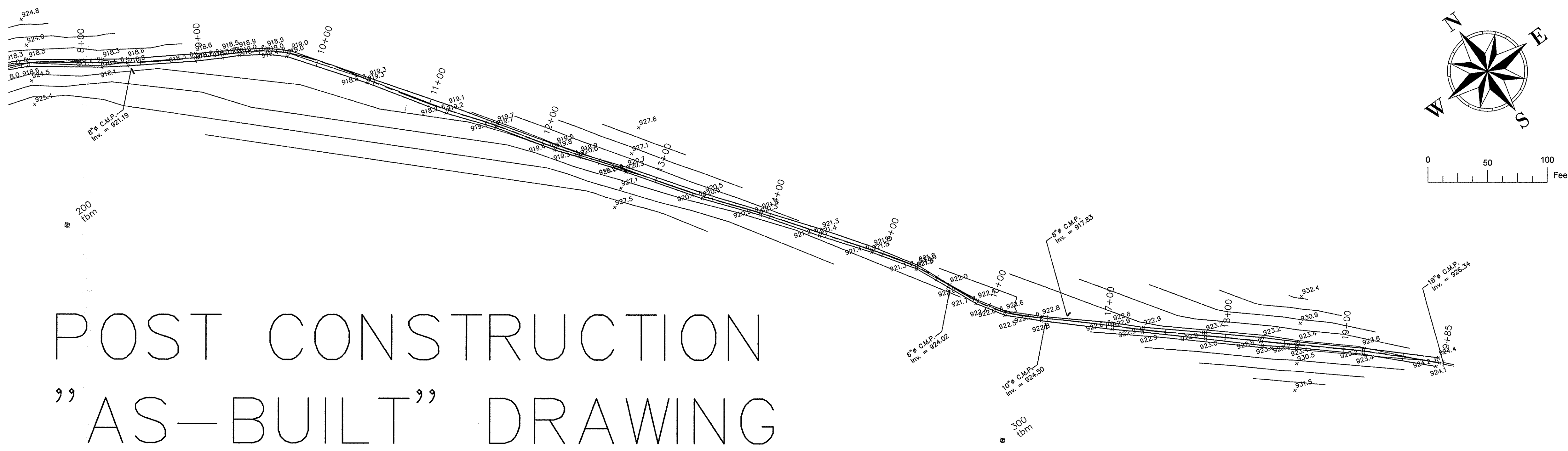
PROJECT NAME:  
GEORGE BEAM  
246th Street & Eagletown Road  
AS BUILT

SHEET NO.  
1 OF 2

HAMILTON COUNTY, INDIANA  
HAMILTON COUNTY SURVEYOR'S OFFICE  
HAMILTON COUNTY GOVERNMENT/JUDICIAL CENTER  
ONE HAMILTON COUNTY SQUARE, SUITE 188  
NOBLESVILLE, IN 46060  
PHONE: (317) 776-8495  
FAX: (317) 776-9628  
SURVEYOR@HAMILTONCOUNTY.IN.GOV

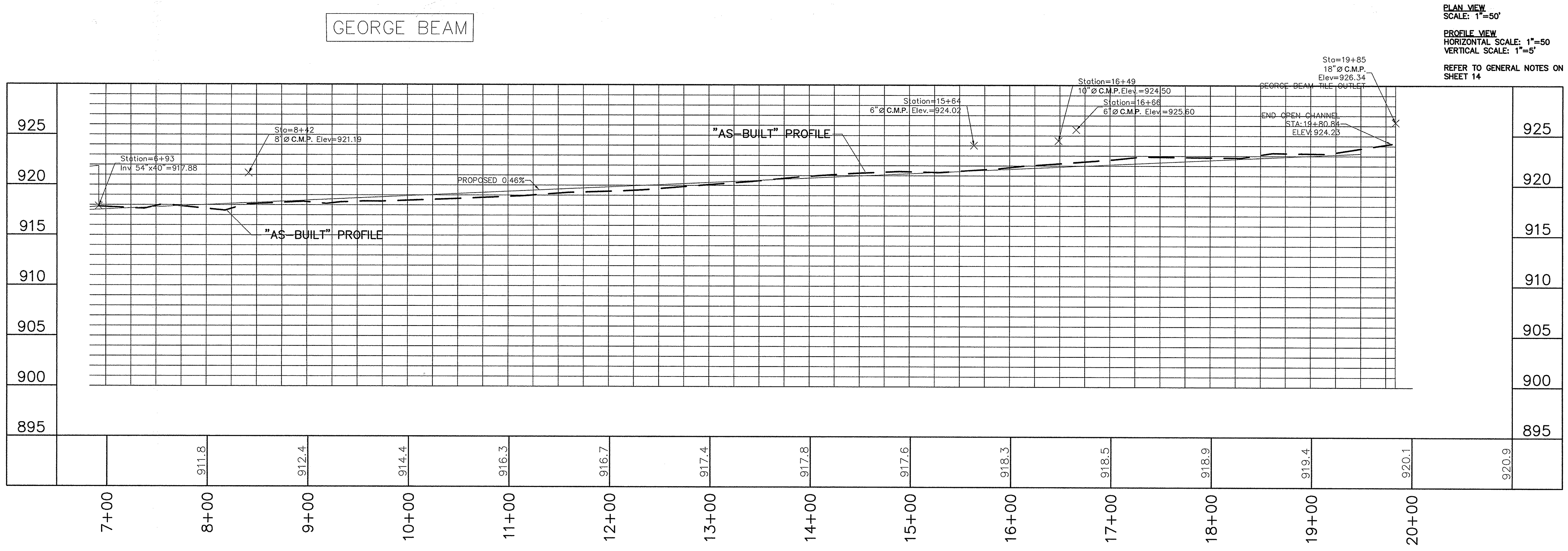


Sep 20, 2016 - 9:55 am E:\\_Surv\Projects\Regulated Drains\George Beam\ As Built P&P.dwg



# POST CONSTRUCTION "AS-BUILT" DRAWING

## GEORGE BEAM



PLAN VIEW  
SCALE: 1"=50'  
  
PROFILE VIEW  
HORIZONTAL SCALE: 1"=50'  
VERTICAL SCALE: 1"=5'  
  
REFER TO GENERAL NOTES ON  
SHEET 14

PROJECT NO: ##	WATERSHED NO:
BY:	##
DATE:	FIELD BY: SF/BKR
REVISIONS:	DRAWN BY: BKR
	CHECKED BY: JL
	DATE: 09/22/16

REVISIONS:

CERTIFIED BY:  
*B.K. Rayl*  
BRIAN K. RAYL, P.S.

PROJECT NAME:  
GEORGE BEAM  
246th Street & Eagletown Road  
  
AS BUILT

SHEET NO.  
2 OF 2

PLOT DATE: Sep 20, 2016 - 10:00 am

HAMILTON COUNTY, INDIANA  
HAMILTON COUNTY SURVEYOR'S OFFICE  
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Sep 20, 2016 - 10:00 am \\E-Surv\Projects\Regulated Drains\George Beam\As Built P&P.dwg