



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

April 27, 2012

TO: Hamilton County Drainage Board

RE: Raymond Briles Drain, Hittle Arm

Attached is a drain map for the Hittle Arm to the Raymond Briles Drain. This proposed drain is located in Jackson Township.

This Arm was petitioned for by Jeremy S. Hittle on August 5, 2011. The Arm is a partial extension of the Raymond Briles Drain as mentioned in my Classification Report to the Board dated February 15, 2011 and approved by the Board on February 28, 2011 (See Hamilton County Drainage Board Minutes Book 13, pages 284-291).

I have made a personal inspection of the land described below. Upon doing so, I believe that the drain is practicable, will improve the public health, benefit a highway and be of public utility and that the costs, damages and expenses of the proposed drain will probably be less than the benefits accruing to the owners of land likely to be benefited. The drain will consist of the following:

Open Ditch – 185 feet

The Hittle Arm of the Raymond Briles Drain shall begin at the west line of Lot #3 of the Hittle Family Minor Subdivision (Tract 03-06-08-00-00-045.201) approximately 92 feet south of the north corner of said lot. Thence shall run downstream in the existing channel in a generally southeasterly direction approximately 185 feet and terminating into the Isaac Jones Drain.

The nature of future maintenance work required is as follows:

1. Bank erosion protection and/or seeding as might be required;
2. Removal of debris and/or blockages from existing open drain;
3. Removal of beaver dams;
4. Any other repairs necessary to restore proper flow to the open ditch.

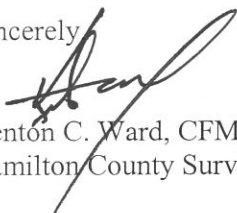
The frequency with which future maintenance work should be performed is annually as required by the condition of the drain.

The easement for the drain shall be that as set out on the secondary plat for the Hittle Family Minor Subdivision as recorded in the office of the Hamilton County Recorder as instrument number 2011038173 and the portion of the drain which is within the right of way for Anthony Road owned by the Hamilton County Commissioners. This right of way is recorded in the office of the Hamilton County Recorder as instrument number 200622740.

I believe that no damages will result to landowners by the regulating of this drain.

I recommend the Board set a hearing for this Arm for June 25, 2012.

Sincerely



Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/pll

**Gasb 34 Asset Price &
Drain Length Log**

Drain-Improvement: Raymond Biles: Hille Arm

Drain Type:	Size:	Length	Length (DB Query)	Length Reconcile	If Applicable	
					Price:	Cost:
open	n/a	185	185	/	\$19.55 lf	\$3616.75

Sum: _____ 185 _____ \$ 3616.75

Final Report: _____

Comments:

22

OFFICE OF HAMILTON COUNTY SURVEYOR
AUG 05 2011
FILED

To: Hamilton County Drainage Board

Re: In the matter of the Raymond Briles Drain Petition

Comes now the undersigned individuals, who petition the Hamilton County Drainage Board, per IC 36-9-27-54, for a new regulated drain. The undersigned believe the following:

1. They are owners of ten percent (10%) in acreage; or twenty five percent (25%) or more of the assessed valuation of the land that is outside the corporate boundaries of a municipality and is alleged by the petition to be affected by the proposed drain.
2. That as property owners within the drainage shed, they are qualified petitioners.
3. That they now desire that a regulated drain be established in Jackson Township, which involves the following public roads; Anthony Road and various areas surrounding these roads in the drainage shed.
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 8, township 19 north, range 4 east, Hamilton County, Indiana.
5. No other public lands or owners are located in the area which would affect improvement.
6. That the general route of the proposed drain is shown in the attached plan which is marked Exhibit "B" and made a part hereof.
7. 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.
8. That in the opinion of the Petitioner, the proposed improvement will improve the public health; benefit a public highway; and be of public utility.
9. That the name of the attorney or spokesman representing petitioner in the drainage petition is _____, who has an office at or whose address is _____, phone _____.
10. That Petitioners shall pay all the cost of notice and all legal costs if the petition is dismissed. These costs include but are not limited to engineering, appraisals, surveying and other costs associated with the proposed drain.
11. 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. These costs include but are not limited to engineering, appraisals, surveying and other costs associated with the proposed drain.

Signature [Handwritten Signature]

Printed Name Jeremy Little

Printed Address 21724 Anthony Rd.

03-06-08-00-00-045.201
JEREMY S & LORI A HITTLE
185 FT

STATE OF INDIANA)
) ss:
COUNTY OF HAMILTON)

BEFORE THE HAMILTON COUNTY
DRAINAGE BOARD
NOBLESVILLE, INDIANA

IN THE MATTER OF THE
RECONSTRUCTION OF THE
Raymond Briles Drain, Hittle Arm

FINDINGS AND ORDER FOR RECONSTRUCTION

The matter of the proposed Reconstruction of the **Raymond Briles Drain, Hittle Arm** came before the Hamilton County Drainage Board for hearing **on June 25, 2012**, 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 **Raymond Briles Drain, Hittle Arm** 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

V. W. [Signature]

PRESIDENT

[Signature]

Member

Member

ATTEST:

[Signature]
Executive Secretary

Exhibit "B"

HITTLE FAMILY MINOR SUBDIVISION

TOWN OF CICERO, JACKSON TOWNSHIP, HAMILTON COUNTY
(SECTION 7 AND 8, TOWNSHIP 19 NORTH, RANGE 4 EAST)

COMMISSION CERTIFICATE

Under authority provided by Title 35, not of 1580, P.L. 308 enacted by the General Assembly of the State of Indiana, and all acts amendatory thereto and an ordinance adopted by the Town of Cicero/Jackson Township Plan Commission as follows:

Adopted by the Town of Cicero/Jackson Township Plan Commission at a meeting held _____ 2

[Signature]
President, Planning Commission

[Signature]
Secretary, Planning Commission

[Signature]
Planning Commission Director

This subdivision shall be known and designated as Hittle Family Minor Subdivision, a subdivision in Hamilton County, Indiana.

In Testimony whereof, witness the signatures of Owner and Declarant this _____ day of _____, 2011.

Owner/Developer:
Jeremy S. Hittle and Lori A. Hittle
21774 Anthony Road
Cicero, Indiana 46034

[Signature]
Jeremy S. Hittle

[Signature]
Lori A. Hittle

State of Indiana

County of _____

Before me, the undersigned a Notary Public in and for said County and State, personally appeared Jeremy S. Hittle and Lori A. Hittle, and acknowledged the execution of the foregoing minor plat, this _____ day of _____, 2011.

Witness my signature and seal this _____ day of _____, 2011.

Notary Public

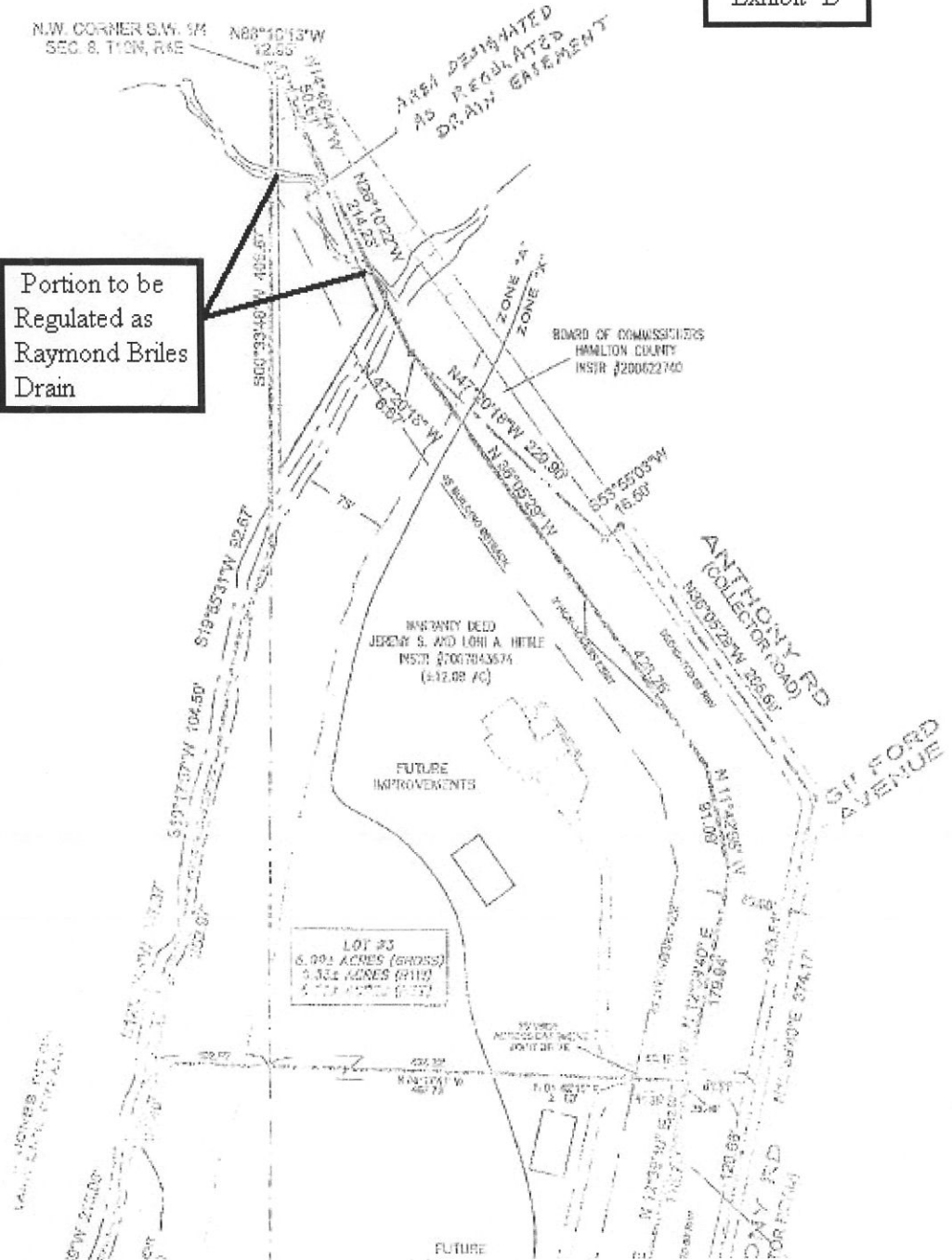
Printed Name

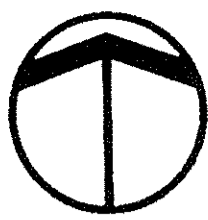
County of Residence: _____

My Commission Expires: _____

I, Stephen W. Cooper, a Registered Land Surveyor licensed in compliance with the laws of the State of Indiana, hereby certify that the within plat represents a minor plat submitted by me as that of the monuments shown are to be set, and that the location, size, type and material of said monuments are accurate.

Portion to be Regulated as Raymond Briles Drain





Assumed North



Scale: 1" = 100'

SUBDIVIDED BY:
JEREMY S. AND LORI A. HITTLE
21774 ANTHONY ROAD
CICERO, INDIANA 46034
PHONE: (317) 710-2314

SUBDIVISION MONUMENTATION
MONUMENTS THAT ARE SHOWN ON THIS PLAT WILL BE SET IN PLACE AFTER THE RECORDATION OF THIS PLAT.

- DENOTES A 5/8" REBAR WITH CAP MARKED "C2LS FIRM #0035" TO BE SET AT LOT CORNERS,

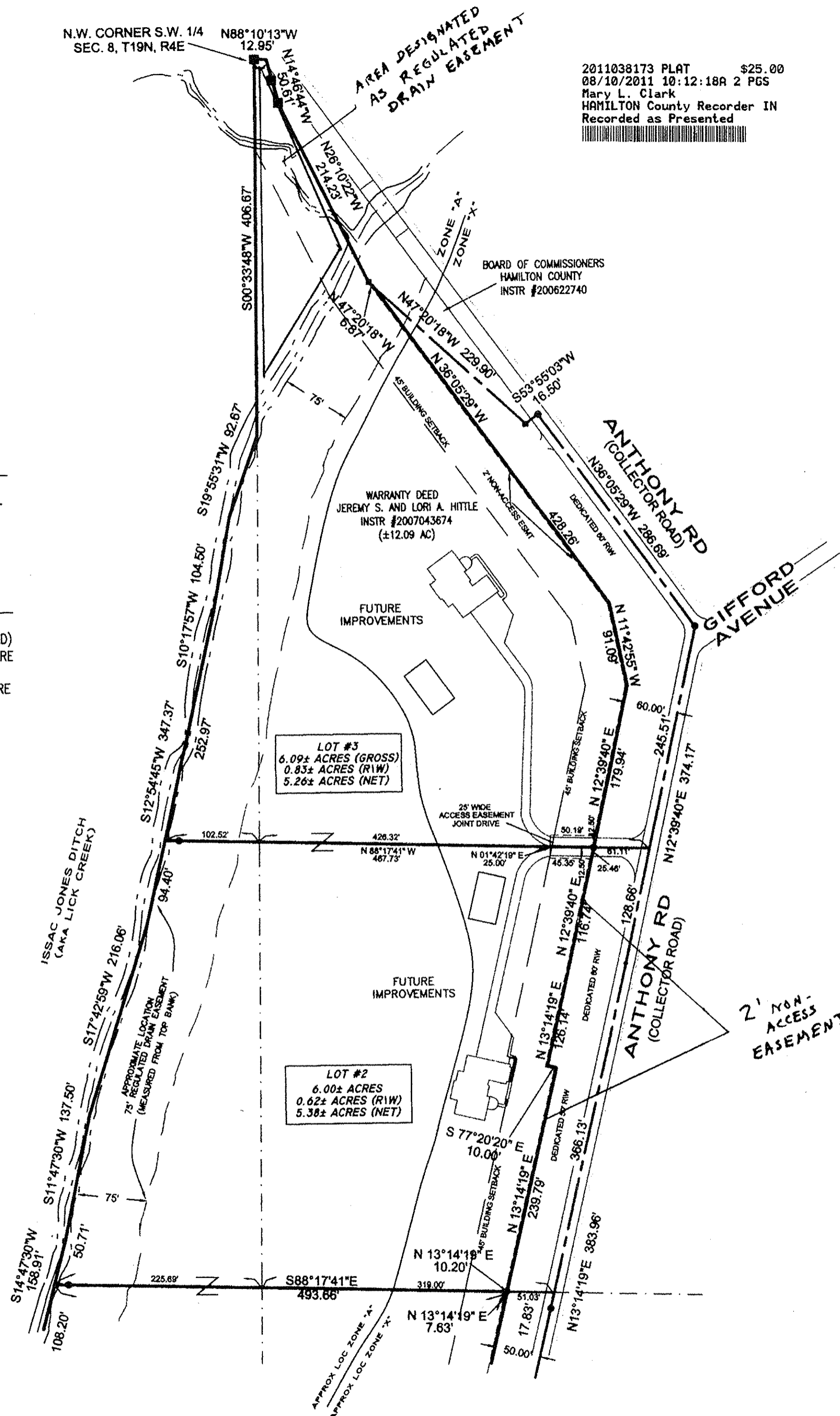
DEVELOPMENT STANDARDS
ZONING "AG" AGRICULTURAL

- FRONT YARD SETBACK (MIN): 45 FT (COLLECTOR ROAD)
- REAR YARD SETBACK (MIN): 45 FT PRIMARY STRUCTURE
- 35 FT SECONDARY STRUCTURE
- SIDE YARD SETBACK (MIN): 45 FT PRIMARY STRUCTURE
- 35 FT SECONDARY STRUCTURE
- BUILDING HEIGHT (MAX): 35 FT PRIMARY STRUCTURE
- 22 FT ACCESSORY STRUCTURE

Flood Hazard Statement: The accuracy of the flood hazard information shown or identified hereon is subject to map scale uncertainty and to any other uncertainty in location or elevation on the referenced Flood Insurance Rate Map. The within described tract of land lies within Flood Hazard Zone A and X as said tract plots by scale on Community Panel Number 18057C0130F of the Flood Insurance Rate Maps for Hamilton County, Indiana (maps dated February 19, 2003).

LEGEND

- = 5/8" REBAR WITH CAP SET MARKED "C2LS 0035"
- = FENCE POST \ CONC MARKER PER WEIHE SURVEY
- = "MAG" OR "PK" NAIL PER WEIHE SURVEY



2011038173 PLAT \$25.00
08/10/2011 10:12:18A 2 PGS
Mary L. Clark
HAMILTON County Recorder IN
Recorded as Presented

BOARD OF COMMISSIONERS
HAMILTON COUNTY
INSTR #200622740

WARRANTY DEED
JEREMY S. AND LORI A. HITTLE
INSTR #2007043674
(±12.09 AC)

LOT #3
6.09± ACRES (GROSS)
0.83± ACRES (RIW)
5.26± ACRES (NET)

LOT #2
6.00± ACRES
0.62± ACRES (RIW)
5.38± ACRES (NET)

PC4 Slide 703

HITTLE FAMILY MINOR SUBDIVISION

TOWN OF CICERO, JACKSON TOWNSHIP, HAMILTON COUNTY
(SECTION 7 AND 8, TOWNSHIP 19 NORTH, RANGE 4 EAST)

COMMISSION CERTIFICATE:

Under authority provided by Title 36, act of 1981, P.L. 309 enacted by the General Assembly of the State of Indiana, and all acts amendatory thereto and an ordinance adopted by the Town of Cicero/Jackson Township Plan Commission as follows:

Adopted by the Town of Cicero/Jackson Township Plan Commission at a meeting held _____, 2011.

[Signature]
President, Planning Commission
[Signature]
Planning Commission Director

[Signature]
Secretary, Planning Commission

This subdivision shall be known and designated as Hittle Family Minor Subdivision, a subdivision in Hamilton County, Indiana.

In Testimony whereof, witness the signatures of Owner and Declarant this _____ day of _____, 2011.

Owner/Developer:
Jeremy S. Hittle and Lori A. Hittle
21774 Anthony Road
Cicero Indiana 46034

[Signature]
Jeremy S. Hittle

[Signature]
Lori A. Hittle

State of Indiana } SS
County of Hamilton

Before me, the undersigned, a Notary Public in for said County and State, personally appeared Jeremy S. Hittle and Lori A. Hittle, and acknowledged the execution of the forgoing minor plat, this _____ day of August, 2011.

Witness my signature and seal this _____ day of August, 2011.

[Signature]
Notary Public
[Signature]
Printed Name

County of Residence: Hamilton My Commission Expires: 6/22/2014

I, Stephen M. Cooper, a Registered Land Surveyor licensed in compliance with the laws of the State of Indiana, hereby certify that the within plat represents a minor plat completed by me on that all the monuments shown are to be set, and that the location, size, type and material of said monuments are accurate.

This subdivision consists of 3 lots numbered 1 through 3 (all inclusive). The size of the lots and width of streets are shown in feet and decimal parts thereof.

The overall perimeter of this plat is based upon and reference is hereby made to a survey plat prepared by Weihe Engineers Inc., dated 07/05/2007, Job #W07-0349 and Instrument Number 2007043674.

I, the undersigned, hereby certify that I am a Registered Land Surveyor, licensed in compliance with the laws of the State of Indiana and that the within plat represents a subdivision of the lands surveyed within the cross referenced survey plat, and that to the best of my knowledge and belief there has been no change from the matters of survey revealed by the cross-reference survey on any lines that are common with the new subdivision.

Witness my signature this 18th day of July, 2011.

[Signature]
Stephen M. Cooper
Registered Land Surveyor
No. S0557

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each social security number in this document, unless required by law.

[Signature]
Stephen M. Cooper

THIS INSTRUMENT PREPARED BY:
COOR CONSULTING & LAND SERVICES, CORPORATION
303 W. MAIN STREET
KNIGHTSTOWN, IN 46148-0012
PHONE: (765) 345-5943

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD
IN THE MATTER OF

Raymond Briles Drain, Hittle Arm

NOTICE

To Whom It May Concern and: _____

Notice is hereby given of the hearing of the Hamilton County Drainage Board on the **Raymond Briles Drain, Hittle Arm** on **June 25, 2012** at **9:05 A.M.** in Commissioners Court, Hamilton County Judicial Center, One Hamilton County Square, Noblesville, Indiana, and which construction and maintenance reports of the Surveyor and the Schedule of Assessments made 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 **Raymond Briles Drain, Hittle Arm**

NOTICE

Notice is hereby given that the Hamilton County Drainage Board at its regular meeting **June 25, 2012** 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: Christine Altman
VICE PRESIDENT

ATTEST: Lynette Mosbaugh
SECRETARY