



Kenton C. Ward, CFM
Surveyor of Hamilton County

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

December 15, 2008 *Phone (317) 776-8495*
Fax (317) 776-9628

To: Hamilton County Drainage Board

Re: Cool Creek Drain

Attached is a drain map, drainage shed map and schedule of assessments for maintenance for Cool Creek Drain. This portion of the drain is located in Washington Township from State Road 31 to State Road 32.

This portion of the Cool Creek Drain shall consist of three (3) separate regulated drains. Those drains are the Wheeler & Beals Drain, Clark Inman Drain, and P.L. Porter Drain.

The Wheeler & Beals Drain consists of John Wheeler Drain which was petitioned through the Hamilton County Circuit Court in 1880 and the John Beals Drain which was established by the Hamilton County Commissioners in 1881. (See Hamilton County Commissioners Record Book 5, Pages 486-496). In 1898 the two drains were combined as the Wheeler & Beals Drain (See Ditch Repair book 2, Page 69). The portion of the drain to be included with this section is from the east right of way line for U.S. 31 which is approximately Station 100+13 of the 1880 description to the north right of way of S.R. 32 which is approximately Station 114+70 of the 1881 description. This consists of 17,357 feet of open ditch.

The Clark Inman Drain was established in May 1909 by the Hamilton County Commissioners. The drain consists of 2,000 feet of tile drain.

The P.L. Porter Drain was established at hearing on May 21, 1990 by the Hamilton County Drainage Board per my report dated February 27, 1990 (See Hamilton County Drainage Board Minutes Book 2, Pages 443-444). This drain consists of 1,393 feet of storm sewer.

The total length of this portion of the Cool Creek Drain is 20,750 feet.

At this time Cool Creek is listed on the 2008 Classification List for reconstruction at Number 9. The drain was requested for classification by Paul Wheeler on January 15, 1971, Bruce O. Butts on June 7, 1979 and J. Donald Day on May 9, 2005. The office has had eleven (11) complaints on the drain since 2002. Those are as follows:

<u>DATE</u>	<u>APPLICANT</u>	<u>LOCATION</u>	<u>PROBLEM</u>
June 18, 2002	Jim Malone	16506 N. Oak Rd.	Flooding
August 8, 2002	Shirley Carrell	1312 E. 191 st St.	Water backing up
February 12, 2004	Wendy Banks	151 st & Olio Rd.	Trees Down-flooding
April 27, 2004	Lynn Habig	151 st & Westfield Rd.	Poor Drainage
October 20, 2004	Kurt Wanninger	156 th & Union	Beavers
December 1, 2004	Mike Kole	North SR 32	Beaver dams
February 11, 2005	Doris Sumner	186 th & Grassy Branch	Beaver dams
August 30, 2006	Tyler Wolf	186 th & Grassy Branch	Beaver dams
May 9, 2007	Carolyn Willard	14454 Jeremy Dr.	Erosion
November 26, 2007	Ted Engelbrecht	Washington Woods School	Beavers
December 12, 2007	Richard Heanedde	191 st & Grassy Branch	Street Flooding

Although this drain is on the reconstruction list, I recommend that this portion be placed on maintenance. The upper portion of the drain was reconstructed in 2007-2008 per my report dated April 9, 2007 and approved at hearing on July 9, 2007 (See Hamilton County Drainage Board Minutes Book 10, Pages 345-350). Any additional portions of the drain needing reconstruction should be petitioned for in the future.

The nature of maintenance work required is as follows:

- A. Clearing of trees and brush on the existing open drain as needed to improve flow.
- B. Creation and re-excavation of silt basins
- C. Re-excavation of open ditch to original grade line
- D. Surface water structure as might be required
- E. Bank erosion protection and/or seeding as might be required;
- F. Repair of private tile outlet ends as might be required;
- G. Repair of regulated drain tile outlets;
- H. Removal of beaver dams;
- I. Removal of debris and/or blockage from regulated open ditch;
- J. Cleaning and/or repair of existing catch basin as might be required;

- K. Spraying for vegetation control;
- L. Mowing filter strips;
- M. Any other repairs deemed to be applicable and necessary by the Surveyor to restore the drain to its original intended use and condition.

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

A Watershed Management Plan was prepared by Clark Dietz Engineers in 2003. The plan was updated through a 319 grant in 2005. This report provided recommendations to the Drainage Board for maintenance, reconstruction and flood control.

Per my 2008 Drain Classification dated April 15, 2008, this portion of the drain has two (2) areas noted that are parallel to road right of way. These areas are as follows:

1. Along west side of Grassy Branch Road at 186th Street.
2. Along east side of Flippins Road at 191st Street.

As stated in my report these areas should be considered for reconstruction in the future in order to move the open ditch away from the right of way. This can be done either by developers as development occurs or by petition of the County Commissioners as part of a road improvement plan.

At this time two of the drains are currently on a maintenance program. Those are the Clark Inman Drain #79 and the P.L. Porter Drain #235.

The Clark Inman Drain was placed on maintenance by the Board on March 19, 1973 (See Hamilton County Drainage Board Minutes Book 1, Page 96). The original rate for the drain was set at \$1.50 per acre with a \$3.00 minimum. The Board increased the rates in 2002 per my report dated April 3, 2001 at hearing on April 23, 2001 (See Hamilton County Drainage Board Minutes Book 6, Pages 32-33). The new rate for the drain is as follows:

<u>Residential Acre Rate</u>	<u>Residential Minimum</u>	<u>Agricultural Acre Rate</u>	<u>Agricultural Minimum</u>	<u>Unregulated Sub. Ac.</u>	<u>Unregulated Sub. Min.</u>	<u>Regulated Sub. Ac.</u>	<u>Regulated Sub. Min.</u>	<u>Commerical Acre Rate</u>	<u>Commerical Minimum</u>	<u>Road Acres</u>
\$2.00	\$15.00	\$2.00	\$15.00	\$5.00	\$35.00	\$10.00	\$65.00	\$10.00	\$75.00	\$10.00

The new rate collects an annual assessment of \$880.56. At this time the drain has a current balance of \$3,339.80. The collections for this drain shall cease with the approval of this report. The balance in this fund shall remain and be expended on the drain until the fund balance is exhausted. Afterwards, the cost for repair for the Clark Inman Drain will be taken from the Cool Creek Drain maintenance fund. This will eliminate the need for double assessing those landowners within the Clark Inman Drainage Shed.

The P.L. Porter Drain was placed on maintenance in 1990 as set out above on March 26, 2007. The Board made this drain an arm of Cool Creek per my report dated February 6, 2007. (See Hamilton County Drainage Board Minutes Book 10, Pages 161-162). Because this drain is already being assessed to Cool Creek there is no change in assessment.

The rates for maintenance were established per my report dated April 9, 2007 which was approved by the Board at hearing on May 29, 2007 (See Hamilton County Drainage Board Minute Book 10, Pages 345-350).

I have reviewed the plans and drain map and believe, as set out in IC 36-9-27-69 (b) (1) that all tracts within the drainage shed of the Cool Creek Drain will benefit. The following maintenance assessment has been adopted by the Board:

1. Maintenance assessment for roads and streets be set at \$10.00 per acre with a \$25.00 minimum.
2. Maintenance assessment for agricultural tracts be set at \$2.00 per acre with a \$15.00 minimum.
3. Maintenance assessment for non-platted residential tracts be set at \$2.00 per acre with a \$15.00 minimum.
4. Maintenance assessment for commercial institutional and multi-family residential tracts be set at \$35.00 per acre with a \$75.00 minimum.
5. Maintenance assessment for platted lots in subdivisions whose drainage systems will not be considered part of the regulated drain (those systems maintained by the City of Westfield) shall be set at \$25.00 per lot - \$25.00 minimum. Common areas within subdivisions whose drainage systems will not be part of the regulated drain (those systems maintained by the City of Westfield) shall be set at \$10.00 per acre with a \$25.00 minimum.
6. Maintenance assessments for platted lots within a subdivision whose drainage system will be part of the regulated drain shall be set at \$15.00 per acre with a \$65.00 minimum. Common areas with regulated drain subdivisions shall be set at \$15.00 per acre with a \$65.00 minimum.

The annual maintenance collection for this extension will be \$26,461.46.

This drain has been classified as an urban drain under IC36-9-27-67 per my report dated April 9, 2007.

Cool Creek has been identified in the NPDES Phase II General Permit Application, Storm Water Quality Management Plan Part C: Program Implementation Report, Page 3, as a MS4 area receiving stream.

Cool Creek is listed in the NPDES Phase II General Permit Application Storm Water Quality Management Plan Part B: Baseline Characterization Report on the following pages:

Page 3 as an MS4 Area Receiving Stream

Page 6 as #05120201090030 Watershed within the MS4 Area

Page 14 as being in the IDEM 305(b) Report as being fully supportive of aquatic life and full body contact

Page 16 as not substantially impacted by MS4 stormwater discharges.

Page 30 as a USFW Survey of fish communities and habitat qualities priority stream

Page 31 as a priority stream

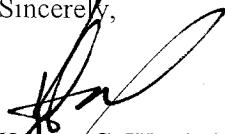
Page 50 as a priority stream

This drain is listed on the 2008 303(d) list of impaired waters for Indiana. The parameter of concern is E-Coli.

Currently the open ditch is heavily overgrown and is in need of clearing. The drain is susceptible to jams caused by debris which causes backwater and localized flooding. It is possible for large woody debris to collect on road crossings. This creates a threat to the bridge structure and can redirect flow causing erosion. This drain has had a large beaver population. Many portions have silted in and are in need of dredging.

I recommend that the Board set a hearing for this proposed maintenance for February 23, 2009.

Sincerely,

A handwritten signature in black ink, appearing to read 'Kenton C. Ward', written over a horizontal line.

Kenton C. Ward, CFM
Hamilton County Surveyor

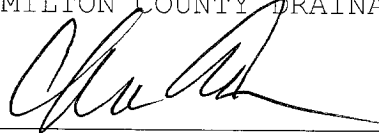
KCW/pll

FINDINGS AND ORDER
CONCERNING THE MAINTENANCE OF THE
Cool Creek Drain

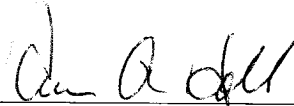
On this *23rd day of February 2009*, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the *Cool Creek Drain*.

Evidence has been heard. Objections were presented and considered. The Board then adopted the original/amended Schedule of Assessments. The Board now finds that the annual maintenance assessment will be less than the benefits to the landowners and issues this order declaring that this Maintenance Fund be established.

HAMILTON COUNTY DRAINAGE BOARD



President




Member



Alternate Member

Attest:



09-06-31-00-03-015.000

February 16, 2009

Via Fax to Surveyor's Office
Hamilton County Drainage Board
One Hamilton County Square
Suite 188
Noblesville, IN 46060



Re: Proposed New Annual Assessments for Cool Creek Drain

To the Hamilton County Drainage Board:

My name is Kevin Suhanic, I live at 2778 Lucas Dr. in Westfield, part of the Willow Creek Subdivision. I received your letter and the surveyor's letter concerning an additional assessment on my property for the Cool Creek Drain. This letter serves as my objection to this proposal, as the benefits to my property are excessive, and the entire action is unneeded. I have spoken with other nearby neighbors who received the same letter, and they also felt this assessment was unjust. I have not collected formal signatures to this effect.

My objection is based on three separate issues which I will detail in the following paragraphs: (1) the notice was deficient in providing adequate information to assess the proposal, (2) the "issues" identified as requiring maintenance attention are minor and due to local issues, not overall drain condition, and most importantly, (3) the allocation of benefits and assessments to lots "*whose drainage systems will not be considered part of the regulated drain (those systems maintained by the city of Westfield)*" - Surveyor's letter, page 4, item #5 - is inherently unfair, unjust and benefits assessed these lots (including my own) are excessive.

Deficiencies in the Notice

The notice I (and others in my neighborhood) received consisted of a letter from the Drainage Board summarizing the proposed assessment, and a copy of a letter from the Surveyor's Office to the Drainage Board outlining the history of the drain, and providing limited information about why my property was being assessed for this drain. No copies of the old and new drainage maps were provided to homeowners. I attempted to retrieve this information from the online tools provided by the county, however the maps accessible online only showed the drains as a line, no information is provided as to the areas drained.

The notice also did not identify the reason for revising the benefit each lot was receives from the drains. I seriously doubt that the flows of rainwater have somehow changed recently. It appears that this changed assessment is simply a way to spread the costs of the existing maintenance drains over a wider number of people, irrespective of the actual benefits to any property owner.

The notice also focuses on the history of the drains. It notes that the Clark Inman and PL Porter drains are already on maintenance schedules, but makes no indication as to the location of these drains. The notice obfuscates that fact that this assessment change serves to take the existing costs of the Clark Inman Drain and P.L. Porter Drain across a much larger number of landowners by adding and combining the Wheeler and Beals Drain to make a Cool Creek Drain. According

to the Surveyor's notice, the Wheeler and Beals drain has been in existence since 1880, without requiring a maintenance assessment. The notice provides no information as to why this drain now needs combined with these other drains.

No Major Issues with the Drain at Present

The Surveyor's office indicates that the drain is in need of repair and had eleven complaints since 2002. Five of those complaints are due to beavers, which will not be affected by any maintenance plan. This leaves six complaints over six years. Furthermore, as noted by the Surveyor, the upper portion of the drain was reconstructed in 2008, so the two complaints from 191st street landowners can be discounted. This leaves only four complaints over 8 years, and these few complaints are several miles south of SR 32.

I also submit that under heavy rains and/or snow melt, any river, creek, branch or drain will occasionally overflow. We recently had such an event with the snow melt and heavy rain two weeks ago. After the rain, when the drain would be handling its maximum flow, I visually surveyed around a half mile of the drain near the Willow Creek Subdivision (sinking into wet ground prevented me further review of it.) The water was overflowing the banks of the ditch, but so was every other major waterway in the area. Within a half-day the water had subsided and the drain was within its banks in the ditch.

Throughout the entire rain event, the drain continued to flow smoothly. Blockages did not cause any issues, only volume of water, which was a problem throughout the entire area. Surely the Surveyor would not suggest we assess the entire White River watershed because it overflowed under heavy rains. Normally the ditch near Willow Creek Subdivision is running smoothly with less than a foot of water in it. I recognize that problems downstream can occur, but these appear to be localized near 151st street and not part of any overall problem with the drain. It is also notable that the Clark Inman Drain has almost four years worth of assessments available for expenditure, which calls into question the need for newer, larger assessments if the current assessments are not even being utilized.

The Allocation of Benefits to Properties Drained by the City of Westfield is Excessive

The Surveyor's "revised" benefits (without any information as to how the revision was determined) and proposed schedule of assessments are excessive for those who fall under item #5 of the schedule – platted lots whose drainage systems will not be considered part of the regulated drain – are set at \$25.00 per lot. This is my most prominent objection to the proposed benefit/assessment. By your own definition, (and common sense from driving through our development) my property is not considered part of the regulated drain. Yet I now somehow am being assigned a benefit from the drain! These two statements are irreconcilable. I currently pay a monthly charge to the City of Westfield for stormwater services. Your proposed benefit assignment results in me paying twice for drainage services.

I trust you can see the inherent illogic to paying a county tax for drainage my property does not use. I own just under half an acre on my lot which is drained by Westfield, and is not part of the regulated drain. Under your proposed schedule, I would be assessed \$25.00/year, which works

out to about \$50.00 per acre I own. However, a landowner who is drained by the drain pays only \$15.00 per acre. The charges for the drain should be commensurate with the benefits received in order to promote fairness. However this is not the case under the current scheme. The assignment of benefits to lots drained by the City of Westfield, and the combination of drains to assess a wider swath of property owners serves only to spread the costs over more people for benefits received by only a small area. The facts are obvious that my property (and those of the nearby property owners) has been assigned an excessive benefit for the following reasons:

- My property was never previously considered a beneficiary of this drain.
- No justification for the change has been made.
- The City of Westfield already charges me for stormwater drainage.
- Your own schedule of assessments indicates I am not part of the drain, yet you assign me a benefit -- this constitutes an unfair benefit determination.

Conclusion

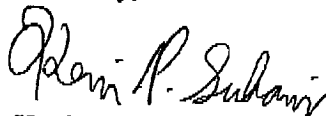
I hereby request that you change my benefit from this drain to zero, and recommend you do the same to similarly situated landowners (those in Willow Creek that pay Westfield storm water charges.)

If you are unwilling to do so, I at least ask that you table this measure and provide an explanation of how the benefits were determined, the before and after drainage maps which were never included in the mailing, and an explanation of the apparent contradiction in assigning benefits to lots that are by definition not part of the drain. I would ask that this be mailed to every homeowner, as I was not able to access the drainage areas via the online maps.

I appreciate your time in reading this letter. I recognize that a \$25 annual assessment is far from a significant issue for most homeowners, including myself. However, this "assessment" looks more like a way to recoup lost county revenue from property tax decreases, a backdoor property tax. At best, it is an unfair allocation of charges for benefits few will receive. I am sure the idea of "charge everyone \$25, they won't complain, rather than charging fewer people \$150 who might complain" makes for an easier decision, but it goes against the principles of individual responsibility and conservatism that are the hallmarks of Hamilton County Government.

Thank you again for your time and careful consideration of the issues I have presented. I ask that you please notify me (contact information below) of any responses you or the surveyor may have; and your action on this issue. I cannot miss work to attend a drainage board meeting.

Sincerely,



Kevin P. Suhanic
2778 Lucas Dr.
Westfield, IN 46074
317-804-5378
ksuhanic@sbcglobal.net

4140 West 99th Street
Carmel, IN 46032
317.344.7000 phone
317.344.7001 fax



Fax

To: Hamilton County Drainage Board From: Kevin P. Subanic
 Company: Via Surveyor's Office
 Phone: 317-776-8495 Fax: 317-776-9628
 Date: ~~2/17/2008~~ 2/17/09 Pages: 4 (incl cover)
 Re: Cool Creek Drain

- Urgent For Review Please Reply Please Recycle Original to Follow

The documents accompanying this telecopy contain information which may be legally CONFIDENTIAL AND/OR PRIVILEGED and are solely for the party or parties named on this transmission sheet. If you are not the intended recipient, any DISCLOSURE, COPYING, DISTRIBUTION OR USE OF THE CONTENTS OF THIS TELECOPIED INFORMATION IS STRICTLY PROHIBITED. If you have received this telecopy in error, please notify us by telephone IMMEDIATELY and return this telecopy to us at the address above, via the U.S. Postal Service.

• Comments:

If not received properly, contact me at 317-344-7087.

February 15, 2009

Hamilton County Drainage Board
One Hamilton County Square, Suite 188
Noblesville, IN. 46060



To Whom it may concern;

A couple of weeks ago, we received a notice in the mail from your office regarding a maintenance report by the County Surveyor and a schedule of assessments made by the Drainage Board applicable to that report. Specifically this is in regard to the establishment of an annual assessment for periodic maintenance of the Cool Creek Drain from US 31 to SR 32.

The notice report states that the estimated annual cost of maintaining the drain is \$26,461.46. We have no idea whether that's an accurate assessment or not – either way, we're not disputing this point.

What we are disputing is the following item. The notice states that as the owner of Morgan Woods 2nd Lot 33 (09-06-30-01-01-033.000), the revised annual assessment for Cool Creek to us is \$25.00 – for the P.L. Porter drain. If this means that we are to be billed \$25.00 annually for maintenance of this drain, we strongly argue that we should **not** be charged **ANYTHING**. Our reasoning is as follows:

- This drain lies on our land. We perform **ALL** the maintenance on the strip of land where this drain is located, including
 - weekly mowing of the grass
 - in the fall, weekly raking and pickup of the leaves
 - regular (daily as-needed) pickup of any natural debris – i.e., branches, as well as any litter (primarily from the employees of P.L. Porter and Verizon, respectively)
 - any other lawn maintenance including reseeding, and repair of the slope of the ditch due to tire track gulleys left occasionally by passing vehicles.

We see **NO** additional service that the Hamilton County Drainage Board can possibly provide that we aren't already doing. Therefore, we see **NO** rational reason why we should be charged anything for any maintenance associated with the Cool Creek Drain – specifically the P.L. Porter drain – and vigorously argue that we should **NOT** be subject to any such annual charge/bill.

Sincerely,

Shad & Jannie Wendorf
1812 Dan Patch Lane
Westfield, IN. 46074

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD
IN THE MATTER OF

Cool Creek Drain, U S 31 to S R 32

NOTICE

To Whom It May Concern and: Goins, Douglas E

Sirick, James P & Jeannie E

Lyons, Michael J & Jill R

Remsen, Richard Chad & Stefanie K

Pruitt, Charles K

Killman, Pamela

Notice is hereby given of the hearing of the Hamilton County Drainage Board on the **Cool Creek Drain, U S 31 to S R 32** on **February 23, 2009** 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

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD
IN THE MATTER OF THE

Cool Creek Drain, U S 31 to S R 32

NOTICE

Notice is hereby given pursuant to Section 405 of the 1965 Indiana Drainage Code that this Board, prior to final adjournment on **February 23, 2009** has issued an order adopting the Schedule of Assessments, filed the same and made public announcement thereof at the hearing and ordered publication. If judicial review of the findings and order of the Board is not requested pursuant to Article Eight of this code within twenty (20) days from the date of this publication, the order shall be conclusive.

Hamilton County Drainage Board

Attest: Lynette Mosbaugh

ONE TIME ONLY

Returned

OFFICE OF
HAMILTON COUNTY DRAINAGE BOARD

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the Cool Creek Drain, from US 31 to SR 32.

Beader, David
3606 Armitage W Apt 2N
Chicago, IL 60647

You are hereby notified that the maintenance report of the County 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 County Surveyor.

The Surveyor has estimated that the annual cost of periodically maintaining the drain is \$26,461.46 and that the schedule shows you are the owner of the following lands:

Description	Current Benefit to Cool Creek	Current Benefit to Clark Inman	Revised Benefit to Cool Creek	Revised Assessment to Cool Crk	Percentage of total assessment.
09-06-32-00-02-020.000	n/a	n/a	One Lot	\$25.00	0.09%
Grassy Knoll 2nd Lot 28					
Un-reg. subd.					

A hearing will be held by the Drainage Board in Commissioner's Court at 9:05A.M. on February 23, 2009 on the Surveyor's maintenance report and the schedule of assessments. The law requires that objections must be written and filed not less than five (5) days before the above hearing on the ground that benefits assessed are excessive. Written evidence in support of objections may also be filed. The failure of any owner to file an objection constitutes a waiver of his right to thereafter object on such ground to any final action of the Board. On or before the hearing date the Surveyor or any owner of lands named in the schedule of assessments may cause written evidence to be filed in support of or in rebuttal to any objection filed.

HAMILTON COUNTY DRAINAGE BOARD
One Hamilton County Square, Ste. 188
Noblesville, IN 46060

Returned

OFFICE OF
HAMILTON COUNTY DRAINAGE BOARD

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the Cool Creek Drain, from US 31 to SR 32.

Killman, Pamela
18043 Grassy Knoll Dr
WESTFIELD, IN 46074

You are hereby notified that the maintenance report of the County 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 County Surveyor.

The Surveyor has estimated that the annual cost of periodically maintaining the drain is \$26,461.46 and that the schedule shows you are the owner of the following lands:

Description	Current Benefit to Cool Creek	Current Benefit to Clark Inman	Revised Benefit to Cool Creek	Revised Assessment to Cool Crk	Percentage of total assessment.
09-06-32-00-02-022.000	n/a	n/a	One Lot	\$25.00	0.09%
Grassy Knoll 2nd Lot 26					
Un-reg. subd.					

A hearing will be held by the Drainage Board in Commissioner's Court at 9:05A.M. on February 23, 2009 on the Surveyor's maintenance report and the schedule of assessments. The law requires that objections must be written and filed not less than five (5) days before the above hearing on the ground that benefits assessed are excessive. Written evidence in support of objections may also be filed.

The failure of any owner to file an objection constitutes a waiver of his right to thereafter object on such ground to any final action of the Board. On or before the hearing date the Surveyor or any owner of lands named in the schedule of assessments may cause written evidence to be filed in support of or in rebuttal to any objection filed.

HAMILTON COUNTY DRAINAGE BOARD
One Hamilton County Square, Ste. 188
Noblesville, IN 46060

Returned

OFFICE OF
HAMILTON COUNTY DRAINAGE BOARD

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the Cool Creek Drain, from US 31 to SR 32.

Goins, Douglas E
311 Hoover St E
Westfield, IN 46074

You are hereby notified that the maintenance report of the County 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 County Surveyor.

The Surveyor has estimated that the annual cost of periodically maintaining the drain is \$26,461.46 and that the schedule shows you are the owner of the following lands:

Description	Current Benefit to Cool Creek	Current Benefit to Clark Inman	Revised Benefit to Cool Creek	Revised Assessment to Cool Crk	Percentage of total assessment.
09-06-31-03-01-008.000	n/a	n/a	0.93 Ac	\$15.00	0.06%
S31 T19 R4 0.93 Ac					
Residential/Ag					

A hearing will be held by the Drainage Board in Commissioner's Court at 9:05A.M. on February 23, 2009 on the Surveyor's maintenance report and the schedule of assessments. The law requires that objections must be written and filed not less than five (5) days before the above hearing on the ground that benefits assessed are excessive. Written evidence in support of objections may also be filed.

The failure of any owner to file an objection constitutes a waiver of his right to thereafter object on such ground to any final action of the Board. On or before the hearing date the Surveyor or any owner of lands named in the schedule of assessments may cause written evidence to be filed in support of or in rebuttal to any objection filed.

HAMILTON COUNTY DRAINAGE BOARD
One Hamilton County Square, Ste. 188
Noblesville, IN 46060

Returned

OFFICE OF
HAMILTON COUNTY DRAINAGE BOARD

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the Cool Creek Drain, from US 31 to SR 32.

Lyons, Michael J & Jill R
18090 Grassy Knoll Dr
WESTFIELD, IN 46074

You are hereby notified that the maintenance report of the County 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 County Surveyor.

The Surveyor has estimated that the annual cost of periodically maintaining the drain is \$26,461.46 and that the schedule shows you are the owner of the following lands:

Description	Current Benefit to Cool Creek	Current Benefit to Clark Inman	Revised Benefit to Cool Creek	Revised Assessment to Cool Crk	Percentage of total assessment.
09-06-32-00-02-039.000	n/a	n/a	One Lot	\$25.00	0.09%
Grassy Knoll 2nd Lot 48					
Un-reg. subd.					

A hearing will be held by the Drainage Board in Commissioner's Court at 9:05A.M. on February 23, 2009 on the Surveyor's maintenance report and the schedule of assessments. The law requires that objections must be written and filed not less than five (5) days before the above hearing on the ground that benefits assessed are excessive. Written evidence in support of objections may also be filed.

The failure of any owner to file an objection constitutes a waiver of his right to thereafter object on such ground to any final action of the Board. On or before the hearing date the Surveyor or any owner of lands named in the schedule of assessments may cause written evidence to be filed in support of or in rebuttal to any objection filed.

HAMILTON COUNTY DRAINAGE BOARD
One Hamilton County Square, Ste. 188
Noblesville, IN 46060

Returned

OFFICE OF
HAMILTON COUNTY DRAINAGE BOARD

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the Cool Creek Drain, from US 31 to SR 32.

Sirick, James P & Jeannie E
3326 Redbud Ct
WESTFIELD, IN 46074

You are hereby notified that the maintenance report of the County 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 County Surveyor.

The Surveyor has estimated that the annual cost of periodically maintaining the drain is \$26,461.46 and that the schedule shows you are the owner of the following lands:

Description	Current Benefit to Cool Creek	Current Benefit to Clark Inman	Revised Benefit to Cool Creek	Revised Assessment to Cool Crk	Percentage of total assessment.
09-06-32-00-02-050.000	n/a	n/a	One Lot	\$25.00	0.09%
Grassy Knoll 2nd Lot 59					
Un-reg. subd.					

A hearing will be held by the Drainage Board in Commissioner's Court at 9:05A.M. on February 23, 2009 on the Surveyor's maintenance report and the schedule of assessments. The law requires that objections must be written and filed not less than five (5) days before the above hearing on the ground that benefits assessed are excessive. Written evidence in support of objections may also be filed.

The failure of any owner to file an objection constitutes a waiver of his right to thereafter object on such ground to any final action of the Board. On or before the hearing date the Surveyor or any owner of lands named in the schedule of assessments may cause written evidence to be filed in support of or in rebuttal to any objection filed.

HAMILTON COUNTY DRAINAGE BOARD
One Hamilton County Square, Ste. 188
Noblesville, IN 46060

Returned

OFFICE OF
HAMILTON COUNTY DRAINAGE BOARD

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the Cool Creek Drain, from US 31 to SR 32.

Remsen, Richard Chad & Stefanie K
3431 Trillium Ct
WESTFIELD, IN 46074

You are hereby notified that the maintenance report of the County 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 County Surveyor.

The Surveyor has estimated that the annual cost of periodically maintaining the drain is \$26,461.46 and that the schedule shows you are the owner of the following lands:

Description	Current Benefit to Cool Creek	Current Benefit to Clark Inman	Revised Benefit to Cool Creek	Revised Assessment to Cool Crk	Percentage of total assessment.
09-06-32-00-02-016.000	n/a	n/a	One Lot	\$25.00	0.09%
Grassy Knoll 2nd Lot 32					
Un-reg. subd.					

A hearing will be held by the Drainage Board in Commissioner's Court at 9:05A.M. on February 23, 2009 on the Surveyor's maintenance report and the schedule of assessments. The law requires that objections must be written and filed not less than five (5) days before the above hearing on the ground that benefits assessed are excessive. Written evidence in support of objections may also be filed.

The failure of any owner to file an objection constitutes a waiver of his right to thereafter object on such ground to any final action of the Board. On or before the hearing date the Surveyor or any owner of lands named in the schedule of assessments may cause written evidence to be filed in support of or in rebuttal to any objection filed.

HAMILTON COUNTY DRAINAGE BOARD
One Hamilton County Square, Ste. 188
Noblesville, IN 46060

Returned

OFFICE OF
HAMILTON COUNTY DRAINAGE BOARD

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the Cool Creek Drain, from US 31 to SR 32.

Pruitt, Charles K
700 Birch St
WESTFIELD, IN 46074

You are hereby notified that the maintenance report of the County 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 County Surveyor.

The Surveyor has estimated that the annual cost of periodically maintaining the drain is \$26,461.46 and that the schedule shows you are the owner of the following lands:

Description	Current Benefit to Cool Creek	Current Benefit to Clark Inman	Revised Benefit to Cool Creek	Revised Assessment to Cool Crk	Percentage of total assessment.
09-06-31-03-05-012.000	n/a	n/a	0.36 Ac	\$15.00	0.06%
S31 T19 R4 0.36 Ac					
Residential/Ag					

A hearing will be held by the Drainage Board in Commissioner's Court at 9:05A.M. on February 23, 2009 on the Surveyor's maintenance report and the schedule of assessments. The law requires that objections must be written and filed not less than five (5) days before the above hearing on the ground that benefits assessed are excessive. Written evidence in support of objections may also be filed.

The failure of any owner to file an objection constitutes a waiver of his right to thereafter object on such ground to any final action of the Board. On or before the hearing date the Surveyor or any owner of lands named in the schedule of assessments may cause written evidence to be filed in support of or in rebuttal to any objection filed.

HAMILTON COUNTY DRAINAGE BOARD
One Hamilton County Square, Ste. 188
Noblesville, IN 46060