



Kenton C. Ward, Surveyor Phone (317) 776-8495 Fax (317) 776-9628

Suite 146 One Hamilton County Square Noblesville, Indiana 46060-2230

To: Hamilton County Drainage Board

May 10, 2000

Re: E. M. Osborne Drain, Countryside Section 4

Attached is a petition, non-enforcement and plans for the proposed relocation of the E. M. Osborn Drain through Countryside Section 4. The relocation is being proposed by Platinum Properties. The proposal is to vacate a portion of the existing E. M. Osborne Drain in Countryside Section 4 and relocate the drain per the enclosed plan.

The plan will consist of the following:

12" RCP 24 ft

18" RCP 1,115 ft

27" RCP 43 ft

The new location of the regulated drain in Countryside Section 4 is between structures 160 D, 160 C, 160 A, 142, 160 B and existing structure in Pine Ridge Subdivision.

The total length of new drain shall be 1,182 feet. The 1,754 feet of original drain between stations 54+80 and 72+34 shall be vacated. This proposal will remove 596 feet from the drains total length.

The cost of the relocation is to be paid by Platinum Properties. Because the project is to be paid by the petitioner and is within the boundaries of the petitioners property the project falls under the requirements as set out in IC 36-9-27-52.5. Therefore, a hearing is not required for the petition.

The petitioner has provided the performance bond as follows:

Name of Bonding Co.: Frontier Insurance Company
Bond Number: 143567
Bond Date: June 16, 1999
Bond Amount: \$29,350.00
Bond Term (1 yr. max): June 16, 2000

I recommend approval by the Board at this time.

Kenton C. Ward

Hamilton County Surveyor

JLL/kkw

## HAMILTON COUNTY DRAINAGE BOARD NOBLESVILLE, INDIANA

IN R			
	Hamilton County, Indiana )		
	PETITION FOR RELOCATION AND RECONSTRUCTION		
	Platinum Properties (hereinafter "Petitioner"),		
hereb	y petitions the Hamilton County Drainage Board for authority to relocate and improve a		
sectio	n of the E.M. Osborne Drain, and in support of		
said p	etition advises the Board that:		
1.	Petitioner owns real estate through which a portion of theE.M. Osborne		
	Drain runs.		
2.	Petitioner plans to develop its real estate with soads, buildings, utilities, storm drains,		
	sanitary sewers and other structures.		
3.	Petitioner's proposed development of its real estate will require relocation and		
	reconstruction of a porion of the E.M. Osborne Drain, as		
	specifically shown on engineering plans and specifications filed with the Hamilton		
	County Surveyor.		
4.	The work necessary for the proposed relocation and reconstruction will be undertaken at		
	the sole expense of the Petitioner and such work will result in substantial improvement to		
	the E.M. Osborne Drain, without cost to other property owners		
	on the watershed of the E.M. Osborne Drain.		
5.	Proposed relocation and reconstruction will not adversely affect other land owners within		
	the drainage shed.		
6.	Petitioner requests approval of the proposed relocation and reconstruction under		
	IC 36-9-27-52.5.		
WHEREFORE, Petitioner requests that an Order issued from the Hamilton County			
Drainage Board authorizing relocation and reconstruction of theE.M. Osborne			
Drain,	in conformance with applicable law and plans and specifications on file with the Hamilton		
County	y Surveyor.		
	Surveyor.  Signed  KEN BRASSEMR V.P.		
	IIIN 1 6 1999 Printed		
	OFFICE OF HAMILTON COUNTY SURVEYOR		



June 16, 1999

Hamilton County Surveyor's Office One Hamilton County Square Noblesville, Indiana 46060

Attention: Kent Ward

Re: Countryside, Section 4

Dear Mr. Ward:

The following is an engineer's estimate for the Countryside, Section 4 E. M. Osborne Drain relocation and reconstruction.

1115 LF of 18" RCP Pipe	\$21,185.00
40 LF of 27" RCP Pipe	\$1160.00
3 Standard Manholes	\$4500.00
1 Large Manhole	\$2500.00
Total	\$29,350.00

If you have any question concerning these amounts please contact me at 849-5935.

Very truly yours,

STOEPPELWERTH & ASSOCIATES, INC.

David J. Stoeppelwerth, P.E., P.L.S.

DJS99/27930S4

JUN 1 1 1999

UFFICE OF HAMILTON COUNTY SURVEYOR

RELEASED 6/26/00



#### Frontier Insurance Company

Rider to be attached to and form a part of Bond Number 143567 on behalf of Platinum

Properties, LLC at 9551 Delegate's Row Indianapolis IN 46240 (Principal), and in favor of

Hamilton County Board of Commissioners (Obligee), executed by the Company indicated

above (Surety) in the amount of Twenty Nine Thousand Three Hundred Fifty and 00/100

Dollars (\$29,350.00), effective June 16, 1999.

The Principal and the Surety hereby consent to changing the said bond as follows:

In paragraph 3, the words "the Village Board" are hereby replaced with the words "the Obligee".

Nothing herein contained shall vary, alter or extend any provision or condition of the bond other than as above stated.

Surety

ATTEST:

Frontier Insurance Company

HAMILTON COUNTY AUDITOR

Signed, Sealed and Dated this 21th Day of June, 1999.

Platinum Properties, LLC

OF THE COUNTY OF HAMILTON

Principal

DATE \_\_\_\_\_

By: Show Redward	By: Cleic Roade Alice Rhoads, Attorney-in-Fact
BOARD OF COMIVINGSIONERS	





#### SUBDIVISION BOND

Bond No.: 143567

DATE \_

Principal Amount: \$29,350.00

KNOW ALL MEN BY THESE PRESENTS, that we Platinum Properties, LLC, 9551 Delegates Row, Indianapolis, IN 46240 as Principal, and Frontier Insurance Company, 2636 Elm Hill Pike, Ste 500, Nashville, TN 37214 a New York Corporation, as Surety, are held and firmly bound unto Hamilton County Board of Commissioners, One Hamilton County Square, Noblesville, IN 46060, as Obligee, in the penal sum of Twenty Nine Thousand Three Hundred Fifty and 00/100 Dollars (\$29,350.00), lawful money of the United States of America, for the payment of which well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, Platinum Properties, LLC has agreed to construct in Countryside, Section 4 Subdivision, in Hamilton County, IN the following improvements: Osborne Drain Relocation.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, that if the said Principal shall construct, or have constructed, the improvements herein described, and shall save the Obligee harmless from any loss, cost or damage by reason of its failure to complete said work, then this obligation shall be null and void, otherwise to remain in full force and effect, and the Surety, upon receipt of a resolution of the Village Board indicating that the improvements have not been installed or completed, will complete the improvements or pay to the Municipality such amount up to the Principal amount of this bond which will allow the municipality to complete the improvements.

Upon approval by the municipality, this instrument may be proportionately reduced as the public improvements are completed.

Signed, sealed and dated, this 16th day of June, 1999.

Platinum Properties, LLC Principal	Frontier Insurance Company Surety
Ву:	By: Olive Rhoads, Attorney-in-Fact
BOARD OF COMMUNISSIONERS OF THE COUNTY OF HAMILTON	ATTEST:
	HAMILTON COUNTY AUDITOR

#### POWER OF ATTORNEY

Runtu All Men By Chese Presents: That FRONTIER INSURANCE COMPANY, a New York Corporation, having its principal office in Rock Hill, New York, pursuant to the following resolution, adopted by the Board of Directors of the Corporation on the 4th day of November, 1985:

'RESOLVED, that the Chairman of the Board, the President, or any Vice President be, and hereby is, authorized to appoint Attorneys-in-Fact to represent and act for and on behalf of the Company to execute bonds, undertakings, recognizances and other contracts of indemnity and writings obligatory in the nature thereof, and to attach thereto the corporate seal of the Company, in the transaction of its surety business;

"RESOLVED, that the signatures and attestations of such officers and the seal of the Company may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company when so affixed with respect to any bond, undertaking, recognizance or other contract of indemnity or writing obligatory in the nature thereof;

"RESOLVED, that any such Attorney-in-Fact delivering a secretarial certification that the foregoing resolutions still be in effect may insert in such certification the date thereof, said date to be not later than the date of delivery thereof by such Attorney-in-Fact.'

This Power of Attorney is signed and sealed in facsimile under and by the authority of the above Resolution.

DOES HEREBY MAKE, CONSTITUTE AND APPOINT:

Lewis James Scheer, Michael J. Scheer, James I. Moore

Alice Rhoads, Bonnie Kruse, Stephen T. Kazmer, Dawn L. Morgan

Countryside of

, in the State of

Illinois

its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred in its name, place and stead to sign, execute, acknowledge and deliver in its behalf, and as its act and deed, without power of redelegation, as follows:

Bonds guaranteeing the fidelity of persons holding places of public or private trust; guaranteeing the performance of contracts other than insurance policies; and executing or guaranteeing bonds and undertakings required or permitted in all actions or proceedings or by law allowed; IN AN AMOUNT NOT TO EXCEED THREE MILLION FIVE HUNDRED THOUSAND (\$3,500,000.00) DOLLARS; and to bind FRONTIER INSURANCE COMPANY thereby as fully and to the same extent as if such bond or undertaking was signed by the duly authorized officers of FRONTIER INSURANCE COMPANY, and all the acts of said Attorney(s)-in-Fact pursuant to the authority herein given are hereby ratified and confirmed

In Mitness Milerrof, FRONTIER INSURANCE COMPANY of Rock Hill, New York, has caused this Power of Attorney to be signed by its President and its Corporate seal to be affixed this 29th day of April

FRONTIER INSURANCE COMPANY

97

HARRY W. RHULEN, President

State of New York County of Sullivan

SS.:

April 29th On this day of

, 19 , before the subscriber, a Notary Public of the State of New York in and for the County of Sullivan, duly commissioned and qualified, came WALTER A. RHULEN of FRONTIER INSURANCE COMPANY to me personally known to be the individual and officer described herein, and who executed the preceding instrument, and acknowledged the execution of the same, and being by me duly sworn, deposed and said, that he is the officer of the Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of the Company, and the Corporate Seal and signature as an officer were duly affixed and subscribed to the said instrument by the authority and direction of the Corporation, and that the resolution of the Company, referred to in the preceding instrument, is now in force.

In Testimony Mhereof, I have hereunto set my hand, and affixed my official seal at Rock Hill, New York, the day and year above written.

NANCY V. PIERRO

Notary Public State of New York Sullivan County Clerk's No. 2395 Commission Expires July 8, 2000

#### CERTIFICATION

I. JOSEPH P. LOUGHLIN. Secretary of FRONTIER INSURANCE COMPANY of Rock Hill, New York, do hereby certify that the foregoing Resolution adopted by the Board of Directors of this Corporation and the Powers of Attorney issued pursuant thereto, are true and correct, and that both the Resolution and the Powers of Attorney are in full force and effect.

In Witness Whereuf, I have hereunto set my hand and affixed the facsimile seal of the corporation this

day of

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STATE OF ILLINOIS }
COUNTY OF COOK }

On June 16, 1999, before me, a Notary Public in and for said County and State, residing therein, duly commissioned and sworn, personally apppeared Alice Rhoads, known to me to be Attorney-in-Fact of Frontier Insurance Company, the corporation described in and that executed the within and foregoing instrument, and known to me to be the person who executed the said instrument in behalf of the said corporation, and he duly acknowledged to me that such corporation executed the same.

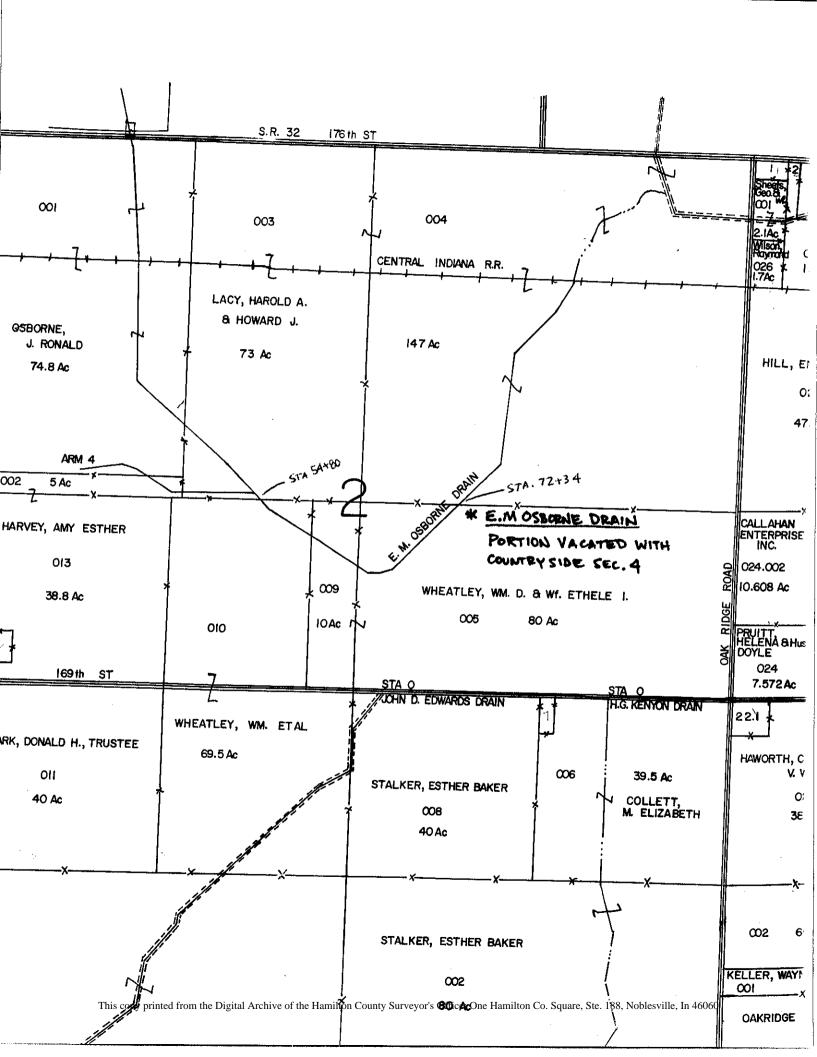
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year stated in this certificate above.

My Commission Expires March 29, 2000

OFFICIAL SEAL
DAWN L. MORGAN
Notary Public — State of Illinois
My Commission Expires 3/29/2000

Notary Public

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### CERTIFICATE OF COMPLETION STORM SEWER

DATE:

MAY 26, 2000

RE:

**COUNTRYSIDE, SECTION 4** 

BASED ON INSPECTIONS PERFORMED, THE REQUIRED IMPROVEMENTS ON THE ABOVE CAPTIONED SUBDIVISON HAVE BEEN COMPLETED IN SUBSTANTIAL ACCORDANCE WITH THE APPROVED PLANS, SPECIFICATIONS AND COUNTY REQUIREMENTS.

ACCEPTANCE OF THE IMPROVEMENTS IS HEREBY RECOMMENDED.



DAVID J. STOEPPELWERTH, P.E.

MY COMMISSION EXPIRES:

COUNTY OF RESIDENCE:

09/09/2006

SIGNATURE OF MOTARY PUBLIC:

PRINTED NAME OF NOTARY PUBLIC:

MARY E. BREDLAU

S/27930S4CCStormSewer/Notice





Kenton C. Ward, Surveyor Phone (317) 776-8495 Fax (317) 776-9628

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

To: Hamilton County Drainage Board

June 11, 2001

Re: EM Osborn Drain - Countryside Sec. 4
Relocation

Attached are as-builts, certificate of completion & compliance, and other information for Countryside Sec. 4 Relocation. An inspection of the drainage facilities for this section has been made and the facilities were found to be complete and acceptable.

During construction, changes were made to the drain, which will alter the plans submitted with my report for this drain-dated May 10, 2000. The changes are as follows:

Structure: T.C.: I.E.: Pipe: Length: Original Plans: Difference:

				901.33	905.57	160d
-9	600	591	18	900.58	906.19	160c
				900.58	906.19	160c
		515	18	996.76	901.05	160a
				996.76	901.05	160a
-3	194	197	12	899.93		142
***				896.76	901.05	160a
-1	37	36	27	896.72	900.88	160b
<del></del>				896.72	900.88	160b
		6	27	896.66	900.17	, existing str
4-						

**RCP Pipe Totals:** 

12	197
18	1106
27	42

The length of the drain due to the changes described above is now 1345 feet. The original tile for the EM Osborn drain was vacated between sta 54+80 and 72+34. Therefore, the net loss of drain was 409 feet.

The non-enforcement was approved by the Board at its meeting on May 22, 2000 and recorded under instrument #20000030458.

The bond or letter of credit from Frontier Insurance Company, number143567; in the amount of \$29,350.00; was released June 26, 2000.

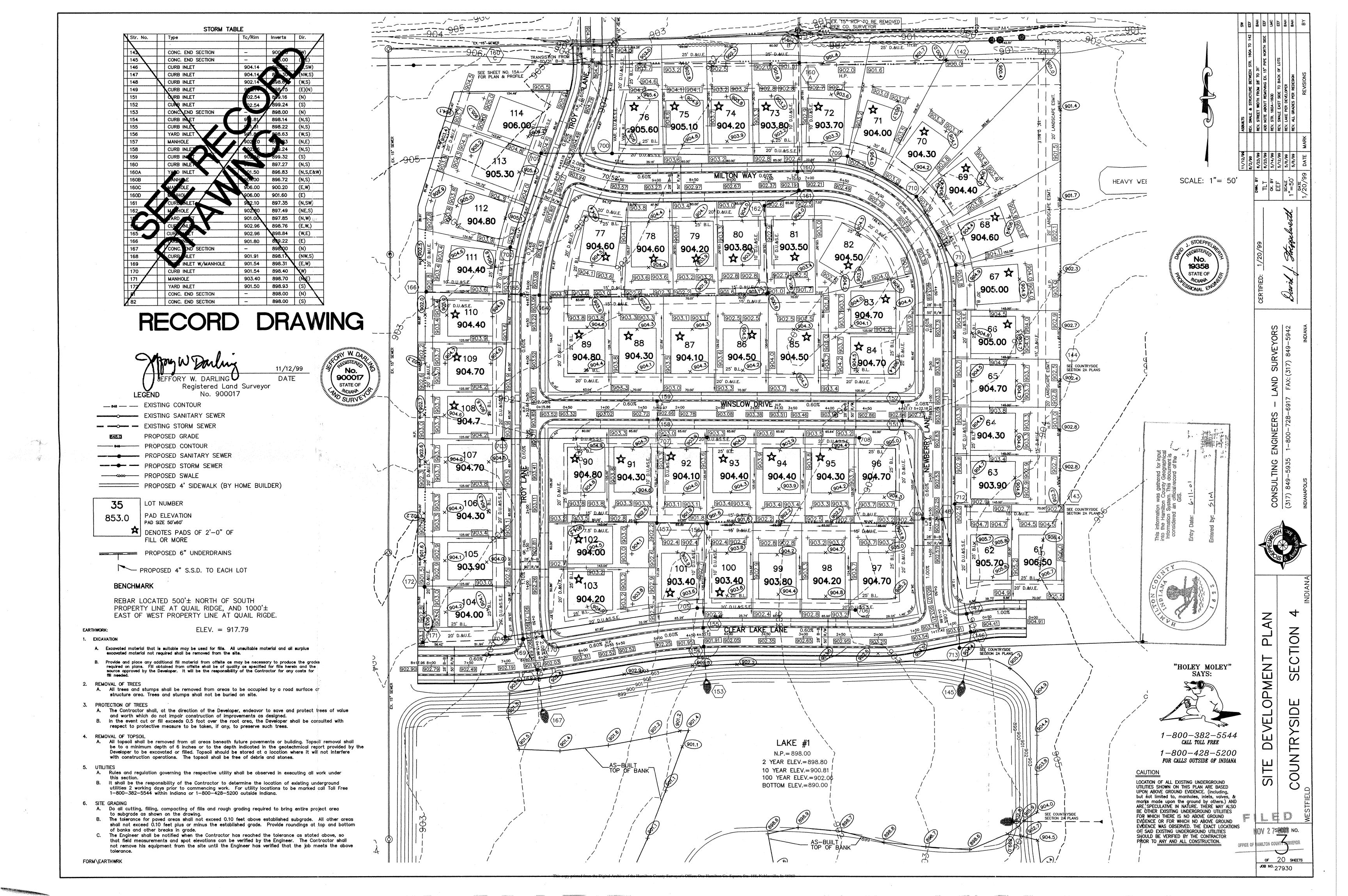
I recommend the Board approve the drain's construction as complete and acceptable.

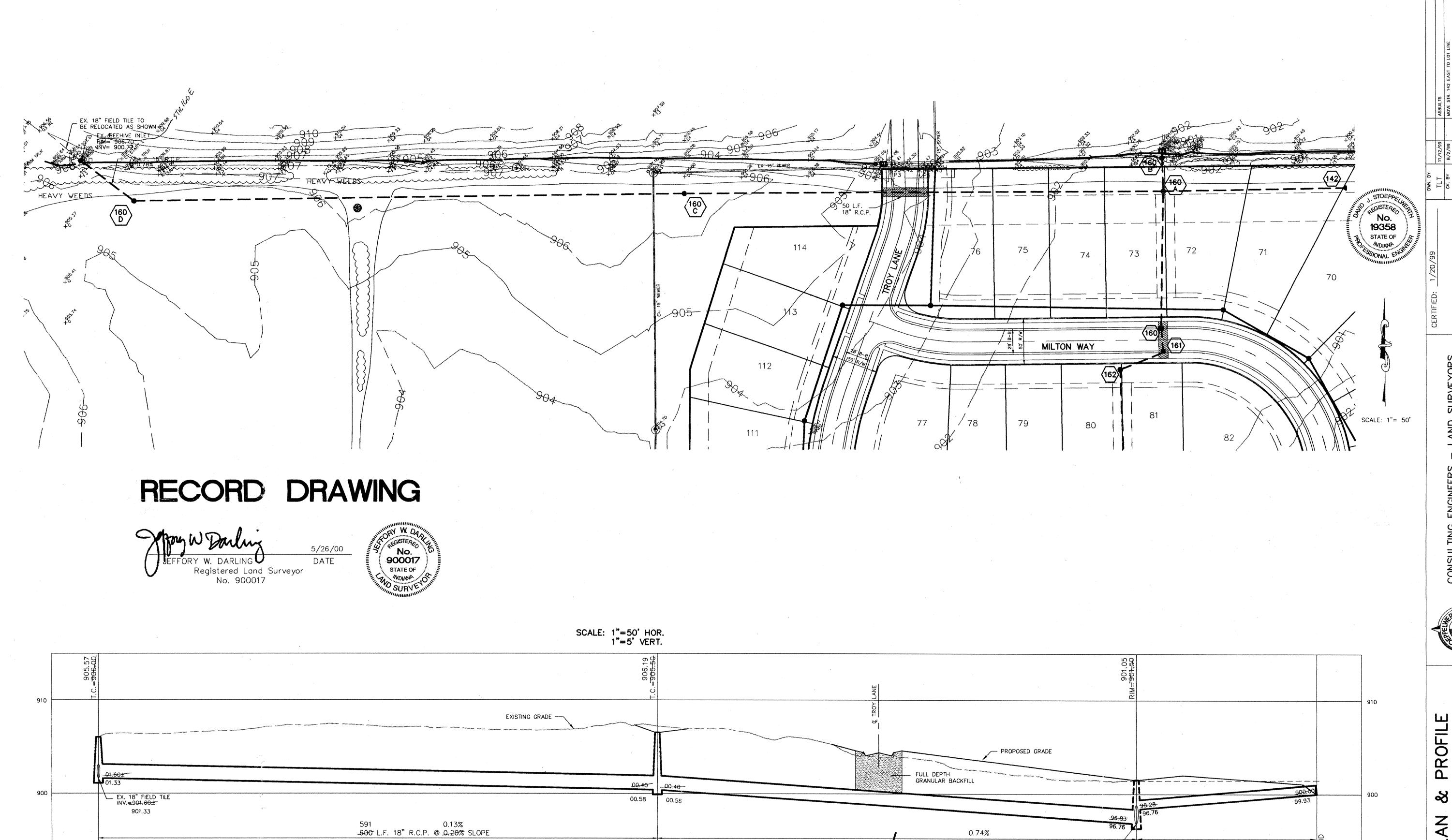
Sincerely,

Kenton C. Ward

Hamilton County Surveyor

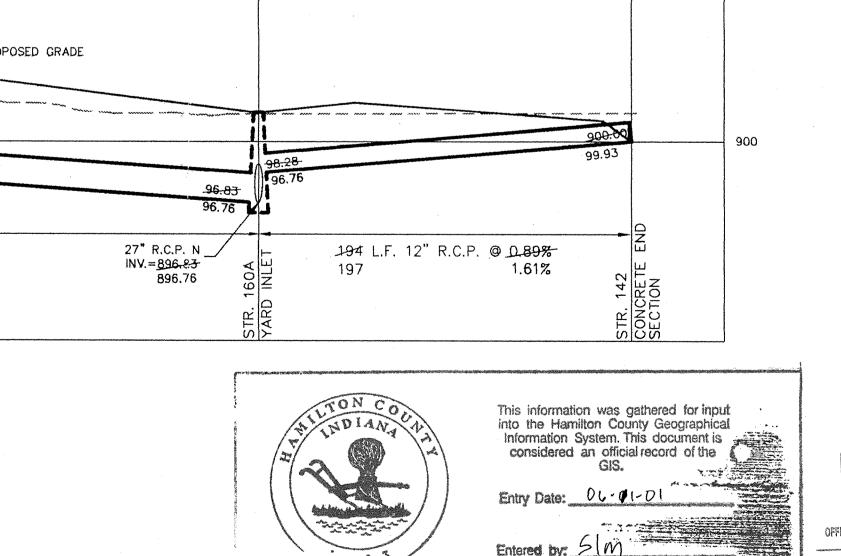
KCW/slm





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591 0.13% -600 L.F. 18" R.C.P. @ <del>0.20%</del> SLOPE



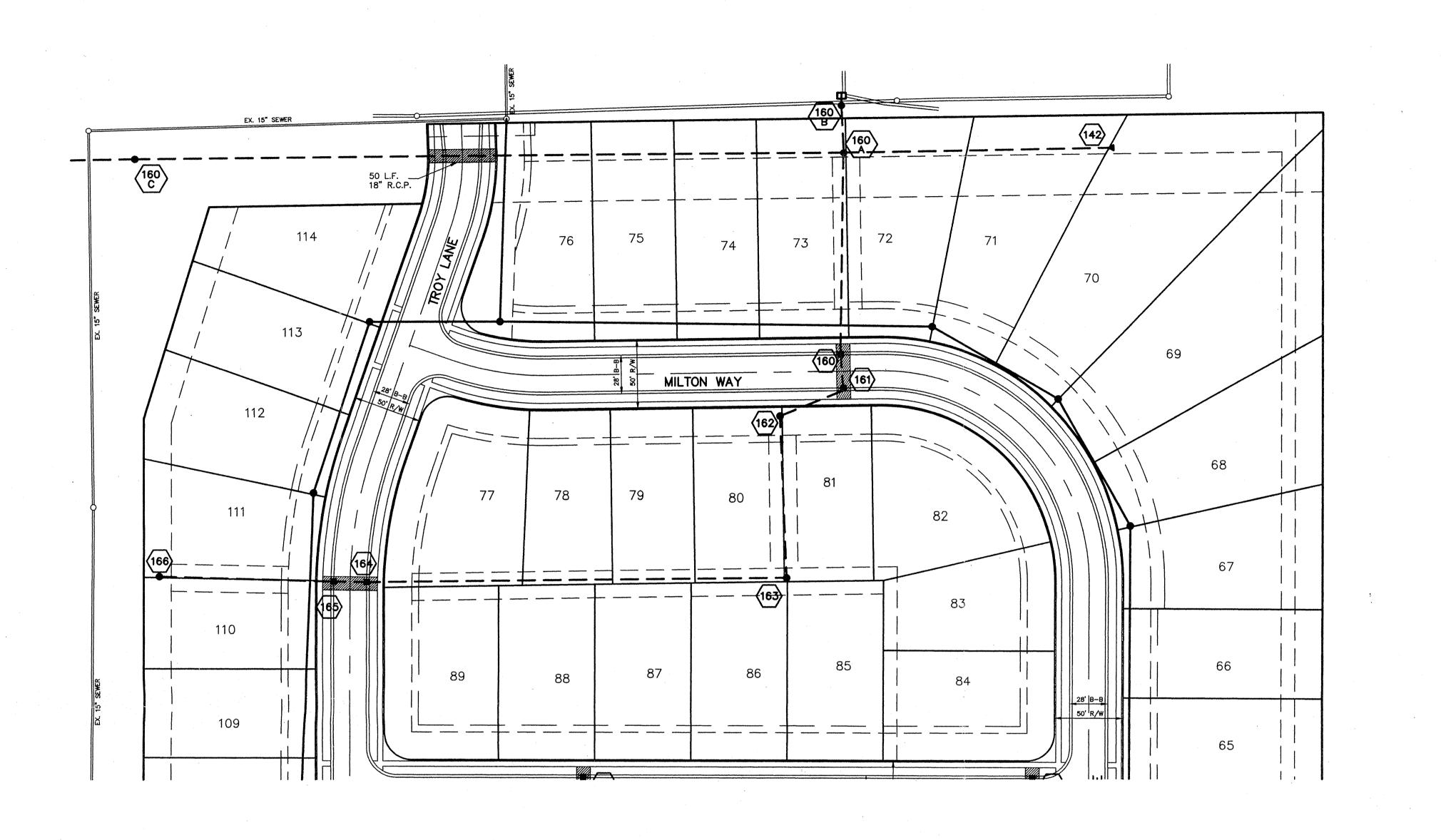
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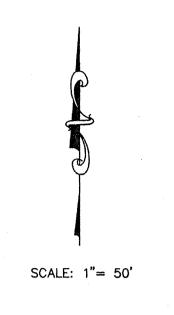
515 L.F. 18" R.C.P. @ 0.69%

COUNTRYSIDE STORM OFFICE OF HAMILTON SALEEY SUBVEYOR JOB NO. 27930

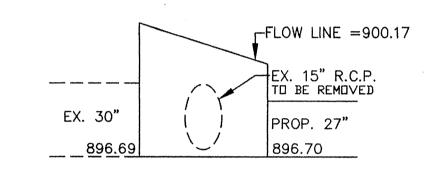
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SECTION



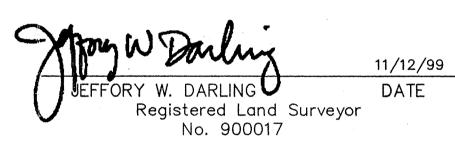




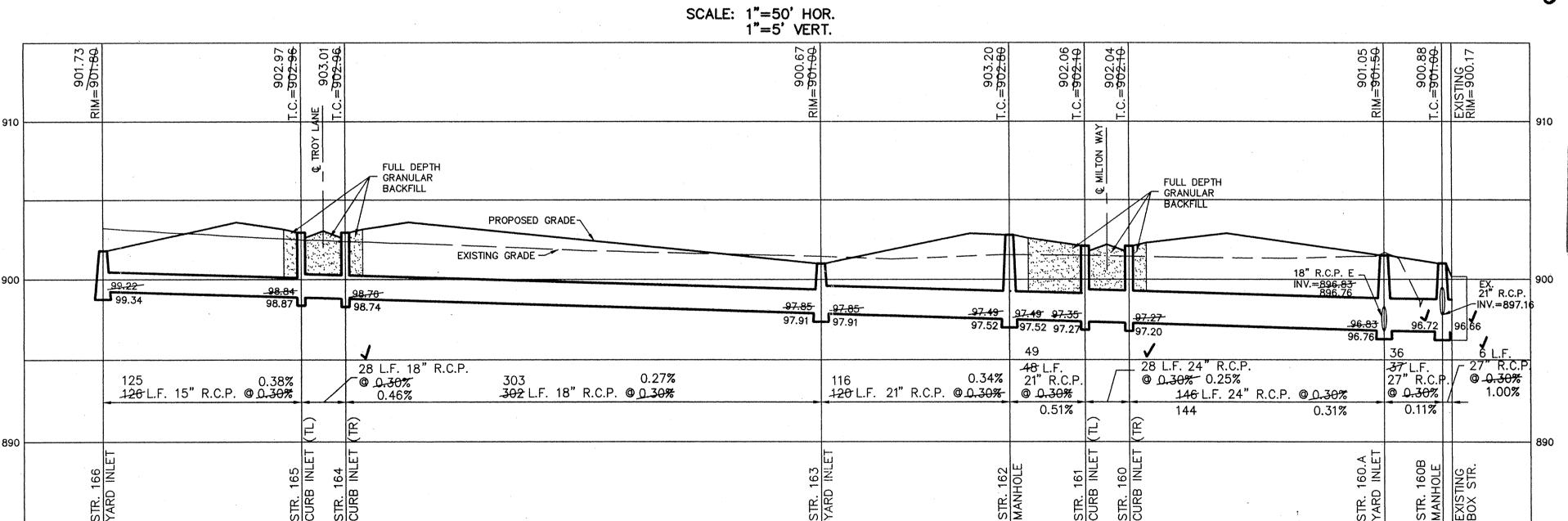


EXISTING BOX INLET DETAIL NOT TO SCALE

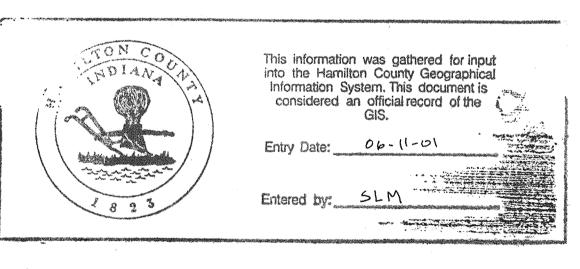
# RECORD DRAWING







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NOTE:

STR. 160B TO HAVE
TWO (2) IN-FLOW PIPES
AND TWO (2) OUT-FLOW
PIPES.

 DWN. BY
 TLT
 ASBUILTS

 CK. BY
 11/12/99
 ASBUILTS

 EEF
 6/15/99
 REV. PER SURVEYOR COMMENTS

 SCALE
 5/14/99
 REV. STR. 160A-160D

 1"=50'
 5/5/99
 REV. ALL GRADES PER REDESIGN

 DATE
 DATE

Stage liverth 1"=50"

Baril J. Forgoluei

CONSULTING ENGINEERS - LAND SURVEYORS
(317) 849-5935 1-800-728-6917 FAX: (317) 849-5942

SOPPREME CO

SEWER PLAN & PROFILE ATRYSIDE SECTION 4

STORM SEWER
STORM SEWER
COUNTRYS

OFFICE OF HAM TON COUNTY SURV

OF 20 SHEETS

JOB NO. 27930

The second secon