

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

June 30, 2015

TO: Hamilton County Drainage Board

RE: Crooked Creek Drain, Extension of North Augusta Arm #2 (Primrose School of West Carmel)

Attached is a petition filed by Primrose Schools, along with plans, calculations, and quantity summary for an arm extension to the Crooked Creek Drain. This proposed drain is located in Clay Township. I have reviewed the submittals and petition and have found each to be in proper form.

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:

36" RCP - 210 feet

The total length of the drain will be 210 feet.

The extension of this arm shall begin at Str. 609ex in the plans for Primrose School at West Carmel by HWC Engineering, Inc., having project number 2013-022, and last revision date of November 13, 2013. This structure is the terminus of the North Augusta Arm #2, per my report dated December 14, 2009, which was approved by the Board at hearing on February 22, 2010 (See Hamilton County Drainage Board Minutes Book 12, pages 421).

The cost of the arm is to be paid by the petitioner, Primrose Schools.

I believe this proposed drain meets the requirements for Urban Drain Classification as set out in IC 36-9-27-67 to 69. Therefore, this drain shall be designated as an Urban Drain.

The parcels involved with this new arm extension are:

Parcel	Owner		
17-13-07-04-01-005.000	AGA Real Estate, LLC		
98 th Street ROW	City of Carmel		

The easement for the drain should be the existing drainage easement as shown on the secondary replat of Lots 63, 64, 65, and 66 in North Augusta 2nd Section, as recorded in the Office of the Hamilton County Recorder as instrument numbers 2015027993 in Plat Cabinet 5, Slide 355. An additional easement will be required when the parcel east of Primrose School is replatted or redeveloped in the future.

I recommend that the Board set a hearing for this arm on August 24, 2015.

Sincerely,

Kenton C. Ward, CFM Hamilton County Surveyor

KCW/pll

Come now the Board of Commissioners of Hamilton County, who petition the Hamilton County

Drainage Board as follows:

- 1. They are the duly elected Board of Commissioners of Hamilton County, Indiana.
- 2. That in that capacity they are responsible for the drainage of public highways.
- 3. That they now desire that a regulated drain be reconstructed in Clay Township which involves 98th Street and various areas surrounding the road 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 7 Township 17 north, Range 3 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 the existing drain tile system as shown in Exhibit "B".
- 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 benefit a public highway in Hamilton County, Indiana.
- 9. That the name of the attorney representing Petitioner in the drainage petition is Michael Howard, 694 Logan St., P.O. Box 410, Noblesville, Indiana.
- 10. That Petitioners shall pay the cost of notice and all legal costs if the Petition is dismissed.
- 11. Petitioner shall post a bond, if required, to pay the cost of notice and all legal costs in the case the improvement is not established.

Board of Commissioners of Hamilton County, Indiana BY: Steven BY: BY:

Attest: Dawn Coverdale/Auditor of Hamilton County

STATE OF INDIANA)) SS: COUNTY OF HAMILTON)

Subscribed and sworn to before me, A Notary Public this 26 day of October 2009

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BY PT	KIMBERLY R. RAUCH
	NOTARY PUBLIC
- NOIVA	HAMILTON COUNTY
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PRECEDEDA.	JANUARY 31, 2010
My Commission Expires	A DESCRIPTION OF THE REAL PROPERTY AND AND A DESCRIPTION OF THE REAL PROPERTY AND A DESCRIPTION

Kimberly R Racel Notary Public of Hamilton County

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1-31-2010

IN THE MATTER OF THE CROOKED CREEK DRAIN, NORTH AUGUSTA ARM 2 HAMILTON COUNTY DRAINAGE BOARD

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Board of Commissioners of Hamilton County, Indiana BY President Holt Steve BY mher Dillinger BY: Altman, Member stine

Attest: Daure Courdal

Dawn Coverdale/Auditor of Hamilton County

STATE OF INDIANA)) SS: COUNTY OF HAMILTON)

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KIMBERLY R. RAUCH NRY FUE NOTARY PUBLIC NOTAF HAMILTON COUNTY SEAL MY COMMISSION EXPIRES JANUARY 31, 2010 SOFINS

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Board of Commissioners of Hamilton County, Indiana

B Holt. Pr BY Steven Dillinger. Member BY Altman.

Attest: Dawn Coverdale/Auditor of Hamilton County

STATE OF INDIANA)) SS: COUNTY OF HAMILTON)

Subscribed and sworn to before me, A Notary Public this <u>26</u> day of <u>October</u> 2009



My Commission Expires:

-31-2010

Exhibit A

Parcel - 17-13-07-00-24-009.000

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Owner: West Carmel Marketplace Owners Association Inc 191 West Nationwide Blvd. Suite 200 Columbus, OH 43215-2558

Exhibit B



Gasb 34 Asset Price & Drain Length Log

North Augusta Arm Z Extension Drain-Improvement:

					If App	licable
Drain Type:	Size:	Length	Length (DB Query)	Length Reconcile	Price:	Cost:
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Final Report:____

Comments:

STATE	OF	INDIANA)	
)	ss:
COUNTY	OF	HAMILTON)	

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD NOBLESVILLE, INDIANA

IN THE MATTER OF THE RECONSTRUCTION OF THE Crooked Creek Drain, Extension of North Augusta Arm #2 (Primrose School of West Carmel)

FINDINGS AND ORDER FOR RECONSTRUCTION

The matter of the proposed Reconstruction of the Crooked Creek Drain, Extension of North Augusta Arm #2 (Primrose School of West Carmel) came before the Hamilton County Drainage Board for hearing on August 24, 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 Crooked Creek Drain, Extension of North Augusta Arm #2 (Primrose School of West Carmel) 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 Membe:

ATTEST: <u>Linette Mastruco</u> Executive Secretary

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD IN THE MATTER OF

Crooked Creek Drain, Extension of North Augusta Arm 2 (Primrose School of West Carmel)

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 **Crooked Creek Drain, Extension of North Augusta Arm 2 (Primrose School of West Carmel)** on **August 24, 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 Crooked Creek Drain, Extension of North Augusta Arm 2 (Primrose School of West Carmel)

NOTICE

Notice is hereby given that the Hamilton County Drainage Board at its regular meeting August 24, 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



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 16, 2015

1/14

Re: Crooked Creek Drain: North August Arm 2 Ext. (Primrose School of West Carmel)

Attached are as-built, certificate of completion & compliance, and other information for Primrose School of West Carmel. 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 June 30, 2015. The report was approved by the Board at the hearing held August 24, 2015. (See Drainage Board Minutes Book 15) The changes are as follows:

The 36" RCP was shortened from 210 feet to 208 feet. The length of the drain due to the changes described above is now **208 feet**.

The drainage easement for this drain is the existing drainage easement as show on the secondary plat. This was outlined in the original report to the Board. Sureties were not submitted for this project and it was paid for by the developer.

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

Sincerely,

Kenton C. Ward, CFM Hamilton County Surveyor

CERTIFICATE OF COMPLETION AND COMPLIANCE

To: Hamilton County Surveyor

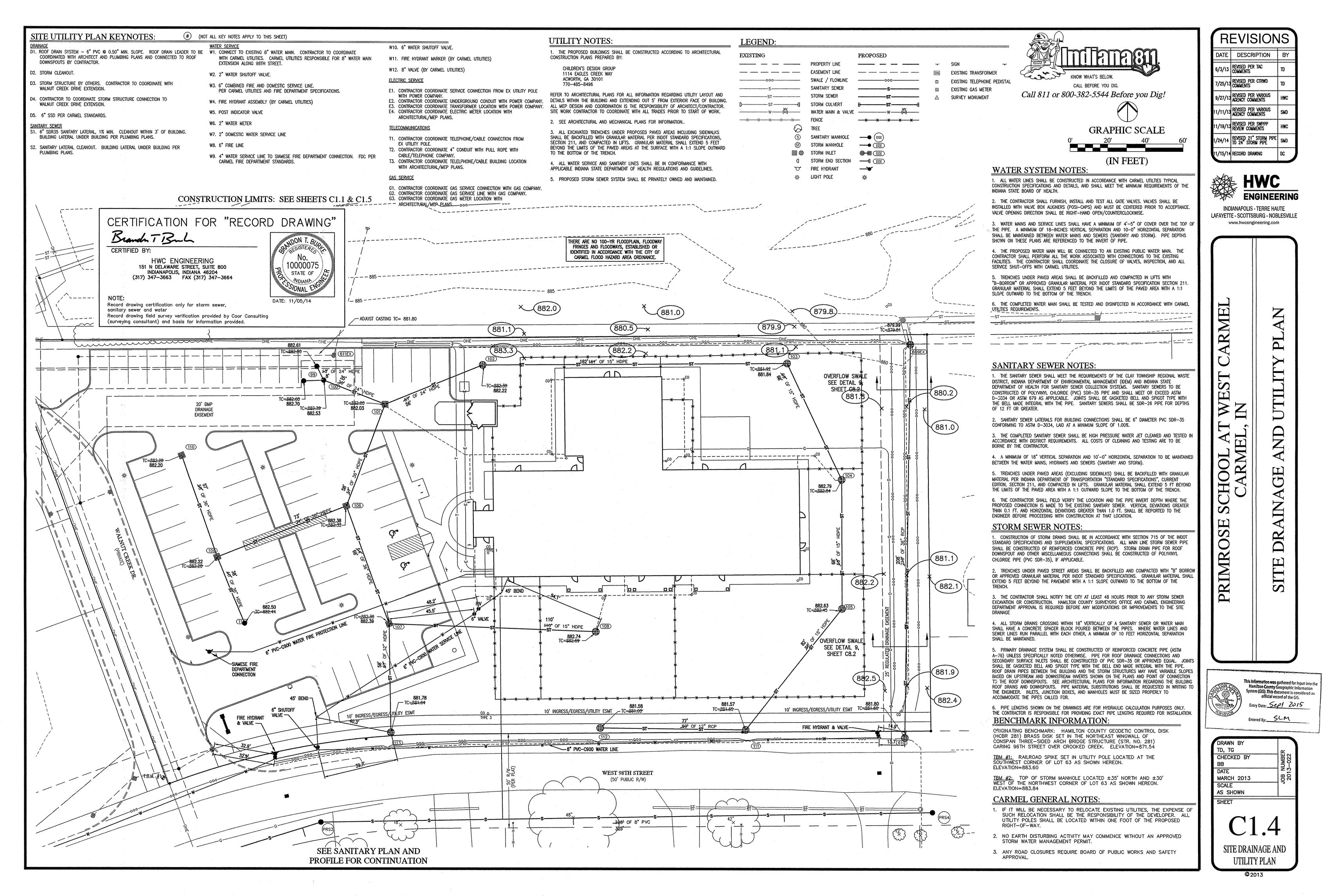
Re: Primrose School at West Carme 1 3746 West 98th Street Carmel, IN 46032 STR#609 - STR#600 I hereby certify that:

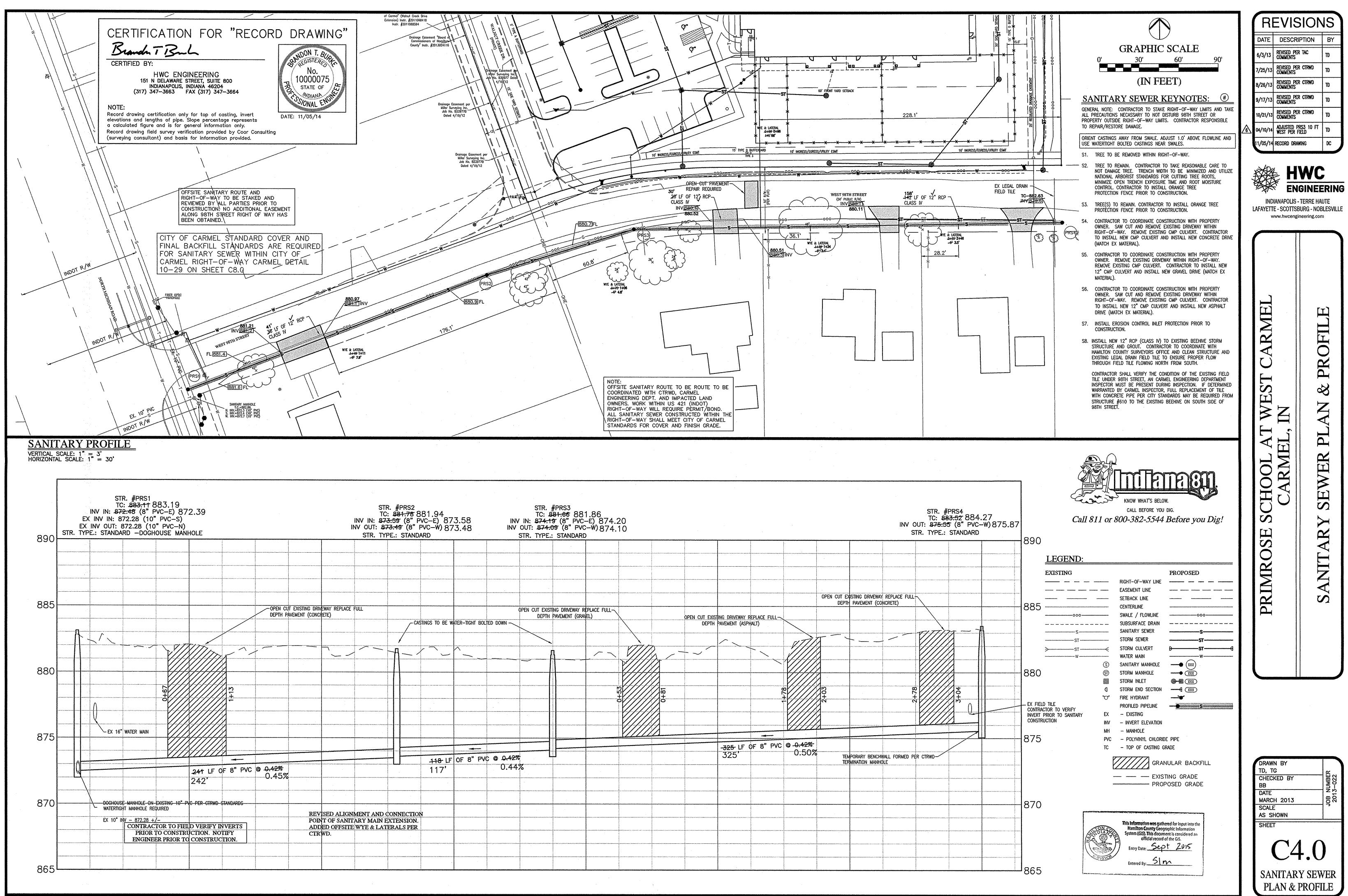
- 1. I am a Registered Land Surveyor or Engineer in the State of Indiana.
- 2. I am familiar with the plans and specifications for the above referenced subdivision.
- 3. I have personally observed and supervised the completion of the drainage facilities for the above referenced subdivision.
- 4. The drainage facilities within the above referenced subdivision to the best of my knowledge, information and belief have been installed and completed in conformity with all plans and specifications.
- 5. The drainage facilities within the above referenced subdivision to the best of my knowledge, information and belief have been correctly represented on the Record Drawings, Digital Record Drawings and the Structure Data Spreadsheet.

Signature: ______ Date: ______ Date: _______ Type or Print Name: Brandon T. Burke Business Address: 151 N. Delaware St, Suite 800 Indianapolis, IN 46204 Telephone Number: 317 - 347 - 366 3 SEAL INDIANA REGISTRATION NUMBER

_PE10000075

T. BURK

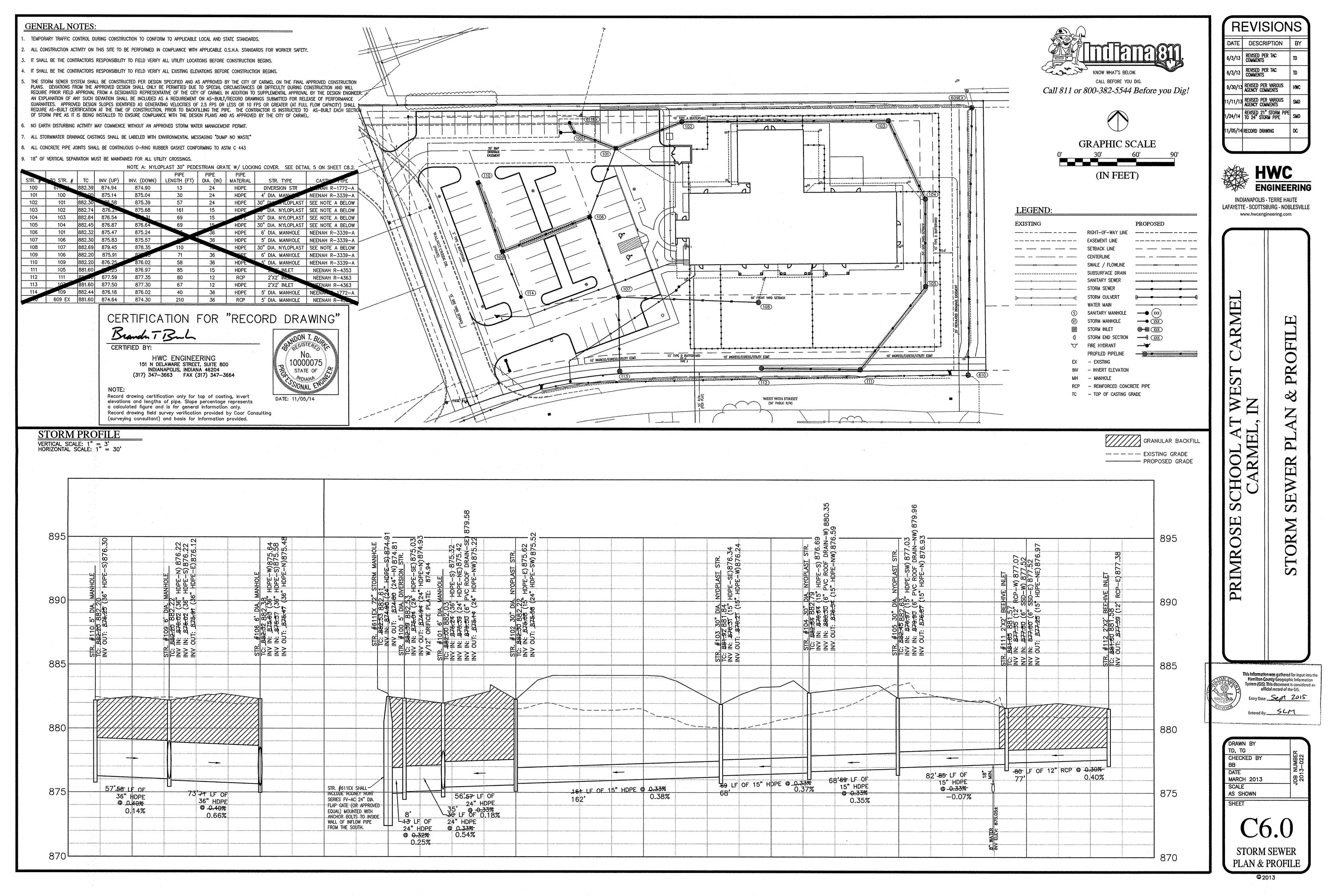


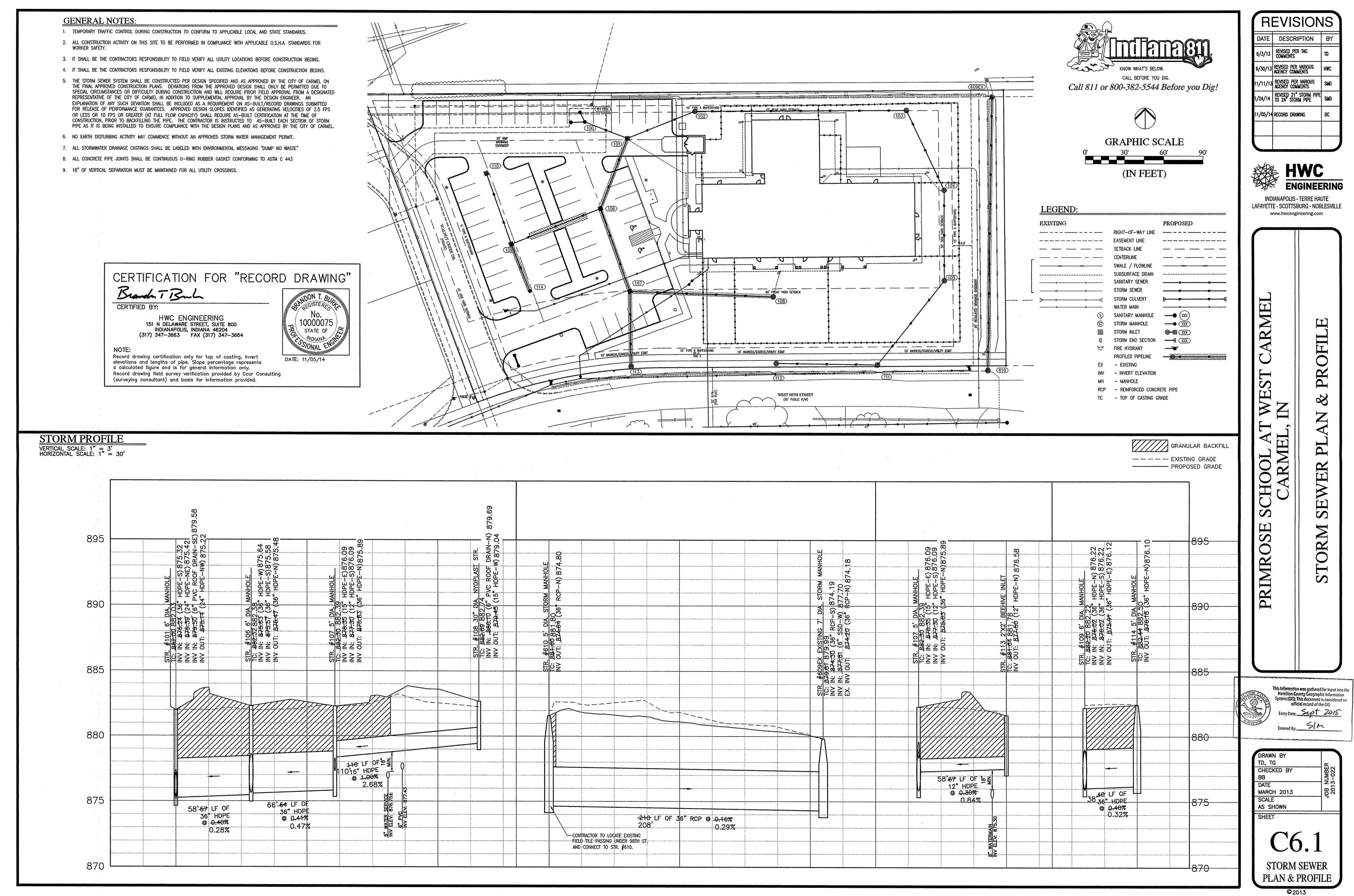


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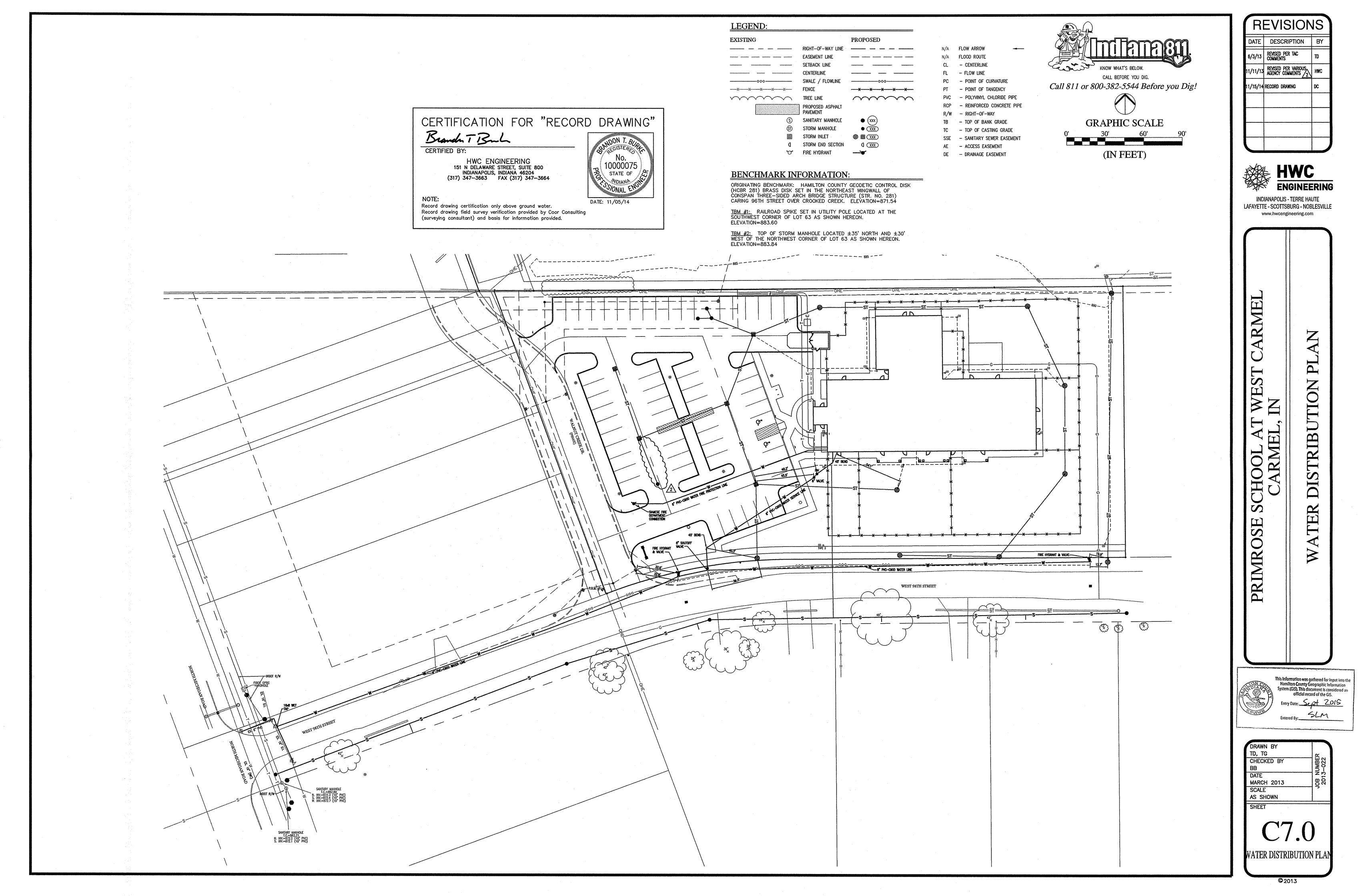
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