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August 5, 2015

TO: Hamilton County Drainage Board

RE: Amos Underwood Drain

At the meeting of July 27, 2015 the Board moved to remove the assessment for the Mathews & Underwood Drain from the tract 01-01-07-00-00-012.000 owned by Beck Family Limited Partnership. A portion of the Amos Underwood Drain, which is an arm to the Mathews & Underwood Drain, begins on this tract and runs north. The drain begins approximately 280 feet east of the Hamilton-Boone County Road and approximately 400 feet south of the northwest corner of the above mentioned tract. The length of drain across this tract is approximately 488 feet.

Because this portion of drain does not cross or serve a county road for drainage and, per testimony by a representative of Beck's at the meeting of the 27th, the tile will be replaced with new tile draining south to the Thomas Pierce Drain along with a surface waterway to be installed running south. I recommend this portion of tile be vacated. The vacation would involve all portions of the drain south of the north line of tract 01-01-07-00-00-012.000.

I recommend the Board set this for hearing for September 28, 2015.



Kenton C. Ward, CFM
Hamilton County Surveyor

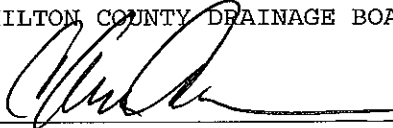
KCW/pll

FINDINGS AND ORDER
CONCERNING THE PARTIAL VACATION OF THE
Amos Underwood Drain
Station 0+00 to Station 4+90

On this 8th day of February, 2016, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the Amos Underwood Drain, Station 0+00 to Station 4+90.

Evidence has been heard. Objections were presented and considered. The Board then adopted an order of action. The Board now finds that the costs of continued maintenance to the portion of the above drain exceed the benefits to the real estate benefited by the portion of the drain to be abandoned and issues this order vacating the above section of the Amos Underwood Drain, Station 0+00 to Station 4+90.

HAMILTON COUNTY DRAINAGE BOARD




President



Member

Alternate Member 

Attest: 

BEFORE THE HAMILTON COUNTY
DRAINAGE BOARD IN THE MATTER OF THE
AMOS UNDERWOOD DRAIN

NOTICE is hereby given that a request by the Hamilton County Surveyor to **VACATE THE AMOS UNDERWOOD DRAIN** across the Beck Family Limited Partnership property due to the tile being replaced with new tile draining south to the Thomas Pierce Drain along with a surface waterway to be installed running south (Station No. 0+00 to Station No. 4+90) has been filed and that a hearing is scheduled for September 28, 2015 at 9:05 A.M. on that request.

Objections to the VACATION of the drain must be filed in writing not less than five (5) days before the date of the hearing.

The Board will consider whether the drain performs the function for which it was designed and constructed; whether the expense of maintenance outweighs the benefits to be derived therefrom, and whether the abandonment thereof will not be detrimental to the public welfare.

HAMILTON COUNTY DRAINAGE BOARD

ATTEST: Lynette Mosbaugh
Executive Secretary

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD
IN THE MATTER OF THE

Amos Underwood Drain

NOTICE

Notice is hereby given pursuant to Indiana Code 36-9-27-63 (before codification in 1981) that this Board, prior to final adjournment on **February 8, 2016** issued an order adopting the partial vacation, filed the same and made public announcement thereof at the hearing and ordered publication. Copies of the schedule of assessments and order are on file in the office of the Hamilton County Surveyor. If judicial review of the findings and order of the Board is not requested pursuant to Indiana Code 36-9-27-65(f) 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