

SURVEYOR'S OFFICE

# Hamilton County

*Kenton C. Ward, CFM*  
*Surveyor of Hamilton County*  
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Suite 188  
 One Hamilton County Square  
 Noblesville, Indiana 46060-2230

June 5, 2009

To: Hamilton County Drainage Board

Re: Hawthorne Hills Drain Northern Extension

Attached is a drain map for the Northern Extension of the Hawthorn Hills Drain. The proposed drain is located in Fall Creek Township.

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 public 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.

This extension will begin at a point on the west line of Lot 131 of Hawthorn Hills Replat at the point the open ditch intersects said lot line. This is the terminus of the Hawthorn Hills Drain as described in my report dated December 17, 1984 and approved by the Board at hearing on February 11, 1985 (See Hamilton County Drainage Board Minutes Book 2, Page 38). This extension will close the existing gap between the Hawthorn Hills Drain and the Nancy Kimberlain Drain. The extension shall thence run north in the existing open ditch across Lots 54 and 55 of Quaker Ridge, Section 2 and across tract 19-15-05-00-17-001.000 to its terminus into the Nancy Kimberlain Drain (also known as Mud Creek) at a point approximately 2,875 feet north and 1,349 feet west of the southeast corner of Section 5, Township 17 North, Range 5 East.

This extension will consist of the following:

1,237 of Open Drain

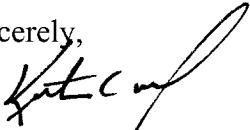
This extension is located on the following parcels and/or right-of-ways:

13-15-05-04-08-001.000	Hawthorn Hills, Lot 131	owned by Myron B Jr. & Judith A. Hamilton
19-15-05-00-07-012.000	Quaker Ridge, Sec. 2, Lot 54	owned by Peter J. Schroedle
19-15-05-00-07-011.000	Quaker Ridge, Sec. 2, Lot 55	owned by William R. & Carolyn S. Neale
19-15-05-00-16-002.000	Ironwood Golf Course	owned by Mud Creek Golf Course, Inc.

The easements for the drain affecting Lots 54 and 55 should be set at the existing drainage easements for the open drain as shown on the plats for Quaker Ridge, Sec. 2, as recorded in the office of the Hamilton County Recorder (Instrument Number 9361778 Plat Cabinet 1, Slide Number 375). The easement for the drain affecting Lot 131 should be set at the existing drainage easements for the open drain as shown on the replat of Hawthorn Hills as recorded in the office of the Hamilton County Recorder (Plat Book 11 Pages 131-133). Where the open drain crosses the golf course the drainage easement should be set at 75' from top of bank.

I recommend that the Board set a hearing date for August 24, 2009.

Sincerely,



Kenton C. Ward  
Hamilton County Surveyor

KCW/pll

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

Drain-Improvement: Hawthorne Hills: Northern Extension

Drain Type:	Size:	Length	Length (DB Query)	Length Reconcile	If Applicable	
					Price:	Cost:
Open		1237	1237	0	\$19.55 lf	\$24,183.35
<b>Sum:</b>		<u>1237</u>	<u>1237</u>	<u>0</u>		<u>\$24,183.35</u>

Final Report: 1237

Comments:

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**Hawthorne Hills Drain (Northern Extension)**

Extending drain from Lot 131 west & north to its outlet into Nancy Kimberlain Drain.

\*No cost for reconstruction. Adding footage only.

\*A maintenance fund will not be established at this time.

This extension will add 1,237' of drain.

Hearing: August 24, 2009

Parcel	Owner	Address	City	Desc1	Desc2	Acres		Rec Assmt.	% of Total
						Ben	Assmt.		
13-15-05-04-08-001.000	Hamilton, Myron B Jr & Judith A	117 Pinehurst Ave	Fishers, IN 46037	Hawthorn Hills Lot 131	Un-Reg Subd	n/a	*	*	*
19-15-05-00-07-012.000	Schroedle, Peter J	10956 Hamilton Pass	Fishers, IN 46037	Quaker Ridge 2nd Lot 54	Un-Reg Subd	n/a	*	*	*
19-15-05-00-07-011.000	Neale, William R & Carolyn S	10946 Hamilton Pass	Fishers, IN 46037	Quaker Ridge 2nd Lot Pt 55	Un-Reg Subd	n/a	*	*	*
19-15-05-00-16-002.000	Mud Creek Golf Course Inc.	10955 Fall Rd	Fishers, IN 46037	Ironwood Pt Blk B, 163.57 Ac	Un-Reg Subd	n/a	*	*	*

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD  
IN THE MATTER OF

**Hawthorne Hills Drain, Northern Extension**

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 **Hawthorne Hills Drain, Northern Extension** on **August 24, 2009** 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 **Hawthorne Hills Drain Northern Extension**

NOTICE

Notice is hereby given that the Hamilton County Drainage Board at its regular meeting **August 24, 2009** 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

STATE OF INDIANA )  
 ) ss:  
COUNTY OF HAMILTON )

BEFORE THE HAMILTON COUNTY  
DRAINAGE BOARD  
NOBLESVILLE, INDIANA

IN THE MATTER OF THE  
RECONSTRUCTION OF THE  
**Hawthorne Hills Drain Northern Extension**

FINDINGS AND ORDER FOR RECONSTRUCTION

The matter of the proposed Reconstruction of the **Hawthorne Hills Drain Northern Extension** came before the Hamilton County Drainage Board for hearing **on August 24, 2009**, 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.

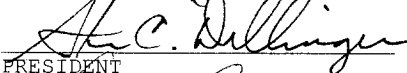
The Board having considered the evidence and objections, upon motion duly made, seconded and unanimously carried, did adopt the Schedule of Assessments as proposed, subject to amendment after inspection of the subject drain as it relates to the lands of any owners which may have been erroneously included 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 **Hawthorne Hills Drain Northern Extension** 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

  
Member

ATTEST:

  
Executive Secretary