



SURVEYOR'S OFFICE  
**Hamilton County**

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December 8, 2006

TO: Hamilton County Drainage Board

RE: Mud Creek / Sand Creek Drainage Area, Frank Keiser #101 Drain Arm

Upon review of the drainage sheds I believe that the Frank Keiser Drain should be made an arm to the Mud Creek / Sand Creek Drainage Area. I recommend this action as the Frank Keiser Drain is a tributary to the Mud Creek / Sand Creek Drainage Area. This would also avoid a double assessment on the tracts currently assessed for the Frank Keiser Drain when the remainder of the Mud Creek / Sand Creek Drainage Area is assessed for maintenance.

On January 15, 1979 the Board held a hearing to establish the Drain maintenance assessment for the Frank Keiser Drain. (Drainage Board Minutes Book 1, Page 287). At present the Frank Keiser Drain maintenance assessment affects 1700.07 acres in Hamilton County and 363.18 acres in Madison County. The rate of assessment for the drain was set at \$1.50 per acre with a \$5.00 minimum. This rate collects \$2,643.82 in Hamilton County and \$363.18 in Madison County annually and the balance within the fund is \$9,056.45.

The current maintenance assessment would increase as per the rates set for the Mud Creek / Sand Creek Drainage Area which are as follows:

1. Maintenance assessment for roads and streets be set at \$10.00 per acre.
2. Maintenance assessment for agricultural tracts be set at \$3.00 per acre and \$15.00 minimum.
3. Maintenance assessment for non-platted residential tracts be set at \$3.00 per acre and \$15.00 minimum.

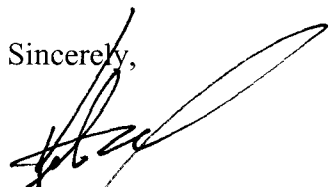
4. Maintenance assessment for commercial, institutional and multi-family residential tracts be set at \$10.00 per acre with a \$75.00 minimum.
5. Maintenance assessment for platted lots in subdivisions whose drainage systems will not be part of the regulated drain shall be set at \$35.00 per lot/minimum. Common areas within non-regulated drain subdivisions shall be assessed at \$5.00 per acre with a \$35.00 minimum.
6. Maintenance assessment for platted lots within subdivisions whose drainage system will be part of the regulated drain shall be set at \$65.00 per lot/minimum. Common areas within the regulated drain subdivisions shall be set at \$10.00 per acre with a \$65.00 minimum.

I recommend that the Board treat the current balance in the maintenance fund as follows:

1. Keep funds separate and expend funds needed for maintenance in the length of Mud Creek covered by the current Keiser Drain until the fund is exhausted. At that time all future maintenance would be paid from the Mud Creek/Sand Creek fund.
2. Future assessments for the drainage area of the Keiser Drain will be made into the Mud Creek/Sand Creek fund. No further collections for the Keiser fund.

I recommend that the Board set a hearing for this consolidation for January 22, 2007.

Sincerely,



Kenton C. Ward, CFM  
Hamilton County Surveyor

KCW/pll

FINDINGS AND ORDER

CONCERNING THE MAINTENANCE OF THE

Mud Creek/Sand Creek Drainage Area, Frank Keiser Drain Arm

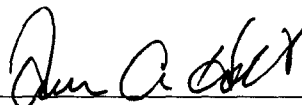
On this **22nd day of January 2007**, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the **Mud Creek/Sand Creek Drainage Area, Frank Keiser Drain Arm**.

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.

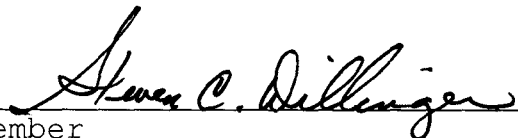
HAMILTON COUNTY DRAINAGE BOARD



\_\_\_\_\_  
President



\_\_\_\_\_  
Member



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Member

Attest:

