

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

April 12, 2010

To: Hamilton County Drainage Board

Re: Mud Creek/Sand Creek Drain, Russell Johnson Arm, Somerset Section 4 Relocation

Attached is a 52.5 petition and plans for the proposed relocation of the Mud Creek/Sand Creek Drain, Russell Johnson Arm, Somerset Section 4 Relocation. The relocation is being proposed by Somerset Residential Development, LLC. The proposal is to relocate the drain across parcel 13-11-33-00-00-006.002, owned by Somerset Residential Development LLC., as part of the Somerset Section 4 project per plans by Stoeppelwerth, Job. No. 46270S4, revision date March 19, 2010.

Per the plan, storm sewer pipes will be rerouted around Lot 111 and outlet into the existing open ditch. This relocation involves a portion of the Sandstone Arm per my report dated March 24, 2003 and approved at hearing on April 28, 2003. (See Drainage Board Minutes Book 7, Pages 40-42).

This line will consist of the following:

Parallel (twin)

80' of 24" RCP
80' of 30" RCP
132' of 42" RCP

The total length of the relocated drain shall be 212 feet. The 115 feet of storm drain between Structure 289 and 289A shall be removed. This proposal will add 97 feet to the drain's total length.

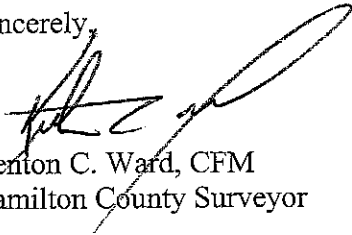
The cost of the relocation is to be paid by Somerset Residential Development LLC. The developer has provided the Performance Bond as follows:

Name of Bonding Co.: The American Institute of Architects
Bond Number: 8972.321
Bond Date: March 8, 2010
Bond Amount: \$43,611.91

Attached is a non-enforcement request. The easement for the new drain will be as per the drainage easements per the secondary plat for Somerset Section 4 as recorded in the Hamilton County Recorders Office. I recommend approval of the non-enforcement by the Board.

The project falls under the requirements as set out in IC 36-9-27-52.5. Therefore, I recommend approval by the Board.

Sincerely,

A handwritten signature in black ink, appearing to read 'Kenton C. Ward', is written over a diagonal line that extends from the signature down towards the typed name below.

Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/pll

HAMILTON COUNTY DRAINAGE BOARD
NOBLESVILLE, INDIANA

IN RE: Somerset, Section 4)
Hamilton County, Indiana)

PETITION FOR RELOCATION AND RECONSTRUCTION

Somerset Residential Development, LLC (hereinafter "Petitioner"),
hereby petitions the Hamilton County Drainage Board for authority to relocate and improve a
section of the Russell Johnson Drain, and in support of
said petition advises the Board that:

1. Petitioner owns real estate through which a portion of the Russell Johnson
Drain runs.
2. Petitioner plans to develop its real estate with roads, 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 portion of the Russell Johnson 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 Russell Johnson Drain, without cost to other property owners
on the watershed of the Russell Johnson Drain.

WHEREFORE, Petitioner requests that an Order issued from the Hamilton County
Drainage Board authorizing relocation and reconstruction of the Russell Johnson
Drain, in conformance with applicable law and plans and specifications on file with the Hamilton
County Surveyor.


Signed

Mark Gradison

Printed