

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

February 19, 2010

To: Hamilton County Drainage Board

Re: Sly Run Drain, Mill Grove Section 1 Offsite Arm

Attached is an area map and other pertinent information for the Mill Grove Section 1 Offsite Arm of the Sly Run Drain located in Noblesville Township.

I have made a personal inspection of the proposed extension. Upon doing so, I believe that the drain is practicable, will improve the public health, benefit a public highway, be of public utility and that the costs, damages and expenses of the proposed drain will be less than the benefits accruing to the owners of land likely to be benefited.

This drain is a tributary to the East Fork of Sly Run. The drain commences at the upstream end of the 12" RCP which is the outlet for Lake 5 in Mill Grove Section 1 located on Tract 11-06-27-00-00-008.002. This is noted as Structure 101 on Sheet 5 of the development plan for said subdivision as prepared by Stoeppelwerth Consulting Engineers, Job Number 31083 dated July 26, 1999. Thence running 67 feet to Structure 100 on above referenced plans; thence in a northeasterly direction in the existing open drain 374 feet to the confluence with Sly Run East Fork. Total length of this arm is 441 feet.

The drain will consist of the following:

12" RCP	67 feet	Open Ditch	374 feet
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The easement for the drain on parcels 11-06-27-00-00-002.001, 11-06-27-00-00-008.000 and within the right of way of State Road 38 shall be 75' from the top of both sides of the drain and the 12" pipe on tract 11-06-27-00-00-008.002 shall be 75' from the centerline of the pipe as set out in IC 36-9-27-33.

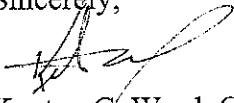
I believe that no damages will result to landowners by the extension of this drain

The following tracts are affected by this drain:

Property Owner	Parcel Number
38 & Little Chicago Road Associates	11-06-27-00-00-008.002
Mercho, Frank E. & Henriette Family Partnership LP	11-06-27-00-00-008.000
Mercho, Frank E. & Henriette Family Partnership LP	11-06-27-00-00-002.001
State of Indiana	State Road 38

I recommend the Board set a hearing for this proposed drain for May 24, 2010.

Sincerely,



Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/llm

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

Drain-Improvement: Sly Run Drain: Mill Grove Sec. 1 Offsite

Drain Type:	Size:	Length	Length (DB Query)	Length Reconcile	If Applicable	
					Price:	Cost:
RCP	12"	67	67	φ	\$7.25 LF	\$485.75
Open	-	374	374	φ	\$19.55 LF	\$7,311.70

Sum: 441 441 φ \$7,797.45

Final Report: N/A

Comments:

STATE OF INDIANA)
) ss:
COUNTY OF HAMILTON)

BEFORE THE HAMILTON COUNTY
DRAINAGE BOARD
NOBLESVILLE, INDIANA

IN THE MATTER OF THE
RECONSTRUCTION OF THE
Sly Run Drain, Mill Grove Section 1 Offsite Arm

FINDINGS AND ORDER FOR RECONSTRUCTION

The matter of the proposed Reconstruction of the *Sly Run Drain, Mill Grove Section 1 Offsite Arm* came before the Hamilton County Drainage Board for hearing *on May 24, 2010*, 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.

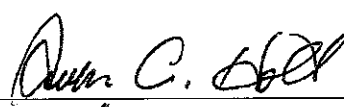
The Board further finds that it has jurisdiction of these proceedings and that all required notices have been duly given or published as required by law.


Wherefore, it is ORDERED, that the proposed Reconstruction of the *Sly Run Drain, Mill Grove Section 1 Offsite Arm* 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:

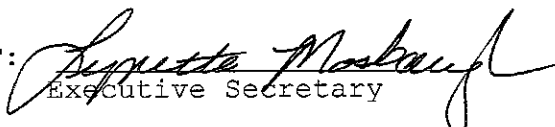
HAMILTON COUNTY DRAINAGE BOARD


PRESIDENT


Member


Member

ATTEST:


Executive Secretary

STATE OF INDIANA)
) SS BEFORE THE HAMILTON
)
COUNTY OF HAMILTON) DRAINAGE BOARD

IN THE MATTER OF **Sly Run Drain, Mill Grove Section 1
Offsite Arm**

NOTICE

Notice is hereby given that the Hamilton County Drainage Board at its regular meeting **May 24, 2010** 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: Christine Altman
PRESIDENT

ATTEST: Lynette Mosbaugh
SECRETARY

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD
IN THE MATTER OF

Sly Run Drain, Mill Grove Section 1 Offsite Arm

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 **Sly Run Drain, Mill Grove Section 1 Offsite Arm** on **May 24, 2010**, at **9:10 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