



SURVEYOR'S OFFICE

# Hamilton County

*Kenton C. Ward, CFM*  
*Surveyor of Hamilton County*  
*Phone (317) 776-8495*  
*Fax (317) 776-9628*

*Suite 188*  
*One Hamilton County Square*  
*Noblesville, Indiana 46060-2230*

November 5, 2012

TO: Hamilton County Drainage Board

RE: E.O. Michaels Drain, Hull Arm

Attached is a petition, plans, drain map and schedule of assessments for the Hull Arm to the E.O. Michaels Drain. This proposed arm is located in Wayne Township.

The petition for this arm was filed on March 22, 2012 by William M. and Amanda M. Hull in order to provide their parcel, tax parcel 12-07-25-00-00-015.004, subsurface drainage access to the E.O. Michaels Drain.

The drain will begin at a point approximately ten (10) feet south of the north property line for the above referenced Hull tract as described in inst. #2012013218 as recorded in the Hamilton County Recorder's Office. Said point being on the east right of way for Durbin Road. The drain shall run thence north 110 feet terminating in Arm 3 of the E.O. Michaels Drain at or near Station 13+38 which is on existing east 16.5 foot half right of way line of Durbin Road.

The cost estimate for the drain is as follows:

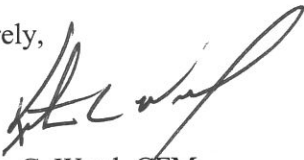
6" smooth bore dual wall perforated plastic tile	110 ft	\$4,400.00
6" x 6" x 6" Plastic "T"	1	\$ 100.00
6" x 10' CMP Breather	1	\$ 150.00
Seeding	0.02 ac	\$ 50.00
	Subtotal	\$4,700.00
	15% Contengency	\$ 705.00
	Total	\$5,405.00

The cost of the proposed arm shall be paid by the petitioner. The construction of the proposed arm shall not cause changes to the current maintenance assessment for the Michaels Drain.

The drain will be installed on the existing 16.5 foot half right of way line for Durbin Road. The drain will lie within the east right of way for Durbin Road, parcel 12-07-25-00-00-015.004 owned by William M. & Amanda M. Hull and parcel 12-07-25-00-00-015.000 owned by Ted and Ryo Essig. The easement for this arm shall consist of the 50 foot platted easement for "Thoroughbred Estates" as recorded in the office of the Hamilton County Recorder as instrument # 200300048491 and #200300048470. The 50 foot drainage and utility easement as platted is measured from the east side of the existing 16.5 foot half right of way line for Durbin Road. The northern 75 feet of the new arm is also within the existing 75 foot statutory easement for the E.O. Michaels Drain.

I recommend the Board set a hearing date for this proposed arm for December 10, 2012.

Sincerely,



Kenton C. Ward, CFM  
Hamilton County Surveyor

KCW/pll

MAR 22 2012

To: Hamilton County Drainage Board OFFICE OF HAMILTON COUNTY SURVEYOR

Date: 3-20-12

Parcel #  
Re: 1207250000 15004 Drain EO Michaels

William and Amanda Hull (Here-in-after "Petitioner"),

hereby petitions the Hamilton County Drainage Board under IC 36-9-27-66 for an arm to be

installed to the EO Michaels Drain in order to serve the property of the

petitioner. The petitioner, in support of said petition, advises the Board that:

1. The EO Michaels Drain is presently on a maintenance program and that land of the petitioner is assessed as benefited by the maintenance of the regulated drain
2. There is no known adequate open or tiled drain connecting the land of the petitioner with the regulated drain;
3. The waters from the petitioners land flow over or through land owned by others to reach the regulated drain;
4. The legal description of lands through which the new regulated drain will run along with the parcel numbers, name and address of each owner of that land is shown on Exhibit "A" which is attached;
5. The general route of the proposed new regulated drain and method of construction is shown on Exhibit "B" which is attached.
6. Petitioner agrees to pay all legal and construction costs involved with the construction of the proposed new regulated drain.

Signed

Printed

William Hull

William Hull

Amanda Hull

Amanda M. Hull

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

MAR 22 2012

79-20-30-21000-100



To: Hamilton County Drainage Board

OFFICE OF HAMILTON COUNTY SURVEYOR

Date: 3-20-12

Parcel #

Re: 1207250000 15004

Drain EO Michaels

William and Amanda Hull (Here-in-after "Petitioner"),

hereby petitions the Hamilton County Drainage Board under IC 36-9-27-66 for an arm to be installed to the EO Michaels Drain in order to serve the property of the

petitioner. The petitioner, in support of said petition, advises the Board that:

1. The EO Michaels Drain is presently on a maintenance program and that land of the petitioner is assessed as benefited by the maintenance of the regulated drain
2. There is no known adequate open or tiled drain connecting the land of the petitioner with the regulated drain;
3. The waters from the petitioners land flow over or through land owned by others to reach the regulated drain;
4. The legal description of lands through which the new regulated drain will run along with the parcel numbers, name and address of each owner of that land is shown on Exhibit "A" which is attached;
5. The general route of the proposed new regulated drain and method of construction is shown on Exhibit "B" which is attached.
6. Petitioner agrees to pay all legal and construction costs involved with the construction of the proposed new regulated drain.

Signed

Printed

Handwritten signatures of William and Amanda Hull

Printed names: William Hull, Amanda M. Hull

Blank lines for additional signatures

Blank lines for additional printed names

Exhibit "A"

The new regulated drain will run from parcel number 12-07-25-00-00-015-000 (owned by Ted and Ryo Essig) over to parcel number 120725000015004 (owned by William and Amanda Hull).

Parcel # III in Exhibit "B"

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↓  
Parcel # IV in Exhibit "B"

Address for owners:

William and Amanda Hull

7360 Hyacinth Drive, Avon, IN 46123

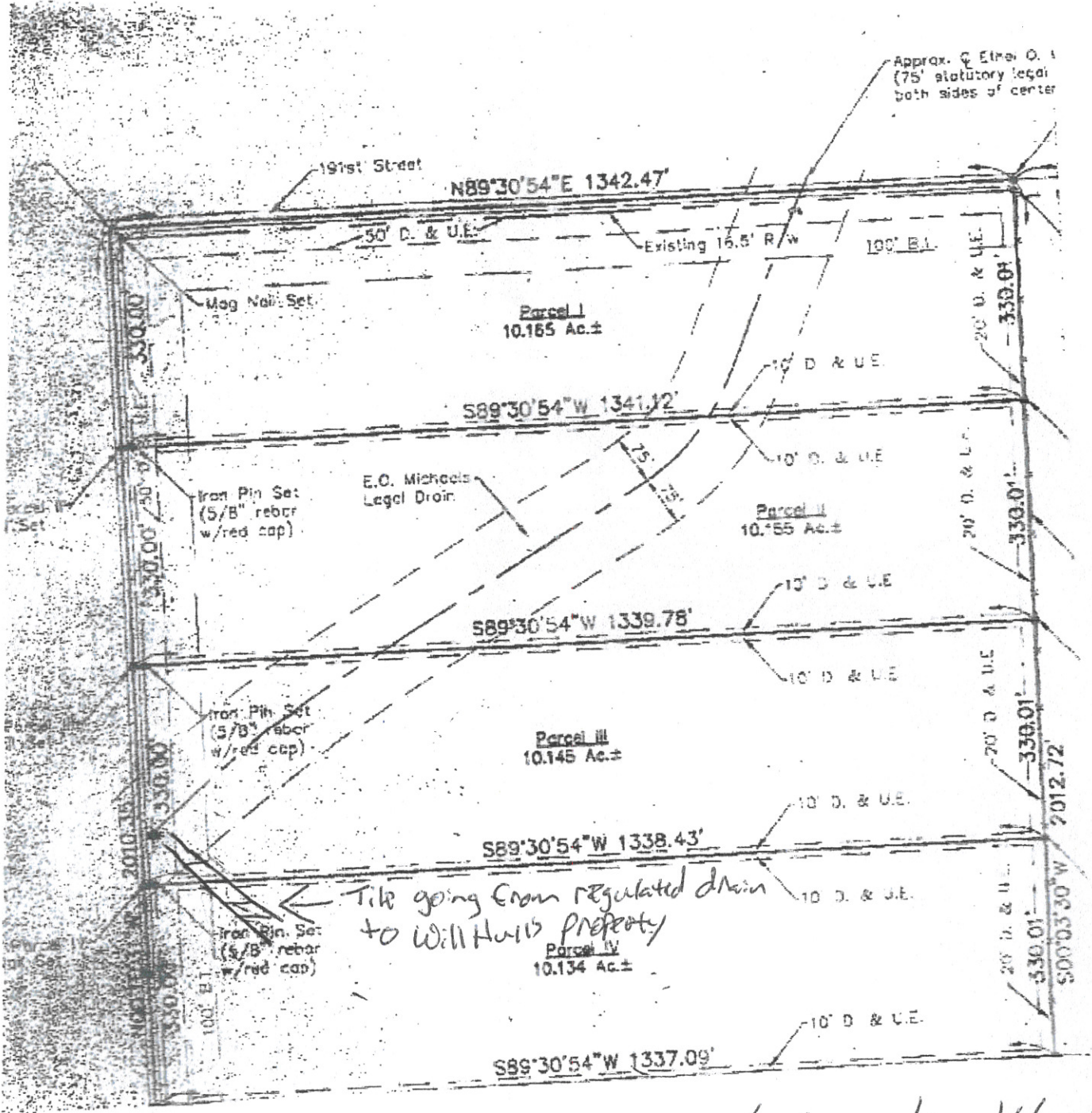
Ted and Ryo Essig —

200 Edgewater Drive, Noblesville, IN 46060





# Exhibit "B"



Work will be done by a backhoe

STATE OF INDIANA )  
 ) ss:  
COUNTY OF HAMILTON )

BEFORE THE HAMILTON COUNTY  
DRAINAGE BOARD  
NOBLESVILLE, INDIANA

IN THE MATTER OF THE  
RECONSTRUCTION OF THE  
**E. O. Michaels Drain, Hull Arm**

**FINDINGS AND ORDER FOR RECONSTRUCTION**

The matter of the proposed Reconstruction of the **E. O. Michaels Drain, Hull Arm** came before the Hamilton County Drainage Board for hearing **on December 10, 2012**, 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 **E. O. Michaels Drain, Hull 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

*Vice President*  
\_\_\_\_\_  
PRESIDENT

*Member*  
\_\_\_\_\_  
Member

\_\_\_\_\_  
Member

ATTEST: *Executive Secretary*  
\_\_\_\_\_  
Executive Secretary

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD  
IN THE MATTER OF

***E. O. Michaels Drain, Hull 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 **E. O. Michaels Drain, Hull Arm** on **December 10, 2012** at **12:05 P.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 **E. O. Michaels Drain, Hull Arm**

NOTICE

Notice is hereby given that the Hamilton County Drainage Board at its regular meeting **December 10, 2012** 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.

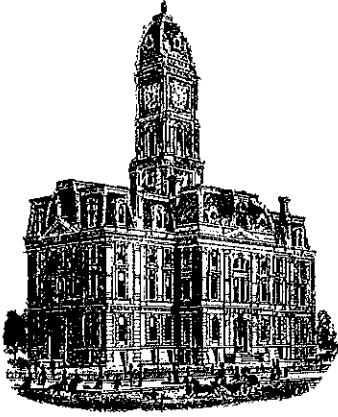
The Board issued an order declaring the proposed improvement established. Such findings and order were marked filed and are available for inspection in the Office of the Hamilton County Surveyor.

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  
      VICE PRESIDENT

ATTEST: Lynette Mosbaugh  
          SECRETARY



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

To: Hamilton County Drainage Board

April 15, 2013

Re: E. O. Michaels Drain, Hull Arm

**FINAL INSPECTION REPORT**

Please regard this letter as the final report on the E.O. Michaels Drain, Hull Arm in Section 25, Township 19 North, Range 5 East, in Wayne Township, Hamilton County, Indiana.

The hearing for the William Hull Arm to the E.O. Michaels Drain was held on December 10, 2013 (Hamilton County Drainage Board Minutes Book 14, page 433) at which time the Board approved the Surveyor's report dated November 5, 2012.

The Hamilton County Drainage Board awarded the contract for the amount of \$966.55 on February 11, 2013 to John Ward Excavating (Hamilton County Drainage Board Minutes Book 14, page 506).

Installation of the William Hull Arm to the E.O. Michaels Drain was on March 14, 2013.

As of the date of this report, I hereby attest to and agree that the arm was installed according to the specified plans. There were no change orders on this project. All inspections have been completed.

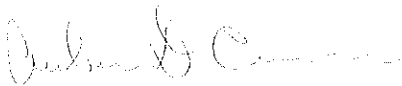
The following claim has been paid to the contractor:

Pay Request #1 – John Ward Construction	Date 4-1-2013	\$966.55
<b>Engineer's Estimate</b>	-----	<b>\$5,405.00</b>
<b>Total Reconstruction Cost</b>	-----	<b>\$966.55</b>
<b>Difference</b>	-----	<b>\$4,438.45</b>

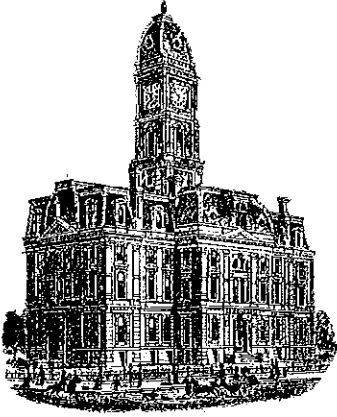
On April 24, 2013 a bill for \$966.55 was sent to Mr. Hull for payment.

As constructed the William Hull Arm to the E.O. Michaels Drain consists of 110' feet of 6" dual wall HDPE pipe. The outlet of the tile is located approximately 900 feet south of the Northwest corner of the Southeast quarter of Section 25, Township 19 North Range 5 East in Wayne Township, Hamilton County, Indiana, at the junction box on the east side of Durbin Road on Arm 3 of the E.O. Michaels Drain. The tile then runs south 110' feet along the east side of Durbin Road and terminates at a 6" CMP riser set on parcel # 12-07-25-00-00-015.004, owned by William Hull.

Submitted by:



Andrew D. Conover  
Inspector



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

**To: Hamilton County Drainage Board**

**September 13, 2013**

**Re: Stony Creek: E. O. Michaels Drain – Hull Arm**

Attached are as-builts, certificate of completion & compliance, and other information for E.O. Michaels – Hull Arm. An inspection of the drainage facilities for this section has been made and the facilities were found to be complete and acceptable.

During construction, changes there were no significant changes made to the drainage plans submitted with my report for this drain dated November 5, 2012. The report was approved by the Board on December 10, 2013. (See Drainage Board Minutes Book 14, Pages 433) Therefore, the length of the drain remains at **110 feet**.

The drainage easement was outlined in my report dated November 5, 2013. The project was paid for by the petitioner. The check was submitted on May 6, 2013 (Quietus #55851) for the full amount of \$966.65.

I recommend the Board approve the drain's construction as complete and acceptable.

Sincerely,

Kenton C. Ward, CFM  
Hamilton County Surveyor

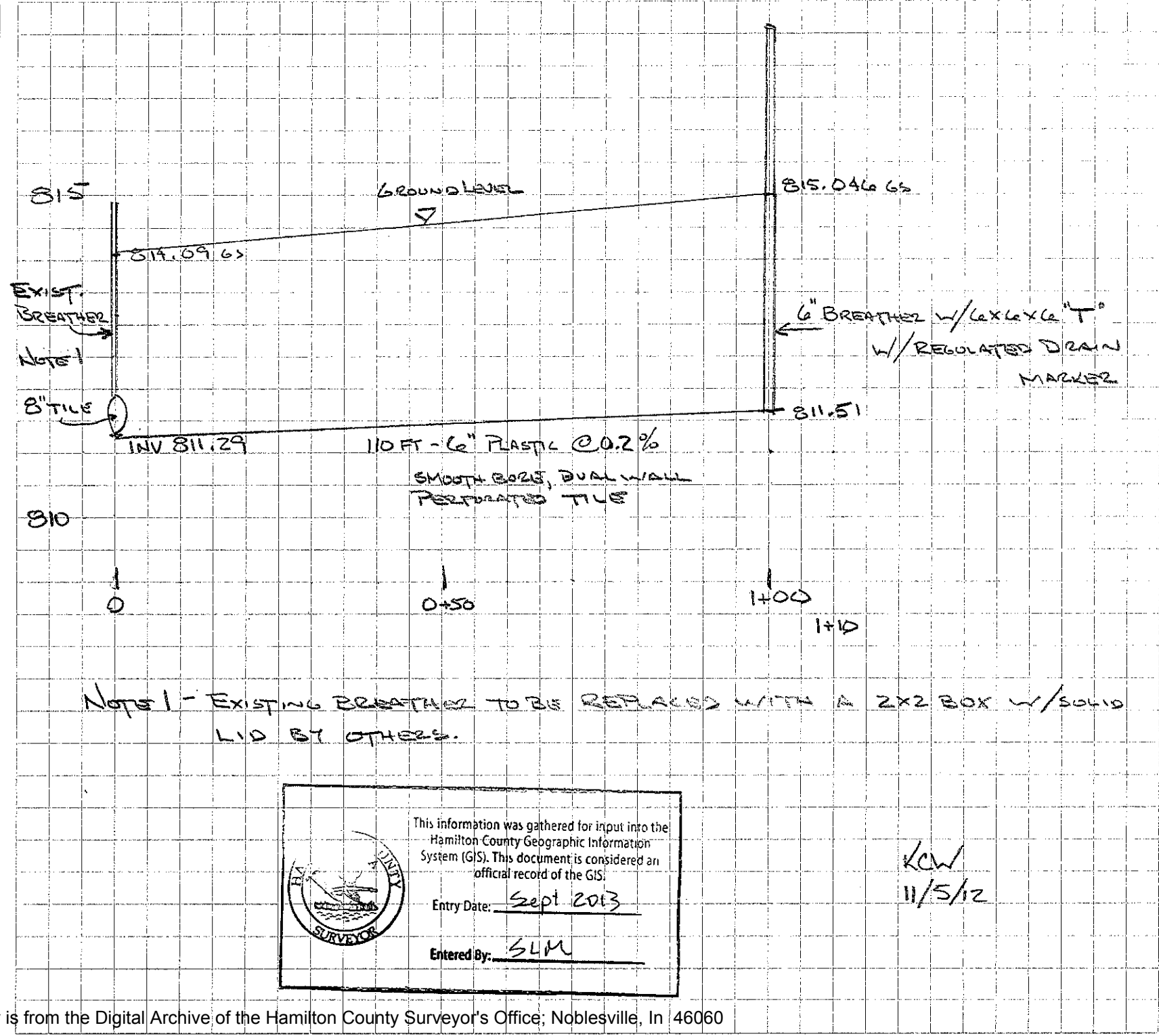
KCW/slm

Project: E.O. MICHAELS DEAN, Hull Arm

Owner: \_\_\_\_\_

Engineer: KCW

Date: Nov 5, 2012




NOTE 1 - EXISTING BREATHER TO BE REPLACED WITH A 2X2 BOX W/ SOLID LID BY OTHERS.

This information was gathered for input into the Hamilton County Geographic Information System (GIS). This document is considered an official record of the GIS!

Entry Date: Sept 2013

Entered By: SLM



KCW  
11/5/12