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*Noblesville, Indiana 46060-2230*

December 18, 2006

TO: Hamilton County Drainage Board

RE: Thorpe Creek Drainage Area, John Underwood Drain Arm

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

On March 3, 1980 the Board held a hearing to establish the drain maintenance assessment for the John Underwood Drain. (Drainage Board Minutes Book 1, Page 342). At present the John Underwood Drain maintenance assessment affects 811.06 acres and 11 lots. The rate of assessment for the drain was set at \$2.00 per acre with a \$5.00 minimum. This rate collects \$2,670.00 annually and the balance within the fund is \$12,252.73

The current maintenance assessment would increase as per the rates set for the Thorpe 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 \$5.00 per acre and \$15.00 minimum.
3. Maintenance assessment for non-platted residential tracts be set at \$5.00 per acre and \$15.00 minimum.
4. Maintenance assessment for platted lots within subdivisions whose drainage system will be part of the regulated drain shall be set at \$75.00 per lot/minimum. Common areas within the regulated drain subdivisions shall be set at \$10.00 per acre with a \$75.00 minimum.

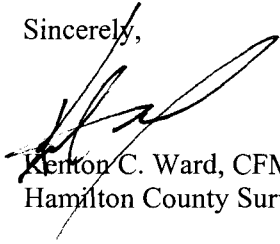
The current balance of the John Underwood Drain shall be kept separate and these funds expend for needed maintenance in the length of Thorpe Creek covered by the current John Underwood Drain.

Future assessments for the drainage area of the John Underwood Drain will be made into the Thorpe Creek fund. No further maintenance collections for the John Underwood Drain fund shall be made.

All future maintenance work on the John Underwood Drain should be paid from the Thorpe Creek fund once the balance of the John Underwood Drain fund is depleted.

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

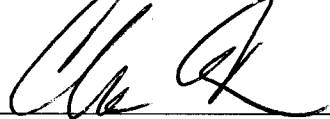
CONCERNING THE MAINTENANCE OF THE

Thorpe Creek Drain, John Underwood Drain Arm

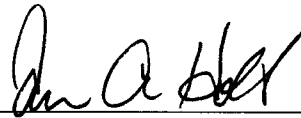
On this **22nd day of January 2007**, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the **Thorpe Creek Drain, John Underwood Drain Arm**.

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.

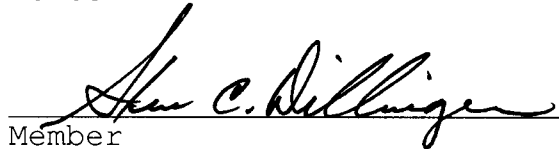
HAMILTON COUNTY DRAINAGE BOARD



\_\_\_\_\_  
President



\_\_\_\_\_  
Member



\_\_\_\_\_  
Member

Attest:

