

SURVEYOR'S OFFICE
Hamilton County

Kenton C. Ward, Surveyor
Phone (317) 776-8495
Fax (317) 776-9628

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

October 23, 2003

To: Hamilton County Drainage Board

Re: Freemont Randall Drain

Attached is a petition and plans for the proposed relocation of the Freemont Randall Drain. The relocation is being proposed by Platinum Properties, LLC. The proposal is to enlarge the cross-sectional area of the drain from the north line of Cherry Creek Estates, Section 1A, run through Section 1B to the intersection with the Vestal Drain. This work is to be done in the original ditch line of the open ditch with only slight modification as to centerline change. The work is being done in order to maintain the floodway within the limits of the drain.

This proposal will not change the drains total length.

The cost of the relocation is to be paid by Platinum Properties, LLC. Because the project is to be paid by the petitioner and is within the boundaries of the petitioner's property, the project falls under the requirements as set out in IC 36-9-27-52.5. Therefore, a hearing is not required for the petition.

The petitioner has not yet provided the Performance Bond. This work is to be completed in the Spring of 2004. Bonds will be submitted at that time.

I recommend approval by the Board at this time.

Sincerely,

Kenton C. Ward
Hamilton County Surveyor

KCW/pll



HCDB-2004-00039

SUBDIVISION BOND

Bond No.: 1007685

Principal Amount: \$95,500.00

KNOW ALL MEN BY THESE PRESENTS, that we Platinum Properties, LLC, 9551 Delegate's Row, Indianapolis, IN 46240 as Principal, and Lexon Insurance Company, 1919 S. Highland Ave., Bldg-A, Ste. 300, Lombard, IL 60148 a Texas Corporation, as Surety, are held and firmly bound unto Hamilton County Board of Commissioners, One Hamilton County Square, Noblesville, IN 46060, as Obligee, in the penal sum of Ninety Five Thousand Five Hundred and 00/100 (Dollars) (\$95,500.00), lawful money of the United States of America, for the payment of which well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, Platinum Properties, LLC has agreed to construct in Cherry Creek Estates, Sections 1A & 1B Subdivision, the following improvements:

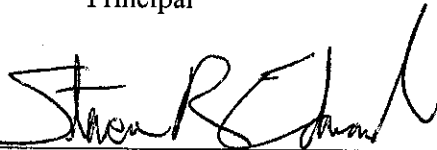
Regulated Drain Reconstruction

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, that if the said Principal shall construct, or have constructed, the improvements herein described, and shall save the Obligee harmless from any loss, cost or damage by reason of its failure to complete said work, then this obligation shall be null and void, otherwise to remain in full force and effect, and the Surety, upon receipt of a resolution of the Obligee indicating that the improvements have not been installed or completed, will complete the improvements or pay to the Obligee such amount up to the Principal amount of this bond which will allow the Obligee to complete the improvements.

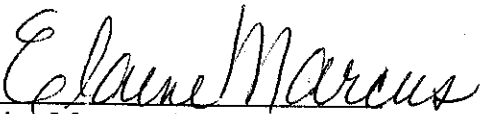
Upon approval by the Obligee, this instrument may be proportionately reduced as the public improvements are completed.

Signed, sealed and dated, this 5th day of May, 2004

PLATINUM PROPERTIES, LLC
Principal

By: 

LEXON INSURANCE COMPANY
Surety

By: 
Elaine Marcus, Attorney-in-Fact

POWER OF ATTORNEY

LX - 010283



Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that LEXON INSURANCE COMPANY, a Texas Corporation, with its principal office in Louisville, Kentucky, does hereby constitute and appoint:

Michael J. Scheer, James I. Moore, Christine Woods, Irene Diaz,

Bonnie Kruse, Stephen T. Kazmer, Dawn L. Morgan, Peggy Faust, Kelly A. Jacobs, Elaine Marcus, Jennifer J. McComb, Melissa Kotovsky

its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE COMPANY on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$2,000,000.00, Two Million Dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Vice President, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, LEXON INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 2nd day of July, 2003.



LEXON INSURANCE COMPANY

BY: [Signature] David E. Campbell President

ACKNOWLEDGEMENT

On this 2nd day of July, 2003, before me, personally came David E. Campbell to me known, who being duly sworn, did depose and say that he is the President of LEXON INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



[Signature] Lydia J. DeJong Notary Public

CERTIFICATE

I, the undersigned, Secretary of LEXON INSURANCE COMPANY, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the foregoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Sealed at Lombard, Illinois this 5th Day of May, 20 04



[Signature] Donald D. Buchanan Secretary



State of Illinois }
 } ss.
County of Cook }

On May 5, 2004, before me, a Notary Public in and for said County and State, residing therein, duly commissioned and sworn, personally appeared Elaine Marcus known to me to be Attorney-in-Fact of Lexon Insurance Company the corporation described in and that executed the within and foregoing instrument, and known to me to be the person who executed the said instrument in behalf of the said corporation, and he duly acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year stated in this certificate above.

My Commission Expires 11/06/06

Melissa Kotovsky
Melissa Kotovsky, Notary Public



CERTIFICATE OF COMPLETION AND COMPLIANCE

To: Hamilton County Surveyor

Re: **Ditch improvement Freemont Randall Drain
Cherry Creek Estates, Section 1**

I hereby certify that:

1. I am a Registered Land Surveyor or Engineer in the State of Indiana.
2. I am familiar with the plans and specifications for the above referenced subdivision.
3. I have personally observed and supervised the completion of the drainage facilities for the above referenced subdivision.
4. The drainage facilities within the above referenced subdivision to the best of my knowledge, information and belief have been installed and completed in conformity with all plans and specifications.

Signature: Jeffery W. Darling Date: April 25, 2005

Type or Print Name: Jeffery W. Darling

Business Address: Stoepelwerth & Associates, Inc.

9940 Allisonville Road, Fishers, Indiana 46038

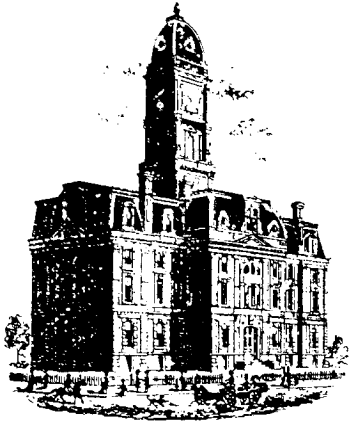
Telephone Number: (317) 849-5935

SEAL

INDIANA REGISTRATION NUMBER

900017





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

To: Hamilton County Drainage Board

April 27, 2007

Re: Freemont Randall Drain: Cherry Creek Estates Relocation

Attached are as-builts, certificate of completion & compliance, and other information for Cherry Creek Estates Relocation. 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 October 23, 2003. The report was approved by the Board at the hearing held November 10, 2003. (See Drainage Board Minutes Book 7, Page 222) Therefore, the project did not change the drains length.

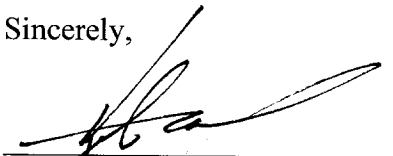
The non-enforcement was approved by the Board at its meeting on March 22, 2004 and recorded under instrument #200400018965 & #200400018966 .

The following sureties were guaranteed by Lexon Insurance Company and released by the Board on its May 23, 2005 meeting.

Bond-LC No: 1007685
Insured For: Storm Sewers
Amount: \$95,500
Issue Date: May 5, 2004

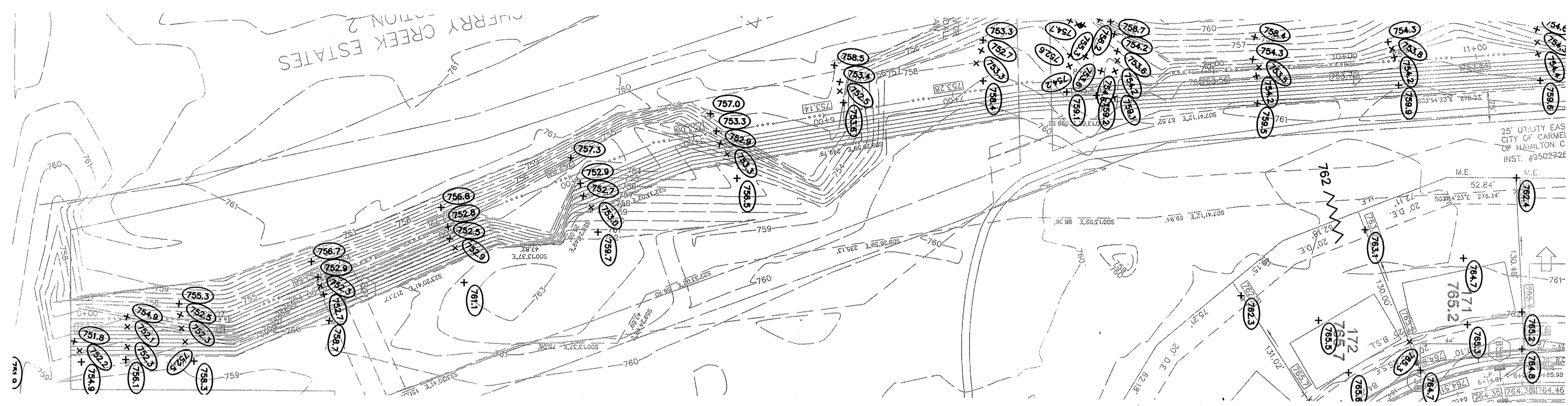
I recommend the Board approve the drain's construction as complete and acceptable.

Sincerely,



Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/slm



- LEGEND**
- EXISTING EDGE OF WOODS
 - EXISTING CONTOUR
 - EXISTING SANITARY SEWER
 - EXISTING STORM SEWER
 - PROPOSED GRADE
 - MATCH EXISTING
 - PROPOSED CONTOUR
 - PROPOSED SANITARY SEWER
 - PROPOSED STORM SEWER
 - PROPOSED SWALE
 - PROPOSED 5' SIDEWALK (BY HOME BUILDER)
(DEVELOPER SHALL INSTALL SIDEWALKS ALONG ALL COMMON AREAS)
 - LOT NUMBER
PAD ELEVATION
PAD SIZE: 30'0"
 - N.P. NO PAD
 - MFG MINIMUM FINISH GRADE
 -
 - EMERGENCY FLOOD ROUTING
 - APPROXIMATE BORING LOCATION NUMBER

RECORD DRAWING

Jeffery W. Darling
 JEFFERY W. DARLING
 Registered Land Surveyor
 No. 900017

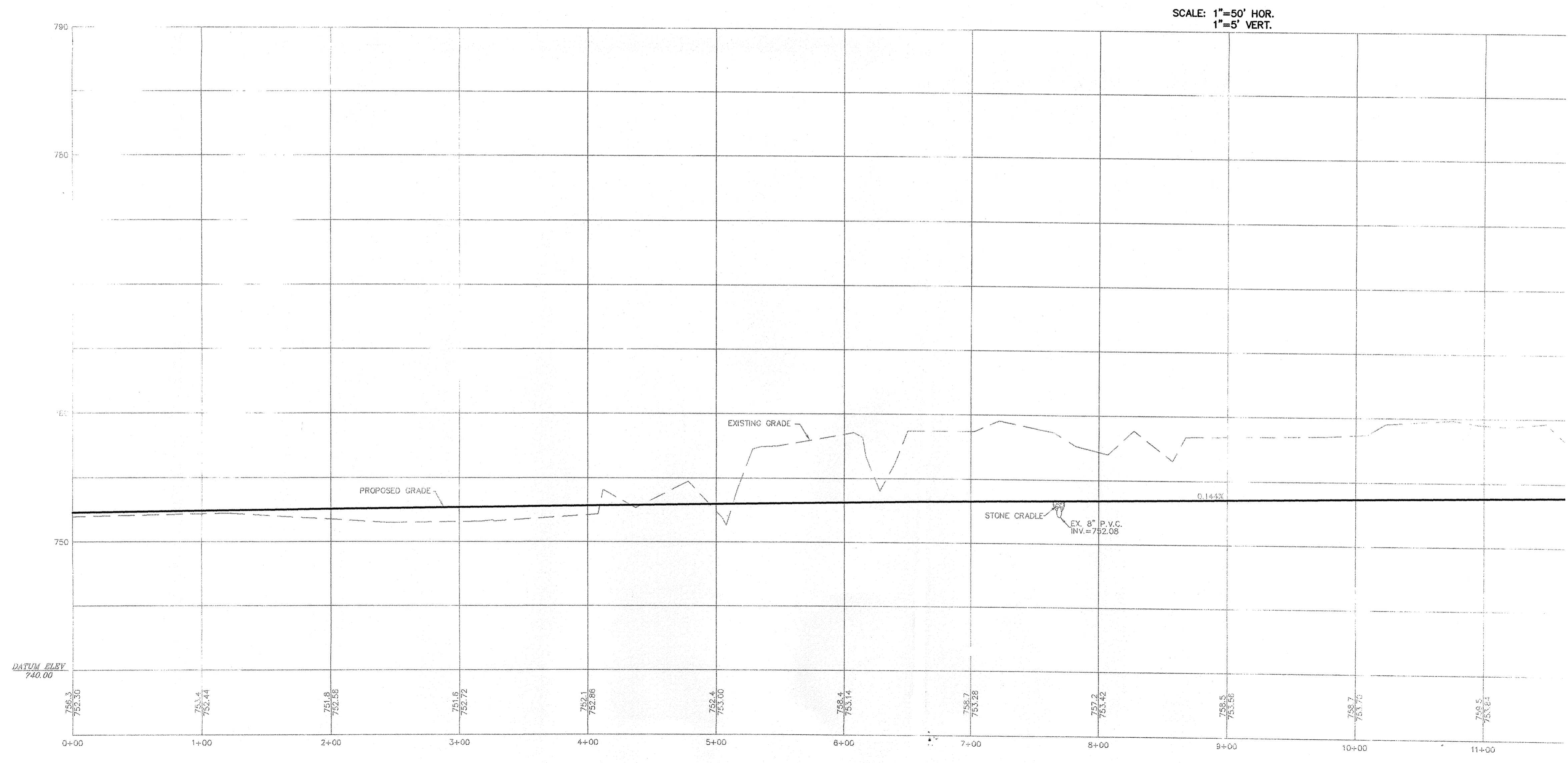
4/20/05
 DATE



ASBUILT GRADE ELEV.



SCALE: 1" = 50'



NOTE:
 DITCH IMPROVEMENT ACTIVITIES SHALL PROGRESS IN SEGMENTS OF 400 L.F. DISTURBED GROUND IN THE CURRENT WORKING SEGMENT SHALL BE BLANKETED AND PERMANENT SEEDING SHALL BE MAINTAINED PRIOR TO OR DURING COMMENCEMENT OF NEXT SEGMENT.

SPOILS FROM THE EXCAVATION OF THE DITCH TO BE DISTRIBUTED ALONG THE EASTERN BANK.
 DRAINAGE FROM LOW LYING AREAS SHALL BE MAINTAINED.

THIS WORK IS UNDER THE JURISDICTION OF THE HAMILTON COUNTY SURVEYORS OFFICE

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: 6-5-07
 Entered By: 6-5-07 slm

AS BUILT	ZAN	REVISIONS
ADD EXIST. GRADES	ZAN	
REVISED NOTES PER DEVELOPER COMMENTS	ZAN	
REVISED PER COMMENTS	ZAN	

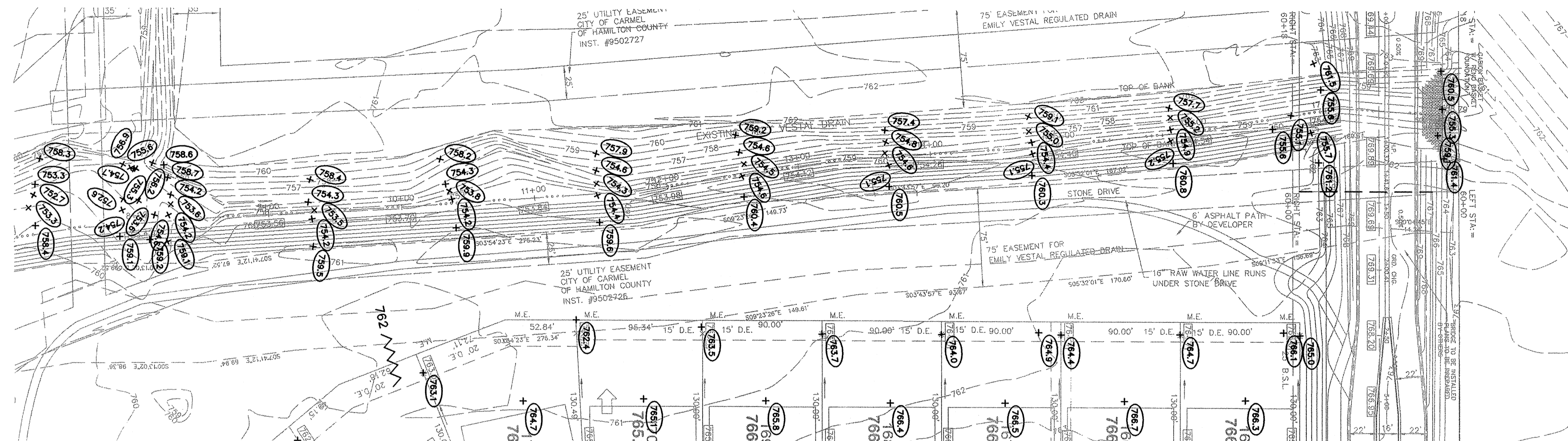
DRAWN BY: TWF
 DATE: 4/20/05
 CHECKED BY: WAB
 DATE: 8/27/04
 SCALE: 1"=50'
 DATE: 3/27/04

CERTIFIED: 3/31/04
David J. Steppeworth
 REGISTERED PROFESSIONAL ENGINEER
 No. 19358
 STATE OF INDIANA

CONSULTING ENGINEERS - LAND SURVEYORS
 (317) 849-5935 1-800-728-6917 FAX: (317) 849-5942
 FISHERS INDIANA

DITCH IMPROVEMENT PLAN
 CHERRY CREEK ESTATES
 SECTION 4
 INDIANA
 CARMEL

SHEET NO. C203
 JOB NO. 4340554



LEGEND

- EXISTING EDGE OF WOODS
- EXISTING CONTOUR
- EXISTING SANITARY SEWER
- EXISTING STORM SEWER
- PROPOSED GRADE
- MATCH EXISTING
- PROPOSED CONTOUR
- PROPOSED SANITARY SEWER
- PROPOSED STORM SEWER
- PROPOSED SWALE
- PROPOSED 5' SIDEWALK (BY HOME BUILDER) (DEVELOPER SHALL INSTALL SIDEWALKS ALONG ALL COMMON AREAS)
- LOT NUMBER
- PAD ELEVATION
- PAD SIZE: 30' (UNLESS OTHERWISE NOTED)

100 874.1

N.P. NO PAD
MFG. MINIMUM FINISH GRADE

PROPOSED 6" UNDERDRAINS

EMERGENCY FLOOD ROUTING

APPROXIMATE BORING LOCATION NUMBER

6" S.S.D. RISER
PROPOSED 4" S.S.D.

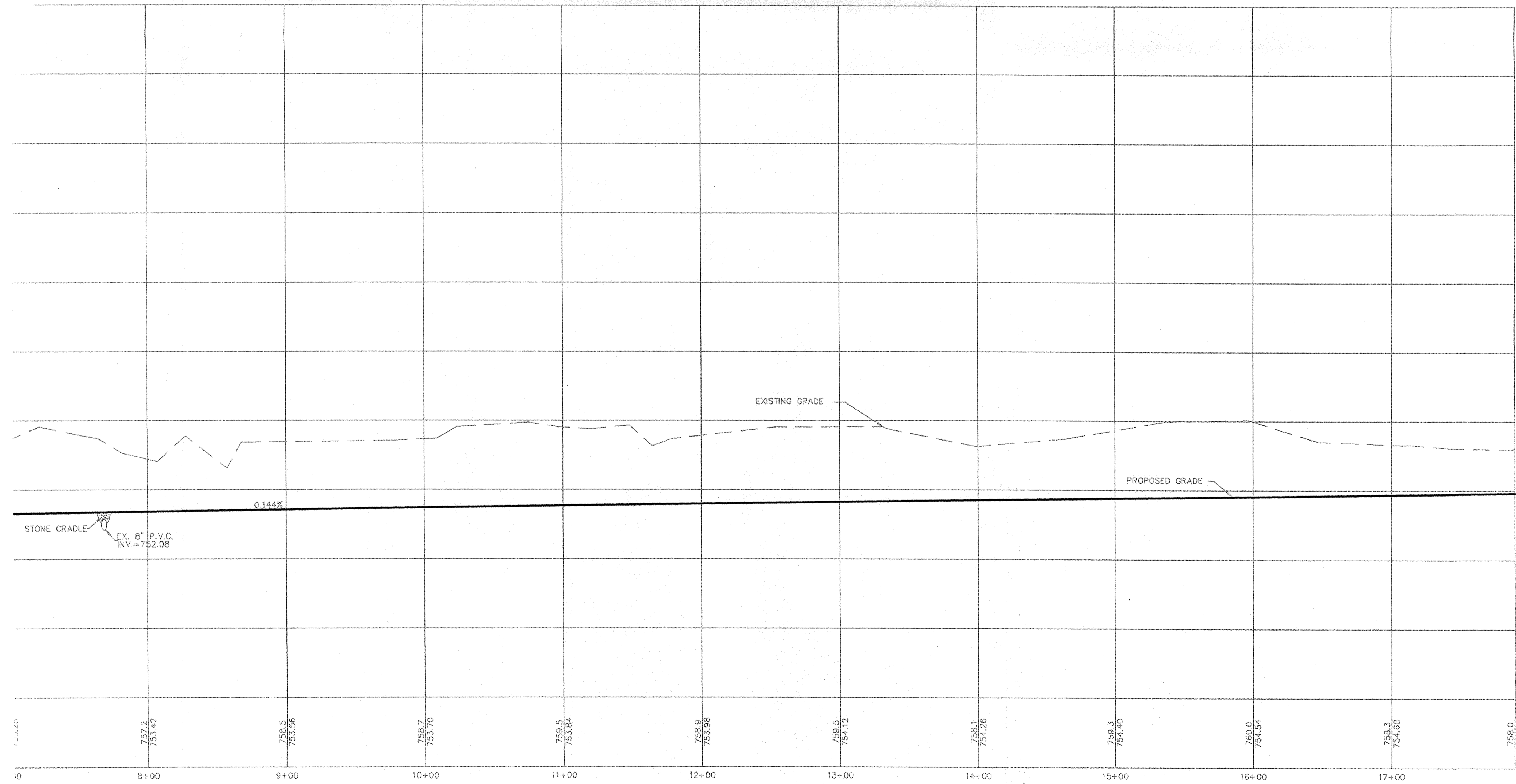
SCALE: 1" = 50'

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SCALE: 1"=50' HOR.
1"=5' VERT.



RECORD DRAWING

Jeffery W. Darling
JEFFERY W. DARLING
Registered Land Surveyor
No. 900017

4/20/05
DATE



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Entered By: slm

CONSULTING ENGINEERS - LAND SURVEYORS
(317) 849-5935 1-800-728-8917 FAX: (317) 849-5942
FISHERS INDIANA

DITCH IMPROVEMENT PLAN
CHERRY CREEK ESTATES
SECTION 4

CARMEL

SHEET NO. **C204**

JOB NO. 43405S4

DATE: 3/31/04

CERTIFIED: *David J. Sheppard*

PROFESSIONAL ENGINEER
No. 19358
STATE OF INDIANA

REVISIONS

NO.	DATE	BY	REVISIONS
1			
2			
3			
4			