

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

January 22, 2006

TO: Hamilton County Drainage Board

RE: Vestal-Kirkendall Drainage Area, Indiana Members Credit Union Arm

Attached is a petition filed by Indiana Members Credit Union along with plans, easements, calculations, and quantity summary for the Indiana Members Credit Union Arm, Vestal-Kirkendall Drainage Area to be located in Washington Township. I have reviewed the submittals and petition and have found each to be in proper form.

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

58 feet of 15" RCP 952 feet of Open Ditch

The total length of the drain will be 1010 feet.

The open ditch listed above begins at Sta. 0 of the Kirkendall Drain, Sandpiper Lakes Arm, (Surveyor's Report dated March 25, 1996, hearing date May 28, 1996, DB 4, pgs 238 and 239) and runs east along the south property line of parcel 08-10-05-00-00-005.000, owned by Jeff Walker and Kathie Collins, parcel 08-10-05-00-006.000, owned by Landco Westfield LLC, and parcel 08-10-05-00-00-008.005, owned by the petitioner. The open ditch will end at the east property line of the petitioner's property and will be extended farther east in the future as development requires.

The dry detention basin located on parcel 08-10-05-00-008.005, owned by Indiana Members Credit Union, is not to be considered part of the regulated drain. Only the outlet will be maintained as part of the regulated drain. The maintenance of the dry detention basin will be the responsibility of the property owner or Association. The Board will however retain jurisdiction for ensuring the storage volume for which the lake was designed will be retained, thereby, allowing no fill or easement encroachments. No changes to the current assessment schedule will result from the addition of this arm to the Vestal-Kirkendall Drainage Area.

The cost of the drain construction is to be paid by Indiana Members Credit Union.

The petitioner has submitted surety for the proposed drain at this time. The sureties which are in the form of a Letter of Credit are as follows:

Agent: Indiana Members Credit Union Date: September 13, 2006 Number: 128 For: Kirkendall Drain Extension Amount: \$20,000.00

I believe this proposed drain meets the requirements for Urban Drain Classification as set out in IC 36-9-27-67 to 69. Therefore, this arm shall be designated as an Urban Drain.

The easement for the north side of this open ditch shall be 25' from the top of bank on parcel 08-10-05-00-006.000, owned by Landco Westfield, LLC, as shown on the Drainage Easement Grant by Landco Westfield, LLC, recorded in the Office of the Hamilton County Recorder as instrument number 200600063096. The easement on the petitioner's property shall be as shown on the Drainage Easement Grant by Indiana Members Credit Union, recorded in the Office of the Hamilton County Recorder as instrument number 2007004584. The easement on the entire south side of this new drain shall be the south property line of parcels 08-10-05-00-00-028.000 and 08-10-05-00-00-028.004, owned by the City of Noblesville, and parcel 08-10-05-00-00-028.003, owned by Jerry and Patricia Brown.

I recommend the Board set a hearing for this proposed drain for March 26, 2007.

Kenton C. Ward, CFM Hamilton County Surveyor

KCW/grh

HAMILTON COUNTY DRAINAGE BOARD NOBLESVILLE, INDIANA

IN RE:

Hamilton County, Indiana

PETITION FOR RELOCATION AND RECONSTRUCTION

INDIANA MEMIBERS CREDIT UNICH (hereinafter Petitioner"),

hereby petitions the Hamilton County Drainage Board for authority to relocate and improve a section of the <u>KIRKEH DALL</u> Drain, and in support of

said petition advises the Board that:

- Petitioner owns real estate through which a portion of the <u>KIRKEH D4LL</u>
 Drain runs.
- Petitioner plans to develop its real estate with roads, buildings, utilities, storm drains, sanitary sewers and other structures.
- Petitioner's proposed development of its real estate will require relocation and reconstruction of a portion of the <u>KIRKEHDALC</u> 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 <u>KIRKEH DALL</u> Drain, without cost to other property owners on the watershed of the <u>KIRKEH PALL</u> Drain.

WHEREFORE, Petitioner requests that an Order issued from the Hamilton County

Drainage Board authorizing relocation and reconstruction of the <u>KIRKEHDALL</u> Drain, in conformance with applicable law and plans and specifications on file with the Hamilton County Surveyor.

INDRANG MEMBERS DEDIT WIN BY: White H-Mally, VP Signed

Michael L. Miller

To: Hamilton County Drainage Board

Date: DEC. 13 2006

Re: KIRKENDALL Drain

Inoiana MEMBERS CREOIL Union (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 KIRKEH DALL Drain in order to serve the property of the

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

- 1. The **KIRKENDALL** 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 AUD MEMBERS (U)

Printed Indiana Members CU Br: Michael L. Miller. VP

Adobe PDF Fillable Form

STATE OF INDIANA)) ss: COUNTY OF HAMILTON) BEFORE THE HAMILTON COUNTY DRAINAGE BOARD NOBLESVILLE, INDIANA

IN THE MATTER OF THE RECONSTRUCTION OF THE Vestal/Kirkendall Drainage Area, Indiana Members Credit Union Arm

FINDINGS AND ORDER FOR RECONSTRUCTION

The matter of the proposed Reconstruction of the Vestal/Kirkendall Drainage Area, Indiana Members Credit Union Arm came before the Hamilton County Drainage Board for hearing on March 26, 2007, 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 Vestal/Kirkendall Drainage Area, Indiana Members Credit Union 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:

DRÁINAGE BOARD עייואדו

Member

Secretary ATTEST

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD IN THE MATTER OF

Vestal/Kirkendall Drainage Area, Indiana Members Credit Union Extension

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 Vestal/Kirkendall Drainage Area, Indiana Members Credit Union Extension on March 26, 2007, at 9:05 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

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Attest:Lynette Mosbaugh

ONE TIME ONLY

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

IN THE MATTER OF Vestal/Kirkendall Drainage Area, Indiana Members Credit Union Arm

NOTICE

Notice is hereby given that the Hamilton County Drainage Board at its regular meeting March 26, 2007 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 EXECUTIVE SECRETARY

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CERTIFICATE OF COMPLETION AND COMPLIANCE

To: Hamilton County Surveyor

INDIANA MEMBERS CREDIT UNION 4005 HESTFIELD LOAD WESTFIELD, THO. Re:

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.
- The drainage facilities within the above referenced subdivision to the best of my knowledge, information and belief have been correctly represented on the Record Drawings, Digital Record Drawings and the Structure Data Spreadsheet.

Signature:	ME.	<u>Lan</u>	K.	Date: June	: 10	2009
Type or Print Name:	RICHARC	, E.	Ba	smar(
Business Address:	5105	MAD	SOH	AVE.		
	Trinis		~ ~	Two		

Telephone Number: 312 783 - 2343

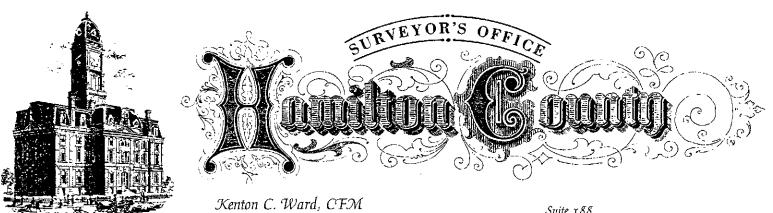
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INDIANA REGISTRATION NUMBER

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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

March 8, 2010

1460

Re: Vestal-Kirkendall: Indiana Members Credit Union

Attached are as-builts, certificate of completion & compliance, and other information for Indiana Members Credit Union. 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 were made to the drain, which will alter the plans submitted with my report for this drain-dated January 22, 2006. The report was approved by the Board at the hearing held March 26, 2007. (See Drainage Board Minutes Book 10, Pages 153-155) The changes are as follows:

The open ditch was shortened from 952 feet to 873 feet.

The length of the drain due to the changes described above is now 931 feet.

The easements were set out in my original surveyors report and by drainage easement grants recorded under instrument #'s 200600063096 and 2007004584. The following sureties were guaranteed by Indiana Members Credit Union and and expired on September 13, 2007.

Bond-LC No: 128 Insured For: Storm Sewers Amount: \$20,000.00 Issue Date: September 13, 2006

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

Sincerely,

Kentón C. Ward, CFM Hamilton County Surveyor

KCW/slm

