Drain: VILLAGE OF WESTCLAY DRAIN	Drain #: <u>3</u> /2
Improvement/Arm: SECTION 10009	
Operator: OMW JON	Date: 6-29-04
Drain Classification: Urban/Rural	Year Installed: 1999

GIS Drain Input Checklist

•	Pull Source Documents for Scanning	GR.
•	Digitize & Attribute Tile Drains	NA
•	Digitize & Attribute Storm Drains	9#
•	Digitize & Attribute SSD	NA
•	Digitize & Attribute Open Ditch	N/B
•	Stamp Plans	gn
•	Sum drain lengths & Validate	970
•	Enter Improvements into Posse	gn
•	Enter Drain Age into Posse	
•	Sum drain length for Watershed in Posse	
•	Check Database entries for errors	00

Gasb 34 Footages for Historical Cost Drain Length Log

Drain-Improvement: VILLAGE OF WEST CLAY ORAN- 56 000 10009

		· · · · · · · · · · · · · · · · · · ·			建一体图 (WYD)	cabler
Drain Type:	Size:	Length SURVINION PARONET	Length (DB Query)	Length Reconcile	Price:	Cost:
RCP	12"	540'	580'	+401		
	15"	156'	156'	Ø		
	18"	1137'	1137'	ps		
	214	4641	464'	.96		
	244	89'	89.	g		
	274	95'	95'	ø		
	36"	199'	199'	ø		
	42"	345'	345' 671'	8		
7	48"	671'	671'	ø		
	Sum:	3696'	3736'	+40		-

Final Report:	
Comments: SR AND AB DISAGREE ON 12" RCP LENGTHS	





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

Fax (317) 776=9628

Suite 146 One Hamilton County Square Noblesville, Indiana 46060=2230

June 4, 1999

TO: Hamilton County Drainage Board

RE: Village of WestClay Drain, Section 10009 Arm

Attached is a petition, non-enforcement request, plans, calculations, quantity summary and assessment roll for the Section 10009 Arm, Village of WestClay Drain. 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:

12"	SSD	493 ft	21"	RCP	470 ft	36"	RCP	199 ft
15"	RCP	158 ft	24"	RCP	93 ft	42"	RCP	344 ft
18"	RCP	1,262 ft	27"	RCP	94 ft	48"	RCP	678 ft

The total length of the drain will be 3,791 feet.

The retention ponds (lakes) located in Block E (MillPond) is not to be considered part of the regulated drain. Only the inlet and outlet will be maintained as part of the regulated drain. The maintenance of the pond (lake) will be the responsibility of the Homeowners 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.

The subsurface drains (SSD) under curbs are not to be part of the regulated drain. This is per the agreement between Brenwick Development and the Hamilton County Commissioners on April 26, 1999. (See Commissioner's Minute Book pages 565-566)

I have reviewed the plans and believe the drain will benefit each lot equally. Therefore, I recommend each lot be assessed equally. I also believe that no damages will result to landowners by the construction of this drain. I recommend a maintenance assessment of \$5.00 per acre, \$5.00 per acre for roadways, with a \$120.00 minimum. With this assessment the total annual assessment for this drain/this section will be \$1,620.70.

Parcels assessed for this drain may be assessed for the Collins-Osborn or Williams Creek Drain at sometime in the future. Parcels assessed for this drain will also be assessed for the Elliot Creek Drain.

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 drain shall be designated as an Urban Drain.

I recommend that upon approval of the above proposed drain that the Board also approve the attached non-enforcement request. This request is for the reduction of the regulated drain easement to those easement widths as shown on the secondary plat for Village of WestClay, Section 10009 as recorded in the office of the Hamilton County Recorder.

I recommend the Board set a hearing for this proposed drain for July 26, 1999.

Kenton C. Ward

Hamilton County Surveyor

KCW/kkw

APPLICATION AND AGREEMENT FOR IRREVOCABLE STANDBY LETTER OF CREDIT

- 43		U	
		erations Di	vision
		Savings B	
	onro	e Street	
	ilinois	60690	

Date <u>May 18, 1999</u>	T-No.
SPL	(COMP)

equest you to open and transmit by cable/airmail your Irrevocable Letter of Credit in favor of:

Board of Hamilton County Commissioners 1 Hamilton Square Noblesville, Indiana 46060

WestClay-Section 10009 Storm sewers 159,400.00 Subsurface drains Erosion Control

24,400.00 39,600.00 223,400.00

available by their drafts, drawn at sight on: Harris Trust and Savings Bank, or not exceeding a total of: \$ 223,400,00 accompanied by the following document(s):

The letter of credit shall have attached thereto a completed "Addendum 1" in the form attached hereto.

Drafts drawn under this Letter of Credit must be drawn and presented together with accompanying documentation at your principal office in Chicago, Illinois not later than:

In consideration of your issuing at our request your Irrevocable Letter of Credit (hereinafter called "Credit") on the terms mentioned above:

- We hereby agree to pay you in immediately available and freely transferable funds the amount of each draft or acceptance drawn under, or purporting to be drawn under, the Credit, such payment to be made at the maturity of each respective draft or acceptance or, if so demanded by you, on demand in advance of any drawing or maturity.
- Payment shall be made by us at your office in Chicago, Illinois in lawful money of the United States, provided that, if a draft or other request for payment under the Credit is drawn in a currency other than United States currency, we shall pay the equivalent in United States currency, at the rate of exchange then current in Chicago for cable transfers to the place of payment in the currency in which drawing was made, as determined by you and notified to us, or, if you so request of us at your option, we shall pay you the amount of such drawing in the currency in which the drawing was made in a place, form and manner acceptable to you.
- We also agree to pay you, on demand, a commission at the rate of: of the Credit or such other rate as you and we may agree, and all charges and expenses legal and/or otherwise (including court costs and attorneys' fees), paid or incurred by you in connection therewith or in your endeavoring to collect any liability of us or any one or more of us hereunder, including all costs and expenses arising out of any reserve requirements for, or any assessment of deposit insurance premiums on, the Credit and including all expenses, egal or otherwise (including without limitation court costs and attorneys' fees and expenses) paid or incurred by you or any of your correspondents in connection with endeavoring to collect any liability of ours hereunder or in connection with any other legal proceeding brought or threatened in connection with the Credit, including any attempt by us or anyone to enjoin payment under the Credit. In addition, if you shall determine that any existing or future law, rule or regulation regarding capital adequacy, or any change therein, or any change in the interpretation or administration thereof by any governmental authority, central bank or comparable agency charged with the interpretation or administration thereof, or compliance by you (or any of your branches) with any request or directive regarding capital adequacy (whether or not having the force of law) of any such authority, central bank or comparable agency, has or would have the effect of requiring you to maintain capital to support your obligations hereunder or under the Credit, then from time to time, within 15 days after demand by you, we shall pay to you such additional amount or amounts reasonably determined by you as will compensate you for such requirement.
- Any amounts not paid when due hereunder shall bear interest (computed on the basis of a 360 day year and actual days elapsed) from the due date thereof until paid in full at a rate per annum determined by adding 2 1/2° to the rate from time to time announced by you as your prime commercial rate, with any change in such interest rate resulting from a change in such prime commercial rate to be and become effective as of and on the day of the relevant change in such prime commercial rate, payable on demand. You are hereby authorized to charge any depository or other account of ours or any of us maintained with you for the full amount of any drawing paid by you with a Credit and for payment of any other amount payable byous hereunder not paid to you on demand. If by charging such account you create an overgraft in one of our accounts, we shall pay interest to you on such overdrawn amount at the rate specified in our agreement with you establishing such account or, if no such rate is specified, at the rate of interest provided for in the first sentence of this paragraph.

FINDINGS AND ORDER

CONCERNING THE PARTIAL VACATION OF THE

Village of West Clay Drain, Section 10009 Structures A705, A704, A703 and A702 (this includes the sections of pipe between structures)

On this 27th day of November, 2006, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the Village of West Clay Drain, Section 10009; Structures A705, A704, A703 and A702 including sections of pipe between structures.

Evidence has been heard. Objections were presented and considered. The Board then adopted an order of action. The Board now finds that the costs of continued maintenance to the portion of the above drain exceed the benefits to the real estate benefited by the portion of the drain to be abandoned and issues this order vacating the above section of the Booth Snead Drain.

HAMILTON COUNTY DRAINAGE BOARD

Mombon

Member

Attest: Sepette Maskaugh

CERTIFICATE OF COMPLETION AND COMPLIANCE

TO: HAMILTON COUNTY SURVEYOR RE: Village of WestClay - Section 10009

I hereby certify that:

1. I am a Register 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, and

4. To the best of my knowledge, information and belief, the Drainage Facilities within the subdivision has been installed and completed in conformity with all plans and specifications.

Signature:	Date: March 30, 2000
Type or print name:	Keith Lash, P.E.
Business /Address:	The Schneider Corporation
· -	12726 Hamilton Crossing Blvd., Carmel, IN 46032
Telephone: (317) 5	74-3797

INDIANA REGISTRATION NUMBER

PE 9800085





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

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

February 20, 2002

To: Hamilton County Drainage Board

Re: Village of West Clay - Sec 10009 Arm

Attached are as-builts, certificate of completion & compliance, and other information for Village of West Clay Section 10009. 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 June 10, 1999. The report was approved by the board at the hearing held July 26, 1999 (See Drainage Board Minute Book 5, Pages 193-194). The changes are as follows:

Structure:	T.C.:	I.E.:	Pipe:	Length:	Original Plans:	Difference:
A649	893.06	887.29	<u> </u>			
A643	894.1	886.9	27	95	94	1
A643	894.1	886.9			<u> </u>	
A642	892.2	886.38	42	129	}	, , , , , , , , , , , , , , , , , , , ,
A642	892.2	886.38		· · · · · · · · · · · · · · · · · · ·		
A656	893.88	885.95	42	115	116	-1
A656	893.88	885.95				
A641	895.08	885.63	42	101	100	1
A641	895.08	885.63		· · · · · · · · · · · · · · · · · · ·		
A640	894.22	885.42	48	92	93	-1
A640	894.22	885.42		· · · · · · · · · · · · · · · · · · ·		
A639	892.5	885.11	48	142	140	2
A639	892.5	885.11			· <u> </u>	
A638	892.22	884.77	48	113	114	-1
A638	892.22	884.67		,		
A637	890.58	884.23	48	175	173	2
A637	890.58	884.23				
A636		883.74	48	149	158	-9
A639	892.5	888.5				
A663	892.45	888.7	12	39		
A666	891.22	886.17				
A665	890.39	885.29	15	113	114	-1
A665	890.39	885.29				
A638	892.22	884.67	18	95		

A665	890.39	885.29				
A664	890.34	886.49		34	35	
A637	890.58	884.23				_
A668	890.42	884.38		32		
A668	890.42	884.38			<u>' </u>	
A669	891.7	884.75		121		
A669	891.7	884.79		, , , ,		
A670	892.45	885.23		142	141	1
A670	892.45	885.23		1 74	171	
A671		886.14	18	224	225	
A669	891.7					
A672	891.21	887.21	12	10	9	1
A645	894.36	887.56	, <u> </u>			
A655	892.45	887.4	36	37	36	1
A655	892.45	887.4				
A644	892.41	887.29	36	30	31	-1
A644	892.41	887.29			31	
A643	894.1	886.85	36	132		·
A660	890.52	887.17				
A659	890.63	886.96	12	43	44	-1
A659	890.63	886.96	<u>:</u> _		77	- 1
A658	890.44	886.84	15	43	44	-1
A661	890.51	887.06		,0		-1
A658	890.44	886.84	12	38	37	1
A658	890.44	886.84	·_		- 07	
A657	892.51	886.41	18	129	128	1
A657	892.51	886.41				
A656	893.75	885.95	18	86	85	1
A710	892.98	886.43				•
A709	892.63	885.88	18	79		
A709	892.63	885.88	····		TAU	
A708	890.91	885.51	21	106	105	1
A708	890.91	885.51				
A707	890.92	885.27	21	31	32	-1
A707	890.92	885.27				
A706		884.91	24	89	93	-4
A713	892	885.67				
A712		885	12	65		***
A705		884.96				
A704	889.98	884.49	12	261	267	-6
A704	889.98	884.49				
A703	890.2	884.4	12	50		
A703	890.2	884.4	1			
A702		883.92	18	261	262	-1
A602		883.79				'
A601	889.8	880.7	21	108	113	-5
A601	889.8	880.7				
A600		875.48	21	187	188	-1
						- 1

RCP Pipe Totals:

110. 1 1po 1ou		
	12	540
	15	156
	18	1137
	21	464
	24	89
	27	95
	36	199
	42	345
	48	671

Total:

3696

The length of the drain due to the changes described above is now 3,696 feet.

The non-enforcement for Sec 10009 was approved by the Board at its meeting on July 26, 1999 and recorded under instrument #20000004032.

The bond or letter of credit from Harris Bank, number SPL36985; in the amount of \$223,400; was released May 22, 2000.

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

Sincerely,

Kenton C. Ward,

Hamilton County Surveyor

KCW/slm













