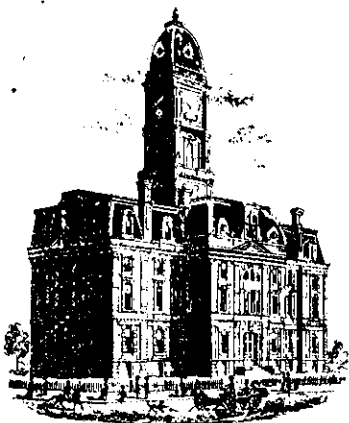


Drain: VILLAGE OF WESTCLAY DRAIN **Drain #:** 312
Improvement/Arm: VILLAGE OF WESTCLAY - SECTION 10011
Operator: JOH **Date:** 7-7-04
Drain Classification: Urban/Rural **Year Installed:** 2000

GIS Drain Input Checklist

- Pull Source Documents for Scanning JOH
- Digitize & Attribute Tile Drains _____
- Digitize & Attribute Storm Drains _____
- Digitize & Attribute SSD _____
- Digitize & Attribute Open Ditch _____
- Stamp Plans _____
- Sum drain lengths & Validate _____
- Enter Improvements into Posse _____
- Enter Drain Age into Posse _____
- Sum drain length for Watershed in Posse _____
- Check Database entries for errors _____



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 22, 2001

To: Hamilton County Drainage Board

RE: Village of West Clay Drain, Section 10011 Arm

Attached is a petition, non-enforcement request, plans, calculations, quantity summary and assessment roll for the Section 10011 arm, Village of West Clay 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 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. No drainage facilities will be constructed with this section.

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 Commissioners Minute Book 93, 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 \$742.36.

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

I believe this proposed drain meets the requirements for Urban Drain Classification as set out in IC 36-9-27-67-69. 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 West Clay Section 10011 as recorded in the office of the Hamilton County Recorder.

I recommend the Board set a hearing for this proposed drain for November 26, 2001.

Kenton C. Ward
Hamilton County Surveyor

KCW/mkh



Performance Bond

**FILE
COPY**

AIA Document A312 - Electronic Format

THIS DOCUMENT HAS IMPORTANT LEGAL CONSEQUENCES: CONSULTATION WITH AN ATTORNEY IS ENCOURAGED WITH RESPECT TO ITS COMPLETION OR MODIFICATION. AUTHENTICATION OF THIS ELECTRONICALLY DRAFTED AIA DOCUMENT MAY BE MADE BY USING AIA DOCUMENT D401.

Any singular reference to Contract, Surety, Owner or Other Party Shall be considered plural where applicable.

Bond #8493290

CONTRACTOR (Name and Address):

Brenwick TND Communities, LLC
12722 Hamilton Crossing Blvd.
Carmel, IN 46032

SURETY (Name and Principal Place of Business)

Fidelity & Deposit Company of Maryland
2350 One Indiana Square
Indianapolis, IN 46204

OWNER (Name and Address):

Board of Commissioners of Hamilton County
33 North 9th Street
Noblesville, IN 46060

CONSTRUCTION CONTRACT

Date:

Amount: Fifty Five Thousand One Hundred Fifty and no/100***(\$55,150.00)

Description (Name and Location):

Guarantee completion of the Installations of the Centerline Monumentation and Erosion Control in the Village of WestClay in Sections 10001 and 10011.

BOND

Date (Not earlier than Construction Contract Date): September 14, 2000

Amount: Fifty Five Thousand One Hundred Fifty and no/100***(\$55,150.00)

Modifications to this Bond:

CONTRACTOR AS PRINCIPAL

Company:

Brenwick TND Communities, LLC

(Corporate Seal)

None

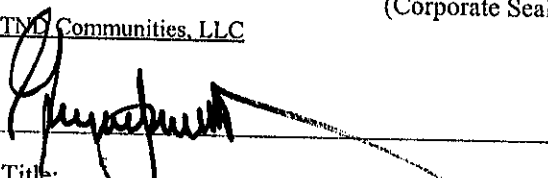
See Page

SURETY

Company:

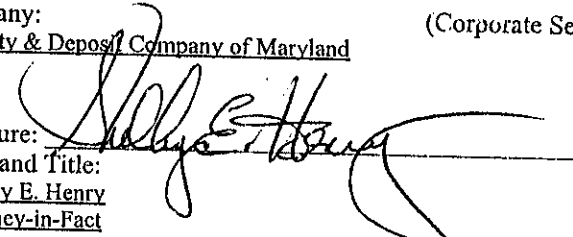
Fidelity & Deposit Company of Maryland

(Corporate Seal)

Signature: 

Name and Title:

GEORGE P. SWEET
AGENT

Signature: 

Name and Title:

Shelley E. Henry
Attorney-in-Fact

(Any additional signatures appear on the last page)

(FOR INFORMATION ONLY - Name, Address and Telephone)

AGENT or BROKER:

M.J. Schuetz Agency, P.O. Box 44070, Indianapolis, IN 46244

OWNER'S REPRESENTATIVE (Architect, Engineer or other party):

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