

June Term, 6th Day, 1876, Commissioners' Court.

J B Pettijohn & No 169
 Etal & Grassy Branch Ditch No 3
 & Report of Viewers.

Comes, now the Petitioners herein and show to the Board that on the 2^d day of May, 1876 the Viewers appointed herein by said Board at the last regular session of this Board, filed their report ^{herewith} with the Auditor after having subscribed and sworn to the same, which said report is in the words and figures following to wit (here insert) and the said Board being satisfied from the evidence adduced,

That the Auditor of said County on said report being filed, caused proper notice to be given for four consecutive weeks by publication in the Noblesville Ledger, a newspaper printed & published and of general circulation in the County, and posting three printed copies, of said notice in three public places, in the Township in which said Proposed Ditch is located, and one at the Door of the Court House, in the Town of Noblesville in Hamilton County Indiana, of the Pendency & Prayer of said Petition, and the time set for the hearing thereof, which said notice contains a pertinent description of the terminus, of said proposed work its direction & course, from its source to its outlet, and the names of the owners of the lands, that will be affected thereby, a copy of which said notice is filed with the papers in this cause, and is in the words and figures following to wit (here insert.)

The time for the hearing of said Petition having arrived and the Board being fully advised, from the evidence adduced that the provisions of the second section of "An Act to enable the owners of wet lands to drain & reclaim them when the same cannot be done without affecting the lands of others, prescribing the Powers of County Boards, and duties of the same and other officers in the premises, and to provide for the repairs of such drains." Approved March 9th 1875-

damages, by the construction of said proposed work and no objection being made to the petition or report of the viewers herein proceeded to hear and determine said petition, and being fully advised in the premises from the evidence adduced, said Board does say and find that the said proposed work is necessary and conducive to public Health convenience & Welfare and of public Benefit and utility, and said Board do hereby establish the same as specified and described by and in the report of said viewers; it is further ordered by the said Board of Commissioners of Hamilton County State of Indiana, that said viewers to wit Valentine Keck, Jacob Eyer, & Elijah Cottingham hertofore appointed herein proceed to make a just and fair estimate of the average cash value of the construction per lineal rod cubic yard or foot of earth and every section or allotment of said ditch and apportion the costs of the location thereof including Printers fees and award to each person or persons owning lands liable to be affected by the proposed work as shall be deemed by them to be just & right according to the benefits to be derived by constructing the same their proportionate share of said costs, and shall specify in their said report the time in which said costs and expenses shall be paid to the county Treasurer, and the time and manner in which said work shall be performed and they shall cause a stake or monument to be placed at the boundaries of each of the several portions which shall be numbered progressively down stream at each one hundred feet. And shall file their report with the Auditor of the County after having first subscribed and sworn to the same according to law.