

Oct 2^d Term, 2^d Day, 1880, Commissioners' Court.

John Wheeler

} Ditch Petition
 } Petition for Ditch Drain and Water
 course

Comes now John Wheeler and prays the Board of Commissioners to establish cause to be constructed and thereafter to be maintained the ditch drain and water course in said petition described and it appearing to the Board from the evidence adduced that the said petition filed herein on the 18 day of October 1880 and which is as follows to-wit (hereinset) is signed by one land owner whose lands will be affected by or be assessed for the expense of the construction of said ditch It is therefore ordered by the Board that Amos Larson Henry Draney and J. H. Almond be and they are hereby appointed viewers to view said ditch drain and water course

Such appraisers or any two of them at the time mentioned in said notice shall meet at the point of beginning of said work and shall examine all lands in any way liable to be affected by said work and shall make out a list of the same and shall assess the amount of benefits or injury to each tract of land taking into consideration in making such assessment of benefits are assessed, the cost of construction and shall make out a schedule thereof with their assessment aforesaid and shall affixed thereto their affidavits that the same is in all respects a true assessment to the best of their judgment and belief and cause the same to be filed in the recorder's office of the county in which the land is situated

It shall be the duty of such appraisers to set forth in said report whether such ditch or drain is of sufficient capacity to carry off without overflowing all the water which annually flows or should flow along such route in case the same should be drained therein and if not of ample and sufficient capacity that they set forth what capacity it should have, its depth, width and the

Term, Day, 187, Commissioners' Court.

slope of its Banks. It shall be the duty of such appraisers to assess benefits on that Basis,

Clarksville Corporation } Trustees Settlement
P. P. Whitesell Treas

Comes now P. P. Whitesell Treasurer of the Board of School Trustees of Clarksville Corporation and submits his report of the Receipts and expenditures of the various funds in his hands and said report is in the words and figures following to-wit: (hereinsert) and said report shows that he has received the sum of 462.56 and expended the sum of 304.05 leaving a Balance in his hands of 158.51 and the Board upon due examination of the matter accept and approve said report as being in all respects a good and sufficient report as required by law and ordered that the same be filed and entered in the proper record record of Trustees Settlements

Read and described in open court this the 19 day of October 1880

The Board now adjourns to meet tomorrow morning at 9 O'clock

Elijah S. Phillips }
Henry H. Hodgson } Coms
Wm. Kersey }

Wheler Ditch Assessment.

1 Report of Appraisers

2 State of Indiana }
3 Hamilton County } Sect;

4 We the undersigned Appraisers
5 Appointed by the Board of Commissioners of
6 Hamilton County Ind. to assess the benefits
7 or damages that would accrue to the owners
8 of land through which or near a certain ditch
9 will run when constructed, make the following
10 report.

11 Said ditch commences at a stake marked
12 O. at a point 2 rods north & 1 rod east of the
13 SW corner, of the NW 1/4 of Sect 36 Twp 19 Range 3
14 and terminates at a stake marked 158. at
15 a point 68 1/2 rods east & 34 rods south of the
16 South East corner of the NE 1/4 of the SW 1/4 of
17 Sect 30 Twp 19 Range 4. a full description of
18 which will be found in the petition filed
19 by John Wheeler, on the 18th day of October 1880.
20 We assess benefits to the following lands as
21 follows.

22 The NE 1/4 of Sec 35. & the NW 1/4 of the NW 1/4
23 of Sec 36. both in Twp 19 Range 3. owned by Isaac
24 Roberts. Benefits \$161.05

25 The South 1/2 of the SE 1/4 of Sect 26 Twp 19 Range 3
26 owned by Levi Kennell. Benefits \$30.00

27 The NE 1/4 of the SE 1/4 Sect 26 Twp 19 Range 3
28 owned by Eli Duffey. Benefits \$45.00

29 The SW 1/2 of the SW 1/4 of Sect 25 Twp 19 Range 3
30 owned by O. M. Brown. Benefits \$84.00

31 The SW 1/2 of the SW 1/4 & the SE 1/4 of the NE 1/4 of Sect
32 25. Twp 19. Range 3. owned by Geo. W. Baker
Benefits \$84.00

The NW/4 of the SW/4 and the SE/4 of the NE/4
of Sect 25 Twp 19 Range 3.

owned by Geo & Baker benefits \$161.25

A Part of the E/4 of the NW/4 of Sect 36,
Twp 19 Range 3. Described as follows, begin
at the South West corner of said East 1/2
and run north 94 ⁸⁸/₁₀₀ rods thence East 53 ⁹⁶/₁₀₀
rods, thence South 94 ⁸⁸/₁₀₀ rods thence, thence West
to place of beginning owned by Isaac Pennington

Benefits \$16.80

A Part of the NW/4 of the NE/4 and a part of
the NE/4 of the NW/4 of Sect 36, Twp 19, Range
3. Described as follows, begin at the NW corner
of the East 1/2 of the NW/4, run thence East,
94 rods, & 20 links thence South 29 1/2 degrees,
East 39 rods, & 15 links thence West 58 rods &
15 links thence South 5 rods and 4 feet
thence West 75 rods & 7 links thence North
51 rods & 12 feet, to beginning owned by Amice
Pike.

Benefits \$28.00

A Part of the NW/4 of Sect 25, Twp 19 Range 3,
described as follows, begin at South East corner
run thence North 110 rods, West 88 rods,
South 110, East 88 rods owned by Joseph Hunt

Benefits \$56.00

A Part of the NW/4 of Sect 25, Twp 19
Range 3. Described as follows, begin
20 rods East of the South West corner thence East
52 rods, & 12 feet, North 110 rods West 72 rods
& 12 feet, South 80 rods, East 20 rods
South 80 rods, owned by Wm A Emory

Benefits \$15.00

Made by [unclear]

1 The N^e/₄ of the N^e/₄ of Sect 25 T^p 19 Range
2 3 owned by Allen Tomlinson Benefits \$85.00

3 30 acres off of the North End of the East
4 1/2 of the South East 1/4 Sect 35 T^p 19 Range
5 3, owned by Asa Ellis Benefits \$2.80

6 The SW¹/₄ of the SE¹/₄ of Sect 25 T^p 19 Range
7 3, owned by James Scott Benefits \$3.00

8 The W¹/₂ of the NW¹/₄ of the SE¹/₄ & the
9 W¹/₂ of the SW¹/₄ of the NE¹/₄ of Sect 25
10 T^p 19 Range 3, owned by J. W. Kirtland
11 Benefits \$33.00

12 The NE¹/₂ of the SW¹/₄ and the following
13 described tract of land, begin at
14 the N.E. Corner, of the W¹/₂ of the SW¹/₄ and
15 thence west to the west line of Sect, south
16 64⁸/₁₀ rods, thence East 50¹⁹/₂₅ rods, south
17 12 rods, East 297⁶/₂₅ rods, thence
18 north to place of beginning all in
19 Sect 30 T^p 19 Range 4, owned
20 by Calvin Hunt, Benefits \$70.00

21 The NE¹/₄ of the NW¹/₄ of Sect 30 Township
22 19, Range 4, and the following described land Begin
23 at the North East corner, of the South East 1/4
24 thence west 41 rods, to grassy branch ditch
25 down along said ditch on north bank to
26 East line of said 1/4 North on said line 42
27 rods, to begin owned by Riley Moon
28 Benefits \$61.00

29 The W¹/₂ of the NW¹/₄, except 2 acres off of
30 the North East corner also the SE¹/₄ of the NW¹/₄
31 except 4 acres & 150 rods off the North East
32 Corner, of said tract, owned by John Tomlinson
Benefits \$105.00

1 The NW 1/4 of the NE 1/4 except 10 acres off of the
 2 South End Sec 30. Twp. 19, Range 4 owned by
 3 John Morris Benefits \$22.40
 4 The NW 1/4 of the SE 1/4 Sec. 30 Twp. 19 Range
 5 3 except 15 acres off of the South End of the
 6 NW 1/2 of the NE 1/4 of Sec 30, Township 19, Range
 7 owned by Lydia Gause Benefits \$27.00
 8 The SW 1/4 of the SE 1/4 Sec 24, Twp. 19 Range 3
 9 owned by Levi Tompkinson Benefits \$20.00.
 10 The South West 1/4 of the SE 1/4 & the SE 1/4 of the
 11 SW 1/4 except 8 acres in the North West Corner,
 12 of the last described tract & sections being
 13 25 rods East & West, 40 1/2 rods North & South
 14 All Sec. 30 Township 19, Range 4.
 15 Owned by John Beale, Benefits \$20.00
 16 A part of the NW 1/4 of Sec 25 Twp. 19, Range 3.
 17 described as follows begin at the North East Corner,
 18 thence South 61 rods, 167 2/3 links West 107 rods 18 3/4
 19 links thence North to section line thence East 15
 20 begin Owned by Peter Rich Benefits \$10.00
 21 A part of the NW 1/4 of Sec 25 Twp. 19, Range 3.
 22 described as follows begin at the South West Corner
 23 thence North 80 rods, East 20 rods South 80
 24 rods, West 20 rods, also the SE 1/4 of Sec 26.
 25 Township 19, Range 3. Owned by Abner Davis
 26 Benefits \$8.00
 27 N & assess Washington Township for benefit
 28 of Public Highway running through the
 29 center of Sec 25 & 26, Twp. 19 Range 3, Sec 30,
 30 Twp. 19, Range 4. East & West benefit \$30.00
 31 A part of the E 1/2 of the NW 1/4 and a part of the
 32 NW 1/2 of the NE 1/4 of Sec 36 Twp. 19, Range 3.

5

Described as follows, begin at 7 rods & 5 links
west of the South East Corner, of the W¹/₂ of the N¹/₄
Thence west 80 rods, west 60 rods; North 18 rods East
70 rods North 18 rods, East 48 rods, South 98
rods owned by Levi J. Pennington benefits \$8.40

The SW¹/₄ of the NW¹/₄ & 15 acres off of the north
End of the SW¹/₄ of the NW¹/₄ of Sec. 36, Township, 19
Range, 31. Owned by Delilah Wheeler John
Wheeler & Joseph Wheeler, benefits \$100.00
being \$47.60 to John & \$52.40 to Joseph Wheeler,

We would further report that we met
at the Commencement point of said ditch
at State O. on the 15 day of November 1880,
at 10 o'clock A.M. the same being the time
mentioned in the notice which was duly
given the parties on the day of November 1880,
as is shown by the Affidavit of the Petitioner
now on file in the Office of the Auditor
of said County, All of said lands are
situate in the County of Hamilton State of Ind.,
and no lands are damaged by said
proposed ditch

We think the estimate of the Engineer is
sufficient to construct said ditch
Engineer's Estimate is \$1225.50
Contingent Expenses

| | |
|-----------------|--------|
| Auditors fees | \$6.00 |
| Receivers " | 3.70 |
| Attys fees | 104.00 |
| Engineer " | 8.00 |
| Agreement | 5.00 |
| Receiving Ditch | 5.00 |

| | | |
|---------------------------------------|-----|-----------|
| Appraisers fees | | \$13,00 |
| Expenses of John Whelan giving notice | 500 | \$55,70 |
| Total | | \$1281,20 |

It is further reported that said ditch as surveyed will be of sufficient capacity to carry all the water that will annually flow along such route, & that be conducive to the Public Health and Convenience of the Neighborhood and of Public Utility and it shall be the duty of Each of the Parties named herein to keep the Channel when open free and open upon the lands respectively owned by each.

State of Indiana
 A committee being 3
 Amos Carson Henry Denny
 & David H. Almond the above named appraisers being duly sworn & affirmed say that the above is a true assessment to the best of their judgment & belief
 Henry Denny
 D H Almond
 Amos Carson

Subscribed and affirmed to before me this
 the 18th day of Nov. 1850,
 W. C. Mannwright
 Notary Public

1 State of Indiana }
2 Hamilton County } 381

3 I James K Fisher Recorder
4 of Hamilton County Indiana, do
5 hereby Certify that the above and
6 foregoing is a true full & complete copy of
7 the above entitled Case "Report of the appraisers
8 on the Miller ditch assessment case" as
9 found so recorded in Record 2, pages
10 381, to 386, of the Recorder's office Recorded
11 in Rec. Vol. 23 1880,

12 Witness my hand & official Seal
13 this the 18th day of Dec, 1880,
14 James K Fisher
15 R. H. C.