

SURVEYOR'S OFFICE

Hamilton County

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

May 8, 2014

To: Hamilton County Drainage Board

Re: Williams Creek Drain, Westmont Section 2

Attached is a petition filed by RH of Indiana, LP, along with a non-enforcement request, plans, calculations, quantity summary and assessment roll for the Westmont Section 2 Arm, Williams Creek Drain to be located in Clay 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:

6" SSD	22,943 ft.	21" RCP	428 ft.
60" x 96" Concrete Box	192 ft.	24" RCP	612 ft.
12" RCP	3,554 ft.	36" RCP x 3 rows	40 ft.
15" RCP	2,285 ft.	Open Ditch	368 ft.
18" RCP	758 ft.		

The total length of the drain will be 31,180 feet.

The open ditch listed above is the channel between the extended 3 rows of 36" RCP under 141st Street and Str. 237. This will serve as an overflow routing for the western lakes in Saddle Creek and the upstream watershed of the O.F. Henley Arm of Williams Creek Drain.

With this development, part of the O.F. Henley Arm of Williams Creek will be removed and vacated from Sta. 44+33 to Sta. 55+44 per the 1981 legal description. This is 14" tile and will be replaced with the open ditch listed above, along with a new breather set on the end of the remaining tile. This will remove 1,111 feet from the length of the O.F. Henley Arm of Williams Creek.

The retention ponds (Lake #3, Lake #4, Lake #5, and Lake #6) located in Common Areas #8, #7, #1, and #9 are to be considered part of the regulated drain. Pond maintenance shall include inlet, outlet, sediment removal and erosion control along the banks as part of the regulated drain. The maintenance of the ponds (Lake #3, Lake #4, Lake #5, and Lake #6) such as mowing and aquatic vegetation control will be the responsibility of the Homeowners Association. The Board will also retain jurisdiction for ensuring the storage volume for which the pond was designed will be retained, thereby, allowing no fill or easement encroachments.

The subsurface drains (SSD) to be part of the regulated drain are those located under the curbs and those main lines between lots or in rear yards. Only the main SSD lines, which are located within the easement and right of way, are to be maintained as regulated drain. Laterals for individual lots will not be considered part of the regulated drain. The portion of the SSD which will be regulated other than those under curbs are as follows:

- Rear yard lots 52-53 from Str. 176 to Str. 177
- Rear yard lots 54 to 56 from Str. 177 to Str. 178
- Rear yard lots 57 to 59 from Str. 178 going north to riser
- Rear yard lots 61 to 63 from Str. 187 going north to riser
- Rear yard lots 127 to 132 from Str. 187 to Str. 194
- Rear yard lots 134-135 from Str. 202 going south-west to riser
- Rear yard lots 137 to 143 from Str. 202 to Str. 190
- Rear yard lots 119 to 234 from Str. 198 going south-west to riser
- Rear yard lots 116-117 from Str. 198 going east to riser
- Rear yard lots 109 and 113 from Str. 211 going north to riser
- Rear yard lots 105-106 from Str. 206 going east to riser
- Rear yard lots 98 to 100 and 110 to 112 from Str. 239 going north to riser
- Rear yard lots 96-97 from Str. 239 to Str. 240
- Rear yard lots 93 to 95 from Str. 240 going south to riser
- Rear yard lot 82 from Str. 214 going east to riser
- Rear yard lots 79 to 81 from Str. 214 to Str. 209
- Rear yard lots 75 to 78 from Str. 209 to Str. 161
- Rear yard lots 74 from Str. 161 going south to riser
- Rear yard lots 90-91 from Str. 153 going east to riser
- Rear yard lots 42-43 from Str. 167 going south to riser
- Rear yard lots 44-45 from Str. 167 going west to riser
- Front yard lots 48 to 50 from Str. 173 going south to riser
- Rear yard lots 71 to 73 from Str. 165 going west to riser
- Rear yard lots 101 and 122 Str. 165 going north to Tee intersection
- Rear yard lots 67-68 from Str. 171 going south to riser
- Rear yard lots 65-66 and 125-126 from Str. 180 going east to riser
- Rear yard lot 51 from Str. 248 going north to riser
- Rear yard lots 48 to 50 from riser running south to open drain

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 \$65.00 per platted lot, \$10.00 per acre for common areas, with a \$65.00 minimum, and \$10.00 per acre for roadways. With this assessment the total annual assessment for this drain/this section will be \$7,378.10.

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

Agent: North American Specialty Insurance Company
Date: April 4, 2014
Number: 2183492
For: Storm Sewers and Sub-surface drains
Amount: \$917,639.40

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 requests. The request is for the reduction of the regulated drain easement to those easement widths as shown on the secondary plats for Westmont Section 2 as recorded in the office of the Hamilton County Recorder as allowed in IC 36-9-27-33(e).

I recommend the Board set a hearing for this proposed drain for July 28, 2014.



Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/pll

STATE OF INDIANA)
)
COUNTY OF HAMILTON)

FILED

JAN 28 2014

OFFICE OF HAMILTON COUNTY SURVEYOR

TO: HAMILTON COUNTY DRAINAGE BOARD
% Hamilton County Surveyor
One Hamilton County Square, Suite 188
Noblesville, IN. 46060-2230

In the matter of Westmont Subdivision, Section
Two Drain Petition.

Petitioner is the owner of all lots in the land affected by the proposed new regulated drain. The drainage will affect various lots in Westmont, Section 2, a subdivision in Hamilton County, Indiana. The general route of such drainage shall be in existing easements and along public roads as shown in the plans on file in the Surveyor's Office.

Petitioner believes that the cost, damages and expenses of the proposed improvement will be less than the benefits which will result to the owners of the land likely to be benefited thereby. Petitioner believes the proposed improvements will:

- (a) improve public health
- (b) benefit a public street
- (c) be of public utility

Petitioner agrees to pay the cost of construction of the drainage system and requests periodic maintenance assessments by the Board thereafter.

The Petitioner also agrees to the following:

1. To provide the Drainage Board a Performance Bond or Non-Revocable Letter of Credit for the portion of the drainage system which will be made a regulated drain. The bond will be in the amount of 120% of the Engineer's estimate. The bond will be in effect until construction of 100% of the system is completed and so certified by the Engineer.
2. The Petitioner shall retain an Engineer throughout the construction phase. At completion of the project the Petitioner's Engineer shall certify that the drainage system which is to be maintained as a regulated drain has been constructed as per construction plans.
3. The Petitioner agrees to request in writing to the County Surveyor any changes from the approved plan and must receive written authorization from the County Surveyor prior to implementation of the change. All changes shall be documented and given to the Surveyor to be placed in the Drain file.
4. The Petitioner shall instruct his Engineer to provide a reproducible print on a 24" x 36" Mylar of the final design of the Drainage System. This shall be submitted to the County Surveyor prior to the release of the Performance Bond.
5. The Petitioner shall comply with the Erosion Control Plan as specified on the construction plans. Failure to comply with the Erosion Control Plan shall be determined by the Board as being an obstruction to the drainage system. The County Surveyor shall immediately install or repair the needed measures at Petitioners cost as per IC 36-9-27-46.

The Petitioner further requests that the Drain be classified as an Urban Drain as per IC 36-9-27-69(d).

RECORDED OWNER(S) OF LAND INVOLVED


Signed _____

Wes Livingston - RH of Indiana, LP
Printed Name _____

January 22, 2014
Date _____

Signed

Printed Name

Date

Signed

Printed Name

Date

Signed

Printed Name

Date

FINDINGS AND ORDER

CONCERNING THE MAINTENANCE OF THE

Williams Creek Drain, Westmont Section 2 Arm


On this 28th day of July, 2014, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the *Williams Creek Drain, Westmont Section 2 Arm*.

Evidence has been heard. Objections were presented and considered. The Board then adopted the original/amended Schedule of Assessments. The Board now finds that the annual maintenance assessment will be less than the benefits to the landowners and issues this order declaring that this Maintenance Fund be established.

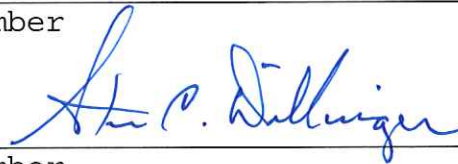
HAMILTON COUNTY DRAINAGE BOARD



President



Member



Member

Attest: 
Executive Secretary



STOEPPELWERTH & ASSOCIATES, INC.

CONSULTING ENGINEERS • LAND SURVEYORS

David J. Stoepfelwerth
President, CEO
Professional Engineer
Professional Land Surveyor

Curtis C. Huff
Vice President, COO
Professional Land Surveyor

R.M. Stoepfelwerth
Founder
Professional Engineer
Professional Land Surveyor

April 2, 2014

Hamilton County Surveyor's Office
One Hamilton County Square
Suite 188
Noblesville, Indiana 46060

Attention: Greg Hoyes

Re: Westmont, Section 2

Dear Mr. Hoyes:

Please accept the following Engineer's Estimate on behalf of R.H. of Indiana, L.P. for Westmont, Section 2. The estimate is as follows:

Westmont, Section 2 Performance Bond Cost Estimate

Description	Quantity	Unit	Unit Price	Contract Amount	Performance Bond
Centerline Monuments	26	EA	\$150.00	\$3,900.00	\$4,680.00
Lot Corners	102	EA	\$100.00	\$10,200.00	\$12,240.00
Storm Sewer					
Manhole	17	EA	\$2,050.00	\$34,850.00	
Large Single Curb Inlet	22	EA	\$1,850.00	\$40,700.00	
Small Single Curb Inlet	8	EA	\$1,175.00	\$9,400.00	
Large Beehive Inlet	8	EA	\$1,575.00	\$12,600.00	
Small Beehive Inlet	11	EA	\$1,075.00	\$11,825.00	
Double Curb Inlet	10	EA	\$2,600.00	\$26,000.00	
Outlet Structure	2	EA	\$2,500.00	\$5,000.00	
12" RCP	3,554	LF	\$17.00	\$60,418.00	
15" RCP	2,283	LF	\$20.00	\$45,660.00	
18" RCP	758	LF	\$24.00	\$18,192.00	
21" RCP	419	LF	\$29.00	\$12,151.00	
24" RCP	611	LF	\$36.00	\$21,996.00	
36" RCP	144	LF	\$54.00	\$7,776.00	

7965 East 106th Street
Fishers, Indiana
46038-2505

317.849.5935
Fax: 317.849.5942
www.Stoepfelwerth.com


Hamilton County Surveyor
 April 2, 2014
 Page 2 of 2

60" x 90" Box Culvert No End Sections	191	LF	\$555.00	\$106,005.00
12" RCP End Section w/ Trash Guard	11	EA	\$1,150.00	\$12,650.00
15" RCP End Section w/ Trash Guard	5	EA	\$1,200.00	\$6,000.00
18" RCP End Section w/ Trash Guard	2	EA	\$1,300.00	\$2,600.00
21" RCP End Section w/ Trash Guard	1	EA	\$1,450.00	\$1,450.00
24" RCP End Section w/ Trash Guard	3	EA	\$1,650.00	\$4,950.00
29" x 45" Elliptical	48	LF	\$200.00	\$9,600.00
Video RCP	7,960	LF	\$1.00	\$7,960.00
36" CMP	50	EA	\$45.00	\$2,250.00
Concrete Cradle	5	EA	\$250.00	\$1,250.00
Core	1	EA	\$500.00	\$500.00
Granular Fill #53 Stone	1,410	Tons	\$13.00	\$18,330.00
#8 Stone Bedding	1,775	Tons	\$16.50	\$29,287.50
Sub-Surface Drains				
6" SSD Dual Wall Streets w/ Filter Fabric	15,512	LF	\$9.50	\$147,364.00
6" SSD Swales Double Wall	10,720	LF	\$8.00	\$85,760.00
Riser	31	EA	\$300.00	\$9,300.00
Lot Leads	103	EA	\$125.00	\$12,875.00
Storm Sewer Total			\$764,699.50	\$917,639.40
Grand Total			\$778,799.50	\$934,559.40

If you have any questions regarding these estimates, please contact Brett A. Huff at (317) 570-4841.

Very truly yours,

STOEPPELWERTH & ASSOCIATES, INC.


 David J. Stoeppelwerth, P.E.
 Professional Engineer
 No. 19358



Cc: Jeremy Kashman
 John Thomas
 Mike Hollibaugh
 Kenny Windler
 Wes Livingston



SUBDIVISION BOND

Bond No.: 2183491

Principal Amount: \$12,240.00

H C D B - 2014 - 00018

KNOW ALL MEN BY THESE PRESENTS, that we

RH of Indiana, L.P.
9025 N. River Road, Ste. 100, Indianapolis, IN 46240

as Principal, and

North American Specialty Insurance Company
650 Elm Street, Manchester, NH 03101 a NH

Corporation, as Surety, are held and firmly bound unto

Hamilton County Board of Commissioners,
One Civic Square, Ste. 188, Noblesville, IN 46060

as Obligee, in the penal sum of

Twelve Thousand Two Hundred Forty Dollars and 00/100

(Dollars) (\$ 12,240.00), lawful money of the

United States of America, for the payment of which well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, RH of Indiana, L.P. has agreed to construct in
Westmont, Section 2 Subdivision, in Carmel, IN the following
improvements:

Lot Corners

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, that if the said Principal shall construct, or have constructed, the improvements herein described, and shall save the Obligee harmless from any loss, cost or damage by reason of its failure to complete said work, then this obligation shall be null and void, otherwise to remain in full force and effect, and the Surety, upon receipt of a resolution of the Obligee indicating that the improvements have not been installed or completed, will complete the improvements or pay to the Obligee such amount up to the Principal amount of this bond which will allow the Obligee to complete the improvements.

Upon approval by the Obligee, this instrument may be proportionately reduced as the public improvements are completed.

Signed, sealed and dated, this 4th day of April, 2014

APR 08 2014

OFFICE OF HAMILTON COUNTY SURVEYOR

RH of Indiana, L.P.

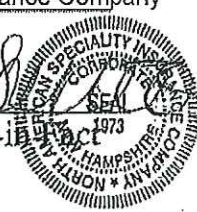
Principal

By: [Signature]

North American Specialty Insurance Company

Surety

By: [Signature]
Melissa Schmidt Attorney-in-Fact



NAS SURETY GROUP

NORTH AMERICAN SPECIALTY INSURANCE COMPANY
WASHINGTON INTERNATIONAL INSURANCE COMPANY

GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, THAT North American Specialty Insurance Company, a corporation duly organized and existing under laws of the State of New Hampshire, and having its principal office in the City of Manchester, New Hampshire, and Washington International Insurance Company, a corporation organized and existing under the laws of the State of New Hampshire and having its principal office in the City of Schaumburg, Illinois each does hereby make, constitute and appoint: Melissa Schmidt

Its true and lawful Attorney-in-Fact, to make, execute, seal and deliver, for and on its behalf and as its act and deed, the following surety bond:

Principal: RH of Indiana, L.P.

Bond Number: 2183491

Obligee: Hamilton County Board of Commissioners

Bond Amount: See Bond Form

Bond Description: Lot Corners

Provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed the amount of:

FIFTY MILLION (\$50,000,000) DOLLARS

This Power of Attorney is granted and is signed by facsimile under and by the authority of the following Resolutions adopted by the Boards of Directors of both North American Specialty Insurance Company and Washington International Insurance Company at meetings duly called and held on the 9th of May, 2012:

"RESOLVED, that any two of the Presidents, any Managing Director, any Senior Vice President, any Vice President, any Assistant Vice President, the Secretary or any Assistant Secretary be, and each or any of them hereby is authorized to execute a Power of Attorney qualifying the attorney named in the given Power of Attorney to execute on behalf of the Company bonds, undertakings and all contracts of surety, and that each or any of them hereby is authorized to attest to the execution of any such Power of Attorney and to attach therein the seal of the Company; and it is

FURTHER RESOLVED, that the signature of such officers and the seal of the Company may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be binding upon the Company when so affixed and in the future with regard to any bond, undertaking or contract of surety to which it is attached."



By [Signature]
Steven P. Anderson, Senior Vice President of Washington International Insurance Company
& Senior Vice President of North American Specialty Insurance Company



By [Signature]
David M. Layman, Vice President of Washington International Insurance Company
& Vice President of North American Specialty Insurance Company

IN WITNESS WHEREOF, North American Specialty Insurance Company and Washington International Insurance Company have caused their official seals to be hereunto affixed, and these presents to be signed by their authorized officers this 25th day of May 20 12.

North American Specialty Insurance Company
Washington International Insurance Company

State of Illinois
County of Cook ss:

On this 25th day of May 20 12, before me, a Notary Public personally appeared Steven P. Anderson, Senior Vice President of Washington International Insurance Company and Senior Vice President of North American Specialty Insurance Company and David M. Layman, Vice President of Washington International Insurance Company and Vice President of North American Specialty Insurance Company, personally known to me, who being by me duly sworn, acknowledged that they signed the above Power of Attorney as officers of and acknowledged said instrument to be the voluntary act and deed of their respective companies.



[Signature]
Donna D. Sklens, Notary Public

I, Jeffrey Goldberg, the duly elected Assistant Secretary of North American Specialty Insurance Company and Washington International Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney given by said North American Specialty Insurance Company and Washington International Insurance Company, which is still in full force and effect.

IN WITNESS WHEREOF, I have set my hand and affixed the seals of the Companies this 4th day of April, 2014.

[Signature]
Jeffrey Goldberg, Vice President & Assistant Secretary of Washington International Insurance Company & Assistant Secretary of North American Specialty Insurance Company

NAS SURETY GROUP

NORTH AMERICAN SPECIALTY INSURANCE COMPANY
WASHINGTON INTERNATIONAL INSURANCE COMPANY

GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, THAT North American Specialty Insurance Company, a corporation duly organized and existing under laws of the State of New Hampshire, and having its principal office in the City of Manchester, New Hampshire, and Washington International Insurance Company, a corporation organized and existing under the laws of the State of New Hampshire and having its principal office in the City of Schaumburg, Illinois each does hereby make, constitute and appoint: Melissa Schmidt

Its true and lawful Attorney-in-Fact, to make, execute, seal and deliver, for and on its behalf and as its act and deed, the following surety bond:

Principal: RH of Indiana, L.P.

Bond Number: 2183490

Obligee: Hamilton County Board of Commissioners

Bond Amount: See Bond Form

Bond Description: Centerline Monuments

Provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed the amount of:

FIFTY MILLION (\$50,000,000) DOLLARS

This Power of Attorney is granted and is signed by facsimile under and by the authority of the following Resolutions adopted by the Boards of Directors of both North American Specialty Insurance Company and Washington International Insurance Company at meetings duly called and held on the 9th of May, 2012:

RESOLVED, that any two of the Presidents, any Managing Director, any Senior Vice President, any Vice President, any Assistant Vice President, the Secretary or any Assistant Secretary be, and each or any of them hereby is authorized to execute a Power of Attorney qualifying the attorney named in the given Power of Attorney to execute on behalf of the Company bonds, undertakings and all contracts of surety, and that each or any of them hereby is authorized to attest to the execution of any such Power of Attorney and to attach therein the seal of the Company; and it is

FURTHER RESOLVED, that the signature of such officers and the seal of the Company may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be binding upon the Company when so affixed and in the future with regard to any bond, undertaking or contract of surety to which it is attached.



By [Signature] Steven P. Anderson, Senior Vice President of Washington International Insurance Company & Senior Vice President of North American Specialty Insurance Company

By [Signature] David M. Layman, Vice President of Washington International Insurance Company & Vice President of North American Specialty Insurance Company



IN WITNESS WHEREOF, North American Specialty Insurance Company and Washington International Insurance Company have caused their official seals to be hereunto affixed, and these presents to be signed by their authorized officers this 25th day of May 20 12.

North American Specialty Insurance Company
Washington International Insurance Company

State of Illinois
County of Cook ss:

On this 25th day of May 20 12, before me, a Notary Public personally appeared Steven P. Anderson, Senior Vice President of Washington International Insurance Company and Senior Vice President of North American Specialty Insurance Company and David M. Layman, Vice President of Washington International Insurance Company and Vice President of North American Specialty Insurance Company, personally known to me, who being by me duly sworn, acknowledged that they signed the above Power of Attorney as officers of and acknowledged said instrument to be the voluntary act and deed of their respective companies.



[Signature] Donna D. Sklens

Donna D. Sklens, Notary Public

I, Jeffrey Goldberg, the duly elected Assistant Secretary of North American Specialty Insurance Company and Washington International Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney given by said North American Specialty Insurance Company and Washington International Insurance Company, which is still in full force and effect.

IN WITNESS WHEREOF, I have set my hand and affixed the seals of the Companies this 4th day of April, 2014.

[Signature]

Jeffrey Goldberg, Vice President & Assistant Secretary of Washington International Insurance Company & Assistant Secretary of North American Specialty Insurance Company



SUBDIVISION BOND

Bond No.: 2183492

Principal Amount: \$917,639.40

HCB-2014-00019

KNOW ALL MEN BY THESE PRESENTS, that we
RH of Indiana, L.P.

9025 N. River Road, Ste. 100, Indianapolis, IN 46240

as Principal, and

North American Specialty Insurance Company

650 Elm Street, Manchester, NH 03101 a NH

Corporation, as Surety, are held and firmly bound unto

Hamilton County Board of Commissioners,

One Civic Square, Ste. 188, Noblesville, IN 46060

as Obligee, in the penal sum of

Nine Hundred Seventeen Thousand Six Hundred Thirty Nine Dollars and 40/100 (Dollars) (\$ 917,639.40), lawful money of the

United States of America, for the payment of which well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, RH of Indiana, L.P. has agreed to construct in
Westmont, Section 2 Subdivision, in Carmel, IN the following
improvements:

Storm Sewer

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, that if the said Principal shall construct, or have constructed, the improvements herein described, and shall save the Obligee harmless from any loss, cost or damage by reason of its failure to complete said work, then this obligation shall be null and void, otherwise to remain in full force and effect, and the Surety, upon receipt of a resolution of the Obligee indicating that the improvements have not been installed or completed, will complete the improvements or pay to the Obligee such amount up to the Principal amount of this bond which will allow the Obligee to complete the improvements.

Upon approval by the Obligee, this instrument may be proportionately reduced as the public improvements are completed.

Signed, sealed and dated, this 4th day of April, 2014

APR 08 2014

RH of Indiana, L.P.

Principal

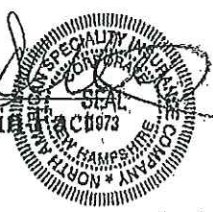
By: *L.H.E.W.A.*

North American Specialty Insurance Company

Surety

By: *Melissa Schmidt*

Melissa Schmidt Attorney-in-fact 073



NAS SURETY GROUP

NORTH AMERICAN SPECIALTY INSURANCE COMPANY
WASHINGTON INTERNATIONAL INSURANCE COMPANY

GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, THAT North American Specialty Insurance Company, a corporation duly organized and existing under laws of the State of New Hampshire, and having its principal office in the City of Manchester, New Hampshire, and Washington International Insurance Company, a corporation organized and existing under the laws of the State of New Hampshire and having its principal office in the City of Schaumburg, Illinois each does hereby make, constitute and appoint: Melissa Schmidt

Its true and lawful Attorney-in-Fact, to make, execute, seal and deliver, for and on its behalf and as its act and deed, the following surety bond;

Principal: RH of Indiana, L.P.

Bond Number: 2183492

Obligee: Hamilton County Board of Commissioners

Bond Amount: See Bond Form

Bond Description: Storm Sewer

Provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed the amount of:

FIFTY MILLION (\$50,000,000) DOLLARS

This Power of Attorney is granted and is signed by facsimile under and by the authority of the following Resolutions adopted by the Boards of Directors of both North American Specialty Insurance Company and Washington International Insurance Company at meetings duly called and held on the 9th of May, 2012:

"RESOLVED, that any two of the Presidents, any Managing Director, any Senior Vice President, any Vice President, any Assistant Vice President, the Secretary or any Assistant Secretary be, and each or any of them hereby is authorized to execute a Power of Attorney qualifying the attorney named in the given Power of Attorney to execute on behalf of the Company bonds, undertakings and all contracts of surety, and that each or any of them hereby is authorized to attest to the execution of any such Power of Attorney and to attach therein the seal of the Company; and it is

FURTHER RESOLVED, that the signature of such officers and the seal of the Company may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be binding upon the Company when so affixed and in the future with regard to any bond, undertaking or contract of surety to which it is attached."



By [Signature]
Steven P. Anderson, Senior Vice President of Washington International Insurance Company
& Senior Vice President of North American Specialty Insurance Company



By [Signature]
David M. Layman, Vice President of Washington International Insurance Company
& Vice President of North American Specialty Insurance Company

IN WITNESS WHEREOF, North American Specialty Insurance Company and Washington International Insurance Company have caused their official seals to be hereunto affixed, and these presents to be signed by their authorized officers this 25th day of May 20 12.

North American Specialty Insurance Company
Washington International Insurance Company

State of Illinois
County of Cook SS:

On this 25th day of May 20 12, before me, a Notary Public personally appeared Steven P. Anderson, Senior Vice President of Washington International Insurance Company and Senior Vice President of North American Specialty Insurance Company and David M. Layman, Vice President of Washington International Insurance Company and Vice President of North American Specialty Insurance Company, personally known to me, who being by me duly sworn, acknowledged that they signed the above Power of Attorney as officers of and acknowledged said instrument to be the voluntary act and deed of their respective companies.



[Signature]

Donna D. Sklens, Notary Public

I, Jeffrey Goldberg, the duly elected Assistant Secretary of North American Specialty Insurance Company and Washington International Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney given by said North American Specialty Insurance Company and Washington International Insurance Company, which is still in full force and effect.

IN WITNESS WHEREOF, I have set my hand and affixed the seals of the Companies this 4th day of April, 2014.

[Signature]

Jeffrey Goldberg, Vice President & Assistant Secretary of Washington International Insurance Company & Assistant Secretary of North American Specialty Insurance Company

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD
IN THE MATTER OF

Williams Creek Drain, Westmont Section 2

NOTICE

To Whom It May Concern and: _____

Notice is hereby given of the hearing of the Hamilton County Drainage Board on the **Williams Creek Drain, Westmont Section 2** on **July 28, 2014** at **9:05 A.M.** in Commissioners Court, Hamilton County Judicial Center, One Hamilton County Square, Noblesville, Indiana, and which construction and maintenance reports of the Surveyor and the Schedule of Assessments made 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

Attest: Lynette Mosbaugh

ONE TIME ONLY

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD
IN THE MATTER OF THE

Williams Creek Drain, Westmont Section 2 Arm

NOTICE

Notice is hereby given pursuant to Section 405 of the 1965 Indiana Drainage Code that this Board, prior to final adjournment on **July 28, 2014** has issued an order adopting the Schedule of Assessments, filed the same and made public announcement thereof at the hearing and ordered publication. If judicial review of the findings and order of the Board is not requested pursuant to Article Eight of this code within twenty (20) days from the date of this publication, the order shall be conclusive.

Hamilton County Drainage Board

Attest: Lynette Mosbaugh

ONE TIME ONLY