



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 31, 2011

To: Hamilton County Drainage Board

Re: Williams Creek Drainage Area, Ashbury Park Arm

Upon review of the Williams Creek Drainage Area, I believe that the Ashbury Park Drain #328 should be made an arm to the Williams Creek Drainage Area as the Ashbury Park Drain is a tributary to the Williams Creek Drain. This would also avoid a double assessment on the tracts currently assessed for the Ashbury Park Drain when the remainder of the Williams Creek (Charles Osborn & JR Collins #2) Drain is assessed for maintenance.

The Ashbury Park Drain was created by the Hamilton County Drainage Board per the Surveyor's report dated August 14, 2000 and approved by the Board on September 25, 2000 (See Drainage Board Minutes Book 5, Pages 457 to 461). At present the Ashbury Park Drain maintenance assessment affects 48.35 acres and 100 lots. The rate of assessment for the drain is set at \$5.00 per acre for common areas, with a \$65.00 minimum, \$65.00 per lot, and \$10.00 per acre for roads. This rate collects \$7,392.90 annually and the balance within the fund is \$33,628.72. There are no outstanding work orders for this drain at this time.

Per my report for the Williams Creek Drainage Area, O.F. Henley #102 Arm, dated May 31, 2011, the assessment for this subdivision will be under the O.F. Henley combination report as a subdivision whose drainage system will be part of the regulated drain and no assessment will be made under this report to combine the subdivision drain.

The current maintenance assessments, as per the existing rates set for the Williams Creek Drainage Area are as follows:

1. Maintenance assessment for roads and streets are set at \$10.00 per acre.

- 2. Maintenance assessment for agricultural tracts are set at \$3.00 per acre with a \$15.00 minimum.
- 3. Maintenance assessment for non-platted residential tracts are set at \$3.00 per acre with a \$15.00 minimum.
- 4. Maintenance assessment for commercial, institutional and multi-family residential tracts are set at \$10.00 per acre with a \$75.00 minimum.
- 5. Maintenance assessment for platted lots in subdivisions whose drainage systems will not be part of the regulated drain shall be set at \$35.00 per lot/minimum. Common areas within non-regulated drain subdivisions shall be assessed at \$5.00 per acre with a \$35.00 minimum.
- 6. Maintenance assessment for platted lots within subdivisions whose drainage system will be part of the regulated drain shall be set at \$65.00 per lot/minimum. Common areas within the regulated drain subdivisions shall be set at \$10.00 per acre with a \$65.00 minimum.

The total annual assessment for this arm has been assessed with the O.F. Henley Arm hearing.

The current balance of the Ashbury Park Drain shall be kept separate and these funds expended for needed maintenance on the Ashbury Park Drain. This shall be done until the funds are exhausted. At that time funding for repairs shall then be taken from the Williams Creek Drainage Area fund.

Future assessments for the drainage area of the Ashbury Park Drain will be made into the Williams Creek Drainage Area fund. No further maintenance collections for the Ashbury Park Drain shall be made after 2011 other than any delinquent assessment penalties and interest which remain unpaid.

I recommend that the Board set a hearing for this consolidation for August 22, 2011.

Sincerely,

Kenton C. Ward, CFM Hamilton County Surveyor

KCW/pll

FINDINGS AND ORDER

CONCERNING THE MAINTENANCE OF THE

Williams Creek Drainage Area, Ashbury Park Arm

On this 22nd day of August, 2011, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the Williams Creek Drainage Area, Ashbury Park 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

Member

Member

Attest: Synette Markoury

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD IN THE MATTER OF

Williams Creek Drainage Area, Ashbury Park Arm

NOTICE

rn and:	

Notice is hereby given of the hearing of the Hamilton County Drainage Board on the Williams Creek Drainage Area, Ashbury Park Arm on August 22, 2011 at 9:25 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 Drainage Area, Ashbury Park Arm

NOTICE

Notice is hereby given pursuant to Section 405 of the 1965 Indiana Drainage Code that this Board, prior to final adjournment on **August 22, 2011** 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

Minimum

15.00

35.00

65.00

75.00

Rate

3.00

5.00

10.00

10.00

10.00

Maintenance

Un-Reg Sub

Commercial

Res/Aq

Reg Sub

Roads

Williams Creek #315

Ashbury Park Arm (Was #328)

Hearing: 08/22/11

Rate was \$5/Ac, \$65/Min & \$10/Ac for roads

*The assessment for this subdivision will be under the O.F. Henley combination report as a subdivision whose drainage system will be part of the regulated drain.

whose drainage system	will be part of the regulated drain.			Current	Current	Proposed	% of
-	0	Description	Rate		#328 Asmt		Total
Parcel	Owner	Ashbury Park 1st Lot 2	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-02-01-002.000	-	Ashbury Park 2nd Lot 74	Regulated Subd.	One Lot	65.00	*	0.88%
	Abramowitz, Jerrold & Tina H	Ashbury Park 2nd Lot 74 Ashbury Park 2nd Lot 37	Regulated Subd.	One Lot	65.00	*	0.88%
	Ader, Jeffrey & Miriam L	Ashbury Park 2nd Lot 47	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-16-012.000	·	Ashbury Park 2nd Cot 47 Ashbury Park 2nd CA "D", 0.65 Ac	Regulated Subd.	0.65	65.00	*	0.88%
	Ashbury Park HOA, Attn: Omni Mngmnt Services	Ashbury Park 2nd CA 'B', 0.00 Ac Ashbury Park 2nd CA "E", 0.90 Ac	Regulated Subd.	0.90	65.00	*	0.88%
	Ashbury Park HOA, Attn: Omni Mngmnt Services	Ashbury Park 2nd CA "F", 0.96 Ac	Regulated Subd.	0.96	65.00	*	0.88%
	Ashbury Park HOA, Attn: Omni Mngmnt Services Ashbury Park HOA, Attn: Omni Mngmnt Services	Ashbury Park 2nd CA 1', 0.30 Ac	Regulated Subd.	0.24	65.00	*	0.88%
		Ashbury Park 2nd CA "H", 0.16 Ac	Regulated Subd.	0.16	65.00	*	0.88%
	Ashbury Park HOA, Attn: Omni Mngmnt Services	Ashbury Park 1st C.A. "A", 0.16 Ac	Regulated Subd.	0.14	65.00	*	0.88%
	Ashbury Park HOA, Attn: Omni Mngmnt Services	Ashbury Park 1st C.A. "B", 0.14 Ac	Regulated Subd.	0.14	65.00	*	0.88%
	Ashbury Park HOA, Attn: Omni Mngmnt Services	Ashbury Park 3rd C.A. "C", 4.52 Ac	Regulated Subd.	4.52	65.00	*	0.88%
16-09-27-02-02-001.000	Ashbury Park HOA, Attn: Omni Mngmnt Services	Ashbury Park 3rd C.A. 'C', 4.32 Ac Ashbury Park 3rd C.A. "I", 9.82 Ac	Regulated Subd.	9.82	65.00	*	0.88%
	Ashbury Park HOA, Attn: Omni Mngmnt Services	Ashbury Park 2nd Lot 69	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-16-034.000		Ashbury Park 1st Lot 10	Regulated Subd.	One Lot	65.00	*	0.88%
	Bates, Richard & Kay C	Ashbury Park 2nd Lot 77	Regulated Subd.	One Lot	65.00	*	0.88%
	Bellande, Bruce J & Mary E Benedict, Mark E & Jan Wolff Benedict	Ashbury Park 2nd Lot 66	Regulated Subd.	One Lot	65.00	*	0.88%
		Ashbury Park 2nd Lot 68	Regulated Subd.	One Lot	65.00	*	0.88%
	Carmichael, James S & Ellen M	Ashbury Park 1&2&Spring Farms3; 136th St	Roads	17.79	177.90	*	2.41%
99-99-99-99-999.005	-	Ashbury Park 2nd Lot 83	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-16-048.000		Ashbury Park 2nd Lot 63 Ashbury Park 2nd Lot 63	Regulated Subd.	One Lot	65.00	*	0.88%
	Claxton, Bradford W & Patricia G	· · · · · · · · · · · · · · · · · · ·	Regulated Subd.	One Lot	65.00	*	0.88%
	Clayton, Fred O & Kathleen E	Ashbury Park 2nd Lot 45	Regulated Subd.	One Lot	65.00	*	0.88%
	Combs, Charles S Trustee	Ashbury Park 2nd Lot 54	Regulated Subd.	One Lot	65.00	*	0.88%
	Cook, Gregory A & Linda E	Ashbury Park 2nd Lot 58	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-15-009.000		Spring Farms 3rd Lot 99	Regulated Subd.	One Lot	65.00	*	0.88%
	Copeland, Larry J & Sarah A	Spring Farms 3rd Lot 96	Regulated Subd.	One Lot	65.00	*	0.88%
	Coronado Development Corporation	Ashbury Park 2nd Lot 64	Regulated Subd.	One Lot	65.00	*	0.88%
	Coronado Development Corporation	Ashbury Park 2nd Lot 67	Regulated Subd.	One Lot	65.00	*	0.88%
	Coronado Development Corporation	Ashbury Park 2nd Let 78	Regulated Subd.	One Lot	65.00	*	0.88%
	Coronado Development Corporation	Ashbury Park 2nd Lot 78		One Lot	65.00	*	0.88%
	Coronado Development Corporation	Ashbury Park 2nd Lot 79	Regulated Subd. Regulated Subd.	One Lot	65.00	*	0.88%
	Coronado Development Corporation	Ashbury Park 2nd Lot 80	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-02-01-018.000		Ashbury Park 1st Lot 18	•	One Lot	65.00	*	0.88%
	Cronin, John P & Nancy S	Ashbury Park 2nd Lot 56	Regulated Subd.		65.00	*	0.88%
	Curless, Mary Lou Trustee	Ashbury Park 2nd Lot 40	Regulated Subd.	One Lot One Lot	65.00	*	0.88%
	Davis, Michael S & Lynn L	Ashbury Park 2nd Lot 49	Regulated Subd.		65.00	*	0.88%
	Dorman, Jay & Jacqueline M	Ashbury Park 2nd Lot 44	Regulated Subd.	One Lot	65.00	*	0.88%
	Droese, Michael L & Denise A	Ashbury Park 1st Lot 5	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-15-002.000	Dumandan, Joy Marie	Spring Farms 3rd Lot 92	Regulated Subd.	One Lot	65.00	•	0.88%
16-09-27-02-01-022.000 This con	Edelen, Maurice E & Ida G y is from the Digital Archive of the Hamilton Cou	Ashbury Park 1st Lot 22 nty Surveyor's Office: Noblesville, In. 46060	Regulated Subd.	One Lot	00.00	-	0.00%
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				Current	Current	Proposed	% of
Parcel	Owner .	Description	Rate	#328 Ben	#328 Asmt	Wms Crk	Total
	Engledow, Todd H & Natalie E	Spring Farms 3rd Lot 103	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-02-01-006.000	-	Ashbury Park 1st Lot 6	Regulated Subd.	One Lot	65.00	*	0.88%
	Farrell, Steven F & Billie J	Ashbury Park 1st Lot 27	Regulated Subd.	One Lot	65.00	*	0.88%
	Fenoglio, Todd A & Judith K	Ashbury Park 1st Lot 26	Regulated Subd.	One Lot	65.00	*	0.88%
	Fox, Patrick J & Pamela A	Spring Farms 3rd Lot 104	Regulated Subd.	One Lot	65.00	*	0.88%
	,	Ashbury Park 2nd Lot 84	Regulated Subd.	One Lot	65.00	*	0.88%
	Galanis, Ellen M Trustee	Ashbury Park 1st Lot 30	Regulated Subd.	One Lot	65.00	*	0.88%
	Geiger, Mary Jane Trustee	Ashbury Park 1st Lot 23	Regulated Subd.	One Lot	65.00	*	0.88%
	Godden, Norman E Trustee	Ashbury Park 2nd Lot 48	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-16-013.000			Regulated Subd.	One Lot	65.00	*	0.88%
	Griffiths, James A & Mary M	Ashbury Park 1st Lot 24	Regulated Subd.	6.50	65.00	*	0.88%
16-09-27-00-15-018.000		Spring Farms 3rd Conservacny Lot 108, 6.50 Ac	Regulated Subd.	One Lot	65.00	*	0.88%
	Heliste, Richard A & Judy	Ashbury Park 1st Lot 19	Regulated Subd.	One Lot	65.00	*	0.88%
	Hildreth, David B & Jennifer	Ashbury Park 2nd Lot 65	Regulated Subd.	6.53	65.00	*	0.88%
	Holt, Mick R & Stephenie	Spring Farms 3rd Conservacny Lot 107, 6.53 Ac	-	One Lot	65.00	*	0.88%
16-09-27-00-16-022.000		Ashbury Park 2nd Lot 57	Regulated Subd.	One Lot	65.00	*	0.88%
	Hoppenrath, William W Trustee	Ashbury Park 2nd Lot 43	Regulated Subd.	One Lot	65.00	*	0.88%
	Hoster, George M Jr & Barbara C	Ashbury Park 2nd Lot 36	Regulated Subd.		65.00	*	0.88%
	Hurd, Thomas W & Susan K	Ashbury Park 1st Lot 21	Regulated Subd.	One Lot		*	0.88%
	Husman, Charles E & Catherine B	Ashbury Park 2nd Lot 42	Regulated Subd.	One Lot	65.00		0.88%
	Isley, Larry W & Cheryl A	Ashbury Park 1st Lot 9	Regulated Subd.	One Lot	65.00 65.00	±	0.88%
	Jones, Michael A & Erica J	Spring Farms 3rd Lot 93	Regulated Subd.	One Lot	65.00		
	Kanis, Edward B II & Karen Godmere Kanis	Ashbury Park 2nd Lot 39	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-02-01-033.000	Kapur, Alka Trustee	Ashbury Park 1st Lot 33	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-16-038.000	Kershaw, Russell F & Susan A	Ashbury Park 2nd Lot 73	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-02-01-032.000	Kibort, Jack J & Shirley	Ashbury Park 1st Lot 32	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-02-01-014.000	Kiesel, Norman H & Anita H Revocable Living Trust	Ashbury Park 1st Lot 14	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-02-01-015.000	Kinnaird, Christopher Michael	Ashbury Park 1st Lot 15	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-15-012.000	Kirk, Stephanie H & Jeffrey II	Spring Farms 3rd Lot 102	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-16-003.000	Kiselewich, Stephen J & Anne E	Ashbury Park 2nd Lot 38	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-02-01-029.000	Knapik, Kenneth J & Marian	Ashbury Park 1st Lot 29	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-02-01-011.000	Koepke, Stacie A	Ashbury Park 1st Lot 11	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-15-004.000	Leinheiser, Matthew E & Christine Marie	Spring Farms 3rd Lot 94	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-15-001.000	Li, Yvonne	Spring Farms 3rd Lot 91	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-02-01-025.000	Maggi, Mela M	Ashbury Park 1st Lot 25	Regulated Subd.	One Lot	65.00	*	0.88%
	Mallos, Savas & Rose Mary	Ashbury Park 1st Lot 13	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-15-011.000		Spring Farms 3rd Lot 101	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-02-01-031.000		Ashbury Park 1st Lot 31	Regulated Subd.	One Lot	65.00	*	0.88%
	Mohan, William L Trustee	Ashbury Park 1st Lot 4	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-02-01-028.000		Ashbury Park 1st Lot 28	Regulated Subd.	One Lot	65.00	*	0.88%
	Morgan, Kristen A & Eric	Spring Farms 3rd Lot 95	Regulated Subd.	One Lot	65.00	*	0.88%
	Moulik, Pradipta N & Madhurima Das	Ashbury Park 1st Lot 20	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-02-01-012.000		Ashbury Park 1st Lot 12	Regulated Subd.	One Lot	65.00	*	0.88%
	ODonnell, William F & Joey Jt/Rs	Ashbury Park 2nd Lot 61	Regulated Subd.	One Lot	65.00	*	0.88%
	Paige, Carol L & Kurt R CoTrustees	Ashbury Park 1st Lot 17	Regulated Subd.	One Lot	65.00	*	0.88%
	Pastukh, Yefim & Irina Drubetskaya Jt/Rs	Spring Farms 3rd Lot 105	Regulated Subd.	One Lot	65.00	*	0.88%
	Payne, Thomas M & Michelle C	Ashbury Park 2nd Lot 60	Regulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-15-016-000	Pishkur Jody & Flizabeth		Regulated Subd.	One Lot	65.00	*	0.88%
This copy	Pishkur, Jody & Elizabeth ris from the Digital Archive of the Hamilton Coun	ty Surveyor's Office; Noblesville, In 46060					

					Current	Current	Proposed	% of
		Description	Ra	to		#328 Asmt		Total
Parcel Owner		Description		gulated Subd.	One Lot	65.00	*	0.88%
16-09-27-02-01-007.000 Porter, Karen L		Ashbury Park 1st Lot 7		-	One Lot	65.00	*	0.88%
16-09-27-00-16-035.000 Purcell, John J & E		Ashbury Park 2nd Lot 70	· · · · · · · · · · · · · · · · · · ·	gulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-16-011.000 Richardson, Myron		Ashbury Park 2nd Lot 46		gulated Subd.			*	0.88%
16-09-27-00-16-047.000 Riedemann, Elizab	eth A	Ashbury Park 2nd Lot 82		gulated Subd.	One Lot	65.00		
16-09-27-00-16-037.000 Salewicz, Teresa F	₹	Ashbury Park 2nd Lot 72		gulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-16-016.000 Schmidt, Karen E		Ashbury Park 2nd Lot 51		gulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-15-008.000 Simonton, Julie		Spring Farms 3rd Lot 98	Re	gulated Subd.	One Lot	65.00	*	0.88%
16-09-27-02-01-034.000 Sims, Allen E & Jos	ann P CoTrustees	Ashbury Park 1st Lot 34	Re	gulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-16-015.000 Smith, Richard F &	Emily W	Ashbury Park 2nd Lot 50	Re	gulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-16-018.000 Streeter, James P		Ashbury Park 2nd Lot 53	Re	gulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-16-006.000 Sutton, Larry J & Ji		Ashbury Park 2nd Lot 41	Re	gulated Subd.	One Lot	65.00	*	0.88%
16-09-27-02-01-001.000 Taylor, Dan R & Ju		Ashbury Park 1st Lot 1	Re	gulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-16-017.000 Testin, Mary A		Ashbury Park 2nd Lot 52	Re	gulated Subd.	One Lot	65.00	*	0.88%
16-09-27-02-01-016.000 Thorp, Sammy L &	Nancy K	Ashbury Park 1st Lot 16	Re	gulated Subd.	One Lot	65.00	*	0.88%
16-09-27-02-01-008.000 Truitt, Robert A & I		Ashbury Park 1st Lot 8	Re	gulated Subd.	One Lot	65.00	*	0.88%
16-09-27-02-01-035.000 Twyford, Dorothy H		Ashbury Park 1st Lot 35	Re	gulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-16-024.000 Ursery, Robert L &		Ashbury Park 2nd Lot 59	Re	gulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-16-036.000 VanScoik, William		Ashbury Park 2nd Lot 71	Re	gulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-16-020.000 Wacker, Cynthia A		Ashbury Park 2nd Lot 55		gulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-15-010.000 Wang, Bernie B & I	Frin G	Spring Farms 3rd Lot 100	Re	gulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-16-027.000 Weber, Steven A &		Ashbury Park 2nd Lot 62		gulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-16-041.000 Weeks, Richard S		Ashbury Park 2nd Lot 76		gulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-16-046.000 Weidekamp, Andre		Ashbury Park 2nd Lot 81		gulated Subd.	One Lot	65.00	*	0.88%
•		Spring Farms 3rd Lot 97		gulated Subd.	One Lot	65.00	*	0.88%
16-09-27-00-15-007.000 Yang, Nengyu & Xi	aoping rouan	· -		gulated Subd.	One Lot	65.00	•	0.88%
16-09-27-02-01-003.000 Zoccola, Dale U		Ashbury Park 1st Lot 3	re;	galatea Suba.	Total:	7,392.90		100.00%
Parcels: 112					i Utal.	1,532.90		100.0078