

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

January 30, 2004

To: Hamilton County Drainage Board

Re: Elliott Creek Drain

At this time the Elliott Creek Drain has been established through the Village of West Clay, Section 9006 and The Estates at Clay West. This leaves a gap within the length of regulated drain and also within the assessed drainage shed. I recommend that this gap become part of the regulated drain and that the area between the subdivisions be assessed for the Elliott Creek Drain.

Tract 17-09-28-00-00-023.000 owned by Donald & Sue Lasher lies between these subdivisions. I recommend that the 145 feet of open ditch across the northern portion of this property be established as a regulated drain. I also recommend that the Board establish a 25 foot easement from the south bank of the drain and a 75 foot easement from the north side of the bank. Further, the existing bridge located on the property is to be grandfathered and allowed to remain.

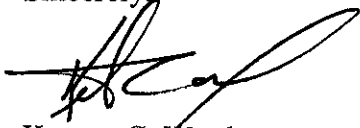
The following tracts should be added to the assessment for Elliott Creek. The tracts should be assessed as follows:

17-09-28-00-00-023.000	Donald & Sue Lasher	.80 ac	\$15.00
17-09-28-00-00-025.000	Ed Klein & Jill Ann Gill	.56 ac	\$15.00

The Surveyor's Report for The Estates at Clay West dated January 24, 2001 and approved at hearing by the Board on February 26, 2001 (see Hamilton County Drainage Board Minutes Book 5, Pages 572-574) shows 350 feet of open ditch to be regulated which is Elliott Creek. The lengths south bank borders the property line between the subdivision and tract 17-09-28-00-00-025.000. In the report an easement is not discussed. Therefore, in order to correct the oversight, I recommend an easement of 25 feet from the top of the south bank be set by the Board on this tract.

I recommend that the Board set this for hearing at its March 22, 2004 meeting.

Sincerely,

A handwritten signature in black ink, appearing to read 'K. Ward', written over a horizontal line.

Kenton C. Ward
Hamilton County Surveyor

KCW/pll

FINDINGS AND ORDER
CONCERNING THE MAINTENANCE OF THE
Elliott Creek Drain

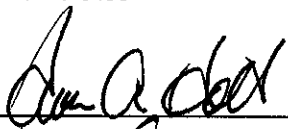
On this *22nd day of March 2004*, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the *Elliott Creek Drain*.

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.

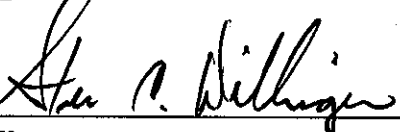
HAMILTON COUNTY DRAINAGE BOARD




President

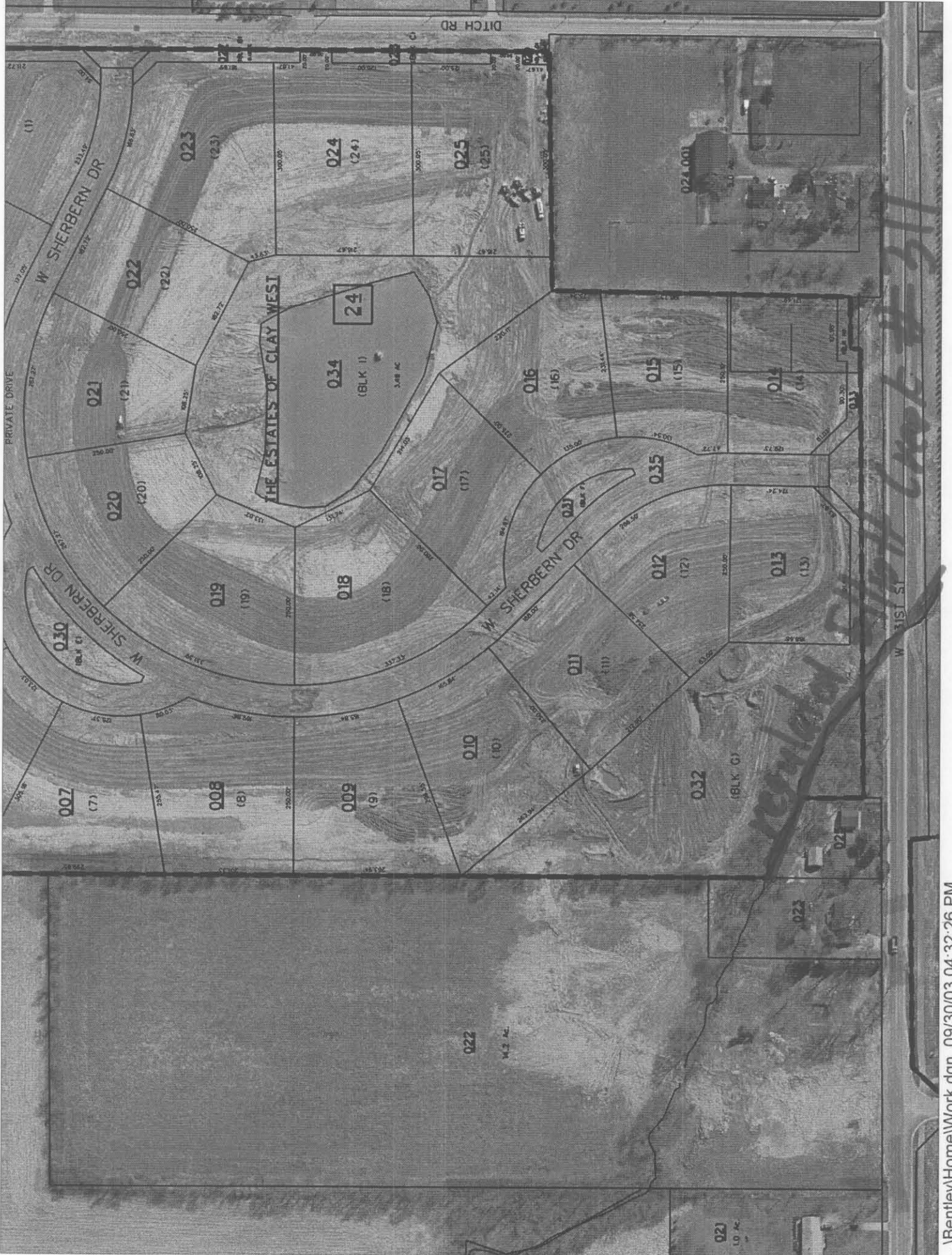


Member

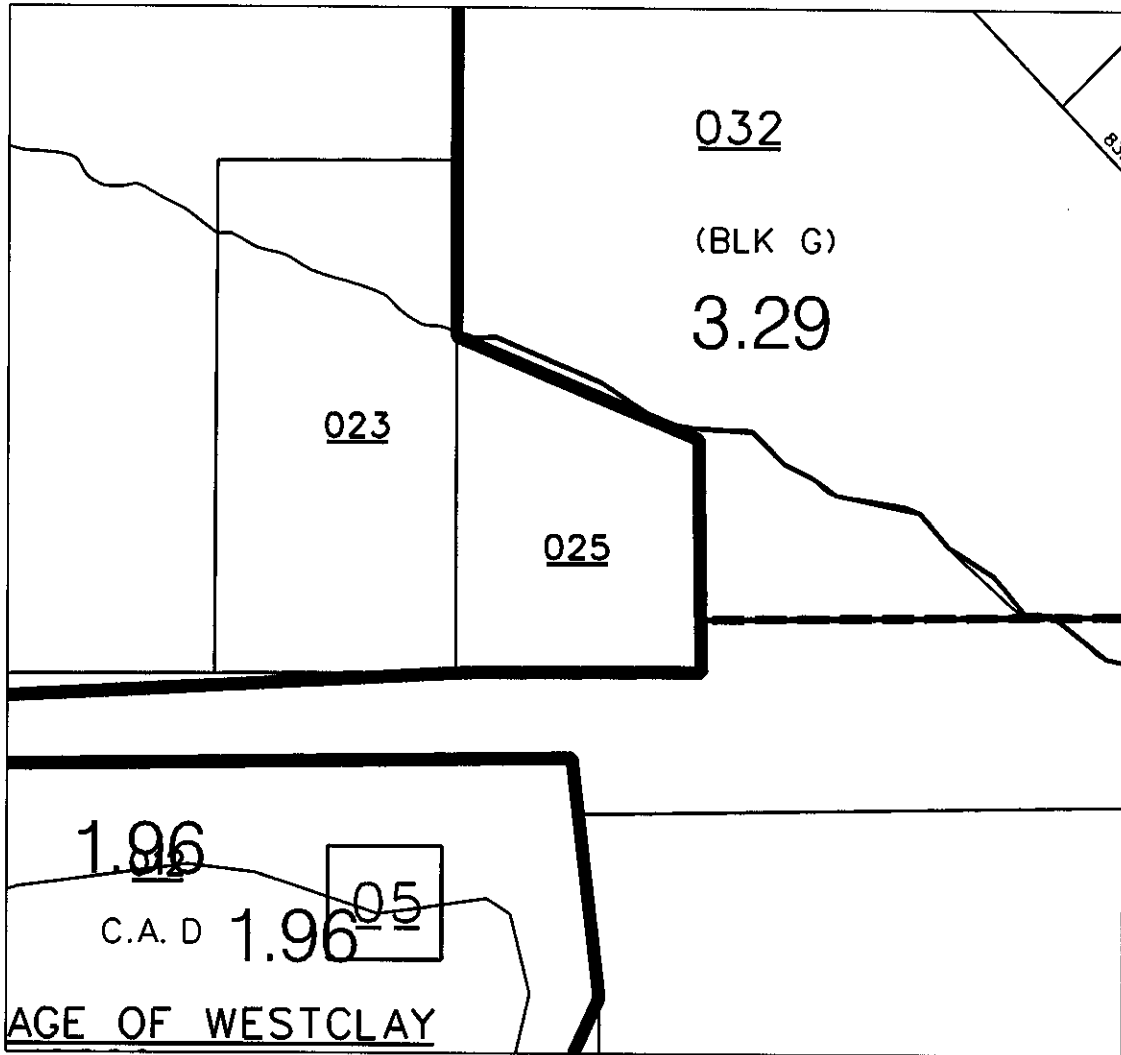


Member

Attest: 



1" = 100'



...\\Bentley\\Home\\Work.dgn 10/22/03 01:24:41 PM

BRENWICK

November 6, 2003

Jerry L. Liston
Hamilton County Surveyor's Office
Suite 188
One Hamilton County Square
Noblesville, IN 46060-2230

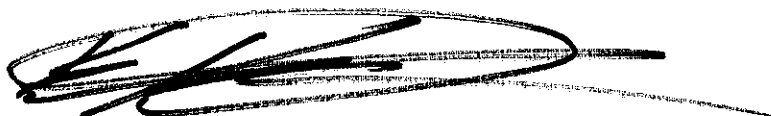
Re: Elliott Creek

Dear Jerry:

In response to your letter dated August 15, 2003 regarding property owners along Elliott Creek downstream of the Village of WestClay, Section 9006; please find attached a letter which was sent to Donald and Sue Lasher. As indicated, the Lasher's have returned the letter requesting the regulation of Elliott Creek across their property. If you have any questions or need anything else please feel free to contact me at 574-3400.

Sincerely,

BRENWICK DEVELOPMENT COMPANY, INC.



Kevin Krulik
Project Manager

NOV 07 2003

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OFFICE OF HAMILTON COUNTY SURVEYOR

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BRENWICK

October 28, 2003

Donald A. and Sue E. Lasher
1720 131st Street West
Carmel, IN 46032

Dear Donald and Sue:

As part of the approval process of the construction drawings and platting for the Village of West Clay, Section 9006, we are required by the Hamilton County Surveyor's Office to contact the downstream property owners. The purpose of this correspondence is to determine if you would want the portion of the Elliot Creek across your property to become part of the regulated Elliot Creek Drain.

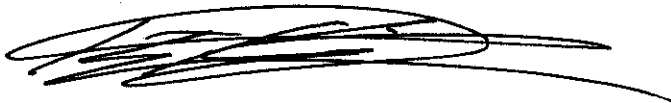
Please indicate below whether you wish to have the Elliot Creek on your property to become part of the regulated drainage system.

We wish to become part of the regulated drainage system

We do not wish to become part of the regulated drainage system"

Please feel free to review the previous statements and contact me if you have any questions at 574-3400. Once you have made your decision please return this letter to me in the self addressed stamped envelope which I have enclosed.

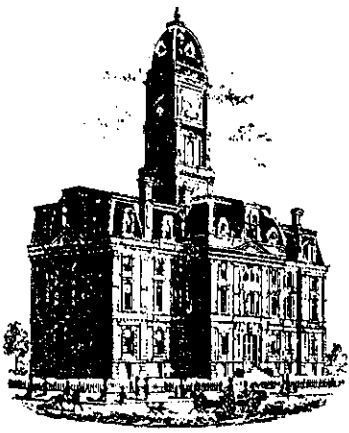
Brenwick Development Company, Inc.



Kevin Krulik
Project Manager

Attachments

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2003

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

August 15, 2003

COPY

Brenwick Development
Attn: Keith Lash, P. E.
12821 E. Market Street, Suite 200
Carmel, IN 46032

Re: Elliott Creek

On August 11, 2003 I met with you at West Clay Section 9006 to discuss needed improvements on Elliott Creek. At that meeting, I requested that you contact the property owners downstream of West Clay 9006. The request was made to see if the property owners were interested in regulating Elliott Creek across their properties.

Upon checking our records and maps, I found that Elliott Creek across parcel #17-09-28-00-00-025.000 was regulated with the hearing for the Estates at Clay West. This is the parcel with the log home.

Therefore, you will need only to contact the owner of parcel #17-09-28-00-00-023.000. I request his response be placed in writing.

Should you have any questions, I can be reached at 317-776-8495.

Sincerely,

Jerry L. Liston
Hamilton County Surveyor's Office

JLL/llm

Cc: Jon Dobosiewicz

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD
IN THE MATTER OF
Elliott Creek Drain, Extension

NOTICE

To Whom It May Concern and: _____

Notice is hereby given of the hearing of the Hamilton County Drainage Board on the **Elliott Creek Drain, Extension** on **March 22, 2004** 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