

SURVEYOR'S OFFICE  
**Hamilton County**

*Kenton C. Ward, CFM*  
*Surveyor of Hamilton County*  
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April 1, 2010

To: Hamilton County Drainage Board

Re: Martha Darrah Drain, Anthony Road Extension

Attached is a drain map for the extension of Martha Darrah Drain. This proposed drain is located in Jackson Township.

I have made a personal inspection of the land described below. Upon doing so, I believe the drain is practicable, will improve the public health, benefit a public highway, be of public utility and that 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 extension shall begin at the west right of way for Anthony Road, thence follow the existing Hinkle Creek downstream in an easterly direction 165 feet to the intersection of the Martha Darrah Drain which is Station 10+30 of the George Anthony Arm of the Martha Darrah Drain. The total length of the extension is 165 feet.

The nature of maintenance work required is as follows:

- Bank erosion protection and/seeding as might be required;
- Removal of debris and/or blockages from the drain;
- Removal of Beaver Dams;
- Any other repairs necessary to restore proper flow to the open ditch.

The frequency with which maintenance work should be performed is annually as required by the condition of the drain.

The easements for the drain should be set at 75 feet from top of bank as set out in IC 36-9-27-33. According to the FEMA Flood Insurance Rate Map Number 18057C0050F, dated February 19, 2003, this area is covered by the floodplain for Hinkle Creek. Therefore, I believe that no damages will result to landowners by the regulating of this drain.

Additional drainage easement will be added to the following tracts:

Parcel  
Anthony Road  
03-02-32-00-00-012.000

Owner  
Hamilton County Highway Dept.  
Ray & Laura Clark Farms, Inc.

I recommend that the Board set a hearing for this proposal for May 24, 2010.

Sincerely,



Kenton C. Ward, CFM  
Hamilton County Surveyor

KCW/pll



STATE OF INDIANA        )  
                              ) ss:  
COUNTY OF HAMILTON    )

BEFORE THE HAMILTON COUNTY  
DRAINAGE BOARD  
NOBLESVILLE, INDIANA

IN THE MATTER OF THE  
RECONSTRUCTION OF THE  
**Martha Darrah Drain, Anthony Road Extension**

FINDINGS AND ORDER FOR RECONSTRUCTION

The matter of the proposed Reconstruction of the **Martha Darrah Drain, Anthony Road Extension** came before the Hamilton County Drainage Board for hearing **on May 24, 2010**, on the Reconstruction Report consisting of the report and the Schedule of Damages and Assessments. The Board also received and considered the written objection of an owner of certain lands affected by the proposed Reconstruction, said owner being:

Evidence was heard on the Reconstruction Report and on the aforementioned objections.

The Board, having considered the evidence and objections, and, upon motion duly made, seconded and unanimously carried, did find and determine that the costs, damages and expenses of the proposed Reconstruction will be less than the benefits accruing to the owners of all land benefited by the Reconstruction.

The Board having considered the evidence and objections, upon motion duly made, seconded and unanimously carried, did adopt the Schedule of Assessments as proposed, subject to amendment after inspection of the subject drain as it relates to the lands of any owners which may have been erroneously included or omitted from the Schedule of Assessments.

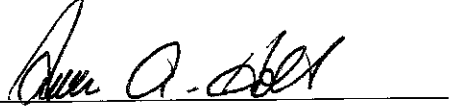
The Board further finds that it has jurisdiction of these proceedings and that all required notices have been duly given or published as required by law.

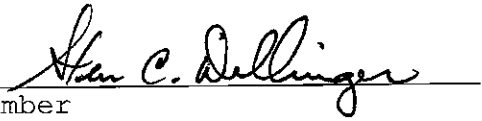
Wherefore, it is ORDERED, that the proposed Reconstruction of the **Martha Darrah Drain, Anthony Road Extension** be and is hereby declared established.

Thereafter, the Board made inspection for the purpose of determining whether or not the lands of any owners had been erroneously included or excluded from the Schedule of Assessments. The Board finds on the basis of the reports and findings at this hearing as follows:

HAMILTON COUNTY DRAINAGE BOARD

  
PRESIDENT

  
Member

  
Member

ATTEST:

  
Executive Secretary

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD  
IN THE MATTER OF

***Martha Darrah Drain, Anthony Road Extension***

NOTICE

To Whom It May Concern and: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Notice is hereby given of the hearing of the Hamilton County Drainage Board concerning the reconstruction of the **Martha Darrah Drain, Anthony Road Extension** on **May 24, 2010**, at **9:05 A.M.** in Commissioners Court, Hamilton County Judicial Center, One Hamilton County Square, Noblesville, Indiana. Construction and maintenance reports of the Surveyor and the Schedule of Assessments proposed 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

STATE OF INDIANA     )  
                          ) SS                 BEFORE THE HAMILTON  
                          )  
COUNTY OF HAMILTON )                 DRAINAGE BOARD

IN THE MATTER OF **Martha Darrah Drain, Anthony Road  
Extension**

NOTICE

Notice is hereby given that the Hamilton County Drainage Board at its regular meeting **May 24, 2010** adopted the reconstruction report of the Surveyor and the Amended Schedule of damages and assessments including annual assessment for periodic maintenance, finding that the costs, damages and expense of the proposed improvement would be less than the benefits which will result to the owner of lands benefited thereby.

The Board issued an order declaring the proposed improvement established. Such findings and order were marked filed and are available for inspection in the Office of the Hamilton County Surveyor.

If judicial review of the findings and order of the Board is not requested pursuant to Article VIII of the 1965 Indiana Drainage Code as amended within twenty (20) days from the date of publication of this notice, the findings and order shall become conclusive.

HAMILTON COUNTY DRAINAGE BOARD

BY: Christine Altman  
PRESIDENT

ATTEST: Lynette Mosbaugh  
SECRETARY