

SURVEYOR'S OFFICE

# Hamilton County

*Kenton C. Ward, Surveyor*

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*One Hamilton County Square*

*Noblesville, Indiana 46060-2230*

March 8, 2004

To: Hamilton County Drainage Board

Re: A.F. Ingerman Drain, Main Ditch Partial Vacation

At this time, the Hamilton County Surveyor's Office requests a partial vacation of the A.F. Ingerman Drain. The request is for that portion of the A.F. Ingerman Drain that will be within the limits of the Wareham's Pond subdivision that is now under construction. Beacon Development is the owner and developer of the property.

The portion to be vacated is that portion of the main ditch from station 0+00 to station 4+40 which is the south property line of the Wareham's Pond subdivision parcel. A 2'x2' box structure has been placed on the end of the tile, station 4+40, at the south property line of the Wareham's Pond Subdivision. The vacation will vacate approximately 440 feet of 8" tile.

The request for vacation is due to the construction of the drainage facilities for the Wareham's Pond subdivision. This construction will change the drainage flow from this portion of the Ingerman Drain to the existing Town of Cicero storm drain, which discharges into Morse Reservoir. The Town of Cicero will accept and maintain the new facilities within the Wareham's Pond subdivision.

The Hamilton County Drainage Board removed the following Beacon development properties, Wareham's Pond Subdivision, from the A.F. Ingerman assessment roll on February 23, 2004:

Parcel 05-06-01-00-00-018-000, Beacon Development, 23.85 acres

Parcel 05-06-01-00-00-018-003, Beacon Development, 11.70 acres

Due to the construction of the new storm sewer along the north line of the Wareham's Pond subdivision by the Town of Cicero, the drainage facilities constructed by Beacon Development and Cicero Christian Church which utilize the new storm sewer, the following properties should be removed from the A.F. Ingerman Drain:

Parcel 05-06-01-00-00-010-000, Town of Cicero, 4.00 acres  
Parcel 05-06-01-00-00-018-002, Town of Cicero, 2.99 acres  
Parcel 05-06-01-00-00-019-000, Cicero Christian Church, 8.25 acres  
Parcel 05-06-01-00-00-019-001, Cicero Christian Church, 6.87 acres  
Parcel 05-06-01-00-00-018-001, Stanley & Tina Hancock, 1.46 acres

This vacation is consistent with the overall master drainage plan for the A.F. Ingerman Drain as determined by the Hamilton County Surveyor's Office and the Town of Cicero. All affected properties will be served by the Town of Cicero drain.

I believe that the requested partial vacation meets the requirements for vacation as set out in IC 36-9-27-34(d). I recommend the board set a hearing date for this matter for April 26, 2004



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Kenton C. Ward  
Hamilton County Surveyor

KCW/adc

BEFORE THE HAMILTON COUNTY  
DRAINAGE BOARD IN THE MATTER OF THE  
A. F. INGERMAN DRAIN 0+00 to 4+40

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NOTICE is hereby given that a request by the Hamilton County Surveyor to VACATE THE A. F. Ingerman Drain across the Beacon Development property due to the construction of Wareham's Pond Subdivision has been filed and that a hearing is scheduled for April 26, 2004 at 9:05 A.M. on that request.

Objections to the VACATION of the drain must be filed in writing not less than five (5) days before the date of the hearing.

The Board will consider whether the drain performs the function for which it was designed and constructed; whether the expense of maintenance outweighs the benefits to be derived therefrom, and whether the abandonment thereof will not be detrimental to the public welfare.

HAMILTON COUNTY DRAINAGE BOARD

ATTEST: Lynette Mosbaugh  
Executive Secretary

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD  
IN THE MATTER OF THE  
*A. F. Ingerman Drain, Sta. 0+00 to 4+40*

NOTICE

Notice is hereby given pursuant to Indiana Code 36-9-27-63 (before codification in 1981) that this Board, prior to final adjournment on **April 26, 2004** issued an order adopting the Schedule of Assessments, filed the same and made public announcement thereof at the hearing and ordered publication. Copies of the schedule of assessments and order are on file in the office of the Hamilton County Surveyor. If judicial review of the findings and order of the Board is not requested pursuant to Indiana Code 36-9-27-65(f) 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

FINDINGS AND ORDER

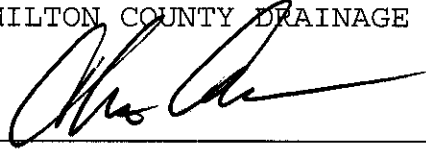
CONCERNING THE PARTIAL VACATION OF THE

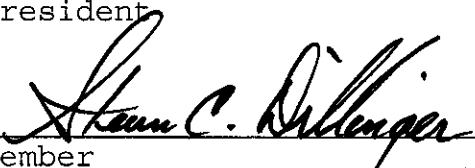
A. F. Ingerman Drain, Sta. 0+00 to 4+40

On this *26th day of April 2004*, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the *A. F. Ingerman Drain, Sta. 0+00 to 4+40*.

Evidence has been heard. Objections were presented and considered. The Board then adopted an order of action. The Board now finds that the costs of continued maintenance to the portion of the above drain exceed the benefits to the real estate benefited by the portion of the drain to be abandoned and issues this order vacating the above section of the **Isaac Jones Drain**.


HAMILTON COUNTY DRAINAGE BOARD

  
\_\_\_\_\_  
President

  
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Member

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Member

Attest.

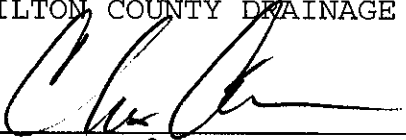


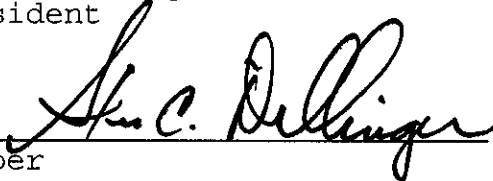
FINDINGS AND ORDER  
CONCERNING THE MAINTENANCE OF THE  
A. F. Ingerman Drain

On this *26th day of April, 2004*, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the *A. F. Ingerman 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

  
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Member

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Member

Attest: 