



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

October 1, 2012

To: Hamilton County Drainage Board

Re: Isaac Jones Drainage Area

Attached is a drain map, drainage shed map and schedule of assessments for maintenance for the Isaac Jones Drainage Area. This drain is located in Washington and Jackson Townships in Hamilton County. The drainage area has a drainage shed of 6,380.61 acres and 82 lots. The drainage shed includes portions of Washington, Adams and Jackson Townships.

The Isaac Jones Drainage Area shall consist of ten (10) separate regulated drains. Those drains are the Isaac Jones, Thomas Lindley, Carrie Horney, Mary Johnson, Henry Plew, Horton, W.C. Inman, Hinshaw & Keys, Joel Haworth and Raymond Briles Drains.

The Isaac Jones Drain was constructed by order of the Hamilton County Commissioners in 1903. The drain consisted of a main drain and five (5) arms. The drain was dredged through the Commissioners Court in 1930 when a sixth (6th) arm was added. In 1960 the drain was dredged and extended once more through the Hamilton County Circuit Court. In 1999 a portion of the original tile was vacated per my report dated February 18, 1999 and approved by the Board at hearing on March 22, 1999. (See Hamilton County Drainage Board Minutes Book 5, pages 105-106). In 2009 the drain was extended per my report to the Board dated June 1, 2009 and approved by the Board at hearing on July 27, 2009. (See Hamilton County Drainage Board Minutes Book 12, pages 155-156). The Isaac Jones Ditch now consists of 5,583 feet of tile drain and 29,467 feet of open ditch for a total of 35,050 feet.

The Thomas Lindley Drain was constructed in 1917 through the Hamilton County Commissioners Court. The original drain included the Mary Johnson and Carrie Horney Drains as repairs to those drain. The drain also includes the Carrie Horney Arm. The drain as it exists today, minus the Mary Johnson and Carrie Horney Drains which are described below separately consists of 10,790 feet of open ditch.

The Carrie Horney Drain was constructed through the Hamilton County Commissioners Court in 1902. The drain consists of a main drain and an arm and is 4,752 feet of tile drain and 1,894 feet of open ditch for a total length of 6,646 feet.

The Mary Johnson Drain was constructed in November 1907. (See Hamilton County Commissioners Record Book 18, pages 101 - 107). The drain consists of a main drain and three (3) arms. At some time in the 1960's it is believed the outlet of the main drain was reconstructed. The drain now consists of 8,521 feet of tile drain and 218 feet of open ditch for a total length of 8,739 feet.

The Henry Plew Drain was constructed in 1900 through the Hamilton County Commissioners. The drain was dredged in 1953 through the Hamilton County Circuit Court. The open ditch was dredged again in 1981 by the Hamilton County Drainage Board. In 1986 the Board added Arm 1 to the drain per my report dated April 9, 1986 and approved at hearing on July 14, 1986 (see Hamilton County Drainage Board Minutes Book 2, pages 149-150). Arm 2 was added per my report dated January 18, 1996 and approved by the Board at hearing on February 26, 1996. (See Hamilton County Drainage Board Minutes Book 4, page 223). At this time the drain consists of a main drain and two (2) arms. The drain consists of 5,677 feet of tile drain and 3,666 feet of open ditch for a total length of 9,343 feet.

The Horton Drain, also known as the Horton/Fosnight Drain, was ordered constructed by the Hamilton County Circuit Court in 1940. The drain was reconstructed per my report dated January 30, 1981. The drain consists of 1,766 feet of tile drain and 1,152 feet of open ditch for a total length of 2,918 feet.

The W.C. Inman Drain was constructed by the Hamilton County Commissioners in 1905. The drain consists of a main drain and two (2) arms. The drain was extended per my report dated July 6, 2009 and approved by the Board at hearing on August 24, 2009. (See Hamilton County Drainage Board Minutes Book 12 pages 187-188). The drain consists of 3,983 feet of tile drain and 1,591 feet of open ditch for a total of 5,574 feet.

The Hinshaw & Keys Drain was constructed by the Hamilton County Commissioners in 1889. The drain consists of 4,100 feet of tile drain.

The Joel Haworth Drain was ordered constructed by the Hamilton County Circuit Court in 1953. The drain consists of a main drain and two (2) arms and is 2,340 feet of tile drain.

The Raymond Briles Drain was ordered constructed by the Hamilton County Circuit Court in 1956. The drain was extended per my report dated April 27, 2012 which was approved by the Board at hearing on June 25, 2012. (See Hamilton County Drainage Board Minutes Book 14, pages 198-199). The drain consists of a main drain and one (1) arm and has 6,685 feet of tile and 585 feet of open ditch for a total of 7,270 feet of drain.

The breakdown of drain length to be maintained by open or tile drain is as follows:

<u>Drain</u>	<u>Open</u>	<u>Tile</u>
Isaac Jones	29,467	5,583
Thomas Lindley	10,790	
Carrie Horney	1,894	4,752
Mary Johnson	218	8,521
Henry Plew	3,666	5,677
Horton	1,152	1,766
W.C. Inman	1,591	3,983
Hinshaw & Keys		4,100
Joel Haworth		2,340
Raymond Briles	<u>585</u>	<u>6,685</u>
Total	49,363	43,407

The total length of drain to be maintained under this proposed maintenance program is 92,770 feet or 17.57 miles

At this time the Isaac Jones & T.B. Lindley Drain is listed on the 2012 Classification List for maintenance at Number 4 and the Thomas Lindley and Carrie Horney Drains are listed for maintenance at Number 6. The office has had seventeen (17) complaints in the drainage area currently not under maintenance since 2005. Those are as follows:

<u>Date</u>	<u>Applicant</u>	<u>Location</u>	<u>Problem</u>
Sept. 10, 2002	Larry Ogle	Downstream 206 th St.	2 fuel oil tanks in ditch
Nov. 3, 2003	Francis Haworth	N. 226 th St, W Deming Rd	Log jam
Dec. 8, 2003	Francis Haworth	30 rod north Anthony Rd.	Log jam
Nov. 10, 2004	Francis Haworth	W. Anthony Rd.	Beaver dams
Oct. 13, 2006	Helen Bray	N. 203 rd St W. of US 31	Wet area enlarging
April 30, 2007	Greta Chenault	21612 Dunbar Rd.	Beaver dam
Nov. 28, 2007	Francis Haworth	3340 Gifford Rd	tree in ditch
March 14, 2008	Francis Haworth	S. 226 th St E. of Anthony Rd	Washed out north of bridge west bank of creek
April 24, 2009	Fred Martz	3340 Gifford Ave.	Banks washed out n. of bridge
April 27, 2009	Natalia Wilkins	20201 US 31 N	tree in ditch causing flooding
April 21, 2011	Herman Parsons	21493 Oak Ridge	culvert washed out
June 24, 2011	Elaine Habig	SR 38 & Dunbar Rd.	Flooding
July 14, 2011	Susan Pettijohn E.	E. of 2314 SR 38	Log jam causing flooding
Aug. 31, 2011	Cindy Keev�r	1089 SR 38	Debris blocking drain
Oct. 24, 2011	Becky McCanna	SR 38 & US 31	Flooding
Nov. 21, 2011	David Gill, Trustee	MacGregor Park	Log jam
Nov. 23, 2011	David Gill, Trustee	MacGregor Park	Flooding

I am recommending that the Isaac Jones Drainage Area be placed on maintenance at this time. The nature of the maintenance work required is as follows:

- A. Clearing of trees and brush on the existing open drain as needed to improve flow;
- B. Creation and re-excavation of silt basins;
- C. Re-excavation of open ditch to original grade line;
- D. Surface water structures as might be required;
- E. Bank erosion protection and/or seeding as might be required;
- F. Repair of private tile outlet ends as might be required;
- G. Repair of regulated drain tiles & outlets;
- H. Removal of beaver dams;
- I. Removal of log jams, debris and other blockage from regulated open ditch;
- J. Spraying for vegetation control;
- K. Mowing filter strips;

- L. Any other repairs deemed to be applicable and necessary by the Surveyor to restore the drain to its original intended use and condition.

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

Currently the Carrie Horney, Mary Johnson, Henry Plew, Horton, W.C. Inman, Hinshaw & Keys, Joel Haworth and Raymond Briles Drains are on a maintenance program.

The Carrie Horney Drain was placed on maintenance on December 4, 1967 (see Hamilton County Drainage Board Minutes Book 1, page 23). The current assessment for the Carrie Horney Drain was approved by the Board at hearing on November 28, 2005 (see Hamilton County Drainage Board Minutes Book 8, pages 504-505). The current assessment rates for this drain are as follows:

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

With 571.04 acres in the drainage shed the drains annual assessment is \$2,213.34. The fund balance is currently \$7,842.24.

The Mary Johnson Drain was placed on maintenance on March 4, 1968(see Hamilton County Drainage Board Minutes Book 1, page 26). The current assessment for the Mary Johnson Drain was approved at hearing on February 24, 2003 (see Hamilton County Drainage Board Minutes Book 6, pages 560-565) commercial rates were adjusted on April 25, 2005. (See Hamilton County Drainage Board Minutes Book 8, pages 293-294). The current maintenance rates for this drain are as follows:

1. Maintenance assessment for agricultural tracts set at \$5.00 per acre with a \$25.00 minimum.
2. Maintenance assessment for non-platted residential tracts set at \$5.00 per acre with a \$25.00 minimum.
3. Maintenance assessment for commercial, institutional and multi-family residential tracts set at \$10.00 per acre with a \$75.00 minimum.
4. Maintenance assessment for platted lots in subdivisions whose drainage systems are not part of the regulated drain shall be set at \$35.00 per lot/minimum. Common areas within non-regulated drain subdivisions are assessed at \$5.00 per acre with a \$35.00 minimum.

5. Maintenance assessments for platted lots within subdivisions whose drainage system are part of the regulated drain are set at \$65.00 per lot/minimum. Common areas within the regulated drain subdivisions are set at \$10.00 per acre with a \$65.00 minimum.
6. Maintenance assessment for roads and streets set at \$10.00 per acre with a \$25.00 minimum.

With 438.39 acres in the drainage shed the annual assessment for the drain is \$2,664.56. There is currently \$12,322.14 in the fund.

The Henry Plew Drain was placed on maintenance on November 4, 1968 (see Hamilton County Drainage Board Minutes Book 1, page 34). The current assessment for the Henry Plew Drain was approved by the Board at hearing on June 26, 2006 (see Hamilton County Drainage Board Minutes Book 9, pages 275-276). The current maintenance rates for this drain are as follows:

1. Maintenance assessment for agricultural tracts set at \$2.50 per acre with a \$25.00 minimum.
2. Maintenance assessment for non-platted residential tracts set at \$2.50 per acre with a \$25.00 minimum.
3. Maintenance assessment for commercial, institutional and multi-family residential tracts set at \$10.00 per acre with a \$75.00 minimum.
4. Maintenance assessment for platted lots in subdivisions whose drainage systems are not part of the regulated drain shall be set at \$35.00 per lot/minimum. Common areas within non-regulated drain subdivisions are assessed at \$5.00 per acre with a \$35.00 minimum.
5. Maintenance assessments for platted lots within subdivisions whose drainage system are part of the regulated drain are set at \$65.00 per lot/minimum. Common areas within the regulated drain subdivisions are set at \$10.00 per acre with a \$65.00 minimum.
6. Maintenance assessment for roads and streets set at \$10.00 per acre.

With 730.99 acres in the drainage shed the drains annual assessment is \$3,290.86. The fund balance is currently \$17,532.36.

The Horton Drain was placed on maintenance on May 7, 1969 (see Hamilton County Drainage Board Minutes Book 1 page 40). The current assessment for the Horton Drain was approved by the Board at hearing on November 28, 2005 (see Hamilton County Drainage Board Minutes Book 8, pages 517-518). The current rates of assessment for the drain are as follows:

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

5. Maintenance assessments for platted lots within subdivisions whose drainage systems are part of the regulated drain are set at \$65.00 per lot/minimum. Common areas within the regulated drain subdivisions are set at \$10.00 per acre with a \$65.00 minimum.
6. Maintenance assessment for roads and streets set at \$10.00 per acre.

With 32.65 acres and 16 lots in the drainage shed the annual assessment is \$1,106.00 and the drain currently has \$5,515.95 in the fund.

The W.C. Inman Drain was placed on maintenance on October 18, 1971 (see Hamilton County Drainage Board Minutes Book 1, page 75). The current assessment for the W.C. Inman Drain was approved by the Board at hearing on August 28, 2006 (see Hamilton County Drainage Board Minutes Book 9, pages 409-410). The current rates of assessment for the drain are as follows:

1. Maintenance assessment for agricultural tracts set at \$1.00 per acre with a \$15.00 minimum.
2. Maintenance assessment for non-platted residential tracts set at \$1.00 per acre with a \$15.00 minimum.
3. Maintenance assessment for commercial, institutional and multi-family residential tracts set at \$10.00 per acre with a \$75.00 minimum.
4. Maintenance assessment for platted lots in subdivisions whose drainage systems are not part of the regulated drain shall be set at \$35.00 per lot/minimum. Common areas within non-regulated drain subdivisions are assessed at \$5.00 per acres with a \$35.00 minimum.
5. Maintenance assessments for platted lots within subdivisions whose drainage systems are part of the regulated drain are set at \$65.00 per lot/minimum. Common areas within the regulated drain subdivisions are set at \$10.00 per acre with a \$65.00 minimum.
6. Maintenance assessment for roads and streets set at \$10.00 per acre.

With 322.57 acres and 35 lots in the drainage shed the drains annual assessment is \$2,236.20. The fund balance is currently \$1,064.69.

The Hinshaw & Keys Drain was placed on maintenance on November 20, 1972 (see Hamilton County Drainage Board Minutes Book 1, page 91). The current assessment for the Hinshaw & Keys Drain was approved at hearing on May 29, 2001 (see Hamilton County Drainage Board Minutes Book 6, pages 52-54). The current rates for this drain are as follows:

1. Maintenance assessment for agricultural tracts set at \$5.50 per acre with a \$15.00 minimum.
2. Maintenance assessment for non-platted residential tracts set at \$5.50 per acre with a \$15.00 minimum.
3. Maintenance assessment for commercial, institutional and multi-family residential tracts set at \$10.00 per acre with a \$50.00 minimum.
4. Maintenance assessment for platted lots in subdivisions whose drainage systems are not part of the regulated drain shall be set at \$35.00 per lot/minimum. Common areas within non-regulated drain subdivisions are assessed at \$5.00 per acres with a \$35.00 minimum.

5. Maintenance assessments for platted lots within subdivisions whose drainage systems are part of the regulated drain are set at \$65.00 per lot/minimum. Common areas within the regulated drain subdivisions are set at \$10.00 per acre with a \$65.00 minimum.
6. Maintenance assessment for roads and streets set at \$10.00 per acre.

With 154.18 acres in the drainage shed the annual assessment for the drain is \$887.00. Currently the drain fund has a balance of \$4,196.87.

The Joel Haworth Drain was placed on maintenance on January 28, 1983 (see Hamilton County Drainage Board Minutes Book 1, page 511). The current assessment for the Joel Haworth Drain was approved by the Board at hearing on November 28, 2005 (see Hamilton County Drainage Board Minutes Book 8, pages 503-504). The current rates of assessment for the drain are as follows:

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

With 84.59 acres in the drainage shed the drains annual assessment for the drain is \$511.80. Currently the drain fund is in the red \$421.13.

The Raymond Briles Drain was placed on maintenance on February 7, 1983 (see Hamilton County Drainage Board Minutes Book 1, page 516). The current assessment for the Raymond Briles Drain was approved by the Board on April 23, 2001 (see Hamilton County Drainage Board Minutes Book 6, pages 29-31). The current commercial rate was established on May 22, 2006. (See Hamilton County Drainage Board Minutes Book 9, pages 204-205). The current maintenance rates for the drain are as follows:

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

5. Maintenance assessments for platted lots within subdivisions whose drainage systems are part of the regulated drain are set at \$65.00 per lot/minimum. Common areas within the regulated drain subdivisions are set at \$10.00 per acre with a \$65.00 minimum.
6. Maintenance assessment for roads and streets set at \$10.00 per acre.

With 234.33 acres in the drainage shed the drains annual assessment is \$1,909.26. The current balance in the Raymond Briles fund is \$10,021.75. The period of collections for this drain is eight (8) years.

Upon review of current outstanding work orders for the drains which are currently on maintenance it was found that the Carrie Horney Drain has one (1), Henry Plew Drain has one (1), Hinshaw & Keys Drain has one (1), Joel Haworth has one (1) and Raymond Briles Drain has one (1). There were no outstanding work orders on the other drains which are on maintenance.

I have reviewed the plans and drain map and after considering the criteria as set out in IC 36-9-27-112 believe that all tracts within the drainage shed of the Isaac Jones Drainage Area will benefit equally as per land use. The following maintenance assessment should be adopted by the Board:

1. Maintenance assessment for agricultural tracts be set at \$4.00 per acre with a \$25.00 minimum.
2. Maintenance assessment for non-platted residential tracts be set at \$4.00 per acre with a \$25.00 minimum.
3. Maintenance assessment for commercial institutional and multi-family residential tracts be set at \$10.00 per acre with a \$75.00 minimum.
4. Maintenance assessment for platted lots in subdivisions whose drainage systems will not be considered part of the regulated drain shall be set at \$35.00 per lot - \$35.00 minimum. Common areas within subdivisions whose drainage systems will not be part of the regulated drain shall be set at \$5.00 per acre with a \$35.00 minimum.
5. Maintenance assessments for platted lots within a subdivision whose drainage system will be part of the regulated drain shall be set at \$65.00 per lot with a \$65.00 minimum. Common areas within regulated drain subdivisions shall be set at \$10.00 per acre with a \$65.00 minimum.
6. Maintenance assessment for roads and streets be set at \$10.00 per acre.

The annual maintenance collection for this drainage area will be \$39,233.76. The period of collection shall be eight (8) years as per IC 36-9-27-43.

This drain may be assessed for maintenance for the Hinkle Creek Drainage Area sometime in the future.

The current balance in the Carrie Horney, Mary Johnson, Henry Plew, Horton, W.C. Inman, Hinshaw & Keys and Raymond Briles Drains maintenance funds shall be kept separate and the balance within those funds be expended for needed maintenance for those drains. This shall be done until the funds are exhausted. At that time funding for future maintenance repairs to those drains shall be taken from the fund for the Isaac Jones Drainage Area. Future assessments for the drainage areas for these drains will be made into the Isaac Jones Drainage Area fund. No future maintenance collections for these drains will be made after 2012, other than any delinquent assessment, penalties and interest which remain unpaid.

Upon approval of this report by the Board the drainage area for the Joel Haworth shall be double assessed. In 2013 the drainage area for this drain shall pay maintenance assessments to both the Isaac Jones Drainage Area and the Joel Haworth Drain. The Joel Haworth Drain will continue being assessed for maintenance in 2013. This is in order to pay off the shortfall for this drain fund. Upon approval of this report by the Board, the cost of maintenance repairs for this drain shall be taken from the Isaac Jones Drainage Area.

Upon completion of the collections for the Joel Haworth Drain, as detailed above, any surplus funds within those drain funds shall be kept separate and that balance expended for needed maintenance for those drains. This shall be done until the funds are exhausted. At that time funding for the future maintenance repairs to those drains shall again be taken from the fund for the Isaac Jones Drainage Area.

At this time the Isaac Jones Drainage Area is being studied as part of the Hinkle Creek Watershed Master Plan Study. This is being done by Clark Dietz, Inc. per a contract approved by the Board dated November 14, 2011.

The Isaac Jones Drain has been identified in the NPDES Phase II General Permit Application, Storm Water Quality Management Plan Part C: Program Implementation Report, page 5, as a MS4 area receiving stream.

Isaac Jones Drain is listed in the NPDES Phase II General Permit Application Storm Water Quality Management Plan Part B: Baseline Characterization Report on the following pages:

Page 4 as an MS4 Area Receiving Stream

Page 6 as #05120201080100 Watershed as Hinkle Creek-Jones Ditch within the MS4 Area with drainage size of 12,870.90 acres.

Page 16 as being in the IDEM 305(b) Report as being an impaired water body.

This drain is not listed on the 2012 303(d) list of impaired waters for Indiana

I recommend the Board set a hearing for this proposed maintenance for November 26, 2012.

Sincerely,



Kenton C. Ward, CFM
Hamilton County Surveyor

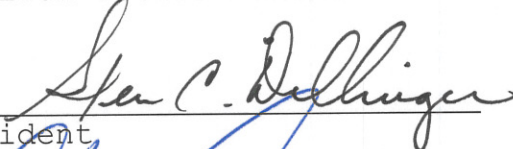
KCW/pll

FINDINGS AND ORDER
CONCERNING THE MAINTENANCE OF THE
Isaac Jones Drainage Area

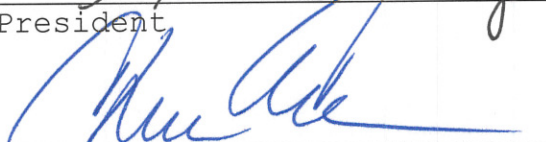
On this **26th day of November, 2012**, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the **Isaac Jones Drainage Area**.

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

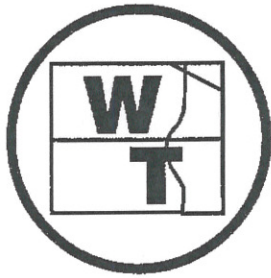


Member



Member

Attest: 



WASHINGTON TOWNSHIP

HAMILTON COUNTY

TRUSTEE
DAVID D. GILL

TOWNSHIP BOARD
JIM CAREY
JIM PEYTON
CARL STEELE

November 21, 2011

Mr. Kent Ward
Hamilton County Surveyor
One Hamilton County Square
Suite 188
Noblesville, IN 46060-2230

RE: Thomas Lindley Drain

Dear Kent,

Thank you for the response to our letter regarding maintenance on this drain. As you may know we are in the process of expanding MacGregor Park (through which runs the Lindley drain) and need the drain maintained to assure it functions well for us and our citizens who are using the park more and more.

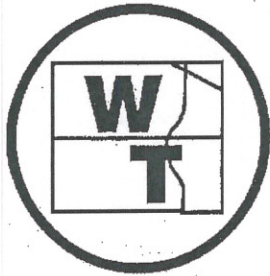
We sent you pictures taken in June of extensive flooding well beyond the flood plain. Since Steve Holt represents our area and I have worked with him on Township/County matters, I have sent this information to him also.

Sincerely,

David D. Gill, Trustee
Washington Township-Hamilton County

CC: Becky McCanna, MacGregor Park Project Manager





WASHINGTON TOWNSHIP

HAMILTON COUNTY

TRUSTEE
DAVID D. GILL

TOWNSHIP BOARD
JIM CAREY
JIM PEYTON
CARL STEELE

November 21, 2011

Commissioner Steve Holt
One Hamilton County Square
Noblesville, IN 46060

RE: Thomas Lindley Drain

Dear Steve,

I understand that among your many duties, is that of serving on the DRAINAGE BOARD...This year as President.

As you know I am responsible for the development and maintenance of MacGregor Park (NE corner of US 31 and State Road 38.) Lindley drain is a regulated drain that runs through the property but is not currently on your maintenance schedule. I ask that you consider it to be on schedule for the year 2012.

Do to the re-routing of this drain in the construction on US 31 the park is experiencing increased flow. We fear that extensive flooding well beyond the current flood plain will occur. Enclosed is a map of the flood plain and photos taken after a storm in June 2011.

Thank you for your review and consideration.

Sincerely,

David D. Gill, Trustee
Washington Township- Hamilton County

CC: Kent Ward, Hamilton County Surveyor
CC: Becky McCanna, MacGregor Park Project Manager



ISAAC JONES DRAINAGE AREA

Property Owner	Parcel Number	Lots Benefited	Acres Benefited	Current Maint.	Maint. Proposed	% of Assessment
David B. & Sonja L. Ashpaugh	08-06-18-00-00-013.007		1.5	\$0.00	\$25.00	0.06%
William D. & Lucia Y. Beck	08-06-18-00-00-013.003		7.1	\$0.00	\$28.40	0.07%
Timothy W. & M. Susan Luther	08-06-18-00-00-029.000		1.96	\$0.00	\$25.00	0.06%
Moore LP	03-06-06-00-00-021.000		39.9	\$0.00	\$159.60	0.41%
	03-06-07-00-00-019.000		45.78	\$0.00	\$183.12	0.47%
	03-06-07-00-00-020.000		79.49	\$0.00	\$317.96	0.81%
	08-06-18-00-00-002.000		64.44	\$0.00	\$257.76	0.66%
Totals		0	240.17	\$0.00	\$996.84	2.54%

08-06-18-00-00-013.007



November 1, 2012

Hamilton County Surveyor
Kenton C. Ward
One Hamilton County Square
Suite 188
Noblesville, IN 46060

Re: Isaac Jones Drainage Shed

I received the notice of hearing for the Isaac Jones Drain to be heard on November 26, 2012. I believe my property drains solely to the east into the Sly Run Drainage Shed. The map shows my property being split between the Sly Run Drainage Shed and the Isaac Jones Drainage Shed. Would it be possible for you to reevaluate my property before the hearing on November 26th?

Thank you for your Consideration.

David Ashpaugh



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

November 16, 2012

David Ashpaugh
20803 Anthony Road
Westfield, IN 46062

RE: Isaac Jones Drainage Area

I have received your objection dated November 1, 2012 to the Isaac Jones Drainage Area. Upon review of the objection I believe that you are correct and that your entire tract does drain to the Sly Run Drain.

At the hearing on November 26, 2012 for the Isaac Jones Drainage Area, I will recommend to the Board that the entire 6.75 acres of your tract be assessed to the Sly Run Drain and dropped from the schedule of assessment for the Isaac Jones Drain.

Sincerely,

Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/pll



Hamilton County

This is My Map

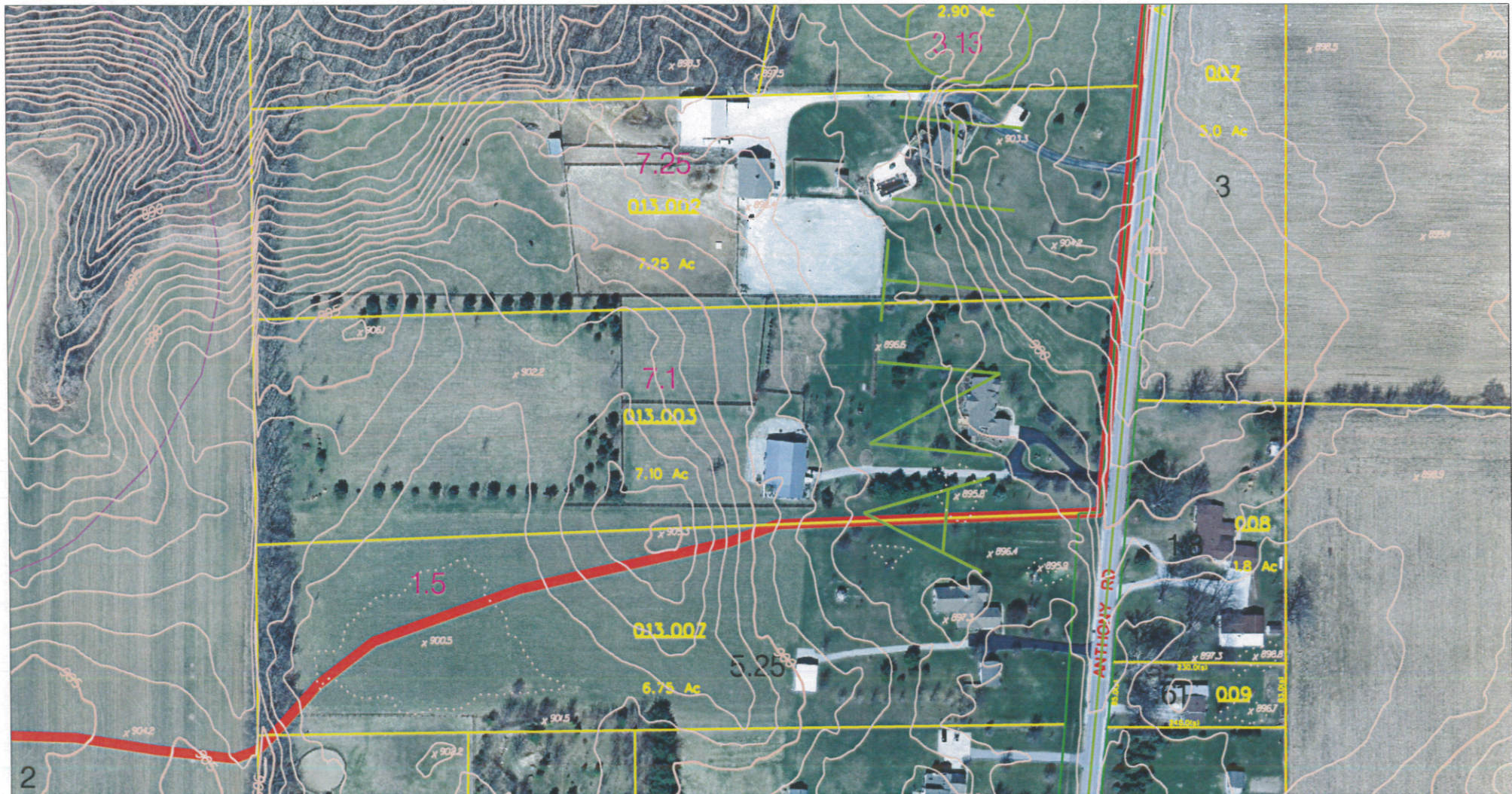
Printed: Nov 07, 2012



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County of
Hamilton
Indiana
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20821 Anthony Road
Noblesville, Indiana 46062
317-877-2833

November 7, 2012

Kenton Ward

Hamilton County Surveyor

To: Hamilton County Drainage Board

Re: Isaac Jones Drainage Area

The four parcels on the west side of Anthony Road, north of State Road 38 are not in the Isaac Jones Drainage area. We are instead in the Cox Beals Drainage area. Our water drains to the south and the east.

PARCEL # 08-06-18-00-013-003

I am requesting that you review this area and remove me from this assessment.

Respectfully,

A handwritten signature in cursive script that reads "Wm D Beck".

A handwritten signature in cursive script that reads "Lucia Beck".

Wm. D. Beck and Lucia Beck

OFFICE OF
HAMILTON COUNTY DRAINAGE BOARD
October 24, 2012

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the
Isaac Jones Drainage Area.

Beck, William D & Lucia Y
20821 Anthony Rd
Westfield, IN 46062

Under the Indiana Drainage Code, all land which drains directly, or indirectly, may be assessed for either maintenance cost or reconstruction cost within the drain. In making the calculation for each parcel, the Drainage Board must calculate the percentage of the cost attributable to each parcel of land benefitted. From time to time the assessments may be increased or changed. The chart below contains your proposed assessment and your percentage of the total annual maintenance contribution to the costs attributable to providing drainage to your land.

The Drainage Board has received a maintenance report and schedule of assessments which affects your land. You are hereby notified that the maintenance report of the County 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 County Surveyor.

The Surveyor has estimated that the annual cost of periodically maintaining the entire drain is \$39,233.76. The schedule of assessments shows you are the owner of tracts within the drainage shed. The following is your pro rata share for each tract and the proposed annual assessment for those tracts: This assessment is not a charge for services associated with regulating the quality of storm water within your city or town.

Isaac Jones Drainage Area Proposed Assessment Information

Parcel: 08-06-18-00-00-013.003 Rate: Residential/Ag

Description	Acres Benefitted	Maintenance Assessment	% of Assessment
S18 T19 R4 7.10Ac	7.10	\$28.40	0.07%

The table below shows current assessments (if any) for this parcel. Upon approval of this hearing, future assessments for Carrie Horney, Mary Johnson, Henry Plew, Horton, W.C. Inman, Hinshaw & Keys and Raymond Briles will not be collected & the parcel will be assessed to Isaac Jones Drainage Area instead. Parcels currently assessed to Joel Haworth will be double assessed for 2013 in order to pay off a shortfall in the drain fund. Then future assessments will be made to Isaac Jones Drainage Area instead of Joel Haworth.

	Carrie Horney #5	Mary Johnson #6	Henry Plew #10	Horton #12	W.C. Inman #55	Hinshaw & Keys #76	Joel Haworth #161	Raymond Briles #163
Current Acres Benefitted								
Current Assessment								

A public hearing will be held by the Drainage Board in Commissioner's Court at **10:00 A.M.** on November 26, 2012 on the Surveyor's maintenance report and the proposed schedule of assessments. The law requires that any objection must be written and filed not less than five (5) days before the above hearing on the ground that benefits assessed are excessive. Written evidence in support of objections may also be filed. The failure of any owner to file an objection constitutes a waiver of his right to thereafter object on such ground to any final action of the Board. On or before the hearing date the Surveyor or any owner of lands named in the schedule of assessments may cause written evidence to be filed in support of or in rebuttal to any objection filed.

HAMILTON COUNTY DRAINAGE BOARD
One Hamilton County Square, Ste. 188
Noblesville, IN 46060

For a copy of the Surveyor's Report to the Drainage Board and a copy of the map, if applicable, please go to www.hamiltoncounty.in.gov/drainageboardnotices.

This copy is from the Digital Archive of the Hamilton County Surveyor's Office; Noblesville, In 46060



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

November 16, 2012

William D. & Lucia Beck
20821 Anthony Road
Westfield, IN 46062

RE: Isaac Jones Drainage Area

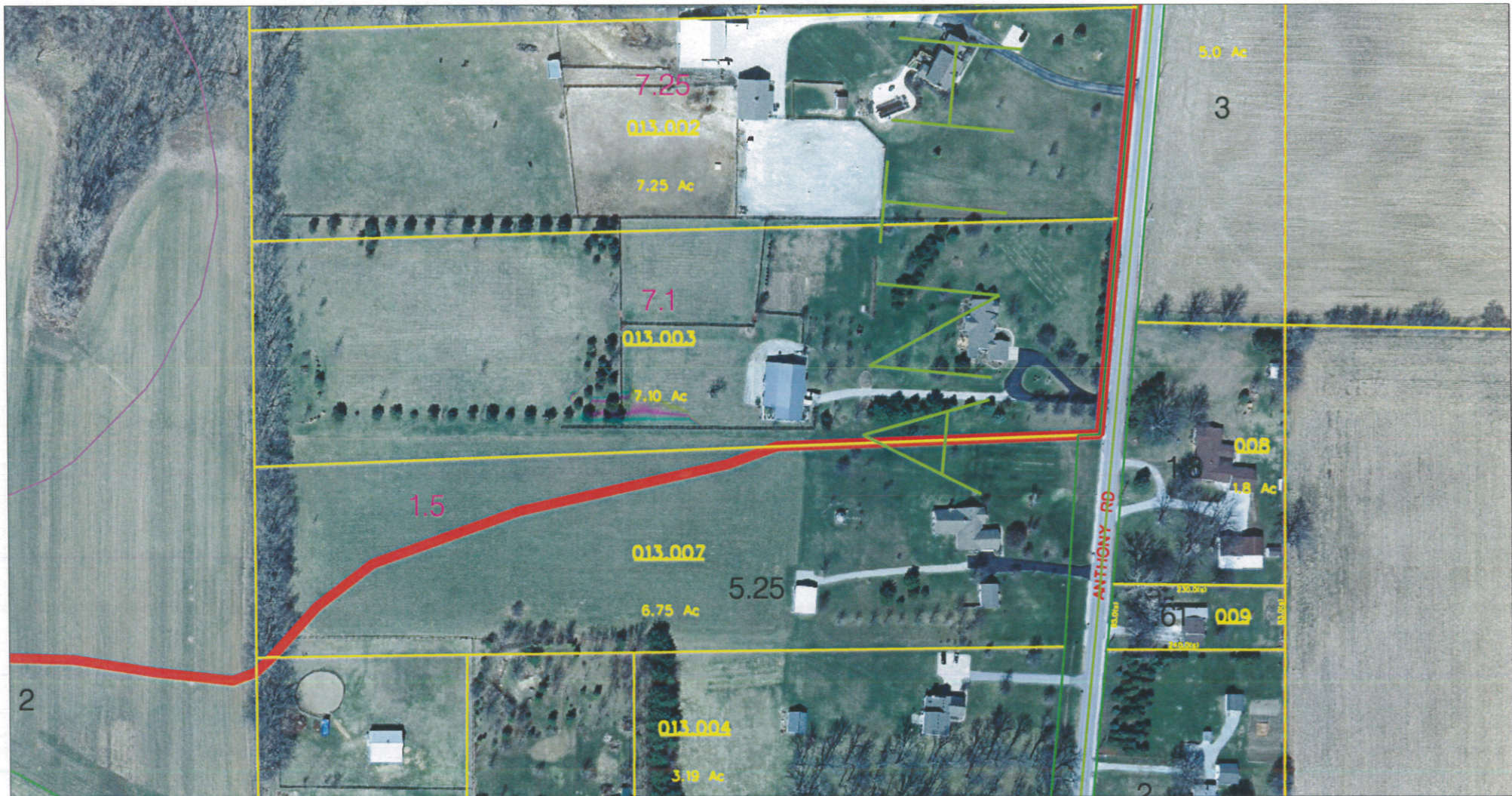
I received your objection dated November 7, 2012 regarding the upcoming hearing for the Isaac Jones Drainage Area. Upon review of the objection I thought that the request was unusual. In June and July of 2006 the Drainage Board conducted a hearing for the Beals and Cox Drain. During that hearing you maintained that your tract did not drain to the Beals and Cox Drain.

Due to your objection to being assessed to the Beals and Cox Drain the Board removed you from the assessment from that drain. This can be found in the Hamilton County Drainage Board Minutes Book 9, pages 294-297 and 320-322. These pages are enclosed so as to refresh your memory.

Sincerely,

Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/pll



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June 26, 2006 - Initial Hearing

I recommend the Board set this item for hearing on June 26, 2006.

Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/pll"

Dillinger opened the public hearing; seeing no one present Dillinger opened the public hearing.

Holt made the motion to approve the Surveyor's report, seconded by Altman and approved unanimously.

"FINDINGS AND ORDER

CONCERNING THE MAINTENANCE OF THE

Alva Osborn Drain

On this 26th day of June 2006, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the *Alva Osborn 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

Steven C. Dillinger
President

Christine Altman
Member

Steven A. Holt
Member

Attest: Lynette Mosbaugh "

Beals & Cox Drain Increase:

There was one objection on file. Mr. William D. Beck was present for this item.

The Surveyor presented his report to the Board for approval.

"March 3, 2006

To: Hamilton County Drainage Board

Re: Beals & Cox Drain #112

Upon review of the rates being charged for the Beals & Cox Drain, I found that the current rates do not reflect the minimum rates that have now been established. Therefore, I recommend to the Board the following rates be increased to the now established minimum rates.

1. Current minimum rate for unplatted residential and agricultural be increased from \$5.00 to \$15.00.
2. Unregulated platted lots be set at \$5.00 per acre, \$35.00 minimum.
3. Regulated platted lots be set at \$10.00 per acre, \$65.00 minimum.
4. Commercial, institutional and multi-family be set at \$10.00 per acre, \$75.00 minimum.

5. Roads be increased from \$2.00 per acre to \$10.00 per acre.

This will increase the annual assessment for this drain from \$1,484.16 to \$2,858.96. At this time the collection of assessments for 2006 has stopped for this drain. The above new rates will only be put into effect when the maintenance fund drops below \$5,936.64 the current level of four times the annual assessment, and collections begin once again. The new rate will be effective for the 2007 collections.

I recommend the Board set this item for hearing on June 26, 2006.

Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/llm"

Dillinger opened the public hearing.

Mr. William Beck stated that he is requesting that the Board remove the assessment from his property because of the neighbor to the south who put in a finger system which blocks or impedes the natural flow of the water.

The Surveyor asked Beck which neighbor blocked the water?

Beck stated that the neighbor to the south of me, which is David Ashpaugh.

The Surveyor stated that from the front of the tract the water should go down the right of way then there is a culvert. Where is the gentleman's septic that is south of you? Does the water pond on you now?

Beck stated that he put in six inch drain pipe which takes the water to an open ditch. We have had two 100-year floods last year and the water stood for approximately 24 hours before it eventually went down. This covered about an acre and a half of his land and my land.

Altman asked what the watershed was to the north?

The Surveyor stated that the watershed north is the Isaac Jones Drain, which is the open ditch. This is regulated drain, but not on maintenance at this time. We do not, in our drainage shed determinations, take into affect private drains. We strictly use the surface drainage. There is no way to know where all the private drains are. They can be cut off at any point in time so all we do is maintain the surface water to the nearest regulated drain.

Holt stated that if the private drain was cut off then presumably the ponding would be indefinite. If the surface water can't get to the south and the drain was put in to remedy it, if it doesn't work then I guess you have a lake instead of a pond. Is that right?

Beck stated that the water would eventually seep into the ground.

Holt asked the Surveyor if Beck is piping the water north, wouldn't it make sense to go look at it and confirm it and his entire parcel into Jones Drain?

Conover stated that he has been at the Beck property twice. He does have a unique situation in where normally water would travel down the side ditch of the road, but in this location in front of his property, the road is higher than his property. There is no side ditch along the road, the water all goes down into Beck's yard. In front of the property, and the Health Department had the neighbors to the south put in a new septic in the front of their house, which built the property up and has blocked what little natural flow did come down from the road towards his house and then would pond at the south end of his property. Without the private drain tile being put in, and I have seen the tile and where it is located and the outlet in the ditch, the water would pond there until it evaporated or the ground would dry up.

Altman asked if there was any channelization drainage or is it common enemy where the neighbor just built up for a septic.

Conover stated that this would be more the common enemy because that was the approach I was initially taking because there was not defined banks where the private drainage law would be applicable.

Altman asked if the rates were the same on both sheds?

The Surveyor stated that the other shed is not assessed at this point in time.

Altman asked if this was a regulated drain?

The Surveyor stated that the Jones Ditch is a regulated drain, but we haven't placed the drain on maintenance yet.

Howard stated that the issue that bothers him is that there is no legal duty to maintain that private drain. Any motion, if the Board is going to give this gentleman relief, has to be subject to him maintaining that private drain. If that private drain goes away, then he will be in the watershed. He is still in the watershed, it's just a question of whether he gets relief from assessment. I believe that the Surveyor's Office general rule is the correct way to proceed, but Beck has to understand that if that pipe ever closes up, we need some kind of record of affirmative duty of Beck or his successors in title if that tile gets broken. Howard asked Beck if he owned the land all the way to the ditch?

Beck stated that he did not.

Howard stated that this is not good.

Beck stated that the tile crosses the neighbor to the north of me.

Howard stated that if the neighbor to the north breaks a tile you're going to be back in here wanting help.

Beck stated that if the neighbor to the north breaks the tile he has to go down about five feet and the tile is corrugated plastic. I have maintained that tile myself and have also had another company in and rod the tile 150 feet to make sure that the tile is clean and clear.

Howard stated that he understands, but if Beck doesn't do it or your successor in title doesn't do it, somebody is going to be coming in here wanting the Drainage Board to do something and they will say that you haven't paid an assessment into this drain and that's where the surface water goes. This is kind of a unique situation. It's simple from your standpoint, but from ours, we have to worry about when Beck sells the land, the guy to the north doesn't like the guy you sold to, we see these things everyday.

Dillinger closed the public hearing.

Altman made the motion to remove Beck from this drainage shed assessment during such period as he maintains his private drain. Is it improper to remove him from the drainage shed?

Howard stated that he believes that it would be removing him from the drainage assessment. Drainage shed is defined by nature.

Dillinger asked what Beck's assessment on this drain was?

The Surveyor stated that Beck's current assessment is \$5.20 and the proposal is to go to \$15.00.

Howard asked what this would mean to Beck? Is that \$15.00 for Beck's entire assessment for that part of his property?

The Surveyor stated that Howard was correct.

Howard stated that it sounds like cheap insurance.

Motion fails for lack of a second.

Dillinger made the motion to deny the objection.

Motion fails for a lack of a second.

Howard asked the Board to see if Beck would like to withdraw his objection.

Dillinger asked Beck if he knew that this was only costing him \$8.00 more?

Beck stated that it's not that I can't afford it. I can afford it. It's the principal of the thing that I am being taxed for something I'm not getting.

Altman stated to Beck that his water is going somewhere.

Beck stated that Altman was correct and I'm maintaining that water.

Altman stated that where the water is going now is not under maintenance, but it's going somewhere and that is all part of the drainage system.

Howard stated that as long as Beck is here, that's fine, as long as that neighbor to the north doesn't tear up your tile. If that tile gets torn up Beck is going to want some help on getting his surface water down there. \$15.00 is cheap insurance.

Beck stated that if his neighbor to the north tears up the tile he's in trouble too because he drains down into that same tile.

Altman made the motion to table this item until July 24th at 9:00 a.m., seconded by Dillinger and approved unanimously.

Johnson & Gardner Drain Increase:

There were neither landowners present nor objections on file.

The Surveyor presented his report to the Board for approval.

"March 3, 2006

To: Hamilton County Drainage Board

Re: Johnson & Gardner Drain #169

Upon review of the rates being charged for the Johnson & Gardner Drain, I found that the current rates do not reflect the minimum rates that have now been established. Therefore, I recommend to the Board the following rates be increased to the now established minimum rates.

1. Current minimum rate for unplatted residential and agricultural be increased from \$6.00 to \$15.00.
2. Unregulated platted lots be set at \$5.00 per acre, \$35.00 minimum.
3. Regulated platted lots be set at \$10.00 per acre, \$65.00 minimum.
4. Commercial, institutional and multi-family be set at \$10.00 per acre, \$75.00 minimum.
5. Roads be increased from \$2.00 per acre to \$10.00 per acre.

This will increase the annual assessment for this drain from \$268.00 to \$503.00. At this time the collection of assessments for 2006 has stopped for this drain. The above new rates will only be put into effect when the maintenance fund drops below \$1,072.00, the current level of four times the annual assessment, and collections begin once again. The new rate will be effective for the 2007 collections.

I recommend the Board set this item for hearing on June 26, 2006.

Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/llm"

Dillinger opened the public hearing; seeing no one present Dillinger closed the public hearing.

Altman made the motion to approve the Surveyor's report, seconded by Dillinger and approved unanimously.

"FINDINGS AND ORDER

CONCERNING THE MAINTENANCE OF THE

Johnson & Gardner Drain

On this 26th day of June 2006, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the *Johnson & Gardner 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.

July 24, 2006 - Continued Hearing

MINUTES OF THE HAMILTON COUNTY DRAINAGE BOARD

July 24, 2006

The meeting was called to order Monday July 24, 2006 at 9:02 am.

The members of the Board present were Mr. Steven C. Dillinger-President, Ms. Christine Altman-Vice President; and Mr. Steven A. Holt-Member; also present was the Hamilton County Surveyor, Kenton C. Ward and members of his staff: Mr. Steve Baitz, Mr. Jerry Liston, Mr. Andy Conover, Ms. Mary Garmon, Mr. Greg Hoyes, Mr. Steve Cash, Mr. Robert Thompson and Mr. Walter Evans. The Board's Attorney, Mr. Michael Howard and his associate Mr. Darren Murphy were also present.

Approval of Minutes of July 10, 2006:

The minutes of July 10, 2006 were presented to the Board for approval.

Altman made the motion to approve the minutes of July 10, 2006, seconded by Holt and approved. Dillinger abstained.

Beals & Cox Drain - (Tabled on June 26th):

Mr. Dave Beck was present for this item.

Conover stated that the Surveyor's Office survey crew shot elevations along the south property line of Beck's property. We went west to the high ground on the property. At this time the Board needs to look at the elevations. The office needs to go back and get further information to the north to see which way the water would go. There is a high point between Beck's property to the south to the Beals & Cox Drain. After speaking to the Surveyor the crew is to go back out and get elevations to the north to see if that is the lower path.

Holt asked if Conover was requesting that this item be tabled again? Is Beck present?

Conover stated that Beck was present.

Holt asked Beck if that was satisfactory to him?

Beck stated that he didn't know what the elevations showed. Do the elevations show that the ground to the south is higher than my location?

Conover stated that the ground is higher to the south, but what the office is looking for is when the water builds up, will it go south or north?

Beck stated that since the ground is higher to the south the water can't go anywhere. The water ponds in that location because of the action of the people to the south of me to install a finger system that is higher than the original swale or drainage of my property.

Holt stated that Beck told the Board this the last time he was here. I thought the Surveyor's Office acknowledged that? The issue was where the water was going, wasn't it?

Conover stated that the office was to go out and shoot elevations to see if the property to the south had built up and blocked off the surface flow. The surface flow has been blocked. What the Surveyor has asked him to determine now is if the ground to the north is higher than the ground to the south. In the event that ground fills up, will the water go north or south?

Holt stated that Beck was being assessed for drainage to the south and Beck told the Board that it wasn't fair to have that assessment because the water couldn't go south because the neighbor to the south had built up his ground. Beck wanted relief from the assessment.

Beck stated that Holt was correct.

Holt asked why the Board couldn't give Beck relief from the assessment if the Surveyor's Office has gone out and shot it and determined that water can't go to the south?

The Surveyor stated that water has to go somewhere without that tile. Where is it going to go? That's how we've always assessed.

Altman asked the Surveyor if he was trying to determine which watershed Beck should be in?

The Surveyor stated that Altman was correct. The survey crew didn't get enough information to the north to determine where that location is.

Holt stated that the bottom line message to Beck is that he will get assessed somewhere.

The Surveyor stated that Holt was correct. The water is either going to go to Beals & Cox Drain or north to the Isaac Jones Drain.

Holt stated that he would suppose that Beck would say that the water is going nowhere at all.

Beck stated that the previous owner has put in a six inch tile that runs to a private drain that does go north across the other properties. I don't need the County to go out and dig across my neighbors on either side to provide the adequate drainage. The mission has already been accomplished. All I'm asking is that the Board forgo that assessment from me because we've already accomplished what the County has allowed the neighbor to put in a finger system to impede the water from the drain. That is no longer a problem because we've done our own work in taking care of the water. To spare the county a lot of money, it's cheaper to forgo the assessment than it is to go out and put in probably 200 to 300 feet in either direction of drainage.

The Surveyor asked Beck if he understood that he will get assessed to the Isaac Jones Drain?

Beck stated that he did not.

The Surveyor stated that Beck will get assessed to either Beals & Cox or Isaac Jones.

Beck stated that's okay, just come out and dig up the neighbor's yard and I'll be glad to pay the assessment.

Altman stated that this item is on the table until the Board determines which watershed Beck should be in. That's what the Surveyor wanted to do, so the Board had some basis to assess a watershed.

Holt stated that he didn't believe it was fair for Beck to keep coming back to this meeting. He asked the Surveyor if he could resolve this issue? Clearly whatever shed Beck is in is the shed he is in and he shouldn't have to come in here on a Monday morning to deal with it.

The Surveyor stated that if Beck wants to be assessed to the Isaac Jones instead of Beals & Cox that is fine.

Holt stated that he didn't know that Beck wants to be assessed anywhere, but the Surveyor could explain to him where his water goes is where he gets assessed. It sounds like the Surveyor agrees with Beck that the water is not going where Beck is currently being assessed. That needs to be changed to where the water does actually go no matter who put the ditch in.

Beck asked if the Board intended to assess all the people on S. R. 38 because their water runs down into our tile?

Holt asked which properties Beck was referring to.

Beck pointed out the area on the map.

The Surveyor stated that he has no knowledge of that tile. The tile is private.

Conover stated that the County's assessments are based on surface water and that's what the office is determining on Beck's property, the direction of the surface water. The surface water on those properties is still going to go to the Beals & Cox Drain to the south. Most of Beck's property already goes to the Jones Ditch. What's in question is the small corner of Beck's property that is in the Beals & Cox Watershed. We are talking about leaving that small corner in the Beals & Cox Watershed or putting it in with the rest of his property that goes to the Jones Ditch.

Holt asked if it would be more economical to put Beck into the Jones Watershed since he is getting that parcel minimum on the Beals & Cox Drain?

The Surveyor stated that the Board could assess the entire tract to the Jones Ditch.

Holt stated that this would give Beck some relief.

Holt made the motion to remove the Beck property from the Beals & Cox Drain and add his entire parcel to the Isaac Jones Drain, seconded by Altman and approved unanimously.

Holt stated to Beck that he was already paying for the Jones Drain for the majority of his property.

The Surveyor stated that the Jones Ditch is not on maintenance at this time.

Holt stated that there is no current assessment on the Jones Ditch, but sometime there will be. If the Board puts all of your property into the Jones Watershed there would no current assessment. Beck is telling the Board that the Jones Ditch is where his water goes and it sounds as though Conover is verifying that, saying the water can't go south. Would that satisfy you this morning?

322

Beck stated that this does not satisfy him, but if that is the way it has to be then that is the way it has to be.

Holt stated that this would eliminate Beck's Beals & Cox assessment, which is what Beck came in here seeking relief from, correct?

Beck stated that Holt was correct.

Holt stated that there is currently no Jones Assessment, but the majority of Beck's water goes into the Jones Drain before the private tile and now all of the water goes into the Jones Ditch.

Beck stated that Holt was correct.

Holt stated that if there is a Jones assessment Beck would pay his fair share on that.

Holt made the motion to remove Beck's parcel from the Beals & Cox Drain and the small piece of the property that is currently shown in Beals & Cox would be placed in the Jones, seconded by Altman as long as we don't need another hearing. Does this satisfy hearing requirements to shift that parcel?

Ward stated that this would be picked up later.

The motion had been made and seconded to move Beck's parcel from the Beals & Cox to the Jones Ditch and approved unanimously.

"FINDINGS AND ORDER
CONCERNING THE MAINTENANCE OF THE
Beals & Cox Drain

On this 24th day of July 2006, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the Beals & Cox 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

Steven C. Dillinger
President

Christine Altman
Member

Steven A. Holt
Member

Attest: Lynette Mosbaugh "

Russell Johnson Drain - Hoosier Road Reconstruction:

There was one objection on file. No landowners were present for this item.

Evans presented his report to the Board for approval.

"May 9, 2006

To: Hamilton County Drainage Board

Re: Russell Johnson Drain Reconstruction

November 14, 2012

2120 State Road 38 E
Westfield, IN 46074

Hamilton County Drainage Board
One Hamilton County Square, Ste #188
Noblesville, IN 46060



RE: Isaac Jones Drainage Area Proposed Assessment Information
Parcel: 08-06-18-00-00-029.000

To Whom It May Concern:

This letter is in response to the notice of Proposed Assessment dated October 24, 2012 with regards to the property at 2120 State Road 38 E, Westfield, IN (Description S18 T19 R4 1.96AC).

Please note the following objections that I, as a taxpayer and property owner, have with regards to this assessment:

1. Any rainfall that is not absorbed by my own property is absorbed by the field at the bottom of my property and does not affect the creek that is at the other side of the field.
2. The creek area is public property with MacGregor Park, of which, part of my taxes already goes to the Parks department.
3. I already pay Hamilton County Taxes—this is another tax!
4. This is for maintenance of the creek, of which, myself as a property owner, have no contact with this creek nor have I filed for any maintenance work to be completed on this creek.
5. I will maintain my part of the creek—What part of the creek is related to me?
6. The State came in and upgraded US31 and State Road 38 interchange and re-routed the creek as it comes into contact with US31. So now, I am being taxed for something that should be maintained by the State!

Here are my suggestions on eliminating the shortfall to the drainage fund:

1. Have the inmates from Hamilton County Jail clean the streams of debris and jams.
2. Have a "Clean the Creek" volunteer group day.
3. Where is the study on time wasting practices of the group? When everyone else is asked to tighten up and be more productive, how is the Drainage Board being more productive and cost-effective? We all have to work smarter, more efficiently and without wasting time.

Please show me where I have any ownership of this Isaac Jones Drainage. Also, you have a public hearing on this matter scheduled for 10:00 a.m. on a Monday – Is this so you will have no one from the public at this hearing. I work Monday thru Saturday and pay my taxes to the Federal Government, the State Government and the County Government. I cannot afford to take a day off work. Most public hearings involving land matters that I have seen are scheduled in the evening so the working class are able to attend and voice their opinions.

Sincerely,

Timothy W. Luther



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

November 16, 2012

Timothy W. Luther
2120 State Road 38E
Westfield, IN 46074

RE: Isaac Jones Drainage Area

I received your objection dated November 14, 2012 regarding the hearing for the Isaac Jones Drainage Area. Upon review of the objection I have listed responses in the order which the objections were listed.

1. Any rainfall that is not absorbed by my own property is absorbed by the field at the bottom of my property and does not affect the creek that is at the other side of the field.

Response: The surface water will travel to the open ditch to the north of your property as sheet drainage. The amount will depend on rainfall intensity and ground conditions.

2. The creek area is public property with MacGregor Park, of which, part of my taxes already goes to the Parks Department.

Response: You are correct.

3. I already pay Hamilton County taxes – this is another tax!

Response: Please be aware that your property taxes do not go for drainage. Drainage assessments are considered user fees.

4. This is for maintenance of the creek, of which, myself as a property owner, have no contact with this creek nor have I filed for any maintenance work to be completed on this creek.

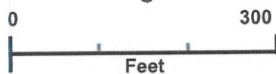
Response: Under Indiana Statute all property within the drainage shed for a drain is considered to be benefited by that drain and shall be assessed.



Hamilton County

This is My Map

Printed: Nov 16, 2012



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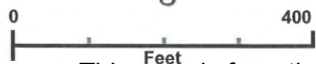
County of
Hamilton
Indiana
www.hamiltoncounty.in.gov



Hamilton County

This is My Map

Printed: Nov 19, 2012



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This copy is from the Digital Archive of the Hamilton County Surveyor's Office; Noblesville, In 46060

November 21, 2012

Drainage Board Members
One Hamilton County Square
Noblesville, IN 46060



Re: Isaac Jones Drainage Area

Dear Board Members:

Receiving a Maintenance Assessment for the drainage is adding insult to injury. Based on what I could understand from all the pages of rhetoric sent in this mailing, the drainage project will not benefit our property at all. I should be reimbursed by the County for damage done to our property.

1. The Street Department has installed eight culverts onto our property directly from about 160 acres bounded by Highway 31 on the west, 216th St on the south and Flippins Rd on the east.
2. This property was always flooded from 1964 (when we purchased our property) until they started installing culverts. The water stayed contained on this acreage, no streets flooded, until the first culvert was installed near the corner of 216th St and Highway 31, which at that time flooded the corner of 216th St and Highway 31, owned by Johnson Brothers. No other culverts were added after that until about 1995 and until as recently as 2007.
3. We now live in a bog. We have lost many trees due to moisture in the ground. The wind uproots them. All of our fencing is being replaced due to leaning. We now have to cement all the posts. Our drive way lights posts are in the same condition due to wet ground.
4. We are not able to use our outdoor arena, which we used for 42 years until 2008 after more street culverts were installed. We had to add another culvert in our driveway to prevent the driveway from being washed out.
5. Razed farm house which we and renters lived in for many years due to flooded cellar and crawl space. Septic system would no longer work.
6. We installed two farm ponds in 1969 for fire prevention and watering pastured livestock. As an indication of how dry our property used to be, we had Jackson Township Fire Department help fill the ponds with two truckloads of water, but had to continue filling them by pumping water from wells for 3 days.
7. It seems the county is determined to drain flooded acreage from across the street onto surrounding property. In 2010, they have added a deep pipeline under 216th St. Our field south of 216th St was adversely affected and perhaps that is the problem for MacGregor Park outlined in Mr. David Gill's letter dated November 21, 2011.

Sincerely,

Sylvia Moore
Sylvia Moore
Owner of Property included
in proposed drainage assessment

03-06-06-00-00-021.000
-03-06-07-00-00-019.000
-03-06-07-00-00-020.000
-08-06-18-00-00-002.000



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

November 21, 2012

Sylvia Moore
21911 Flippens Rd.
Cicero, IN 46034

Re: Isaac Jones Drainage Area

I received your objection dated November 21, 2012 regarding the hearing on the proposed Isaac Jones Drainage Area. In your letter you set out several problems you are experiencing. In response to the objection, I would like to point out that when culverts are placed under the road the reason for the placement is that but for the road, water would have run in that direction. Also, looking at the soil mapping for your four (4) tracts each of the tracts are made up of wet soil types and will flood or hold water with a high water table.

Upon review of your properties I found that the Isaac Jones Drain borders your Tract 03-06-07-00-00-019.000 and have enclosed the photographs taken on your tract earlier this year. The maintenance funds which will be collected for the drain will be used to do such work as removing the tree which has fallen across the drain in Photo No. 24; repair the severe bank erosion as shown in Photo No. 26; and, removal of the debris within the open ditch as shown in Photos 25, 26 and 27.

Sincerely,

Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/llm



Photo 23



Photo 24



Photo 25



Photo 26

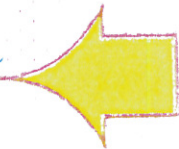




Photo 27



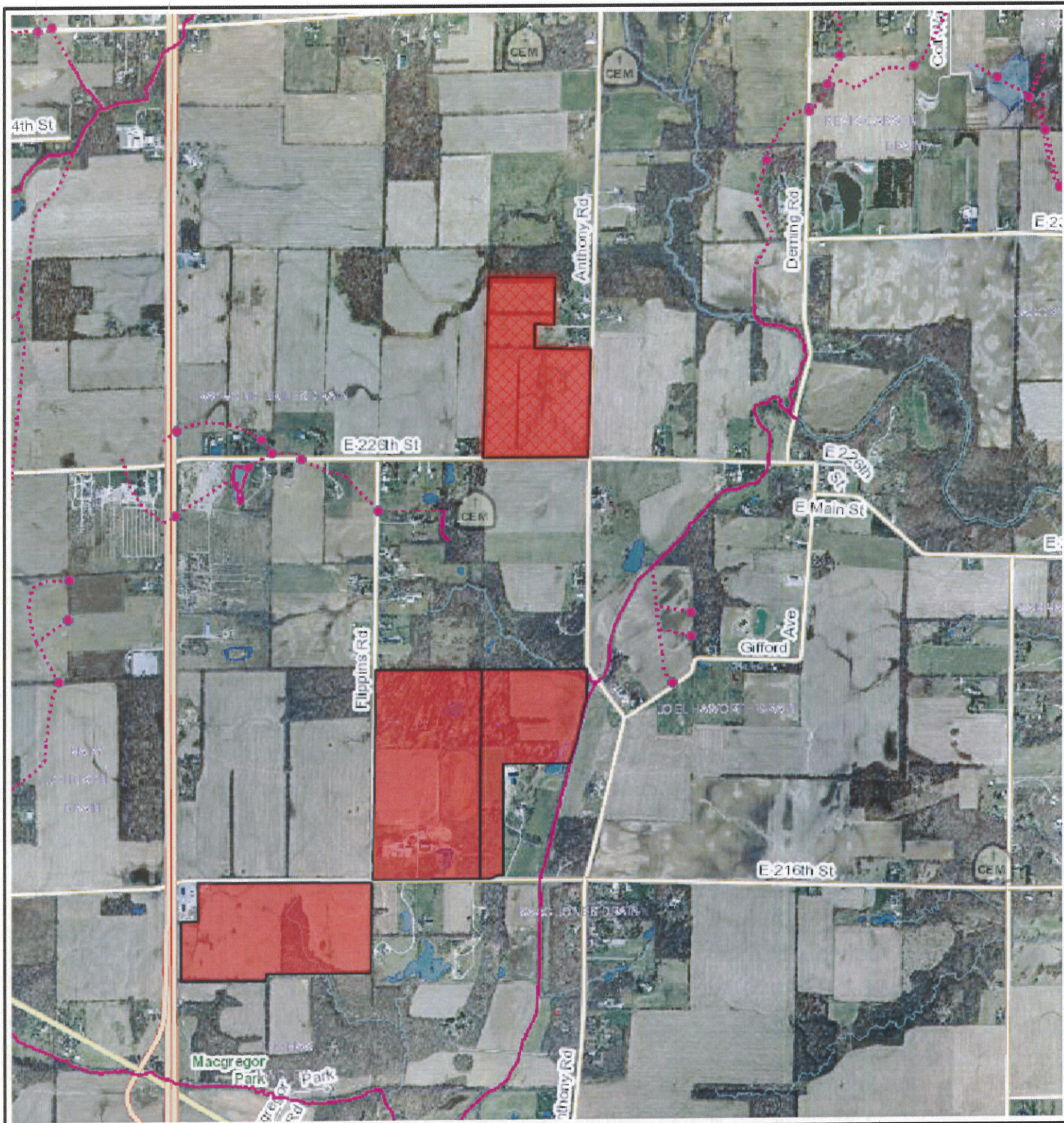
Photo 28



Photo 29



Photo 30



Hamilton County

This is My Map

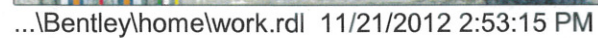
Printed: Nov 21, 2012

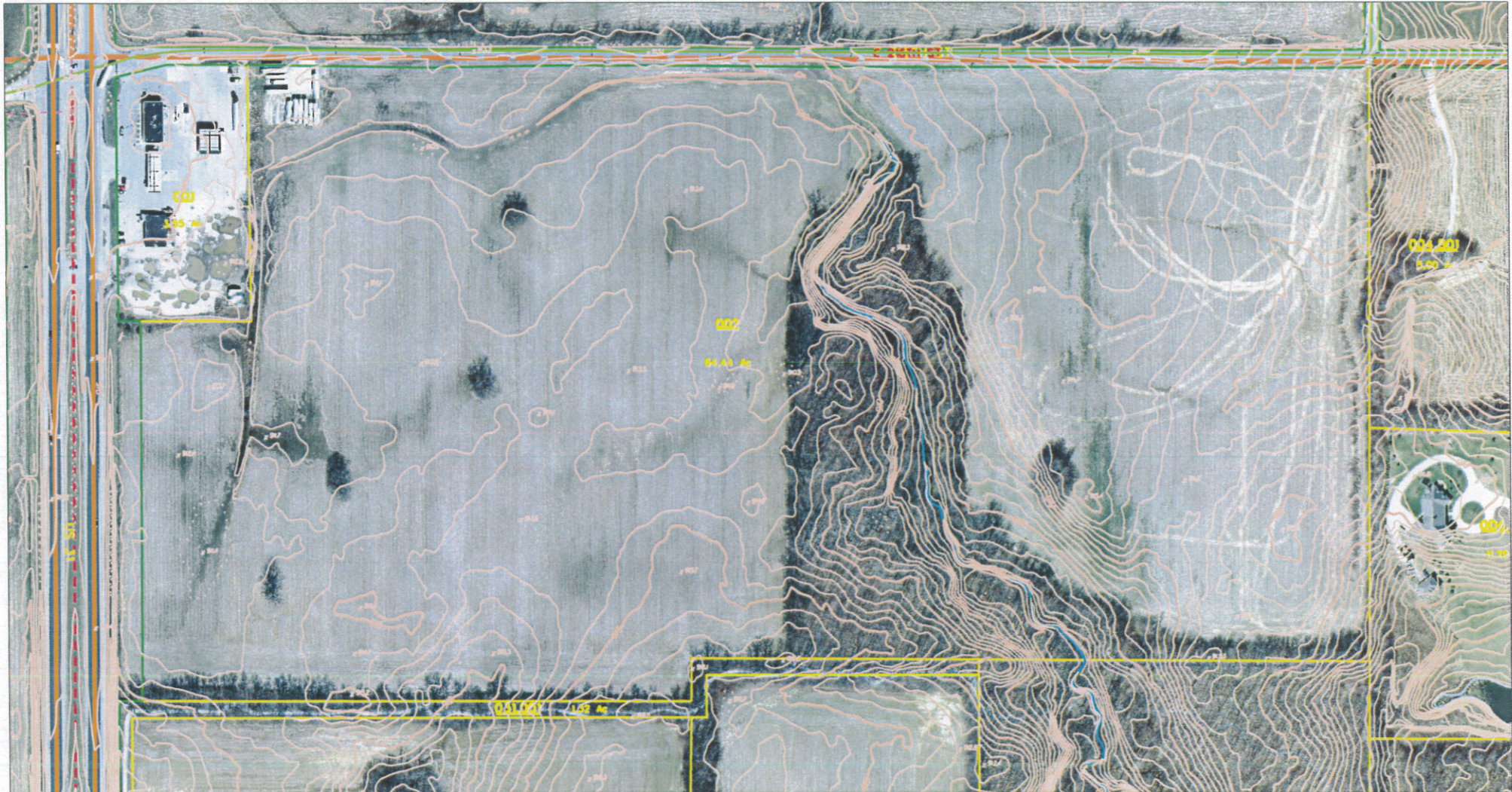


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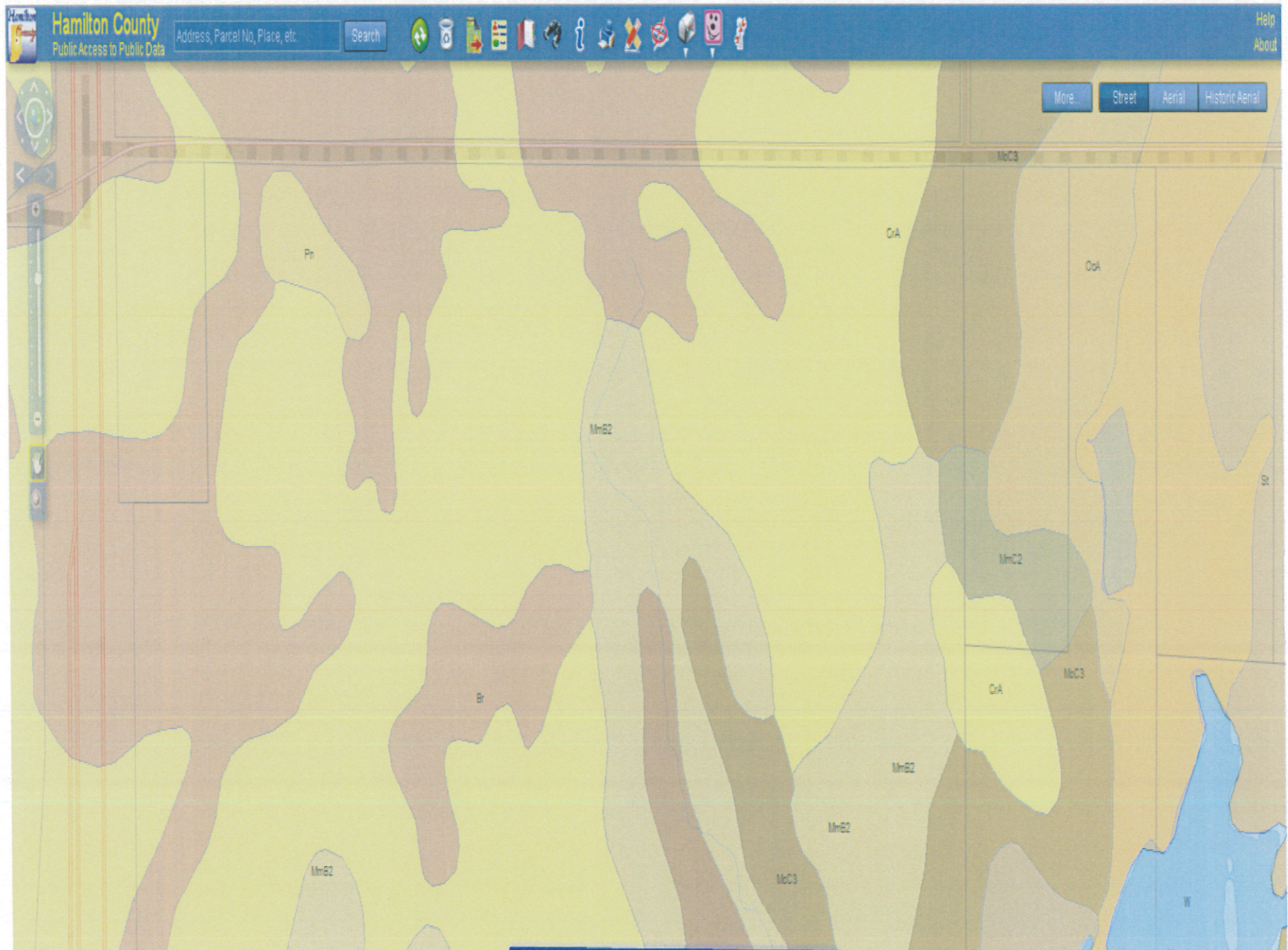
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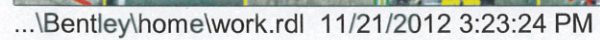


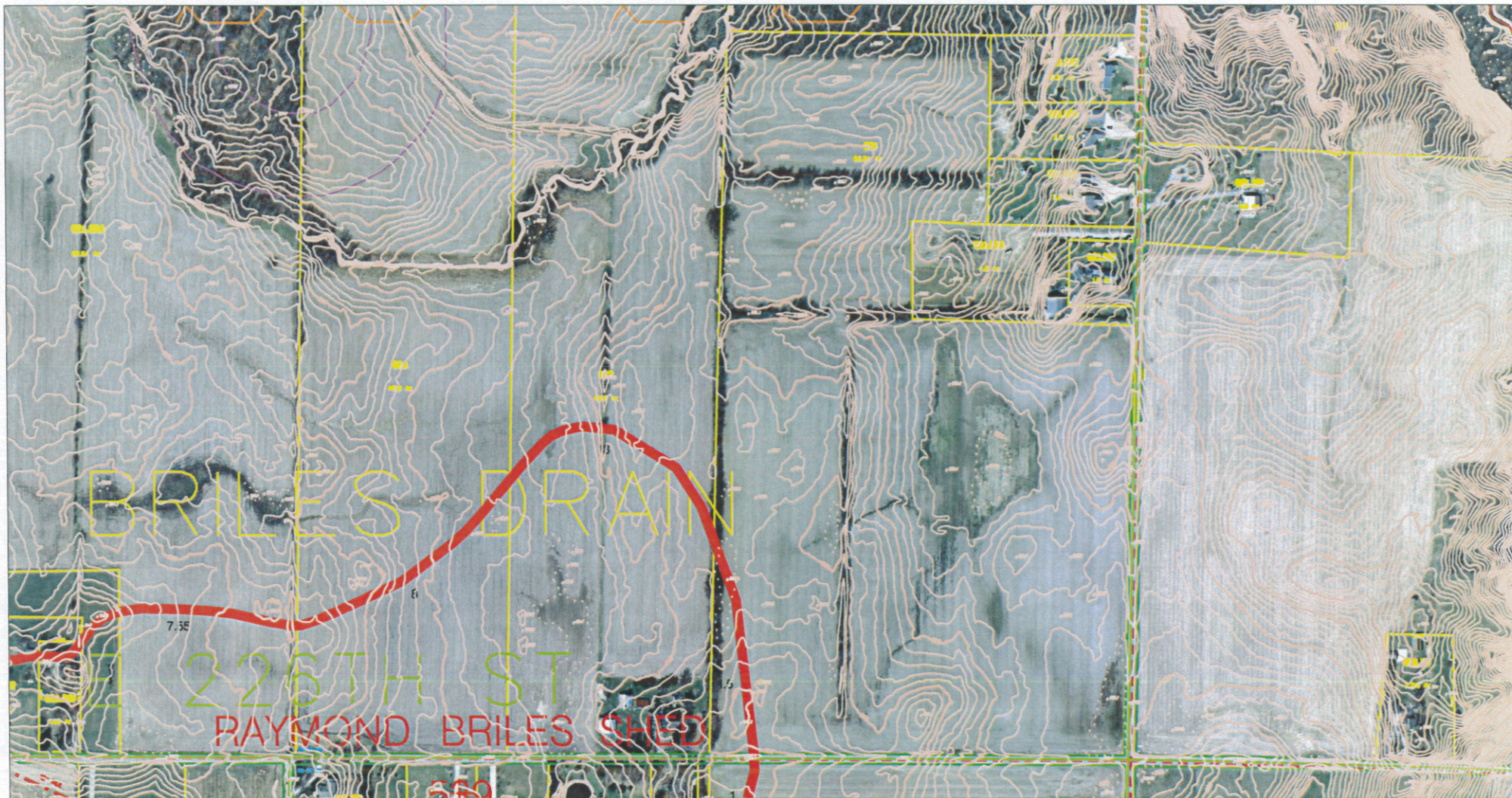
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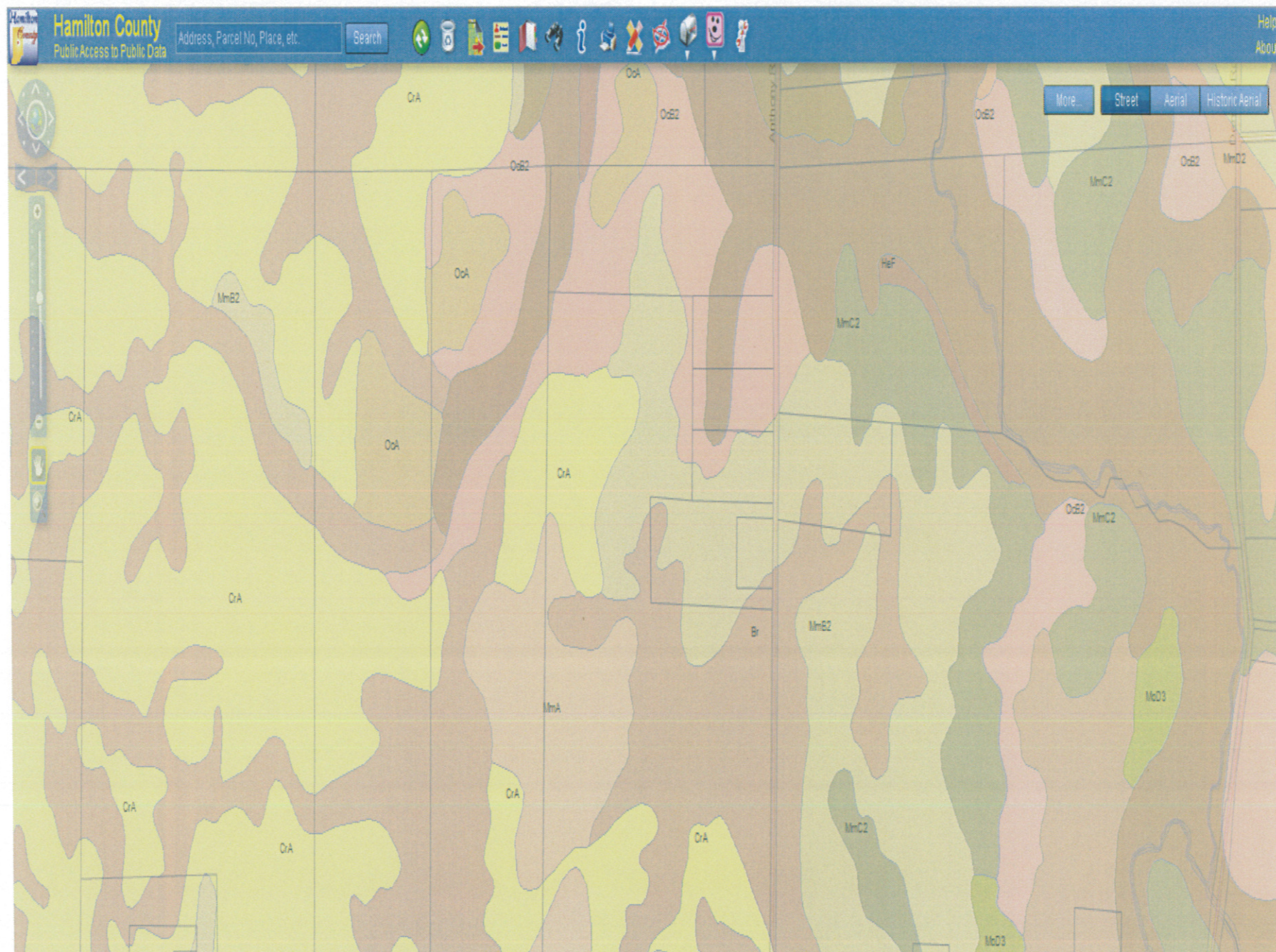
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11/21/2012





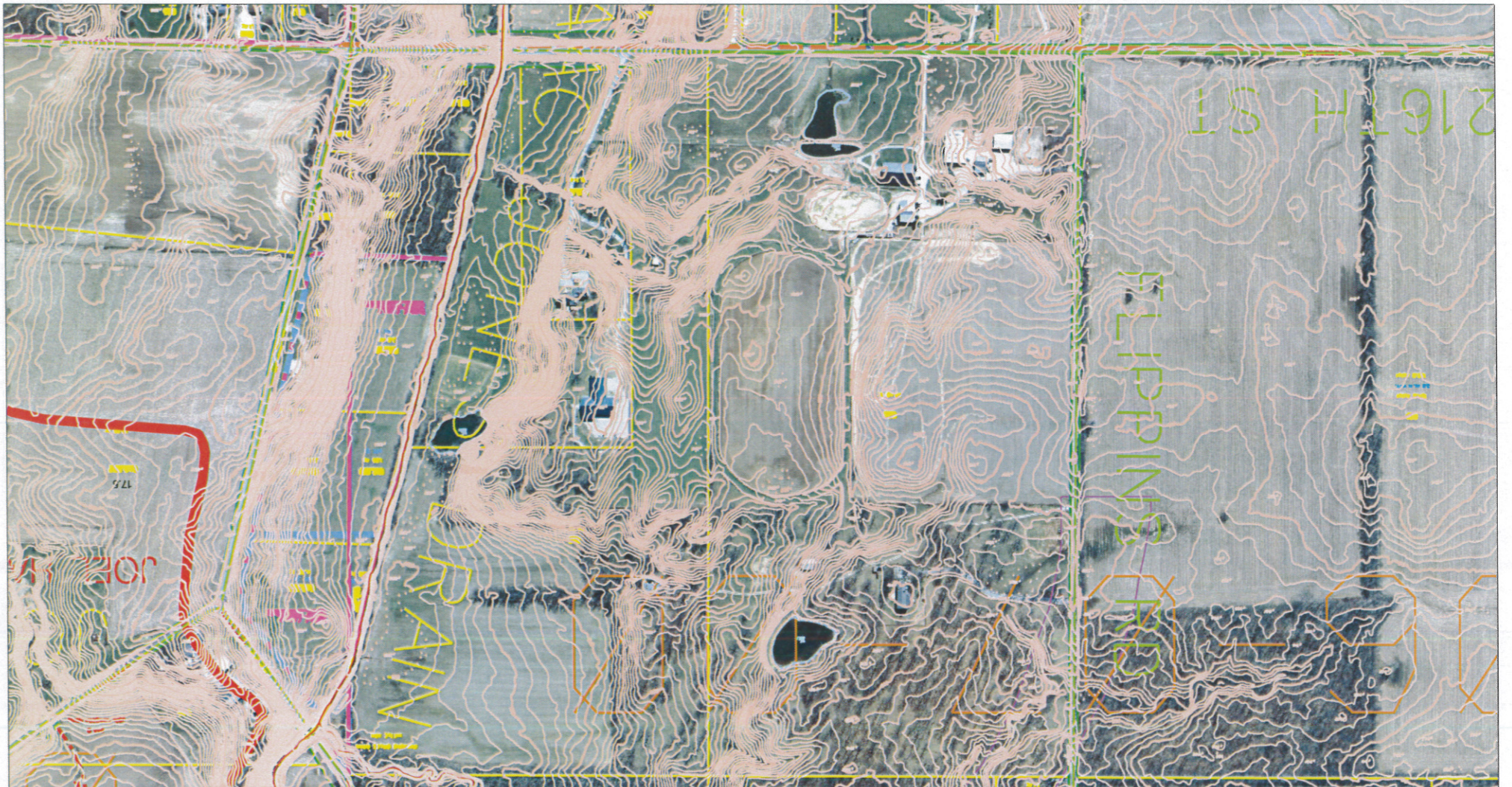
...\Bentley\homework.rdl 11/21/2012 3:23:46 PM

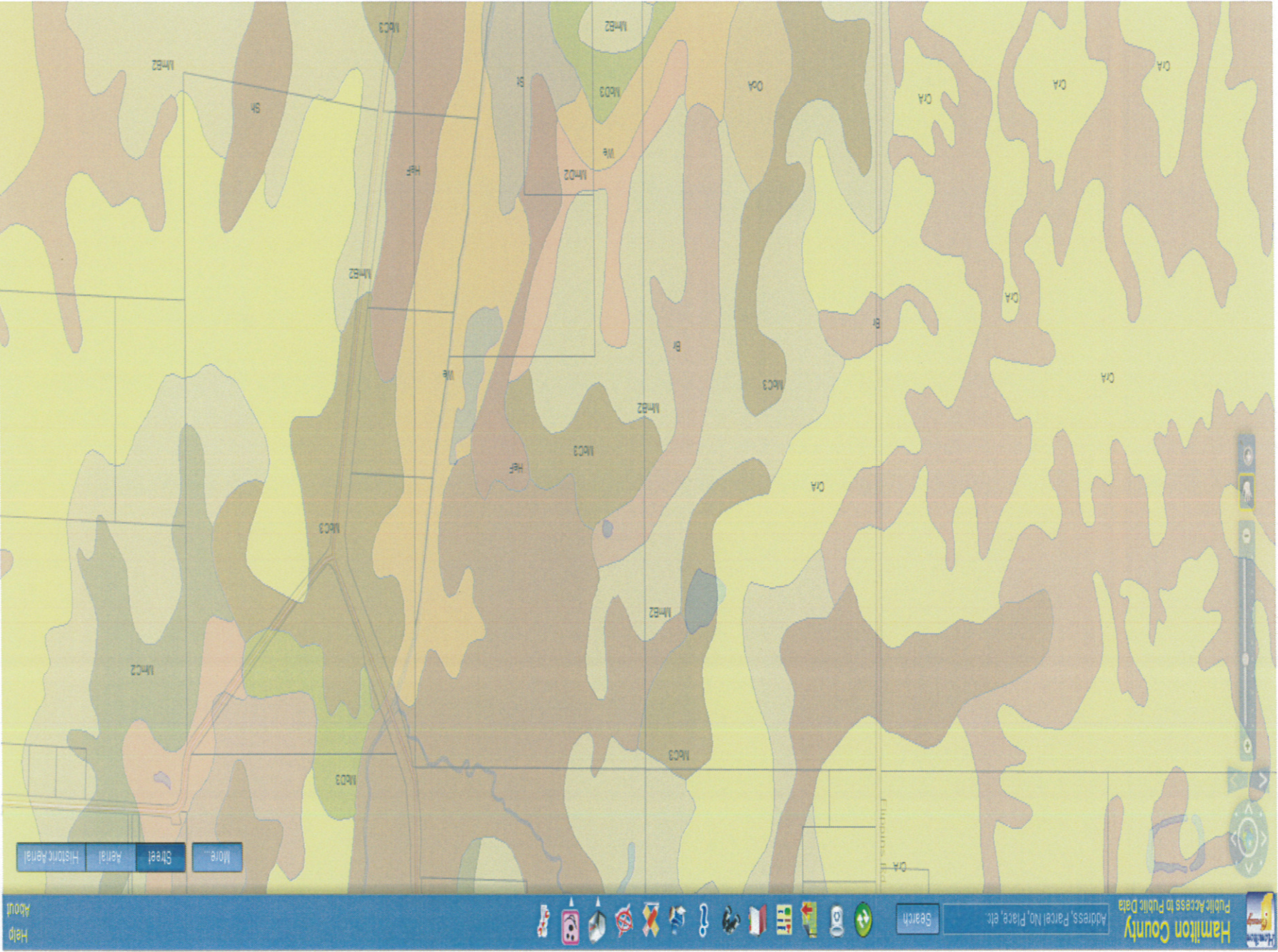


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11/21/2012







OFFICE OF
HAMILTON COUNTY DRAINAGE BOARD
October 24, 2012

RETURNED

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the
Isaac Jones Drainage Area.

Cancel, George L & Dayna S
21330 Oak Ridge Rd
Sheridan, IN 46069

Under the Indiana Drainage Code, all land which drains directly, or indirectly, may be assessed for either maintenance cost or reconstruction cost within the drain. In making the calculation for each parcel, the Drainage Board must calculate the percentage of the cost attributable to each parcel of land benefitted. From time to time the assessments may be increased or changed. The chart below contains your proposed assessment and your percentage of the total annual maintenance contribution to the costs attributable to providing drainage to your land.

The Drainage Board has received a maintenance report and schedule of assessments which affects your land. You are hereby notified that the maintenance report of the County 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 County Surveyor.

The Surveyor has estimated that the annual cost of periodically maintaining the entire drain is \$39,233.76. The schedule of assessments shows you are the owner of tracts within the drainage shed. The following is your pro rata share for each tract and the proposed annual assessment for those tracts: This assessment is not a charge for services associated with regulating the quality of storm water within your city or town.

Isaac Jones Drainage Area Proposed Assessment Information			
Parcel: 08-05-14-00-00-013.001 Rate: Residential/Ag			
Description	Acres Benefitted	Maintenance Assessment	% of Assessment
S14 T19 R3 3.83Ac	3.83	\$25.00	0.06%

The table below shows current assessments (if any) for this parcel. Upon approval of this hearing, future assessments for Carrie Horney, Mary Johnson, Henry Plew, Horton, W.C. Inman, Hinshaw & Keys and Raymond Briles will not be collected & the parcel will be assessed to Isaac Jones Drainage Area instead. Parcels currently assessed to Joel Haworth will be double assessed for 2013 in order to pay off a shortfall in the drain fund. Then future assessments will be made to Isaac Jones Drainage Area instead of Joel Haworth.

	Carrie Horney #5	Mary Johnson #6	Henry Plew #10	Horton #12	W.C. Inman #55	Hinshaw & Keys #76	Joel Haworth #161	Raymond Briles #163
Current Acres Benefitted								
Current Assessment								

A public hearing will be held by the Drainage Board in Commissioner's Court at **10:00 A.M.** on November 26, 2012 on the Surveyor's maintenance report and the proposed schedule of assessments. The law requires that any objection must be written and filed not less than five (5) days before the above hearing on the ground that benefits assessed are excessive. Written evidence in support of objections may also be filed. The failure of any owner to file an objection constitutes a waiver of his right to thereafter object on such ground to any final action of the Board. On or before the hearing date the Surveyor or any owner of lands named in the schedule of assessments may cause written evidence to be filed in support of or in rebuttal to any objection filed.

HAMILTON COUNTY DRAINAGE BOARD
One Hamilton County Square, Ste. 188
Noblesville, IN 46060

For a copy of the Surveyor's Report to the Drainage Board and a copy of the map, if applicable, please go to www.hamiltoncounty.in.gov/drainageboardnotices.

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OFFICE OF
HAMILTON COUNTY DRAINAGE BOARD

October 24, 2012

RETURNED

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the
Isaac Jones Drainage Area.

Genesis Connection LLC
8605 Allisonville Rd Ste 129
Indianapolis, IN 46250

Under the Indiana Drainage Code, all land which drains directly, or indirectly, may be assessed for either maintenance cost or reconstruction cost within the drain. In making the calculation for each parcel, the Drainage Board must calculate the percentage of the cost attributable to each parcel of land benefitted. From time to time the assessments may be increased or changed. The chart below contains your proposed assessment and your percentage of the total annual maintenance contribution to the costs attributable to providing drainage to your land.

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Isaac Jones Drainage Area Proposed Assessment Information

Parcel: 08-05-23-01-02-009.000 Rate: Residential/Ag

Description	Acres Benefited	Maintenance Assessment	% of Assessment
S23 T19 R3 0.23Ac	One Lot	\$25.00	0.06%

The table below shows current assessments (if any) for this parcel. Upon approval of this hearing, future assessments for Carrie Horney, Mary Johnson, Henry Plew, Horton, W.C. Inman, Hinshaw & Keys and Raymond Briles will not be collected & the parcel will be assessed to Isaac Jones Drainage Area instead. Parcels currently assessed to Joel Haworth will be double assessed for 2013 in order to pay off a shortfall in the drain fund. Then future assessments will be made to Isaac Jones Drainage Area instead of Joel Haworth.

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Current Acres Benefitted								
Current Assessment								

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OFFICE OF
HAMILTON COUNTY DRAINAGE BOARD
October 24, 2012

RETURNED

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the
Isaac Jones Drainage Area.

Pierce, Benny Howard & Susan K
1965 226th St E
Cicero, IN 46034

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Isaac Jones Drainage Area Proposed Assessment Information			
Parcel: 03-06-07-00-00-001.001 Rate: Residential/Ag			
Description	Acres Benefited	Maintenance Assessment	% of Assessment
S7 T19 R4 7.65Ac	7.65	\$30.60	0.08%

The table below shows current assessments (if any) for this parcel. Upon approval of this hearing, future assessments for Carrie Horney, Mary Johnson, Henry Plew, Horton, W.C. Inman, Hinshaw & Keys and Raymond Briles will not be collected & the parcel will be assessed to Isaac Jones Drainage Area instead. Parcels currently assessed to Joel Haworth will be double assessed for 2013 in order to pay off a shortfall in the drain fund. Then future assessments will be made to Isaac Jones Drainage Area instead of Joel Haworth.

	Carrie Horney #5	Mary Johnson #6	Henry Plew #10	Horton #12	W.C. Inman #55	Hinshaw & Keys #76	Joel Haworth #161	Raymond Briles #163
Current Acres Benefitted								7.65
Current Assessment								\$38.26

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OFFICE OF
HAMILTON COUNTY DRAINAGE BOARD
October 24, 2012

RETURNED

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the
Isaac Jones Drainage Area.

Hays, John S & Gwen
22350 Flippens Rd
Cicero, IN 46034

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Isaac Jones Drainage Area Proposed Assessment Information			
Parcel: 03-06-07-00-00-004.003 Rate: Residential/Ag			
Description	Acres Benefited	Maintenance Assessment	% of Assessment
S7 T19 R4 11.12Ac	11.12	\$44.48	0.11%

The table below shows current assessments (if any) for this parcel. Upon approval of this hearing, future assessments for Carrie Horney, Mary Johnson, Henry Plew, Horton, W.C. Inman, Hinshaw & Keys and Raymond Briles will not be collected & the parcel will be assessed to Isaac Jones Drainage Area instead. Parcels currently assessed to Joel Haworth will be double assessed for 2013 in order to pay off a shortfall in the drain fund. Then future assessments will be made to Isaac Jones Drainage Area instead of Joel Haworth.

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Current Acres Benefitted								
Current Assessment								

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OFFICE OF
HAMILTON COUNTY DRAINAGE BOARD

October 24, 2012

RETURNED

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the
Isaac Jones Drainage Area.

Elbrecht, Christopher W & April M TE
10340 Pleasant St Ste 400
Noblesville, IN 46060

Under the Indiana Drainage Code, all land which drains directly, or indirectly, may be assessed for either maintenance cost or reconstruction cost within the drain. In making the calculation for each parcel, the Drainage Board must calculate the percentage of the cost attributable to each parcel of land benefitted. From time to time the assessments may be increased or changed. The chart below contains your proposed assessment and your percentage of the total annual maintenance contribution to the costs attributable to providing drainage to your land.

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Isaac Jones Drainage Area Proposed Assessment Information

Parcel: 01-05-12-00-00-017.002 Rate: Residential/Ag

Description	Acres Benefited	Maintenance Assessment	% of Assessment
S12 T19 R3 10.00Ac	10.00	\$40.00	0.10%

The table below shows current assessments (if any) for this parcel. Upon approval of this hearing, future assessments for Carrie Horney, Mary Johnson, Henry Plew, Horton, W.C. Inman, Hinshaw & Keys and Raymond Briles will not be collected & the parcel will be assessed to Isaac Jones Drainage Area instead. Parcels currently assessed to Joel Haworth will be double assessed for 2013 in order to pay off a shortfall in the drain fund. Then future assessments will be made to Isaac Jones Drainage Area instead of Joel Haworth.

	Carrie Horney #5	Mary Johnson #6	Henry Plew #10	Horton #12	W.C. Inman #55	Hinshaw & Keys #76	Joel Haworth #161	Raymond Briles #163
Current Acres Benefitted		7.00						0.50
Current Assessment		\$35.00						\$15.00

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HAMILTON COUNTY DRAINAGE BOARD
October 24, 2012

RETURNED

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Isaac Jones Drainage Area.

Elbrecht, Christopher W & April M
10340 Pleasant St Ste 400
Noblesville, IN 46060

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Isaac Jones Drainage Area Proposed Assessment Information			
Parcel: 01-05-12-00-00-017.001 Rate: Commercial			
Description	Acres Benefitted	Maintenance Assessment	% of Assessment
S12 T19 R3 3.00Ac	3.00	\$75.00	0.19%

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Current Acres Benefitted								
Current Assessment								

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OFFICE OF
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October 24, 2012

RETURNED

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the
Isaac Jones Drainage Area.

Elbrecht, Christopher W & April M T/E
P O Box 50501
Indianapolis, IN 46256

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Isaac Jones Drainage Area Proposed Assessment Information			
Parcel: 01-05-12-00-00-017.003 Rate: Commercial			
Description	Acres Benefitted	Maintenance Assessment	% of Assessment
S12 T19 R3 6.19Ac	6.19	\$75.00	0.19%

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	Carrie Horney #5	Mary Johnson #6	Henry Plew #10	Horton #12	W.C. Inman #55	Hinshaw & Keys #76	Joel Haworth #161	Raymond Briles #163
Current Acres Benefitted		5.80						
Current Assessment		\$75.00						

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October 24, 2012

RETURNED

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the
Isaac Jones Drainage Area.

Lee, Dennis E & Jesse D Monroe jtrs
20205 Horton Rd
Sheridan, IN 46069

Under the Indiana Drainage Code, all land which drains directly, or indirectly, may be assessed for either maintenance cost or reconstruction cost within the drain. In making the calculation for each parcel, the Drainage Board must calculate the percentage of the cost attributable to each parcel of land benefitted. From time to time the assessments may be increased or changed. The chart below contains your proposed assessment and your percentage of the total annual maintenance contribution to the costs attributable to providing drainage to your land.

The Drainage Board has received a maintenance report and schedule of assessments which affects your land. You are hereby notified that the maintenance report of the County 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 County Surveyor.

The Surveyor has estimated that the annual cost of periodically maintaining the entire drain is \$39,233.76. The schedule of assessments shows you are the owner of tracts within the drainage shed. The following is your pro rata share for each tract and the proposed annual assessment for those tracts: This assessment is not a charge for services associated with regulating the quality of storm water within your city or town.

Isaac Jones Drainage Area Proposed Assessment Information			
Parcel: 08-05-23-00-00-020.001 Rate: Residential/Ag			
Description	Acres Benefited	Maintenance Assessment	% of Assessment
S23 T19 R3 4.00Ac	1.50	\$25.00	0.06%

The table below shows current assessments (if any) for this parcel. Upon approval of this hearing, future assessments for Carrie Horney, Mary Johnson, Henry Plew, Horton, W.C. Inman, Hinshaw & Keys and Raymond Briles will not be collected & the parcel will be assessed to Isaac Jones Drainage Area instead. Parcels currently assessed to Joel Haworth will be double assessed for 2013 in order to pay off a shortfall in the drain fund. Then future assessments will be made to Isaac Jones Drainage Area instead of Joel Haworth.

	Carrie Horney #5	Mary Johnson #6	Henry Plew #10	Horton #12	W.C. Inman #55	Hinshaw & Keys #76	Joel Haworth #161	Raymond Briles #163
Current Acres Benefitted								
Current Assessment								

A public hearing will be held by the Drainage Board in Commissioner's Court at **10:00 A.M.** on November 26, 2012 on the Surveyor's maintenance report and the proposed schedule of assessments. The law requires that any objection must be written and filed not less than five (5) days before the above hearing on the ground that benefits assessed are excessive. Written evidence in support of objections may also be filed. The failure of any owner to file an objection constitutes a waiver of his right to thereafter object on such ground to any final action of the Board. On or before the hearing date the Surveyor or any owner of lands named in the schedule of assessments may cause written evidence to be filed in support of or in rebuttal to any objection filed.

HAMILTON COUNTY DRAINAGE BOARD
One Hamilton County Square, Ste. 188
Noblesville, IN 46060

For a copy of the Surveyor's Report to the Drainage Board and a copy of the map, if applicable, please go to www.hamiltoncounty.in.gov/drainageboardnotices.

This copy is from the Digital Archive of the Hamilton County Surveyor's Office; Noblesville, In 46060

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD
IN THE MATTER OF

Isaac Jones Drainage Area

NOTICE

To Whom It May Concern and: Cancel, George L & Dayna S

Genesis Connection LLC

Pierce, Benny Howard & Susan K

Hays, John S & Gwen

Notice is hereby given of the hearing of the Hamilton County Drainage Board on the **Isaac Jones Drainage Area** on **November 26, 2012** at **10:00 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

Isaac Jones Drainage Area

NOTICE

Notice is hereby given pursuant to Section 405 of the 1965 Indiana Drainage Code that this Board, prior to final adjournment on **November 26, 2012** 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

November 26, 2012

Sylvia Moore
21911 Flippins Rd.
Cicero, IN 46034

Kenton C. Ward, CFM
Surveyor of Hamilton County
One Hamilton County Square
Noblesville, IN 46060-2230

Re: Isaac Jones Drainage Area

Dear Mr. Ward:

The pictures enclosed in your letter of November 21 could have been taken on our property since the culverts were installed draining on our property. The exception is we clean ours annually to prevent flooding our yard. I have never seen water gushing down this open ditch like it gushes out the culverts draining onto our property.

Our soil type before was not the same pre-culverts as it is today. We dug the basement for our house six months before building the house (about 1970) just for the purpose of testing the drainage of the soil.

Sincerely,

A handwritten signature in cursive script that reads "Sylvia Moore" followed by a stylized monogram "LM".

Sylvia Moore