



Kenton C. Ward, CFM
Surveyor of Hamilton County
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Suite 188
One Hamilton County Square
Noblesville, Indiana 46060-2230

August 15, 2022

To: Hamilton County Drainage Board

Re: JR McKinzie Drain, John Osborn Drain Arm, John Osborn Arm 1 Arm, and John Osborn Arm 2 Arm

Beck's Superior Hybrids Inc. desires to install field drainage on parcel number 01-01-17-00-00-001.000, located on W. 276th Street between Jerkwater and Lamong Road. In doing so, Beck's is requesting to vacate a portion of the JH Osborn Arm, JH Osborn Drain Arm 1 and the entire JH Osborn Arm 2 located on the JR McKinzie Drain.

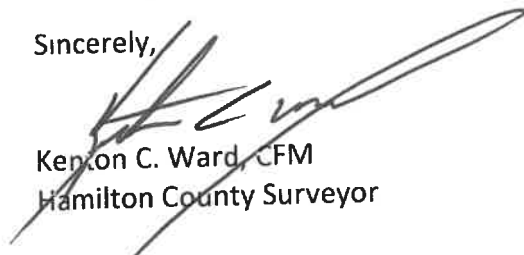
The existing three (3) arms south of W. 276th Street will be completely removed:

- JH Osborn Arm from sta. 0+00 to sta. 29+82; consisting of approximately 2,982 feet of 8-inch and 10-inch tile.
- JH Osborn Arm 1 sta. 0+00 to sta. 11+11; consisting of approximately 1,111 feet of 8-inch tile.
- JH Osborn Arm 2 from sta. 0+00 to sta. 3+40; consisting of approximately 340 feet of 6-inch tile.

After the drain arms are removed, the Hamilton County Surveyor's Office will then install two (2) breathers along the south right-of-way line at the terminus of the vacated drains.

I recommend the Board set a hearing for this proposed drain vacation for September 26, 2022.

Sincerely,



Kenton C. Ward, CFM
Hamilton County Surveyor

Cc: Beck's Hybrids Inc.



07/15/2022

Dear Hamilton Co. Drainage Board,

On behalf of Beck's Superior Hybrids Incorporated, I am requesting that the two arms of the JR McKinzie Drain and the 150ft wide easement be vacated to the south ROW line along 276th St. We would like to install a private drain heading to the east that would handle all the drainage needs for our farm. This would also take some pressure off the regulated drain on the north side of 276th St. and hopefully allow those properties to drain better. We are in favor of having breather pipes at the new ends of each of these arms at the ROW on the south side of 276th St.

Sincerely,

Adam Tragesser

Becks Superior Hybrids Inc.

atragesser@beckshybrids.com

317-385-6295

FINDINGS AND ORDER
CONCERNING THE PARTIAL VACATION OF THE

J. R. McKinzie Drain,
John Osborn Arm, John Osborn Arm 1 Arm & John Osborn Arm 2 Arm

John Osborn Arm - Station 0+00 to Station 29+82
John Osborn Arm 1 - Station 0+00 to Station 11+11
John Osborn Arm 2 - Station 0+00 to Station 3+40

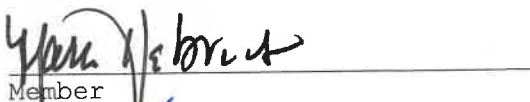
On this 26th day of September, 2022, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the J. R. McKinzie Drain (John Osborn Arm - Station 0+00 to Station 29+82; John Osborn Arm 1 - Station 0+00 to Station 11+11; and John Osborn Arm 2 - Station 0+00 to Station 3+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 J. R. McKinzie Drain (John Osborn Arm - Station 0+00 to Station 29+82; John Osborn Arm 1 - Station 0+00 to Station 11+11; and John Osborn Arm 2 - Station 0+00 to Station 3+40).

HAMILTON COUNTY DRAINAGE BOARD



President



Member



Member

Attest:



BEFORE THE HAMILTON COUNTY
DRAINAGE BOARD IN THE MATTER OF THE

**J. R. McKinzie Drain,
John Osborn Arm & John Osborn Arms 1 & 2**

**Station 0+00 to Station 29+82; Station 0+00 to Station 11+11;
Station 0+00 to Station 3+40**

NOTICE is hereby given that a petition to vacate has been received by the Hamilton County Surveyor for the **J. R. McKinzie Drain, John Osborn Arm & John Osborn Arms 1 & 2** across **Parcel 01-01-17-00-00-001.000** owned by **Beck's Superior Hybrids, Inc.** (**Station 0+00 to Station 29+82; Station 0+00 to Station 11+11; Station 0+00 to Station 3+40**) and that a hearing is scheduled for **September 26, 2022 at 9:30 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

**J. R. McKinzie Drain,
John Osborn Arm & John Osborn Arms 1 & 2
Partial Vacation**

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 **September 26, 2022** issued an order adopting the partial vacation, 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