

SURVEYOR'S OFFICE

Hamilton County

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

February 10, 2011

To: Hamilton County Drainage Board

Re: Sly Run Drain, Ellis Barker Arm

Upon review of the drainage sheds, I believe that the Ellis Barker Drain should be made an arm to the Sly Run Drain as the Ellis Barker Drain is a tributary to the Sly Run Drain. This would also avoid a double assessment on the tracts currently assessed for the Ellis Barker Drain when the remainder of the Sly Run Drain is assessed for maintenance.

The Ellis Barker Drain was created per the viewers report dated July 5, 1905 and approved by Hamilton County Commissioners. At present the Ellis Barker Drain maintenance assessment affects 697.60 acres. The rate of assessment for the drain is set at \$10.00 per acre for roads, and \$2.00 per acre with a \$15.00 minimum for residential, \$1.75 per acre with a \$15.00 minimum for agricultural, \$5.00 per acre with a \$35.00 minimum for unregulated subdivision, \$10.00 per acre with a \$65.00 minimum for regulated subdivisions, \$10.00 per acre with a \$75.00 minimum for commercial. This rate collects \$1,544.60 annually and the balance within the fund is \$2,191.73. There are no outstanding work orders for this drain at this time.

The current maintenance assessment will revise as per the rates set for the Sly Run Drain which are as follows:

1. Maintenance assessment for roads and streets are set at \$10.00 per acre.
2. Maintenance assessment for agricultural tracts are set at \$2.00 per acre with a \$15.00 minimum.
3. Maintenance assessment for non-platted residential tracts are set at \$2.00 per acre with a \$15.00 minimum.

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

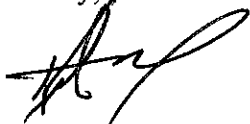
The total annual assessment for this arm will be \$1,696.60.

The current balance of the Ellis Barker Drain shall be kept separate and these funds expended for needed maintenance on the Ellis Barker Drain. This shall be done until the funds are exhausted. At that time funding for repairs shall then be taken from the Sly Run Drain fund. Collections for the Sly Run Drain will begin May 2012.

Future assessments for the drainage area of the Ellis Barker Drain will be made into the Sly Run Drain fund. No further maintenance collections for the Ellis Barker Drain shall be made.

I recommend that the Board set a hearing for this consolidation for May 23, 2011.

Sincerely,



Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/pll

FINDINGS AND ORDER

CONCERNING THE MAINTENANCE OF THE

Sly Run Drain, Ellis Barker Arm

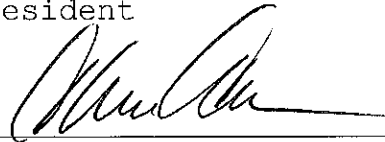
On this 23rd day of May, 2011, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the *Sly Run Drain, Ellis Barker Arm*.

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.

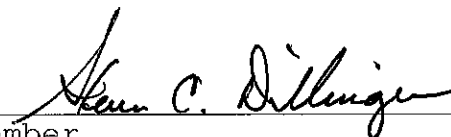
HAMILTON COUNTY DRAINAGE BOARD



President

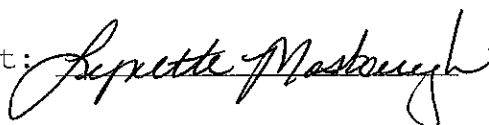


Member



Member

Attest:



BEFORE THE HAMILTON COUNTY DRAINAGE BOARD
IN THE MATTER OF

Sly Run Drain, Ellis Barker Arm

NOTICE

To Whom It May Concern and: _____

Notice is hereby given of the hearing of the Hamilton County Drainage Board on the **Sly Run Drain, Ellis Barker Arm** on **May 23, 2011** at **9:15 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

Sly Run Drain, Ellis Barker Arm

NOTICE

Notice is hereby given pursuant to Section 405 of the 1965 Indiana Drainage Code that this Board, prior to final adjournment on **May 23, 2011** 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