

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

April 6, 2010

To: Hamilton County Drainage Board

Re: Ellis Barker Drain – Marathon Pipe Line Extension

Attached is a drain map for the extension of the Ellis Barker Drain. This proposed drain is located in Washington Township.

I have made a personal inspection of the land described below. Upon doing so, I believe that the drain is practicable, will improve the public health, benefit a highway and be of public utility and that the costs, damages and expenses of the proposed drain will be less than the benefits accruing to the owners of land to be benefited. The drain will consist of the following:

Open Ditch 865 ft.

The extension shall begin at the west line of Parcel 08-06-29-00-00-007.000; thence running downstream within the existing open ditch of Sly Run West Fork 865 feet through Parcel 08-06-29-00-00-007.000 and 08-06-20-00-00-016.000 to the east right of way line of Moontown Road.

The nature of maintenance work required is as follows:

1. Bank erosion protection and/or seeding as might be required;
2. Removal of debris and/or blockages from existing open drain;
3. Removal of beaver dams;
4. Any other repairs necessary to restore proper flow to the open ditch.

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

The easement for this portion of the drain shall be from bank to bank, plus 75 feet in width from the top of bank of the open drain as set out in IC 36-9-27-33. Through Parcel 08-06-20-00-00-016.000 the easement shall be reduced to ten (10) feet on the west side of the parcel.

According to FEMA Flood Insurance Rate Map Number 18057C0130F, dated February 19, 2003, this area is not covered by a mapped floodplain. This is due to the one mile cutoff for the establishment of base flood elevations for a detailed study. Floodplain does exist across this area, however, it exists as unmapped Zone A.

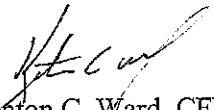
I do not believe any damages will result to the landowners by regulating this portion of the drain.

Additional easement will be added to the following parcels:

<u>Parcel</u>	<u>Owner</u>
08-06-29-00-00-007.000	Marathon Pipe Line Co.
08-06-20-00-00-016.000	Manwaring, Robert N & Robin A
196 th Street & Moontown Road	Hamilton County Highway

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

Sincerely,


Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/llm

**Gasb 34 Asset Price &
Drain Length Log**

Drain-Improvement: Ellis Barker: Marathon Pipeline Ext.

Drain Type:	Size:	Length	Length (DB Query)	Length Reconcile	If Applicable	
					Price:	Cost:
Open	-	865	865	Ø	\$19.55 LF	\$16,910.75

Sum: 865 865 Ø \$16,910.75

Final Report: —

Comments:

STATE OF INDIANA)
) ss:
COUNTY OF HAMILTON)

BEFORE THE HAMILTON COUNTY
DRAINAGE BOARD
NOBLESVILLE, INDIANA

IN THE MATTER OF THE
RECONSTRUCTION OF THE
Ellis Barker Drain, Marathon Pipeline Extension

FINDINGS AND ORDER FOR RECONSTRUCTION

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

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

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

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

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


Wherefore, it is ORDERED, that the proposed Reconstruction of the **Ellis Barker Drain, Marathon Pipeline Extension** be and is hereby declared established.

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

HAMILTON COUNTY DRAINAGE BOARD


PRESIDENT


Member


Member

ATTEST:


Executive Secretary

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD
IN THE MATTER OF

Ellis Barker Drain, Marathon Pipeline Extension

NOTICE

To Whom It May Concern and: _____

Notice is hereby given of the hearing of the Hamilton County Drainage Board concerning the reconstruction of the **Ellis Barker Drain, Marathon Pipeline Extension** on **May 24, 2010**, at **9:05 A.M.** in Commissioners Court, Hamilton County Judicial Center, One Hamilton County Square, Noblesville, Indiana. Construction and maintenance reports of the Surveyor and the Schedule of Assessments proposed by the Drainage Board have been filed and are available for public inspection in the office of the Hamilton County Surveyor.

Hamilton County Drainage Board

Attest: Lynette Mosbaugh

ONE TIME ONLY

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

**IN THE MATTER OF Ellis Barker Drain, Marathon Pipeline
Extension**

NOTICE

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

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

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

HAMILTON COUNTY DRAINAGE BOARD

BY: Christine Altman
PRESIDENT

ATTEST: Lynette Mosbaugh
SECRETARY