

*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*

January 23, 2013

To: Hamilton County Drainage Board

Re: Jonas Rogers Drain – J.M. Gustin Arm

Attached is a petition filed by Patricia Smothers, Patrick M & Deborah Riley and Ronald G. Miller for an Arm to the Jonas Rogers regulated drain to be located in White River Township. I have reviewed the petition and have found it to be in proper form.

I have made a personal inspection of the land described in the petition. Upon doing so, I believe that the drain is practicable, will improve the public health, benefit a public 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 likely to be benefited. I also believe that no damages will result to landowners by regulating this arm to this drain. The drain will consist of the following:

Existing 12" Clay - 404 ft.

The total length of the drain will be 404 feet.

The arm will connect to the Tipton County J.M. Gustin Regulated Drain at the Hamilton County/Tipton County line, as described in Tipton County Drainage Book 11, page 505. The starting point for the arm is at the terminus on the south line of the S.E.  $\frac{1}{4}$  of Section 35, Township 21 North, Range 5 East and thence run south to its outlet into the Jonas Roger Regulated Drain at a point approximately 400 feet south and 148 feet west of the Northeast corner of Section 2, Township 20 North, Range 5 East. The drain is to be accepted in place without reconstruction costs or assessments.

Parcels benefitted by this drain are currently assessed for the Jonas Rogers Drain. Therefore no changes in the current assessment shall be required.

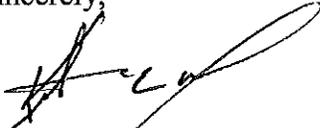
The easement for the proposed arm across tracts 07-03-02-00-00-007.000 and 07-03-02-00-00-004.001 shall be 75 feet from the centerline on both sides of the tile as set out in IC 36-9-27-33. The easement for the proposed arm across tract 07-03-02-00-00-006.000 owned by Patricia D. Smothers, shall be 25 feet from the centerline on the west side of the tile and 75 feet from the centerline on the east side of the tile.

The following tracts are affected by the proposed arm:

<u>Parcel</u>	<u>Owner</u>
07-03-02-00-00-006.000	Smothers, Patricia D
07-03-02-00-00-007.000	Riley, Patrick M & Deborah L
07-03-02-00-00-004.001	Miller, Ronald G & Rosemary L
296 <sup>th</sup> Street S2 T20 R5	Hamilton County Highway

I recommend the Board set a hearing for this proposed drain for April 22, 2013.

Sincerely,



Kenton C. Ward, CFM  
Hamilton County Surveyor

KCW/llm

**Jonas Rogers Drain #84, J.M. Gustin Arm**

Smothers, Riley & Miller Petition

Hearing: 04/22/13

\*No cost for extension. Drain to be accepted in place without reconstruction costs or assessment.

\*No change in current maintenance assessments.

Adding 404' of existing 12" clay tile to total length.

Riley & Miller will have a 75' esmt on both sides of tile; Smothers will be 25' of W side & 75' on E side.

Parcel	Owner	Attn:	Address	City	Description	Benefit	MntAsmt	Reconst	Percent
07-03-02-00-00-006.000	Smothers, Patricia D		13601 296th St E	Atlanta, IN 46031	S2 T20 R5 1.00 Ac	*	*	*	25.00%
07-03-02-00-00-007.000	Riley, Patrick M & Deborah		13631 296th St E	Atlanta, IN 46031	S2 T20 R5 1.00 Ac	*	*	*	25.00%
07-03-02-00-00-004.001	Miller, Ronald G & Rosemary		14596 281st St E	Atlanta, IN 46031	S2 T20 R5 56.00 Ac	*	*	*	25.00%
99-99-99-99-99-999.001	Hamilton Co. Highway Dept.		1700 S. 10th St.	Noblesville, IN 46060	S2 T20 R5, 296th St.	*	*	*	25.00%

