



SURVEYOR'S OFFICE

# Hamilton County

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August 5, 2021

TO: Hamilton County Drainage Board

RE: Little Eagle Creek, Stephens and Clark Drain—Atwater

Attached is a petition and plans for the proposed reconstruction of the Stephens and Clark Drain. The reconstruction is being proposed by Olthoff Homes. The proposal is one part of a three-part plan to reconstruct the Alva Osborn, George Coverdale and Stephens and Clark as a part of the master plan for the Atwater Subdivision. The reconstruction is per plans by HWC Engineering, having Job No. 2019-157-A and dated January 3, 2020.

The new system described in this report will intercept the Stephens and Clark Drain in the form of reinforced concrete pipe running south, east and south again along the southwest corner of the subdivision before running offsite into a channel on the Emory Trace Subdivision as shown on Sheets C1.1 and C1.1A of the above referenced plans. The offsite portion of the Stephens and Clark Regulated Drain is currently subject to reconstruction and was approved on February 24, 2020.

The reconstruction of the Stephens and Clark Drain shall begin in the southwest corner of the subdivision at Station 73+21 per the drains original 1915 description and new Structure 107 per the plans. The drain runs for 47 feet with 60" RCP to new Structure 106 then runs south for 282 feet with 60" RCP to new Structure 105 per the plans. The drain then turns east and runs for 203 feet with 60" RCP to new Structure 104 per the plans. The drain continues east for 202 feet with 60" RCP to new Structure 103 per the plans. The drain then turns south and runs for 94 feet with 60" RCP to Structure 102 per the plans.

The drain then turns southeast and crosses under 193<sup>rd</sup> Street running for 229 feet with 60" RCP to Structure 101 per the plans. The drain continues southeast for 233 feet with 48x76" RCP to end section Structure 100 and outlets into the existing channel constructed with the Emory Trace Subdivision at Station 82+55 per the drains original description. Plan and profile of the new regulated drain can be found on Sheets C6.0 and C6.0A of the afore mentioned plans.

The reconstructed drain shall consist of the following:

60" RCP	1,057 feet
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48"x76" RCP

233 feet

The total length of the reconstructed drain will be 1,290 feet. The existing Stephens and Clark Drain will be removed from Station 73+21 to Station 82+55 per the drains original description. The proposal will increase the length of regulated drain by 356 feet.

The overall cost of reconstruction will be paid by Olthoff Homes.

The petitioner has provided the Performance Bond as follows:

**Storm Sewers**

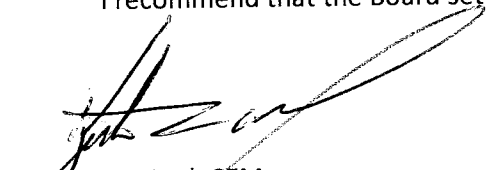
Bonding Company: Lexon Insurance Com  
Bond Number: LICX1196190  
Bond Date: October 27, 2020  
Bond Amount: \$586,964.40

**Erosion Control**

Bonding Company: Lexon Insurance Com  
Bond Number: LICX1196191  
Bond Date: October 27, 2020  
Bond Amount: \$84,689.00

I recommend that upon approval of the above proposed drain that the Board also approve the attached non-enforcement request for Atwater Section 1. The non-enforcement is for the altering of the regulated drain easement widths as shown in the above referenced plans and secondary plat prepared by Kimley Horn and Associates Inc.

I recommend that the Board set a hearing for this proposed drain for September 27, 2021.



Kenton C. Ward, CFM  
Hamilton County Surveyor  
KCW/pll

**Little Eagle Creek, Stephens & Clark Arm**

Atwater Subdivision  
SUBNE-2021-00003

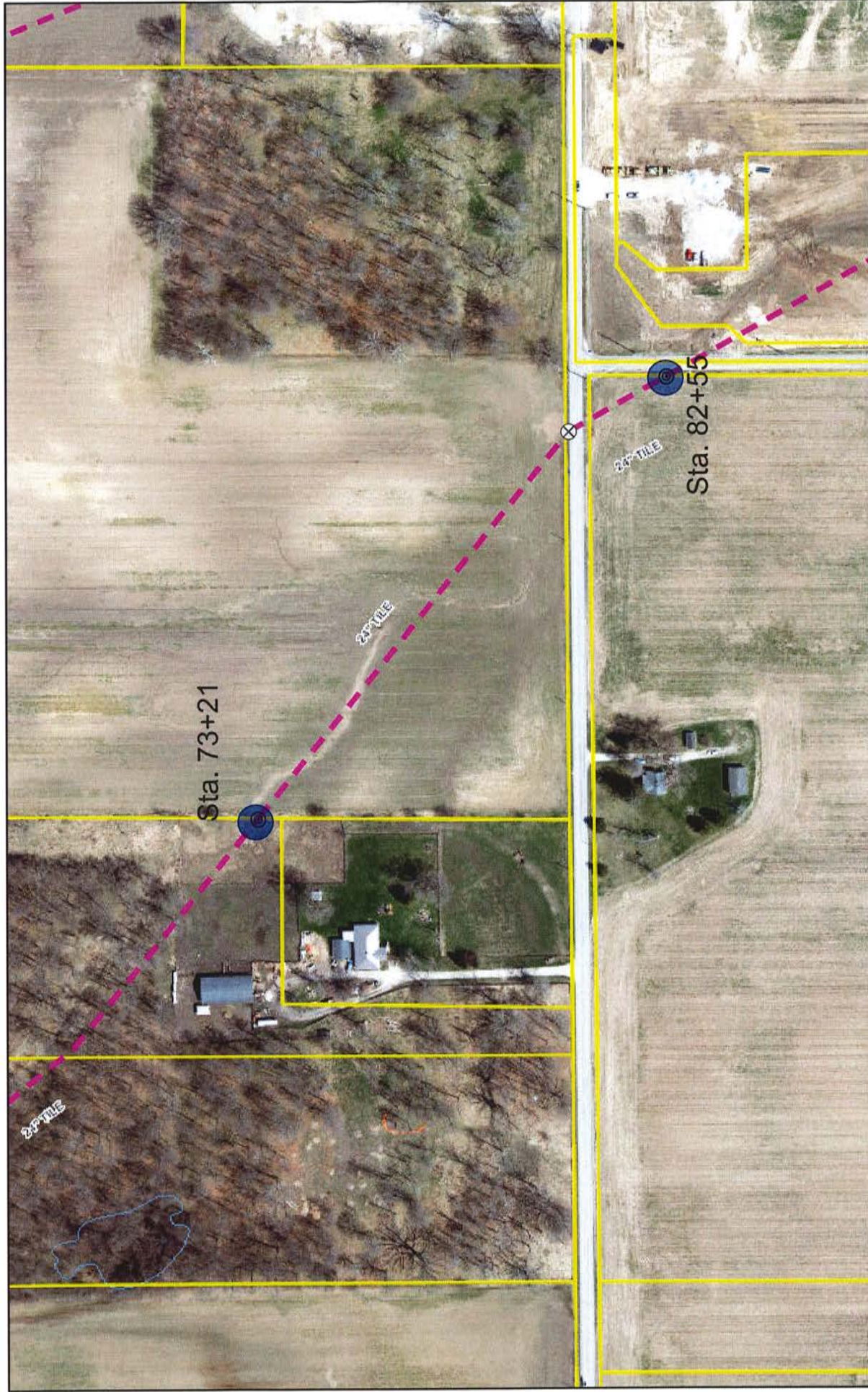
The total length of the reconstructed drain will be 1290'. The existing 934' of tile from Sta. 73+21 to 82+55 to be removed. This proposal will increase the length of the regulated drain by 356'.

\*Cost of relocation to be paid by Olthof Homes aka Atwater Dev. No change in current assessment rates.  
Hearing: 09/27/2021

Parcel	Owner	Desc	Ben	Rec. Asmt.	Mnt. Asmt.	Percent of Total
08-05-22-00-00-020.103	Atwater Development LLC	S22 T19 R3 13.33 Ac	*	*	*	*
08-05-22-00-00-020.203	Atwater Development LLC	S22 T19 R3 8.05 Ac	*	*	*	*
08-05-27-00-00-003.003	Atwater Development LLC	S27 T19 R3 30.00 Ac	*	*	*	*
08-05-22-00-00-020.003	Carey & Sons Inc.	S22 T19 R3 44.72 Ac	*	*	*	*
08-05-27-00-00-003.000	Carey & Sons Inc.	S27 T19 R3 2.85 Ac	*	*	*	*
99-99-99-99-999.010	City of Westfield	S22 & 27 T19 R3, 193rd & Six Points	*	*	*	*



# Stephens & Clark: Existing Conditions



8/6/2021, 2:41:51 PM

1:2,400

0 0.02 0.04 0.08 mi  
0 0.03 0.07 0.13 km

- Override 1
- ⊗ CATCH BASIN
- ⊙ BREATHER
- ▣ Hydro Area (2019)
- ▣ Civil Townships
- ▣ Dams
- ▣ Parcel
- ▣ Hydroline (2019)
- ▣ Double Ditch
- ▣ Double Ditch under road
- ▣ CLOSED DRAIN
- ▣ Culvert Headwall
- ▣ Double Ditch under road



HAMILTON COUNTY DRAINAGE BOARD  
NOBLESVILLE, INDIANA

IN RE: Olthof Homes; Atwater Section 1 )  
Hamilton County, Indiana )

PETITION FOR RELOCATION AND RECONSTRUCTION

Ed Recktenwall (hereinafter "Petitioner"),

hereby petitions the Hamilton County Drainage Board for authority to relocate and improve a section of the Stephens & Clark Drain, and in support of

said petition advises the Board that:

1. Petitioner owns real estate through which a portion of the Stephens & Clark Drain runs.
2. Petitioner plans to develop its real estate with roads, buildings, utilities, storm drains, sanitary sewers and other structures.
3. Petitioner's proposed development of its real estate will require relocation and reconstruction of a portion of the Stephens & Clark Drain, as specifically shown on engineering plans and specifications filed with the Hamilton County Surveyor.
4. The work necessary for the proposed relocation and reconstruction will be undertaken at the sole expense of the Petitioner and such work will result in substantial improvement to the Stephens & Clark Drain, without cost to other property owners on the watershed of the Stephens & Clark Drain.

WHEREFORE, Petitioner requests that an Order issued from the Hamilton County Drainage Board authorizing relocation and reconstruction of the Stephens & Clark Drain, in conformance with applicable law and plans and specifications on file with the Hamilton County Surveyor.

  
Signed

Ed Recktenwall  
Printed



NON-ENFORCEMENT OF DRAINAGE EASEMENT IN SUBDIVISIONS

FILED

JAN 15 2021

STATE OF INDIANA )
COUNTY OF HAMILTON )

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD

At the request of Olthof Homes The Hamilton County Drainage Board considered the extent of the drainage easement on the Stephens & Clark Drain in the Atwater Section 1 Subdivision. Upon the agreement in writing by the recorded owner(s) of land involved that such owner(s) agree and covenants that neither the Hamilton County Drainage Board nor any Contractor nor Workman operating under the authority of said Board will be held liable for any damages resulting from construction, reconstruction, or maintenance of the above named drain at said location, whether to the real estate or improvements thereon the Board agreed:

- 1. That it will not enforce the easement beyond those shown on the Subdivision plat recorded as Instrument No. and in Plat Cabinet Slide in the Hamilton County Recorders Office.
2. It will not object to the improvement of said real estate beyond such distance, and
3. Other Conditions:

SIGNED:

[Signature]
APPLICANT

Frederick V. Olthof
PRINTED NAME

Atwater Development LLC
PRINTED NAME (Owner of Land)

\*\*\*FOR BOARD USE ONLY\*\*\*

AGREEMENT WILL BECOME EFFECTIVE UPON RECORDING. SIGNED THIS DAY OF 20 BY THE HAMILTON COUNTY DRAINAGE BOARD.

PRESIDENT OF DRAINAGE BOARD

MEMBER OF DRAINAGE BOARD

MEMBER OF DRAINAGE BOARD

"I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security Number in this document, unless required by law : Kenton C. Ward, Surveyor"

Prepared by the Hamilton County Drainage Board: Michael A. Howard, Attorney

Revised May 2016

Adobe PDF Ffillable Form

SUBNE - 2021 - 00003