



*K.C.W.*  
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*Surveyor of Hamilton County*  
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*Noblesville, Indiana 46060-2230*

September 23, 2021

TO: Hamilton County Drainage Board

RE: Morrow & Follett Drain – J.W. Morrow Arm – Station 35+10 to 38+19 Vacation

Attached is a request to vacate a portion of the Morrow Follett Drain, J.W. Morrow Arm by Waterstone Support Foundation and Russell and Ruth Schwartz, the property owners on the parcels to be affected. The proposal is to vacate a portion of the existing J.W. Morrow Arm in Carmel, Indiana between Station 35+10 and 38+19.

The Morrow-Follett Drain is a combination of the J.W Morrow Drain, which was constructed in 1906 and the R.J. Follett Drain, which was a 1928 reconstruction of portions of the Morrow Drain. The drain is currently maintained by the City of Carmel per a joint resolution approved by the Board on March 5, 1990 (see Hamilton County Drainage Board Minutes Book 2, page 421). Station 0+00 to Station 21+92 was reconstructed per the records from the 1928 R.J. Follett Drain Reconstruction, as this portion of the tile is located along the same route as the original J.W. Morrow Drain. Station 21+92 to 24+37 was vacated per my report dated May 12, 2009 and approved by the Board on July 27, 2009 (see Hamilton County Drainage Board Minutes Book 12, page 163). The portion of the J.W. Morrow Arm from Station 27+27 to Station 30+26 per the original 1906 description, was vacated per my report dated March 1, 2016 and approved by the Board on April 25, 2016 (see Hamilton County Drainage Board Minutes Book 16, page 527). The most recent vacation of the Morrow & Follett Drain occurred from Station 24+37 to Station 27+27 and was approved by the Board on June 14<sup>th</sup>, 2021 (see Hamilton County Drainage Board Minutes Book 20, page 52).

The portion of the J.W. Morrow Drain to be vacated will begin at the south property line of parcel 16-09-25-08-01-010.000 at existing Station 35+10 and end at the northern limits of parcel 16-09-25-08-05-001.000 at existing Station 38+19 per the original 1906 description. The request will remove 309' of 22" tile.

Storm water for the two parcels in question will rely on the 72" Carmel Reconstruction Arm of the Morrow & Follett Regulated Drain approved on March 5<sup>th</sup>, 1990 (see Hamilton County Drainage Board Minutes Book 2, page 421). The 70 feet of drain upstream of Station 35+10 was vacated with the approval of Kings Subdivision on August 27, 2012 (see Hamilton County Drainage Board Minutes Book

14, page 246). The infrastructure that replaced this drain was tied into the 72" drain approved in 1990. There is no evidence of water flowing into this portion of the J.W. Morrow Arm of the Morrow Follett drain to be vacated. A televising was conducted to verify this. No connections were detected through this section of drain during the televising. Upon approval of the project, the north and south limits of the vacated drain will be capped with flowable fill. Expenses for the fill will be paid for by the property owners.

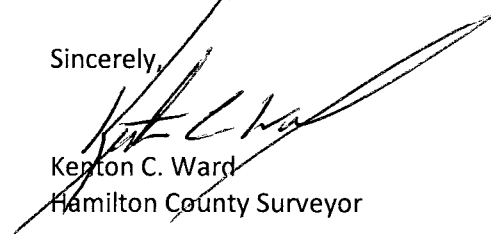
The parcels affected by this proposal are the following:

| <u>Owner</u>                        | <u>Parcel #</u>        |
|-------------------------------------|------------------------|
| Russel Maurice and Marie Schwartz   | 16-09-25-08-05-001.000 |
| Waterstone Support Foundation, Inc. | 16-09-25-08-01-010.000 |

Upon review of the request, I believe the above portion of the drain meets the requirements for vacation as set out in IC-36-9-27-34(d). In my opinion, the vacation will not adversely affect other property owners within the drainage shed.

I recommend the Board set a hearing date for November 22nd, 2021.

Sincerely,



Kenton C. Ward  
Hamilton County Surveyor

KCW/pll

**Morrow-Follett Drain**

J.W. Morrow Arm: 1st Ave NW Partial Vacation  
The 309' between Sta. 35+10 to 38+19 to be vacated.

The north & south limits of the vacated drain will be capped with flowable fill.  
Cost to be paid by developer. (Waterstone Support Foundation, Inc.)

\*No change in current maintenance assessment.

Hearing: 11/22/21

| Parcel                 | Owner   | Desc                                 | Benefit | MntAsmt | Total | % of |
|------------------------|---|--------------------------------------|---------|---------|-------|------|
| 16-09-25-08-05-001.000 | Schwartz, Russell M, Rev Lvg Tr & Ruth M. Rev Lvg Tr 1/2 ea | S25 T18 R3 Five Ten Subd Sec 1 Lot 1 | *       | *       | *     | *    |
| 16-09-25-08-01-010.000 | Waterstone Support Foundation Inc.                          | S25 T18 R3 0.92 Ac                   | *       | *       | *     | *    |



We are formally requesting the vacation of the JW Marrow Drainage Easement and Drain Line running through our property located at 510 1<sup>st</sup> Avenue N.W. This encompasses Parcel Number: 16-09-25-08-01-010.000 and Parcel Number: 16-09-25-08-05-001.000.

Thank you for the help.

DocuSigned by:  
Signature: Christopher Start  
ADAF7088E28A42B  
Christopher A. Start, Treasurer  
Waterstone Support Foundation, Inc.

Hello Sam,

We are formally requesting the vacation of the JW Marrow Drainage Easement and Drain Line running through our property located at 510 1st Avenue N.W. This encompasses Parcel Number: 16-09-25-08-01-010.000 and Parcel Number: 16-09-25-08-05-001.000.

Thank you for the help,

Russ Schwartz & Ruth Schwartz

Signature: Russell M Schwartz

Print: Russell M Schwartz

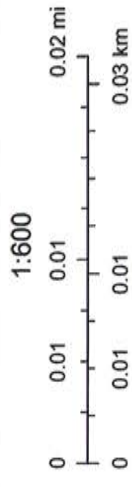
Signature: Ruth Marie Schwartz

Print: Ruth Marie Schwartz

# Hamilton County Surveyor, Noblesville IN



9/23/2021, 3:19:06 PM



 Override 1