



*Kenton C. Ward, CFM*  
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*Noblesville, Indiana 46060-2230*

December 2, 2021

TO: Hamilton County Drainage Board

RE: Williams Creek Drainage Shed, Clay Creek Drain Arm, Miller Extension

Attached are plans and petition for the extension of the Clay Creek Drain. The petition was filed by John Michael and Deanne Miller on November 22, 2021. The petition requests the Board to extend the existing Clay Creek Drain across the Miller and Bourdillon properties.

The extension would begin at the terminus of the Clay Creek Drain within High Grove Section 1 established as ending at the east line of Block "A" as shown on the secondary plat of High Grove, Section 1 recorded in the Office of the Hamilton Recorder as Instrument Number 200000007619, Plat Cabinet Number 2, Slide Number 404. This terminus is described in my report to the Board dated November 17, 1999 for the Clay Creek Drain, High Grove Section 1 Arm and approved at hearing on December 27, 1999 (see Hamilton County Drainage Board Minutes Book 5, pages 297-298).

The extended drain will then run downstream following the existing open ditch a distance of 436.7 feet and terminating at the north end of "Block D" as shown on the secondary plat of High Grove, Section 2 recorded in the Office of the Hamilton County Recorder as Instrument Number 200200045032, Plat Cabinet 3, Slide 7. This point is the beginning of the Clay Creek Drain as described in my report to the Board dated December 19, 2001 for the Clay Creek Drain, High Grove Section 2 Arm. This report was approved at hearing on January 28, 2002 (see Hamilton County Drainage Board Minutes Book 6, pages 256-257).

Maintenance of the drain will include removing debris and obstructions, bank restoration and any other work necessary to maintain the flow within the ditch.

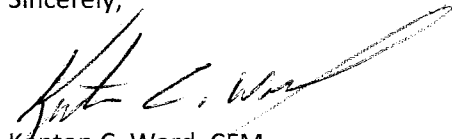
At this time the tract owned by Patrick D. V. Bourdillon, parcel 17-09-33-00-12-001.000, High Grove Section 3, Lot 33 has a 30-foot regulated drain easement along the northeast line of the tract. This is shown on the secondary plat for High Grove Section 3 as recorded in the Office of the Hamilton County Recorder as Instrument Number 200300046635, Plat Cabinet 3, Slide 170. The Bourdillon tract known as parcel #17-09-33-00-00-006.111 does not currently have an easement but will require the entire 0.096-acre tract to be covered by regulated drain easement. This tract lies between the drain and the existing platted easement.

The property owned by J. Michael and Deanne Miller, tracts 17-09-33-00-00-006.101 and 17-09-33-00-00-006.121, do not currently have a regulated drainage easement. Both parcels shall be covered by a regulated drainage easement on those portions of the land located to the west of the west bank of Clay Creek, between east and west banks of Clay Creek and east 75 feet of the east bank of Clay Creek.

Clay Creek Drain is an arm to the Williams Creek Drainage Shed. The Miller and Bourdillon tracts shown on the Exhibit "A" of the petition are currently assessed for the Williams Creek Drainage Shed. There are no changes in the current assessments with the approval of this petition.

I recommend the Board set the petition for hearing on January 24, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Kenton C. Ward", written over a faint, light-colored signature line.

Kenton C. Ward, CFM  
Hamilton County Surveyor

KCW/pll

**Williams Creek Drainage Shed #315**

Clay Creek Drain, Miller Extension

Petition to regulate Clay Creek thru un-platted parcels northeast of High Grove Sec. 3.

Will add 436.7' of drain to the overall footage.

\*No change in current maintenance assessment.

\*No cost for reconstruction. Adding footage of existing drain to maintenance.

Hearing: 01/24/22

Parcel	Owner	Description	Benefit	Annual		% of Total
				MntAsmt	Reconst.	
17-09-33-00-00-006.121	Miller, J. Michael & Deanne	S33 T18 R3 5.00 Ac	*	*	*	*
17-09-33-00-00-006.101	Miller, J. Michael & Deanne	S33 T18 R3 3.18 Ac	*	*	*	*
17-09-33-00-00-006.111	Bourdillon, Patrick D V	S33 T18 R3 0.10 Ac	*	*	*	*
17-09-33-00-12-001.000	Bourdillon, Patrick D V	S33 T18 R3 High Grove Sec. 3 Lot 33	*	*	*	*

FILED  
NOV 22 2021

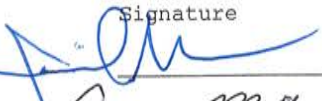
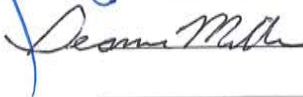
OFFICE OF HAMILTON COUNTY SURVEYOR

To: Hamilton County Drainage Board

Re: In the matter of the Clay Creek Drain Petition

Comes now the undersigned individuals, who petition the Hamilton County Drainage Board, per IC 36-9-27-54, for a new regulated drain. The undersigned believe the following:

1. They are owners of ten percent (10%) in acreage; or twenty five percent (25%) or more of the assessed valuation of the land that is outside the corporate boundaries of a municipality and is alleged by the petition to be affected by the proposed drain.
2. That as property owners within the drainage shed, they are qualified petitioners.
3. That they now desire that a regulated drain be established in Clay Township, which involves the following public roads; N/A and various areas surrounding these roads in the drainage shed.
4. The names and address of each owner affected by the proposed public drainage are attached hereto, made a part hereof, and marked Exhibit "A", which area of land involved in the proposed drainage area is located in section 33, township 18 north, range 3 east, Hamilton County, Indiana.
5. No other public lands or owners are located in the area which would affect improvement.
6. That the general route of the proposed drain is shown in the attached plan which is marked Exhibit "B" and made a part hereof.
7. That in the opinion of the Petitioner, the costs, damages, and expenses of the proposed improvement will be less than the benefits which will result to the owners of the land to be benefited thereby.
8. That in the opinion of the Petitioner, the proposed improvement will improve the public health; benefit a public highway; and be of public utility.
9. That the name of the attorney or spokesman representing petitioner in the drainage petition is \_\_\_\_\_, who has an office at or whose address is \_\_\_\_\_, phone \_\_\_\_\_.
10. That Petitioners shall pay all the cost of notice and all legal costs if the petition is dismissed. These costs include but are not limited to engineering, appraisals, surveying and other costs associated with the proposed drain.
11. Petitioners shall post a bond, if required, to pay the cost of notice and all legal costs in the case the improvement is not established. These costs include but are not limited to engineering, appraisals, surveying and other costs associated with the proposed drain.

Signature	Printed Name	Printed Address
	John Michael Milka	12411 Hoover Rd Carmel IN 46032
	Deanne Milka	12427 Hoover Rd Carmel IN 46032
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

**FILED**  
**NOV 22 2021**

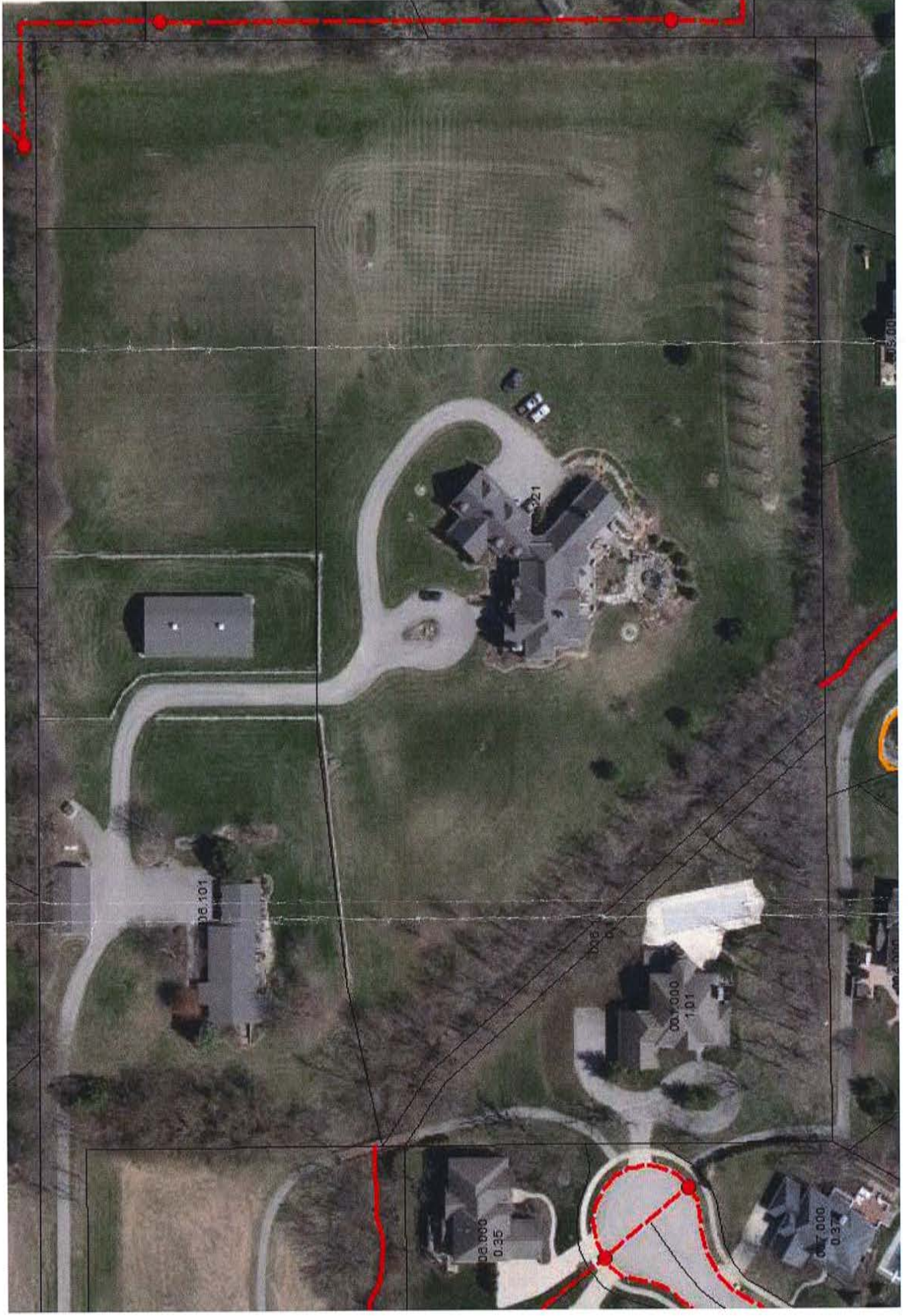
OFFICE OF HAMILTON COUNTY SUPERVISOR

**EXHIBIT "A"**

**Clay Creek, High Grove Subd. (Williams Creek Drainage Area)**

Petition to regulate Clay Creek thru un-platted parcel northeast of High Grove Sec. 3.

Parcel	Owner	Address	City	Description
17-09-33-00-00-006.121	Miller, J. Michael & Deanne	12411 Hoover Rd	Carmel, IN 46032	S33 T18 R3 5.00 Ac
17-09-33-00-00-006.101	Miller, J. Michael & Deanne	12415 Hoover Rd	Carmel, IN 46032	S33 T18 R3 3.18 Ac
17-09-33-00-00-006.111	Bourdillon, Patrick D V	12227 Redgold Run	Carmel, IN 46032	S33 T18 R3 0.10 Ac
17-09-33-00-12-001.000	Bourdillon, Patrick D V	12227 Redgold Run	Carmel, IN 46032	S33 T18 R3 High Grove Sec. 3 Lot 33



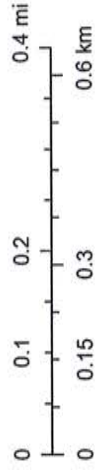
# Clay Creek Drain, Miller Arm



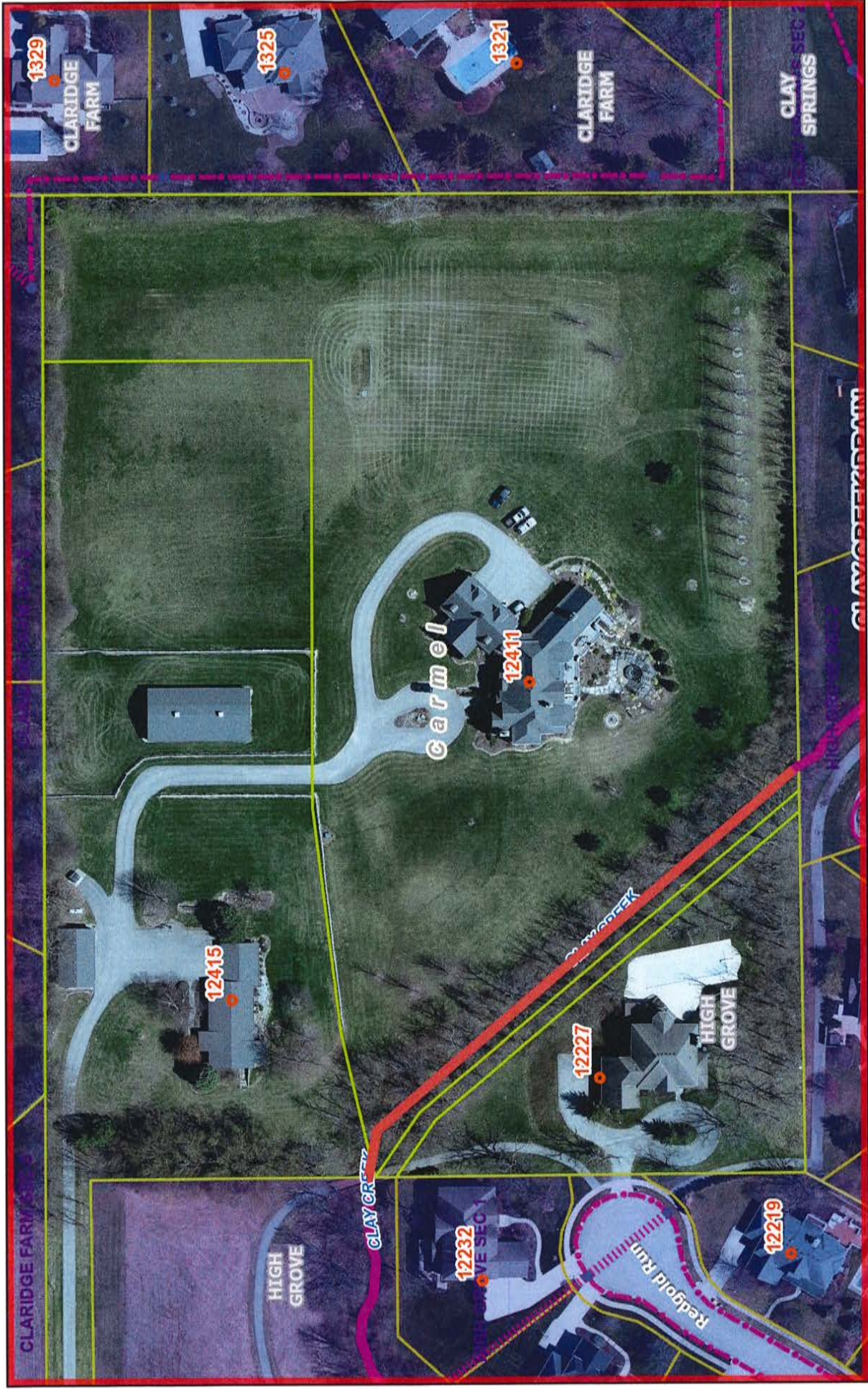
December 2, 2021

- Regulated Subdivision Boundary
- Subdivision Regulated Drains
- Subdivision Drain Drainage Pool
- Subdivision Drain Waterway
- SSD
- CLOSED DRAIN
- OPEN DRAIN
- Subdivision Drainage Structures
- CLOSED DRAIN
- OPEN DRAIN

1:12,000

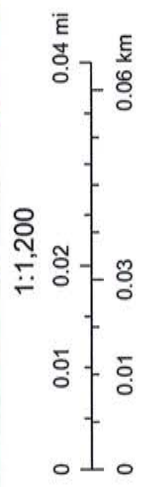


# Clay Creek Drain, Miller Arm



December 2, 2021

- Address Points
- Subdivision Regulated Drains
- Subdivision Drainage Structures
- ▭ Regulated Subdivision Boundary
- ▭ CLOSED DRAIN
- ▭ Regulated Drains
- ▭ Subdivision Drain Drainage Pool
- ▭ SSD
- ▭ OPEN DRAIN



Hamilton County compiled this map. Although strict accuracy standards have been employed, Hamilton County does not warrant or guarantee the accuracy of the information contained herein and disclaims any and all liability resulting from any error or omission.  
 Author: Hamilton County