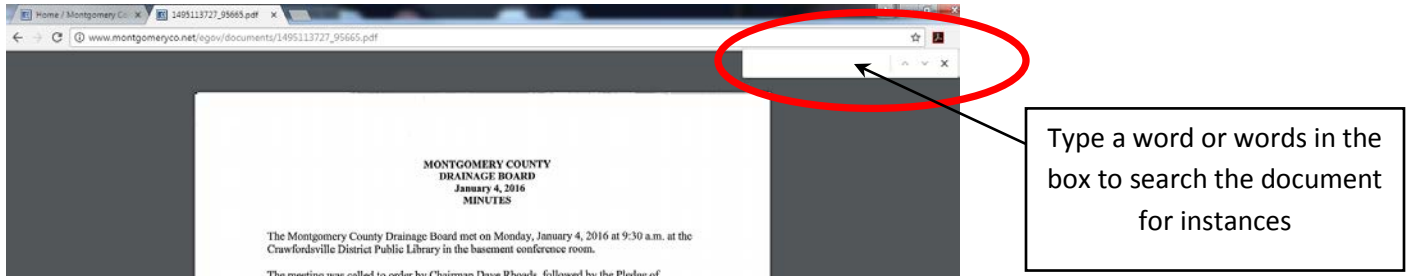
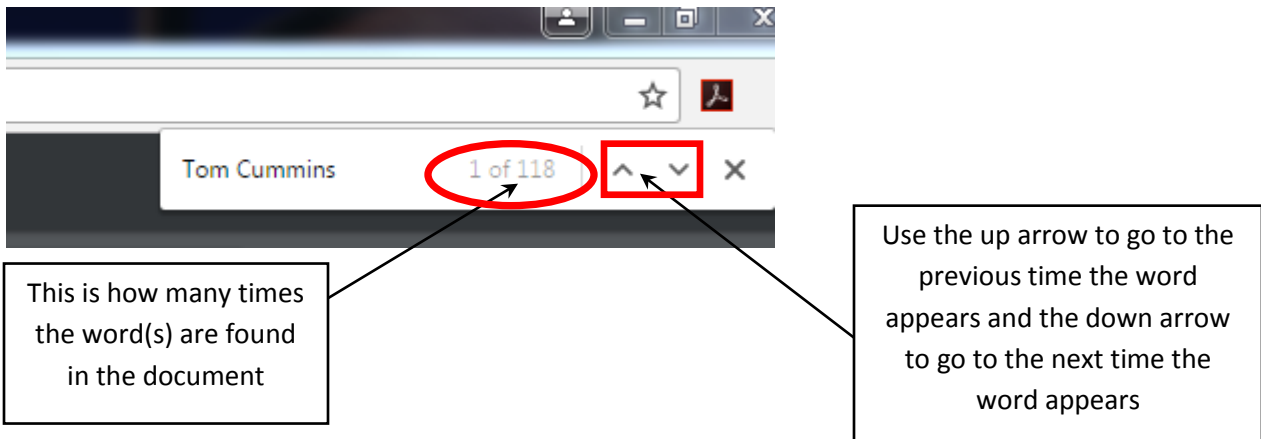


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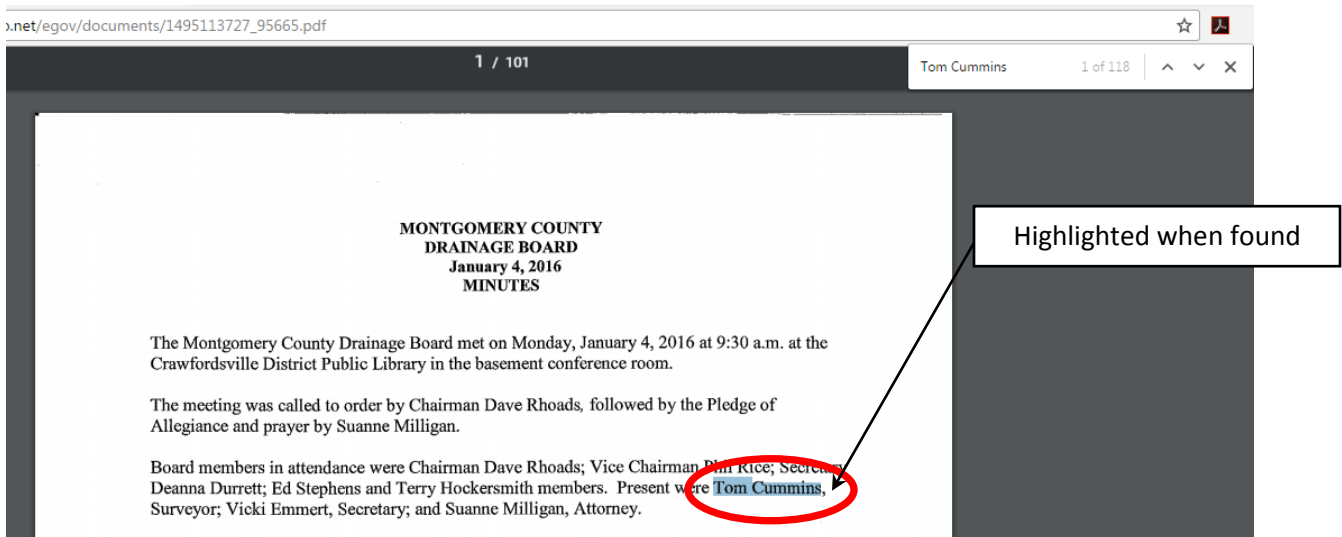
- **Hold down the CTRL key and the letter 'F' at the same time. A search box appears in the upper right hand corner. Type a word(s) in the box to search the document for the word(s).**



- **Use the down arrow to move to the next time the word appears and the up arrow to move to the previous time the word appears. The total number of times the word or phrase shows is also shown.**



- **The word(s) will be highlighted.**



\*Web browser used in these examples is Google Chrome. Results may differ with other web browsers.

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MONTGOMERY COUNTY DRAINAGE BOARD

January 17, 1983 1:45 PM

The Montgomery County Drainage Board met Monday, January 17, 1983 at 1:45 PM in the Auditors Office. Those present were Chairman, Don Maxwell; Vice-Chairman, Sam Boots; Attorney, Warren McGaughey; Auditor, Mary Helen Carter; Surveyor, Russ Nelson; Landowners on Moses Maxwell Drain; John Booher and Max Fletcher; Robert Dellinger and Russ Abbott of the Moores Heights Drain; Engineer, Robert Hill and Contractor, Kevin Miller regarding Joseph Hall Drain.

The Surveyor reported Boone County could not meet today to form a joint Board with regards to the Moses Maxwell Drain.

Chairman, Don Maxwell tried to call the Boone County Surveyor and 2 commissioners, Mr. Robert Gurney and Mr. Robert Maze. No one was available. Mr. Maxwell stated we should try for a meeting February 7, 1983. Maxwell stated the Montgomery County Board would try to be available at the Boone County's schedule.

The Surveyor stated the engineers with Raybestos were also unable to attend.

The Engineer is Mr. Beckia, he has talked with the Surveyor. Mr. Beckia ask Russ to verify the levels on the Shelly Drain, to get back with him, then they will reschedule a meeting.

The Surveyor discussed his meeting with Larry & Irene Smith. The Smiths met in the Surveyors Office, January 11, 1983 at 9:00 A.M. The Smiths were in agreement to let the Moore's Heights Drain cross their property, but only if they did not have to pay a reconstruction or maintenance fee and if an 8 inch tile was used.

Sam Boots moved and Don Maxwell seconded a motion to divide the Smiths maintenance fee equally among the remaining landowners. Motion passed.

The Surveyor <sup>SS</sup>discussed the Shelly Drain on 136 East. Mr. Ken Johnson is the local agent for Cardinal Industries Apartments.

Mr. Robert Hill, Engineer and Kevin Miller, Contractor on the Joseph Hall Drain did a sight inspection of the Hall Drain today. They inspected Line H.

Mr. Hill stated approximately 100 feet of bank is sloughing in and needs armoring.

Kevin Miller stated there is 5700 feet benched. He would go back in @ 1.25 per foot or \$7,000.00 on the deeper areas and maintain the road and slope the banks on a ratio of 1½ to 1 foot. There is a little over a mile to do. Kevin stated they had seeded the banks, but it didn't take because of the time of seeding.

Sam Boots moved and Don Maxwell seconded a motion to approve Kevin Miller redoing the banks and maintenance road.

This will be an addendum to the contract. There are also 2 other overruns on the contract. One concerning the culvert at 800 N & 150 East; and the farm crossing on Wally Kobels.

Kevin Miller stated he will move the existing pipe on 800 N further downstream and install a new pipe for \$700.00 (the new pipe will be 10 foot longer in length).

Sam Boots moved and Don Maxwell seconded a motion authorizing Kevin Miller to do such work on 800 N culvert. The motion passed.

Russ has talked to Curt Hudson about the bank at the culvert on 800 N. Mr. Hudson is concerned the bank will wash north of 800 and about the size of the pipe. Kevin stated he has buried the bridge abutment (at no charge) this was on Floyd Davidson Property just north of 550 North.

The Board instructed the Surveyors Office to pay \$1,985.00 *taken care of* to the County Highway Deptment for the pipe on 800 North.

The Surveyor was requested to notify the landowners of the cost of the farm crossing as being \$1,985.00.

The Board signed one encumbrance on the John McLaughlin Drain. (Engineering Cost). Encumbrance Total \$1,539.93

Postmaster	\$ 60.00
Journal Courier	2.48
Journal Review	1.66
The Times	1.79
Don A. Yount	1,464.00
Robert Walters	10.00 (stamps)

There being no further business, the meeting was adjourned.

Robert Thayer on vacation.

Donald S. Maxwell

Chairman

Samuel E. Boots

Lee Swank

Lee Swank, Secretary

Montgomery County Drainage Board

February 7, 1983 2:18 P.M.  
conti

Russ discussed with the Board, Shelly Drain (near Raymark)  
Russ has shot levels on this drain. There is 6 inch fall in  
700 feet.

Russ stated they have 2 alternatives.

1. Remove manhole and run tile around the new building and clear the outlet near Railroad
2. Maintain a pump at the manhole.

Russ stated he favors step one (1).

Sam Boots moved and Bob Thayer seconded a motion instructing Russ to contact Raymark engineers to lay a new tile line. Motion unanimous.

Shelly Drain - near Cardinal Industries Apartments.

Mr. Ken Johnson, is the project engineer.

Russ has been checking the area for the drainage problem.

After contacting the water company. Water Co. stated they could not recall cutting any tile lines and the water lines had been buried to a depth of 46 inches.

Russ is going to recommend Cloverdale Heights (Mr. Portland) and Cardinal Industries lay approximately 20 to 30 feet of new tile.

The Moore's Heights Drain was discussed. Russ presented a copy of the letter sent to Mrs. Irene Smith (and son Larry Smith) Since Mrs. Smith has deceased the Drain will be delayed until further notice. Bart Maxwell, contractor, has not signed the contract as of yet, he called the Surveyors Office recently and stated he would be in to sign the contract, as of yet has not done so.

The hiring of a County Engineer was discussed. The Surveyor stated he has several petitions already turned into his office awaiting action. He felt the only thing he could do at this point is to suggest that landowners have reconstruction done as a group action or assume the engineering fees. In the future petitions will have attached a bond and a clause concerning engineering cost. (Unless the Commissioners decide to hire an engineer).

Don Maxwell, Chairman, phoned Don A. Yount and ask him to meet with the Board at this session. The Board ask Don what fee he would charge to stamp drainage plans? Yount stated he would think about the fee amount and get back to the Board on February 23, 1983 meeting.

Russ stated according to the Burns Statute Book ( 36-9-27-30 or 36-9-27-31) a surveyor can be employed on a part time basis. Russ also did not think landowners would want to absorb the extra engineering cost on a drain. Two-three days work on each ditch plan would be sufficient. This fee could be charged to the drainage project. With the Board setting the amount of fee for each plan.

February 7, 1983 conti-

A qualified deputy is the title an engineer would be called.  
There being no further business, the meeting was adjourned.

Donald L. Maxwell  
Chairman

Samuel R. Boats  
Vice-Chairman

Richard M. Henry

Lee Swank  
Secretary

3

The Montgomery County Drainage Board

February 22, 1983 2:00 P.M.

The Montgomery County Drainage Board met Tuesday, February 22, 1983, 2:00 P.M. in the Auditors Office. Those present were Chairman, Don Maxwell; Vice-Chairman, Sam Boots; Member, Bob Thayer; Auditor, Mary Helen Carter; Surveyor, Russ Nelson (arriving late) and Engineer, Don A. Yount.

The Board signed the addendums on the Joseph Hall Drain  
a. an increase of \$2,698.72 and b. an increase of \$7,700.00.

The Board signed one encumbrance in the amount of \$ 1,234.90  
Lee Swank 223.80; Don Maxwell 176.08; Bruce Osborn 176.08;  
Warren McGaughey 621.90; Journal-Review 8.11; The Frankfort Times  
4.70; Journal Courier 5.38 and Russ Nelson 18.85.

Don A. Yount discussed the salary of a qualified deputy.

Don stated he would charge \$30.00 per hour to review all ditch plans and to use his seal. Or charge \$ 15.00 per hour if he worked with Russ in drafting ditch plans.

It is the Drainage Board who sets this salary.

The Board discussed what happens when the drain is vetoed at the reconstruction hearings? Russ stated this is what the petition bond covers. Russ also reported that on the 6 drains that are ready to be reconstructed he has already sent the petition bonds.

Don Maxwell ask how many hours of work on each drain would Don Yount require. Yount stated this would be hard to say as each drain would be different, depending on the size of the watershed. Maxwell also stated Yount had ask for a very fair fee.

Sam Boots moved and Bob Thayer seconded a motion authorizing Russ to hire Don A. Yount as a qualified deputy \$ 15.00 / hour. (Salary is to be charged to which ever drain they would be working on). Motion unanimous.

The Board ask for the balance in the General Drain Improvement Fund. \$ 47,671.62 .

Russ discussed with the Board, Darrell Birge not having a bond on the Joseph Ludlow Drain. Birge said due to the death of his brother & business partner to post a bond now would entangle the estate for a year, which he did not want to do.

The Board instructed Russ to meet with Birge and get a performance bond. Also to have him sign the contract and check the finishing date schedule.

The Board ask Russ to also check the finishing date on the Joseph Hall Drain.

Don Maxwell reviewed with the secretary the members of the joint board established February 7, 1983 (Joint with Boone County)



The Board is as follows: Chairman Don Maxwell; Vice-Chairman; Robert Maze; Members; <sup>Bob Gurney</sup> Sam Boots representing Montgomery County and Robert Gurnsey representing Boone County. The members also to be paid \$ 35.00 per meeting.

There being no further business, the meeting was adjourned.

Donald L. Maxwell

Chairman

Samuel L. Boots

Vice-Chairman

Robert M. Gurney

Bob Sweak  
Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

March 7, 1983 1:40 PM

The Montgomery County Drainage Board met Monday, March 7, 1983 in the Auditors Office. Those present were Chairman, Don Maxwell; Member, Bob Thayer; Attorney, Warren McGaughey, Surveyor, Russ Nelson (Sam Boots on vacation)

The Albert Hysong Drain was discussed (reconstruction and maintenance).

This will be a joint drain with Hendricks County.

Hendricks County	327.95 acres	?
Montgomery County	582	?

Ten per cent (10%) of the landowners have signed the above mentioned petition and petitioners bond.

Bob Thayer moved and Don Maxwell seconded a motion to accept the Hysong petition for reconstruction and maintenance.

Bob Thayer moved and Don Maxwell seconded a motion for Bob Thayer and Don Maxwell to serve on the joint Board.

The Timothy Lane Drain petition was presented to the Board. This is to extend, reconstruct and maintain this drain.

This watershed is approximately 3,309 acres.

Bob Thayer moved and Don Maxwell seconded a motion to accept this petition and petitioners bond.

There being no further business, the meeting was adjourned.

Ronald L. Maxwell

Robert J. Thayer

Samuel H. Boots

*Lee Swank, Secretary*

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MONTGOMERY COUNTY DRAINAGE BOARD

March 21, 1983, 1:40 P.M.

The Montgomery County Drainage Board met Monday, March 21, 1983 1:40 P.M. in the Auditors Office. Those present were Vice-Chairman, Sam Boots; Member, Bob Thayer, Auditor, Mary Helen Carter; Attorney, Warren McGaughey; and Surveyor, Russ Nelson.

Russ presented a letter from Wernle, Ristine & Ayres. Mr. Ayres, Attorney, is representing Mr. Meade. (RE: Shelly Drain).

The Surveyor discussed correspondence with Cloverdale Apartments and Cardinal Industries.

Cloverdale Apartments need to connect a tile line into the catch basin and it has been suggested Cardinal lay new tile line to the catch basin.

Ken Johnson of Cardinal is not very receptive to laying a new tile line. He has ask for a map showing the Shelly Drain, which the Surveyors Office does not have.

Mr. Ayres ask if Cardinal Industries was agreeable if landowners could supply a backhoe if they could dig up a part of the drain. Russ has not been able to locate the exact line of Shelly Drain.

The Board ask how the McLaughlin Drain was progressing. Russ stated the final hearing will be April 21, 1983, 7:30 P.M.

Russ stated Darrell Birge was to bring in his bid bond regarding the Joseph Ludlow Drain. The Board was anxious for this drain to be completed as it is only about 60 days till planting and landowners will be wanting to work in the field.

Boots Bros. Oil Co. bill and Kevin Miller were discussed. Phil Boots had called the Surveyors Office and ask for the phone number and address of Kevin Miller.

Moore's Heights Drain was discussed. Warren McGaughey suggested Russ call Aquilla Groves concerning the Irene Smith Estate. The Board would like for this project to get finished before spring.

The Board agreed to share (from the Drainage Board equip. account) the cost of a chain saw. Russ has purchased a 16 inch Pioneer saw. The Board stated the Township Trustees should pay a part of maintaining and pay the gas bills for using the saws. This is in regards to the Trustees work program. David Layton is going to start this program in Madison Township.

Russ phoned Kent Overholser, Boone County Surveyor, to verify there would not be a meeting today. The Moses Maxwell Drain landowners are going to go private action with this drain. There will be no further joint boards unless otherwise notified.

Mr. Robert Hill has ask to meet with the Drainage Board at their next night meeting which will be March 29, 1983, 7:00 P.M.

There being no further business, the meeting was adjourned.

Calvin Manger  
Samuel B. Boots

Lee Swank

MONTGOMERY COUNTY DRAINAGE BOARD

March 21, 1983 1:40 PM

-conti-

The Board signed one encumbrance in the amount of \$ 1,469.60.

Don A. Yount	\$ 1,464.00
The Times	2.70
Journal Courier	2.90

This is in regards to the John McLaughlin Drain.

MONTGOMERY COUNTY DRAINAGE BOARD

March 29, 1983, 7:30 PM

The Montgomery County Drainage Board met March 29, 1983 in the Auditors Office. Those present were Chairman, Don Maxwell; Vice-Chairman, Sam Boots, Member, Bob Thayer; Attorney, Warren McGaughey; Auditor, Mary Helen Carter; Surveyor, Russ Nelson; Engineer, Robert Hill.

Kevin has started back to work by the Co-op. He has started putting in pipes. He has not started leveling and tapering behind the shelf.

The percent completed is approximately 70 to 80 percent. Maxwell stated he has received several calls stating part of the ditch banks are sloughing in.

Sub-contractors have 60 days from the time the work is completed or materials are delivered to collect pay. Fairfield Contractors and Boots Brothers Oil have filed letters with the Surveyors Office. Miller and Fairfield are not in agreement on the hours. They are in the process of working this out. Miller has said he would be paying Boots Oil shortly.

The Board is questioning the time limit on Fairfields. Fairfields have been trying to get their money since November of 1982. But they did not sign a sub-contractors contract from the Surveyors Office.

The Attorney suggested Kevin come to the next Board meeting. April 4th, 1983, 2:30 P.M.

It was stated some bills could be paid from the 10% retainage but this would only amount to \$ 25,000.00. The Surveyors Office is to keep a close account of what Kevin has been paid and any outstanding bills.

Mr. Oswalt on the Hall Drain, is upset about the farm crossing on this Drain, he feels he has paid enough. Oswalt would need to pay one half of the cost. The other 50% has been figured in the project cost. Mr. Oswalt has 80 acres in the drainage area. The pipe has already been paid for. The Board stated they would go ahead and proceed, as landowners had agreed to paying 50% of any farm crossing. Miller has agreed to get the pipe for \$ 500.00 to \$ 700.00.

Russ had met Monday with Attorney, Jim Ayers, Cloverdale Apts. and Cardinal industries. Cloverdale (Mr. Portwood) could not find the pipe they had installed. Mr. Johnson (Cardinal Industries) stated they had not removed any pipes or tile and does not feel they should lay any new tile, as the Surveyor can not locate the tile line. Cloverdale state they have already done the work, and why should they pay to redo it? No problems seemed evident until Cardinal started building. Mr. Johnson stated they had gotten all permits from the City

P 6  
March 29, 1983, 7:30 PM

-conti-

and state that they have no knowledge of needing to confer with the Surveyors Office. The Board suggested a meeting be set up with, Attorney, Jim Ayers and Engineer, Ralph Willis. The Attorney, Mr. McGaughey ask for a set of drawings as to what kind of storm sewers and sanitary connections are needed, The Board wants a copy of such plans at the next meeting. The Surveyor was instructed to set a date and time, preferrably April 4, 1983 for the Board to meet with Mr. Willis.

Russ has been to the City Water Co. and ask when they laid the water lines if they had encountered any tile. They stated no and this is quite possible as the water lines are 46 inches deep. And the Shelly Drain is out of probe depth.

Russ reported on Shelly Drain and Raymark, they are not receptive to running a new tile. The attorney stated they should try to get them to attend the April 18th, 1983 meeting.

Bob Thayer ask about progress on the Ludlow Drain. The completion date is the last of May of this year.

Russ meet with Jesse Howard and ask Mr. Howard if they could bring the open drain about 300 to 400 feet into his field. This was out of the question.

Written objections to the McLaughlin Drain need to be in the Surveyors Office 5 days before the hearing date, which is April 21st, 1983, 7:30 P.M. This means the objection date is April 16th, 1983.

There being no further business, the meeting was adjourned.

Donald L. Maxwell

Robert M. Thayer

Samuel L. Boots

Lee Swank

Lee Swank, Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

April 4, 1983 11:05 AM

The Montgomery County Drainage Board met Monday, April 4th, 1983, 11:05 AM, in the Auditors Office. Those present were Chairman, Don Maxwell (arriving late); Vice-Chairman, Sam Boots; Member, Bob Thayer; Auditor, Mary Helen Carter; Surveyor, Russ Nelson; City-Engineer, Ralph Willis; Attorney, Warren McGaughey; Attorney, Jim Ayers; landowners, Mr. Mead, Ron Sutherlin, Larry Davis and Morris Davis.

This meeting was to discuss the drainage problem on Shelly Drain.

The Surveyor reported Cloverdale Apartments built a 24 inch storm sewer that empties at a catch basin on Traction Road.

Cardinal Industries have placed a catch basin on top of the existing tile (Shelly Drain).

The tile coming into the catch basin to serve road 136 is missing. The Surveyor and Cloverdale engineers could find no trace. Dye has been used from Mr. Meades but the Surveyor could not find where this was outletting. The tile line is too deep to probe in this area. Cardinal Industries did not want to put in a new tile line.

Mr. Willis stated they could probe and use a camera to locate the problem. Also a steel tape could be inserted in the tile and with a metal detector the tile line could be flagged.

Mr. Willis also stated he had an inspector on the job every day. And any damage was repaired. Many parts of the tile were clogged with silt.

To add to the problem, Shelly Drain is not on assessment. The County has no money to work on this drain.

Attorney, Jim Ayres stated if Cardinal Industries was at fault could they be billed for expenses incurred on this project.

Drainage problems did not seem to arise until Cardinal Industries started their apartment complex.

Mr. Willis suggested the occupancy permit could be delayed until a thorough investigation of this tile is completed.

Correspondence regarding this is attached to today's minutes.

The County Attorney stated a new drain could be constructed then abandon the old tile line which is in very bad condition.

Cardinal Industries did not contact the Surveyors Office in regards to any kind of drainage or tiling. The City is responsible for sewers and storm drains. The County is responsible for farm drainage and this drain is an existing old tile line, combined with the fact it lies on the outer edge of the city.

The Surveyor will make an in depth study as to the exact location of the tile line, and also what would be the best solution to the

April 4th, 1983 11:05 AM

drainage problem. Tehn have a meeting with the engineers of Cardinal Industries.

Mr. Willis stated he would help Russ in any way he could.

There being no further business, the meeting was adjourned.

Ronald L Maxwell  
Robert M. Kays  
Samuel R. Boots

Lee Swank Secretary



MONTGOMERY COUNTY DRAINAGE BOARD

April 4, 1983 1:30 P M

The Montgomery County Drainage Board met Monday, April 4, 1983 2:11 P.M. Those present were Chairman, Don Maxwell; Vice-Chairman, Sam Boots; Member, Bob Thayer; Auditor, Mary Helen Carter; Attorney, Warren McGaughey; Surveyor, Russ Nelson, Engineer, Robert Hill, and Contractor, Kevin Miller (arriving later)

The Surveyor reported on the Allen Lewis Drain. Mr. Floyd Geiger was in the Surveyors Office, landowners have had the drain cleaned (private action). One landowner now does not want to have work done on her property (the former Mrs. Haney). Robert Thayer reported Mrs. Haney was in favor of cleaning thru her part, Evidently after talking to the farm manager, Leon Weber, she has changed her mind. Mrs. Haney is on the lower end of the drain which is not in the actual assessed part of the Lewis Drain.

The easements on the John McLaughlin Drain was discussed (Ora Gish, Ruth McLaughlin and Dwight Davidson).

A petition to place on maintenance - the Warner E. Linn and Daniel Himes Drain was presented to the Board. The Surveyor stated the only thing he could foresee was possibly the headwall will need to be repaired. Bob Thayer moved and Sam Boots seconded a motion to accept said petition.

The Board signed the contract on the Joseph Ludlow Drain. The completion date is May 30th, 1983.

The Surveyor discussed Statute # 36-9-27-20 which states drains located in municipalities or sanitary districts if they will so accept could have jurisdiction over the Shelly Drain. The Surveyor has shot levels on the drain from Traction Road to Highway 32. There is 9½ feet of fall in this ½ mile.

Kevin Miller phoned stating he would be arriving late.

The Board discussed a letter from Fairfield Contractors and Boots Bros Oil Co. Robert Hill stated before final payment (10%) can paid, all outstanding bills have to be paid. (Fairfield Contractors \$ 6,545.00) and Boots Bros Oil Co. \$3,566.27). Mr. Miller stated he is working with Fairfield on this he is questioning what they have charged, (the hours) he stated he would soon be paying Boots Bros. Oil. They stated they did not like to interfere and act as a collection agency, but the Board does not want to be liable for any contractors outstanding bills.

The charge for building a shelf on the Joe Hall Drain is \$ 7,000.00 Kevin stated he has not started on this. Bob Hill stated seeding will be 5 feet from the top of the banks.

Kevin reported he has started installing the surface inlet pipes.

April 4, 1983 1:30 PM

- conti -

The pipe on 550 N & 200 E (off Cassidy Blacktop) pipes are in good shape, they just need to be lowered. Kevin stated he would be back to work on this. If new pipes are needed, the highway will provide the pipe. Kevin stated he was sure the pipes could be salvaged.

Kevin has not started work on moving the pipe on 800 North.

The Board ask about the amount for 1982 settlement of the Hall Drain. The amount was \$ 123,112.32.

Moore Heights Drain was discussed.

The secretary had written to Attorney, Mr. Groves. Mr. Groves stated he was forwarding this to Mr. Larry Smith. Larry is executor of the late Mrs. Irene Smith Estate.

Bart Maxwell has contacted the Surveyor Office about paying for the bond on the Moore Heights Drain. The Board stated they would not pay this.

The minutes were read and approved.

There being no further business, the meeting was adjourned.

Donald L. Maxwell

Robert M. Hayes

Samuel L. Boets

Bill Swank Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

April 18, 1983 1:35 P.M.

The Montgomery County Drainage Board met Monday, April 18, 1983, in the Auditors Office. Those present were Chairman, Don Maxwell; Vice Chairman, Sam Boots; Member, Bob Thayer; Attorney, Warren McGuaghey; Auditor, Mary Helen Carter; Surveyor, Russ Nelson; Contractor, Darrell Birge, Jeff Morrison; and the following landowners/ Jesse Irvin, Jim Fulwider, Charles Cooley, Ed Sutherlin, Jesse Howard, John Greenburg, Willis Surface, Earl Smith, Derlan Beardsley, and Luther Lofland representing First National Bank.

The Board ask the Surveyor what was the delay on the Ludlow Drain. Russ stated getting a bid bond and the weather. Bid bond was turned in the Surveyors Office, April 8, 1983.

Jesse Howard was upset about the Drain not being finished, thru his property.

Darrell Birge stated the tile trucks were loaded and ready. But they need to wait until the ground is solid enough to move the heavy trucks.

Howard stated they could come into his pasture, but to keep on the ditch right-of-way (which is 75 feet on either side of the ditch banks) to maintain said ditch.

There are 20 inch all new tile thru Howards property. Completion date is May 30, 1983. This is 1,693 feet of new tile.

Birge stated he would stay on the 75 foot easement, when he traveled the ditch.

Any reseeding will need to come from the maintenance fund (this will be an addendum to the contract).

The lateral on Willis Surface will be repaired.

Earl Smith stated he has 80 rods of tile going thru 51 acres to be planted in corn. He ask if all landowners involved would be paid for the damages.

Jesse Irvin stated every landowner should be responsible for any damage while the reconstruction is being done.

Russ stated the ditch would be rerouted around the two culverts.

Russ stated the open ditch would be leveled and seeded.

All landowners will share this expense.

Mr. Howard thought it would all be leveled and seeded. (the open and the tiled).

Russ - the old tile line will remain, but be abandon. Some fill dirt will be required to fill in the old tile line.

Chairman, Don Maxwell, ask if the tile lines could not be done first then do the other work on Howards. Birge stated the pipe would need to be placed on Howards first.

9

Mr. Howard was concerned about his fence (for the cattle).

Jesse Irvin ask about the fill dirt.

Mr. Howard stated he had a hill that the contractor could scalp for the fill dirt. The old tile line lies 15 - 20 feet from where the new line will be placed. Bob Thayer moved and Sam Boots seconded a motion for Darrel Birge to proceed with the project.

The bid let for \$ 39,976.69 .

Bob Thayer instructed the secretary to remail a tax assessment from Carl Thompson to Michael Meritt.

Chairman, Don Maxwell, Ralph Willis, City Engineer and Russ Nelson, Mayer, Mr. Glen Knecht, Mr. Johnson of Cardinal Industries, and 2 laborers from Cloverdale Heights meet.

The group discussed what Cloverdale had done here before. It was stated they had put in a connecting tube in but the tile was not there. (this is in reference to Shelly Drain)

Cardinal Industries stated they had removed no tile.

They also discussed what direction the tile ran.

The Second Meeting on Traction road.

The same mentioned above were there but also included, Gordon Holloway of the County Highway Dept.

The Co. Hwy dug and looked for tiles. The Surveyors Office shot levels on the surface inlet behind Mr. Meades property and on a storm basin in the proposed street in Cardinal Industries area.

A tile could be run between these two points, either a private or a mutual agreement to be added to a maintenance assessment. To have this on a Maintenance Fund is the only way Cardinal will allow the tiling to be done. This Maintenance list would more or less be in the area of the South east end of the main line of Shelly Drain.

The Board signed one encumbrance on the McLaughlin Drain for the amount of \$ 51.69 (legal notices).

The minutes were read and approved.

The Board agreed to buy a new binder for Drainage Board minutes.

There being no further business, the meeting was adjourned.

Ronald L. Maxwell  
Bob Thayer  
Samuel A. Boots

Lee Swank , Secretary

10

MONTGOMERY COUNTY DRAINAGE BOARD

May 16, 1983 1:30 PM

The Montgomery County Drainage Board met Monday, May 16, 1983 at 1:30 P.M. in the Auditors Office. Those present were Chairman, Don Maxwell; Vice-Chairman, Sam Boots; Member, Bob Thayer; Attorney, Warren McGaughey; Auditor, Mary Helen Carter; Surveyor, Russ Nelson Gordon Holloway, County Highway Superintendent; Chuck Newman, Engineer with Flahery-Giavara Associates, Dennis Ward, Raymark Corporation and Mr. Morris Davis.

The Surveyor reported to the Board, something should be done regarding Shelly Drain at Raymark as there will be problems later due to surface water.

Raymark has built a man hole causing water to raise 4 feet before it starts flowing, which the Surveyor feels will only make the problem worse.

Russ suggested the following:

- a. Lower the water way
- b. Run a new tile line approximately 675 to 700 feet
- c. Install a lift station

Mr. Ward stated they had removed about 200 feet of tile from under the new building and installed a man hole.

Mr. Newman stated if it was the man hole that upset the Board, they would remove it. They had the Fire Dept. run water into the tile line but they never found the outlet. They also used dye and styrofoam pellets, also not getting any results. They felt the manhole was an improvement. Mr. Ward stated the railroad spur had been removed.

Russ suggested they could lower the swale all around the Ray mark Building  $2\frac{1}{2}$  feet. And also lower the pipes under the railroad and the railroad spur.

The Surveyor wanted the Board to be aware, in case at a later date problems do arise, his opinion on the manhole built at Raymark.

Mr. Newman stated with not being able to find the outlet, the manhole was as good a solution as any.

Raymark stated they were not having any water problems at this time.

There not being an assessment on this drain, makes it impossible to do any repairs on this Shelly Drain.

Maxwell stated he thought the manhole had probably relieved the water back pressure.

Bob Thayer ask what Russ wanted to correct. Russ stated he wanted to lower and reroute the tile.

Russ stated the manhole did not necessarily create a problem, But it was not a permanent solution. If problems would arise it would be better to solve them now, not wait until later. But if the Board was satisfied, then fine.

10

Mr. Morris Davis had discussed that Mr. Otter<sup>man</sup>~~bein~~ could locate the tile on Mr. Meades property. Russ will need to contact Mr. Davis and Mr. Otter<sup>man</sup>~~bein~~ for a meeting regarding this. This is also a part of the Shelly Drain.

The Board discussed the letting of bids on the bridge on 700 N The Board instructed Russ to contact Mr. Hill of Indianapolis and get a price on plans and specifications for this bridge.

Mr. George Inskeep of New Richmond, on the Allen Lewis Drain, reported several holes needing repairs. A contractor has been contacted to do the necessary repairs.

Also, the Van Cleave Drain in New Market is being repaired at this time.

The Chairman, called the City Engineer regarding the issuance of an Occupancy permit. Mr. Willis has issued the permit to Cardinal Industries Apartments. The Board wanted the permit issued after the drainage into Shelly Drain was settled.

Mr. Boyd Hudson ask about the interest on drainage funds. He also ask the Newkirk Drain be seperated from the Joseph Hall Drain. He wanted this money put in a seperate account.

Russ ask the Attorney if a tile line could be rerouted under maintenance, Warren stated NO, this would have to be done under reconstruction. Russ stated about 600 to 700 feet of tile needed to be rerouted on the Wm. McClamroch Drain. The Board suggested Jimmy Patton build a headwall or place stone to keep the dirt from silting in the side ditch.

The Board looked over prices on a dictating & transcriber machine for the secretary.

Dictaphone of Indianapolis	\$ 1,420.00 (with microphones)
The Office	370.00

The Chairman stated drainage hearings are getting more involved and the paper work is getting to be bigger every year. The Chairman stated the Board would think about it.

Cletis McMamomy ask about the drainage problem in Waynetown. A petition has been out on this, but nothing has been presented to the Surveyors Office.

Russ presented a letter to the Board stating a survey is going to be done by the State Highway on Little Racoon Creek.

The Board signed four (4) encumbrances:

John Wilkinson Drain	86.88	Watkins Construction
John McLaughlin	3.12	Journal Review
John McLaughlin	2.32	Journal Courier
Albert C. Nobes	49.08	Watkins Construction
Joseph Ludlow	1621.84	Faubers Construction Co.

10  
May 16, 1983 continued

In regards to the John Martz Ditch petition. A typing error was found in the Petitioners Bond paragraph. The secretary was instructed to contact these landowners before the Board would accept this petition.

The Surveyor reported he would like to hold a hearing next month June 20, 1983, 1:30 on the Timothy Lane Ditch. This is to advise landowners of the engineering cost and advertising fees in regards to this drain.

The invoices of Gary Frame (on the Joseph Hall Drain) were presented to the Board. The time for collection thru this office has expired.

The Surveyor ask if the Board would be interested in a presentation by SpraChem of Angola, Indiana. The Board was in agreement. This is in reference to ditch spraying.

There being no further business, the meeting was adjourned.

Ronald L. Maxwell

Chairman

Robert M. Thayer

Vice-Chairman

Samuel L. Bots

Lee Hawk Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

June 6, 1983

1:30 P.M.

The Montgomery County Drainage Board met Monday, June 6, 1982 in the Auditors Office, Courthouse, Crawfordsville, Indiana. Those present were Chairman, Don Maxwell; Vice-Chairman, Sam Boots; Member, Bob Thayer and Surveyor, Russ Nelson.

Russ discussed the pipe on 800 North on the upper end of the Hall Drain (on Boyd Hudson). Mr. Hudson wants the pipe charged to the ditch project.

Mr. Jesse Howard is wanting to place his fence as soon as possible for his cattle. He is also objecting to crossing his field with the fill dirt. Russ stated the leveling is not completed due to all the hauling involved with the fill dirt.

Bob Thayer ask what the cost over run would be? Russ stated he couldn't say yet as all the dirt is not in yet. He also stated some things had been deleted.

Russ meet with Mr. Paul Fulwider. Russ showed him where they would tie into the tile. Russ suggested he reconnect any old lines as they are still in working order.

Kevin Miller's unpaid invoices were discussed. Maxwell stated all bills should be turned into the Auditor or the Surveyors Office as soon as possible.

The Auditor stated Lizton State Bank wanted a progress report on Kevin Miller.

The Auditor's Office is holding Kevin Millers check for this month in the amount of \$ 5,195.16.

The Attorney suggested we contact the Lizton Bank and set up a meeting to discuss Kevin Millers unpaid bills.

There being no further business, the meeting was adjourned.

Donald L. Maxwell

Robert M. Thayer

Samuel R. Boots

See Book



April 4, 1983

# CITY OF CRAWFORDSVILLE

CRAWFORDSVILLE, INDIANA 47933

August 19, 1982

Blackburn, Kosanchick & Associates, Inc.  
Consulting Engineers & Surveyors  
2101 South Hamilton Road  
Columbus, Ohio 43227

Attention: Richard Harkless

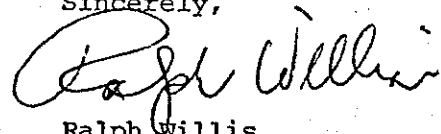
Dear Mr. Harkless:

This is to inform you that I have reviewed your storm water calculations, with 100 yr. storm freq. storage.

The plan is sufficient to discharge the same flow prior to development and I approve your design on that premise. Also, the egress on Traction Road is now aligned with the intersection at Pleasant Run and is also satisfactory.

Thank you for your cooperation..

Sincerely,



Ralph Willis  
City Engineer

RW;jd

MAYOR  
362-0805

CITY COUNCIL  
362-3804

CITY ENGINEER/BUILDING  
DEPARTMENT  
362-0204

CLERK-TREASURER  
362-3804

FIRE DEPARTMENT  
362-1277

PARK AND RECREATION  
362-3606

PLANNING, ZONING AND  
COMMUNITY DEVELOPMENT  
DEPARTMENT  
362-0204

POLICE DEPARTMENT  
362-3762

SEWERAGE  
PLANT-362-7401  
OFFICE-362-1670

STREET DEPARTMENT  
362-0507

*April 4, 1983*

**BLACKBURN, KOSANCHICK & ASSOCIATES, INC.**

CONSULTING ENGINEERS AND SURVEYORS

2101 SOUTH HAMILTON ROAD

COLUMBUS, OHIO 43227

614 / 861-7211

August 9, 1982

Mr. Ralph Willis, City Engineer  
2nd Floor, City Bldg.  
Crawfordsville, Indiana 47933

Re: Crawfordsville, Indiana  
Our File No. 1081  
S.R. 136

Dear Mr. Willis:

Enclosed please find three sets of final engineering plans, specifications and one set of storm sewer design for the above captioned project. We are submitting these for your review and approval. Also you will find 2 sets of sheets 1, 2 and 3 for the County Commissioner's review as indicated on our phone conversation.

We have also submitted to the Indiana Cities Water Company and the State Department of Transportation. If there are any other governing authorities we should submit to, please advise.

Our client is anxious to commence construction on this project, and we would appreciate your timely attention to these plans.

Should you have any questions, please do not hesitate to contact us.

Sincerely,

KOSANCHICK & ASSOCIATES, INC.

*Richard A. Harkless*

Richard A. Harkless

RAH/cds  
Encls.

Linden

1000 North

US 231

Jr. Bennett farm

John Gobin II

fence line

Curt Hudson farm

Jr. Bennett

Darl Jarnecke

Heinhold  
Hog  
Markets

900 North

MONTGOMERY COUNTY DRAINAGE BOARD

June 10, 1983

9:15 A.M.

A called Montgomery County Drainage Board meeting was held in the Building Commissioners Office, Basement of the Courthouse, Crawfordsville, Indiana, Friday, June 10, 1983 at 9:15 A.M.

Those present were Chairman, Don Maxwell; Attorney, Warren McGaughey; Surveyor, Russ Nelson; Mr. Matt Ayres of the Lizton State Bank, Richard Cunningham of Associated Planners & Designers and Mr. Kevin Miller of Miller Excavating, Lebanon, Indiana.

Chairman, Don Maxwell called the meeting to order. This meeting was called to discuss the unpaid invoices of Mr. Kevin Miller regarding the reconstruction of the Joseph Hall Drain. And to discuss the progressive payments due Mr. Miller.

Mr. Hill, Engineer with Associated Planners & Designers has not been figuring the retainage of 10% to be held by the County, correctly. He has been holding only about 7%. At this date \$ 6,287.77 is due on the retainage fee. \$ 14,671.47 retainage has been withheld. Mr. Miller has been paid \$ 194,920.92.

The unpaid invoices are listed as follows:

Gary Frame	\$ 548.67
Northcutt Gravel Co	446.38
Boots Bros. Oil Co	4,000.00
Ladoga Culvert Co	21,908.44
Russellville Stone Co	647.05
Fairfield Const	6,545.00 (less service ch)
Including service chg	7,151.94
Lizton State Bank	72,000.00

Kevin stated he would have some pipes to return to Ladoga Culvert for credit.

The contract bid was \$231,311.31. There have been <sup>Two</sup> ~~two~~ (2) addendums both increases: \$ 7,700.00 and \$ 2,698.72 (for work on the multi-plate) Bringing the total to \$ 241,710.03 plus extra work.

The project could be completed in 3 weeks if Miller Excavating had operating cash. At this time Mr. Miller is working other projects trying to accomplish this.

Mr. Cunningham suggested Kevin finish the project as soon as possible then he would have a 30 day waiting period for the remaining dollars due - in the amount of \$ 249,000.00. He also suggested the Board cut the retainage fee to 5% and modify the contract as such.

Mr. McGaughey stated this would jeopardize the Drainage Board and would not be in the best interest of the Board. The only thing that can be done is to make up for the shortage in retainage and continue to hold the required 10% and pay out the contract according to the drainage laws. Even if the correct amount had been withheld it would not cover the outstanding bills.



MONTGOMERY COUNTY DRAINAGE BOARD

June 20, 1983 1:20 P.M.

The Montgomery County Drainage Board met Monday, June 10, 1982, 1:20 P.M. in the Auditors Office, Courthouse, Crawfordsville, Indiana.

Those present were Chairman, Don Maxwell; Vice-Chairman, Sam Boots; Member, Bob Thayer; Auditor, Mary Helen Carter; Attorney, Warren McGaughey; Surveyor, Russ Nelson; Engineer, Don A. Yount and the following landowners in the Timothy Lane drainage area; Homer Williams, Walt Nelson, Joed Linn, George Feltner, Kenneth Bayless, Lester Elkins, Harold Cline, Bob Hayes, Bill Omrsby, Dorman Harris, Larry Walters, Jim Wright, Azel McNulty, Charles Brandenburg, Harris-Munns Corp., Stanley Harris, Raymond G. Linn, John Bronaugh II, John Bronaugh, Ethel Wright, Dorothy Elkins, Naomi Cline, James McCutchan, Lewis Goshorn, Attorney, Monty Harris, and Robert L. Walters.

Chairman, Don Maxwell, called the meeting to order.

The hearing today is for landowners to vote on assuming the engineering cost for the Timothy Lane Ditch.

There are approximately 5,000 acres in this watershed.

The proposed plan is to start on the outlet of the Glennard T. Miller Drain (northwest of New Ross) and to go to Ladoga Road.

Many landowners acres were incorrect. These will be corrected as the drain is engineered.

Mr. Robert L. Walters stated the 2 pipes on 550 East that were placed under the road (during the last reconstruction) restricted the water flow by 1/3. In engineering the ditch he would like for the new plans to correct this. The Commissioners, the Attorney, Mr. McGaughey and Mr. Walters meet at the site in approximately 1960 to view this problem. Bob Thayer stated if reconstruction of this drain is done, it would take more or larger pipes to carry the water flow (due to the 100 year flood plan).

Due to a prior meeting Don Maxwell left and Vice-Chairman, Sam Boots, conducted the remainder of the meeting.

After much discussion, Sam Boots ask for a vote.

Landowners voted to have the ditch engineered.

In Favor 16 (Mrs. Kellerman stated via phone she would go with the majority)

Opposed 3 (one in writing from Mrs. Mary Adams)

Don A. Yount will engineer the ditch. Don stated he would start work very soon.

Surveyor, Russ Nelson ask the Board about the armoring on the Boyd Hudson property.

June 20, 1983

-conti-

The Board felt since Mr. Hudson had paid for the pipe, the County would cover the cost of the armor. Russ stated it would be only 3 to 4 tons of rip rap.

Russ stated the overrun on the Ludlow Drain would be between \$ 7,000.00 to \$ 10,000.00. This will be for the fill dirt.

Attorney, Jim Ayres representing Mr. Mead ask the Board to go ahead and search out the Shelly Drain, then assess landowners the cost of this. The Board stated this would be fine but there is not enough money in the Improvement Fund to finance this.

Mr. Raymond Linn requested the secretary to make a property ( name change only) from Graves to Raymond & Phyllis Linn (16 acres).

The Board signed six (6) encumbrances, as follows:

James Arthur	174.10	Rebecca Flaningam
Luke Rogers	173.47	Linn - Himes
Postmaster	20.00	McLaughlin
The Office	10.80	McLaughlin
Frankfort Times	2.69	McLaughlin
Lee Swank	109.60	McLaughlin
Fred Hoffman	75.00	McLaughlin
Don Maxwell	88.04	McLaughlin
Warren McGaughey	179.70	McLaughlin
Bruce Osborn	88.04	McLaughlin
Watkins Const.	370.01	James Sanders
Watkins Const.	1418.21	Charles Cowan
Watkins Const	140.00	Albert C. Nobes
H & W Concrete	66.20	Albert C. Nobes

(encumbrances are grouped according to the drains)

There being no further business, the meeting was adjourned.

Ronald L. Maxwell  
Richard M. King  
Samuel L. Beets

Lee Swank Secretary

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MONTGOMERY COUNTY DRAINAGE BOARD

July 5, 1983 1:48 P.M.

The Montgomery County Drainage Board met Tuesday, July 5, 1983 in the Auditors Office, Courthouse, Crawfordsville, Indiana. Those present were Chairman, Don Maxwell; Vice-Chairman, Sam Boots; Member, Bob Thayer; Auditor, Mary Helen Carter; Attorney, Warren McGaughey; and Mr. Bill Davis of Fairfield Contractors, Lafayette.

Mr. Davis was here to discuss Miller Excavating. He suggested the Board contact the bonding company and let them be aware of the unpaid invoices and the project being not completed. This is in regards to the Joseph Hall Drain.

Attorney, Warren McGaughey stated he would contact the Bonding Company.

Mr. Davis stated he would be willing to help the Board in any way he could.

There being no further business, the meeting was adjourned.

Ronald L. Maxwell  
Robert M. Thayer  
Samuel H. Boots

Lee Swank Secretary



## MONTGOMERY COUNTY DRAINAGE BOARD

July 18, 1983 1:30 P.M.

The Montgomery County Drainage Board met Monday, July 18, 1983, 1:30 P.M. in the Auditors Office, Courthouse, Crawfordsville, Indiana.

Those present were Chairman, Don Maxwell; Vice-Chairman, Sam Boots; Member, Bob Thayer; Auditor, Mary Helen Carter; Attorney, Warren McGaughey; Surveyor, Russ Nelson; Engineer, Robert Hill; Contractor, Darrell Birge; Landowner, Jesse Howard; Attorney, Monty Harris; SpraChem Representative, Mr. Kent Alwood.

The Board discussed the Joseph Ludlow Drain. The Board decided to meet at the site tonight at 7:30 P.M.

Russ discussed rerouting the tile on the Allen Lewis Drain at the outlet on 525 and to put in a 24 inch pipe.

The Board instructed the Surveyor to contact Bart Maxwell and ask if the bid on the Moore's Heights Drain was still firm.

The Surveyor reported, Mr. Jim Ayres had contacted him about tracing the Shelly Drain. The Board suggested using the County Highways equipment.

Mr. Monty Harris presented a bill to the Board from Ladoga Culvert (in regards to the Hall Drain) in the amount of \$ 21,908.00 He ask when the Board would be paying the bill. The Board stated the unpaid bills would be paid on a percent basis. Sam Boots, Vice-Chairman, suggested we hold all checks until the bonding company is notified.

Mr. Hudsons acres on the Hall Drain was discussed. The Board ask that Russ work this out with Mr. Hudson.

Mr. Alwood presented a slide presentation of SpraChem Corporation. The Chairman and the Attorney discussed the Moses Maxwell Drain. The Board signed (4) encumbrances.

Darrell Birge	10,397.46	Joseph Ludlow
Luke Rogers	449.44	Linn & Himes
Troy England	132.50	Linn & Himes
Journal Review	8.73	Timothy Lane
Don A. Yount	626.25	Timothy Lane
The Office	2.11	John McLaughlin
Journal Review	5.20	John McLaughlin
Journal Courier	5.02	John McLaughlin
Russ Nelson	40.00	John McLaughlin

There being no further business, the meeting was adjourned.

Donald L. Maxwell  
Samuel L. Boots  
John M. Thayer

John M. Thayer Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

August 1, 1983 2:55 P.M.

The Montgomery County Drainage Board met Monday, August 1, 1983, 2:55 P.M. Those present were Chairman, Don Maxwell; Vice-Chairman, Sam Boots; Member, Bob Thayer; Auditor, Mary Helen Carter; Attorney, Warren McGaughey and Surveyor, Russ Nelson.

The Charles Newkirk Drain was discussed.

The Surveyor and Boyd Hudson felt landowners were being double assessed on the Newkirk & Hall Drains. The Board stated they were paying for an outlet.

Bob Thayer moved and Sam Boots seconded a motion to leave the Newkirk drainage assessments as is. Motion unanimous.

The Board instructed Russ to get the rip-rap (20 tons) placed on the pipe on 800 N. As the County Highway is wanting to seal the road.

Russ stated it would take approximately 45 tons for the pipe on 700.

The McClaskey Drain was discussed. Mr. Peoples has \$ 1200.00 in bills for work done on this drain. There is some question as to this being a part of the legal drain. Russ was instructed to check this out.

There being no further business, the meeting adjourned.

Donald L. Maxwell  
Chairman

Robert M. Thayer  
Vice-Chairman

Samuel K. Boots

Lee Swank, Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

August 15, 1983 8:30 A.M.

The Montgomery County Drainage Board met Monday, August 15, 1983, 8:30 A.M. in the Auditor's Office. Those present were Chairman, Don Maxwell; Vice-Chairman, Sam Boots; Member, Bob Thayer; Auditor, Mary Helen Carter; Contractor, Kevin Miller and Engineer, Robert Hill.

This meeting was to discuss the finishing of the Joseph Hall Drain.

Kevin stated he has a full crew ready to go to work on the ditch this week. Also, the spoil is not leveled in the area near where the shelf is to be done. There have been numerous tiles (which were not on the plans), which the contractor has gone ahead and connected. The Engineer has approximated the work for the extra tiling is in excess of \$ 10,000.00. The Chairman stated the pipes will be paid by the project, but connecting the tiles will be paid by the landowners. The Board instructed the Surveyor to contact the landowners informing them of this.

Mr. Thayer ask Bob Hill to contact Dr. Lord about the results of todays meeting. Mr. Hill agreed.

The Board will continue to hold Mr. Millers checks until the retainage is in the correct amount and the outstanding bills are paid.

There being no further business, the meeting adjourned.

Donald L. Maxwell  
Robert M. Thayer  
Samuel R. Boots

La Swank Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

August 15, 1983 10:00 A.M.

The Montgomery County Drainage Board met Monday, August 15, 1983, in the Auditor's Office. Those present were Chairman, Don Maxwell; Vice-Chairman, Sam Boots; Member, Bob Thayer; Attorney, Warren McGaughey; Auditor, Mary Helen Carter; Attorney, Conrad Harvey and the following landowners / representatives of landowners: Ed Sutherlin, Willis Surface; Mary D. Runyan, Charles Cooley, Charles Wilkinson, Earl Smith, Jr., Jesse Howard, Michael Meritt, Jesse Irvin, Jim Fulwider, John Greenburg, Mrs. Surface, Greg Myers and Contractor, Darrell Birge.

Attorney, Mr. Harvey ask the Board how landowners were going to be assessed? He stated if one landowner benefits directly then he should pay a larger share of the assessment.

The Chairman reported, the only funds this Board operates with are landowners assessments.

In the original contract, 350 cubic yards of fill were called for, the Surveyor proposed to fill only the 2 to 3 larger holes on the old ditch line.

Warren McGaughey suggested setting up a meeting and to notify all landowners. The meeting is to be Friday, September 2nd, 1983, 2:00 P.M.

There being no further business, the meeting adjourned.

Donald L. Maxwell  
Robert M. Thayer  
Samuel L. Boots

Lee Swank Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

August 15, 1983 2:20 P.M.

The Montgomery County Drainage Board met Monday, August 15, 1983, 2:20 P.M. in the Auditor's Office. Those present were Chairman, Don Maxwell; Vice-Chairman, Sam Boots; Member, Bob Thayer; Auditor, Mary Helen Carter; and Attorney, Warren McGaughey.

The Board discussed the overrun on the Joseph Ludlow Drain.

Faubers	\$ 12,796.72
Holt	5,010.00
Meritt	<u>2,460.00</u>
Total	20,266.72

Darrell Birge total bill was	\$ 47,612.25
Retainage with-held	<u>4,761.25</u>
Paid in July 1983	\$ 42,851.27

The Board ask about addendums for Mr. Birge over run. Upon further checking the Board did sign an addendum dated April 21, 1983. This addendum is for Faubers to haul the fill.

Front - end loader	\$ 46.30 per hour
Tendem truck	39.00 per hour

The Hall Drain unpaid invoices were discussed by the Board.

Gary Frame	548.67
Northcutt Gravel	446.38
Boots Bros Oil	4,000.00
Ladoga Culvert	21,908.44
Bart Maxwell	647.05
Fairfield Contr	<u>6,545.00</u>
TOTAL	34,095.54

The Board spend considerable time listening to the recording of the Ludlow Ditch hearing.

The Board read the letter to the Guard Casulty & Surety Insurance Company. The Surveyors Office has not received a reply.

The Board signed 6 encumbrances.

One Corrected encumbrance on the Joseph Ludlow Drain from the amount of \$ 10,397.47 to \$ 16,233.35.

John L. McLaughlin Drain	812.73
Allen Lewis Drain	1,172.29
George Hutton	27.28
Timothy Lane	280.00
James Hose	58.53
Joseph Ludlow Drain	12,870.21

The Board did not sign the Ludlow Drain encumbrance at this time.

There being no further business, the meeting adjourned.

Ronald L. Maxwell  
Richard Dreyer  
Samuel L. Boots

Lee Swank Secretary

MONTGOMERY COUNTY DRAINAGE BOARD  
COURT HOUSE  
CRAWFORDSVILLE, INDIANA 47933

May 17, 1984

Montgomery County Drainage Board  
Courthouse  
Crawfordsville, IN 47933

Dear Montgomery Co. Drainage Bd Members,

The completion date on the Joseph Hall Drain was May 15, 1984. As County Surveyor, I would recommend this Board to do a site inspection on this drain as soon as possible and make a list of items to be forwarded to the contractor, Mr. Kevin Miller.

Sincerely,

*Russell R. Nelson*  
Russell R. Nelson, Surveyor  
Montgomery County

RRN/ls

*Tuesday - May 29<sup>th</sup> 1984  
12:00 High Noon*

*Donald Mayes*  
*Robert M. Mayes*  
*Samuel L. Boots*

FROM: Maintenance to the Improvement Fund

DITCH	Amount Owed	Amount Paid
Moses Allen	71.44	71.44
Peter Barley	215.08	150.08
Will N. Brown	794.73	300.73
Wm. A. Buchanan	27.22	27.22
Charles Cowan	1418.21	198.21
Benj. F. Crabbs	410.00	410.00
Jesse Evans	252.78	252.78
Stanford-Elmore	571.73	571.73
Richard Faust	780.03	150.03
Rebecca Flannigan	174.10	73.10
James B. Gilliland	682.19	425.00
John Gobin	1151.64	1151.64
James R. Grimes	138.58	138.58
Geo. Hinkle	353.23	353.23
Kenneth Hudson	1225.20	92.20
Guy Little	2074.72	893.48
Lough-Millar	1471.26	998.26
Mimich-Miser-Corn	45.27	45.27
Leamuel B. McClamroch	1225.98	1225.98
Edward P. McClaskey	1379.07	1078.18
Charles McFarland	836.10	446.85
George Nichols	1152.30	454.20
Albert C. Nobes	859.15	152.70
Edward Patton	7018.63	4507.74
James Sanders	1997.80	161.33
Chrineyance - Schenck	3398.92	2381.47
Jesse Snoddy	9133.07	1045.89
Alvin Sparks	495.31	495.31
Anthony Stingley	300.90	162.88
Swearingen - Runyon	6926.04	1309.38
George Washburn	528.05	261.48
Raymond Weliver	338.60	338.60
John Wilkinson	333.41	164.79

Reconstruction Sheets

Benjamin F. Crabbs	109.75	109.75
Phillip Dewey	18.20	18.20
Lye Creek	8009.95	8009.95

TOTAL OF DOLLARS TRANSFERED

\$ 28,627.66

This \$ 28,627.66 is to be transferred from Maintenance To Improvements

Dated September 15, 1983

Quietus # 003074

Check # 6503

MONTGOMERY COUNTY DRAINAGE BOARD (16)  
September 2, 1983 2:10 (12)

The Montgomery County Drainage Board met Friday, September 2, 1983, 2:10 P.M. in the Auditor's Office. Those present were Chairman, Don Maxwell; Vice-Chairman, Sam Boots; Member, Bob Thayer; Attorney, Warren McGaughey; Auditor, Mary Helen Carter; Surveyor, Russ Nelson and the following landowners/representatives of landowners: Contractor, Darrell Birge, Kenneth Bane\*, Jim Fulwider \*, Charles Cooley \*, John Greenburg \*, Jesse Howard, Mary D. Runyon \*, Eileen Carlson \*, Michael Meritt \*, Ed Sutherland \*, Willis O. Surface \*, Jesse E. Irvin \*, Greg Myers \*, Derlan Beardsley\*, and Attorney, Conrad Harvey.

Chairman, Don Maxwell called the meeting to order. This meeting was to discuss the Joseph Ludlow Drain.

Mr. Conrad Harvey ask what the total assessment on the Ludlow Drain would be.

The total over run will be \$ 22,338.56 .

Faubers	\$ 1,943.67	
	4,710.26	
	2,942.58	
	<del>3,200.21</del>	2271.68
	1,621.84	
Joe Holt	5,010.00	
Meritt	2,460.00	
Birge	2,200.00	
DELETE	<u>1,750.00</u>	
TOTAL	22,338.56	#21,410.03

(Corrected amounts)  
The tape will state differently

Mr. Maxwell stated he had listened to the tape of the April 18, 1983 Meeting. There was a general discussion among the landowners and the landowners wanted to proceed with filling all the old tile line. There was no estimate as to what the cost would be. It was the general consenses of the landowners to proceed. There was no vote taken. The question was ask is it the general feeling of the group to proceed? The Board then instructed the Surveyor to work this out with the contractor.

The Surveyor reported there were over 250 loads of fill. This is in excess of 3,000 cubic yards of fill. There was a change order for Faubers to do the work. (dated April 21, 1983). On the original contract the over run was within the allowed 10%. He went on to say it was not in the original contract to fill in the old tile line. He did not feel in this contract that he should go back and remedy a problem from the last 40 to 50 years. After the contract was let and reconstruction began, the landowners called and wanted to meet with the Board, the landowners stated they wanted the ditch repaired "correctly". (meaning to fill the old tile line). At this meeting more than 50% of the acres in the watershed was in agreement to do this extra work.

\* So Captioned are represented by Mr. Conrad Harvey.



Mr. Harvey ask how the Board would assess this extra amount. The Surveyor reported landowners would have payments over a 5 year period.

Mr. Harvey ask how the payments would be proportioned?

The Board stated in the same manner as it was done for the original contract.

Mr. Harvey ask if everyone benefitted from the \$ ~~22,338.56~~ <sup>21,410.03 (Corrected amounts)</sup>. The Chairman stated everyone uses the ditch so Yes, they all benefit.

Mr. Harvey felt because one landowner wanted his farm in top condition the remaining landowners should not have to pay for it. He felt the Board should take this into consideration when the assessments are figured, he felt only one or two landowners benefitted from this work. He also ask that a final order of assessments be sent to him.

The original construction petition was dated 1905.

There being no further business, the meeting adjourned.

MONTGOMERY COUNTY DRAINAGE BOARD

September 19, 1983 1:45 P.M.

The Montgomery County Drainage Board met Monday, September 19, 1983, 1:45 P.M. in the Auditors Office, Crawfordsville, Indiana. Those present were Chairman, Don Maxwell; Vice-Chairman, Sam Boots; Member, Bob Thayer; Auditor, Mary Helen Carter, Attorney, Warren McGaughey; Surveyor, Russ Nelson and Landowner, Mr. Boyd Hudson.

The Surveyor presented a bill to the Board for \$ 4.40 for one 24" x 12" tile, used on the Shelly Drain. The Board stated to pay this from the General Fund.

The Surveyor stated he thought he found the Shelly tile. His opinion was this line was placed in later years as a tributary tying into the Shelly. This line goes under both buildings of the Meadow Wood Apartments. Russ stated he had not talked to the owner of Meadow Wood as he could not be absolutely sure of the tile route.

Mr. Hudson was in attendance to discuss the Newkirk and Joseph Hall Drains assessments. Landowners in the Newkirk Watershed are paying a double assessment.

Sam Boots moved and Bob Thayer seconded a motion instructing the Surveyor to refigure the Hall Drainage maintenance assessments. Landowners in the Newkirk Watershed will pay 75¢ / acre in the acres on the Newkirk Drain.

Mr. Hudson ask what the Board intended to do about the hole in the side ditch on County Road 800 North (this is on the East side of Mr. Hudsons entrance).

Bob Thayer moved and Sam Boots seconded a motion to have the contractor fix this and bill the Joseph Hall Drain.

Mr. Hudson suggested if Ladoga Culvert will deliver the pipe, Mr. Hudson would install it and also this would save the County money.

Don Maxwell ask about the 40 tons of rip rap on the bank of County Road 700 North. Russ stated he thought the County Highway had done this. The County is to bill this office for the stone.

The Chairman, Don Maxwell instructed the Surveyor to contact the bonding company regarding the Joseph Hall Drain. Landowners are wanting this project completed.

The Surveyor ask the Board how the Joseph Ludlow Drain (the over run on reconstruction) assessments were to be figured. The Board stated to divide the cost by the number of acres.

The Moses Maxwell Drain extension petition was presented to the

21  
Board. The extension will be to extend said Drain to 550 North (approximately 1½ miles). Bob Thayer moved and Sam Boots seconded the motion to accept said petition. Motion unanimous.

The Board signed 4 encumbrances: McLaughlin Drain \$ 20.00; Ludlow Drain \$ 9,670.00; Ludlow Drain \$ 7,032.93; Linn & Himes Drain \$ 3.25.

The Surveyor reported a total of \$28,627.66 was being transferred from Maintenance to Improvement Fund.

Sam Boots moved and Bob Thayer seconded a motion to adjourn.

Donald L. Maxwell  
Robert M. Thayer  
Samuel L. Boots

The Attorney ask that the Surveyors Office present a report on the Joseph Hall Drain at the next meeting. This is in regards to the loan pay back.

Montgomery County Drainage Board

October 3, 1983 1:38 P.M.

The Montgomery County Drainage Board met Monday, October 3, 1983 at 1:38 P.M. in the Auditors Office. Those present were Chairman, Don Maxwell; Vice-Chairman, Sam Boots; Member, Bob Thayer; Attorney, Warren McGaughey; Auditor, Mary Helen Carter; Surveyor, Russ Nelson; County Highway Superintendent, Gordon Holloway and Landowners, Kenny Cain and Larry Gray.

The John Martz Drain Hearing.

The Surveyor presented the Martz Drain petition to the Board. This is to reconstruct and maintain said drain.

The Surveyor reported there are 557.31 Acres in the watershed. Location is Southeast of Darlington.

Bob Thayer moved and Sam Boots seconded a motion to accept the presented petition of the John Martz Drain. Motion unanimous. The Board authorized the Surveyor to proceed with the engineering.

The Surveyor reported there are approximately 1 - 1½ miles of drain to engineer on the Timothy Lane Ditch.

The Surveyor presented the balance in the Improvement Fund in the Joseph Hall Drain to the Attorney.

The Board corrected the minutes of the Boone & Montgomery County meeting. The representative from Montgomery County is Robert Thayer not Sam Boots.

The Board read and approved the minutes.

There being no further business, the meeting adjourned.

Donald L. Maxwell  
Robert M. Thayer  
Samuel L. Boots

Bill Swank

## MONTGOMERY COUNTY DRAINAGE BOARD

October 17, 1983 1:35 P.M.

The Montgomery County Drainage Board met Monday, October 17, 1983, 1:35 P.M. in the Auditors Office. Those present were Chairman, Don Maxwell; Vice-Chairman, Sam Boots; Member, Bob Thayer; Attorney, Warren McGaughey; Auditor, Mary Helen Carter; and Surveyor, Russ Nelson.

The Surveyor discussed a water problem on Forrest Pattons property. (located North of the city). Mr. Patton thought it was caused by the reconstruction of the Joseph Hall Drain. Russ and the Board felt he is located much to far from the Hall Drain for this to be the case.

The Davidson property may need a surface pipe or channel the water to the side ditch.

The Surveyor ordered the pipe for Dr. Lords & Dr. Sabens property on the Hall Drain this morning.

The Board reviewed the overrun assessments on the Joseph Ludlow Drain. The Board agreed with the method of calculating these assessments. The total overrun is \$ 24,249.38.

The Board signed the change orders regarding the Joseph Ludlow Drain. The original contract was in the amount of \$ 39,976.69. Three orders were for a minus of \$ 808.68 - \$ 294.25 and \$ 2,577.36. Two for increases of \$ 237.60 and \$ 3828.00.

The Board signed 4 encumbrances:

Wm Shelly Drain	\$ 4.40
John Martz	335.62
Guy Little	221.00
Timothy Lane	583.75

The Board discussed the Moores Heights Drain, the property involved has been sold, but Larry Smith has crop rights. The Contractor will proceed as soon as Smiths have the crops out.

The Board ask to have Mr. Robert Hill attend the next Drainage Board meeting. (November 7, 1983).

There being no further business, the meeting was adjourned.

Ronald L. Maxwell  
Robert M. Thayer  
Samuel H. Boots

Lee Swank Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

November 7, 1983 1:35 P.M.

The Montgomery County Drainage Board met Monday, November 7, 1983 at 1:35 P.M. in the Auditors Office. Those present were Chairman, Don Maxwell; Vice-Chairman, Sam Boots; Member, Bob Thayer; Attorney, Warren McGaughey; Auditor, Mary Helen Carter; Surveyor, Russ Nelson and Robert Hill attending at 2:30 P.M.

The Chairman reported, he Mr. Hill and Russ had walked the Hall Drain (November 4, 1983). Don Maxwell stated the East part \*of the drain had washed considerably. The Contractor needs to seed some of the banks.

The Surveyor reported Kevin Miller needs to build the shelf.

All surface pipes (under the contract) have been installed. Russ stated there was one pipe to be redone. Also, there is some rip-rap to be placed on the Sabens property. And rocks on the Davidsons to be picked up or buried.

Bob Thayer moved and Sam Boots seconded a motion instructing Russ to notify Kevin Miller that November 28th, 1983 is the deadline to have the Hall Drain completed. Motion unanimous.

Bob Thayer moved and Sam Boots seconded a motion to adjourn. Motion unanimous.

Arnold L. Maxwell  
Robert Thayer  
Samuel R. Boots

Lee Swank, Secretary

Maxwell wanted this added to minutes. That he could not accept the ditch as it is now.

ISSUE: Reconstruction of tributary emptying into John Gobin Ditch II. (Map)

BACKGROUND: The area east of highway drains about 150 acres. There has been a problem there for several years with four inch rains producing ponds up to five feet in depth drowning out 10 to 20 acres. Small rains are now producing almost as bad of a problem. In the past four years, we have excavated on both sides of railroad and highway looking for obstructions and broken tile and none were found. This past summer the 15 inch main was located in the low ground east of highway where we found it 95% full of a black silty sand.

RECOMMENDATION: It is my recommendation to reconstruct this tributary with the same size tile and taking the same general route as the present one.

CONSEQUENCE: It is coming a time to reconstruct county tile that was put in many years ago. Today it is this tributary, tomorrow it will be my neighbors in which he will need my support in replacing a tile even though it does not directly benefit me. If this tributary of the County Drainage System is not replaced at the present time, cost will increase and income will be lost. Our public health will be in jeopardy in this area one-half mile south of Linden by becoming a permanent ponding area.

Curt Hudson 11/21/83  
Curt Hudson

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MONTGOMERY COUNTY DRAINAGE BOARD

November 21, 1983, 1:30 P.M.

The Montgomery County Drainage Board met Monday, November 21, 1983, 1:30 P.M. in the Auditors Office. Those present were Chairman, Don Maxwell; Member, Robert Thayer; Attorney, Warren McGaughey; Surveyor, Russ Nelson; Auditor, Mary Carter and the following; Robert Daggy (Moses Maxwell Drain), Curt Hudson and Charles Bennet (John L. Gobin # 2 Drain).

Mr. Daggy discussed the problem he has with surface water. He would like to have a pipe (from East to West) placed under the road. Don Maxwell stated he would meet with Gordon Holloway and him on the site during the week of January 9th thru 16th, 1984.

The Surveyor reported the Maxwell Drainage area stopped just north of Doubets due to landowners opposition with going any farther.

Curt Hudson presented a petition to the Board to reconstruct the tile line (this is tributary # 1 of the John L. Gobin # 2 Drain). This tile line is full of sand and silt.

Bob Thayer moved and Don Maxwell seconded a motion to accept the reconstruction petition of the Gobin Tributary # 1. Motion unanimous.

The Board instructed the Surveyor to proceed with the Surveyors report and specs on the Gobin Tributary. The hearing date is set for January 16, 1984, 1:30 P.M.

The Board and the Attorney discussed the summons regarding the Joseph Ludlow Drain overrun. Overrun cost is \$ 24,249.53. The Attorney has 20 days to reply.

Russ reported Bart Maxwell will do the Moores Heights Drain for the price he bid "if he can use plastic tile."

The Board signed two (2) encumbrances:

John L. McLaughlin Drain	\$348.72	(engineers cost)
James Hose Drain	67.50	(maintenance)

The minutes were read and corrected. Corrections were made on November 7th and February 7th meetings.

The Surveyor reminded the Board that some landowners will be coming in for a meeting with the Commissioners, November 29, 1983 7:00 P.M. (landowners in the Thunder Valley area).

Regarding the Epperson Drain, the secretary was instructed to call Mr. Bill Steele (with the C L & P Co.) and inform him of the date and time of the hearing. Mrs. Steele has the Kiley Farm.

The Chairman ask the secretary to check on the August 1983 Tri-County Board meetings to see if we were paid for that meeting.

The Chairman reported that First National Bank will issue another note on the Joseph Hall Drain, when the check for \$ 28,500.00 is delivered on December 5, 1983.



24  
November 21, 1983, 1:30 P.M.

Meeting

The Chairman ask to see the minutes of the Boone-Montgomery County Drainage Board. The Board was formed February 7, 1983.

The secretary presented two letters to Attorney, Warren McGaughey, one from Hal B. Clark and Emily Jane Schlotter (on the McLaughlin Drain).

Bob Thayer moved and Don Maxwell seconded a motion to adjourn. Motion unanimous. Meeting adjourned 2:47 P.M.

(Also see attached a letter from Dr. Maurice P. Lord II and Mr. Curt Hudson).

Donald L. Maxwell

Robert M. Thayer

Jim Swank Secretary

*Drainage Board*

DR. MAURICE P. LORD II

300 MEDICAL ARTS BUILDING

LAFAYETTE, INDIANA 47904

317-447-6858

November 4, 1983

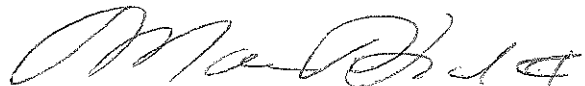
Treasurer Montgomery County  
Crawfordsville, IN

Dear Sir:

The progress on our ditch has shown considerable improvement since my last letter and payment. However, it is still not completed. There are tile that we have identified that need to be connected. There are also some piles of brush and debris along the bank which need to be buried and other piles of debris that are not buried below plow depth.

I will continue to pay as long as the work continues to be done.

Sincerely,



Maurice P. Lord, II, D.D.S.

MPL:jh

MONTGOMERY COUNTY DRAINAGE BOARD

December 5, 1983 1:30 P.M.

The Montgomery County Drainage Board met Monday, December 5 1983, 1:30 P.M. in the Auditors Office, Crawfordsville, Indiana. Those present were Chairman, Don Maxwell; Vice-Chairman, Sam Boots, Member, Bob Thayer; Attorney, Warren McGuaghey; Auditor, Mary Carter; Surveyor, Russ Nelson and the following landowners / representatives of landowners: Louis Fellows, Wayne Kessler for Christine Ward; Roy Hipes, Shirley Steele, Dave Kiley and Gordon Holloway, Superintendent County Highway Department.

The Chairman, Don Maxwell, called the meeting to order.

This hearing was called to inform landowners a petition has been accepted by the Board to maintain and reconstruct the W.F. Epperson Drain. And also landowners will be billed for the legal and engineers cost in working up plans on said ditch.

The reconstruction will consist of dredging and cleaning approximately 1 to 1½ miles of ditch. Dredging will be on the open part to 300 S on Strawsburger property. This drain empties into the J.B. Miller Ditch. Mr. Strawsburger has expressed some concern that (if and when reconstruction is done) too much water will collect on his property before it reaches the Miller Drain.

The Chairman, suggested the Surveyor contact Mr. Strawsburger regarding this.

Mr. Kessler ask what the Engineers Cost would be? The Surveyor reported total cost will be \$ 300.00 to \$ 500.00. There are 720 acres in the watershed. The cost would be approximately 70 to 75 c / acre.

The Surveyor presented a bill showing the landowners & amounts paid to maintain one portion of this drain. Landowner, Louie Fellows ask if these costs could be taken into consideration when figuring the reconstruction cost. The Attorney stated no as this was done as a private action. Mr. Fellows stated in that case, then some landowners would object to the project. Mr. Fellows stated also the landowners did not want any work done on this privately maintained section.

The Board ask the Surveyor when he could have a Surveyors Report compiled? Russ stated January 16, 1984.

Bob Thayer moved and Sam Boots seconded a motion authorizing Russ to proceed with a Surveyors Report. Motion unanimous.

Bob Thayer moved and Don Maxwell seconded a motion to adjourn. Meeting adjourned 1:55 P.M.

Donald L. Maxwell  
Samuel R. Boots  
Katherine M. Thayer

Don Swank Secretary

MONTGOMERY COUNTY DRAINAGE BOARD  
December 19, 1983 1:30 P.M.

The Montgomery County Drainage Board met Monday, December 19, 1983, 1:30 P.M. in the Auditors Office. Those present were Chairman, Don Maxwell; Vice-Chairman, Sam Boots; Member, Bob Thayer; Attorney, Warren McGaughey; Auditor, Mary Helen Carter and Surveyor, Russ Nelson.

The Board signed four encumbrances listed as follows:

Frankfort Times	4.26	McLaughlin Drain
Journal Courier	4.82	" "
Journal Review	5.20	" "
Russ Nelson	9.80	" "
Journal Review	4.99	Epperson Drain
Hood & German	270.00	James Hose
Lebanon Reporter	4.70	Moses Maxwell
Journal Review	5.62	" "

The Secretary was instructed to pay Board Members from Montgomery County of the two joint Boards regarding Moses Maxwell Drain (Joint with Boone County) and the McLaughlin Drain (Tippecanoe and Clinton Counties).

The Board read the letter from Martha Hollingsworth regarding the Joseph Ludlow Drain. The Secretary has replied to this letter. There being no further business, the meeting adjourned.

Donald L. Maxwell  
Samuel H. Boots  
Robert M. Thayer

Bill Swank Secretary

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MONTGOMERY COUNTY DRAINAGE BOARD

January 16, 1984 1:35 P.M.

The Montgomery County Drainage Board met Monday, January 16, 1984, 1:35 P.M. in the Auditors Office.

The Board was re-organized for the year of 1984. Officers are as follows: Chairman, Bob Thayer; Vice-Chairman, Sam Boots; Member, Don Maxwell; Attorney, Warren McGaughey; These members were present plus the following: Auditor, Mary Helen Carter and Surveyor, Russ Nelson, and landowners / representatives of landowners, Bobbeye Thompson, D.A. Sabens (Richmont Farms), Curt Hudson, Dan Gick, Gloria Horney, Duane Rand (Cargill), Daniel C. Gwin, Carl E. Gwin, Harold Binford, Jack Perry, Charles Bennett, Leland Faust, Forrest Oswalt, Ruby Oswalt, Darrell Birge, Jeff Morrison, Russ Hodges.

JOHN GOBIN DRAIN

To reconstruct a portion of tributary number one.

The anticipated tile line would drain Bennets, Curt Hudson, Jarneke, Heinold, Spitznagle and George Martin propertys.

The tile location is on the East side of 231 North.

The Surveyor, Russ Nelson stated if they would go 1/10 grade this would give fall of 2½ feet and ground cover in the low ground. The tile there now does not have enough grade and is possibly full of silt and dirt. The only change will be in the grade of the tile line. He also reported the two most costly items would be the boring under the railroad and highway.

There are 1,807 acres in the watershed.

The Board informed landowners if the project is accepted today The project would need to be engineered.

The original construction was in 1893 and reconstructed in 1938. The only other work done was later the open ditch was cleaned.

Mr. Hudson has paid for maintaining the outlet on this drain, but this does not help his drainage. To reconstruct this tile would directly benefit him.

Russ roughly figured the reconstruction cost at \$ 22,000.00.

Bob Thayer, Chairman, called for a vote. 8 were in favor and 6 were opposed.

Board members figured the acres voting Opposed is 684.44 acres. (voting opposed were Cargill-Sabens-Carl Gwin-Horneys and Binfords.) Acres voting in Favor were 379.67.

Landowners who were not in attendance did not have a vote one way or another.

The Railroad representative would have been present but they got the dates confused, so they have ask for a copy of todays minutes.

Sam Boots moved and Don Maxwell seconded a motion to do nothing further on the John Gobin Drain. Motion unanimous.

MONTGOMERY COUNTY DRAINAGE BOARD

January 16, 1984 -conti-

The Board informed landowners this could be brought before the Board again.

There being no further business, the meeting adjourned.

*Robert M. Maye*  
Chairman

*Samuel E. Burt*  
Vice-Chairman

*Donald F. Maxwell*  
Member

*Don Swind* Secretary

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MONTGOMERY COUNTY DRAINAGE BOARD

January 16, 1984

The Board continued with regular business. Those attending with the regular Board Members were, Robert Hill of Associated Planners and Designers; Mr. Dewey Hauser and Mr. Ben Harrison of Ladoga Culvert Company.

The following is a report on the Joseph Hall Drain  
Kevin Miller, Contractor, has reported he is finished with the Joseph Hall Drain.

There are several companies with claims against said drain.

The Attorney, Warren McGaughey stated Kevin is bound by the contract. The Attorney also stated he would contact the Bonding Company. The Surveyors Office has written to the Company but they have not replied. Warren instructed the Secretary to furnish him with the address of the Guard Casualty and Surety Company.

Sam Boots moved and Bob Thayer seconded a motion to have Mr. McGaughey reply to the bonding company via registered letter.

The Board instructed the Surveyor to get a report together on the Hall Drain. Mr. Hill and the Surveyor, Russ are to inspect the ditch site. This is to be completed by February 20, 1984. Mr. Dave Sabens has offered the use of his tractor on the site inspection.

Mr. Dewey Hauser spoke to the Board regarding Mr. Millers bill to Ladoga Culvert Co. for pipe they furnished on this (Hall) project.

A partial payment has been made to Ladoga Culvert. The checks were confusing as to what were invoices (ordered by the Surveyors Office) and what was to be paid on Millers account.

Mr. Hauser has filed a lein against Miller in regards to this.

Mr. Hauser reported to the Surveyors Office, Friday, January 20th, 1984. The Office will be sending a report to Ladoga Culvert in regards to the retainage withheld and the payments to Ladoga Culvert Company. This will be after Mr. Hill's meeting with Russ and after Kevin as turned in his final billing.

Don Maxwell stated Kevin has some pipe to return to Ladoga Culvert - - Mr. Hauser stated that was between Ladoga Culvert and Kevin and had nothing to do with the business here today.

The Board issued a deadline of November 28, 1983 to Mr. Miller as the final completion date.

The following report was compiled January 20, 1984

The outstanding bills as of June 10, 1983 are as follows:

Gary Frame	548.67
Northcutt Gravel	446.38
Boots Oil Co.	4,000.00
Ladoga Culvert	21,908.44
Russellville Stone	647.05
Fairfield Const	<u>6,545.00</u>
Total	\$ 34,095.54

MONTGOMERY COUNTY DRAINAGE BOARD

January 16, 1984

-conti-

Payments have been made as follows:

	Sept	Nov	Balance
Fairfield	468.28	1016.54	5060.18
Northcutts	31.94	69.36	345.08
Frame	39.25	85.24	424.18
Ladoga	1567.50	3402.66	16938.28
Boots Bros	283.11	614.58	3102.31
Russellville	46.29	100.53	500.23

Total Payments that have been made to date is \$ 7,725.28 leaving a balance of \$ 26,370.26

Russ reported around \$ 28,000.00 is held in retainage.

Don Maxwell and Landowner Dave Sabens are not all pleased with the contractors job on the Hall Drain.

Mr. Kevin Miller has not turned his final bills into the Office as of today. He is going to wait on the final billing and ask the Board for his 10% retainage in one payment. The Chairman replied only after a thorough final inspection and making sure the outstanding bills are paid.

Don Maxwell read a letter to the Board in regards to investing drainage funds. This letter is from Tippecanoe County Surveyors Office. Said letter attached. A total of \$ 21,313.00 from the Improvement and Maintenance was earned on interest in Tippecanoe County for the last quarter of 1983.

The Surveyor, Mike Spencer stated he would be more than happy to meet with Montgomery County Board members and explain how they invest the drainage funds.

The Secretary informed the Board that 2 encumbrances on the Moses Maxwell and John McLaughlin Drain would be turned into the Board at their next meeting. For today the Board signed 2 encumbrances liste as follows:

John Martz Drain	252.50	Don A. Yount
Timothy Lane	97.50	Don A. Yount

There being no further business, the meeting adjourned.

*Robert M. Yount*

Chairman

*Donald L. Boots*

Vice-Chairman

*Donald L. Maxwell*

Member

*Lee Swank*

Secretary



TO: Tippecanoe County Drainage Board  
FROM: Frances Bates, Drainage Board Secretary

QUARTERLY REPORT OF ACCOUNTS

Expenditures and balance of accounts for the months of October, November, December 1983.

Drainage Board Acct. #30

Expenditures for October	\$ 549.39
November	572.81
December	<u>735.00</u>
Total	1857.20

Balance of Drainage Board Acct. as of December 20, 1983: \$8169.35

Drain Maintenance #94

Expenditures for October	\$4149.64
November	3015.43
December	<u>3236.60</u>
Total	10,401.67

Balance of Drain Maintenance Acct. as of December 20, 1983: \$224,619.08

General Drain #95

Expenditures for October	\$ 639.75
November	2764.37
December	<u>489.11</u>
Total	3893.23

Balance of General Drain Acct. as of December 20, 1983: \$121,603.60

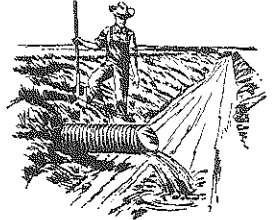
INTEREST earned to date for the year 1983 on Investments:

Drain Maintenance #94 -	\$15,850.01
General Drain #95 -	<u>5,463.54</u>

Total interest earned 1983:

\$21,313.55

**TIPPECANOE COUNTY DRAINAGE BOARD**  
Co. Office Bldg.      Lafayette, Indiana 47901



**Good Drainage Pays**

January 5, 1984

Mr. Donald Maxwell  
Montgomery County Commissioner  
Court House  
Crawfordsville, IN 47933

Dear Don:

I thought the figures compiled by my secretary, Frances Bates, for our last quarterly report of 1983 indicating interest earnings from investments may be of interest to you. As you can see from this enclosed report, it was a considerable amount. As I have mentioned in the past, we would be glad to have you visit us and to explain to your Drainage Board how these investments are made and recorded.

If you have any questions, please call me at 423-9228.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Michael Spencer".

Michael Spencer  
Surveyor

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MONTGOMERY COUNTY DRAINAGE BOARD

February 6, 1984 1:40 P.M.

The Montgomery County Drainage Board met Monday, February 6, 1984 at 1:40 P.M. in the Auditors Office. Those present were Chairman, Bob Thayer; Vice-Chairman, Sam Boots; Member, Don Maxwell; Auditor, Mary Helen Carter; Surveyor, Russ Nelson; Engineer, Robert Hill. Attending later were Wally Kobel and Bill Todd.

Joseph Hall Drain Report:

Russ and Bob Hill have walked and drove the Hall Drain. They reshot some levels in 4 or 5 places. There was 1 to 2 feet of dirt settled in the bottom of the ditch. The banks need to be reseeded. Kevin reported to Russ he has the tickets where he purchased grass seed. He stated he seeded the banks, but it did not grow.

Many landowners preferred leaving the banks as they are and reseed perhaps 2 times as opposed to trying to smooth the banks and risk further erosion. Mr. Hill stated Kevins checks would be held until the Board is satisfied that the seeding shows signs of a good growth.

Kevin has buried some material on the Sabens property.

Kevin feels he has finished this project with one exception and this is to place some stone by the Co-op Elevator.

Mr. Hill and Russ have been rechecking to make sure the pipes were all placed.

There is a bad wash at the rock shute near 150 North. Some things are not to easy to see because of the snow.

Russ suggested the Board look at the shelf on the North side of the ditch. Seven thousand dollars extra was paid to Kevin to build this. The maintenance shelf now is not wide enough to drive on, so it is useless.

Two pipes have been put in by private landowners, one on Sabens and one on Bart Maxwell and the pipes are on the bottom of the ditch. They were wanting to not have to use their pump stations. Russ suggested leaving the pumps in.

Don Maxwell ask if Hill & Russ thought the project was completed?

Russ stated:

1. He was not satisfied with the travel berm.
2. The seeding is also to be redone.
3. The ditch banks - Russ ask how are you going to approach this? Russ stated you would not achieve much by trying to widen the banks (as this type of soil would erode very badly. You could armor, all armoring according to the specs was not used. The specs called for 600 tons of armor and only 60 tons were actually used.

Russ also stated the banks were sloped according to the ditch plans.

Feb. 6, 1984

-conti-

Robert Hill reporter \$ 23,876.00 is with held.

Kevin has turned in a bill for 3 or 4,000.00

The project bid for \$ ~~23,876.00~~ <sup>238,067.71</sup> and with the addendums it totals approximately \$ 250,000.00.

As of October 20, 1983:

There was \$ 238,766.68 work done.

Kevin Miller has been paid \$ 207,664.73.

Creditors have been paid \$ 7,725.28

The amount with held is \$ 23,876.67.

Due the creditors is \$ 23,891.00

Kevin will be returning some pipes to Ladoga Culver<sup>Co.</sup>. Russ stated the one pipe that is 30' x 21" and a flared end section will be purchased to place on Hatkes property.

The Board needs to instruct Kevin what needs to be done to complete the project and state a deadline. The following is to be stated in a letter to Kevin Miller.

1. To reseed
2. Place some armor (near Hudsons)
3. Finish burying some rock & debris.

Give Kevin 30 days after the weather breaks - between April 15th and May 15th.

Kevin has billed the office for some work regarding his searching for landowners tiles. This is to be paid by the landowners.

Kevin charged on a per hour basis,

Bill Todd ask that the <sup>debris</sup> bridge be buried deeper (this is near 150 East) as it definitely is not below plow depth.

The letter to Kevin is also to incorporate the following:

- a. To reseed and results are to be seen by May 15th
- b. Bury the concrete near 150 East on Todds
- c. Work on the N<sup>o</sup>rth maintenance road
- d. Place armor near (Boyd Hudsons)

Russ suggested that armoring could be done so much per year and pay from the Maintenance Fund. Don Maxwell was not in favor of this.

Don Maxwell moved and Sam Boots seconded a motion to instruct Kevin Miller to have the Hall Drain completed by May 15, 1984.

Russ presented a letter to the Board from the Association of Indiana Counties (regarding the duties a highway engineer could perform).

A letter from Mr. Max Tannenbaum was read by the Board regarding Moore's Heights Drain.

The contract on the Moore's Heights Drain was presented to the Board. The starting and completion date on the contract was changed

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Feb. 6, 1984

-conti-

by the Board. Bart Maxwell has from today (Feb. 6, 1984) to April 15, 1984 to complete the job.

Russ read the preliminary report on the Epperson Drain.

Don Maxwell moved and Sam Boots seconded a motion to accept said report. Motion unanimous.

Don Maxwell moved and Sam Boots seconded a motion giving Russ the aughority to hire a qualified deputy to review ditch plans, specifically the Epperson Drain. Motion unanimous.

The Board signed one encumbrance on the John L. McLaughlin Drain in the amount of \$ 508.98

The John Martz Drain was discussed. This drain is located South and East of Darlington.

The petition has been filed

The engineers <sup>est.</sup> ~~cost~~ is \$ 15,665.95

The maintenance is \$ 1.00 per acre.

The hearing is set for March 5, 1984.

Due to the holiday the Drainage Board will meet February 21, 1984.

#### Tri-County Drainage Board

The Surveyor, Russ talked to Don Maxwell regarding Clarks farm crossing. The original plans call for the removal of the crossing. As the chanel will not be changed (just brush removal in that area) Russ suggested leaving this crossing. The Clarks could replace the bridge floor as they see fit. With out this crossing, the Clarks could be left with out access to a small portion of their acres.

There being no further business, the meeting adjourned at 3:22 P.M.

*Robertson*

*Samuel L. Boots*

*Ronald L. Maxwell*

*Joe Swart* Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

February 21, 1984 2:25 P.M.

The Montgomery County Drainage Board met Tuesday, February 21, 1984 in the Auditors Office. Those present were Chairman, Bob Thayer; Vice-Chairman, Sam Boots; Member, Don Maxwell; Auditor, Mary Helen Carter; Surveyor, Russ Nelson and Landowner, Max Fletcher.

Russ reported to the Board the contents of the letter sent registered mail to Kevin Miller. This letter stated the completion date (May 15, 1984) on the Joseph Hall Drain and some items of work the Board is not satisfied with.

The creditors on the Hall have been paid \$ 10,011.92 this month.

Name	Paid	Balance
Gary Frame	161.18	263.00
Northcutt Gravel	1131.13	213.95
Boots Oil Co	1162.50	1939.81
Ladoga Culvert	6444.15	10494.13
Russellville Stone	190.09	310.14
Fairfield Contractors	1922.87	3137.31

The total amount paid to the creditors is \$ 17,737.20 leaving a balance of \$ 16,358.34. This is all bills total.

March 19 is the hearing on the John Martz Drain.

April 2nd is the preliminary hearing about the engineering regarding John & Sarah Niven Drain.

April 16th is the hearing on the Kessler & Yelton Drains.

Mr. Max Fletcher (on the Moses Maxwell Drain) was here to ask the Board if landowners could proceed with the drain (handling it thru the Drainage Board) and not treat it as a joint board.

Russ suggested landowners apply to the Soil & Water Conservation Service for financial help with surface inlet pipes and other erosion control devices.

Don Maxwell moved and Sam Boots seconded a motion to accept the Moses Maxwell Drain petition (for that portion only in Montgomery County) and upon the condition that the bond (held by Mr. John Booher) could be used. Motion unanimous.

Don Maxwell moved and Sam Boots seconded a motion to accept the reconstruction and maintenance petition on the Elmer E. Daggy Drain (with said reconstruction and contractors bids to be let at the same time as the Moses Maxwell Drain.) Motion unanimous.

Regarding the John McLaughlin Drain

The transcripts on the McLaughlin Drain was discussed. Chairman, Don Maxwell stated the Board would hire outside help to do the transcripts then when Mr. Ed Kennedy ask for the transcripts he will be charged for them.

February 21, 1984 2:25 P.M.

-conti-

Don Maxwell stated he and Gordon Holloway had gone out to Robert Daggys to check out water in the side ditch (400 N and Boone Co. Line Road). Russ stated 1900 feet of side ditch would need to be cut. The natural flow of the water is northeast and this new cut would carry the water west. The Board did not think this was feasible.

The Board ask if the Surveyors Office had heard anything about the Ludlow Drain. The Surveyor reported, No. He stated that there were 2 more transcripts to be typed for this Drain.

The Board signed two (2) encumbrances.

John McLaughlin Drain # 316.34

Moses Maxwell Drain 700.00

The Secretary reminded the Chairman, Don Maxwell that the deadline for the McLaughlin transcripts is April 30th, 1984 and that arrangements for a time extension should be made.

Don Maxwell ask if the Montgomery County Board members were paid up to date on the McLaughlin Drain. Secretary answered Yes. Don Maxwell then reminded the Secretary to mail letters to all Board members as a reminder that there would be a meeting March 15, 1984 in Lafayette.

Don Maxwell ask if Bart Maxwell had started on the Moores Heights Drain. Russ stated No.

The Surveyor reported progress on the plat books. Russ thought that if the work load in the office remained the same that by reappraisal time all the rural areas would be done. Crawfordsville would not be done unless extra help was employed. Also someone with knowledge of this would need to keep the plat books updated. Russ suggested that this be done every day or at least twice a week.

The Board discussed the time and dates of the Road School coming up March 6,7 and 8.

The minutes were approved.

Don Maxwell moved and Sam Boots seconded a motion to adjourn. Motion unanimous.

Calvin M. King

Samuel R. Boots

Arnold L. Maxwell

Lee Swank

, Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

March 19, 1984 1:30 P.M.

The Montgomery County Drainage Board met Monday, March 19, 1984, 1:30 P.M. in the Auditors Office. Those present were Chairman, Bob Thayer; Vice-Chairman, Sam Boots; Member, Don Maxwell; Attorney, Warren McGaughey; 1st Deputy Surveyor, Harvey Keller; Engineer, Don A. Yount; County Highway Superintendent, Gordon Holloway; Auditor, Mary Helen Carter; and the following landowners; Mary Jo Coltrann, Kenny Cain, Max Fletcher, Mr. Boone and John Booher (please note there were 3 landowners present whose names were Not listed).

JOHN MARTZ DRAIN HEARING

Don Yount has worked up the plans on the engineering of the Martz Drain. The estimated reconstruction cost is \$ 17,086.84 this includes \$ 909.64 for the engineers fee. (This is \$ 31.52 per acre).

Annual maintenance is \$ 561.56 (total) There are 542 acres in the watershed.

The Board instructed Engineer, Don A. Yount to finish the engineering, then Russ will complete the reconstruction plans on above said drain.

Don Maxwell moved and Sam Boots seconded a motion authorizing the Surveyor to post an after notice in the newspaper and if after 20 days no remonstrances have been filed to proceed with the advertising for contractors bids. Motion uananimous. The Board would like to have bids openings at the next Board meeting if possible.

MOSES MAXWELL DRAIN & ELMER DAGGY DRAIN HEARING

Don A. Yount was instructed to finish the surveying on the Moses Maxwell Drain. Boone County has reconstructed this drain in Boone County and have gone 400 feet into Montgomery County with this reconstruction.

George Yount and Max Fletcher stated they would sign the petitioners bond on the Daggy Drain.

The petition has already been accepted on the Moses Maxwell Drain.

The reconstruction cost has not been figured on this drain - on the Moses Maxwell and the Elmer Daggy Drains.

John Booher ask if the Board would contact Boone County in regards to their statement that Boone County landowners would help with the cost of dredging the Maxwell Drain. The Board ask that this agreement be submitted in writing.

John Booher stated he would stand good for the bond. This bond is good until September of this year. He stated he would not renew the bond after this date.



March 19, 1984 - 1:30 P.M.

-conti-

Sam Boots moved and Don Maxwell seconded a motion instructing the Surveyor to proceed with the reconstruction and engineering on the Moses Maxwell Drain. Motion unanimous.

The Board ask if Don Yount would work for the same wages (\$ 15.00 per hour) as last year. Don stated, Yes.

There being no further business, the meeting adjourned.

Patricia M. Thayer

Samuel H. Boots

Donna R. Maxwell

Joe Swank

Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

April 2, 1984 2:25 P.M.

The Montgomery County Drainage Board met in the Circuit Courtroom # 8, Courthouse, Crawfordsville, Indiana. Those present were Chairman, Bob Thayer; Vice-Chairman, Sam Boots; Member, Don Maxwell; Surveyor, Russ Nelson; Attorney, Warren McGaughey (waited downstairs) and the following landowners; Lester H. Himes, Carrol Graham, Gerold Lee Simpson, Harold J. Hester, James O Hete, Russell K. Newlin, Garry McCuthan, Robert Sayler, Albert Hester, Chauncey Blaydes, Keith A. Blaydes, Charles B. Sayler, Edna & Richard Conrad, Ethel DeBusk, Imogene DeBusk, H.B. Taylor, Harold & Allean Andrew, Lawrence & Mildred Ames.

HEARING ON JOHN & SARAH NIVEN DRAIN

Chairman, Bob Thayer read the Surveyors Report, said report attached.

The Chairman ask if the landowners had any questions.

Russ Nelson reported the Drain started on the Carroll Graham property and ended at Highway 234. The drain is in excess of 2 miles in length.

One landowner ask if landowners who kept the drain in good condition thru their property would be credited on the reconstruction cost? Bob Thayer and Sam Boots stated No. No allowances would be made.

Russ stated the Board did have the authority to set assessments and landowners could be assessed a lower rate. The Board has the option to change any of the Surveyors recommendations.

Russ stated that todays meeting was to get the opinion of landowners if they would pay the engineers fee to work up plans on this Drain.

The drain is West of 234 and East of 200 West. The acres total 3,469.

The Chairman stated the first decision to be made would be which recommendation of the Surveyor they wanted to do Plan I or Plan II; to agree to hire an engineer, then hold a hearing on reconstruction. The average engineering cost is \$ 1.00 to \$ 1.50 per acre.

A motion was made to proceed with the engineering. Motion dies for lack of a second.

One third of the landowners here were on the brance which will not benefitt greatly by the reconstruction. They would only have about 200 feet of drain reconstructed.

Mr. Himes questioned the acres he had in this watershed. Russ stated he would recheck this.

Carroll Graham moved and <sup>Lester</sup>~~Charles~~ Himes seconded a motion to proceed with the engineering. This project will go to County Road 1,000 South, this is Recommendation II.

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April 2, 1984

The Chairman ask that only landowners involved in this area, vote. Those in favor were, Carroll Graham, Chester Himes, Gerald Simpson and Garry McCutchan. None opposed.

Don Maxwell moved and Sam Boots seconded a motion instructing Don A. Yount to proceed with engineering in accordance with recommendation II. Motion unanimous.

The Hearing adjourned and the Board reconvened in the Auditors Office. Those also attending in the Auditors Office were Attorney, Warren McGaughey, Auditor, Mary Helen Carter and Kurt Hudson.

Mr. Hudson approached the Board to ask if there was anyway he could get help to repair (by lowering the tile line) on the Gobin Drain. He ask if this could be paid out of the maintenance fund. The Board stated, No. This would entail boring under the Railroad and the State Highway.

\$ 7,200.00 for boring-furnishing steel pipe @ \$ 60.00 / foot.

\$ 2,700.00 digging, backfill, stone and pumping the pit.  
2,343 feet of plastic 15 inch tile (goes West to the open ditch),

Russ presented a breakdown of the cost (see attached sheet).

Total acres is 1,413.37.

This drain was reconstructed in 1980.

Russ suggested calling the landowners again and asking if they would object to help pay this out of the maintenance fund. This cost is for the tile on the East side of Highway 43 North.

Mr. Kurt Hudson and Charles Bennett are going to pay all but \$ 8,455.00 of the bill. The total bill is \$ 22,000.00.

Mr. Hudson stated he wanted some guide lines. The landowners stated they would not oppose Kurt and he didn't bring anyone to the meeting. Kurt stated he has paid his share of the reconstruction and he still has water problems. Landowners have ask Kurt for a dollar amount for putting a tile under the highway (a larger one) and running it thru the small hill and going over and catching the pocket and the tile would drain everything East of the Highway, this would be about 300 acres. If we put this in on the 300 acres on our own, in 10 years we don't want to pay on repairs, if now they don't want to help pay on ours (this is in regards to the 300 acres). This 300 acres consists of Kurt Hudson, Charles Bennett, Spitznagles, Faust and Heinold property. Kurt ask for some ground rules "I'm not going to spend 10 to 15 thousand dollars of my money and have to pay another 2 thousand in a few years on their tiling."

Attorney, Warren McGaughey stated Kurt should do this on a petition - then withdraw from the main Gobin Drain and be put on a seperate ditch. This drain on East side of 43 North consists of approximately 300 acres. In later years then he may have to pay a

April 2, 1984

small assessment because the Gobin will be the outlet for this new tile line. Also, Kurt should try to get 51% of the acres involved to sign the petition.

Russ discussed with the Board about stocking a few tiles and using plastic tiles.

Russ stated insome ditch repairs they were using some plastic.

According to the A.D.S. salesman, Chester "Jake" Fox plastic tile has passed all testing, and they have a 20 year guarantee on their product.

Warren McGaughey ask why would we want to stock tile?

Russ stated that on repairing short sections of a tile line, the inconvenience of going a long distance plus the charge for delivering a small quantity of tiles. The Company Mr. Fox is with is located in Monticello, IL. Thriftys here in the City, carry some tile but it is in the smaller sizes and plus it is quite expensive.

Warren stated that we didn't want to go into business against Thriftys.

Russ stated no, but we try to keep 3 or 4 extra tiles in case of breakage and they are left on the ditch.

Warren ask how we get our money for the tile?

Thayer stated it was charged directly to the ditch.

Warren stated he doubted if we could do this, as by purchasing tile from each maintenance fund could mean the drain could go on assessment and no work was being done on the drain.

Russ ask about purchasing and charging from the General Drainage Improvement Fund.

Warren stated it could be purchased from this fund if the Improvement fund had enough money in it. But you would have to reimburse this fund.

Don Maxwell ask if this would save money?

Russ reported yes, you would save on the delivery charge and on the tile price.

Warren stated Russ could possibly make arrangements with the County Highway in regards to storing the tile. Warren suggested that Russ approach the Board with this at a later time.

The Board signed 2 encumbrances:

John Martz Drain	Journal Review	\$ 6.00
John McLaughlin Drain	Journal Courier	3.50
John McLaughlin Drain	Frankfort Times	3.24
John McLaughlin Drain	Journal Review	3.90

The Board read a letter from the Soil & Water Dept.

Russ reported that Bart Maxwell would be doing the Moore's Heights Drain in 2 days.

Don Maxwell moved and Sam Boots seconded a motion to adjourn. Motion unanimous.

*Joe Swank*

*Richard M. Sturge*  
*Samuel L. Boots*  
*Ronald L. Maxwell*

MONTGOMERY COUNTY SURVEYORS REPORT

on

JOHN S. & SARAH NIVEN DITCH

COMMENT:

This was originally Jones & Armstrong Ditch - 1881, Commissioners Record Book II. In 1929 this ditch was repaired and extended 9,400 feet and now goes under the name of John S & Sarah Niven Ditch.

The Surveyor of Montgomery County finds that the total length of the John & Sarah Nivens Ditch could be cleared and dredged for better all around drainage as well as better tile outlets. This would also include Tributary # 1 to Jones & Armstrong Ditch.

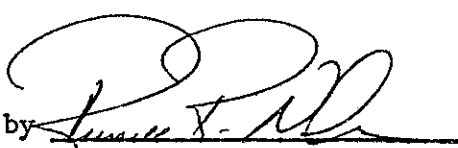
RECOMMENDATIONS # I

The Surveyor of Montgomery County would recommend to the Montgomery County Drainage Board that the Wm. T. Davis Ditch, the Robert M. Niven Ditch and Wm. T. Servies Ditch be combined with the John S. & Sarah Niven Ditch into one general drainage area; if this reconstruction goes through and place said area on maintenance, this will eliminate double assessment and simplify the general assessment.

RECOMMENDATION # II

The Surveyor of Montgomery County would recommend to the Montgomery County Drainage Board that if it appears to be impossible or impractical to reconstruct all of the John & Sarah Niven Ditch; That the Board consider reconstruction from the headwall on the main line to County Highway 1000 South and Tributary # 1 to the Jones & Armstrong Ditch and place said portion on maintenance.

Dated: April 2, 1984

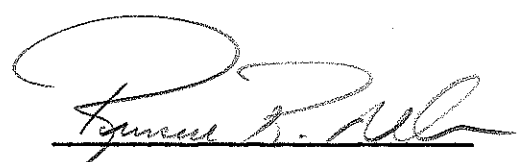
Submitted by   
Russell R. Nelson, Surveyor  
Montgomery County

**COPY.**

WILLIAM J. YELTON DITCH  
Surveyor's Report

The Montgomery County Surveyor recommends that the William J. Yelton Ditch be reactivated as a legal drain as the same was vacated on October 21, 1968 and that it be reconstructed as per an engineer's recommendations at which time a portion of said drain be moved to the south side of County Road 900 South by request of the local land owners if this is found feasible by said engineer.

Dated

  
\_\_\_\_\_  
Russell R. Nelson, Surveyor  
Montgomery County

MONTGOMERY COUNTY DRAINAGE BOARD

April 16, 1984 1:30 P.M.

The Montgomery County Drainage Board met in the Auditors Office, Monday, April 16, 1984, 1:30 P.M. Those present were Chairman, Bob Thayer; Vice-Chairman, Sam Boots; Member, Don Maxwell; Attorney, Warren McGaughey; Auditor, Mary Helen Carter; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller and the following landowners: John Booher (Moses Maxwell Drain), William J. Mercer, Wilbur M. Cloud, Sam Kessler, Larry W. Claycomb, Wayne McCutchan, Sherman O. Kessler (for the Kessler and Yelton Drain).

John Booher ask if we had gotten a reply from Boone County in regards to the Moses Maxwell Drain. The Surveyor stated yes, Kent Overholser, Boone County Surveyor had called and mentioned that we should set up a joint board. Boone County questioned about assessing their landowners without a joint board and also if they sign a waiver they cannot inspect the ditch plans. Mr. Overholser stated he would discuss this with Boone County Drainage Board. Attorney Warren McGaughey stated he would wait on Boone County reply then make a decision .

Sam Kessler Drain Hearing (Engineers Cost)

The Board read the petition.

Russ explained todays meeting is to have landowners vote to accept or reject the engineering costs of this drain.

Mr. Mercer and Mr. Cloud discussed with the Surveyor the drainage area. The Ellsberrys should be included in the drainage area. Russ stated he would check this out.

The Chairman, Bob Thayer called for a vote. In favor the vote was unanimous.

Sam Boots moved and Bob Thayer seconded a motion to proceed with the engineering of the Sam Kessler Drain. Motion unanimous.

William J. Yelton Drain Hearing

Chairman, Bob Thayer read the Surveyors report (said report attached).

Sam Kessler was in favor of reconstructing this drain. He did question if the 16 inch tile at the mouth would be big enough to drain that many acres.

Sherman Kessler questioned if he would get any benefits. As they have done extensive tiling of their own. Russ stated they would take this into consideration.

Ellsberrys should also be included in this drainage area.

The Chairman, Bob Thayer called for a vote. It was a unanimous vote in favor (with the 5 landowners) to proceed with the engineering.

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April 16, 1984 1:30 P.M.

-conti-

Sam Boots moved and Don Maxwell seconded a motion to proceed with engineering of the Wm. J. Yelton Drain. Motion unanimous.

Wayne McCutchan ask about the Albert R. Hysong Drain. Russ stated this would be a joint board with Hendricks County.

The Board signed (6) six encumbrances listed as follows:

Sam Kessler Drain	Journal Review	6.60
John & Sarah Niven	Journal Review	11.10
Moses Maxwell	Russ Nelson	1.55
John Martz	Journal Review	6.00
John Martz	Journal Review	5.40
Moore's Heights	Bart Maxwell	1690.00
John McLaughlin	Journal Courier	3.50
John McLaughlin	Frankfort Times	3.24
John McLaughlin	Journal Review	3.90
Wm. J. Yelton	Journal Review	6.30

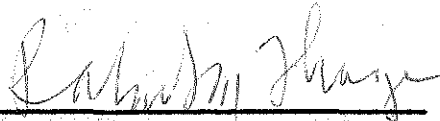
The Board signed Certificates of Reconstruction and Maintenance for the John Martz Drain.

The Board reviewed a letter from Mr. Larry Smiths attorney.

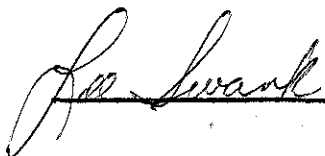
This is in regards to the Moore's Heights Drain (thru Browns Addition).

The Secretary discussed with the Board the Boswell Clough Drain in New Richmond. Mrs. Richard Verhey had stopped in the Surveyors Office and ask if their assessment could be lowered from \$ 6.00 to \$ 3.00 this is in regards to the Shotts property which at one time was one building owned by two different business's. The Board stated No.

There being no further business, the meeting adjourned.

  
\_\_\_\_\_

  
\_\_\_\_\_

  
\_\_\_\_\_ Secretary



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MONTGOMERY COUNTY DRAINAGE BOARD

May 7, 1984 2:00 P.M.

The Montgomery County Drainage Board met Monday, May 7, 1984 at 2:00 P.M. in the Auditors Office, Courthouse, Crawfordsville, Indiana.

Those present were Chairman, Bob Thayer; Vice-Chairman, Sam Boots; Member, Don Maxwell; Attorney, Warren McGaughey; Auditor, Mary Helen Carter; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller; Contractors, Bart Maxwell, Denny Strawsberger and Kenny Cain; Landowners Mary Jo Coltrain, Wilber Krukewitt and John Krukewitt and attending later was Robert Walters.

JOHN MARTZ DRAIN BID OPENING

Attorney, Warren McGaughey opened and read the following bids on the John Martz Drain.

Engineers estimated cost \$ 17,086.83

Bart Maxwell 13,872.80 concrete tile

13,687.60 plastic tile

Strawsberger Farms, Inc. 16,668.80

Denny Strawsberger

Cain Homelite Farms, Inc. 15,761.60

Kenny Cain

Don Maxwell moved and Sam Boots seconded a motion to take all bids under advisements. Motion unanimous.

The Board discussed with Bart Maxwell the completion date of the drain as Bart was the lowest bidder. Bart stated 90 days to finish the project and he could start in 3-4 days. He stated also there would be very little crop damage.

Russ stated 8 foot is the deepest cut on this drain.

The Board (Don Maxwell) stated Don Yount should attend all bid openings.

The Board discussed the Joseph Hall Drain.

Kevin Miller is to have the project finished by May 15, 1984.

The ditch banks are very eroded as seeding was not done immediately after dredging was done.

The bottom of the ditch is filled with 1½ to 2 feet of sand and silt on the Hobart Mennen property.

Bart Maxwell stated this is the poorest job of reconstruction he has seen. He stated the tile pipes (where extended from the banks) are sagging. Ruts too deep on the banks for grass to grow. Some landowners paid \$ 90.00 per acre and they have not got their dollars worth out of the end results. He also discussed with the Board a claim for \$ 600.00 which has not been paid. Russ has discussed this with Kevin and he informed Kevin if he did not pay this then it would be taken from his retainage fee. Bart ask if the Bonding Company couldn't be contacted. Warren McGaughey stated he has sent 3 registered letters, none have ever received a reply.

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May 7, 1984 2:00 P.M.

-conti-

John & Wilber Krukewitt were here to discuss the Hall Drain also. This is the property owned by Dr. Maurice P. Lord II. Dr. Lord ask if anything was going to be done on this drain? The following is a list brought before the Board.

- a. Tile holes are not fixed
- b. Tiles along ditch are covered over
- c. A pond that will not drain (approx a 5 acre pond)
- d. 2 piles of brush to be disposed of
- e. Rocks are not buried deep enough
- f. Dr. Lord stated he will get another contractor to do the work and deduct this from his reconstruction assessment.

The Board state he could not do this. But they did agree to pay for the end pipes thru the ditch bank (along the 75 foot easement). But it is the landowners responsibility to locate the tile.

Russ stated he knew of 2 pipes that remained to be done on the job. Plus Kevin has not worked on the maintenance shelf.

Bob Thayer instructed the Secretary to fill out the card from Construction Digest regarding the awarded bid of the Martz Drain.

The Surveyor, Russ Nelson reported to the Board that the bid forms are (96a) are incorrect -they came from the Printing Company this way.

Russ ask the Attorney about hiring another person to monument section corner stones and pay from the new fund. The State has set up a fund from the Records Office, whereby \$ 1.00 from each recorded deed is placed in this fund to be used to monument section corners. To date there is \$ 444.00 accumulated. Warren McGaughey stated Russ would have to present a written request to the County Council. Statute number 36-2-12-11.

Mr. Robert Walters attended later and ask about a branch of the Warner E. Linn-Daniel Himes Drain. Robert stated McCutchans, Christine Ward, Housers and himself have water problems.

Russ stated this will need to be reconstructed then the Board could incorporate this as a part of the Linn-Himes Drain and be maintained as a part of said drain.

Member, Don Maxwell stated he would call Dr. Lord and discuss the Hall Drain.

Don Maxwell moved and Sam Boots seconded a motion to adjourn. Motion unanimous.

*Robert M. Thayer*

Chairman

*Donald L. Maxwell*

*Joe Swank* Secretary

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MONTGOMERY COUNTY DRAINAGE BOARD

May 21, 1984 1:30 P.M.

The Montgomery County Drainage Board met Monday, May 21, 1984 1:30 P.M. in the Auditors Office, Courthouse, Crawfordsville, Indiana. Those present were Chairman, Bob Thayer; Vice-Chairman, Sam Boots; Member, Don Maxwell; Attorney, Warren McGaughey; Auditor, Mary Helen Carter; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller.

The Board signed the Contract on the John Martz Drain. The contractor awarded the bid is Bart Maxwell.

The Board signed three (3) encumbrances as follows:

Wm. Yelton Drain	Journal Review	2.70
Sam Yelton Drain	Journal Review	2.70
John Martz Drain	Journal Review	18.45

Russ informed the Board that he was working on the Hall Drain when the ditch bank gave way, burying him almost to the waist. This caused his knee to slip out of joint.

The Hall Ditch was discussed.

Russ stated some grass seed is coming up on the ditch but it is very spotty.

A letter regarding a site inspection was presented to the Board. The Board will meet with Russ, May 29th, 12:00 P.M., on the ditch. Russ stated the Board needs to make a list of things to be completed then forward this to the Bonding Company. The following is a list of things the Board needs to check on:

1. Shelf has not been completed
2. The seeding
3. Rock & debris to be disposed of
4. Has some seed to return.
5. *Silt in bottom of ditch*

Warren stated we need to send another letter to the Bonding company and also to the Engineer, Bob Hill.

The Chairman ask what has been paid on the outstanding bills:

The following is the balance yet to be paid:

Gary Frame	\$	263.00
Northcutt Gravel		213.95
Boots Oil		1939.81
Ladoga Culvert		10494.13
Russellville Stone		310.14
Fairfield Contractors		3137.31

Bart Maxwells bill is 600 and some dollars. The total owed (without Barts bill) is \$ 16,358.34. With Barts bill it would be approximately \$ 17,000.00. Russ stated approximately \$ 22,000.00 is withheld.

*25,000*

May 21, 1984 1:30 P.M.

Russ stated the Office was very busy locating section corner stones on Highway 234.

Member, Don Maxwell ask about the progress on the John L. McLaughlin Drain transcripts. The Secretary reported 5 tapes out of 15 are completed.

Russ discussed the Joint Board of Boone & Montgomery Counties in regards to the Moses Maxwell Drain. Kent Overholser, Boone County Surveyor feels we should have a joint board. It was Boone Counties decision to disband the Board.

The Board approved the prior meetings minutes.

Russ stated the Office was working on the plans for the Timothy Lane Drain and the Moses Maxwell Drain. Also, he is trying to finish the Joseph Hall Ditch and dig for section stones.

There being no further business the meeting adjourned.

Robert M. Kruger

Samuel F. Boets

Ronald L. Maxwell

Joe Seaver

To: County Surveyor  
Court House  
Crawfordsville, Ind.

6.15.84

Dear Sir,

We are checking into purchasing a piece of land. This is located on 231 North just passed the over pass towards Kinder. It is between the Old 231 N. Rd. & the New 231 N. In this area there is water above land on both sides of the road, and we are wanting to put in a  $\frac{1}{2}$  acre pond or approx  $\frac{1}{2}$  acre to control the flooding in that area. We request your permission.

Thank You, Sincerely,  
Frank K Conway

If any questions please contact,  
Maife Conway 362-1966.

MONTGOMERY COUNTY DRAINAGE BOARD  
June 18, 1984 1:30 P.M.

The Montgomery County Drainage Board met Monday, June 18, 1984 at 1:30 P.M. in the Auditors Office, Courthouse, Crawfordsville, Indiana.

Those present were Chairman, Bob Thayer; Vice-Chairman, Sam Boots; Member, Don Maxwell; Auditor, Mary Helen Carter; Attorney, Warren McGaughey; Surveyor, Russ Nelson; Mr. Kemp and Dewey Hauser of Ladoga Culvert.

The Chairman, Bob Thayer called the meeting to order.

Russ presented a letter to the Board regarding Kevin Millers outstanding bills on the Joseph Hall Drain. This letter authorizes Russ to pay the following listed bills:

Ladoga Culvert	\$ 10,494.13
Bart Maxwell	609.42
Gary Frame	263.00
Fairfield Contractors	3,137.31
Boots Bros Oil Co.	1,939.81
Northcutt Gravel Co.	213.95
Kentucky Stone Co.	310.14
Total Bills	16,967.76

The Board signed the letter of authorization to pay the above vendors. (copy attached). The secretary made the checks payable to Kevin Miller / (individual Vendors). The Attorney stated this was agreeable.

It was ask if you could use the 10% retainage when the Board will not accept the final inspection on the Hall Drain. May 15, 1984 was the deadline to have the project completed. Warren stated this was Kevins money and Kevin would have the final say.

Warren requested Russ send a letter to Kevin getting Kevins approval to pay the above billes.

Russ stated the Guard Casualty & Surety Company had called and wanted a specific list of things yet to be completed by Kevin. Russ stated everything was on the list with the exception of the silt and the ditch bottom dredging.

Member, Don Maxwell tried to reach Kevin Miller via phone, Kevin was not available.

Member, Don Maxwell, stated in October we should pay First National Bank \$ 20,000.00.

The Board signed 2 encumbrances, listed as follows:

John Martz Drain	3,362.73	(Bart Maxwell)
John Wilkinson Drain	65.67	(Everett Foster)

Don Maxwell ask how Ron A. Yount was doing on the Maxwell Drain. Russ stated Y ount was keeping very busy, *but not on the Moses - Maxwell drain*

The Gobin Ditch was discussed. Mr. Gayle Conway (see letter attached)) was asking permission from the Board to construct a pond on the west side of 43 North in the vicinity of Swick & Finch property. Mr. Conway proposed to construct a half acre pond. Russ stated the Board should give their consent as a legal drain has restrictions as to how close a pond can be located. Attorney, Warren McGaughey stated the Board has no objections. (Gobin Drain is in this area)

Warren McGaughey stated when the Bonding Company calls to get the name of the gentleman who is calling from the Gaurd Co..

The Board instructed the Secretary to insert the name of Kevin Miller on each claim to vendors in regards to the Joseph Hall Drain.

There being no further business, the meeting adjourned.

*Robert M. Thayer*

*Samuel L. Bates*

*Ronald L. Maxwell*

*Lee Swank* Secretary

OFFICE OF COUNTY SURVEYOR

MONTGOMERY COUNTY

CRAWFORDSVILLE, INDIANA

47933

RUSSELL R. NELSON

TELEPHONE 362-5868

June 19, 1984

Miller Excavating  
Kevin Miller  
1100 W 300 S  
Lebanon, IN 46052

Dear Mr. Miller,

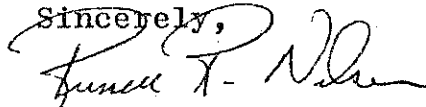
Enclosed is the list of the outstanding bills in regards to the Joseph Hall Drainage Project.

The Montgomery County Drainage Board would like to pay these outstanding vendors from your 10% retainage fee.

If you are in agreement please sign this letter as authorization and return to our office as soon as possible.

Ladoga Culvert	\$ 10,494.13
Gary Frame	263.00
Fairfield Contr.	3,137.31
Bart Maxwell	609.42
Kentucky Stone Co	310.14
Boots Bos. Oil Co.	1,939.81
Northcutt Gravel	213.95
TOTAL	<u>16,967.76</u>

Sincerely,



Russell R. Nelson, Surveyor  
Montgomery County

I, Kevin Miller, dba Miller Excavating of Lebanon, Indiana, do hereby authorize the Montgomery County Drainage Board to make said payments to the above listed vendors.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Kevin Miller  
Miller Excavating



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MONTGOMERY COUNTY DRAINAGE BOARD

July 16, 1984 1:30 P.M.

The Montgomery County Drainage Board met Monday, July 16, 1984, 1:30 P.M. in the Auditors Office, Courthouse, Crawfordsville, Indiana. Those present were Chairman, Bob Thayer; Vice-Chairman, Sam Boots; Member, Don Maxwell; Attorney, Warren McGaughey; Auditor, Mary Helen Carter; Surveyor, Russ Nelson and 1st Deputy Surveyor, Harvey Keller.

The Board discussed the Hall Drain. Kevin Miller had meet briefly with the Board. Kevin stated he knew what had to be done to complete the job - but did not mention anything about dredging out the bottom of the ditch. If Kevin ask to be paid for this, the Board stated the bonding company and not the Drainage Board should pay for this, as this was a part of the contract. Russ stated he would write to Kevin as to what needs to be done to finish the Hall Drain

Bart Maxwell has turned in a claim to the Surveyors Office for \$7,347.57 on the John Martz Drain. The Board is considering holding Barts check until he pays the reconstruction cost on the Joseph Hall Drain. The Secretary was ask to figure the penalty on Barts assessment and get the correct total before the check is issued. At todays meeting the Board refused to sign the encumbrance. Partly because of the Hall Drainage assessment and partly because some of the 10 and 12 inch tile has not been laid. Don Maxwell moved and Sam Boots seconded a motion to have the Treasurers Office notify Bart Maxwell of how much is due on the reconstruction assessment then ask Bart to make a check out in this amount and when the check has cleared the bank then issue Bart his check for the amount of \$7,347.57. Sam Boots seconded the motion. Motion unanimous.

Member, Don Maxwell ask how soon the contractors bids will be ready to let on the Moses Maxwell Drain. Russ stated late fall or early spring. The levels are shot up to County Road 500 North.

Russ reported the office is also working on the Timothy Lane Drain. The last sheet of the final plans are being completed now.

The State Highway has not cleaned the culvert or the side ditch in the Moore's Heights Drainage area.

The Board discussed the Koontz property in Linden. At the time of the Koontz property damage, this section of tile was considered the Linden Tile, but now this has been put on the Hose Ditch maintenance.

The Secretary presented a letter to the Auditor asking for additional appropriations to the Building Commissioner's Office Supply fund. The additional amount being \$150.00.

July 16, 1984 1:30 P.M.

The Board read and approved the June minutes.

The Board signed two of the three encumbrances presented.

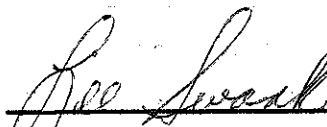
John Wilkinson Drain (Maintenance) \$175.00

Peter Barley Drain (Maintenance) 318.58

John Martz Drain (Reconstruction) 7347.57 The Board

refused to sign this encumbrance.

There being no further business, the meeting adjourned.

  
\_\_\_\_\_  
Secretary

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MONTGOMERY COUNTY DRAINAGE BOARD  
August 31, 1984 8:30 A.M.

The Montgomery County Drainage Board met Friday, August 31, 1984, in the Auditors Office, Courthouse, Crawfordsville, Indiana. Those present were Chairman, Bob Thayer; Vice-Chairman, Sam Boots; Member, Don Maxwell; Attorney, Warren McGaughey; Auditor, Mary Helen Carter; 1st Deputy Surveyor, Harvey Keller; Contractor, Mr. Kevin Miller; Attorney for Kevin Miller, Mr. Tom O'Brien; and Mr. Mark J. Pflum, Claims Manager of the Guard Corporation.

This meeting was to discuss the Joseph Hall Drain.

The Board ask specifically about the following items:

- a. Dipping out the bottom of the drain
- b. Reshape the banks
- c. Reseeding the banks
- d. To finish the maintenance shelf

The Board felt the Engineer, Bob Hill is responsible for some of the above mentioned items not being done properly. He should have been on the construction site more often and requested Kevin to seed every other day.

Kevin Miller stated he felt he was all finished with the project with the exception of finishing the maintenance shelf.

The Chairman ask Kevin if he would finish the maintenance shelf then seed and mulch the banks after the crops are out, but Bob Thayer also stressed the Board would like this done before winter.

Kevin ask that the Surveyor call and let him know when the crops are out then he would proceed to finish the job.

Attorney, Warren McGaughey suggested landowners be at the next Drainage meeting to discuss the dipping out the bottom of the ditch.

Chairman, Bob Thayer stated if landowners insisted on the silt being removed, the Board would work with Kevin. Kevin would not be expected to do this work for nothing.

Member, Don Maxwell, moved and Sam Boots seconded a motion instructing the Secretary to notify all landowners on the Joseph Hall Drain of a meeting September 17, 1984, 1:30 P.M. Also a notice of this meeting is to be sent to Kevin Miller, Thomas J. O'Brien, Mark Pflume, and Mr. Robert Hill. Motion unanimous.

Claims Manager, Mark Pflume, stated that if Kevin did the work according to the specifications then Kevin should not be held responsible.

There being no further business, Don Maxwell moved and Sam Boots seconded a motion to adjourn. Motion unanimous.

Robert M. Thayer

Samuel L. Boots

Joe Swank Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

August 31, 1984 1:30 P.M.

The Montgomery County Drainage Board met Friday, August 31, 1984 at 1:30 P.M. in the Auditors Office, Courthouse, Crawfordsville, Indiana. Those present were Chairman, Bob Thayer; Vice-Chairman, Sam Boots; Member, Don Maxwell; Attorney, Warren McGaughey; Auditor, Mary Helen Carter; 1st Deputy Surveyor, Harvey Keller and Steve Woll of the S.C.S. Office.

Mr. Steve Woll had requested this meeting to discuss the spraying of the banks of Lye Creek Watershed.

Steve stated the spraying will need to be done before frost or it is useless.

Steve reported on other counties problems arising from aerial spraying. The bean crops are usually always damaged when adjacent to the ditch being sprayed. Therefore Steve suggested we plan on ground spraying.

Lye Creek has many young willows, at this time spraying can control this but if you wait 2 years from now they will have to be cut down.

Approximately 40 representatives from the State S.C.S. Office will be viewing Lye Creek this October. Steve ask that the spraying be done before this site inspection. Also, it is very dry on the ditch and it would be a perfect time to spray. He suggested getting a price and start within a week to 10 days.

Sam Boots moved and Don Maxwell seconded a motion requesting the Surveyor to proceed with the ditch spraying project.

There being no further business, the meeting adjourned.

*Robert M. Thayer*

*Samuel L. Boots*

\_\_\_\_\_

*Joe Lovell* Secretary

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MONTGOMERY COUNTY DRAINAGE BOARD

September 17, 1984 1:35 P.M.

The Montgomery County Drainage Board met Monday, September 17, 1984, 1:35 P.M. in the Auditors Office. Those present were Chairman, Bob Thayer; Vice-Chairman, Sam Boots; Member, Don Maxwell; Attorney, Warren McGaughey; Auditor, Mary Helen Carter; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller; Contractor, Kevin Miller; Engineer, Robert Hill; Attorney (for contractor) Tom O'Brien; and the following landowners (in Joseph Hall Drainage Area): Luther Lofland (representing First National Bank), Wallace Kobel, Marsh Jones, Jr., Ken Bullerdick; Joann Bullerdick; Hobert Mennen; Farrest & Ruby Oswalt; Joe Wilson; Bill Todd; Carrie Cotton Estate by S. Bladford; Dale Crum; David Layton; Ted & Brenda Devore; Sarah Simpson; Bill & Juanita Lyon; Harold Mennon; Stan Hatke; Ed Chenoweth; Barton M. Maxwell; Harold Binford; Charles Rush; Everett Todd; James Foxworthy; Leland Faugt; Hobart Mennen.

Chairman, Bob Thayer called the meeting to order.

Meeting was delayed shortly as there was not enough seating provided for the landowners. Auditor, Mary H. Carter, called Circuit and County Court for seating purposes and neither was available for this hearing.

Landowners were asked to speak out on the things about the drain they were not satisfied with.

Specifics discussed as follows:

1. Pipe on County Road 150 East
  - Q: Pipe is too high
  - A: Pipe was to be installed 6 inches below the staked grade, this is the normal ratio.
2. Grass in bottom of ditch thru Kobel's Property
  - A. Could very well be Canary Grass, ditch necessarily from the ditch bank seeding.
  - B. The ditch specifications were too broad. They stated to seed between May and November
3. On Marsh Jones property one tile outlet is washing out and one pipe extending into the open ditch is leaning.
  - A. According to specifications the pipes were to extend 5 feet from the bank into the open water way.
  - B. Russ will recheck the tile outlet.
4. Rocks & Debris
  - A. Those on Davidsons have been taken care of.
  - B. The cement on DeVores is for a County Highway Project, not this drainage project.

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conti

September 17, 1984 1:35 P.M.

- 5. Mennen ask that 7 to 8 thousand feet of the ditch be dipped out due to silt.

Bart Maxwell asked that the culvert be lowered.

Chairman, Bob Thayer asked Kevin How much time and the cost involved to lower this pipe.

Kevin answered 3 days to a week and \$ 2,000 to \$ 2,500.

- 6. Sloughing of ditch banks.

Due to the type of soil, the banks will continue to shift for many years before finally settling.

- 7. If ditch banks were redone. The banks would be very wide and many acres of farm land lost in laying down the banks.

- 8. Finishing the maintenance shelf.

The Board felt they should not do anything to the maintenance shelf.

Kevin Miller was asked if he would make an adjustment in the cost to leave the maintenance shelf as is . Kevin stated he had not planned on it.

- 9. The Engineer stated he had set grade stakes the entire length of the drain.

Kevin Miller stated he felt he had done the job according to the specifications.

- 10. Surface drain pipes being too short was discussed.

Russ stated they were not designed to be plowed that close to, so installation was as planned for.

Chairman Thayer and Member, Don Maxwell both have refused to accept the Hall Ditch as it is now.

Bob Thayer stated the extra work should be done without re-assing the landowners. Thayer called for a vote on redoing the drain.

Motion unanimous.

Don Maxwell moved and Sam Boots seconded a motion to take this project under advisement. Motion unanimous.

The Board will review and do a site inspection after crops are out this fall before resolving any of the problems.

There being no further business, the meeting adjourned.

Robert M. Thayer  
Samuel L. Boots  
 \_\_\_\_\_

Lee Swank Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

September 25, 1984 7:30 P.M.

The Montgomery County Drainage Board met Tuesday evening 7:30 P.M. in the Auditors Office. Those present were Chairman, Bob Thayer; Vice-Chairman, Sam Boots; Member, Don Maxwell; Attorney, Warren McGaughey; Auditor, Mary Helen Carter; Surveyor, Russ Nelson/ and the following landowners in the Moses Maxwell drainage area; Bob Schrier; Max Lough; John Booher; Max Flether and David Boone.

Landowners were here to discuss the Moses Maxwell Drain. Landowners were disgusted with the fact that this drain was supposed to be engineered and plans drawn up this spring (1984).

Surveyor, Russ Nelson reported the levels have been run up to George Younts North line. Yet to be done is thru Charles Doubets and to check out the road crossings. The Surveyors Office has been very busy on other projects. Russ reported he would try to be ready for contractors bids by the end of this year on this Maxwell Drain. John Booher questioned the Martz Drain being done before the Maxwell? He also ask if it would be necessary to renew the bond- Attorney, Warren McGaughey stated Yes.

The landowners have already agreed to pay the engineer, Don A. Yount is to do this drain. Yount will be paid on an hourly basis. The Board requested Don A. Yount be present Monday (Oct. 1, 1984) to discuss if he wanted to do this job. The Board discussed if Yount could not do the job, then possibly another engineer could be hired.

Mr. Booherask what would become of the trees and brush that has been piled along the ditch banks (at the Montgomery-Boone Co. line). Russ stated it would either be burned or buried.

There being no further business, Don Maxwell moved and Sam Boots seconded amotion to adjourn. Motion unanimous.

Robert M. Thayer

Samuel L. Boots

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De. Leland Secretary

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MONTGOMERY COUNTY DRAINAGE BOARD

October 1, 1984, 1:30 P.M.

The Montgomery County Drainage Board met Monday, October 1, 1984 in the Auditors Office. Those present were Chairman, Bob Thayer; Vice-Chairman, Sam Boots; Member, Don Maxwell; Auditor, Mary Helen Carter; Attorney, Warren McGaughey; Surveyor, Russ Nelson and landowner, Russ Abbott (Moores Heights Drainage Area)

Mr. Abbott was here in regards to the Moore's Heights Drain. Mr. Abbott requested that some thing be done about the lawas in regards to the reconstruction of the Moores Heights Drain. The contractors equipment is much to large to do this kind of leveling and seeding.

The Surveyor stated he would contact Mr. Sam Yeager for an estimate (Mr. Yeager is employed by the City Fire Dept.).

Member, Don Maxwell moved and Sam Boots seconded a motion to get some one to level and seed where construction was done. Motion unanimous.

There being no further business, the meeting was adjourned.

*Robert M. Thayer*

*Samuel L. Boots*

*Joe Earl*

Secretary



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MONTGOMERY COUNTY DRAINAGE BOARD

October 15, 1984 1:30 P.M.

The Montgomery County Drainage Board met Monday, October 15, 1984, 1:30 P.M. in the Auditors Office. Those present were Chairman, Bob Thayer; Vice-Chairman, Sam Boots; Auditor, Mary Helen Carter; Surveyor, Russ Nelson, 1st Deputy Surveyor, Harvey Keller; and landowner, Mr. Ed Morehouse.

Mr. Morehouse wanted to discuss a drain in the area of 150 N and 975 East. The Surveyor reported Mr. Morehouse will need a petition which this office will provide. The Secretary was requested to prepare a petition in the matter of reconstruction and maintenance for Mr. Morehouse.

Surveyor, Russ Nelson presented a promissory note on the Joseph Hall Drain. The Board was ask to sign the new note and the Secretary instructed to deliver to the First National Bank. A claim in the amount of \$ 6,406.22 has been turned in for the November payment on this ditch. The rate of interest is 8% (see the attached copy of the new note).

The Board discussed the Moses Maxwell Drain. Don A. Yount wanted to discuss a bridge on 100 East (by Crowes). Yount wanted to discuss the possibility of replacing bridge #'s 52 on 550 North and #42 on 450 North (by Geo. Younts). The Board discussed replacing the 2 pipes on bridge 52. The Board took no action today.

The Surveyor reported on the Timothy Lane Ditch. This drain is 5 miles in length. Where the ditch ends; there is no great amount of fall. Russ considered "was it worth the money to dredge or just put in larger pipes?" The property is managed by the First National Bank. The Bank is in favor of dredging.

The standard formats are all typed; filling in the specified quantities is all that is left to be done.

Two bridges on the Lane ditch was discussed. In the area of Robert Walters the 2 pipes under the road could be too small. Bridge # 177 by Buzz Feltners needs a surface drain and also larger pipes. Russ suggested that they may be able to move the ones from Walters and use at Feltners.

Don Yount wanted the Board to be aware that his design would include going to 239 and bridge #42 and #52 would need to be replaced. Don would be able to determine which pipes need to be installed.

The Board approved the minutes.

Auditor, Mary Helen Carter, discussed a conference with Mr. Steve Selby (of the State Board of Accounts) regarding the unpaid assessments balances in the drainage maintenance ledger.

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The Commissioners have agreed to write off the \$ 202.00 (figure approximate).

A new ledger has been made up starting with 1984. All adjustments have been made regarding Maintenance. A new audit will be done starting in December. Refunds amount to \$ 253.78. This has been taken from Drainage maintenance and placed in a tax surplus fund.

The Surveyor, Russ Nelson, reported that Lye Creek Drain has been sprayed (\$6,000.00). Fred T. Maxwell and John D. Coyner Drains have also been sprayed for brush control.

Russ has contacted Mr. Yeager (re: Mores Heights Drain). Mr. Yeager stated he would quote a price, but as of today he has not contacted the office.

Larry Smith on 231 South, called to report the State Hwy. has not been out to work on the side ditch. Russ has gone to the Hwy Dept. and they stated they have scheduled this work to be done.

The Board denied a request by Mr. Steve Woll to take files Unit I and Unit II of Lye Creek from the Surveyors Office.

There being no further business, Sam Boots moved and Bob Thayer seconded a motion to adjourn. Motion unanimous.

Robert M. Yeager  
Samuel L. Boots

Joe Carl Secretary

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MONTGOMERY COUNTY DRAINAGE BOARD

January 7, 1985 1:30 P.M.

The following appointments regarding the Drainage Board are as follows: Chairman, Sam Kessler; Vice-Chairman, Bob Thayer and Member, Sam Boots. The aforesaid were present along with Attorney, Warren McGaughey; Auditor, Mary H. Carter; Treasurer, Emma Lou Tribbett; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller; State Board of Accounts Field Supervisor, Bob Pearson and State Board of Accounts Field Examiner, Charles Thomas.

The Secretary ask the Boards permission to release the transcripts and cassette tapes to Mr. Ted Johnson, Frankfort, Mr. Johnson is the Attorney for the Tri-County Drainage Board, the tapes are in regards to the John L. McLaughlin Drain. Mr. Johnson will be in the Surveyors Office, January 9th at 10:00 A.M. The Board gave unanimous approval.

Chairman, Sam Kessler called the meeting to order.

The Board discussed the Drainage Cash Ledger. The Board informed the Surveyors Office that they were to work closely with the Auditor and Treasurers Office in regards to drainage collections.

The State Board of Accounts stated they wanted the proper ditches put on and off assessments at the proper time.

Also, the tax collections were not being entered on the ditch records at the proper time.

It was pointed out that the Drainage Board secretarys duty is to take minutes of the meetings and to do their correspondance as they requested.

The Auditor is responsible for the tax <sup>Duplicate</sup> ~~collections~~ <sup>BRMT</sup> and she will delegate a person to keep the drainage records.

The Board wants the projects of the Hall and Ludlow Drain finished as soon as possible.

Vice-Chairman stated that in the future he would like the following done:

- a. Do what is supposed to be done (contractors)
- b. Have a completion date on all projects.

There being no further business, the meeting adjourned.

Samuel Kessler

Robert M Thayer

Samuel L. Boots  
Board Members

Lee E. [Signature]  
Secretary

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MONTGOMERY COUNTY DRAINAGE BOARD

January 21, 1985 2:00 P.M.

The Montgomery County Drainage Board met Monday, January 21, 1985, 2:00 P.M. in the Auditors Office. Those present were Chairman, Sam Kessler; Vice-Chairman, Bob Thayer; Member, Sam Boots; Attorney, Warren McGaughey; Auditor, Mary H. Carter and Landowner, Curt Hudson.

Curt Hudson wanted to discuss with the Board the Joseph Hall Drain. He wanted to discuss what the Board had decided upon in regards to finishing this drain.

The Board stated the Surveyor had a list of things he felt should be taken care of and also he listed some possible solutions. These are things which were pointed out during a site inspection November 23, 1984, on this inspection were the Drainage Board members and Harvey Keller, 1st Deputy Surveyor.

Curt was concerned with the following:

This is in reference mainly on the section Curt farms Trib. # 1.

- a. Tributary # 1 was not completed according to the contract.
- b. A pipe had to be replaced (were landowners charged for both pipes? "The engineer should have known better.")
- c. Surface drains that were called for on the plans were not put in.
- d. Landowners on Tributary #1 do not feel the job is completed.
- e. Contractor had dug out in front of 2 spillways - for no apparent reason.
- f. Mentioned again some pipes were not put in.
- g. Some stone had not been placed on said drain.
- h. Curt felt that money from the Maintenance Fund should not be used to finish up the project.

Member, Sam Boots stated (b.) Landowners were charged for only one pipe.

The Board discussed ~~send~~ sending a letter to the bonding company stating the list of things that need to be done and the estimated cost to have each item done.

Curt ask the Secretary to contact him when Russ Nelson, Surveyor, wanted to go over Tributary #1.

Curt stated that he appreciated the work being done near Heinolds. After the Highway Dept. used a roto-router<sup>sf</sup>, this did relieve some of the water problems.

The secretary ask the Board to sign 4 encumbrances:

-conti-

January 21, 1985 2:00 P.M.

November 84	McLaughlin Drain	\$ .60	Warren McGaughey
December 84	Moses Maxwell	600.00	Don A. Yount
December 84	Timothy Lane	715.00	Don A. Yount
January 85	George Hutton	497.46	Watkins Const.
January 85	George Hutton	181.60	Thriftys

The Board did not have meetings November and December of 1984.

There being no further business, the meeting adjourned.

Samuel Kessler

Robert M. Hays

Samuel H. Batts

Board Members

Joe Carl Secretary

Montgomery County Drainage Board

February 4, 1985 1:30 P.M.

Montgomery County Drainage Board met in special session Monday, February 4, 1985 in the Auditors Office. Those present were Chairman, Sam Kessler; Vice-Chairman, Bob Thayer; Member, Sam Boots; Attorney, Warren McGaughey; Auditor, Mary H. Carter; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller and Landowner, Robert Walters.

Discussion in regards to the Timothy Lane Drain.

Robert Walters was here to discuss having a private contractor do the the work on his property as opposed to it being done as a part of the Surveyors proposed drainage reconstruction. The work will be done according to the engineers plans and specifications from the Surveyors Office but will be absolved from all cost; except his share of the proposed work from County Roads 550 East to County Road 500 East.

Bob Thayer moved to accept this proposal and Sam Boots seconded the motion. Motion unanimous.

Walters will be included in the maintenance assessments on the Timothy Lane Drain.

The Surveyor reported he plans to have the Moses Maxwell hearing March 18th, 1985.

There being no further business, the meeting adjourned.

Samuel Kessler

Robert M. Thayer

Samuel L. Boots  
Board Members

Joe Carl Secretary

MONTGOMERY COUNTY DRAINAGE BOARD  
February 19, 1985 1:30 P.M.

The Montgomery County Drainage Board met Tuesday, February 19, 1985, 1:30 P.M. in the Auditors Office, Courthouse, Crawfordsville, Indiana. Those present were Chairman, Sam Kessler; Vice-Chairman, Bob Thayer; Member, Sam Boots; Auditor, Mary H. Carter; Attorney, Warren McGaughey and Surveyor, Russ Nelson.

Sam Kessler approved and signed the Tri-County Drainage Board minutes.

The Surveyor reported he had received the original notes and plans on the Joseph Hall Drain from Engineer, Robert Hill.

The Surveyor discussed placing excelsior blankets on the banks of the Hall Drain. A sample of this was from AMXCO, American Excelsior Company.

The Surveyor discussed money in the maintenance fund with Boone County. Kent Overholser, Surveyor of Boone County ask that the money remain in Montgomery County Fund. The Board stated no, the Secretary was instructed to transfer the money to the appropriate county.

Russ discussed Moore's Heights Drain. Milligan Landscaping turned<sup>in</sup> a proposal for \$1,169.00. The Board rejected the bid. The Board ask that this project be rebid.

The Board signed 3 encumbrances:

- John McLaughlin Drain (engineering costs) \$ 10.53
- Frankfort Times 4.97
- Journal Courier 5.56
- Moses Maxwell Drain 365.00 (Don A. Yount)
- Timothy Lane Drain 457.50 (Don A. Yount)

The Board approved the minutes.

There being no further business, the meeting adjourned.

Samuel Kessler  
Robert M Thayer  
Samuel L. Boots

Dee Carl

Secretary

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MONTGOMERY COUNTY DRAINAGE BOARD

March 4, 1985

The Montgomery County Drainage Board met Monday, March 4, 1985 in the Auditors Office, Courthouse, Crawfordsville, Indiana.

Those present were Chairman, Sam Kessler; Vice-Chairman, Bob Thayer; Auditor, Mary H. Carter; Attorney, Warren McGaughey; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller; Engineer, Don A. Yount; and the following Landowners: Lewis Goshorn, Wayne McCutchan, Robert Walters, Geo. M. Feltner, John Bronaugh I, Harold Cline, Naomi Cline, Quentin Schockley, Stanley Harris, Joe Zachery, Ralph C. Miller, Larry Walters, John Bronaugh II, Donald L. Bayless, Chas. N. Bronaugh, Mrs. Louise Bayless, Helen Bronaugh, Carolyn S. Cornett, Lester E. Elkins, Azel McAnulty, Jim Wright, Homer Williams, Jeff Linn for Joed Linn.

Hearing on the Timothy Lane Drain.

Chairman, Sam Kessler ask if landowners had any objections to Mr. Robert Walters having a portion of the reconstruction (thru his property) done as a private transaction? No landowners objected.

The Chairman, ask for a vote on the reconstruction and maintenance hearing. Landowners were ask to state - how they wished to vote and how many acres they were assessed.

Opposed were Lewis Goshorn	54.97
Larry Walters	6.00
John Bronaugh II	4.71 (corrected acres)
Raymond Linn	41.01
Chas. Brandenburg	<u>52.00</u>
Total	159.98

Bob Thayer moved and Sam Kessler seconded a motion instructing Russ to proceed with letting the contractors bids for the Timothy Lane Drain (after the 20 day remonstrance waiting period, deadline will be March 24).

The Chairman requested the secretary to present a short typed report on any drain which is up for a hearing and have to the Board members 10-15 minutes before the meeting.

The minutes were approved. There being no further business, the meeting adjourned.

Sam Kessler  
Robert Thayer

Sam Boots not present

Joe Earl  
Secretary



MONTGOMERY COUNTY DRAINAGE BOARD

March 11, 1985

The Drainage Board met briefly Monday, March 11, in the Auditors Office. Those present were Chairman, Sam Kessler, Vice-Chairman, Bob Thayer; Auditor, Mary H. Carter; Attorney, Warren McGaughey; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller.

Russ Nelson presented a letter to the Board regarding the court ruling on the Joseph Ludlow Drain (the \$25,000.00 over run costs).

The Board discussed very briefly what and if any action they could take. No decision was made at this time.

Russ reported he had worked Saturday on 231 North (the Gobin Drain). A retaining wall had been placed in the hole on the Rail Road Right-of-Way.

There being no further business, the meeting adjourned.

Samuel Kessler  
Robert M. Thayer

Sam Boots not present

Ha Coy Secretary

MONTGOMERY COUNTY DRAINAGE BOARD  
March 18, 1985

The Montgomery County Drainage Board met Monday, March 18, 1985 1:30 P.M. in the Auditors Office. Those present were Chairman, Sam Kessler; Vice-Chairman, Bob Thayer; Member, Sam Boots; Auditor, Mary Helen Carter; Attorney, Warren McGaughey; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller; Landowners: Jim Harlan, Carolee Cox, John Booher, Max Lough, Max Fletcher, Martha & Wesley Tribbett, James R. Schrier, Keith Light and Harry Hailman.

Hearing on the MOSES MAXWELL DRAIN:

Written objections to the hearing from Martha Tribbett was presented to the Board.

The Chairman called for a vote:

Objecting were Tribbetts	74.47 Acres
Schrier	147.53 Acres
Total Acres Opposed	222.00

Sam Boots moved and Bob Thayer seconded a motion instructing the Surveyor to proceed with the reconstruction and maintenance plans on the Moses Maxwell Drain. Motion unanimous.

Bob Thayer requested the Surveyor to prepare plans to hold a hearing on the James Hose Drain in reference to the maintenance assessments (to possibly double the present assessment).

There being no further business, the meeting adjourned.

Sam Kessler  
Bob Thayer  
Samuel L. Boots

[Signature]  
Secretary

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MONTGOMERY COUNTY DRAINAGE BOARD

April 1, 1985

11:00 A.M.

The Montgomery County Drainage Board met in the Auditors Office, April 1, 1985, 11:00 A.M. Those present were Chairman, Sam Kessler, Vice-Chairman, Bob Thayer; Member, Sam Boots and Surveyor, Russ Nelson.

There is a deadline of April 19, 1985 on appealing the Joseph Ludlow Drain court decision.

Warren McGaughey stated the insurance company will need to be notified in reference to the Joseph Ludlow decision.

The Tri-County Drainage Board meeting for April 4, 1985, 7:30 P.M. is cancelled.

Russ reported to the Board the Seaboard System Railroad has refused to fix the tile line regarding John Gobin # 2 Drain under the railroad (N. on 231) Warren suggested Russ send a registered letter and ask under what Statute the Railroad is basing this action on.

There being no further business, the meeting adjourned.

Samuel Kessler

Robert M. Thayer

Samuel L. Boots

Lee Carl Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

April 15, 1985 2:00 P. M.

The Montgomery County Drainage Board met Monday, April 15, 1985, 1:30 P.M. for bid opening on the Timothy Lane Drain (bid opening 2:00 P.M.).

Those present were Vice-Chairman, Bob Thayer; Member, Sam Boots; Attorney, Warren McGaughey; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller; Auditor, Mary H. Carter; Highway Superintendent, Gordon Holloway and the following contractors; Reinholt - Van Horn; Boyer Exc., James W. Nichels, John Hendricks, Ron Taylor and John Weilbaker.

Attorney, Warren McGaughey read the bids listed as follows:

The Engineers estimated cost \$ 101,318.54

Hendricks Excavating	\$99,221.70	103,856.70 (corrected)
W & W Contractors	98,733.05	No corrections
Ron Taylor	99,797.30	No corrections
James Nickels	120,901.30	120,897.30 (corrected)
Reinholt & Van Horn	89,825.43	89,825.50 (Corrected)
Bowyer	107,747.60	106,597.60 (corrected)



Bob Thayer moved and Sam Boots seconded a motion (if no great errors were found) to award the bid to Reinholt & Van Horn. Motion unanimous.

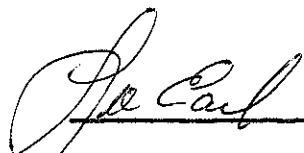
The Board instructed the Surveyor to check each bid for possible errors.

The Board signed 3 encumbrances listed as follows:

John McLaughlin Drain	\$ 13.02
Moses Maxwell Drain	6.60
Timothy Lane Drain	6.90

There being no further business, the meeting adjourned.

  
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\_\_\_\_\_  
Secretary

\* Sam Kessler was not present

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MONTGOMERY COUNTY DRAINAGE BOARD

April 29, 1985 2:00 P.M.

The Montgomery County Drainage Board met Monday, April 29, 1985 in the Auditors Office, Courthouse, Crawfordsville, Indiana.

Those present were Chairman, Sam Kessler; Vice-Chairman, Bob Thayer; Member, Sam Boots; Attorney, Warren McGaughey; Auditor, Mary H. Carter; Surveyor, Russ Nelson; 1st Deputy, Harvey Keller; Contractors, Mr. & Mrs. ReinHolt, John Hendricks, Jim Nickels and County Highway Superintendent, Gordon Holloway.

This meeting was to open bids for the reconstruction of the Moses Maxwell Drain.

The Engineers Estimated Cost is \$ 45,000.07

(3) James Nickels	\$29,566.84
(1) W & W Contractors	39,787.50
(4) ReinHolt & VanHorn	45,462.00
(2) John Hendricks	46,321.00

(NO CORRECTIONS IN THE BIDS WERE NEEDED)

Bob Thayer moved and Sam Boots seconded a motion to take all bids under advisement. Motion unanimous.

The Board signed the following encumbrances:

Timothy Lane Drain	\$ 10.20
John L. McLaughlin	8.71
Moses Maxwell	18.30
Swearingen-Runyon	92.25
Allen Lewis	338.55
James Sanders	154.92

There being no further business, the meeting adjourned.

Robert M. Thayer  
Sam Kessler  
Samuel L. Boots

Lee Carl Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

May 20, 1985

The Montgomery County Drainage Board met Monday, May 20, 1985 in the Auditors Office, Courthouse, Crawfordsville, Indiana.

Those present were Chairman, Sam Kessler; Vice-Chairman, Bob Thayer; Member, Sam Boots; Auditor, Mary H. Carter; Attorney, Don Schmidt; and Surveyor, Russ Nelson.

Russ reported to the Board a letter from the Soil Conservation Service Office regarding the yearly inspection of Lye Creek Drain. Said letter attached to these minutes.

Russ and Attorney Schmidt discussed the following Joseph Ludlow Drain:

Mr. Schmidt asked for the following items:

- a. How many landowners had paid
- b. A breakdown of the original contract
- c. Should he get a release to send out tax statements.
- d. We are NOT to collect over-run costs.

Joseph Hall Drain:

- a. get the address of the bonding company (Guard Surety & Casualty Company)

John Gobin Drain:

- a. get copies of the preliminary paper work on this drain.

Russ stated he had not had any response from the Hendricks County Surveyor. The Board requested Russ to call them again.

The Board signed the meetings minutes.

The Board signed 5 encumbrances listed as follows:

Joel Tobin Drain (Strasburger Farms)	758.72
John McLaughlin (Journal Courier 4.12)	118.80
(Frankfort Times 4.10)	
(Journal Review 4.80)	
(Lee Earl 106.08)	
Swearingen-Runyon (Steve Ehrie)	85.00
James Hose (Steve Ehrie)	108.70
John M. Wilkinson (Loyal VanScoyoc)	348.59

The Board discussed E.B. Foster in regards to the Timothy Lane Drain. Foster has more work to do in regards to the clearing & Cleaning up of brush and in shaping the side slopes.

Sam Boots moved and Bob Thayer seconded a motion awarding the contractors bid on the Moses Maxwell Drain to James Nickels of Logansport. Bid was in the amount of \$ 29,566.84.

There being no further business, the meeting adjourned.

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Secretary

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MONTGOMERY COUNTY DRAINAGE BOARD  
May 28, 1985 2:15 P.M.

The Montgomery County Drainage Board met Tuesday, May 28, 1985, Auditors Office, Courthouse, Crawfordsville, Indiana.

Those present were Chairman, Sam Kessler; Vice-Chairman, Bob Thayer; Auditor, Mary Helen Carter; Surveyor, Russ Nelson; 1st Deputy, Harvey Keller; Landowners, Bonnie & Walt Nelson and Engineer, Don A. Yount.

The following is in regards to the Timothy Lane Drain:

The Chairman called the meeting to order.

Sam Kessler read the minutes of the February 5, 1985 meeting. This was the meeting at which the Board agreed to let Robert Walters do his portion of the Lane Drain as private action (at his cost and in agreement with the engineers specs).

Chairman Kessler stated they probably should Not have agreed to this.

The contractor (E.B. Foster) has done a terrible job. He has not finished the job, and never seems to find the time to get back on the job. The Board made a site inspection of the job today. The channel needs approximately 1 1/2 feet of bottom removed. The ditch banks need to be redone, also brush is left lying in the ditch bottom.

Robert Walters stated he did not want two channels thru his property. He wanted the old channel filled in unless the county wanted to purchase the land. Walters again stated this contract was taken from the specifications given by the Surveyor and the Board has a copy of the same.

The Board read the contract between Walters & E.B. Foster. The contract makes no stipulation regarding the completion date and no provision for a bond was made.

The Board discussed the stumps that have been left on the ditch banks. Russ stated they should be removed in lieu of painting them.

Don Yount stated the ditch does Not need to be lowered (thru Walters Property). Get on Foster and get him moving and finish the job. E.B. has known about all of these proceedings since the first of February. In the mean time contractors Reinholt & VanHorn are starting to work on this drain.

Chairman Kessler suggested Walters get some one else to finish the job.

Walt Nelson voiced his concerns as follows:

- A. Ask if the 2 small tubes on 550 would be removed and a larger pipe placed here? Wants a decision from the Board today. Thayer answered Yes with reservations. If a larger pipe is placed, a new bridge will need to be put in; Robert Walters quoted from the June 20, 1984 meeting minutes "or a new pre-stressed bridge structure.

May 28, 1985 2:15 P.M.

conti

Don A. Yount suggested placing another tube (making 3 in all) of the existing size. This would carry more water than one larger pipe and at a lesser cost. The consensus was that the two tubes could be used elsewhere if they opted to place one tube.

- b. on 650 will both sides of the drain be cleaned?

Walt Nelson stated if the North side were cleaned then too much water would move and wouldn't rip-rap need to be placed on both sides?

Don Yount stated if the channel were cleaned on both sides the water would spread out and slow down. Nelson responded that "it would be good for the upland - bad for him." He objected to this plan.

- c. Walt Nelson stated he wanted tile provided by Walters straightened and run into the new channel. He (Walt Nelson) will be willing to pay the cost difference. He definitely does not want to tie into the Harris 15 inch tile, provided by Walters to the new creek cut. Walt Nelson wants the two tile lines to be the same height and to angle into the new channel with the water flow.

Mr. Walters stated (record of phone call) he had called Walt Nelson in Mesa, Arizona and informed him of the program, not asking for financial assistance.

Chairman Kessler stated "it was Bob Walters' responsibility to extend the tile as Bob wanted the channel changed."

Bob Walters stated "he didn't change the channel, it was the engineering design produced by Mr. Yount."

Bob Thayer suggested that at the next drainage meeting, they consult with County Attorney, Don Schmidt, about possibly breaking the contract (between Walters & E.B. Foster).

Bob Walters agreed to discuss the legality question with them.

Walters stated then he would request the Board to refer to the original specifications on the Howard Cline Ditch which was changed and damaging to his property.

The Board signed the following forms regarding the Timothy Lane and Moses Maxwell Drains.

- a. Certificates for annual maintenance
- b. Certificates for reconstruction
- c. Findings and orders for annual maintenance
- d. Findings and orders for reconstruction

The reconstruction and maintenance assessment rolls for Timothy Lane Drain were certified to the Auditor.

There being no further business, the meeting adjourned.

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Secretary



MONTGOMERY COUNTY DRAINAGE BOARD

June 17, 1985 2:50 P.M.

The Montgomery County Drainage Board met Monday, June 17, 1985, 2:50 P.M. in the Auditors Office, Courthouse, Crawfordsville, Indiana. Those present were; Chairman, Sam Kessler; Member, Sam Boots; Auditor, Mary H. Carter; Surveyor, Russ Nelson and Landowners; David Layton and Ruth Padgett.

The Chairman ask to see the original petition on the James Hose Drain. (Secretary could not find the petition at this time).

Sam Boots moved to place the town tile (in Linden) on maintenance assessment with the James Hose Drain and to increase the assessments as proposed; and it will be the towns duty to try and keep the drain grates clear of leaves, ice and debris at all times. Motion passed unanimous.

The Board discussed the Timothy Lane Drain. When all members of the Board are present the Board will dictate a letter stating a completion date with regards to Robert Walters portion of the T. Lane Drain.

The Board signed (3) three encumbrances:

Timothy Lane Drain	\$5100.00 (Reinholt - VanHorn)
James Hose	915.62
	22,34 (Steve Ehrie)
	893.28 (Thriftys)
Moses Maxwell Drain	5000.00 (James Nickels)

There being no further business, the meeting adjourned.

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Board Members

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Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

July 15, 1985 2:20 P.M.

The Drainage Board met Monday, July 15, 1985, 2:20 P.M. in the Auditors Office. Those present were as follows: Chairman, Sam Kessler; Vice-Chairman, Bob Thayer; Member, Sam Boots; Attorney, Don Schmidt; Auditor, Mary Helen Carter; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller; and attending later was Stanley Harris.

The Board discussed the over night and week-end parking of the Surveyors Office vehicle. The Board suggested contacting Sheriff Dennis Rice and asking permission to park on the County Jail parking lot.

Russ reported to the Board he had inspected the work on Robert Walters property. Contractor, E.B. Foster has not done any more to finish the project as of todays date.

The Board discussed the Timothy Lane Drain.

The Attorney agreed to get in writing the opinions of Stanley Harris and Walt Nelson on all the things they would like done to satisfy each in regards to getting this Lane Drain Completed.

The Board will do a site inspection next week (July 22-26 on T. Lane Drain), a definite day and time was not set as this meeting.

Sam Boots moved and Bob Thayer seconded a motion to borrow a total of \$132,000.00 (99,000.00 for the Lane Drain and 33,000.00 for the Moses Maxwell Drain reconstruction funds) from the First National Bank. Motion unanimous.

Sam Boots moved and Bob Thayer seconded a motion for the Chairman, Sam Kessler and the Vice-Chairman, Bob Thayer to sign for this drainage loan. Motion unanimous.

Attorney, Don Schmidt presented his bill (for reviewing the reports on the McLaughlin Drain) to the Boards secretary.

There being no further business, the meeting adjourned.

Samuel Kessler  
Robert M Thayer  
Samuel L. Boots

Paul Earl  
Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

August 19, 1985

The Montgomery County Drainage Board met Monday, August 19, 1985 in the Auditors Office, Courthouse, Crawfordsville, Indiana. Those present were Chairman, Sam Kessler; Vice-Chairman, Bob Thayer; Member, Sam Boots; Attorney, Don Schmidt; Auditor, Mary H. Carter; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller; Landowner, Buzz (George) Feltner.

Mr. Feltner and the Board discussed the way the reconstruction assessments were figured on the Timothy Lane Drain.

Mr. Feltner did not think a maintenance fund was necessary for a newly reconstructed drain. It was explained the statutes require a maintenance fund to be established at the same time the reconstruction fund is established. The maintenance will start to be collected in 1986.

The Board will request the work on the Robert Walters property to be completed by August 31, 1985. If the work is not completed the Board will make arrangements to have the work completed. Contractor, Reinholt & VanHorn stated they would to the excavating for \$2,000.00. The remaining work would be done on a per hour basis (for the leveling and stump removal).

The Board proposes to do a site inspection September 16, 1985.

The Board asked that the Surveyor inspect the work at least once a week (T. Lane Drain).

The Board proposes to make a supply room at the County Home barn for the Surveyors tools, etc. and a parking place for the Surveyor's vehicle.

The Board signed one (1) encumbrance in the following amount: (total amount \$ 774.35)

Fred Hoffman	(J. McLaughlin Drain)	544.00
Sam Kessler	( " " )	138.21
Warren McGaughey	" "	46.07
Lee Earl	" "	46.07

Sam Boots moved and Bob Thayer seconded a motion to adjourn. Motion unanimous.

Samuel Kessler

Robert M Thayer

Samuel L. Boots

Lee Earl  
Secretary

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MONTGOMERY COUNTY DRAINAGE BOARD

September 3, 1985 1:15 P.M.

The Montgomery County Drainage Board met in the Surveyors Office, Courthouse 2-B, Crawfordsville, Indiana. Those present were Chairman, Sam Kessler; Vice-Chairman, Bob Thayer; Member, Sam Boots; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller; Part-time, Chuck England.

Moore's Heights Drain

A bid from Vernon Paris in the amount of \$850.00 was reviewed by the Board - (for landscaping the Moore's Heights Drain).

It was decided to hold on this until a hearing on raising the maintenance assessments is held.

Timothy Lane Drain

The Board signed 2 change orders (both were increases in the following amounts \$200.00 & 450.00).

The Board instructed the Surveyor to place in written contract form the amounts quoted by Reinholt & VanHorn to finish the Lane Drain on the Robert/Pauline Walters property. The Board anticipates signing this contract tomorrow morning (Sept. 4, 1985).

Moses Maxwell Drain

This project is completed. The Board did not set a time or date to make a final site inspection.

Albert Hysong Drain

The Board read a letter regarding Hendricks County Joint Board: The letter stated they do not wish to waive their rights in regards to this drain.

Hendricks County needs to appoint 2 Board members to serve on this joint Board.

Chairman Kessler approved Tuesdays (Russ suggested it be 2nd or 4th Tuesdays) at 7:30 P.M. for Joint (with Hendricks Co.) Board meetings.

The Board reviewed the Maintenance-Repair Contract. The Board disapproved the idea of giving all the repair work to one contractor for a year at a time.

There being no further business, the meeting adjourned 2:07.

Samuel Kessler  
Chairman

Robertson Thayer  
Vice-Chairman

Samuel Boots  
Member

Dee Paul  
Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

September 23, 1985 1:35 P.M.

The Montgomery County Drainage Board met Monday, September 23, 1985, 1:35 P.M. in the Auditors Office, Courthouse, Crawfordsville, Indiana. Those present were Chairman, Sam Kessler; Vice-Chairman, Bob Thayer; Member, Sam Boots; Attorney, Don Schmidt; Auditor, Mary H. Carter; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller; and Landowners, Walt and Bonnie Nelson.

Mr. Walt Nelson was here to discuss the Timothy Lane Drain. Walt discussed the following items:

- (a) Walt stated he thought rip-rap was to be on both sides of the bridge (Co. Rd. 625). E.
- (b) Walt ask if when Lester Elkins slightly changed the ditch banks - who paid for this.
- (c) Walt stated he had used only 20 feet of pipe and he had a credit of 20 ft.
- (d) Walt stated there are 2 pipes (existing ones) that needed animal guards.

Contractors, Reinholt & VanHorn plan to finish Friday of this week (Sept. 27, 1985).

Attorney, Mr. Schmidt requested the Secretary to get a copy of Kevin Miller's performance bond and the report on the site inspection done on the Joseph Hall Drain and to deliver these to his office.

Chairman, Sam Kessler, stated October 3, 1985 a Tri-County Board meeting will be held in Lafayette.

The Board set October 22, 1985, 7:30 P.M. for a meeting with Hendricks County regarding Albert Hysong Drain.

A copy of the approval for \$25,000.00 to be placed in General Drain Improvement fund was presented to the Secretary.

The Board signed 2 encumbrances listed as follows:

John McLaughlin Drain

Don Schmidt 225.00

The Times 3.89

Joel Tobin Drain

Strasburger Farms 104.08

Sam Boots moved and Bob Thayer seconded a motion to adjourn.

Motion unanimous.

Samuel Kessler  
Bob Thayer  
Samuel L. Boots

Dee Eiel Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

October 21, 1985 1:45 P.M.

The Montgomery County Drainage Board met Monday, October 21, 1985, 1:45 P.M. in the Auditors Office. Those present were Chairman, Sam Kessler; Vice-Chairman, Bob Thayer; Member, Sam Boots; Auditor, Mary H. Carter and Surveyor, Russ Nelson.

The Chairman, Sam Kessler signed a verification of \$202,000.00 as being the correct balance of a drainage loan with First National Bank. This notice was from the accounting firm of Geo. S. Olive & Co. of Indy.

The Board presented a letter to the Surveyor in regards to an underground fiber optic cable; Russ stated he would contact the owners and ask for a set of plans & Specs.

The Board signed 4 encumbrances as follows:

John McLaughlin Drain	8.90	Frankfort Times	4.10
		Journal Review	4.80
Alvin Sparks Drain	4.64	Ladoga Culvert	
John Martz Drain	115.96	Cain Brothers	
Joseph Hall Drain	2623.41	First National Bank	

The Board signed 3 contracts re: ditch maintenance repair. These contracts were from Bart Maxwell & Sons, Inc.

The Surveyor reported that he anticipates some maintenance work on the John Walkup Drain. This drain has \$100.00 / yr maintenance fee. The Board suggested calling a hearing to raise assessments. The date for the hearing is set for December 2, 1985, 1:30 P.M.

The Board ask the Surveyor to proceed with calling hearings to raise maintenance assessments on all drains that have a small yearly assessment.

The joint board meeting with Hendricks County (Albert Hysong Drain) is cancelled for October 22 and rescheduled for November 14, 1985, 7:00 P.M.

The Board has set October 28th to do a site inspection of the Timothy Lane Drain.

Chairman Kessler reported that Montgomery County is to pay claims regarding John L. McLaughlin Drain.

Sam Kessler moved and Bob Thayer seconded a motion to adjourn. Motion unanimous.

Samuel Kessler  
Robert M Thayer  
Samuel L Boots

Bill Earl Secretary

MONTGOMERY COUNTY DRAINAGE BOARD  
November 18, 1985 1:35 P.M.

The Montgomery County Drainage Board met Monday, November 18, 1985, 1:35 P.M. in the Auditors Office. Those present were Chairman, Sam Kessler; Vice-Chairman, Bob Thayer; Member, Sam Boots; Auditor, Mary H. Carter; Attorney, Don Schmidt; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller.

Bob Thayer discussed with the Surveyor the Henry K. Lee Drain Russ Stated this drain was not on assessment but is classified reconstruction.

Chairman, Kessler instructed the Secretary to pay all bills with regards to the Hysong Drain (Joint with Hendricks County).

The Attorney proffed the minutes of the Joint Board meeting. Making one correction (having to do with overtime pay for the Secretary).

The Board signed two encumbrances:

James Hose Drain (Bart Maxwell)	106.60
John Walkup (Bart Maxwell)	530.13

The Surveyor reminded the Board of doing a site inspection on the Timothy Lane & Moses Maxwell Drain.

The Attorney ask for a copy of bills regarding work done thru Robert Walters property (T. Lane Drain).

The Board discussed the Moses Maxwell Drain. Contractor Jim Nickels needs to bury some cement pieces on Max Lowe Property. Russ reported he also needs to install one outlet pipe.

The Surveyor is to contact Gordon Holloway about placing more stone around the pipes located on County Road 400 North.

The Board discussed the Epperson Drain. This drain is not completely surveyed. Russ reported he would compile the figures for laying the sewer pipe under the road and deliver this information to the County Highway by Monday.

The Board requested the Secretary to compile a report on the Building Department for the period of July 8, 1985 to the present.

The Surveyor ask the Boards opinion on purchasing a word processor. The Board suggested getting a dollar amount.

Sam Kessler moved and Bob Thayer seconded a motion to adjourn. Motion unanimous.

Samuel Kessler  
Robert M Thayer

[Signature]  
Secretary

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MONTGOMERY COUNTY DRAINAGE BOARD

December 2, 1985 1:30 P.M.

John Walkup Drain Hearing

The Montgomery County Drainage Board met Monday, December 2, 1985, 1:30 P.M. in the Auditors Office, Court House. Those present were Chairman, Sam Kessler; Vice-Chairman, Bob Thayer; Auditor, Mary H. Carter; Attorney, Don Schmidt; Surveyor, Russ Nelson, 1st Deputy Surveyor, Harvey Keller.

John Walkup Drain Hearing:

The present total / year assessment is \$ 100.00 It was proposed to increase this to \$ 500.00.

Bob Thayer moved and Sam Kessler seconded a motion to accept the revised maintenance assessments as presented. Motion unanimous.

Chairman, Kessler read and signed the Hendricks-Montgomery County drainage minutes. (Albert Hyson Drain).

Mr. Kessler is going to deliver a copy of the new petition (A. Hyson Drain) to Mr. Wayne McCutchan. The Secretary was instructed to send a copy of the same petition to the Hendricks County Surveyor (Alton Huntsman) for Hendricks County landowners to sign.

Russ reported to the Board that the County Highway could lower the pipe on the Epperson Drain 6 inches, because fall in this drain is no problem.

Don A. Yount will be approving the plans on the Epperson Drain. Attorney, Don Schmidt reminded Russ to get the figures together on the Joseph Hall Drain (to finish the drain) and on the work done on Robert Walters property (T. Lane Drain).

The Board members will do a site inspection on the T. Lane and M. Maxwell Drains when the weather permits.

The Board will try to have Mr. Jack Jones here for a meeting at 11:00 A.M. Tuesday, December 3, 1985. The Board will be dicussing having Mr. Jones remove a beaver dam on the Kobel Property - J. Hall Drain. And to possibly finishing up the Hall Drain. Mr. Kessler will contact the Surveyors Office Tuesday moring.

Bob Thayer moved and Sam Kessler seconded a motion to adjourn. Motion unanimous.

Samuel Kessler  
Robert M. Thayer

Bob Earl  
Secretary



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MONTGOMERY COUNTY DRAINAGE BOARD

December 16, 1985 1:00 P.M.

The Montgomery County Drainage Board met Monday, December 16, 1985 in the Auditor's Office, Courthouse, Crawfordsville, Indiana.

Those present were Chairman, Sam Kessler; Vice-Chairman, Bob Thayer; Member, Sam Boots; Auditor, Mary H. Carter; Surveyor, Russ Nelson; and 1st Deputy, Harvey Keller.

Chairman, Sam Kessler reported he delivered the petition to Mr. Wayne McCutchan (petition on the Albert Hysong Drain.)

The Chairman has set December 23, 1985, 1:00 P.M. as the date to do the site inspection on the Moses Maxwell and Timothy Lane Drain.

Mr. Kessler also reported that Pennington & Company is working on the bridge on 550.

The Surveyor reported that Jack Jones cancelled a meeting for Thursday, December 12, 1985.

Russ also reported that for the coming year he anticipates finishing the Albert Hysong Drain and the Epperson Drain.

Russ reported he had been to Linden (James Hose Drain) and he had seen where one of the problems could be. It could possibly mean replacing 200 feet of tile.

Sam Kessler reported that contractor, James Nickels should pick up the cement pieces on the Moses Maxwell Drain.

The Board signed three (3) encumbrances listed as follows:

John Walkup Drain	6.60
Albert Hysong Drain	222.50
John McLaughlin	282.14

Sam Boots moved and Bob Thayer seconded a motion to adjourn.

The Board approved the minutes of the December 2, 1985 meeting.

Samuel Kessler  
Robert M. Thayer  
Samuel L. Boots

\_\_\_\_\_  
Secretary

66

MONTGOMERY COUNTY DRAINAGE BOARD

January 20, 1986 1:35 P.M.

The Montgomery County Drainage Board met Monday, January 20th, 1986 1:35 P.M., in the Auditors Office, Courthouse, Crawfordsville, Indiana. Those present were Chairman, Bob Thayer; Vice-Chairman, Sam Kessler; Member, Sam Boots; Attorney, Don Schmidt; Auditor, Mary H. Carter; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller.

A letter from Presido Insurance Co., of Indianapolis (re: Presido intention of bankruptcy) was presented to the Boards Attorney. As far as can be determined this insurance co. has nothing to do with this county.

The Attorney read a letter from the Journal Review re: Notice of meetings. The Attorney advised to advertise once for our regular meetings. Which are the first and third Mondays of each month.

The Chairman read and signed a letter to Reinholt & VanHorn Excavating Co., (this letter stated 9 items to be corrected before final payment can be made). There is also a letter to Mr. James W. Nickels (M. Maxwell Drain) Mr. Nickels has been requested to clean up some of the cement pieces lying near the pipes on County Road 400 North. The Board has let the Nickels claim for retainage fee go thru. Sam Boots moved and Sam Kessler seconded a motion to hold Mr. Nickels check until the pieces are disposed of. Motion unanimous.

The Board discussed briefly a pipe and tile outlet on Robert Walters property. When these are completed these charges will be shared by all landowners in the watershed. (Timothy Lane Drain).

The Board instructed the Surveyors Office to check out the Reconstruction Cost assessment on the Joseph Ludlow Drain. (the costs over-run can not be collected).

The Surveyor reported Jack Jones has not rescheduled an appointment on the Joseph Hall Drain. The Board instructed Russ to phone Mr. Jones in regards to this.

The Attorney ask Russ to check out court ditch records (John Gobin# 2) for any easements the railroad may have requested for drainage tiles / pipes to be placed under railroads. Russ stated he was not aware of asking for any easements. But he would research this and report back to Mr. Schmidt.

The Board discussed the Allen Lewis Drain. Mr. Floyd Geiger has requested a reconstruction petition. Mr. Geiger wants to run a private tile but can't due to high water. Some want to consolidate the Lewis Ditch and the old Clarkson Ditch. It would relieve existing property owners by adding on others who are affected by the drainage area.

6/8  
The Clarkson Ditch is not now a legal drain and has no assessment. It is an open ditch. Mr. Geiger wants to carry a petition to legalize the ditch either as a separate drain or combined into the Allen Lewis Ditch.

All of the Clarkson Ditch has been cleared out to the Virginia Haney property. Roughly 1,000 feet on Haney's property has not been cleaned out. The petition will be called the Clarkson Ditch and the Board will have the option to incorporate it into the Allen Lewis Ditch.

Sam Boots moved and Sam Kessler seconded a motion to reconstruct the Clarkson Ditch from the headwall of the Allen Lewis Ditch to Coal Creek. Motion unanimous.

Russ reported he gone over the blueprints of T.E.I Company, re: buried optic cable in the Railway right-of-way. Mr. Schmidt ask to see the letter to T.E.I. granting permission of the buried cable.

The Attorney ask Russ to answer some questions (letter if fr. Attorney, Jim Ayres - Robert Walters) and return letter to his office.

The Attorney ask Russ to figure who got the most benefit on the Joseph Ludlow Drain and get this information to his office.

The Board signed 2 encumbrances listed as follows:

John McLaughlin Drain	\$ 35.00
Albert Hysong Drain	70.00

The Board approved the minutes of the December 16, 1985 meeting.

Sam Kessler moved and Sam Boots seconded a motion to adjourn.  
Motion unanimous.

Lee Ead Secretary

Robert M. Meyer  
Samuel L. Boots  
Samuel Kessler

Montgomery County Drainage Board

February 3, 1986 1:30 P.M.

The Montgomery County Drainage Board met Monday, February 3, 1986, 1:30 P.M. in the Auditors Office, Courthouse, Crawfordsville, Indiana. Those present were Vice-Chairman, Sam Kessler; Member, Sam Boots; Auditor, Mary H. Carter; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller.

Vice-Chairman, Sam Kessler opened the meeting.

Russ reported he had mailed letters to Reinholt & VanHorn Excavating and Mr. James W. Nickels requesting they come back and do some remaining work on the Timothy Lane and Moses Maxwell Drain.

Mr. Nickels has repaired (that requested in the letter) the Moses Maxwell Drain. Board is holding final (15% retainage) check. Russ is to hold this check until he makes a final inspection.

Reinholt & VanHorn will be here Wed or Thurs. (Feb 5-6). They have ask for \$10,000.00 (a portion of their retainage fee). The Board agreed to give them half of their 15% (retainage fee).

Virgil Pennington was to begin work on the bridge on County Road 550 East on Timothy Lane Drain at Robert Walters property.

Mr. Kessler ask about progress on the Epperson Drain. Russ reported he plans to have the work done prior to late spring. (Plans & Specs).

There being no further business, meeting adjourned.

(Notes taken by Harvey Keller)

Secretary remained downstairs in the office

Robert Thayer was absent

Samuel Kessler

Samuel L. Boots

See Carl

**MONTGOMERY COUNTY DRAINAGE BOARD**  
COURT HOUSE  
CRAWFORDSVILLE, INDIANA 47933

Date Typed: February 25, 1986

Instructed by the Drainage Board: February 17, 1986

This correction is to be added to the February 3, 1986 meeting.

Sam Kessler and Surveyor, Russ Nelson did a final inspection on the Moses Maxwell Drain February 6, 1986. This was the second inspection to check out the burying of the cement abutment pieces. Sam Boots moved and Sam Kessler seconded a motion to accept contractor, James W. Nickels work and to release the final payment. (15% retainag). Motion unanimous.

Montgomery County Drainage Board

February 18, 1986 1:40 P.M.

The Montgomery County Drainage Board met Monday, February 18, 1986, 1:40 P.M. in the Auditors Office, Courthouse, Crawfordsville, Indiana.

Those present were: Vice-Chairman, Sam Kessler, Member, Sam Boots; Auditor, Mary H. Carter; Surveyor, Russ Nelson and Firsty Deputy Surveyor, Harvey Keller.

The Surveyor, Russ Nelson presented a letter from Tippecanoe County Drainage Board regarding a joint drain. The drain is Shawnee Creek. Approximately 200 acres are in Montgomery County. Tippecanoe County has been petitioned to establish Shawnee Creek as a legal drain and set up a maintenance fund. Sam Boots moved and Sam Kessler seconded a motion to waive rights to be represented on this joint board.

The Board signed the minutes of the Albert Hysong Drain meeting held November 14, 1985, 7:00 P.M. The Secretary was instructed to send copies to all the Board members.

The Board signed one encumbrance:

Moses Maxwell Drain (James W. Nickels) \$4281.24

The First Deputy, reminded the Secretary that the landowners notices on the Clarkson-Allen Lewis Drain needed to be mailed around April 1st. Mr. Geiger wants to have the hearing at the May Drainage Meeting.

The Board approved the January meeting but had one correction to make on the February meeting. This correction has to do with the final inspection on the Moses Maxwell Drain.

The Surveyor, Russ Nelson reported to the Board that he has several drains in need of raising maintenance assessments on. Sam Kessler stated that as soon as proper notice is given to proceed with setting up hearing dates.

Sam Boots moved and Sam Kessler seconded a motion to adjourn.

Samuel Kessler

Samuel L. Boots

Lee Earl  
Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

February 24, 1986 1:30 P.M.

The Montgomery County Drainage Board met Monday, February 24, 1986, 1:30 P.M. in the Auditors Office, Crawfordsville, Indiana. Those present were as follows: Chairman, Bob Thayer; Vice-Chairman, Sam Kessler; Member, Sam Boots; Auditor, Mary H. Carter; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller.

The Surveyor reported to the Board he had received the petition on Albert Hysong Drain (Montgomery County Drainage only). This petition is for reconstruction and maintenance.

Sam Kessler moved and Sam Boots seconded a motion to proceed with the reconstruction of the Hysong Drain. Motion unanimous.

Sam Kessler ask if Hendricks County had presented their petition on this drain? Russ reported no, but he could still proceed with Montgomery Countys portion..

Sam Kessler moved and Sam Boots seconded a motion to adjourn. Motion uanaimous.

The Surveyor, presented minutes of the joint board (Joint with Hendricks County - meeting date November of 1985) to Sam Boots and Sam Kessler.

Robert M. Thayer

Samuel Kessler

Samuel L. Boots

Lee Earl  
Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

March 10, 1986 10:35 A.M.

The Montgomery County Drainage Board met in the Auditors Office, March 10, 1986, 10:35 A. M. . Those present were: Chairman, Bob Thayer; Vice-Chairman, Sam Kessler, Member, Sam Boots; Auditor, Mary Helen Carter; Attorney, Don Schmidt, Auditor, Mary Carter; Surveyor, Russ Nelson and the following from the news media, Don Sherwood, Pat Cline and Marian Lindlow of the League of Women Voters.

The Board discussed the Timothy Lane Drain.

Sam Kessler and Russ Nelson will do a site inspection. The ditch inspection was done Tuesday, March 18, 1986.

Attorney, Don Schmidt ask what assessment Robert Walters would have received (without doing any work on his own).

The Board instructed Russ to request Albert Hysong Drain petition from Hendricks County.

Sam Boots moved and Sam Kessler seconded a motion to adjourn. Motion unanimous.

Robert M. Thayer  
Samuel Kessler  
Samuel R. Boots

Lee Earl  
Secretary



MONTGOMERY COUNTY DRAINAGE BOARD

March 17, 1986 1:30 P.M.

The Montgomery County Drainage Board met March 17, 1986, 1:30 P.M. in the Auditor's Office, Courthouse, Crawfordsville, Indiana.

Those present were as follows: Chairman, Bob Thayer; Vice-Chairman, Sam Kessler; Member, Sam Boots; Auditor, Mary Carter; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller.

The Board and the Surveyor, Russ Nelson are scheduled to do a final inspection on the Timothy Lane Drain, Tuesday, March 18, 1986, 9:00 A.M.

Mr. Kessler ask how Russ was progressing on the Epperson Drain? Russ reported he had taken field notes on about 50% of the drain. Russ anticipated letting bids this summer and possibly beginning construction this fall (maybe spring).

Russ reported he had talked to Mr. Alton Huntsman (the Hendricks County Surveyor) at Purdue Road School. Mr. Huntsman stated the petition was ready for mailing to our Office.

Robert Thayer reported that Montgomery County Drains should be taken care of first. Sam Kessler replied "we could do both."

Russ reported he is going to call hearings on four drains - anticipating raising maintenance assessments.

Mr. Kessler ask about drain tile repairs, and how many contractors do we have available? Russ reported he had been flagging drains all morning and at present we only have four (4) contractors (with the proper insurance coverage).

Bob Thayer ask if Robert Walters bill was completed. The copies are already in the <sup>COUNTY</sup> county attorneys office. (Timothy Lane Drain). Sam Kessler was unhappy about some trees on the T. Lane Drain below Walters bridge. In this area spot cleaning was all that was included in the original plans. Russ reported this clearing could be done under maintenance.

Contractor, Chuck Watkins called the Surveyors Office - he is in the process of applying for insurance to continue to do drain repairs in Montgomery County.

There being no further business, the meeting adjourned.

Robert M Thayer  
Samuel Kessler  
Samuel F Boots

MONTGOMERY COUNTY DRAINAGE BOARD

April 7, 1986 1:00 P.M.

The Montgomery County Drainage Board met April 7, 1986, 1:00 P.M., in the Auditors Office.

Those present were as follows: Chairman, Bob Thayer; Vice-Chairman, Sam Kessler; Member, Sam Boots; Auditor, Mary Carter; Surveyor, Russ Nelson; Landowner, Wayne Kessler and contractor, Jack Jones.

Wayne Kessler was here to discuss the Joel Tobin Drain.

Wayne would like this drain cleaned from Ladoga Road to the end of the original drain (this is located in a southwesterly direction to Houstons property). Wayne stated there is not much brush to be removed.

Russ reported this could be done under a maintenance contract.

The tentative hearing date is set for May 19, 1986 (to raise the maintenance assessment on the Joel Tobin Drain).

Russ discussed the Clarkson Tributary (part of the Allen Lewis Drain). The petition was carried by Floyd Geiger. Russ stated this will eventually be made a part of the Allen Lewis Drain. Tentative date for landowners hearing is May 19, 1986. Several landowners (by private action) have had extensive work done on this drain.

The petition on the Clarkson Tributary was presented by the Surveyor to the Board. Sam Kessler moved and Sam Boots seconded a motion to proceed with calling a hearing. Motion unanimous.

The Surveyor presented a letter to the Board.(regarding the Wingate sewer project). The letter was asking the Boards permission to have Russ oversee some sewer pipe installations. Russ reported he planned to work when cuts are made near a legal drain. Wingate has two drains the John McCorkle and Theodore Templeton. The Board stated he need only be concerned with the legal drains. Bob Thayer reported no one has approached the Commissioners about cutting thru streets in Wingate.

There being no further business, the meeting adjourned.

Robert M Thayer

Samuel Kessler

Samuel L Boots

Lee East  
Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

April 21, 1986 1:45 P.M.

The Montgomery County Drainage Board met April 21, 1986, 1:45 P.M. in the Auditor's Office, Courthouse, Crawfordsville, Indiana. Those attending are as follows: Chairman, Bob Thayer; Vice-Chairman, Sam Kessler; Member, Sam Boots; Attorney, Don Schmidt; Auditor, Mary Helen Carter; and Surveyor, Russ Nelson.

The Surveyor reported that if landowners will vote in favor to the raised assessments on Joel Tobin Drain, the drain could be paid in full in 3 years. Then after the 4th year the assessments could be lowered. Assessments will bring in the sum of \$5,101.75 per year.

Russ has estimated the Clarkson Drain work can be done for \$ 3300.00 to \$3,600.00.

Sam Kessler reported the Wm. Yelton Drain will not need to be extended (to the East) as was previously discussed.

Mr. Jack Jones called County Commissioners regarding the Joseph Hall Drain. Mr. Jones is asking for very specific information. Attorney Don Schmidt wants the specifications and recommendations on the Hall Drain completed as soon as possible.

The Board signed 3 encumbrances listed as follows:

James Sanders Drain	Thriftys	301.39
James Sanders Drain	Watkins	775.25
John Martz Drain	Cain Bros	659.96

Russ reported the following dates:

- May 19, 1:30 Clarkson (construction)
- May 19, 2:00 Joel Tobin (raise main. assessments)
- June 2, 1:30 Peter Barley (raise main. assessments)
- June 2, 1:45 Geo. Hutton (raise main. assessments)
- June 2, 2:00 James sanders(raise main. assessments)
- June 16, 1:30 Jesse Snoddy (raise main. assessments)

The Board waived rights to be represented at the Shawnee Creek Drain hearing (joint with Tippecanoe County). See correspondence dated February 18, 1986.

Russ and Sam Kessler discussed the Timothy Lane Drain. The Board agreed 2 surface pipes installed would be wise. One near Walt Nelson and one south of 136 on Wrights.

Sam Kessler reminded Russ that the balance in the Surveyors Office part time fund is getting low. Russ stated he is aware of this.

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April 21, 1986

Don Schmidt stated he has all information to Attorney, Jim Ayres. Mr. Ayres is representing Bob Walters this is in respect to the Timothy Lane Drain.

The Auditor gave Russ the phone number of Mr. Jack Jones.

Bob Thayer moved and Sam Boots seconded a motion to adjourn. Motion unanimous.

Robert M. Thayer

Samuel Kuska

Samuel L. Boots

Lee Carl

(Secretary)

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MONTGOMERY COUNTY DRAINAGE BOARD

May 19, 1986, 1:30 P.M.

The Montgomery County Drainage Board met Monday, May 19, 1986, 1:30 P.M. in the Auditors Office, Courthouse, Crawfordsville, Indiana. Those attending are as follows: Chairman, Bob Thayer; Vice Chairman, Sam Kessler; Member, Sam Boots; Auditor, Mary H. Carter; Attorney, Don Schmidt; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller and the following landowners: for the Clarkson Drain - David Nesbitt, New Richmond; Opal Bratton Barnard, 6218 Broadway, Indy 46220; Floyd Geiger, New Richmond; Leon Weber, Box 367, City; Herman F. Keeney (for Keeney-Johnson Property

Landowners for the Joel Tobin Drain were as follows: Tom Hedrick (for Richard McClamroch); Elizabeth Whitsell; Wayne Kessler; Mari Ann Kessler; Alice Mae Stull; Estel McCloud and Bill Corey.

Landowners in the James Sanders Drain Watershed, Lawrence Lyon and Harry Voliva.

Clarkson Tributary Drain Hearing

Chairman, Bob Thayer, called the meeting to order.

The petition on the Clarkson is to establish as a legal drain, to construct and to place on maintenance assessment.

The Surveyor and Mrs. Barnard discussed if her 2.94 acres were affected by this drain. The Surveyor decided she is to be taken out of the drainage area.

Mr. Nesbitt ask about the total cost. It was explained that the private work had been taken into consideration when the costs were figured.

It has been estimated to construct this Clarkson Drain for \$3,678.00. This is to be an open dredge.

Everyone will be charged a maintenance fee.

Mr. Weber ask aobut how many feet of right-of-way would be used when actual construction starts. Russ explained contractors usually take 75 feet on one side of the drain. (leaving 25 feet )

Bob Thayer called for a motion.

Sam Kessler moved to proceed to the next step.

Joel Tobin Drain Hearing

(Tom Hedrick - for R. McClamroch-Elizabeth Whetsell-Wayne & Mari Ann Kessler-Alice M. Stull-Estel McCloud and Bill Corey)

The estimated cost is \$ 5,105.00.

2.216.92 Acres in watershed.

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The Surveyor reported he proposes to spot clean this drain under a maintenance contract.

The Board read 2 objections from: Sam Epperson and Mariann White Moon.

The assessments will start in 1987.

Sam Boots moved and Sam Kessler seconded a motion to accept the revised maintenance assessments. Motion unanimous.

To discuss the James Sanders Drain were: (today was not the date of the hearing) Laurance Lyon and Harry Voliva.

Mr. Voliva ask "if it is a law one landowner pays for anothers drainage?" He also stated that he could not find this drain mentioned on his abstract.

Mr. Schmidt replied he would probably not find a legal drain described on the abstract.

Mr. Voliva feels his acres need to be refigured due to Interstate 74 going thru his property.

The Board stated they had a prior appointment and left the meeting.

The Surveyor, Mr. Lyon and Mr. Voliva spent considerable time going over the Sanders Drain maps and court records.

Robert M. May  
Samuel Kessler  
Samuel R. Boots

Lee Cad, Secretary

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MONTGOMERY COUNTY DRAINAGE BOARD  
June 2, 1986 1:30 P.M.

The Montgomery County Drainage Board met in the Commissioners Meeting Room, 314 Binford Street, Crawfordsville, Indiana. Those present were Chairman, Bob Thayer; Vice-Chairman, Sam Kessler; Auditor, Mary H. Carter; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller; and the following landowners, Harry Voliva, Nancy Stwalley and Lawrence Lyon.

1:30 P.M. Peter Barley Drain Hearing

Sam Kessler moved and Bob Thayer seconded a motion to accept the revised maintenance report. Motion unanimous.

1:45 P.M. George Hutton Drain Hearing

Sam Kessler moved and Bob Thayer seconded a motion to accept the revised maintenance report. Motion unanimous.

2:00 P.M. James Sanders Drain Hearing

Mr. Voliva and Mr. Lyon discussed at length several problems on this drain.

- (a) on Volivas - tiles cut off completely when I-74 was being built.
- (b) Several large holes thru Lyon property.
- (c) Lyon has trouble with water run off from I-74
- (d) the percent paid by landowners on the upper end.
- (e) one section being included in the drainage area that was not on the original drainage records.

Russ reported that he did not have the authority to change per cents and acres on any watershed, this decision has to be made by the Drainage Board.

Sam Kessler instructed Russ to resurvey the Sanders Drain then recalculate the acres and per cents.

Sam Kessler moved and Bob thayer seconded a motion to postpone changing the present assessment until new calculations are made on the Sanders Drain. Motion unanimous.

Sam Kessler instructed the Secretary to schedule a meeting with Hendricks County regarding the Albert Hysong Drain. The date to be July 10, 1986, 7:00 P.M. in the Surveyors Office, 215 North Washington Street, Crawfordsville, In.

There being no further business, the meeting adjourned.

Bob Thayer  
Samuel Kessler

Joe Carl  
Secretary

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MONTGOMERY COUNTY DRAINAGE BOARD

June 16, 1986 1:45 P.M.

The Montgomery County Drainage Board met in the Commissioners Meeting Room, June 16, 1986, 1:45 P.M., 306 Binford Street, Crawfordsville, Indiana. Those present are as follows: Chairman, Bob Thayer; Vice-Chairman, Sam Kessler; Member, Sam Boots; Attorney, Don Schmidt; Auditor, Mary H. Carter; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller; and the following landowners; Ronald K. Coffing, Fred Melvin and Cecil Dunlap.

Chairman, Bob Thayer, called the meeting to order.

JESSE SNODDY DRAIN HEARING

(to increase the maintenance assessments)

One letter of objection was presented to the Board from Mr. Dewey Lang.

The present assessment on this drain is \$ 1,000.00

Proposed assessment is \$ 2,000.00

Drainage area consists of 273.10 Acres.

After much discussion, landowners were in agreement as to constructing an open water way thru Dewey Langs property.

Mr. Dunlap will confer with the S.C.S. Office (Steve Woll) regarding the open water way.

Chairman, Bob Thayer, suggested that perhaps if something were done about the side ditch on 825 West and 300 South (by the County Highway) some of the water problems could be alleviated.

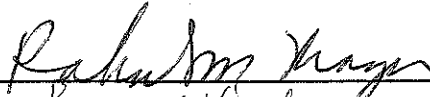
Sam Kessler moved and Sam Boots seconded a motion to accept the revised maintenance assessments on the Jesse Snoddy Drain. Motion unanimous.

The Board signed five encumbrances listed as follows:

Rebecca Flamingam Drain	169.46	(Cain Bros)
Richard Virts	327.61	(Watkins Const.)
Timothy Lane	1680.17	
(Bart Maxwell 675.00-Northcutt Grav	371.96-Ladoga Cul	633.21
Joel Tobin	3.00	(Journal Review)
Glennard T. Miller	319.35	(Bart Maxwell)

The Secretary mentioned to the Boards Attorney the fact that the Hendricks County Drainage Board wanted the paragraph regarding the meeting dates rephrased. The Attorney replied that to ask what exactly did Hendricks County want.

There being no further business, the meeting adjourned.

  
\_\_\_\_\_  
Samuel Kessler  
\_\_\_\_\_

\_\_\_\_\_  
Secretary





Montgomery County Drainage Board  
July 21, 1986 1:30 P.M.

The Montgomery County Drainage Board met in Commissioners Meeting Room, 306 Binford Street, Crawfordsville, Indiana, July 21, 1986, 1:30 P.M.

Those present are as follows: Vice-Chairman, Sam Kessler; Member, Sam Boots; Auditor, Mary Carter; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller; (late in arriving, Attorney, Don Schmidt).

Russ presented a letter to the Board regarding a joint ditch (Miller-McBeth Drain-Maintenance Fund) with Tippecanoe County.

Sam Boots moved and Sam Kessler seconded a motion that Montgomery County would waive all rights to be represented on the Miller-McBeth Drain. The Secretary was instructed to mail a letter stating such to the Tippecanoe County Drainage Board & Surveyors Office.

Russ reported he would be going to the Joseph Hall Drain Tuesday (July 22, 1986). Mr. Schmidt wants all reports on the Hall Drain completed by September 1st, 1986.

Russ reported he had met with Mr. Walt Nelson on the Timothy Lane Drain. Walt is getting a lot of surface water. There could possibly be a great need to install another pipe.

John Gobin Drain was discussed. The Railroad does not respond to any correspondence. The Railroad has placed large stones, bricks and debris in the tile line where said line and the Railway cross. Sam Kessler suggested rerouting the tile.

Prince Croy Drain was discussed. Mr. Jim Dykes, Clerk of the Works, had ask that if the North School Corporation were to pay \$20,000.00 what would be the procedure for having the Croy Drain cleaned? The Attorney stated it would still need to be done under a petition.

Epperson Drain Russ replied that levels were shot approximately 2/3 of the length. But as of now he had not had a chance to get back to work on this.

The Auditor discussed property transfers and what and how would be a better system of co-ordinating the transfer of properties to make sure that ownership on ditches were changed. Property transfers go to four offices: Auditor, Assessor, Treasurer & Surveyor.

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The Board decided to wait until all members were present before signing encumbrances and Board minutes. .

The Attorney approved the legal notice for a joint board meeting - Hendricks County-Albert Hysong Drain, August 14, 1986, 8:00 P.M.

There being no further business, the meeting adjourned.  
2:10 P.M.

Robert M. Thayer  
Samuel Kusler

Board Members

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Secretary

Montgomery County Drainage Board  
August 4, 1986, 1:30 P.M.

The Montgomery County Drainage Board met Monday, August 4, 1986, 1:30 P.M. in the Commissioner's Meeting Room, (Old Culver Hospital).

Those present were: Chairman, Bob Thayer; Vice-Chairman, Sam Kessler; Attorney, Don Schmidt; Auditor, Mary H Carter; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller; Engineer, Don A. Yount and Mr. Younts Assistant, Dan Kruckow.

The Chairman called the meeting to order. Engineer, Don Yount presented a preliminary report to the Board Members. This report is in regards to finishing up the Joseph Hall Drain.

Joseph Hall Drain:

The Attorney ask if Don Yount had a dollar amount. Yount stated no, but he would go back and figure this. Mr. Schmidt stated he would like the figures by August 18.

Albert Hysong Drain:

The Board ask if the Joint Board (with Hendricks County) was still scheduled for August 14, 8:00 P.M. The reply was yes, the newspaper notices were published and Board members were informed of the time and place.

\*Kessler Drain:

Sam Kessler discussed the \*Kessler Drain with the Surveyor. The old tile line is working. He suggested that it would be a good idea to lay the new tile line south of the old line and not to disturb the old line. The old line has numerous fingers which tie into the main trunk line. The Surveyor was in agreement to this.

Sam Kessler discussed the Timothy Lane Drain: He stated that there was a pond in the vicinity of 136 and the Lane Ditch which needed an outlet.

The Surveyor reported on the following:

George Nichols Drain - Travelers Insurance Co. (property once owned by Bernie Harris) ask to wait until fall before doing any repairs. After crops are out.

Clarkson Drain - is not quite ready for the contractors bid letting.

Joel Tobin - is also not ready - plans are still on the drafting board.

James Sanders Drain - The Surveyor is going to run some dye tablets to determine water flow.

Prince Croy Drain - The North Montgomery School has stated they would pay \$20,000.00 towards the clearing & dredging of this drain. But as in all other legal drains a property owner would need to carry a petition to landowners in this watershed.

Nelda Hester ask the Secretary for a copy of the ditch cash book showing what had been paid on the Joseph Hall Drain.

The Board approved the minutes.

The Board signed eight (8) encumbrances:

Peter Barley \$ 5.70 - Joel Tobin \$ 5.40 - George Hutton \$ 4.36 - Timothy Lane \$ 70.15 - James Sanders \$ 5.70 - Moses Maxwell \$265.64 - William Davis \$ 326.96 - Rebecca Flaingam \$ 146.14.

There being no further business, the meeting adjourned.

\* See M.C.D.B. minutes dated October 6, 1986, 1:30 P.M.

(should have been Wm. Yelton NOT Kessler Drain.

(Bob Thayer acknowledged this change by initialing these minutes.)

*Robert Thayer*  
\_\_\_\_\_  
*Samuel Kessler*  
\_\_\_\_\_

Drainage Board Correction  
Montgomery Co. Drainage Board

The following is a correction to the minutes of the August 4, 1986, 1:30 P.M. Montgomery County Drainage Board meeting minutes.

The Secretary was instructed by Sam Kessler to change the name of the Kessler Drain to the William Yelton Drain. Said correction made.

Date: *Oct. 20, 1986 -*  
*Lee Paul* \_\_\_\_\_

\_\_\_\_\_  
Secretary  
Montgomery Co. Drainage Board

MONTGOMERY COUNTY DRAINAGE BOARD  
October 6, 1986 1:30 P.M.

The Montgomery County Drainage Board met Monday, October 6, 1986, 1:30 P.M. in the Commissioners Room (Old Culver Hospital Bldg), Crawfordsville, Indiana.

Those present were as follows: Chairman, Bob Thayer; Vice-Chairman, Sam Kessler; Attorney, Don Schmidt; Auditor, Mary Helen Carter; Surveyor, Russ Nelson; Contractors, Chuck Watkins, Bob Watkins and Dennis Strasburger.

Bid opening for construction of the Clarkson Drain:

Attorney, Don Schmidt opened and read the following contractors bids:

Birge Farm Drainage.....	\$ 6,225.50
Watkins Const. Co., Inc. ....	4,667.00
Strasburger Farms, Inc. ....	6,850.00
Surveyors Cost Estimate .....	4,045.80

Each bid was accompanied by a bid bond/certified check. The checks were presented to the Auditor.

Bob Thayer moved and Sam Kessler seconded a motion to take all bids under advisement. Motion unanimous.

The Board instructed the Surveyor to carefully check each bid. If all figures are correct - all bids are over the engineers estimated cost. If after checking each bid the same figures stand, this project will need to be figured again and relet the bids.

The Chairman, ask Russ to meet at the Courthouse (Washington and Main Street) Wednesday, October 8, 10:00 A.M. to confer re: the final remodeling of the Surveyors Office.

The Board discussed the John Gobin Drain and the Railroad right-of-way. It was suggested to request to go on R.R. right-of-way and install a pipe under the R.R., then bill them for the boring and placing of a drain pipe.

Sam Kessler ask Russ to go to the County Jail around 2:30 - today to meet with the Sheriff.


Sam Kessler ask Russ to check out the standing water problem (T. Lane Drain along 136 in a bean field).

The Attorney ask that Harvey Keller, 1st Deputy, confer with the Auditors Office on property changes.

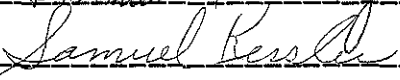
Mr. Kessler, called the Surveyors Office, RE: the minutes of the Hendricks-Montgomery County Joint Drainage Board. He requested the Secretary to insert into the minutes about the new petition that Hendricks County is to use. (This new petition spells out Montgomery County & Hendricks County).

In approving the minutes, of the M.C.D.B meeting dated August 4, 1986 Mr. Kessler requested the Secretary to change the name of the drain from Kessler to Wm. Yelton. Mr. Kessler will sign the minutes, after said change has been made.

Sam Kessler moved and Bob Thayer seconded a motion to adjourn.


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After checking the bids there was one change.  
Birge Farm Drainage corrected total is \$ 6,145.00

MONTGOMERY COUNTY DRAINAGE BOARD  
October 20, 1986, 1:45 p.m.

The Montgomery County Drainage Board met Monday, October 20, 1986, 1:45 p.m., Commissioners Meeting Room (Old Culver Hospital Quarters).

Those present were Chairman, Bob Thayer; Vice-Chairman, Sam Kessler; Member, Sam Boots; Auditor, Mary H. Carter; Attorney, Don Schmidt and Surveyor, Russ Nelson.

Sam Kessler asked the Surveyor if he had checked on the T. Lane Drain. Russ stated yes and that he thought it could use a small pipe. Sam Kessler asked who owned the property. Russ stated he was not sure.

Bob Thayer stated that a landowner on the George Hutton Drain, had asked about the assessments being raised. The hearing to raise assessments was held June 2, 1986, 1:45 p.m., No landowners on the Hutton Drain attended this meeting.

Attorney, Don Schmidt ask Russ to meet with the Assessor-Auditors Office and Treasurer regarding property changes on the 23rd.

The Secretary reported to the Board that the Clarkson Drain revised construction drain hearing (with landowners) could be held December 1, 1986.

The Auditor questioned the balance of four drains.  
James Hose - .04 (minus)            Richard Virts \$329.25  
John Walkup - 644.06 (minus)        Odis Stafford 696.54

The Board signed 5 of 6 encumbrances listed as follows:  
Richard Virts Drain        \$161.16            (Board Did Not Sign)  
Clarkson Tributary        50.00            (Board Signed)  
Albert Hysong            85.86            (Board Signed)  
Odis Stafford            2552.40           (Board Signed)  
John McLaughlin         90.00            (Board Signed)  
Clarkson Tributary        27.30            (Board Signed)

Sam Kessler moved to adjourn.

*Robert M. Thayer*  
\_\_\_\_\_  
*Samuel Kessler*  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Lee Earl, Secretary





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MONTGOMERY COUNTY DRAINAGE BOARD

February 17, 1987 1:45P.M.

The Montgomery County Drainage Board met February 17, 1987, 1:45 P.M. in the Circuit Court Room, 306 Binford Street, Crawfordsville, Indiana.

Clarkson Drain Hearing (revised assessments)

Those attending are as follows: Chairman, Dr. Kirtley, Member, Sam Kessler; Attorney, Don Schmidt; Auditor, Mary Helen Carter; Surveyor, Russ Nelson and the following landowners: Leon Weber representing Haney Farms; Floyd Geiger; Tom Stonecipher; Donald Myers for Jane Keeney & Iona Johnson; David Nesbitt for Nesbitt Farms, Inc.

Chairman, Dr. Kirtley, called the meeting to order.

This revised hearing was necessary as all contractor bids went over 10% of the engineers cost estimate.

Attorney, Don Schmidt, opened and read aloud letters from the following landowners. Tom Stonecipher, Fred Parmon, Herman Keeney and Mr. Floyd Geiger. (see attached). (General consensus): Leave as a private tile - and thought the cost was out of line ).

The new estimated cost is \$ 15,649.02 of which 7,300.00 has already been paid leaving a balance of \$ 8,349.02.

After much discussion voting is as follows:

Stonecipher - NO (also by letter)  
F Parmon - NO (by letter)  
H Keeney - NO (by letter)  
Nesbitt Farms YES but only by private action  
Floyd Geiger- NO (also by letter)

Member, Sam Kessler, moved to terminate any further action regarding the Clarkson Drain. Dr. Kirtley seconded the motion. Motion unanimous.

The Surveyor reported to the Board the following: He had been contacted by the Tippecanoe County Surveyors Office with regards to a joint drain: The Kirpatrick Open Drain - which has been petitioned to be placed on Maintenance. Sam Kessler moved and Dr. Kirtley seconded a motion to decline participation on a joint board. Motion unanimous.

There being no further business, the meeting adjourned.

James M. Kirtley  
Samuel Kessler

Bill Carl  
Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

March 2, 1987 1:30 P.M.

The Montgomery County Drainage Board met Monday, March 2, 1987, 1:30 P.M. in the Commissioners Meeting Room, 306 Binford Street, Crawfordsville, IN.

Those present were Chairman, Dr. Kirtley, Vice-Chairman, Bob Thayer; Member, Sam Kessler; Auditor, Mary Helen Carter; and Surveyor, Russ Nelson.

The Surveyor presented the contract documents on Joel Tobin Drain and the Certificate of Insurance (re; Auto insurance for Darrell Birge) to the Board for the Boards review. The Surveyor, Russ Nelson, delivered the above documents to the Attorney, Don Schmidts Office. (Immediately after this meeting).

The Board discussed up coming drainage projects.

Epperson Drain - landowners hearing will be held the latter part of April 87.

Yelton Drain - remind Board to appoint another drainage member as Mr. Sam Kessler will have conflict of interest.

Hysong Drain - Joint Board with Hendricks County hearing March 19, 1987, 8:00 P.M.

Board Member, Sam Kessler does not approve of a drain in the side ditch as in the Hysong Drain. But this is an existing tile. This will need to discussed at the Board meeting scheduled for March 19, 8:00 P.M.

The Board signed three encumbrances:

Jesse Snoddy Drain	\$ 520.15
Richard Virts Drain	584.63
Wm. Buchanan Drain	901.27

Sam Kessler moved and Bob Thayer seconded a motion to adjourn. Motion unanimous.

James M. Kirtley  
Bob Thayer  
Samuel Kessler

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Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

April 20, 1987 11:18 A.M.

The Montgomery County Drainage Board met Monday, April 20, 1987, 11:18 A.M. in the temporary office on Binford Street, Crawfordsville, Indiana.

Those present were as follows: Chairman, Dr. M. J. Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; Attorney, Don Schmidt; Surveyor, Russ Nelson; Auditor, Mary Helen Carter and County Highway Superintendent, Gordon Holloway.

Chairman Dr. Kirtley called the meeting to order.

Dr. Kirtley discussed with the secretary, that he and Bob Thayer would be serving on the Joint Drainage with Tippecanoe County in reference to the Kirkpatrick Drain.

Attorney, Don Schmidt took the insurance certificates of Bart Maxwell and Darrell Birge to review.

The Board discussed the proper addresses of the Courthouse Offices. The Commissioners Office, Room 103 and the Surveyors Office, Room 10.

The Attorney requested the Surveyor to research the right-of-way on 300 North (area of the State Highway Garage and Int. 74) and to reference 4 points near the front gate and the barricade. Also double check if fence on the North is encroaching.

The Attorney reported to the Surveyor that when landowners phone that we are NOT to authorize the repair of legal drains.

The Surveyor reported he is still working on the plans of bridge sixteen(16).

The Chairman, Dr. Kirtley, discussed tile in the county side ditch on 775 East (Howard Rippey and Mr. Bradley, landowners). The Board discussed looking into this water problem today.

The Attorney requested the Secretary to review the Drainage Board minutes on the Timothy Lane Drain. (At this time the State Board of Accounts are auditing the minute journal.

The Board signed the following encumbrances:

- March: Clarkson Drain 6.00
- Hysong Drain 6.24
- April: James Sanders 304.88

MONTGOMERY COUNTY DRAINAGE BOARD

-conti-

April 20, 1987 11:18 A.M.

Hysong Drain 702.50

The Secretary reported to the Board that Contractors Bids on the Joel Tobin Maintenance will be opened on May 4, 1987, 1:30 P.M.

There being no further business, the meeting adjourned.

James M. Kirtley

Robert M. King

Samuel Kessler

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MONTGOMERY COUNTY DRAINAGE BOARD  
COURT HOUSE  
CRAWFORDSVILLE, INDIANA 47933

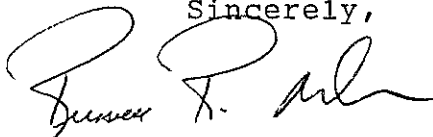
June 5, 1987

Memo:

TO: Robert Walters;  
FROM: Montgomery County Drainage Board  
CONCERNING: VanCleave Ditch

The Drainage Board ask that I contact you with regards to the Basil and Anna VanCleave Drain, located in New Market. I feel there is a good possibility that someone's sewer is emptying into the VanCleave Drain. At your convenience would you check into this problem. The property in question is located in the vicinity of Kellers .

Sincerely,



Russell R. Nelson, Surveyor  
Montgomery County

cc: file copy

*Don Yount - No info  
Leon Weber - never return  
call  
Paul Johnson - vacate  
but working  
upstairs  
Have mtg  
next week  
8-20-87  
RW*

Montgomery County Drainage Board  
February 24, 1986 1:30 P.M.

Montgomery County Drainage Board met February 24, 1986 at 1:30 P.M. in the Auditors Office, Courthouse, Crawfordsville, Indiana. Those present were as follows: Robert Thayer, Chairman; Sam Boots, Commissioner; Sam Kessler, Commissioner; Russ Nelson, Surveyor; Harvey Keller, 1st Deputy Surveyor; and Auditor, Mary H. Carter.

Russ reported to the Commissioners that he received a petition from Hendricks County for the Albert Hysong Ditch to reconstruct the same.

Sam Kessler made a motion to "move full steam ahead" to reconstruct the ditch.

Sam Boots seconded the motion. Motion unanimous. Russ will now proceed ahead to begin work on the Hysong Ditch.

Sam Kessler asked Russ if Hendricks County needed to have their petition signed and turned in. Russ exclaimed "Yes, however we can start work before theirs is back here."

Sam Kessler made a motion to adjourne, Sam Boots seconded the motion, Motion unanimous. Meeting adjourned.

COPY

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MONTGOMERY COUNTY DRAINAGE BOARD

June 1, 1987 1:30 P.M.

The Montgomery County Drainage Board met June 1, 1987, 1:30 P.M. , Commissioners Room, Courthouse, Crawfordsville, Indiana.

Those attending were as follows: Chairman, Dr. Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; Auditor, Mary Helen Carter; Attorney, Don Schmidt; Surveyor, Russ Nelson and the following Contractors; Jim Harper for Cains's Homelike Farms, Chuck Watkins of Watkins Construction, Darrell Birge and Jeff Morrison of Birge Farm Drainage; and Landowner, Wayne Kessler.

Contractors Bid Opening for Joel Tobin Drain.

Attorney, Don Schmidt opened and read the following bids for the Reconstruction of the Joel Tobin Drain.

Engineers Estimate	\$ 17,342.50
Birge Farm Drainage	18,584.96
Cain's Homelike Farms	20,079.65
Watkins Construction Co.	15,495.00

Mr. Darrell Birge's affidavit was not notarized. Mr. Birge's bid check was returned.

Cain's bid was in proper form.

Watkin's bid was in proper form.

Sam Kessler moved and Bob Thayer seconded a motion to take bids under advisement. Motion unanimous.

The Board discussed the Basil and Anna VanCleave Drain located in New Market.

Russ reported that he is almost certain a sewer is outletting into the tile line. The Board ask Russ to shut off this sewer line and contact the Health Office regarding this matter.

Russ reported he would like to clean out this drain under the bridge at its outlet.

Chairman, Dr. Kirtley, will be doing a site inspection on the Epperson Drain, he would also like for the Surveyor and Engineer, Don Yount to be present.

The Board then recessed for a short period.

The Board reconvened after a short recess and Sam Kessler moved and Bob Thayer seconded a motion awarding the contractors bid to Watkins Construction Company, Inc. Motion unanimous.

There being no further business, the meeting adjourned.

*James M. Kirtley, Chairman*  
*Samuel Kessler*  
*Bob Thayer*

\_\_\_\_\_  
Secretary

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Montgomery County Drainage Board

July 20, 1987

The Montgomery County Drainage Board met Monday, July 20, 1987, 1:30 P.M. in the Commissioners Room, Courthouse, Crawfordsville, Indiana.

Those present were as follows: Chairman, Dr. Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; Deputy Auditor, Nell Hester; Attorney, Don Schmidt; and Surveyor, Russ Nelson.

The Board agreed with the Surveyor to hold on plans for reconstruction of the Epperson Drain due to the construction on Nucor Manufacturing Plant.

The Board instructed the Surveyor to contact Hendricks County in regards to the Albert Hysong Drain.

Russ Nelson, County Surveyor, will need updated property owners and the correct watershed area for property in Hendricks County.

The Surveyor, Russ, reported to the board on the following items:

- a. re: spraying, this is done on a per square foot or either per gallon coverage.
- b. He is updating property owners on the Epperson and Kirkpatrick Drain (a joint drain with Tippecanoe County)

The Board stated they are waiting to proceed with the Hysong Drain.

There being no further business, the meeting adjourned.

James M. Kirtley, Chairman  
Robert M. Thayer  
Samuel Kessler

Secretary



Montgomery County Drainage Board

September 21, 1987 1:30 P.M.

The Montgomery County Drainage Board met Monday, September 21, 1987, 1:30 P.M., in the Commissioners Board Room, Courthouse, Crawfordsville, Indiana.

Those present were Chairman, Dr. Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; Auditor, Mary H. Carter; Attorney, Don Schmidt and Surveyor, Russ Nelson.

Chairman, Dr. Kirtley called the meeting to order.

Dr. Kirtley and the Board read a letter (see attached) from Nucor Steel Plant re: Epperson Drain. Vice-Chairman, Bob Thayer stated we should have something more specific. The Board is going to contact Mr. Cliff Seufert to take care of this (letter regards Nucor wanting to relocate the Epperson Drain).

Dr. Kirtley reviewed the list of proposed work plans the Surveyors Office anticipates doing in the near future.

The Board signed the contract for Joel Tobin Drain.

The Board signed eight encumbrances only to resend this action, immediately following this meeting.

The minutes of the July 20, 1987 meeting were approved as read.

Russ reported to the Board that he has not heard anything from Tiptecanoe County Re: A joint drainage board for the Kirkpatrick Drain.

Attorney, Don Schmidt, returned (to the secretary) Bart Maxwell and Ray Blackfords certificate of insurance-showing the changes that need to be made to follow the guidelines of the Drainage Board.

Russ and Attorney, Don Schmidt, discussed the cemetery, on Old Lafatette Road and Covington Street near Norcote. Norcote is wanting to put in a parking lot - but the parking lot should be 100 feet from the last known grave site. Russ is to check into this matter and report back to the Board.

Member, Sam Kessler, talked about a tile thru his farm. Sam stated that he is going to replace some tiles on the lower end of the Yelton Drain with a bigger size, as in all probability he will be tying more tile lines into the system.

There being no further business, the meeting adjourned.

*James M. Kirtley*  
*Bob Thayer*  
*Samuel Kessler*

\_\_\_\_\_  
Secretary

**NUCOR STEEL**

P. O. BOX 311

R. R. #2

CRAWFORDSVILLE, INDIANA 47933

August 26, 1987

*RMT  
K  
GAWK*

Montgomery County Drainage Board  
Montgomery County Courthouse  
100 E. Main Street  
Crawfordsville, IN 47933

Re: NUCOR STEEL CORPORATION  
Relocation of Epperson Ditch

Gentlemen:

NUCOR STEEL, Inc. desires to relocate the Epperson Ditch as a part of the Preliminary Site Work contract for the construction of the new NUCOR Steel Mill. NUCOR plans to construct the relocated Epperson Ditch as soon as possible in order to clear the area for construction of the mill.

The ditch is presently sized to carry the 100-year storm plus an allowance of 200 cubic feet per second for peak discharge after the construction of the mill. NUCOR recognizes that the ditch may require additional work at a later date after the detailed plans of the mill and the site storm drainage system are finalized and the appropriate discussions have been held with the Montgomery County Drainage Board. Enclosed are the appropriate plans for the ditch for your review.

NUCOR will, at a later date, provide the Montgomery County Drainage Board an easement for the relocated ditch.

If you have any questions or comments, please contact the writer or Mr. T. J. Helbing of RQAW Engineers at (317) 255-6060.

Very truly yours,



K.E. McGee/NUCOR STEEL  
Construction Manager

cc: Thomas J. Helbing RQAW  
K.E. Busse  
M.C. Chambers

Enclosures

# OFFICE OF COUNTY SURVEYOR

MONTGOMERY COUNTY  
CRAWFORDSVILLE, INDIANA  
47933

RUSSELL R. NELSON

TELEPHONE 362-5868

## SURVEYORS OFFICE WORK SCHEDULE

September 17, 1987

### Reconstruction Ditches

Epperson  
Hysong  
Yelton

### Maintenance Ditches

Joel Tobin

Epperson - virtually ready to go, however, must wait on work by Nucor Steel and recommendations by Butler, Fairman and Seufert, Inc.

Hysong - still in bi-county hearings and meetings. Other preparations have been made.

Yelton - shots on ground have been made to determine topography for planned new tile.

Joel Tobin - work now being made by Chuck Watkins. Approximately 1/3 finished.

\*\*\*\*\*

Ditches Planned to be sprayed (\* time permitting this fall).  
Work by Chem-Trol

A. Fraley	J. Gilliland	* Lye Creek
B. Crabbs	* J. Gobin	C. Ludlow
G. Kendall	* J. Hall	J. Ludlow
J. Gray	G. Hutchinson	F. Maxwell
C. Schenck	T. Lane	M. Maxwell
J. Fleming	D. Himes	A.F. Ward

Work has begun on the 1-mile stretch of the John Gobin Ditch. Crew plans to be here 2 weeks, weather and time permitting. The rest scheduled to be sprayed in the spring of 1988.

General supervision of this projects and physical work on the reconstruction projects.

Upkeep and platting deeds and ditch assessments each week.

Continue to dig and monument section stones.

Maintaining county open and tile ditch repairs - (taking complaint, making job ticket; contacting contractor; flagging ditch; showing ditch to contractor; work there or supervise, if necessary ; final inspection of repair work).

General office work.

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Montgomery County Drainage Board

October 19, 1987 1:30 P.M.

The Montgomery County Drainage Board met Monday, October 19, 1987, 1:30 P.M. in the Commissioners Board Room, Courthouse, Crawfordsville, Indiana.

Those attending were as follows: Chairman, Dr. Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; Auditor, Mary Helen Carter; Attorney, Don Schmidt; 1st Deputy Surveyor, Harvey Keller. (Surveyor, Russ Nelson was ill).

Dr. Kirtley called the meeting to order.

Harvey discussed the following items:

Wm. Davis Drain: repairs of this drain were assigned to Everett Foster as of today's date repairs have not been done. Joseph Hall & Isaac Shotts Drains - have been assigned to Darrell Birge - this also has not been done. Mr. Birge has stated he does not particularly like doing small jobs. The Board was in agreement that if contractors were willing to bid on large jobs they need to be willing to do some of the smaller ones.

Joel Tobin Drain (being done under a maintenance contract) is nearing completion (by Watkins Construction Co.) The Soil Conservation Service Office is intending to put in a waterway. The only problem at this time is that approximately 20 loads of dirt is needed for a water pocket (located near Wayne Kessler and Houstons property). The Board instructed the Surveyor to be aware not to exceed the 10% contractor bid

Fred Maxwell, Foster Fletcher and John V. Galey Drains have been assigned to Watkins Construction Co.

Charles McFarland, Clifton J. Coon and Swearingen-Runyon Drains have been assigned to Dave Foster. For some reason Dave F. is reporting tiles that need repairing. It is the landowners responsibility to report this. Harvey stated he would like to phase out Dave Foster if he cannot complete his assigned work load as agreed by contract. Foster is good about starting some jobs and not finishing the work. This is what happened on the Stanford-Elmore drain.

The Board discussed the Carper Crowder Drain. This tile drain was in very poor condition. 200 feet of tile was replaced. Tile charge was \$3,178.80 and Contractor bill was \$3,037.50. Total bill \$6,216.30. Russ and Harvey both question the hours that Contractor, Bart Maxwell, turned in on this job (67.50 hours)

92  
Sam Kessler stated we needed to get a price list of drainage tile and keep a current copy at all times.

The John Martz and Urshull B. Cross Drains need the maintenance assessments raised/revised. Harvey suggested we would be calling hearings to this effect in the following few months.

The Board discussed local contractors hourly rates:  
Watkins \$37.00/hr includes hoe & labor  
Dave Foster \$50.00/hr includes backhoe & labor  
Bart Maxwell \$45.00/hr includes backhoe & labor  
E.B. Foster \$46.00/hr (his charge for section stones)

The Board instructed 1st Deputy, Harvey Keller to contact (in writing) contractors who are assigned maintenance repair work and do not follow thru, that the work will be reassigned to another contractor. The maintenance contract clearly states work will start in three days so this can be classified as breach of contract.

Member, Sam Kessler, ask the secretary to contact Mr. Mercer as to the progress of the Albert Hysong Drain. Some landowners are interested in hiring a contractor (private action) to do the work as opposed to going thru the surveyors office. If not much has been done with this a meeting, November 19, 1987, 8:00 P.M. should be rescheduled.

Surveyor, Russ Nelson and Harvey questioned if the channel on the upper end of the Epperson Drain is deep enough. In this area the tile is coming in from the east not from Nucor site. Russ is to contact Butler-Fairman-Seufert.

Harvey stated he is going to use aerial photos to compile a list of drains to be sprayed for brush control.

Chairman, Dr. Kirtley, requested Harvey to reassign maintenance work to contractors and contact tile companies for a current price list to perhaps purchase tile wholesale. It was mentioned about stocking some tile.

The Board signed one of the two encumbrances. The Board signed Albert Hysong Drain for \$105.00. It was decided to hold on the Carper Crowder Drain until it is resolved about Bart Maxwell's hours for working on the Crowder Drain.

The Minutes were approved as read.

There being no further business, the meeting adjourned.

James M. Kirtley, Chairman  
Patricia Thompson  
Samuel Kessler

\_\_\_\_\_  
Secretary

MONTGOMERY COUNTY DRAINAGE BOARD

November 2, 1987 1:30 P.M.

The Montgomery County Drainage Board met Monday, November 2, 1987, 1:30 P.M. in the Commissioners Room, Room 103, CourtHouse, Crawfordsville, Indiana.

Those attending are as follows: Chairman, Dr. Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; Attorney, Don Schmidt; Auditor, Mary H. Carter; Surveyor, Russ Nelson; County Highway Superintendent, Gordon Holloway; Engineer, Cliff Seufert; and Landowners: H. Mennen and Hobart Mennen.

The Hall Drain was discussed.

The Mennen's stated the land is higher than the tile outlet pipes.

The Attorney suggested treating this as a maintenance situation.

The Surveyor suggested dipping out in the Cherry Grove Area. This is necessary to keep the tile from filling with silt.

Bob Thayer stated to get a contractor with the necessary equipment. This job would take a big drag line to do the work properly.

The maintenance fund at this time is \$15,087.40

Surveyor, Russ, presented the preliminary report on the Harrison-Doyle Drain. Mr. Ralph Saylor requested the petition on this (H. Doyle Drain).

Bob Thompson was discussed. \*\* see attached letter. Mr. Thompson needs to meet with the County Commissioners with a plat of his proposed sub-division. The David Thewlies Drain is located in the immediate area of this sub-division.

The notice on the Bank One loan for the J. Hall Drain was given to the Auditor. The amount of the payment is \$2405.74.

The Surveyor, Russ, did a final inspection this morning on the Joel Tobin Drain. The Auditor released the cashier's check of \$15,490.00 - check to be returned to Mr. Chuck Watkins.

The Board was reminded of the following important meetings: November 16, 1987, 1:30 Hearing Carper Crowder Drain - to raise the maintenance assessment.

November 19, 1987, 8:00 P.M. Albert Hysong Drain - to make a final decision as to either proceed or abandon any reconstruction of this drain.

December 7, 1987, 1:30 P.M.- Hearing Harrison-Doyle Drain, to place on maintenance only.

Epperson Drain: The tile is under water and Russ felt the new cut is not deep enough.

Russ reported the difficulty of finding tile at a reasonable price. Russ is to contact tile companies for a current price list. When repairs on the county barn are made, some tile may be stored in the barn. (on Whitlock Avenue).

Russ was ask to meet the County Commissioners, Thursday, November 5, 1987, 4:15 P.M. The Commissioners will be meeting with Nucor to discuss drainage , etc.

The Board signed 1 encumbrances:

Carper Crowder Drain: \$1221.35 (Thrifty Supply)

There being no further business, the meeting adjourned.

James M. Kirtley, Chairman

Robert M. May

Samuel Kessler

MONTGOMERY COUNTY DRAINAGE BOARD

November 16, 1987 1:30 P.M.

The Montgomery County Drainage Board met Monday, November 16, 1987, 1:30 P.M., Commissioners Board Room, Courthouse, Crawfordsville, Indiana. Those attending were as follows: Chairman, Dr. Kirtley; Vice Chairman, Bob Thayer; Member, Sam Kessler; Auditor, Mary H. Carter; Surveyor, Russ Nelson; First Deputy Surveyor, Harvey Keller; Engineer, John Fisher; Architect, Steve Akers; Landowners, Marirovane Thompson, Leona Boone and Robert R. Anderson.

Mr. Fisher and Mr. Akers were here to discuss North Central Elementary School located 700 North and 100 West. Mr. Akers stated there is approximately 1½ acres of building and 1 to 1½ acre of parking lot. The surface water will eventually go into the William McClamroch Drain.

Sam Kessler moved and Bob Thayer seconded a motion to accept the plans as presented by Mr. Akers and Mr. John Fisher. Motion unanimous.

HEARING FOR CARPER CROWDER DRAIN

(to raise maintenance assessments )

Russ stated that some work needs to be done on the pipe under the road. The pipe needs to be lowered and a tile is broke or it is full of debris/prehaps both.

A letter of remonstrance from Marirovane Thompson was presented to the Board. Mrs. Thompson was not in favor of spending any money on the drain at this time. She also felt she should have been notified before the repairs were made and she also felt the contractor, Bart Maxwell, went over the allowable 75 foot easement. Paddocks (who are farming this area) state that they lost 12 rows of crops. Russ has already discussed this matter with the Paddocks. The Paddocks sent a letter (re: crop damage) but our office has not received this as of this meeting. (Tuesday, November 17, 1987 Mrs. Paddock called our office and she has sent a copy of the letter) \*\* see attached.

Mr. Robert Anderson discussed with the Surveyor how the assessments were figured.

Member, Sam Kessler ask how many landowners were against raising the maintenance assessments?

Mrs. Thompson was Not in Favor (with 107 acres).

Sam Kessler moved and Bob Thayer seconded a motion to accept the revised maintenance assessments. Motion unanimous.

Russ presented his bond to the Board to be reviewed. This particular bond form does not have a place for the



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November 16, 1987

-conti-

Commissioner's signature. This bond is thru Lindley-Johnson Agency.

The Board signed 2 encumbrances:

Joel Tobin Drain        \$7,778.87

Albert Hysong Drain     254.80

Bob Thayer moved and Sam Kessler seconded a motion to approve the minutes as read. Motion unanimous.

Dr. Kirtley moved to adjourn this meeting.

*James M. Kirtley, Chairman*  
*Robert M. Kessler*  
*Samuel Kessler*

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Secretary

2nd 0000

RECEIVED

NOV 18 1987

RUSSELL R. NELSON  
SURVEYOR, MONTGOMERY COUNTY

Nov 17, 1987

Surveyor's Office  
100 East Main Street  
Room 10  
Crawfordsville, Indiana 47933

Due  
Money to crops at the Thompson Farm

Beans	20 bushel @ 5.15	\$103.00
Corn	10 bushel @ 1.80	18.00
		<u>\$121.00</u>

Prices based on delivery at Cherry Grove on day of harvest - Corn on Commodity Credit Loan.

We realize this is much money to you but it is money out of our pocket after paying cash rent seed, fertilizer and chemical bills it doesn't leave us with much anyway

We feel that some things were done at the farm that wasn't necessary things like: doing the work before the crops were harvested; getting on all twelve end rows of beans when there was plenty of room in the ditch area; and those holes have been there for years why did I have to be done immediately at that time just because the back hoe was in the community?

95

MONTGOMERY COUNTY DRAINAGE BOARD

December 7, 1987, 1:30 P.M.

The Montgomery County Drainage Board met Monday, December 7, 1987, 1:30 P.M., in the Commissioners Board Room, Courthouse, Crawfordsville, Indiana.

Those attending were as follows: Chairman, Dr. Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; Surveyor, Russ Nelson; Landowners: Robert Rodgers; Ralph Saylor and Arthur Rice.

HARRISON-DOYLE DRAIN HEARING

This drain consists of 487.972 Acres.

Location: Brown Township.

The Surveyor reported his design involved dipping out 1700 feet, fix one headwall and one tile outlet. Estimated cost is \$ 2,000.00. Work will be done under a maintenance contract.

Mr. Rodgers only objection was spreading of the spoil. Russ stated that he thought the spoil would be mostly top soil and not rocks.

Sam Kessler moved and Bob Thayer seconded a motion to accept the maintenance assessment and have the work done before spring of 1988. Motion unanimous.

The Board signed the certificate of revised maintenance assessments for the Carper Crowder Drain.

The minutes of November 16, 1987 meeting were approved as read.

A letter re: crop damage (Carper Crowder Drain) from Paddocks was reviewed by the Board. The Board recommended Russ return a letter with reference to Burns Statutes -75 foot easement.

Mr. Richardson (Richard Faust Drain) ask that the Board remove his property from the maintenance assessment list as he feels he does not benefit from this drain. The<sup>s</sup> will not be done. The Board instructed Russ to have the tile replaced. Approximately 700 to 800 feet of tile will need to be placed.

Russ discussed the Epperson Drain.

Attorney, Don Schmidt, will correspond with Nucor Steel Plant regarding the reconnection of tile lines into the drain, the depth of tiles into the open dredge and direction of the water flow. (deadline for this correspondence is 12-10-87)

95

Russ reported he will be refiguring the landowners cost of reconstruction of the Epperson Drain.

The Board discussed with the secretary expenditures of the Albert Hysong Drain. (A Joint Drainage Board with Hendricks County). The Board will sign vouchers to make payment for all expenditures regarding this Drain. Hendricks County Secretary, Patsy Wynn, contacted our office in regards to the salaries of the Joint Board members. Mrs. Wynn stated Hendricks County would pay their own attorney and Board members salaries. (This was reported via phone).

Sam Kessler moved and Bob Thayer seconded a motion to adjourn. Motion unanimous.

James M. Kuttley  
Robert M. Thayer  
Samuel Kessler

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MONTGOMERY COUNTY DRAINAGE BOARD

January 18, 1988

The Montgomery County Drainage Board met Monday, January 18, 1988, in the Commissioners Room, Courthouse, Crawfordsville, Indiana.

Those attending were as follows: Chairman, Dr. Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; Attorney, Don Schmidt; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller.

Dr. Kirtley called the meeting to order.

The Board met to sign the following documents regarding the Albert Hysong Drain.

- a. Contractors bid and specification forms.
- b. Findings and order for reconstruction.
- c. Findings and order for maintenance.
- d. Certificate of Assessments for reconstruction.
- e. Certificate of Assessments for maintenance.

The Surveyor reported the following:

The following drains are being sprayed (basil method): B.F. Crabbs, James Fleming, Edward Patton and the Minnich, Miser, & Corn.

Foliage spraying has been used on Lye Creek and John Gobin Drains. The results of the spraying cannot be fully evaluated at this time. This is a new program for our county and the results will not be noticeable until this spring.

The Drainage Board designated the First and Third Mondays of each month for Board meetings.

Bob Thayer moved and Sam Kessler seconded a motion to adjourn.

James M. Kirtley  
Samuel Kessler  
Robert M. Thayer

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Secretary

MONTGOMERY COUNTY DRAINAGE BOARD  
January 4, 1988, 2:07 P.M.

The Montgomery County Drainage Board met Monday, January 4, 1988, 2:07 P.M., in the Commissioners Room, Courthouse, Crawfordsville, Indiana.

Those attending are as follows: Chairman, Dr. Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; Attorney, Don Schmidt; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller.

The Board was reminded that January 15, 1:30 P.M. is bid opening on the Albert Hysong Drain and January 20, 1:30 P.M. is a meeting for organizing a joint board with Tippecanoe, Clinton and Montgomery County.

Harrison - Doyle Drain - (will be done under a maintenance contract) Plans and specs will be ready Jan 8.

Joseph Hall Drain - The Attorney ask how would be the best way to get this drain in good working order. Russ stated he proposes to have the drain dipped out. Contractor, Steve Ehrie is ready to move his equip in. Work especially needs to be done from Cherry Grove elevator to County Road 150. Wally Kobel and Mr. Ehrie are working together with the problem concerning the maintenance road thru Mr. Kobels property.

The Surveyor reported that the Railroad has installed a box culvert at Manchester (on the Martin Liler Drain).

The Board instructed the Surveyor to run levels on the Epperson Drain (vicinity of County Road 425).

Russ is to correspond with Nucor Steel asking when

The Attorney and Russ reviewed a survey on Nor-Cote Chemical on Lafayette Pike. The Board is going to schedule a meeting with Nor-Cote representatives later this week.

The Board ask Russ to complete the survey on the Animal Shelter. The Board wants the survey to go to the fence.

The Board and City Officials have met and agreed that between city and county property fences will not be necessary. Corners set will be sufficient.

The Board does not want to stock tile for drain maintenance jobs. The attorney, Mr. Schmidt is checking into the legality of this.

There was one correction to the minutes. After said correction the Board approved the minutes as read.

The Chairman recessed the meeting.

Montgomery County Drainage Board

Feb. 1, 1988 1:30 P.M.

The Montgomery County Drainage Board met Monday, Feb. 1, 1988, at 1:55 in the Commissioner's Room, Courthouse, Crawfordsville, Indiana.

Those present were as follows: Chairman, Dr. Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; and 1st Deputy Surveyor, Harvey Keller.

Chairman, Dr. Kirtley, called the meeting to order.

The Board discussed a letter from Hendricks County Surveyor, Al Huntsman. Hendricks County Board are not going to sign contract documents for Albert Hysong Drain, Due to Watkins corrected total.

Mr. Kessler discussed a broken tile in the side ditch, located 400 South and 200 East, could be the Joel Tobin Drain. Harvey is to check this-if it is a part of the Tobin legal drain.

The Board requested Russ to check out the 20 inch tile, at mile marker #138.

Harvey reported:

- a. Tippecanoe County now has an updated property ownership list for James W. Kirkpatrick Drain/Town of Kirkpatrick Drain
- b. Ditch spraying has been postponed- weather now is not co-operating. An approximate figure is about \$65.00 per hour. The Moses Maxwell and Timothy Lane ditches are the next to be sprayed.
- c. McLaughlin Drain: We do not have the attorney's opinion as to continue with work as a maintenance project. Bob Thayer stated he is anxious for Russ to get the McLaughlin Drain started.
- d. Sam Kessler discussed the 16 inch tile on his property. There are no plans to make any changes.

Feb 1, 1988

Minutes continued

- e. Epperson Drain: The Surveyor and Bob Luce have discussed the Epperson Drain numerous times. Russ is following closely this ditch project and Nucor Steel construction. Bob Luce will be here at our meeting of the Drainage Board, Monday, March 20, 1988 at 1:30.
  - f. Contractors reported the prices of plastic tile are going to increase.
- Dr. Kirtley recessed the meeting.

James M. Kirtley

Samuel Kusler

Richard M. Shayer

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Secretary



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MONTGOMERY COUNTY DRAINAGE BOARD

March 7, 1988 1:30 P.M.

The Montgomery County Drainage Board met Monday, March 7, 1988 in the Commissioner's Room, Courthouse, Crawfordsville, Indiana.

Those present were as follows: Chairman, Dr. Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; 1st Deputy Surveyor, Harvey Keller; Auditor, Nelda Hester; and County Highway Superintendent, Gordon (Bud) Holloway.

Chairman, Dr. Kirtley, called the meeting to order.

The Surveyor and the County Commissioners have an appoint March 14, 1:00 P.M, to meet at Nor-Cote on Lafayette Pike. (to discuss the cemetery boundary-Nor-Cote parking lot).

1st Deputy Surveyor, Harvey Keller reported on the following items:

- a. Joe Hall Ditch - nothing has been started due to the weather. Steve Ehrie is to do the work.
- b. Harrison Doyle Ditch - this drain is to be done first. Steve Ehrie is the contractor on this project also.
- c. Epperson Ditch - a new ditch was opened, this is a temporary drain for now, just east of new building to get rid of the water pockets. Nucor needs to report any changes they do to our Office. Harvey stated it would be necessary to restructure the entire bottom of the ditch, (including bottom and all cross sections) making a 8 foot bottom. The bottom 300 feet are not included as a part of the legal drain. (this is near the Leland Stark property).
- d. Hose Ditch - Claude Barker checked this ditch and ran a jet sprayer. Nothing major was found. The tile is 1-1½ feet below the ground. The Linden town drain tile is old bell tile. The newer tile line is working fine. Russ removed a willow tree. Linden should think seriously about a new storm drain system.
- e. The State Highway found a section corner monument at S. Grant Avenue and 47. It will be used for future surveys. Larry obtained correct new ties to this marker.

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- f. Larry went with Blackhorse Spraying Co. on the Timothy Lane Ditch. We are going to stop the spraying until a later date.
  - g. Harvey further reported going to the Purdue Road School March 8 & 9 for seminars on brush and weed control.

Dr. Kirtley recessed the meeting at 2:05 P.M.

James M. Kirtley  
Samuel Kish  
Robert M. Thayer

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Secretary

Montgomery County Drainage Board

March 21, 1988 1:30 P.M.

The Montgomery County Drainage Board met March 21, 1988, 1:30 P.M. in the Commissioners Office, Courthouse, Crawfordsville, Indiana.

Those present were Chairman, Dr. Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; County Surveyor, Russ Nelson; and Bob Luce, Engineer with Butler, Fairman & Seifert.

The Board discussed with Mr. Luce, reconstructing the Epperson Drain to the Miller Drain. Then continuing down the Miller Drain as necessary to the Railroad.

Russ stated that landowner, Dennis Strasburger, would be interested in this and said he would contact him and secure his opinion as to what he would like to see done. If Mr. Strasburger does want the clean out to the railroad, then a petition will need to be filed with signatures.

Bob Thayer made a motion to proceed with this petition. Dr. Kirtley seconded this motion and Sam Kessler made it unanimous.

There being no further business, the meeting adjourned.  
(Lee was absent)

James M. Kirtley  
Samuel Kessler  
Robert M. Thayer

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Vicki Ratcliff  
Assistant Secretary  
Drainage Board

Montgomery County Drainage Board

April 11, 1988

The Montgomery County Drainage Board met Monday, April 11, 1988, 1:28 P.M. in the Commissioners Room, Courthouse, Crawfordsville, Indiana.

Those attending were as follows: Chairman, Dr. Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; City-Engineer, Don Yount and County Surveyor, Russ Nelson.

Engineer, Don Yount, was here to discuss the Shelly Drain, located on the southeastern part of the city.

After much field work it was discovered that a 20 inch tile from Cloverdale Heights is emptying into the city sanitary sewer line (which is a 15 inch tile). This is storm and surface water and it should be running into the Shelly Drain (a 24 inch tile).

The Shelly Drain is classified as reconstruction. Some sections of this drain are not working. The ideal solution would be a new 24 inch ditch from Traction Road to State Road 47.

The Surveyor reported this is an urban drain and should be approached and designed as one not as a farm drainage system.

The Board is going to research if they can make the decision to reconstruct this drain as opposed to waiting for landowners to petition. This is could be considered a health hazard.

Mr. Yount will check with Indiana State Highway about an outlet on State Road 47 and 32.

The Board discussed the Harrison-Doyle Drain. Russ reported contractor, Steve Ehrie, was in fact finishing up today.

Joel Tobin Drain - Member, Sam Kessler, thought the drain should have been straightened it was much too crooked. Russ stated he did not design and plan to do much straightening.

James Hose Drain - The county maintains the main line only. Landowners are not to connect to the tile line without first requesting permission from the Surveyors/Drainage Board. Russ has thoroughly checked out the "town line" and it is in good working order. A memo at a meeting with Linden town board members to explain this situation would perhaps be helpful to clear up the county vs the landowners responsibilities to Lindens drainage problems.

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Sam Kessler ask about a water problem on 400 S and 250 East south side of road. He has noticed a lot of water in side ditch and on the road. He ask if there was a legal drain in this area? (There is not a legal drain here).

Joseph Hall Drain was discussed. Contractor, Steve Ehrie is moving his equipment in today and Tuesday. Russ stated he needs to meet with Wally Kobel re: leveling of the spoil.

Sam Kessler reminded Russ that there is a crude oil line that crosses the Albert Hysong Drain.

Russ is to get permission from landowners for set backs along legal drains for the purpose of travel paths for weed spraying.

Dr. Kirtley recessed the meeting at 2:46 P.M.

James M. Kirtley  
Samuel Kessler  
Rahabm Thayer

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Montgomery County Drainage Board  
April 18, 1988, 1:30 P.M.

The Montgomery County Drainage Board met Monday, April 18, 1988, 1:30 P.M. in the Commissioners Room, Courthouse, Crawfordsville, Indiana.

Those present were Chairman, Dr. Kirtley; Member, Sam Kessler; Attorney, Don Schmidt; Surveyor, Russ Nelson.

The Surveyor discussed Jack Jones billing on the Albert Hysong Drain. The bill was for material and installation. Material is not on the job at this time and Russ was hesitant about turning in the claim. The Attorney, Don Schmidt, stated this is Russ's decision as to put claim in now or wait until some construction is started.

The Hall Drain was discussed. Wally Kobel does not think he is responsible for paying for the travel path along this drain. Mr. Kobel did not attend this meeting (he had planned to). The secretary was instructed to research the drainage minutes pertaining to the Hall Drain.

The Board discussed a beaver dam on Mennen's property. Russ stated he thought the dam was gone.

Member, Sam Kessler, suggested Russ go to 32 East where Denny Strasburger is working and discuss the Epperson Drain. Russ is wanting to find out exactly what Mr. Strasburger wants done on the drain.

Dr. Kirtley recessed the meeting 2:30 P.M.

James M. Kirtley  
Samuel Kessler  
Russ Nelson

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MONTGOMERY COUNTY DRAINAGE BOARD

April 25th, 1988, 1:45 P.M.

The Montgomery County Drainage Board met Monday, April 25, 1988, 1:45 P.M. in the Commissioners Room, Courthouse, Crawfordsville, Indiana.

Those present were as follows: Chairman, Dr. Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; Attorney, Don Schmidt; 1st Deputy Surveyor, Harvey Keller; and Landowners, Wally and Judy Kobel.

Mr. Kobel was here to discuss the travel path along the Joseph Hall Drain.

When the drain was reconstructed by Contractor, Kevin Miller, Mr. Kobel did not want the 2 piles of gravel along this path removed. So the path was not leveled on his property. Now the drain needs major repairs and a travel path is needed to move equipment into the area. Mr. Kobel thinks he should not have to pay any of the bill to create this travel path, consisting of approximately 600 to 800 feet in length. Harvey recommended a 25 foot width be used to insure safely.

The Board instructed 1st Deputy Surveyor, Harvey and Russ to make a site inspection to figure the width, the total length, and an estimate of charges for the travel path.

The Board also instructed the Surveyors Office to research the drainage minutes and the engineers report as to any prior discussion of the above mentioned. The Board concurred if minutes can not be found. Then the charges will be taken from the maintenance fund.

The Board is to meet again tomorrow morning (April 26th) at 9:00 A.M. At this meeting a decision as to who will absorb the charges will be determined.

The Meeting recessed 2:10 P.M.

James M. Kirtley  
Samuel Kessler  
Robert M. Thayer

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MONTGOMERY COUNTY DRAINAGE BOARD

April 26, 1988

Wally Kobel, County Surveyor, Russ Nelson and County Commissioner, Sam Kessler discussed the travel path on Joseph Hall Drain. Russ reported he had researched the drainage board minutes and the engineers plans and he could not find any thing relating to any discussion between the Board and Mr. Kobel regarding the travel path. Mr. Kessler then stated this charge would come from the maintenance fund.

Mr. Kessler stated the path is to be 25 feet in width to allow a safety factor in moving the large crane along the ditch banks.



Montgomery County Drainage Board

May 23, 1988 3:00 P.M.

The Montgomery County Drainage Board met Monday, May 23, 1988, 3:00 P.M., Commissioners Office, Courthouse, Crawfordsville, Indiana.

Those attending were as follows: Chairman, Dr. Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; Attorney, Don Schmidt; Surveyor, Russ Nelson; Contractors Jack & Steve Jones; County Health Officer, Bob Walters.

The Board discussed at great length the Albert Hysong Drain. The following recommendations were made:

- a. Instructed the Surveyor to draft a change order for Jack Jones (75 yds @ \$550.) Russ requested weigh tickets on this.
- b. Jones Construction is to plug the end of the old tile line (at both ends) place rip rap and do the seeding.
- c. Secretary was instructed to call a joint board meeting. A.S.A.P.(with Hendricks County)
- d. Pay Jones for the 100 feet of 15 inch tile and store in County barn.
- e. Surveyor is to review ditch plans and cross sections.
- f. Secretary was instructed to see if the Drain has been placed on tax roll for this year.
- g. Jones would relay the 225 feet of tile for \$35.00/hr plus 2 laborers (approximated 1 days work)

Sam Kessler moved and Bob Thayer seconded a motion for Jones Construction to uncover and relay the 225 feet of tile. Motion unanimous.

Timothy Lane Drain:

The Board approved placing an animal guard on a 15 inch tile at the North end of Walters property (new line going to Cornstalk Creek)

Mr. Walter discussed with the Board the burying of stumps and debris not being buried deep enough and a surface drain on McCutchans property. No action taken on this.

Daniel Himes-Warner E. Linn Ditch

Contractor was working on this drain but pulled off of the job due to shortage of funds. No decision was made with regards to when cleaning out this drain would resume.

The Board discussed 4 mobile homes placed in the area of Jim Davis Bridge. The Health Office is investigating this, when they checked no one was there. The investigation is ongoing.

Apple & Congelton (State Highway Garage on 231 North), The City is handling this.

The Board ask about repaying the bank loans on Joseph Hall and Timothy Lane Drain.

The meeting adjourned 4:45 P.M.

James M. Kitley

Samuel Kusler

Robert M. Thayer

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Montgomery County Drainage Board

June 20, 1988 1:30 P.M.

The Montgomery County Drainage Board met Monday, June 20, 1988, 1:30 P.M., Commissioners Room, Courthouse, Crawfordsville, Indiana.

Those present were as follows: Chairman, Dr. Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; Attorney, Don Schmidt; Surveyor, Russ Nelson; 1st Deputy Surveyor, Harvey Keller; Assistant Secretary, Vicki Ratcliff.

The following discussions were held:

EPPERSON DRAIN

The Surveyor made the following recommendations:

- a. Nucor can clean out 3/10 per hundred foot and still come up with 1.8 feet over fall and reshape the banks.
- b. The old tile lines should be blocked off.
- c. Place pipes on the end of the tiles emptying into the ditch.
- d. Reshape ditch banks and use mesh on the sides not the bottom.
- e. Cost has gone from \$58,600 to 75,000.00 .
- f. Nucors section of ditch needs to be done before starting downstream.
- g. Will be rechecking the size of the pipe placed under the railroad.
- h. Bids will be ready to let as soon as the updated property owners list is finished.

JOHN GOBIN DRAIN

The Surveyor reported the following:

- a. Horizontal boring quoted the following prices. \$96.00 per foot to bore under the railroad. This does not include the 2 pit holes. \$2,000.00 for contractor to dig pits and \$500.00 for stone. Contractors and stone prices are approximated.
- b. Tile is located on the west side of the tracks but not on the East. Tile is at a depth of 10 to 12 feet.
- c. Pipe going under the railroad will be relocated farther North.

Phil Apple is discussing sub dividing land just south of North Montgomery High School. There is a legal drain in this area and the Surveyors Office has flagged this drain. Said drain is classified reconstruction.

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JOSEPH HALL DRAIN

Contractor, Steve Ehrie, is cutting 2½ to 3 feet out of the channel. There is an exposed pipe on the pond at Mennens.

WEED CONTROL

Monsanto rep, Mr. James Poore, did a site inspection on some drains, the spraying did not do as good as what was expected. Chemitrol will stand behind their products. On the whole landowners usually ignore the 75 foot right-of-way easement.

YELTON DRAIN

Surveyors Office is to contact Hendricks County R.E.M.C. regarding their placing of 5-6 electric light poles thru drainage tiles.

Bob Thayer moved and Sam Kessler seconded a motion to place the following assessment on Robert & Pauline Walters in the amount of \$5,271.70. The Surveyors Office is to so inform the Auditors Office so assessment can be mailed for the fall installment.

Chairman, Dr. Kirtley, adjourned the meeting at 3:00 P.M.

James M. Kirtley  
Samuel Kessler  
Robert Thayer

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MONTGOMERY COUNTY DRAINAGE BOARD  
August 22, 1988, 1:30 P.M.

The Montgomery County Drainage Board met Monday, August 22, 1988, 1:30 P.M., in the Commissioners Office, Courthouse, Crawfordsville, Indiana.

Those present were as follows: Chairman, Dr. M.(J). Kirtley; Member, Sam Kessler; Surveyor, Harvey Keller; Assistant Secretary, Vicki Ratcliff.

Chairman, Dr. Kirtley, called the meeting to order. Items discussed were as follows:

- a. Bob Luce correspondence regarding Epperson Drain.
- b. Surveyor discussed with two contractors the pros and cons of the drain with a 4 foot bottom as opposed to 8 foot. For 8 foot contractors thought the drain would have a tendency to "snake" around. Sam Kessler suggested rip-rap on the lower end and bring to a 4 foot channel. Also, more slope in the banks - prefers 60 degree incline.

Sam Kessler moved and Dr. Kirtley seconded a motion to reconstruct with 4 foot bottom from County Roads 425 East going North to 300 South - approx. 1 mile in length. This is the Epperson Drain. Motion unanimous.

Mr. Kiley has discussed wanting to keep the concrete bridge on County Road 400 South at the Kiley property South line. This will be discussed later with Mr. Kiley and Attorney, Don Schmidt.

c. Epperson Drain

It is proposed to lay a new tile line and Surveyor, Harvey Keller is checking into this.

d. Sam Yelton Drain - the power company has placed poles directly into the tile line. When the Epperson and Hysong Drains are completed the Surveyor will concentrate on this drain.

e. Ditch sprayers (Dalton-Chemitrol & Blackhorse) all want the jobs for this fall.

Monsanto took photos and samples and have offered to try a new product at no cost.

Chemitrol would use Broadcast spraying with "Rodeo" which will not kill wildlife.

f. Joe Hall Drain: East of 150 East levels were shot. crops were planted to the edge of the ditch. The landowner has been ask to harvest the corn. When he is finished Steve Ehrie will go back and finish the job.

g. First Deputy Surveyor, Larry Utz, has been assigned the task of overseeing contractors and the maintaining of drains. Larry has requested C of I from contractors. Foster - Ehrie and Watkins have all expressed interest in work.

h. Sam Kessler has suggested using a trencher on the Hysong Drain as opposed to a backhoe.

i. Harvey reported locating 11 section stones on U.S. Highway 234 between 231 and Hendricks County line.

Mr. Kessler stated Harvey could call a meeting any Monday afternoon if he has something he wishes to discuss.

There being no further business, Dr. Kirtley adjourned the meeting, 2:00 P.M.

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James M. Kirtley

Samuel Kessler

Robert M. Hysong

MONTGOMERY COUNTY DRAINAGE BOARD

October 3, 1988 2:00 P.M.

The Montgomery County Drainage Board met Monday, October 3, 1988, 2:00 P.M., Commissioners Room, Courthouse, Crawfordsville, Indiana.

Those present were as follows: Chairman, Dr. Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; Attorney, Don Schmidt; Surveyor, Harvey Keller; 2nd Deputy Surveyor, Nancy Jones.

Surveyor, Harvey Keller, discussed the following matter on the spraying of the T.Lane, J. Fleming and the B. Crabbs Ditches by the Blackhorse Company and how well the trees and weeds are dying out. Harvey, also explained to the Board the different sprays used on these drains.

Harvey told the board about bills he received from landowners doing their own ditch spraying. Harvey wanted to know if we were to pay these bills?

Don Schmidt stated that it was not agreeable without the prior approval of the Drainage Board. Sam Kessler and Mr. Schmidt stated if they let the landowners do their own spraying that the county would be held liable if the spray gets into a stream. The Board instructed Harvey to place a notice in the paper concerning this matter.

Sam Kessler ask Harvey about the work done on the William Davis Ditch. Harvey stated that Dave, not Everett Foster, did the work. Sam Kessler stated the work was not done correctly, that Dave had placed plastic bag material over the tile joints, which is not right. Harvey said he was not aware of this and would mention this to Dave.

Harvey gave an update on the Joseph Hall Ditch to the board. He stated that the main channel was dipped out and contractor, Steve Ehrie is working on 2 channels north to Road 700 North. Harvey also reported that we need some side bank repair on this ditch for a wash-out that has occurred and some rip-rap and fill dirt are needed.

-conti-

October 3, 1988 MCDB

Don Schmidt ask about the John Gobin Drain II. Don stated we had to give 48 hour notice before starting construction on this drain. Don is going to ask for an extension till June 30, 1989 with the railroad. Don also gave Harvey information on C.S.X. Railroad to review before starting repairs of the Gobin Drain.

The Board was reminded of the upcoming hearings on the following: Epperson Drain (reconstruction and maintenance hearing) October 17, 1988, 1:30 P.M.

Hysong Drain (reconstruction and maintenance hearing) October 20, 1988, 8:00 P.M.

Carper Crowder Drain (raise maintenance assessments 1½ times current rate) November 21, 1988 1:30 P.M.

Richard Virts Drain (raise maintenance assessments 200 times for 2 years) November 21, 1988 2:30 P.M.

Rebecca Flanigan Drain (raise maintenance assessments 2 times current rate) date not available at this time.

Also discussed was starting a maintenance fund on the John L. McLaughlin Drain. The Board instructed the Surveyor to get a petition together for the 2 other counties (Tippy & Clinton) and schedule a meeting.

With no other business before the board, the meeting was adjourned.

James M. Kirtley  
Samuel Kusler  
Richard M. Thayer

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MONTGOMERY COUNTY DRAINAGE BOARD

October 17, 1988 1:30 P.M.

The Montgomery County Drainage Board met Monday, October 17, 1988, 1:30 P.M. in the Commissioners Room, Courthouse, Crawfordsville, Indiana.

Those present were as follows: Chairman, Dr. Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; Attorney, Don Schmidt, Surveyor, Harvey Keller; 1st Deputy Surveyor, Larry Utz; Vice-President - General Manager of Nucor Steel, Keith Busse; Construction Manager of Nucor Steel, Kris McGee; Reporter, Pat Cline; and the following landowners: Lewis L. Fellows, Roy Hipes, Estel McCloud, Mary McAllister, David L. Kiley, Sr., Shirley Steele, David W. Turner, and Tim C. Terry.

Reconstruction and Maintenance Hearing for William Epperson Drain.

Chairman, Dr. Kirtley called the meeting to order.

Surveyor, Harvey Keller, gave the following report on the Epperson Drain.

- a. This drain starts at 300 South and ends on 400 South (with the exception of 500 feet on the very lower end near 400 East. The drain runs from South to North.
- b. There is 26 feet of fall in 4500 feet of ditch (we will not be reconstructing) North of 300 South.
- c. Nucor has reconstructed part of this drain to run parallel with County Road 425.
- d. The Callahan Drain is a part of the Epperson Drain.
- e. Whitesville is partially drained by the Callihan Drain.
- f. The Surveyor has redefined and rechecked the drainage area.
- g. There is a name change on Estel McCloud property (Lot in Whitesville)
- h. The estimated cost is \$48,372.50 for reconstruction.
- i. There has been no major work done on this drain for 50 years.
- j. Total watershed is 1,167.474 Acres.

Landowners were ask for comments and concerns.

Mr. Kiley stated that in 1970 Florence Prawl paid a ditch assessment on this drain. After checking, the Surveyors Office could find no records to this effect.



October 17, 1988

Mr. asked about tying into the ditch at a later date with a private tile line. The Surveyor recommended that landowners file a map with the Surveyors Office showing location of private lines and no permits or charges would be made.

Also, questioned if extra dirt was needed, where would this come from? Harvey explained from other sections of the drain where excavation was done the extra dirt would be moved from one part of the drain to another - where needed.

Clearing will be up to 20 feet back from the top of ditch banks and only some sections will be straightened.

Question, is there a revolving schedule to maintain all legal drains. Harvey stated he is slowing starting this kind of program, such as ditch spraying, repairs, etc.

Mary McAllister ask if the bottom of the ditch would continue to be up and down. Harvey explained no, it would gently slope.

Mr. Axsom mentioned to the Surveyor that there was a drainage tile located under the center of County Road 500 South. (tile runs east and west). Mr. Kessler stated that we would disregard this as a legal drain as cutting into a county road would be very costly.

Mr. Busse ask for the floor.

He announced Nucor Steel would pay all reconstruction cost (based on todays estimate of \$48,372.50) if necessary they would also cover the allowable over-run cost of 10%, if this was agreeable with the Board. But landowners would be required to pay their maintenance assessments.

He also went on to explain that Nucor has built a holding pond, water used in the steel processing will not empty into the Epperson Drain, but will be channeled to the holding pond. Nucor will operate a waste water treatment plant for their company operations. Landowners should not be concerned that the quality of water will change with relation to the ditch.

The Surveyor presented letters of remonstrance to the Board listed as follows:

Threlkelds (opposed) .50 acres

Leland Axsom (opposed) 1.25 acres

Estell McCloud (opposed) 40.00 acres

Mr. McCloud thinks the 40 acres are in error.

Mr. Roy Hipes withdrew his objection

Mildred McAllister withdrew her objection.

-conti-

October 17, 1988

Mr. Busse ask for the total acres opposed. Secretary replied: 41.75 acres out of a total watershed of 1,167.474 acres.

There being no further business to come before this board, the meeting adjourned 2:50 P.M.

James M. Kirtley

Samuel Kusler

Richard M. Thayer

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MONTGOMERY COUNTY DRAINAGE BOARD

November 21, 1988, 1:30 P.M.

The Montgomery County Drainage Board met Monday, November 21, 1988, 1:30 P.M., Commissioners Room, Courthouse, Crawfordsville, Indiana.

Those present were as follows: Chairman, Dr. Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; Attorney, Don Schmidt; Surveyor, Harvey Keller. Attending later were Landowners Mary Helen Carter (for the Odis Stafford Drain hearing) and Mike and Max Suiters (Richard Virts Drain hearing).

Hearing on Revised Periodic Maintenance of the Odis Stafford Drain to begin at 1:30 P.M.

Chairman, Dr. Kirtley, called the meeting to order.

The Surveyor and Board discussed the annual assessment of the O. Stafford Drain being so low. With rising costs one years assessment would not cover the cost of fixing one tile hole.

Sam Kessler moved and Bob Thayer seconded a motion to accept the revised maintenance assessment for the Odis Stafford Drain. The annual assessment is \$200.67 and now will be increased to \$401.34 year.

After the discussion and motion, Mrs. Mary H. Carter ask the Surveyor if he anticipated doing any work in particular? Reply: Not in particular, perhaps repairs on Steve Hall property.

Harvey reported on the following drains:

These following are in need of clearing/spraying.

John Lane Drain: located off of Ladoga Road 700 South and 100 East.

Nancy Hollingsworth Drain: located 700 East 3/4 mile North of Darlington - has large trees growing directly in bottom of ditch

Robert Rutan Drain: South and West of 775 E and 136 E. needs approx 400 ft cleared

Since these appear to be relatively small jobs, it was suggested to do from the maintenance fund.

-conti-

November 21, 1988

Carper Crowder Drain was discussed. Large tile holes have been reported on this drain. Bart Maxwell did extensive work (Oct 87-\$3,037.50). These repairs are in the same location that Mr. Maxwell repaired. This is a 24 inch tile. Tile were placed without the proper connectors. Mr. Maxwell will be requested to make repairs (without further charges) by January 2, 1989. The Board requested Harvey to take photos of this area.

The Attorney dictated a notice to send landowners regarding the revised annual assessments (having to do with todays hearings.)

Hearing for 2:30 P.M. Richard Virts Drain

Surveyor recommended the annual assessment be increased from \$200.00 to \$400.00.

After some discussion, Sam Kessler moved and Bob Thayer seconded a motion to increase annual periodic maintenance assessment from \$200.00 to \$300.00. Motion unanimous.

There being no further business, the meeting adjourned.

James M. Kirtley  
Samuel Kessler  
Robert M. Thayer

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MONTGOMERY COUNTY DRAINAGE BOARD

December 5, 1988 1:30 P.M.

The Montgomery County Drainage Board met Monday, December 5, 1988, 1:30 P.M., in Room # 103 Commissioners Room, Courthouse, Crawfordsville, Indiana.

Those present were as follows: Chairman, Dr. Kirtley; Member, Sam Kessler; Attorney, Don Schmidt; Surveyor, Harvey Keller; and Landowner, Rick Lang.

Dr. Kirtley, called the meeting to order.

Mr. Lang discussed with the Board, building a 3 to 5 acre pond, in Ripley Township (North of Alamo). Proposed pond would be over the Jesse Snoddy Ditch. Two items specifically were pointed out to Mr. Lang, first pond must be designed to not hinder water upstream. Second, the mouth of ditch must be above the spillway.

The Board recommended that Mr. Lang confer with the Soil and Water Conservation Office. Harvey stated he would also talk to Mr. Woll.

Mr. Lang also reported 3 tile holes in this ditch.

The Board discussed the Carper Crowder Drain. Contractor, Bart Maxwell, did extensive work on this drain October 1987. But he did not properly do the joints of the 24 inch plastic tile. The tile did not require collars at the joints. The joints screwed together, then when he rolled the tile into the trench, the tile came apart. Bart will redo this at no charge.

Harvey reported he has a site show scheduled, (Epperson Drain) scheduled for December 7 (Wed.) and December 8 (Thurs) 11:00 A.M. As of today 4 contractors have picked up plans: Cain Brothers, Garrard Excavating, Bob Hodgen and Steve Ehrie. This project will not require a financial statement. The completion date will be 100 days / May 1, 1989.

Hysong Drain:

Contractors Claude Barker and Dave Foster are wanting to get started on this Drain. They want Jack Jones to <sup>re-install</sup> ~~relay~~ the 125 feet of tile. Harvey reported that he had uncapped the tile and water was flowing. The North side of the drain will be left as is.

The following drains were discussed:

NANCY HOLLINGSWORTH: located North of Darlington 1380 feet needs cleared of trees and brush.

Hearing date is set for January 16, 1989.

MARGARET REMLEY: located South of New Market Proposed to spot clean.

JAMES GILLILAND: located near the Airport proposed to spot clean.

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ROBERT RUTAN: located South of Mace  
proposed to clean out trees and the tile line.

FOSTER FLETCHER: 231 North and Int 74.  
this watershed needs to be redefined.

BENJAMIN CRABBS: North of Int.74  
This watershed needs to be redefined. Drainage problems  
along Interstate.

JOE HALL DRAIN: Steve Ehrie has almost finished dredging  
he worked up the 2 northern channels to 700 North, the work  
will stop at 700 North.

JOEL TOBIN DRAIN South and East of the City.

The pipe under the railroad is filling with dirt and silt.

The Board signed Maintenance Contracts on the following:

Dave Foster (drains repaired) Chrineyance-Schenck, Swearingen  
Runyon, Fred Maxwell, Rankin Walkup, Wm. Davis, James Gilliland,  
Charles Newkirk.

Dave Foster (drains repaired) Guy Little, Joel Tobin, Foster  
Fletcher, Richard Virts, and Richard Graham.

John Guernsey (drains repaired) Timothy Lane.

Charles Watkins (drains repaired) Joseph Gray, Ed Dykes, Martin  
Z. McBee, Allie Peterson, Carper Crowder, Rebecca Flaningam,  
Lough-Miller, Isaac Shotts, Linn-Himes, Margaret Remley, James  
Grimes, Ebenezer McClaskey, James Hose, Phillip Dewey, Timothy  
Lane, Boswell Clough, and Allen Lewis.

There being no further business the meeting adjourned.

James M. Kitley  
Samuel Kusler  
Robert M. Thayer

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Montgomery County Drainage Board

January 9, 1989 1:30 P.M.

The Montgomery County Drainage Board met Monday, January 9, 1989, 1:30 P.M., in the Commissioners Room, Courthouse, Crawfordsville, Indiana.

The Drainage Board reorganized as follows: Chairman, Dr. Kirtley ; Vice-Chairman, Sam Kessler; Member, Bob Thayer; Attorney, Don Schmidt.

The above mentioned were present plus; Surveyor, Harvey Keller; 1st Deputy Surveyor, Larry Utz; landowner, Roy Hipes; and the following contractors; Chuck Watkins of Watkins Construction Co., Inc.; Jack Jones of Jones and Son Construction, Inc.; Don Garrard of Garrard Excavating; Ron Taylor of Taylor Excavating, Co.; and Bob Hodgen.

This meeting is contractors bid opening for reconstruction of the Wm. Epperson Drain.

Engineers cost estimate is \$53,807.45 (10% included). The Attorney, Don Schmidt opened the sealed bids and read aloud the following:

Bob Hodgins	\$52,814.25	(documents were in order)		
Ron Taylor	\$45,063.75	"	"	"
Don Garrard	\$127,964.50	"	"	"
Jack Jones	\$59,624.75	"	"	"
Chuck Watkins	\$47,566.95	"	"	"

Bob Thayer moved and Sam Kessler seconded a motion to take all bids under advisement.

Surveyor, Harvey Keller, stated he would have the bids checked for accuracy and would get back to the Board yet today.

Work is to start as soon as possible.

Harvey, reported that the clearing would be first and the channel straightening second.

May 15th is the tentative completion date. The work should take from 60 to 90 days to complete.

January 9, 1989  
-conti-

Mr. Kiley, landowner, is concerned with some 53 walnut trees that he proposes to sell.

Once a bid is awarded the trees then belong to the contractor.

Mr. Hipes discussed that some trees needed to be removed -outside of the 75 foot right-of-way. If this is the case then the landowner will need to negotiate with the contractor and pay for this over and above the ditch reconstruction assessment.

Dr. Kirtley recessed the meeting.

James M. Kirtley

Samuel Kessler

Robert M. Thayer

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Montgomery County Drainage Board

January 9th, 1989 3:15 P.M.

Award of Bid on Wm. Epperson Drain

The Drainage Board reconved at 3:15 P.M.

Surveyor, Harvey Keller, reported he had checked all bids for accuracy. There were no mathematical errors.

Bob Thayer moved and Sam Kessler seconded a motion to accept the bid of Ron Taylor of Taylor Excavating, Company. Motion unanimous.

The Board instructed the Surveyor to so instruct Mr. Taylor in writing.

There being no further business, Dr. Kirtley recessed the meeting at 3:30 P.M.

James M. Kirtley

Samuel Kessler

Robert M. Thayer

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Montgomery County Drainage Board

January 16th, 1989 1:30 P.M.

The Montgomery County Drainage Board met Monday, January 16, 1989, 1:30 P.M., Commissioner's Room, # 103, Courthouse, Crawfordsville, Indiana.

Those present were as follows: Chairman, Dr. Kirtley; Vice-Chairman, Sam Kessler; Member, Bob Thayer; Attorney, Don Schmidt, and Surveyor, Harvey Keller.

Public Hearing: NANCY HOLLINGSWORTH DRAIN

Revised Maintenance Assessments from \$100.00 to \$200.00.

The Surveyor reported the following general information regarding the Nancy Hollingsworth Drain:

Location: 700 East, 1 mile North of Darlington

Length: 1380 feet

Acres in Watershed: 306

Number of landowners: 11

Number of landowners present: 0

Sam Kessler moved and Bob Thayer seconded a motion to accept the revised maintenance assessment of \$200.00. Motion unanimous.

First Deputy, Larry Utz, is figuring the length of open ditch portions on all legal drains to better plan a ditch spraying program.

The Board reviewed a letter regarding ditch spraying from Mr. Lex Dalton of the Dalton Gang, Inc. of Warsaw, Indiana. Mr. Dalton indicated he plans to attend a drainage board meeting in February.

WM. EPPERSON DRAIN is scheduled to be reconstructed as soon as Nucor and the Drainage Board finalize the completed drainage plans.

JOHN WILKINSON DRAIN: located south of Garfield.

The tile is very shallow 1100 feet of 12" tile is in need of replacement. The Surveyor is anticipating laying a new line 3 feet to one side of the old line. Abandoning the old line and having landowners tying into the new line. Sam Kessler questioned how can you find all the tiles tying into the line? Harvey agreed that you can't possibly find all until actual digging occurs.

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January 16th, 1989

-conti-

SAMUEL HUMPHREY DRAIN:

Location: North and West of Elmdale.

Approximately 500 feet of tile needs replacing. The type of soil in this area is questionable.

NANCY HOLLINGSWORTH DRAIN

E.B. Foster is going to work on this drain. he has quoted a price of \$3 to 5,000.00.

The Surveyor is going to draft a bid packet for proposals for ditch maintenance projects. If the project is estimated \$25,000.00 or less, proposals and not contractors bids will be used.

SWEARINGEN-RUNYON DRAIN:

The open ditch at the headwall is higher than the tile line. Dave Foster is reworking 500 feet and the headwall will change from a cement structure to rip-rap.

PHILLIP DEWEY DRAIN:

Farm manager, Jim Clark, asked about reconstructing the Dewey Drain in Section 2-20-5. This portion is not included in the legal drain. Mr. Clark was informed he would need to present a petition to have this area included and made a part of the legal drain. Mr. Clark and Harvey discussed at great length the procedures to follow involving a petition, doing the work himself or going thru the drainage board. Last report Mr. Clark was still undecided.

JAMES GILLILAND DRAIN:

Harvey discussed possibly dipping 1600 feet of channel and some brush clearing.

Sam Kessler stated that due to the overall shortage of funds many of these projects will have to be done under maintenance contract.

Harvey plans to meet with Al Huntsman to discuss the Albert Hysong Drain.

Mr. Schmidt and Harvey discussed getting copies of different items together regarding the Joseph Hall Drain.

Mr. Max Tucker ask if the county owned a cemetery located on 32 West and 500 West.

Contractor, Dave Foster, wants to discuss with the Board about being a tile distributor and the County agreeing to buy its tile supplies from him. The Board stated they would not commit to any agreement of this nature.

January 16th, 1989  
-conti-

Board members signed the Surveyors bond.

Harvey reported he will be meeting with Johnson County Surveyor to discuss a ditch spraying program.

The Drainage Board will meet the 1st and 3rd Mondays of each month. If the Board decides to hold a meeting on the 1st (Monday) the Secretary was instructed to notify Mr. Schmidt.

Bob Thayer moved and Sam Kessler seconded a motion to recess this meeting (time 2:55 P.M.) Motion unanimous.

James M. Kirtley

Samuel Kessler

Robert M. Thayer

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Montgomery County Drainage Board

February 6, 1989 1:35 P.M.

The Montgomery County Drainage Board met Monday, February 6, 1989, 1:35 P.M., Commissioners Room, Courthouse, Crawfordsville, Indiana.

Those present were Chairman, Dr. Kirtley; Member, Bob Thayer; Surveyor, Harvey Keller; 1st Deputy Surveyor, Larry Utz; Mr. Lex Dalton, President of Dalton Gang of Warsaw, Indiana.

Dr. Kirtley called the meeting to order.

Harvey introduced Mr. Lex Dalton.

Harvey stated it would be cost effective to have a ditch spraying program.

Mr. Dalton gave a short dissertation on the Dalton Gang.

The company is 22 years old. The Dalton Gang specialize in brush control doing custom application for county, state highways and pipe line right-of-ways and drainage ditches.

April thru September is the appropriate time to do foliar spraying. The two chemicals best suited for ditch spraying is "Elanco" spike and Garlon chemicals.

The approximate cost of brush removal is \$2,000.00/acre. There is 3 acres per mile of drain.

Mr. Dalton will be sending a sample contract for Harvey to review.

Larry Utz reported on the following:

(a) In 1988, \$14,335.22 was spent for brush removal on 20 different drains.

(b) The following are drains in need of spraying:

John Gobin 9,850 feet; Moses Maxwell 13,800 + 7900; John Coyner 4,445 ft.; Minnick-Miser-Corn 7,700 ft; B.F. Crabbs 5,927 + 500 ft (trib); T. Lane 26,480 ft; Jesse Evans 2,650 ft.; Thomas & Alfred Taylor 2,300 ft (includes trib); Richard Faust 2,600 ft; George Kendall 4,360 ft.

Dr. Kirtley moved and Bob Thayer seconded a motion to proceed with getting an estimate for brush spraying the above mentioned drains. Motion unanimous.

Bob Thayer ask if the Kirkpatrick Drain was ready for bid letting. Harvey replied he was not sure as Tippecanoe County is in charge of this joint drain.

February 6, 1989

-conti-

Joseph Hall Drain: We have with held 10% of Steve Ehrie's final pay until the surface pipes are re-installed and the spoil is spread.

B.F. Crabbs Drain: When work is completed, the Surveyors Office will inspect and proceed with ditch assessments.

Lemuel B. McClamroch Drain: some work is needed to attain adequate flow of water.

Albert Hysong Drain: the water has made its own channel.

Yelton Drain: Work will begin on this soon.

Contractor, Ron Taylor, has signed the contract documents on the Wm. Epperson Drain, so construction is ready to begin.

There being no further business, Dr. Kirtley recessed the meeting. (time 2:15 P.M.)

James M. Kirtley  
Samuel Kusler  
Rubens M. Hoyle

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MONTGOMERY COUNTY DRAINAGE BOARD

March 13, 1989 1:30 P.M.

The Montgomery County Drainage Board met Monday, March 13, 1989, 1:30 P.M., Commissioner's Office, Courthouse, Crawfordsville, Indiana.

Those present were as follows: Vice-Chairman, Sam Kessler; Member, Bob Thayer; Attorney, Don Schmidt; Surveyor, Harvey Keller and the following landowners: Louise M. Bayless, George M. Feltner, Dan Auburn, Donald M. Edwards and Sam Fisher.

ROBERT RUTAN DITCH HEARING

for revising maintenance assessments

Location: Sections 20 & 21, Township 18 North, Range 3 West.

Acres in Watershed: 348

Original construction date: 1906

Present assessment: \$160.00

Proposed assessment: \$875.00

Vice-Chairman, Sam Kessler, called the meeting to order.

After much discussion the following recommendations were made and agreed upon by all:

- a/ The Surveyor is to shoot levels on the spillway.
- b/ Contractor, E.B. Foster's bid of \$3,200.00 was the low bid. The other bidder being Watkins Construction Co., Inc.
- c/ Landowners agreed to pay the cost of repairs as soon as the cost is figured and billed to each landowner.
- d/ Landowners agreed to revise the maintenance to \$1.00/acre making the per annum collection \$348.00.

FRANCIS M. HOSS DITCH HEARING

for revising maintenance assessments

Additional landowners present were: Paul K. Johnson and Kenneth R. Pearson.

Location: Section 5-6-7-8, Township 17 North, Range 4 West

Acres in Watershed: 129.5

Present assessment: \$101.97

Proposed assessment: \$638.35

Mr. Johnson & Mr. Pearson discussed that the tile is clean and water flow in the tile is very good. This ditch appears to be in excellent shape.

Sam Kessler moved and Bob Thayer seconded a motion to not raise maintenance assessments at this time. Motion

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unanimous.

Assessments to stand at \$101.94 per annum.

THOMAS CLARK DITCH HEARING

for revising maintenance assessments

Location: Section 5 & 8, Township 17 North, Range 4 West

Acres in watershed: 146

Present yearly assessment: \$53.00

Proposed assessment: \$292.00

No landowners present.

Bob Thayer moved and Sam Kessler seconded a motion to increase maintenance assessments to \$292.00 per annum.

The Surveyor presented pictures to the Board of Phil McKinney's property. Mr. McKinney feel that the construction of Mt. Pleasant School has caused water to flow across his yard, driveway and across and in side ditch of County Road 100 West. This water is finding its way to the William McClamroch Ditch.

The opinion of the Board was: Mr. McKinneys property is in the Wm. McClamroch drainage area, however not tied directly to McClamroch tile. Mr. McKinney needs to contact the school and the architect with this water problem. Therefore County Drainage Board has no jurisdiction over this matter.

Surveyor, Harvey Keller, reported that he has the new Ponjar digger.

The progress of the Hysong Drain was discussed. The Board would like to set another hearing date. Harvey is to check with Attorney, Don Schmidt, before scheduling a meeting.

Contractor, John Wetli's claim for \$90.00 for removal of a beaver dam was discussed. The Board rejected payment of this claim. Mr. Wetli was not contracted from the Surveyor's Office to do the work. Don Schmidt to write Mr. Wetli a letter to this fact.

There being no further business, meeting was adjourned.

James M. Kitley  
Samuel Kessler  
Robert M. Skager

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MONTGOMERY COUNTY DRAINAGE BOARD

March 20, 1989 1:30 P.M.

The Montgomery County Drainage Board met Monday, March 20, 1989, 1:30 P.M. in the Commissioners Office, Courthouse, Crawfordsville, Indiana.

Those present were as follows: Chairman, Dr. Kirtley; Vice-Chairman, Sam Kessler; Member, Bob Thayer; Surveyor, Harvey Keller; First Deputy Surveyor, Larry Utz and Landowners: (Alexander MeHarry Ditch: Lance Quigle, Homer N. Gross (John W. Smith Ditch: Keith A. Blaydes, Chauncey Blaydes) (John Wilkinson Ditch : Russell K. Newlin, Stella Asberry represented by Loyd Asberry, Luther Lofland representing Henry Greene Trust and Marion E. Hedrick) and Gerald Snyder.

Alexander MeHarry Ditch Hearing 1:30 P.M.

(revise maintenance assessments)

Location: Section 3 & 10, Township 20 North, Range 6 West.

Watershed Area: 178.4 acres

Present Assessment: \$50.00

Proposed Assessment: \$356.80 per annum.

Landowners have been doing their repairs not realizing this drain is an active legal drain.

Now as opposed to raising assessments they would rather abandon this drain and keep up their own repairs.

The Board instructed the Surveyor to flag the ditch and have a contractor make some minor repairs. This would deplete the maintenance fund and Mr. Gross and Mr. Quigle would cost share any charges over the maintenance fund balance. (Balance is \$251.70) Contractor, Wayne Allen (Mellot area) works for very reasonable rates and does quality work. Mr. Allen has worked on this drain in the past.

Sam Kessler moved and Bob Thayer seconded a motion to abandon the Alexander MeHarry Ditch as of May 1st, 1989. Motion unanimous.

2:00 P.M. Hearing John W. Smith Ditch

(revise maintenance assessments)

Watershed area: 106.7 Acres

Location: Sections 16 & 17, Township 17 North, Range 4 West

Minutes - conti-

March 20, 1989

Present assessment: \$50.00 per annum

Proposed assessment: \$320.19 per annum

Sam Kessler moved and Bob Thayer seconded a motion to not revise maintenance assessments on the John W. Smith Ditch. Thereby assessment is \$50.00 per annum. Motion unanimous.

Landowner, Gerald Snyder, reported he would like several holes repaired in the Charles O. McFarland Ditch. One hole in particular being very large and dangerous for farm equipment.

At this time balance on this drain is 0.

The Board recommended calling a hearing to revise the maintenance assessment. Presently \$300.00 is the per annum collection.

Much discussion followed regarding ways to finance repairs of this drain. One possibility was Mr. Snyder paying the contractor and later being reimbursed from the drainage fund. Surveyor, Harvey Keller, is to discuss this with Attorney, Don Schmidt.

2:30 P.M. Hearing on John M. Wilkinson Ditch  
(revise maintenance assessments)

Watershed area: 559 acres

Location: Sections 23-24-25 & 26, Township 19 North, Range 4 West.

Present assessment: \$204.02 per annum

Proposed assessment: \$ 1,118.66 per annum

One letter of remonstrance was presented to the Board. This was from Mr. Russell Newlin, objecting to the cost of \$6.00/foot to lay the tile and also objecting to the revised assessment.

Landowners ask Harvey to check with Contractor, Don Bowen, Colfax, for price of laying tile.

Mr. Luther Lofland representing the Henry Greene Trust, requested the property be checked for current ownership as the Greene Trust is not in the watershed. This property is all located North of State Road 47.

Work on this drain was done under maintenance contract, with Cain's Homelike Farms, being the low bid.

Sam Kessler moved and Bob Thayer seconded a motion to revise maintenance assessment to \$2.00 per acre, thereby setting the sum of \$1,118.66 per annum. Motion unanimous.

Dr. Kirtley adjourned the meeting at 3:25 P.M.

James W. Kirtley  
Samuel Kessler  
Bob Thayer

MONTGOMERY COUNTY DRAINAGE BOARD

April 3, 1989

The Montgomery County Drainage Board met Monday, April 3, 1989, 1:30 p.m., Commissioners Office, Courthouse, Crawfordsville, In.

Those present were as follows: Chairman, Dr. Kirtley; Vice-Chairman, Sam Kessler; Member, Bob Thayer; Attorney, Don Schmidt; Surveyor, Harvey Keller; 2nd Deputy Surveyor, Nancy Jones; landowners; Sam & Ollie Epperson, Norman Long Carolyn S. & Ronald Cornett; David L. Kiley, Sr., and Shirley M. Kiley Steele.

Hearing Jennings-Bryan Miller Ditch to revise maintenance assessments.

Location: South Union Township. Sections 13, 14, 23, 24 26, Township 18 North, Range 4 West.

Acres in Watershed: 651.92

Number of landowners: 13

Proposed assessment: \$1305.52

Present assessment: \$550.01

The Surveyor, Harvey Keller, discussed that in the future he would like to dip out the bottom of this ditch, maintain a travel path on one side of ditch and set up a spraying program. But at the present time there are no major problems, but to neglect drains, will lead to quite costly reconstruction at a later time.

Landowners voted as follows:

Richard Turner	29.36 acres	- yes
David Kiley, Sr.	14.554 "	- yes
Ollie Epperson	80.00 "	- yes
Norman Long	43.00 "	- no
Cornett's	4.127 "	- no
Totals	yes votes	- 123.914
	no votes	- 47.127

Maintenance assessments will be \$1305.52 per annum.

Hearing William McClamroch Ditch 2:40 P.M. to revise maintenance assessments.

Landowners attending: Bill McClamroch and James Patton.

Location: North Union Township: Section 1, Township 19 North, Range 5 West.

Number of Landowners: 19

Present Assessment: \$494.22 per annum.

Proposed assessment: \$1544.52 per annum.

-conti-  
April 3, 1989

Harvey discussed plans to clean the outlet of this drain, straightening the lower channel and removing willows. The outlet is Prince Croy Drain which is classified reconstruction. Although cleaning the outlet and straightening will do no harm, the Prince Croy Drain needs to be in good condition to carry the water on to Black Creek.

Mr. McClamroch asked what would the charge be to clean 500 ft. of drain? Example last bid job was 750 ft. and bids ranged from \$1900.00 (lowest) to \$4200.00 (highest), \$2.60 per foot to \$5.75 per foot.

The ditch balance now is \$2900.00. Mr. McClamroch feels this amount will cover cleaning out 500 ft. of ditch on the lower end.

Sam Kessler moved and Bob Thayer seconded a motion to leave the maintenance assessment as is (\$494.22 per annum). Motion unanimous.

Mr. Patton suggested Harvey locate the gas line pipe and plat on the ditch map. If any work is done on this drain in the future, this will be valuable information.

A letter of remonstrance from Dale Crum was presented to the Board.

Lemuel B. McClamroch hearing to revise the maintenance assessments.

Landowners were: James Patton and Robert Taylor.

Location: North Union Township. Section 2, Township 19 North, Range 5 West and Section 35, Township 20 North, Range 5 West.

Acres in Watershed: 217.20

Number of landowners: 9

Present assessment: \$805.68

Proposed assessment: \$1086.00

Harvey proposed to work to get a better outlet. The Alfred & Thomas Taylor Drain and the L. McClamroch eventually join at one outlet.

It was discussed to perhaps join the above mentioned watersheds. "This would need to be done by petition". Landowners here did not think this would be acceptable to their adjoining neighbors.

Sam Kessler moved and Bob Thayer seconded a motion to leave assessment as is at this time. There by assessment stands at \$805.68 / per annum. Motion unanimous.

Dr. Kirtley moved to recess this meeting at 4:00 p.m.

James M. Kirtley  
Samuel Kessler  
Robert Thayer

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Montgomery County Drainage Board

April 24, 1989 1:30 p.m.

The Montgomery County Drainage Board met Monday, April 24, 1989, 1:30 p.m., Commissioners Office, Courthouse, Crawfordsville, Indiana.

Those present were as follows: Vice-Chairman, Sam Kessler; Member, Bob Thayer; Surveyor, Harvey Keller, and the following landowners/landowner representatives, Leon Weber (Joseph Gray Ditch) and Lillie M. Frye (James Gilliland Ditch).

Vice-Chairman, Sam Kessler called the meeting to order on the John Lane Ditch Hearing, 1:30 p.m.

- (a) No landowners present
- (b) location: Sections 8-9 & 16,17, R 4 W.
- (c) acres-469
- (d) Current assessment: \$250.00
- (e) Number of landowners: 9
- (f) Proposed assessment: \$703.50
- (g) Main line: 2,382 ft. tile
  - Open ditch: 3,115 ft.
  - Trib #1: 1,070 ft.
  - Trib #2: 700 ft.

The condition of the tile is very good. There is silt at the head wall about 1/3 full. Banks on open ditch are stable. Bottom of open ditch needs dipped out. Brush is beginning to come on strong.

Bob Thayer moved and Sam Kessler seconded a motion to revise maintenance assessment to \$703.50/year. Motion unanimous.

2:00 p.m. Hearing James Gilliland Ditch.

Location: City Airport on 400 South.

Acres in Watershed: 379.5

Number of landowners: 11

Feet of tile: 9100

Feet of open ditch: 2850

Current Assessment: \$508.58

Proposed assessment: 667.86

The headwall shows a lot of willow growth. A surface pipe is needed (about 1/2 way up on open ditch). The surveyor reported he is mainly concerned with the open ditch at this time.

Mrs. Frye asked the surveyor to check on her property. In all probability it is a private tile line - as the

-conti-

April 24, 1989 1:30 P.M.

main line does not go directly on her property.

2:30 p.m. Hearing on Joseph Gray Ditch. Leon Weber representing the Pollum Farms.

Location: Sections 21-22-27 & 28, Twp 18 North, Range 3

Number of Landowners: 17

Acres in Watershed: 731.10

Open ditch: 1100 feet

Tiled ditch: 6,750 feet

Current assessment: \$204.70

Proposed assessment: 731.10

Fall of 88, 1100 ft. of open ditch was sprayed. After spring settlement, Harvey reported he plans to have more spraying done. Mr. Weber reported willows are growing over the tile at the headwall.

Bob Thayer moved and Sam Kessler seconded a motion to accept the revised maintenance assessment of \$731.10/per annum. Motion unanimous.

The surveyor reported on the following:

Epperson Ditch: Contractor, Ron Taylor has started work on this ditch. Harvey has reflagged this ditch.

Steve Ehrle is finishing the work on the Joseph Hall Ditch.

Grass seed needs to be sown on the Eads property, Hose Ditch in Linden.

The Theodore Templeton Ditch on the north-east corner of Wingate has some problems. The Surveyor and Morris McCulloch are to meet on the ditch this coming week.

There being no further business, Dr. Kirtley recessed the meeting 3:00 p.m.

James M. Kirtley  
Samuel Kessler  
Robert M. May

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Secretary

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Montgomery County Drainage Board  
May 8, 1989, 1:35 P.M.

The Montgomery County Drainage Board met Monday, May 8, 1989, 1:35 P.M. in the Commissioners Office, Courthouse, Crawfordsville, Indiana.

Those attending were as follows: Chairman, Dr. Kirtley; Vice-Chairman, Sam Kessler; Member, Bob Thayer; Surveyor, Harvey Keller and Landowner, Gene Stribling of Elmdale.

Chairman, Dr. Kirtley, called the meeting to order.

The following items were discussed.

Joseph Hall Drain

Many complaints from landowners have been turned into the Surveyors Office. Steve Ehrie has spread the spoil. Two jobs remain: replace a surface pipe that has washed out and some willows to be buried. These items were not a part of the contract. Ehrie could have done the work but the maintenance account is zero.

William Epperson Drain

Lower 500 feet is cleaned, dipped and re-shaped. Contractor, Ron Taylor, and the Surveyor walked the ditch. Reflagging for tile and surface pipes is done. Mr. Taylor wants to clear 10 feet of brush on Kiley's west side. Harvey is to get a written report to Mr. Kiley requesting that he remove debris dumped in the ditch.

Ron Taylor stated that when the bridge is removed from the county road he will place rip-rap if needed.

Louie Fellows and Nucor are concerned about the tile under the Railroad that is breaking down and stopping surface water from flowing to the Joel Tobin Drain. This area is not on a legal drain.

Joel Tobin Drain

Charles Doubet land is split, originally 40 acres were assessed on Joel Tobin Drain. After a thorough site inspection it has been determined that 20 acres drain to the Joel Tobin and 20 acres drain to the Jennings Bryan Miller.

Steve Doubet owns 3 acres along 300 S & 400 E that drained to the Epperson. Since the work on the county road and the railroad, this water pockets, there is no escape. The board instructed the Surveyor to type a report and forward said report to the engineers at Nucor.

Richard Graham Drain

Cain Brothers have completed. Bottom of ditch could have been touched up a bit, but it is O.K. Spoil from a beaver dam and silt is pulled back on both sides of the drain.

Joseph Ludlow Drain

Work was to be done by Strasburger. Farmers are working in the area and Strasburger has not started work. Nor has he turned in a proper certificate of insurance form. Job was to be completed April 1, 1989.

The Boards decision was to award the contract to the next lowest bidder or Cain Brothers.

Robert Rutan Drain

The Surveyor will run levels and estimate the installation of 550 feet of 15 inch plastic tile. Job to be done in the fall.

Nancy Hollingsworth Drain

Contractor, E.B. Foster, will be completing this job along with the Rutan Drain and 600 feet on the George Hutchinson Ditch.

Theorode Templeton Drain

Maurie McCulloch of Wingate asked the Surveyors Office to inspect this ditch for a blocked tile. A contractor and the fire department repaired and flushed out the line. This is on a legal drain. The Board agreed to cost share the repairs.

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John Gobin Drain

A site inspection had been planned but no one from the boring companies (4) showed. There will be at least 100 and possibly 120 feet of boring under the railroad tracts. The Board instructed the Surveyor to recontact the boring companies - guaranteeing at least 100 feet of work.

Foster Fletcher Drain

Jack Jones has finished the work. He straightened 200 feet of channel and seeded the banks.

Margaret Remley Drain

Contractor, Chuck Watkins, finished this job 2 weeks ago and has moved on the James Wilson Ditch to clear around the headwall.

James Sanders Drain

Richard Harshbarger reported a tile hole (after he did the repairs) he purchased the tile - did the repairs and asked to be reimbursed for the tile only. This maintenance account is zero. This drain collects \$220.00/year. The Board instructed the Surveyor to pay part of the tile bill (\$133.76) this spring after May settlement and the remainder in the fall.

The Board and the Surveyor discussed code 39-9-27-42 page 800. The subject is the Board's right to raise all drainage assessments 25% without prior notification. Member, Bob Thayer, moved and Sam Kessler seconded a motion to proceed as the Surveyor saw fit.

The Surveyor reported several landowners were wanting to remove their names from drainage assessment rolls. Mr. Snyder from south of Waynetown (on the Richard Virts and Charles McFarland Ditches) was requesting this. The Board stated they would need to petition to abandon the drain in question.

William Shelly Drain

Mr. Bill Corey is requesting to re-rout part of this drain in order to build. He intends to submit plans to the Board and will expect approval in written form. He has already received approval from the City of Crawfordsville.

The CSX Railroad at Whitesville (May 3) was replacing pipe under the tracks between Nucor and Estel McCloud. Mr. McCloud does not want surface water running on him. He is threatening to sue and he also has called the Sheriff's Office.

George Nichols Drain

Water problems, located just East of Linden. There are problems in private tile lines. Harvey has reported to the Health Office about possible sewage dumping. Willows are growing over the tile and water is standing in the main line. Harvey anticipates cleaning out the willows and putting in some surface inlet pipes this fall.

Albert Hysong Drain (a joint drain)

Harvey and Al Huntsman have discussed this drain. Mr. Huntsman has suggested to meet on the ditch in June.

Mr. Huntsman also questioned the \$3.00 minimum charge. If landowners owned more than one parcel of land then less than 1 acre plots were not always charged \$3.00. Mr. Huntsman thinks this is incorrect. But landowners have already been notified and the dollar amounts can not be increased. The Board did not make any definite decision on this.

The Board signed the minutes and encumbrances.

James M. Kirtley  
Samuel Kessler  
Robert M. Thayer

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Montgomery County Drainage Board  
May 22, 1989 1:45 P.M.

The Montgomery County Drainage Board met Monday, May 22, 1989, 1:45 P.M., in the Commissioners Room, Courthouse, Crawfordsville, Indiana. Those present were as follows; Chairman, Dr. Kirtley; Vice-Chairman, Sam Kessler; Member, Bob Thayer; Attorney, Don Schmidt; Surveyor, Harvey Keller; and County Highway Superintendent, Gordon (Bud) Holloway.

Dr. Kirtley called the meeting to order.

Allen Lewis Drain was discussed.

Roy and Harold Leaders were concerned with surface water drainage on/near County Road 525 North and West of New Richmond. Roy thought the angle of the pipe under the county road had been changed, the Commissioners assured him it had not.

The surveyor proposed to suggest Mr. Leaders install a private tile line - a surface pipe with a grate, then the water will get away faster. Harvey will get this out in letter this week.

Wm. Shelley Drain

A petition from M.S.A. & Mr. Morris Davis was presented to the Board (re: the Shelley Drain)

Sam Kessler moved and Bob Thayer seconded a motion to deny said petition. Motion unanimous.

The Board recommended the following items:

- a) accept only a petition with 25 foot easement (measured at right angles from the center of tile) to either side of said tile.
- b) The Board would let the City make this a municipal drain.
- c) The Board rejected permanent structures on the 10 foot right-of-way (mention in said petition).
- d) M.S.A. suggested moving the entrance of ditch which now is in the area of Shelly Square.
- e) City has proposed to restructure the drain at the intersection of 47 and 32 and also reroute the tile line.
- f) Harvey sent a letter to Mr. Davis stating he would not consider anything less than a 15 foot right of way .

Harvey did a field check on the Shelley Drain. They exposed several different tiles - depth ranges from 3.5 feet to 4 feet, the tiles are 15 inch. tile appeared clean and 2 inches of water was flowing in the line.

Harvey discussed the pipe under 625 East (vicinity of Walt Nelson property). He has figured 1,000 acres drain thru this pipe. On 500 South and 625, 400 acres of water flow but this is included in the 1,000 figure stated above.

Mr. Holloway discussed with the Board the use of Railroad tank cars for bridge structures and multiple squash pipes.

The Board and the Surveyor were reminded of a drainage meeting in Lafayette, June 7, 1989, 9:00 A.M. re: Kirkpatrick One Ditch.

James Gilliland Drain

In the approximate center of the runway the surface inlet is not taking in water. On portions of this ditch, water is standing over the tile. This line needs to be exposed and checked.

Harvey proposes to run a 6 inch line parallel with the existing tile and approximately 2 feet deep or a water way. This could possibly be cost shared with the Soil and Water Division.

Levi Hawkins Drain

O.C. Bennett put in a private tile line and tied into this drain, at a point below where large holes are in the main line. The main line is 18 inch tile.

Harvey and George Walton (of S.C.S. Office) did a site inspection of this ditch.

The maintenance account has a balance of \$500.00. Harvey recommended a petition to reconstruct this drain.

May 22, 1989

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Vice-Chairman, Sam Kessler, recommended if this drain goes reconstruction, a lot of fill dirt will be needed, and try to get the fill (at no charge) from a landowner located close by (to cut the cost of a hauling charge).

Harvey reminded the landowners not to plow directly over the top of the drain.

Sam Kessler moved and Bob Thayer seconded a motion to recess. Motion unanimous.

James M. Kirtley  
Samuel Kessler  
Robert M. Thayer

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Montgomery County Drainage Board

May 30, 1989 1:30 P.M.

The Montgomery County Drainage Board met Tuesday, May 30, 1989, 1:30 P.M., Commissioner's Room, Courthouse, Crawfordsville, Indiana. Those attending are as follows: Chairman, Dr. Kirtley; Vice-Chairman, Sam Kessler; Member, Bob Thayer; Attorney, Don Schmidt; Surveyor, Harvey Keller; 1st Deputy Surveyor, Larry Utz; Auditor, Nell Hester; Keith Light of Linden; Boyd Hudson, landowner; Contractor, Jack Jones (arriving later) and Steve Leer, Journal Review.

Mr. Keith Light was here to discuss Bible's Addition located East of Linden. Mr. Bible is selling parcels of land. Many have placed mobile homes on these lots. There is a water problem in this area. The land is low and after any measurable rain the problem is compounded. Septic is seeping to the top of the soil. Mr. Light is concerned with this. The Health Office has been contacted (2x) Mr. Walters has not contacted our office with his findings. Unless a problem is on the main line of a legal drain, the drainage board has no jurisdiction. This property is drained by the George Nichols and James Hose Ditches.

Mr. Boyd Hudson was here to discuss the Charles Newkirk and Joseph Hall Drains.

- Mr. Hudson ask that the Board correct the following items;
- (a) acres and assessment amounts for the Newkirk and Hall. The September 19,1983 drainage minutes set the maintenance assessment of the Hall Drain at \$.75 per acre.
  - (b) to redefine the watershed of the Newkirk Drain.
  - (c) \$2500.00 should be transferred to the Newkirk maintenance fund. (this money should have come from the Hall Drain).

When the Joseph Hall Drain was reconstructed in 1982 it encroached on the Charles Newkirk Drain. In some locations the Newkirk and Hall are the same ditch.

Old records state that the Newkirk Drain starts 958 feet East of the center of Section 29-Twp 19 North-Range 4 West. and runs due North. Mr. Hudson states the Newkirk now consists of 2 tile lines running East and West and all located North of County Road 800 North.

The Board were in agreement with Mr. Hudson and requested the Surveyor to do a field check and report back with Mr. Hudson.

May 30, 1989

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Timothy Lane Drain

Harvey and Jack Jones went to county road 625 East to measure the bridge span and figure the pipe size. (Near Walt Nelson property),

← This <sup>bridge</sup> culvert drains approximately 1,000 acres. The present <sup>bridge</sup> culvert is not big enough to carry water especially in heavy rain. The water flows to within inches of the <sup>bottom</sup> top of the <sup>road scan.</sup> pipe. The contractor and surveyor were concerned that if a large pipe is installed how much would this raise the bridge deck.

Harvey anticipates going upstream 200 feet and placing a sediment trap. This will be done from the maintenance fund of the Lane Drain.

Sam Kessler moved and Bob Thayer seconded a motion approving Jack Jones to replace the above mentioned pipe/culvert.

Albert Hysong Drain

Harvey has tried several times to get a meeting date convenient with Mr. Al Huntsman, Surveyor of Hendricks County. Harvey is going to request the following:

- (a) That Hendricks County waive its rights to serve on this joint board.
- (b) Run a new tile line.
- (c) Rework the side ditch as the ditch along the road (1025E) will never handle all the ditch water. The county road (1025E) washed considerably during the storm on May 25th.

William Epperson Drain

This drain held up excellent under the storm water drain off.

Sam Kessler moved and Bob Thayer seconded a motion to recess. Motion unanimous.

James M. Kirtley  
Samuel Kessler  
Robert M. Thayer

Montgomery County Drainage Board  
June 5, 1989 1:30 p.m.

Chairman Marion Kirtley called the meeting to order. Those present were: Chairman; Marion Kirtley, Vice-Chairman; Sam Kessler, member; Bob Thayer, County Attorney; Don Schmidt, and Surveyor; Harvey Keller.

William Epperson Ditch- Harvey stated that they met with contractor, Ron Taylor, and drove and walked the entire length of the ditch. He had seeded behind his work and the banks were still intact and grass was growing, following a big rain. He did not use as much rip-rap as called for, but did locate more private tile and repaired it. We were to rip-rap culvert, but since it is to be pulled out, we didn't do it. He has done an excellent job, Harvey said, and he recommended paying him. Marion Kirtley seconded a motion from Sam Kessler to do so. County attorney, Don Schmidt, said that as soon as Harvey submitted a second claim form for payment, that Mr. Taylor could be paid. And further asked that Keith Busse, of Nucor, be out to look at it and approve it. Harvey stated he would ask him to inspect it and send Mr. Schmidt a form letter stating result of such.

Harvey said one of the Fauber engineers asked who was responsible for where the Epperson and Tobin drains met and banks had washed out from the last big rain. (They can't get rid of all of the water.) He said they were quite concerned about the water backing up, but that this was a landowners responsibility, and that it would worsen down stream on Denny Strasburgers land.

Joe Ludlow Ditch- was never done by Mr. Strasburger even though he was awarded the bid to do it. Therefore, he may not be co-operative on this (Epperson) drain either.

Mr. Kirtley asked if the gap between the two ditches would harm any of the work that had been done. Harvey said no, that the damage was done mostly to the side ditch and that the land between the ditches is on road right-of-way. Fauber Construction will rebuild it and place rip-rap.

Harvey said that they did all the shots on Camp Rotary Road and the pipe on 625 E and that Larry and Nancy are seeing Keith Blaydes at the William Davis Drain at the present time about culvert pipe under 900 S.

Also, that they have ten other ditch jobs, but no funds to do them.

He said they haven't heard from Hendricks County on the Hysong Drain and that he would call Al Huntsman and ask him to release the rights to it and allow us to take care of it. Sam Kessler said, yes, that, in fact, we have more acres involved than they do.

Harvey continued that they had worked with the Soil Conservation Service at the airport on the James Gilliland Drain. North of the runway, farmers have driven along this and packed the dirt down. There is water all around. If we could get in and expose the tile, S.C.S. could run a 6 inch tile parallel to ours, but it is too wet at the present time.

At this time, Tom Dawson and Attorney, Monty Harris, representing Montgomery Savings Association, came for a hearing on the Shelley Square Drain. Mr. Harris stated that Montgomery Savings has the option to buy land there for the purpose of erecting condominiums, but this would necessitate changes in the right-of-way for Shelley Drain. At this time statutes state a 75 foot easement on each side of the center tile. Mr. Harris asked the approval of the board to reduce the easement to 25 feet on each side and to build within 10 feet of the tile.

June 5, 1989

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Attorney Don Schmidt stated that the board had already agreed on a 25 foot easement and that Harvey had sent them a letter stating such, but that they would not agree to building within 10 feet of the tile. He further recommended that the city be asked to take this as a municipal responsibility, as they have spent a lot of money on it recently. The county would not be involved that way and county statutes wouldn't apply. Mr. Harris said they would discuss this.

Harvey said that east and south where it runs in back of the First Baptist Church it is heavily wooded and they would be unable to do it, but it would be easier for the city to do it. Mr. Harris asked if it was really necessary to have 50 feet of clear space? Don Schmidt replied that yes it is in order to get large equipment in to work on it. Sam Kessler said otherwise the building might be too close.

The board approved the 25 foot right-of-way as is, and will await to see what the city of Crawfordsville does.

Marion Kirtley adjourned the meeting at 2:00 p.m.

James M. Kirtley  
Samuel Kessler  
Robert M. Hager

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MONTGOMERY COUNTY DRAINAGE BOARD

July 24, 1989 1:30 P.M.

The Montgomery County Drainage Board met Monday, July 24th, 1989, 1:30 P.M., Commissioners Room, Room # 103 Courthouse, Crawfordsville, Indiana.

Those present were as follows: Chairman, Dr. Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; and Surveyor, Harvey J. Keller.

Chairman, Dr. Kirtley, called the meeting to order.

The Surveyor reported the following items:

Not much tile repair work is being done at this time, as crops are in.

Lough-Miller Drain: a tile hole (yet to be repaired).

Charles McFarland Drain: maintenance account has zero balance.

Richard Virts Drain: maintenance account has zero balance.

The McFarland and Virts Drains are scheduled for hearings to increase maintenance assessments.

William Davis Drain: repairs to be done in the fall.

Lye Creek Drain: there is a dam caused from debris and the travel path is showing a lot of brush growth. (South of 1000 North).

James Gilliland Drain: Problems at the runway. Water is standing in the waterway. The tile was checked and nothing is wrong there. The S.C.S. Office would like to place a 6 inch tile next to the existing tile.

A.F. Ward Drain: there is 850 feet of open ditch to be cleaned out next year.

George Nichols Drain: in Bible's Addition the problem is with the private tile lines. The upper end needs willows cleared out.

Landowner, Mr. Hart, is having problems with standing water, due to the fact that the surrounding neighbors have built up their lawns and Mr. Hart has not, thereby, his property is the low spot.

James Hose Drain: Harvey proposed replacing 100 feet of (bell tile) with perforated plastic tile.

Joseph Ludlow Drain: Contractors, Cain Brothers, will be working this fall.

Wm. McClamroch Drain: needs to be petitioned.

John Baker Drain: located near Smartsburg, a petition is being circulated now.

Levi Hawkins Drain: located near Alamo, a petition is needed.

W.A. Henthorn Drain: located southeast of Waynetown, a petition is needed.

Phillip Dewey Drain: Farm Manager, Jim Clark, is asking landowners in this watershed if they want to petition for added reconstruction and increased acres in the watershed.

July 24, 1989

-conti-

Wm. Epperson Drain: reconstruction is completed but there are some minor problems at the lower end where the ditch ends.

Albert Hysong Drain: Hendricks County was to meet with Commissioners to see if they would consider waiving their rights to representation on this joint board with Montgomery County.

(Mr. Kessler stated he went to Hendricks County Surveyors Office and talked to Al Huntsman).

Member, Sam Kessler, requested the Secretary to make the length and drainage acre percent changes on the waiver form and forward said form on to the Hendricks County Drainage Board.

Mr. Kessler felt that the Hysong Drain should not be an open drain, ordinarily there is no surface water and if there is it is only after a large rain. An open drain requires a lot of maintenance as in brush control, silting and erosion of banks.

For the period from August 28th to December 4th, 25 drains are being scheduled for hearings before the Board to revise the maintenance assessments. The first hearing is set for August 28th on the following three drains, William Davis, Charles McFarland and Fred & Bessie Brown.

E.B. Foster is working on the Nancy Hollingsworth and Robert Rutan Drains.

In 1988, 3 ditch sprayers were used.

- (a) E.B. Foster sprayed some of the smaller jobs as he does not have the equipment for large jobs.
- (b) Blackhorse Company used "Garlon 4" chemical.
- (c) Chemitrol Company used "Rodeo" spray. "Garlon" worked best on ditch banks and "Rodeo" worked best in ditch bottoms. The overall results were an 85% kill. A lot of under brush was not killed by any of the three sprayers. Harvey felt that the weather pattern had some play on the results of the ditch spraying.

Mr. Kessler stated for best results the brush should be cleared first then use ditch spraying, or spray every year.

Dalton Gang would accept the job with payments over a 5 year span.

Lye Creek: Brush is out of control, I would like to continue to spray this drain, I will continue with 10 or 12 drains either this fall or the following March. Chemitrol Company sprayed some drains in Tippecanoe County in March and the results were very favorable.

Last year 24 drains were sprayed using 5,000 gallons with 1.5% chemicals. This year I anticipate going 8,000 gallons @ \$2.00/gallon applied for a total cost of \$16,000.00.



July 24, 1989

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Mr. Kessler asked if the Timothy Lane Drain had been sprayed since reconstruction? Answer was yes, approximately 1 mile of the upper end. Also, part of the Moses Maxwell Drain has been sprayed.

Joseph Hall Drain: The Surveyor reported brush and willows are starting up, but with the very steep banks, he was not sure if he wanted to spray the banks. Mr. Kessler stated that the willows should be removed. Due to the cost, any work will have to be planned for a later time.

William Yelton Drain: Mr. Kessler stated he had some ditch work done on this area and it looked great. He ask Harvey to stop and take a look. Harvey stated he was planning to be in that area tomorrow, digging for section stones on State Road 234 and he would make a point to stop then. Harvey reported that he was going to bill R.E.M.C. for placing poles in the ditch. Mr. Kessler stated he would like to see this drain placed on assessment.

Mr. Kessler reported that Hendricks County is placing a 2% drainage assessment on all property owners.

The Board signed the minutes of April, May and June meetings. There was one correction to be made by the Secretary in the minutes of the meeting held May 30th, 1989.

There being no further business, Chairman, Dr. Kirtley, recessed the meeting. Time 2:25 P.M.

James M. Kirtley  
Samuel Kessler  
Richard M. Hayes

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Secretary

MONTGOMERY COUNTY DRAINAGE BOARD  
August 7, 1989 1:30 P.M.

The Montgomery County Drainage Board met Monday, August 7, 1989, 1:30 P.M., in the Commissioners Room, Courthouse, Crawfordsville, Indiana.

Those attending were as follows: Chairman, James Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; Surveyor, Harvey Keller; 1st Deputy Surveyor, Larry Utz; Attorney, Don Schmidt; Auditor, Nell Hester and Attorney Jim Ayres representing Debbie Priebe.

Chairman, James Kirtley, called the meeting to order.

Attorney, Jim Ayres was here to discuss a water problem in Ladoga. The problem started after Mr. Prosser built a housing development on the North edge of Ladoga. Mr. Prosser has cut a field tile and this is causing water to back up in the basement of Priebe's (Debbie) home.

County Health Officer, Robert Walters, is aware of this. The Board instructed Mr. Ayres to get a report from Mr. Walters then place his request in writing to this Board. Mr. Ayres stated that this Board is entitled to fix this drain.

The Board signed 2 change orders regarding the William Epperson Drain. (Ron Taylor Excavating was the contractor)  
Change Order Number 1 - minus \$3,214.80  
Change Order Number 2 - plus \$9,946.90  
Thereby making the final contract price \$51,795.85.

The Board signed 3 maintenance contracts listed as follows:

- (a) Dave Foster: Charles Newkirk - Fred Maxwell - Swearingen-Runyon and James Sanders Drains.
- (b) Watkins Construction, Co.: James Hose-James Wilson-B.F. Remley-Alexander MeHarry-James Gilliland-Kenneth Hudson-Charles Warren and the Alfred & Thomas Taylor Drains.
- (c) E.B. Foster Excavating: Raymond Weliever-George McClain-John Pogue - Nancy Hollingsworth-Robert Rutan-George Hutchinson and the Alvin Sparks Drains.

The Secretary reported to the Board that the Xerox Machine and the Word Processor were both in need of repair. The Boards reply was to report back with them the date of purchase of the word processor.

There being no further business, the meeting adjourned.

James M. Kirtley  
Samuel Kessler  
Robert M. Thayer

## MONTGOMERY COUNTY DRAINAGE BOARD

August 28, 1989, 1:30 P.M.

The Montgomery County Drainage Board met Monday, August, 28, 1989, 1:30 P.M., in the Commissioners Room, Courthouse, Crawfordsville, Indiana.

Those present were as follows: Chairman, James M. Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; Surveyor, Harvey Keller; 1st Deputy Surveyor, Larry Utz and the following landowners/representatives of landowners:

1:30 P.M. William Davis Drain Hearing: Chauncy Blaydes, Keith Blaydes, and Ethel B. Wilkinson.

2:00 P.M. Charles McFarland Drain Hearing: Don Fredrick, Gerald Snyder; Orvel Stewart and Mike Suiters.

2:30 P.M. Fred & Bessie Brown Drain: Ed Saylor and Luther Lofland.

Chairman, James M. Kirtley, called the meeting to order.

Surveyor, Harvey Keller, reported the following for the William Davis Drain.

Watershed consists of 430 acres

Landowners number 11

Location is West of Lapland on 231.

4,330 feet of tile.

Tile begins as a 16 inch and ends as a 18 inch.

The current maintenance assessment is \$203.00. It is proposed to increase to \$812.00.

Originally constructed in 1912.

There are several tiles in need of repair. This increase is needed to do the repairs.

The Surveyor reported he did not like contractors using plastic wrap or bags on tile joints. Plastic tile are used on almost all repairs, at the cost of \$7.00 per foot.

Harvey also stated after extensive research Indiana Code 36-9-27-39, states maintenance assessments shall be based on benefit of the drain.

Mrs. Wilkinson ask how long she would have to pay this amount. Harvey explained until 4 times the ceiling (or \$812.00) is reached.

The report of a tile hole (on the Van Cleave property) has been noted in the Surveyors Office. And also it has been requested to wait until fall to do the necessary repairs.

Sam Kessler moved and Bob Thayer seconded a motion to accept the change of method in figuring ditch maintenance assessments. Motion unanimous.

Bob Thayer moved and Sam Kessler seconded a motion to accept the revised maintenance assessment. Motion unanimous.  
2:00 P.M.

Charles McFarland Drain Hearing

Originally constructed 1917.

Length: 8,135 feet beginning as an 8 inch tile and ending as an open drain.

Acres in watershed 316.

Present assessment: \$300.00

Proposed assessment: \$1,200.00

Location : Sections 1,2-12, Twp 18 North, Range 6 West.

There are a lot of problems with this drain. There are numerous broken tiles and the remaining tile are very old clay tiles.

The average charge for repairing one broken tile is \$464.00.

Mr. Suiters remarked that some of the same tiles are being replaced over & over again. Harvey stated he would check this thoroughly. After crops are out Harvey reported he is going to do a thorough field check on this ditch.

The individual landowners costs will change but the total (\$1,200.00) will not change.

The percent of the estimated cost shall be based on the owners benefit (or usage) of the drain.

Landowners discussed the following items.

- (a) about contractors coming back and redoing some of their work
- (b) Repairing tile on their property - Sam Kessler stated they would need to carry (at least) \$500,000 liability insurance.
- (c) 1st Deputy, Larry Utz, presented Mr. Snyder with a copy of "Certificate of Insurance" form.

The Surveyor is going to check if contractors can be held liable for ditch repairs. Chairman, James M.Kirtley ask if there was any stipulation regarding this in the ditch inspection forms?

Harvey reported contractors are hired to do repairs with some of the following in mind:

- (a) their availability
- (b) location of the drain
- (c) where the contractor resides

Sam Kessler moved and Bob Thayer seconded a motion to accept the revised maintenance assessment roll of benefits of drain used. Thereby accepting \$1,200.00/yr maintenance assessment. Motion unanimous.

2:30 P.M. Fred & Bessie Brown Ditch Hearing:

Landowners attending were: Luther Lofland and Ed Saylor.

This drain was originally constructed in 1924.

Acres in the watershed: 716.5

Drain consists of 6,100 feet of open; 2700 feet of tile and 2,276 feet of tile in the main line.

Landowners number 16

Present assessment is \$250.00/year.

Proposed assessment is \$1250.42.

Two letters were presented to the Board from the following: Mr. William Sidener (not objecting) and Mr. Ed Saylor (who was objecting).

Mr. Saylor stated he did not like the idea of paying assessment on a tile - that he gets no benefit from.

The Secretary was instructed to send letters to the landowners who were not present at this meeting stating the monetary changes.

The Surveyor discussed ditch spraying. The ditch spraying was done on 400 North and South. The ideal time to spray is late fall or very early as in March.

Tippecanoe County showed an excellent rate of brush kill, (except on ash & mulberry) by spraying in March.

Surveyor, Harvey Keller, reported he would like to start a 4 or 5 year ditch spraying program.

Sam Kessler moved and Bob Thayer seconded a motion to change assessments to percent of usage but not change the total dollar amount of \$1,250.42/year. Motion unanimous.

There being no further business, the meeting adjourned 3:29 P.M.

James M. Kirtley  
Samuel Kessler  
Robert Thayer

## MONTGOMERY COUNTY DRAINAGE BOARD

September 18, 1989 1:40 P.M.

The Montgomery County Drainage Board met Monday, September 18, 1989, 1:40 P.M., Commissioner's Room, Courthouse, Crawfordsville, Indiana.

Those present were as follows: Chairman, James M. Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler; Surveyor, Harvey Keller and the following landowners: Charles Cowan Drain Hearing: Harold E. Olin, Forest O. Patton, Kathleen B. Meyer and Paul Fuller.

Charles Ludlow # 2 Drain Hearing: Luther Lofland representing Bank One.

Warner E. Linn & Daniel Himes Drain Hearing: Lowell & Lois McMullen, Richard D. Kruse, Attorney, Monte Harris, Stanley Harris, Harris-Munns Corporation represented by Mrs. Alice Harris, Lewis Fellows and Robert Walters.

Chairman, James M. Kirtley called the meeting to order at 1:40 P.M.

## CHARLES S. COWAN DRAIN HEARING

Surveyor, Harvey Keller reported the following regarding the Charles S. Cowan Ditch:

Location: 375 West and 650 North.

Originally constructed 1883.

7200 feet of open drain.

Two tributaries consisting of 1950 feet of 7-8 inch tile.

Tributary # 2 is 650 feet of 7 inch tile

Watershed consists of 479.25 acres.

Present yearly maintenance assessment is \$325.00

Proposed yearly maintenance assessment is \$1300.00

Projected plan is to clean a portion of the open drain. The repairs will take from 1 to 2 years. There is one tile repair to be done on Forest Patton property and 2 tile repairs to be done on Paul Fuller property.

Landowners assessment is based on usage of the drain. Harvey went on to report that he would like to spray the open ditch area. He recommended going with a 4 year spraying program.

Mrs. Meyers ask to be notified of her assessment amount for the year of 1990 .

Sam Kessler moved and Bob Thayer seconded a motion setting the yearly assessment at \$1,200.00. Motion unanimous.

CHARLES A. LUDLOW #2 DRAIN HEARING

Location: North & easterly of Wingate, Coal Creek Township.

Landowners number 8.

Originally constructed in 1930.

Drain consists of 1,380 feet of open ditch and 4,350 feet of tile.

Present yearly maintenance assessment is \$127.46.

Proposed yearly maintenance assessment is \$800.00.

Projected plan is to keep the open ditch portion sprayed.

Bob Thayer moved and Sam Kessler seconded a motion to accept the revised maintenance assessment of \$800.00 per year. Motion unanimous.

WARNER E. LINN - DANIEL C. HIMES DRAIN HEARING

Location: South and East of Whitesville

Landowners number 25.

Length 1600 feet of open drain.

Himes has 1900 feet of tile and the Linn 7720 feet open.

The Himes was constructed in 1881 and the Linn in 1930.

Watershed consists of (Himes) 219.67 acres and the (Linn) has 1,206.95 acres.

Present yearly maintenance assessment is \$600.00

Proposed yearly maintenance assessment is \$1,809.90.

Attorney, Monte Harris questioned when these two drains were combined. The Surveyor could not find in the Drainage Board minutes any action taken by the Board but January 18, 1967, Mr. Carroll Beeson made such recommendation to the Montgomery County Drainage Board.

Surveyor, Harvey Keller, recommended the following items:

- (a) brush needs to be sprayed, over a 3 to 5 year period.
- (b) dip out the bottom of the open channel
- (c) work to be done on the headwall
- (d) remove the big trees on Lewis Fellows property.

After some discussion, landowners voiced the following views: Mr. Harris and Harris-Munns Corporation acres and usage of the drain needs to be re-evaluated.

The Board discussed redefining the watershed. Possibly figuring as 2 separate drains and extending said drain on to Cornstalk Creek.

Sam Kessler moved and Bob Thayer seconded a motion to figure as 2 separate drains. Motion unanimous.

Sam Kessler moved and Bob Thayer seconded a motion to postpone any further action until a later date.

Harvey reminded the Board that a petition would be needed to extend said drain from Cornstalk Creek to Ladoga Road.

Mr. Kruse ask the Boards permission to do some work on his property to give this drain a better outlet. Board concurred.

Meeting adjourned 3:35 P.M.

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James M. Kirtley  
Robert M. Thayer  
Samuel Kessler



MONTGOMERY COUNTY DRAINAGE BOARD

September 25, 1989 1:30 P.M.

The Montgomery County Drainage Board met Monday, September 25, 1989 at 1:30 P.M., Commissioner's Room, Courthouse, Crawfordsville, Indiana.

Those attending are as follows: Chairman, James M. Kirtley; Vice-Chairman; Bob Thayer; Member, Sam Kessler; Attorney, Don Schmidt, Surveyor, Harvey Keller.

James M. Kirtley called the meeting to order.

1:30 P.M. HEARING FOR GEORGE McCLAIN DRAIN:

There were no landowners present.

Location of the drain: 700 South and 200 East.

Originally constructed in 1899.

Acres in watershed 372.5.

Length is 4,220 feet of open drain.

3,150 feet of tile.

Present yearly maintenance assessment is \$150.20.

Proposed yearly maintenance assessment is \$753.40.

Sam Kessler moved and Bob Thayer seconded a motion to accept the revised maintenance assessment of \$753.40 per year. Motion unanimous.

2:00 P.M. HEARING FOR ALBERT C. NOBES DRAIN:

Landowners present: John E. Mauderville of Lafayette Bank and Trust.

Originally constructed 1894.

Location: 550 North and 400 East, North Union Township.

Main line consists of 2,875 feet of 10 to 12 inch tile.

Tributary #1 2,030 feet of tile.

Acres drained are 259.84.

Present yearly maintenance assessment is \$250.00

Proposed yearly maintenance assessment is \$1,000.00

The Surveyor reported that this drain needs 2 surface inlet pipes installed.

Sam Kessler moved and Bob Thayer seconded a motion setting the yearly assessment at \$500.00 per year. Motion unanimous.

2:30 P.M. HEARING FOR CHARLES E. WARREN DRAIN

Landowners present were: Paul Cass, Morris R. Davis and John Freeland, Jr. (Mr. Freeland's property is not in this watershed. He was attending for information on drains in general. Mr. Freeland actually owns property in the Foster Fletcher Drainage area. (Clearview Addition).

Location is 32 East in the area of the Elks Lodge.

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Originally constructed in 1916.

Drain consists of 3500 feet of 12 to 16 inch tile.

Landowners number 14.

Acres in the watershed is 124.

Balance in the account is \$236.00.

Present yearly maintenance assessment is \$235.91.

Proposed yearly maintenance assessment is \$750.00.

After a field inspection, the Surveyor feels that probably 1/3 of Mr. Cass and Mr. Davis's acres do not use this tile system. Mr. Cass is assessed 19.30 acres and Mr. Davis is assessed 31.80 acres, their acres and costs will be adjusted accordingly.

This problem is with surface water, some trees need to be removed and work done at the headwall.

Mr. Davis and Mr. Cass preferred to leave the assessment as is until work needs to be done.

Bob Thayer moved and James M. Kirtley seconded a motion to hold as is (\$235.91/year) until a later date. Motion unanimous.   
*current balance*

There being no further business, meeting adjourned. 2:55 P.M.

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James M. Kirtley

Robert M. Thayer

Samuel Kissler

MONTGOMERY COUNTY DRAINAGE BOARD

October 9, 1989 1:30 P.M.

The Montgomery County Drainage Board met Monday, October 9, 1989, 1:30 P.M., Commissioners Room, Courthouse, Crawfordsville, Indiana.

Those present were as follows: Chairman, James Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler, Attorney, Don Schmidt; Landowners, Harold Clements, Carl Gwin and Claudine Charters.

Chairman, James Kirtley, called the meeting to order. 1:30 P.M. Hearing on revised maintenance assessments for the Samuel Humphrey Ditch.

Location: South and West of Elmdale.

Constructed in 1908.

Main Tributary 8,400 feet tile

Tributary #1: 1,087 feet tile.

Tributary #2: 200 feet tile.

Drainage Area: 350 acres

Current assessment \$450.00 per year.

Proposed assessment \$1357.55 per year.

Current Balance: \$559.00

Surveyor, Harvey Keller reported he had flagged a 8 to 9 holes and has had several repaired on the South side of 600 North and he has found approximately 200 feet of tile that need to be replaced on the North side of Road 600 North.

Mr. Clements stated that he has trouble with the Kenneth Hudson Ditch, not the Humphrey. There is a problem with surface water. The problem is that there are no side ditches along the county road. The Board instructed the surveyor to inspect this area again. Harvey went on to report that it will take a considerable amount of money to do the repairs this drain needs.

Sam Kessler moved and Bob Thayer seconded a motion to accept the revised maintenance assessment of \$1357.55 per year. Motion carried.

Mr. Clements left his phone number and stated he could be reached after 4:00 P.M.

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2:00 P.M. Hearing for Revised Maintenance Assessments for Thomas Wilkins Ditch.

Location: 1 mile West of Linden.

Constructed in 1895.

Length: Main line 6830 feet tile

Tributary 876 feet of tile

Acres in Watershed: 631.46

Current assessment: \$294.00 per year.

Proposed assessment: \$883.00 per year.

Current Balance: \$930.00

Mr. Carl Gwin stated many tiles on Bymaster & Chenoweth property need repaired.

Sam Kessler moved and Bob Thayer seconded a motion to accept the revised maintenance assessment of \$883.00 per year. Motion carries.

2:30 P.M. Hearing for Revised Maintenance Assessment of the James Wilson Ditch.

Location: Road 1,000 North - 6 miles East of Linden.

Constructed in 1892.

Length: 1,030 feet of open

4,270 feet of tile.

Tributary #1: 1,537 feet tile.

Acres in Watershed: 368

Current assessment: \$200.00

Proposed assessment: \$805.00

Current balance \$26.20

The Surveyor reported the following: The tile starts as a 7 inch going to a 15 inch tile and ending as an open ditch. The legal drain ends at County Road 575 East.

A lot of willows need to be removed and tile replaced above the headwall.

Contractor, Chuck Watkins, has done some work including some tile repairs and brush clearing.

Cain's have done some clearing on 575 East, but this is not a part of the assessed watershed.

Sam Kessler moved and Bob Thayer seconded a motion to accept the revised maintenance assessment of \$805.00 per year. Motion carried.

October 9, 1989

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Midwest Mole Company has inspected the (John Gobin Drain) tile under the CSX Railroad. Located at the Linden overpass (231 North) and they are drawing up an estimate to give to the board for boring under the rail tracks.

Surveyor, Harvey Keller, reported he and his staff have worked up a 1,250 foot addition of the Epperson Drain and plans are being made to go another 650 feet. Now he will begin to figure a price.

There being no further business, Chairman, James Kirtley, recessed the meeting. Time 2:55 P.M.

James M. Kirtley  
Samuel Keller  
Richard M. Shaper

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MONTGOMERY COUNTY DRAINAGE BOARD

October 23, 1989 1:30 P.M.

The Montgomery County Drainage Board met Monday, October 23, 1989, 1:30 P.M., Commissioners Office, Courthouse, Crawfordsville, Indiana.

Those present were as follows: Chairman, James Kirtley; Vice-Chairman, Bob Thayer; Member, Sam Kessler Surveyor, Harvey Keller; 1st Deputy Surveyor, Larry Utz; and the following landowners/representatives for landowners; Luther Lofland for Lex Clore, Attorney, Dick Tulley, Harold Barclay and Michael L. Francis for Calsonic International, Inc.

Chairman, James Kirtley, called the meeting to order. 1:30 P.M. Richard Graham Ditch Hearing to revise maintenance assessment.

Location: 450 East and 800 North.

Constructed in 1898.

Length: 1,000 feet open drain

4,760 feet of tile

Acres in watershed: 334.

Current assessment: \$400.00

Proposed assessment: \$1,200.00

Current Balance: 0.

Surveyor, Harvey Keller, reported this drain will have 2 changes in acres: Mr. Harold Barclay acres were 35 changed to 17 and Jerry J. Myers acreage has not been determined. It was found the water in these areas did not use the legal drain.

Sam Kessler moved and Bob Thayer seconded a motion to accept the revised maintenance assessment of \$1,200.00 per year. Motion carried.

2:00 P.M. Levi Hawkins Ditch Hearing on revised maintenance assessments.

Location: Brown Township 900 West and 800 South.

Constructed in 1905.

Length of drain: 750 feet open

3,210 feet tile.

Tributary: 1,950 feet tile

Acres in Watershed: 861.

Current assessment: \$400.00

Proposed assessment: \$1,600.00

Current balance: \$710.61.

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Harvey reported that this drain is in very poor condition, the tile holes are extremely large. Tile is 15-18 inch and will be expensive to replace. There is approximately 600 to 700 feet near the outlet to be replaced. Sam Kessler recommended starting at the upper end and using the remaining balance of \$710.61 to get the work started.

Richard Klepfer wants to petition for reconstruction. The Board agreed to provide the General Drain Improvement Fund with the necessary funds if the reconstruction is accepted by the landowners.

One letter of remonstrance was received from (Richard & Gladys Brown). This letter was not received in time to be valid. Letter is postmarked, October 20, 1989. Deadline of 5 days prior to the hearing date would be October 18, 1989.

Harvey ask if this Board is responsible to have beaver's trapped and removed. The Board stated that due to the damage beavers can do in a very short time, yes. By all means we should pay to have them removed. But it was also the boards recommendation that if the ditch banks were kept cleaned the beavers would not be a problem. Beaver's have built a dam on the Will N. Brown Ditch.

2:30 P.M. Foster Fletcher Ditch Hearing to revise maintenance assessments.

Location: South west corner of Interstate 74 and 231 North. Constructed in 1905.

Length: Main line 1,100 feet of open drain and 3,700 feet tile.

Tributary # 1 1,900 feet

Tributary # 2 100 feet

Tributary # 3 100 feet.

Acres in watershed: 669

Current assessment \$250.00

Proposed assessment \$1,156.00

Current balance: 0

Property owners in Clearview Addition have lawns that are like sponges, even in dry weather. The Board recommended landowners with standing water should put in private tile.

The Surveyor noted that this drain appeared to have been working until a small woods located west of Clearview was removed.

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The City (Crawfordsville) is putting in a sewer on the North side of Clearview; when tiles from the sub-division were cut they were not re-connected. The city is giving the owners the option of tying on to the city sewer line.

During construction of Calsonic International, Inc. on the west side of the (new) road a tile was cut and not reconnected. If this tile is found to be a part of this legal drain the contractor will need to replace damaged tile and connect to the legal drain. This area is very flat. Attorney, Dick Tulley, suggested installing two surface inlet pipes. One where the tile was cut and another in the area of the west property line of Calsonic. Mr. Tulley further stated that he had a map of the legal drain (F. Flether) and ask that the Surveyor review this map.

Sam Kessler moved and Bob Thayer seconded a motion to have the tile (on Calsonic International, Inc.) repaired, and install a surface inlet pipe, and to accept the revised maintenance assessment of \$1,156.00 per year. Motion carried.

Chairman, James Kirtley, recessed the meeting. Time is 3:25 P.M

James M. Kirtley  
Samuel Kessler  
Robert M. Thayer

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