

STRALEY COUNTY DITCH

A-PETITION

London, Ohio, June 13, 1949

Petition for location and construction

To the Board of County Commissioners, Madison County, Ohio:

The undersigned hereby petition your honorable body for the location and construction of a ditch on the course hereinafter set forth.

The construction of the improvement is necessary, and will be conducive to the public welfare.

The following is the course and termini of said proposed improvement, to-wit:

Commencing on the land of Paul Sanford in Monroe Township, Madison County, Ohio about 60 rods from the easterly line of said Sanford, at or near a 6 or 8 inch tile ditch thence following an old tile ditch, or as near thereto as practical, in a general easterly direction through lands of said Sanford, Francis E. Sullivan et al, Benjamin Straley Jr., Francis E. Sullivan et al and said Straley to the westerly line of land of Edwin H.C. Renner and thence through said Renner following an open ditch, or as near thereto as practical to Little Darby creek or far enough to secure a good and sufficient outlet for lands draining thereto.

The following is the nature of the work petitioned for: Location and construction of a ditch.

A list of names and addresses, where known, of all the owners of the land which the petitioner claims will be benefited or damaged by the construction of the proposed improvement is as follows:

Paul Sanford	London, Ohio #3
Francis E. Sullivan & Marguerite G. Sullivan	#2, Mt. Sterling, Ohio
Carrie Sanford	London, Ohio
Edwin H.C. Renner	London, Ohio #3

Service of notice of the filing of the Petition shall be obtained by mailing notices and publication per Section 6447.

Benj. Straley Jr.--Petitioner.

B--Bond

Know All Men By These Presents, That we, Benjamin Straley Jr. as principal, and Paul Sanford and Frank O'Donnell as sureties, are held and firmly bound unto the State of Ohio, in the sum of Five hundred dollars, to the payment of which sum, well and truly to be made, we do hereby jointly and severally bind ourselves, our heirs, executors and administrators.

Signed by us and dated at London, Ohio, this 13 day of June, 1949.

The Condition of the Above Obligation is Such, That, Whereas, on the 13th day of June, 1949, the above bound Benjamin Straley Jr. filed his petition with the Auditor of Madison County, Ohio, making application to the County Commissioners for the location and construction petitioned for by Benjamin Straley Jr. and others, the following being the course and termini of said proposed improvement, to-wit:

Commencing on the land of Paul Sanford in Monroe Township, Madison County, Ohio, about 60 rods from the easterly line of said Sanford, at or near a 6 or 8 inch tile ditch; thence following an old tile ditch, or as near thereto as practical, in a general easterly direction through lands of said Sanford, Francis E. Sullivan, et al, Benjamin Straley Jr., Francis E. Sullivan et al, said Straley to the Westerly line of land of Edwin H.C. Renner and thence following an open ditch or as near thereto as practical, through land of said Renner, to Little Darby Creek or far enough to secure a good and sufficient outlet for lands draining there into.

Now, if the said Benjamin Straley Jr. will pay all costs, if the prayer of the petition is not granted or if said petition is for any cause dismissed, then this obligation shall be void; otherwise it shall be and remain in full force and virtue in law.

The above bond is approved this
13 day of June, 1949.
Robert K. Dixon, County Auditor.

Ben Straley
Paul Sanford
Frank O'Donnell

C ORDER FIXING TIME OF VIEW AND FIRST HEARING

In the Matter of the Single
County Ditch Petitioned for
by Benj. Straley Jr. and others.

Office of the Board of Co. Comm.
Madison County, Ohio
June 13, 1949.

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 13 day of June, 1949, at the office of the Commissioners with the following members present:

Rodney Plymell
Glenn R. Daugherty
George W. Taylor

Mr. Daugherty moved the adoption of the following Resolution:

Whereas, This 13 day of June, 1949, the County Auditor gave notice to the Board of County Commissioners of Madison County, Ohio, of the filing with him of a petition signed by Benj. Straley Jr. petitioner, for the location and construction of a ditch: and

STRALEY COUNTY DITCH

Whereas, It appears to said Board that the proper bond has been filed with the Auditor and by him approved, conditioned for the payment of all costs, if the prayer of the petition is not granted, or if said petition is for any cause dismissed; therefore, be it

Resolved, By said Board of County Commissioners, that the 11 day of July, 1949, at ten o'clock A.M., at the upper terminus of the improvement, be and the same is hereby fixed as the time for the view thereon; and be it further

Resolved, That the 18 day of July, 1949, at ten o'clock A.M., at the office of the Board of County Commissioners of said County be and the same is hereby fixed as the time and place for the first hearing on the petition; and be it further

Resolved, That notice of said view and hearing be given, as required by law.

Mr. Taylor seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. Rodney Plymell Yes
Mr. Glenn R. Daugherty Yes
Mr. George W. Taylor Yes

Robert K. Dixon, Clerk of the Board of
County Commissioners of Madison County, Ohio

D NOTICE OF TIME OF VIEW AND FIRST HEARING TO THE OWNERS OF LAND
AFFECTED BY THE PROPOSED IMPROVEMENT.

In the Matter of the Single
County Ditch Petitioned for
by Benj. J. Straley Jr.

County Auditor's Office,
Madison County, Ohio
June 13, 1949

To the Owners of Land Affected by the Proposed Improvement:

You, and Each of You, Are Hereby Notified, that on the 13th day of June, 1949, the above named petitioner, Ben Straley Jr. filed a petition for the location and construction of a ditch with the County Auditor of said County, the substance and prayer of which said petition is, that the construction of the improvement is necessary and will be conducive to the public welfare, and prays for the making of such improvement on the following course and termini, to-wit:

Commencing on the land of Paul Sanford in Monroe Township, Madison County, Ohio about 60 rods from the easterly line of said Sanford, at or near a 6 or 8 inch tile ditch thence following an old tile ditch, or as near thereto as practical, in a general easterly direction through lands of said Sanford, Francis E. Sullivan, et al, Benjamin Straley, Jr., Francis E. Sullivan et al, and said Straley to the westerly line of Edwin H.C. Renner and thence through said Renner following a open ditch, or as near thereto as practical to Little Darby Creek or far enough to saecure a good and sufficient outlet for lands draining thereinto.

The following is the nature of the work petitioned for : Location and construction of a ditch.

As it is claimed that the improvement will affect property owned by you, you are hereby notified that the Board of County Commissioners of said County have fixed the 11 day of July, 1949, at ten o'clock A.M., at the upper terminus of the improvement, as the time for the view thereon and also the 18 day of July, 1949, at ten o'clock A.M., at the office of said Board, as the time and place for the first hearing on the petition.

Robert K. Dixon
Auditor, Madison County, Ohio

E COMMISSIONERS' FINDING FOR THE IMPROVEMENT

In the Matter of the Single
County Ditch Petitioned for
by Benj. Straley Jr.

Office of the Board of Co. Comm.
Madison County, Ohio
July 18, 1949

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 18th day of July, 1949, at the office of the Commissioners with the following members present:

Rodney Plymell
Glenn R. Daugherty
George W. Taylor

Mr. Daugherty moved the adoption of the following Resolution:

Whereas, This being the day fixed by said Board as its order dated the 13 day of June, 1949, for the hearing on the petition in the above named improvement, the said Board met at its office, and conducted said hearing by causing the petition to be publicly read, together with all applications for and remonstrances against the improvement, and all applications for change or extension of the improvement, previously filed in writing; and

Whereas, After proper examination, said Board finds that due and legal notice has been given in the manner and for the length of time required by law, to all owners of land affected by said improvement; and

Whereas, Said Board has made an actual view of said proposed improvement and has heard either in person or by counsel all evidence offered by any owner of land for or against the granting of the proposed improvement, or for or against the granting of any laterals, branches, or spurs, or change of route, course, termini, or manner of construction described in the petition, or in any application therefor; therefore, be it

STRALEY COUNTY DITCH

Resolved, By the Board of County Commissioners that said Board hereby finds that the said proposed improvement petitioned for is necessary and will be conducive to the public welfare, and it is reasonably certain that the cost thereof will be less than the benefits, and the prayer of the petition is hereby granted; and it further finds that the following described route and termini of the proposed improvement and of branches, spurs and laterals thereof, and the manner of constructing the same are the best and the same are hereby adopted and prescribed by said Board:

Commencing on the land of Paul Sanford in Monroe Township, Madison County, Ohio about 60 rods from the easterly line of said Sanford, at or near a 6 or 8 inch tile ditch thence following an old tile ditch, or as near thereto as practical, in a general easterly direction through lands of said Sanford, Francis E. Sullivan, et al, Benjamin Straley Jr., Francis E. Sullivan et al and asid Straley to the westerly line of land of Edwin H.C. Renner and thence through said Renner following an open ditch, or as near thereto as practical to Little Darby Creek or far enough to secure a good and sufficient outlet for lands draining there into.

The following is the nature of the work petitioned for: Location and construction of a ditch, and be it further

Resolved, That the County Surveyor be and he is hereby directed to cause to be made the necessary survey for the proposed improvement, upon the foregoing plan and line, and suitable maps showing the location of the land proposed to be assessed, and profiles showing the cuttings and gradient of the improvement, and make an estimate of the cost of the construction of said improvement; and set proper construction stakes, beginning at the upper terminus of the improvement, and perform such other duties as required by Section 6454 of the General Code of Ohio: and be it further

Resolved, That the 19 day of September, 1949, at 10 o'clock A.M., be and the same is hereby fixed as the time for filing with the County Auditor all of said maps, profiles, schedules and reports prepared by said Surveyor; and be it further

Resolved, That further hearing on said improvement be and the same is hereby adjourned to the date above fixed for the filing of the reports and schedules by the Surveyor.

Mr. Taylor seconded the resolution and the roll being called upon its adoption the vote resulted as follows:

Mr. Rodney Plymell	Yes
Mr. Glenn R. Daugherty	Yes
Mr. George W. Taylor	Yes

Robert K. Dixon, Clerk of the Board
of County Commissioners of Madison County, Ohio

County Auditor's Office
July 18, 1949

To the County Surveyor:

I hereby certify the foregoing to be a true and correct copy of the finding of the Board of County Commissioners in favor of the foregoing improvement.

Robert K. Dixon
County Auditor

F--SCHEDULE OF LAND OWNERS

<u>OWNER</u>	<u>SURVEY</u>	<u>TOWNSHIP</u>	<u>ACRES OWNED</u>	<u>ACRES BENEFITED</u>	<u>ESTIMATED ASSESSMENT</u>
Sanford, Paul	7529	Monroe	161.67	17.00	196.00
Sullivan, Francis E. et al	10700-12134	"	92.25	88.00	1012.00
@ " "	" "	"	79.79	77.00	886.00
Straley, Ben Jr.	" "	"	99.50	99.50	1099.00
" "	" "	"	119.13	82.00	1143.00
Sanford, Carrie N.	" "	"	158.69	14.00	161.00
Yutzy, Jonas J., Gideon J. & Jacob E.	5606	"	121.00	25.00	310.00
Madison County					255.00
			Total		5062.00

G--ORDER FIXING TIME OF FINAL HEARING ON SURVEYOR'S REPORTS, ETC.

In the Matter of the Single
County Ditch Petitioned for
by Ben Straley Jr. et al.

Office of the Board of Co. Comm.
Madison County, Ohio
January 16, 1953

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 16 day of January, 1950, at the office of the Commissioners with the following members present:

Rodney Plymell
Glenn R. Daugherty
George W. Taylor

STRALEY COUNTY DITCH

Mr. Daugherty moved the adoption of the following Resolution:

Whereas, This 16 day of January, 1950, the County Auditor has given notice to said Board of the filing with him by the County Surveyor of the maps, profiles, schedules, and reports in the above named improvement, in accordance with its order of the 31 day of October, 1949, therefore, be it

Resolved, That the 6 day of February, 1950, at 10 o'clock A.M., be and the same is hereby fixed as the time for the final hearing on said reports and schedules, on estimated assessments, on the proceedings for the improvement, and on claims for compensation or damages, which claims must be filed with the County Auditor on or before said date; and be it further

Resolved, That notice of said hearing be given as required by law.

Mr. Taylor seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. Rodney Plymell	Yes
Mr. Glenn R. Daugherty	Yes
Mr. George W. Taylor	Yes

Robert K. Dixon, Clerk of the Board of
County Commissioners of Madison County, Ohio

H REVISED SCHEDULE OF LAND OWNERS

Owner	Survey	Township	Acres Owned	Acres Benefited	Estimated Assessment
Sanford, Paul	7529	Monroe	161.67	17.00	220.78
Sullivan, Francis E. et al	10700	"	92.25	88.00	1142.86
"	"	"	79.79	77.00	1077.77
Straley, Ben Jr.	"	"Lateral No. 1	99.50	94.50	1227.48
Straley, Ben Jr.	"	"7A-Main Ditch	19.13	67.00	1007.13
		60 A			
Sanford, Carrie N.	"	"	158.69	33.00	428.57
Yutzy, Jonas J-Gideon J-Jacob E.	5606	"	121.00	15.00	194.81
Madison County	Lateral No. 1. Rd. Drainage				105.00 50.00
					5517.40

I--ORDER FIXING TIME OF FINAL HEARING ON SURVEYOR'S REPORTS, ETC.--

In the Matter of the Single
County Ditch Petitioned for
by Benj. Straley Jr. et al.

Office of the Board of Co. Comm.
Madison County, Ohio
April 9, 1951.

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 9th day of April, 1951, at the office of the Commissioners with the following members present:

George W. Taylor
Rodger B. Baker
Glenn R. Daugherty

Mr. Daugherty moved the adoption of the following Resolution:

Whereas, This 9th day of April, 1951, the County Auditor has given notice to said Board of the filing with him by the County Surveyor of the maps, profiles, schedules, and reports in the above named improvement, in accordance with its order of the 6th day of February, 1950; therefore, be it

Resolved, That the 7th day of May, 1951, at 10 o'clock A.M., be and the same is hereby fixed as the time for the final hearing on said reports and schedules, on estimated assessments, on the proceedings for the improvement, and on claims for compensation or damages, which claims must be filed with the County Auditor on or before said date; and be it further

Resolved, That notice of said hearing be given as required by law.

Mr. Baker seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. George W. Taylor
Mr. Rodger B. Baker

Forrest R. Hanson, Clerk of the Board of
County Commissioners of Madison County, Ohio

J--COMMISSIONERS FINDING AFFIRMING FORMER ORDER, CONFIRMING THE ASSESSMENTS, ETC.

In the Matter of the Single
County Ditch Petitioned for
by Benj. Straley Jr. et al.

Office of the Board of Co. Comm.
Madison County, Ohio
May 7, 1951

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 7th day of May, 1951, at the office of the Commissioners with the following members present:

George W. Taylor
Rodger B. Baker
Glenn R. Daugherty

Mr. Baker moved the adoption of the following resolution:

Whereas, This being the day fixed by said Board, in its order dated the 9th day of April, 1951, for the final hearing on the Reports and Schedules of the County Surveyor, on the estimated assessments, on claims for compensation or damages and on the proceedings for the improvement, and on application filed for change of route or change in the nature, or kind and extent of the work proposed to be done; and

Whereas, Said Board finds that due and legal notice of this final hearing has been given as required by law; and

Whereas, Said Board has heard all the evidence offered in the proceedings and received and considered all the schedules and reports filed by the Surveyor, therefore; be it

Resolved, That said Board review and reconsider its former order made and dated the 18th day of July, 1949, in favor of said improvement, and be it further

Resolved, That said Board hereby approve the maps, profiles, schedules and reports prepared by the County Surveyor, as amended in its order dated the 7th day of May, 1951; and

Whereas, This Board has considered the cost of location and construction, the compensation for land taken, the damages to land along or in the vicinity of the route of the improvement, the damages to land below the lower terminus of the improvement which may be caused by constructing the improvement, the sufficiency of the outlet, the benefits to the public welfare, and the special benefits to land needing the improvement, etc.; therefore, be it

Resolved, That said former order finding in favor of said improvement made at the first hearing on the 18th day of July, 1949, be and the same is hereby affirmed; and

Whereas, Objections to the proposed assessment having been filed by none and the Board having heard said objections, therefore, be it

Resolved, That \$155.00 found to benefit State or County Roads or Highways be and the same is hereby assessed against the County and be it further

Resolved, That five years shall be the period of time, in semi-annual installments, as taxes are paid, given the owners of land benefited, to pay the assessments that may be made for the improvement; and that notes of said County shall be issued and sold in anticipation of the collection of said assessments bearing the rate of four per centum per annum, payable semi-annually; and be it further

Resolved, That interest shall be added to said installments of assessments at the same rate as is annually drawn by the notes issued to pay for said improvement; provided any owner may pay the assessment on his land in cash within thirty days after the contracts are approved and such assessments are levied, without paying any interest thereon; and be it further

Resolved, That the 4th day of June, 1951, at 10 o'clock A.M., be and the same is hereby fixed as the time for letting the contract for the construction of the proposed improvement, and that the County Surveyor be and he is hereby directed to let the contracts for the construction of the proposed improvement; and be it further

Resolved, That the County Surveyor be and he is hereby directed to give at least two weeks' public notice as required by law of the time when and the place where bids will be received for furnishing any material for the improvement, or for the construction of the improvement, or any part thereof, and in case manufactured material is required for the construction of the improvement, the Surveyor is hereby directed to send copies of the notice by mail to dealers and manufacturers, and all bids shall be received at the office of the County Auditor; and be it further

Resolved, That, whereas the estimated cost of the construction and material required in said improvement exceeds one thousand dollars, the notice of said letting be given by posting at the front door of the County Court House and advertising and be it further

Resolved, That said County Surveyor be and he is hereby directed to attend at said time and place so advertised by him and receive all bids submitted; and be it further

Resolved, That authority be and the same is hereby given to said County Surveyor to receive bids by public outcry, instead of sealed bids, such bids being taken separately for work and for material, and in accordance with the requirements of Section 6481 of the General Code of Ohio.

Mr. Daugherty seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. George W. Taylor,	Yes
Mr. Rodger B. Baker	Yes
Mr. Glenn R. Daugherty	Yes

Forrest R. Hanson, Clerk of the Board of County Commissioners of Madison County, Ohio

K-COUNTY ENGINEER'S REPORT ON BIDS RECEIVED

In the Matter of the Single
County Ditch Petitioned for
by Ben Straley Jr. et al.

County Engineer's Office,
Madison County, Ohio
June 18, 1951

To the Board of County Commissioners:

In obedience to your direction and also in pursuance of the notice duly given as provided by law, bids for the work of construction and furnishing materials for the above named improvement were received by me as follows:

Columbus Clay Mfg. Co.	Material Only	Amt. 1956.00	Cash \$70.00
Madison Tile Company	Labor and Material	4367.40	" 145.00

STRALEY COUNTY DITCH

I recommend the following bids as the best.

The Madison Tile Company, London, Ohio

Helge G. Ekedahl
County Engineer

L--COMMISSIONERS' ORDER AWARDING CONTRACTS

In the Matter of the Single
County Ditch Petitioned for
by Ben Straley, Jr. et al.

Office of the Board of Co. Comm.
Madison County, Ohio
June 25, 1951

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 25th day of June, 1951, at the office of the Commissioners with the following members present:

George W. Taylor
Rodger B. Baker
Glenn R. Daugherty

Mr. Baker moved the adoption of the following Resolution:

Whereas, The County Surveyor has filed with this Board his report on bids received for the work of construction and for furnishing materials in the above named improvement petitioned for by Ben Straley Jr. and others; and

Whereas, It appears to said Board that the bids of the following are the lowest and best bids, and within the Surveyor's estimate, to-wit:

Bidder	Work or Materials	Amount of Bid	Surveyor's Estimate
The Madison Tile Company	Labor & Material	4367.40	4751.40

therefore, be it

Resolved, That contracts be and the same are hereby awarded to said Madison Tile Company at the amounts bid by them, respectively; and be it further

Resolved, That the County Auditor be and he is hereby directed to notify each of said successful bidders of the acceptance of his bid, and that he is required to enter into contract and bond as provided by Sections 6483 and 6488 of the General Code; and be it further

Resolved, That the County Surveyor be and he is hereby directed to prepare said contracts and bonds and, having secured the signatures of said bidders and their sureties, present the same to this Board for approval; and be it further

Resolved, That the whole of such work shall be completed and all material furnished on or before the 1st day of September, 1951, provided that the time of furnishing such material and completing such labor shall correspond with the time provided for its use in the progress of the work.

Mr. Daugherty seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. George W. Taylor,	Yes
Mr. Rodger B. Baker,	Yes
Mr. Glenn R. Daugherty,	Yes

Forrest R. Hanson, Clerk of the Board of
County Commissioners of Madison County, Ohio

M--DITCH CONTRACT

In the Matter of the Single
County Ditch Petitioned for
by Ben Straley Jr. and others.

WORK AND LABOR AND MATERIALS

This contract made and entered into on this 18th day of June, 1951, by and between the Board of County Commissioners of Madison County, Ohio, Party of the First Part, hereinafter designated as "First Party," and The Madison Tile Company of London, Ohio, Party of the Second Part, hereinafter designated as "Second Party."

Witnesseth, That said Second Party, for and in consideration of the sum of Four thousand three hundred sixty seven and 40/100 (\$4367.00) Dollars, to be paid as hereinafter specified, hereby agrees to furnish unto said First Party all the necessary materials, and do all the work and labor required to construct the ditch improvement petitioned for by Ben Straley Jr and others, in accordance with plans, drawings and specifications for the same hereto.

Said Second Party further agrees to furnish said materials and to do the said work and labor promptly, in a good substantial and workmanlike manner, under the direction of the County Surveyor in charge, without hindrance or delay to any other branch or class of work on said ditch, and to work in harmony with and to render such assistance to other branches of work as their connection therewith and the progress of the ditch may require.

The whole shall be completed to the satisfaction and acceptance of said First Party on or before the 1 day of September, 1951.

And said First Party, for and in consideration of the true and faithful performance of said work and labor and furnishing of said materials as aforesaid, hereby agrees to pay unto said Second Party said sum of Four thousand three hundred sixty seven and 40/100 Dollars (\$4367.40) in installments from time to time, upon the certificate of acceptance of the County Surveyor and as provided by law.

STRALEY COUNTY DITCH

It is mutually agreed that no extra work or materials shall be charged for except in accordance with the provisions of Section 6490 of the General Code of Ohio.

Witness our hands, the day and year first above written.

Signed in duplicate in presence of
C.P. Myers
William H. Riddle

Rodger B. Baker Comm. of
Glenn R. Daugherty Madison Co.
The Madison Tile Company-Contr.
by C.F. VanCleve, Sec-Treas.

N-- BOND OF DITCH CONTRACTOR

In the Matter of the Single
County Ditch Petitioned for
by Ben Straley Jr. et al.

ON CONTRACT FOR WORK AND LABOR
AND MATERIALS

KNOW ALL MEN BY THESE PRESENTS, That we, The Madison Tile, as Principal, and the State of Ohio for the benefit of Madison County, Ohio, and the benefite of any owner having a right of action thereon as is provided by law, in the penal sum of Four thousand seven hundred fifty one and 40/100 Dollars, to the payment of which sum, well and truly to be made, we do hereby jointly and severally bind ourselves, our heirs, executors and administrators.

Signed by us, and dated this 16 day of July, 1951.

The Condition of the Above Obligation is Such That, Whereas, the above bound Madison Tile Company has entered into a Contract with said Board of County Commissioners, First, to furnish the materials and perform the work and labor for the construction of the Straley Ditch improvement petitioned for by Ben Straley Jr. and others specified in said Contract, to the satisfaction and acceptance of the County Engineer, on or before the lday of September, 1951, for the compensation of Four thousand three hundred sixty seven and 40/100 (\$4367.00) Dollars:

Second, to save the County from any loss caused by delay in completing the work or furnishing the material within the time and in the manner expressed in the contract, bid and specifications:

Third, for the payment of claims of any person, arising out of the unlawful acts or negligence of the contractor in the performance of his contract;

And Fourth, to perform the contract in the time stated in the contract, to furnish and use in the improvement all materials of the grade, kind and quality as stated in the contract and specifications; and to construct the improvement in the manner stated in the contract and specifications.

Now if the said Madison Tile Company shall faithfully perform and complete such work and labor and furnish sush materials within the time and as above specified and conditioned, according to the tenor of said Contract, and in accordance with the plans, descriptions and specifications required and made a part of said Contract, then this obligation shall be void; otherwise it shall be and remain in full force and virtue in law.

Executed in Presence of
C.P. Myers
William H. Riddle

Madison Tile Co.
by C.F. VanCleve, Sec-Treas.
Charles F. VanCleve
Lulu M. VanCleve

The above bond being good and sufficient is approved this 16th day of July, 1951.

Glenn R. Daugherty Board of County
Rodger B. Baker Commissioners,
Madison County, O.

O--CERTIFICATE OF COUNTY ENGINEER AS TO WORK COMPLETED

In the Matter of the Single
County Ditch Petitioned for
by Ben Straley Jr. and others.

Office of County Engineer,
Madison County, Ohio
December 4, 1951

To The Madison Tile Company, Contractor:

This is to certify that the undersigned County Engineer has accepted 100 per cent of the work and labor furnished and completed by you under your contract for the construction of the above named improvement petitioned for by Ben Straley Jr. and others, and I, therefore, approved said work and labor for payment in the sum of Four thousand three hundred sixty seven and 40/100 plus extra labor due to change in construction \$84.00 (\$4451.40) Dollars, the same being the contract price for said percentage of work and labor completed and accepted.

Helge G. Ekedahl
County Engineer.

P--FINAL ASSESSMENTS SCHEDULE

Owner	District	Acres Owned	Acres Benefited	Constr. Schedule Estimate	Rate	Final Assmt. Schedule
Sanford, Carrie N.	Monroe	158.67	33.00	428.57	.07857	385.46
Sanford, Paul	"	161.67	17.00	220.78	.04048	198.59
Straley, Ben Jr.	"	99.50	94.50	1227.48	.22504	1104.03
	"	119.13	67.00	1007.13	.18465	995.88
Sullivan, Frances E. et al	"	172.04	165.00	2220.63	.40713	1997.35
Yutzy, Jonas J. & Jacob E.	"	121.00	15.00	194.81	.03571	175.19
Madison County	Lateral No. 1 Rd. Drainage			105.00 50.00	.01925 .00917	94.44 44.98
		832.03	391.50	5454.40	1.00000	4905.92

STRALEY COUNTY DITCH

Q--CERTIFICATE OF UNPAID ASSESSMENTS

April 1, 1952
London, Ohio

Madison County Commissioners
London, Ohio

Gentlemen:

This is to certify that in the matter of the improvement of the Straley County Ditch, the following assessments remain unpaid, to-wit:

Sullivan, Francis E. et al	\$1997.35
Yutzy, Jonas J. & Jacob E.	<u>175.19</u>
Total	\$2172.54

Yours very truly,

Forrest R. Hanson
Auditor, Madison County

R--RESOLUTION TO ISSUE NOTES ETC.

In the Matter of the Single
County Ditch Petitioned for
by Ben Straley Jr. et al.

Office of the Board of Co. Comm.
Madison County, Ohio
April 1, 1952

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 31 day of March, 1952, at the office of the Commissioners with the following members present:

George W. Taylor
Rodger B. Baker
Glenn R. Daugherty

Mr. Baker moved the adoption of the following Resolution:

Whereas, Said Board has heretofore, by Resolution duly passed on the 7th day of May, 1951, affirmed their former order finding in favor of the improvement of the County Ditch, petitioned for by Benj. Straley Jr. and others; and

Whereas, It is now deemed necessary to issue and sell \$2172.54 of notes under authority of Section 2293-24 of the General Code of Ohio for the purpose of providing funds in anticipation of the levy of special assessments or of the issuance of notes for the improvement of said County Ditch; and

Whereas, The County Auditor has certified the maximum maturity of said notes to be five years, which maximum maturity does not exceed the estimated life or usefulness of the improvement fixed by Section 2293-9 of the General Code of Ohio; and

Whereas, This Board has heretofore by Resolution duly passed on the 7th day of May, 1951, determined that five years shall be the period of time, in semi-annual installments, as taxes are paid, given the owners of land benefited to pay the assessment that may be made for the improvement; now, therefore, be it

Resolved, By the Board of County Commissioners of Madison County, Ohio, that in the judgment of said Board of County Commissioners, it is now necessary in anticipation of the levy of special assessments or of the issuance of bonds to issue and sell the notes of said County under and by virtue of the authority of Section 2293-24 of the General Code of Ohio in the aggregate sum of Two thousand, one hundred seventy two and 54/100 Dollars (\$2172.54), not exceeding in amount that portion of the estimated cost of the improvement for which the assessment is levied, to provide a fund for the payment of the cost and expense of the improvement of said County Ditch according to the terms of said Resolution above referred to; and be it further

Resolved, That said note shall be dated the 1 day of April, 1952, and shall be in the denomination of Two thousand one hundred seventy two and 54/100 Dollars (\$2172.54) and shall be numbered 28.

Said note shall bear interest at the rate of four per centum per annum until paid, and the interest on said note shall be payable on the 1 day of October and the 1 day of April, 1953, and until the principal sum of said note is paid and as evidenced by interest coupons attached thereto. Said note shall not be issued for a longer period of time than two years from date thereof and shall be payable at the office of the Treasurer of said County at London, Ohio, upon presentation and surrender of said note and interest coupon as they respectively mature. Said note shall be redeemable at any interest period.

Said note shall be due and payable as follows No. 28 Date-October 1, 1952 Amount \$2172.54

Said note shall specify on their face the purpose for which they are issued, and that they are issued in pursuance of this resolution and under authority of the General Laws of the State of Ohio, particularly Section 2293-24 of the General Code, and shall be full general obligations of said Madison County, and for the full amount thereof, and the full faith, credit and revenue of said County are hereby pledged for the payment of the principal and interest thereof at maturity.

Said note shall be signed by the members of the Board of County Commissioners of said County, and the County Auditor and bear his seal, and the interest coupons shall have the fac-simile signature of said County Auditor printed or lithographed thereon; and be it further

Resolved, that said note shall be paid from the proceeds of bonds hereafter issued in anti

STRALEY COUNTY DITCH

CIPATION OF THE COLLECTION of assessments and all of the assessments collected for the improvement shall be applied to the payment of the notes and interest thereon until both are fully paid, and be it further

Resolved, That there shall be and is hereby levied on all the taxable property in Madison County, Ohio, in addition to all other taxes a direct tax annually during the years while such notes run, not less than that which would have been levied if bonds had been issued without the prior issue of such notes.

Said tax shall be, and is hereby ordered computed, certified, levied and extended upon the tax duplicate, and collected by the same officers, in the same manner and at the same time that taxes for general purposes for wach of said years are certified, levied and items extended; and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof, The funds derived from said tax levies hereby required shall be placed in a separate and distinct fund, which, together with all interest collected on the same, shall be irrevocably pledged for the payment of the interest and principal of said notes, when and as the same fall due.

It is hereby determined that all acts, conditions and things necessary to be done precedent to and in the issuance of said notes in order to make the same legal, valid and binding obligations of said County have been done, have happened and been performed in regular and due form as required by law and that the tax for the payment of the principal and interest as the same falls due and payable does not exceed any limitations of taxation of said County, and that the amount of this note issue does not exceed any limitation of indebtedness as fixed by law.

Mr. Daugherty seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. George W. Taylor	Yes
Mr. Rodger B. Baker	Yes
Mr. Glenn Daugherty	Yes

Dated this 1 day of April, 1952.

Forrest R. Hanson, Clerk, Board of County
Commissioners of Madison County, Ohio