

A--DITCH PETITION

London, Ohio, May 3, 1948.

Petition for location, relocation, examination, repair, construction or reconstruction of a ditch.

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

The undersigned hereby petition your honorable body for the location or relocation, examination, repair and construction or reconstruction 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 at or near the mouth of a 15 inch tile in what is known as the Marion Bidwell Ditch No. 2, on land owned by John Murray and in Canaan Township, Madison County, Ohio; thence in an easterly direction with the open ditch or as near thereto as practical, through land of said Murray, Dennis and Lillie Hunter, land now or formerly owned by William T. Hooper and land formerly owned by Ruth T. Stuckey far enough to secure a good and sufficient outlet for lands draining there into. Your petitioner asks that said tile may be extended down stream as far as practical, and a new bulkhead built, and that the tile in said Bidwell County ditch may be examined, repaired where necessary and that an open ditch be constructed for outlet.

The following is the nature of the work petitioned for: See above.

Names and addresses, where known, of all owners of land which the petitioner claims will be benefited or damaged by the construction of the proposed improvement:

Asil H. Bidwell	West Jefferson, Ohio.
Samuel C. Baber	West Jefferson, Ohio.
Alford Burrell	West Jefferson, Ohio
James C. & Edith Boggs	Plain City, Ohio
J. Quinn Dorgan	111 Cleveland, Columbus, Ohio
Marie Starkey Hanscel	West Jefferson, Ohio
Dennis & Lillie Hunter	#2, Plain City, Ohio
William T. Hooper	#2, Plain City, Ohio
John Murray	West Jefferson, Ohio
Jeanette O'Harra	43 Belvidere Ave., Columbus, Ohio
Helen W. Landsittel	London, Ohio #3
Frank Peene	West Jefferson, Ohio
Ben Straley	Plain City, Ohio
James C. Timmons	West Jefferson, Ohio
Charles B. Thomas	West Jefferson, Ohio
Raymond & Irma Harbage	West Jefferson, Ohio'
James S. McVey	17 S. High St., Columbus, Ohio
Harry Wilson, Estate	#2, Plain City, Ohio

Service of Notice of Filing the Petition shall be obtained by mailing notices.

John E. Hanscel	
Ben Straley	
Alford Burrell	
John Murray	Petitioners.
Irma B. Harbage	
Asil H. Bidwell	

B--Bond

KNOW ALL MEN BY THESE PRESENTS, That we, John E. Hanscel, Irma B. Harbage and Ben Straley 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 this 3 day of May, 1948.

The Condition of the above Obligation is such, that, Whereas, on the 3 day of May, 1948, the above bound filed their petition with the County Auditor of Madison County, Ohio, making application to the County Commissioners, praying for the location, relocation, examination, repair construction or reconstruction of the ditch originally petitioned for by Marion Bidwell and others; the following is the course and termini of said proposed improvement, to-wit:

Commencing at or near the mouth of a 15 inch tile in what is known as the Marion Bidwell Ditch No. 2 on land of John Murray and in Canaan Township, Madison County, Ohio; thence in an easterly direction with the open ditch, or as near thereto as practical, through land of said Murray, Dennis & Lillie Hunter, land now or formerly owned by William T. Hooper and land formerly owned by Ruth T. Stuckey far enough to secure a good and sufficient outlet for lands draining there into. Petitioners ask that said tile may be extended down stream as far as practical and a new bulkhead built; and that the tile in said Marion Bidwell Ditch No. 2 may be examined and repaired where necessary and an open ditch constructed for outlet.

Now, if the said John E. Hanscel et al 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 to be void; otherwise to remain in full force and virtue in law.

The above bond is approved this
3 day of May, 1948.

Robert K. Dixon, County Auditor

John E. Hanscel
Irma B. Harbage
Ben Straley

C--RESOLUTION-ORDER FIXING TIME OF VIEW AND FIRST HEARING

In the Matter of the Single
County Ditch Petitioned for
by John E. Hanscel and others.

Office of the Board of Co. Comm.
Madison County, Ohio
May 3, 1948.

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 3rd day of May, 1948, at the office of the Commissioners with the following members present:

Rodney Plymell
R.W. Armstrong
Gola Mink

Mr. Armstrong moved the adoption of the following Resolution:

Whereas, This 3day of May, 1948, 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 John E. Hanscel et al petitioners, for the location or relocation, examination, repair and construction or reconstruction of a 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 2 day of June, 1948, 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 7 day of June, 1948, 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. Mink seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. Rodney Plymell	Yes.
Mr. R.W. Armstrong	Yes.
Mr. Gola Mink	Yes

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

D--RESOLUTION--COMMISSIONERS' FINDING FOR THE IMPROVEMENT

In the Matter of the Single
County Ditch Petitioned for
by John E. Hanscel and others.

Office of the Board of Co. Comm.
Madison County, Ohio
June 7, 1948

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 7 day of June, 1948, at the office of the Commissioners with the following members present:

Rodney Plymell
R.W. Armstrong
Gola Mink

Mr. Mink moved the adoption of the following Resolution:

Whereas, This being the day fixed by said Board in its order dated the 3 day of May, 1948, 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

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 the 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 at or near the mouth of a 15 inch tile in what is known as the Marion Bidwell No. 2, on land owned by John Murray and in Canaan Township, Madison County, Ohio; thence in an easterly direction with the open ditch or as near thereto as practical, through land of said Murray, Dennis and Lillie Hunter, land now or formerly owned by William T. Hooper and land formerly owned by Ruth T. Stuckey far enough to secure a good and sufficient outlet for lands draining there into. Your petitioners ask that said tile may be extended down stream as far as practical, and a new bulkhead built, and that the tile in said Marion Bidwell County ditch may be examined, repaired where necessary and that an open ditch may be constructed for outlet.

The following is the nature of the work petitioned for: See above, 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 18 day of October, 1948, 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. Armstrong seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. Rodney Plymell	Yes
Mr. R.W. Armstrong	Yes
Mr. Gola Mink	Yes

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

County Auditor's Office,
June 7, 1948.

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

E--RESOLUTION--GRANTING EXTENSION OF TIME TO COMPLETE SURVEY,
REPORTS AND SCHEDULES BY COUNTY SURVEYOR.

In the Matter of the Single
County Ditch Petitioned for
by John Hanscel and others.

Office of the Board of Co. Comm.
Madison County, Ohio
October 18, 1948.

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 18 day of October, 1948, the County Surveyor filed his request with us for an extension of time within which to complete his survey, reports and schedules in the above named improvement; therefore, be it

Resolved, That said County Surveyor be and he is hereby granted such extension of time to the 20 day of December, 1948, at ten o'clock A.M., within which to file with the County Auditor his survey, reports and schedules in the said matter; and be it further

Resolved, That the 20 day of December, 1948, at ten o'clock A.M., at the office of the Board of County Commissioners of Madison County be and the same is hereby fixed as the time and place for the further consideration of said matter.

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

Mr. Plymell	Yes
Mr. Armstrong	Yes
Mr. Mink	Yes

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

F--GRANTING EXTENSION OF TIME TO COMPLETE SURVEY,
REPORTS AND SCHEDULES BY COUNTY SURVEYOR.

In the Matter of the Single
County Ditch Petitioned for
by John E. Hanscel and others.

Office of the Board of Co. Comm.
Madison County, Ohio
December 20, 1948.

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 20 day of December, 1948 at the office of the Commissioners with the following members present:

Rodney Plymell
R.W. Armstrong
Gola Mink

Mr. Armstrong moved the adoption of the following Resolution:

Whereas, This 20 day of December, 1948, the County Surveyor filed his request with us for an extension of time within which to complete his survey, reports and schedules in the above named improvement; therefore, be it

Resolved, That said County Surveyor be and he is hereby granted such extension of time to the 31 day of January, 1949, at ten o'clock A.M., within which to file with the County Auditor his survey, reports and schedules in the said matter; and be it further

Resolved, That the 31 day of January, 1949, at ten o'clock A.M., at the office of the Board of County Commissioners of Madison County be and the same is hereby fixed as the time and place for the further consideration of said matter.

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

Mr. Rodney Plymell	Yes
Mr. R.W. Armstrong	Yes
Mr. Gola Mink	Yes

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

G--GRANTING EXTENSION OF TIME TO COMPLETE SURVEY, REPORTS AND SCHEDULES OF COUNTY ENGINEER.

In the Matter of the Single County Ditch Petitioned for by John Hanscel and others.

Office of the Board of Co. Comm.
Madison County, Ohio
Jan. 31, 1949

Mr. Daugherty moved the adoption of the following Resolution

Whereas, This 31 day of January, 1949, the Board of County Commissioners of Madison County, being in regular session, members present, Plymell, Daugherty and Taylor, and the County Engineer filed his request with us for an extension of time within which to complete his survey, reports and schedules in the above named improvement; therefore be it

Resolved, That said County Engineer be and he is hereby granted such extension of time to the 14th day of March, 1949, at 10 o'clock A.M., within which to file with the County Auditor his survey, reports and schedules in the said matter; and be it further

Resolved, That the 14 day of March, 1949, at 10 o'clock A.M., at the office of the Board of County Commissioners of Madison County be and the same is hereby fixed as the time and place for the further consideration of said matter.

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

Mr. Plymell, yes; Mr. Daugherty, yes; Mr. Taylor, yes.

Attest; Robert K. Dixon, Clerk

H--SCHEDULE OF LAND OWNERS

<u>Owner</u>	<u>Survey</u>	<u>Township</u>	<u>Acres Owned</u>	<u>Acres Benefited</u>	<u>Estimated Assm't</u>	<u>Repair</u>
Baber, Sam	6545	Canaan	26.26	20.00	40.00	10.00
	6545	Jefferson	3.30	3.00	5.00	1.50
Bidwell, Asil H.	12273	Canaan	33.60	10.00	15.00	5.00
	10295	"	30.00	10.00	15.00	5.00
	13874	"	1.50	1.50	3.00	.75
	10295	Jeff-Canaan	44.50	20.00	30.00	10.00
	12874	"	22.40	22.00	33.00	11.00
	12273	"	18.00	18.00	27.00	9.00
	12275	"	28.10	28.00	42.00	14.00
Boggs, Jas. C. & Edith M.	10701	Canaan	17.00	17.00	51.00	8.50
	"	"	17.00	15.00	45.00	7.50
	"	"	6.81	4.00	12.00	2.00
Burrell, Alford	10701	Canaan	31.00	31.00	62.00	15.50
	10701	"	56.00	45.00	90.00	22.50
	7061	Jefferson	91.00	40.00	25.00	20.00
	10701	"	12.50	10.00	15.00	5.00
	10701	"	12.00	6.00	10.00	3.00
Dorgan, J. Quinn	13847	"	12.08	12.00	18.00	6.00
	12273	"	44.00	20.00	30.00	10.00
	6545	"	50.85	50.00	75.00	25.00
	7216	"	72.75	20.00	30.00	10.00
Hansel, Marie S.	12273	Jeff-Canaan	144.78	60.00	90.00	30.00
	10293	"	80.60	50.00	75.00	25.00
Harbage, Irma O.	10295	Canaan	55.50	30.00	45.00	15.00
	13874	"	48.50	30.00	45.00	15.00
	13874	"	5.00	5.00	7.00	2.50
	10295	"	70.09	25.00	37.00	12.50
	12273	" "	79.55	30.00	45.00	15.00
	13874	Jeff-Canaan	20.72	20.00	30.00	10.00
Hunter, Dennis & Lilly	2681	Canaan	14.00	14.00	10.00	
Murray, John	10701	"	14.14	14.00	70.00	
	6643	"	28.00	28.00	112.00	
	16000	"	4.50	2.00	8.00	
	6643	Jefferson	21.25			
O'Harra, Jeannetee L.	8425	Jeff-Canaan	42.75	10.00	15.00	5.00
Pennington, Darwin R.	2681	Canaan	4.81	4.81	5.00	
McVey, James S.	12273	Jeff-Canaan	278.97	5.00	10.00	3.00
Straley, Ben	6545	Canaan	46.45	25.00	50.00	12.50
	10701	"	95.55	35.00	70.00	17.50
Thomas, Charles B. & Sarah Jane	12273	Jefferson	2.72	2.72	5.00	1.50
Wilson, Harry - Estate	5744	Canaan	83.19	13.00	15.00	6.50
Wilson, Helen	5744	"	198.96	10.00	15.00	5.00
Madison County					101.59	

I--ORDER FIXING TIME OF FINAL HEARING ON SURVEYOR'S REPORTS,
ON ESTIMATED ASSESSMENTS, ON THE PROCEEDINGS FOR THE IM-
PROVEMENT AND ON CLAIMS FOR COMPENSATION AND DAMAGES.

In the Matter of the Single
County Ditch Petitioned for
by John E. Hanscel and others.

Office of the Board of Co. Comm.
Madison County, Ohio
February 21, 1949.

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 21 day of February, 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 21 day of February, 1949, 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 7 day of June, 1948; therefore, be it

Resolved, That the 14 day of March, 1949, at 2 o'clock P.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.

J--COMMISSIONERS' FINDING AFFIRMING FORMER ORDER, CONFIRMING
THE ASSESSMENTS, AND ORDERING THE LETTING OF THE CONTRACTS.

In the Matter of the Single
County Ditch Petitioned for
by John E. Hanscel and others.

Office of the Board of Co. Comm.
Madison County, Ohio
March 14, 1949.

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 14 day of March, 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, in its order dated the 21 day of February, 1949, 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, kind and extent of the work 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 7 day of June, 1948, 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, 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 7 day of June, 1948, be and the same is hereby affirmed; and

Whereas, Objections to the proposed assessment having been filed by John Murray and the Board having heard said objections and all evidence offered for or against the assessment proposed to be levied against any owner or on any land, as shown by the schedules of assessments filed by the Surveyor and any competent evidence on the question of benefits, and from an actual view of the premises; therefore, be it

Resolved, That the assessments be and the same are hereby amended and corrected as follows, to-wit: No corrections as John Murray withdrew objection in the course of the hearing, and be it further

Resolved, That said Surveyor's assessments be and the same are hereby approved and conditioned and confirmed; and be it further

Resolved, That \$101.59 found to benefit State or County Roads or Highways 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 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 11 day of April, 1949, at 11 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 advertisement 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. 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, O.

K--DITCH BIDDING BLANK

Madison County, Ohio
April 11, 1949

To the County Surveyor of said County:

The undersigned herewith submit a bid of One thousand two hundred seventy Dollars (\$1,270.00) for the labor involved in the construction of Marion Bidwell No. 2 County Ditch petitioned for by John Hanscel and others, in accordance with plans and specifications adopted for the improvement:

2684 cubic yards excavation
6 rods tile 6 rods 15"
Tile ditch construction--6 rods
Boulder rip rip (grouted 24 sq.yds.

Grand Total Labor and Materials \$1270.

This bid is accompanied by cash in the sum of \$35.00 being three per cent of the total amount of said bid, as a guaranty that if the bid is accepted, a contract will be signed by the bidder for the performance of the work, and for furnishing the material bid upon, and that a bond will be furnished to the County for the performance of the contract signed as required by law.

Stanley Johnson

Rec'd refund of \$35.00 bid cash deposit----Date 4-14-49.

L--DITCH BIDDING BLANK

Madison County, Ohio
April 11, 1949

To the County Engineer of said County:

The undersigned herewith submits a bid of One thousand thirty two and eighty eight hundredths Dollars (\$1032.88) for the labor involved in the construction of Marion Bidwell No. 2 County Ditch, petitioned for by John E. Hanscel and others, in accordance with plans and specifications adopted for the improvement; and Sixty and no hundredths Dollars (\$60.00) for furnishing the following materials.

MARION BIDWELL DITCH #2

2684 CY Open ditch at \$.32per cu. yd.		Labor	858.88
6 Rods 15" drain tile	Materials		
6 Rods 15" excavation	60.00		
24 sq.yds. Grouted Riprap		30.00	
		144.00	
	Total Amount Bid for Materials	60.00	
	Total Amount Bid for Labor	1032.88	
	Grand Total Labor and Materials	1092.88	

This bid is accompanied by deposit of money in the sum of \$35.00 being three per cent of the total amount of said bid, as a guaranty if the bid is accepted, a contract will be signed by the bidder for the performance of the work, and for furnishing the material bid upon, and that a bond will be furnished to the County for the performance of the contract signed as required by law.

R.E. Yantes Excavating Co.
Reynoldsburg, Ohio
Robert Yantes (owner)

M--COMMISSIONERS" ORDER AWARDING CONTRACTS

In the Matter of the Single
County Ditch Petitioned for
by John E. Hanscel and others.

Office of the Board of Co. Comm.
Madison County, Ohio
April 11, 1949.

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 11 day of April, 1949, at the office of the Commissioners with the following members present:

Rodney Plymell
Glenn R. Daugherty
George W. Taylor

Mr. Taylor 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 John E. Hanscel 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:

<u>Bidder</u>	<u>For What Work or Materials</u>	<u>Amount of Bid</u>	<u>Surveyor's Estimate</u>
R.E. Yantes Excavating Co.	Materials and Labor	\$1092.88	\$1283.60

therefore, be it

Resolved, That contracts be and the same are hereby awarded to said R.E. Yantes Excavating Co., 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 1 day of June, 1949, 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. Plymell	Yes
Mr. Daugherty,	Yes
Mr. Taylor	Yes

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

N--CONTRACT

For Construction of the Marion Bidwell Ditch No. 2.

This Agreement, made and entered into on this 11 day of April, 1949, by and between the County Commissioners of Madison County, Ohio, and hereinafter designated as "First Party," and R.E. Yantes Excavating Company of Reynoldsburg, Ohio, hereinafter designated as "Second Party.:

Witnesseth, That said "Second Party," for and in consideration of the sum of One thousand, ninety two and 88/100 (\$1092.88) 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 Marion Bidwell Ditch No. 2 in accordance with copies of the surveys, plans, profiles, cross sections, estimates and specifications for the same, hereto attached; which surveys, plans, profiles, cross-sections, estimates and specifications are hereby declared to be a part of this contract.

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 said "First party," or of the Architect or Engineer in charge, without hinderance 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 work may require.

MARION BIDWELL DITCH #2

Whereas, The County Surveyor has filed with this Board the contract and bond for the work of construction and furnishing material in the above named improvement petitioned for by John E. Hanscel and others; therefore, be it

Resolved, That said contract and bond be and the same are hereby approved; and be it further

Resolved, That the County Auditor be and he is hereby directed to record said contract and bond in the Commissioners' Journal; and be it further

Resolved, That the County Auditor be and he is hereby directed to reduce pro rata the assessments previously confirmed by this Board, by the difference between the estimated cost of the construction and the contract price; and be it further

Resolved, That the assessments so reduced, both with the cost of location included therein, be and the same are hereby levied upon each parcel of land stated in the schedules as of the date of this order; and be it further

Resolved, That the County Auditor be and he is hereby directed to place said assessments so levied upon the Duplicates of the County, making and furnishing the Treasurer of said County a special Duplicate with the assessments arranged thereon in semi-annual installments as provided in our former order adopted unless upon completion of the project said assessments are paid in cash.

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

Mr. Plymell	Yes
Mr. Daugherty	Yes
Mr. Taylor	Yes

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

Q--ITEMIZED LIST OF IMPROVEMENT COSTS

Construction:

R.E. Yantes Excavating Co.	1002.88	
Labor by County	<u>499.00</u>	
		1501.88

Engineer Services:

Engineering and Inspection	200.00	
Examining	49.99	
Material	<u>54.15</u>	
		304.14

Transcripts, Mailing Notices & Advertising:

Publish Notices	7.50	
Transcript	4.50	
Mailing Notices 2/25/49	.57	
Additional Postage	.57	
Mailing Notices 6/2/48	.57	
Mailing Notices 5/17/48	.57	
Final Assessments Notices	<u>.57</u>	
		<u>14.85</u>
		\$ 1820.87

R--FINAL ASSESSMENT SCHEDULE

Owner	District Township	Acres Owned	Acres Benefited	Constr. Schedule Estimate	Rate	Constr. Assm't Incl. Exp.	Repair	Final Assm't Incl. Repair
Baber, Sam	Canaan	26.26	20.00	40.00	.02608	37.65	10.00	47.65
	Jefferson	3.30	3.00	5.00	.00326	4.71	1.50	6.21
Bidwell, Asil H.	Canaan	33.60	10.00	15.00	.00978	14.12	5.00	19.12
	"	30.00	10.00	15.00	.00978	14.12	5.00	19.12
	"	1.50	1.50	3.00	.00196	2.83	.75	3.58
	Jeff-Can.	44.50	20.00	30.00	.01956	28.24	10.00	38.24
	"	22.40	22.00	33.00	.02152	31.07	11.00	42.07
	"	18.00	18.00	27.00	.01761	25.42	9.00	34.42
Boggs, Jas. C. & Edith M.	Canaan	28.10	28.00	42.00	.02739	39.54	14.00	53.54
	"	17.00	17.00	51.00	.03326	48.01	8.50	56.51
	"	17.00	15.00	45.00	.02934	42.36	7.50	49.86
	"	6.81	4.00	12.00	.00782	11.29	2.00	13.29
Burrell, Alford	"	31.00	31.00	62.00	.04043	58.37	15.50	73.87
	"	56.00	45.00	90.00	.05869	84.73	22.50	107.23
	Jefferson	91.00	40.00	25.00	.01631	23.54	20.00	43.54
	"	12.50	10.00	15.00	.00978	14.12	5.00	19.12
	"	12.00	6.00	10.00	.00652	9.41	3.00	12.41
Dorgan, J. Quinn	"	12.08	12.00	18.00	.01174	16.95	6.00	22.95
	"	44.00	20.00	30.00	.01956	28.24	10.00	38.24
	"	50.85	50.00	75.00	.04890	70.59	25.00	95.59
	"	72.75	20.00	30.00	.01956	28.24	10.00	38.24
Hanscel, Marie S.	Jeff-Can.	144.78	60.00	90.00	.05869	84.73	30.00	114.73
	"	80.60	50.00	75.00	.04890	70.59	25.00	95.59
Harbage, Irma O.	Canaan	55.50	30.00	45.00	.02934	42.35	15.00	57.35
	"	48.50	30.00	45.00	.02934	42.35	15.00	57.35

MARION BIDWELL DITCH #2

Owner	Township	Acres Owned	Acres Benefit	Constr. Schedule Estimate	Rate	Constr. Assm't Inc. Exp.	Repair	Final Assmn't Incl. Repr.
Harbage, Irma O.	Canaan	5.00	5.00	7.00	.00456	6.58	2.50	9.08
	"	70.09	25.00	37.00	.02413	34.83	12.50	47.33
	"	79.55	30.00	45.00	.02934	42.36	15.00	57.36
	Jeff-Can	20.72	20.00	30.00	.01956	28.24	10.00	38.24
Hunter, Dennis & Lilly	Canaan	14.00	14.00	10.00	.00652	9.41		9.41
Murray, John	Canaan	14.14	14.00	70.00	.04564	65.89		65.89
	"	28.00	28.00	112.00	.07304	105.44		105.44
	"	4.50	2.00	8.00	.00522	7.53		7.53
Hutson, James Homer	Jeff-Can	42.75	10.00	15.00	.00978	14.12	5.00	19.12
Pennington, Darwin R.	Canaan	4.81	4.81	5.00	.00326	4.71		4.71
McVey, James S.	Jeff-Can.	278.97	5.00	10.00	.00652	9.41	3.00	12.41
Straley, Ben	Canaan	46.45	25.00	50.00	.03260	47.06	12.50	59.56
	"	95.55	35.00	70.00	.04564	65.89	17.50	83.39
Thomas, Charles B. & S.	Jefferson	2.72	2.72	5.00	.00326	4.71	1.50	6.21
Wilson, Harry (Est)	Canaan	83.19	13.00	15.00	.00978	14.12	6.50	20.62
Wilson, Helen	Canaan	198.96	10.00	15.00	.00978	14.12	5.00	19.12
Madison County				101.59	.06625	95.63		95.63
				1533.59	1.00000	1443.62	377.25	1820.87

S--CERTIFICATE OF UNPAID ASSESSMENTSSeptember 24, 1951
London, OhioMadison County Commissioners
London, Ohio

Gentlemen:

This is to certify that in the matter of the improvement of the Marion Bidwell Ditch #2, the following assessments remain unpaid, to-wit:

Bidwell, Asil H.	\$ 210.09
Boggs, Jas. C. & Edith M.	119.66
Hanscel, Marie S.	210.32
Thomas, Charles B. & Sarah	6.21
	<u>\$546.28</u>

Yours very truly,

Forrest R. Hanson
Auditor, Madison CountyT--RESOLUTION TO ISSUE NOTES IN ANTICIPATION OF THE LEVY OF ASSESSMENTS
ACCORDING TO BENEFITS OR OF THE ISSUANCE OF BONDSIn the Matter of the Single
County Ditch Petitioned for
by John E. Hanscel and others.Office of the Board of Co. Comm.
Madison County, Ohio
September 24, 1951

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 24 day of September, 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, Said Board has heretofore, by Resolution duly passed on the 14th day of March, 1949, affirmed its former order finding in favor of the improvement of the County Ditch, petitioned for by John E. Hanscel and others; and

Whereas, It is now deemed necessary to issue and sell \$546.28 of notes under authority of Section 2293-24 of the General Code of Ohio, and "The Uniform Bond Act" for the purpose of providing funds in anticipation of the levy of assessments according to benefits or of the issuance of bonds 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 14th day of March, 1949, 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 assessments according to benefits 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 and "The Uniform Bond Act" in the aggregate sum of Five Hundred Forty Six and 28/100 Dollars (\$546.28) 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 notes shall be dated the 1 day of October, 1951, and shall be in the denomination of Five hundred forty six and 28/100 Dollars (\$546.28) and shall be numbered 26.

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 April and the 1 day of October, 1952, 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 notes and interest coupons as they respectively mature. Said note shall be redeemable at any interest period.

Said note shall be due and payable as follows: No. 26 April 1, 1952 \$546.28

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 of Ohio, and "The Uniform Bond Act"; 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 facsimile signature of the 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 anticipation 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 each of said years are certified, levied, 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 have 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 is payable does not exceed any limitations of said County, and that the amount of this note issue does not exceed any limitation of indebtedness as fixed by law.

Mr. Baker 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

Dated this 24th day of September, 1951.

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