

A--PETITION

SINGLE COUNTY DITCH PETITION

London, Ohio
Janu. 28, 1946

Petition for relocation and reconstruction of a part of the F.A. Chenoweth County Ditch

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

The undersigned hereby petitions your honorable body for the relocation and reconstruction of a part of the F.A. Chenoweth County 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 improvements, to-wit: Commencing at or near the west line of 100 acres of land owned by Mary E. Neil, thence following said County Ditch in an easterly direction through land of said Neil, Alice M. Redman, crossing the Redman County road and through land of E.M. Anderson, Effie D. Heironymous, crossing the Shepherd County road and through land of Oliver Shepherd to Bradford creek and if necessary down said creek far enough to secure a good and sufficient outlet for lands draining into said ditch.

The following is the nature of work petitioned for: The relocation and reconstruction of said ditch.

A list of the 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:

John Mantle	London, Ohio
Mary E. Neil	" "
Alice M. Redman	" "
Garnett Redman	" "
Effie Heironymous	" "
Lee Thomas	" "
Oliver Shepherd	" "
Lelia M. Anderson	627 Prospect, Lewiston, Idaho

Service of notice of the filing of the petition shall be obtained by mailing notices and publication as provided in Sec. 6447

ALICE M. REDMAN -- PETITIONERS

B-- BOND

BOND
(TO BE FILED WITH DITCH PETITION)

KNOW ALL MEN BY THESE PRESENTS, That we, Alice M. Redman, as principal, and Garnet H. Redman and Chas. L. Carter 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 28th day of January, 1946, the above bound Alice M. Redman filed her petition with the Auditor of Madison County, Ohio, making application to the County Commissioners for the relocation and reconstruction of a part of the F.A. Chenoweth Co. Ditch originally petitioned for by F.A. Chenoweth and others, the following being the course and termini of said proposed improvement, to-wit: Commencing at or near the west line of 100 acres of land owned by Mary E. Neil, thence following said County ditch in an easterly direction through the land of said Neil, Alice M. Redman, crossing the Redman County road and through land of E.M. Anderson, Effie D. Heironymous, crossing the Shepherd County road and through land of Oliver Shepherds to Bradford Creek and if necessary down said creek far enough to secure a good and sufficient outlet for lands draining into said ditch.

Now, if the said Alice M. Redman 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.

Signed ALICE M. REDMAN
GARNET H. REDMAN
CHAS. L. CARTER

The above bond is approved this
28 day of Jan., 1946
ROBERT K. DIXON
County Auditor.

F.A. CHENOWETH DITCH

C--RESOLUTION

ORDER FIXING TIME OF VIEW AND FIRST HEARING

In the Matter of the Office of the Board of County Commissioners,
 Single County Ditch Madison County, Ohio
 Petitioned for by
 Alice M. Redman
 Jan. 28, 1946

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 28th day of Jan., 1946, at the office of the Commissioners with the following members present:

- Rodney Plymell
- Gola Mink
- R.W. Armstrong

Mr. Armstrong moved the adoption of the following Resolution;

Whereas, This 28 day of Jan., 1946, 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 Alice M. Redman, petitioner, for the relocation and reconstruction of a part of the F.A. Chenoweth 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 21 day of February, 1946, 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 25 day of February, 1946, 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, Ohio

D-- CERTIFICATE OF MAILING NOTICES

CERTIFICATE OF MAILING NOTICES OF TIME OF VIEW AND FIRST HEARING TO
 THE OWNERS OF LAND AFFECTED BY THE PROPOSED IMPROVEMENT

In the Matter of County Auditor's Office,
 Single County Ditch Madison County, Ohio
 Petitioned for by February 1, 1946
 Alice M. Redman

I Hereby Certify that on the 1st day of February, 1946, I prepared and mailed, in a five day return envelope addressed to the affected persons, the following notice:

In the Matter of the County Auditor's Office,
 Single County Ditch Madison County, Ohio.
 Petitioned for by January 28, 1946
 Alice M. Redman

To the Owners of Land Affected by the Proposed Improvement:

You, and Each of You, Are Hereby Notified, that on the 28th day of January, 1946, the above named petitioner, Alice M. Redman, filed a petition for the relocation and reconstruction of a part of the F.A. Chenoweth County 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 at or near the west line of 100 acres of land owned by Mary E. Neil; thence following said County Ditch in an easterly direction through land of said Neil, Alice M. Redman, crossing the Redman County road and through land of E.M. Anderson, Effie D. Heironymous, crossing the Shepherd County road, and through land of Oliver Shepherd to Bradford creek and if necessary down said creek far enough to secure a good and sufficient outlet for lands draining into said ditch.

THE FOLLOWING IS THE NATURE OF THE WORK PETITIONED FOR: The relocation and reconstruction of said 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 21st day of February, 1946, at ten o'clock A.M., at the upper terminus of the improvement, as the time for the view thereon and also the 25th day of February, 1946, 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 of Madison County, Ohio,

The persons thus notified are the following:

John Mantle	London, Ohio
Mary E. Neil	" "
Alice M. Redman	" "
Garnett Redman	" "
Effie Heironymous	" "
Lee Thomas	" "
oliver Shepherd	" "
Lelia M. Anderson	627 Prospect, Lewiston, Idaho

None of the said mailed notices have been returned undelivered,

ROBERT K. DIXON
COUNTY AUDITOR.

E--RESOLUTION

COMMISSIONERS' FINDING FOR THE IMPROVEMENT

In the Matter of the Office of the Board of County Commissioners,
Single County Ditch Madison County, Ohio.
Petitioned for by Feb. 25, 1946.
Alice M. Redman

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 25 day of Feb., 1946, 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 being the day fixed by said Board in its order dated the 28 day of Jan., 1946, 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 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 west line of 100 acres of land owned by Mary E. Neil, thence following said County Ditch in an easterly direction through land of said Neil, Alice M. Redman, crossing the Redman County Road and through land of E.M. Anderson, Effie D. Heironymous, crossing the Shepherd County road, and through land of Oliver Shepherd to Bradford creek and if necessary down said creek far enough to secure a good and sufficient outlet for lands draining into said ditch.

The following is the nature of the work petitioned for: The relocation and reconstruction of said 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 29 day of April, 1946, 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

PLAT CHENOWETH COUNTY DITCH

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. 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
 Madison County, Ohio

County Auditor's Office
 Feb. 25, 1946

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

OWNER'S NAMES	DESCRIPTION	ACRES OWNED	ACRES BENEFITED	Estimated AMOUNT
Anderson, Lelia M.	Range Tp. 7948	6.34	6.34	25.00
Hieronemus, Effie	" " 7948	64.00	40.00	170.00
Mantle, John	" " 6111	54.94	50.00	50.00
Neil, Mary E.	" " 7948 & 7997	100.00	80.00	320.00
Redman, Alice M.	" " 7948 & 7997	113.90	88.90	415.00
Shepherd, Amenia & Oliver	" " 6110	43.51	12.00	48.00
Thomas, Lee	" " 7948	59.66	40	120.00
Madison County				50.85
TOTAL				1198.85

G--RESOLUTION

ORDER FIXING TIME OF FINAL HEARING ON SURVEYOR'S REPORTS, ON ESTIMATED ASSESSMENTS, ON THE PROCEEDINGS FOR THE IMPROVEMENT AND ON CLAIMS FOR COMPENSATION AND DAMAGES

In the Matter of the
 Single County Ditch
 Petitioned for by
 Alice M. Redman

Office of the Board of County Commissioners,
 Madison County, Ohio.
 April 29, 1946

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 29 day of April, 1946, 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 29 day of April, 1946, 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 25 day of Feb., 1946; therefore, be it

Resolved, That the 20 day of May, 1946, 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. 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

H-- CERTIFICATE OF MAILING NOTICES

CERTIFICATE OF MAILING NOTICES TO OWNERS OF LAND AFFECTED BY THE
PROPOSED IMPROVEMENT, OF ASSESSMENT, OF DATE OF FINAL HEARING
AND OF FILING CLAIMS FOR COMPENSATION OR DAMAGES

In the Matter of the
Single County Ditch
Petitioned for by
Alice M. Redman, and others

County Auditor's Office
Madison County, Ohio.
May 2, 1946

I hereby certify that on the 2 day of May, 1946, I prepared and mailed, in a stamped five-day return envelope, to all the owners whose names appear in the Surveyor's Schedules of Assessments, to each address as given in the petition, or to such address as I learned to be the correct address, including land owners other than those mentioned in the petition whose names have been filed by the Surveyor in his Schedule of Assessments, a copy of the following notice:

You Are Hereby Notified that the County Surveyor filed in this office on the 29 day of April, 1946, the maps, profiles, schedules and reports in the above named improvement, and that the assessment on each tract of land owned by you, as estimated and described in said schedule, is as follows

NAME	DISTRICT	ACRES OWNED	ACRES BENEFITED	ESTIMATED ASSESSMENT
ANDERSON, LELIA M.	RANGE TWP.	6.34	6.34	25.00
HIERONEMUS, EFFIE	" "	64.00	40.00	170.00
MANTLE, JOHN	" "	54.94	50.00	50.00
NEIL, MARY E.	" "	100.00	80.00	320.00
REDMAN, ALICE M.	" "	113.90	88.90	415.00
SHEPHERD, OLIVER & AMENIA	" "	43.51	12.00	48.00
LEE, THOMAS	" "	59.66	40.00	120.00
MADISON COUNTY				50.85
TOTAL				1198.85

and you are further notified that the Board of County Commissioners of said County has fixed the 20 day of May, 1946 at 10 o'clock A.M., at the office of said Board, as the time and place of the final hearing by the Commissioners on the report of the Surveyor, and on the proceedings for the improvement, and that all claims for compensation or damages must be filed with the Auditor before that date; and that you must give notice within ten days after said final hearing of your intention to pay in cash, if bonds are to be issued for said improvement.

ROBERT K. DIXON
Auditor of Madison County, Ohio

The persons thus notified are as follows:

Anderson, Lelia M.	627 Prospect, Lewiston, Idaho
Hieronemus, Effie	London, Ohio RFD
Mantle, John	" " " 1
Neil, Mary E.	c/o Chaney Howard Neil, London, Ohio
Redman, Alice M.	London, Ohio
Shepherd, Oliver & Amenia	London, Ohio # 1
Thomas, Lee	London, Ohio RFD

None of the said mailed notices have been returned undelivered.

ROBERT K. DIXON
County Auditor.

I-- REQUEST

REQUEST FOR PERMISSION TO FILE APPLICATION FOR CHANGE OR EXTENSION OF THE IMPROVEMENT

In the Matter of the
Single County Ditch
Petitioned for by
Alice M. Redman
and others

Proceedings for Extension of beginning
point to London-Bloomburg Road
(F.A.Chenoweth Ditch)

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

The undersigned respectfully requests your honorable body for permission to file an application for the extension of the improvement to commence at the London-Bloomburg Road and extend downward to connect with the beginning point designated in the original petition.

MARY E. NEIL
BY: C.H. NEIL

F.A. CHENOWETH COUNTY DITCH

J-- RESOLUTION

IN RE: REQUEST FOR PERMISSION TO FILE APPLICATION FOR CHANGE OR EXTENSION OF THE IMPROVEMENT

In the Matter of the
Single County Ditch
Petitioned for by
Alice M. Redman

Office of the Board of County Commissioners,
Madison County, Ohio.
May 20, 1946.

and others

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 20 day of May, 1946, 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, Mary E. Neil having filed a request to be permitted to file an application for extending the improvement to commence at the London-Bloomington Road and extend downward to connect with the beginning point designated in the original petition; therefore, be it

Resolved, That the said request for permission to file said application be and the same is hereby granted; and be it further

Resolved, That the 17 day of June, 1946 at 10 o'clock A.M., be and the same is hereby fixed for a hearing upon said application; and be it further

Resolved, That notice of said hearing on said application 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
Madison County, Ohio

K-- APPLICATION FOR CHANGE

APPLICATION FOR CHANGE OR EXTENSION OF THE IMPROVEMENT

London, Ohio, May 20, 1946

In the Matter of the
Single County Ditch
Petitioned for by
Alice M. Redman
and others

Proceedings for Extension of be-
ginning Point To London-Bloomington
Road (F.A. Chenoweth Ditch)

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

The undersigned hereby makes application to your honorable body for the extension of the improvement to commence at the London-Bloomington Road and extend downward to connect with the beginning point designated in the original petition.

Respectfully submitted,

MARY E. NEIL,
by- C.H. NEIL.

L-- RESOLUTION

ORDER FIXING TIME OF VIEW AND HEARING

Chenoweth Ditch Improvement Petitioned For By Alice M. Redman and Extension Applied For
By Mary E. Neil.
London, Ohio
May 20, 1946

Whereas, Alice M. Redman filed a petition, on January 28, 1946, for the improvement of the F.A. Chenoweth Ditch, commencing at or near the west line of 100 acres of land owned by Mary E. Neil, extending downward to Bradford Creek and if necessary down said creek far enough to secure a good and sufficient outlet for lands draining into said Ditch, and

Whereas, on May 20, 1946 an application was filed by Mary E. Neil, to extend the improvement to commence at the London-Bloomington Road, and extend downward to connect with the beginning point designated in the original petition, and

WHEREAS, it has been ascertained that the extension of the improvement will affect the following land owners, to-wit:

Thomas J. Dwyer	London, Ohio
Jane E. Proctor	c/o Opekasit Farms, Glendale, Ohio
Harold F. Mantle	London, Ohio RFD
George R. Hedges, Tr.	8 E. Long St., Columbus, Ohio

Therefore be it Resolved that the-

13th day of June at 10 o'clock A.M., at the upper terminus of the proposed extension of the improvement,

be and the same is hereby fixed as the time for the view thereof, and be it,

Further Resolved, that the,

17th day of June at 10 o'clock A.M., at the Commissioners Office,

be and the same is hereby fixed as the time and place for the hearing on the proposed extension of the improvement, and be it,

Further Resolved, that a copy of this resolution shall be mailed to all affected persons.

R.W. Armstrong moved the adoption of the foregoing resolution and upon the second of Gola Mink, the result of the vote was:

MADISON	RODNEY PLYMELL,	YES
COUNTY	R.W. ARMSTRONG,	YES
COMMISSIONERS	GOLA MINK,	YES

M--CERTIFICATE OF MAILING NOTICES

I hereby certify that, on the 24th day of May, 1946, I prepared and mailed in five day return envelopes copies of the "Resolution---Order Fixing Time of View and Hearing", as adopted by the Board on May 20, 1946, to the following persons, to-wit:

John Mantle	London, Ohio RFD
Mary E. Neil	London, Ohio
Alice M. Redman	London, Ohio RFD
Garnett Redman	London, Ohio RFD
Effie Heironimus	London, Ohio RFD
Lee Thomas	London, Ohio RFD
Oliver Shepherd	London, Ohio RFD
Lelia M. Anderson	627 Prospect, Lewiston, Idaho
Thomas J. Dwyer	London, Ohio
Jane E. Proctor	c/o Opekasit Farms, Glendale, Ohio
Harold F. Mantle	London, Ohio RFD
George R. Hedges,	Tr. 8 E. Long St., Columbus, Ohio

None of said notices have been returned undelivered.

ROBERT K. DIXON
Auditor, Madison County.

N-- RESOLUTION

COMMISSIONERS' FINDING ON APPLICATION FOR CHANGE OF ROUTE OR CHANGE IN NATURE, KIND OR EXTENT OF THE WORK PROPOSED TO BE DONE

In the Matter of the Single County Ditch Petitioned for by Alice M. Redman and others	Office of the Board of County Commissioners, Madison County, Ohio. June 17, 1946.
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The Board of County Commissioners of Madison County, Ohio, met in regular session on the 17 day of June, 1946 at the office of the Commissioners, with the following members present:

(Armstrong absent at this hearing.)

Rodney Plymell
Gola Mink

Mr. Mink moved the adoption of the following Resolution:

Whereas, This being the day set 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 applications filed for change of route or change in the nature, kind and extend of the work proposed to be done; and

Whereas, The following persons, viz:

Mary E. Neil, London, Ohio, have filed applications to make a change of the route or course of the proposed improvement, or of either terminus thereof, from that shown in the report of the Surveyor, and the following persons, viz; None have filed applications to make a change in the nature, kind, or extent of the work proposed to be done, as shown in the report of the Surveyor; 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 requires by law to all owners of land, and

F.A. CHENOWETH COUNTY DITCH

Whereas, Said Board has heard either in person or by Council all evidence offered by any owner of land for or against the granting of any application for change of route, course, or termini, or nature, kind or extent of the work proposed to be done described in any application therefor; therefore, be it

Resolved, By the Board of County Commissioners that said Board hereby finds that the route or course of the proposed improvement, and the termini thereof and the nature kind and extent of the work proposed to be done, as shown in the report of the Surveyor, are the best and the same are hereby adopted and prescribed by said Board, and be it further

Resolved, By the Board of County Commissioners that said Board hereby finds that the route or course of the proposed improvement, and the termini thereof, and the nature, kind, and extent of the work proposed to be done, as shown in the report of the Surveyor, should be changed as follows:

That the beginning point, of the proposed improvement, as designated in the petition of Alice M. Redman dated Jan. 28, 1946 be extended approximately 600 feet above the west line of the Mary E. Neil Land.,

and that said changes will better accomplish the purpose and object of the proposed improvement; and be it further

RESOLVED, That the following persons, who will be affected thereby were present at this hearing, to-wit:

- John Mantle for self and Harold Mantle,
- C.H. Neil for Mary E. Neil,
- Garnett Redman for self and Alice M. Redman,
- Effie Heironymous and Husband,
- Frank Thomas for Lee Thomas,
- C.E. Hughes for George R. Hedges, Trustee and T.J. Dwyer.,

(C.H. Neil continued to object)

and be it further

Resolved, That the County Surveyor be and he is hereby directed to make the necessary and proper schedules, which will include such changes; and be it further

Resolved, That the County Surveyor shall file his amended schedules July 22, 1946 at 10 A.M., on which date this Board will fix a time for the final hearing.

Mr. Plymell seconded the resolution and the roll being colled upon its adoption, the vote resulted as follows;

(Armstrong absent at this hearing.)

Mr. ROONEY PLYMELL,	YES
MR. GOLA MINK	YES

ROBERT K. DIXON
Clerk of the Board of County Commissioners of
Madison County, Ohio.

0-- AMENDED SCHEDULE OF LAND OWNERS

OWNERS' NAMES	SURVEY	DESCRIPTION	ACRES OWNED	ACRES BENEFITED	ESTIMATED AMT. OF ASSESSMENT
Anderson, Lelia M.	7948etc	Range Twp.	6.34	6.34	25.00
Hedges, George R. (Trustee)	6111	" "	22.87	15.00	15.00
" " " "	5898	" "	142.00	10.00	10.00
Heironymous, Effie	7948 etc	" "	64.00	40.00	170.00
Mantle, Harold F.	6111	" "	73.00	25.00	25.00
Mantle, John	6111	" "	54.94	50.00	50.00
" " "	6111	" "	75.27	25.00	25.00
Neil, Mary E.	7948	" "	100.00	80.00	320.00
Redman, Alice M.	7948 etc.	" "	113.90	88.00	415.00
Shepherd, Oliver & Amenia	6110	" "	43.51	12.00	35.00
Thomas, Lee	7948 etc.	" "	59.66	30.00	100.00
Madison County					57.57
				Total	1247.27

P-- RESOLUTION

ORDER FIXING TIME OF FINAL HEARING ON SURVEYOR'S AMENDED REPORTS, ON ESTIMATED ASSESSMENTS, ON THE PROCEEDINGS FOR THE IMPROVEMENT AND ON CLAIMS FOR COMPENSATION AND DAMAGES.

In the Matter of the
Single County Ditch
Petitioned for by
Alice M. Redman
and others

Office of the Board of County Commissioners,
Madison County, Ohio
June 24, 1946.

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 24 day of June, 1946, 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 24 day of June, 1946, the County Auditor has given notice 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 17 day of June, 1946; therefore, be it

Resolved, That the 15 day of July 1946, 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. 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
MADISON COUNTY, OHIO

Q--CERTIFICATE OF MAILING NOTICES

CERTIFICATE OF MAILING NOTICES TO OWNERS OF LAND AFFECTED BY THE PROPOSED IMPROVEMENT, OF AMENDED ASSESSMENT, OF DATE OF FINAL HEARING AND OF FILING CLAIMS FOR COMPENSATION OF DAMAGES.

In the Matter of the
Single County Ditch
Petitioned for by
Alice M. Redman
and others

County Auditor's Office
Madison County, Ohio
June 25, 1946

I hereby certify that on the 25 day of June, 1946, I prepared and mailed, in a stamped five-day return envelope, to all the owners whose names appear in the Surveyor's Schedules of Assessments, to each address as given in the petition, or to such address as I learned to be the correct address, including land owners other than those mentioned in the petition whose names have been filed by the Surveyor in his Schedule of Assessments, a copy of the following notice:

You Are Hereby Notified that the County Surveyor filed in this office on the 24 day of June, 1946, the maps, profiles, schedules and reports in the above named improvement, and that the assessment on each tract of land owned by you, as estimated and described in said schedule, is as follows:

NAME	DISTRICT	ACRES OWNED	ACRES BENEFITED	ESTIMATED ASSESSMENT
Anderson, Lelia M.	Range Twp.	6.34	6.34	25.00
Hedges, George R. (Tr.)	" "	22.87	15.00	15.00
" " " "	" "	142.00	10.00	10.00
Heironomous, Effie	" "	64.00	40.00	170.00
Mantle, Harold F.	" "	73.00	25.00	25.00
Mantle, John	" "	54.94	50.00	50.00
" "	" "	75.27	25.00	25.00
Neil, Mary E.	" "	100.00	80.00	320.00
Redman, Alice M.	" "	113.90	88.00	4 15.00
Shepherd, Oliver & Amenia	" "	43.51	12.00	35.00
Thomas, Lee	" "	59.66	30.00	100.00
Madison County				<u>57.27</u>
			TOTAL	1247.27

F.A. CHENOWETH COUNTY DITCH

and you are further notified that the Board of County Commissioners of said County has fixed the 15 day of July, 1946, at 2 o'clock P.M., at the office of said Board, as the time and place of the final hearing by the Commissioners on the report of the Surveyor, and on the proceedings for the improvement, and that all claims for compensation or damages must be filed with the Auditor before that date; and that you must give notice within ten days after said final hearing of your intention to pay in cash, if bonds are to be issued for said improvement.

ROBERT K. DIXON
AUDITOR OF MADISON COUNTY, Ohio

I hereby certify that, on the 25th day of June, 1946, I prepared and mailed in five day return envelopes copies of the "Resolution---Order Fixing Time of View and Hearing", as adopted by the Board on June, 24, 1946, to the following persons, to-wit:

John Mantle	London, Ohio RFD
Mary E. Neil	London, Ohio
Alice M. Redman	London, Ohio RFD
Garnett Redman	London, Ohio RFD
Effie Heironimus	London, Ohio RFD
Lee Thomas	London, Ohio RFD
Oliver Shepherd	London, Ohio RFD
Lelia M. Anderson	627 Prospect, Lewiston, Idaho
Thomas J. Dwyer	London, Ohio
Jane E. Proctor	c/o Opekasit Farms, Glendale, Ohio
Harold F. Mantle	London, Ohio RFD
George R. Hedtes, Tr.	8 E. Long St., Columbus, Ohio

None of said notices have been returned undelivered.

ROBERT K. DIXON
Auditor, Madison County

R--- RESOLUTION

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
Alice M. Redman
and others

Office of The Board of County Commissioners,
Madison County, Ohio.
July 15, 1946

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 15 day of July, 1946, at the office of the Commissioners with the following members present:

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 24 day of June, 1946, 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 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 25 day of Feb., 1946, be and the same is hereby affirmed; and

WHEREAS, Objections to the proposed assessment having been filed by
None on July 15, 1946

RESOLVED, That said Surveyor's Assessments as so amended and corrected be and the same are hereby approved and confirmed; and be it further

RESOLVED, That \$57.27 found to be 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 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 12 day of August, 1946, 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, 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 pursuant to law 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. Armstrong seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. R.W. ARMSTRONG, Yes
Mr. GOLA MINK, Yes

ROBERT K. DIXON
Clerk of the Board of County Commissioners of
Madison County, Ohio.

S-- COUNTY ENGINEER'S REPORT ON BIDS RECEIVED

IN the Matter of
The Single County Ditch Petitioned for by
Alice M. Redman
and others

County Engineer's Office,
Madison County, Ohio.
August 26, 1946

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:

BIDDER	FOR WHAT WORK OR MATERIALS	AMT. OF BID	GUARANTY KIND	AMOUNT
O.E. Liller	2509 cu. yds. of excavation	\$1003.60		
	Clearing and grubbing	20.00		
	Total	\$1023.60	Check	\$35.00
Earnest L. Mossbarger	2509 Cu. Yds. of excavation	\$1003.60		
	Clearing and grubbing	20.00		
	Total	\$1023.60	Check	\$30.72

By agreement between the two parties (both bids being the same amount), it was agreed that the work should go to O.E. Liller.

I recommend the following bids as the best.
O.E. Liller \$1023.60

H.L. MCCAFFERTY
County Engineer.

F.A. CHENOWETH COUNTY DITCH

T-- RESOLUTION--COMMISSIONERS' ORDER AWARDING CONTRACTS

In the Matter of the
Single County Ditch
Petitioned for by
Alice M. Redman
and others

Office of the Board of County Commissioners,
Madison County, Ohio.
Aug. 26, 1946.

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 26 day of August, 1946, 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, 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 Alice M. Redman 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	FOR WHAT WORK OR MATERIALS	AMOUNT OF BID	SURVEYOR'S ESTIMATE
O.E. Liller	2509 Cu. Yds. Excavation Clearing & Grubbing	\$1003.60 20.00	\$1078.87 20.00

therefore, be it

Resolved, That contracts be and the same are hereby awarded to said O.E. Liller at the amounts bid by him, 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 January, 1947, 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. Mink seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. ROINEY 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

U-- DITCH CONTRACT

In the Matter of the
Single County Ditch
Petitioned for by
Alice M. Redman
and others

WORK AND LABOR AND MATERIALS

THIS CONTRACT made and entered into on this 9th day of September, 1946, by and between the Board of County Commissioners of Madison County, Ohio, Party of the First Part, hereinafter designated as "First Party," and O.E Liller 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 Ten Hundred & Twenty three and 60/100 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 F.A. Chenoweth Ditch improvement petitioned for by Alice M. Redman and others, in accordance with plans, drawings and specifications for the same hereto attached: which plans, drawings 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 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 his connection therewith and the progress of the work may require. The whole shall be completed to the satisfaction and acceptance of said First Party on or before the 30 day of December, 1946.

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 Ten Hundred and twenty three and 60/100 Dollars (\$1023.60), in installments from time to time, upon the certificate of acceptance of the County Engineer and as provided by law.

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

GLADYS M. JONES
R.H. GRAHAM

RODNEY PLYMELL
R.W. ARMSTRONG
GOLA MINK

O.E. LILLER

Commissioners of
Madison County, Ohio.
First Party.

Contractors,
Second Party.

Bid deposit check for \$35.00 returned 9/17/46.

Attest: ROBERT K. DIXON
Auditor and Board Clerk

V--BOND OF DITCH CONTRACTOR

In the Matter of the
Single County Ditch
Petitioned for by
Alice M. Redman
and others

ON CONTRACT FOR WORK AND LABOR
AND MATERIALS

KNOW ALL MEN BY THESE PRESENTS, That we, O.E. Liller, as Principal and The Ohio Casualty Insurance Company, as sureties, are held and firmly bound unto the State of Ohio for the benefit of Madison County, Ohio, and for the benefit of any owner having a right of action thereon as is provided by law, in the penal sum of One thousand and ninety eight and 87/100 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 3 day of September, 1946.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH THAT, Whereas, the above bound O.E. Liller 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 F.A. Chenoweth Ditch improvement petitioned for by Alice M. Redman and others specified in said Contract, to the satisfaction and acceptance of the County Surveyor, on or before the 30th day of December, 1946, for the compensation of One thousand and twenty-three and 60/100 (\$1023.60) 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 O.E. Liller shall faithfully perform and complete such work and labor and furnish such 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.

O.E. LILLER

Executed in Presence of

M. HUMBACH

THE OHIO CASUALTY INSURANCE COMPANY
BY E. EARLE JOHNSON
Attorney-in-fact

The above bond being good and sufficient is approved this 9th day of September, 1946.

RODNEY PLYMELL

R.W. ARMSTRONG

GOLA MINK

Board of County
Commissioners,

Madison
County, Ohio

W-- RESOLUTION--COMMISSIONERS' ORDER APPROVING CONTRACTS AND BONDS AND LEVYING ASSESSMENTS

In the Matter of the
Single County Ditch
Petitioned for by
Alice M. Redman
and others

Office of the Board of County Commissioners,
Madison County, Ohio.
Sept. 9, 1946.

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 9 day of Sept., 1946, 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, 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 Alice M. Redman 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, but 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 the 15 day of July, 1946.

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.

X--CERTIFICATE OF COUNTY SURVEYOR AS TO WORK COMPLETED

CHENOWETH DITCH

In the Matter of the
Single County Ditch
Petitioned for by
Alice M. Redman
and others

Office of County Surveyor
Madison County, Ohio.
November 22, 1946.

To O.E. Miller, Contractor:

This is to certify that the undersigned County Surveyor 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 Alice M. Redman and others, and I, therefore, approve said work and labor for payment in the sum of Ten hundred twenty-three dollars and sixty cents (\$1023.60) Dollars, the same being the contract price for said percentage of work and labor completed and accepted.

H.L. MCCAFFERTY
County Engineer

Total cost as per contract	\$1023.60
Engineering and inspection	140.40
Total	\$1164.00

