

Resolved, By said Board of County Commissioners, that the 6th day of October, 1952, 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 6th day of October, 1952, at 2 o'clock P.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. George W. Taylor, Yes.
Mr. Rodger B. Baker, Yes

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

D--COMMISSIONERS' FINDING FOR THE IMPROVEMENT

In the Matter of the Single
County Ditch Petitioned for by
Frank O'Donnell and others.

Office of the Board of County Comm.
Madison County, Ohio
October 6, 1952

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 6th day of October, 1952, at the office of the Commissioners with the following members present:

George W. Taylor
Rodger B. Baker

Mr. Baker moved the adoption of the following Resolution:

Whereas, This being the day fixed by said Board in its order dated the 8th day of September, 1952, 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 findsthat 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 therefore; 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 on the lands of Mary E. Johnson, through said lands, crossing Route 38 and Route 29, through the lands of Frank W. O'Donnell et al and John M. Morse into the lands of Donald R. Watson et al, far enough to obtain good and sufficient outlet for main ditch and laterals entering this ditch, and be it further

Resolved, That the County Surveyor be and he 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 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 29th day of December, 1952; at 11 o'clock A.M., be and the same is hereby fixed as the time for the 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 of 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. George W. Taylor, Yes
Mr. Rodger B. Baker, Yes

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

County Auditor's Office,
October 6, 1952

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.

Forrest R. Hanson
County Auditor.

E SCHEDULE OF LAND OWNERS

Owner	Survey	Township	Acres Owned	Acres Benefit	Estimated Assessment
Bridgman, John K. & George R.	7530-7827	Deercreek Monroe	20.00	10.00	34.30
" " " "	12067-12176	"	38.00	10.00	34.30
Johnson, Mary E.	12144-12145	"	188.50	100.00	343.00
"	10789-	" &	50.00	50.00	171.52
"	"	"	11.50	11.50	39.44
"	"	"	52.00	36.00	123.47
"	12067-12176	"	284.00	36.50	125.19
"	7530-7827	"	14.00	14.00	48.40
Morse, John M.	10789-10791	Monroe Twp.	61.78	26.00	89.18
"	9368	"	74.20	20.00	68.60
O'Donnell, Frank W. & Nora A.	10789-10791	"	75.42	45.00	254.36
"	7350-7827	"	42.00	30.00	102.43
"	9368	"	47.80	25.00	85.75

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

In the Matter of the Single County Ditch Petitioned for by Frank O'Donnell and others. Office of the Board of County Comm. Madison County, Ohio April 13, 1953

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 13th day of April, 1953, at the office of the Commissioners with the following members present:

- Rodger B. Baker
- George W. Taylor
- Rodney Plymell

Mr. Plymell moved the adoption of the following Resolution:

Whereas, This 13th day of April, 1953, 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 2nd day of March, 1953 therefore, be it

Resolved, That the 4th day of May, 1953, at 10'00 o'clock A.M., be and the same is hereby fixed as the time for the final hearing on the 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. Rodger B. Baker, Yes
- Mr. Rodney Plymell, Yes

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

G 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 Frank O'Donnell and others. Office of the Board of County Comm. Madison County, Ohio May 4, 1953

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 4th day of May, 1953, at the office of Commissioners with the following members present:

- Rodger B. Baker
- George W. Taylor
- Rodney Plymell

Mr. Taylor moved the adoption of the following Resolution:

Whereas, This being the day fixed by said Board, in its order dated the 16th day of April, 1953, 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 16th day of April, 1953, 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 4th day of May, 1953; 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 16th day of April, 1953, be the same is hereby affirmed; and

Whereas, Objections to the proposed assessment having been filed by none.

Resolved, That the assessments be and the same hereby amended and corrected as follows, to-wit: None.

and be it further

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 None found to benefit State or County Roads or Highways.

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 bonds 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 1st day of June, 1953, at 11:00 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 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 material, or any part thereof, 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 an advertisement shall also be made in two successive weekly issues of a newspaper printed and in general circulation in said County, 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. Plymell seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. Rodger B. Baker,	Yes
Mr. George W. Taylor,	Yes
Mr. Rodney Plymell,	Yes

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

SURVEYOR'S REPORT ON BIDS RECEIVED

In the Matter of the
Single County Ditch No

County Surveyor's Office,
Madison County, Ohio
June 1, 1953

Petioned for by
Frank O'Donnell and others

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 for furnishing materials for the above named improvement were received by me as follows:

BIDDER	FOR WHAT WORK OR MATERIALS	AMOUNT OF BID	GUARANTY
Peters & Dewbre	Labor & Materials	1473.45	Cash 45.00
O.E. Liller	" "	1372.00	41.50
Springfield Gravel & Excavating Co.	" "	1089.00	32.67

GENEVA, CHENOWETH SINGLE COUNTY DITCH

I Recommend the following bids as the best .
Springfield Gravel & Excavating Company

Helge Ekedahl
County Surveyor

I - RESOLUTION -- COMMISSIONER'S ORDER AWARDING CONTRACT

In the Matter of the
Single County Ditch No.

Office of the Board of County Commissioners,
Madison County, Ohio
June 1, 1953

Frank O'Donnell and others

The Board of County Commissioners of Madison County, Ohio met in regular session on the 1st day of June, 1953, at the office of Commissioners with the following members present:

Rodger B. Baker
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 of construction and for furnishing material in the above named improvement petitioned for by Frank O'Donnell 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
Springfield Gravel & Excavating Co,	Labor & Materials	1089.00	1209.94

therefore, be it

Resolved, That contracts be and the same are hereby awarded to said Springfield Gravel & Excavating 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;

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 surities, present the same to this Board for approval; and be it further

Resolved, That the whole of such work shall be completed and all materials furnished in or before the 1st day of November, 1953, 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. Baker seconded the resolution and the roll being called upon its adoption the vote resulted as follows:

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

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

J- DITCH CONTRACT

In the Matter of the Single
County Ditch No

Work and Labor and Materials

Petitioned for by Frank O'Donnell and others

THIS CONTRACT made and entered into on this 1st day of June, 1953, by an between the Board of County commissioners of Madison County, Ohio, Party of the First Part, hereinafter designated as "First Party", and Springfield Gravel & Excavating Company, Rt. 6, Springfield, Ohio. Party of the Second Part, hereinafter designated as "Second Party".

WITNESSETH, That said Second Party, for and in consideration of the sum of one thousand and eighty-nine dollars, to be paid as herinafter 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 Frank O'Donnell 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 substancial 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 h 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 * _____ day of _____ 1953

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,

here-by agrees to pay unto said second Party said sum of one thousand and eighty-nine dollars (\$1089.00), in installments from time to time, upon the certificate of acceptance of the County Surveyor and as provided by law.

It is mutually agreed that noextra 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
 Arthur G. Cushman
 John F. Cushman

Rodger B. Baker
Rodney Plymell

Commissioners of
 Madison County, Ohio.
 First Party

Springfield Gravel & Excavating
 Robert H. Cushman Pres. Contractors
 Second Party

K- BOND OF DITCH CONTRACTOR

In the Matter of the Single
 County Ditch No. _____
 Petitioned for by Frank O'Donnell and others

ON CONTRACT FOR WORK AND LABOR
 AND MATERIALS

KNOW ALL MEN BY THESE PRESENTS, That we Springfield Gravel and Excavating co. as Principal and 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 Twelve hundred and nine dollars and 94/100 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 15th day of June, 1953

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH THAT, WHEREAS, THE above bound Springfield Gravel and Excavating 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 ditch improvement petitioned for by Frank O'Donnell and others specified in said Contract, to the satisfaction and acceptance of the County Surveyor, on or before the 1st day of November, 1953 for the compensation of one thousand and eighty-nine and no/100 (\$1089.00) 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 Springfield Gravel and Excavating Company 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 fo 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
 Harold Geny
 Marion G.

Ohio Casualty I^Ns. Co.
 per Betty S. Sparks
 Attorney-in-fact

The above bond being good and sufficient is approved this 15th day of June, 1953

Rodger B. Baker
Rodney Plymell

Board of County
 Commissioners
 Madison County
 Ohio

L- CERTIFICATE OF COUNTY ENGINEER AS TO WORK COMPLETED

In the Matter of the Single County Ditch No. _____
 Petitioned for by Frank O'Donnell and others

Office of County Engineer,
 Madison County, Ohio
 October 16, 1953

To Springfield Gravel & Excavating Co. 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 Frank O'Donnell and others, and I, therefore, approve said work and labor for payment in the sum of one thousand and eighty-nine and no/100 (\$1089.00) Dollars, the same being the contract price for said percentage of work and labor completed and accepted.

Helge H Ekehahl
 County Engineer

M- Geneva Chenoweth Ditch Itemized List of Improvement costs

GENEVA CHENOWETH SINGLE COUNTY DITCH

Publishing Notices	13.00
Engineering & Inspection	260.00
Contractor	1089.00
Abstract	4.50
Mailing Charges	.36
	<hr/> 1366.86

FINAL ASSESSMENT SCHEDULE						
<u>Owner</u>	<u>District</u>	<u>Acres Owned</u>	<u>Acres Benefit</u>	<u>Constr. Schedule</u>	<u>Rate</u>	<u>Final Assmt.</u>
Bridgman, John K. & George R.	Deercreek Monroe	20.00	10.00	34.30	.02257	30.85
		38.00	10.00	34.30	.02257	30.85
Mary E. Johnson	"	188.50	100.00	343.00	.22566	308.45
		50.00	50.00	171.52	.11285	154.25
		11.50	11.50	39.44	.02595	35.47
		52.00	36.00	123.47	.08123	111.03
		284.00	36.50	125.19	.08237	112.59
	"	14.00	14.00	48.40	.03184	43.52
Morse, John M.	Monroe	61.78	26.00	89.18	.05867	80.19
		74.20	20.00	68.60	.04513	61.69
O'Donnell, Frank W. Et al	"	75.42	45.00	254.36	.06739	228.74
		42.00	30.00	102.43	.06739	92.11
		47.80	25.00	85.75	.05642	77.12
				<hr/> 1519.94	1.00000	1366.86

This schedule represents the total and final assessments for the improvement of the Geneva Chenoweth Ditch and the sum opposite your name is now due and payable. Make check payable to Madison County Treasurer and mail to the County Auditor. Should you desire to pay the assessment in semi-annual installments over a five (5) year period, please sign and return the enclosed form. For those who pay as taxes over the five year period, an interest charge of 4% will be added.

IF YOU DESIRE TO PAY THE ASSESSMENT IN CASH THIS MUST BE DONE BY MARCH 19, 1954. IF NO INDICATION IS RECEIVED BY MARCH 19, 1954, THE ASSESSMENT WILL BE PUT ON AS TAXES AND COLLECTED OVER A FIVE YEAR PERIOD WITH INTEREST AT 4%.

Forrest R. Hanson
Madison County Auditor

N - CERTIFICATE OF ASSESSMENTS

March 29, 1954
London, Ohio

Madison County Commissioners
London, Ohio

Gentlemen:

This is to certify that in the matter of the improvement of the Geneva County Ditch, the following assessments have been paid in cash.

Bridgman, John K. & George R.	61.70
Johnson, Mary E.	765.31
Morse, John M.	141.88
O'Donnell, Frank W. et al	<hr/> 397.97
Total	1366.86

Yours very truly,

Auditor, Madison County

FRH:gg

