

## A SINGLE COUNTY DITCH PETITION

London, Ohio                      Sept. 10, 1954

Petition for repairs to, relocation of and cleanout of existing open ditch, construction of new headwall, investigation of and necessary repairs to tile in original Main Ditch.

To the Board of County Commissioners, Madison County, Ohio

The undersigned hereby petition your honorable body for the repairs to, relocation of and cleanout of existing open ditch, construction of new headwall, investigation of and necessary repairs to tile in original Main Ditch on the course hereinafter set forth.

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

The following is the course and termini of said proposed improvement, to-wit: Commencing on the lands of Wm. D. and Robert C. Williams and Constance C. Billings approximately 800 ft. behind the old headwall and continuing through said lands and the lands of Wilbur H. Hume and Ed R. Lanning to the Springvalley Road or far enough to obtain good and sufficient outlet to furnish proper drainage of all lands in this area.

The following is the nature of the work petitioned for: Construction and relocation of open ditch, construction of new headwall, filling of portion of old overflow ditch, clearing and grubbing.

A list of the 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 is as follows:

Egelhoff, Margery, London, Ohio Rt. #4  
 Budig, Clifford K. et al, London, Ohio Rt. #2  
 Chrisman, Tillie, N. Main St. London, Ohio  
 Hume, Wilbur H., London, Ohio  
 Lanning, Ed R., London, Ohio, Rt. #4  
 Lanigan, Edward, & Mary T. London, Ohio Rt. #4  
 Ryan, Emmett J. & Helen M., London, Ohio  
 Scully, Margaret et al 125 S. Burgess Ave. Columbus, Ohio  
 Viney, Burl & Nancy, London, Ohio Rt. #4  
 Wheeland, Wm. D. & Robert C. & Constance C. Billings, c/o Farm Management, Irwin, O.  
 Ryan, Herbert

Service of notice of the filing of the Petition shall be obtained by making notices and publications as provided in Se. 6447

William D. Williams  
 By Farm Management Inc. Agent                      Petitioners  
 By Everett G. Royer V. Pres.

B BOND  
 (To Be Filed With Petition)

Know by all Men Presents, That we-----as principal, and ----- as sureties, are held and firmly bound unto the State of Ohio, in the sum of ----- 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----- Ohio, this -----day of -----, 1954

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That, Whereas, on the 20th day of Dec., 1954, the above bound Farm Management, Inc. filed their petition with the Auditor of Madison County, Ohio, making application to the County Commissioners for the County Commissioners for the repairs, to relocation of and cleanout of existing open ditch, construction of new headwall, investigation of and necessary repairs to tile in original main ditch petitioned for by Farm Management, Inc. and others, the following being the course and termini of said proposed improvement, to-wit:

Commencing on the lands of Wm. D. and Robert C. Williams and Constance C. Billings approximately 800 Ft. behind the old headwall and continuing through said lands of Wilbur H. Hume and Ed R. Lanning to the Springvalley Road or far enough to obtain good and sufficient outlet to furnish proper drainage of all lands in this drainage area.

"Check for \$250.00 from Farm Management, dated Nov. 15, 1954 received in lieu of Bond." Returned and Certified Check received by County Auditor 12/18/54 Approved bond by County Prosecutor. Cash Bond.

Forrest R. Hanson, Clerk

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

The above bond is approved this-----day of -----, 1954.

-----  
 County Auditor

## C JOURNAL ENTRY - ORDER FIXING TIME OF VIEW AND FIRST HEARING

In the Matter of the Single County Ditch  
 Petitioned for by William D. Williams et al.

Office of the Board of Co. Comm's.  
 Madison County, Ohio  
 Dec. 20, 1954

Mr. Plymell moved the adoption of the following Resolution

Whereas y This 22nd day of November, 1954, the Board of County Commissioners of Madison County, being in regular session, members present Baker, Taylor and Plymell, the County Auditor gave notice to us of the filing with him of a petition signed by William D. Williams petitioler for the repairs to, relocation of an cleanout of existing open ditch construction of new headwall, investigation and necessary repairs to tile in original Main Ditch.

Whereas, It appears to us 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; therefor be it resolved by said Board of County Commissioners, that the 17th day of January, 1955, 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 24th day of January, 1955, at ten o'clock A. M. at the office of the Board of County Commissioners of said County be and the same is hereby fixed as the time and place for the first hearing on the petition; and be it further

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

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

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

## D APPLICATION TO AMEND

London, Ohio

January 24, 1955

In the Matter of the Single County Ditch  
 Petitioned for by William D. Williams et al

Proceedings for Construction and relocation of open ditch etc.

Application to amend Petition

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

The undersigned hereby makes application to your honorable body to amend Petition as follows:

Commencing on the lands of Wm. D. and Robert C. Williams and Constance C. Billings approx imately 800 ft. or more being the old headwall and continuing through said lands and the and the lands of Wilbur H. Hume and Ed R. Lanning to the Springvalley Road or far enough to obtain good and sufficient outlet to furnish proper drainage of all lands in this drainage area.

Respectfully submitted,  
 William D. Williams  
 By Farm Management, Inc.  
 By Everett G. Royer

## E JOURNAL ENTRY COMMISSIONERS ORDER

In the Matter of the Single County Ditch  
 Petitioned for by Williams D. Williams et al

Office of the Board of County Comm's.  
 Madison County, Ohio  
 January 24, 1955

Mr. Plymell moved the adoption of the following Resolution

Whereas, This day the Board of County Commissioners being in special session, present Taylor, Baker and Plymell; and

Whereas, William D. Williams et al has heretofore filed with the County Auditor an application to amend Petition as follows:

Commencing on the lands of William D. Williams and Robert C. Williams and Constance C. Billings approximately 800 or more feet behind the old headwall and continuing through said lands and the lands of Wilbur H. Hume and Ed R. Lanning to the Springvalley Road or far enough to obtain good and sufficient outlet to furnish proper drainage of all lands in this drainage area.

Therefore, Be it Resolved, That said application to amend said Petition be modified to read as follows:

Commencing on the lands of Wm. D. and Robert C. Williams and Constance C. Billings approximately 800 or more feet behind the old headwall and continuing through said lands and the lands of Wilbur H. Hume and Ed R. Lanning to the Springvalley Road or far enough to obtain good and sufficient outlet to furnish proper drainage of all lands in this drainage area.

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

Mr. Geo. Taylor, Yes; Mr. Rodger B. Baker, Yes; Mr. Rodney Plymell, Yes.



time and place for the further consideration of said matter.

Mr. Plymell 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. Rodney Plymell	Yes

Forrest R. Hanson  
Clerk of the Board of County Comm's.  
Madison County, Ohio

#### H REPORT OF COUNTY ENGINEER

In the Matter of the Single County Ditch  
Petitioned for by Everett Royer, Rep. Williams Heirs

Co. Engineer's Office  
Madison Co., Ohio  
June 7, 1955

Proceedings for repairs to, relocation of and cleanout of existing open ditch, construction of new headwall, investigation of and necessary repairs to tile in original Main Ditch

To the Board of County Commissioners Madison County, Ohio

The undersigned County Engineer, in obedience to the order of your Board, made on the 24th day of January, 1955, proceeded in the above matter, and visited the proposed location of said improvement and made survey for the proposed improvement, as found by the Commissioners, and suitable maps showing the location of the land proposed to be assessed, and profiles showing the cutting and gradient of the improvement, and made 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 noted the intersection of the line of the improvement with the land boundaries of separate owners, township and county lines, natural land marks, road crossings, or other lines or marks; and took and noted necessary levels off the lines of the improvement, for contour purposes, to determine the area, of the land subject to drainage, and to determine the land that will be specially benefited by the construction of the improvement.

I also established, at intervals of not less than one in each mile, in the most practical, permanent form, and in locations where destruction or disturbance is improbable, bench marks from which the original levels of the improvement can be established. The relation of the assumed elevation used by me in my work upon this improvement, to the established elevation of-----of the geological survey of the United States, in the County, is as follows: No U. S. C. & G. available.

I also made a schedule of the work proposed to be done, showing the fall, the depth, the excavating to be done, the location of the permanent bench marks and their actual elevation above or below the base elevation used, the nature of the excavation, and the location of quicksand or rock, or other special features.

I also prepared a schedule containing the name of each owner of land, with a description of the land which I believe to be benefited by the proposed improvement, taken from the tax duplicates of the County, and have entered in said schedule the proximate number of acres benefited by the proposed improvement, and the amount that said land, in my opinion, ought to be assessed, according to benefits.

I also prepared proper working specifications for the construction of the improvement, including catch basins, retaining walls, size and kind of tile, etc.

I made estimates of the cost of excavating and the cost of material and divided the construction of said improvement into such working sections as were deemed expedient.

The said survey, maps, profiles, schedules, and reports are hereto attached and made a part hereof.

My estimate of the cost of the construction of said improvement is as follows:

Labor	\$3381.68	
Materials	<u>691.76</u>	\$4073.44
Engineering	\$450.00	
Inspection	200.00	
Contingencies	<u>250.00</u>	
		900.00
		<u>\$4973.44</u>

The following fences, flood gates, culverts, and bridges will be removed in constructing said improvement:

None

The following culverts and bridges must be raised or the channel thereof enlarged to construct the improvement:

None

I estimate the cost of inspecting the work as it progresses to be \$200.00.

The following is an itemized bill of the costs and expenses incurred in the discharge of the aforesaid duties:

C. P. England	Deputy	9 days, at \$13.00 per day,	\$117.00
G. T. Clark	"	12 " " 12.00 " "	144.00
C. Cutlip	Rodman	9 " " 11.00 " "	99.00
R. Waples	Chainman	9 " " 10.00 " "	90.00

450.00

Approved June 11, 1955  
Helgeh Ekedahl

Respectfully  
Gideon T. Clark, Deputy

## CHRISMAN DITCH

## I SCHEDULE OF LAND OWNERS

Owners Name	Section	Twp.	Acres Owned	Acres Benefited	Est. Amt. Land Assess.
Budig, Clifford K. & Mary Ellen	6323	Union Twp.	31.21	24.00	54.00
Chrisman, Tillie					
"	5802	"	64.00	64.00	268.80
"	"	"	33.50	33.50	140.70
"	8723	"	91.00	91.00	382.20
"	4511	"	183.00	11.50	25.88
Lanigan, Edward & Mary T.	5802	"	138.65	120.70	506.94
"	8773	"	85.30	85.30	358.26
Ryan, Emmett J. & Helen M.	5648	6323	164.63	164.63	370.42
"	"	"	6223	"	1.42
"	"	"	"	"	3.20
Herbert & Joseph Ryan et al	8723	"	42.74	40.00	90.00
Scully, Margaret $\frac{1}{2}$	5648	6322	18.00	18.00	40.50
John E. Storment $\frac{1}{2}$	8846	London S. D.	47.08	20.00	45.00
Viney, Burl & Nancy	5802	Union Tp.	102.00	50.00	112.50
Wheeland, Olive Black	8846	"	287.85	25.00	56.25
Williams, William D.	7976	"	186.00	80.00	918.79
"	8723	"	101.75	70.00	847.70
"	9336	"	73.00	58.00	702.90
Union Twp. Trustees					50.00
				957.05	4973.44

## J SPECIFICATIONS OF THE MANNER OF CONSTRUCTION

Report of Surveyor

Schedule "C"

In the Matter of the Single County Ditch      Surveyor's Office, Madison County, Ohio  
 Petitioned for by Everett Royer, Rep.  
 Williams Heirs, et al

Proceedings for repairs to, relocation of and cleanout of existing open ditch, construction of new headwall, investigation of and necessary repairs to tile in original Main Ditch.

1. The term "Engineer" as used in these specifications shall be taken to mean the County Engineer of Madison County, Ohio or his duly appointed Deputy.

The term "Contractor" shall be taken to mean the individual or firm awarded the the contract for performance of work herein specified.

2. The ditch and structures shall be constructed in accordance with the Plat, Plans, Profiles and Cross Sections. True line and grade shall be maintained at all points and any changes shall be approved by the Engineer. A tolerance of six inches below grade will be allowed on open ditch construction; on tile or metal pipe a tolerance of one half inch above or below grade will be allowed.

3. The open ditch shall be constructed with bottom widths and side slopes as shown on the cross sections. A right of way one hundred feet on each side of the ditch, shall be reserved for construction purposes and for the disposal of excavated material. The area where the excavated material is to be placed and the area within the limits of the new ditch shall be cleared and grubbed. All trees and brush so grubbed shall be piled and burned. Excavated material shall be piled and when dry, spread not more than 18 inches in depth and none shall be left nearer than ten feet to the edge of the ditch bank except on orders from the Engineer. Where directed by the Engineer, the excavated material shall be wasted in the old ditch channel. Proper care shall be used to provide openings through the spread material to permit proper surface drainage. Any broken tile shall be removed from the ditch area by the Contractor unless otherwise directed by the Engineer. Any salvaged tile shall become the property of the land owner if he so desires.

4. At Sta. 6 plus 81 a new concrete headwall shall be constructed. Forms shall be constructed in a workmanlike manner to dimensions shown on plans. Concrete shall be 1-2-4 mix, carefully placed and spaded and all exposed surfaces shall be well rubbed to insure a neat finish. Steel shall be free from rust and well wired and braced to prevent movement. Forms and steel shall be inspected and approved by the Engineer before concrete is placed. The sodded area shown on plans shall be covered with good sod carefully laid and held in place with chicken wire and well pegged.

4. At Sta. 21 plus 88 a farm crossing shall be constructed to conform to the plans. Approaches to the crossing shall be constructed to conform to the plans. Approaches to the crossing shall be sloped back from the crossing to points shown on the plans.

5. All fences or flood gates which may interfere with the construction of the ditch shall be removed and replaced by the property owner at his own expense.

6. Any changes in location or construction of the ditch or structures, made at the request of a property owner shall be approved by the Engineer and any additional cost shall be paid by the interested property owners.

7. Partial and final payments will be made in accordance with the laws governing such payments. Before final payment is made, the Contractor shall furnish a written statement signed by all property owners through whose lands the ditch passes, stating that the work done by the Contractor meets with his entire approval. Should any property owner refuse to sign, then the Engineer shall inspect the work in question and his decision on the quality of the work shall be final.

## K. NOTICE TO COMMISSIONERS

Upon the Filing with the Auditor of the Reports and Schedules of the County Engineer

In the Matter of the Single County Ditch  
Petitioned for by William D. Williams et al.

County Auditor's Office  
Madison County, Ohio  
June 13, 1955

To the Honorable Board of County Commissioners of Madison County;

Gentlemen: You are hereby notified that the County Engineer filed in this office on the 13 day of June, 1955, the maps, profiles, and schedules and reports in the above named improvement, in accordance with your order of the 11 day of April, 1955.

Forrest R. Hanson  
County Auditor

L JOURNAL ENTRY ORDER FIXING TIME OF FINAL HEARING ON COUNTY ENGINEER'S REPORTS ON ESTIMATED ASSESSMENTS, ON THE PROCEEDINGS FOR THE IMPROVEMENT AND ON THE CLAIMS FOR COMPENSATION AND DAMAGES

In the Matter of the Single County Ditch Petitioned  
for by William D, Williams, and others.

Office of the Board of Co. Com'  
Madison County, Ohio  
June 13, 1955

Mr. Plymell moved the adoption of the following Resolution

Whereas, This 13 day of June 1955, the Board of County Commissioners of Madison County, being in special session, members present Taylor, Baker and Plymell, the County Auditor has given notice to us of the filing with him by the County Engineer of the maps, profiles, schedules, and reports in the above named improvement, in accordance with our order of the 11 day of April, 1955; therefore, be it

Resolved, That the 11 day of July, 1955, at 10:00 o'clock A. M. be and the same is hereby fixed as the time for the final hearing on said report and schedules, on estimated assessments, on the proceedings for the improvement, and on claims for compensation or damages which claims must be filed with the County Auditor on or before said date; and be it further

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

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

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

M JOURNAL ENTRY 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 William D. Williams et al.

Office of the Board of County Comm's.  
Madison County, Ohio  
July 18, 1955

Mr. Baker moved the adoption of the following Resolution

Whereas, This day the Board of County Commissioners being in special session, present Taylor, Baker, and Plymell and this being the day fixed by said Board, in their order dated the 13 day of June, 1955, for the final hearing on the Reports and Schedules of the County Engineer, 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, We find 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 County Engineer; therefore be it

Resolved, That said Board review and reconsider the former order made by us dated the 13 day of June, 1955, in favor of said improvement; and be it further

Resolved, That we approve the maps, profiles, schedules and reports prepared by the County Engineer, as amended in our order dated the 13 day of June, 1955; 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 damage 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 the former order finding in favor of said improvement made by us at the first hearing on the 3rd day of Jan. 1955, be and the same is hereby affirmed; and

Whereas, Objections to the proposed assessment having been filed by None and the Board having heard said objections and all evidence offered for or against the assessment proposed to be levied against any owner or on any land, as shown by the schedule of assessments filed by the County Engineer and by 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

CHRISMAN DITCH

follows to-wit:

Exception: All parties agreed that any portion of costs less than assessments shall be applied to William D. Williams property if the sale is less than the estimate: and be it further

Resolved, That said Engineer's assessments as so amended and corrected be and the same are hereby approved and confirmed; and be it further

Resolved, That \$ None be and the same is hereby assessed by benefits to the general public by reason of the improvement being conducive to the public welfare, against the County, and \$50.00 found to benefit States or County Roads or Highways be and the same is hereby assessed, and the following sums found to benefit the following political subdivisions of the State be and the same are hereby assessed against such political subdivisions, respectively:  
Union Twp. \$50.00 and be it further

Resolved, That 5 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 4 per centum per annum, payable semi annually; and be it further

Resolved, Interest shall be added to said installments of assessments at 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 15 day of August 1955, 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 Engineer 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 Engineer 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 County Engineer 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 estimate 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 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 Engineer be and 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 Engineer 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 Sec. 6481, G. C.

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

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

N ENGINEER'S REPORT ON BIDS RECEIVED

In the Matter of the Single County Ditch  
Petitioned for by William D. Williams et al. County Engineer's Office  
Madison County, Ohio  
Aug. 15, 1955

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:

Peters & Dewbre	Labor and material	\$2919.33	Cert. Chk.	\$100.00
Springfield Gravel & Ex. Co.	" "	3025.60	Cash Chk.	105.00
O. E. Liller	" "	3612.12	Cert. Chk.	110.00
McFarland & Co.	" "	5012.46	Cert. Chk.	150.37

I recommend the following as the best:  
Peters & Dewbre

Helgeh Ekedahl  
County Engineer

O JOURNAL ENTRY COMMISSIONERS ORDER AWARDING CONTRACTS

In the Matter of the Single County Ditch  
Petitioned for by William D. Williams et al. Office of the Board of County Comm's.  
Madison County, Ohio  
August 15, 1955

Mr. Baker moved the adoption of the following Resolution

Whereas, This day the Board of County Commissioners being in special session, present

## CHRISMAN DITCH

Taylor, Baker and Plymell and the County Engineer has filed with this Board his report on bids received for the work of construction and furnishing materials in the above named improvement petitioned for by William D. Williams and others; and

Whereas, It appears to us that the bids of the following are the lowest and the best bids, and within the County Engineer's estimate, to-wit:

Peters & Dewbre      Labor & Material      \$2919.33, Bid      \$4973.44, Eng.'s Est.

therefore be it

Resolved, That contracts be and the same are hereby awarded to said Peters & Dewbre 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 Engineer be and he is hereby directed to prepare said contracts and bonds and having secured the signatures of said bidders and their sureties, present the same to this Board for approval; and be it further

Resolved, That the whole of such work shall be completed and all material furnished on or before the 1st day of April, 1956, provided that the time of furnishing such material and completing such labor shall correspond with the time for its use in the progress of the work.

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

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

Mr. ----- Mr. Rodger B. Baker, Yes; Mr. Rodney Plymell, Yes.

P      DITCH CONTRACT

In the Matter of the Single County Ditch      WORK AND LABOR AND MATERIALS  
Petitioned for by William D. Williams et al

This contract made and entered into on this 15 day of August 1955, by and between the Board of County Commissioners of Madison County, Ohio Party of the First Part, hereinafter designated as "First Party" and Peters & Dewbre of London, Ohio

Parties of the Second Part, hereinafter designated as "Second Party."

Witnesseth, That said Second Party, for and in consideration of the sum of Twenty nine hundred nineteen and 33/100 (\$2919.33) Dollars, to be paid as hereinafter specified, hereby agrees to furnish unto said First Party all necessary materials, and do all the work and labor required to construct the Chrisman ditch improvement petitioned for by William D. Williams and others, in accordance with plans, drawings and specifications for the same hereto attached 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 Engineer in charge, without hindrance or delay to any other branch or class of work on said ditch, and to work in harmony with and to render such assistance to other branches of work as their connection therewith and the progress of the ditch may require. The whole shall be completed to the satisfaction and acceptance of said First Party on or before the 1 day of April, 1956

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 Twenty nine hundred nineteen and 33/100 Dollars (\$2919.33), 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.

	George W. Taylor	Board of County
	Rodger B. Baker	Commissioners of
	Rodney Plymell	Madison, Co. Ohio
Signed in duplicate in presence of	Peters & Dewbre	
Forrest R. Hanson	By C. O. Dewbre	Contractors, Second Party

Q      BOND OF DITCH CONTRACTOR

In the Matter of the Single County Ditch On Contract for Work and Labor and Materials.  
Petitioned for by William D. Williams

Know All Men by these Presents, That we Peters & Dewbre, as Principal Western Surety Co. a corp. of Sioux Falls, South Dakota, 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 Four thousand seventy three and 44/100 (\$4073.44) 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 13th day of September, 1955

CHRISMAN DITCH

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH THAT, Whereas, the above bound Raymond Peters and C. O. Dewbre have 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 Drainage Ditch improvement petitioned for by William D. Williams and others specified in said Contract, to the satisfaction and acceptance of the County Surveyor, on or before the 1st day of April, 1956, for the compensation of Twenty nine hundred nineteen and 33/100 (\$2919.33) 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 maner 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, 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 Peters & Dewbre 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.

Raymond Peters and C. O. Dewbre  
by C. O. Dewbre  
Western Surety Company, by L. D. Penny

The above bond being good and sufficient is approved this 26 day of September. 1955.

George W. Taylor Board of County  
Rodger B. Baker Commissioners,  
Rodney Plymell Madison County, Ohio

R CERTIFICATE OF COUNTY ENGINEER AS TO WORK COMPLETED

In the Matter of the Single County Ditch Office of County Engineer  
Petitioned for by Everett Royer, Rep. Williams Madison County, Ohio  
Heirs and others Oct. 10, 1956

To Peters & Dewbre Contractors:

This is to certify that the undersigned County Engineer has accepted 100 per cent of the work and labor furnished and completed by said contractor under his contract for the construction of the above needed improvement petitioned for by Everett Royer, Rep. Williams heirs and others, and I, therefore approve said work and labor for payment in the sum of Two thousand nine hundred nineteen and 33/100 (\$2919.33) Dollars, plus \$181.26 for work not called in contract per agreement between Co. Engineer and Contr' the same being the contract price for said percentage of work and labor completed and accepted.

Helgeh Ekedahl  
County Engineer

S FINAL ASSESSMENT SCHEDULE  
Itemized List of Improvement Costs \$3100.59  
Construction Peters & Dewbre

Engineering Costs 650.00  
Engineering & Inspection

Transcript, Mailing Notices, Advertising  
Abstract Costs 6.50  
Publication Costs 18.60  
Mailing Charges 1.20  
3776.89

Owner	District	Acres Owned	Acres Benefit	Constr. Schedule Estimate	Adj.	Final Assmt.
Budig, Clifford K. & Mary	Union	31.21	24.00	54.00		54.00
Chrisman, Tillie	"	64.00	64.00	268.80		268.80
"	"	33.50	33.50	140.70		140.70
"	"	91.00	91.00	382.20		382.20
"	"	183.00	11.50	25.88		25.88
Lanigan, Edward & Mary	"	138.65	120.70	506.94		506.94
"	"	85.30	85.30	358.26		358.26
Ryan, Emmett J. & Helen M.	"	164.63	164.63	370.42		370.42
"	"	1.42	1.42	3.20		3.20
Ryan, Herbert & Joseph et al	"	42.74	40.00	90.00		90.00
Scully, Margaret et al	L. S. D.	18.00	18.00	40.50		40.50
"	"	47.08	20.00	45.00		45.00
Viney, Burl & Nancy	Union	102.00	50.00	112.50		112.50

## CHRISMAN DITCH

Owner	District	Acres Owned	Acres Benefited	Constr. Schedule Estimate	Adj.	Final Assmt.
Wheeland, Olive Black	Union	287.85	25.00	56.25		56.25
Williams, William D.	"	186.00	80.00	918.79	398.85	519.94
	"	73.00	58.00	702.30	398.85	303.45
	"	101.75	70.00	847.70	398.85	448.85
Union Tp. Trustees	"			50.00		50.00
				4973.44		3776.89

## Note:

By Resolution 7/18/55- All parties agreed that any portion of costs less than estimated assessment shall be applied to William D. Williams property if the final costs were less than the estimate.

This schedule represents the total and final assessment for the improvement of Chrisman Single Ditch and the sum opposite your name is now due and payable. Make checks payable to Madison County Treasurer and mail to Forrest R. Hanson, County Auditor on or before March 22, 1957.

Should you desire to pay the assessment, in cash this must be done by March 22, 1957. If no indication is received by March 22, 1957, 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

T RESOLUTION TO ISSUE NOTES IN ANTICIPATION OF THE LEVY OF SPECIAL ASSESSMENTS OR  
OF THE ISSUANCE OF BONDS

In the Matter of the Single County Ditch Office of the Board of County Comms.  
Petitioned for by William D. Williams et al Madison County, Ohio  
March 25, 1957

The Board of County Commissioners of Madison County, Ohio, met in special session on the 25 day of March 1957, at the office of the Commissioners with the following members present:

Rodger B. Baker  
Rodney Plymell

Mr. Baker moved the adoption of the following Resolution:

Whereas, Said Board has heretofore, by Resolution duly passed on the 18 day of July, 1955 affirmed their former order finding in favor of the location & construction of the County Ditch No.--, petitioned for by William D. Williams and others; and

Whereas, It is now deemed necessary to issue and sell \$1533.14 of notes under authority of Section 2293-24 of the General Code of Ohio for the purpose of providing funds in anticipation of the levy of special assessments or of the issuance of bonds, for the location & construction of the County Ditch; and

Whereas, The County Auditor has certified the maximum maturity of said notes to be 5 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 18 day of July, 1955 determined that 5 years shall be the period of time, in semi-annual installments, as taxes are paid, given the owners of land benefited to pay the assessment that may be made for the improvement; now therefore, be it

Resolved, By the Board of County Commissioners of Madison County, Ohio, that in the judgment of said Board of County Commissioners, it is now necessary in anticipation of the levy of special assessments or of the issuance of bonds to issue and sell the notes of said County under and by virtue of the authority of Section 2293-24 of the General Code of Ohio in the aggregate sum of Fifteen hundred thirty three and 14/100 (\$1533.14) 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 location & construction 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 April, 1957, and shall be in the denomination of Fifteen hundred thirty three and 14/100 Dollars (\$1533.14) and shall be numbered 17.

Said notes shall bear interest at the rate of 4 per centum per annum until paid, and the interest on said notes shall be payable on the 1 day of October and the 1 day of April, 1958, and until the principal sum of said notes is paid and as evidenced by interest coupons attached thereto. Said notes 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 notes shall be redeemable at any interest period.

Said notes shall be due and payable as follows:

17 October 1, 1957 \$1,533.14

Said notes shall specify on their face the purpose for which they are issued, and that they are issued in pursuance of this resolution and under authority of the General Laws

of the State of Ohio, particularly Section 2293-24 of the General Code, and shall be full general obligations of said Madison County, and for the full amount thereof, and the full faith, credit and revenue of said County are hereby pledged for the payment of the principal and interest thereof at maturity.

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

Resolved, That said notes 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 fell due.

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

The Clerk of this Board is hereby authorized and directed to offer this issue of bonds at par and accrued interest first to the Board of Trustees of the Sinking Fund of said County and if refused, then the Clerk is directed to offer the same for sale---- at private sale.

Mr. Plymell 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. Rodney Plymell	Yes

Dated this 25 day of March, 1957.

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