



DITCH IMPROVEMENT RECORD

SINGLE COUNTY DITCH PETITION

London, Ohio, February 14, 1952

A Petition for Repair and Construction of Ditch.

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

The undersigned hereby petition-- your honorable body for the repair and construction of Dun Ditch No. 2, on the course hereinafter set forth.

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

The following is the course and termini of said proposed improvement, to-wit: Main Ditch Commencing on the lands of Robert W. Deardorf et al, crossing Dun Road, through the lands of Lucille D. Trawick through lands of J. H. and G. R. Bridgman, far enough to get a good and sufficient outlet. Lateral No. 1. Beginning on the lands of Caryl A. Holton, crossing Dun Road and emptying into the Main Ditch on the lands of Lucille D. Trawick.

The following is the nature of the work petitioned for: Repair present tile line, construct new 15" tile line from road to present headwall, construct two catch basins, one on each side of Dun Road: build new headwall if necessary, and excavate open ditch far enough to give proper outlets for the tile.

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 thr proposed improvement is as follows:

- J. H. & G. R. Bridgman Rt. # 3, London, Ohio
Lucille D. Trawick Rt. # 3, London, Ohio
Caryl A. Holton 128 E. First St., London, Ohio
Ella Lahy Rt. # 3, London, Ohio
Edgar Deardorf Rt. # 3, London, Ohio
Robert W. Deardorf Rt. # 3, London, Ohio
Mary E. Johnston Rt. # 3, London, Ohio, c/o Orleton Farm

Service of notice of the filing of the Petition shall be obtained by making notices and publication as provided by Sec. 6447

Lucille D. Trawick
Robert W. Deardorf
Raymond B. Lahy
Caryl A. Holton
Petitioners

B BOND

KNOW ALL MEN BY THESE PRESENTS, That we, Lucille W Trawick, Robert W. Deardorf, Raymond B. Lahy, and Caryl A. Holton as sureties, are held and firmly bound unto the State of Ohio, in the sum of Two hundred and fifty and no/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 at London, Ohio, this 19th day of February, 1952.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That, Whereas, on the 20th day of February, 1952, the above bound Lucille W. Trawick et al filed their petition with the Auditor of Madison County, Ohio, making application to the County Commissioners for the repair and construction of Din Ditch No. 2 petitioned for by Lucille W. Trawick, the following being the course and termini of said proposed improvement, to-wit:

Commencing Main Ditch on the lands of Robert W. Deardorf et al, crossing Dun Road, through the lands of Lucille D. Trawick, through lands of J. H. and G. R. Bridgman, far enough to get a good and sufficient outlet.

Lateral No. 1. Beginning on the lands of Caryl A. Holton, crossing Dun Road and emptying into the Main Ditch on the lands of Lucille D. Trawick.

Now, if the said Lucille D. Trawick 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 25th day of February, 1952

Lucille D. Trawick
Robert W. Deardorf
Raymond B. Lahy
Caryl A. Holton

Forrest R. Hanson
County Auditor

C JOURNAL ENTRY --- ORDER FIXING TIME OF REVIEW OF FIRST HEARING

In the Matter of the Single Madison County, Ohio, Office of the Board of County Commissioners Petitioned for by Board of County Commissioners Madison Co Madison County, Ohio Lucille D Trawick et al are hereby notified that a petition February 25, 1952 Single County Ditch improvement was filed in this office on the 20th day of February, 1952, a copy of which petition is attached

Mr. Daugherty moved the adoption of the following

RESOLUTION

Whereas, This 25th day of February, 1952, the Board of County Commissioners of Madison County, Ohio, being in special session, members present Taylor, Baker and Daugherty, the County Auditor gave notice to us of the filing with him of a petition signed by Lucille D. Trawick petitioners for the repair and construction of ditch; and

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; therefore, be it

Resolved, by said Board of County Commissioners, that the 24th day of March, 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 31st day of March, 1952, 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. Baker seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

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

D

JOURNAL ENTRY --- COMMISSIONERS' FINDING FOR THE IMPROVEMENT

In the Matter of
The Single County Ditch Petitioned for
by Lucille D. Trawick et al

Office of the Board of County Commissioners
Madison County, Ohio
March 31, 1952

Mr. Baker moved the adoption of the following

RESOLUTION

Whereas, This day the Board of County Commissioners being in regular session, present Taylor, Baker, and Daugherty and this being the day fixed by the said Board in their order dated the 28th day of February, 1952, for the hearing on the petition in the above named improvement, the said Board met at their 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 do find that due and legal notice has been given in the manner and for the length of time required by law, to all owners of land affected by said improvement; and

Whereas, Said Board has made an actual view of said proposed improvement and has heard either in person or by counsel all evidence offered by any owner of land for or against the granting of the proposed improvement, or for or against the granting 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 we do hereby find that the said proposed improvement petitioned for is necessary and will be conducive to the public welfare; and we are reasonably certain that the cost thereof will be less than the benefits, and the prayer of the petition is hereby granted; and we do further find 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 us: Commencing Alternate Plan- By County Surveyor-Substitute 18" tile for 15" tile if necessary. Main Ditch-on the lands of Robert W. Deardorf et al, crossing Dun Road, through the lands of Lucille D. Trawick, through lands of J. H. and G. R. Bridgman, far enough to get a good and sufficient outlet.

Lateral No. 1. Beginning on the lands of Caryl A. Holton, crossing Dun Road and emptying into the Main Ditch on the lands of Lucille D. Trawick; and be it further

Resolved, That the County Engineer be and he is hereby directed to make 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, together with 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 law (G.C. 6454); and be it further

Resolved, That the 30th day of June, 1952, 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 County Engineer; and be it further

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

Mr. Daugherty 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. Glenn Daugherty, Yes.

To the County Engineer:

County Auditor's Office,
March 31, 1952

I hereby certify the foregoing to be a true and correct copy of the record of the proceedings of the Board of County Commissioners.

Forrest R. Hanson
County Auditor

E

JOURNAL ENTRY

Commissioners' Finding on Application Filed 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
Lucille D. Trawick et al

Office of the Board of County Commissioners,
Madison County, Ohio
February 9, 1953

Mr. Taylor moved the adoption of the following:

RESOLUTION

Whereas, This day the Board of County Commissioners being in regular session, present, Rodger B. Baker, George W. Taylor and Rodney Plymell, and this being the day set 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, The following persons, viz: George Nelson, Robert Deardorf, and Francis Lahy had 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 County Engineer, and the following persons, viz: George Nelson, Robert Deardorf, and Francis Lahy had 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 County Engineer; and

Whereas, After proper examination, said Board do find that due and legal notice has been given, in the manner and for the length of time required by law, to allowers of land; and

Whereas, Said Board has heard either in person or by Counsel 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, and the termini thereof and the nature, route or course of the proposed improvement that we do hereby find that the kind and extent of the work proposed to be done, as shown in the report of the County Engineer, are the best and the same are hereby adopted and prescribed by us, and be it further

Resolved, By the Board of County Commissioners that we do hereby find that the route or course of 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 County Engineer, should be changed as follows: To substitute the proposed 15" tile from Dun Road to previous headwall with an open grass ditch eliminating 2 Catchbasins, 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 shall be notified of such proposed change in the manner provided by law: J. H. and G. R. Bridgman, R.R.#3, London, Ohio,

DUN DITCH # 2

Mary E. Johnston, R.R. # 3, London, Ohio, Lucille D. Trawick, R.R. # 3, London, Ohio, Robert W. Deardorf, R.R. # 3, London, Ohio., Caryl A. Holton, 128 E. First St., London, Ohio., Ella Lahy, R.R. #3, London, Ohio., and be it further

Resolved, That the County Engineer 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 final hearing be and the same is hereby continued until the 24th day of February, 1953, at 10 o'clock A.M.

Mr. Plymell seconded the resolution and the roll being called on its adoption, the vote resulted as follows: Rodger B. Baker, Yes, George W. Taylor, Yes, Rodney Plymell, Yes.

F

NOTICE TO COMMISSIONERS

In the Matter of The Single
County Ditch Petitioned for by
Lucille D. Trawick et al

County Auditor's Office
Madison County, Ohio
January 12, 1953

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 10th day of January, 1953, the maps, profiles, schedules and reports in the above named improvement, in accordance with your order of the 31st day of March, 1952

Forrest R. Hanson
County Auditor

G

Journal Entry--Order Fixing Time of Final Hearing on County Engineer's Reports, On Estimated Assessments On the Proceedings for the Improvement and on Claims for Compensation and Damages

In the Matter the Single County
Ditch Petitioned for by
Lucille D. Trawick et al

Office of the Board of County Commissioners
Madison County, Ohio.
January 12, 1953

Mr. Plymell moved the adoption of the following

RESOLUTION

Whereas, This 12th day of January, 1953, the Board of County Commissioners of Madison County, being in regular session, members present, Rodger B. Baker, George W. Taylor and Rodney 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 31st day of March, 1952; therefore, be it

Resolved, That the 9th day of February, 1953, at 10 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. Taylor seconded the resolution and the roll being called upon its adoption, the vote resulted as follows: Rodger B. Baker, Yes; Rodney Plymell, Yes;

H

Notice to Owner 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
Lucille D. Trawick et al

County Auditor's Office
Madison County, Ohio
January 15, 1953

To Affected Persons

You are hereby notified that the County Engineer filed in his office on the 12th day of January, 1953, 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 Per List Attached Hereto and you are further notified that the Board of County Commissioners of said County have fixed the 9th day of February, 1953, 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 County Engineer, 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.

Forrest R. Hanson
Auditor of Madison County
By Gladys M. Griffith
Deputy

I

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
Lucille D. Trawick et al

Office of the Board of County Commissioners
Madison County, Ohio
February 24, 1953

Mr. Plymell moved the adoption of the following

RESOLUTION

Whereas, This day the Board of County Commissioners being in regular session, present Rodger B. Baker, and Rodney Plymell and this being the day fixed by said Board, in their order dated the 12th day of January, 1953, 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 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 12th day of
January, 1953, in favor of said improvement; and be it further

RESOLVED, That we do hereby approve the maps, profiles, schedules and reports prepared by the
County Engineer, as amended in our order dated the 12th day of January, 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 the former order finding in favor of said improvement made by us at the first hear-
ing on the 12th day of January, 1953, 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 follows,
to-wit: "None" and be it further

RESOLVED, That said Engineer's assessments as so amended and corrected be and the same are here-
by approved and confirmed; and be it further

RESOLVED, That \$308.21 found to benefit State or County Roads or Highways be and the same is here-
by assessed against the County, and the following sums found to benefit the following political sub-
divisions of the State be and the same are hereby assessed against such political subdivisions, respec-
tively: 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 assess-
ments bearing the rate of four per centum per annum, payable semi-annually; and be it further

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

RESOLVED, That the 23rd day of March, 1953, at 11:00 o'clock P.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 improve-
ment; and be it further

RESOLVED, That the County Engineer be and he is hereby directed to give at least two weeks public
notice as require 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 manufactures, 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 im-
provement 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 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 formaterial, and in
accordance with the requirements of Sec. 6481, G. C.

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

Mr. <u>Rodger B. Baker</u>	<u>Yes</u>
Mr. <u>Rodney Plymell</u>	<u>Yes</u>

J JOURNAL ENTRY-----COMMISSIONER'S ORDER AWARDING CONTRACTS

In the Matter of the Single
County Ditch Petitioned for by
Lucille D. Trawick and others

Office of the Board of County Commissioners
Madison County, Ohio
March 23, 1953

Mr. Taylor moved the adoption of the following

RESOLUTION

Whereas, This day the Board of County Commissioners being in regular session, present,
Rodger B. Baker, George W. Taylor and Rodney 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 Lucille D. Trawick and others; and

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

Bidder	For What Work or Materials	Am't of Bid	Co. Eng'r Estm't
O. E. Liller	Labor & Materials	\$1,147.62	\$1,804.39
Chester Dewbree	Labor & Materials	1,551.60	1,804.39

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 pro-
vided 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 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 material furnished on or before
the 1st day of October, 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. Plymell seconded the resolution and the roll being called on its adoption, the vote resulted
as follows:

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

DUN DITCH # 2

K

ENGINEER'S REPORT ON BIDS RECEIVED

In the Matter of the
Single County Ditch Petitioned
for by Lucile D. Trawick and others

County Engineer's Office
Madison County, Ohio
March 23, 1953

To the Board of County Commissioners:

In obedience to your direction, and also in pursuance of the notice duly give 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	Am't of Bid	GUARANTY Kind	Am't
O. E. Liller	Labor and Material	\$1,147.62	Chk.	\$35.00
C. O. Dewbre	" " "	1,551.60	"	55.00

I recommend the following bids as the best:

O. E. Liller

Helge G. Ekedahl

DITCH CONTRACT

L

In the Matter of the Single
County Ditch Petitioned for by
Lucile D. Trawick and others.

WORK AND LABOR AND MATERIALS

THIS CONTRACT made and entered into on this 23rd day of March 1953, 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 Eleven hundred forty seven and 62/100 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 Dun Ditch improvement petitioned for by Lucile D. Trawick and others, in accordance with plans, drawings and specifications for the same hereto attached: which plans, drawings, and specifications are hereby to be a part of this contract.

Said Second Party 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 the 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 1st day of October, 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, hereby agrees to pay unto said Second party said sum of Eleven hundred forty seven and 62/100 Dollars (\$1,147.62), in installments from time to time, upon the certificate of acceptance of the County Engineer and as provided by law.

M

BOND OF DITCH CONTRACTOR

In the Matter of the Single
County Ditch Petitioned for by
Lucile D. Trawick and others.

ON CONTRACT FOR WORK AND LABOR
AND MATERIALS

KNOW ALL MEN BY THESE PRESENTS, That we, O. E. Liller, as Principal, THE OHIO CASUALTY INSURANCE COMPANY, HAMILTON, OHIO 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 Eighteen hundred four and 39/100 (1,804.39) 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 10th day of April, 1953.

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 Dun Ditch improvement petitioned for by Lucile D. Trawick and others specified in said Contract, to the satisfaction and acceptance of the County Engineer, on or before the 1st day of October, 1953, for the compensation of Eleven hundred forty seven and 62/100 (\$1,147.62) 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.

Executed in Presence of

Patricia J. Wurst

O. E. Liller

THE OHIO CASUALTY INSURANCE COMPANY

Lloyd D. Ittel

Lloyd D. Ittel, Attorney-in-Fact

The above bond being good and sufficient is approved this 20th day of April, 1953

Rodger B. Baker

Board of County
Commissioners

George W. Taylor

Madison County,
Ohio

Rodney Plymell

N

CERTIFICATE OF COUNTY ENGINEER AS TO WORK COMPLETED

In the Matter of the Single
County Ditch Petitioned for by
Lucile D. Trawick and others

Office of County Engineer
Madison County, Ohio
July 1, 1954

To O. E. Liller, 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 Lucile DL Trawick and others, and I, therefore, approve said work and labor for payment in the sum of One thousand forty seven and 62/100 (\$1,147.62) Dollars, the same being the contract price for said percentage of work and labor completed and accepted.

Helge G. Ekedahl
County Engineer

ITEMIZED LIST OF IMPROVEMENT COSTS

Engineering Inspection	318.75
O. E. Liller Contractor	1,147.62
Construction of New Headwall & Pipe	592.80
Abstract	4.50
Mailing Charges	.84
Advertising	17.65
	<u>\$2,082.16</u>

FINAL ASSESSMENT SCHEDULE

<u>Owner</u>	<u>District</u>	<u>Acres Owned</u>	<u>Acres Benefit</u>	<u>Constr. Schedule Estimate</u>	<u>Rate</u>	<u>Final Assmt.</u>
Deardorf, Robert W.	Deercreek	49.08	15.00	73.05	.03286	68.42
	Monroe S.D.	32.40	32.40	157.66	.07092	147.67
	" "	36.11	13.60	66.23	.02979	62.03
Lahy, Ella	" "	36.04	20.00	116.88	.05257	109.46
Lahy, Francis & Raymond	" "	86.51	30.00	258.44	.11625	242.05
Holton, Caryl A.	" "	81.00	15.00	113.58	.05109	106.38
Johnston, Mary E.	" "	416.00	100.00	200.00	.08996	187.31
		124.00	50.00	183.70	.08263	172.05
Pence, Starling F.	" "	244.85	40.00	147.10	.06617	137.77
Deercreek Twp.	" "			598.29	.26912	560.35
Madison County				<u>308.21</u>	<u>.13864</u>	<u>288.67</u>
				2,223.14	1.00000	2,082.16

This schedule represents the total and final assessments for the improvement of the Dun Ditch # 2 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, and interest charge of 4% will be added.

IF YOU DESIRE TO PAY THE ASSESSMENT IN CASH THIS MUST BE DONE BY SEPTEMBER 10, 1954. IF NO INDICATION IS RECEIVED BY SEPTEMBER 10, 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

September 27, 1954
London, Ohio

Dun Ditch #2 County Ditch

CERTIFICATE OF UNPAID ASSESSMENTS

Madison County Commissioners
London, Ohio

Gentlemen:

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

Pence, Starling F. \$309.82

Yours very truly,

Forrest R. Hanson
Auditor, Madison County

P 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 Petitioned for by
Lucile D. Trawick and others.

Office of the Board of County Commissioners
Madison County, Ohio
September 27, 1954

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 27th day of September, 1954, 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 24th day of February, 1953, affirmed their former order finding in your favor of the improvement of the County Ditch, petitioned for by Lucile D. Trawick and others; and

Whereas, It is now deemed necessary to issue and sell \$309.82 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 improvement of said County Ditch; and

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

Whereas, This Board has heretofore by Resolution duly passed on the 24th day of February, 1953, determined that five years shall be the period of time, in semi-annual installments, as taxes are paid, given the owners of land benefited to pay the assessment that may be made for the improvement; now, therefore, be it

Resolved, By the Board of County Commissioners of Madison County, Ohio, that in the judgement 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 Three hundred nine and 82/100 Dollars (\$309.82), not exceeding in amount that portion of the estimated cost of the improvement for which the assessment is levied, to provide a fund for the payment of the cost and expense of the improvement of said County Ditch according to the terms of said Resolution above referred to; and be it further

Resolved, That said note shall be dated the 1st day of October, 1954, and shall be in the denomination of Three hundred nine and 82/100 Dollars (\$309.82) and shall be numbered 12.

Said notes shall bear interest at the rate of four per centum per annum until paid, and the interest on said notes shall be payable on the 1st day of April and the 1st day of October, 1955, 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 payable as follows:

<u>No.</u>	<u>Date</u>	<u>Amount</u>
12/	October 1, 1954	\$309.82

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 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 shall be placed in a separate and distinct fund, which, together with all interest collected on the same, shall be irrevocably pledged for the payment of the interest and principal of said notes, when and as the same fall due.

It is hereby determined that all acts, conditions and things necessary to be done precedent to and in the issuance of said notes in order to make the same legal, valid and binding obligations of said County have been done, have happened and been performed in regular and due form as required by law and that the tax for the payment of the principal and interest as the same falls due and 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. <u>Rodger B. Baker</u>	<u>Yes</u>
Mr. <u>Rodney Plymell</u>	<u>Yes</u>

Dated this 27th day of September, 1954

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