

A H.B. Beach Single COUNTY DITCH PETITION

London, Ohio, Sept. 28, 1959

Petition to remove old headwall, construct new headwall, repair existing tile, clean out open ditch far enough to secure sufficient outlet.

To the Board of County Commissioners Madison County, Ohio:

The undersigned hereby petition your honorable body to remove ole headwall, construct new headwall, repair existing tile, clean out open ditch far enough to secure sufficient outlet. 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 Eli N. Yutzy at a point to be determined by the Engineer, continuing through said lands and the lands of Henry H. Blau to the East Pike or far enough to secure good and suffinent outlet.

The following is the nature of the work petitioned for: remove old headwall, construct new headwall, repair existing tile and clean out open ditch.

A lits of the names and addresses, where known, of all the owners of the land which the petitioner claims will be benefited or damaged by the construction of the proposed improvement is as follows: Henry H. Blau, 55 N. Drexel Ave. Columbus 9, Ohio

- Eli N. Yutzy, Rt. 2, Plain City, Ohio
Emerson R. Morgridge, Rt. 2, Plain City, Ohio
John B. and Sarah Yoder, Rt. 2, Plain City, Ohio
Irene Kilgore, Plain City, Ohio

Service of notice of the filing of the Petition shall be obtained by mailing notices and publication as provided in Sec. 6131.07 R.C.

Signature lines for Eli N. Yutzy and others, grouped as Petitioners.

B Bond

KNOW ALL MEN BY THESE PRESENTS, That we, Eli N. Yutzy, as principal, and Banj. H. Miller and Robert M. Kaufman as suret, are held and firmly bound unto the State of Ohio, in the sum of Two hundred and no/100---- Dollars, to the payment of which sum, well and trully 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 28 day of September, 1959.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That, Whereas, on the day of September, 1959, the above bound Eli N. Yutzy filed his petition with the Clerk of the County Commissioners of Madison County, Ohio, making application to the County Commissioners to remove old headwall, construct new headwall, repair existing tile, clean out open ditch far enough to secure sufficient outlet.

petitioned for by Eli N. Yutzy and others, the following being the course and termini of said proposed improvement, to-wit:

Commencing on the lands of Eli N. Yutzy at a point to be determined by the Engineer, continuing through said lands and the lands of Henry H. Blau to the East Pike or far enough to secure good and suficient outlet.

Now, if the said Eli N. Yutzy will pay the cost of notices, plus any other incidental expenses, except the cost made by the Engineer in making his survey, maps, plans, profiles and schedules, 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.

Signatures of Eli N. Yutzy, Banj. J. Miller, Robert M. Kaufman, Rodney Plymell, William S. Bell, and George W. Taylor.

C RESOLUTION-ORDER FIXING TIME OF VIEW AND FIRST HEARING

In the Matter of the Single County Ditch No. Petitioned for by Eli N. Yutzy and others. Office of County Commissioners, Madison County, Ohio. September 28, 1959

The Board of County Commissioners of Madison County, Ohio, met in special session on the 28th day of September, 1959, at the office of Commissioners with the following members present: Rodney Plymell, William S. Bell, George W. Taylor

H.B. Beach Ditch

Mr. Taylor moved the adoption of the following Resolution:

Whereas, This 28th day of September, 1959, the Clerk of this board gave notice to the Board of County Commissioners and the County Engineer of Madison County, Ohio, on the filing with him of a petition signed by Eli N. Yutzy, petitioner, to remove old headwall, construct new headwall, repair existing tile, clean out open ditch far enough to secure sufficient outlet; and

Whereas, It appears to said Board that the proper bond has been filed with the Clerk, approved, conditioned for the payment of costs of notices, plus any other incidental expenses, except the cost made by the Engineer in making his survey, maps, plans, profiles and schedules, 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 19 day of October, 1959, at ten o'clock A.M. at the upper terminus of the improvement, be and the same is hereby fixed as the time and place for the view thereon; and be it further

Resolved, That the 16 day of November, 1959, at ten o'clock M., at the office of the Board of County Commissioners of said County be and the same is hereby fixed as the time 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. Bell seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. Rodney Plymell, Yes
Mr. William S. Bell, Yes
Mr. George W. Taylor, Yes

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

D NOTICE OF TIME OF VIEW AND FIRST HEARING TO THE OWNERS OF LAND AFFECTED BY THE PROPOSED IMPROVEMENT

In the Matter of the Single County Ditch No. Office of County Commissioners
Petitioned for by Eli N. Yutzy and others. Madison County, Ohio
October 6, 1959

To the Owners of Land Affected by the Proposed Improvement:

You, and Each of You, Are Hereby Notified, that on the 28th day of September, 1959, the above named petitioner Eli N. Yutzy and others, filed a petition to remove old headwall, construct new headwall, repair existing tile, clean out open ditch far enough to secure sufficient outlet, with the Commissioners Clerk of Said County, the substance and prayer of which said petition is, that the construction of the improvement is necessary and will be conducive to the public welfare, and prays for the making of such improvement on the following course and termini, to-wit: Commencing on the lands of Eli N. Yutzy at a point to be determined by the Engineer, continuing through said lands and the lands of Henry H. Blau to the East Pike or far enough to secure good and sufficient outlet.

As it is claimed that the improvement will affect property owned by you, you are hereby notified that the Board of County Commissioners of said County has fixed the 19th day of October, 1959, at 10 o'clock A.M., at the upper terminus of the improvement, as the time for the view thereon and also the 16th day of November, 1959, at 10 o'clock A.M., at the office of said Board, as the time and place, for the first hearing on the petition.

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

E PRELIMINARY REPORT OF COUNTY ENGINEER

In the Matter of the Single County Ditch No. County Engineer's Office.
Petitioned for by Eli N. Yutzy and others. Madison County, Ohio.
Nov. 12, 1959

Proceedings to remove old headwall, construct new headwall, repair existing tile, clean out open ditch far enough to secure sufficient outlet.

To the Board of County Commissioners County, Ohio:

The undersigned County Engineer, in obedience to the order of your Board, made on the 28 day of September, 1959, proceeded in the above matter, and visited the proposed location of said improvement and in my opinion based on actual view and under requirements of Section 6131.09 of the Revised Code, I estimate the cost of construction of said improvement with my further findings as follows:

Other expenses \$ _____

Total, \$ 1650.00

Respectfully submitted,
Helge H. Ekedahl
County Engineer.
By Gideon T. Clark
Deputy.

F RESOLUTION-COMMISSIONERS' FINDING FOR THE IMPROVEMENT

In the Matter of the Single County Ditch No.
Petitioned for by Eli H. Yutzy and others

Office of the Board of County Commissioners,
Madison County, Ohio
November, 1959

The Board of County Commissioners of Madison County, Ohio, met in special session on the 16th day of November, 1959, at the office of Commissioners with the following members present:

Mr. Rodney Plymell
Mr. Wm. S. Bell
Mr. George W. Taylor

Mr. Taylor moved the adoption of the following Resolution:

Whereas, This being the day fixed by said Board in its order dated the 28th day of September, 1959, for the hearing on the petition in the above names improvement, the said Board met at its office, and conducted said hearing by causing the petition to be publicly read, together with all applications for and remonstrances against the improvement, and all applications for change or extension of the improvement, previously filed in writing; and

Whereas, After proper examination, said Board finds that due and legal notice has been given in the manner and for the length of time required by law, to all owners of land affected by said improvement; and

Whereas, Said Board has made an actual view of said proposed improvement and has heard either in person or by counsel all evidence offered by any owner of land for or against the granting of the proposed improvement, or for or against the granting of any laterals, branches, or spurs, or change of route, course, termini, or manner of construction described in the petition, or in any application therefor; therefore, be it

Resolved, By the Board of County Commissioners that said Board hereby finds that the said proposed improvement petitioned for is necessary and will be conducive to the public welfare, and it is reasonably certain that the cost thereof will be less than the benefits, and the prayer of the petition is hereby granted; and it further finds that the following described route and termini of the proposed improvement and of the branches, spurs and laterals thereof, and the manner of constructing the same are the best and the same are hereby adopted and prescribed by said Board:

Commencing on the lands of Eli N. Yutzy at a point to be determined by the Engineer, continuing thour said lands and the lands of Henry H. Blau to the East Pike or far enough to secure good and sufficient outlet. and be it further

Resolved, That the County Auditor be authorized to transfer from the general revenue funds of the county, not otherwise appropriated, to the general drainage improvement fund the sum of one hundred forty 25/100-----; and be it further

Resolved, That the County Engineer be and he is hereby directed to cause to be made the necessary survey for the proposed improvement, plans for the structures, maps showing the location of the land proposed to be assessed, and profiles showing and cuttings and gradient of the improvement, and make an estimate of the cost of the construction of said improvement; which shall include actual construction cost of engineering and the cost of notices, publication and other incidental expenses; and set proper construction stakes, beginning at the upper terminus of the improvement, and perform such other duties as required by Section 6131.14 of the Revised Code of Ohio; and be it further

Resolved, That the 21st day of December, 1959, at 10 o'clock A.M. be and the same is hereby fixed as the time for filing with the Clerk of the County Commissioners 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. Bell seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. Rodney Plymell, Yes

Mr. William S. Bell, Yes

Mr. George W. Taylor, Yes

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

Office of the Board of County Commissioners,

To the County Engineer:

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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 forgoing improvement.

Forrest R. Hanson
Clerk of the County Commissioners.

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

In the Matter of the Single County Ditch No.
Petitioned for by Eli N. Yutzy and others.

Office of the Board of County Commissioners,
Madison County, Ohio,
December 21, 1959

The Board of County Commissioners of Madison County, Ohio, met in special session on the 21st day of December, 1959, at the office of Commissioners with the following members present:

H.B. Beach Ditch

Mr. Rodney Plymell
 Mr. William S. Bell
 Mr. George W. Taylor

Mr. Taylor moved the adoption of the following Resolutions:

Whereas, This 21st day of December, 1959, the Clerk of the Board of County Commissioners has given notice to said Board of the filing with him by the County Engineer of the maps, profiles, schedules, and reports in the above named improvement, in accordance with its order of the 16th day of November 1959; therefore, be it

Resolved, That the 15th day of February, 1960, at 10:00 o'clock A.M., be and the same is hereby fixed as the time for the final hearing on said reports and schedules, on estimated assessments, on the proceedings for the improvement, and on claims for compensation or damages, which claims must be filed with the Clerk of the Board of County Commissioners on or before said date; and be it further

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

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

Mr. Rodney Plymell, Yes
 Mr. William S. Bell, Yes
 Mr. George W. Taylor, Yes

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

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

In the Matter of the Single County Ditch No.
 Peititioned for by Eli N. Yutzzy and others.

Office of the Board of County Commissioners,
 Madison County, Ohio
 February 15, 1960

The Board of County Commissioners of Madison County, Ohio, met in Special session on the 15th day of February, 1960, at the office of Commissioners with the following members present: Mr. Rodney Plymell, Mr. Wm. S. Bell, Mr.

Mr. Bell moved the adoption of the following Resolution:

Whereas, This being the day fixed by said Board, in its order dated the 21st day of December, 1959, 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, 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 County Engineer; therefore, be it

Resolved, That said Board review and reconsider its former order made and dated the 21st day of December, 1959, in favor of said improvement; and be it further

Resolved, That said Board hereby approve the maps, profiles, plans, schedules and reports prepared by the County Engineer, as amended in its order dated the day of, 19; 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 November, 1959, be and the same is hereby affirmed; and

WHEREAS, Objections to the proposed assessment having been filed by None. Adjustment on Laura I. Carpenter from

101.02 Acres	, 28.00	\$137.20 to
101.02 Acres	, 28.00	109.20

County from \$50.00 to \$78.00

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 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: and be it further

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

RESOLVED, That \$78.00, be and the same is hereby assessed for benefits to the general public by reason of the improvement being conducive to the public welfare and shall be paid by the public and assessed against the County, and \$78.00 found to benefits State or County Roads or Highways be and the same is hereby assessed against the County, and and the following sums found to benefit the following political subdivisions of the State be and the same are hereby assessed against such pilitical subdivisions, respectively: Madison County Roads 78.00 and be it further

RESOLVED, That five years shall be the period of time, in semi-annual installments, as taxes are paid, given the notes owners of land benefited, to pay the assessments that may be made for the improvement; and that of said County shall be issued and sold in anticipation of the collection of said assessment 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 21st day of March, 1960, at 11:00 o'clock 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 Clerk of the County Commissioners; and be it further

RESOLVED, That, whereas the estimated cost of the construction and material required in said improvement exceeds one thousand dollars, the notice of said letting be given by posting at the front door of the County, Court House and advertisement 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 he is hereby directed to attend at said time and place so advertised by him and receive bids filed with the Clerk of the Board of County Commissioners; 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 Sections 6331.39 of the Revised Code of Ohio.

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

Mr. Rodney Plymell, Yes

Mr. William S. Bell, Yes

Mr.

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

I RESOLUTION TO ISSUE NOTES IN ANTICIPATION OF THE LEVY OF ASSESSMENTS
ACCORDING TO BENEFITS OR OF THE ISSUANCE OF BONDS

In the Matter of the Single County Ditch No.
Petitioned for by Eli N. Yutzy and others.

Office of the Board of County Commissioners,
Madison County, Ohio
August 15, 1960

The Board of County Commissioners of Madison County, Ohio, met in special session on the 15th day of August, 1960, at the office of Commissioners with the following members present:

Mr. Rodney Plymell

Mr. Wm. S. Bell

Mr.

Mr. Bell moved the adoption of the following Resolution:

Whereas, Said Board has heretofore, by Resolution duly passed on the 15th day of February, 1960, affirmed its former order finding in favor of the repair and cleanout of the County Ditch No., petitioned for by Eli N. Yutzy and others; and

Whereas, It is now deemed necessary to issue and sell \$1575.14 of notes under authority of Section 133.31 of the Revised Code of Ohio, and "The Uniform Bond Act" for the purpose of providing funds in anticipation of the levy of assessments according to benefits or of the issuance of bonds for the repair and cleanout of said 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 133.20 of the Revised Code of Ohio; and

Whereas, This Board has heretofore, by Resolution duly passed on the 15th day of February, 1960, 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 assessments 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 assessments according to benefits or of the issuance of bonds to issue and sell the notes of said County under and by virtue of the authority of Section 133.31 of the Revised Code of Ohio and "The Uniform Bond Act" in the aggregate sum of 1575.14 Dollars (\$1575.14), 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 cleanout and repair 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 15th day of August 1960, and shall be in the denomination of Fifteen hundred seventy five 14/100-- dollars (\$1575.14) each, which shall be in the denomination of Fifteen hundred seventy five 14/100-----Dollars (1575.14). and shall be numbered from numbers inclusive.

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 1st day of October and the 1st day of April, 1961, and until the principal sum of said notes is paid and as evidenced by interest coupons attached thereto. Said notes

H. B. Beach Ditch

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:

No.	Date.	Amount.
30	October 1, 1960	1575.14

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 133.31 of the Revised Code of Ohio and "The Uniform Bond Act", and shall be full general obligations of said Madison County, and for the full amount thereof, and the full faith, credit and revenue of said County are hereby pledged for the payment of the principal and interest thereof at maturity.

Said notes be signed by the members of the Board of County Commissioners of said County, and the County Auditor and bear his seal and the interest coupons shall have the facsimile signature of 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 fall due.

It is hereby determined that all acts, conditions and things necessary to be done precedent to and in the issuance of said notes in order to make the same legal, valid and binding obligations of said County have been done, have happened and have been performed in regular and due form as required by law and that the tax for the payment of the principal and interest as the same falls due and is payable does not exceed any limitations of 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 notes 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, Central National Bank, London, Ohio at private sale.

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

- Mr. Rodney Phymell, Yes
- Mr. William S. Bell, Yes
- Mr.

Dated this 15th day of August, 1960

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

J DITCH BIDDING BLANK

To the County Engineer of said County:

Madison County, Ohio
March 22, 1960

The undersigned herewith submits a bid of Nine Hundred-Forty-seven dollars 76/100 dollars (\$947.76) for the labor involved in the construction of County Ditch No., petitioned for by Eli N. Yutzky and others, in accordance with plans and specifications adopted for the improvement; and Dollars (\$) for furnishing the following materials:

Quantity	Materials	Grade	Quality Size	Amount Bid for Materials	Amount Bid the Labor
976 Cu. yds.	open ditch excavation				488.00
4.4 cu. yds.	concrete placed new headwall				101.00
4.4 cu. yds.	concrete delivered " "			85.60	
14 cu. yds.	excavation				20.00
194.54 lbs.	steel placed				48.63
194.54 lbs.	steel delivered			48.63	
16 lin. ft.	12 in. 16 ga. corrugated metal pipe placed				7.90
16 lin. ft.	12 in. 16 ga. corrugated metal pipe del 80.			48.00	
30 lin. ft.	now 12 in. tile replacement			30.00	30.00
Lump	Remove old headwall				40.00
				Total Amount Bid for Materials-----	\$735.53
				Total Amount Bid for Labor	\$212.23
				Grand Total Labor and Materials	\$947.76

This bid is accompanied by Bond Bid in the sum of \$50.00, as a guaranty that if the bid is accepted, a contract will be signed by the bidder for the performance of the work, and for furnishing the material bid upon, and that a bond will be furnished to the County for the performance of the contract signed as required by law.

Darby Enterprise Inc.

Ohio Rice

K DITCH BIDDING BLANK

To The County Engineer of said County:

Madison County, Ohio,
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The undersigned herewith submits a bid of Dollars (\$) for the labor involved in the construction of County Ditch No., petitioned for by Eli N. Yutzy and others, in accordance with plans and specifications adopted for the improvement; and Dollars (\$) for furnishing the following materials:

Quantity	Materials	Grade	Quality	Size	Amount Bid for Materials	Amount Bid for Labor
976 cu. yds	open ditch excavation					\$1120.00
4.4 cu. yds.	concrete placed new headwall					220.00
4.4 cu. yds.	concrete delivered " "				70.00	
14 cu. yds.	excavation					25.00
194.54 lbs.	steel placed					30.00
194.54 lbs.	steel delivered				25.00	
16 lin. ft.	12 in. 16 ga. corrugated metal pipe placed					20.00
16 lin. ft.	12 in. 16 ga. corrugated metal pipe del 80.				42.00	
30 lin. ft.	new 12 in. tile replacement				60.00	60.00
Lump	remove old headwall					65.00
Total Amount Bid for Materials						\$197.00
Total Amount Bid for Labor						1540.00
Grand Total Labor and Materials						<u>\$1737.00</u>

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

Alvin L. Hostetler & Sons
Plain City, Ohio Rt. 2

L ENGINEER'S REPORT ON BIDS RECEIVED

In the Matter of the County Ditch No.
Petitioned for by Eli N. Yutzy and others

County Engineer's Office.
Madison County, Ohio
April 4, 1960

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 Bids	Guaranty	
			Kind	Amount
Darby Enterprises	Materials and Labor	947.76	Bid	Bond 50.00

I recommend the following bids as the best:

Darby Enterprises Inc. 947.76

Helge H. Ekedahl
County Engineer.

M ENGINEER'S REPORT ON BIDS RECEIVED

In the Matter of the County Ditch No.
Petitioned for by Eli N. Yutzy and others.

County Engineer's Office.
Madison County, Ohio
March 21, 1960

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 names improvement were received by me as follows:

Bidder	For What Work or Materials	Amount of Bids	Guaranty	
			Kind	Amount
Alvin L. Hostetler & Sons	Labor and Materials	1737.00	Check	\$52.11

I recommend the following bids as the best:

Rejected as too high.

Helge H. Ekedahl
County Engineer.

N RESOLUTION-ORDER REJECTING BIDS AND ORDERING READVERTISEMENT

In the Matter of the Single County Ditch No.
Petitioned for by Eli N. Yutzy and others.

Office of the Board of County Commissioners,
Madison County, Ohio
March 21, 1960

The Board of County Commissioners of Madison County, Ohio, met in special session on the 21st day of March, 1960, at the office of Commissioners with the following members present:

Mr. Rodney Plymell
Mr. Wm. S. Bell
Mr. George W. Taylor

Mr. Bell moved the adoption of the following Resolution:

Whereas, The County Engineer has filed with this Board his report on bids received for the work of construction and for furnishing materials in the above named improvement petitioned for by Eli N Yutzy and others; and

Whereas, It appears to said Board that Bid higher than engineers estimate. Therefore, be it

Resolved, That all of said bids be and the same are hereby rejected; and be it further

Resolved, That the County Engineer be and he hereby is directed re-estimate the work and materials to re-advertise for bids for the construction of said improvement and the furnishing of materials as required by law and in the manner prescribed in our previous order adopted on the 21st day of December, 1959

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

Mr. Rodney Plymell, Yes

Mr. William S. Bell, Yes

Mr. George W. Taylor, Yes

Forrest R. Hanson
Clerk of the Board of County Commissioners

Madison County, Ohio.

O RESOLUTION-COMMISSIONERS' ORDER AWARDING CONTRACTS

In the Matter of the Single County Ditch No. Petitioned for by Eli N. Yutzy and others.

Office of the Board of County Commissioners,
Madison County, Ohio,
April 4, 1960

The Board of County Commissioners of Madison County, Ohio, met in special session on the 4th day of April, 1960, at the office of Commissioners with the following members present: Mr. Rodney Plymell, Mr. Wm. S. Bell, Mr. George W. Taylor.

Mr. Taylor moved the adoption of the following Resolution:

Whereas, That County Engineer has filed with this Board his report on bids received for the work of construction and for furnishing materials in the above named improvement petitioned for by Eli N. Yutzy and others; and

Whereas, It appears to said Board 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	Amount of Bid	County Engineer Estimate
Darby Enterprises	Materials and Labor	947.76	975.14

Therefore, be it

Resolved, That contracts be and the same are hereby awarded to said Darby Enterprises bid by him, respectively; and be it further at the amounts

Resolved, That the Clerk of the Board of County Commissioners 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 6131.41 and 6131.42 of the Revised 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 materials furnished on or before the 1st day of December, 1960, 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. Bell seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. Rodney Plymell, Yes

Mr. William S. Bell, Yes

Mr. George W. Taylor, Yes

P DITCH CONTRACT

In the Matter of the Single County Ditch Petitioned for by Eli N. Yutzy and others. Work And Labor And Materials

THIS AGREEMENT, made and entered into on this 2nd day of May, 1960, by and between the County Commissioners of Madison County, Ohio, and hereinafter designated as "First Party," and Darby Enterprises Inc., Attention: Mr. Okie Rice., 8500 Alkire Road of Grove City, Ohio hereinafter designated as "Second Party."

WITNESSETH, THAT SAID "SECOND PARTY," For and in consideration of the sum of nine hundred forty seven and 65/100-----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

H. B. Beach Ditch

Beach Ditch improvement petitioned for by Eli N. Yutzy and others, in accordance with plans, drawings and specifications for the same hereto attached; which plans, drawings and specifications are hereby declared to be a part of this contract.

Said "Second Party" further agrees to furnish said materials and to do the said work and labor promptly, in a good substantial and workmanship 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 his connection therewith and the progress of the Ditch may require. The whole to be completed to the satisfaction and acceptance of said "First Party" on or before the 1st day of December 1960.

AND SAID "FIRST PARTY," for and in consideration of the true and faithful performance of said work and labor and furnishings of said materials as aforesaid, hereby agrees to pay unto the said "Second Party" said sum of nine hundred forty seven 65/100-----(\$947.65) Dollars, 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 Sec. 6131.48 of the Revised Code of Ohio.

Witness our hands, the day and year first above written.

Signed in duplicate in presence of
Gladys M. Griffith

Forrest R. Hanson

Rodney Plymell

William S. Bell

George W. Taylor

Commissioners
of
Madison
County, Ohio,
"First Party"

Darby Enterprises

By Okie Rice

Contractors
"Second Party"

Q BOND OF DITCH CONTRACTOR

In the Matter of the Single County Ditch No.
Petitioned for by Eli N. Yutzy and others.

ON CONTRACT FOR WORK AND LABOR AND MATERIALS

KNOW ALL MEN BY THESE PRESENTS, That we, Darby Enterprises Inc., as Principal, Fidelity And Deposit Company of Maryland 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 Nine hundred seventy five and 14/100-----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 4 day of April, 1960

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH THAT, Whereas, the above bound Darby Enterprises Inc., 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 Beach Ditch, improvement petitioned for by Eli N. Yutzy and others specified in said Contract, to the satisfaction and acceptance of the County Engineer, on or before the 1 day of December, 1960, for the compensation of nine hundred forty seven and 65/100 (\$947.65) 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 Darby Enterprises Inc., 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
Jean Kavanagh
Jean Kavanagh

Mr. Darby Enterprises Inc.
Mr. By: Okie Rice
Mr. Fidelity and Deposit Company of Maryland
Mr. By: R. C. Bollens
R. C. Bollens, Attorney-in-Fact

The above bond being good and sufficient is approved this 2nd day of May 1960.

H. B. Beach Ditch

Rodney Flymell
William S. Bell Board of County
 Commissioners.
George W. Taylor
 Madison
 County, Ohio.

R CERTIFICATE OF COUNTY ENGINEER AS TO WORK COMPLETED

In the Matter of the Single County Ditch No.
 Petitioned for by Eil N. Yutzy and others.

Office of County Engineer,
 Madison County, Ohio.
 August 12, 1960

To Darby Enterprises Inc., 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 Eli N. Yutzy and others, and I, therefore, approve said work and labor for payment in the sum of nine hundred forty-seven and 65/100 (\$947.65) Dollars, the same being the contract price for said percentage of work and labor completed and accepted.

Helge H. Ekedahl
 County Engineer

S H.B. Beach Single County Ditch Petitioned by Eli N. Yutzy

Owner	Township	Survey	Acres Owned	Acres Benefitted	Construction Schedule Estimate	Total Assessment	Paid Cash
Blau, Henry H.	Canaan	78.32	80.00	60.00	294.00	268.14	
Blau, Henry H.	Canaan	70.62	67.31	36.00	176.40	160.87	
Carpenter, Laura I	Canaan	127.01	101.02	28.00	109.20	99.59	99.59
Carpenter, Laura I	Canaan	127.01	101.02	6.00	29.40	26.81	26.81
Morgridge Emerson R.	Canaan	127.01	80.00	70.00	158.76	144.79	
Morgridge Emerson R.	Canaan	127.01	54.40	30.00	68.04	62.06	
Yoder, John B. and Sarah	Canaan	70.70	54.57	16.00	36.29	33.10	33.10
Yoder, John B. & Sarah	Canaan	84.39	16.80	8.00	18.14	16.54	16.54
Yoder, John B. & Sarah	Canaan	85.89	5.40	2.00	4.54	4.15	4.15
Yutzy Eli N. et al	Canaan	85.38	80.00	50.00	245.00	223.45	223.45
Yutzy Eli N. et al	Canaan	85.38	80.00	4.40	21.56	19.70	19.70
Yutzy Eli N. et al	Canaan	85.38	78.50	78.50	384.61	350.78	350.78
Madison County					78.00	71.14	71.14
					1623.94	1481.12	845.26

Collect as Taxes	Rate	Share of Interest	Assessment Plus Interest	1960 Maintenance Fund 3%
268.14	.42170	29.49	297.63	882
160.87	.25300	17.69	178.56	529
				328
				.88
144.79	.22770	15.92	160.71	476
62.06	.09760	683	68.89	204
				109
				.54
				.14
				735
				.65
				11.54
635.86	1.0000	69.93	705.79	46.38

Date	Balance Principal	4/1/61 Principal	4/1/61 Interest	10/1/61 Principal	10/1/61 Interest	Ending Balance
10/1/60	635.86	63.59	12.71	63.59	11.45	508.68
10/1/61	508.68	63.59	10.17	63.59	8.90	381.50
10/1/62	381.50	63.59	7.63	63.59	6.36	254.32
10/1/63	254.32	63.58	5.09	63.58	3.81	127.16
10/1/64	127.16	63.58	2.54	63.58	1.27	None
			38.14		31.79	