

## A SINGLE COUNTY DITCH PETITION

London, Ohio, January 2, 1951.

Petition for locating, constructing, reconstructing, deepening, widening, an open ditch in place of the present tile ditch and surface waterway now known as the Bridgman Ditch in Monroe Twp., Madison County., Ohio from the south side of the Finley Guy Road to present bulkhead at end of tile.

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

The undersigned hereby petition your honorable body for the locating, constructing, reconstructing, straightening, deepening and widening of an open ditch in place of the present tile ditch and surface drainage waterway now known as the Bridgman Ditch in Monroe., Madison County, Ohio, 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 at or near the southerly line of the Finley Guy Road, thence in a generally southwesterly direction, generally with the course of the existing surface waterway and with or near the location of the the existing Bridgman County (tile) Ditch as may be practicable, through the lands of Don Miller Jr., Mary S. Lombard (deceased), Martha J. Price, Ira S. Price & Pearl R. Price, Delia S. Holland and others, and emptying into the present open ditch at or near the present bulkhead (Sta. 74 plus 89, end of 27" tile, on the Bridgman Ditch petitioned for by W. J. Dyer et al. March 2, 1949) as may be necessary to secure a good and sufficient outlet for the ditch herein petitioned for .

The following is the nature of the work petitioned for: Construction of an open ditch generally along the above route, of such grade, width and depth as to carry off the water draining into said ditch; remove the present 24" and 27" tile if and when in the course of the proposed ditch; construct a bulkhead at the northerly terminus hereof for tile outlet; construct a bulkhead at the westerly terminus of the large lateral leading westerly from the Kauffman, Byerly and Holland lands into the present tile ditch.

A list of the names and addresses, where known, of all the owners of the land which the petitioner claims will be benefited or damaged by the construction of the proposed improvement is as follows:

W. J. Dyer, Plain City, O. R. #1  
 Vernon E. Yutzy, Plain city, O. R#1  
 Dan Miller Jr. #3, London, O.  
 Abe B. Yoder, Plain City, O.#2  
 Imer Byerly, London Ohio, R#3  
 John W. & Myrtle Byerly, London, O. R.#3  
 Robert N. & Ada Kauffman, Plain City, Ohio #2  
 Delia Holland, London, O. #3  
 Delia Holland et al., London, O. R. #3  
 Henry B. & Esther Yoder, Plain City, O.  
 Sylvanus & Elizabeth Kauffman, London, O. R #3  
 Ray B. Mc Fadden, London, O. R #3  
 Martha J. Ira S. & Pearl R. Price, c/o Pearl R. Price London #1  
 Janice B. Bell c/o C. N. McAllister, Agt. London, O.  
 Mary M. F. Taylor, London, O.  
 Jacob E. Yutzy, Plain City, O. R. #1  
 Gideon J. Yutzy, Plain City, O.  
 Jonas E. Yutzy, Plain City, O.  
 Orlando W. Bridgman, London, Ohio  
 Boyd P. doty, Excr. Mary S. Lombard, 21/2 N. State St. Westerville, O.  
 Eli E. Kimmell, 1046 S. Grand Ave. Los Angeles 15, Calif.  
 Frank & Helen Martin, Plain City, O. R. F. D.  
 Ann Converse Peters, 1733 East Spring St. Tucson, Arizona  
 W. H. Hume & R. M. Mabe, London, Ohio  
 Louis R. Thomas, London, Ohio, RFD #3

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

W. J. Dyer  
 V. E. Yutzy  
 Dan Miller Jr.                      Petitioners  
 John Byerly

## B BOND (TO BE FILED WITH DITCH PETITION)

Know All Men By These Presents, That we, W. J. Dyer, V. E. Yutzy and Dan Miller Jr. as principal, and W. J. Dyer, V. E. Yutzy and Dan Miller Jr. as sureties are held and firmly bound unto the State of Ohio, in the sum of Three Hundred Fifty 00/100 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 10th day of January, 1951

The condition of the above obligation is such, That, Whereas, on the 10th day of January, 1951, the above bound W. J. Dyer, Vernon E. Yutzy, and Dan Miller Jr. filed their petition with the Auditor of Madison County, Ohio, making application to the County Commissioners for the constructing, reconstructing, deepening, straightening and widening of an open ditch in place of the present tile ditch and surface drainage waterway now known as the Bridgman Ditch in Monroe Twp., Madison County, Ohio, petitioned for by W. J. Dyer, Vernon E. Yutzy and Dan Miller, Jr. and others, the following being the course and termini of said proposed improvement, to-wit:

## BRIDGMAN #3 SINGLE COUNTY DITCH

Commencing at or near the southerly line of the Finley Guy Road, thence in a generally southwesterly direction, generally with the course of the existing surface waterway and with or near the location of the existing Bridgman County (tile) Ditch as may be practicable, thro the lands of Don Miller Jr., Mary S. Lombard(deceased), Martha J. Price, Ira S. Price, and Pearl R. Price, Delia S. Holland and others, and emptying into the present open ditch at or near the present bulkhead (Sta. 74 plus 89, end of 27" tile on the Bridgman Ditch petitioned for by W. J. Dyer et al. March 2, 1949) as may be necessary to secure a good and sufficient outlet for the ditch herein petitioned for .

Now, if the said W. J. Dyer, Vernon E. Yutzzy and Dan Miller, Jr. 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 15th day of January, 1951  
Forrest R. Hanson  
County Auditor.

W. J. Dyer  
V. E. Yutzzy  
Dan Miller Jr.

## C RESOLUTION---ORDER FIXING TIME OF VIEW AND FIRST HEARING

In the Matter of the Single County Ditch Petitioned for by W. J. Dyer, Vernon E. Yutzzy & Dan Miller and others. Office of the Board of County Commissioners Madison County, Ohio Jan. 15, 1951

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 15th day of January, 1951, at the office of the Commissioners with the following members present:

George Taylor  
Rodger B. Baker  
Glenn Daugherty

Mr. Baker moved the adoption of the following resolution;

Whereas, This 15th day of January 1951, the County Auditor gave notice to the Board of County Commissioners of Madison County, Ohio, of the filing with him of a petition signed by W. J. Dyer, V. E. Yutzzy and Dan J. Miller Jr. petitioners for the Bridgman Ditch Monroe Twp., Madison County, Ohio: and

Whereas, It appears to said Board that the proper bond has been filed with the Auditor and by him approved, conditioned for the payment of all costs, if the prayer of the petition is not granted, or if said petition is for any cause dismissed; therefore, be it

Resolved, By said Board of County Commissioners, that the 14th day of February 1951, 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 19th day of February, 1951, 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. Daugherty 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 R. Daugherty	Yes

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

## D RESOLUTION----COMMISSIONERS FINDING FOR THE IMPROVEMENT

In the Matter of the Single County Ditch Petitioned for by W. J. Dyer, V.E. Yutzzy, Dan Miller Jr. and others. Office of the Board of County Commissioners, Madison County, Ohio February 19, 1951

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 19th day of February, 1951, at the office of the Commissioners with the following members present:

George Taylor  
Rodger B. Baker  
Glenn R. Daugherty

Mr. Daugherty moved the adoption of the following Resolution:

Whereas, This being the day fixed by said Board in its order dated the 15th day of January, 1951, for the hearing on the petition in the above named improvement, the said Board met at its office, and conducted said hearing by causing the petition to be publicly read, together with all applications for and remonstrances against the improvement, and all applications for change or extension of the improvement, previously filed in writing; and

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

Whereas, Said Board has made an actual view of said proposed improvement and has heard either in person or by counsel all evidence offered by any owner of land for or against

## BRIDGMAN #3 SINGLE COUNTY DITCH

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 at or near the southerly line of the Finley Guy Road, thence in a generally southwesterly direction, generally with the course of the existing Bridgman County (tile) Ditch as may be practicable, through the lands of Dan Miller Jr., Mary S. Lombard (deceased), Martha J. Price, Ira S. Price and Pearl R. Price, Delia S. Holland and others, and emptying in the present open ditch at or near the present bulkhead (Sta. 74 plus 89, end of 27" tile, on the Bridgman Ditch petitioned for by W. J. Dyer et al. March 2, 1949) as may be necessary to secure a good and sufficient outlet for the ditch herein petitioned for, and be it further

Resolved, That the County Surveyor be and he is hereby directed to cause to be made the necessary survey for the proposed improvement, upon the foregoing plan and line, and suitable maps showing the location of the land proposed to be assessed, and profiles showing the cuttings and gradient of the improvement, and make an estimate of the cost of construction of said improvement; and set proper construction stakes, beginning at the upper terminus of the improvement, and perform such other duties as required by Section 6454 of the General Code of Ohio; and be it further

Resolved, That the 16 day of April, 1951, at 10 o'clock A. M., be and the same is hereby fixed as the time for filing with the County Auditor all of said maps, profiles, schedules and reports prepared by said Surveyor; and be it further

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

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

Mr. George Taylor	Yes
Mr. Rodger B. Baker	Yes
Mr. Glenn R. Daugherty	Yes

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

To the County Surveyor:

I hereby certify the foregoing to be a true and correct copy of the finding of the Board of County Commissioners in favor of the foregoing improvement.

Forrest R. Hanson  
County Auditor

## E SCHEDULES OF LAND OWNERS

OWNERS NAMES	SURVEY NO.	TWP.	ACRES OWNED	ACRES BENEFITED	AMT. LAND ASSED.
Bridgman, Orlando W.	7791	Canaan	339.245	40.00	222.32
Byerly, Imer	"	"	96.10	70.00	389.06
Byerly, John W. Jr. & Myrtle	"	"	49.50	37.00	205.65
" " "	"	"	9.00	6.00	33.35
" " "	"	"	29.90	10.00	55.58
" " "	"	"	114.00	24.00	133.39
" " "	"	"	145.80	143.00	794.79
Dyer, W. J.	12275	"	168.42	40.00	222.62
Kauffman, Robert M. & Ada N.	7791	"	35.50	35.50	197.31
Thomas, Louis R.	7791	"	38.75	38.75	215.37
Miller, Dan Jr. #3 London, O.	"	"	100.00	100.00	755.80
Yoder, Abe B. #2 Plain City, O.	"	"	90.00	90.00	680.22
Yoder, Henry B. & Ester	"	"	40.50	40.50	225.10
Yutzy, Vernon E. & Minerva #1 Plain City, O.	"	"	149.245	140.00	1076.12
Holland, Delia	2882	Monroe	1.10	1.10	6.11
Holland, Delia et al	"	"	105.90	105.90	588.59
" " "	"	"	100.00	33.00	183.41
Hume, W. H. & Mabe, R. M.	2883	"	141.50	50.00	277.90
Kauffman, Sylvanus M. & Eliz.	"	"	50.00	40.00	222.32
Lombard, Mary S.	12275	"	30.00	30.00	537.74
Price, Martha J. et al	2883	"	50.00	50.00	277.90
" " "	12275	"	46.17	37.00	576.65
Thomas, Louis R.	2882	"	46.25	46.25	257.06
Yutzy, Jonas J. & Jacob E.	2883	"	224.40	100.00	555.80
Madison County		Roads			50.00
Madison County		Salvage of Cor. I. P.			200.00
				1308.00	8940.16

BRIDGMAN #3 SINGLE COUNTY DITCH

F RESOLUTION ORDER FIXING TIME OF FINAL HEARING ON SURVEYORS REPORTS, ON ESTIMATED ASSESSMENTS, ON THE PROCEEDINGS FOR THE IMPROVEMENT AND ON CLAIMS FOR COMPENSATION AND DAMAGES.

In the Matter of the Single Office of the Board of County Commissioners, County Ditch Petitioned for by Madison County, Ohio W. J. Dyer and others. June 18, 1951

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 18th day of June, 1951, at the office of the Commissioners with the following members present:

- George W. Taylor
Rodger B. Baker
Glenn R. Daugherty

Mr. Baker moved the adoption of the following Resolution:

Whereas, This 18th day of June, 1951, the County Auditor has given notice to said Board of the filing with him by the County Surveyor of the maps, profiles, schedules, and reports in the above named improvement, in accordance with its order of the 16th day of April, 1951; therefore, be it

Resolved, That the 16th day of July, 1951, at 10 o'clock A. M., be and the same is hereby fixed as the time for the final hearing on said reports and schedules, on estimated assessments, on the proceedings for the improvement, and on claims for compensation or damages, which claims must be filed with the County Auditor on or before said date; and be it further

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

Mr. Daugherty 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 R. Daugherty Yes

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

G ADJOURNMENT OF HEARING ON FINAL ASSESSMENTS

In the Matter of the Single County Auditor's Office County Ditch Petitioned for Madison County, Ohio by W. J. Dyer and others. July 16, 1951

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 16th day of July, 1951, at the office of the Commissioners with the following members present:

- George W. Taylor
Rodger B. Baker
Glenn R. Daugherty

Whereas, It is found that no agreement could be reached on claim for compensation or damage to Martha J. Price, et al, therefore, be it

Resolved, That said hearing be and the same is adjourned until the 13th day of August 1951, at 10:00 o'clock A. M. at the office of the Commissioners.

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

H ADJUSTMENT SCHEDULE

Members (Additional Charge above Bulkhead)

Table with 4 columns: Acres, Owner, Percent, Additional Charge. Lists property owners and their respective charges.

Price, Martha J. et al (50) 277.90
(37) 576.65

Assessment for Price 854.55
283.00
571.55

Any surplus between Actual Contract Price and Schedule of Assessments is to be prorated to above mentioned landowners not exceeding \$571.55.

All above this amount shall be prorated between all property owners affected with the exception of Martha J. Price, et al.

Forrest R. Hanson
Auditor & Board Clerk

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

In the Matter of the Single  
County Ditch Petitioned for by  
W. J. Dyer and others.

Office of the Board of County Commissioners  
Madison County, Ohio  
August 13, 1951

The Board of County Commissioners of Madison County, met in regular session on the 13th day of August, 1951, at the office of the Commissioners with the following members present:

George W. Taylor  
Rodger B. Baker  
Glenn R. Daugherty

Mr. Baker moved the adoption of the following Resolution:

Whereas, This being the day fixed by said Board, in its order dated the 16th day of July, 1951, for the final hearing on the reports and schedules of the County Surveyor, on the estimated assessments, on claims for compensation or damages and on the proceedings for the improvement, and on application filed for change of route or change in the nature, kind and extent of the work proposed to be done; and

Whereas, Said Board finds that due and legal notice of this final hearing has been given as required by law; and

Whereas, Said Board has heard all the evidence offered in the proceedings and received and considered all the schedules and reports filed by the Surveyor; therefore, be it

Resolved, That said Board review and reconsider its former order made and dated the 16th day of July, 1951, in favor of said improvement; and be it further

Resolved, That said Board hereby approve the maps, profiles, schedules and reports prepared by the County Surveyor, 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 July 1951, be and the same is hereby affirmed; and

Whereas, Objections to the proposed assessment having been filed by  
Martha J. Price, et al. Compensation and Damages.  
Mary Lombard Compensation and Damages.

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 surveyor 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:

Mary Lombard Withdrawn, no further claim.  
Martha J. Price, et al Final Assessment \$238.00  
Adjustment Schedule attached.

and be it further

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

Resolved, That 50.00 found to benefit State or County Roads or Highways be and the same is hereby assessed against the County, and be it further

Resolved, That five years shall be the period of time, in semi-annual installments, as taxes are paid, given the owners of land benefited, to pay the assessments that may be made for the improvement; and that notes of said County shall be issued and sold in anticipation of the collection of said assessments bearing the rate of four percentum per annum, payable semi annually; and be it further

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

Resolved, That the 10th day of September, 1951, at 10 o'clock A. M. be and the same is hereby fixed as the time for letting the contract for the construction of the proposed improvement, and that the County Surveyor be and he is hereby directed to let the contracts for the construction of the proposed improvement; and be it further

Resolved, That the County Surveyor be and he is hereby directed to give at least two weeks' public notice as required by law of the time when and the place where bids will be received for furnishing any material for the improvement, or for the construction of the improvement, or any part thereof, and in case manufactured material is required for the construction of the improvement, the Surveyor is hereby directed to send copies of the notice by mail to dealers and manufacturers, and all bids shall be received at the office of the County Auditor; and be it further

Resolved, That, whereas the estimated cost of the construction and material required in said improvement exceeds one thousand dollars, the notice of said letting be given by posting at the front door of the County Court House, and advertising, and be it further

BRIDGMAN #3 SINGLE COUNTY DITCH

Resolved, That said County Surveyor be and he is hereby directed to attend at said time and place so advertised by him and receive all bids submitted; and be it further

Resolved, That authority be and the same is hereby given to said County Surveyor to receive bids by public outcry, instead of sealed bids, such bids being taken separately for work and for material, and in accordance with the requirements of Section 6481 of the General Code of Ohio.

Mr. Daugherty 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 R. Daugherty Yes

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

J COUNTY ENGINEER'S REPORT ON BIDS RECEIVED

In the Matter of the Single  
 County Ditch Petitioned for by  
 W. J. Dyer et al and others.

County Engineers Office  
 Madison County, Ohio  
 September 11, 1951

To the Board of County Commissioners:

In obedience to your direction and also in pursuance of the notice duly given as provided by law, bids for the work of construction and furnishing materials for the above named improvement were received by me as follows:

Bidder	What Work or Materials	Amt. Bid	Guaranty Kind	Amount
O. E. Liller	Labor and Material	7108.76	Cert. Chk.	213.27
Parker & Dewbre Exc. Co.	" "	6921.79	" "	208.00

I recommend the following bids as the best.  
 Parker & Dewbre Exc. Co.

Helge Ekedahl  
 County Engineer

K DITCH CONTRACT

In the Matter of the Single  
 County Ditch Petitioned for by  
 W. J. Dyer and others.

WORK AND LABOR AND MATERIALS

This Contract made and entered into on this 21 day of September, 1951, by and between the Board of County Commissioners of Madison County, Ohio, Party of the First Part, hereinafter designated as "First Party", and Parker & Dewbre Excavating Co. of Cedarville, Ohio Party of the Second Part, hereinafter designated as "Second Party."

Witnesseth, That said Second Party, for and in consideration of the sum of Sixty nine hundred twenty one and 79/100--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 Bridgman Ditch improvement petitioned for by W. J. Dyer and others, in accordance with plans, drawings and specifications for the same hereto attached: which plans, drawings, and specifications are hereby declared to be a part of this contract.

Said Second Party further agrees to furnish said materials and to do the said work and labor promptly, in a good substantial and workmanlike manner, under the direction of the County Surveyor in charge, without hindrance or delay to any other branch or class of work on said ditch, and to work in harmony with and to render such assistance to other branches of work as 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 December, 1951

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 Sixty nine hundred twenty one and 79/100 Dollars (\$6921.79), in installments from time to time, upon the certificate of acceptance of the County Surveyor and as provided by law.

It is mutually agreed that no extra work or materials shall be charge 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 Commissioners of  
 Rodger B. Baker Madison County, Ohio  
 First Party

C. O. Dewbre for Contractors,  
 Parker & Dewbre Second Party.

## L BOND OF DITCH CONTRACTOR

In the Matter of the Single  
County Ditch Petitioned for by  
W. J. Dyer and others.

ON CONTRACT FOR WORK AND LABOR  
AND MATERIALS

Know All Men By These Presents, That we, Parker & Dewbre Excavating Com., The Ohio Casualty Insurance Com., 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 Seventy nine hundred eighty eight and 16/100 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 21st day of September, 1951

The condition of the above obligation is such that, Whereas, the above bound Parker & 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 Bridgman ditch improvement petitioned for by W. J. Dyer and others specified in said Contract, to the satisfaction and acceptance of the County Surveyor, on or before the 1 day of December, 1951, for the compensation of Sixty nine hundred twenty one and 79/100 (\$6921.79) 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 Parker & 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.

Executed in Presence of Parker & Dewbre  
By; C. O. Dewbre

The Ohio Casualty Insurance Com.  
E. Earle Johnson, Atty. in Fact

The above bond being good and sufficient is approved this 8 day of October, 1951.

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

Received 10-24-51 \$204.00 Certified Check  
C. O. Dewbre

## M CERTIFICATE OF COUNTY ENGINEER AS TO WORK COMPLETED

In the Matter of the Single County  
Ditch Petitioned for by  
W. J. Dyer and others.

Office of County Engineer,  
Madison County, Ohio  
November 10, 1952.

To Parker & Dewbre, 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 W. J. Dyer and others, and I, therefore, approve said work and labor for payment in the sum of Six thousand nine hundred twenty-one and 79/100 (\$6921.79) Dollars, the same being the contract price for said percentage of work and labor completed and accepted, plus Two hundred fifty-four and 62/100 (\$254.62) as per agreement.

Helge Ekedahl  
County Engineer.

Est. 1	Paid	
1	Jan. 30, 1952	\$800.00
2	Mar. 26,	800.00
3	Apr. 24,	800.00
4	June 10,	2400.00
5	Oct. 10,	500.00
6	Nov. 3,	1621.79 plus \$254.62 extra as per agreement
		<u>\$6921.79</u>
		<u>254.62</u>
		7176.41

BRIDGMAN #3 COUNTY DITCH

N ITEMIZED LIST OF IMPROVEMENT COSTS

Construction		
Parker & Dewbre	7176.41	
Engineering Services	502.00	
Transcript	4.50	
Publishing Notices	19.75	Sept. 11, 1951
Mailing Charges	3.00	
	<u>7705.66</u>	

Surplus Prorated to Above Owners  
Expense of Ditch  
Construction: Parker & Dewbre  
Engineering Services: 502.00  
Publishing Notices: 19.75  
Transcript: 4.50  
Mailing Charges: 3.52  
27.82

7176.41  
502.00  
19.75  
4.50  
3.52  
27.82  
7706.23

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FINAL ASSESSMENT SCHEDULE

Owner	District	Acres Owned	Acres Benefitted	Const. Estimate	Adjustment Per Schedule	Total Const. Estimate	Surplus between Contract	Final Const. Est.	Sch. Rate	Final Assmpt. Expen
Bridgman, Orlando W.	Canaan	339.245	40.00	222.32	47.63	269.95	47.63	222.32	.02656	204.68
Byerly, Imer	"	96.10	70.00	389.06		389.06		389.06	.04648	358.18
Byerly, John Jr. & Myrtle	"	49.50	37.00	205.65		205.65		205.65	.02158	139.42
"	"	9.00	6.00	33.35		33.35		33.35	.00399	30.75
"	"	29.90	10.00	55.58		55.58		55.58	.00665	51.25
"	"	114.00	24.00	133.39		133.39		133.39	.01594	122.84
"	"	145.80	143.00	794.79		794.79		794.79	.09197	731.86
Dyer, W. J.	"	168.42	40.00	222.62	47.63	270.25	47.63	222.62	.02660	204.99
Kaufman, Robert M. & Ada N.	"	35.50	35.50	197.31		197.31		197.31	.02357	181.64
Thomas, Louis R.	"	38.75	38.75	215.37		215.37		215.37	.02574	198.36
Miller, Dan Jr.	"	100.00	100.00	755.80		755.80		755.80	.09031	695.95
Yoder, Abe B.	"	90.00	90.00	680.22	119.07	874.87	119.07	680.22	.08128	626.36
Yoder, Henry B. & Ester	"	40.50	40.50	225.10	107.16	787.38	107.16	680.22	.02690	207.30
Yutzy, Vernon & Minerva	"	149.245	140.00	1076.12	166.70	1242.83	166.71	1076.12	.02859	990.94
Holland, Della	Monroe	1.10	1.10	6.11		6.11		6.11	.00073	5.63
Holland, Delta et al	"	105.90	105.90	588.59		588.59		588.59	.07033	541.98
"	"	100.00	33.00	183.41		183.41		183.41	.02192	168.92
Hume, W. H. & Mabe, R. M.	"	141.50	50.00	277.90		277.90		277.90	.03321	255.92
Kaufman, Sylvanus M. & Eliz.	"	50.00	40.00	222.32	47.63	269.95	47.63	222.32	.02657	204.75
Lombard, Mary S.	"	30.00	30.00	537.74	35.72	573.46	35.72	537.74	.06426	495.20
Price, Martha et al	"	50.00	50.00	277.90		283.00		283.00	.03382	260.62
"	"	46.17	37.00	576.65		Out		---		
Thomas, Louis R.	"	46.25	46.25	257.06		257.06		257.06	.03072	236.74
Yutzy, Jonas J. & Jacob	"	224.40	100.00	555.80		555.80		555.80	.06641	511.77
Madison County	Roads			50.00		50.00		50.00	.00597	46.00
	Salvage of Corn I. P.			200.00		200.00		200.00	.02390	184.18
				8940.16	571.55	8940.16	571.55	8368.61	1.00000	7706.23

## P CERTIFICATE OF UNPAID ASSESSMENTS

April 1, 1953  
London, OhioMadison County Commissioners  
London, Ohio

Gentlemen:

This is to certify that in the matter of the improvement of the Bridgman #3 Single County Ditch, the following assessments remain unpaid, to-wit:

Eyerly, Imer	\$ 358.18
Thomas, Louis R.	198.36
Miller, Dan Jr.	236.74
Miller, Dan Jr.	695.95
Miller, Dan Jr.	716.53
Holland, Delia et al	204.75
Kauffman, Sylvanus M. & Elizabeth	495.20
Lombard, Mary S.	511.77
Yutzy, Jonas J. & Jacob E.	
Total	\$3417.48

Yours very truly,  
Forrest R. Hanson  
Auditor, Madison Co.

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## Q 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 Petitioned for by W. J. Dyer and others. Office of the Board of County Commissioners, Madison County, Ohio  
March 30, 1953

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 30th day of March, 1953, at the office of the Commissioners with the following members present:

Rodger B. Baker  
George W. Taylor  
Rodney Plymell

Mr. Taylor moved the adoption of the following Resolution:

Whereas, Said Board has heretofore, by Resolution duly passed on the 13th day of August, 1951, affirmed its former order finding in favor of the improvement of the County Ditch petitioned for by W. J. Dyer and others; and

Whereas, It is now deemed necessary to issue and sell \$3417.48 of notes under authority of Section 2293-24 of the General 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 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 2239-9 of General Code of Ohio; and

Whereas, This Board has heretofore, by Resolution duly passed on the 13th day of August, 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 judgment 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 2293-24 of the General Code of Ohio and "The Uniform Bond Act" in the aggregate sum of Thirty four hundred seventeen and 48/100 Dollars (\$3417.48), 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 notes shall be dated the 1 day of April, 1953, and shall be in the denomination of Thirty four hundred seventeen and 84/100 dollars (\$3417.48) and shall be numbered 32.

Said note 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 1 day of October and the 1 day of April, 1954, and until the principal sum of said notes is paid and as evidenced by interest coupons attached thereto. Said note 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 due and payable as follows:  
#32 April 1, 1953 \$3417.48

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 of Ohio and "The Uniform Bond Act", and shall be full general obligations of said Madison County, and for 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 facsimile signature of said County Auditor printed or lithographed thereon; and be it further

## BRIDGMAN #3 CSINGLE COUNTY DITCH

Resolved, That said notes shall be paid from the proceeds of bonds hereinafter 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 at private sale.

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

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

Dated this 30th day of March, 1953.

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