

Record of proceedings in the matter of The Loofbourn Ditch Improvement, petitioned for by O. W. Loofbourn and others, and located in Range Township, Madison County, Ohio. Ditch Improvement Petition. Filed August 23rd 1900. B. A. Taylor, Auditor, ^{clerk.} Mt. Sterling, Ohio, August 21st A. D. 1900.

Petition for construction and tiling of a Ditch. To the Honorable Board of Commissioners of Madison County, Ohio.

The undersigned owners of lots and land which will be drained or benefited by the improvement herein prayed for, hereby make application to your honorable body, and now file with the Auditor of said County, this, their petition, and now and hereby pray for the constructing and tiling of a ditch on the route hereinafter set forth:

The necessity for and the benefits of the improvements so prayed for is that it will drain and reclaim the lands along the line thereof and adjacent thereto, and will promote the public health, convenience and welfare by giving an outlet to an extension underground system already in.

The following is the beginning, route and termini of said proposed improvement, to wit:

Commencing in Range Township on the land known as the Josiah Rowler farm and now owned by O. W. Loofbourn and near the land line between Mrs. Lizzie Slattery and O. W. Loofbourn; thence in an easterly direction through the lands of O. W. Loofbourn, Lizzie Slattery, Maggie Edwards, deceased, W. M. Tway to the terminus on the land of Tway.

The names of all persons and corporations, either public or private, who in the opinion of the petitioners are in any way affected or benefited thereby are as follows:

- | | |
|--|----------------------|
| Manford Tway | Clinton Junk |
| Heir of Estate of Maggie Edwards (David S. Beale Heir) | Dora Junk |
| Lizzie Slattery | James Bragg |
| O. W. Loofbourn | Mrs. Miranda Breath. |
| Mrs. J. W. Sticks | Mrs. George Altire |
| Miss Marie F. Sticks | B. W. Junk |
| Miss Floy Sticks | Mrs. Clara Housman. |
| Mrs. Lyda Owens | |

O. W. Loofbourn, Mrs. Lizzie Slattery, } Petitioners
 Clara A. Housman, W. M. Tway, }
 Miranda Breath }

Petitioners Bond. Filed August, 23rd 1900. B. A. Taylor, Auditor, ^{clerk.}
 Know all Men by these Presents, That O. W. Loofbourn, as principal, and Jas. B. Anderson and Beatt Sheroeth as sureties are held and firmly bound unto the State of Ohio, in the penal sum of Two Hundred Dollars, good and lawful money, for which we bind our selves, and our heirs, executors and administrators.

Signed by us and dated this 23rd day of August, A. D. 1900.

The condition of the above obligation, is such, nevertheless, that whereas, on the 23rd day of August, A. D. 1900, the above bounden O. W. Loofbourrow et al made application to the Commissioners of Madison County, and on said day filed with the Auditor of said County a petition for the construction and tiling of a ditch in pursuance of the statute in such case made and provided, on the following route and termini, to wit:

Commencing in Range Township on the lands known as the Josiah Rowler farm and now owned by O. W. Loofbourrow and near the land line between Mrs. Lizzie Slattery and O. W. Loofbourrow; thence in an easterly direction through the lands of O. W. Loofbourrow, Lizzie Slattery, Maggie Edwards, deceased, W. M. Tway to the terminus on the land of Tway.

Now, if the above bounden, O. W. Loofbourrow, shall pay all costs, if the prayer of the petition be not granted, or if for any other cause the same shall be dismissed, then this obligation shall be void.

The above Bond and Sureties thereon, approved by me this 23rd day of August, A. D. 1900.

O. W. Loofbourrow
 Jas. B. Anderson
 Scott Chenoweth

(Stamp)

B. A. Taylor, County Auditor.

Notice to Commissioners of Petition Filed and Time for Hearing.
 Office of Auditor of Madison County, Ohio, August 23rd A. D. 1900.

To the Honorable Board of Commissioners of said County: Gentlemen: You are hereby notified that a petition and bond for a Ditch Improvement has been filed in this office on the 23rd day of August, A. D. 1900, a copy of which petition is attached below; and as required by law I have fixed the 25th day of September, A. D. 1900, at 10 o'clock A. M. at the beginning of said proposed ditch described in said petition, for your hearing of said matter.

B. A. Taylor, Auditor.

Copy of Ditch Petition.

London, Ohio, August, 23rd A. D. 1900. Petition for constructing and tiling of a Ditch.

To the Honorable Board of Commissioners Madison County, Ohio:

The undersigned owners of lots and land which will be drained or benefited by the improvement herein prayed for, hereby make application to your honorable body, and now file with the Auditor of said County, this, their petition, and now and hereby pray for the constructing and tiling of a ditch on the route herein after set forth.

The necessity for and the benefits of the improvement so prayed for is that it will drain and reclaim the lands along the line thereof and adjacent thereto, and will promote the public health, convenience and welfare.

by giving an outlet to an extension underground system already in.

The necessity for and the benefits of the improvement so prayed for is that it will drain and reclaim the lands along the line thereof and adjacent thereto, and will promote the public health, convenience and welfare by giving an outlet to an extension underground system already in.

The following is the beginning, route and termini of said proposed improvement, to wit:

Commencing in Range Township on the land known as the Josiah Rowles farm and now owned by O. W. Loofbourn and near the land line between Mrs. Lizzie Slattery and O. W. Loofbourn; thence in an easterly direction through the lands of O. W. Loofbourn, Lizzie Slattery, Maggie Edwards, deceased, W. M. Tway to the terminus on the land of Tway.

The names of all persons and corporations, either public or private, who in the opinion of the petitioners are in any way affected or benefited thereby are as follows:

- | | |
|---|----------------------|
| Manford Tway | |
| Heir of Estate of Maggie Edwards (David Beale Adm.) | |
| Lizzie Slattery | Clinton Junk |
| O. W. Loofbourn | Dora Bragg |
| Mrs. J. W. Sticks | James Bragg |
| Miss Floy Sticks | Mrs. Miranda Breath |
| Miss Carrie Sticks | Mrs. George Alkire |
| Mrs. Lyda Owens | B. W. Junk. |
| | Mrs. Clara Housman. |
| O. W. Loofbourn | Mrs. Lizzie Slattery |
| Clara A. Housman | W. M. Tway |
| | Miranda Breath |

I hereby certify the foregoing to be a true copy of a Ditch Petition filed in my office on the 23rd day of August, A. D. 1900.
B. A. Taylor, County Auditor.

Commissioner's
Journal,
Vol. . . .
Page 122

Commissioner's Office, Madison County,
London, Ohio, August, 27th 1900.

Commissioners met today in Regular Session.
Members present: Jas. B. Anderson, Chas. S. Markley^{2nd} & H. E. Bradley.

In the matter of the }
Ditch Imp. Petitioned for } Notice to Commissioners of filing of Petition
by O. W. Loofbourn et al. }

The County Auditor having delivered to this board a certified copy of a petition filed with him on the 23rd day of August, 1900, signed by O. W. Loofbourn et al praying for the location and tiling of a county ditch between the termini and along the route stated below: to wit:
Commencing in Range Township on the land known

as the Josiah Rowlen farm and now owned by O. W. Loofbourn and near the land line between Mrs. Lizzie Slattery and O. W. Loofbourn; thence in an easterly direction through the lands of O. W. Loofbourn, Lizzie Slattery, Maggie Edwards, deceased, W. M. Tway to the terminus on the land of Tway.

And it appearing that said petitioners have given bond as required by law, which has been approved by said Auditor, and said Auditor having fixed the 25th day of September, 1900, as the day for hearing said petition it is ordered that this board meet on said day, at the place of beginning of said ditch as described in said petition to hear proof offered by any of the parties affected by said improvement and others competent to testify and to determine as to the necessity of said improvement.

On the question of the adoption of the foregoing entries and orders relating to said petition and ditch, Jas. B. Anderson, Chas. S. Markley and H. E. Bradley voted "Aye".

B. A. Taylor, Auditor and Clerk.	}	Jas. B. Anderson, Chas. S. Markley H. E. Bradley	Commissioners of Madison County
-------------------------------------	---	--	---------------------------------------

Auditor's Office, Madison County, Ohio,
August 27th A. D. 1900.

In the matter of the
Ditch Imp. Petitioned
for by O. W. Loofbourn et al.

} Notice to Lot or Land Owners.

To the Lot or Land Owners, and to the corporations, either public or private affected by said improvement:

You, and each of you, are hereby notified that on the 23rd day of August, A. D. 1900, O. W. Loofbourn and others filed a petition with the Auditor of Madison County, the prayer of which is for the constructing and tiling of a ditch on the following route and termini, to wit:

Commencing in Range Township on the land known as the Josiah Rowlen farm, and now owned by O. W. Loofbourn and near the land line between Mrs. Lizzie Slattery and O. W. Loofbourn; thence in an easterly direction through the lands of O. W. Loofbourn, Lizzie Slattery, Maggie Edwards, deceased, W. M. Tway to the terminus on the land of Tway.

You are also notified that the following time and place have been fixed, when and where the Commissioners of said County will meet for the hearing of said petition, to wit: Tuesday, September 25th, 1900, at 10 o'clock, A. M. at the beginning of said proposed ditch

improvement, for the purpose of hearing any and all proof offered by any of the parties affected by said ditch improvement, whether the said ditch will be conducive to the public health, convenience and welfare; and whether the route described is the best route and any and all objections to said proposed ditch improvement.

Any application for compensation or damage or for any change of route, must be in writing and filed with the Commissioners on or before the day set for hearing.

No further notice of any proceedings in this matter will be given.

B. A. Taylor, Auditor of Madison County.

The State of Ohio, } Proof of Notice.
Madison County, ss. }

On this 20th day of September, A. D. 1900, personally appeared before the undersigned authority, O. W. Loofbourn, who being first duly sworn, deposes and says that he served the annexed and above notice on the respective parties herein named, by delivering to each a true copy thereof, except such as have waived the service thereof by placing their signature hereto.

Name of Person Served.	How Served.	When Served.
David Beale, Guardian	Personally By Notice	August 30 th 1900.
Manford Inway	" " left at house.	" 31 st "
Lizzie Slattery	" Copy Notice	" " "
O. W. Loofbourn	" " "	" " "
Clinton Junk	" " "	" " "
Dora Bragg	" " "	" " "
James Bragg	" " "	" " "
Mrs. Miranda Breath	" " "	" " "
Mrs. Geo. Alkire	" " "	" " "
B. W. Junk	" " "	" " "
Mrs. Clara Housman	" " "	" " "

And further this deponent saith not.
O. W. Loofbourn.

Sworn to by O. W. Loofbourn before me and by him subscribed in my presence this 20th day of September, A. D. 1900.
Geo. W. Clark, Deputy Auditor.

Notice by Publication,
Auditor's Office, Madison County, Ohio.
August 27th 1900.

In the matter of the }
Ditch Impv. Petitioned } Notice to Non-Resident Lot or Land Owners
for by O. W. Loofbourn et al. } for Publication.
To the Lot or Land Owners and to the Corporations,
Either Public or Private, affected by said Improvement:

You, and each of you, are hereby notified that on the 23rd day of August, A. D. 1900, O. W. Loofbourn and others, filed a petition with the Auditor of said County, the prayer of which is for the constructing and tiling of a ditch on the following starting point, route and terminus, to wit:

Commencing in Range Township on the land known as the Josiah Rowlen farm and now owned by O. W. Loofbourn, and near the land line between Mrs. Lizzie Slattery and O. W. Loofbourn; Thence in an easterly direction through the lands of O. W. Loofbourn, Lizzie Slattery, Maggie Edwards, deceased, W. M. Inway to the terminus on the lands of Inway.

You are also notified that the following time and place have been fixed when and where the Commissioners of said County will meet for the hearing of said petition, to wit: Tuesday, September, 25th 1900, at 10 o'clock, A. M. at the beginning of said proposed ditch improvement, for the purpose of hearing any all proof offered by any of the parties affected by said ditch improvement, whether said ditch will be conducive to the public health, convenience and welfare; and whether the route described is the best route and any and all objections to said proposed ditch improvement.

Any application for compensation and damages, or for any change of route, must be in writing and filed with the Commissioners on or before the day set for hearing.

No further notice of any proceedings in this matter will be given.

B. A. Taylor, Auditor of Madison County.

Proof of Publication.

The State of Ohio, }
Madison County, ss. }

On this 29th day of September, A. D. 1900, personally appeared before the undersigned authority, W. A. Bownocker, Editor, who being first duly sworn, deposes and says that a copy of said annexed notice was published for four weeks in The Mt. Sterling Tribune, a newspaper printed and of general circulation in said County, the first publication being on the 31st day of August, A. D. 1900.

And further this deponent saith not.

W. A. Bownocker.

Sworn to by W. A. Bownocker before me and by him subscribed in my presence this 29th day of Sept. A. D. 1900.

B. A. Wilson.

Notary Public, Madison County.

Commissioners' Finding on the Petition.

In the matter of the }
O. W. Loofbourn }
Ditch Improvement. }

Auditor's Office, Madison County,
October 1st A. D. 1900.

This day the Commissioners of Madison County, being in regular session, members present; Chas. B. Mackley, H. C. Bradley and Jas. B. Anderson, and a copy of a petition for the construction and tiling of a county ditch having been delivered to us by the County Auditor, and it appearing to us that 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 be not granted or be dismissed for any cause, we, therefore on the 25th day of September, A. D. 1900, the day fixed by the Auditor for hearings, did meet at the place of beginning of said ditch, as described in the petition, and heard all proof offered by any of the parties affected by said improvement and other persons competent to testify; and we went over and along the line of said improvement, and by actual view of said ditch and the premises along and adjacent thereto, and to be drained or benefited thereby, determined the necessity thereof. And we do hereby find that said improvement is necessary and will be conducive to the public health, convenience and welfare, and a benefit to the lots and lands along the line thereof by furnishing drainage thereto.

And we further find that the route described is not the best.

The following route was determined upon by us. Commencing at a tile well on the line between Prior Junk and Mrs. Clara Stouman; thence in a south easterly direction across the land of Mrs. Clara Stouman; thence through the land of Mrs. George Altire; thence crossing the Township Road; thence through the land of Mrs. Miranda Breath, James Bragg and Theodocia Bragg; thence onto the lands known as the Josiah Rowler land and now owned by O. W. Loofbourn and near the land line between Mrs. Lizzie Blattery and O. W. Loofbourn; thence in an easterly direction through the lands of O. W. Loofbourn, Lizzie Blattery, Maggie Edwards, deceased, W. M. Tway to the terminus on the land of Tway.

We also order that the following lateral be located, viz: Commencing on the land of William Bragg; thence running in a south easterly direction through the lands of William Bragg and James W. Bragg and entering main ditch on the lands of O. W. Loofbourn.

We also find that due and legal notice has been given to each person and corporation benefited or affected by said proposed improvement.

And we do hereby order the Auditor to enter this, our

finding, in writing, on the Commissioners' journal. And we do further authorize the Auditor to enter upon said journal an order directing the County Surveyor to go upon the line as described in the petition or as changed by us in accordance with Sections 4489, R. S. as described by us above, and survey and level the same, and set a stake at every hundred feet numbering down stream, and to embody in said order directions to the said Surveyor to make and return a schedule of all lots and lands, and public or corporate roads or railroads, that will be benefited, and an apportionment of the estimated cost of locating and constructing said improvement, in money, according to the benefits which will result to each, and to perform such other duties as are required in Sections 4454, 4455 and 4456, R. S., as now in force and effect, and to file his report with the County Auditor on or before the time hereinafter fixed for hearing the same.

It is further ordered that the 8th day of November, 1900, at 10 o'clock, A. M., is hereby fixed for the hearing of applications for any appropriations of land taken for said improvement, and damages said parties affected by said improvement, or any of them may sustain thereby, and for the approval of the report of the Surveyor.

B. A. Taylor,
Auditor.

Chas. S. Markley,
President Board of Commissioners.

Finding on the Petition.
In the matter of }
The R. W. Stuckey }
Ditch Improvement.

Copy for Surveyor.

Auditor's Office, Madison County,
October 1st A. D. 1900.

This day the Commissioners of Madison County, being in regular session, members present, Chas. S. Markley, S. C. Bradley and Jas. B. Anderson, a copy of a petition for constructing and tiling of a county ditch having been delivered to us by the County Auditor, and it appearing to us that 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 be not granted or be dismissed for any cause, we therefore, on the 25th day of September, 1900, the day fixed by the Auditor for hearings, did meet at the place of beginning of said ditch, as described in the petition, and heard all proof offered by any of the parties affected by said improvement and other persons competent to testify; and we went over and along the line of said improvement, and by actual view of said ditch, and the premises along and adjacent thereto, and to be drained

or benefited thereby, determined the necessity thereof.

And we do hereby find that said improvement is necessary, and will be conducive to the public health, convenience and welfare, and a benefit to the lots and lands along the line thereof by furnishing drainage thereto.

And we further find that the route described is not the best. The following route was determined upon by us.

Commencing at a tile well on the line between Prior Junk and Mrs. Clara Housman; thence in a south-easterly direction through the lands of Mrs. Clara Housman; thence through the lands of Mrs. Geo. Alkire; thence crossing the Township Road; thence through the land of Mrs. Miranda Breath, James Bragg and Theodocia Bragg; thence through the land known as the Josiah Rowlen farm and now owned by O. W. Loofbourn and near the land line between Mrs. Lizzie Slattery and O. W. Loofbourn; thence in an easterly direction through the lands of O. W. Loofbourn, Lizzie Slattery, Maggie Edwards, deceased, W. M. Inway to the terminus on the land of Inway.

We also order that the following lateral be located, viz: Commencing on the land of William Bragg; thence running in a south easterly direction through the lands of William Bragg and James W. Bragg and entering main ditch on lands of O. W. Loofbourn.

We also find that due and legal notice has been given to each person and corporation benefited or affected by said proposed improvement.

And we do hereby order the Auditor to enter this, our finding, in writing, on the Commissioner's journal;

And we do further authorize the Auditor, to enter upon said journal an order directing the County Surveyor to go upon the line described in said petition, or as changed by us in accordance with Section 4489 R. S., as described above, and survey and level the same, and set a stake at every hundred feet, numbering down stream, and to embody in said order direction to the said Surveyor to make and return a schedule of all lots and lands, and public or corporate roads or rail roads, that will be benefited, and an apportionment of the estimated cost of locating and constructing said improvement, in money, according to the benefits which will result to each, and to perform such other duties as are required in sections 4454, 4455 and 4456 R. S. as now in force and effect, and to file his report with the County Auditor, on or before the time hereinafter fixed for hearing the same.

It is further ordered that the 8th day of November, 1900, at 10 o'clock, A. M. at the County Auditor's Office is hereby fixed for the hearing of applications for any appropriations

of land taken for said improvement and damages said parties affected by said improvement, or any of them may sustain thereby, and for the approval of the report of the Surveyor.

B. A. Taylor,

Auditor

Chas. S. Markley,

President Board of Commissioners.

I certify the foregoing to be correctly copied from the record of the proceedings of the Board.

B. A. Taylor, Auditor.

Commissioners

Journal Vol. 7

Page 152.

Commissioners' Office, Madison County,

London, Ohio, October 1st 1900.

Board of Commissioners met today in regular session. Members present: Chas. S. Markley, H. E. Bradley^{2nd} Jas. B. Anderson.

In the matter of the Ditch Improvement Petitioned for by O. W. Loofbourn.

Commissioners Finding on the Petition.

This day the Commissioners of Madison County being in session, members present: Chas. S. Markley, H. E. Bradley and Jas. B. Anderson, and a copy of a petition for the constructing and tiling of a county ditch having been delivered to us by the County Auditor, and appearing to us that 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 be not granted, or be dismissed for any cause, we, therefore, on the 25th day of September, 1900, the day fixed by the Auditor for hearings, did meet at the place of beginning of said ditch, as described in the petition, and heard all proof offered by any of the parties affected by said improvement and other persons competent to testify; and we went over and along the line of said improvement, and by actual view of the said ditch and the premises along and adjacent thereto, and to be drained or benefited thereby, determined the necessity thereof. And we do hereby find that said improvement is necessary and will be conducive to the public health, convenience and welfare; and a benefit to the lots and lands along the line thereof by furnishing drainage thereto.

And we further find that the route described is not the best.

The following route was determined upon by us, viz: Commencing at a tile well on the line between Prior Junk and Mrs. Clara Housman; thence in a south easterly direction across the lands of Mrs. Clara Housman; thence through the lands of Mrs. George Alkire; thence crossing the Township Road; thence through the lands of Mrs. Miranda Breath;

James Bragg and Theodore Bragg; thence onto the land known as the Josiah Rowler farm and now owned by O. W. Loofbourn and near the land line between Mrs. Lizzie Blattery and O. W. Loofbourn; thence in an easterly direction through the lands of O. W. Loofbourn, Lizzie Blattery, Maggie Edwards, deceased, W. M. Tway to the terminus on the land of Tway.

We also order that the following lateral to said ditch be constructed, viz:

Commencing on the lands of William Bragg; running thence in a south easterly direction through the lands of William Bragg and James W. Bragg and entering main ditch on lands of O. W. Loofbourn.

We find that due and legal notice has been given to each person and corporations benefited or affected by said proposed improvement.

And we do hereby order the Auditor to enter this, our finding, in writing, on the Commissioners' Journal.

And we do further authorize the Auditor to enter upon said journal an order directing the County Surveyor to go upon the line as described above, or as changed by us in accordance with section 4489 R. S. as now in force and effect and survey and level the same and set a stake at every hundred feet numbering down stream, and to embody in said order directions to the said Surveyor to make and return a schedule of lots or lands and public and corporate roads or railroads that will be benefited and an apportionment of the estimated cost of locating and constructing said improvement, in money, according to the benefits which will result to each, and to perform such other duties as are required in sections 4454, 4455 and 4456 R. S. as now in force and effect and to file his report with the County Auditor, on or before the time hereinafter fixed for hearing the same.

It is further ordered that the 8th day of November, 1900, at 10 o'clock, A. M. at the Commissioners' Office, is hereby fixed for the hearing of applications for any appropriation of land taken for said improvement, and damages said parties affected by said improvement, or any of them may sustain thereby, and for the approval of the report of the Surveyor.

Said Surveyor is ordered to make and file with his report an itemized bill of all costs made by him in the proper discharge of his duty under this order.

Upon call of roll for the approval of the foregoing entry and orders relating to said ditch improvement, Chas. S. Markley, H. C. Bradley and Jas. B. Anderson voted "Aye".

Board adjourned to meet in regular session, October 2nd 1900, at 10 o'clock, A.M.

B. A. Taylor,
Auditor and Clerk.

H. E. Bradley
Jas. B. Anderson

Commissioners
of
Madison County

Auditor's Office, Madison County, Ohio,
November, 8th A.D. 1900.

In the matter of the
Ditch Imp. Petitioned
for by O. W. Loofbourn et al.

Report and Schedules of Engineer.

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

The undersigned Engineer, in obedience to the direction of your Honorable Body, made on the 25th day of September, A.D. 1900, has proceeded in the above matter, and has made a level and survey of the line of said proposed ditch improvement, and set a stake at every hundred feet numbering down stream; and I have made a note of the intersection of lines and boundaries of lands, township and county lines, land marks, bench marks, and road and railroad crossings; and I herewith make report of the same, with profile, and plat and an estimate of the number of cubic yards of earth or other substance to be removed, and the cost per cubic yard for each working section on said report indicated and of each section of one hundred feet.

I have also made, and return herewith, a schedule of all the lots and lands, and public and corporate roads and railroads, together with the name of the owners of such railroad companies, and the names of the lessees operating the same, that will be benefited by said improvement, and an apportionment of the cost of location and construction, in money, to each lot and tract of land, road and railroad, according to the benefits which will result to each from the said improvement; and in apportioning the costs of such improvement, the benefits to any lots or lands by diking the same in whole or in part, have been by me considered with other benefits; and a specification of the manner in which the improvement shall be made and completed, the number of flood gates, water ways, farm crossings and bridges, including kinds and dimensions thereof; and such other matters as the undersigned deems important. The said survey, level reports and schedules are herewith attached, and made a part thereof.

The following is an itemized cost bill, made by me,

Ditch Improvement Record,

Report of Engineer.

Loofbourn

Ditch.

Schedule "A."

No. of Working Sections	No. of Stakes		No. of Linear Feet	No. of Cubic Yards	Price per Yard	Amount		Remarks.
	From	To.				A.	C.	
1	0	25	2500	102 rods tile	80	81	60	
				354 cu. yds 15" tile	15	53	10	
				102 rods	2.60	265	20	
						399	90	
2	0	4	400	24 1/4 rods	35	8	49	
3	Estimated cost of Repairing tile ditch from Sta 0 up stream to Pryor Junk's south line					50	00	In this section the tile are to be examined and when found to be defective or not operating well to be taken up, cleaned and relaid.
4	Protection Wall					5	00	
						\$463.39		

Report of Engineer Schedule "B"

Owner's Name as found on Duplicate Entry	Township	Acres Owned	Acres Drained	Estimated Cost of Construction	Estimated Cost of Operation	Total Cost	Apportioned
Manford Tway,	Range	6479 6499	120	60	45 90	4 55	50 45
Edna Pauline Edwards } David Beale Guardian	"	6479 6499	40	20	43 25	4 30	47 55
Lizzie Slattery,	"	4564 6497	60	35	54 58	5 40	59 98
O.W. Loofbourn,	"	4564 6497 6499	185	80	61 20	6 10	67 30
Francis Hicks Heirs,	"	6497		45	34 33	3 40	37 73
Clinton Junk,	"	6497	90	1	76	10	86
Theodore Bragg,	"	5456 6497	49	49	37 48	3 70	41 18
James Bragg,	"	5456 6497	49	49	37 48	3 70	41 18
Mrs. Miranda Breath,	"	5456+	49	49	37 48	3 70	41 18
Mary Jane Alkire	"	4556+	50	50	38 25	3 80	42 05
P.W. Junk	"	7112 7612	118.44	25	19 13	1 90	21 03
Olara Housman	"	5456+	50	50	38 25	3 80	42 05
William Bragg.	"	5456 6084	50	20	15 30	1 50	16 80

Report of Engineer.

Schedule "10."

Auditor's Office, Madison County,
November, 8th A.D. 1900.In the matter of the
Ditch Imp. Petitioned for
by O. W. Loofbourn et al.

Specifications of the Manner of Construction.

From Station 0 to Station 16+77 is to be
a tile ditch laid with 15 inch tile.The trench for all tile must be cut down to the grade
line as shown in this report, and shown on the profile
filed with this report.All tile must be evenly laid and well jointed together,
and must be left uncovered until after inspection by the
engineer; after which all dirt removed in cutting trench
must be put in trench over the tile.The estimate for cutting trench and laying tile includes
the putting in of Y's and connecting side drain which
are now in, provided the land owners where side drains are
shall have them laid to at least within six feet of the ditch
which is under construction.From Station 16+77 to 25 is to be made an open ditch, 2 feet
wide in bottom with side slopes at angle of $1\frac{1}{2}$ to 1. Dirt
must be removed at least 15 feet from banks of ditch and be
well spread.Protection wall at outlet of tile to be made of large
boulders arranged so as to protect the tile from being
washed out of place, or the dirt from being washed
off of tile.Lateral No. 1 - The tile are to be examined and if necess-
ary they are to be taken up and relaid.If less or more than the amount shown in the report
has to be relaid a pro rata deduction or addition will
be made in payment for same.Section No. 3. contemplates the taking up and cleaning
and relaying of any tile, from Station 0 up stream
to Pryor Junk's south line which may be in any way
obstructed.The within report approved this 8th day of November, 1900.Chas. S. Markley } Commissioners
H. E. Bradley }
of
Madison CountyAuditor's Office, Madison County, Ohio.
November, 8th A.D. 1900.In the matter of the
Ditch Imp. Petitioned for
by O. W. Loofbourn et al.

Finding of Commissioners on Report of Engineer.

This day the Board of Commissioners
being in special session, present Chas. S. Markley, H. E.

Bradley and Jas. B. Anderson; and this being the day adjourned to by the Board for the hearing of the report and apportionment of the Engineer of the above styled matter, the Board, after proper examination, do find that due notice has been given for the length of time required by law, to all lot and land owners and to the authorities of all municipal and private corporations affected by said improvement, notifying them of the pendency, substance and prayer of the petition for said ditch improvement.

Said Board also find that no person has made application in writing for compensation and damages; and that no person has made application for a change in the line of said ditch through his premises.

After having examined the report of the Engineer with the apportionment by him made, and the claims do find that said report and apportionment are in all respects fair and just, according to the benefits to be derived from the said improvement by the owner of each lot and tract of land and by municipal and private corporations and rail road companies, it is therefore ordered that said report and apportionment be and the same are hereby approved and confirmed.

B. A. Taylor,
Auditor

Chas. S. Markley,
President Board of Commissioners.

Auditor's Office, Madison County,
London, Ohio, November, 8th 1900.

In the matter of the
Ditch Imp. Petitioned for
by O. W. Loofbourn et al.

} Order to sell the Labor of Construction.

This day, this matter came before the Board of Commissioners in special session, present Chas. S. Markley, H. E. Bradley and Jas. B. Anderson and it appearing to the Board that no appeal has been taken.

It is now and therefore ordered that the 20th day of November, A. D. 1900, at 10 o'clock, A. M. of said day, be fixed as the time for commencing the sale of the work of constructing said improvement, and that the same be sold at public outcry. The place of said sale is fixed on the line of said ditch and said sale to commence with working section constituting the mouth of said improvement, at the hour above named, and from that point to continue to the starting point; each section shall be offered at public outcry until all the sections are offered; said work shall be sold in sections of not less than one hundred feet nor more than twenty five hundred feet. And it is also ordered that the Auditor of said County give notice of said sale by posters.

And it is also ordered and directed that the County Surveyor, J. H. Asher, attend at the time and place of said sale and conduct the same and receive all bids for the construction of said work; and that he make contracts with the lowest responsible bidder and take good and sufficient bonds for the labor of said improvement, conditioned for the faithful performance of said contract, and for all damage which may occur, and for the completion of the work within the time fixed by the contract, and for all damage which may occur by reason of a failure to complete the same, within the time stipulated in said contract, in a sum not less than double the estimated value of the work and labor of constructing the portion bid off by said contracting party.

B. A. Taylor,

County Auditor.

Chas. H. Markley,

President of Board of Commissioners.

Commissioner's
Journal Vol. 7
Page 173.

Commissioner's Office, Madison County,
London, Ohio, November, 8th 1900.

Board of Commissioners met today in special session.

Members present: Chas. H. Markley, H. E. Bradley, Jas. B. Anderson.

In the matter of
The Loofbourn
Ditch Improvement.

Hearing on Engineer's Report.

J. H. Asher, the Engineer heretofore appointed in this matter, having filed his report including the apportionment by him made, of the costs of said improvement and this being the time fixed by the Board for hearing said report and matter, the board, after proper examination, do find that due notice has been given for the length of time required by law, to all lot and land owners and to the authorities of all municipal and private corporations affected by said improvement, notifying them of the pendency, substance and prayer of the petition for said improvement.

The Board having heard the evidence and examined said report and apportionment of the engineer, do find that said report and apportionment are in all respects fair and just according to the benefits to be derived from the said improvement by the owner of each lot and tract of land, and by municipal and private corporations and rail road companies.

It is therefore ordered that said report and apportionment be and the same are hereby approved and confirmed.

The Board fix the 20th day of November, 1900, at 10 o'clock A. M. on the line of the ditch as the time and place for the sale of the construction of said

improvement at public outcry in sections of not less than one hundred feet nor more than twenty five hundred feet in length.

J. St. Asher, County Surveyor, is hereby directed to attend at time and place of sale specified above, to superintend and conduct the same.

The County Auditor is hereby directed to cause notice of the time and place of sale to be given by posters.

It is further ordered that for the purpose of raising money necessary to pay for the expense of the above named improvement that bonds of the county be issued for amounts to be hereinafter determined.

Bonds to run five years;

Upon call of roll for the approval of the foregoing entry and orders, Chas. S. Markley, H. E. Bradley and Jas. B. Anderson voted "Aye".

Board Adjourned.

B. A. Taylor,
Auditor and Clerk.

Chas. S. Markley } Commissioners
H. E. Bradley } of
Jas. B. Anderson } Madison County

Ditch Sale,

Notice to Contractors:

Notice is hereby given that I will sell at public outcry on Tuesday, November 20th 1900, at 10 o'clock A.M. (standard time) to the lowest responsible bidder therefor, the work of furnishing the tile and constructing "The Loofbourn Ditch Improvement," located in Range Township, Madison County, Ohio. Said work will be sold as follows:

Section No. 1, Station 0 to Station 25.

89 rods cutting for 15 inch tile.

13 rods cutting for 12 inch tile.

354 cubic yards open ditch.

89 rods 15 inch tile.

13 rods 12 inch tile.

Lateral No. 1.

Section No. 2, Station 0 to Station 4.

24¹/₄ rods cutting for 8 inch tile.

Section No. 3, See specifications.

Section No. 4, Protection wall of boulders at outlet of tile.

Bidders desiring to view the line of ditch should do so prior to time of sale. Bidders will meet at the place where said ditch crosses the farm line between O. W. Loofbourn and Lizzie Slattery's land, about one mile north east of Chenoweth.

A cash deposit of \$10.00 will be required as a guarantee of good faith before any bid will be entertained. Bond and contract must be given within five days from day of sale. The right to reject any or all bids reserved. By order Commissioners Madison County, Ohio.

B. A. Taylor,
Auditor.

J. St. Asher,
Engineer.

Auditor's Office, Madison County,
London, Ohio.

In the matter of the }
Ditch Imp. Petitioned } Report of Sale of the Labor of Construction
for by O. W. Loofbourn et al.

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

Gentlemen: In obedience to your di-
rection and also in pursuance of the notice duly
given by the Auditor of the sale of the work of con-
structing the above styled improvement, at the
time and place therein specified, I offered the said
several working sections for sale to the lowest respon-
sible bidder, at public outcry, and sold the same to the
persons hereinafter named, at the prices herein named,
at the prices herein stated, and took their contracts and
bonds respectively conditioned according to law, and
return the same herewith for your approval.

Number of Working Section	To Whom Sold.	Amount for which it sold.		Amount for which it was estimated		When to be Completed
		Dolls.	Cts.	Dolls.	Cts.	
1	J. H. Mc. Cafferty	73	00			February 1 st 1901
2	J. H. Mc. Cafferty	7	00			February 1 st 1901
4	J. H. Mc. Cafferty	5	00			February 1 st 1901
	Total	85	00			
Tile County Commission						To be delivered

J. H. Asher,
Engineer.

Auditor's Office, Madison County, Ohio
London, Ohio, Dec. 6th A. D. 1900.

In the matter of the }
Ditch Imp. Petitioned } Contract for Labor of Construction.
for by O. W. Loofbourn et al.

Whereas, the above styled improve-
ment has been duly ordered and advertised for sale ac-
cording to law, and the construction of working
section Nos. 1, 2 and 4 of 2900 feet allotted to land owners of the
following described land, viz: per report of Engineer.
(also protection wall at outlet of tile) and sold by the
duly appointed engineer on the 6th day of December, A. D. 1900,
to the undersigned for Eighty Five Dollars pursuant
to said order and notice. Now, in consideration of
the premises, it is agreed by me, to and with whom
soever may be interested therein, that I will do and
perform all the labor of constructing said improve-

Ditch Improvement Record, Loofbourn Ditch.

ment, in accordance with the specifications for constructing the same, as shown on the record of the proceedings thereof, the same to be completed on or before the first day of February, A.D. 1901, provided this contract shall be of no force and effect until approved by the Board of Commissioners of Madison County, Ohio.

J. H. Asher, Engineer.

J. H. Mc. Cafferty, Contractor.

Auditor's Office, Madison County, London, Ohio, Dec. 6th A.D. 1900.

In the matter of the Ditch Imp. Petitioned for by O. W. Loofbourn et al.

Contractor's Bond.

Know all men by these presents, That J. H. Mc. Cafferty as principal, and O. W. Loofbourn and F. F. Housman as sureties, are firmly held and bound unto the State of Ohio, in the penal sum of One Hundred and Seventy Dollars, good and lawful money.

Signed and dated this 20th day of December, A. D. 1900. The condition of the above obligation, is such, however, that whereas, the above bounden principal contractor has bid off the labor of constructing working section nos. 1-2+4, has duly entered into the annexed contract, subject to the condition that the same shall be approved by the Commissioners of said Madison County, and has agreed to fully do and perform all the labor of constructing said improvement in accordance with the plans and specifications of said improvement, as shown on the record of said proceedings, on or before the first day of February, A. D. 1901.

Now if the said J. H. Mc. Cafferty shall well and truly perform all the obligations of his said contract and complete the same within the time agreed upon in said contract, and pay all damage which may occur by reason of a failure to complete the same within the time agreed upon in said contract, then this obligation shall be void, otherwise to be in full force and effect in law.

(Stamp.)

J. H. Mc. Cafferty,

F. F. Housman

O. W. Loofbourn,

This Contract and Bond and Sureties on said Bond approved this 24th day of December, A. D. 1900.

J. H. Asher, Engineer.

Chas. B. Markley, } Commissioners
H. E. Bradley } of
Jas. B. Anderson, } Madison County

Commissioner's

Journal, Vol. 7

Page 204

Commissioner's Office, Madison County,
London, Ohio, December, 24th 1900.

Board of Commissioners met today in Regular Session.
Present: Chas. B. Markley, H. E. Bradley and Jas. B. Anderson.

In the matter of the }
Loofbourn Ditch } Approval of Contract and Bond.
Improvement. }

J. H. Asher, the engineer in the above matter having made his report of the sale of the work of constructing said improvement, and having within the time required by law, filed the contract entered into with J. H. Mc. Cafferty for doing said work, and the bond of said contractor, which contract and bond have been examined by this Board and they are ordered to be filed, according to law.

The Auditor is hereby ordered to notify each of said contractors of the approval of his contract and bond, and that he is required to comply therewith.

Upon call of roll for the approval of the foregoing matter, all members voted "Aye".

B. A. Taylor,
Auditor and Clerk.

Chas. B. Markley }
H. E. Bradley } Commissioners
Jas. B. Anderson } of
Madison County

Notice of Approval of Contract and Bond,
for Constructing Loofbourn Ditch Improvement
Auditor's Office, Madison County Ohio,
December 26th 1900.

To J. H. Mc. Cafferty, Contractor:

You are hereby notified that the Contract and Bond made and taken between you and the Engineer, for constructing working sections nos. 1, 2 and 4 of the Ditch Improvement petitioned for by O. W. Loofbourn et al, now on file with the Auditor of said County, have been duly approved by the Commissioner.
B. A. Taylor, County Auditor.

Commissioner's

Journal, Vol. 7

Page 181

Commissioner's Office, Madison County,
London, Ohio, November, 19th 1900.

Board met this day in regular session.
Present: Chas. B. Markley, Jas. B. Anderson and H. E. Bradley.

In the matter of the }
Issue and Sale of Road } Order of Issue and Sale of Bonds.
Imp. & Ditch Imp. Bonds. }

This day the Board considered the matter of issuing and selling bonds of the county to meet the expense of The Loofbourn Ditch Improvement. It was moved by H. E. Bradley and seconded by

Gas. B. Anderson, that for the purpose of raising money to pay for each of said improvements and in pursuance of the authority granted by sections 4479, 4481 and 4446, of the Revised Statutes of Ohio, and the laws amendatory thereof and supplementary thereto, that bonds of the county be issued for the said improvement as follows, viz:

"The Loofbourn Ditch Improvement."

Ten Bonds of \$50.⁰⁰ each, due July 1st 1901 and thereafter on January 1st and July 1st of each year. Total Bonds \$500.⁰⁰

Said bonds to bear date of January 1st 1901, and to bear interest at the rate of five (5) per cent per annum represented by coupons payable as follows:

First installment July 1st 1901, and payable semi-annually thereafter and due July 1st and January 1st of each year.

Bids to be received for the entire issue or any portion or part thereof, and no bonds will be sold for less than their face value.

Bidders to be required to state the gross amount they will pay for said bonds or any portion or part thereof.

Bonds and Interest payable at the County Treasurer's Office in London, Ohio, and said bonds will be delivered to the successful bidder or bidders at said Treasurer's Office, upon the payment of purchase price, together with any accrued interest.

Each bidder will be required to deposit cash to an amount equalling at least 5% of the bid to bind the purchase. The deposited check of unsuccessful bidders will be returned to the owner.

Bids will be received at the County Auditor's Office up to 12 o'clock, noon, standard time, Dec. 19th 1900.

Commissioners reserve the right to reject any or all bids.

The County Auditor is ordered to cause legal notice of such proposed bond sale to be published in the "London Semi Weekly Enterprise", a newspaper published and of general circulation in Madison County, Ohio.

Upon the approval of the foregoing entry as to said bond issue, the roll being called, Chas. S. Markley, H. E. Bradley and Gas. B. Anderson voted "Aye". Carried.

Board adjourned to meet in regular session Monday, November 26th 1900, at 10 o'clock, A.M.

B. A. Taylor,
Auditor and Clerk.

Chas. S. Markley }
H. E. Bradley } Commissioners
Gas. B. Anderson } of
Madison County.

Notice of Bond Sale.

Notice is hereby given that the Board of County Commissioners of Madison County, Ohio, will receive sealed bids, filed with the Auditor of said County, in London, Ohio, up to twelve o'clock, noon, (standard time) on Wednesday, December 19th 1900, for the purchase by the highest bidder of certain bonds amounting in the aggregate to -

Said bonds are for raising money for the purpose hereinafter mentioned and are specifically described as follows:

The Loofbourn Ditch Improvement.

One bond for \$50.⁰⁰ due, July 1, 1901
 One bond for \$50.⁰⁰ due, Jan'y 1, 1902
 One bond for \$50.⁰⁰ due, July 1, 1902
 One bond for \$50.⁰⁰ due, Jan'y 1, 1903
 One bond for \$50.⁰⁰ due, July 1, 1903
 One bond for \$50.⁰⁰ due, Jan'y 1, 1904
 One bond for \$50.⁰⁰ due, July 1, 1904
 One bond for \$50.⁰⁰ due, Jan'y 1, 1905
 One bond for \$50.⁰⁰ due, July 1, 1905
 One bond for \$50.⁰⁰ due, Jan'y 1, 1906.

Said bonds will bear date of January 1st 1901, and will bear interest at the rate of five (5) per cent, per annum, represented by coupons payable as follows: First installment July 1st 1901, and payable semi-annually thereafter, and due July 1 and January 1 of each year.

Said bonds are issued in pursuance of the authority granted by Sections 4479, 4481, 4482, 4846 of the Revised Statutes of Ohio, and the laws amendatory thereof and supplementary thereto.

Bids will be received for the entire issue or any part thereof, and no bonds will be sold for less than their face value.

Bidders will be required to state the gross amount they will pay for said bonds or any portion or part thereof.

Bonds and interest payable at the County Treasurer's Office in London, Ohio, and said bonds will be delivered to the successful bidder or bidders at said treasurer's office upon the payment of purchase price together with any accrued interest.

Each bidder will be required to deposit cash to an amount at least equalling 5 per cent of the bid to bind the purchase; the deposited amount of the unsuccessful bidders will be returned to the owners. Commissioners reserve the right to reject any or all bids.

By order of the County Commissioners.

London, Ohio, Nov. 27th 1900.

B. A. Taylor, County Auditor.

Proof of Publication.

The State of Ohio, } ss:
Madison County }

M. H. Wallace, being duly sworn, says he is the Business Manager of "The London Semi Weekly Enterprise" a newspaper printed and in general circulation in said county, and that a notice, of which the annexed is a copy, was published in said newspaper for at least consecutive weeks prior to the 19th day of December, 1900.

M. H. Wallace.

Sworn to and subscribed by said M. H. Wallace, this 19th day of December, 1900.

Printer's Fees, \$

Commissioner's Office, Madison County,
London, Ohio, December, 19th 1900.

Commissioner
Journal Vol. 7
Page 202

Board of Commissioners met today in special session.
Present: Chas. S. Markley and Jas. B. Anderson.
In the matter of the }
Sale of Road and Ditch } Sale of Bonds.
Improvement Bonds. }

This being the day fixed by the Board for the sale of the Road and Ditch Improvement Bonds, which bonds are specifically described in the order for the sale of the same, dated November, 19th 1900, Page 181 of this volume of the proceedings of the Commissioners; and the Board being satisfied that said sale of bonds had been duly and legally advertised, proceeded to conduct said sale in accordance with the aforesaid order.

Bids were received and recorded as follows: S. D. Kean, Lamrecht Bros., Seasongood and Mayer, London Exchange Bank, Leon Horiston, Mansfield Saving Company, New First National Bank, Columbus, Rudolph Kleybolte and Company and the Central Bank, London.

After due consideration of all the bids it was moved by H. E. Bradley and seconded by Chas. S. Markley, that the bid of the Mansfield Saving Bank, be accepted.

Upon the adoption of the foregoing motion, the roll being called, Chas. S. Markley and H. E. Bradley voted "Aye"
motion carried.
Board adjourned.

B. A. Taylor,
Auditor and Clerk.

Chas. S. Markley }
H. E. Bradley } Commissioners
of
Madison County