

for the view thereon; and be it further

Resolved, That the 25th day of August, 1952, at 2:00 o'clock P.M., at the office of the Board of County 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. <u>George W. Taylor</u>	<u>Yes</u>
Mr. <u>Rodger B. Baker</u>	<u>Yes</u>
Mr. <u>Glenn Daugherty</u>	<u>Yes</u>

Forrest R. Hanson
Clerk of the Board of County Comm. 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 Petitioned for
by Mary E. Conway

County Auditor's Office
Madison County, Ohio
August 4, 1952

To the Owners of Land Affected by the Proposed Improvement:

You, and Each of You, Are Hereby Notified, that on the 31st day of July, 1952, the above named petitioner Mary E. Conway filed a petition for the examination, reconstruction and repair where necessary of a tile ditch with the County Auditor 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 Mary Brennan and thence through the lands of Mary E. Conway, crossing the Foody Road, through the lands of Elizabeth Sexton, David Selsor Graham to Paint Creek and there terminating.

The following is the nature of the work petitioned for: Examination, reconstruction and repair where necessary of a tile ditch.

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 have fixed the 25th day of August, 1952, at ten o'clock A.M., at the upper terminus of the improvement, as the time for the view thereon and also the 25th day of August, 1952, at 2 o'clock P.M., at the office of said Board, as the time and place for the first hearing on the petition.

Forrest R. Hanson

Auditor of Madison County, Ohio,

E CERTIFICATE OF MAILING NOTICES 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 Petitioned for by
Mary E. Conway

County Auditor's Office
Madison County, Ohio.
August 5, 1952

I Hereby Certify that on the 5th day of August, 1952, I prepared and mailed, in a five day return envelope addressed to Affected Persons the following notice:

In the Matter of the
Single County Ditch Petitioned
for by Mary E. Conway

County Auditor's Office
Madison County, Ohio.
August 4, 1952

To the Owners of Land Affected by the Proposed Improvement:

You, and Each of You, Are Hereby Notified, that on the 31st day of July, 1952, the above named petitioner Mary E. Conway filed a petition for the examination, reconstruction and repair of a tile ditch with the County Auditor 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 Mary Brennan and thence through the lands of Mary E. Conway, crossing the Foody Road, through the land of Elizabeth Sexton, David Selsor Graham to Paint Creek and there terminating.

The following is the nature of the work petitioned for: Examination, reconstruction and repair where necessary of a tile ditch.

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 have fixed the 25th day of August, 1952, at ten o'clock A.M., at the upper terminus of the improvement, as the time for the view thereon and also the 25th day of August, 1952, at 2 o'clock P.M., at the office of said Board, as the time and place for the first hearing on the petition.

Forrest R. Hanson

Auditor of Madison County, Ohio

The persons thus notified are the following:

Mary Brennan	London, Ohio
Mary E. Conway	London, Ohio
Elizabeth Sexton	London, Ohio # 1
David Selsor Graham	South Solon, Ohio

None of the said mailed notices have been returned undelivered, except -----

For these persons and for those whose addresses are unknown, publication has been had as prescribed by law.

Forrest R. Hanson, County Auditor

APPLICATION TO AMEND

London, Ohio, August 25, 1952

In the Matter of the
Single County Ditch Petitioned
for by Mary E. Conway and others.

Proceedings for examination,
reconstruction and repair where nec-
essary of a tile ditch

Application to amend Petition

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

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

Commencing on the lands of Mary E. Conway and Elizabeth Sexton, crossing the Foody Road, through the lands of Elizabeth Sexton, David Selsor Graham to Paint Creek and there terminating.

Respectfully submitted,

Mary E. Conway.

G

RESOLUTION --- COMMISSIONERS' ORDER ON APPLICATION TO AMEND

In the Matter of the
Single County Ditch Petitioned
for by Mary E. Conway and others

Office of the Board of County Commissioners
Madison County, Ohio.
August 25, 1952.

The Board of County Commissioners of Madison County, Ohio, met in Regular session on the 25th day of August, 1952, at the office of 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, Mary E. Conway has heretofore filed with the County Auditor an application to amend Petition as follows:

Commencing on the lands of Mary Brennan and thence through the lands of Mary E. Conway, and Elizabeth Sexton, crossing the Foody Road, through the lands of Elizabeth Sexton, David Selsor Graham to Paint Creek and there terminating; therefore, be it

Resolved, That said application to amend said Petition be, and that the said Petition be modified to read as follows:

Commencing on the lands of Mary Brennan and thence through the lands of Mary E. Conway and Elizabeth Sexton, crossing the Foody Road, through the lands of Elizabeth Sexton, David Selsor Graham to Paint Creek and there terminating.

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 Daugherty Yes

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

H

RESOLUTION --- COMMISSIONERS' FINDING FOR THE IMPROVEMENT

In the Matter of the
Single County Ditch Petitioned
for by Mary E. Conway & others

Office of the Board of County Commissioners
Madison County, Ohio
August 25, 1952

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 25th day of August, 1952, 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 4th day of August, 1952, for the hearing on the petition in the above named improvement, the said Board met in 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

K

RESOLUTION --- GRANTING EXTENSION OF TIME TO COMPLETE SURVEY, REPORTS AND SCHEDULES
BY COUNTY ENGINEER

In the Matter of Single
County Ditch Petitioned for
by Mary E. Conway and others

Office of the Board of County Commissioners
Madison County, Ohio
January 19, 1953

The Board of County Commissioners of Madison County, Ohio met in regular session on the 19th day of January, 1953 at the office of Commissioners with the following members present:

- Rodger B. Baker
- George W. Taylor
- Rodney Plymell

Mr. Taylor moved the adoption of the following Resolution:

Whereas, This 19th day of January, 1953, the County Engineer filed his request with us for an extension of time within which to complete his survey, reports and schedules in the above named improvement; therefore, be it

Resolved, That said County Engineer be and he is hereby granted such extension of time to the 23rd day of March, 1953, at ten o'clock A.M., within which to file with the County Auditor his survey, reports and schedules in the said matter; and be it further

Resolved, That the 23rd day of March, 1953, at ten o'clock A.M., at the Office of the Board of County Commissioners of Madison County be and the same is hereby fixed as the time and place for the further consideration of said matter.

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

- | | |
|-----------------------------|------------|
| Mr. <u>Rodger Baker</u> | <u>Yes</u> |
| Mr. <u>George W. Taylor</u> | <u>Yes</u> |
| Mr. <u>Rodney Plymell</u> | <u>Yes</u> |

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

L

RESOLUTION --- GRANTING EXTENSION OF TIME TO COMPLETE SURVEY, REPORTS AND SCHEDULES
BY COUNTY ENGINEER

In the Matter of the
Single County Ditch Petitioned
for by Mary E. Conway and others

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

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 23rd day of March, 1953 at the office of Commissioners with the following members present:

- Rodger B. Baker
- George W. Taylor
- Rodney Plymell

Mr. Plymell moved the adoption of the following Resolution:

Whereas, This 23rd day of March, 1953, the County Engineer filed his request with us for an extension of time within which to complete his survey, reports and schedules in the above named improvement; therefore, be it

Resolved, That said County Engineer be and he is hereby granted such extension of time to the 25th day of May, 1953, at ten o'clock A.M., within which to file with the County Auditor his survey, reports and schedules in the said matter; and be it further

Resolved, That the 25th day of May, 1953, at ten o'clock A.M., at the office of the Board of County Commissioners of Madison County be and the same is hereby fixed as the time and place for the further consideration of said matter.

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

- | | |
|-----------------------------|------------|
| Mr. <u>Rodger B. Baker</u> | <u>Yes</u> |
| Mr. <u>George W. Taylor</u> | <u>Yes</u> |
| Mr. <u>Rodney Plymell</u> | <u>Yes</u> |

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

M

RESOLUTION --- GRANTING EXTENSION OF TIME TO COMPLETE SURVEY, REPORTS AND SCHEDULES
BY COUNTY ENGINEER

In the Matter of the
Single County Ditch Petitioned
for by Mary E. Conway and others

Office of the Board of County Commissioners
Madison County, Ohio.
May 25, 1953.

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 25th day of May, 1953 at the office of Commissioners with the following members present:

- Rodger B. Baker
- George W. Taylor
- Rodney Plymell

Mr. Taylor moved the adoption of the following Resolution:

Whereas, This 25th day of May, 1953, the County Engineer filed his request for an extension of time within which to complete his survey, reports and schedules in the above named improvement: therefore, be it

Resolved, That said County Engineer be and he is hereby granted such extension of time to the 27th day of July, 1953, at ten o'clock A.M., within which to file with the County Auditor his survey, reports and schedules in the said matter; and be it further

Resolved, That the 27th day of July, 1953, at ten o'clock A.M., at the office of the Board of County Commissioners of Madison County be and the same is hereby fixed as the time and place for the further consideration of said matter.

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

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

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

N

SCHEDULE OF LAND OWNERS

<u>Owners Names</u>	<u>Survey No.</u>	<u>Description</u>	<u>Acres Owned</u>	<u>App. No. Acres Benftd.</u>	<u>Estimated Am't Land Assessed</u>
Brennan, Mary	9032	Stokes Township	107.00	13.00	81.62
Conway, Mary E.	"	" "	105.42	98.42	618.01
" " "	"	" "	33.94	30.94	194.27
Sexton, Eliz.(Life Estate)	"	" "	75.00		65.88
Note: Sexton land to be assessed only if new 12" tile is required.				141.36	959.78

O

NOTICE TO COMMISSIONERS OF THE FILING WITH THE AUDITOR OF THE OF THE REPORTS AND SCHEDULES OF THE SURVEYOR

In the Matter of the
Single County Ditch Petitioned
for by Mary E. Conway and others

County Auditor's Office
Madison County, Ohio
July 20, 1953

To the Board of County Commissioners of Madison County:

You Are Hereby Notified that the County Surveyor filed in this office on the 20th day of July, 1953, the maps, profiles, schedules and reports in the above named improvement, in accordance with your order of the 25th day of May, 1953.

Forrest R. Hanson
County Auditor

P RESOLUTION --- ORDER FIXING TIME OF FINAL HEARING ON SURVEYOR'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 Petitioned for by
Mary E. Conway and others

Office of the Board of County Commissioners
Madison County, Ohio.
July 20, 1953

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 20th day of July, 1953, at the office of Commissioners with the following members present:

Rodger B. Baker

George W. Taylor

Rodney Plymell

Mr. Taylor moved the adoption of the following Resolution:

Whereas, This 20th day of July, 1953, 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 25th day of May, 1953; therefore, be it

Resolved, That the 10th day of August, 1953, at 10 o'clock A.M., be and the same is hereby fixed as the time of 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. Plymell seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

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

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

Q NOTICE TO OWNER OF LAND AFFECTED BY THE PROPOSED IMPROVEMENT, OF ASSESSMENT, OF DATE OF FINAL HEARING AND OF FILING CLAIMS FOR COMPENSATION OR DAMAGES

In the Matter of the Single
County Ditch Petitioned for by
Mary E. Conway and others.

County Auditor's Office
Madison County, Ohio
July 22, 1953

To Affected Persons:

You Are Hereby Notified that the County Surveyor filed in this office on the 20th day of July, 1953, the maps, profiles, schedules and reports in the above named improvement, and that the assessment on each tract of land owned by you, as estimated and described in said schedule, is as follows:

Township	No. Survey	Owner	Acres Owned	Acres Benefit	Estimated Assessm't
Stokes Township	9032	Brennan, Mary	107.00	13.00	81.62
"	"	"			
"	"	Conway, Mary E.	105.42	98.42	618.01
"	"	" "	33.94	30.94	194.27
"	"	Sexton, Elizabeth(Life Est.)	75.00		65.88
			Total	141.36	959.78

and you are further notified that the Board of County Commissioners of said County has fixed the 10th day of August, 1953, at 10 o'clock A.M. at the office of said Board, as the time and place of the final hearing by the Commissioners on the report of the Surveyor, and on the proceedings for the improvement, and that all claims for compensation or damages must be filed with the Auditor before that date; and that you must give notice within ten days after said final hearing of your intention to pay in cash, if bonds are to be issued for said improvement.

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

R

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 Mary E. Conway
and others

Office of the Board of County Commissioners
Madison County, Ohio
August 10, 1953

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 10th day of August, 1953, at the office of Commissioners with the following members present:

Rodger B. Baker

Rodney Plymell

Mr. Plymell moved the adoption of the following Resolution:

Whereas, This being the day fixed by the said Board, in its order dated the 20th day of July, 1953, 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 20th day of July, 1953, 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, 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 25th day of August, 1952, be and the same is hereby affirmed; and

WHEREAS, Objections to the proposed assessment having been filed by none and the Board having heard said objections and all evidence offered for or against the assessment proposed to be levied against any owner or on any land, as shown by the schedule of assessments filed by the Surveyor and any competent evidence on the question of benefits, and from actual view of the premises; therefore, be it

RESOLVED, That the assessments be and the same are hereby amended and corrected as follows, to-wit: NONE and be it further

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

RESOLVED, That \$ None and \$ None found to benefit State or County Roads or Highways be and the same is hereby assessed against the County, and the following sums found to benefit the following political subdivisions of the State be and the same are hereby assessed against such political subdivisions, respectively: NONE 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 per centum per annum, payable semiannually; 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 contracts are approved and such assessments are levied, without paying any interest thereon; and be it further

RESOLVED, That the 8th day of September, 1953, at 11 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 does not exceed one thousand dollars, the notice of said letting be given by posting at the front door of the County Court House, and be it further

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 materials, and in accordance with the requirements of Section 6481 of the General Code of Ohio.

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

Mr. Rodger B. Baker Yes
Mr. Rodney Plymell Yes

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

MARY CONWAY DITCH

S--SURVEYOR'S REPORT ON BIDS RECEIVED

In the Matter of the Single
County Ditch Petitioned for
by Mary E. Conway and others.

County Surveyor's Office,
Madison County, Ohio
September 21, 1953

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:

<u>Bidder</u>	<u>For What Work or Materials</u>	<u>Amount of Bid</u>	<u>Guaranty</u>
The Madison Tile Co.	Labor & Material	\$625.00	Cash \$20.00

I recommend the following bids as the best: The Madison Tile Co.

Helge G. Ekedahl
County Surveyor

T66 Letter of Mary E. Conway

London, Ohio
Sept. 21, 1953

Mr. Helge G. Ekedahl
Madison County Engineer
London, Ohio

Dear Sir:

This is to certify that I will pay the amount of \$57.83 to Madison County for extra work not called for in the original estimate of the Mary E. Conway ditch.

Yours very truly,

Mary E. Conway

Witness: Margaret Cutler
Patricia B. Turvy

U--COMMISSIONERS' ORDER AWARDING CONTRACTS

In the Matter of the Single
County Ditch Petitioned for
by Mary E. Conway and others.

Office of the Board of County Comm.
Madison County, Ohio
September 21, 1953

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 21st day of September, 1953, at the office of Commissioners with the following members present:

Rodger B. Baker
Rodney Plymell

Mr. Plymell moved the adoption of the following Resolution:

Whereas, The County Surveyor 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 Mary E. Conway and others; and

Whereas, It appears to said Board that the bids of the following are the lowest and best bids, and within the Surveyor's estimate, to wit:

<u>Bidder</u>	<u>For What Work or Materials</u>	<u>Amount of Bid</u>	<u>Surveyor's Estimate</u>
The Madison Tile Company	Labor & Materials	625.00	959.78

therefore, be it

Resolved, That contracts be and the same are hereby awarded to said Madison Tile Company at the amounts bid by them, respectively; and be it further

Resolved, That the County Auditor be and he is hereby directed to notify each of said successful bidders of the acceptance of his bid, and that he is required to enter into contract and bond as provided by Sections 6483 and 6488 of the General Code; and be it further

Resolved, That the County Surveyor be and he is hereby directed to prepare said contracts and bonds and, having secured the signatures of said bidders and their sureties, present the same to this Board for approval; and be it further

Resolved, That the whole of such work shall be completed and all material furnished on or before the 1st day of December, 1953, provided that the time of furnishing such material and completing such labor shall correspond with the time provided for its use in the progress of the work.

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

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

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

V--DITCH CONTRACT

In the Matter of the Single
County Ditch Petitioned for
by Mary E. Conway and others.

WORK AND LABOR AND MATERIALS

This Contract made and entered into on this 21 day of September, 1953, by and between the Board of County Commissioners of Madison County, Ohio, Party of the First Part, hereinafter designated as "First Party", and The Madison Tile Company of London, Ohio,

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

Witnesseth, That said Second Party, for and in consideration of the sum of Six hundred and twenty five 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 ditch improvement petitioned for by Mary E. Conway and others, in accordance with plans, drawings and specifications for the same hereto attached:

Said Second Party further agrees to furnish said materials and to do the said work and labor promptly, in a good substantial and workmanlike manner, under the direction of the County Engineer in charge, without hindrance or delay to any other branch or class of work on said ditch and to work in harmony with and to render such assistance to other branches of work and their connection therewith and the progress of the ditch may require. The whole shall be completed to the satisfaction of acceptance of said First Party on or before the _____ day of _____, 1953.

And, Said First Party, for and in consideration of the true and faithful performance of said work and labor and furnishing of said materials as aforesaid, hereby agrees to pay unto said Second Party said sum of Six hundred and twenty five and no/100 Dollars (\$625.00), in installments from time to time, upon the certificate of acceptance of the County Engineer and as provided by law.

It is mutually agreed that no extra work or materials shall be charged for except in accordance with the provisions of Section 6490 of the General Code of Ohio.

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

Rodger B. Baker
George W. Taylor
Board of County
Commissioners of
Madison County
First Party

The Madison Tile Co. Contractors.
By C.F. VanCleve First Party.

W--BOND OF DITCH CONTRACTOR

In the Matter of the Single
County Ditch Petitioned for
by Mary E. Conway and others.

ON CONTRACT FOR WORK AND LABOR
AND MATERIALS

KNOW ALL MEN BY THESE PRESENTS, That we, The Madison Tile Company, as Principal, 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 if provided by law, in the penal sum of Six hundred twenty-seven and 61/100 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 _____ day of October, 1953.

The Condition of the Above Obligation is Such That, Whereas, the above bound Madison Tile Company 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 ditch improvement petitioned for by Mary E. Conway and others specified in said Contract, to the satisfaction and acceptance of the County Surveyor, on or before the 1 day of December, 1953, for the compensation of Six hundred twenty five and no/100 (\$625.00) Dollars;

Second, to save the County from any loss caused by delay in completing the work or furnishing the materials 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 is the said Madison Tile Company 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.

The Madison Tile Co.
by C.F. VanCleve
S.S. VanCleve
Charles F. VanCleve

the above bond is being good and sufficient is approved this _____ day of October, 1953.

X--CERTIFICATE OF COUNTY ENGINEER AS TO WORK COMPLETED

In the Matter of the Single
County Ditch Petitioned for
by Mary E. Conway and others.

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

To Madison Tile Co., Contractor:

This is to certify that the undersigned County Engineer has accepted _____ 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 Mary E. Conway and others, and I, therefore, approve said work and labor for payment in the sum of Six hundred and twenty five and no/100 Dollars, the same being the contract price for said percentage of work and labor completed and accepted.

Helge G. Ekedahl
County Engineer

MARY E CONWAY DITCH

Y--FINAL ASSESSMENT SCHEDULE

Engineering Services	\$ 290.00
Repair Work Not In Contract	50.00
Madison Tile Company Contract	625.00
Abstract	4.50
Mailing Charges	.36
	<u>\$969.86</u>

<u>Owner</u>	<u>District</u>	<u>Acres Owned</u>	<u>Acres Benefited</u>	<u>Constr. Schedule Estimate</u>	<u>Rate</u>	<u>Final Assessment Including Expense</u>
Brennan, Mary	Stokes	107.00	13.00	81.62	.08504	82.48
Conway, Mary E.	"	105.42	98.42	618.01	.64391	624.50
	"	33.94	30.94	194.27	.20241	196.31
				Extra work per Agreement		57.83
Sexton, Elizabeth Life Estate	"	75.00		65.88	.06864	66.57
			142.36	959.78	1.00000	969.86

Added to Mary E. Conway \$58.73 to original assessment by mutual agreement.

Z--CERTIFICATE OF UNPAID ASSESSMENTS

September 27, 1954
London, Ohio

Madison County Commissioners
London, Ohio

Gentlemen:

This is to certify that in the matter of the improvement of the Mary E. Conway Ditch, the following assessments remain unpaid, to-wit:

Conway, Mary E. \$878.64

Yours very truly,

Forrest R. Hanson
Auditor, Madison County

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 Mary E. Conway and others.

Office of the Board of County Comm.
Madison County, Ohio
September 27, 1954

The Board of County Commissioners of Madison County, Ohio met in regular session on the 27th day of September, 1954, at the office of the Commissioners with the following members present:

Rodger B. Baker
Rodney Plymell

Mr. Baker moved the adoption of the following Resolution:

Whereas, Said Board has heretofore, by Resolution duly passed on the 10th day of August, 1953, affirmed its former order finding in favor of the improvement of the County Ditch petitioned for by Mary E. Conway and others; and

Whereas, it is now deemed necessary to issue and sell \$878.64 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 be five years, which maximum maturity does not exceed the estimated life or usefulness of the improvement fixed by Section 2293-9 of the General Code of Ohio; and

Whereas, This Board has heretofore, by Resolution duly passed on the 10th day of August, 1954, 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 Eight hundred seventy eight and 64/100 Dollars (\$878.64), not exceeding in amount that portion of the estimated cost of the improvement for which the assessment is levied, to provide a fund for the payment of the cost and expense of the improvement of said County Ditch according to the terms of said Resolution above referred to; and be it further

Resolved, That said note shall be dated the 1 day of October, 1954, and shall be in the denomination of Eight hundred seventy eight and 64/100 Dollars (\$878.64) and shall be numbered 10.

Said note shall bear interest at the rate of four per centum per annum until paid, and the interest at said note shall be payable on the 1 day of April and the 1 day of October, 1955, and until the principal sum of said note 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 note shall be redeemable at any interest period.

Said note shall be due and payable as follows: No. 10 October 1, 1954 \$878.64

Said note 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 the full amount thereof, and the full faith, credit and revenue of said County are hereby pledged for the payment of the principal and interest thereof at maturity.

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

Resolved, That said note 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 the 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 such 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.

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

Mr. Rodger B. Baker	Yes
Mr. Rodney Plymell	Yes

Dated this 27th day of September, 1954

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