

Madison County Ditch Improvement Record.

The Winter Ditch Construction.

Petition

London Ohio, April 6th A.D. 1908, Petition for location and construction 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 location and construction 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.

The following is the beginning, route and termini of said proposed improvement, to-wit: Commencing at a point in a 10 inch tile ditch (being lateral No. 1 of the Winter County ditch) near the junction of said ditch with a 12 inch tile on the lands of Helen Wilson, thence through the lands of said Wilson, R. A. McMurray and W. K. and A. S. Durlinger to a tile well on the north side of the National road. Thence through lands of said Durlinger and William Wilson to Glade Run. Being a north easterly course, Petitioners ask that said ditch may be tiled as far as expedient, that a storm water ditch be left over the portion tiled and that the open ditch be deepened and widened far enough to give a good outlet to the tile and also for the location and construction and tiling of all necessary laterals.

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:

Anna Winter

Lucy A. Taylor

Helen Wilson

R. A. McMurray

O. P. Converse

Eliz. A. Chance

Sylvia Wilson

Madison County

W. K. Durlinger

A. S. Durlinger

William Wilson

J. C. + E. Railroad Co.

Geo. McMurray

Alex. Murray

S. W. Durlinger Agt.

Horace G. Jones Agt. for Helen Wilson

Robert A. McMurray

Anna Winter

Alexander Murray

} Petitioners

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Petitioner's Bond

Petitioner's Bond.

Know all Men by these Presents, That _____ as principal, and _____ and _____ 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 ourselves, and our heirs, executors and administrators.

Signed by us and dated this 6th day of April A. D. 1908.

The condition of the above obligation is such, nevertheless, that, whereas, on the _____ day of _____, the above bounden _____ made application to the Commissioner of Madison County, and on said day filed with the Auditor of said County his petition for the location and construction of, a ditch in pursuance of the statute in such case made, and provided, on the following route and termini, to-wit: Commencing at a point in a 10 inch tile ditch (being lateral no. 1 of the winter county ditch) near the junction of said ditch with a 12 inch tile on the land of Helen Wilson, thence through the lands of said Wilson, R. A. McMurray and W. K. and A. S. Durlinger to a tile well on the north side of the National road. Thence through lands of said Durlinger and William Wilson to Glade Run. Being a north easterly course. Petitioners ask that said ditch may be tiled as far as expedient, that a storm water ditch be left over the portion tiled and that the open ditch be deepened and widened far enough to give a good outlet to the tile and for the location and construction and tiling of all necessary laterals.

Now if the above bounden _____ shall pay all costs, if the prayer of said 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 the sureties thereon, are approved by me this 9 day of Annie Winter
April 1908.

J. J. Shaffer
County Auditor.

Robert A. McMurray
Alexander Murray

Office of Auditor of Madison County, O. April 13, 1908.
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 9th day of April 1908, a copy of which petition is attached below, and as required by law I have fixed the 6th day of May A. D. 1908 at 10 o'clock, A. M., at the beginning of said proposed ditch described in said petition, for your hearing of said matter.

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Copy of Ditch Petition

London, Ohio, April 6, 1908. Petition for location and construction ^{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 location and construction of a ditch on the route hereinafter 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.

The following is the beginning, route and termini of said proposed improvement, to-wit: Commencing at a point in a 10 inch tile ditch (being lateral No. 1 of the Winter County ditch) near the junction of said ditch with a 12 inch tile on the lands of Helen Wilson. Thence through the lands of said Wilson, R. A. McMurray and W. K. and A. S. Durlinger to a tile well on the north side of the National road. Thence through lands of said Durlinger and William Wilson to Glade Run. Being a north easterly course, Petitioners ask that said ditch may be tiled as far as expedient, that a storm water ditch be left over the portion tiled and that the open ditch be deepened and widened far enough to give a good outlet to the tile and also for the location and construction and tiling of all necessary laterals.

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:

Anna Winter
Lucy A. Taylor
Helen Wilson
R. A. McMurray
O. P. Converse
Eliz. A. Chance
Sylvina Wilson
Madison County

W. K. Durlinger
A. S. Durlinger
William Wilson
I. C. and E. Railroad Co.
Geo. McMurray
Alex McMurray
S. W. Durlinger agt.

Horace G. Jones agt. for Helen Wilson
Robert A. McMurray
Annie Winter
Alexander Murray } Petitioners

I. Hereby certify the foregoing to be true copy of a Ditch Petition filed in my office on the 6th day of April 1908.

J. J. Shaffer County Auditor.

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Commissioner's
Journal Vol. 10
Page 182

Commissioner's Office, Madison County, Ohio.
April, 13, A.D., 1908.

In the matter of } Petition and bond filed and
Ditch Imp. Petitioned for } time fixed for view.
by Annie Winters.

The county auditor having delivered to this board a certified copy of a petition filed with him on the 9th day of April 1908 signed by Annie Winters et al praying for the location and construction of a county ditch between the termini and along the route stated below to wit: Commencing at a point in a 10 inch tile ditch (being lateral no. 1 of the Winter County Ditch) near the junction of said ditch with a 12 inch tile on the lands of Helen Wilson; thence through the lands of said Wilson, R. A. McMurray, W. K. and A. S. Durlinger to a tile well on the north side of the National Road; thence through the lands of said Durlinger and William Wilson to Glade Run, being a north easterly course.

Petitioners ask that said ditch be tiled as far as expedient, that a storm water ditch be left over the portion tiled, and that the open ditch be deepened and widened far enough to give a good outlet to the tile and also for the location, construction and tiling of all necessary laterals.

And it appearing that said petitioners have given bond as required by law, which has been approved by the auditor, and said auditor having fixed the 6th day of May, 1908, at 10 o'clock, A.M. of said day as the time 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 the 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 entry relating to said petition and ditch, the roll being called, all members voted "Aye".

Notice to
Land Owners

Auditor's Office, Madison County, Ohio.
April, 9th A.D. 1908.

In the matter of Ditch Improvement }
Petitioned for by Annie Winters 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 9th day of April 1908, Annie Winters and others

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filed a petition with the Auditor of Madison County, the prayer of which is for the location and construction of a Ditch on the following starting point, route and terminus, to wit: Commencing at a point in a 10 inch tile ditch (being lateral No. 1 of the Winter County ditch) near the junction of said ditch with a 12 inch tile on the lands of Helen Wilson thence through the lands of said Wilson, R. A. W. Murray and W. H. and A. S. Dirflinger to tile well on the north side of the National Road. Thence through lands of said Dirflinger and William Wilson to glade Run.

Being a north easterly course, Petitioners ask that said ditch may be tiled as far as expedient, that a storm water ditch be left over the portion tiled and that the open ditch be deepened and widened far enough to give a good outlet to the tile and also for the location and construction and tiling of all necessary laterals.

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. Wednesday, May, 6th 1908 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.

J. J. Shaffer Auditor of Madison County.

Auditor's Office, _____ London, Ohio.

Proof of Personal Notice

The State of Ohio }
County ss. } Proof of Personal Notice.

On this _____ day of _____ 190____, personally came _____ who being duly sworn according to law, deposes and says that on the days hereinafter named, he served the annexed notice on the persons hereinafter named, by delivering to each person opposite whose name appears "D" a true copy of the annexed notice; and on those opposite whose

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name appears "R." by leaving the same at their usual place of residence.

| name of Person Served | How Served D. or R. | When Served | We acknowledge service of above notice. |
|-------------------------|------------------------|------------------|---|
| Anna Winter | D. | April - 16, 1908 | |
| Suey Taylor | " | " " " | |
| Helen Wilson | " | " " " | |
| Ross Sherman | R. | " 17 " | |
| R. A. Mc Murray | " | " 16 " | |
| D. P. Converse | D. | " " " | |
| Eliz. A. Chance | " | " 15 " | |
| Sylvia Wilson | " | " 17 " | |
| Geo. Goldsmith | " | " 16 " | |
| William Wilson | R. | " 16 " | |
| J. C. + E. Traction Co. | D. | " 15 " | |
| Geo. W. Murray | " | " 16 " | |
| Alex Murray | " | " 16 " | |
| S. W. Duffling | " | " 15 " | |
| Horace Jones agt. | " | " 15 " | |
| Helen Wilson | | | |

and further this deponent saith not.

James Winshall.

Sworn to by James Winshall before me, and by him subscribed in my presence this 18th day of April 1908.

J. J. Shaffer
County Auditor.

London, Ohio, April 20, 1908.

Madison Co. Commissioners
London, Ohio.

Gentlemen:

I wish to enter claim for damages to crops on my place if any caused by putting in Ditch Improvement. petitioned for by Anna Winter et al.

Respy.
Helen Wilson.
J. J. Shaffer Auditor.

Filed May, 4-1908

In the matter of Ditch Improvement }
Petitioned for by Annie Winter et al. } To The Honorable Board of
County Commissioners
of Madison County, Ohio.

Notice:—

You will hereby take notice that, We, the undersigned owners of lands lying on the southern branch of said ditch improvement, making

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no objections to said ditch improvement as asked for in said petition; but we do object to being assessed any part of the expense of said improvement other than what expense is necessary to be made on the said southern branch thereof, which was petitioned for by Ann W. Rodgers and others on or about the sixth day of May A. D. 1870, as will be shown by Commissioners Journal Book B. on page 93 and 128 and 129 thereof; for the reason that our said lands have already paid for tiling all of said ditch from the head thereof down to said tile well, with a tile sufficient size and capacity from said tile well down to the outlet in the said Glade Run Ditch Improvement as Lateral No Four (4) to said Glade Run Ditch Improvement petitioned for by Willie Marks and others as is shown by the record thereof in Ditch Improvement Record of 1880 on page 740 and especially pages 760 and 781 thereof.

All of which was done long before the said northern branch thereof was located and constructed down into said tile well, on the petition of John Winter and others in 1891, as is shown by Commissioners Journal 3, page 396, Ditch Records, page 247, since which time said tile in said ditch from said tile well down to the said Glade Run has not been of sufficient size and capacity to carry off all of the water so thrown into said tile well, thereby drowning out our crops on said southern branch of said improvement.

D. P. Conner &
Elizabeth A. Chance
By J. W. Chance agt.
Sylvia Wilson
By Harry Wilson agt.

Filed May, 6, 1908.
J. J. Shaffer
Auditor.

Commissioner's Office, Madison County,
London, Ohio, May 11, 1908

Commissioner's
Finding on
the Petition.

In the matter of
Ditch Imp. Petitioned
for by Annie Winter et al.

Commissioner's Finding on
Petition.

This day the commissioner's being in session and a copy of a petition for the location and construction of a county ditch having been delivered to us by the county auditor, and it appearing to us that the proper bond has been filed with the auditor and by him approved, conditioned for the payment of all costs if the prayer of the petition be not granted or be dismissed for any cause, we, therefore, on the 6th day of May, 1908, the day fixed by the auditor

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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 the best viz:

Commencing at a point in a 10 inch tile ditch (being lateral no. 1 of the winter county Ditch) near the junction of said ditch with a 12 inch tile on the lands of Helen Wilson; thence through the lands of said Wilson, R. A. McMurray and W. K. and Anna S. Durflinger to a tile well on the north side of the National road; thence through the lands of said Durflinger and William Wilson to Glade Run. Being a north easterly course. The petitioners ask that said ditch be tiled as far as expedient, that a storm water ditch be left over the portion tiled and that the open ditch ditch be deepened and widened far enough to give a good outlet to the tile and also for the location, construction and tiling of all necessary laterals.

It is ordered that said ditch be tiled from beginning to the line between the Durflinger land and Mrs Wilson land and open ditch about 300' on land of said Wilson or far enough to give a good and sufficient outlet.

The tile from well to outlet to be independent of other tile and the tile in the Rogers county ditch from its outlet to the well be examined, and if necessary repaired and obstructions removed and that the Rogers ditch be extended to Durflinger and Wilson line.

The board find that O. P. Converse, Elizabeth A. Chance and Sylvia J. Wilson have filed in writing, objections to being assessed on any part of said improvement other than what expense may be necessary on the southern branch thereof.

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The board also find that Helen Wilson has filed, in writing, claims for damages to crops on account of the construction of said improvement.

The board further find that due and legal notice has been given to each person or 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 of said improvement as described in the petition and survey and level the same, and set a stake at every hundred feet, numbering down stream 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 23rd day of June, 1908, 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, to which time and place the proceedings herein now stand adjourned.

On the question of the adoption of the foregoing orders and findings relating to said petition and ditch, the roll being called, all members voted "aye."

Finding on the Petition. --- Copy for Surveyor.

Finding on the Petition - Copy for Surveyor.

In the matter of the County Ditch Improvement vs. _____ Auditor's Office, Madison County, Wis.
Petitioned for by Anna Winter et al. May. 11, A.D. 1908.

This day the Commissioners of Madison County, being in regular session, members present, J.W. Bowers, Jas. E. Roberts and N.P. Chenoweth, and a copy of a petition for the location and construction of a county ditch having been delivered to us by the County Auditor, and it appearing to us that the proper bond has been filed with the Auditor, and by him approved, conditioned for the payment of all costs if the prayer of the petition be not granted or be dismissed for any cause, we, therefore, on the 6th day of May 1908, the day fixed by the Auditor for hearings, did meet at

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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 the best, viz: Commencing at a point in a 10 inch tile ditch (being lateral No. 1 of the Winter County ditch) near the junction of said ditch with a 12 inch tile on the lands of Helen Wilson; thence through the lands of said Wilson, R. A. Murray and W. K. and Anna E. Durlinger to a tile well on the north side of the National Road; thence through the lands of said Durlinger and William Wilson to Glade Run. Being a north easterly course the Petitioners ask that said ditch be tiled as far as expedient, that a storm water ditch be left over the portion tiled and that the open ditch be deepened and widened far enough to give a good outlet to the tile and also for the location, construction and tiling of all necessary laterals.

It is ordered that said ditch be tiled from beginning to the line between the Durlinger land and Wm Wilson land and open ditch about 300' on land of said Wilson or far enough to give a good and sufficient outlet.

The tile from well to outlet to be independent of other tile and the tile in the Rogers county ditch from its outlet to the well be examined, and if necessary repaired and obstructions removed and that the Rogers ditch be extended to Durlinger and Wilson line.

We also find that due and legal notice has been given to each person or 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 as described in the 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 or lands, and public or corporate roads or railroad, that will be benefited,

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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 23rd day of June 1908, 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 to which time and place the proceedings herein now stand adjourned.

J. J. Shaffer
Auditor

J. W. Boners
President Board of Commissioners

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

J. J. Shaffer
Auditor

Auditor's Office, Madison County, Ohio.

June 19th A. D. 1908.

Report and Schedules of Engineer

In the matter of Ditch Improvement }
Petitioned for by Anna Winter 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 _____ day of _____, 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 intersections 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 the 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 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 names 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

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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 hereof.

The following is an itemized cost bill, made by me, in the proper discharge of my duty, under your order.

| | | | | |
|------------------|---------------------------|---------------------------|--------------|---------|
| H. S. McCafferty | Engineer | 5 1/2 days, @ \$5 per day | --- | \$27.50 |
| | Carfare | | | .30 |
| Chas. Soler | Rodman | 2 | * 2 | 4.00 |
| A. J. O'Neal | Chairman | 2 | * 2 | 4.00 |
| John Winter | " | 1 | * 2 | 2.00 |
| R. A. McMuray | " | 1 | * 2 | 2.00 |
| Harry Jones | Digging holds (tile exam) | 2 | * 2 | 4.00 |
| Same | " .. (..) | 2 | * 2 | 4.00 |
| W. R. Rainey | Draughtsman | 4 | * 3.84 | 15.36 |
| Other Expenses | | | | |
| Thomas Largiey | | | | |
| " | Team and Wagon | 1 day | | 3.00 |
| C. P. Clark | Horse and Buggy | 2 .. | | 3.00 |
| Thomas Adams | | | | |
| | 65 - 18" Stakes | @ 2¢ | | 1.30 |
| | 65 - 12" " | @ 1 1/2¢ | | .98 |
| | | | Total. | 71.44 |

The foregoing Cost Bill allowed by us — — 19 — —
H. S. McCafferty Engineer.

} County Commissioners.

London, Ohio, June, 23, 1908.

In the matter of the County Ditch Improvement
Petitioned for by Anna Winter et al.

To the Commissioners of Madison County Ohio:

I hereby claim damages in the sum of \$15.00 to growing crops in the W. K. and A. S. Durlinger land which I will sustain by reason of the construction of said ditch and the delivery of material on the line thereof.

Flored Goldsmith.

Tenant W. S. & A. S. Durlinger land.

Filed - June, 23, 1908.

J. J. Shaffer Auditor.

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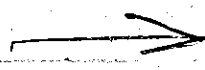
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Report of Engineer

Slope

Schedule A.

| Stationing 100 feet from west of surface | Surface Elevation | Grade Elevation | Total Fall from Station | Entire Depth | Cut | Width at Bottom | Width at Top | Cubic Yards | Estimated Size of Pipe | Course and Distance | |
|---|----------------------|-----------------|----------------------------|--------------|-----------------|--------------------|-----------------|-------------|------------------------------|------------------------|----------------------------------|
| 37 | 86.49 | 82.65 | | 3.84 | | | | | | | |
| 38 | 86.41 | 82.50 | | 3.91 | | | | | | | |
| 39 | 86.51 | 82.20 | | 4.31 | | | | | | | Distance 1 on |
| 40 | 86.46 | 81.90 | | 4.56 | | | | | | | W.K. + A.S. Durflinger |
| 41 | 85.86 | 81.60 | | 4.26 | | | | | | 35 to 43 | 33.55' |
| 42 | 85.67 | 81.40 | | 4.27 | | | | | | N 38° 45' E 800' | |
| 43 | 85.50 | 81.10 | | 4.40 | | | | | | | |
| B | 89.00 | — | | — | | | | | | | Double Burr Oak Left. |
| 44 | 85.43 | 88.80 | | 4.63 | | | | | | | |
| 45 | 85.22 | 80.50 | | 4.72 | | | | | | 43 to 46 + 36 | |
| 46 | 85.15 | 80.35 | | 4.80 | | | | | | N 42° 45' E 336' | |
| +36 | 85.32 | 80.30 | | 5.02 | | | | | | | |
| 47 | 85.30 | 80.20 | | 5.10 | | | | | | 46 + 36 to 48 + 87 | |
| 48 | 84.95 | 80.05 | | 4.90 | | | | | | N 80° E. 251' | |
| +87 | 84.85 | 79.92 | | 4.93 | | | | | | | W.K. + A.S. Durflinger } 49 + 44 |
| 49 | 84.73 | 79.90 | | 4.83 | | | | | | 48 + 87 to 49 + 44 | W. Wilson } = Line |
| | | 79.83 | 14.17 | 4.10 | | | | | | | |
| +44 | 83.93 | 79.33 | 14.67 | 4.60 | End of Tile | | | | | N 70° E. 57' | |
| | | — 20 | | | Open Ditch | | | | | | |
| 50 | 84.25 | 79.20 | | 5.05 | | | | | | 49 + 44 to 50 + 13 | |
| +13 | | — | | | | | | | | N 77° E. 69' | Distance 1 on |
| 51 | 83.40 | 79.00 | | 4.40 | | | | | | | W. Wilson 556' |
| 52 | 82.03 | 78.80 | | 3.23 | | | | | | 50 + 13 to 55 | |
| +82 | 82.65 | 78.64 | 15.36 | 4.01 | | | | | | N 53° E 487' | |
| B | 84.51 | — | | | | | | | | | Burr Oak Right. |
| 53 | 82.26 | 78.60 | | 3.66 | | | | | | | |
| 54 | 81.46 | 78.40 | | 3.06 | | | | | | | |
| 55 | 80.64 | 78.20 | | 2.44 | | | | | | | |
| | | | | | Lateral No 1 @ | | | | | Station 18 + 13 | Begins at tile well |
| 0 | 91.75 | 85.30 | | 6.45 | | | | | | 0 to 1 + 84 | N. side National Road |
| 1 | 91.23 | 85.13 | | 6.15 | | | | | | N 39° E 184' | Distance 1 on |
| +84 | 90.25 | 85.00 | .30 | 5.25 | | | | | | | W.K. + A.S. Durflinger |
| | | | | | | | | | | | 184' |
| | | | | | Lateral No 2 @ | | | | | 49.44 | Distance on |
| 0 | 82.85 | 80.00 | | 2.85 | | | | | | Parallel to | W.K. + A.S. Durflinger |
| +73 | 83.93 | 79.83 | .17 | 4.10 | | | | | | fence | 73' |
| | | | | | Lateral No. 3 @ | | | | | Station 49 + 44 | Distance on |
| 0 | 84.70 | 81.00 | | 3.70 | | | | | | Parallel | W.K. + A.S. Durflinger |
| 1 | 85.55 | 80.38 | | 5.17 | | | | | | to Fence | 189' |
| +89 | 83.93 | 79.83 | 1.17 | 4.10 | | | | | | | |



Madison County Ditch Improvement Record.

The Winter Ditch Construction

Report of Engineer Schedule a. a.
Statement of Working sections of the Winter Ditch

| No. of Working Section | No. of Stakes | | No. of Linear Feet | No. of Cubic Yards | Price per yard | Amount | | Remarks |
|------------------------|---------------|-------|-------------------------------|--------------------|----------------|--------|----|--------------------|
| | From | To | | | | D. | C. | |
| 1 | 55 | 49+44 | 556 | 578 | 17 | 98 | 26 | main Ditch Open |
| | | | Total | | | | | |
| 2 | 49+44 | 34 | 1544 | | | | | |
| | 93.58 | Rods | 15" Tile @ | | 2.80 | 262 | 02 | |
| | 93.58 | " | Tile Construction | | 1.15 | 107 | 62 | Average depth 4'0" |
| | | | Total | | | 369 | 64 | |
| 3 | 34 | 17+50 | 1650 | | | | | |
| | 100.00 | Rods | 15" Tile @ | | 2.80 | 280 | 00 | |
| | 100.00 | " | Tile Construction @ | | 1.25 | 125 | 00 | Average depth 4'6" |
| | | | Total | | | 405 | 00 | |
| 4 | 17+50 | 0 | 1750 | | | | | |
| | 106.06 | Rods | 12" Tile @ | | 1.65 | 175 | 00 | |
| | 106.06 | " | Tile Construction @ | | 1.00 | 106 | 06 | |
| | | | Total | | | 281 | 06 | |
| | | | Lateral No. 1 @ Station 18+13 | | | | | |
| 5 | 1+84 | 0 | 184 | | | | | |
| | 11.15 | Rods | 15" Tile @ | | 2.80 | 31 | 22 | |
| | 11.15 | " | Tile Construction @ | | 1.25 | 13 | 94 | Average depth 5'6" |
| | | | Total | | | 45 | 16 | |
| | | | Lateral No. 2 @ Station 49+44 | | | | | |
| | 0+73 | 0 | 73 | | | | | |
| | 4.42 | Rods | 12" Tile @ | | 1.65 | 7 | 29 | |
| | 4.42 | " | Tile Construction @ | | .75 | 3 | 31 | |
| | | | Taking up 6 rods Tile @ | | 1.00 | 16 | 00 | |
| | | | Total | | | 26 | 60 | |
| | | | Lateral No. 3 @ Station 49+44 | | | | | |
| | 1+89 | 0 | 189 | | | | | |
| | 11.45 | Rods | 10" Tile @ | | 1.20 | 13 | 74 | |
| | 11.45 | " | Tile Construction @ | | 1.00 | 11 | 45 | |
| | | | Total | | | 25 | 19 | |

Madison County Ditch Improvement Record.

The various Ditch Construction

Statement of Working Section.
Section No. 5 continued

Sucas Pike 2 Crossings

| | | |
|---------------------------------|------|-------|
| 50 feet 12" sewer pipe @ | 23¢ | 11.50 |
| 50 " 10" " " " " | 17¼¢ | 8.62 |
| 50 " 12" Tile @ per rod | 1.65 | 4.95 |
| 50 " 10" " " " " " " | 1.20 | 3.60 |
| <u>Cutting 2 Road Crossings</u> | | |
| 12 Rods @ 1.00 per rod | | 12.00 |
| Total | | 40.67 |

Section No. 6

Concrete Retaining Wall
@ Sta 49+44 main Ditch

Bulkhead 40' x 6' x $\frac{2' \times 1'}{2} = 360'$
Apron 6' x 4' x 1' 24'

364' = 13 yds @ 6.00 78.00

Recapitulation

Estimate For Tile

| | | |
|-----------------------------------|------|--------|
| Main ditch 193.58 rods 15" Tile @ | 2.80 | 542.02 |
| " " 106.06 " 12" " " | 1.65 | 175.00 |
| Lateral No. 1 11.15 " 15" " " | 2.80 | 31.22 |
| " " 2 4.42 " 12" " " | 1.65 | 7.29 |
| " " 3 11.45 " 10" " " | 1.20 | 13.74 |
| Sucas Pike 50' ft. 12" sewer pipe | 23¢ | 11.50 |
| 2 Crossings 50 " 10" " " " | 17¼¢ | 8.62 |
| 50 " 12" Tile @ per rod | 1.65 | 4.95 |
| 50 " 10 " " " " " " | 1.20 | 3.60 |
| Total Tile | | 797.94 |

Estimate for Construction

| | | |
|--|------|--------|
| <u>Main ditch</u> 93.58 rods Tile construction @ | 1.15 | 107.62 |
| " " 100.00 " " " " | 1.25 | 125.00 |
| " " 106.06 " " " " | 1.00 | 106.06 |
| Lateral No 1 11.15 " " " " | 1.25 | 13.94 |
| " " 2 4.42 " " " " | 75¢ | 3.31 |
| " " 16.00 " Taking up old tile | 1.00 | 16.00 |
| " " 3 11.45 " Tile construction | 1.00 | 11.45 |
| Sucas Pike 12.00 " Cutting 2 road crossings | 1.00 | 12.00 |
| main Ditch 578 cu. yds. open work @ | 17¢ | 98.26 |
| Total | | 493.64 |

Concrete Estimate

concrete Bulkhead and apron
13 cu. yds. @ 6.00 78.00

Total Cost \$ 1369.58

Madison County Ditch Improvement Record.

The winter Ditch construction

Report of Engineer

Schedule "B."

| Owner's name as found on Duplicate | Form Number | County Section | Description | acres owned | acres benefited | Estimated cost of construction | Estimated cost of maintenance | Total cost apportioned |
|---------------------------------------|------------------------|-------------------|--|------------------|--------------------|--------------------------------------|-------------------------------------|---------------------------|
| Wilson Wm | 121420 12153 | | main Ditch | 90.22 | 5 | 30 00 | 52 | 30 52 |
| Durflinger W. K. & A. S. | 11052 12384 6647 | | main Ditch Lateral No. 1 Lateral No. 2 Lateral No. 3. | 80.100 117.16 | | 190 00 | 10 41 | 200 41 |
| Chance E. A. | 11052 12153 | | Lateral No. 1 Lateral No. 2 | 7.151.25 | 7 23 | 60 00 | 3 12 | 63 12 |
| Converse, O. P. | 10508 | | Lateral No. 1 Lateral No. 2 | 110.18 | 80 | 160 00 | 8 33 | 168 33 |
| Wilson Sylvia | 12142 12153 | | Lateral No. 1 Lateral No. 2 | 95.88 | 45 | 90 00 | 4 69 | 94 69 |
| Taylor Lucy A. | 7636 12142 12153 | | Lateral No. 2 | 84 80.23 | 40 40 | 60 00 50 00 | 3 64 2 60 | 63 64 52 60 |
| McMurray R. A. | 12142 12153 | | | 50.57.06 | 50 5 | 140 00 5 00 | 7 29 26 | 147 29 5 26 |
| Wilson Helen | 10508 12597 | | | 90.65 | 90.65 | 150 00 | 7 81 | 157 81 |

Madison County Ditch Improvement Record.

The Minter Ditch Construction

Report of Engineer

Schedule B.

| Owner's Name as found on Duplicate | Town | Range | Section | Description | Acres Owned | Acres Benefited | Estimated cost of construction | Estimated cost of location | Total cost | Appropriation |
|---------------------------------------|------|-------|---------|-------------|-------------|------------------|--------------------------------------|----------------------------------|------------|---------------|
| Minter Anna | 12 | 42 | 2 | | 203.21 | 180 110 29 | 200.00 | 10.41 | 210.41 | |
| Mc Murray Geo. | 10 | 50 | 8 | | 20.34 | 20.34 | 25.00 | 1.30 | 26.30 | |
| Mc Murray Alex. | 10 | 50 | 8 | | 90.60 | 90.60 | 100.00 | 5.21 | 105.21 | |
| J. C. + E. Railroad | | | | | | | 50.00 | 2.60 | 52.60 | |
| Madison County | | | | | | | 61.58 | 3.25 | 64.83 | |

Motion by Chenoweth, seconded by Roberts that the claim of Floy Goldsmith for damages be allowed. Motion carried, all members voting "aye."

The following report and assessment is hereby approved:

J. W. Bowers
Geo. E. Roberts
W. P. Chenoweth

London, Ohio, June 23, 1908

London, Ohio, June 23, 1908.

Madison County Ditch Improvement Record.

The Union Ditch Construction

Report of Engineer

Schedule "C."

Auditor's Office, Madison County, O.

June, 20, A. D. 1908.

In the matter of Ditch
Improvement No. _____
Petitioned for by Anna Winters et al

Specifications of the
Manner of Construction

The main ditch and laterals must be cut fully down to the grade line at all points and must be made to conform to the gradients shown on Profile and in schedule "A" of this report.

The main ditch to be tiled with 12 inch tile from Station 0 to Station 17+50 and with 15 inch tile from Station 17+50 to Station 49+44.

Lateral No. 1 to be tiled with 15 inch tile.

Lateral No. 2 to be tiled with 12 inch tile.

Lateral No. 3 to be tiled with 10 inch tile.

The main ditch from Station 49+44 to Station 55 is to be made an open ditch 2 feet wide in bottom and banks sloped $1\frac{1}{2}$ to 1 to be smooth and evenly graded and banks evenly sloped at the required angle. Earth removed from the open ditch to be deposited in the old channel as per instructions of the Engineer and any Earth not so disposed of to be evenly spread 15 feet from the top of banks of open ditch.

All tile shall be first class cylindrical well burned drain tile.

The estimated cost of the tile includes cost at factory delivery on banks of ditch and the furnishing of all necessary sp.

Any delay caused Contractor for construction by failure to deliver tile or sp. in proper time or faulty distribution of same on line of the ditch, will be estimated and deducted from tile contract and allowed to the Contractor so delayed.

Trenches for the tile shall be cut to the grade line and tile carefully laid and jointed within $\frac{1}{4}$ of an inch. After inspection by the Engineer all earth removed in cutting the trench is to be filled over the tile.

The Contractor for constructing tile or open ditches to do all necessary grubbing and the Contractor for constructing the tile ditches to deaden all green timbers nearer than 30 ft. of said ditches and to put in place all sp. and make any connections not exceeding 10 feet in length provided the land owner has the necessary tile for such connections in place at the time of passing place where such connections should be made.

At Station 49+44 of main ditch there will be

Madison County Ditch Improvement Record.

The Winter Ditch Construction.

constructed a concrete Protection Wall 40' x 6' x $\frac{2' \times 1'}{2'}$ and apron 6' x 4' x 1' according to plan and specifications shown elsewhere in this report.

At the head of Lateral No. 1 the tile to be constructed into the tile Well at the National Road.

At the head of Lateral No. 2 - 12 Rods of 12 inch tile to be taken up cleaned and relaid in a trench newly graded.

At the head of Lateral No. 3 4 rods of 10 inch tile to be taken up, cleaned and relaid in a trench newly graded. There shall be two road crossings on the Lucas pike constructed, one of 12 inch and the other of 10" pipe 50 feet of each size to be of sewer pipe.

Said crossings shall be constructed to the original grade of the ditches, crossing at these points.

All of said ditch to be completed on or before Dec. 1, 1908. The earth used in filling over tile at the two road crossings be tamped in 6 inch layers through the said pike and gravel be replaced over same.

Commissioner's Journal Vol. 10 Page 245

Commissioner's Office, Madison County London, Ohio. June. 23. 1908

In the matter of Ditch Imp. Petitioned for by Annie Winter et al.

Findings of Commissioner on Report of Engineer

This day the board of commissioners being in session, present: J. W. Bowers, Jno. E. Roberts, U. P. Choumelle and this being the day adjourned to by said 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 improvement. Said board also find that Floyd Goldsmith has made application in writing for damages to growing crops which application is ordered to be filed.

After having examined the report of the engineer with the apportionment by him made, do find that said report and apportionment are in all respects fair and just according to the benefits to be derived from the proposed improvement by the owner of each lot and tract of land.

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

Madison County Ditch Improvement Record.

The Winter Ditch Construction

And it appearing that no appeal has been taken from the order confirming said assessment, it is now and therefore ordered that the 8th day of July, 1908, 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.

And it is also ordered that the county auditor give notice of said sale by circulating hand bills, and it is further ordered that the county auditor make and furnish to the treasurer of the county a special duplicate with the assessments arranged thereon as required by law.

On the question of the adoption of the foregoing entry relating to said ditch improvement, the roll being called J. W. Bowers, Jno. E. Roberts, U. P. Chenoweth voted "aye."

Auditor's Office, Madison County, Ohio

June 23. A. D. 1908.

In the matter of Ditch Improvement }
 Petitioned for by Annie Wenter et al. } Order to sell the Labor
 of Construction.

This day, this matter came before the Board of Commissioners in session, present J. W. Bowers, Jno. E. Roberts and U. P. Chenoweth and it appearing to the Board that no appeal has been taken.

It is now and therefore ordered that the 8th day of July 1908 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 at Surveyor's office and said sale to commence with the 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 nor more than twenty-five hundred feet. And it is also ordered that the Auditor of said County give notice of said sale by circulating hand bills. And it is also ordered and directed that the County Surveyor, H. S. Mc Cafferty 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 so to be made, and for the completion of the work within the time fixed by the contract; and

Madison County Ditch Improvement Record.

The winter Ditch construction

for all damage which may occur by reason of 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.

President of Board of Commissioners

County Auditor.

Ditch Sale.

Notice to Contractors.

The undersigned, County Surveyor, will sell at public outcry to the lowest and best bidder on Wednesday, July 8, 1908, at 10 o'clock a. m., at the County Surveyor's Office in London, Ohio, the work of furnishing all necessary materials and the labor of constructing the winter Ditch Improvement located in Deer Creek township, Madison County, Ohio, and one mile east of Lafayette. Said work will be sold as follows:

First Tile

| | | |
|--|-------|-----------|
| 14.45 rods 10-inch tile at \$1.20 | ----- | \$ 17.34 |
| 113.48 rods 12-inch tile at \$1.65 | ----- | 187.24 |
| 204.73 rods 15-inch tile at \$2.80 | ----- | 573.24 |
| 50 feet 10-inch sewer pipe at 17 $\frac{1}{4}$ cents | ----- | 8.62 |
| 50 feet 12-inch sewer pipe at 23 cents | ----- | 11.50 |
| Total for tile and pipe | | \$ 797.94 |

Second Open Ditch

Section 1. Station 56 to Station 49+44

578 cubic yards at 17 cents ----- \$ 98.26

Third Tile Ditch Construction

Section 2. Station 49+44 to Station 34

93.58 rods (15-inch tile average 4 feet) at \$1.15 ----- \$ 107.62

Section 3 Station 34 to Station 17+50

100 rods (15-inch tile average 4 feet 6 inches) at \$1.25 ----- \$ 125.00

Section 4 Station 17+50 to Station 0

106.06 rods (12-inch tile average 4 feet 9 inches) at \$1.00 ----- \$ 106.06

Section 5 Lateral No. 1

11.15 rods (15-inch tile average 5 feet 6 inches) at \$1.25 ----- \$ 13.94

Lateral No. 2

4.42 rods (12-inch tile average 3 feet) at 75 cents ----- \$ 3.31

Taking up and relaying 16 rods tile at \$1.00 ----- \$ 16.00

Lateral No. 3

11.45 rods (10-inch tile average 4 feet) at \$1.00 ----- \$ 11.45

Lucas Pike Crossings

Two crossings each 6 rods long ----- \$ 12.00

Bidders are required to deposit \$25.00 Cash - no check taken - before any bids will be considered. Contract and bond must be given within five days from date of sale.

Madison County Ditch Improvement Record.

The Winter Ditch Construction

Specifications are now on file in the County Auditor's Office, London, Ohio.

The right to reject any or all bids is reserved.

By order of the County Commissioners.

H. P. Mc Cafferty, County Surveyor.

J. J. Shaffer, Auditor.

Auditor's Office, Madison County, Ohio.

July, 8th A. D. 1908.

In the matter of ditch improvement vs. Petitioned for by Anna Winter et al.

Report of Sale of the Labor of Construction.

To the Honorable Commissioners of Madison County, Ohio:

Gentlemen: In obedience to your direction and also in pursuance of the notice, duly given by the Auditor of the sale of the work of constructing the above styled improvement, at the time and place therein specified, I offered the said several working sections for sale to the lowest responsible bidder at public outcry and sold the same to the persons hereinafter 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.

| No. of Working Sections | To Whom Sold | Amount for which sold | | Amount for which it was estimated | | When To Be Completed |
|-------------------------|-------------------------------------|-----------------------|------|-----------------------------------|------|--------------------------------|
| | | Dollars | Cts. | Dollars | Cts. | |
| 1 | Leonard Morgan Open ditch | 98 | 26 | 98 | 26 | |
| 2 | Leonard Morgan Tile Construction | 107 | 62 | 107 | 62 | |
| | Total | 205 | 88 | 205 | 88 | |
| 3 | George Reardon | 125 | 00 | 125 | 00 | |
| 4 | " | 106 | 06 | 106 | 06 | |
| 5 | " | 56 | 70 | 56 | 70 | |
| | Total | 287 | 76 | 287 | 76 | |
| 2-3-4-5 | <u>Drain Tile</u> Frank Kaufman | 785 | 00 | 797 | 94 | November 1 st 1908. |
| | William Callahan Bulkhead | 78 | 00 | 78 | 00 | |

Madison County Ditch Improvement Record.

The Winter Ditch Construction

Auditor's Office Madison County
London, Ohio, July 8, 1908.

| | |
|---|--|
| In the matter of Ditch Improvement Petitioned for by Anna Winter et al | } Contract for Labor of Construction. |
|---|--|

Whereas, The above styled improvement has been duly ordered, and advertised for sale according to law, and the construction of Working Section No. 6 of Concrete land owners allotted to land owners of the following described land, viz: per report of Engineer and sold by the duly appointed Engineer, on the 8th day of July A. D. 1908, to the undersigned for seventy eight Dollars, pursuant to said order and notice. Now, in consideration of the premises, it is agreed by me, to and with whomsoever may be interested therein, that I will do and perform all the labor of constructing said improvement, in accordance with the specifications for constructing the same, as shown in the record of the proceedings thereof, the same to be completed on or before the 1st day of October, A. D. 1908, provided this contract shall be of no force and effect until approved by the Board of Commissioners of Madison County, Ohio.

H. S. McCafferty
EngineerWm Callahan
Contractor.Auditor's Office, Madison County
London, Ohio, July 8, A. D. 1908.

| | |
|--|-------------------------|
| In the matter of Ditch Improvement Petitioned for by Anna Winter et al. | } Contractor's Bond. |
|--|-------------------------|

Know all Men by these Presents, That William Callahan as principal, and _____ and _____ as sureties, are firmly held and bound unto the State of Ohio, in the penal sum of One hundred and fifty-six Dollars, good and lawful money.

Signed and dated this 8th day of July A. D. 1908.

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 No. 6, 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 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 1st day of October, A. D. 1908.

Now, if the said William Callahan shall well and truly perform all the obligations of his said contract and complete the same within the time

Madison County Ditch Improvement Record.

The Winter Ditch Construction

fixed by 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.

Wm. Callahan

This Contract and Bond, and sureties on said Bond approved this — day of — 1908.

H. S. Mc Cafferty
Engineer

J. W. Bowers
J. E. Roberts
U. P. Chenoweth

Commissioners of Madison County, Ohio.

Auditor's Office Madison County
London, Ohio, July 8 A.D. 1908

In the matter of Ditch Improvement }
Petitioned for by Anna Winter et al } Contract for Labor of Construction.

Whereas, The above styled improvement has been duly ordered, and advertised for sale according to law, and the construction of Working Section no. 3-4-5 of — feet allotted to land owners of the following described land, viz: per Engineers report, and sold by the duly appointed Engineer, on the 8th day of July A.D., 1908, to the undersigned for Two hundred and eighty-seven and $\frac{7}{100}$ Dollars, pursuant to said order and notice, Now, in consideration of the premises, it is agreed by me, to and with whomsoever may be interested therein, that I will do and perform all the labor of constructing said improvement, in accordance with the specifications for constructing the same, as shown in the record of the proceedings thereof, the same to be completed on or before the 1st day of December, A.D., 1908, provided this contract shall be of no force and effect until approved by the Board of Commissioners of Madison County, Ohio.

H. S. Mc Cafferty
Engineer

George Beardon
Contractor.

Auditor's Office, Madison Co.
London, Ohio, July 8, 1908.

In the matter of Ditch Improvement }
Petitioned for by Anna Winter et al } Contractors Bond.

Know all Men by These Presents, That George Beardon as principal, and — and — as sureties, are firmly held and bound unto the State of Ohio, in the penal sum of Five hundred and seventy-six Dollars; good and lawful money.

Signed and dated this 8th day of July A.D., 1908.

Madison County Ditch Improvement Record.

The Winter Ditch Construction.

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 No. 3-4-5, 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 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 1st day of December, A.D., 1908.

Now, if the said George Reardon shall well and truly perform all the obligations of his said contract and complete the same within the time fixed by 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.

George Reardon

Morse Bidwell

George Wise

This Contract and Bond, and Surties on said Bond approved 13th day of July A.D., 1908.

H. S. Mc Cafferty
Engineer

J. W. Bowers.

J. E. Roberts

U. P. Chenoweth.

Commissioners of Madison County.

Auditor's Office, Madison County

London, Ohio, July, 8 A.D. 1908.

In the matter of Ditch Improvement } Contract for Labor of
Petitioned for by Annie Winters et al } Construction.

Whereas, The above styled improvement has been duly ordered, and advertised for sale according to law, and the construction of Working Section No. 1 and 2 of 2200 feet allotted to land owners of the following described land, viz: per Engineer's Report, and sold by the duly appointed Engineer, on the 8th day of July A. D., 1908, to the undersigned for Two hundred and five and $\frac{88}{100}$ Dollars, pursuant to said order and notice. Now, in consideration of the premises, it is agreed by me, to and with whomsoever may be interested therein, that I will do and perform all the labor of constructing said improvement, in accordance with the specifications for constructing the same, as shown in the record of the proceedings thereof, the same to be completed on or before the

Madison County Ditch Improvement Record.

The Winter Ditch Construction

1st day of October, A. D., 1908, provided this contract shall be of no force and effect until approved by the Board of Commissioners of Madison County, Ohio.

H. S. McCafferty
Engineer

Leonard Morgan
Contractor.

Auditor's Office Madison County
London, Ohio, July, 8th A. D., 1908.

In the matter of Ditch Improvement
Petitioned for by Anna Winter et al.

Contractor's
Bond.

Know all Men by These Presents, That Leonard Morgan as principal, and ——— and ——— as sureties, are firmly held and bound unto the State of Ohio, in the penal sum of Four hundred and twelve Dollars, good and lawful money.

Signed and dated this 8th day of July A. D., 1908.

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 No. 1 and 2, 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 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 1st day of October, A. D., 1908.

Now, if the said Leonard Morgan shall well and truly perform all the obligations of his said contract and complete the same within the time fixed by 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.

Leonard Morgan
Marion Bidwell
D. A. Fitzgerald

This Contract and Bond, and sureties on said Bond approved this 3rd day of August, A. D., 1908.

J. W. Bowers

Jos. E. Roberts.

U. P. Chenoweth.

Commissioners of Madison County.

Madison County Ditch Improvement Record.

The Winter Ditch Construction

Contract For Drain Tile.

Auditor's Office, Madison County, Ohio.
July, 8, A. D. 1908.

In the matter of Ditch Improvement }
 Petitioned for by Anna Winter et al. } Contract for Drain Tile.

Whereas, The above styled improvement has been duly ordered and advertised for sale according to law, and the construction of Working Section No. 2-3-4-5 of — feet 14.45 rods 10 inch tile, 113.48 rods 12 inch tile, 204.73 rods 15 inch tile, 50 feet 10 in 1" class sewer pipe, 50 feet 12 inch, 1" class sewer pipe, 1-15x15"y, 3-12x6"y and 3-15x6"y sold by the County Surveyor, on the 8th day of July 1908; to Frank Kaufman. Now, in consideration of the premises, it is agreed by me, to and with whosoever may be interested therein, that I will furnish tile as above stated for the sum of Seven hundred and eighty-five Dollars delivered on line of above styled improvement in lots as needed, the same to be delivered on or before the 1st day of November 1908; (Delivery to begin upon notice) provided this contract shall be of no force and effect until approved by the Board of Commissioners of Madison County, Ohio.

H. E. Mc Cafferty
 County Surveyor.

Frank Kaufman
 Contractor.

Contractor's Bond for Drain Tile

Auditor's Office, Madison County, Ohio.
July, 8, A. D., 1908.

In the matter of Ditch Improvement }
 Petitioned for by Anna Winter et al. }

Know all men by These Presents, That Frank Kaufman as principal and — and — as sureties are jointly held and bound unto the State of Ohio, in the penal sum of Fifteen hundred and seventy Dollars, good and lawful money.

Signed and dated this 8th day of July 1908.

The Condition of the Above Obligation is such, however, that whereas, the above bounden principal contractor had bid off the furnishing and delivering the Drain Tile for constructing Working Section no- 2-3-4-5, has duly entered into the annexed contract, subject to the condition that the same shall be approved by the Commissioners of said County.

Now, if the said Frank Kaufman shall well and truly perform all the obligations of his said contract and complete the same within the time fixed by said contract and pay all damage which may occur by reason of a failure

Madison County Ditch Improvement Record.

The United Ditch Construction

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.

Filed July 10, 1908

J. J. Shaffer, Auditor.

Frank Kaufman
Simpson Van Cleave
W. B. Cryder.

This Contract and Bond, and sureties on said Bond approved this 13th day of July 1908.

H. S. McCafferty

County Surveyor

J. W. Bowers.

President of Board of Commissioners.

Commissioner's Office, Madison Co. O

July 13, 1908.

In the matter of
Ditch Imp. Petitioned
for by Anna Winter et al.

} approval of contract and bond
of George Bearden.

H. S. McCafferty, county surveyor, 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 George Bearden for working sections nos. 3-4-5 of said improvement, and the bond of said contractor, which contract and bond have been examined and approved by this board and they are ordered filed according to law.

The county auditor is hereby directed to notify said contractor of the approval of said contract and bond and that he is required to comply therewith. The roll being called on, the approval of the foregoing entry, all members voted "aye".

Commissioner's Office, Madison Co. Ohio

July 13, 1908.

In the matter of
Ditch Imp. Petitioned
for by Anna Winter et al

} approval of contract and bond
of Frank Kaufman.

H. S. McCafferty, the county surveyor, 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 Frank Kaufman for furnishing tile for working sections nos. 2-3-4-5 and the bond of said contractor, which contract and bond have been examined and approved by this board and they are ordered filed according to law.

The county auditor is hereby directed to notify said contractor of the approval of his contract and bond and that he is required to comply therewith. On roll call on the approval of

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the foregoing entry, all members voted "aye."

Commissioner's Office, Madison Co. O.

August 3, 1908.

In the matter of
Ditch Imp. Petitioned
for by Anna Winter et al.

} Approval of Contract and Bond
of Leonard Morgan.

H. S. McCafferty, county surveyor
having made his report of the sale of the labor of
constructing said improvement and having within
the time required by law filed the contract entered
into with Leonard Morgan for the construction of
working sections nos 1 and 2, and the bond of
said contractor, which contract and bond have
been examined and approved by this board and
they are ordered filed according to law.

The county auditor is directed to notify said
contractor of the approval of his contract and
bond and that he is required to comply therewith.
On roll call on the approval of the foregoing
entry, all members voted "aye."

Contract.

This agreement made and entered into this 26th
day of October, A. D., 1908, by and between the Commissioners
of Madison County, Ohio, party of the first part, and
Leonard Morgan Contractor — party of the second
part, witnesseth:

That the party of the second part hereby agrees with
the party of the first part for and in consideration of
the sum of Twenty-five and $\frac{74}{100}$ Dollars, hereafter to be
paid and under the penalty expressed in a bond
bearing even date with these presents and hereto
attached, to furnish at his own expense all the
necessary materials, labor and tools to build, construct
and complete, in a good, substantial and workmanlike
manner, and in accordance with the plans and
specifications hereto attached, the following:

| | |
|--------------------------------|-----------------|
| 122 cu. yards open ditch @ 17¢ | 20.74 |
| Repairing old ditch | 5.00 |
| | <u>\$ 25.74</u> |

This is additional to the contract for construction of
sections 1 and 2 of the winter ditch.

The Contractor shall erect suitable railing about
the work, and shall place sufficient light on or near
the work for the safety of the public.

The Contractor shall, at his own expense, provide
a temporary roadway and bridge around the work
during construction.

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The Contractor shall remove all surplus earth from side ditches and channel of stream and evenly spread the same on the roadway.

The Contractor shall be responsible for injuries to persons and property inflicted during the prosecution of the work, and the County shall in no wise be liable therefor.

The Contractor agrees to conform to the direction of said Commissioners, or other persons appointed by them to take charge of the work, and any increase or decrease in material or labor ordered by them shall be calculated at the same rate as required in original plans and specifications.

The party of the first part agrees, upon the completion of said work as above specified, that they will cause an order to be drawn by the Auditor of said County or the Treasurer of said County payable to the party of the second part, for such sum as may be due him upon the actual measurement of the work.

If it becomes necessary to increase or diminish the amount of work stipulated in this contract, then the amount of such increase or reduction will be estimated at the rate of the contract and allowed or deducted as the case may be.

Work to begin at once and to be fully completed on or before Nov. 1st 1908.

Seward Morgan
Contractor

Jno. E. Roberts
U. P. Chismuth

Commissioners of Madison Co. Ohio

London, Ohio, Nov. 2nd 1908.

The undersigned hereby agrees that for the sum of \$57.²⁵/₁₀₀ he will construct a concrete catch basin 3 feet square on the winter ditch, said catch basin to have walls 8" thick and to be 7 feet high. Also he will dig 109 rods of ditch from station 34 to station 17.50 and Lateral No. 1 of said ditch an average of 8½ inches deeper than as originally sold this depth being caused by a change in the line of said ditch that was necessary to keep away from the tile in the Rodgers county ditch. Also that he will construct a storm water ditch near the bulkhead. Those different items to be at the following prices:

109 rods 8½" extra digging @ 25¢ \$ 27.25

Catch basin 3 cu. yds. @ \$8.³³/₁₀₀ 25.00

Storm water ditch 5.00

Total

\$ 57.25

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The Winter Ditch Construction.

This I agree to do to the satisfaction of the Engineer in charge of the work, on or before Jan. 1st 1909.

George Beardon.

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Commissioner's Office, Madison County, Mo.
Nov. 16, 1908.

In the matter of issue and sale of ditch improvement bonds. } Order of issue and sale of ditch improvement bonds.

This day the commissioners considered the matter of issuing and selling county bonds to meet the expense of the following ditch improvement: *The Winter Ditch Improvement.*

It was moved by: Jno. E. Roberts and W. P. Chenoweth, that for the purpose of raising money to pay for each of the above named improvement and in pursuance of the authority granted by sections 4479, 4481, & 4482 of the Revised Statutes of Ohio, and the laws amendatory thereof and supplementary thereto, that the bonds of the county be issued for the above named improvement as follows:

The Winter Ditch Improvement.

| | | | | |
|----------|------------|-----|---------------------------|-------|
| One bond | for \$150, | due | September 1 st | 1909. |
| One bond | for \$150, | due | March 1 st | 1910 |
| One bond | for \$150, | due | September 1 st | 1910 |
| One bond | for \$150, | due | March 1 st | 1911 |
| One bond | for \$150, | due | September 1 st | 1911 |
| One bond | for \$150, | due | March 1 st | 1912 |
| One bond | for \$150, | due | September 1 st | 1912 |
| One bond | for \$150, | due | March 1 st | 1913 |
| One bond | for \$150, | due | September 1 st | 1913 |
| One bond | for \$150, | due | March 1 st | 1914 |

Total amount of said bonds, one thousand, five hundred dollars (\$1,500.)

That said bonds will bear date of January 1st 1909, and will bear interest from date at the rate of five (5) per cent per annum, represented by coupons payable as follows:

First installment due September 1st 1909, and payable semi-annually thereafter and due March 1st and September 1st of each year.

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

That bids will be received for the entire issue and no bonds will be sold for less than their face value.

That bidders will be required to state the gross

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The Madison Ditch Construction

amount they will pay for said bonds.
That bonds and interest payable at the county treasurer's office in London, Ohio, and said bonds will be delivered to the successful bidder at said treasurer's office, upon payment of purchase price, together with any accrued interest.

That no bids will be accepted or considered unless accompanied by a certificate of the county treasurer showing that cash amounting to at least five (5) per cent, of the amount of bonds bid for has been deposited; said deposit being required to bind the purchase.

That the deposited amount of the unsuccessful bidder will be returned to the owner.

That the county commissioners reserve the right to reject any or all bids.

That the county auditor be directed to cause legal notice of such proposed bond sale to be published in "The London Times" a newspaper published and in general circulation in said county.

On the question of the adoption of the foregoing entries and orders relating to said proposed bond sale, the roll being called, J. W. Bowers, Jno. E. Roberts and U. P. Chenoweth voted "Aye".

Commissioner's Journal Vol. 10 Page 370.

Commissioner's Office, Madison County London, Ohio, Dec. 14, 1908.

In the matter of sale of ditch improvement bonds } Sale of Bonds.

This being the day fixed by the board for the sale of one thousand five hundred dollars in ditch improvement bonds which bonds are specifically described in the order for the sale of the same, dated November 16, 1908, on pages 348 and 349, volume 10 of commissioner's journal.

The bids received were recorded as follows.

Name of Bidder

Exchange Bank Co, London

Reason good & Mayer, Cincinnati

Barto, Scott and Co. Columbus,

C. B. Van Cline, Ottawa,

Franker's National Bank, Plain City,

First National Bank, Cleveland.

The Madison National Bank, London.

upon examination and comparison it is found that the bid of The Madison National Bank of London, Ohio is the highest bid.

Moved by U. P. Chenoweth, seconded by

Certificate
check
check
certificate
Certificate
check
Certificate

Madison County Ditch Improvement Record.

Geo. E. Roberts that the bid of The Madison National Bank of London, Ohio, be accepted and that the county auditor be directed to prepare the bonds so sold.

On roll call on the adoption of the above motion, the same was declared adopted, U. P. Chenoweth, Geo. E. Roberts and J. W. Bowers voted aye.