

NEWMAN COUNTY DITCH

A-PETITION

London, Ohio, Dec. 1949

Petition for the cleaning, deepening and widening of the outlet of the Willard Newman ditch.

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

The undersigned hereby petition your honorable body for the cleaning, deepening and widening of the outlet of the Willard Newman ditch on the course hereinafter set forth.

The construction of the improvement is necessary and will be conducive to the public welfare.

The following is the course and termini of said proposed improvement, to-wit:

Commencing at the end of the tile of the Willard Newman ditch on the lands of Milton E. Fravel and continuing in a northerly direction far enough to provide a sufficient outlet for the tile ditch.

The following is the nature of the work petitioned for: Cleaning out, widening and deepening of the outlet of the tile of the Willard Newman ditch, far enough to afford a sufficient outlet, also the repair or reconstruction of the bulkhead at the end of the tile, if necessary.

Names and addresses, where known, of all owners of the land which the petitioner claims will be benefited or damaged by the construction of the proposed improvement:

Milton E. Fravel, Plain City, Ohio
J. Willard Newman, Irwin, Ohio
B. S. Lamb, Mechanicsburg, Ohio #2
Anna Roessler, 3557 Dublin Road, Hilliards, Ohio

Service of Notice of Filing the Petition shall be obtained by the mailing notices in Section 6447.

J. Willard Newman---Petitioner

B--Bond

Know all men by these presents, That we, J. Willard Newman, as as principal, and Carl F. Williams and B. S. Lamb as sureties, are held and firmly bound unto the State of Ohio, in the sum of Two hundred Dollars, to the payment of which sum, well and truly to be made, we do hereby jointly and severally bind ourselves, our heirs, executors and administrators.

Signed by us and dated at London, Ohio, this 27 th day of December, 1949.

The Condition of the above Obligation Is Such, That, Whereas, on the 27th day of Dec. 1949, the above bound J. Willard Newman filed his petition with the Auditor of Madison County, Ohio, making application to the County Commissioners for the cleaning out, widening and deepening the outlet of the tile of the Willard Newman ditch far enough to afford a sufficient outlet, etc. petitioned for by J. Willard Newman and others, the following being the course and termini of said proposed improvement, to-wit:

Commencing at the end of the tile of the Willard Newman ditch on the lands of Milton E. Fravel and continuing in a northerly direction far enough to provide a sufficient outlet for the tile ditch.

Now, if the said J. Willard Newman will pay all costs, if the prayer of the petition is not granted or if said petition is for any cause dismissed, then this obligation shall be void: otherwise it shall be and remain in full force and virtue in law.

The above bond is approved this 27th day of Dec. , 1949.
Robert K. Dixon, County Auditor.

J. Willard Newman
Carl F. Williams
B. S. Lamb

C--ORDER FIXING TIME OF VIEW AND FIRST HEARING

In the Matter of the Single
County Ditch Petitioned for
by J. Willard Newman and others.

Office of Co. Comm.
Madison County, Ohio.
Dec. 27, 1949

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 27th day of Dec. 1949, at the office of the Commissioners with the following members present:

Rodney Plymell
Glenn R. Daugherty

Mr. Daugherty moved the adoption of the following Resolution:

Whereas, This 27th day of Dec., 1949, the County Auditor gave notice to the board of County Commissioners of Madison County, Ohio, of the filing with him of a petition signed by J. Willard Newman, petitioner, for the repair of the outlet of the J. Willard Newman Ditch: and

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

Resolved, By said Board of County Commissioners, that the 23rd day of Jan., 1950, at ten o'clock A. M., at the upper terminus of the improvement, be and the same is hereby fixed as the time for the view thereon: and be it further

Resolved, That the 30th day of Jan., 1950, at ten o'clock A.M., at the office of the

Board of County Commissioners of said County be and the same is hereby fixed as the time and place for the first hearing on the petition; and be it further

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

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

Mr. Rodney Plymell	Yes
Mr. Glenn R. Daugherty	Yes

Robert K. Dixon, Clerk of the
Board of County Commissioners of Madison, Co.

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 Petitioned for
by J. Willard Newman and others

County Auditors Office,
Madison County, Ohio
Dec. 27, 1949

To the Owners of Land Affected by the Proposed Improvement:

You, and Each of You, Are Hereby Notified, that on the 27th day of Dec., 1949, the above named petitioner J. Willard Newman and others, filed a petition for the cleaning, deepening and widening of the outlet of the Willard Newman 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 at the end of the tile of the Willard Newman ditch on the lands of Milton E. Fravel and continuing in a northerly direction far enough to provide a sufficient outlet for the tile ditch.

The following is the nature of the work petitioned for: Cleaning out, widening and deepening the outlet of the tile of the Willard Newman ditch far enough to afford a sufficient outlet, also the repair or reconstruction of the bulkhead at the end of the tile, if necessary.

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 23rd day of Jan., 1950, at ten o'clock A. M., at the upper terminus of the improvement, as the time for the view thereon and also the 30th day of Jan., 1950, at ten o'clock A. M., at the office of said board, as the time and place for the first hearing on the petition.

Robert K. Dixon
Auditor of Madison County, Ohio

E APPLICATION TO AMEND

In the Matter of the
Single County Ditch
Petitioned for by
J. Willard Newman and others.

London, Ohio, January 30, 1950

Proceedings for cleaning, deepening and widening of the outlet of the Willard Newman ditch.

Application to amend the petition for the cleaning, deepening and widening of the outlet of the Willard Newman ditch.

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

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

To construct a tile ditch of sufficient size from the end of the tile on the present Newman Ditch in a northerly direction to a point at/or near the outlet of an 18" private tile ditch, and to deepen, straighten and widen the present open ditch far enough to secure a sufficient outlet. All of the above work is on the land of Milton E. Fravel.

Respectfully submitted,
J. Willard Newman

F RESOLUTION: COMMISSIONERS' ORDER ON APPLICATION TO AMEND

In the Matter of the Single County
Ditch Petitioned for by J. Willard Newman
and others.

Office of the board of County Commissioner
Madison County, Ohio.
Jan. 30 1950

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 30th day of Jan., 1950, at the office of the Commissioners with the following members present:

Rodney Plymell
Glenn Daugherty
George W. Taylor

Mr. Daugherty moved the adoption of the following Resolution:

Whereas J. Willard Newman has heretofore filed with the County Auditor an application to amend the Newman Ditch Petition from the original plan to the following plan;

NEWMAN COUNTY DITCH

To construct a tile ditch of sufficient size from the end of the tile on the present Newman Ditch in a Northerly direction to a point at/or near the outlet of an 18" private tile ditch, and to deepen, straighten and widen the present open ditch far enough to secure a sufficient outlet. All of the above work is on the land of Milton E. Fravel; therefore, be it Resolved, That said application to amend said Newman Ditch Petition be approved, and that the said Petition be modified to read as follows:

To construct a tile ditch of sufficient size from the end of the tile on the present Newman Ditch in a Northerly direction to a point at/or near the outlet of an 18" private tile ditch, and to deepen, straighten and widen the present open ditch far enough to secure a sufficient outlet. All of the above work is on the land of Milton E. Fravel.

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

Mr. Rodney Plymell	Yes
Mr. Glenn R. Daugherty	Yes
Mr. George W. Taylor	Yes

Robert K. Dixon
Clerk of the Board of County Commissioners
Madison County, Ohio

G RESOLUTION ADJOURNMENT OF HEARING ON PETITION

In the Matter of the Single County Ditch Petitioned for by J. Willard Newman and others. Office of the Board of County Commissioners, Madison County, Ohio
Jan. 30, 1950

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 30th day of Jan., 1950, at the office of the Commissioners with the following members present:

Rodney Plymell
Glenn R. Daugherty
George W. Taylor

Mr. Daugherty moved the adoption of the following resolution:

Whereas, This being the day fixed by said board in its order dated the 27th day of Dec., 1949, for the hearing on the petition in the above named improvement; and

Whereas, It is found that the petitioner filed with this Board on this date an application to amend the petition, and said application was approved by this board to amend this petition, as follows;

To construct a tile ditch of sufficient size from the end of the tile on the present Newman Ditch in a Northerly direction to a point at/or near the outlet of an 18" private tile ditch, and to deepen, straighten and widen the present open ditch far enough to secure a sufficient outlet. All of the above work is on the land of Milton E. Fravel; therefore, be it Resolved, That said hearing be and the same is hereby adjourned until the 13th day of February, 1950, at ten o'clock A. M.

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

Mr. Rodney Plymell	Yes
Mr. Glenn R. Daugherty	Yes
Mr. George W. Taylor	Yes

Robert K. Dixon
Clerk of the Board of County Commissioners
Madison County, Ohio.

H RESOLUTION COMMISSIONERS' FINDING FOR THE IMPROVEMENT

In the Matter of the Single County Ditch Petitioned for by J. Willard Newman and others. Office of the Board of County Commissioners, Madison County, Ohio.
Feb. 13, 1950

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 13th day of Feb., 1950, at the office of the Commissioners with the following members present:

Rodney Plymell
Glenn R. Daugherty
George W. Taylor

Mr. Taylor moved the adoption of the following Resolution:

Whereas, This being the day fixed by said Board in its order dated the 30th day of January, 1950, for the hearing on the petition in the above named improvement, the said Board met at its office, and conducted said hearing by causing the petition to be publicly read, together with all applications for and remonstrances against the improvement, and all applications for change or extension of the improvement, previously filed in writing; and

Whereas, After proper examination, said Board finds that due and legal notice has been given in the manner and for the length of time required by law, to allowners

of land affected by said improvement; and

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

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

In accordance with the Amendment, to-wit:

To construct a tile ditch of sufficient size from the end of the tile on the present Newman Ditch in a northerly direction to a point at/or near the outlet of an 18" private tile ditch, and to deepen, straighten and widen the present open ditch far enough to secure a sufficient outlet. All of the above work is on the land of Milton E. Fravel. And be it further

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

Resolved, That the 20th day of March, 1950, at ten o'clock A. M., be and the same is hereby fixed as the time for filing with the County Auditor all of said maps, profiles schedules, and reports prepared by said Surveyor; and be it further

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

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

Mr. Rodney Plymell	Yes
Mr. Glenn R. Daugherty	Yes
Mr. George W. Taylor	Yes

Robert K. Dixon
Clerk of the Board of County Commission
Madison County, Ohio.

County Auditor's Office.
Feb. 13, 1950

To the County Surveyor:

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

Robert K. Dixon
County Auditor.

G ADJOURNMENT OF HEARING AND ORDER FOR COUNTY ENGINEER TO MAKE NEW SURVEY AND SUBMIT NEW REPORTS AND SCHEDULES OF ESTIMATED ASSESSMENTS.

London, Ohio
May 1, 1950

Whereas, on this date the hearing on the Schedule of Assessments in the matter of the proposed improvement of the Newman County Ditch was called to order by Chairman Plymell at 10 o'clock A. M. with all members of the Board present as well as Engineer Graham and Deputy Engineer Charles England and interested persons, Milton E. Fravel, Berry S. Lamb and J. Willard Newman, and

Whereas, the proposed plan as well as the schedule of Estimated Assessments were thoroughly discussed and it appeared that a new route for the ditch might accomplish the same purpose and be more economical and a new route was requested by Milton E. Fravel, which request was not opposed by other interested persons, therefore, be it

Resolved, that the County Engineer be and hereby is directed to make a new survey for a new route of the proposed improvement of the Newman County Ditch and file his reports along with new schedules of assessments on or before June 12, 1950 at 10 o'clock A. M.

George W. Taylor moved the adoption of the foregoing resolution and upon the second of Glenn R. Daugherty, the result of the vote was:

Rodney Plymell	Yes
Glenn R. Daugherty	Yes
George W. Taylor	Yes

Attest: Robert K. Dixon

Auditor and Clerk

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

NEWMAN COUNTY DITCH

In the Matter of the Single County
Ditch Petitioned for by
J. Willard Newman and others.

Office of the Board of County Commissioners
Madison County, Ohio.
June 12, 1950

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 12th day of June, 1950, at the office of the Commissioners with the following members present:

Rodney Plymell
Glenn R. Daugherty
George W. Taylor

Mr. Taylor moved the adoption of the following Resolution:

Whereas, This being the day fixed by said Board, in its order dated the 22nd day of May, 1950, 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 13th day of Feb., 1950, in favor of said improvement; and be it further

Resolved, That said Board hereby approve the maps, profiles, schedules and reports prepared by the County Surveyor, and

Whereas, This Board has considered the cost of location and construction, the compensation for land taken, the damages to land along or in the vicinity of the route of the improvement, the damages to the 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 13th day of Feb., 1950, be and the same is hereby affirmed; and

Whereas, Objections to the proposed assessments 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 an actual view of the premises; therefore, be it

Resolved, That said Surveyor's assessments be and the same are hereby approved and confirmed; and be it further

Resolved, That \$60.00 found to benefit State or County Roads or Highways be and the same is hereby assessed against the County, and be it further

Resolved, That five years shall be the period of time, in semi-annual installments, as taxes are paid, given the owners of land benefited, to pay the assessments that may be made for the improvement; and that notes of said County shall be issued and sold in anticipation of the collection of said assessments bearing the rate of four 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 notes issued to pay for said improvement; provided any owner may pay the assessment on his land in cash within thirty days after the contracts are approved and such assessments are levied, without paying any interest thereon; and be it further

Resolved, That the 10th day of July, 1950, 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 exceeds one thousand dollars, the notice of said letting be given by posting at the front door of the County Court House, and advertising and be it further

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

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

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

Mr. Rodney Plymell	Yes
Mr. Glenn R. Daugherty	Yes
Mr. George W. Taylor	Yes

Robert K. Dixon
Clerk of the Board of County Commissioners
Madison County, Ohio

I SURVEYOR'S REPORT ON BIDS RECEIVED

In the Matter of the Single County
Ditch Petitioned for by
J. Willard Newman and others.

County Surveyor's Office,
Madison County, Ohio
July 10, 1950

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:

The Madison Tile Co.	6 lin. ft. 12" drain tile	\$2.70	
	58.91 rds. 15" drain tile	\$589.10	
	Total bid	\$591.80	Cash \$20.00
Dewbre and Parker Excavating Com.	Bid for material Total	\$774.54	
	Bid for labor	\$583.51	
	Total bid	\$1358.05	Cash \$40.00 Cert.
Green Twp. Gravel Co.	Bid for material	\$803.99	Chk. \$40.72
	Bid for labor	\$553.46	
	Total bid	\$1357.45	

I recommend the following bids as the best:

Green Twp. Gravel Company, Cedarville, Ohio, a bid of \$1357.45.

R. H. Graham
County Surveyor
County Engineer

J RESOLUTION COMMISSIONERS' ORDER AWARDING CONTRACTS

In the Matter of the Single County
Ditch Petitioned for by
J. Willard Newman and others.

Office of the Board of County Commissioners
Madison County, Ohio.
July 10, 1950

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 10th day of July, 1950, at the office of the Commissioners with the following members present:

Rodney Plymell
Glenn R. Daugherty
George W. Taylor

Mr. Daugherty 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 J. Willard Newman 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:

		Bid	Est.
Green Twp. Gravel Com.	Materials and labor	\$1357.45	1400.00

therefore, be it

Resolved, That contracts be and the same are hereby awarded to said Green Twp. Gravel 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 30th day of Sept., 1950, 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. Taylor seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. Rodney Plymell	Yes
Mr. Glenn R. Daugherty	Yes
Mr. George W. Taylor	Yes

Robert K. Dixon
Clerk of the Board of County Com.s
Madison County, Ohio

NEWMAN COUNTY DITCH

K DITCH CONTRACT

In the Matter of the Single
County Ditch Petitioned for
by J. Willard Newman and others.

WORK AND LABOR AND MATERIALS

This Contract made and entered into on this 24th day of July, 1950, by and between the Board of County Commissioners of Madison County, Ohio, Part of the First Part, herein after designated as "First Party," and Green Twp. Gravel Com. of Cedarville, Ohio, Party of the Second Part, hereinafter designated as "Second Party."

Witnesseth, That the Second Party, for and in consideration of the sum of Thirteen hundred fifty seven and $\frac{45}{100}$ Dollars, to be paid as hereinafter specified, hereby agrees to furnish unto said First Party all the necessary materials, and do all the work and labor required to construct the Newman Ditch improvement petitioned for by J. Willard Newman and others, in accordance with plans, drawings and specifications for the same hereto attached: which plans, drawings, and specifications are hereby declared to be a part of this contract.

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

The whole shall be completed to the satisfaction and acceptance of said First Party on or before the 30th day of September, 1950.

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, and hereby agree to pay unto said Second Party said sum of Thirteen hundred and fifty seven and $\frac{45}{100}$ Dollars \$1357.45, in installments from time to time, upon the certificate of acceptance of the County Surveyor and as provided by law.

It is mutually agreed that no extra work or materials shall be 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.

Commissioners of Madison County, Ohio
First Party

Rodney Plymell
Glenn R. Daugherty
George W. Taylor

Contractors Second Party

Green Twp. Gravel Co.
K. Everett Macy

L BOND OF DITCH CONTRACTOR

In the Matter of the Single
County Ditch Petitioned for by
J. Willard Newman and others.

ON CONTRACT FOR WORK AND LABOR
AND MATERIALS

KNOW ALL MEN BY THESE PRESENTS, That we Green Twp. Gravel Company of Cedarville, Ohio, as Principal The Ohio Casualty Insurance Company, Hamilton, Ohio and as sureties, are held and firmly bound unto the State of Ohio for the benefit of Madison County, Ohio, and for the benefit of any owner having a right of action thereon as is provided by law, in the penal sum of Fourteen hundred and no/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 11th day of July, 1950.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH THAT, Whereas, the above bound Green Twp. Gravel 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 Newman Ditch improvement petitioned for by J. Willard Newman and others specified in said contract, to the satisfaction and acceptance of the County Surveyor, on or before the 30th day of September, 1950, for the compensation of Thirteen hundred fifty seven and $\frac{45}{100}$ (\$1357.45) Dollars;

Second, to save the County from any loss caused by delay in completing the work or furnishing the material within the time and in the manner expressed in the contract, bid and specifications;

Third, for the payment of claims of any person, arising out of the unlawful acts or negligence of the contractor in the performance of his contract;

And Fourth, to perform the contract in the time stated in the contract, to furnish and use in the improvement all materials of the grade, kind and quality as stated in the contract and specifications; and to construct the improvement in the manner stated in the contract and specifications.

Now if the said Green Twp. Gravel 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.

NEWMAN COUNTY DITCH

Executed in Presence of
Helen G. Shough.

Green Twp. Gravel Company
By: K. Everett Macy
The Ohio Casualty Insurance Com.
By E. Earle Johnson, Attorney in fact

The above bond being good and sufficient is approved this 24th day of July, 1950.

Board of County Commissioners,
Madison County, Ohio

Rodney Plymell
Glenn R. Daugherty
George W. Taylor

M CERTIFICATE OF COUNTY SURVEYOR AS TO WORK COMPLETED

In the Matter of the Single
County Ditch Petitioned for by
J. Willard Newman and others.

Office of County Surveyor,
Madison County, Ohio
October 20, 1950

To Green Twp. Gravel Company, Contractor:

This is to certify that the undersigned County Surveyor has accepted 100 per cent of the work and labor furnished and completed by you under your contract for the construction of the above named improvement petitioned for by J. Willard Newman and others, and I, therefore, approve said work and labor for payment in the sum of Thirteen hundred fifty-seven and 45/100 (\$1357.45) Dollars, the same being the contract price for said percentage of work and labor completed and accepted.

R. H. Graham
County Engineer

N ITEMIZED LIST OF IMPROVEMENT COSTS

Construction:			
Green Twp. Gravel Com. Contract		\$1357.45	\$1357.45
Engineers Services		\$100.00	\$100.00
Transcripts, Mailing Notices and Advertising:			
Transcript		\$4.50	
Publish		\$12.75	
Slip Offs		\$1.50	
Mailing 1/5/50	(4)	.12	
Mailing 4/10/50	(4)	.12	
Special Del. Mailing 4/24	(1) (Fee)	.25	
Mailing 2/1/50	(3) (Fee)	.34	
Mailing 5/22 and Fees		.34	
Mailing Statements		.12	
	Total	20.04	\$20.04
			\$1477.49

O FINAL ASSESSMENT SCHEDULE

Owner	District	Acres Owned	Acres Benefited	Construction Schedule Estimate	Rate	Final Assmt. Incl. Expense
✓ Fravel, Milton E.	Pike Twp.	243.93	45.0	648.00	.43200	638.28
✓ Lamb, Berry S.	Pike Twp.	31.71	20.0	109.00	.07266	107.35
✓ Newman, J. Willard	Pike Twp.	216.62	85.0	465.00	.31000	458.02
✓ Roessler, Anna	Pike Twp.	217.39	20.0	109.00	.07267	107.37
✓ Roessler, Anna	Pike Twp.	204.00	20.0	109.00	.07267	107.37
Madison County				60.00	.04000	59.10
				1500.00	1.00000	1477.49

P CERTIFICATE OF UNPAID ASSESSMENTS

April 2, 1951
London, Ohio

Madison County Commissioners
London, Ohio

Gentlemen:

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

Fravel, Milton E.	\$ 638.28
	\$ 214.74
Total	\$ 853.02

Yours very truly Forrest R. Hanson

NEWMAN DITCH

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

In the Matter of the Single
County Ditch Petitioned for by J. Willard
J. Willard Newman and others.

Office of the Board of County Com.
Madison County, Ohio
April 2, 1951

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

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

Mr. Daugherty moved the adoption of the following Resolution:

Whereas, Said Board has heretofore, by Resolution duly passed on the 2nd day of April, 1951, affirmed its former order finding in favor of the improvement of the County Ditch, petitioned for by J. Willard Newman and others: and

Whereas, It is now deemed necessary to issue and sell \$853.02 of notes under authority of Section 2293-24 of the General Code of Ohio, and "the Uniform Bond Act" for the purpose of providing funds in anticipation of the levy of assessments according to benefits or of the issuance of bonds for the improvement of said County Ditch; and

Whereas, The County Auditor has certified the maximum maturity of said notes to be five years, which maximum maturity does not exceed the estimated life or usefulness of the improvement fixed by Section 2293-9 of the General Code of Ohio; and

Whereas, This Board has heretofore, by Resolution duly passed on the 12th day of June, 1950, determined that five years shall be the period of time, in semi-annual installments, as taxes are paid, given the owners of land benefited to pay the assessments that may be made for the improvement; now, therefore, be it

Resolved, By the Board of County Commissioners of Madison County, Ohio, that in the 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 fifty three and 02/100 Dollars (\$853.02), not exceeding in amount that portion of the estimated cost of the improvement for which the assessment was levied, to provide a fund for the payment of the cost and expense of the improvement of said County Ditch according to the terms of said Resolution above referred to: and be it further

Resolved, That said notes shall be dated the 2nd day of April, 1951, and shall be in the denomination of Eight hundred fifty three and 02/100 Dollars (\$853.02) Dollars and shall be numbered 24

Said note shall bear interest at the rate of four per centum per annum until paid, and the interest on said note shall be payable on the 1 day of October and the 1 day of April, 1951, 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:

24	April 2, 1951	\$853.02
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Said note shall specify on its face the purpose for which it is issued, and that it is 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 note shall be signed by the members of the board of County Commissioners of said County, and the County Auditor and bear his seal, and the interest coupons shall have the facsimile signature of said County Auditor printed or lithographed thereon; and be it further

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 note and interest thereon until both are fully paid; and be it further

Resolved, That there shall be and is hereby levied on all the taxable property in Madison County, Ohio, in addition to all other taxes a direct tax annually during the years while such notes run, not less than that which would have been levied if bonds had been issued without the prior issue of such notes.