

ORA S. WESTWATER DITCH

ORA S. WESTWATER DITCH

SINGLE COUNTY DITCH PETITION

June 29, 1959.

A

Petion to repair by replacing washed out tile and construct new bulk-head at out-let of said ditch, known as the Ora S. Westwater ditch. The only tile to be replaced are at the mouth of the said ditch extending into pasture field owned by David Selsor Graham, Then, the open part of this ditch should be cleaned out from mentioned field to Paint Creek.

To the Board of County Commissioners, County, Ohio:

The undersigned hereby petition your honorable body to repair and make the necessary construction of new bulk head at end of tile where its an open ditch to Paint Creek for about five rods. The open part of said ditch should be cleaned out to afford necessary fall and drainage to Paint Creek.

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 on the Conway land, E. B. Roland Land and Land known as Ike Pancake crossing for some distance through land now owned by David Selsor Graham with out lets used by Richard Little and others. Following the Graham land to Paint Creek.

The following is the nature of the work petitioned for:

Replace broken and damage tile and reconstruct headwall as well as making clear out let to Paint Creek.

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

- Miss Nell Conway Farm Management, Irwin, Ohio
- Mrs. E. B. Rowlen 648 Woods Road Dayton, Ohio
- David Selsor Graham So. Solon, Ohio
- Howard Lightle RR#1 London, Ohio

Service of notice of the filing of the Petition shall be obtained by mailing notices and publications as provided in Sec. 6131.07 R. C.

David Selsor Graham)
 Della Selsor) Petitioners.
 Kenneth Dorn)

B BOND (To be filed with Ditch Petition)

KNOW ALL MEN BY THESE PRESENTS, That we, David Selsor Graham, Della Selsor and Keith K. Rowand as sureties, are held and firmly bound into 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, and administrators.

Signed by us and dated at London, Ohio, this 6th day of July, 1959.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That, Whereas, on the 29 day of June, 1959, the above bound filed his petition with the Clerk of the County Commissioners of Madison County, Ohio, making application to the County Commissioners to repair and clean out ditch petitioned for by David Selsor Graham and others, the following being the course and termini of said proposed improvement, to wit:

Commencing on the Pancake land across the Pancake-Selsor Road into land owned by David Selsor Graham, with a small part in the land owned by Russell Lightle back in the Graham land to Paint Creek.

Now, if the said David Selsor Graham will pay the cost of notices, plus any other incidental expenses, except the cost made by the Engineer in making his survey, maps, plans, profiles and schedules, if the prayer of this 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.

David Selsor Graham
 Della Selsor
 Keith K. Rowand

The above bond is approved this 6th day of July 1959.

Forrest R. Hanson
 Madison County Auditor

C RESOLUTION - ORDER FIXING TIME OF VIEW AND FIRST HEARING

In the Matter of the County Ditch No Petitioned for by David Selsor Graham and others.

Office of County Commissioners
 Madison County, Ohio - July 13th, 1959.

ORA S. WESTWATER DITCH

Office of the Board of County Commissioners
October 13, 1959

To the County Engineer:

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

Forrest R. Hanson
Clerk of the County Commissioners

E REPORT OF COUNTY ENGINEER

In the Matter of the County Ditch No.
Petitioned for by David Selsor Graham, et als.

County Engineer's Office
Madison County, Ohio
November 30, 1959,
Proceedings to

To the Board of County Commissioners County, Ohio:

The undersigned County Engineer, in obedience to the order of your Board, made on the 13th day of October, 1959, proceeded in the above matter, and visited the proposed location of said improvement and made the necessary survey for the proposed improvement, as found by the Commissioners, plans for structures, maps showing the location of the land proposed to be assessed, and profiles showing the cutting and gradient of the improvement, and made an estimate of the actual cost of the construction together with the cost of engineering and the cost of notices; publication and other incidental expenses, of said improvement; and set proper construction stakes, beginning at the upper terminus of the improvement, and noted the intersection of the line of the improvement with the apparent land boundaries of separate owners, township and county lines, natural land marks, road crossings, or other lines of marks; and took and noted necessary levels off the lines of the improvement for contour purposes, to determine the area, of the land subject to drainage, and to determine the extent of benefits to the land affected by the construction of the improvement.

I also established, at intervals of not less than one in each mile, in the most practical, permanent form, and in locations where destruction or disturbance is improbable, bench marks from which the original levels of the improvement can be established. The relation of the assumed elevation used by me in my work upon this improvement, to the established elevation of the geological survey of the United States, in the County, is as follows

I also made a schedule of the work proposed to be done, showing the fall, the depth, the excavating to be done, the location of the permanent bench marks and their actual elevation above or below the base elevation used, the nature of the excavation, and the location of quick-sand or rock, or other special features.

I also prepared a schedule containing the name of each owner of land, with a description of the land which I believe to be benefitted by the proposed improvement, taken from the tax duplicates of the County and have entered in said schedule the proximate number of acres benefitted by the proposed improvement, and the amount that said land, in my opinion, ought to be assessed according to benefits.

I also prepared proper working specifications for the construction of the improvement, including catch basins, retaining walls, size and kind of tile, and included an easement of sufficient width for permanent maintenance, etc.

I made estimates of the cost of excavating and of the cost of material and divided the construction of said improvement into such working sections as were deemed expedient.

The said survey, maps, profiles, plans, schedules, and reports are hereto attached and made a part hereof.

I hereby recommend the Paint Creek Water-shed maintenance district in which this improvement shall be placed, and I have included \$200.00 in the construction costs for the maintenance of said district for one year.

My estimate of the cost of the construction of said improvement is as follows:

Labor	\$868.92	
Materials-	344.73	\$1213.65
Engineering	\$200.00	
Inspection	100.00	
Contingencies-	200.00	
Lst years maintenance -	\$200.00	
		700.00
		<u>\$1913.65</u>
		\$1913.65

Respectfully submitted,

Helgeh, Ekedahl, County Engineer
By Gideon T. Clark, Deputy

F RESOLUTION - ORDERING FIXING TIME OF FINAL HEARING ON ENGINEER'S REPORTS, ON ESTIMATED ASSESSMENTS, ON THE PROCEEDINGS FOR THE IMPROVEMENT AND ON CLAIMS FOR COMPENSATION AND DAMAGES

In the Matter of the Single County Ditch No.
Petitioned for by David Selsor Graham et als.

Office of the Board of County Commissioners
Madison County, Ohio, Nov. 30, 1959.

The Board of County Commissioners of Madison County, Ohio, met in special session on the 30th day of November, 1959, the Clerk of the Board of County Commissioners has given notice to said Board of the filing with him by the County Engineer of the maps, profiles, schedules, and reports in the above named improvement, in accordance with its order of the 13th day of October 1959; therefore, be it

Resolved, That the 25th day of January, 1960, at 10:00 O'clock A. M., be and the same is hereby fixed as the time for the final hearing on said reports and schedules, on estimated assessments, on the proceedings for the improvement, and on claims for compensation or damages, which claims must be filed with the Clerk of the Board of County Commissioners on or before said date; and be

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

Mr. Bell seconded the resolution and the roll being called upon its adoption, the vote resulted as follows: Mr. Rodney Blymell, yes; Mr. William S. Bell, yes; Mr. George W. Taylor, yes.

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

G resolution - COMMISSIONERS FINDING AFFIRMING FORMER ORDER, CONFIRMING THE ASSESSMENTS,
AND ORDERING THE LETTING OF THE CONTRACTS

In the Matter of the Single County Ditch No.
Petitioned for by David Selsor Graham et als.

Office of the Board of County Commissioners
Madison County, Ohio. January 25, 1960.

The Board of County Commissioners of Madison County, Ohio, met in special session on the 25th day of January, 1960, at the office of Commissioners with the following members present: Mr. Rodney Plymell, Mr. Wm. S. Bell.

Mr. Bell moved the adoption of the following Resolution:

Whereas, This being the day fixed by said Board, in its order dated the 30th day of November, 1959, for the final hearing on the Reports and Schedules of the County Engineer, 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 County Engineer; therefore, be it

Resolved, That said Board review and reconsider its former order made and dated the 30th. day of November, 1959, in favor of said improvement, and be it further

Resolved: That said Board ~~review and reconsider its former order made and dated~~ hereby approve the maps, profiles, plans, schedules and reports prepared by the County engineer, in its order dated the 30th day of November, 1959; and

Whereas, This Board has considered the cost of location and construction, the compensation for land taken, the damages to land along or in the vicinity of the route of the improvement, the damages to land below the lower terminus of the improvement which may be caused by constructing the improvement, the sufficiency of the outlet, the benefits to the public welfare, and the special benefits to land needing the improvement, etc; therefore, be it

Resolved, That said former order finding in favor of said improvement made at the first hearing on the 13th day of October, 1959, be and the same is hereby affirmed; and

Whereas, Objections to the proposed assessment having been filed by

No objections

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 County Engineer and any competent evidence on the question of benefits, and from an actual view of the premises; therefore, be it

Resolved, That the assessments be and the same are hereby amended and corrected as follows: to-wit:

No changes

and be it further

Resolved, That said County Engineer's assessments as so amended and corrected by and the same are hereby approved and confirmed; and be it further

Resolved, That \$ be and the same is hereby assessed for benefits to the general public by reason of the improvement being conducive to the public welfare and shall be paid by the public and assessed against the County, and \$50.00 found to benefit State or County Roads or Highways be and the same is hereby assessed against the County, and the following sums found to benefit the following political subdivisions of the State be and the same are hereby assessed against such political subdivisions, respectively:

Madison County Roads \$50.00

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 semi-annually; and be it further

Resolved, That interest shall be added to said installments of assessments at the same rate as is drawn by the bonds 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,

ORA S. WESTWATER DITCH

That the 7th day of March, 1960, at 11:00 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 Engineer 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 Engineer 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 County Engineer 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 Clerk of the County Commissioners, 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 advertisement shall also be made in two successive weekly issues of a newspaper printed and in general circulation in Madison County.

Resolved, That said County Engineer be and he is hereby directed to attend at said time and place so advertised by him and receive bids filed with the Clerk of the Board of County Commissioners; and be it further

Resolved, That authority be and the same is hereby given to said County Engineer 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 Sections 6331.39 of the Revised Code of Ohio.

Mr. Plymell seconded the resolution and the roll being called upon its adoption, the vote resulted as follows: Mr. Rodney Plymell, yes; Mr. William S. Bell, yes.

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

H DITCH CONTRACT

Single County Ditch petitioned for by Work and Labor and Materials
David Selsor Graham et al.

THIS AGREEMENT, made and entered into on this 7 day of March 1960, by and between the County Commissioners of Madison County, Ohio, and hereinafter designated as "First Party", and Darby Enterprises Inc., Attention: Mr. Okie Rice, 8500 Alkire Road, Grove City, Ohio hereinafter designated as "Second Party".

WITNESSETH, THAT SAID "Second Party," for and in consideration of the sum of Twelve hundred eight and 65/100 -- 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 ditch improvement petitioned for by David Selsor Graham 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 workmanship manner, under the direction of the County Engineer in charge, without hindrance or delay to any other branch or class of work on said ditch, and to work in harmony with and to render such assistance to other branches of work as his connection therewith and the progress of the ditch may require. The whole to be completed to the satisfaction and acceptance of said "First Party" on or before the 1st day of November 1960.

And Said, "First Party" for and in consideration of the true and faithful performance of said work and labor and furnishings of said materials as aforesaid, hereby agrees to pay unto the said "Second Party" said sum of Twelve hundred eight and 65/100 (\$1208.65) Dollars, in installments from time to time, upon the certificate of acceptance of the County Engineer and as provided by law.

It is mutually agreed that no extra work or materials shall be charged for except in accordance with the provisions of Sec. 6131.48 of the Revised Code of Ohio.

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

Signed in duplicate in presence of
Grace Longberry
Forrest R. Hanson
Rodney Plymell) Commissioners of
William S. Bell) Madison County, Ohio
George W. Taylor) "First Party"
Darby Enterprises
Okie Rice) Contractors "SEcond Party"

I BOND OF DITCH CONTRACTOR

In the Matter of the Single County Ditch No ON CONTRACT FOR WORK AND LABOR AND
Petitioned for by David Selsor Graham et al. MATERIALS

KNOW ALL MEN BY THESE PRESENTS, That we, Darby Enterprises Inc., Mr. Okie Rice, 8500 Alkire Road, Grove City, Ohio, as Principal, and, as sureties, are held and firmly bound unto the State of Ohio for the benefit of Madison County, Ohio, and for the benefit of any owner having a right of action thereon as is provided by law, in the penal sum of Twelve hundred thirteen and 65/100 Dollars to the payment of which sum, well and truly to be made, we do hereby jointly and severally bind ourselves, our heirs, executors and administrators.

Signed by us, and dated this day of , 1960.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH THAT, Whereas, the above bound Darby Enterprises, Inc., Mr. Okie Rice, 8500 Alkire Road, Grove City, Ohio has entered into a Contract with said Board of County Commissioners, First, to furnish the materials and perform the work and labor for the construction of the ditch improvement petitioned for by David Selsor Graham and others specified in said Contract, to the satisfaction and acceptance of the County Engineer, on or before the 1st day of November, 1960, for the compensation of Twelve hundred eight and 65/100- (\$1208.65) 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 Darby Enterprises Inc., Mr. Okie Rice, 8500 Alkire Road, Grove City, O., shall faithfully perform and complete such work and labor and furnish such materials within the time and as above specified and conditioned, according to the tenor of said contract, and in accordance with the plans, descriptions and specifications required and made a part of said Contract, then this obligation shall be void; otherwise it shall be and remain in full force and virtue in law.

Executed in Presence of

Alan Kulp
Ralph E. Green

Mr. Darby Enterprises, Inc.
Okie Rice, Pres.
Fidelity and Deposit Company of Maryland
By R. C. Bollen

The above bond being good and sufficient is approved this 21st day of March 1960.

Rodney Plymell Board of County
William S. Bell Commissioners
George W. Taylor County, Ohio

J ENGINEER'S REPORT ON BIDS RECEIVED

In the Matter of the County Ditch No.
Petitioned for by David Selsor Graham et al.

County Engineer's Office
Madison County, Ohio. March 7, 1960.

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:

Bidder	For What Work or Materials	Amt. of bid	Kind	Amount
Darby Enterprises Inc.	Labor and Material	1208.65	Cash	500.00

I recommend the following bids as the best:

Darby Enterprises Inc.
Okie Rice

Helgeh Ekedahl
County Engineer

K RESOLUTION - COMMISSIONERS' ORDER AWARDING CONTRACTS

In the Matter of the Single County Ditch No
for by David Selsor Graham et als.

Office of the Board of County Commissioners
Madison County, Ohio March 7, 1960

The Board of County Commissioners of Madison County, Ohio, met in regular session on the 7th day of March, 1960, at the office of Commissioners with the following members present: Mr. Rodney Plymell, Mr. Wm. S. Bell; Mr. George W. Taylor.

Mr. Taylor moved the adoption of the following Resolution:

Whereas, The County Engineer has filed with the Board his report on bids received for the work of construction and for furnishing materials in the above named improvement petitioned for by David Selsor Graham and others; and

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

Bidder	For What Work or Materials	Amt. of Bid	County Engineer's Estimate
Darby Enterprises, Inc.	Labor and Material	1208.65	1213.65

therefore, be it

Resolved, That contracts be and the same are hereby awarded to said Darby Enterprises, Inc.-Okie Rice.

bid by him, respectively; and be it further

ORA S. WESTWATER DITCH

Resolved, That the Clerk of the Board of County Commissioners 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 6131.41 and 6131.42 of the Revised Code; and be it further

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

Resolved, That the whole of such work shall be completed and all material furnished on or before the 1st day of November, 1960, 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. Bell seconded the resolution with the roll being called upon its adoption, the vote resulted as follows: Mr. Rodney Plymell, yes; Mr. William S. Bell, yes; Mr. George W. Taylor, yes.

L CERTIFICATE OF COUNTY ENGINEER AS TO WORK COMPLETED

In the Matter of the Single County Ditch Petitioned for by David Selsor Graham et al. Office of County Engineer
Madison County, Ohio - Sept. 19, 1960

To Darby Enterprises Inc. Contractor:

This is to certify that the undersigned County Engineer has accepted 100 per cent, of the work and labor furnished and completed by said contractor under his contract for the construction of the above needed improvement petitioned for by David Selsor Graham, and others, and I, therefore approve said work and labor for payment in the sum of one thousand, two hundred eight and 65/100 (\$1,208.65) Dollars, the same being the contract price for said percentage of work and labor completed and accepted.

Helge G. Ekedahl

M 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 No. Petitioned for by David Selsor Graham and others. Office of the Board of County Commissioners
Madison County, Ohio - Sept. 26, 1960.

The Board of County Commissioners of Madison County, Ohio, met in special session on the 26th day of September, 1960, at the office of Commissioners with the following members present: Mr. Rodney Plymell; Mr. Wm. S. Bell; Mr. George W. Taylor.

Mr. Taylor moved the adoption of the following Resolution:

Whereas, Said Board has heretofore, by Resolution duly passed on the 25th day of January, 1960, affirmed its former order finding in favor of the repair and construction of the County Ditch No. , petitioned for by David Selsor Graham and others and

Whereas, It is now deemed necessary to issue and sell \$1913.65 of notes under authority of Section 133.31 of the Revised 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 repair and construction of said County Ditch; and

Whereas, The County Auditor has certified the maximum maturity of said notes to be four years, which maximum maturity does not exceed the estimated life or usefulness of the improvement fixed by Section 133.20 of the Revised Code of Ohio; and

Whereas, This Board has heretofore, by Resolution duly passed on the 25th day of January, 1960, determined that four years shall be the period of time, in semi-annual installments, as taxes are paid, given the owners of land benefited to pay the assessment that may be made for the improvement now, therefore, be it

Resolved, By the Board of County Commissioners of Madison County, Ohio, that in the judgment of said Board of County Commissioners, it is now necessary in anticipation of the levy of assessments according to benefits or of the issuance of bonds to issue and sell the notes of said County under and by virtue of the authority of Section 133.31 of the Revised Code of Ohio and "The Uniform Bond Act" in the aggregate sum of Nineteen hundred thirteen 65/100 Dollars (\$1913.65), not exceeding in amount that portion of the estimated cost of the improvement for which the assessment is levied, to provide a fund for the payment of the cost and expense of the repair and construction 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 1st day of October 1960, and shall be in the denomination of One thousand nine hundred thirteen 65/100 Dollars (\$1913.65) each, and shall be numbered.

Said notes shall bear interest at the rate of 4 per centum per annum until paid, and the interest on said notes shall be payable on the 1st day of April and the 1st day of October, 1961, and until the principal sum of said notes is paid and as evidenced by interest coupons attached thereto. Said notes shall not be issued for a longer period of time than two years from date thereof and shall be payable at the office of the Treasurer of said County at London, Ohio, upon presentation and surrender of said notes and interest coupons as they respectively mature. Said notes shall be redeemable at any interest period.

Said notes shall be due and payable as follows:

No.	Date	Amount
#31	October 1, 1960	1913.65

Said notes shall specify on their face the purpose for which they are issued, and that they are issued in pursuance of this resolution and under authority of the General Laws of the State of Ohio, particularly Section 133.31 of the Revised Code of Ohio and "The Uniform Bond Act", and shall be full general obligations of said Madison County, and for the full amount thereof, and the full faith, credit and revenue of said County are hereby pledged for the payment of the

principal and interest thereof at maturity.

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

Resolved, That said notes shall be paid from the proceeds of bonds hereafter issued in anticipation of the collection of assessments and all of the assessments collected for the improvement shall be applied to the payment of the notes and interest thereon until both are fully paid; and be it further

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

Said tax shall be, and is hereby ordered computed, certified, levied and extended upon the tax duplicate, and collected by the same officers, in the same manner and at the same time that taxes for general purposes for each of said years are certified, levied, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from said tax levies hereby required shall be placed in a separate and distinct fund, which, together with all interest collected on the same, shall be irrevocably pledged for the payment of the interest and principal of said notes, when and as the same fall due.

It is hereby determined that all acts, conditions and things necessary to be done precedent to and in the issuance of said notes in order to make the same legal, valid and binding obligations of said County have been done, have happened and have been performed in regular and due form as required by law and that the tax for the payment of the principal and interest as the same falls due and is payable does not exceed any limitations of taxation of said County, and that the amount of this note issue does not exceed any limitation of indebtedness as fixed by law.

The Clerk of this Board is hereby authorized and directed to offer this issue of notes at par and accrued interest first to the Board of Trustees of the Sinking Fund of said County and if refused, then the Clerk is directed to offer the same for sale.

The First National Bank, London, Ohio at private sale.

Mr. Bell seconded the resolution and the roll being called upon its adoption, the vote resulted as follows: Mr. Rodney Plymell, yes; Mr. William S. Bell, yes; Mr. George W. Taylor, yes.

Dated this 26th day of September, 1960.

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

L ORA S. WESTWATER
PETITIONER DAVID SELSOR GRAHAM

Contractor	\$1208.65
Abstract	12.50
Engineering & Inspection	300.00
Publications	10.85
Mailing Charges	1.00
Interest	38.70
3% Maintenance Charge	57.41
First Years Upkeep	200.00
	<u>1829.11</u>

Schedule of Land Owners

Owner	Survey Twp.	Acres Owned	Acres Benefit	Constr. Schedule Estimate	Rate	Final Assmt. Including Expense
Conway, Nell et al	9414-Stokes	76.00	60.00	96.00	.05017	91.77
Graham, David Selsor	540-Paint	71.00	71.00	224.29	.11721	214.38
	10095-Stokes	155.50	135.00	426.31	.22277	407.47
	1341-Stokes	160.07	40.00	126.31	.06600	120.72
	9832-Stokes	53.00	25.00	78.98	.04127	75.49
	5781-Stokes	185.00	60.00	189.54	.09905	181.17
Lightle, Richard et al	10432-Paint	167.49	50.00	157.95	.08254	150.98
Lightle, Howard et al	540- "	113.76	30.00	94.77	.04952	90.58
Rowlen, Addie Pancake	5982 - Stokes	76.00	56.00	89.60	.04682	85.64
Selsor, Della	10095- Stokes	100.00	100.00	315.90	.16508	301.95
Shively, Margaret S.	5892 Stokes	50.00	40.00	64.00	.03344	61.17
Madison County	Roads			50.00	.02613	47.79
				<u>1913.65</u>	<u>1.00000</u>	<u>1829.11</u>

ORA S. WESTWATER DITCH

The amount of your final assessment on the Ora S. Westwater Ditch is set forth above. If you intend to pay cash, settlement should be made at the County Auditor's Office in London, on or before January 30, 1961. If you wish the amount of your assessment to be collected as taxes sign the enclosed form and return. All assessments according to Section 6131.23 that are less than \$5.00 must be paid in cash. All assessments that are collected as taxes are assessed twice each year for a period of five years with 4% interest included thereon.