

Ditch Improvement Record, R. L. Stuckey Ditch.

Record of proceedings in the matter of the ditch improvement petitioned for by R. L. Stuckey et al and located in Wanaan Township, Madison County, Ohio.

Ditch Petition.

Filed Nov. 7th 1900. B. A. Taylor, Auditor (B)

London, Ohio, October 22nd A. D. 1900. Petition for the location^g & tiling of a ditch.

To the Honorable Board of Commissioners Madison County, Ohio.

The undersigned owners of lots and lands 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 tiling 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 the line between J. L. Millikin and Henry Wright; thence in a south easterly direction through the lands of said Wright, the lands of R. L. and E. H. Stuckey and terminating in an open township ditch on said Stuckey's lands.

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

- R. L. Stuckey, E. H. Stuckey, J. L. Millikin, Henry Wright.
- R. L. Stuckey, } per E. H. S. agent.
- E. H. Stuckey } Petitioners.
- Henry Wright }

Petitioners Bond.

Filed Nov. 7th 1900. B. A. Taylor, Auditor (B)

Know all men by These Presents,

That R. L. Stuckey as principal and E. H. Stuckey and Ruth Stuckey as sureties, are held and firmly bound unto the State of Ohio in the penal sum of Two Hundred Dollars.

Signed and dated this 7th day of November, A. D. 1900.

The condition of the above obligation is such, however that whereas, on the 7th day of November, A. D. 1900, the above bounden R. L. Stuckey made application to the Commissioners of Madison County and on said day filed with the Auditor of said County, a petition for the location and tiling of a ditch in pursuance.

of the statute in such case made and provided and on the following route and termini, to wit: Commencing at the line between J. S. Millikin and Henry Wright; thence in a southerly and easterly direction through the lands of said Wright the lands of R. B. and E. H. Stuckey and terminating in an open township ditch on said Stuckey's land.

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

The above bond and the sureties thereon are approved by me this 7th day of November, A. D. 1900.

R. B. Stuckey
E. H. Stuckey
Rush Stuckey

B. A. Taylor,

County Auditor.

(Stamp.)

Notice to Commissioners of Petition filed 2nd time for hearing.
Office of Auditor of Madison County, Ohio,
November 7th A. D. 1900.

To the Honorable Board of Commissioners of said County:

Gentlemen: You are hereby notified that a petition and bond for a Ditch Improvement has been filed in this office on the 7th day of November, A. D. 1900; a copy of which petition is attached below; and as required by law I have fixed the 28th day of November, A. D. 1900, at 10 o'clock, A. M. at the beginning of said proposed ditch, described in said petition, for your hearing of said matter.

B. A. Taylor, Auditor.

Copy of Ditch Petition.

London, Ohio, October 22nd A. D. 1900. Petition for location and tiling of a ditch.

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

The undersigned owners of lots and lands 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 tiling of a ditch on the route herein after 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 the line between J. L. Millikin and Henry Wright; thence in a south easterly direction through the lands of said Wright; the lands of R. B. and E. H. Stuckey and terminating in an open township ditch on said Stuckey's lands.

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:

R. B. Stuckey, E. H. Stuckey, J. L. Millikin and Henry Wright.

R. B. Stuckey, (E. H. S. Agent)

E. H. Stuckey

Henry Wright.

I hereby certify the foregoing to be a true copy of a Ditch Petition filed in my office on the 7th day of November, A. D. 1900.

B. A. Taylor, County Auditor.

Commissioner

Journal, Vol.

Page 172.

Commissioner's Office, Madison County,

London, Ohio, November, 7th 1900.

Board of Commissioners met today in Regular Session.

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

In the matter of the
Ditch Imp. Petitioned
for by R. B. Stuckey et al.

Notice of filing of petition.

The County Auditor having delivered to this Board a certified copy of the petition filed with him on the 7th day of November, 1900, signed by R. B. Stuckey et al, praying for the location, construction and filing of a county ditch between the termini and along the route stated below, to wit:

Commencing at the line between J. L. Millikin and Henry Wright; thence in a south easterly direction through the lands of said Wright, the lands of R. B. & E. H. Stuckey and terminating in an open township ditch on said Stuckey's land.

And it appearing that said petitioners have given bond as required by law, which has been approved by said Auditor and said Auditor having fixed the 28th day of November, 1900, as the day for hearing said petition, it is ordered that this Board meet on said day at 10 o'clock, A. M. at the place of beginning of said ditch as described in said petition, to hear proof offered by any of the parties affected by said improvement and others competent to testify, and to determine as to the necessity of said improvement.

On the question of the adaption of the foregoing entry and orders relating to said petition and ditch.

Chas. B. Markley, H. E. Bradley and Jas. B. Anderson voted "Aye".
Board adjourned to meet in regular session, Monday, November 12th, 1900, at 10 o'clock, A. M.

B. A. Taylor,
Auditor and Clerk.

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

Auditor's Office, Madison County,
London, Ohio, Nov. 7th A. D. 1900.

In the matter of the
Ditch Impf. Petitioned
for by R. B. Stuckey 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 7th day of November, A. D. 1900, R. B. Stuckey
and others, filed a petition with the Auditor of
Madison County, the prayer of which is for the loca-
tion, construction and tiling of a ditch on the fol-
lowing starting point, route and terminus, to wit:
Commencing at the line between J. L. Millikin and
Henry Wright; thence in a south easterly direction
through the lands of said Wright, the lands of R. B.
and E. H. Stuckey and terminating in an open town-
ship ditch on said Stuckey's lands.

You are also notified that the following time
and place have been fixed when and where the Com-
missioners of said County will meet for the hearing
of said petition, to wit: Wednesday, November 28th 1900,
at 10 o'clock A. M. at the beginning of said proposed
ditch improvement, for the purpose of hearing any
and all proof offered by any of the parties affected
by said ditch improvement, whether the said ditch
will be conducive to the public health, convenience
and welfare; and whether the route described is
the best route, and any and all objections to said
proposed ditch improvement.

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

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

B. A. Taylor, Auditor of Madison County.

Notice by Publication.

Ditch Notice. Auditor's Office, Madison County, Ohio,
November 7th A. D. 1900.

In the matter of the Ditch Improvement petitioned for by R. W. Stuckey et al.

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 7th day of November, A. D. 1900, R. W. Stuckey and others filed a petition with the Auditor of said County, the prayer of which is for the location and tiling of a ditch, on the following starting point, route and terminus to-wit: Commencing at the line between J. L. Millikin and Henry Wright; thence in a south easterly direction through the lands of said Wright, the lands of R. W. and E. H. Stuckey and terminating in an open township ditch on said Stuckey's lands.

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, November 28th 1900, at 10 o'clock, A. M., at the beginning of said proposed ditch improvement for the purpose of hearing any and all proof offered by any of the parties affected by said ditch improvement, whether the said ditch will be conducive to the public health, convenience and welfare, and whether the route described is the best route, and any and all objections to said proposed ditch improvement.

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

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

B. A. Taylor, Auditor of Madison County, Ohio.
London, Ohio, November, 9th 1900. 2-wk.

The State of Ohio, Madison County ss:

M. H. Wallace, being duly sworn, says he is the Business Manager of The London Semi-Weekly Enterprise a newspaper printed and of general circulation in said County, and that a notice, of which the annexed is a copy, was published in said newspaper, for at least 2 consecutive weeks, prior to the 28th day of November, 1900.

M. H. Wallace.

Sworn to and subscribed by said M. H. Wallace this 24th day of November, 1900.

B. A. Taylor,
Auditor.

Printer's Fees. \$4.69

Proof of Publication Filed November, 24th 1900.

Auditors Office, Madison County,
London, Ohio, November 7th A.D. 1900.

In the matter of the
Ditch Imp. Petitioned
for by R. W. Stuckey et al.

} Copy of 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 7th day of November, A.D. 1900, R. W. Stuckey and others, filed a petition with the Auditor of Madison County, the prayer of which is for the location and tiling of a ditch, on the following starting point, route and termini to wit:

Commencing at the line between J. L. Millikin and Henry Wright; thence in a south easterly direction through the lands of said Wright; the lands of R. W. and E. H. Stuckey and terminating in an open township ditch on said Stuckey's lands.

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, November, 28th 1900, at 10 o'clock A.M. at the beginning of said proposed ditch improvement for the purpose of hearing any and all proof offered by any of the parties affected by said ditch improvement, whether the said ditch will be conducive to the public health, convenience and welfare; and whether the route described is the best route, and any and all objections to said proposed ditch improvement.

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

B. A. Taylor, Auditor of Madison County.

The State of Ohio, Madison County, ss:

Proof of notice.

On this 15 day of November, A. D. 1900, personally appeared before the undersigned authority, E. H. Stuckey who being first duly sworn, deposed and says that he served the annexed and above notice on the respective parties herein named by delivering to each a true copy thereof, except such as have waived the service thereof by placing their signature hereto.

(next page)

Ditch Improvement Record,

R. L. Stuckey.

Ditch.

| Name of Person Served. | How Served | When Served. | I acknowledge service of the above notice |
|--------------------------|------------|-----------------------------|---|
| R. L. Stuckey | | Nov. 12 th 1900. | R. L. Stuckey |
| E. H. Stuckey | | Nov. 12 th 1900. | E. H. Stuckey |
| Henry Wright | By Notice | Nov. 12 th 1900. | |
| Charles Martin | By Notice | Nov. 13 th 1900. | |
| Tenant on Millikin land. | | | |

And further this deponent saith not.

E. H. Stuckey.

Sworn to by E. H. Stuckey before me and by him subscribed in my presence this 15th day of November, A. D. 1900.

Wallace W. Lewis,

Notary Public.

Commissioners' Finding on the Petition.

In the matter of }
The R. L. Stuckey }
Ditch Improvement. }

Auditor's Office, Madison County, Miss.
Dec. 3rd A. D. 1900.

This day the Commissioners of Madison County, being in regular session, members present, Chas. B. Markley, H. E. Bradley and Jas. B. Anderson, a copy of a petition for the location and tiling 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 dismissed for any cause, we, therefore, on the 28th day of November, 1900, the day fixed by the Auditor for hearings, did meet at the place of beginning of said ditch, as described in the petition, and heard all proof offered by any of the parties affected by said improvement and other persons competent to testify; and we went over and along the line of said improvement, and by actual view of the said ditch and the premises along and adjacent thereto, and to be drained or benefited thereby and determine 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.

The following route was determined upon by us, viz: Commencing on the lands of J. L. Millikin; running thence in a north easterly direction about 500 feet to the line between said J. L. Millikin and Henry Wright; thence in a southerly and easterly direction through the lands of said Wright, the lands of R. L. and E. H. Stuckey and terminating in an open township ditch on said Stuckey's land.

all of main ditch to be tiled.

The following laterals were located, viz:

Lateral No. 1- Beginning on the lands of J. L. Millikin, thence running in a south easterly direction about 5 rods to the line of Henry Wright; thence through the lands of said Wright entering main ditch at Station 7+50. Entire Lateral to be tiled.

Lateral No. 2- Beginning on the lands of Henry Wright running thence in a south westerly direction about 13 feet to the line of J. L. Millikin; thence across the lands of said Millikin in a south westerly direction to the line between said Millikin and C. W. Stuckey; thence in a southerly and south easterly direction on the lands of said Stuckey and entering main ditch at Station 23. Entire lateral to be tiled.

We also find that due and legal notice has been given to each person and corporation benefited or affected by said improvement, (except the following persons whom we deem affected by the proposed improvement).

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

It is further ordered that the 18th day of December, 1900 at 10 o'clock, A. M. at the Commissioners office, is hereby fixed for the hearing of applications for any appropriation of land taken for said improvement and damages said parties affected by said improvement, or any of them, may sustain thereby and for the approval of the report of the Surveyor.

J. A. Taylor, Auditor. Chas. S. Markley, Pres. Board of Commissioners.

Finding on the Petition. Copy for Surveyor.
 In the matter of the } Auditor's Office, Madison County, Ohio.
 Ditch Imp. Petitioned }
 for by R. W. Stuckey et al. } December 3^d A. D. 1900.

This day the Commissioners of Madison County, being in regular session, members present, Chas. A. Markley, S. C. Bradley and Jas. B. Anderson, and a copy of a petition for the location and tiling 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 28th day of November, 1900, the day fixed by the Auditor for hearings, did meet at the place of beginning of said ditch, as described in the petition and heard all proof offered by any of the parties affected by said improvement, and other persons competent to testify and determine the necessity thereof; 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 and benefited thereby, and determine the necessity thereof, and we do hereby find that said improvement is necessary and will be conducive to the public health, convenience and welfare and a benefit to the lots and lands along the line thereof by furnishing drainage thereto.

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

The following route was determined upon by us, viz:
 Commencing on the lands of J. S. Millikin, running thence in a north easterly direction about 500 feet to the line between J. S. Millikin and Henry Wright, thence in a southerly and easterly direction through the lands of said Wright, the lands of R. W. and E. H. Stuckey and terminating in an open township ditch on said Stuckey's land. All of main ditch to be tiled.

The following laterals were located, viz:
 Lateral No. 1 - Beginning on the lands of J. S. Millikin; thence running in a south easterly direction about 5 rods to the line of Henry Wright, thence through the lands of said Wright entering main ditch at Station 7+50. Entire lateral to be tiled.
 Lateral No. 2 - Beginning on the lands of Henry Wright, running thence in a south westerly direction about

13 feet to the line of J. S. Millikin, thence running across the lands of said Millikin in a south westerly direction to the line between said Millikin and E. S. Stuckey, thence in a southerly and south easterly direction on the lands of said Stuckey and entering main ditch at Station 23. Entire lateral to be tiled.

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 railroads, that will be benefited, and an apportionment of the estimated cost of locating and constructing said improvement, in money, according to the benefits which will result to each, and to perform such other duties as are required in Sections 4454, 4455 and 4456 R.S., and now in force and effect; to report the amount and size of tile necessary and the estimated cost of the same, 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 18th day of December, 1900 at 10 o'clock, A.M. at the County Auditor's Office, is hereby fixed for the hearing of applications for any appropriations of land taken for said improvement and damages said parties affected by said improvement, or any of them may sustain thereby, and for the approval of the report of the Surveyor.

B. A. Taylor,

County Auditor,

Chas. S. Markley, President of Board of Commissioners.

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

B. A. Taylor,

County Auditor.

Ditch Improvement Record, R. W. Stuckey Ditch.

Commissioners

Journal, Vol. 7

Page 193.

Commissioner's Office, Madison County,
London, Ohio, December 3rd 1900.

Commissioners met today in Regular Quarterly Session.

Present: Chas. S. Markley, H. E. Bradley and Jas. B. Anderson

In the matter of the
Ditch Impv. Petitioned
for by R. W. Stuckey et al

Commissioner's Finding on Petition.

This day the Commissioners of Madison County being in session, and a copy of a petition for the location and tiling 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 from any cause, we therefore on the 28th day of November, 1900, the day fixed by the Auditor for hearings did meet at the place of beginning of said ditch as described in the petition, and hear all proof offered by any of the parties affected by said improvement, and others 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 and 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.

The following route was determined upon by us, viz: Commencing on the lands of J. L. Millikin; running thence in a north easterly direction about 500 feet to the line between said J. L. Millikin and Henry Wright; thence in a southerly and easterly direction through the lands of said Wright, the lands of R. W. and E. H. Stuckey and terminating in an open township ditch on said Stuckey's land. All of main ditch to be tiled.

The following laterals were located by us.

Lateral No. 1 - Beginning on the lands of J. L. Millikin; running thence in a south easterly direction about 5 rods to the line of Henry Wright, thence through the lands of said Wright entering main ditch at Station 7+50. Entire lateral to be tiled.

Lateral No. 2 - Beginning on the lands of Henry Wright, running thence in a south westerly direction about 13 feet to the line of J. L. Millikin; thence across the lands of said Millikin in a south westerly direction

to the line between said Millikin and C. H. Stuckey; thence in a southerly and south easterly direction on the lands of said Stuckey and entering main ditch at Station 23. Entire lateral to be tiled.

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 changed by us, in accordance with Section 4489 R. S. as above described, and survey and level the same and set a stake at every hundred feet numbering down stream, and to embody in said order direction to the said Surveyor to make and return a schedule of all lots and lands and public or separate roads and railroads that will be benefited, and an apportionment of the estimated cost of 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; to report the amount ^{and} size of tile necessary and the estimated cost of the same; 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 18th day of December, 1900, at 10 o'clock, A. M. at the County Auditor's Office, is hereby fixed for the hearing of any applications for any appropriation of land taken for said improvement, and damage said parties affected by said improvement, or any of them may sustain thereby, and for the approval of the report of the Surveyor.

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

B. A. Taylor,
Auditor ^{and} Clerk.

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

Auditor's Office, Madison County, Ohio,
December, 18th A. D. 1900.

In the matter of the }
Ditch Imp. Petitioned }
for by R. W. Stuckey et al. }

Report and Schedules of Engineer.

To the Honorable, the Board of Commissioners of Madison County, Ohio:
The undersigned Engineer, in obedi

ence to the direction of your Honorable Body, made on the 28th day of November, A. D. 1900, has proceeded in the above matter, and has made a level and survey of the line of said proposed ditch improvement, and set a stake at every hundred feet numbering down stream, and I have made a note of the intersection of lines and boundaries of lands, township and county lines, land marks, bench marks, and road and railway crossings; and I herewith make report of the same, with profile and plat, and an estimate of the number of cubic yards of earth or other substance to be removed, and the cost per cubic yard for each working section on said report indicated and of each section of one hundred feet.

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

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

| | | | |
|--|-----------------|--|---------|
| J. H. Asher, | Engineer, | 7 days, at \$4. ⁰⁰ per day, | \$28.00 |
| Clyde Asher, | Rodman, | 1 " " \$1. ²⁵ " " | \$ 1.25 |
| E. W. Stuckey, | Chainman, | 1 " " \$1. ²⁵ " " | \$ 1.25 |
| E. W. Stuckey's stand, | Hauling stakes, | 1 " " \$1. ²⁵ " " | \$ 1.25 |
| Ralph Asher, | Chainman, | 1 " " \$1. ²⁵ " " | \$ 1.25 |
| Clyde Asher, | Asman, | 1 " " \$1. ²⁵ " " | \$ 1.25 |
| Other Expenses; E. W. Stuckey, 100 stakes. | | | \$ 1.25 |
| | Total | | \$35.50 |

The foregoing Cost Bill allowed by us, Dec. 18th 1900.

Chas. H. Markley
H. E. Bradley
Jas. B. Anderson,

County Commissioners.

J. H. Asher, Engineer.

Report of Engineer

Schedule "A"

| Stake every 100 feet and being down to the bottom of the ditch | Surface Elevation | Grade Elevation | Total fall from station | Entire Depth | Out. | tile size | Conc'd Distance | |
|--|-------------------|-----------------|-------------------------|--------------|------|-------------|--------------------------|------------------------------------|
| Lateral No. 1 at Sta. 7+50. | | | | | | 4 inch tile | | Double Jack oak same as main ditch |
| B.M. 100.00 | | | | | | | | |
| 0 | 98.75 | 95.75 | | 3.00 | 3.00 | | | 0 to 6, S. 58 E. |
| 1 | 98.35 | 95.60 | .15 | 2.75 | 2.75 | | | 600' |
| 2 | 98.45 | 95.45 | .30 | 3.00 | 3.00 | | | |
| 3 | 98.49 | 95.30 | .45 | 3.19 | 3.19 | | | |
| 4 | 98.25 | 95.15 | .60 | 3.10 | 3.10 | | | |
| 5 | 98.41 | 95.00 | .75 | 3.41 | 3.10 | | | |
| 6 | 99.15 | 94.85 | .90 | 3.30 | 3.30 | | | |
| Lateral No. 2. | | | | | | 4 inch tile | | Jack oak same as main ditch |
| B.M. 100.00 | | | | | | | | |
| 0 | 97.95 | 95.40 | | 2.50 | 2.50 | | | 1 to 1+88, S. 9 1/2 W. |
| 1 | 97.30 | 94.70 | .70 | 2.60 | 2.60 | | | 188' |
| +88 | 97.05 | 94.09 | 1.21 | 2.96 | 2.96 | | | |
| 2 | 96.45 | 94.00 | 1.40 | 2.45 | 2.45 | | | |
| 3 | 95.75 | 93.30 | 2.16 | 2.45 | 2.45 | | | 1+88 to 3+63, S. 34 E. |
| +63 | 95.87 | 92.86 | 2.54 | 3.01 | 3.01 | | | 175' |
| 4 | 95.79 | 92.60 | 2.80 | 3.19 | 3.19 | | | |
| 5 | 95.49 | 92.30 | 3.10 | 3.19 | 3.19 | | | |
| B.M. 99.69 | | | | | | | 3+63 to 8+8 S. 83 1/2 E. | |
| 6 | 95.25 | 92.00 | 3.40 | 3.25 | 3.25 | | 445' | |
| 7 | 95.09 | 91.70 | 3.70 | 3.39 | 2.05 | | | |
| 8 | 94.52 | 91.40 | 4.00 | 3.12 | 1.75 | | 8+8 to 10 S. 71 E. | |
| +8 | 94.40 | 91.26 | 4.14 | 3.14 | 1.84 | | 192' | |
| 9 | 92.60 | 89.70 | 6.70 | 2.90 | 2.00 | | | |
| 10 | 90.50 | 88.00 | 7.40 | 2.50 | 2.25 | | | |

Report of Engineer.

Schedule "A".

Statement of Working Sections of The R. W. Stuckey Ditch.

| No. of Working Section | No. of Stakes | | No. of Linear Feet | No. of Rods | Price per rod | Amount | | |
|------------------------|-----------------------------|-------|--------------------|-------------|---------------|--------|--------|------|
| | From | To | | | | D. | C. | |
| I | 0 | 25+90 | 2590 | 157 | tile casing | .50 | 78 50 | |
| | 112 | rods | 8 inch tile | at | | .75 | 84 00 | |
| | 45 | " | 5 " | " | at | .35 | 15 75 | |
| | | | | | | | 178 25 | |
| Lateral No. 1. | | | | | | | | |
| II | 0 | 6 | 600 | 36.5 | | .45 | 16 43 | |
| | 36.5 | rods | 4 inch tile @ | | | .25 | 9 13 | |
| | | | | | | | 25 56 | |
| Lateral No. 2. | | | | | | | | |
| III | 0 | 10 | 1000' | 60.6 | | .40 | 24 24 | |
| | 60.6 | rods | 4 inch tile | | | .25 | 15 15 | |
| | | | | | | | 39 39 | |
| IV | Protection Wall of Boulders | | | | | | | 5 00 |

Recapitulation.

| Cutting | | Tile | |
|---------------|----------|---------------|----------|
| Main Ditch | \$78.50 | Main Ditch | \$99.75 |
| Lateral No. 1 | \$16.43 | Lateral No. 1 | \$ 9.13 |
| Lateral No. 2 | \$24.24 | Lateral No. 2 | \$ 15.15 |
| | \$119.17 | | \$124.03 |

Protection Wall. \$5.00

T's required.

| | |
|-------------------------|----------|
| 1- 8" x 4" at Station 7 | - Right |
| 1- 8" x 4" " " 7+50 | - Left |
| 1- 8" x 5" " " 11 | - Left |
| 1- 8" x 4" " " 20 | - Left |
| 1- 8" x 5" " " 22+60 | - Right. |

Lateral No. 2.

| |
|----------------------------|
| 1- 4" x 4" at Station 1+50 |
| 1- 4" x 4" " " 3. |

Sizes and Quantities of Tile.

Main Ditch.

0 to 7+42, 5" tile = 45 rods
 7+42 to 25+90, 8" tile = 112 rods.
 157 rods.

Lateral No. 1

0 to 6, 4" tile 36.5 rods.

Lateral No. 2.

0 to 10, 4" tile = 60.6 rods.

Distance on each farm.

Main Ditch.

J. L. Millikin, 0 to 4+96 = 30 rods.
 Henry Wright, 4+96 to 16+95 = 72.66 rods.
 E. H. and R. L. Stuckey, 16+95 to 25+90 = 54.34
 Total 157.00

Lateral No. 1

J. L. Millikin 0 to +82 = 5 rods
 Henry Wright 82 to 6 = 31.5 "
 36.5 rods.

Lateral No. 2.

Henry Wright 0 to 1+13. .8 rods
 J. L. Millikin 13 to 1+88 10.60 rods
 E. H. and R. L. Stuckey 1+88 to 10-49.20 rods
 60.60 rods

Construction

Total Estimated cost on each farm.

J. L. Millikin \$35.89
 Henry Wright \$107.41
 E. H. and R. L. Stuckey \$104.90
 \$248.20

| Report of Engineer. | | | Schedule "B." | | | | | |
|---|----------------|-------------|---------------|--------------------------------|-----------------------------|------------|-------------|--|
| Owner's Name as found on Duplicate Survey | Description | Acres owned | Acres Drained | Estimated Cost of Construction | Estimated Cost of Operation | Total Cost | Apportioned | |
| J. L. Millikin | Main Ditch, | 90.75 | 18. | 46 06 | 6 37 | 52 43 | | |
| " | Lateral No. 1. | | | 3 50 | 4 8 | 3 98 | | |
| " | Lateral No. 2. | | | 14 89 | 2 05 | 16 94 | | |
| | | | | | | 73 35 | | |
| Henry Wright | Main Ditch. | 127.09 | 33 | 99 69 | 13 75 | 113 44 | | |
| " | Lateral No. 1. | | | 22 06 | 3 04 | 25 10 | | |
| " | Lateral No. 2. | | | 2 00 | 28 | 2 28 | | |
| | | | | | | 140 82 | | |
| E. H. and R. W. Stuckey | Main Ditch | 45.6 | 15. | 37 00 | 5 10 | 42 10 | | |
| " | Lateral No. 2. | | | 23 00 | 4 48 | 27 48 | | |
| | | | | | | 69 58 | | |

The above report approved this 18th day of December, 1900.

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

Report of Engineer.

Schedule "C."

Auditor's Office, Madison County, Ohio.
 December 18th A. D. 1900.

In the matter of the } Specifications of the Manner of Construction
 Ditch Impv. Petitioned }
 for by R. W. Stuckey et al. }

The within described ditch must be cut down to the grade line at all points and must be made to conform to the gradients shown in this report and on the profile filed herewith.

The main ditch and all laterals to be tiled as follows: Main ditch from Station 0 to 7+42 with 5 inch tile and from 7+42 to 25+90 with 8 inch tile.

Laterals Nos. 1 and 2 to be tiled throughout with 4 inch tile.

The contractor is required to put back all earth removed in excavating for tile. The estimated cost of construction includes the grubbing and removing of any obstructions that may be in the way. The contractor is to have a clear right of way for the purpose of constructing said ditch; Contractor to put in all T's and connect any tile which should enter this ditch.

Tile must be first class, well burned cylindrical drain tile or well selected second class sewer.

The estimated cost of the tile includes the furnishing of all T's and the delivery of tile on line of ditch, each size in its proper place. The expense of moving any tile on account of improper delivery will be deducted from the tile contract.

A good and sufficient wall of boulders must be put in at the outlet of the 8 inch tile.

Auditor's Office, Madison County, Ohio,
December 18th A. D. 1900.

In the matter of the
Ditch Impv. Petitioned
for by R. W. Stuckey et al.

Finding of the Commissioners on the
Report of Engineer

This day the Board of Commis-
sioners being in special session, present, Chas. H. Markley,
H. E. Bradley and Jas. B. Anderson 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 examina-
tion, 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, notify-
ing them of the pendency, substance and prayer of
the petition for said improvement.

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

After having examined the report of the Engineer,
with the apportionment by him made, do find
that said report and apportionments 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, and by
municipal and private corporations and railroad
companies. It is therefore ordered that said report
and apportionment be and the same are here-
by approved and confirmed.

B. A. Taylor,
Auditor,

Chas. H. Markley,
President Board of Commissioners

Auditor's Office, Madison County, Ohio,
December, 18th A. D. 1900.

In the matter of the
Ditch Impv. Petitioned
for by R. W. Stuckey et al

Order to Sell the Labor of Construction

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

It is now and therefore ordered that the 29th
day of December, A. D. 1900, at 10 o'clock A. M. of said day,
be fixed as the time for commencing the sale
of the work of constructing said improvement,

and that the same be sold at public outcry. The place of said sale is fixed on the line of the ditch, and said sale to commence with working section constituting the mouth of said improvement, at the hour above named, and from that point to continue to the starting point, each section shall be offered at public outcry until all sections are offered, said work will be sold in sections of not less than one hundred feet nor more than twenty five hundred feet. And it is also ordered that the Auditor of said County give notice by hand bills.

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

B. A. Taylor,
Auditor.

Chas. W. Markley,
President Board of Commissioners.

Commissioner's Office, Madison County, Ohio.
London, Ohio, December, 18th 1900.

Commissioner's
Journal, Vol. 7
Page 200

Board of Commissioners met today in special session.
Members present, Chas. W. Markley, H. E. Bradley and Jas. B. Anderson.

In the matter of }
The R. C. Stuckey } Finding of Commissioners on Report of Engineer.
Ditch Improvement }

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 find that no person has made appli-

ation in writing for compensation and damages. 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 said improvement by the owner of each lot and tract of land, and by municipal and private corporations and rail road companies.

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

It is now and therefore ordered that the 29th day of December, 1900, at 10 o'clock, A.M. of said day, be fixed as the time for commencing the sale of the work of constructing said improvement, and that the same be sold at public outcry. The place of said sale is fixed on the line of the ditch, 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 feet nor more than twenty five hundred feet.

It is also ordered that the Auditor of said County give notice of said sale by hand bills.

It is also ordered and directed that the County Surveyor, J. H. Asher, attend at the time and place of said sale and conduct the same, and receive all bids for the constructing 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 for all damage which may occur by reason of a failure to complete the same within the time stipulated in said contract in a sum not less than double the estimated value of the work and labor of constructing the portion bid off by the said contracting party.

All parties assessed for the construction of said ditch desiring to pay their assessments in one installment—

It is now and hereby ordered that the Auditor be directed to place said assessments on a special duplicate for payment in one annual installment.

Upon call of roll for the approval of the foregoing entry relating to said petition and ditch, Chas. S.

Markley, H. E. Bradley and Jas. B. Anderson voted "Aye".

B. A. Taylor,
Auditor and Clerk.

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

Notice to Contractors.

Ditch Sale.

Notice is hereby given that the undersigned engineer will sell at public outcry on, Saturday, December 29th 1900, at 10 o'clock (standard time), to the lowest responsible bidder, therefor, the work of furnishing the tile and constructing the E. S. Stuckey Ditch Improvement, located in Canaan Township, Madison County, Ohio. Said work will be sold as follows:

Main Ditch.

- Section No. 1 - From Station 0 to Station 25+90 = 15.7 rods.
8 inch tile from Station 7+42 to Station 25+90, 11.2 rods.
5 inch tile from Station 0 to Station 7+42, 4.5 rods.
Lateral No. 1 - at Station 7+50 of Main Ditch.
- Section No. 2 - From Station 0 to Station 6, 36.5 rods.
4 inch tile from Station 0 to Station 6, 36.5 rods.
Lateral No. 2 - at Station 22.62 of Main Ditch.
- Section No. 3 - From Station 0 to Station 10, 60.6 rods.
4 inch tile from Station 0 to 10, 60.6 rods.
- Section No. 4 - Protection wall at outlet of 8 inch tile.

Bidders desiring to view the line of ditch should do so prior to time of sale.

Bidders will meet at the place where the main ditch crosses the farm line between the lands of Henry Wright and E. S. and R. B. Stuckey, near the East Pike about seven miles of Plain City, and about five miles north of West Jefferson.

A cash deposit of \$10.00 will be required as a guarantee of good faith, before any bid will be entertained.

Bond and contract to be given within five days from date of sale.

The right to reject any or all bids is reserved.

Specifications are now on file in the Auditor's Office and will be with the Engineer on day of sale.

By order of Commissioners of
Madison County, Ohio.

B. A. Taylor,
County Auditor.

J. S. Asher,
Engineer.

Auditor's Office, Madison County,
London, Ohio, December, 29th A.D. 1900.

In the matter of the
Ditch Impf. Petitioned
for by R. W. Stuckey 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 it sold, Roll, etc. | Amount for which it was estimated, Roll, etc. | When to be Completed. |
|-------------------------|------------------|--------------------------------------|---|---------------------------------|
| I | Chas. Goldsberry | 79.50 | 119.17 | February 15 th 1901. |
| II | " " | | | |
| III | " " | | | |
| File | | | | |
| 112 rods 8" | Morse Bidwell | 106.95 | 124.03 | February 1 st 1901. |
| 45 " 5" | " " | | | |
| 97 1/2 " 4" | " " | | | |

J. S. Asher, Engineer.

Auditor's Office, Madison County,
London, Ohio, December, 31st A.D. 1900.

In the matter of the
Ditch Impf. Petitioned
for by R. W. Stuckey 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 Nos. One, Two and Three allotted to land owners of the following described land, viz: per report of the engineer, and sold by the duly appointed Engineer on the 29th day of December, A. D. 1900 to the undersigned for Seventy Nine and 5/100 Dollars. (\$79.50) pursuant to said order and notice. Now, in consideration of the premises, it is agreed

by me, to and with whom soever may be interested therein, that I will do and perform all the labor of constructing said 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 15th day of Feby. A. D. 1901, provided this contract shall be of no force and effect, until approved by the Board of Commissioners of Madison County, Ohio.

J. H. Asher, Engineer.
Chas. Goldsbery, Contractor.

Auditor's Office, Madison County,
London, Ohio, December, 31st 1900.

In the matter of the }
Ditch Imp. Petitioned } Contractor's Bond.
for by R. L. Stuckey et al. }

Know all men by these presents That Chas. Goldsbery, as principal, and George Goldsbery and E. H. Stuckey, as sureties, are firmly held and bound unto the State of Ohio, in the penal sum of One hundred^{and} fifty nine Dollars good and lawful money. Signed and dated this 31st day of December A. D. 1900. The condition of the above obligation, is such, however, that whereas, the above bounden principal contractor has bid off the labor of constructing Working Section Nos. One, Two^{and} Three, has duly entered into the annexed contract, subject to the condition that the same shall be approved by the Commissioners of said Madison County, and has agreed to fully do and perform all the labor of constructing said improvement, in accordance with the plans and specifications of said improvement, as shown on the record of said proceedings, on or before the 15th day of Feby. A. D. 1901.

Now, if the said Chas. Goldsbery 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.

(Stamps)

Chas. Goldsbery,
George Goldsbery,
E. H. Stuckey.

This Contract and Bond^{and} Sureties on said Bond approved this 2nd day of Jan'y, A. D. 1901.

J. H. Asher, Engineer.
Chas. S. Markley }
H. E. Bradley } Commissioners
Jas. B. Anderson } of
Madison County

Commissioner's
Journal Vol. 7
Page 207

Commissioner's Office, Madison County,
London, Ohio, Jan'y 2nd A. D. 1901.

Commissioners met today in regular session.
Members present: Chas. S. Markley and Jas. B. Anderson.

In the matter of }
The R. L. Stuckey } Approval of Contract and Bond.
Ditch Improvement. }

J. H. Asher, 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 contracts entered into with Chas. Goldsberry & Monroe Bidwell for doing said work, and the bonds of said contractor, which contract and bond have all been examined and approved by this board, and they are ordered to be filed, according to law.

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

Upon call of roll for the approval of the above entry relating to said ditch improvement, all members voted "Aye".

B. A. Taylor,
Auditor & Clerk.

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

Notice Approval Contract and Bond.
For Constructing Ditch.

Auditor's Office,
Madison County, Ohio

London, Jan'y, 3rd 1901.

To Chas. Goldsberry, Contractor:

You are hereby notified that the Contract and Bond made and taken between you and the Engineer, for constructing Working Sections Nos. One, Two and Three of the Ditch Improvement petitioned for by R. L. Stuckey et al, now on file with the Auditor of said County, have been duly approved by the Commissioners.

B. A. Taylor, County Auditor

Notice of Approval Contract and Bond.
For Furnishing Tile.

Auditor's Office,
Madison County, Ohio.

London, Jan'y, 3rd 1901.

To Monroe Bidwell Contractor:

You are hereby notified that the Contract and Bond made and taken between you and the Engineer for Furnishing Tile for the Ditch Improvement peti-

tioned for by R. W. Stuckey et al. now on file with the Auditor of said County, has been duly approved by the Commissioners. B. A. Taylor, County Auditor.

Auditor's Office, Madison County,
London, Ohio, December, 29th A. D. 1900.

In the matter of the
Ditch Imp. Petitioned
for by R. W. Stuckey et al.

Contract for Furnishing Tile.

Whereas, the above styled improvement has been duly ordered and advertised for sale according to law, and the furnishing of Tile on the ground for all of main Ditch from Station 0 to Station 25+90 and its laterals 1 to 2 inclusive, allotted to land owners benefited thereby and sold by the duly appointed Engineer on the 29th day of December, A. D. 1900, to the undersigned in the following lots and sizes, 112 rods 8 inch tile, 45 rods 5 inch and 97.10 rods 4 inch, amounting to One hundred and six and ⁹⁵/₁₀₀ 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 deliver said tile in dimensions and quantities as per specifications for said improvement in parcels of 100 feet of tile upon each 100 feet of ditch and within 10 feet of the center line of the same where used.

All of the above tile to be delivered on or before the first day of February, A. D. 1901.

Provided this contract shall be of no force and effect until approved by the Commissioners of said Madison County, Ohio, and it is further expressly agreed that 75 per cent. of said cost of tile shall be paid when delivered and the remaining 25 per cent. when tile are laid.

J. H. Asher, Engineer.

Monroe Bidwell, Contractor.

Auditor's Office, Madison County,
London, Ohio, December, 29th A. D. 1900.

In the matter of the
Ditch Imp. Petitioned
for by R. W. Stuckey et al.

Contractor's Bond.

Know all Men by These Presents, That Monroe Bidwell as principal, and John Millholland and E. W. Stuckey as sureties, are firmly held and bound unto the State of Ohio, in the penal sum of Two Hundred and Fourteen Dollars, good and lawful money. Signed and dated this 29th day of December, A. D. 1900.

The Condition of the above Obligation is such as

ever, that whereas, the above boulder principal contractor has bid off the labor of furnishing the tile in quantities and kinds, and to be delivered as per above contract, and has duly entered into the annexed contract, subject to the condition that the same shall be approved by the Commissioners and Engineer of said Madison County, and has agreed to fully do and perform all of said labor of furnishing said tile in accordance with the specifications of said improvement, as shown on the record of said proceedings on or before the 1st day of February, A. D. 1901.

Now, if the said Monroe Bidwell shall well and truly perform all the obligations of his said contract and complete the same within the time fixed therein, 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.

Monroe Bidwell
John Millholland
C. W. Stucky

This Contract and Bond and Sureties on said Bond, approved this 2nd day of January, 1901.

J. H. Asher,
Engineer.

{ Commissioners
of
Madison County