The regular meeting of the Tippecanoe County Drainage Board was held in the County Commissioner's room on January 9, 1974 at 9:00 a.m., with the following members present: Bruce Osborn, Robert F. Fields, Edward Shaw, Ron Melichar, A. D. Ruth, Jr and Gladys Ridder.

Election of Officers

Upon motion of Bruce Osborn, seconded by Edward Shaw, Robert F. Fields was elected to serve as Chairman of the Drainage Board for the year 1974. Upon motion of Edward Shaw and seconded by Robert Fields. Bruce Osborn was elected to serve as Vice Chairman of the Drainage Board for the year 1974. Upon motion of Bruce Osborn, seconded by Edward Shaw and made unanimous by Robert Fields, A. D. Ruth, Jr. and Fred Hoffman and Gladys Ridder were appointed by the Board to serve in their respective jobs as Drainage Engineer, Drainage Board Attorney and Executive Secretary.

Minutes of November Meeting

Upon motion of Edward Shaw, seconded by Robert Fields and made unanimous by Bruce Osborn, the minutes of the November 7, 1973 meeting were approved as read.

Montgomery Ward Warehouse

Mr. Ruth reported to the Board that the Montgomery Ward warehouse on Imperial Parkway had been constructed directly over the tile ditch that is a Branch of the S. W. Elliott ditch. In checking with Area Plan, Mr. Ruth reported that construction had been started without a building permit or a check with the Surveyor's office as to whether any drains were in the area. The acting County Attorney, Mr. Ronald Melichar, instructed Mr. Ruth to notify the owners of the land and building to remove the building immediately.

January 14, 1974

Mr. Steven Rachlin
17 Academy Street
Newark, New Jersey 07102

Re: Building on Imperial Drive
south of the City of Lafayette, Ind.

Dear Mr. Rachlin,

This is to advise that the building owned by you at the above location is setting over branch #14 of the Elliott Ditch legal drain, and in part is well within the easement of this drain. (The enclosed sketches show the location of this branch.)

After discussing this matter with the members of the Tippecanoe County Drainage Board and their attorney, I was instructed to inform you that the building in question must be removed from the easement of the legal drain.

If this matter is not resolved of within the next 30 days appropriate legal action will be taken.

Sincerely,

/S/ A. D. Ruth, Jr.
A.D. Ruth, Jr. Tipp. Co. Surveyor

ADR/res

Kirkpatrick Drain Problem

Mr. John Fisher and Mr. Dow Orrell came before the Board to discuss drainage problems connected with the development in the area of the James N. Kirkpatrick ditch. The subject was discussed but no decision was reached. Both gentlemen were invited to return at a later date.

A discussion was held as to the possibility of the Drainage Board having jurisdiction over the holding ponds in the subdivisions. No decision was reached.

9:30 a.m.
JAMES S. KELLERMAN
Maintenance Hearing

The Engineer opened the hearing on the James S. Kellerman ditch by reading his report and making his recommendations to the Board. Because none of the individuals in this watershed appeared at this hearing and because of the road conditions being hazardous, the Board moved to continue this hearing until February 6, 1974 and instructed the Secretary to notify those people of same.

10:00 a.m.
N. W. BOX MAINTENANCE HEARING

The Engineer opened the hearing on the N. W. Box ditch by reading his report and making his recommendations to theBoard. There were no remonstrances filed against this ditch. Some corrections in the acreage were necessary because of overlaps with the Motsinger, E. W. Andrews and McFarland ditches.

Those in attendance were: John B. Randolph, Atty. for Wilma B. Creson, Charles Kerkhove, Jordan McCarty, Robert C. Kerkhove, Roland D. Halleck for Purdue Research Foundation and Frank J. Welch.

The changes in acreage are as follows:
Leota L. & Jordan McCarty's 38A deleted from the Box assessment role.
Raymond R. & Ruth Calvert) Und ½ (each) S. Side S.W. Fr. Sec 19-24-5
Carl J. & Catherine M. Trout
27 Acres taken out of McFarland ditch and left in the Box watershed.
Purdue Research Foundation as follows: S NE Sec 19-24-5 remove 10 A from McFarland watershed, NW SW & W NE SW of Sec 17-24-5 remove 37A from McFarland watershed, SE SW & E NE SW of Sec 17-24-5 remove 60A from McFarland watershed, SW SW of Sec 17-24-5 remove 38A from the McFarland watershed, a total of 145A remove from McFarland and claims for an erroneous tax filed for the Trouts and Purdue to reimburse them for the years 1972 and 1973 in which they paid on this acreage to the McFarland Maintenance Fund.

Bruce Osborn asked those present if they had any objections to the proposed seventy five cents per acre assessment and they all said they thought that a fair assessment.

Upon motion of Bruce Osborn, seconded by Edward Shaw and made unanimous by Robert Fields, the Board so moved to establish a $0.75 per acre Maintenance Fund assessment.

On motion made and carried the meeting adjourned.

Robert F. Fields, Chairman

Bruce Osborn, Vice Chairman

Edward J. Shaw, Member

Gladys Ridder, Exe. Secretary