

BEFORE THE TIPPECANOE COUNTY DRAINAGE BOARD

IN THE MATTER OF THE

JOHN H. BLICKENSTAFF
REGULATED DRAIN #11
INCREASE IN MAINTENANCE
RATE HEARING:

FINDINGS AND ORDER (ANNUAL MAINTENANCE)

This matter came to be heard upon the maintenance report and schedule of assessments prepared by the Tippecanoe County Surveyor and filed on April 20, 2011. Certificate of mailing of notice of time and place of hearing, to all affected landowners was filed. Notice of publication of time and place of hearing in the Journal & Courier and the Leader of Lafayette Indiana were filed.

Remonstrances were not filed.

Evidence was presented by the Tippecanoe County Surveyor and landowners affected were not present. A list is filed herewith.

After consideration of all the evidence, the Board does now FIND THAT:

- (1) The maintenance report of the Tippecanoe County Surveyor and schedule of assessments were filed in the office of the Surveyor on April 20, 2011.
- (2) Notice of filing of the maintenance report and the schedule of assessments and their availability for inspection and the time and place of this hearing was mailed to all those landowners affected more than thirty (30) and less than forty (40) days before the date of this hearing.
- (3) Notice of the time and place of this hearing was given by publication in the Journal & Courier and The Lafayette Leader newspapers of general circulation in Tippecanoe County and Lafayette, Indiana more than ten (10) days prior to this hearing.
- (4) The legal drain consists of 10,200 feet of open ditch.
- (5) The legal drain consists of 1750 lineal feet of maintained main tile and (0) zero lineal feet of maintained branch tile.
- (6) The present condition of the ditch is poor.
- (7) The ditch needs the following maintenance at present:
Clearing, Dredging and regular maintenance
- (8) There is now \$0.00 owed to the General Drain Fund for past maintenance on this ditch.
- (9) The ditch drains 1160.00 acres total.
- (10) Estimated annual cost of maintenance is \$12,130.00.
- (11) Estimated annual benefits the land drained exceeds repairs and maintenance costs
- (12) An increase in the assessment for annual maintenance should be established.
- (13) In order to provide the necessary maintenance fund, the annual assessment per acre and lot benefited should be: \$10.00 per Acre and a \$50.00 minimum per tract.
- (14) The assessment list filed herewith is fair and equitable and should be adopted
- (15) The assessment list filed herewith should not be amended.
- (16) The assessment should be collected with the **May 2012** taxes.

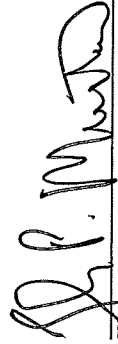
FINDINGS AND ORDER (ANNUAL MAINTENANCE) CONT:

NOW, THEREFORE, IT IS ORDERED THAT:

- (1) A maintenance fund is established for the John H. Blickenstaff #11 Regulated Drain at the annual rate of \$10.00 per acre and \$50.00 minimum per tract benefited.
- (2) The Schedule of Assessments filed herewith is adopted and made a part thereof.
- (3) The first increased annual assessment shall be collected with the **May 2012** taxes.

DATED at Lafayette, Indiana this 1st day of June 2011.

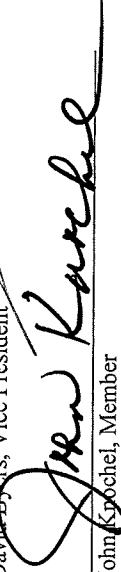
TIPPECANOE COUNTY DRAINAGE BOARD:



Thomas P. Murtaugh, President




David Byers, Vice President



John Krochel, Member

ATTEST:



Brenda Garrison
Tippecanoe County Drainage Board