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Monday Morning, January 4th., 1909.

The Board of County Commissioners of Hendricks County, Indiana, met in regular session at the Commissioners Court Room in the town of Danville, in said County and State, on Monday, January 4th., 1909, it being the First Monday in said Month.

Present, Elbert M. Murphy, Alfred S. Lineinger and E. M. Murphy, all members of said Board.

The following proceedings were then had towit:-

In the matter of the petition of George Farquer, and others, for the Improvement of a public Highway by Taxation.

Be it known that on this the 4th.day of January,1909, the Board of Commissioners of Hendricks County, Indiana, are met in regular session at their usual place of meeting in the Court House in the town of Danville, said County and State aforesaid. And now comes William H.Nichols, the Auditor of said County, and produces the affidavit of Julian D.Hogate, editor and publisher of The Republican, a public weekly news-paper of general circulation printed and published in the town of Danville, Hendricks County, Indiana. Said affidavit being in the words and figures following, to-wit:-(Here Insert). And from which affidavit it appears that notice of the time and place of receiving bids for the construction of the improvement proposed in the foregoing entitled cause was duly published in said news-paper for three consecutive weeks. The first of which publications was on the 10th.day of December, 1908, and the last on the 24th day of December, 1908, a copy of which notice so published being attached to said affidavit and reading as follows, to-wit:-(Here Insert)

Said auditor also produces the affidavit of O.R. Johnson, business manager of
The Indianapolis News, a daily newspaper of general circulation throughout the State of
Indiana, printed and published in the City of Indianapolis. Said affidavit being in the
following words and figures, to-wit:-(Here Insert). And from which affidavit it appears
that notice of the time and place of receiving bids for the construction of the improvement
prayed for in the foregoing cause was duly published in said news-paper on the 19th day
of December, 1908, and more than two weeks prior to the date fixed in said notice for
receiving said bids. A copy of which notice so published as aforesaid being attached to
said affidavit and being in the words and figures following, to-wit:-(Here Insert)

And from all of which affidavits and copies of notice it appears, and the Board so finds, that due notice of the time and place for receiving sealed proposals for the making of said improvement had been given by said Auditor as provided by law.

And the hour of ten o'clock A.M. having arrived, the hour of said day up to which it was provided in said notices that sealed bids would be received by this Board for said work, the Board finds, upon an examination of all proposals submitted, which proposals were all opened in the presence of the bidders, that the following named persons, with the amount bid, did submit sealed proposals:-

Masten and Lisby, in the sum of \$4200.00

Alva L. Coble, in the sum of \$5209.80

T.H. Mitchell, in the sum of \$4400.00

L.R. Hiatt, in the sum of \$3940.00

The Board further finds that each bid is in due form and accompanied by bond and affidavit as provided by law, and the notices of the receiving of bids for said improvement.

And the Board further finds that the entire cost of said improvement including the lowest of the bids aforesaid received, and the expenses incurred, and to be incurred in the per diem of the Engineer and Superintendent is the sum of Seven Hundred Sixty Dollars (#700.00); that the total indebtedness of Liberty Toanship, the township in which said road to be improved by these proceedings is located, including all the costs and expenses of this improvement and all bonds heretofore issued for the building of free gravel or macadamized roads; will not exceed for per centum of the total assessed taxable valuation of the property of said township.

The Board further finds that the contract for said improvement should be awarded and that the bid of L.R. Hiatt, he being the lowest responsible bidder and his bid being less than the estimated cost of said improvement should be accepted; and that the bonds of the county should be issued and sold for the purpose of raising the money necessary to pay the costs of said improvement.

It is therefore ordered by the Board that the bid of the said L.R. Hiatt be, and the same is now duly accepted by this Board, and that the contract for said improvement be, and the same is now awarded to the said L.R. Hiatt.

And the bond of the said L.R. Hiatt, with good and sufficient sureties and conditioned for the faithful performance of the work in accordance with the profile and report and the plans and specifications therein set forth, and in the sum of Seven Thousand Eight Hundred and Eighty Dollars \$7880.00- which is a sum double his said bid, is now duly approved by this Board. Said bond and the approval written thereon is in the words and figures following, to-wit:-

CONTRACTOR'S BOND FOR CONSTRUCTION.

Know all men by these presents, That we, the undersigned L.R. Hiatt, principal, Luke W. Duffey and Geo. Macomber, sureties of Hendricks County, State of Indiana and firmly bound unto the State of Indiana in the penal sum of Seven Thousand Eight hundred Eighty Dollars, for the payment of which; well and truly to be made, we bind ourselves jointly and severally, and our joint and several heirs, executors, administrators and assigns, firmly by these presents, this Fourth day of January, 1909.

The Conditions of the above obligation are such, That whereas, the Board of Commissioners of Hendricks County, Indiana are about to let a contract for the improvement of the George Farquer et al road in Liberty Township,

Hendricks County, Indiana.

And whereas, the above named L.R. Hiatt has filed a bid for said work with the Auditor of the County; Now therefore, if. the said Board of Commissioners shall award him the contract for said work, and the said L.R. Hiatt shall promptly enter into a contract with said Board of Commissioners for said work, and shall well and faithfully do and perform the same in all respects according to the plans and specifications adopted by the Board of Commissioners, and according to the time, terms and conditions specified in said contract to be entered into and shall promptly pay all debts incurred by him in the prosecution of said work, including labor, materials furnished, and for boarding the laborers thereon, then this obligation shall be void, otherwise to remain in full force, virtue and effect.

L.R.Hiatt (SEAL)

Luke W. Duffey (-SEAL

Geo Macomber (SEAL)

State of Indiana, County of Hendricks SS:

Before me, the Subscriber, a. in and for said County, personally appeared L.R. Hiatt, principal, Luke. W. Duffey and Geo. Macomber, surety and acknowledged the execution of the foregoing instrument for the uses and purposes therein mentioned.

Witness, my hand and official seal, this 4th day of January, A. D. 1909.

(SEAL) Peninnah S. Duffey

My commission expires Aug 6,1912.

Accepted and approved Jan 4",1909.

E.M. Murphy

) Board of Commissioners of

Hendricks County.

Alfred S.Lineinger

Harry E. Sanders

Attest:

Wm.H. Nichols, Auditor, Hendricks County, Indiana.

The bid of the said L.R. Hiatt having been accepted and his bond duly approved by this Board, said Board does now enter into a contract with the said L.R. Hiatt for said improvement, and which contract duly signed by the said L.R. Hiatt and the members of this Board, as the Board of Commissioners of Hendricks County, is in the words and figures following, to-wit:-

This Agreement, made this 4th day of January, 1909, between L.R. Hiatt the first party, and The Board of Commissioners of Hendricks County, Indiana, the second party, is that said first party agrees to furnish the materials and labor and build and construct the "Geo. Farquer et al Road", in Liberty township, in said Hendricks County and State of Indiana, complete according to plans and specifications on file in the Office of the Auditor of said County, which plans and specifications are made a part of this contract.

Said second party agrees to pay said first party for said work the sum of Thirty nine hundred forty Dollars in cash when said work is completed according to the terms of this contract.

Said first party agrees to have said work completed on or before the 1st day of November, 1909.

It is further agreed by and between the parties hereto that the said first party is to save the said County of Hendricks harmless from any damages caused by the construction of said road.

It is further agreed that the first party hereto is not to be required to enter upon the work of construction provided herein until the bonds are sold to provide funds for the payment of construction of said road, and the funds derived from the sale of said bonds deposited with the Treasurer of said County.

It is further agreed that the first party hereto is not to receive any part of the contract price except as based upon an estimate of the Engineer of Construction, and then only on a bill for 80 % of said estimate which bill must be signed and sworn to by the said first party, and filed with the Auditor for the proper length of time as by law required.

Witness our hands to this agreement and contract, which is executed in duplicate, this 4th flay of January, 1909.

L.R. Hiatt

E.M. Murphy

The First Party.

Alfred. S. Lineinger

Harry E. Sanders,

Board of Commissioners, the Second Party.

Whereupon the Board does now appoint George Farquer, a resident of said Liberty Township, Superintendent to supervise the construction of said road according to the plans, profile and specifications filed by the engineer and viewers, and he is ordered and directed by this Board to file his bond as such superintendent in the sum of \$5000.00, conditioned for the faithful discharge of his duties as such superintendent.

And the duly appointed and acting engineer heretofore appointed in these proceedings is now hereby ordered by this Board to execute his bond in the penal sum of \$6000.00, conditioned for the faithful discharge of his duties as such engineer.

And now it is further ordered by this Board that the bonds of Hendricks County, Indiana, be issued and sold for the purpose of raising money to pay the costs of said improvement; that said bonds be issued in a total sum of Forty seven hundred dollars (\$4700.00) and in series of Two hundred thirty-five (\$235.00) each, and payable over a period of ten years, and dated January, 4", 1909; and the Treasurer of this County is now hereby charged with the duty of selling said bonds, upon their issue, and due notice given.

And further proceedings herein are continued.

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| In the matter of the Petition of | -) stanty bus resulting bran and |
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| Nicholas Koebrich et al for the | . The finding and the manufacture to the transfer |
| THE OTHER PROPERTY OF THE PROP | the matter and water first hand to be about the same |
| improvement of a public highway by taxation. | |

Come now the Engineer and Viewers heretofore appointed in this cause and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said proposed improvement within the time allowed in the order appointing them and they ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises, does now order that the time for the presenting of the report of the said engineer and viewers be extended to the February term, 1909, of this Board, at which time the said engineer and viewers are now hereby directed and ordered to make report of their doings in the premises.

And day is given and this matter continued.

| In the Matter of the Petition of) | · CENTANOCHEE DOS DE PRESENTANTE DE LA CONTRACTOR DE LA C |
|--|--|
| Thomas B. Jones et al, for the improvement) | |
| of a public highway bt taxation. | |

Come now the Engineer and Viewers heretofore appointed in this cause and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said proposed improvement within the time allowed in the order appointing them and ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises, does now order that the time for the presenting of the report of the said engineer and viewers be extended to the February Term, of this Board, at which time the said engineer and viewers are now hereby directed and ordered to make report of their doings in the premises.

And day is given and this matter continued.

| | CONTRACT COLORS OF SELECTION STATES AND SELECTION OF SELE |
|-----------------------------------|--|
| In the Matter of the Petition) | |
| of Wesley Hendrickson et al) | |
| for the improvement of a public) | |
| highway by taxation. | |

Come now the Engineer and Viewers heretofore appointed in this cause and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said proposed improvement within the time allowed in the order appointing them and ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises, does now order that the time for the presenting of the report of the said engineer and viewers be extended to the February Term, 1909, of this Board, at which time

the said engineer and viewers are now hereby directed and ordered to make report of their doings in the premises.

And day is given and this matter continued.

In the matter of the petition of Orren A. Stout, et al, for the improvement of a public highway by taxation.

Come the petitioners, and come also the engineer and viewers, and it appearing to the satisfaction of the Board that it is impossible for the said engineer and viewers to file a report of their doings in the foregoing entitled improvement.

Therefore, it is hereby ordered by this board that said engineer and viewers be given until the first day of the next regular session of this board to make, and file in the office of the auditor of Hendricks County, Indiana, their certain report in writing setting forth their determination in regard to said proposed improvement.

Ordered that the Board adjourn until nine o'clock A.M. tomorrow. Commissioners Hendricks County.

Harry E Sandriss

Board Commissioners Hendricks County.

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Tuesday Morning, January 5th., 1909.

The Board of Commissioners of Hendricks County, Indiana, met in regular session at the Commissioners Court Room in the town of Danville, in said County and State, pursuant to adjournment.

Present: E.M. Murphy, Alfred S. Lineinger and Harry E. Sanders, all members of said Board.

The following proceedings were then had, to-wit:-

| In the matter of the petition of |
|---|
| Jacob L. Higgins, for the improvement) |
| of a public highway by taxation. |

Comes now Masten & Bowen, to whom was awarded the contract for the improvement of said Road and present to the Board and file their petition for an extension of the time for the completion of said Road from the 1st.day of December, 1908, to the 1st.day of November, 1909. Said petition is as follows: -(Here Insert)

The Board after having examined said petition and being duly advised in the premises does now grant said prayer of said petitioners, and extends the time for the completion of said road to November 1st., 1909.

| In the matter of | the Petition |
|--------------------|-----------------------|
| of Jas.W. Todd, et | al, to grade) |
| and pave Highway | in Center Township,) |
| Handadaka County | Indiana. |

Comes now Jas. W. Todd and sixty-four other persons, free holders and voters in Center Township, Hendricks County, Indiana, petitioners in the above entitled cause, who having filed their petition in the office of the Auditor of Hendricks County, Indiana, on the 7th day of December, 1908, now present and files the affidavit of Julian D. Hogate, editor and publisher of the Republican, the same being a newspaper of general circulation, printed and published in the English Language in said Hendricks County, in the State of Indiana, from which it appears that notice of the filing of the petition in the above entitled cause, for grading and paving the highway described in said petition by taxation was duly published for two consecutive weeks in said newspaper which notices and proof of publication thereby are in words and figures following, to-wit:-(Here Insert). And said petitioners also file the affidavit of J.b. Mendenhall, the duly appointed and qualified Deputy Sheriff of Hendricks County, as proof of posting of three notices of the filing of the petition herein, in three public places in said Center Township, Hendricks County, Indiana, which affidavit shows that all of said notices in Center Township, Hendricks County, Indiana, were posted more than fifteen days before the day set for hearing of said petition by the Auditor of said Hendricks County, a copy of said notices and proof of posting thereof, being in words and figures following, to-wit: - (Here Insert). And said petitioners also file the affidavit of W.H. Nichols, auditor of Hendricks County, Indiana, as

proof of posting of notice of the petition herein, at the door of the court house, at Danville, Indiana, which affidavit shows that said notice was posted more than fifteen days before the day set for the hearing of the petition by the Auditor of said County. A copy of said notice and proof of posting thereof being in words and figures as follows, to-wit:-(Here Insert): And all of said notices so published and posted showing that said petition would come up for hearing before 4 the Board of Commissioners, of said Hendricks County of Indiana, on the 4" day of January, 1909, which was not more than thirty days after said petition was filed, the same being the date fixed by the Auditor of said County, forthe hearing of said petition as shown by the indorsement thereon. And now said petitioners present said petition to the Board of Commissioners of Hendricks of Hendricks County, Indiana, and said Commissioners having examined the proof of publication of notices filed herein and also the proofs of posting notices filed herein and having been fully advised and informed in the premises find; that all the notices as required by the Statute of the State of Indiana were duly and correctly published and posted and given to-wit: that the notice of the filing of said petition and the day upon which the same would be presented to the Board of Commissioners was duly published in the Republican, a weekly newspaper of general circulation, printed and published in the English language in Hendricks County, Indiana, for two consecutive weeks before the day designated by the Auditor of said County, when said petition would be presented to the Board of Commissioners that like notices were duly posted in not less than three public places in Center Township, Hendricks County, Indiana, and at the door of the Court House in Danville, Indiana, for more than fifteen days before the date designated by the Auditor, when said petition would be presented to the Board of Commissioners, and within thirty days from the filing of the petition herein. And said commissioners find that said notices so published and posted, each contained a copy of said petition and that the date fixed in said notices for the hearing of said petition was the date indersed on said petition by the Auditor of said Hendricks County. And none of the tax payers of said Township, nor any person or corporation, whose land or property will be affected by the work prayed for in said petition having filed any written objections to the form and sufficiency of said petition, said Board upon motion of the petitioners herein, now proceed to examine said petition and upon their examination of said petition as to its form and sufficiency, and being fully advised and informed in the premises find that said petition is sufficient in form and substance, that the same was signed by more than fifty free holders and voters in said Center Township, Hendricks County, Indiana, that said road described in said petition is less than three miles in length and connects a free gravel road at the north and south (each) termini thereof) and wholly within said Township of Center, Hendricks County, Indiana. It is therefore ordered and adJudged by the said Board of Commissioners that said petition is in due form and sufficient in all respects, and it is further ordered that said petition be spread of record and the prayer of petitioners gerein granted.

State of Indiana
SS: In the Commissioners Court of Hendricks County, Indiana.
Hendricks County

Before the Honorable Board of County Commissioners:

We the undersigned Freeholders and Voters of Center Township Hendricks County, Indiana, hereby respectfully petition your honorable board to take the necessary steps for the improvement by grading, draining, and paving with stone, gravel or other road paving Material the following described public Highway in Center Township, Hendricks County, Indiana, to-wit: Beginning in a free gravel road at a point about fifty five (55) rods South and ten (10) rods East of the North East corner of the S.E. 1/4 of Section twentyfive (25), Township sixteen (16) North of Range one (1) West at the North West corner of W.H.Frisbee's land and running thence South, aith the public Highway about one-fourth mile to the North line of the land of James W. Todd; thence West with the public highway about ten (10) rods to the Section line; thence South with the public highway about three hundred thirty (330) rods to the South East corner of Section thirty six (36), Township sixteen (16) North, Range one (1) West and to the public highway running East and West; Thence East along said public highway about ten (10) rods; thence South with the public highway about one (1) mile terminating in a Free Gravel Road, running East and West, known as the Rockville Road. Said proposed improvement is about two (2) miles and seventy five (75) rods in length and connects a Free Gravel road at its beginning with a Free Gravel Road at its terminus. The Petitioners constitute more than 50 legal voters and free holders of said township. The Petitioners further ask that the improvement be made without submitting the question to the voters of said Township, and we respectfully recommend that the width of the highway be thirty (30) feet and that the material used thereon be erushed stone or gravel. The petitioners further ask that the expenses of said proposed improvement be provided for by taxation against said Tomnship of Center, County of Hendricks, and State of Indiana.

1.Jas.W. Todd. 2.G.P.Merritt 3.J.A. Kennedy 4. Harvey Gentry 5.W.A. Gorrel 6. Chas Gorrell 7. Sam Jordan 8. John L. Ragan 9.W.H.Frisbie 10. Clarance Gibbs 11. Chas Crow 12.James Barton 13.E.M.Mitchell 14.Frank Mitchell 15. Boon Mitchell 16. Hiram Mitchell 17. John F. Neiger 18.C.F. Bowen 19. John W. Ader 20.A.N.Garshwiler 21.J.O.Tinder 22.C.L. Thompson

23.J.E. McCormick 24.J.M. Towles 25.J.L. Darnell 26.Andrew Viles 27.D.F. Bargo 28. Chas A. White 29.D.A.Higgins 30. James McCoun 31. Vine Denny 32.H.M. Gentry 33.Tom Welshans 34.R.B. Jones 35. Howard Cox 36.J.L.Higgins 37.F.R.McClain 38.W.J.Bell 39. Joshua Blanton 40.J.M. Hughes 41.H. H. Worrell 42.W.H.Arnold 43. B. A. Hooten 44.E.K.Huff

45. William A. Workman 46. John T. Ayers 47.E.G. Holtsclaw 48.W.T.Lawson 49.J.T.Barker 50. Wilbur U. Masten 51.B.F. Noble 52.E.C.Wills 53.J.S.Marshall 54.S.B. Ensminger 55.R.T.Hollowell 56.D.A. Hadley 57.W.R. Sears 58. John Hunt 59.0liver H. McCoun 60. Henry Hughes 61. Chas. Relander C. W. Brunes H.A. Record J. N. Hadley.

Said petition is indersed on back as follows:-"Filed December 7",1908"

Set for hearing January 4",1909, Wm. H. Nichols, A. H. C. "

ACTION OF BOARD.

"Jan 5",1909: Petition found to be in due form and according to law and the following viewers appointed to meet on Jan.14-1909, and are ordered to report on 1st. Mon. March, 1909. 1. J. J. L. Lolay, 2. Dan Jones, 3. John O. Kain, Engineer.

E. M. Murphy, P. B. "

It is further ordered by the Board of Commissioners that said patition be and the same is hereby referred to John O.Kain, a competent civil engineer and Horace G.Cook and Dan Jones viewers and the Board hereby appoints said John O.Kain engineer, and Horace G.Cook and Dan Jones viewers, each of whom are responsible free holders and voters of Hendricks County, Indiana, and is not a resident nor owner of taxable property in said Center Township, of Hendricks County, Indiana.

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It is further ordered by the Board that said John O. Kain, Civil engineer and the lolary and Dan Jones, viewers, meet on 14th day of January, 1909, at the Auditor's Office of Hendricks County, Indiana, at Danville, Indiana, at which time and place they shall each take and subscribed an oath to faithfully and impartially discharge their several duties. And is is further ordered by the Board that said John O. Kain, engineer, shall execute and file with the auditor of Hendricks County, Indiana, his bond with good and sufficient sureties to be approved by said auditor, and payable to the State of Indiana, in the penal sum of \$5,000.00 conditioned for the faithful discharge of his duties as such engineer, and now said engineer files said bond in said sum with The Title Guaranty & Surety Co.as surety thereon, which is duly approved by the Auditor of said County, which said bond and approval of the said Auditor thereon indorsed is as follows: - (Here Insert); that said engineer and viewers shall then proceed without delay to make all needful surveys of the road mentioned and described in the petition herein and to determine and report as to all matters necessary in grading, paving and graveling the said highway as provided by the Statutes of the State of Indiana, and shall accompany their reports with accurate profile of said highway showing by lines and figures the elevation thereof at each one hundred feet of its length and the change to be made therein by excavation or filing, each profile should be made by the engineer.

It is further ordered by the Board of Commissioners that the engineer and viewers herein named make their report herein on 1st.day of March, 1909.

In the matter of the Free Gravel)
Road petition of Sam Jordan et al.)

Come now Avery, Haymond and Howard to whom the centract in the above entitled matter was awarded on the _____ day of ____,1908, and shows to the Beard of Commissioners an assignment of their centract to John Ader, John Call, John Bener & Wesley Brady, which assignment was accepted by said assignees on the same date that said assignment was made, to-wit, on the 5th day of January, 1909, and now said Beard accepts said assignment and acceptance and inderses their approval thereon, which assignment, acceptance and indersement of approval are in the following words and figures, to-wit:-(dere Insert) and now the Beard doth consider that the centract for the construction of the said above entitled read is made with the said assignees above named and doth order that said assignees execute their Beard for the sum of \$25,000.00 in lieu of the bend heretofore executed and approved, which is accordingly done by said assignees to the approval of the Beard, which bend and the Beard's approval thereof are in the following words and figures, to-wit:-

Knew all Men by these presents, That we, the undersigned Jehn W. Ader and Jehn Call, Jehn W. Boner and Wesley Brady, principals, and Wm. C. Osberne, E. W. Shirley, H. A. Recerd, as sureties of Hendricks County, Indiana, are farmly bound unto the State of Indiana in the penal sum of Twenty-five thousand Dellars, for the payment of which, well and truly to be made, we bind ourselves jointly and severally, and our joint heirs, executors, administrators and assigns, firmly by these presents, this 5° day of Jamary, 1909.

The Conditions of the above obligations are such, That whereas, the Board of
Commissioners of Hendricks County, Indiana, are about to accept the assignment of the contract
of Avery, Haymond & Howard, for the construction of the Sam Jordan et al Road in Center
township, Hendricks County, Indiana, and if the said John W. Ader, John Call, John W. Boner and
Wesley Brady, as principals shall well, and faithfully do and perform the sonstruction of said
Road in all respects according to the plans and specifications adopted by the Board of
Commissioners, and according to the time, terms, and conditions, specified in said contract,
then this obligation shall be, void, otherwise to remain in full force, virtue and effect.
Wesley, Brady (SEAL) John W. Ader (SEAL)

| Wesley, Brady | (SEAL) | John W.Ader | (SEAL) |
|--|--------|--------------|----------|
| H.A.Record | (SEAL) | John Call | , (SEAL) |
| William C.Osborne | (SEAL) | J.W.Boner | (SEAL) |
| Participation of the Participa | | E.W. Shirley | (SEAL) |

Before me, the subscriber, a notary public in and for said County personally appeared John W.Ader, John Call, John W.Boner, Wesley Brady, Wm. C. Osbprme, E. W. Shirley, H. A. Record, and asknowledged the execution of the foregoing instrument for the uses and purposes therein mentioned.

Witness my hand and notarial seal, this 5" day of January, 1909.

My.Com.expires Sept 24*,1911. Carey W.Gaston, Notary Public. (SEAL)

Accepted and Approved, Jamuary 5*,1909.

E.M. Murphy

Alfred S. Lineinger) Board of Commissioners Hendricks County.

Harry E. Sanders)

Attest: Wh.H. Nichols, Auditor Hendricks County, Indiana.

In the matter of the petition of) Roscoe C. Townsend et al.

Come now the viewers, heretofore appointed to view the highway as petitioned for by Roscoe C. Townsend et al, and present their report to the Board at its regular January Term, 1909, and the Board, having been duly and sufficiently advised in the premises, finds from an inspection of said report that the said viewers met and qualified as by law provided, as the same is shown by their oath attached to their report, which oath and report are in the following words and figures, to-wit:-(Here Insert) And the Board further finds that the said viewers reported favorably; that the said highway as petitioned for would be of public utility, and the Board further finds that no damages have been claimed on account of the location and establishment of said proposed public highway, and that no remonstrance has been filed against said report of the said viewers.

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-: It is therefore ordered by the Board that the report of the viewers filed herein on the 14th day of December, 1908, be and the same is hereby approved and the Board orders that the following described public highway be located and established, to-wit:-

The said proposed highway to be 30 feet in width, and commences at a point in the center of the Free Gravel Road on the boundary line between the Counties of Hendricks and Morgan, in the State of Indiana, 559 feet east of the center on the south of the S.W.1/4 of Sec.23, Tp.14 N.R.1 E. and running thence North 2°-53 min.E,255 feet, thence North 14° 3 min.E.178.5 feet, thence North 60-14 min.W.166 feet, thence North 180 26 min W.266 feet, thence North 50 3.56 min.W.313 feet, thence North 14° 7 min W.153.5 feet); thence North 22°-15 min W. 49.3 feet, thence North 280-3 min W., 224 feet, thence North 190 w.217 feet, thence North 33°-25 min.W.502.7 feet, thence North 3°-13 min W.233.5 feet, thence North 16°-7 min.E.221.5 feet, thence North 27°-47 min.E.181.3 feet, thence North 5° - 47 min.E.697.5 feet, thence North 5°- 11 min.W.118.5 feet, to the line running north and south through the center of the West half of said Sec.23, thence North on said line 860 feet and terminating at a public highway . . heretofore established on said line.

It is further ordered that the Auditor send a copy of this order to the Trustee of Guilford Township, Hendricks County, Indiana, and this matter is at an end. It is also ordered by the Board that the viewers be allowed the

following sums:

Wilbur Hanna W.B. Vestal Chas Mattern

\$2.00 Order Drawn No.483. \$4.00

\$2.00 Ordered that the Board adjourn.

Board Commissioners Hendricks Co.

Monday Morning, February 1st., 1909.

The Board of Commissioners of Hendricks County, Indiana, met in regular session at the Commissioners Court Room in the town of Danville, in said County and State on this Monday, February 1st., 1909, it being the first Monday in said Month.

Present, Elbert M. Murphy, Alfred S. Lineinger and Harry E. Sanders, all members of said Board.

The following proceedings were then had, to-wit:-

| In the | matter | of the P | etition | of |) |
|--------|----------|-----------|----------|---------|---|
| Willia | m A.McDe | niel, and | others | for the |) |
| Improv | ement of | a publi | e highwa | AV. |) |

Come now again the petitioners in the foregoing entitled cause of action and produce the report and profile of the Engineer and Viewers together with the original order, with their several oaths duly endorsed upon said Order and thereto subscribed by each of them, issued to said engineer and viewers by the Auditor of this County notifying them, and each of them severally of their appointment as such engineer and viewers and requiring them to meet at the office of said Auditor on the 14th day of October, 1908, and there qualify as provided by law for the faithful discharge of their duties.

Said petitioners also produce the bond of the Engineer upon which is endorsed the Auditor's approval, and which said bond and approval are as follows, to-wit:-(Here Insert).

And the said petitioners also produce the duly verified Supplemental Report of said Viewers and Engineer prepared in all respects as provided by Sections 69 of the Acts of the General Assembly of the State of Indiana, approved March Sth. 1905. Acts of 1905, page 553.

And now the matters of said Supplemental Report and said Report coming on for hearing and determination, and the Board having heard all of the evidence adduced, and having duly and fully examined said report, and profile, made by said viewers and engineer, and being fully advised in the premises doth say and find:

That no injury will result to the property of any idiot or person of unsound mind; or will any such person sustain any damage whatever by reason of the construction of the improvement prayed for by the petitioners herein; that no person or corporation has made written claim for damages to said viewers and engineer because of injury to property by reason of said improvement, and that said Supplemental Report is in due form and regular and that the same should in all things be approved and spread of record upon the records in the Auditor's Office kept for that purpose.

The Board further finds that the Report of the Engineer and Viewers was duly filed in the office of the Auditor of Hendricks County, Indiana, on the 15th day of Jamuary, 1909, and that it has remained on file in said office, open to the inspection of any person since said date and for more than ten days before the 1st day of February, 1909; that the highway proposed to be improved under these proceedings is less than three miles in

length as shown by said report; that the improvement prayed for in said petition, and as reported in said report, is of public utility; that a United States Rural Mail Route is over and along a portion of the said highway proposed to be improved by these proceedings.

The Board further finds that said improvement should be allowed and established as provided in said report without submitting the matter of said improvement to the legal voters of the said townships of Union and Middle. The Board further finds that said report is in due form and sufficient and should, in all things, be approved, and said improvement as in said Report provided be ordered.

It is therefore ordered by the Board that the Supplemental Report of the the engineer and viewers be, and the same is now hereby in all things fully approved.

It is also ordered by the Board that the report of the engineer and viewers be, and the same is hereby in all things approved, and that said improvement be and the same is now hereby established by order of this Board and that the same be made in all respects as provided in said report of said viewers and said engineer.

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one publication in the Indianapolis Star, a daily newspaper of general circulation throughout the State of Indiana, printed and published at the City of Indianapolis, and by three weekly publications in The Republican, a public weekly news-paper of general circulation throughout the County of Hendricks, the County in which said road to be improved is located, that on Monday the 1st day of March, 1909, at the hour of ten o'clock A.M. of said day, sealed proposals will be received by the Board of Commissioners of Hendricks County, Indiana, at their usual place of meeting for the work of said improvement in accordance with the profile and report and plans and specifications in said report set forth.

It is further ordered by the Board that the Supplemental report, and the said report of the viewers and engineer, be spread of record on the records in the Auditor's Office kept for that purpose, which is now done and are in the words and figures following, to-wit:-

Supplemental Report of Viewers.

To The Honorable Board of Commissioners:

In the matter of the petition of Wm.A.McDaniel et al.for the improvement of highway.

We, the undersigned, Viewers, heretofore appointed in the above cause, and who as such viewers, on the 15th day of January, 1909, filed our report in the above cause as ordered by you in your order appointing us, and ten days having expired since the filing of the same, now file as our supplemental report, to-wit:

We would respectfully report that the improvement of said highway in the manner set forth in our former report, will not occasion any damages to the lands of any infant, idiot or person of unsound mind, and that no person, firm or

corporation has made any written claims for damages on account of said proposed Respectfully submitted, improvement.

John D. Brickert

John O. Kain

James W. Haynes, Viewers.

Subscribed and sworn to be fore me this the 25" day of Jan. 1909. Wm.H. Nichols, Auditor Hendricks County.

Endorsed on back as follows:

"Action of Board. Feb.1st-09. Supplemental report approved.

E.M. Murphy. P. B. "

Order to View Road.

The State of Indiana, SS: Commissioners' Court, October Term, 1908. Hendricks County To John D. Brickert, James Haynes and John O. Kain.

You are hereby notified that you were appointed by the Board of Commissioners of said County, at their October Term, 1908, to view a proposed improvement of highway, as follows, to-wit: Commencing at a point in what is commonly known as the State Road, which is a free-gravel road, on the boundary line between the Townships of Middle and Union, in the County of Hendricks and State of Indiana, and running thence North on the line dividing said two Townships, aforesaid, to the North East corner of Section thirty-four (34) Township Seventeen (17) North, Range one (1) West; thence West with section bearing, on the Section line between said Section thirty-four (34) aforesaid, and Section Twenty-seven (27) said township and range aforesaid, for a distance of eighty (80) rods; thence due North entirely through the remainder of said Section twenty-seven (27) aforesaid, and for a distance into and through Section twenty-two (22) township and range aforesaid, of two hundred and forty (240) rods; thence due east for a distance of eighty (80) rods to the boundary line between the said townships of Middle and Union, as the same is now established and used by the public, and if said proposed improvement of highway will be of public utility, mark and lay out the same, in the manner prescribed by law, to the width of 30 feet.

You will meet at the office of County Auditor Danville, Ind. on Wednesday the 14th day of October, 1908, at 10 o'clock A.M. and after being duly qualified, proceed to make said view, and report at the next regular term of said Board.

I certify the foregoing to be a true copy of the Order of the Board in relation to said proposed highway. Witness my hand and official seal, this 5th day of October, 1908. Wm.H. Nichols, Auditor.

Oath of Viewers.

State of Indiana, Hendricks County, SS:

We, John O. Kain, John D. Brickert and James W. Haynes do solemnly swear that we will faithfully and impartially discharge the duties assigned us as viewers on the within described proposed highway to the best of our skill and ability so help us God. John O. Kain, John D. Brickert, James W. Haynes.

Subscribed and sworn to before me, this 14" day of October, 1908.

Wm.H.Nichols, A.H.C.

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State of Indiana, Hendricks County, SS:

In the Commissioners Court, February Term, 1909.

In the matter of the petition of Wm.A.

McDaniel et al, to improve a public highway

in Middle and Union Townships, Hendricks County,

Indiana.

To The Honorable Board of Commissioners of Hendricks County, Indiana.

We the undersigned, Viewers and Engineer, appointed by your Honorable

Body, under the "Provisions of an Act of the General Assembly of Indiana, approved

March 8th., 1905, and all amendments thereto", to view, examine, make all needful

surveys of the road described in the petition of Wm. A. McDaniel et al, and hereinafter described, determine the manner of said improvement in detail, estimate the

costs thereof, and prepare profile, plans, drawings and specifications, preparatory

to cleaning, grubbing, culverting, sewering, ditching, draining, bridging and surfacing

said proposed improvement of said highway, respectfully report:-

That pursuant to the notice served on us, we met on the 14th day of October, 1908, at the office of the Auditor of Hendricks County, in the town of Danville, Indiana, and after taking and subscribing an oath faithfully and impartially to discharge the duties under our respective appointments, and as such viewers and engineer, we proceeded to the viconity and neighborhood of said road.

That we made a careful examination of the route of the proposed improvement, of the locality in which said proposed improved road is located, of the needs of the public for this proposed improvement as a facility for travel, we then adjourned to met on the 18th day of December, 1908, at which time we did meet and make the necessary surveys of the same, together with profile, drawings, plans and specifications, and found that the material for the road way should be hard crushed, screened limestone with a top dressing of limestone screenings as detailed in the specifications and exemplified in the drawings entitled "Cross Section of Road-bed". We find that the proposedimprovement, in accordance with the profile, drawings, plans and specifications, herewith filed, will be of public utility and convenience and that the costs of constructing the same will be less than the benefits dericed therefrom; that we have laid out said proposed highway along the route hereinafter described and to the width of thirty feet and specified in the specifications herewith filed. That the aforesaid profile shows the elevations of the center line of said proposed road, at the end of each one hundred feet, and that said profile, drawings, plans and specifications provide for all the details of the improvement of said road. Said profile, drawings, plans and specifications describ in detail the sizes, materials to be used and the specifications describe in detail the sizes, materials to be used

and the methods of construction of the readbed, bridges, culveris, severe, citabes, drains and macadam required therein and likewise provide the quality and quantity of such and every kind of material, and all things necessary to make a complete manadam readithat all drawings, plans, blue prints and specifications, together with the profile are made by us and herewith filed and made a part of this report.

The following is a description of the route over and upon which said improvement is to be located: - Commencing at a point in the Cruefordsville State road on the line between Middle and Union townships, Meniricks County, Indians, and on the line between Section 34 and 35 Township 17 North Range 1 West, and running thence Worth on the line dividing Middle and Union Townships and on the line between said Sections 34 and 35,8 distance of 2842 1/2 feet to the North East corner of Section 34 afcresuldithence Week on the line between Sections 27 and 34 Township and range aforesaid 1931 feet to the center on the South of the South East quarter of Section 27, Moresaid, thence North 3250, 1/2 foot to the center of the North Hast quarter of Section 22 Township 17 North Range 1 West; thence East 1327 feet to the center on the East of the Morth East quarter of Section 22 aforesaid and terminating on the boundary line between said townships of Mindle and Union. We find the total length of the proposed improved highway to be 14752 lineal feet, and that 2842 1/2 feet thereof is,on the line between Middle and Union Townships, Hendricks County, Indiana, and that 11909 1/2 feet thereof is whelly within said Union Township, and that the length of said road is less than three miles. All of said distances being the center line of said proposed improved highway.

We find that no damages on account of the ponetruction of the foregoing described proposed highway will accous to any one.

We estimate the total cost of the proposed improvement to be \$9902.47

John D. Hain, Engineers

James W. Haynes, Flerers

Subscribed and sworm to before me this 14th day of Jamary, 1909...

State of Indiana, Heniricks County, 851

In the Consissioners Court, James Term, 1909.

A. WeDaniel et al, to impreve a public highway

in Middle and Union Townships, Mentricks County, Indiana-

Specifications for the construction of the William A.McDanial et al Road in Middle and Union Townships, Mendricks County, Indiana, under the "Previsions of an Ast of Middle and Union Townships, Mendricks County, Indiana, under the "Previsions of an Ast of Middle and Union Townships, Mendricks County, Indiana, under the "Previsions of an Ast of Middle and Union Townships, Mendricks County, Indiana, under the State of the William A.McDanial et al Road in State of the William A.McDanial et al Road in Middle and Union Townships, Mendricks County, Indiana, under the "Previsions of an Ast of Middle and Union Townships, and Ast of the William A.McDanial et al Road in Middle and Union Townships, Mendricks County, Indiana, under the "Previsions of an Ast of Middle and Union Townships, Mendricks County, Indiana, under the "Previsions of an Ast of Middle and Union Townships, Mendricks County, Indiana, under the "Previsions of an Ast of Middle and Union Townships, Mendricks County, Indiana, under the "Previsions of an Ast of Middle and Union Townships, Mendricks County, Indiana, under the "Previsions of an Ast of Middle and Union Townships, Mendricks County, Indiana, under the "Previsions of an Ast of Middle and Union Townships, Mendricks County, Indiana, under the "Previsions of an Ast of the Middle and Union Townships, Mendricks County, Indiana, Indi

General Specifications.

1. Intention. It is intended that there specifications, drawings, plans, him prints and

profile, with all figures and writings thereon, and herewith filed, shall provide

for a road complete in every respect, and any error or omission in the profile,

plans, drawings, blue prints and specifications shall not release the contractor

plans, drawings, blue prints and specifications shall not release the contractor

from constructing a road complete in all its details, any work done or materials

furnished on account of any error or omission as aforesaid shall be done and

furnished by the Contractor under his contract, without any additional compensation

2 Board. Whenever the word "Board" is used, it shall be understood as referring

to the Board of Commissioners of Hendricks County, in the State of Indiana.

3. Engineer Whenever the word "Engineer" is used, in these specifications it shall

be understood as referring to the Engineer in charge of such work, duly appointed

by the Board, or to his deputy or assistant.

4. Superintendent. Whenever the word "Superintendent" is used, it shall be understood as referring to the regular appointee of the Board, as provided by law, and who is not to be related to the Contractor or interested with the Contractor on the work herein contemplated, or interested in any other business affairs with the Contractor, and who is to receive no compensation from the contractor for any service of labor performed on the work herein contemplated, and who is under the directions of the Engineer.

5.Contractor. Whenever the word "Contractor" is used, it shall be understood as referring to the party or parties, who shall enter into an agreement to execute and perform all of any part of the work as herein specified and contemplated, or to the authorized representatives of said party or parties.

between the Contractor and Superintendent, concerning the interpretation of the profile, plans, drawings, blue prints, and specifications, or concerning the quantity or quality of the materials furnished, or as to the character of the work, the same shall be submitted to the Engineer and the decision of the Engineer shall central and the Contract shall proceed with the work in accordance therewith.

7. Change of Plans: The engineer shall have the right to make any change or alteration in the plans and specifications that the Engineer and Superintendent may deem advisable, and such change not increasing the cost of labor or material-but the Contractor shall not proceed with such alterations without the profile, plans, drawings, blue prints and specifications shall have been amended by the Engineer. In any event additional expense shall not be incurred, and no claims whatever will be allowed for axtra labor or material furnished over and above the contract price.

8.Inspection. All materials and workmanship of whatever description shall be subject to inspection and rejection by the Superintendent and Engineer in accordance with the intentions of these specifications. In case of the Superintendent accepting any material or workmanship and the Engineer afterwards rejecting the same, the decision of the Engineer shall control and be final, as the

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decision of the engineer on any and all subjects is to be final.

9. Superintendence. The contractor shall give his personal attention to the work at all times, or have some competent person all the time on the work authorized to act for him.

After the work is once begun, the Contractor shall at all times employ a sufficient force of men to insure the completion of the work within the time specified, and all necessary materials must be ordered in time for their delivery on the ground by the time they are needed.

10. Sub-Contractors. No part of the work shall be assigned or sublet to any person or persons, without the consent of the Board, and if any part is so assigned or sub-let, it shall not in any wise affect the conditions and provisions of the contract.

11. Defective Work. In case of the refusal or neglect of the Contractor to remedy and make good any defect in material or workmanship promptly, when so requested, and within the time required, such work may be done by the Engineer, and the cost thereof deducted from any amount due, or which may become due, the Contractor.

If, at any time previous to the final acceptance of the work, any of the materials furnished, or labor to be performed, shall have proved defective or insufficient to a certain degree, and it shall be deemed not advisable by the Engineer to order such parts reconstructed, the Engineer shall determine the equivalent reduction to be made in the Contract amount.

12. Plans. All drawings prepared by the Engineer in connection herewith, with all notes, dimensions, figures, writings, thereon or thereto attached etc., shall be considered a part of the specifications, and in the event of any discrepency between the drawings and specifications the matter shall be referred to the Engineer for adjustment, and his decision shall be final. On all drawings, including the profile, figures shall be used in preference to scale measurements.

In the event of any error existing in the amount of cuts and fills as indicated on the profile, it is understood that the cuts and fills shall be sufficient to bring the subgrade to agree with a grade established by making the respective cuts or fills, as the case may be, at the breaks in the grade, and then by making a continuous grade from break to break.

13. Materials. All materials used throughout the work shall be the best of their respective kinds, and the work shall be done throughout in a workmanship like manner, according to the designs and intentions whether particularly specified or not, but which may be inferred from the specifications.

14. Indemnity. The Contractor shall keep Hendricks County Free and harmless from the payment of any and all damages, costs, expenses, royalties, patent fees, attorneys fees or any sum of money whatsoever, by reason of any action, claims, demands or proceedings, arising out of any infringement or alleged infringement, or use of any patent or patented devise, of any infringement or alleged infringement, or use of any patent or patented devise, article, system or arrangement, that may be used by the Contractor in the execution of his article, system or arrangement, that may be used by the Contractor in the execution of his work.

And the Contractor will be required to idemnify and save harmless Hendricks

County, Indiana, from all suits or actions of any kind or description brought against the County for or on account of any injuries or damages received or sustained by any person or persons in the work of construction or by or in consequence of any neglect in guarding dangerous places, or in any improper materials used, or by or on account of any act of emission or commission of the Contractor or his agents.

15. Acceptance. None of the w rk will be finally accepted until the whole is completed and ready for acceptance, and may defective materials or workmanship which may have been temporarily passed or overlooked shall be corrected at any time on the demand of the Engineer. Any inspection of the work will not relieve the Contractor of any of his obligations to construct, in a first class manner, all of the work herein described and contemplated.

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Bills. Before the final acceptance of the work or release of his bond, the Contractor must satisfy the Board that all bills for materials and labor have been paid.

17. Protection. The Contractor will be required to guard the public effectually from liability to damage or accident in consequence of his operations during the whole progress of the work.

The contractor shall also make previsions for the ordinary traffic on the highway, so as to discommode the public as little as possible.

18 Other Contractors. The Contractor for any part of this work shall at an early date, put himself in communication with other contractors, if there be such, so as to promote harmony of action; any difference of opinion between such contractors being arbitrated solely by the Engineer.

19. Risks. All risk as to floods, storms, damage of materials in place, or work done and the like, as well as causualities of every nature pertaining to the work until final acceptance thereof, are at Contractor's risks.

Whenever the weather conditions are such, or the conditions of other highways, over which material has to be transported, that in the opinion of the Engineer, the best interests of the work herein contemplated, or the damage to said other highways is unnecessarily great, the Engineer may stop operations temporarily, until conditions have improved satisfactory to the Engineer.

Specific Specifications.

Profile.

The profile represents the elevations of the center line of the read; way, the elevations having been taken at the end of each one hundred (100) feet, with a certain number of plus stations, from the point of beginning. The grade line established represents the elevations of the center line, at the same points of the elevations, that the readway shall be raised or lowered, to, being referred to as the sub grade and before material is put on. As the profile only shows the

elevations along the center line of the Roadway, bidders and contractors shall carefully examine the roadway and determine for themselves the elevations the sides of the roadway, and the amount of cutting and filling necessary to reduce them to the grade line. Route.

The route, length and width of this road are as heretofore set forth in the report of the viewers and according to the plans herewith submitted.

Roadway.

The right of way of said road shall be thirty (30) feet wide, except where cuts add fills require a greater width, at all such places the right of way shall be sufficiently wide to preserve a sub grade 18 feet wide, exclusive of the side ditches and also to allow the banks or sides of cuts and fills to be on the slope as the same is herein specified. Whenever, in the opinion of the Superintendent and Engineer in charge, a change in the location of the Road from the location described herein will avoid an abrupt hollow or other natural obstacles, and be, in the opinion of the Engineer, of great and everlasting good to the road, then and in that case the right of way may be shifted to the right or left as he may order: Provided always, that the damages and costs of such change shall not exceed the benefits thereof, and provided further that such change shall not increase the cost of construction of 'said Road.

The right of way shall be grubbed its entire width of all obstruction and the same entirely removed, except in the case of land marks or witness trees, which shall be carefully protected in their original positions. Where shade trees do not impel travel or cause damage to the Road They may be left standing at the discretion of the Engineer. The center line of the right of way shall follow along and coincide with the center line of the road as described in the report, except as above provided for in case of change of location of road. All angles shall be turned as provided for in the diagram on the profile and in accordance with the directions of the Engineer.

Road Bed.

The Road Bed shall be Twenty (20) feet wide, measured at right angles center line of right of way and shall conform as nearly as practical to said center line. The road shall be made to conform to the profile and drawings entitled "Cross Section of Road-Bed", and said Road-Bed shall be made smooth and compact before the macadam is placed thereon, by rolling with an eight ton roller until the same is compact and solid to the acceptance of the Engineer.

Ditches.

Ditches shall be excavated along both sides of the entire line of Road. The depth in no case to be less than eighteen inches, measured from the shoulder of the grade, and 18 inches at the bottom with side slopes of one (1) to one (1). All ditches must present a regular and general slope of the Country and must be so constructed as to lead all of the water from the Road to the nearest outlet, unless otherwise provided by the profile. All ditches now in said road between the ditches as specified and required to

be constructed for the drainage of said Road, shall be filled up, and made so compact that

the water will not follow or wash them.

Grade

Commencing at station 45 +30' and running to station 47,6 inch common drain tile is to be laid in the ditch on the East side of the Road-Stakes giving the depth will be set by the Engineer; between the above named points the Roadway should be level from a point 10 feet East of the center line of road to a point 12,1/2 feet East of said center line and the East 2,1/2 feet of the Roadway shall slope up six inches for the entire length between station 45+30' to Station 47.

The grade line(the red line) of the profile shows the grade of the sub-grade of the Road-bed, and the top or surface of the Road-bed must be made to conform to said grade line, making cuts and fills of the depth shown on said profile However, in the case of discrepancy between the cuts and fills as shown on the profile, and the cuts and fills necessary to bring the sub-grade to the grade line established by making the required cut or fill, or whatever may be required, if any thing, at both ends of a continuous grade, such continuous grade to be maintained and the grade line maintained between the breaks. After the grading is completed the road-bed shall be rolled with an eight ton road roller until the same is solid and compact to the acceptance of the Engineer. The roller shall be either propelled by its own power or by horse power, the use of a roller pulled by a

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The contractor shall complete his grade for a distance of at least 1200 feet, and the same shall be rolled and accepted by the Engineer before material is placed on such 1200 feet of road, or any part thereof and the contractor shall keep the road-bed perfectly smooth and compact in advance of the stone.

traction engine will not be allowed.

All cuts shall be excavated to a width of twenty-seven feet at the sub-grade. The slopes of all cuts shall be one (1) to one (1).

Embankments.

Excavations.

All embankments or fills shall be eighteen feet at the sub-grade and the sides shall have a slope of one (1) to one (1). The contractor shall in addition to making a road-bed for the extra material as exemplified in the drawing on the profile, and the placing of extra material therein provided for, make easy approaches to all intersecting Roads, an allowance of ten per cent must be made for shrinkage on all fills of more than twelve inches

Sewer Culverts.

Sewer culverts shall be constructed along the line of the Road at such places and of such sizes and materials as shown on the profile. The concrete to be on the same quality, proportionand mixture as hereinafter provided for the bridges, the headers or walls at the ends of the sewers shall be reinforced with two lines of one-half inch twisted or corrugated bars above the sewer openings and by two like bars below such openings and the bars to come to within two inches of

each end of the headers or walls. The headers shall be twelve inches thick at the bottom and battered to ten inches at the top and shall extend twelve inches above the openings for the sewer pipes and shall extend eighteen inches below such openings, the headers for 12 inch pipes or sewers shall be six feet long, 18 inch pipes or sewers shall be six and one-half feet long.

All out lets and inlets shall be so constructed that no water shall stand in or about the sewers.

Bridges.

At points indicated on the profile for the same, shall be constructed bridges of the length of span, width of road way and of the various detailed dimensions as shown on the plans attached to the profile and in accordance with the specifications.

Foundations.

The excavations for abutments shall be to such depths as are indicated on the drawings attached and as will be stated out by the Engineer. The contractor shall construct suitable cofferdams, if necessary and ordered by the Engineer, water shall be entirely excluded therefrom during the placing of concrete.

Concrete.

The concrete shall be composed of one part American Portland Cement, the brand to be named by the Engineer, to two parts of approved clean sharp sand and three parts clean hard limestone, the largest pieces which will pass through a two inch ring.

Stone.

The stone shall be a good quality of hard, crushed, screened limestone, free from dirt and other fine material, except stone dust, and shall be of sizes that the largest pieces shall pass through a two inch ring.

Cement.

The cement shall be a good quality of American Portland Cement, the brand to be designated by the engineer, and shall pass the customary standard tests.

Mixing.

The cement and sand shall be mixed dry by turning at least twice if hand mixed, in the proportions of one part cement to two parts sand, then the mixed sand and cement shall be mixed with the stone dry by turning at least twice combined as aforesaid, measured by volume loose, sufficient water to be then added to make a mixture as wet as consistant with satisfactor place and results, which shall be turned at least twice, the whole mass to be placed immediately, tamped and spaded.

Placing.

The concrete shall be placed in layers not exceeding six inches in thickness.

Facing.

The concrete next to the forms shall be spaded with a spade or manipulated with some other tool so that the stone will be prevented from touching the forms, a smooth face to be secured without plastering. Forms on exposed faces shall be removed in time so that the face of the concrete may be rubbed and brushed to remove timber markings and the

surface to be covered with wet canvass, the canvass to be wet daily foratileast

Steel Bars.

The steel bars used shall be twisted or corrugated iron bars, sizes as indicated on the plans, and shall be free from rust, scales or paint and shall be embedded to a depth of at least two inches at the end and otherwise as indicated on the plans.

Forms.

Rigid centerings and forms shall be provided to receive the concrete and hold it in place until firmly set. The forms supporting the floor shall remain until the Engineer authorizes its removal. The timber forms in contact with exposed faces of contrete shall be finished to a smooth surface, so that no mark of imperfection shall be on the work. Forms shall extend to the bottom of the concrete in all foundations.

Cleaning Up.

The contractor shall remove all false work and all surplus materials from the bridge site, and shall also remove all dirt, gravel sand and other materials and substances down to a level with the water line from abutment to abutment, the entire length of the same.

Inspection.

All materials shall be subject to the inspection and approval of the Engineer and Superintendent and any material by them or either of them, condemned shall be removed from the work by the Contractor on notice from the Engineer. The Engineer shall set all stakes and determine all grades, levels and elevations.

Macadam.

For a width of nine feet, four and one-half feet on each side of the center line of road, the road shall be covered with good, hard, crushed, screened limestone, suitable for first class road building purposes and acceptable to the Engineer. Said stone to be free from dirt and all other foreign and delecterious material and range in size from one-half to two inches in diameter. Such stone to be placed eight inches thick and between boards properly lined. The embankment indicated on the "Cross Section of Road-bed" is to be placed before said boards are removed. Said boards shall remain in place until the Engineer or the Superintendent is satisfied that the required amount of stone has been placed on the road. After the acceptance of this work by either the Engineer or Superintendent, said board shall be removed and such stone be rolled. First the Contractor shall run the roller along on each embankment as close to the shoulder of the grade as may be done without unneccessarily injuring the shoulders of the ditches, then the stone is to be thoroughly rolled to the satisfaction of the engineer. All rolling of sub-grade, stone and finished surface to be done with an eight ton road roller as hereinbefore provided. After the satisfactory

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rolling of said stone there shall be placed on such rolled stone hard clean limestone screenings to a thickness of two inches, the same to be leveled and smoothed to the satisfaction of the Engineer, this having been done the same shall be thoroughly rolled to the satisfaction of the Engineer. The placing of material shall be commenced and carried out so as hauling over over the stone will not be necessary, except the screenings, and the screenings to be placed at the direction of the Engineer.

Use of Highway.

Estimates.

The public shall in no way be barred from the use of the highway except in cases of removing and rebuilding culverts and bridges, in such cases shall be blocked no longer than possible, at no event shall the roadway be blocked during the night time.

The Contractor shall be entitled to estimates as provided by the statute, and payment be made at such time as may be ordered by the Board, provided that no payment shall be made for more than eighty per cent of the Engineer's estimate of the work done by the Contractor, nor shall the whole amount of the contract price be paid until the road shall have been received as completed in all its details.

John O. Kain, Engineer.

John D. Brickert

Viewers.

James W. Haynes

Subscribed and sworn to before me this 15th day of January, 1909.

Wm.H. Nichols, A.H. C.

Said report is indersed on back as follows:"Filed Jan.15",1909. Wm.H.Nichols,A.H.C."

"Action of Board."

"Feb 1st-1909. Report acce pted and the Auditor ordered to give notice to contractors for the purpose of receiving bids on March 1st.,1909.

E.M. Murphy, P.B. "

And further proceedings herein are continued.

In the matter of the Petition of Nicholas)

Koebrich et al, for the improvement of a public)

highway, by taxation.

Come now the Engineer and viewers heretofore appointed on this Road and now ask that the time for their reporting to this Board be extended to the 1st. Monday of March, 1909.

The Board being duly advised in the premises now grants said request and the time for the reporting by said Engineer and viewers is extended to the first Monday of March, 1909.

In the matter of the Thomas B. Jones et al)
Free Gravel Road Petition .)

Come now the petitioners herein in the above entitled matter, by and through their attorney, and present to the Board of Commissioners of Hendricks Coun ty, Indiana, the report and supplemental report of the viewers and engineer, heretofore made in said above entitled matter and ask the Board to approve and accept said reports together with the profile filed herein, and, it fully appearing to the Board that the viewers and engineer, heretofore appointed, met at the office of the Auditor of said County, in said state, not later than ten days from the date of their appointment, to-wit: on the 14th day of December, 1908, and qualified under said appointment by taking an oath to faithfully and impartially discharge their duties as the same appears from the said oath which is made a part of their report herein, and it also appearing to the Board that the engineer, so appointed. executed and filed with the Auditor of said County his hond in the penal sum of Five Thousand (\$5000.00) Dollars, payable to the State of Indiana, conditioned that he would faithfully discharge his duties by reason of said appointment and with good and sufficient sureties thereon to the approval of said Auditor, which bond and the Auditor's approval thereof are in the following words and figures, to-wit:-(Here Insert) and it further appearing that the report of the viewers and engineer has remained on file at the office of the Auditor for more than ten days prior to the first day of the regular February Term, 1909, the Board examines and inspects said report and also the supplemental report and profile, and, having been duly advised in the premises doth say and find:-

That the report, profile and supplemental report of the viewers and engineer, filed herein, should be approved; that said viewers are each responsible freeholders and voters of said County and state and not residents of nor owners of any taxable propertyin the township wherein said proposed improvement is located; that the said John O. Kain, heretofore appointed as engineer, is a competent civil-engineer; that the report of the viewers and engineer remained on file, open to the inspection of every person interested therein, his agent or attorneys, at the office of the Auditor for more than ten days prior to the first day of the regular February Term, 1909, of said Board, and the Board finds that no damages are justly due any infant, idiot or person of unsound mind by reason of the construction of said proposed improvement; that no written claims for damages were filed or presented to the viewers and engineer; the Board finds that said proposed improvement will be of public utility and that the same should be constructed according to the plans, specifications, report and profile, filed herein, and approved by the Board; the Board finds that said proposed improvement will be less than three miles in length and that no election of the voters of the township should be held to vote on the question of the proposed improvement.

It is now therefore ordered by the Board that the report of the viewers and engineer, the supplemental report, and the profile be and they are hereby accepted and approved; it is ordered by the Board that said proposed improvement be constructed according to the plans, specifications and profile herein approved, and that no election be held in the township to determine the question of improvement.

It is ordered by the Board that the Auditor of said County give notice by publication one time in the Indianapolis Star, a daily newspaper of general circulation throughout the state, and for three consecutive weeks in the "Republican" a weekly newspaper of general circulation throughout the County, that the Board will receive sealed proposals up until the hour of ten o'clock A.M. of March 1St., 1909, for the construction of the improvement herein ordered; it is also ordered that the report, oath of viewers, order to viewers and engineer and supplemental report be spread of record which is accordingly done and are in the following words and figures, to-wit:-

Order to View Road.

The State of Indians,

SS; Commissioners Court, December Term, 1908.

Hendricks County,

To Smith R. Davis, John P. Chapman and John O. Kain: -

You are hereby notified that you were appointed by the Board of Commissioners of said County at their December Term,1908, to view a proposed improvement of highway as petitioned for by Thos.B.Jones et al as follows, to-wit:—Commencing at a point in the township line between Middle and Washington townships, Hendricks County, Indiana, at a point a little to the west of the southeast corner of the south west quarter of the northwest quarter of section 29, township 16 north, range one east, in said county and state, thence north passing through said section 29, about one fourth of a mile; thence making a slight jog to the east, thence running north through sections 29 & 20, township and range as aforesaid, to the north east corner of the north west quarter of the south west quarter of said section 20; thence west one fourth of a mile to the west line of said section 20; thence north on section lines between sections 19 and 20, and sections 17 and 18, township and range as aforesaid, to about one fourth of a mile north of the center east of said section 18, and ending at a point at said place in a county free gravel road already established of recorn, and, if said proposed highway will be of public utility, mark and lay out the same, in the manner prescribed by law, to the width of 30 feet.

You will meet at the office of the County Auditor of said County at Danville,
Indiana, on Monday the 14th day of December 1908, at 10 c'clock A.M. and after being duly
qualified, proceed to make said view, and report to the Board not later than January 15th.,
1909.

I certify the foregoing to be a true copy of the order of the Board in relation to said proposed highway. Witness my hand and official seal, this 10" day of December, 1908.

(SEAL)

Wm.H. Nichols, Auditor.

Oath of Viewers.

State of Indiana, Hendricks County, SS:

We, Smith R. Davis, John P. Chapman and John O. Kain do solemnly swear that we will faithfully and impartially discharge the duties assigned us as viewers on the within described proposed improvement to the best of our skill and ability, so help us God.

Smith R. Davis

John P. Chapman

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John O. Kain.

Subscribed and sworm to before me, this 14" day of December, 1908.

Wm.H. Nichols, Auditor Hendricks County.

State of Indiana, Hendricks County, SS:

In the Commissioners Court, February Term, 1909.

In the matter of the petition of Thomas B. Jones et al
to improve a public highway, in Middle Township, Hendricks

County, Indiana.

We, the undersigned Viewers and Engineer, appointed by your Honorable Body, under the "Provisions of an Act of the General Assembly of Indiana, approved March Sth, 1905, and all amendments thereto", to view, examine, make all needful surveys of the road described in the petition of Thomas B. Jones et al, and hereinafter described, determine the manner of said improvement in detail, estimate the costs thereof, and prepare profile, plans, drawings and specifications, preparatory to cleaning, grubbing, grading, culverting, sewering, ditching, draining, bridging and surfacing said proposed improvement of said highway, respectfully report:-

That pursuant to the notice served on us, we met on the 14th day of December, 1908, at the office of the Auditor of Hendricks County, in the town of Danville, Indiana, and after taking and subscribing an oath, faithfully and impartially to discharge the duties under our respective appointments, and as such viewers and engineer, we proceeded to the vicinity and neighborhood of said road.

That we made a careful view and examination of the route of the proposed improvement, of the locality in which said proposed improvement as a facility for located, of the needs of the public for this proposed improvement as a facility for travel, and did make the necessary surveys of the same, together with profile, drawings, plans and specifications, and found that the material for the roadway should be hard crushed, screened limestone with a top gressing of limestone screenings as detailed in the specifications and exemplified in the drawing entitled "Cross Section of Road-bed" We find that the proposed improvement, in accordance with the profile, drawings, plans and specifications, he rewith filed, will be of public untilty and convenience and that the costs of constructing the same will be less than the benefits derived therefrom; that we have laid out said

proposed highway along the route hereinafter described and to the width of thirty feet and specified in the specifications herewith filed. That the aforesaid profile shows the elevations of the center line of said proposed road, at the end of each one hundred feet, and that said profile, drawings, plans and specifications provide for all the details of the improvement of said road. Said profile, drawings, plans and specifications describe in detail the sizes, materials to be used and the methods of construction of the roadbed, bridges, culverts, sewers, ditches, drains and macadam required therein and likewise provide the quality and quantity of each and every kind of material, and all things necessary to make a complete macadam road; that all drawings, plans, blue prints and specifications, together with, the profile are made by us and herewith filed and made a part of this report.

The following is a description of the route over and upon which said improvement is to be located:— Commencing at a point on the township line between Middle and
Washington townships, Hendricks County, Indiana, at the South East corner of the Bouth West
quarter of the North West quarter of Section 29 Township 16 North, Range one East, in said
County and State, and running thence North 148 feet; thence North 79 degrees 52 minutes West
142,2/10 feet; thance North 1154 feet; thence North 79 degrees and 20 minutes East 172,1/2
feet; thence North 1318,1/2 feet; thence North 53 degrees West 28,1/3 feet; thence North
2675,8/10 feet to the line running East and West through the center of Section 20 Township
16 North Range 1 East; thence West 1293,2/10 feet to the West line of said Section 20; thence
North on the Section lines between Sections 19 and 20 and Sections 17 and 18 Township and
Range aforesaid,6050,1/2 feet to a free gravel road sunning North and South on the line
between Sections 17 and 18 Township and Range aforesaid. We find the total length of the
proposed improved highway to be 12903 lineal feet, which is less than three riles. All of
eaid bearings and distances being the center line of said proposed improved highway.

We find that no damages on account of the construction of the foregoing described proposed improved highway will accrue to any one.

We estimate the total cost of the proposed improvement to be \$10,583.70

John O'Kain, Engineer.

Smith R. Davis, Viewer

John P. Chapman, Viewer.

Dubscribed and sworm to before me this 14th day of Jamuary, 1909. . Wh. H. Nichols, Auditor.

State of Indiana, Hendricks County, SS:

In the Conmissioners Court, Jamuary Term, 1909.

In the matter of the petition of Thomas B. Jones et al.

to improve a public highway, in Middle Township, Hendricks County, Indiana.

Specifications for the construction of the Thomas B. Jones et al Road in Middle Township, Hendricks County, Indiana, ander the Provisions of an act of the General Assembly of Indiana, approved March Sth 1905, and all amendments thereto, by cleaning, grabbing, grading, culverting, newsring, ditching, bridging and macadamizing with crushed linestone, the above named Road as described in our report.

General Specifications.

1. Intention. It is intended that these specifications, drawings, plans, blue prints and profile, with all figures and writings thereon, and herewith filed, shall provide for a road complete in every respect, and any error or omission in the profile, plans, drawings, blue prints and specifications shall not release the contractor fra constructing a road complete in all its details, any work done or materials furnish ed on account of any error or omission as aforesaid shall be done and furnished by the contractor under his contract, without any additional compensation.

- 2. Board. Whenever the word "Board" is used, it shall be understood as referring to the Board of Commissioners of Hendricks County, in the State of Indiana.
- 3. Engineer. Whenever the word "Engineer" is used, in these specifications it shall be understood as referring to the Engineer in charge of such work, duly appointed by the Board, or to his deputy or assistant.
- 4. Superintendent. Whenever the word "Superintendent" is used, it shall be understood as referring to the regular appointee of the Board, as provided by law, and who is not to be related to the Contractor, or interested with the contractor on the work herein contemplated or interested in any other business affairs with the contractor, and who is to receive no compensation from the contractor for any services or labor performed on the work herein contemplated, and who is under the direction of the engineer.

5. Contractor. Whenever the word "Contractor" is used, it shall be understood as referring to the party-or parties, who shall enter into an agreement to execute and perform all or any part of the work as herein specified and contemplated, or to the authorized representative of said party or parties.

6. Disagreement. Should there be any difference of opinion or disagreement, between the Contractor and Superintendent, concerning the interpretation of the profile, plans, drawings, blue prints and specifications, or concerning the quantity or quality of the materials furnished, or as to the character of the work, the same shall be submitted to the Engineer and the decision of the engineer shall control and the contractor shall proceed with the work in accordance the rewith.

7. Change of Plans. The engineer shall have the right to make any change or alteration in the plans and specifications that the engineer and Superintendent may deem adviseable, any such change not increasing the cost of labor or material; but the Contractor shall not proceed with such alterations without the profile, plans, drawings, blue prints and specifications shall have been amended by the Engineer. In any event additional expende shall not be incurred, and no claim whatever will be allowed for extra labor or material furnished over and above the contract price.

S. Inspection. All materials and workmanship of whatever description shall be subject to inspection and rejection by the Superintendent and Engineer in accordance with the intentions of thesespecifications. In case of the Superintendent accepting any material or workmanship and the Engineer afterwards

rejecting the same, the decision of the Engineer shall control and be final, as the decision of the Engineer on any and all subjects is to be final.

9SUPERINTENDENCE. The contractor shall give his personal attention to the work at all times, or have some competent person all the time on the work authorized to act for him. After the work is once begun, the Contractor shall at all times employ a sufficient force of men to insure the completion of the work within the time specified, and all necessary materials must be ordered in time for their delivery on the ground by the time they are needed.

TO SUB-CONTRACTORS. No part of the work shall be assigned or sublet to any person or persons, without the consent of the Board, and if any part is so assigned or sublet, it shall not in any wise affect the conditions and provisions of the contract.

11.Defective Work. In case of the refusal or neglect of the Contractor to remedy and make good any defect in material or workmanship promptly, when so requested, and within the time required, such work may be done by the Engineer, and the cost thereof deducted from any amount due, or which may become due, the contractor.

If, at anytime previous to the final acceptance of the work, any of the materials furnished, or labor to be performed, shall have proved defective or insufficient to a certain degree, and it shall be deemed not advisable by the Engineer to order such parts reconstructed, the Engineer shall determine the equivalent reduction to be made in the contract amount.

12.Plans. All drawings prepared by the Engineer in connection herewith, with all notes, dimensions, figures, writings thereon or thereto attached, etc. shall be considered a part of the specifications, and in the event of any discrepency between the drawings and specifications the matter shall be referred to the Engineer for adjustment, and his decision shall be final. On all drawings, including the profile, figures shall be used in preference to scale measurements.

In the event of any error existing in the amount of cuts and fills as indicated on the profile, it is understood that the cuts and fills shall be sufficient to bring the sub grade to agree with a grade established by making the respective cuts or fills, as the case may be, at the breaks in the grade, and then by making a continuous grade from break to break.

13. Materials. All materials used throughout the work shall be the best of their respective kinds, and the work shall be done throughout in a workmanship like manner, according to the designs and intentions, whether particularly specified or not, but which may be inferred from the specifications.

14. Indemnity. The contractor shall keep Hendricks County free and harmless from the payment of any and all damages, costs, expenses, royalties, patent fees, attorney fees, or any sum of money whatsoever, by reason of any action, claim, demands or proceedings, arising out of any infringement or alleged infringement, or use of any patent or patented devise, article, system or arrangement, that may be used by the Contractor in the execution of his work.

And the Contractor will be required to indemnify and save harmless Hendricks County, Indiana, from all suits or actions of any kind or description brought against the County for or on account of any injuries or damages received or sustained by any person or persons in the work of construction or by or in consequence of any neglect in guarding dangerous places, or in any improper materials used, or by or on account of any act of omission or commission of the Contractor or his agents.

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15.Acceptance. None of the work will be finally accepted until the whole is completed and ready for acceptance, and any defective materials or workmanship which may have been temporarily passed or overlooked shall be corrected at any time on the demand of the Engineer. And inspection of the work will not relieve the Contractor of any of his obligations to construct, in a first class manner, all of the work herein described and contemplated.

16. Bills. Before the final acceptance of the work or release of his bond, the Contractor must satisfy the Board that all bills for materials and labor have been paid.

17. Protection. The contractor will be required to guard the public effectually from liability to damage or accident in consequence of his operations during the whole progress of the work.

The contractor shall also make provisions for the ordinary traffic on the highway, so as to discommode the public as little as possible. 18. Other Contractors. The Contractor for any part of this work shall at an early date, put himself in communication with other contractors, if there be such, so as to promote harmony of action; any difference of opinion between such contractors being arbitrated solely by the Engineer.

19. Risks. All risks as to floods, storms, damage of materials in place, or work done and the like, as well as causualities of every nature pertaining to the work until final acceptance thereof, are at Contractor's risks.

20. Time of Work Relative to Weather and Conditions of Other Highways. Whenever the weather conditions are such, or the conditions of other highways, over which material has to be transported, that in the opinion of the engineer, the best interests of the work herein contemplated, or the damage to said other highways is unnecessarily great, the Engineer may stop operations temporarily, until such conditions have improved satisfactory to the Engineer.

Specific Specifications. Profile.

The profile represents the elevations of the center line of the roadway the elevations having been taken at the end of each one hundred (100) feet, with a certain number of plus stations, from the point of beginning. The grade line established represents the elevations of the center line, at the same points of the elevations, that the readway shall be raised or lowered to, being referred to as the sub grade and before material is put on. As the profile only shows the

examine the roadway and determine for themselves the elevations of the sides of the roadway, and the amount of cutting and filling necessary to reduce them to the grade line.

Route. The route, length and width of this road are as heretofore set forth in the report of the viewers and according to the plans herewith submitted.

Readway. The right of way of said road shall be thirty (30) feet wide, except where cuts and fills require a greater width, at all such places the right of way shall be sufficiently wide to preserve a sub grade 18 feet wide, exclusive of the side ditches and also to allow the banks or sides of cuts and fills to be on the slope as the same is herein specified. Whenever, in the opinion of the Superintendent and Engineer in charge, a change in the location of the road from the location described herein will avoid an abrupt hollow or other natural obstacles, and be, in the opinion of the Engineer, of great and everlasting goodsto the road, then and in that case the right of way may be shifted to the right or left as he may croser: Provided always, that the damages and costs of such change shall not exceed the benefits thereof, and provided further that such change shall-not increase the cost of construction of said road.

The right of way shall be grubbed its entire width of all obstruction and the same entirely removed, except in the case of land marks or witness treest, which shall be carefully protected in their original positions. Where shade trees do not imped travel or cause damage to the road they may be left standing at the discretion of the Engineer.

The center line of the right of way shall follow along and conicide with the center line of the road as described in the report, except as above provided for in case of change of location of road. All angles shall be turned as provided for in the diagram on the profile and in accordance with the directions of the Engineer.

Roadbed. The road bed shall be eighteen (18) feet wide, measured at right angles to the center line of right of way and shall conform as nearly as practical to said center line. The road shall be made to conform to the profile and drawing entitle "Cross Section of Road-Bed", and said road-bed shall be made smooth and compact before the macadam is placed thereon, by rolling with an eight ton road roller until the same is compact and solid to the acceptance of the Engineer.

Ditches. Ditches shall be excavated along both sides of the entire line of road. The depth in no case to be less than eighteen inches, measured from the shoulder of the grade, and 18 inches at the bottom with side slopes of one (1) to one (1). All ditches must present a regular and uniform appearance. The fall of the ditches shall conform to the general slope of the country and must be so constructed as to lead all of the water from the road to the nearest outlet, unless otherwise provided by the profile.

All ditches now in said road between the ditches as specified and required to be constructed for the drainage of said road, shall be filled up, and made so compact that the water will not follow or wash them.

Grade. The grade line 'the red line) of the profile shows the grade of the sub-grade of the read-bed, and the top or surface of the road-bed must be made to conform to said

grade line, making cuts and fills of the depth shown on said profile. However, in the case of discrepency between the cuts and fills as shown on the profile, and the cuts and fills necessary to bring the sub-grade to the grade line established by making the required cut or fill, or whatever may be required, if any thing, at both ends of a continuous grade, such continuous grade to be maintained between the breaks. After the grading is completed the road-bed shall be rolled with an eight ton road roller until the same is solid and compact to the acceptance of the Engineer. The roller shall be either propelled by its own power or by horse power, the use of a roller pulled by a traction engine will not be allowed.

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The contractor shall complete his grade for a distance of at least 1200 feet, and the same shall be rolled, and accepted by the Engineer before material is placed on such 1200 feet of road, of any part thereof, and the contractor shall keep the road bed perfectly smooth and compact in advance of the stone.

Excavations. All cuts shall be axcavated to a width of twenty-seven feet at the sub-grade. The slopes of all cuts shall be one (1) to one (1).

Embankments. All embankments or fills shall be eighteen feet at the sub-grade and the sides shall have a slope of one (1) to one (1). The contractor shall in addition to making a road-bed for the extra material as exemplified in the drawing on the profile, and the placing of extra material therein provided for, make easy approaches to all intersecting roads. An allowance of ten per cent must be made is for shrinkage on all fills of more than twelve inches.

Sewer Culverts. Sewer culverts shall be constructed along the line of the road at such places and of such sizes and materials as shown on the profile. The concrete to be of the same quality, proportion and mixture as hereinafter provided for the bridges. The headers or walls at the ends of the sewers shall the reinforce.

at such places and of such sizes and materials as shown on the profile. The concrete to be of the same quality, proportion and mixture as hereinafter provided for the bridges. The headers or walls at the ends of the sewers shall be reinforced and with two lines of one-half inch twisted or corrugated bars above the sewer openings and by two likes bars below such openings and the bars to come to within two inches of each end of the headers or walls. The headers shall be twelve inches thick at the bottom and battered to ten inches at the top and shall extend twelve inches above the openings for the sewer pipes and shall extend eighteen inches below such openings, the headers for 12 inch pipes or sewers shall be six feet long, 24 inch pipes or sewers seven feet long, 30 inch pipes or sewers shall be eight feet long. All out lets and inlets shall be so constructed that no water shall stand in or about the sewers.

Bridges. At points indicated on the profile for the same, shall be constructed bridges of the length of span, width of road way and of the various detailed dimensions as shown on the plans attached to the profile and in accordance with the specifications.

Foundations. The excavations for abutments shall be to such depths as are indicated on the drawings attached and as whill be staked out by the Engineer. The contractor shall construct suitable cofferdams, if necessary and ordered by the

Engineer, water shall be entirely excluded therefrom during the placing of concrete. Concrete. The concrete shall be composed of one part American Portland Cement, the brand to be named by the Engineer, to two parts of approved clean sharp sand and three parts clean hard limestone, the largest pieces which will pass through a two inch ring. Stone. The stone shall be a good quality of hard, crushed, screened linestone, free from dirt and other fine material, except stone dust, and shall be of sizes that the largest pieces shall pass through a two inch ring. Cement. The cement shall be a good quality of American Portland Cement, the brand to be designated by the Engineer, and shall pass the customary standard tests. Mixing. The cement and sands shall be mixed dry by turning at least twice if hand mixed, in the proportions of one part cement to two parts sand, then the mixed sand and cement shall be mixed with the stone dry by turning at least twice combined as aforesaid, measured by volume loose, sufficient water to be then added to make a mixture as wet as consistent with satisfactor place and results, which shall be turned at least twice. The whole mass to be placed immediately, tamped and spaded. Placing. The concrete shall be placed in layers not exceeding six inches in thickness. Facing. The concrete next to the forms shall be spaded with a spade or manipulated with some other tool so that the stone will be prevented from touching the forms, a smooth face to be secured without plastering. Forms on exposed faces shall be removed in timeso tat the face of the concrete may be rubbed and brushed to remove timber markings and the surface to be covered with wet canvass, the canvass to be wet daily for at east fice days. Steel Bars. The steel bars used shall be twisted or corrugated iron bars, sizes as indicated on the plans, and shall be free from rust, scales or paint and shall be embedded to a depth of at least two inches at the end and otherwise as indicated on the plans. Forms. Rigid centerings and forms shall be provided to receive the concrete and hold it in place until firmly set. The forms supporting the floor shall remain until the Engineer authorizes its removal. The timber forms in contact with exposed faces of concrete shall be finished to a perfectly smooth surface, so that no mark of imperfection shall be on the work. Forms shall extend to the bottom of the concrete in all foundations. Cleaning Up. The contractor shall remove all false work and all surplus materials from the bridge site, and shall also remove all dirt, gravel, sand and other materials and substances down to a level with the water line from abutment to abutment, the entire length of the same. Inspection. All materials shall be subject to the inspection and approval of the Engineer and Superintendent and any material by them, or either of them, condemned shall be removed from the work by the Contractor on notice from the Engineer. The engineer shall set all stakes and determine all grades, levels and elevations.

Macadam. For a width of name feet, four and one-half feet on each side of the center line of road, the road shall be covered with good, hard, crushed, screened limestone, suitable for first class road building purposes and acceptable to the Engineer. Said stone to be free from dirt and all other foreign and delecterious material and range in size from one-half inch to two inches in diameter. Such stone to be placed eight inches thick and between

boards properly lined. The embankment indicated on the "Cross Section of Road-bed" is to be placed before said boards are removed. Said boards shall remain in place until the Engineer or the Superintendent is satisfied that the required amount of stone has been placed on the road. After the acceptance of this work by either the Engineer or Superintendent, said boardsshall be removed and such stone shall be rolled. First the Contractor shall run the roller along on each embankment as close to the shoulder of the grade as may be done without unneccessarily injuring the shoulders of the ditches, then the stone is to be thoroughly rolled to the satisfaction of the Engineer. All rolling of sub-grade, stone and finished surface to be done with an eight ton road roller as hereinbefore provided. After the satisfactory rolling of said stone there shall be placed on such rolled stone hard clean limestone screeings to a thickness of two inches, the same to be level and smoothed to the satisfaction of the Engineer, this having been done the same shall be thoroughly rolled to the satisfaction of the Engineer. The placeing of material shall be commenced and carried out so as hauling over the stone will not be necessary, except the screenings, and the screenings to be placed at the directions of the engineer.

Use of Highway. The public shall in no way be barred from the use of the highway except in cases of removing and rebuilding culverts and bridges, in such cases shall be blocked no longer than possible, at no event shall the roadway be blocked during the night time.

Estimates. The contractor shall be entitled to estimates as provided by the statute, and payment will be made at such times as may be ordered by the Board, provided that no payment shall be made for more than eighty per cent of the Engineer's estimate of the work done by the Contractor, nor shall the whole amount of the contract price be paid until the road shall have been received as completed in all its details.

John O.Kain, Engineer

Smith R. Davis, Viewer

John P. Chapman, Viewer.

Subscribed and sworn to before me this 15th day of January, 1909.
Wm.H.Nichols, A.H.C.

Said report is indersed on back as follows:-

"Filed January 15th., 1909. Wm. H. Nichols, A. H. C."

"Action of Board. Feb 1st.,1909. Report of viewers and engineer approve Ordered to give notice of letting on March 1st.,1909. E.M. Murphy. P.B."

Supplemental Report of Viewers.

To the Honorable Board of Commissioners:

In the matter of the petition of Thomas B. Jones et al, for the improvement of highway.

We, the undersigned, Viewers, heretofore appointed in the above entitled cause, and who as such viewers, on the 15th day of January, 1909, filed our report

in the above cause as ordered by your order appointing us, and ten days having expired since the filing of the same, now file this our supplemental report, to-wit:

We would respectfully report that the improvement of said highway in the manner set forth in our former report, will not occasion any damages to the lands of any infant, idiot or person of unsound mind, and that no person, firm or corporation has made any written claims for damages on account of said proposed improvement.

Respectfully Submitted.,

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sold dead regarded, of the big and a Smith R. Davis, the contract to collect the

John P. Chapman, Viewers.

Subscribed and sworn to before me this the 25" day of Jany., 1909.

Wm.H. Nichols, was a series of the series of

end to be and and of the county of the Auditor Hendricks County.

Endorsed on back as follows:

"Filed Feb.lst., 1909. Wm. H. Nichols, Auditor Hendricks Co."

"Action of Board. Feb.1st., 1909. Supplemental report accepted & Approved.

E.M. Murphy, P. B. "

THE REPORT OF REAL PROPERTY.

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In the matter of the Wesley Hendrickson et al)

advised in the premises doth say and find:-

Free Gravel Road Petition. Come now the petitioners herein in the above entitled matter, by and through their attorney, and present to the Board of Commissioners of Hendricks County, Indiana, the report and supplemental report of the viewers and engineer heretofore made in said above entitled matter and ask the Board to approve and accept said reports together with the profile filed herein, and, if fully appearing to the Board that the viewers and engineer, heretofore appointed, met at the office of the Auditor of said County, in said state, not later than ten days from the date of their appointment, to-wit, on the 16th day of December, 1908, and qualified under said appointment by taking an oath to faithfully and impartially discharge their duties as the same appears from the said oath which is made a part of their report herein, and it also appearing to the Board that the engineer, so appointed, executed and filed with the Auditor of said County his bond in the penal sum of Five thousand (\$5000.00) Dollars, payable to the State of Indiana, conditioned that he would faithfully discharge his duties by reason of said appointment and with good and sufficient sureties thereon to the approval thereof are in the following words and figures, to-wit:-(Here Insert) and it further appearing that the report of the viewers and engineer has remained on file at the office of the Auditor for more than ten days prior to the first day of the regular February Term, 1909, the Board examines and inspects said report and also the supplemental report and profile, and, having been duly

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That the report, profile and supplemental report of the viewers and engineer, filed herein, should be approved; that said viewers are each responsible freeholders and voters of said County and State and not residents of nor owners of any taxable property in the township wherein said proposed improvement is located; that the said John O.Kain, heretofore appointed as engineer, is a competent civil engineer; that the report of the viewers and engineer remained on file, open to the inspection of every person interested therein, his agent or attorneys, at the office of the Auditor for more than ten days prior to the first day of the regular February Term, 1909, of said Board, and the Board finds that no damages are justly due any infant, idiot or person of unsound mind by reason of the construction of said proposed improvement; that no written claims for damages were filed or presented to the viewers and engineer; the Board finds that said proposed improvement will be of public utility and that the same should be constructed according to the plans, specifications, report and profile filed herein, and approved by the Board; the Board finds that said improvement will be less than three miles in length and that no election of the voters of the township should be held to vote on the mestion of the proposed improvement.

It is now therefore ordered by the Board that the report of the

viewers and engineer, the supplemental report, and the profile be and they are hereby a ccepted and approved; it is ordered by the Board that said proposed improvement be constructed according to the plans, specifications and profile herein approved and that no election be held in the township to determine the destion of improvement.

It is ordered by the Board that the Auditor of said County give notice by publication one time in the Indianapolis Star, a daily newspaper of general circulation throughout the State, and for three consecutive weeks in The Republican, a weekly newspaper of general circulation throughout the County, that the Board will receive sealed proposals, up until the hour of ten o'clock A.M. of March 1st., 1909, for the construction of the improvement herein ordered; it is ordered that the report, oath of viewers, order to viewers and engineer and supplemental report report be spread of record which is accordingly done and are in the following words and figures, to-wit:-

Order to View Road.

The State of Indiana,
SS: Commissioners' Court, December Term, 1908.

Hendricks County
To George Jessup, Eli Ross and John O. Kain.

You are hereby notified that you were appointed by the Board of Commissioners of said County at their December Term, 1908, to view a proposed improvement of highway as petitioned for by Wesley Hendrickson et al as follows, to-wit:

the North West quarter of the north east quarter of section 2, township 16 north, range one west, in Middle township, said County and State, thence east one half of a mile to the Meridian Line; thence north on the Meridian Line one fourth of a mile to the south west corner of fractional Section 18, township 16 North, range one east; thence east on the section line to the east line of said fractional section 18, township 16 north, range one east; thence east one half of a mile; thence north on the section line one fourth of a mile; thence east one half of a mile; thence north one fourth of a mile to the center of setion 17, township 16 north range one east; thence east and making a slight jog to the north and thence east to the east line of said section 17, township 16 north, range one east, and ending at a point in the township line between Middle and Lincoln townships, Hendricks County, Indiana, following a highway already established and in use, and, if said proposed improvement of highway will be of public utility, mark and lay out the same, in the manner prescribed by law, to the width of 30 feet.

You will meet at the office of the County Auditor, Danville, Indiana, on Wednesday the 16th day of December, 1908, at 10 o'clock A.M. and after being duly walified, proceed to make said view and make report thereof to the Board not later than January 15th 1909.

I certify the foregoing to be a true copy of the Order of the Board in relation to said proposed highway. Witness my hand and official seal, this 10" day of Wm.H.Nichols, Auditor.

December, 1908.

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Oath of Viewers.

State of Indiana, Hendricks County, SS:

We, George Jessup, Eli Ross and John O.Kain, do solemnly swear that we will faithfully and impartially discharge the duties assigned us as viewers on the within described proposed improvement to the best of our skill and ability, so help us God.

Geo.W.Jessup

Eli H.Ross

John O.Kain

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Subscribed and sworn to before me, this 16" day of December, 1908.

Wm.H.Nichols, Auditor Hendricks County.

State of Indiana, Hendricks County, SS:

In the Commissioners Court, February Term, 1909.

In the matter of the petition of Wesley Hendrickson et al to improve a public highway, in Middle Township,

Hadricks County, Indiana.

To the Honorable Board of Commissioners of Hendricks County, Indiana.

We, the undersigned Viewers and Engineer, appointed by your
Honorable Body, under the "Provisions of an Act of the General Assembly of
Indiana, approved March 8th., 1905, and all amendments thereto", to view, examine,
make all needful surveys of the road described in the petition of Wesley
Hendrickson et al, and hereinafter described, determine the manner of said
improvement in detail, estimate the costs thereof, and prepare profile, plans,
drawings and specifications, preparatory to cleaning, grubbing, culverting,
sewering, ditching, draining, bridging and surfacing said proposed improvement of
said highway, respectfully report:-

That pursuant to the notice served on us, we met on the 16th day of December, 1908, at the office of the Auditor of Hendricks County, in the town of Danville, Indiana, and after taking and subscribing an oath, faithfully and impattially to discharge the duties under our respective appointments, and as such viewers and Engineer, we proceeded to the vicinity and neighborhood of said road.

That we made careful view and examination of the route of the proposed improvement, of the locality in which said proposed improved road is located, of the needs of the public for this proposed improvement as a facility for travel, we then adjourned to meet on the 22nd day of December, 1908, at which time we did meet and make the necessary surveys of the same, together with profile, drawings, plans, and specifications, and found that the material for the roadway should be hard crushed, screened limestone with a top dressing of limestone screenings as detailed in the specifications and exemplified in the drawing entitled "Cross Section of Road-bed". We find that the proposed improvement, in accordance with the profile, drawings, plans and specifications, herewith filed, will

be of public utility and convenience and that the costs of constructing the same will be less than the benefits derived therefrom; that we have laid out said proposed highway along the route hereinafter described and to the width of thirty feet and specified in the specifications herewith filed. That the aforesaid profile shows the elevations of the center line of said proposed road, at the end of each one hundred feet, and that said profile, drawings, plans and specifications provide for all the details of the improvement of said road. Said profile, drawings, plans and specifications describe in detail the sizes, materials to be used and the methods of construction of the roadbed, bridges, culverts, sewers, ditches, drains and macadam required therein and likewise provide the Quality and Quantity of each and every kind of material, and all things necessary to make a complete macadam road; that all drawings, plans, blue prints and specifications, together with the profile are made by us and herewith filed and made a part of this report.

The following is a description of the route over and upon which said improvement is to be located:-Commencing at a point in a County Free Gravel Road at the South West corner of the North West Quarter of the Noarth East Quarter of Section 24, Township 16 North Range 1 West, in Middle Township, Hendricks County, Indians; thence East 2659 feet to the South East corner of the North East Quarter of said Section 24, the same being a point on the Meridian line; thence North on said Meridian line 1702,4/10 feet to the South West corner of fractional Section 18 Township 16 North Range 1 East; thence East on the South line of said fractional Section 2843,35/100 feet to the South East corner of said Section 17,1336 25/100 feet to the North West corner of the South West quarter of the South West quarter of said Section 17; thence East 2606 25/100 feet to the center South of Center of said Section.17; thence North 1337 75/100 feet to the center of said Section 17, and continuing thence North 135 45/100 feet; thence East 2615 80/100 feet to the East line of said Section 17, and ending at a point in the township line between Middle and Lincoln townships, Hendricks County, Indiana. We find the total length of the proposed improved highway to be 15236 1 /4 lineal feet, and that from a point in said highway described as the South East corner of Section 18 Township 16 North Range 1 East to the North West corner of the South West quarter of the South West Quarter of Section 17. said Township and Range, being a distance of 1336 1 A feet that no improvement is made leaving 13900 lineal feet of said highway to be improved. That 15236,1 /4 feet the total length of said road is less than 3 miles. All of said bearings and distances being the center line of said proposed highway. We find that no damages on account of the construction of the foregoing described proposed improved highway will accrue to any one. We estimate the total cost of the proposed improvment to be \$10,000.00 .

John O.Kain, Engineer.

Geo.W.Jessup, Viewer

Eli H.Ross, Viewer.

Subscribed and sworn to before me this 14th day of January, 1909.

Wm. H. Nichols, Auditor.

State of Indiana, Hendricks County, SS:

In the Commissioners Court, February Tern, 1909.

In the matter of the petition of Wesley Hendrickson
et al, to improve a public highway, in Middle Township,

Hendricks County, Indiana.

Road in Middle Township, Hendricks County, Indiana, under the "Provisions of an Act of the General Assembly of Indiana, approved March 8th 1905, and all amendments thereto", by cleaning, grubbing, grading, culverting, sewering, ditching, draining, bridging and macadamizing with crushed limestone, the above named Road as described in our report.

General Specifications. 1. Intention. It is intended that these specifications, drawings, plans, blue prints and profile, with all figures and writings thereon, and herewith filed, shall provide for a road complete in every respect, and any error or omission in the profile, plans, drawings, blue prints and specifications shall not release the Contractor from constructing a road complete in all its details, any work or materials furnished on account of any error or omission as aforesaid shall be done and furnished by the contractor under his contract, without any additional compensation.

2. Board. Whenever the word "Board" is used, it shall be understood as referring to the Board of Commissioners of Hendricks County, in the State of Indiana.

3 Engheer. Whenever the word "Engineer" is used, in these specifications it shall be understood as referring to the mgineer in charge of such work, duly appointed by the Board, or to his deputy or assistant.

4. Superintendent. Whenever the word "Superintendent" is used, it shall be understood as referring to the regular appointee of the Board, as provided by law, and who is not to be related to the Contractor, or interested with the contractor on the work herein contemplated, or interested in any other business affairs with the contractor, and who is to receive no compensation from the Contractor for any services or labor performed on the work herein contemplated, and who is under the directions of the Engineer.

5.Contractor. Whenever the word "Contractor" is used, it shall be understood as referring to the party or parties, who shall enter into an agreement to execute and perform all or any part of the work as herein specified and contemplated, or to the authorized representative of said party or parties.

6. Disagreement. Should there be any difference of opinion ordisagreement, between the Contractor and Superintendent, concerning the interpretation of the profile, plans, drawings, blue prints and specifications, or concerning the quantity or quality of the materials furnished, or as to the character of the work, the same shall be submitted to the Engineer and the decision of the Engineer shall control and the Contractor shall proceed with the work in accordance the rewith.

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10.Sub-Contractors. No
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II. Defective Work. In on the good any defect in the time required, such we any emount due, or which

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12. Plans. All gravings
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- 7. Change of Plans. The engineer shall have the right to make any change or alteration in the plans and specifications that the engineer and Superintendent may deem adviseable, any such change not increasing the cost of labor or material; but the Contractor shall not proceed with such alterations without the profile, plans, drawings, blue prints and specifications shall have been amended by the Engineer. In any event additional expense shall not be incurred, and no claim whatever will be allowed for expa labor or material furnished over and above the contract price.
- 8. Inspection. All materials and workmanship of whatever description shall be subject to inspection and rejection by the Superintendent and Engineer in accordance with the intentions of these specifications. In case of the Superintendent accepting any material or workmanship and the Engineer afterwards rejecting the same, the decision of the Engineer shall control and be final, as the decision of the Engineer on any and all subjects is to be final.
- 9. Superintendence. The contractor sha ll give his personal attention to the work at all times, or have some competent person all the time on the work authorized to act for him. After the work is once begun, the Contractor shall at all times employ a sufficient force of men to insure the completion of the work within the time specified, and all necessary materials must be ordered in time for their deliveryor the ground by the time they are needed.
- 10. Sub-Contractors. No part of the work shall be assigned or sublet to any person or persons, without the consent of the Board, and if any part is so assigned or sub-let, it shall not in any wise affect the conditions and provisions of the contract.
- 11. Defective Work. In case of the refusal or neglect of the Contractor to remedy and make good any defect in material or workmanship promptly, when so requested, and within the time required, such work may be done by the Engineer, and the cost thereof deduted from any emount due, or which may become due, the contractor.

If, at any time previous to the final acceptance of the work, any of the materials furnished, or labor to be performed, shall have proved defective or insufficient to a certain degree, and it shall be deemed not advisable by the Engineer to order such parts reconstructed, the Engineer shall determine the equivalent reduction to be made in the contract amount.

12. Plans. All drawings prepared by the Engineer in connection herewith, with all notes, dimensions, figures, writings thereon or thereto attached etc., shall be considered a part of the specifications, and in the event of any discrepency between the drawings and specifications the matter shall be referred to the Engineer for adjustment, and his decision shall be final. On all drawings, including the profile, figures shall be used in preference to scale measurements.

In the event of any error existing in the amount of cuts and fills as indicated on the profile, it is understood that the cuts and fills shall be sufficient to bring the sub grade to agreewith a grade established by making the respective cuts or fills, as sub grade to agreewith a grade established by making the respective cuts or fills, as the case may be, at the breaks in the grade, and then by making a continuous grade from the case may be, at the breaks in the grade, and then by making a continuous grade from

break to break.

13. Materials. All materials used throughout the work shall be the best of their respective kinds, and the work shall be done throughout in a workmanship like manner, according to the designs and intentions, whether particularly specified or not, but which may be inferred from the specifications.

14. Indemnity. The contractor shall keep Hendricks County, free and harmless from the payment of any and all damages, costs, expenses, royalties, patent, fees, attorney fees, or any sum of money whatever, by reason of any action, claim, demands or proceedings, arising out of any infringement or alleged infringement, or use of any patent or patented devise, article, system for arrangement, that any be used by

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And the Contractor will be required to indemnify and save harmless
Hendricks County, Indiana, from all suits or actions of any kind or description
brought against the County for or on account of any injuries or damages received
or sustained by any person or persons in the work of construction or by or in
consequence of any neglect in guarding dangerous places, or in any improper
materials used, or by or on account of any act of omission or commission of the
Contractor or his agents.

the Contractor in the execution of his work.

15. Acceptance. None of the work will be finally accepted until the whole is completed and ready for acceptance, and any defective materials or workmanship which may have been temporarily passed or overlooked shall be corrected at any time on the demand of the Engineer. Any inspection of the work will not relieve the Contractor of any of his obligations to construct, in a first class manner all of the work herein described and contemplated.

16.Bills. Before the final acceptance of the work or release of his bond, the Contractor must satisfy the Board that all bills for materials and labor have been paid.

17. Protection. The Contractor will be required to guard the public effectually from liability to damage or accident in consequence of his operations during the whole progress of the work.

The contractor shall also make provisions for the ordinary traffic on the highway so as to discommode the public as little as possible.

13. Other Contractors. The Contractor for any part of this work shall at an early date, put himself in communication with other contractors, if there be such, so as to promote harmony of action; any difference of opinion between such contractors being arbitrated solely by the Engineer.

19.Risks. All risks as to floods, storms, damage of materials in place, or work done and the like, as well as causalities of every nature pertaining to the work until final acceptance thereof, are at Contractor's risks.

20. Time of Work Relative to Weather and Conditions of Other Highways. Whenever the weather conditions are such, or the conditions of other highways, over which

material has to be transported, that in the opinion of the Engineer, the best interests of the work herein contemplated, or the damage to said other highways is unnecessarily great, the Engineer may stop operations temporarily, until such conditions have improved satisfactory to the Engineer.

Specific Specifications Profile. The profile represents the elevations of the center line of thereadway the elevations having been taken at the end of each one hundred (IOO) feet, with a certain number of plus stations, from the point of beginning. The grade line established represents the elevations of the center line, at the same points of the elevations, that the roadway shall be raised or lowered to being referred to as the sub grade and before material is put on. As the profile only shows the elevations along the center line of the roadway, bidders and contractors shall carefully examine the roadway and determine for themselves the elevations of the sides of the roadway, and the amount of cutting and filling necessary to reduce then to the grade line.

Route. The route, length and width of this road are as heretofore set forth in the report of the viewers and according to the plans herewith submitted.

Roadway. The right of way of said road shall be thirty (30) feet wide, except where cuts and fills require a greater width, at all such places the right of way shall be sufficiently wide to preserve a sub-grade L8 feet wide, exclusive of the side ditches and also to allow the banks or sides of cuts and fills to be on the slope as the same is hereby specified. Whenever, in the opinion of the Superintendent and Engineer in charge, a change from the location of the road from the location described hrein will avoid an abrupt hollow or other natural obstacles, and be, in the opinion of the Engineers, of great and everlasting good to the road, then and in that case the right of way may be shifted to the right or left as he may order: Provided always, that the damages and costs of such change shall not exceed the benefits thereof, and provided further that such change shall not increase the cost of construction of the road.

The right of way shall be grubbed its entire width of all obstructions and the same entirely removed, except in the case of land marks or witness trees, which shall be carefully protected in their original positions. Where shade trees do not impede travel or cause damage to the road they may be left standing at the discretion of the Engineer.

The center line of the right of way shall be along and coincide with the center line of the road as described in the report, except as above provided for in case of change of location of road. All angles shall be turned as provided for in the diagram on the profile and in accordance with the directions of the Engineer.

Road-bed. The road bed shall be eighteen (LS) feet wide, measured at right angles to the center line of the right of way and shall conform as nearly as practical to the center line. The road bed shall be made to conform to the profile and drawings entitled "Cross line. The road bed shall be made to conform to the profile and compact before the section of Road Bed," and said road bed shall be made smooth and compact before the macadam is placed thereon, by rolling with an eight ton road roller until the same is compact and solid to the acceptance of the Engineer.

Ditches. Ditches shall be excavated along both sides of the entire line of Road. The

depth in no case to be less than eighteen inches, measured from the shoulder of the grade, and 18 inches at the bottom with side slopes of one (1) to one (1) All ditches must present a regular and uniform appearance. The fall of the ditche es shall conform to the general slope of the Country and must be so constructed as to lead all of the water from the road to the nearest outlet, unless otherwise provided by the profile.

All ditches now in said road between the ditches as specified and required to be constructed for the drainage of said Road, shall be filled up, and made so compact that the water will not follow or wash them.

Grade. The gradeline (the red line) of the profile shows the grade of the subgrade of the road-bed, and the top or surface of the road-bed must be made to conform to said grade line, making cuts and fills of the depth shown on said profile. However, in the case of discrepency between the cuts and fills as shown on the profile, and the cuts and fills necessary to bring the sub-grade to the grade line established by making the required cut or fill, or whatever may be required, if any thing, at both ends of a continuous grade, such continuous grade to be maintained and the grade line maintained between the breaks. After the grading is completed the road-bed shall be rolled with an eight ton road roller until the same is solid and compact to the acceptance of the Engineer. The roller shall be either propelled by its power or by horse power, the use of a roller pulled by a traction engine will not be allowed.

The contractor shall complete his grade for a distance of at least 1200 feet, and the same shall be rolled and accepted by the Engineer before material is placed on such 1200 feet of road, or any part thereof and the contractor shall keep the road-bed perfectly smooth and compact in advance of the stone. Excavations. All cuts shall be excavated to a width of twenty-seven feet at the sub grade. The slopes of all cuts shall be one (1) to one (1). Embankments. All embankments or fills shall be eighteen feet at the sub-grade and the sides shall have a slope of one (1) to one (1). The contractor shall in addition to making a road-bed for the extra material as exemplified in the drawing on the profile, and the placing of extra material therein provided for, make easy approaches to all intersecting roads.

An allowance of ten per cent must be made for shrinkage on all fills of more than twelve inches.

Sewer Culverts. Sewer culverts shall be constructed along the line of the road at such places and of such sizes and materials as shown on the profile. The concrete to be of the same quality, proportion and mixture as hereinafter provided for the bridges. The headers or wells at the ends of the sewers shall be reinforced with two lines of one-half inch twisted or corrugated bars above the sewer openings and by the two like bars below such openings and the bars to come to within two inches of each of the headers or walls. The headers shall be

twelve inches thick at the bottom and battered to ten inches at the top and shall extend twelve inches above the openings for the sewer pipes and shall extend eighteen inches below such openings, the headers for 10 and 12 inch pipes or sewers shall be six feet long 18 inch pipes or sewers shall be six and one half feet long, 24 inch pipes or sewers seven feet long, 30 inch pipes or sewers seven and one-half feet long. Bridges. At points indicated on the profile for the same, shall be constructed bridges of the length of span, width of road way and of the various detailed dimensions as shown on the plans attached to the profile and in accordance with the specifications. Foundations. The excavations for abutments shall be to such depths as areindicated on the drawings attached and as will be stated out by the engineer. The contractor shall construct suitable cofferdams, if necessary and ordered by the Engineer, water shall be entirely excluded there from during the placing of concrete. Concrete. The concrete shall be composed of one part American Portland Cement, the brand to be named by the Engineer, to two parts of approved clean sharp sand and three parts clean hard limestone, the largest pieces which will pass through a two inch ring. Stone. The stone shall be a good quality of hard, crushed, screened limestone, free from dirt and other fine material, except stone dust, and shall be of sizes that the largest pieces shall pass through a two inch ring. Cement. The cement shall be a good quality of American Portland Cement, the brand to be designated by the Engineer, and shall pass the customery standard tests. Mixing. The cement and sand shall be mixed dry by turning at least twice if hand mixed, in the proportions of one part cement to two parts sand, then the mixed sand and cement shall be mixed with the stone dry by turning at least twive combined as aforesaid, measured by volume loose, sufficient water to be then added to make a mixture as wet as consistant with satisfactor place and results, which shall be turned at least twice. The whole mass to be placed immediately, tamped and spaded. Placing. The concrete shall be placed in layers not exceeding six inches in thickness. Facing. The concrete next to the forms shall be spaded with a spade or manipulated with some other tool so that the stone will be prevented from touching the form, a smooth face to be secured without plastering. Forms on exposed faces shall be removed in time so that the face of the concrete may be rubbed and brushed to remove timber markings and the Surface to becovered with wet canvass, the canvass to be wettdaily for at least five days. Steel Bars. The steel bars used shall be twisted or corrugated iron bars, sizes as indicated on the plans, and shall be free from rust, scales, or paint and shall be embedded to a depth of at least two inches at the end and other wise as indicated on the plans. Forms. Rigid centerings and forms shall be provided to receive the concrete and hold it in place until firmly set. The forms supporting the floor shall remain until the Engineer authorizes its removal. The timber forms in contact with exposed faces of concrete shall be finished to a perfectly smooth surface, so that no mark of imperfetion shall be on the work Forms shall extend to the bottom of the concrete in all foundations. Cleaning Up. The contractor shall remove all false work and all surplus materials from

the bridge site, and shall also remove all dirt, gravel, sand and other materials and substances down to a level with the water line from abutment to abutment, the entire length of the same.

Inspection. All materials shall be subject to the inspection and approval of the Engineer and Superintendent and any material by them, or either of them, condemned shall be removed from the work by the Contractor or notice from the engineer. The engineer shall set all stakes and determine all grades, levels and elevations Macadam. For a width of nine feet, four and one half feet on each side of the center line of road, the road shall be covered with good, hard, crushed, screened limestone, suitable for first class road building purposes and acceptable to the Engineer. Said stone to be free from dirt and all other foreign and delecterious material and range in size from one half inch to two inches in diameter. Such stone to be placed eight inches thick and between boards properly lined. The embankment indicated on the "Cross Section of Read-beds is to be placed before said boards are removed. Said boards shall remain in place until the Engineer or the Superintendent is satisfied that the required amount of stone has been placed on the Road. After the acceptance of this work by either to Engineer or Superintendent, said board shall be removed and such stone shall be rolled. First the Contractor shall run the roller along on each embankment as close to the shoulder of the grade as may be done without unneccessarily injuring the shoulders of the ditches, then the stone is to be thoroughly rolled to the satisfaction of the Engineer. All rolling of sub-grade, stone and finished surface to be done with an eight ton roller as hereinbefore provided. After the satisfactory rolling of said stone there shall be placed on such rolled stone hard clean limestone screenings to a thickness of two inches, the same to be level and smoothed to the satisfaction of the Engineer, this having been done the same shall be thoroughly rolled to the satisfaction of the engineer, the place of material shall be commenced and carried out so as hauling over the stone will not be necessary, except the screenings, and the screenings to be placed at the directions of the Engineer.

Use of Highway. The public shall in no way be barred from the use of the highway except in cases of removing and rebuilding culverts and bridges, in such cases shall be blocked no longer than possible, at no eventshall the roadway be blocked during the night time.

Estimates. The contractor shall be entitled to estimates as provided by the statute, and payment will be made at such times as may be ordered by the Board, provided that no payment shall be made for more than eighty per cent of the engineer's estimate of the work done by the Contractor, nor shall the whole amount of the contract price be paid until the road shall have been received as completed in all its details. John O.Kain, Engineer.

Geo.W.Jessup, Viewer:
Eli H.Ross, Viewer.

Subscribed and swarm to before me this 15th day of January, 1909.

Wm.H. Mishels, Auditor.

Endorsed on back as fullows:-

Filed Jem. 15, 1909. Wm. H. Michals, A.H.C.*

*Action of Board: Feb let., 1909, Report of viewers and engineer approved.
Auditor ordered to give motion to bidders on March let., 1909.

- S.M. Margay - P.B. * statement to be

Supplemental Report of Wissens.

To the Homerable Board of Commissioners:

In the matter of the petition of Wesley Headrickson et al. for the improvement of highway.

Fe, the undersigned, Viewers, heretafore appointed in the above names, and who as such viewers, on the 15th day of January, 1909, filed our report in the above names as ordered by you in your order appointing us, and ten days having expired since the filing of the ease, now file this as our supplemental report, to-wit:

We would respectfully report that the improvement of each highway in the manner set forth in our former report, will not accasion any damage to the lands of any infant, indict or person of unsound mind, and that no person, firm or corporation has made any written claims for damages on account of said proposed improvement.

Nespestfully submitted,

Jehn O.Esin

Geo.W.Jessup

Eli S.Ross, Viewers.

Subscribed and sworm to before me this the 25th day of Jen. 1909.

We. E. Michels, Auditor Hendricks County.

Endersed on back as fullaws:

Filed Pet.1st.,1909. Wm.H.Michele,A.H.C.

*Artion of Board;Jam 1st'09.Supplemental report approved.

E.E.Murphy, F.S.*

Be it Remembered that on the 1st.day of February, 1909, the following Resolution was filed in the effice of the County Auditor of Hendricks County as follows, to-wit:-

A resolution providing for the improving of Tinder Avenue, Clinton Street, Kentucky Street, South Street, Washington Street, and the Danville and Cartersburg Free Gravel Road, in the town of Danville, Indiana, by the Board of Commissioners of Hendricks County, Indiana:-

Whereas Charles A.White, and sixty-one others, resident free holders and legal voters of Center Township, Hendricks County, Indiana, have presented to this Board the following notice and petition, to-wit:
In the matter of the petition of Charles A. White and sixty-one others, for the improvement of a public highway, a portion of which is within the corporate limits of the town of Danville.

GENTLEMEN: - The undersigned would respectfully show to your Henorable Board that he and sixty-one others, all free holders and legal voters of the Township of Center, Hendricks County, Indiana, did, on the 6" day of January, L909, file in the office of the Auditor of Hendricks County, Indiana, their dertain petition, addressed to the Board of Commissioners of Hendricks County, Indiana, for the improvement of the following described highway in Center Township, Hendricks County, Indiana, to-wit:-

"Beginning at the intersection of the Danville and New Winchester free gravel road, near the west corporation line of the town of Danville or Tinder Avenue, along the west boundary line of said incorporated town of Danville, and running thence north to where said Tinder Avenue intersects with the western terminus of Clinton Street and public highway in said town of Danville, thence east along said Clinton Street to where said Clinton Street intersets with Kentucky Street and public highway in said town of Danville, Indiana: thence south on Kentucky Street and public highway to South Street and public highway in said town of Danville: thence east along said South Street and public highway to Washington Street and public highway, and along the road leadingfrom said Washington Street in a Southeasterly direction, to where the same intersects with the Danville and Cartersburg free gravel road, at or near the bridge across the Cleveland, Cincinnati, Chicago and St. Louis Railroad."

We would further show to your Honorable Board that a portion of the foregoing described highway is within the corporate limits of the town of Danville, Hendricks County, Indiana, That the same enters the corporate limits of said town at the Western terminus of West Main Street in said town. That the portion of said highway, which extends from said point of entrance into said town to Clinton Street, is along the Western boundary line

of the incorporate town of Danville, and is known as Tinder Avenue. That that portion of said above described highway, which extends east along Clintien Street to Kentucky Street, is also within the corporate limits of said town of Danville, and that the remaining portion of said highways sought to be improved to the intersection of the Danville and Cartersburg free gravel read is within the corporate limits of said town of Danville.

Said petitioners would further show that they have asked in their petition to the Board of Commissioners, of Hendricks County, as aforesaid, that said improvement be by grading, draining, ditching, bridging and culverting and graveling or paving with stone or other read-paving material; also, said highway being less than three miles in length, that said improvement be made in all respects as provided by las for improving public highways, by selling the bends to pay the costs and expenses of said improvement, and the levying of the taxes upon the taxable property of the entire township of Center to meet the same.

Wherefore, the petitioners ask that your Honorable Board express your Willingness and give your consent, by resolution duly adepted for the improvement of so much of
said described highway as is within the corporate limits of the said town of Danville, Indiana,
and that you order the town clerk, by resolution duly entered of record, to transmit a duly
certified copy of such resolution to the Auditor of Hendricks County, Indiana.

Very respectfully submitted,

. Charles A. White and 61 others.

Therefore, be it resolved by the Beard of Trustees of the town of Danville, Indiana, that should the Beard of Commissioners of Hendricks County, Indiana, after a full examination and consideration of the matters presented in said petition, deem such improvement as prayed for in said petition, or as adopted by the beard of viewers to be appointed hereafter by them, of public utility, then and in that event the Beard of Commissioners is hereby, by these resolutions given to know that the consent of the Beard of Trustees of the town of Danville, Indiana, is given to them to order so much of said improvement in said petition prayed for, as is within the corporate limits of the town of Danville, Indiana.

And be it further resolved by this beard, that the Beard of Commissioners of
Hendricks County, Indiana, be and they are hereby, by these resolutions authorized and
empowered to order and establish such improvement, or so much thereof as is within the
corporate limits of the term of Danville, Indiana, and to let a centract for the making of
the same ever, upon and alongthe public streets of said term in the line of the improvements
prayed for in said petition, and are granted fulland complete power to construct said
improvement by themselves, agents, contractors, viewers and engineers, in such manner and
upon such terms and conditions as said Beard of Commissioners may determine upon, provided,
however, that in the making of said improvement determined upon by said Beard of Commissioners,
the rights of all property owners, owning property along said improvement, shall at all times
be respected and protected and that the rights of the public to the use of any of said streets
under improvement shall be interfered with as little as possible in the making of said
improvements, and previded further that as a condition precedent to the entering upon the
construction of said improvement by the contractors, to be hereafter awarded the contract of

making of said improvements, it shall be the duty of said Board of

Commissioners to require said contractor to give a good and sufficient
bend to the appreval of said Board of Commissioners, to save the town of

Danville, Indiana, harmless from any and all liability whatseever growing
out of any injury or damage to property or persons, because of any
neglect or fault of said contractor, his agents or employees, in the
execution of his contract, or in any matter connected therewith or related
thereto, and to pay any judgment with cost, which may be obtained against
said town of Danville, growing out of any such injury or damage. And
provied further, that the paving material used in such improvement, within
the corporate limits of the town of Danville, Indiana, shall be brick
or such other gravel or macadamized material as the viewers, appointed for
that purpose, may determine upon, and only provided that the costs and
expenses of the same shall not be greater than the benefits to be derived
therefrom.

And be it further resolved, that a duly certified copy of these resolutions, under the hand and the seal of the Clerk of the town of Danville, Indiana, shall be transmitted from the Clerk of the town of Danville to the Auditor of Hendricks County, Indiana.

S.L.McCurdy

Julian D. Hogate

David Hadley

J.W. Shoffner

Chas.Z. Cook

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of Danville, Hendricks County, Ind.

Board of Trustees of the town

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I hereby certify that the above and foregoing is a true and complete copy of a resolution duly presented and ordered by the Board of Trustees of the town of Danville, Hendricks County, Indiana, at a meeting of said Board held in their rooms in said town of Danville, on the night of January 28°, 1909.

S.L.McCurdy

Attest:

President.

Chas. Z. Cook,

Attest:

Chas. Z. Cook

Clerk, Pro Tem.

Clerk, Pro Tem.

Be It Remembered, that on the 1st.day of February, 1909, the following certified copy of a resolution passed by the Town Board of the Town of Danville, Indiana, was filed in the office of the County Auditor of Hendricks County, Indiana, as follows, to-wit:-

A Resolution providing for the Improving of East Main Street, and North Washington Street, in the Town of Danville, Indiana, by the Board of Commissioners of Hendricks County, Indiana:

Whereas David Hadley, a resident freeholder and legal voter of Center Township,
Hendricks County, Indiana, has presented to this Board the following notice and petition
to-wit:-

In the matter of the Petition of David Hadley and others for the improvement of a public highway, a portion of which is within the corporate limits of the town of Danville. To the Board of Trustees of the town of Danville, Indiana:

Gentlemen: - The undersigned would respectfully show to your Honorable Board that he and seventy-three others, all free-holders and legal voters in the township of Center, Hendricks County, Indiana, did on the 7th day of January, A.D. 1909, file in the office of the Auditor of Hendricks County, Indiana, their certain petition, addressed to the Board of Commissioners of Hendricks County, Indiana, for the improvement of the following described highway in Center Township, Hendricks County, Indiana, to-wit:-

Beginning at a point in the Rockville free gravel road just east of White
Lick Creek in the west half of the east half of section three (3), township sixteen (16),
North, Range One (1) West, near the section line dividing sections three and ten, said
Township and Range aforesaid, and running from thence in a northwesterly direction
through said section three, township and range aforesaid for a distance of eighty-five (85)
rods to section line between sections three and four, township and range aforesaid; thence
north along said section line, with its bearings, for a distance of about one hundred and
ten (110) rodandyterminating in the Danville and Lebanon free gravel road.

described highway is within the corporate limits of the town of Danville, Indiana; that the same enters the corporate limits of said town at the eastern terminus of East Main Street in said town; that that portion of said highway which extends from a aid point of entrance into said town to the section line between sections three and four in township 16 north, Range I west, is wholly within the corporate limits of said town of Danville, Indian and is commonly known as East Main Street; that that portion of said above described highway which extends north and south on section line between sections three and four, Township 16 north, Range I west, to the Danville and Lebanon free gravel road is also partly within the corporate limits of said town od Danville, particularly that part of said last described pertion of said highway which lies between East Main Street and the North boundary line of the town of Danville and located upon said section line aforesaid is wholly within said town, and is commonly known as North Washington Street.

We would further show that said Petitioners have asked, in their said petition to the Board of Commissioners aforesaid, that said improvement be by grading, draining, ditching, bridging, and culverting, and graveling or paving with stone or other road paving material; also, said highway being less than three miles in length, that said improvement be made in all respects as provided by law for improving public highways by selling the bonds of the County to pay the costs and expenses of said improvement and the levying of a tax upon the taxable property of the entire township to meet the same.

Wherefore we ask that your Honorable Board express your willingness and give your consent, by resolution duly adopted, for the improvement of so much of said described highway as is within the corporate limits of the said town of Danville, Indiana, and that you order the town Clerk, by a resolution duly entered of record, to transmit a duly certified copy of such resolution to the Auditor of Hendricks County, Indiana.

:Very Respectfully submitted,

David Hadley

Therefore, Be it Resolved by this-Board of Trustees of the town of Danville, Indiana, that, should the Board of Commissioners of Hendricks County, Indiana, after a full examination and consideration of the matters presented in said petition, deem such improvement as prayed for in said petition of public utility, then, and in that event, said Board of Commissioners is hereby, by those resolutions, given to know that the consent of the Board of Trustees of the town of Danville, Indiana, is given to them to order so much of said improvement, in said petition prayed for, as is within the corporate limits of the town of Danville, Indiana;

And be it further resolved by this Board that the Board of Commissioner of Hendricks County, Indiana, be, and they are hereby, by these resolutions, authorized and empowered to order and establish such improvement, or so much thereof as is within he corporate limits of this town of Danville, Indiana, and to let a contract for the making of the same, over, upon and along the public streets of said town in the line of the improvement prayed for in said petition, and full and complete power is hereby given to construct said improvement in such manner, and upon such terms and conditions as said Board of Commissioners may determine upon. Provided always, however, that, in the making of said improvement determined upon by said Board of Commissioners, the rights of all property owners owning property along said improvement shall, at all times, be respected and protected and that the rights of the public to the use of any of said streets under improvement shall be interfered with as little as possible in the making of said improvement. And provided further, that, as a condition precedent to the entering upon the construction of said improvement by the contractor, it shall be the duty of the said Board of Commissioners to reQuire said contractor to give a good and sufficient bond to the approval of said Board of to save the town of Danville, Indiana, har mless from any and all liability whatsoever growing out of any injury or damage to property or persons because of any neglect or fault of said contractor, his agents or employees, in the execution

of his contract, or in any manner connected therewith or related thereto, and to pay any judgment, with costs, which may be obtained against said town of Danville, growing out of any such injury or damage.

And provided further, that the paving material used in such improvement within or other suitable paving material or masadam, as distribute the corporate limits of the town of Danville, Indiana, shall be brick, provided the costs and expenses of the same shall not be greater than the benefits to be derived therefrom.

And be it further resolved that a duly certified wopy of these resolutions, under the hand and seal of the Clerk of the town of Danville, Indiana, shall be transmitted by the Clerk to the Auditor of Hendricks County, Indiana.

J.W.Shoffner
David Hadley
Julian D.Hogate

Chas. Z. Cook

Board of Trustees of the town of Danville,

Hendricks County, Indiana.

Attest: Chas Z.Cook, Clerk Pro Tem.

State of Indiana, Hendricks County, SS:

I, Chas. Z. Cook, Clerk Pro Tem of the town of Danville, Indiana, do hereby certify that the foregoing is a full, true and complete copy of a resolution duly adopted by the Board of Trustees of the said town of Danville, Indiana, on the 28th day of January, 1909, I further certify that said resolution has been duly entered of record by me and appears upon the records of the town of Danville, Indiana.

IN witness whereof, I hereunto set my hand and affix the seal of said town of Danville, this the 28 day of January, 1909.

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Chas. Z. Cook, Clerk Pro Tem of the town of Danville, Indiana.

Be It Remembered, that on the 1st.day of February, 1909, the following certified copy of a resolution of the Town Board of the Town of Danville, Indiana, was filed in the office of the County Auditor of Hendricks County, Indiana, as follows, to-wit:-

A resolution providing for the improvement of Cross Street and
Lincoln Street, on Klondike Avenue, and a Small part of Tennessee Street in the
Town of Danwille, Indiana, by the Board of Commissioners of Hendricks County,
Indiana;

Whereas, Chas. C. Walls, a resident free-holder and legal voter of Center Township, Hendricks County, has presented to this Board the following notice and petition, to-wit:-

In the matter of the petition of F.P.Reichard et al, for the Improvement of a Public Highway, a Portion of which is within the Corporate limits of the Town of Danville.

To the Board of Trustees of the Town of Danville, Indiana:

The undersigned would respectfully show to your Honorable Board that he and ninety seven others, all freeholders and legal voters of the Township of Center, Hendricks County, Indiana, did on the ___day of January A.D.1909, file in the office of the Auditor of Hendricks County, Indiana, their certain petition to the Board of Commissioners of Hendricks County, Indiana, for the improvement of the following described highway in said Center Township, Hendricks County, Indiana, to-wit:-

and that

Inproven

Beginning at a point on the Danvilleand North Salem improved free gravel road, a public highway, where the West line of the East half of the South East quarter of Section 4, township 15 North of range 1 west in Hendricks County in the State of Indiana, crosses the center line of said road, and running thence southeast about 675 feet to the intersection of said public highway, with a public highway known as Cross Street in the town of Danville, Indiana; thence South about 3,875 feet to the intersection of said highway with a public highway known as Linclon Street, or Klondike Avenue in said town; thence East about 1,350 feet to the intersection of said highway with a public highway known as Tennessee Street in said town; thence North about 100 feet to the Danville and Cartersburg public highway; thence Southeast to the South line of the right of way of the Cleveland, Cincinnati, Chicago & St. Louis Railway Company where said described public highway connects with the Danville and Cartersburg improved free gravel road.

We would further show to your Honorable Board that a portion of the foregoing described highway is within the corporate limits of the town of Danville Hadricks County, Indiana; that the same enters the corporate limits of said town

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at the Northern terminus of Cross Street in said town and that a portion of said highway which extends from said point of entrance into said town South on Cross Street and thence East on Lincoln Street or Klondike Avenue to Tennessee Street, thence North on Tennessee: Street to the intersection of said Tennessee Street with the Cartersburg gravel road and thence South on said Cartersburg road to the right of way of the Cleveland, Chicago and St. Louis Railway Company, is well within the corporate limits of said town of Danville, Indiana and that said portion of said highway is commonly known as the Streets heretofore named and set out.

We would further show that said petitioners have asked in their petition to the Board of Commissioners aforesaid that said improvement be by grading, draining, and paving with stone, gravel, brick or other road paving material; also, that said highway is less than three miles in length; that said improvement be made in all respects as provided by law for improving public highways by selling bonds of the County to pay the costs and expenses of said improvement and the levying of tax upon the taxable property of the entire Township to meet the same.

Wherefore, we ask that your Honorable Board expresses your willingness and give your your consent by resolution duly adopted for the improvement of so much of said described highway as is within the corporate limits of the said twn of Danville, Indiana, and that you order the town clerk, by a resolution duly entered of record, to transmit a duly certified copy of such resolution to the Auditor of Hendricks County, Indiana.

Very Respectfully submitted,

Chas. C. Walls.

Therefore, be it resolved by this Board of Trustees of the Town of Danville, Indiana, that, should the Board of Commissioners of Hendricks County, Indiana, after a full examination and consideration of the matters presented in said petition, deem such improvement, as prayed for in said petition, of public utility then and in that event said Board of Commissioners is hereby, by these resolutions, given to know that the consent of the Board of Trustees of the town of Danville, Indiana, is given to them to order so much of said improvement in said petition prayed for as is within the corporate limits of the town of Danville, Indiana;

And be if further resolved by this Beard that the Board of Commissioners of Hendricks County, Indiana; have and they are hereby, by these resolutions, authorized and empowered to order and establish such improvement or so much thereof as is within the corporate limits of this town of Danville, Indiana, and to levy contract for the making of the same over, upon and along the public streets of said town in the line of the improvement prayed for in said petition and full and complete power is hereby given to construct said improvement in such manner and upon such terms and conditions as said Board of Commissioners may determine upon. Provided always, however, that in the making of said improvement determined upon by said Board of Commissioners, the rights of all property owners owning property along said improvement shall at all times be respected and protected and that the rights of the public to the use of any of said streets under

improvement shall be interferred with as little as possible in the making of said improvement. And provided further, that, as a precedent to the entering upon the construction of said improvement by the contractor it shall be the duty of said Board of Commissioners to require said contractor to give a good and sufficient bond to the approval of said Board of Commissioners to save the town of Danville, Indiana, harmless from any and all liability whatsoever growing out of any injury or damage to property or persons because of any neglect or fault of said contractor, his agents or employees in the execution of his contract or in any matter connected therewith or related thereto and to pay any judjment with coats which may be obtained against s aid town of Danville, growings out of any such injury or damage.

And providing further that the paving material used in such improvement within the corporate limits of the town of Danville, Indiana, shall be brick or other suitable paving material, provided the costs and expenses of the same shall not be greater than the benefits to be derived therefrom.

And be it further resolved that a certified copy of these resolutions under the hand and seal of the said Clerk of said town Board of the town of Danville, Indiana, shall be transmitted by the Clerk to the Auditor of Hendricks County, Indiana.

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J.W. Shoffner

David Hadley

Julian D. Hogate

Attest: Chas. Z. Cook Chas. Z. Cook

Chas. Z. Cook, Clerk, Pro Tem.

State of Indiana

Hendricks County, SS

I hereby certify that the above is a true and complete copy of a resolution duly presented and ordered by the Board of Trustees of the Town of Danville, Indiana, at a meeting of the Board of Trustees of said board held in their rooms on the 23th day of January, 1909.

Chas Z.Cook, Clerk Pro Tem.

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Street

Be It Remembered, that on the 1st.day of February, 1909, the following certified copy of Resolution passed by the Town Board of the Town of Danville, Indiana, was filed in the office of the County Auditor of Hendricks County, Indiana, to-wit:-

A Resolution providing for the improvement of Tennessee Street, Mill Street,
Plainfield Road, East South Street, Columbus Street, Indiana Street in the Town of Danville,
Indiana, by the Board of Commissioners of Hendricks County, Indiana.

Whereas, Charles F.McClelland, a resident free holder and legal voter of Center Township, Hendricks County and fifty six others have presented to this Board the following notice and petition, to-wit:

In the matter of the petition of Charles F.McClelland et al for the Improvement of a public highway a portion of which is within the Corporate limits of the town of Danville, Indiana.

To the Board of Trustees of the Town of Danville, Indiana.

The undersigned would represent to your Honorable Board that he and fifty seven others, all freeholders and legal voters of the Township of Center, Hendricks County, Indiana, did on the ____day of January A.D.1909, file in the office of the Auditor of Hendricks County, Indiana, their certain petition addressed to the Board of Commissioners of Hendricks County, Indiana, for the improvement of the following described highway in said Center Township, Hendricks County, Indiana, to-wit:

Beginning at a point in the Danville and Cartersburg improved free gravel road at the South line of the right of way of the Cleveland, Cincinnati, Chicage & St. Louis Railway Company and extending thence Northwest about 900 feet, thence North about 1200 feet, thence East about 1500 feet, thence North about 600 feet, thence West about 225 feet, thence North about 75 feet, thence West about 750 feet, thence North about 1775 feet, thence West about 325 feet, to the intersection of the Danville and Lebanon gravel road.

We would further show to tour Honorable Board that a portion of the foregoing described highway is within the corporate limits of the town of Danville, Hendricks County, Indiana; that the same enters the corporate limits of said town at the right of way of the Cleveland, Cincinnati, Chicago & St. Louis Railway Company on the Cartersburg improved free gravel road and extends thence Northwast on and along the Cartersburg road within said corporation to the intersection of Tennessee Street and thence North upon and along Tennessee Street, within said town of Danville, to the intersection of Mill Street, thence East upon and along Mill Street, within said town of Danville, to the intersection of Plainfiled Road Street, thence North upon and along Plainfield Road within said town of Danville, to the Eastern terminus of East South Street, thence West upon and along East South Street, within said town of Danville, to the intersection of Tennessee Street, thence North upon and along Tennessee Street, within said town of Danville, to the intersection of Columbus Street, thence West upon and along Columbus Street, within said town of Danville, to the intersection of Indiana Street, thence North upon and along said Indiana Street to the terminus of said Indiana Street at the corporation line of said town of

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Danville, Indiana and that said public highways and streets hereinbefore described is wholly within the corporate limits of said town of Danville, Indiana, and that said portion of said highway is commonly known as the streets heretofore named and set out.

We would further show that said petitioners have asked in their said petition to the Board of Commissioners aforesaid that said improvement be by grading, draining, macadamizing and paving with stone, brick or other road paving material; also, that said highway is less than three miles in length; that said improvement be made in all respects as provided by law for improving public highways by selling the bonds of the County to paythe costs and expenses of said improvement and the levying of a tax upon the taxable property of the entire township to meet the same.

Wherefore, we ask that your honorable Board express your willingness and give your consent, by resolution duly adopted, for the improvement of so much of said described highway as is within the corporate limits of the said town of Danville, Indiana, and that you order the town clerk, by a resolution duly entered of record, to transmit a duly certified copy of such resolution to the Auditor of Hendricks County, Indiana.

Very Respectfully submitted,

Charles F.McClelland.

Therefore, be it resolved by this Board of Trustees of the Town of Danville, Indiana, that should the Board of Commissiones of Hendricks County, Indiana, after a full examination and consideration of the matters, presented in said petition, deem such improvement, as prayed for in said petition, of public utility then and in that event said Board of Commissioners is hereby, by these resolutions, given to know that the consent of the Board of Trustees of the town of Danville, Indiana, is given to them to order so much of said improvement, in said petition prayed for as is within the corporate of limits of the town of Danville.

And be it further resolved by this Board that the Board of Commissioners of Hendricks County, Indiana, be and they are hereby by these resolutions, authorized and empowered to order and establish such improvement or so much thereof as is within the corporate limits of this town of Danville, Indiana, and to let contract for the making of the same over, upon and along the public streets of said town in the line of the improvement prayed for in said petition and full and complete power is hereby given to construct said improvement in such manner and upon such terms and conditions as said Board of Commissioners may determine upon. Provided, always, however, that in the making of said improvement, determined upon by said board of Commissioners, the rights of all property owners owning property along said improvent shall at all times be respected and protected and that the rights of the public to the use of any of said streets under

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improvement shall be interferred with as little as possible in the making of said improvement. And provided further that as a condition procedent to the entering upon the construction of said improvement by the contractor it shall be the duty of said Board of Commissioners to require said contractor to give a good and sufficient bond to the approval of said Board of Commissioners to save the Toan of Danville, Indiana, harmless from any and all liability whatsoever growing out of any injury or dange to property or persons because of any neglect or fault of said contractor, his agents or ampleyees in the execution of his contract or in any matter connected therewith or related therete and to pay any judgment with costs which may be obtained against said town of Danville, growing out of any injury or danage.

And provided further that the paving material used in such improvement, within the corporate limits of the town of Danville, Indiana, shall be brick provided the costs and expenses of the same shall not be greater than the benefits to be derived therefron.

And be it further resolved that a duly certified copy of these resolutions, under the hand and seal of the Clerk of said town Board of the Town of Danville, Indiana, shall be transmitted by the Clerk to the Auditor of Hendricks County, Indiana.

Julian D. Hegate David Hadley J.W. Dheffner Char. E. Cook

Attest: Chas. Z. Cook, Clerk Pro Tem.

Board of Trustees of Danville, Indiana.

State of Indiana

88:

Hendricks County
I, Chas. N. Cook, Clerk pro tem of the town of Danville, Indiana, do hereby certify
that the foregoing is a full, true and complete copy of a resolution duly adopted by the
Board of Trustees of the said town of Danville, Indiana, on the 20th day of January, 1909,
I further certify that said resolution, has been duly entered of record by me and appears
in the records of the town of Danville, Indiana.

In witness whereof I hereunts set my hand and affix the seal of said town of Danville, this the 28th day of January, 1909. Chas. Z. Cook, Clerk Fro Tem.

Ordered that the Board adjourn until nine e'cleck A.M.tomorrow.

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) Beard Comminsioners Hemdrieks County.

Tuesday Morning, February 2nd., 1909.

The Board of Commissioners of Hendricks County, Indiana, met in the Commissioners Court Room in the town of Danville, Indiana, pursuant to adjournment.

Present, Elbert M. Murphy, Alfred S. Lineinger and Harry E. Sanders, all members of said Board.

The following proceedings were then had, to-wit:-

In the matter of the Petition of Burdette

Swope et al, for the Improvement of a

highway by taxation.

Comes now James W.Phillips, and presents to the Board and files his resignation as Superintendent of Construction of said Road.

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The Board being duly advised in the premises now accepts said resignation, and releases the said Phillips from further liability on his bond as such superintendent.

In the matter of the petition of

Orren A. Stout et al, for the improvement

of a public highway by taxation.

To myou hear to then end kitter but, but on our attached

Come the petitioners, and come also the engineer and viewers, and it appearing to the satisfaction of the Board that it is impossible for the said engineer and viewers to file a report of their doings in the foregoing entitled improvement.

Therefore, it is hereby ordered by this board that said engineer and viewers be given time until the first day of the next regular session of this board to make, and file in the office of the auditor of Hendricks County, Indiana, their certain report in writing setting forth their determination in regard to said proposed improvement.

Ordered that the Board adjourn until nine o'clock A.M.tomorrow.

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Cufued Stineingen) Board Commissioners Hendricks County.

Harry E Sauceres)

Wednesday Morning, February 3rd., 1909.

The Board of Commissioners of Hendricks County, Indiana, met in the Commissioners Court Room in the town of Danville, Indiana, pursuant to adjournment.

Board. Present, Elbert M. Murphy, Alfred S. Lineinger and Harry E. Sanders, all members of said

The following proceedings were then had, to-wit: - 1 and). To she a lies

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In the matter of the petition of Charles A.

Come now Charles A. White and sixty-three others, resident free holders and voters of Center Township, in Hendricks County, Indiana, and present their petition, heretofore filed in this cause on the 6" day of January, 1909, at 11:30 o'clock A.M., by Brill & Harvey, their attorneys, and show to the Court, by the affidavit of William H. Nichols, Auditor of Hendricks County, Indiana, that a notice of said petition was posted by him at the Court House door on the 7" day of January, 1909, the same being more than fifteen days before the same would be presented to the Board, and attached to said affidavit is a true copy of the petition so posted, and which affidavit and proof of posting, and the exhibit thereto attached, are in words and figures as follows, to-wit:-(Here Insert)

And come also the petitioners and file the proof of posting made by J.B.Homan, showing that the said J.B.Homan posted up three notices, of which the attached is a true copy, in three public places within the township of Center, said County and State, on the 7" day of January, the same being more than fifteen days before the same would be presented to the Board, and attached to said proof of posting is a true copy of said notice, and which proof of posting, and the notice thereto attached, are in words and figures as follows, to-wit:-(Here Insert)

And come now also said petitioners and show by the affidavit of W.A.King,
publisher of the Danville Gazette, a weekly newspaper of general circulation, printed and
published in Danville, in the County of Hendricks and State of Indiana, showing that
notices of said petition, which are attached to said proof of publication, were duly
published in said newspaper two weeks successively, the first of which publications was
on the 7" day of January, 1909, and the last on the 14" day of January, 1909, and which
proof of publication, with the exhibit thereto attached, are in words and figures as
follows, to-wit:-(Here Insert)

And comes also the petitioners and show by the affidavit of Julian D. Hogate, editor of the Hendricks County Republican, a public weekly newspaper of general circulation, printed and published in Danville, in the county aforesaid, that like copies of said petition were posted in the Hendricks County Republican for two weeks successively, the first of which publications was on the 7" day of January, 1909, and the last on the 14" day of January, 1909, and which proof of publication and the exhibit thereto attached, are in words and figures as follows, to-wit:-(Here Insert)

And it also appearing that heretofore, to-wit: on the 1st.day of February, 1909, Harry M. Dill, Clerk of the town of Danville, Indiana, filed in the office of the Auditor of

said County a certified copy of a declaratory resolution made and passed by the Board of Trustees of the town of Danville, Indiana, assenting to the improvement to be made within the corporate limits of the town of Danville, Indiana, and which declaratory resolution is in words and figures as follows, to-wit: (Here Insert) and was on the 1st.day of February, 1909, duly spread of record in the office of calculation. (See This Read Record No.5 at pages 52,53 & 54)

And now the matter of the said petition being presented to the Board, the Board having duly considered the same finds the petition to be in proper! form, and appoints the following viewers and engineers to meet at the Auditor's Office February 13",1909, and qualify: Elmer Fuson, a freeholder and voter of Clay Township, Hendricks County, Indiana, Chester Weaver, a free holder and voter of Middle Township in Hendricks County, Indiana, as viewers, and John O.Kain, County Surveyor, and a resident free holder and householder of Hendricks County, Indiana, as engineer, and said viewers and engineers are ordered to report their doings in the premises at the March Term, 1909, of the Commissioners Court of Hendricks County, Indiana.

It is further ordered by the Board that the said civil engineer file his sufficient bond in the penal sum of \$5,000.00 conditioned for the faithful discharge of his duties as such engineer.

And new it is ordered by the Board that the original petition together with all indorsements thereon be spread of record in the Auditor's Office, which is now accordingly done and is as follows, to-wit:
State of Indiana, Hendricks County, SS:

In the Commissioners Court, February Term, 1909.

To the Honorable Board of Commissioners, of Hendricks County, Indiana.

The udersigned petitioners repreent to the Board that they constitute more than fifty freeholders and voters of Center Township in said County and State, and they respectfully petition your honorable board for the construction of a free macademized road in said Center Township by improving, grading, ditching, draining, building necessary culverts and sewers thereon, and constructing of stone, brisk or other macademized material a certain public highway in said Center Township, beginning at the intersection of the Danville and New Winchester free gravel road near the West corporation line of the town of Danville, or Tinder avenue along the west boundary line of said incorporated town of Danville, and running thence North to where said Tinder Avenue intersects with the western terminus of Clinton Street and public highway in said town of Danville; thence East along said Clinton Street to where said Clinton Street intersects with Kentucky Street and public highway in said town of Danville, Indiana, thence south on said Kentucky Street and public highway to South Street and public highway in said town of Danville; thence east along said South Street and public highway to Washington Street and public highway in said town of Danville; thence South and Southeast along Washington Street and public

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Charles A. Whith
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No. Doughty
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Sent. F. Thomes
J.L. Cox
Ave R. Shirley
J.N. Williams
Charle F. Bower
John N. Shirley
Ellis M. Wesver
Chas, Z., Cook

N. J. Thompson
Wilton Templin
Petition endor

Set for hearing

and engineer ;

highway and along the road leading from said Washington Street in a southeasterly direction to where the same intersects with the Danville and Cartersburg free gravel road, at or near to the bridge across the Cleveland, Cincinnati, Chicago and ST. Louis Railroad.

Said highways to be improved are thirty feet in width and are public highways in said township, and the highways to be improved are less than three miles in lagth. That the same has one terminus, as aforesaid, in the Danville and New Winchester free gravel road, and the other terminus at the Danville and Cartersburg free gravel road in said county and state.

That a United States Mail Route passes over a large portion of said highway sought to be improved. Wherefore your petitioners pray that the above described highways be improved by grading, ditching, draining and by improving the same with brick or other macadamized material, and by building culverts and sewers thereon, pursuant to the Acts of the General Assembly of the State of Indiana.

Your petitioners further ask and pray that said improvement be made without election of the voters of said Center township, and they ask that bonds be sold to pay for the cost of said improvement, and that they be issued in series payable in twenty years, from the issuance thereof, and that the Board of Commissioners take all necessary steps to provide for theimprovement herein sought to be provided for, and for the payment of the costs of the same. And your petitioners will ever pray.

James A. Clay

Charles A. White James A. Dungan Cyrus L. Thompson John A. Showalter J.B. Homan Harry E. Curtis Thomas J. Cofer John A. Kirkham GEo. Doughty Edgar L. Christie Benj. F. Thomas J.A. Cox Alva R. Shirley J.W. Williams Charls F. Bowen John N. Shirley Ellis M. Weaver Chas. Z. Cook Jasper W. Thompson WM. J. Thompson

Milton Templin

James A. Downard Charles C. Walls Edgar C? Pennington Conrad E. Harlan Otis E. Gulley -: James M. Adams Edgar W. Shirley Henry A. Record Moses E? Crawford James McCoun John D. Brickert James M. Gentry Martin Christie William Sanders Henry C. Hadley J.D. Pratt Frank J. Christie Geo. E. Easley Wilson T. Lawson M.D. James L. Bolton Alva Snyder

John W. Shorfner James W. Beck Eugene M. Wilhite Julius C. Marsh Albert L. Marsh John C. Taylor John S? Duckworth Joseph K. Little Thos. H. Simpson James L. Keeter Benjamin F. Noble Abram M. Garshwiler Fred E. Warner Alfred G. Kelleher Horace G. Miles W. A. King James L. Clark Julian D. Hogate

Petition endorsed on back as follows:

" Filed Jan.6th, 1909 at 11:30 A.M.

WM. H. Nichols, Auditor Hendricks County. "

Set for hearing Feb.1st, 1909.

WM. H. Nichols, A.H.C.

Action of Board .--- Feb. 3rd 1909. Petition found to be in form and the following viewers and engineer appointed to meet at the Auditor's office, Feb. 13th, 1909, and Qualify: Elmer Fuson, Chester Weaver and John O. Kain, Engineer, ordered to report at the March term 1909.

Alfred S. Lineinger,

Pres. Pro TeM.

In the matter of the petition of David Hadley, and others, for the improvement of a public highway by taxation.

Come now David Hadley, and others, petitioners for the improvement of a certain public highway located in Center Township, Hendricks County, Indiana, and their said petition coming on for hearing before the Board, now produce a duly certified copy of a Resolution passed by the Board of Trustees of the town of Danville, Indiana, on the 28th day of January, 1909, showing that a portion of the highway described in the petition herein and in said petition asked to be improved is within the corporate limits of said town of Danville, and that said Board of Trustees, by said Resolution, duly consented to the improvement of so much of said highway as lies within the corporate limits of said town of Danville. Said Resolution being in the words and figures following, to-wit: - (Here Insert.) And from which said Resolution it appears to the satisfaction of the Board that the same was duly filed in the office of the Auditor of Hendricks County, Indiana, on the 1st day of February, 1909, and duly entered of record by said Auditor in Road Record No.5 at pages 55,56, and 57 thereof of the records of the Board of Commissioners of Hendricks County, Indiana.

Said petitioners also produce and file the affidavit of Julian D.

Hogate, editor and publisher of the Republican, a public weekly news-paper
of general circulation printed and published in the said town of Danville,

Hendricks County, Indiana, the county in which highway proposed to be improved
in said petition is located, as follows, to-wit:- (Here Insert.)

Said petitioners also produce and file the affidavit of W. A. King editor of the Danville Gazette, a public weekly news-paper of general circulation printed and published in the said town of Danville, Hendricks County, Indiana, the county in which said highway proposed to be improved by said petition is located, as follows, to-wit:- (HERE Insert.)

And from which said affidavits it appears to the satisfaction of the Board that duenotice of the filing, and the time and place of the hearing of said petition was given in said news-papers by two consecutive weekly publications therein. The first of which publications was the 14th day of January, 1909, and the last on the 21st day of January, 1909.

Said petitioners also produce and file the affidavit of David Hadley, one of the petitioners in said petition named, as follows, to.wit:-(Here Insert

And from which said affidavit it appears that due notice of the filing of said petition, and the time and place of thehearing of the same was duly given by said David Hadley, under the order and request of the Auditor of Hendricks County, Indiana, by posting up copies of said petition, with the time and place of the hearing of the same endorsed thereon, in three of the most public places in Center Township, Hendricks County, Indiana, for more than fifteen (15) days before the 1st day of February A.D. 1909.

Auditor of Hendricks County, as follows, to-wit:- (Here Insert). And from which said certificate it appears that a copy of said petition, with the time and of the hearing of the same endorsed thereon, was duly posted by said Auditor at the door of the Court House for more than fifteen (15) days before the 1st day of February, 1909.

And now it appearing that no tax-payer of said Center Township, Hendricks County, Indiana, has filed any objections to the said petition herein or any corporation or any other person, and the Board, having examined said petition, does now find the same in due form and sufficient; that the same was duly filed in the office of the Auditor of Hendricks County, Indiana, on the 7th day of January, 1909, and by endersement upon said petition the said Auditor did fix as the date for the hearing of the same on the 1st day of February, 1909, the same being the first day of the regular February Term, 1909, of the Commissioner's Court of Hendricks County, Indiana.

The Board further finds that said highway asked to be improved in said petition is less than three miles in length, and that it connects at each of its termini with a free gravel road, and that a United States Mail Route is located upon its entire length.

It is therefore ordered by the Board that said petition is sufficient in all respects and that the same be spread of record in the records of the Auditor's office of Hendricks County, Indiana, Which is now done and as follows, to wit:-

And now said Board appoints as viewers Ralph Swearengin and Ora Martin, two responsible free holders and voters of Hendricks County, Indiana, neither of whom is a resident of said Center Township or the owner of any taxable property in said township in which said highway proposed to be improved in said petition is located.

Said Board also now appoints John O. Kain, the surveyor of Hendricks County,
Indiana, civil enginer to act with said viewers.

It is further ordered by the Board that said engineer and viewers shall be ordered by the Auditor of this County, to meet at said Auditor's office on the 13th day of February, 1909, at the hour of ten o'clock a.m. of said day and there and then take an oath, and subscribe the same, to faithfully and impartially discharge such duties as the law impose in such cases provided.

It is further ordered by the Board that the said civil engineer file his sufficient bond in the penal sum of \$5000,000, conditioned for the faithful discharge of his duties as such engineer.

It is further ordered by the Board that said engineer and viewers do make report of their doings in the premises at the next regular March Term, 1909, of this Court.

And further proceedings herein are continued.

State of Indiana, Hendricks County, SS:

To the Honorable Board of Commissioners of Hendricks County, State of Indiana:

We, the undersigned free-holders and legal voters of Center Township, Hendricks County, Indiana, do hereby respectfully petition your Honorable Board to take the necessary

steps for the improvement by grading, draining, ditching, bridging, and culverting, and graveling or paving with stone or other road paving material, the following described highway in Center Township, Hendricks County, Indiana, to-wit:-

Beginning at a point in the Rockville Free Gravel Road just east of White Lick Creek in the West half of the East half of Section Three (3), Township Sixteen (16) North, Range One (1) West, near the Section Line dividing Sections

Three and Ten, said township and range aforesaid, and running from thenve in a north westerly direction through said Section three, township and range aforesaid for a distance of about eighty (30) roda; thence due west through said Section three, township and range aforesaid, for a distance of eighty-five (35) rods to section line between Sections Three and Four, Township and Range aforesaid; thence North along said Section line, with its bearings, for a distance of about one hundred and ten (110) rods and terminating in the Danville and Lebanon Free Gravel Road, as the same is now established and used by the public.

Said highway herein described and asked to be improved is less than three miles in length, to-wit: about three fourths of one mile in length, and has its termini in Free Gravel Roads in said Center Township, Hendricks County, Indiana, and is located wholly in said Venter Township.

Your petitioners would further ask that said improvement be of the width of not less than thirty (30) feet; that upon a hearing of their petition, if the same be found sufficient by your honorable board, that the same be referred to viewers, and a competent engineer, for their report upon said proposed improvement herein prayed for as provided in section 6794, Burn's Supplement, 1905; that said improvement be made in all respects as provided by an Act of the General Assembly of the State of Indiana, approved March 8th. 1905, beginning with section 6783, Burn's Supplement, 1905, thereof, and following, and amendments to said act. Especially as provided in Sections one (1) and two (2), Chapter 46 of the Acts of 1907, and also as provided in Sections one (1) and Two (2), of Chapter 96 of the Acts of 1907. And in all other respects as provided by law for the improvement of public highways by taxation without submitting the matter of improvement of the same to the legal voters of the Township.

Your petitioners would further represent to your honorable Board that a United States Mail Route is located upon the entire length of said described highway.

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Your petitioners would further ask that the bonds of the County be sold to pay the costs and expenses incurred by said improvement and that they be issued in series payable in twenty years from the date of their issue.

David Hadley, W.A. King, William J. Thompson, Cyrus L. Thompson, Alfred G. Kelleher,

James W. Williams, L.M. Christie, John F. Underwood, Frank Tinder, Henry Kirk, Jeptha R.

Sears, Alva R. Shirley, James A. Clay, Toliver Worrell, Simon Hadley, J.N. Hadley, Charles

A. White, Fred B. Soper, Chas. Z. Cook, Frank J. Christie, Martin Christie, C. F. Hall,

James R.Dalton, Geo. A. Stephenson, Wilbur U. Masten, John W. Figg, Benjamin F. Howell, Fred E. Warner, Wm. T. Brill, Solon A. Enloe, C. E. Edwards, Alva Snyder, James McCoun, J. L. Keeter, Ora E. Leak, John C. Taylor, James M. Adams, John S. Duckworth, Joel T. Barker, Chas. C. Walls, Evan B. Davis, Geo. T. Pattison, Wm. Sanders, S. L. McCurdy, T. W. Garrison, D. A. Hadley, Geo. Doughty, Aquilla Jordan, T. W. Wood, Jasper W. Thompson, S. W. Williams, Julian Ensminger, L. A. Barnett, John S. Dunbar, R. T. Hollowell, Jas. W. Nichols, Geo. E. Easley, George C. Harvey, J. D. Pratt, Ellis M. Weaver, James A. Downard, John Kendall, John T. Hume, I. N. Estep, F. H. Hurbn, Henry Hughes, John Fitzgerald, W. J. Hoadley, Ed L. Tinder, James A. Dungan, J. J. Johnson, John W. Ader, C. W. Howell, F. B. Prather.

Said petition is indorsed on back as follows:-

"Filed Jany 7", 1909. Wm. H. Nichols, A. H. C."

"I, William H. Nichols, Auditor of Hendricks County, Indiana, do now hereby fix the lst.day of Februsry, 1909, as the date upon which this petition will be presented to the Board of Commissioners of Hendricks County, the same being the 1st day of the regular February Term, 1909 of said Board. Wm. H. Nichols, Auditor Hendricks Co."

"Action of Board. Feb 3-09. Petition found to be in form and the following viewers & engineer appointed to meet at the Auditor's Office on Feb 13,1909 and qualify.

Ralph Swearengin, Ora Martin, John O. Kain, Engineer ordered to report at the March Term, 1909.

Alfred S. Lineinger, Pres. Pro Tem."

In the matter of the Free Gravel Road)
Petition of Frank P.Reichard et al.)

of County Commissioners of Hendricks County, Indiana, their petition for the improvement of a certain highway in Center Township in said County, a portion of which highway is also located in the incorporated town of Danville in said county and state, which petition is in the following words and figures, to-wit:-

State of Indiana SS: In the Commissioners' Court February Term, 1909.

Hendricks County
To the Honorable Board of Commissioners of Hendricks County, Indiana:-

The undersigned petitioners represent that they constitute more than fifty free holders and voters of Center Township, Hendricks County, State of Indiana, and that there is no incorporated city or town within said center township having a population of thirty thousand inhabitants, or more, and your petitioners respectfully ask and petition your Honorable Board that there be graded, drained and paved with stone, gravel, brick or other road paving material, a certain existing and established public highway in said Center Township, beginning at a point on the Danville and North Salem improved free gravel road a public highway, where the west line of the east half of the south east quarter of section four (4) township fifteen (15) North of range one (1) west in Hendricks County in the State of Indiana, crosses the center line of said road, and running thence South East about 675 feet to the intersection of said public highway, with a public highway known as Cross Street in the town of Danville, Indiana; thence South about 3875 feet to the intersection of said highway with a public highway known as Lincoln Street or Klondike

Avenue in said town; theree East about 1350 feet to the intersection of said highway with a public highway known as Tennessee Street in said town; thence North about 100 feet to the Danville and Cartersburg public highway; thence South East to the South line of the right of way of the Clevelend, Cincinnati, Chicago and St. Louis Railway Company where said described public highway connects with the Danville and Cartersburg improved free gravel road. Said highway which is asked to be improved being thirty feet in width, wholly within said Center Township said County and State, and less than three miles in length; that the same has one terminus, as aforesaid, at a point in the North Salem improved, free, gravel road and the other terminus of the Danville and Cartersburg improved, free, gravel road, said termini both being within said Center Township.

That a United States mail route passes over a portion of said public highway sought to be improved.

Wherefore, your petitioners pray that the above described established public highway be graded, drained, and paved with stone, gravel, brick or other paving material, and your petitioners further ask and pray that bonds be sold to pay the costs of said described improvement of said public highway and that they be issued in series payable in twenty years from the issuance thereof in denominations not less than \$50.00 each, as provided by statute, and that the Board of Commissioners take all necessary steps to provide for the improvement herein sought to be provided for and for the costs of the same. F.P.Reichard, George H. Walker, Joseph B. Homan, David A. Higgins, John C. Taylor, James M. Adams, John S. Duckworth, Charley Daley, C.E. Edwards, W.T. Brill, Fred E. Warner, Solon A. Enloe, C. F. Hall, Joel T. Barker, H. L. Parker, James A. Dungan, Henry Howell, George F. Kreigh, Frank Tinder, Roy H. Nichols, Wilbur U. Masten, James R. Dalton, Chas. C. Walls, L. A. Barnett, John S. Dunbar, R. J. Campbell, L. W. Dooley, A. A. Figg, Wm. A. King, James A. Downard, Chas. F. McClelland, Joseph J. Johnson, Cyrus L. Tompson, Jeptha Sears, Benjamin F. Noble, John F. Underwood, James A. Clay, John F. Neiger, Geo. W. Brill, James W. Beck, Charles A. White, James McCoun, Frank J. Christie, C.L. McCoun, Raleigh McCoun, J.E. Humston, Otis E. Gulley, Alva Snyder, Ira H. Martin, Geo.A. Stephens h, David Hadley, J.O. Ti nder, A.L. Symons, Alfred Walters, Charles F. Owens, Charles Sanders, I.N. Estep, Eustace W. Homan, W. H. Flathers, James M. Trotter, Horace F.Millikin, John T. Hume, George C. Harvey, E. C. Pennington, John N. Shirley, Geo.T.Pattison, John Fitzgerald, Oliver H.McCoun, J.N. Hadley, Charles F. Bowen, Henry Kirk, Basil Prather, J. M. Dawson, Evan B. Davis, Mell C. Masten, Henry H. Thompson, S.F. Hardwick, John Lindsay, C.E. Mitchell, W.N. Conn, J.L. Keeter, L.C. Holtsclaw, Julian D. Hogate, Thomas J. Cofer, R. T. Hollowell, Geo. E. Easley, E. K. Huff, John W. Shoffner, E.M.McCoun, John W.Ader, W.T. Lawson, W.E. Daugherty, E.V. Ragland, Geo. Doughty, John A. Showalter, Toliver Worrell, Thos. H. Simpson, Joseph K. Little, John A. Kirkham, Edgar L. Christie, J. D. Brickert, Ellis M. Weaver, W. S. Christy, William J. Thompson, J.W. Williams, Chas E. Williams, A.G. Kelleher.

Said petition is indorsed on back as follows:-

"Filed Jan. 11th, 1909, and set for hearing Feb 2"1909.Wm. H. Nichols, Auditor Hendricks

"Action of Board. Feb 3-09- Petition found to be in form and the Board appoints viewers and an engineer to meet at the Auditor's Officeom Februray 13", 1909, and qualify James T.Leak, John E. Vestal, John O. Kain, Engineer, ordered to report at the March Term, 1909.

Alfeed S. Lineinger, Pres. Pro Tem."

And it appearing to the Board by the proof of publication of notice filed herein, which proof of publication of notice and copy of notice are as follows, to-wit:-(Here Insert); that notice of the pendency of this petition and when the same would be presented to the Board and the place thereof was given in the Republican and Gazette, weekly newspapers of general circulation, printed and published at Danville, Indiana, in said Hendricks County for two weeks prior to the day named in said notice when said petition would be presented: and it also appearing to the board that notice of the pendency of this petition and when the same would be presented to the Board and the place of hearing thereof was posted in three public places in Center Township in said County and State for more than fifteen days prior to the day named in said notice when said petition would be presented to the board as evidenced and shown by the affidavit of John W. Ader, Sheriff of Hendricks County, which affidavit and copy of notice are in the following words and figures: towit:-(Here Insert) : and it further appearing to the Board that notice of the pendency of this petition and when the same would be presented to the Board was posted at the East door of the Court House at Danville, Hendricks County, Indiana, for more than fifteen days prior to the day named in said notice when said petition would be presented to the Board as evidenced and shown by the affidavit of John W.Ader which affidavit and copy of the notice are in the following words and figures, to-wit:-(Here Insert) and it further appearing to the Board of County Commissioners that a resolution of the town Board of the town of Danville, Hendricks County, Indiana, giving the consent of said Town Board of said town of Danville, Indiana, to the County Commissioners to enter said town and improve the highway, as described in the petition herein, was adopted by said town board and a certified copy of said resolution being now on file in the office of the County Auditor of said Hadricks County, State of Indiana, which resolution is in words and figures as follows, to-wit:-(See Resolution set out in full on this Road Record No.5 at pages 58,59 & 60); and now all these above named things appearing to the satisfaction of said Board it assumes jurisdiction in said matter and examines said petition and being duly and sufficiently advised in the premises finds that said petition is in due form and according to law and that the same was signed by more than fifty free holders and voters of Center Township, Hendricks County, Indiana, and the Board further finds that proper notice was given of the pendency of this petition when the same was filed and when it should be heard by the Board and the place of hearing thereof; that said notice was given as provided by law; that a copy of said petition was contained in said notice; the Board further finds that viewers and an engineer should be appointed to make a view of said

proposed improvement and estimate the cost thereof.

and the resolution of the town Board of Danville, Indiana, be spread of record by the Auditor.

and they are hereby appointed by the Board and now for the purpose of.

carrying out said order the Board names and appoints James T. heak, a voter
and free holder of Union Township in said county and state, and also John

E. Vestal, a freeholder and voter of Guilford Township in said County and
State, and John O. Kain, a competent civil engineer and not related to any
of the petitioners herein, to view said proposed improvement and estimate the
cost thereof and report as to whether, in their estimation, said proposed
improvement would be of public utility and said viewers and engineer are
ordered to meet at the Auditor's office at the Court House; at Danville,
Indiana, on the 13th day of February, 1909, and Qualify for their duties
herein and proceed to examine said proposed improvement.

It is further ordered that the said viewers file their reportwith the Auditor not later than the 1st day of March, 1909; all of which is hereby ordered by the Board and said matter is continued.

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In the matter of the petition

of Charles F.McClelland et al

for the grading and paving of a

highway less than three miles

in length in Center Township,

Hendricks County, Indiana.

Comes now Charles F.McClelland and fifty seven other persons, freeholders and voters in Center Township, Hendricks County, Indiana, petitioners in the above entitled cause, who having filed their petition in the office of the Auditor of Hendricks County, Indiana, on the 11th day of January, 1909, and William H.Niehols, Auditor of Hendricks County, having on the day said petition was filed, designated, by endorsement thereon, the 1st day of February, 1909, as the day upon which said petition should be presented to the Board of Commissioners and said Auditor having caused due notice to be given thereof, as provided by statutes, said petitioners now present and file the affidavit of William A. King, publisher of the Danville Gazette, and Julian D.Hogate, publisher of the Republican, both of which publications are newspapers of general circulation, printed and published in the English Language in Hendricks County, State of Indiana, that notice of the petition in the above entitled cause for grading and paving a highway described in said petition by taxation, was duly published by them for two consecutive weeks in each of said newspapers which notices and

proofs of publication thereof are in words and figures following, to-wit:-(Here Insert) and said petitioners also file the affidavit of John W.Ader as proof of posting of three notices of the filing of the petition herein in three public places in Center Tewnship, Hendricks County, Indiana, and also the affidavit of William H. Nichols, as proof of the posting of the notice of the filing of the petition herein at the east door of the Court House of Hendricks County and the State of Indiana, all of wich notices were so posted more than fifteen days before the day set for the hearing of said petition as designated by the Auditor, a copy of said notices and the proofs of posting thereof being in words and figures following, to-wit:-(Here Insert) and now said petitioners file and present to the Commissioners their petition heretofore presented to the Board of Trustees of the town of Danville, asking the permission of said Board of Trustees of the town of Danville to permit the improvement of so much of said highway as is within the corporate limits of the town of Danville to be made as prayed for in their petition filed herein which petition so filed with the Board of Trustees of the town of Danville was favorably acted upon by them and, by resolution duly adopted by them, permission was granted for said improvements to be so made by the commissioners of Hendricks County, Indiana, which petition so filed with said Board of Trustees and their resolution so adopted are in words and figures following, to-wit:-(Here Insert) and now said petitioners present said petition so filed in the office of the Auditor of Hendricks County to the Board of Commissioners of Hendricks County, Indiana, and said Commissioners having examined the proofs of publication of notices and also the proofs of posting of notices filed herein and having heard further evidence thereon, finds that all the notices, as required by statute, were duly and correctly given, to-wit: That notice of the filing of said petition and the day upon which the same would be presented to the Board of Commissioners were duly published in the Republican and in the Danville Gazette, two weekly news-papers of general circulation, printed and published in said County, for two consecutive weeks and that like notices were also duly posted in three public places in Center Township, Hendricks County, Indiana, and at the East door of the Court House of Hendricks County, in the State of Indiana, for more than fifteen days before the day designated by the Auditor by endorsement on the petition as the day when said petition would be presented to the Board of County Commissioners and that said date said date for the hearing of said petition was within thirty days from the filing of the petition herein and that said notices, so published and posted, each contained a copy of said petition, and that the date fixed in said notices for the hearing of said petition was the date endorsed on said petition by the Auditor of said County.

And none of the tax-payers of said Township in which said bighway is situated nor any person or corporation, whose lands or property will be affected by the work prayed for in said petition, having filed any written objections to the form and sufficiency of said petition, said Board, upon motion of the petitioners herein, now proceeds to examine said petition and upon their examination thereof as to its form and sufficiency after being duly advised and informed in the premises finds that said petition

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is sufficient in form and in substance: that the same was signed by more than fifty free holders and voters of Center Township, Hendricks County, Indiana, and that said road described therein is less than three miles in length and connects at both ends thereof with an improved free gravel road, and that said petition properly shows the beginning, course, width, termination and general description of said highway proposed to be improved in said petition and also the character of the improvement to be made, and that the incorporated towns of said Center Township have a population of less than thirty thousand inhabitants and that the there are no cities therein.

It is therefore ordered and adjudged by the Board that said petition is sufficient in form and substance and it is further ordered that said petition be spread of record and that the prayer of the petitioners herein be and the same is hereby granted, which petition is in words and figures following, to-wit:-

State of Indiana, Hendricks County, SS:

In the Commissioners Court, February Term, 1909.

To The Honorable Board of Commissioners of Hendricks County, State of Indiana:-

The undersigned petitioners respectfully show to your Honorable Board that they are resident free holders and voters in Center Township in said County and State, and that said Center Township does, have within its boundaries an incorporated city or town containing thirty thousand inhabitants or more, and said petitioners further say that there is now in existance and being used, a certain public highway which has been heretofore established according to law which highway is thirty feet in width and begins in the Danville and Cartersburg improved free gravel road at the South line of the right of way of the Cleveland, Cincinnati, Chicago and St. Louis Railway Company and extends thence north west about 900 feet, thence North about 1200 feet, thence east about 1500 feet, thence north about 600 feet, thence west about 225 feet, thence north about 75 feet, thence west about 750 feet, thence north about 1775 feet, thence west about 325 feet, thence north about 750 feet, thence west about 325 feet, to the intersection of the Danville and Lebanon free gravel road, and that said highway is less than three miles in length as above set forth and that said highway, as above described, is all in said Center Township, Hendricks County, Indiana, and that the same has one terminus, as aforesaid, at the Danville and Cartersburg improved free gravel road, and the other terminus, as aforesaid, at the Danville and Lehanon improved free gravel road, and that they thereby connect at each and with an improved free gravel road within said Center Township.

That a United States Mail route passes over a portion of said highway sought to be improved.

Wherefore, your petitioners respectfully ask your Honorable Board that said public highway, above described, beginning in the Danville and Cartersburg

improved free gravel read at the South line of the right of way of the Cleveland, Cincinnati, Chicago and St. Louis Railway Company and extending thence North West about 900 feet, thence North about 1200 feet, thence East about 1500 feet, thence North about 600 feet, thence West about 225 feet, thence North about 75 feet, thence West about 750 feet, thence North about 1775 feet, thence West about 325 feet, thence North about 750 feet, thence west about 325 feet, to the intersection of the Danville and Lebanon free gravel road, be graded, drained, macadamized and paved with stone, brick or other road paving material.

election by the voters of said Center Township and they ask that bonds be sold to pay
for the costs of said improvement and that they be issued in series payable in twenty
years in denominations not less than \$50.00 as provided by statute, and that said Board
of Commissioners take all necessary steps to provide for the improvement herein sought
to be provided for and for the payment of the costs of the same.

Chas.F.McClelland, Charles A.White, James A.Downard, James M.Adams, Charles F.Bowen, C.E.Edwards,
Joel T.Barker, C.F.Hall, Chas.Z.Cook, Mell C.Masten, D.A.Hadley, T.W.Garrison, Frank J.Christie,
F.M.White, Cyrus L.Thompson, Alfred G.Kelleher, James R.Williams, Chas.C.Walls, Simon Hadley,
J.K.Little, Geo.W.Brill, Joseph B.Homan, George C.Harvey, Eustace W.Homan, David Hadley,
George Doughty, John A.Kirkham, J.N.Hadley, Ira H.Martin, L.M.Christie, Jasper W.Thompson,
Julian D.Hogate, Thos.H.Simpson, John T.Hume, J.O.Tinder, John F.Neiger, Edgar C.Pennington, J.A.
Showalter, John N.Shirley, Edgar W.Shirley, W.L.Wilson, Edgar L.Christie, James L.Keeter,
J.D.Pratt, Fred E.Warner, Ellis M.Weaver, J.E.Humston, John S.Duckworth, I.N.Estep, John S.

And your petitioneS further ask and pray that said improvement be made without

Said petition is indorsed on back as follows:"Filed Jan.11th.,1909, and set for hearing Feb 1st.,1909.

Dunbar, Thomas J. Cofer, A. A. Figg, Geoege Kreigh, H. L. Parker.

Wm. H. Nichols, Auditor H. Co."

"Action of Board- Feb 3-1909. Petition found to be in form and the following viewers and engineer appointed to meet at the Auditor's Office on Feb 13",1909, and Qualify ,J.A.Mattern,J.J.C.CLay, John O.Kain, Engineer, ordered to report at March Term, 1909.

Alfred S.Lineinger, Pres. Pro Tem."

It is further ordered by the Board that said petition so filed with the Board of Trustees of the town of Danville and the resolutions thereon adopted by said Board of Trustees be spread of record, the same being in words and figures following, to-wit:
(See Petition and Order set out in full on this Road Record No.5 at pages 61,62 & 63)

It is further ordered by the Board that said petition be and the same is hereby referred to John O.Kain, a competent civil engineer and John J.C.Clay and John Q.A.Mattern, viewers, and the Board now hereby appoints the said John O.Kain, engineer and the said John J.C.Clay and John Q.A.Mattern, viewers, which viewers are responsible free holders in Hendricks County, Indiana, and are not residents or owners of taxable property in Center Township.

It is further ordered by the Board that said John O.Kein, engineer, and John J.

C.Clay and John Q.A.Mattern, viewers, meet at the Auditor's office of Hendricks County, at Danville, Indiana, on the 13th day of February, 1909, at which time and place they shall each take and subscribe an oath faithfully and impartially to discharge their several duties.

And it is further ordered by the Board that said John O. Kain, engineer. shall execute and file with the Auditor of Hendricks County, State of Indiana, his bond with good and sufficient surety to be approved by said Auditor payable to the State of Indiana, in the penal sum of five thousand dollars conditioned for the faithful discharge of his duty as such engineer and that said engineer and viewers shall then proceed without delay to make all needful surveys of the highway mentioned and described in the petition herein and to determine and report as to whether the proposed improvement of said highway described in the petition will be of public utility to grade, pave, drain and improve the same as prayed for in the petition, and that they shall also determine the width of said highway to be improved, the character of the improvement including the grading, draining, and paving of the highway described in the petition together with complete plans and specifications of such improvements including plans and specifications of all bridges and culverts necessary and required for said improvement and that they also estimate the costs of all such improvement to be made as prayed for by the petitioners and as determined upon by them and to determine and report to the court as to all matters necessary in the improvement of said highway as provided by the statutes of the State of Indiana, and that they shall accompany their report with an accurate profile of said highway showing by lines and figures the elevations thereof at each one hundred feet of its length and the changes to be made therein by excavation or filling which profile shall be made by the engineer and that the engineer and viewers herein named make their report herein on the 1st.day of March, 1909, and this cause is

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| In the Matter of the petition of) | |
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| James A. Downard et al, for the | |
| Improvement of a Public Highway | |
| in Center Township, Hendricks | |
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| County, Indiana. Last work, segiment and his begives will ander one | |

entitled matter, by Charles V. Sears, their attorney, and present to the Board of Commissioners of Hendricks County, Indiana, their petition for the improvement of a certain public highway therein described, in Center Township, in said County and State, which petition is in words and figures as follows: to-wit: (Here Insert) Which said petition was heretofoe to-wit, on the 12th day of January, 1909, duly filed in the Auditor's office of Hendricks County, Indiana, and said Auditorby indorsement thereonset the 1st day of February, 1909, the same being the first day of the regular February Term of the Board of Commissioners of Hendricks County, Indiana, as the day of the hearing of said petition by said Board of Commissioners. And said Auditor issued and signed notices, setting forth a copy of said petition, the filing and pendency of the same and the day and place of the presentation of said petition to said Board for hearing, said notice being in words and figures as follows, to-wit: (H. I.)

And it appears to the satisfaction of said Board from the affidavit of Julian D. Hogate, editor and publisher of the Republican, the said affidavit being in words and figures as follows, to-wit: (H. I.) and from the affidavit of W.A. King, editor and publisher of the Danville Gazette, said affidavit being in words and figures as follows, to-wit: (H.I.), both of said newspapers being weekly newspapers of general circulation in said County and State, and printed and published in said County, that notice, as issued and signed by said Auditor, was published in each of said newspapers for two consecutive weeks_before the said day, designated by said Auditor, when said petition would be presented to the Board for hearing.

And it further appears from the affidavit of Chas. V. Sears, said affidavit being in words and figures as follows, to-wit: (H.I.), that notices as issued and signed by said Auditor, were posted in three public places in the said Township of Center, wherein said road proposed to be improved is located, for more than fifteen days before the said day, designated by said Auditor, when said petition would be presented to said Board to be heard by them.

And it further appears from the affidavit of Wm. H. Nichols, Auditor of said County, said affidavit being in words and figures as follows, (H.I.), that a notice, as issued and signed by said Auditor, was posted at the door of the Court House in said County for more than fifteen days before the said day, designated by said Auditor, when said petition would be presented to said Board for hearing.

And it further appears from the affidavit of Oscar Tinder, said affidavit being in words and figures as follows, (H.I.), that said petition contains the names and signatures of more than fifty legal voters and free holders of said Center Township and that all the names attached to said petition are the true and genuine signatures of the persons whose

names they purport to be.

And it now appearing to said Board that no tax payer of said Center Township, or corporation or any other person, has filed objections to the said petition herein, and the said Board having examined said petition and considered the evidence and being fully advised in the premises, now finds that said petition is in due form, sufficient and according to law, that the same was signed by more than fifty of the legal voters and freeholders of said Center Township and was duly filed in the office of the Auditor of Hendricks County, Indiana, on the 12th day of January, 1909, and by endorsement thereon said Auditor fixed as the date for the hearing of the same the 1st day of February, 1909, the same being the first day of the regular February Term, 1909, of the Commissioners Court of Hendricks County, Indiana, and that said date, as designated by said Auditor, when said petition would be presented to said Board of Commissioners to be heard by them was less than thirty days after the filing of said petition.

And said Board further finds that due and legal notice, as re mired by law, was given of the filing and pendency of said petition and the time and place of the hearing of the same, by publication and posting of notices setting forth a copy of said petition, the filing and pendency of the same and the time and place of the hearing of the same by said Board.

And the said Board also finds that an Engineer and viewers should be appointed to view said highway proposed to be improved and make report of their determinations to this Board.

It is now therefore ordered by the Board of Commissioners of Hendricks County, Indiana, that a copy of said petition and all the proceedings herein be spread of record in the Auditor's Office of said County and State, which is now accordingly done and is in words and figures as follows, to-wit:-State of Indiana, Hendricks County, SS:

In the Commissioner's Court, February Term, 1909.

To the Honorable Board of County Commissioners of Hendricks County, Indiana:-

The undersigned petitioners represent to the Board that they constitute more than fifty freeholders and voters of Center Township in said County and State and they respectfully petition your Honorable Board that a certain established public highway, known as Lawton Avenue, situated wholly in said Center Township, and beginning at a point where said public highway proposed to be improved intersects with the Dnuville and Pittsboro improved free gravel road and running from thence in a westerly direction on and along the line of said Lawton Avenue, the public highway proposed to be improved, to a point where the same intersects with the Danville and Lebanon free gravel road, be improved by grading, draining, ditching and paving with stone, gravel or other road paving material, and by building the necessary bridges, culverts and sewers thereon.

Said public highway proposed to be improved is thirty feet in width and is less than three miles in length. One of its termini, as aforesaid, is in

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the Danville and Pittsboro improved free gravel road, and the other terminus, as aforesaid, is in the Danville and Lebanon improved free gravel road.

Wherefore your petitioners pray that the above described public highway be improved by grading, draining, ditching and paving with stone, gravel or other road paving material, and by building bridges, culverts and sewers thereon, pursuant to the acts of the General Assembly of the State of Indiana. And your petitioners further ask and pray that said improvement be notsless than thirty feet in width; that said improvement be made without an election of the voters of said Center Township, and they ask that bonds be sold to pay the costs of said improvement of said public highway, and that they be issued in series payable as provided by statute and that the Board of Commissioners take a 11 necessary steps to provide for the improvement herein sought to be provided for, and for the payment of the costs of the same.

James A.Downard, Simon Hadley, Lloyd Holtsclaw, Cyrus L.Thompson, Chas.H.Dill, Geo.T.Pattison, Wilbur U.Masten, C.F.Hall, Willis A.Dobson, Dr.H.L.Parker, Oliver H.McCoun, W.C.Swank, John C.Taylor, John T.Hume, Henry C.Hadley, L.N.Dooley, R.D.Snyder, L.W.Osborn, David Hadley, Sam Jordan, J.A.Clay, A.R.Shirley, J.F.Underwood, J.R.Sears, Wm. Wheeler, James Darghty, J.D.Pratt, J.W.Beck, Charles A.White, J.M.Jeffers, J.W.Figg, C.C.Walls, Julian D.Hogate, W.A.King, Chas. Ayers, Jno.O.Tinder, J.L.Darnell, Geo.W.Brill, E.D.Crawley, O.E. Gulley, Arthur Pierson, Julius C.Marsh, A.I.Alley, C.C.Allred, Geo.G.Allred, B.F.Howell, Jas. Euchanan, Geo.Clarke, E.D.Buchanan, Willis Wood, Wm.T.Brill, W.H.Cassity, O.F.Tharp, C.F. Bowen, Geo.Doughty, Charles Daley, J.F.Neiger, Thos.H.Simpson, J.L.Keeter, Alfred G.Kelleher, E.V.Ragland, J.D.Brickert, W.L.Wilson, J.A.Dungan.

Said petition is indorsed on back as follows:-

"Filed Jan. 12"1909, and set for hearing Feb 1st., 1909. Wm. H. Nichols, A. H. C."

"Action of Board. Feb 3-09- Petition found to be in form and the following viewers and engineer appointed to meet at the Auditor's Office Feb 13"1909, to Qualify:- Jas.T.Leak, John E. Vestal, John O. Kain, Engineer, ordered to report at March Term, 1909.

Alfred S.Lineinger, Pres. Pro Tem."

It is further ordered, and said Board does hereby appoint, as engineer, John 0.

Kain, who is a competent civil engineer, and, as viewers, James T. Leak and John E. Vestal,
each of whom are respensible freeholders and voters of said Hendricks County, Indiana,
and neither of whom is a resident or owner of taxable property in said Center Township.

And said Engineer and Viewers are ordered to meet at the office of the Auditor of
Hendricks County, Indiana, at Danville, Indiana, on the 13th day of February, 1909, at 10
o'clock A.M., and each take and subscribe an oath faithfully and impartially to discharge
his duties as required by law, and said engineer is ordered to execute and file with the
Auditor of said County his bond with good and sufficient sureties, payable to the State of
Indiana, in the penal sum of \$5000.00, conditioned for the faithful discharge of his
duties as such engineer, and said engineer and viewers are ordered after being duly
Qualified as aforesaid, to proceed to view said highway proposed and determine whether
it will be of public utility to grade, drain and pave said highway with stone, gravel or

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other road paving material, and build the necessary bridges, culverts and sewers thereon, and if they find said proposed improvement to be of public utility, then to determine the width and character of said proposed improvement, including the grading, draining and paving to be done, with complete plans and specifications of such improvement, and of all bridges, culverts and waterways reQuired thereon, together with the estimated cost of said proposed improvement, and said engineer and viewers are ordered to make report, to said Board of Commissioners at their regular March Term, 1909, of their determination in said matter in respect to said highway, whether said proposed improvement will be of public utility, and, if they find the same to be of public utility, to include in their said report their determination as to the width of said improvement, and the character of the same. including the grading, draining and paving to be done, with complete plans and specifications of such improvement and of all bridges, culverts and waterways required therein, and including an accurate description of the highway to be graded, drained and paved, together with their recommendations in respect to the paving material to be used, and the estimated cost of such improvement, and accompany said report with an accurate profile of said highway to be improved, showing by proper lines and figures the elevation thereof at each one hundred feet of its length and the changes to be made therein by excavations and fills, all of which is ordered and directed by the Board, and proceedings herein are continued.

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Officed Samainger Board Commissioners Hendricks County.

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Be It Remembered, that on the 6th.day of February, 1909, the Auditor of Putnam

County, Indiana, filed in the office of the Auditor of Hendricks County, Indiana, a transcript

which is in words and figures as follows, to-wit:-

. Motannay

Commissioners Court, February Term, 1909, First Day.

Greencastle, Indiana, Monday, February -1-1909.

The Board of County Commissioners met in regular session with the following members present: George Raines, A.M. Gardner and James E. Houck when the following proceedings were had to-wit:

Cause No.31: David B. Taylor et al., petition for improvement of the highway on the County line between Putnam and Hendricks Counties, Indiana:

Comes now David B. Taylor et al; and file their petition for the improvement of a public highway on the County-line between the Counties of Putnam and Hendricks and which said petition is as follows, to-wit:

State of Indiana SS:

Putnam County

Petition of David B. Taylor et al., for the improvement of highway. To the Honorable Board of Commissioners of Putnam County:

The undersigned petitioners which respectfully represent to the Board of Commissioners of said County, that they are freeholders and voters and residents and citizens of the township of Jackson of Putnam County, Indiana and of Marion Township, Hendricks County, Indiana, and they petition and ask that the public highway hereinafter described may be improved by grading, draining and graveling or macadamizing the same according to the provision of the statutes in such cases made and provided, which such highway asked to be improved as aforesaid is situated in and along and upon the line between Jackson Township, Putnam County, Indiana and of Marion Township, Hendricks County, Indiana and is described as follows, to-wit:

Beginning at the southeast corner of section twenty-five (25) township sixteen

(16) north, range three (3) west; thence north with the east line of section twenty-four

(24) of said township and range, to the northeast corner of said section twenty-four (24);
said line being the east line of Jackson Township, Putnam County, Indiana, and the west line
of Marion Township, Hendricks County, Indiana, said road is now thirty feet in width. The
highway asked to be improved being a United States mail route and connects at both its ends
with an improved gravel road. The estimated length of said proposed improvement of road is
two (2) miles. Your petitioners ask that said improvement be made in accordance with the
provision of the statutes in such cases made and provided and without submitting the Question
to the voters of Jackson Township, Putnam County, Indiana and Marion Township, Hendricks
County, Indiana, and that the width of said highway be thirty-three (33) feet and that the
material to be used to be gravel.

David B. Taylor, J. T. Oakley, George N. Smythe, W. E. Vannice, J. E. Gordon, J. W. Eggers, Hugh Thompson, Fred Crosby, H. E. Eggers, Jno. T. Jones, J. M. Stewart, John T. Higgins, J. Edward Cullipher, M. W. Stewart, T. W. Harris, Wm. M. Miller, Daniel M. Dodds, Reuben Walls, E. P. Bulion,

G.W.Eggers, Marshall Robins, J.W.Boner; J.F.Case, John N.Russel, H.M. Wilson, O.F. Bartlett, N. H. Bartlett, W. T. Dodds, W. N. New, C. A. Desney, H. S. Dodds, J. T. Blaydes, Joe Hoffe E.P.Blaydes, S.H.Blaydes, T.M. Sanders, Jessie Britton, Frank Underwood, J.W. Chadd, Willis Epperson, J.B. Stringer, James Golbreth, C.H. Stewart, Oscar Kent, John McFerren, Elisha Patrick, J.D. Algood, D.M. Vannice, J.W. Job, Ollie H. Robbans, G.N. Coffman, H.O. Barker, C.W. Granthan, M.C. Deckerson, A.E. Weller, C.W. Temple, C.W. Petro, N.B. Burmmers, C.E. Stewert, J.S. Cramer, O.E. Cramer, John F. Stevenson, J.S. Montgomery, John H. Bunten, William S. Harris, C. W. Sheets, J. H. Bunten, Jr., L. R. Christie, Sam Underwood, Jacob Ryner, J.W. Hearin, M.C. Shelton, G.W. Wise, Amos Shelton, S. Verdow, James A. Sharp, John Harris, W.R. Harris, N.B. Harris, V.H. Dale, P.T. Long, E.E. Mason, Bob Underwood, W.M. Buchanan, J.P. Stevenson, H.S. Pratt, J.F. Underwood, Joshua Graham, M.C. Underwood, Jacob Couch, Nathan Underwood, Robt. Pierson, H.S. Ragan, Harry Owens, C.I. West, Q.T. McCown, W.W. Graham, Dove Chadd, John H. Huffman, A. H. Barker, J. A. Chase. State of Indiana, SS: County of Putnam.

David B. Taylor, being sworn, upon his oath, says that he is a freeholder of a township on the above described highway asking to be improved and that said petition is signed by seventy five or more adult freeholders of the township of which said highway abuts and that not less than ten (10) of such adult freeholders are from and residents in each of the said abutting townships.

restrantered wandy he attempt of a stand sand band have David B. Taylor.

Subscribed and sworn to before me, this 18th day of January, 1909.

My comm.ex.May-4-1909.

C.C.Gillen, Notary Public.

The Board of Commissioners now proceed to hear said petition and affidavit read and also to hear other evidence on said petition and the court after hearing said petition, affidavit and evidence and being sufficiently advised find that said petition is signed by more than seventy-five adult resident free-holders of Jackson township, Putnam County, and Marion Township, Hendricks County, namely.

The Board finds that said petition is signed by lol adult freeholders of said township— The Board further finds that said petition is signed by more than ten adult resident freholders of that of said townships. The Board further finds that petition to be in all things proper and sufficient and in compliance with the law in such cases provided, and the petitioners hereby order it spread of record. It is hereby ordered by the Board that the Board of Commissioners of Hendricks County meet with this Board in joint session in the Commissioners room in the Court House in the city of Greencastle, Indiana on Saturday the 27th day of February, 1909, for the purpose of appointing an Engineer and two Viewers and to take such action necessary to be taken in this case, and it is further ordered and directed by the Board that at least fifteen days notice be given by

the Auditor to the Board of Commissioners of Numbrishs County of the presentation of this petition and the time and place of Joint session ophered herein and that the Auditor of Poinam County transmit a certified sopy of this order and of the petition filed herein, including the mames signed thereto and the affinests attached to the Auditor of Semiricke County, Indiana. And this names is county and the sentence.

County of Potnam

I,D.V.Woffest, Auditor in and for said County, do hereay certify the foregoing to be a true and complete copy of the record of the Regular February Term of the Board of Commissioners of Poinem County, Indiana, held on February let, 1909, Dance No. 30 and 31. John F.Stepenson at al and David B.Taylor at al, patitioners for the improvement of highways on the County line between the counties of Poinem and Rendricks, State of Indiana, as the same appears of record in my office.

Witness my hand and official real this 4th day of February, 1909.

(SEAL)

D.V.Meffatt, Suditor Potnes County, Indiana.

SE PROPERTY

Be It Remembered, that on the 6th day of February, 1909, the Auditor of Putnam County, Indiana, filed in the Office of the Auditor of Hendricks County, Indiana, a certified copy of Proceedings had in the Commissioners Court of Putnam County, Indiana, as follows, to-wit:-

Commissioners Court, February Term, 1909, First. Day.

Greencastle, Indiana, Monday, February -1-1909.

Board of County Commissioners met in regular session with the following members present; George Raines, A.M. Gardner and James E. Houck when the following proceedings were had to-wit: Cause No. 30. John F. Stephenson et al, petition for the improvement of highway on County line between Putnam and Hendricks Counties, Indiana.

Comes now John F. Stephenson et al. and file their petition for the improvement of a public highway on the Countylline between the counties of Putnam and Hendricks and which petition so filed is in words and figures as follows, to-wit:

State of Indiana, SS: County of Putnam,

In the matter of the petition of John F. Stephenson et al, for the improvement of highway. To the Honorable Board of Commissioners of Putnam County, Indiana.

The undersigned petitioners would respectfully represent to the Boari of Commissioners of said County that they are free holders and voters and citizens of the townships of Jackson and Floyd in Putnam County, State of Indiana and of the township of Marion in Hendricks County, State of Indiana, and they petition and ask that the public highway herein after described may be improved by grading, draining and graveling or macadamizing the same in accordance to the provision of the statutes in such cases made and provided which public highway ask to be improved as aforesaid is situated along and upon theline between Jackson and Frankfin township of Putnam County, State of Indiana, and Marion Township, State of Indiana, and is described as follows, to-wit:

Beginning at the northeast corner of section thirty-six (36) township sixteen (16) north, Range three (3) west; thence south with the east line of said section thirty-six (36) and the east line of section one (1) township fifteen (15) north, Range three (3) west to the southeast corner of said section one (1), said line being the east line of Jackson and Franklin township in Putnam County State of Indiana and the west line of Marion Township in Hendricks County State of Indiana. Said highway or roadprayed to be improved is now thirty (30) feet in width and connects at both its offsits on ends with an improved free gravel road. The estimated length of said proposed improvement of highway is two (2) miles, your petition ask that said improvement be made in accordance of the provision of the statutes in such cases made and

provided, and without submitting the Question to the voters of said Jackson and Franklin township, Indiana, and of said Marion Township, Hendricks County, Indiana, and we recommend that the width of said highway be thirty-three (33) feet and that the material to be used thereon be gravel.

Vacattant.

John F.Stevenson, L.R. Christie, J.F. Underwood, Jr., David Chadd, B.M. O'Brien, E.E.

Mason, H. Curry, Amos Shelton, C.W. Shetts, R.S. Ragan, I. Underwood, Marshall Robbins, Robt. Pierson,
G.W. Wise, M.C. Shelton, Perry Canada, W.I. Underwood, Henry Hurst, A. H. Barker, H. H. Faught, M.C.

Underwood, Jacob Ryner, J.W. Heavin, S. Verdow, Jas. A. Sharp, John Harris, W.R. Harris, N. Harris,
James H. Dale, P.T. Long, W.M. Buckhanan, J.P. Stevenson, H.F. Fratt, J. Graham, Jacob Couch, Nathan

Underwood, Harry Owens, C.I. West, J.T. McCoun, W.W. Graham, Willism Harris, John H. Huffman,
J.S. Montgomery, J. H. Hays, David B. Taylor, Frank Underwood, Ed Wilson, John Poff, D. D. Eggers, D.S.

Walton, U.G. Martin, Virgil Harris, D.T. Hürst, C.C. Wilson, W.N. Fiscus, James T. Bugg, O. E. Everman,
John Lydick, Elisha Patrick, J.P. Christie, C. H. Stewart, H.W. Timmons, E. C. Timmons, G.W. Pickett,
Bert White, J.W. Walton, M.E. Stewart, T.W. Harris, Wilbur Grantham, J.B. Stringer, S.B. Mills, J.W.

Eggers, J.I. Cramer, J.M. Stewart, J.E. Cullipher, T.S. Algood, Jim Galbreth, Marshall Robbins,
C.E. Stewart, John T. Jones, J. F. Case, O. M. Petro, C.M. Petro, H.E. Eggers, Hugh Thompson, George N.

Smythe, J.E. Goodson, J.T. Oakley, A.E. Weller.

State of Indiana

State of Indiana SS:

Frank Underwood, being sworn, upon his oath says that he is a freeholder of a township abbutting on the above highway asked to be impoved and that said petition is signed by seventy-five (75) or more adult freeholders of the townships on which said highway abuts and that not less than ten (10) of such adult freeholders are from and reside in each of said abutting townships.

Frank Underwood.

Subscribed and sworn to before me, this 18th day of January, 1909.

My comm Ex.May-8-1908. (SEAL)

C.C.Gillen, Notary Public.

And the Board of Commissioners now proceed to hear such petition and affidavit read and also hear other evidence on said petition, and the court after hearing said petition, affidavit and evidence and being sufficiently advised find that said petition is signed by more than seventy-five adult resident freeholders of Jackson and Floyd Townships in Putnam County and Marion Township in Hendricks County, Indiana, namely viz:

The Board finds that said petition is signed by ninety-two (92) adult freeholders of said townships. And the Board further finds that said petition is signed by more than ten (10) adult resident freeholders of each of said townships, and the Board further finds ten (10) adult resident freeholders of each of said townships, and the Board further finds said petition to be in all things proper and sufficient and in compliance with the law in such cases provided and the petition is hereby ordered spread of record.

It is hereby ordered by this Board that the Commissioners of Hendricks County meet with this Board in joint session in the Commissioners Court Room at the Court house in the city of Greencastle, Indiana, on Saturday the 27th day of February, 1909, for the purpose of appointing an Engineer and two viewers and to take such other action necessary purpose of appointing an Engineer and two viewers and directed by this Board at least to be taken in this case. And it is further ordered and directed by this Board at least

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fifteen (15) days notice be given by the Auditor to the Board of Commissioners of Hendricks County of the presentation of this petition and the time and place of joint session ordered and that said Auditor of Putnam County transmit a certified copy of this petition and of the petition filed herein including the names signed thereto and the affidavit attached to the Auditor of Hendricks County Indiana. And this cause is continued.

. no ktore

State of Indiana SS: County of Putnam

I,D.V.Moffett, Auditor in and for said County, do hereby certify the foregoing to be a full and true and complete copy of the record of the Regular · February Term, of the Board of Commissioners of Putnam County, Indiana, held on February 1st., 1909, Causes No's 30 and 31- John F. Stepenson et al., and David B. Taylor et al, petition for the improvement of highways on the county line between the counties of Putnam and Hendricks, State of Indiana; as the same appears of

Witness my hand and official seal this 4th day of February, 1909.

D.V. Moffett, and I was a land of the land

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(SEAL)

Auditor Putnam County, Indiana.

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Be It Remembered, that on this Monday February 8th., 1909, the Board of Commissioners of Hendricks County, Indiana, are convened in special session, pursuant to a summons issued by the Auditor of said County.

Present, E.M. Murphy, Alfred S. Lineinger and Harry E. Sanders? all members of said Board.

The following proceedings were then had, to-wit:-

In the matter of the petition of A.A.Ross et al) for Improvement of Highway by taxation.

Come now Hadley & Cummins, contractors for the construction of the above entitled improvement, and present to the Board a new Bond in lieu of their former bond filed herein, which bond is approved by the Board and is in the following words and figures, to-wit:-

Bond of Construction.

Know all men by these presents that we, Walter G. Hadley and C.R. Cummins, under the firm name if Hadley & Cummins, as principal, and the United States Fidelity & Guaranty Company, as surety, the said principals being residents of Hendricks County, Indiana, and the surety being resident of Baltimore, Maryland, are firmly bound unto the State of Indiana in the penal sum of Twenty three thousand and no/100 (\$23000.00) Dollars, for the payment of which, well and truly to be made, we bind ourselves, our successors, legal representatives and assigns, this 8" day of February, 1909.

The conditions of the above obligation is such that, whereas, the above named Walter G. Hadley and C.R. Cummins, under the firm name of Hadley & Cummins, have entered into a contract with the Board of Commissioners of Hendricks County, Indiana, under date of September 7th, 1908, to build and construct and furnish the labor and materials for the construction of the A.A.Ross et al Road in Washington Township, in said County and State, now, therefore, if the said Walter G. Hadley and C.R. Cummins shall well and faithfully do and perform the said contract in all respects according to the plans and specifications and profile and conditions specifiedin said contract and furnish the labor and materials as provided therein, then the above obligation shall be null and void, otherwise to remain Walter G. Hadley in full force and effect.

C.R. Cummins

United States Fidelity and Guaranty Company by Foster and Messick, Gen. Agts.

(SEAL)

State of Indiana

County of Hendricks SS:

Personally appeared before me, a notary public in and for said County and State, Walter G. Hadloy and C.R. Cummins, who acknowledged the execution of the above and foregoing bond for the mses and purposes therein expessed.

Witness my hand and notarial seal this 8" day of February, 1909. Carey W. Gaston, Notary Public. (SEAL) My commission expires September 24th, 1911.

Accepted and approved by the Board of Commissioners of Hendricks County, Indiana, this 8" day of Feb. 1909. reduced Living characters and the required Alfred S.Lineinger Harry E. Sanders, Board of Commissioners of Hendricks County, Indiana. start and the anti-real in a fit respectively and market and the first and and another afaire ben and and and the Lorent two tour tops of the affect the month of the o observed television, blev biss first ed liber nobes the ever sharing a distanced ber ivers Ordered that the Board adjourn.) Board Commissioners Hendricks Co. or to the bon without to the first of the bullet of the bond of the bonds of the bonds of the bonds. mate ever him were a day to destinate had bell elvelope, and entire or the term of the . Door, reasons to water and all discontinued the Caray W. darken, Wotany Prolice, Linkely

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Monday Morning, March 1st., 1909.

The Board of Commissioners of Hendricks County, Indiana, met in regular Session at the Commissioners Court Room, in the town of Danville Indiana, this March 1st., 1909, it being the first Monday of said Month.

Present: Elbert M. Murphy, Alfred S. Lineinger and Harry E. Sanders, all members of said Board.

The following proceedings were then had, to-wit:-

In the matter of the petition of

William A.McDaniel, and others, for the

improvement of a public highway.

Be It Known that on this the 1st.day of March, 1909, the Board of Commissioners of Hendricks County, Indiana, are met in regular session at their usual place of meeting in the Court House in the town of Danville, said County and State aforesaid.

And now comes William H. Nichols, the Auditor of Said County, and produces the affidavit of Julian D. Hogate, editor and publisher of the Republican, a public weekly news-paper of general circulation printed and published in the town of Danville, Hendricks County, Indiana. Said affidavit being in the words and figures following to-wit:- (Here Insert). And from which affidavit it appears that notice of the time and place of receiving bids for the construction of the improvement proposed in the foregoing entitled cause was duly published in said news-papers for three consecutive weeks, the first of which publications was on the 4th day of February, 1909, and the last on the 24th day of February, 1909. A copy of which notice so published being attached to said affidavit and reading as follows to-wit:-(H.I.).

Said Auditor also produces the affidavie of J.H. Fox, business manager of The Indianapolis Star, a daily news-paper of general circulation throughout the State of Indiana, printed and published in the city of Indianapolis. Said affidavit being in the following words and figures, to-wit:- (H.I.).

And from which affidavit it appears that notice of the time and place of receiving bide for the construction of the improvement prayed for in the foregoing entitled cause was duly published in said news-paper on the 4th day of February, 1909, and more than two weeks prior to the date fixed in said notice for receiving said bids. A copy of which notice so published as aforesaid being attached to said affidavit and being in the words and figures following, to-wit:- Here Insert)-

And from all of which affidavits and copies of notices it appears, and the Board so finds, that due notice of the time and place for receiving sealed proposals for the making of said improvement had been given by said Auditor as provided by law.

And the hour of ten o'clock A.M. having arrived, the hour of said day up to which it was provided in said notices that sealed bids would be received by this Board work, the Board finds, upon examination of all proposals submitted, which proposals so submitted were all opened in the presence of the bidders submitting them, that the following named persons, with the amount bid, did submit sealed proposals:-

Felix Jones, in the sum of \$9187.00

Goff Kleyla Construction Company \$8989.00

Holloran & Haverstick \$970.00

Jenkins & Davis \$9399.00

L.R. Hiatt \$8619.00

The Board further finds that each bid is in due form and accompanied by bond and affidavit as provided by law and in the notices of the receiving of bids for said improvement.

And the Board further finds that the entire cost of said improvement including the lowest of the bids aforesaid received, and the expenses incurred in the per diem of the Engineer and Superintendent, is the sum of Nine Thousand Four Hundred dollars (\$9400.00); that the total indebtedness of the of the Townships of Union and Middle, the townships in which said road to be improved by these preceedings is located, including all the costs and expenses of this improvement and all bonds heretofore issued for the building of free gravel or macadamized roads, will not exceed four per centum of the total assessed taxable valuation of the property of said townships.

The Board further finds that the contract for said imprevement should be awarded and that the bid of L.R. Hiatt, he being the lowest responsible bidder and his bid being less than the estimated cost of said improvement, should be accepted; and that the bonds of the County should be issued and sold for the purpose of raising the money necessary to pay the costs of said improvement.

It is therefore ordered by the Board that the bid of the said L.R. Hist be, and the same is now duly accepted by this Board, and that the contract for said improvement be, and the same is now awarded to the said L.R. Hiatt.

And the bend of the said L.R. Hiatt, with good and sufficient sureties and conditioned for the faithful performance of the work in accordance with the profile and report and the plans and specifications therein set forth, and in the sum of \$18000.00, and which is a sum more than double his bid, is now duly approved by this Board. Said bond and the approval written thereon is in words and figures following, to-wit:-

Know all men by these presents, That we, the undersigned, L.R. Hiatt as principal, and the United States Fidelity & Guaranty Company, as surety, of Plainfield, Indiana, are firmly bound unto the State of Indiana, in the penal sum of Eighteen thousand, (\$18000.00) Dolars, for the payment of which, well and truly to be made, we bind curselves, jointly and severally, and cur joint and several heris, executers, administrators and assigns, firmly by these presents, this 26th day of February, 1909.

The conditions of the above obligation are such, that, whereas, the Board of Commissioners of Hendricks County, Indiana, is about to let a contract for construction of the William A. McDaniel et al Road, in Middle and Union Townships, Hendricks County, Indiana.

And whereas, the above named L.R. Hiatt, has filed a bid for said work with the Auditor of the County:

Now, Therefore, if the said Board of Commissioners shall award him the contract for said work, and the said L.R. Hiatt, shall promptly enter into a contract with said Board of Commissioners for said work, and shall well and faithfully do and perform the same in all respects according to the plans and specifications adopted by the Board of Commissioners and according to the time, terms and conditions specified in said contract to be entered into, and shall promptly pay all debts incurred by him in the presecution of said work, including labor, materials furnished, and for boarding the laborers thereon, then this obligation shall be void; otherwise to remain in full force, virtue and effect.

The United States Fidelity (Seal)

and Guaranty Company of

Baltimore, Maryland,

By John E. Messick, Atty-inFact

State of Indiana, Hendricks County, ss:

Before me, Carey W. Gaston, a notary public, in and for said County, personally appeared L.R. Hiatt and acknowledged the execution of the foregoing instrument for the uses and purposes therein mentioned.

Witness my hand and notarial seal, this 26" day of FebruaryA.D., 1909.

My Commission expires Sept.24-1911.

Carey W. Gaston,

Notary Public.

Accepted and approved Marchl, 1909,

E.M. Murphy)

Alfred S. Lineinger)

Board of Commissioners of Hendricks County.

Attest: Wm.H. Nichols, Auditor Hendricks County.

State of Indiana, Marion County, ss:

Before me, a Notary Public in and for said County and State, personally appeared John E. Messick, who being by me duly sworn upon his eath did dispose and say that he is the Attorney-in-fact of the United States Fidelity and Guaranty Company, of Baltimore, Maryland; that he knows the corporate seal thereof; and that the seal affixed to the within bond is such seal;

That the said John E. Messick signed the Bond as Attorney-in-fact of said Company in accordance with a resolution passed at a meeting called and held by the Board of Directors of the said United States Fidelity and Guaranty Company, at ots Home office in Baltimore, Maryland? under the date of February the 29th, 1904.

Witness my hand and notarial seal this 26th day of February, 1909.

My Commission expires Jan 1st, 1912.

Mary Gray,

Notary Public.

The bid of the said L.R. Hiatt having been accepted and his bond duly approved by this Board, said Board does now enter into a contract with the said L.R. Hiatt for said improvement, and which contract duly signed by the sai L.R. Hiatt and the merbers of this Board as the Board of Commissioners of Hendricks County, is in the words and figures following, to-wit:

This agreement, made this 1st day of March, 1909, between L.R. Hiatt, the first party, and the Board of Commissioners of Hendricks County,

Indiana, the second party, is that said first party agrees to furnish the materials and labor and build and construct the Wm. A. McDaniel et al Road in Union and Middle Townships in said Hendricks County and State of Indiana, complete according to plans and specifications and profile on file in the office of the Auditor of said County, which plans and specifications and profile are made a part of this contract.

Said second party agrees to pay said first party dor said work the sum of eighty six hundred and nineteen and no/100 Dollars in cash when said work is completed according to the terms of this contract.

Said first party agrees to have said work completed on or before the 1st day of December, 1909.

The first party agrees to save the second party harmless from any damages occasioned by the construction of the said road.

The second party agrees to pay the first party for the construction of the said road upon estimates furnished by the engineer of construction accompanied by a verefied bill filed by the first party for 80% of the amount of said estimates.

E.M. Murphy,

L.R. Hiatt,

Alfred S. Lineinger,

The first party.

Harry E. Sanders,

Board of Commissioners, The Second Party.

Whereupon the Board does now appoint Noah Wright, a resident of Union Township, superintendent to supervise the construction of said road according to the plans, profile and specifications filed by the engineer and viewers, and he is ordered and directed by this Board to file his Bond as such superintendent in the sum of \$5000.00, conditioned for the faithful disgharge of his duties as such superintendent.

And the duly appointed and acting engineer heretofore appointed in these proceedings is now hereby ordered by this Board to execute his bond in the penal sum of \$6000.00, conditioned for the faithful discharge of his duties as such engineer.

And now it is further ordered by this Board that the bonds of Hendricks County, Indiana, be issued and sold for the purpose of raising money to pay the costs of said improvement; that said bonds be issued in a total sum of Nine Thousand Four Hundred Dollars and in series of

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Respectfully submitted,

John O. Kain,

J.C. Clay,

D. M. Jones,

Viewers.

Subscribed and sworn to before me this, the 1st day of March, 1909.

WM. H. Nichels,

Auditor Hendricks County.

Endorsed on back as follows:

Filed March 1st, 1909.

WM. H. Nichols,

Auditor Hendricks County.

Action of Board. March 1st, 1909. Supplemental Report approved.

E.M. Murphy, P.B.

And upon the motion of the petitioners herein, this cause is now submitted to the Board of County Commissioners for their further consideration and action.

And Board of County Commissioners having further examined said report and profile and being fully advised and informed in the premises now finds the same to be in due form and sufficient and that ther are no infants, idicts or persons of unsound mind owning real estate that will be affected by the proposed improvement of said highway as shown by the report and profile herein, nor are there any other persons or corporations that have made written claims for any damages of account of the improvement of said highway as reported by said report and profile. Said report filed being as follows, to-wit:

State of Indiana, Hendricks County, ss:

In the Commissioners Court, February Term, 1909.

In the matter of the petition of

James W. Todd et al, to improve a public

highway in Center Township, Hendricks County, Indiana.

To the Honorable Board of Commissioners of Hendricks County, Indiana.

We, the undersigned Viewers and Engineer, appointed by your Honorable Body, under the "Provisions of an Act of the General Assembly of Indiana, approved March 8th, 1905, and all amendments thereto", to view, make all needful surveys of the road described in the petition of James W. Todd et al, and herein after described, determine the manner of said improvement in detail, estimate the costs thereof, and prepare profile, grading, culverting, sewering, ditching, draining, bridging and surfacing said proposed improvement of said highway, respectfully report:-

That pursuant to the notice served on us, we met on the 8th day

of January, 1909, at the office of the Auditor of Hendricks County, in the town of danville, Indiana, and after taking and subscribing an oath faithfully and impartially to discharge the duties under our respective appointments, and as such Viewers and Engineer, we proceeded to the vicinity of the proposed improvement, of the locality in which said proposed improved road is located, of the needs of the public for this proposed improvement as a facility for travel, and did make the necessary surveys of the same, together with profile, drawings, plans, and specifications, and found that the material for the roadway should be hard crushed, screened limestone with a top dressing of limestone screenings as detailed in the specifications and exemplified in thedrawing entitled "Cross Section of Road Bed," from station "O" to station 71 ½ 35 ft. and from a point 241 feet east of station 71 ½ 35 ft. to the southern terminus with gravel as detailed in the specifications.

We find that the proposed improvement, in accordance with the profile, drawings plans and specifications, herewith filed, will be of public utility and convenience and that the costs of constructing the same will be less than the benefits derived therefrom; that we have laid out said proposed highway along the route hereinafter described and to the width of thirty feet and specified in the specifications herewith filed. That the aforesaid profile shows the elevation of the center line of said proposed road, at the end of each one hundred feet, and that said profile, drawings, plans and specifications provide for all the details of the improvement of said road. Said profile, drawings, plans and specifications describe in detail the sizes, materials to be used and the methods of construction of the road bed, bridges, culverts, sewers, ditches, drains and macadam required therein and likewise provide the quality of each and every kind of material, and all things necessary to make a complete macadam road; that all drawings, plans, blue-prints and specifications, together with the profile are made by us nd herewith filed and made a part of this report.

The following is a description of the route over and upon which said improvement is to be located: - Commencing at a point in the Joshua Blanton free gravel road in Center Township, Hendricks County, Indiana, at a point about 55 rods South and 10 rods East of the North East corner of the South East quarter of Section 25, Township 16 North Range 1 East, at the North West corner of W.H. Frisbie's land and running thence South 1 degree and 53 minutes West 1341, 1/4 feet to a stone; thence South 84 degrees and 37 minutes West 221, 85/100 feet; thence South 2 degrees and 20 minutes West 296, 15/100 feet to the North East corner of Section 36, Township 16 North Range 1 West; thence South 2640, 5/100 feet to the East half mile stone of said Section 36; thence South 2635, 7/10 feet to the South East corner of said Section 36; thence East of the North line of Section 6, Township 15 North Range 1 East 241 feet; thence South 1 degree and 52 minutes West 5009, 1/2 feet, terminating in a free gravel road on the South line of said Section 6. We find the total length of the proposed improved highway to be 12389, 1/2 lineal feet, however we find that this proposed highway passes over and along the Higgins Macadam Road for a distance of 241 feet, from station 71 1 35, leaving the total length of this proposed highway needing improving to be 12144, 1/2 feet, which is less than three miles. All of said bearings and distances being the center line of said proposed improved high-way.

We find that no damages on account of the construction of the foregoing described proposed highway will accrue to any one.

We estimate the total cost of the proposed improvement to be \$7945.42.

John O. Kain, Engineer.

J.C. Clay, Viewer.

D. M. Jones, Viewer.

SuBscribed and sworn to before me, this 19th day of February, 1909.

WM. H. Nichols, Auditor.

In the matter of the petition of James
W. Todd et al, to improve a public highway
in Center Township, Hendricks County, Indiana.

Specifications for the construction of the James W. Todd, et al, road in Center Township, Hendricks County, Indiana, under the "Provisions of an Act of the General Assembly of Indiana, approved March 8th, 1905, and all amendments thereto," by cleaning, grubbing, grading, culverting, sewering difching, draining, bridging and macadamizing with crushed limestone, the above named Road as described in our report.

GENERAL SPECIFICATIONS.

- 1. Intention. It is intended that these specifications, drawings, plans, blue prints, and profile, with all figures and writings thereon, and herewith filed, shall provide for a road complete in every respect, and any error or omission in the profile, plans, drawings, blue prints or specifications shall not release the Contractor from constructing a road complete in all its details, any work done or materials furnished on account of any error or omission as aforesaid shall be done and furnished by the Contractor under his contract, without any additional compensation.
- 2. Board. Whenever the word "Board" is used, it shall be understood as referring to the Board of Commissioners of Hendricks County, in the State of Indiana.
- 3. Engineer. Whenever the word "Engineer" is used, in these specifications it shall be understood as referring to the Engineer in charge of the work duly appointed by the Board, or to his deputy or assistant.
- 4. Superintendent. Whenever the word "Superintendent" is used, it shall be understood as referring to the regular appointee of the Board, as provided by law, and who is not to be related to the contractor on the work herein contemplated, or interested in any other business affairs with the Contractor, and who is to receive no compensation from the contractor for any service or labor performed on the work herein contemplated, and who is under the

direction of the Engineer.

- 5. Contractor. Whenever the word "Contractor" is used, it shall be understood as referring to the party or parties, who shall enter into an agreement to execute and perform all or any part of the work as herein specified and contemplated, or to the authorized representative of said party or parties.
- 6. Disagreement. Should there be any difference of opinion or disagreement, between the Contractor and Superintendent, concerning the interpretation of the profile, plans, drawings, blue prints and specifications, or concerning the quantity or quality of the materials furnished, or as to the character of the work, the same shall be submitted to the Engineer and the decision of the Engineer shall control and the Contractor shall proceed with the work in accordance therewith.
- 7. Change of Plans. The Engineer shall have the right to make any change or alteration in the plans and specifications that the Engineer and Superintendent may deem advisable, any such change not increasing the cost of labor or material; but the Contractor shall not proceed with such alterations without the profile, plans, drawings, blue prints and specifications shall have been amended by the Engineer. In any event additional expense shall not be incurred, and no claim whatever will be allowed for extra labor or material furnished over and above the contract price.
- 8. Inspection. All materials and workmanship of whatever description shall be subject to inspection and rejection by the Superintendent and Engineer in accordance with the intentions of these specifications. In case of the Superintendent accepting any material or workmanship and the Engineer afterwards rejecting the same, the decision of the Engineer shall control and be final, as the decision of the Engineer on any and all subjects is to be final.
- 9. Superintendence. The Contractor shall give his personal attention to the work at all times, or have some competent person all the time on the work authorized to act for him. After the work is once begun, the Contractor shall at all times employ a sufficient force of men to insure the completion of the work within the time specified, and all necessary materials must be ordered in time for their delivery on the ground by the time they are needed.
- 10. Sub-Contractors. No part of the work shall be assigned or sublet to any person or persons, without the consent of the Beard, and if any part is so assigned or sublet, it shall not in any wise affect the conditions and provisions of the contract.
- 11. Dectective Work. In case of the refusal or neglect of the Contractor to remedy and make good any defect in material or workmanship promptly, when so requested, and within the time required, such may be done by the Engineer, and the cost thereof deducted from any amount due, or which may become due, the Contractor.

If, at any time previous to the final acceptance of the work, any of the materials furnished, or labor performed, shall have proved defective or insufficient to a certain degree, and it shall be deemed not advisable by the Engineer to order such parts reconstructed, the Engineer shall determine the equivalent reduction to be made in the

contract amount.

12. Plans. All drawings prepared by the Engineer in connection herewith, with al notes, dimensions, figures, writings thereon or thereto attached, etc., shall be considered a part of the specifications, and in the event of any discrepancy between the drawings and specifications the matter shall be referred to the Engineer for adjustment, and his decision shall be final. On all drawings, including the profile, figures shall be used in preference to scale measurements.

In the event of any error existing in the amount of cuts and fills as indicated on the profile, it is understood that the cuts and fills shall be sufficient to bring the sub. grade to agree with a grade established by making the respective cuts or fills, as the case may be, at the breaks in the grade, and then by making a continuous grade from break to break. 13. Materials. All materials used throughout the work shall be the best of their respective kinds, and the work shall be done throughout in a workmanship like manner, according to the designs and intentions, whether particularly specified or not, but which may be inferred from the specifications. 14. Indemnity. The Contractor shall keep Hendricks County free and harmless from the payment of any and all damages, costs, expenses, royalties, patent fees, attorney fees, or any sum of money whatever, by reason of any action, claim, demands or proceedings, arising out of any infringement or alleged infringement, or use of any patent or patented devise, article, system or arrangement, that may be used by the Contractor in the execution of his work.

And the Contractor will be required to indemnify and save harmless Hendricks County, Indiana, from all suits or actions of any kind or description brought against the County for or on account of any injuries or damages received or sustained by any person or persons in the work of construction or by or in consequence of any neglect in guarding dangerous places, or in any impreper materials used, or by or on account of any act of omission or commission of the Contractor or his agents.

15. Acceptance. None of the work will be finally accepted until the whole is completed and ready for acceptance, and any defective materials or workmanship which may have been temperarially passed or overlooked shall be corrected at any time on the demand of the Engineer. Any inspection of the work will not relieve the Contractor of any of his obligations to construct, in a first class manner, all of the work herein described and contemplated.

16. Bills. Before the final acceptance and the second contemplated.

16. Bills. Before the final acceptance of the work or release of his bond, the contractor must satisfy the Board that all bills for materials and labor have been paid.

17. Protection. The Contractor will be required to guard the public effectually from liability to damage or accident in consequence of his operations during

the whole progress of the work.

The Contractor shall also make provisions for the ordinary traffic on the highway, so as to discommode the public as little as possible.

18. Other Contractors. The Contractor for any part of this work shall at an early date, put himself in communication with other contractors, if there be such, so as to promote harmony of action; any difference of opinion between such Contractors being arbitrated solely by the Engineer.

19. Risks. All risks as to floods, storms, damage to materials in place, or work done and the like, as well as casualities of every nature pertaining to the work until final acceptance thereof, are at Contractor's risks.

20. Time of work relative to weather conditions of other highways. Whenever the weather conditions are such, or the conditions of other highways, over which material has to be transported, that in the opinion of the Engineer, the best interests in the work herein contemplated, or the damage to said other highways is unnecessarily great, the Engineer may stop operations temporarily, until such conditions have improved satisfactory to the Engineer.

SPECIFIC SPECIFICATIONS.

Profile. The profile represents the elevations of the center line of the readway, the elevations having been taken at the end of each one hundred (100) feet, with a certain number of plus stations, from the point of beginning. The grade line established represents the elevations of the center line, at the same points as the elevation, that the readway shall be raised or lowered to, being referred to as the sub-grade and before materials is placed thereon. As the profile only shows the elevations along the center line of the readway, bidders and contractors shall carefully examine the readway and determine for themselves the elevations of the sides of the readway, and the amount of cutting and filling necessary to reduce them to the grade line.

Route. The route, length and width of this road are as heretofore set forth in the report of the viewers and according to the plans herewith submitted.

Roadway. The right of way of said road shall be thirty feet wide, except where cuts and fills require a greater width, at all such places the right of way shall be sufficiently wide to preserve a sub-grade eighteen (18) feet widw, exclusive of the side ditches and also to allow the banks or sides of cuts and fills to be on the slope as the same herein specified. Whenever, in the opinion of the Superintendent or Engineer in charge, a change in the location of the road from the locations described herein will avoid an abrupt hollow or other natural obstacle and be, in the opinion of the Engineer, of great and everlasting good to the road, then and in that case the right of way may be shifted to the right or left as he may order; Provided always, that the damages and costs of such change shall not exceed the benefits thereof and provided further that such change shall not increase the cost of construction of said road.

The right of way shall be grubbed its entire length of all obstruction and the same entirely removed, except in the case of landmarks or witness trees, which shall

be carefully protected in their original positions. Where shade trees do not impede the travel or cause damage to the road they may be left standing at the discretion of the Engineer.

The center line of the right of way shall follow along and coincide with the center line of the road as described in the report, except as above provided for in case of change of locations of the road. All angles shall be turned as provided for in the diagram on the profile and in accordance with the directions of the Engineer.

Road-Bed. The road bed shall be eighteen (18) feet wide, measured at right angles to the center line of right of way and shall conform as nearly as practical to said center line. The road shall be made to conform to the profile and drawing entitled "Cross Section of Road-bed", and said road bed shall be made smooth and compact before the macadam is placed thereon, by rolling with an eight ton road roller until the same is compact and solid to the acceptance of the Engineer.

Ditches. Ditches shall be excavated along both sides of the entire line of road. The depth in no case to be less than eighteen inches, measured from the shoulder of the grade, and eighteen inches at the bottom with side slopes of one (1) to one(1). All ditches must present a regular and uniform appearance. The fall of the ditches shall conform to the general slope of the country and must be so constructed as to lead all of the water from the road to the nearest outlet, unless otherwise provided by the profile.

All ditches now in said road between the ditches as specified and required to be constructed for the drainage of the road, shall be filled up, and made so compact that the water will not follow or wash them. Grade. The grade line (the red line) of the profile shows the grade of the sub-grade of the road bed, and the top surface of the road bed must be made to conform to said grade line, making cuts and fills of the depth shown on said profile. However, in the case of discrepancy between the cuts and fills as shown on the profils, and the cuts and fills necessary to bring the sub-grade to the grade line established by making the required cuts or fills, or whatever may be required, if anything, at both ends of a continuous grade, such continuous grade to be maintained between the breaks. After the grading is completed the road bed shall be rolled with an eight-ton road roller until the same is solid and compact to the acceptance of the Engineer. The roller shall be either propelled by its own power or by norse power, the use of a roller pulled by a traction engine will not be allowed.

The Contractor shall complete his grade for a distance of at least 1200 feet, and the same shall be rolled and accepted by the Engineer

before material is placed on such 1200 feet of read, or any part thereof and the Contractor shall keep the read bed perfectly smooth and compact in advance of the stone.

Excavations. All cuts shall be excavated to a width of twenty-seven feet at the sub-grade.

The slope of all cuts shall be one (1) to one (1).

Embankments. All embankments or fills shall be eighteen feet at the sub-grade and the sides shall have a slope of one (1) to one (1). The Contractor shall in addition to making a roadbed for the extra material as exemplified in the drawing on the profile, and the placing of extra material therein provided for, make easy approaches to all intersecting roads.

An allowance of ten per cent must be made for all shrinkage en all fills of more than twelve inches.

Sewers and Culverts. Sewer culverts shall be constructed along the line of the read at such places and of such sizes and materials as shown on the profile. The concrete to be of the same quality, proportion and mixture as hereinafter provided for the bridges. The headers or walls at the ends of the sewers shall be reinforced with two lines of one-half inch twisted or corrugated bars above the sewer openings and by two like bars below such openings and the bars to come to within two inches of each end of the headers or walls. The headers shall be twelve inches thick at the bottom and battered to ten inches at the top and shall extend twelve inches above the openings for the sewer pipes and shall extend eighteen inches below such openings, the headers for 12 inch pipes or sewers shall be six feet long, 30 inch pipes or sewers seven and one-half feet long, 36 inch pipes or sewers shall be eight feet long. All outlets and inlets shall be so constructed that no water shall stand in or about the sewers.

Bridges. At points indicated on the profile for the same, shall be constructed bridges of the length of span, width of read way and of the various detailed dimensions as shown on the plans attached to the profile and in accordance with the specifications.

Foundations. The excavations for abutments shall be to such depth as are indicated on the drawings attached and as will be staked out by the Engineer. The Contractor shall construct suitable cofferdams, if necessary and ordered by the Engineer, water shall be entirely excluded therefrom during the placing of concrete.

Concrete. The concrete shall be composed of one part American Portland Cement, the brand to be named by the Engineer, to two parts of approved clean sharp sand and three parts clean hard limestone, the largest pieces which shall pass through a two inch ring.

Stone. The stone shall be a good quality of hard, crushed, screened limestone, free from dirt and other fine material, except stone dust, and shall be of sizes that the largest pieces shall pass through a two inch ring.

Cement. The cement shall be a good quality of American Portland Cement, the brand to be designated by the Engineer, and shall pass the customary standard tests.

Mixing. The cement and sand shall be mixed dry by turning at least twice, if hand mixed, in the repoportion of one part cement to two parts sand, then mixed sand and cement shall be mixed with the stone dry by turning at least twice, combined as aforesaid, measured by volume loose, sufficient water to be then added to make a mixture as wet as consistent with satisfact place and results, which shall be turned at least twice. The whole mass to be placed immediately

tamped and spaded.

Placing. The concrete shall be placed in layers not exceeding six inches in thickness.

Facing. The concrete next to the forms shall be spaded with a spade or manipulated with some other tool so that the stone will be prevented from touching the forms, a smooth face to be secured without plastering. Forms on a exposed faces shall be removed in time so that the face of the concrete may be rubbed and brushed to remove timber markings and the surface to be covered with wet canvas, the canvas to be wet daily for at least five days. Steel Bars. The steel bars used shall be twisted or corrugated iron bars, sizes as indicated on the plans, and shall be free from rust, scales or paint and shall be embedded to a depth of at least two inches at the end and otherwise as indicated on the plans.

Forms. Rigid forms and centerings shall be provided to receive the concrete and hold it in place until firmly set. The forms supporting the floor shall remain until the Engineer authorizes its removal. The timber forms in centact with exposed faces of concrete shall be finished to a perfectly smooth surface, so that no mark of imperfection shall be on the work. Forms shall extend to the bottom of the concrete in all foundations.

Cleaning Up. The Contractor shall remove all false work and all surplus material from the bridge sites, and shall also remove all dirt, gravel, sand and other materials and substances down to a level with the water line from abutment to abutment, the entire length of the same.

Inspection. All materials shall be subject to the inspection and approval of the Engineer and Superintendent and any material by them or either of them, condemned shall be removed from the work by the contractor on notice from the Engineer: The Engineer shall set all stakes and determine all grades, level and elevations.

Macadam. For a width of nine feet, four and one-half feet on each side of the center line of road, the road shall be covered with good, hard, crushed, screened limestone, suitable for first class road building purposes and acceptable to the Engineer, from station "0" to station 71 - 35 ft. Said stone to be free from dirt and all other foreign and delecterious material and range in size from one-half inch to two inches in diameter. Such stone to be placed eight inches thick and between boards properly lined. The embankment indicated on the "Cross Section of Road-bed" is to be placed before said boards are removed. Said boards shall remanr in place until the Engineer or Superintendent is satisfied that the required amount of stone has been placed on the road. After the acceptance of this work by either the Engineer or Superintendent, said boards shall be removed and such stone shall be rolled. First the Contractor shall run the roller along on each embank ent, as close to the shoulder of the grade as may be done

without unnecessarily injuring the shoulders of the ditches, then the stone is to be thoroughly relied to the satisfaction of the Engineer. All rolling of the sub-grade, stone and finished surface to be done with an eight ten read relier as hereinbefore provided. After the satisfactory rolling of said stone there shall be placed on such relied stone hard, clean limestone screenings to a thickness of two inches, the same to be leveled and smoothed to the satisfaction of the Engineer, this having been done the same shall be thoroughly relied to the satisfaction of the Engineer. The placing of all material shall be commenced and carried out so that hauling over the stone will not be necessary except the screenings to be placed at the direction of the Engineer.

From a point 241 feet East of station 71 plus 35 feet, the same being on the North line of Section 31 Township 15 North Range 1 East, to the southern terminus the road shall be covered with good first class road gravel acceptable to the Engineer. The gravel shall be 3, 1/4 cubic yards to the lineal rod, placed eight feet wide and six inches on the edges and crowned in the center to the depth of 12 inches as directed by the Engineer. The gravel now on said portion of said road to be the sub-grade line, except at the approaches to sewers and bridges at which places approaches are to be made with not to exceed a two per cent grade and also from Sta. 95 to sta. 102 to be graded as shown on the profile and at all such places where the same requires filling the gravel shall be placed thereon the same width as aforesaid and to the depth of fifteen inches at the center and eight inches at the edges. At points where the center of the gravel new on said read does not coincide with the center line of the road, all dirt shall be shifted to the right and left from both sides of the gravel thereon and then the gravel shall be shifted to agree with the established center line of said road. Ditches are to be made on both sides of the graveled portion of said portion of said road to agree with the ditches hereinbefore described and in the "Cross Section of the Road-ned", and the shoulders of the ditches shall be three inches lower than the sub-grade line and shall be ten feet from the center line of the road.

Use of Highway. The public shall in no way be barred from the use of the highway, except in cases of removing and rebuilding culverts, sewers, and bridges, in such cases the road shall be blocked no longer than possible, at no event shall the readway be blocked during the night time.

Estimates. The Contractor shall be entitled to estimates as provided by statute s, and payment will be made at such times as may be ordered by the Board, provided that no payment shall be made for more than eighty per cent of the Engineer's estimate of the work done by the contractor, nor shall the whole amount of the contract price be paid until the road shall have been received as completed in all its details.

John O. Kain, Engineer.
J.C. Clay, Viewer.
D.M. Jones, Viewer.

Subscribed and sworn to before me this 19th day of February, 1909.

Wm.H. Nichols,
A.H.C.

Said report endersed on back as follows: Filed Feb. 19" 1909.

WM. H. Nichels, A. H. C.

Action of Board,
Mch 1st '09, Report accepted and Auditor ordered to give notice to bidders
on 1st Mon. of April, 1909.

E.M. Murphy, P.B.

Said Board of County Commissioners further finds that said highway te be impreved is less than three (3) miles in length, and that the same connects at each end, or terminus, with an approved free gravel road, Commencing ... at a point in the Joshua Blanton free gravel road in Center Tewnship, Hendricks County, Indiana, at a point about 55 rods South and 10 rods East of the Northeast corner of the Southeast quarter of Section 25, Township 16 North, Range 1 East, at the Northwest corner of W.H. Frisbie's land and running thence South 1 degree and 53 minutes West 1341, 1/4 feet to a stone; thence South 84 degrees and 37 minutes West 221, 85/100 feet; thence South 2 degrees and 20 minutes West 296, 15/100 feet to the Northeast corner of Section 36, Township 16 North Range 1 West; thence South 2640, 5/100 feet to the East half mile stone of said Section 36; thence South 2635, 7/100 feet to the Southeast corner of said Section 36; thence East of the North line of Section 6, Township 15, North Range 1 East 241 feet; thence South 1 degree and 52 minutes West 5009, 1/2 feet, terminating in a free gravel read on the South line of said Section 6. We find the total length of the proposed improved highway to be 12389, 1/2 lineal feet, however we find this proposed highway passes ever and along the Higgins Macadam Road for a distance of 241 feet, from station 71 + 35, leaving the total length of this proposed highway needing impreving to be 12144, 1/2 feet, which is less than three miles.

That the same is less than three miles in length and should be constructed and made as prayed for by the petitioners herein, and as recommended and reported by the Engineer and Viewers herein and that the said road should be drained, paved and graded in accordance with the terms of the report and plans and specifications and the profile filed herein. It is therefore ordered and adjudged by the Board of County Commissioners of said County that said report be the same as in all things hereby approved and that the improvement of said highway be and the same is hereby established.

And it is further ordered that the work of improving said highway by grading, draining and paving be done in accordance with the terms of said report and plans and specifications and profile thereof as filed herein.

It is further ordered and adjudged by the Board of County Commissioners that William H. Nichels, Auditor of Hendricks County, Indiana, give notice of

publication one time in The Indinapolis Star, a newspaper of general circulation throughout the State of Indiana, and published at Indianapolis, Ind., and that he give notice by publication for three consecutive weeks in "The Republican", a newspaper of general circulation printed and published at Danville, Indiana, Hendricks County, that on the 5" day of April, 1909, sealed proposals will be received by the Board of County Commissioners of Hendricks County, Indiana, for the making of the improvement upon said highway in accordance with the profile and with the report and plans and specifications filed herein by the Engineer and Viewers.

In the matter of the Nicholas Keebrich)
et al Free Gravel Road Petition.

Come now the petitioners herein, by and through their attorney, in the above entitled matter and present to the Board of Commissioners of Hendricks County, Indiana, the report of the viewers and engineer, heretofore made and filed in the office of the Auditor of said County on the 19th day of February, 1909, and it fullt appearing to the Board that the viewers and engineer, heretofore appointed, met at the office of the Auditor of said County in said State, on the 15th day of December, 1908, the same being the day designated by the order of the Board when said viewers and engineer should meet and qualify for said appointment by taking an cath to faithfully and impartially discharge their duties under said appointment as the same appears from said oath, which is made a part of their report herein, and it further appearing to the Board that said engineer executed and filed with the Auditor of said County his bond in the penal sum of Five Thousand Dollars (\$5000.00) payable to the State of Indiana, conditioned for the faithful performance of his duties by reason of said appointment and with good and sufficient sureties thereon to the approval of the Auditor of said County, which bond and the Auditor's Approval thereof, indorsed thereon, are in the following words and figures, towit:-(Here Insert) and it further appearing to the Board that said report of the viewers and engineer has been on file in the Auditor's office, open to the inspection of every one interested or affected herein, their agents or attorneys, for more than ten days prior to the first day of the regular March Term, 1909, of said Board, and it further appearing that said viewers and engineer filed their supplemental report herein showing that no damages would accrue to any infant, idiot or person of unsound mind and that no written claims were presented to the said viewers and engineer, and now all the above named things appearing to the Board to its satisfaction it inspects said report and profile and having been duly and sufficiently advised in the premises, doth say and make the following findings:-

The Board finds that the report and profile filed herein and the supplemental report of the viewers and engineer should be approved; that said viewers are each responsible freeholders and voters of said County and State, and are not residents of nor responsible freeholders and voters of said township of Middle, in said County and State, owners of any taxable property in the said township of Middle, in said County and State, wherein said improvement is sought to be made; that the engineer heretofore appointed is

a competent civil engineer and that before entering upon the discharge of his duties herein he filed his bond with the Auditor of said County as by haw provided; that said bond was approved by said Auditor; The board finds that the report of the viewers and engineer remained on file, open to the inspection of every one interested therein, his agents or attorney, at the office of the Auditor of said County for ten days prior to the first day of the regular March Term, 1909, of said Board and the Board finds that no damages are justly due any infant, idiot or person of unsound mind by reason of said proposed improvement; that no written claims for damages were presented; the Board finds that said proposed improvement will be of public utility and that the same should be constructed in accordance with the plans, specifications, profile and report of the viewers and engineer, filed and approved herein; the Board finds that said proposed improvement will be less than three miles in length and that no election of the voters of the township should be held to vote on the question of the construction of the proposed improvement; the Board finds that both termini of the proposed road connects with a County Free Gravel Road.

It is therefore ordered by the Board that the report of the viewers and engineer, the profile and the supplemental report be, and they are hereby approved; it is also ordered by the Board that said proposed improvement be constructed in accordance with the plans, specifications, profile and report of the viewers, filed and approved herein; it is further ordered by the Board and the Auditor is hereby directed to give notice by publication one time in a newspaper of general circulation throughout the State of Indiana, published at Indianapolis, Indiana, to-wit: in the Indianapolis Star, and by publication for three consecutive weeks in a weekly newspaper of general circulation throughout Hendricks County, Indiana, printed and published in said County, to-wit, in the "Republican" that the Board will receive sealed proposals for the construction of the improvement, herein ordered, on the 5th day of April, 1909, at the Auditor's Office at Danville, Hendricks County, Indiana, up until the hour of 10 o'clock A.M. of said day; it is also ordered and the Auditor is directed to give notice in the Indianapolis Star not less than two weeks prior to said 5th day of April,1909; it is ordered that the Auditor spread of record in his office the report, supplemental report, and the oath of the viewers and engineer, filed herein, which is accordingly done and are in the following words and figures,

Order to View Road.

The State of Indiana, Hendricks County, SS: Commissioners' Court, December Term, 1988

To Frank Jackson, Morton West and John O. Kain:

You are hereby notified that you were appointed by the Board of Commissioners of said County, at their December Term, 1908, to view a proposed improvement of highway as petitioned for by Nicholas Koebrich et al, as follows, to-wit: Commencing at the southwest corner of the north west quarter

of Section 24, township 16 north, range one west, in Middle township, Hendricks County, Indiana, and running thence north on the line dividing Sections 23 & 24, and 13 & 14, township and range aforesaid, for a distance of about three fourths of a mile, thence east and north-easterly general direction in section 13, township and range aforesaid, to the center north of said section 13; thence north and north-easterly general direction in Section 12, township and range aforesaid, to the north line of said section 12, and ending at a point in said north line about 100 rods west of the northeast corner of said section 12., township and mange aforesaid, and all of said description heretofore made to follow the line of highway already established and now in use as a highway, and if said proposed improvement will be of public utility, mark and lay out the same, in the manner prescribed by law, to the width of 30 feet.

You will meet at the office of the County Auditor at Danville, Indiana, Ion-Tuesday the 15th day of December, 1908, at 10 o'clock A.M., and after being duly qualified, proceed to make said view, and report on January 15th., 1909.

I certify the foregoing to be a true copy of the Order of the Board in relation to said proposed highway. Witness my hand and official seal, this 10" day of December, 1905.

(SEAL)

Oath of Viewers.

State of Indiana, Hendricks County, SS:

We, Frank Jackson, Morton West and John O. Kain do solemnly swear that we will taithfully and impartially discharge the duties assigned us as viewers on the within described proposed improvement to the best of our skill and ability, so help us God.

Frank C. Jackson

Morton West

John O. Kain

Subscribed and sworn to before me, this 15" day of December, 1908.

Wm. H. Nichols, Auditor Hendricks County.

Fretuer REPORT.

State of InDiana, Hendricks County, SS:

In the Commissioners Court, February Term, 1909.

In the matter of the petition of Nicholas

Koebrich et al, to improve a public highway in

Middle Township, Hendricks County, Indiana.

To the Honorable Board of Commissioners of Hendricks County, Indiana.

We, the undersigned Viewers and Engineer, appointed by your Honorable Body, under the provisions of an act of the General Assembly of Indiana, approved March 8th.1905, and all amendments thereto, to view, make all needful surveys of the road described in the petition of Nicholas Koebrich et al, and hereinafter described, determine the manner of said improvement in detail, estimate the costs thereof, and prepare profile, grading, culverting, improvement in detail, estimate the costs thereof, and prepare profile, grading, culverting, sewering, ditching, draining, bridging and surfacing said proposed improvement of said highway, respectfully report:

That pursuant to the notice served on us, we met on the 15th day of December, 1908, at the office of the Auditor of Hendricks County, in the town of Danville, Indiana, and after taking and subscribing an eath faithfully and impartially to discharge the duties under our respective appointment, and as such viewers and engineer, we proceeded to the vicinity of the proposed improvement, of the locality in which said proposed improved road is located, of the needs of the public for this proposed improvement as a facility for travel, and did make the necessary surveys of the same, together with profile, drawings, plans and specifications, and found that the material for the roadway should be hard crushed, screened limestone with a top dressing of limestone screenings as detailed in the specifications and exemplified in the drawing entitled "Cross Section of Road Bed"

We find that the proposed improvement, in accordance with the profile, drawings, plans and specifications, herewith filed, will be of public utility and convenience and that the costs of constructing the same will be less than the benefits derived therefrom; that we have laid out said proposed highway along the route hereinafter described and to the width of thirty feet and specified in the specifications herewith filed. That the aforesaid profile shows the elevations of the center line of said proposed road, at the end of each one hundred feet, and that said profile, drawings, plans and specifications provide for all the details of the improvement of said road. Said profile, drawings, plans and specifications describe i detail the sizes, materials to be used and the methods of construction of the road-bed, bridges, culverts, sewers, ditches, drains and macadam required therein and likewise provide the quality and quantity of each and every kind of material, and all things necessary to make a complete macadam road; that all drawings, plans, blueprints and specifications, together with the profile are made by us and herewith filed and made a part of this report.

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The following is a description of the route over and upon which said improvement is to be located:— Commencing at the South West corner of the North West quarter of Section 24, Township 16 North Range 1 West, in Middle Township, Hendricks County, Indiana, and running thence North on the West line of said quarter quarter Section 1325,5/10 feet to the North West corner of said Section; thence North on the line dividing Sections 13 and 14 a distance of 447,5/10 feet to a stone on said line; thence North 3 degrees and 52 minutes East 527 feet; thence North 5 degrees and 59 minutes East 100 feet; thence North 2160 feet parallel with and 15 feet East of said Section line dividing Sections 13 and 14 aforesaid; thence South 89 degrees and 45 minutes East 537,1/10 feet; thence North 12 degrees East 800,4/10 feet; thence South 83 degrees East 695,9/10 feet; thence South 79 degrees East \$16,1/10 feet; thence North 34 degrees East 106,5/10 feet; thence South 77 degrees and 30

sinctes East 506,7/19 feet; themes North on the line number North and South through the senter of Section 13, Temments 15 North Runge 1 News 1457,5/10 feet to the North half nile stone of said Section 13; themes North on the line number North and South through the senter of Section 12, township afterestic 1221 feet; themes South 55 degrees and 5 number South 55 degrees and 52 nimites East 509 feet; themes North 5 degrees and 5 number South 1200 feet; themes North 52 degrees and 59 nimites East 349,5/10 feet; themes North 10 to Deville and Fittshore free grants road. We find the total length of the proposed in proceed highway to be 15005 lineal feet, which is less than three miles, 422 of said the proposed in process in the land of said the said proposed in the said of said

We find that no domages on account of the construction of the foregoing a country that proposed improved highway will assume to any one.

We estimate the total most of the proposed improvement to be \$13755-360

John S. Lake, Englisher.

Morton West, Thirty

Prack Colaskron, Finners

Dutershed and every to before me this little day of Polemory, 1919.

Went, Missile, Konther.

In the matter of the patition of Misheles Contributes al, to improve a public highway in Mincle Township, Membrishs County, Indiana.

Specifications for the sometruction of the Election Study of the Arest his State Translap, Sentricks County, Indiana, under the "Provisions of an Art of the Sentend Arestly of Indiana, approved March Oth, 1905, and all manufacture thereta," by cleaning, Country, Cruting, subscript, State State, Sta

Secesal Specifications.

1. Intention. It is intented that these specifications, branches, the profile, with all figures and writings thereony and berweith files, shall provide for a read complete in every respect, and any error or ententen in the profile, phase, drawings, blue prints, and specifications shall not sulmass the contractor from sometrosing a road susplete in all its details, any score dome or materials florisated on associate of any score or colerton as aforesald shall be dome and florisated by the contractor monerates sometruct, at colerton as aforesald shall be dome and florisated by the contractor monerates as contract, without any additional contents to

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of Considerance of Sambrishs County-in the State of Sambatan.

7-Singineer. Whomever the word "Sugineer" he need-in these specificantons in soul be

interstant as referring to the Engineer in manys of much work, this appointed by Souri,

to his deputy of assistants. Thenever the most "Departmentally is need, it shall be understood as to fortrating to the regular appoints of the Scartine powerful by har, and see its best referring to the regular appoints of the Scartine has destructed on the sout herein somewhated, related to the functionages appoint what has destructed and the transfer as a resident appoint of the functional transfer as the function of the south herein as the statement of the functional transfer as the function of the south herein to the function of the south herein to the function of the south herein the statement of the function of the south herein the second of the se

compensation from the Contractor for any service or labor performed on the work herein contemplated, and who is under the direction of the Engineer.

5. Contractor. Whenever the word "Contractor" is used, it shall be understood as referring to the party or parties, who shall enter into an agreement to execute and perform all or any part of the work as herein specified and contemplated, or to the authorized representative of said party or parties.

6.Disagreement. Should there be any difference of opinion or disagreement, between the Contrator and Superintendent, concerning the interpretation of the profile, plans, drawings, blue prints and specifications, or concerning the quantity or quality of the materials furnished, or as to the character of the work, the same shall be submitted to the Engineer and the decision of the Engineer shall control and the Contractor shall proceed with the work in accordance therewith.

7. Change of Plans. The engineer shall have the right to make any change or alteration in the plans and specifications that the Engineer and Superintendent may deem adviseable, any such change not increasing the cost of labor or material; but the Contractor shall not proceed with such alterations without the profile, plans, drawings, blue prints and specifications shall have been amended by the Engineer. In any event additional expense shall not be incurred, and no claim whatever will be allowed for axtra labor or material furnished over and above the contract price.

8.Inspection. All materials and workmanship of whatever description shall be subject to inspection and rejection by the Superintendent and Engineer in accordance with the intentions of these specifications. In case of the Superintendent accepting any material or workmanship and the Engineer afterwards rejecting the same, the decision of the Engineer shall control and be final, as the decision of the Engineer on any and all subjects is to be final.

9. Superintendence. The Contractor shall give his personal attention to the work at all times, or have some competent person all the time on the work authorized to act for him. After the work is once begun, the Contractor shall at all times employ a sufficient force of men to insure the completion of the work within the time specified, and all necessary materials must be ordered in time for their delivery on the ground by the time they are needed.

10. Sub-Contractors. No part of the work shall be assigned or sub-let to any person or persons, without the consent of the Board, and if any part is so assigned or sub-let, it shall not in any wise affect the conditions and provisions of the contract.

11. Defective Work. In case of the refusal or neglect of the Contractor to remedy and make good any defect in material or workmanship promptly, when so requested, and within the time required, such may by done by the Engineer, and the cost thereof deducted from any amount due, or which may become due, the contractor.

If, at any time previous to the fiant acceptance of the work, any of the

materials furnished, or labor performed, shall have proved defective or insufficient to a certain degree, and it shall be deemed not advisable by the Engineer to order such parts reconstructed, the Engineer shall determine the equivalent reduction to be made in the contract amount.

12. Plans. All drawings prepared by the Engineer in connection herewith, with all notes, dimensions, figures, writings thereon or thereto attached, etc., shall be considered a part of the specifications, and in the event of any discrepancy between the drawings and specifications the matter shall be referred to the Engineer for adjustment, and his decision shall be final. On all drawings, including the profile, figures shall be used in preference to scale measurements.

In the event of any error existing in the amount of cuts and fills as indicated on the profile, it is understood that the cuts and fills shall be sufficient to bring the sub-grade to agree with a grade established by making the respective cuts or fills, as the case may be, at the breaks in the grade, and then by making a continuous grade from break to break.

13. Materials. All materials used throughout the work shall be the best of their respective kinds, and the work shall be done throughout in a workmanshiplike manner, according to the designs and intentions, whether particularly specified or not, but which may be inferred from the specifications.

14. Indemnity. The contractor shall keep Hendricks County free and harmless from the payment of any damages, costs, expenses, royalties, patent fees, attorney fees, or any sum of money whatsoever, by reason of any action, claim, demands or proceedings arising out of any infringement, or alleged infringement, or use of any patent or patented devise, article, system or arrangement, that may be used by the Contractor in the execution of his work.

And the Contractor will be required to indemnify and save harmless Hendricks

County, Indiana, from all suits or actions of any kind or description brought against the

County for or on account of any injuries or damage received or sustained by any person

or persons in the work of construction or by or in consequence of any neglect in guarding

dangerous places, or in any improper materials used, or by or on account of any act of

omnission or commission of the Contractor or his agents.

15.Acceptance. None of the work will be finally accepted until the whole is completed and ready for acceptance, and any defective materials or workmanship which may have been temporarily passed or overlooked shall be corrected at any time on the demand of the Engineer. And inspection of the work will not relieve the Contractor of any of his obligations to construct in a first class manner, all of the work herein described and contemplated.

16.Bills. Before the final acceptance of the work or release of his hond, the Contractor must satisfy the Board that all bills for materials and labor have been paid.

17.Protection. The contractor will be required to guard the public effectually from liability to damage or accident in cinsequence of his operations during the whole progress of the work.

The contractor shall also make provisions for the ordinary traffic on the highway, so as to discommode the public as little as possible.

18. Other Contractors. The Contractor for any part of this work shall at an early date, put nimself in communication with other contractors, if there be such, so as to promote harmony of action; any difference of opinion between such contractors being arbitrated solely by the Engineer.

19.Risks. All risks as to floods, storms, damage to materials in place, or work done and the like, as well as camualities of every nature pertaining to the work until final acceptance thereof, are at Contractor's risks.

Whenever the weather conditions are such, or the conditions of other highways, over which material has to be transported, that in the opinion of the Engineer, the best interests of the work herein contemplated, or the damage to said other highways is unnecessarily great, the Engineer may stop operations temporarily, until such conditions have improved satisfactory to the Engineer. Specific Specifications.

Profile. The profile represents the elevation of the center line of the roadway, the elevations having been taken at the end of each one hundred (100) feet, with a certain number of plus stations, from the point of beginging. The grade line established represents the elevations of the center line, at the same points of the elevations, that the roadway shall be raised or lowered to, being referred to as the sub grade and before material is put on. As the profile only shows the elevations along the center line of the roadway, bidders and contractors shall carefully examine the roadway and determine for themselves the elevations of the sides of the roadway, and the amount of cutting and filling necessary to reduce them to the grade line.

Route. The route, length and width of this road are as heretofore set forth in the report of the viewers and according to the plans herewith submitted.

Roadway. The right of way of said road shall be thirty (30) feet wide, except where cuts and fills require a greater width, at all such places the right of way shall be sufficiently wide to preserve a sub grade eighteen (18) feet wide, exclusive of the side ditches and also to allow the banks or sides of cuts and fills to be on the slope as the same is herein specified. Whenever, in the opinion of the Superintendent and Engineer in charge, a change in the location of the road from the location described herein will avoid an abrupt hollow or other natural obstacle, and be, in the opinion of the Engineer, of great and everlasting good to the road, then and in that case the right of way may be shifted to the right or left as he may order; Provided always, that the damages and costs of such change shall not exceed the benefits thereof, and provided further that such change shall not increase the cost of construction of said road.

The right of way shall be grubbed its entire width of all obstruction and the same entirely removed, except in the case of land marks or witness trees, which shall be carefully protected in their original position. Where shade trees do not impede travel or cause damage to the road they may be left standing at the discretion of the Engineer.

The center line of the right of way shall follow along and coincide with the center line of the read as described in the report, except as above provided for in case of change of location of road. All angles shall be turned as provided for in the diagram on the profile and in accordance with the directions of the Engineer.

Road Bed. The road bed shall be eighteen (18) feet wide, measured at right angles to the center line of right of way and shall conform as nearly as practical to said center line. The road shall be made to conform to the profile and drawings entitle "Cross Section of Road-bed", and said road bed shall be made smooth and compact before the macadam is placed thereon, by rolling with an eight ton roller until the same is compact and solid to the acceptance of the Engineer.

Ditches. Ditches shall be excavated along both sides of the entire line of the road. The depth in no case to be less than eighteen inches, measured from the shoulder of the grade, and eighteen inches at the bottom with side slopes of one (1) to one (1). All ditches must present a regular and uniform appearance. The fall of the ditches shall conform to the general slope of the country and must be so constructed as to lead all of the water from the road to the nearest outlet, unless otherwise provided by the profile.

All ditches now in said road between the ditches as specified and required to be constructed for the drainage of said road, shall be filled up, and made so compact that the water will not follow or wash them.

Grade. The grade line (the red line) of the profile shows the grade of the sub-grade of the road bed, and the top or surface of the road bed must be made to conform to said grade line, making cuts and fills of the depth shown on said profile. However, in the case of discrepancy between the cuts and fills as shown on the profile, and the cuts and fills necessary to bring the sub-grade to the grade line established by making the required cut of fill, or whatever may be required, if anything, at both ends of a continuous grade, such continuous grade to be maintained between the breaks. After the grading is completed the road bed shall be rolled with an eight ton road roller until the same is solid and compact to the acceptance of the Engineer. The roller shall be either propelled by its own power or by horse power, the use of a roller pulled by a traction engine will not be allowed.

The contractor shall complete his grade for a distance of at least 1200 feet, and the same shall be rolled, and accepted by the Engineer before material is placed on such 1200 feet of road, or any part thereof and the contractor shall keep the road bed perfectly smooth and compact in advance of the stone.

Excavations. All cuts shall be excavated to a width of twenty-seven feet at the sub-grade. the slopes of all cuts shall be one (1) to one (1).

Embankments. All embankments or fills shall be eighteen feetat the sub-grade and the

sides shall have a slope of one (1) to one (1). The contractor shall in addition to making a road-bed for the extra material as exemplified in the drawing on the profile, and the placing of extra material therein provided for, make easy approaches to all intersecting roads.

An allowance of ten per cent must be made for shrinkage on all fills of more than twelve inches.

Sewer Culverts. Sewer culverts shall be constructed along the line of the road at such places and of such sizes and materials as shown on the profile. The concrete to be of the same quality, roportion and mixture as hereinafter provided for the bridges. The headers or walls at the ends of the sewers shall be reinforced with two lines of one-half inch twisted or corrugated bars above the sewer and by two like bars below such openings and the bars to come to within two inches of each end of the headers or walls. The headers shall be twelve inches thick at the bottom and battered to ten inches at the top and shall extend eighteen inches above the openings for the sewer pipes and shall extend eighteen inches below such openings, the headers for 12 inch pipes or sewers shall be six feet long,24 inch pipes or sewers seven feet long,36 inch pipes or sewers shall be eight feet long. All outlets shall be so constructed that no water shall stand in or about the sewers.

Bridges. At points indicated on the profile for the same, shall be constructed bridges of the length of span, width of roadway and of the various detailed dimensions as shown on the plans attached to the profile and in accordance with the specifications.

Foundations. The excavations for abutments shall be to such depths as are indicated on the drawings attached and as will be staked out by the Engineer. The contractor shall construct suitable cofferdams, if necessary and ordered by the engineer, water shall be entirely excluded therefrom during the placing of concrete.

Concrete. The concrete shall be composed of one part American Portland Cement, the brand to be named by the Engineer, to two parts of approved clean sharp sand and three parts clean hard limestone, the largest pieces which will pass through a two inch ring.

Astone. The stone shall be a good quality of hard, crushed, screened limestone, free from dirt and other fine material, except stone dust, and shall be of sizes that the largest pieces shall pass through a two inch ring.

Cement. The cement shall be a good quality of American

Cement. The cement shall be a good quality of American Portland Cement, the brand to be designated by the Engineer, and shall pass the customary standard tests.

Mixing. The cement and sand shall be mixed dry by turning at least twice, if hand mixed, in the proportions of one part cement to two parts sand, the mixed sand and cement shall be mixed with the stone dry by turning at least twice

combined as aforesaid, measured by volume loose, sufficient water to be then added to make mixture as wet as consistent with satisfactory placing and first class results, which shall be turned at least twice. The whole mass to be placed immediately, tamped and spaded. Placing. The concrete shall be placed in layers not exceeding six inches in thickness. Facing. The concrete next to the forms shall be spaded with a spade or manipulated with some other tool so that the stone will be prevented from touching the forms, a smooth to be secured with out plastering. Forms on exposed faces shall be removed in time so that the face of the concrete may be rubbed and brushed to remove timber markings and the surface to be covered with wet canvas, the canvas to be wet daily for at least five days. Steel Bars. The steel bars used shall be twisted or corrugated iron bars, sizes as indicated on the plans, and shall be free from rust, scales or paint and shall be embedded to a depth of at least two inches at the end and otherwise as indicated on the plans. Forms. Rigid centerings and forms shall be provided to receive the concrete and hold it in place until firmly set. The forms supporting the floor shall remain until the Engineer authorizes its removal. The 'timber forms in contact with exposed faces of concrete shall be finished to a perfectly smooth surface, so that no mark of imperfection shall be on the work. Forms shall extend to the bottom of the concrete in all foundations. Cleaning up. The contractor shall remove all false work and all surplus materials from the bridge site, and shall also remove all dirt, gravel, sand and other materials and substances down to a level with the water line from abutment to abutment, the entire length of the same. Inspection. All materials shall be subject to the inspection and approval of the Engineer and Superintendent and any material by them or either of them, condemned shall be removed from the work by the Contractor on notice from the Engineer. The Engineer shall set all stakes and determine all grades, levels and elevations. Macadam. For a width of nie feet, four and one-half feet on each side of the center line of road, the road shall be covered with good, hard crushed, screened limestone, suitable for first class road building purposes and acceptable to the Engineer. Said stone to be free from dirt and all other foreign and delecterious material and range in size half inch to two inches in diameter. Such stone to be placed eight inches thick and between boards properly lined. The embankment indicated on the "Cross Section of Road Bed" is to be placed before said boards are removed. Said boards shall remain in place until the Engineer or the Superintendent is satisfied that the required amount of stone has been placed on the road. After the acceptance of this work by either the Engineer or Superintendent, said boards shall be removed and such stone shall be rolled. First the Contractor shall run the roller along on each embankment as close to the shoulder of the grade as may be done without unnecessarily injuring the shoulders of the ditches, then the stone is to be thoroughly rolled to the satisfaction of the Engineer. All rolling of subgrade, stone and finished surface to be done with an eight ton road roller as hereinbefore provided. After the satisfactory rolling of said stone there shall be placed on such rolled stone hard clean limestone screenings to a thickness of two inches, the same to be leveled and smoothed to the satisfaction of the Engineer, this having been done the same shall be

thoroughly rolled to the satisfaction of the Engineer. The placing of material shall be commenced and carried out so that hauling over the stone will not be necessary, except the screenings, and the screenings to be placed at the direction of the Engineer.

Use of Highway. The public shall in no way be barred from the use of the highway except in cases of removing and rebuilding culverts and bridges, in such cases shall be blocked no longer than possible, at no event shall the roadway be blocked during the night time.

Estimates. The contractor shall be entitled to estimate as provided by the statute, and payment will be made at such times as may be ordered by the Board. provided that no payment shall be made for more than eighty per cent of the Engineer's estimate of the work done by the Contractor, nor shall the whole amount of the contract price be paid until the road shall have been received as completed in all its details.

> John O. Kain, Engineer. Morton West, Viewer.

Frank C. Jackson, Viewer.

Subscribed and sworn to before me this 19th day of February, 1909. Wm.H. Nichols, A.H. C.

Endorsed on back as follows:-

"Filed Feb 19",1909. Wm.H. Nichols, A.H. C."

"Action of Board: Meh 1st-1909- Report approved and Auditor is ordered to give notice of letting on 1st. Monday of Apr. 1909. E. M. Murphy, P. B. "

SUP LEMENTAL REPORT OF VIEWERS

To the Honorable Board of Commissioners:

stress and a later water and product to

In the matter of the petition of Nicholas Koebrich et al., for the improvement of highway.

We, the undersigned, Viewers, heretofore appointed in the above cause, and who as such viewers, on the 19th day of February, 1909, filed our report in the above cause as ordered by you in your order appointing us, and ten days having expired since the filing of the same, now file this as our supplemental report, to-wit:

We would respectfully report that the improvement of said highway in the manner set forth in our former report, will not occasion any damages to the lands of any infant, idiot or person of unsound mind, and that no person, firm or corporation has made any written claims for damages on account of said proposed improvement.

Respectfully submitted, John O.Kain Morton West Frank C. Jackson, Viewers. Subscribed and sworn to before me t is the 1st.day of March, 1909.

Wm.H. Nichols, Auditor Hendricks County.

Endorsed on Back:

"Filed Mar.lst.,1909. Wm.H. Nichols, A.H.C."

"Action of Board: - Mch.lst'09. Supplemental report approved. E.M. Murphy.P.B." and said matter is continued.

In the matter of the free gravel Road)
petition of Thos.B.Jones et al.

Come now the petitioners herein, by and through their attorney, and comes also William H. Nichels, Auditor of Hendricks County, Indiana, and-said Auditor shows to the Board that he, as such Auditor, gave notice by publication one time in a newspaper of general circulation throughout the State of Indiana, published at the City of Indianapolis, to-wit, in the Indianapolis Star, and for proof thereof shows to the Board the proof of publication filed herein by the said newspaper a copy of which notice and proof of publication are in the following words and figures, to-wit:-(Here Insert) and said Auditor further shows to the Board that he gave notice by publication for three consecutive weeks in the "Republican" a weekly newspaper of general circulation throughout Hendricks County, Indiana, printed and published at the town of Danville, in said County and State, and for verification shows to the Board the proof of publication filed herein by Julian D. Hogate, editor and publisher of said paper, a copy of which notice and proof of publication thereof are in the following words and figures, to-wit:-(Here Insert) that the Board would, on the 1st day of March, 1909, up until the hour of ten o'clock A. M. of said day, receive at the Auditor's Office sealed proposals for the construction of the above entitled improvement in accordance with the report, plans and specifications and profile on file at the office of said Auditor, and heretofore approved by the Board, and now the Board, having examined said copies of notice and the proof of publication thereof, finds the same are in due form and according to law, and specifically finds that the said Auditor gave notice that sealed proposals would be received on said 1st.day of March, 1909, for the construction of the above entitled improvement according to law as the same is provided in such cases.

And now the hour of ten o'clock A.M. of said lst.day of March,1909, having arrived the Board meets at the place designated in said notices and finds on file with said Auditor in his office five sealed proposals for the construction of the said improvement, which are opened in the presence of the persons submitting the same and in the presence of the public generally, and the Board after having examined all of said proposals and being duly and fully advised in the premises, finds that said proposals are all in due form and according to law and that they were all accompanied by the proper affidavits of non-collusion on the part of the persons submitting the same; that all of said proposals were accompanied by the necessary bonds in double the amounts of the bids which they accompanied; the Board finds that the bid and proposal of L.R. Hiatt, which

is in the following words and figures, to-wit: - (Here Insert) is the lowest and best bid and the Board finds that said bid was for the sum of \$9515.00 which the Board finds to be less than the estimates of the viewers and engineer filed herein; the Board further finds that the total indebtedness for the construction Free Gravel of Macadamized Roads, including the amount herein ordered and the amount already existing, of the said township of Middle, in said County and State, is not in excess of four per centum of the total assessed taxable valuation of the property of said township; the Board further finds that the contract for the construction of the above entitled improvement should be awarded to the said L.R. Hiatt, which is accordingly done and is in the following words and figures, to-wit:-(Here Insert), and that the bond filed by the said L. R. Hiatt should be approved, which is accordingly done, which bond and the Board's approval thereof are in the following words and figures to-wit: (Here Insert) And now the Board estimates that the cost of construction of said road, including expenses incurred and the contract price together with a sum sufficient to pay the per diem of the engineer and superintendent hereinafter appointed will be \$10300.00. The Board further finds that the following persons submitted bids for the construction of the above entitled improvement and for the following amounts, to-wit:-

L.R. Hiatt, Amount of Bid \$9515.00 Felix Jones, Amount of Bid \$9767.00 Coff, Kleyla Construction: Co. Amount of Bid \$999900 Holloran & Haverstick, Amount of Bid \$10540.00 Jenkins & Hines, Amount of Bid \$10444.00

It is therefore ordered by the Board that bonds be issued in the name of Hendricks County, Indiana, for the sum of \$10,300.00 in series payable over a period of ten years; it is ordered that said bonds bear interest at the rate of 4,1/2 % per annum and, payable semi-annually, the first of said bonds being spayable on the 15th day of May, 1910, and one every six months thereafter with introduction until all are paid; it is also ordered that said bonds shall bear date of March 1st.,1909.

And now the Board hereby appoints John O. Kain as engineer of construction for the above entitled improvement and orders that he file his bond as by law provided for the sum of \$6000.00 payable to the State of Indiana and conditioned for the faithful discharge of his duties herein.

The Board also appoints Morton Stipe as Superintendent of construction herein and orders that he qualify by filing his bond for the sum of \$5000.00 conditioned for the faithful discharge of his duties nerein. And new said matter is continued.

In the matter of the free gravel road petition) of Wesley Hendrickson et al.

Come now the petitioners herein, by and through their attorney, and comes also William H. Nichols, Auditor of Hendricks County, Indiana, and said Auditor shows to the Board that he, as such Auditor, gave notice by publication one time in a newspaper of general circulation throughout the State of Indiana, published at the City of Indianapolis, to-wit: in the Indianapolis Star, and for proof thereof shows to the Board the proof of publication filed herein by the said newspaper, a copy of which notice and proof of publication are in the following words and figures, to-wit:-(Here Insert) and said Auditor further shows to the Board that he gave notice by publication for three consecutive weeks in the Republican a weekly newspaper of general circulation throughout Hendricks County, Indiana, and printed and published at the town of Danville, in said County and State, and for verification shows to the Board the proof of publication filed herein by Julian D. Hogate, editor and publisher of said paper, a copy of which notice and proof of publication thereof are in the following words and figures, to-wit:-(Here Insert) that the Board would, on the 1st. day of March, 1909, up until the hour of ten o'clock A. M. of said day, receive at the Auditor's Office sealed proposals for the construction of the above entitled improvement in accordance with the report, plans and specifications and profile on file at the office of said Auditor, and heretofore approved by the Board, and now the Board, having examined said copies of notice and the proof of publication thereof, finds the same are in due form and according to law, and specifically finds that the said Auditor gave notice that sealed proposals would be received on said 1st day of March, 1909, for the construction of said above entitled improvement according to law as the same is provided in such cases.

And now the hour of ten o'clock A.M. of said 1st.day of March, 1909, having arrived the Board meets at the place designated in said notices and finds on file with said Auditor in his office five sealed proposals for the construction of the said improvement, which are opened in the presence of the persons submitting the same and in the presence of the public generally, and after having examined all of said proposals and being duly and fully advised in the premises finds that said proposal are all in due form and according to law and that they were all accompanied by the proper affidavits of non-collusion on the part of the persons submitting the same; that all of said proposals were accompanied by the necessary bonds in double the amounts of the bids which they accompanied; the Board finds the bids and proposals of L.R. Hiatt, which is in the following words and figures, to-wit:-(Here Insert) is the lowest and best bid and the Board finds that said bid was for the sum of \$8700.00, which the Board finds to be less than the estimates of the viewers and engineer filed herein; the Board further finds that the total indebtedness for the construction Free Gravel or Macadamized Roads, including the amount herein ordered and the amount already existing, of the said township of Middle, in said County and State, is not in excess of four per centum of the total assessed taxable valuation of the property of said township; the Board further finds that the contract for the construction of the above entitled improvement should be awarded to the said L.R.

Hiatt, which is accordingly done and is in the following words and figures, towit:-(Here Insert), and that the bond filed by the said L.R. Hiatt should be
approved, which is accordingly done, which bond and the Boards' approval thereof
are in the following words and figures, to-wit:-(Here Insert). And now the Board
estimates that the cost of construction of said road, including expenses incurred and the contract price together with a sum sufficient to pay the per diem
of the engineer and superintendent hereinafter appointed will be \$9450.00.

The Board further finds that the following persons submitted bids for the construction of the above entitled improvement and for the following amounts, to-wit:-

| L.R. Hiatt, Amount of bid | \$8700.00 |
|--|-----------|
| Felix Jones, Amount of bid | \$9247.00 |
| Goff, Kleyla Construction Co., Amount of bid | \$9300.00 |
| Holloran & Haverstick, Amount of bid | \$9367.00 |
| Jenkins & Hines, Amount of Bid | \$9853.00 |

It is therefore ordered by the Board thatbond be issued in the name of Hendricks County, Indiana, for the sum of \$9450.00 in series payable over a period of ten years; it is ordered that said bonds bear interest at the rate of 4,1/2 % per annum and payable semi-annually, the first of said bonds being payable on the 15th day of May,1910, and one every six months thereafter, until all are paid; it is also ordered that said bonds shall bear date of March 1st, 1909.

And now the Board hereby appoints John 0. Kain as engineer of construction for the above entitled improvement and orders that he file his bond as by law provided for the sum of \$6000.00 payable to the State of Indiana and conditioned for the faithful discharge of his duties herei n.

The Board also appoints Morton Stipe as Superintendant of construction herein and orderes that he qualify by filing his bond for the sum of \$5000.00 conditioned for the faithful discharge of his duties herein.

And now said matter is continued.

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In the matter of the petition of)

Charles A. White et al

for the improvement of a public

highway by taxation.

Come now the engineer and viewers heretofore appointed in this cause and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said proposed improvement within the time allowed in the order appointing them and ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises, does now order that the time for the presenting of the report of the said engineer and viewers be extended to the April Term, 1909, of this Board, at which time said engineer and viewers are now hereby directed and ordered to make report of their doings in the premises.

And day is given and this matter continued.

In the matter of the petition of

David Hadley et al for the improvement

of a public highway by taxation:

Come now the Engineer and Viewers heretofore appointed in this cause and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said proposed improvement within the time allowed in the order appointing them and ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises, does now order that the time for the presenting of the report of the said engineer and viewers be extended to the April Term, 1909, of this Board, at which time the said engineer and viewers are now hereby directed and ordered to make report of their doings in the premises.

And day is given and this matter continued.

In the matter of the petition of)

Frank P.Reichard et al for the improvement)

of a public highway by taxation.

Come now the Engineer and Viewers heretofore appointed in this cause and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said proposed improvement within the time allowed in the order appointing them and ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises, does now order that the time for the presenting of the report of the said engineer and viewers be extended to the April Term, 1909, of this Board, at which time the said engineer

and viewers are now hereby directed and ordered to make report of their doings in the premises.

And day is given and this matter continued.

In the matter of the Petition of)

Charles F. McClelland et al for the)

improvement of a public highway, by taxation.)

Come now the engineer and viewers heretofore appointed in this cause and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said proposed improvement within the time allowed in the order appointing them and they ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises, does now order that the time for the presenting of the report of the said engineer and viewers be extended to the April Term, 1909, of this Board, at which time the said engineer and viewers are now hereby directed and ordered to make report of their doings in the premises.

And day is given and this matter continued.

In the Matter of the petition of

James A. Downard et al for the

improvement of a public highway by taxation.

Come now the Engineer and Viewers heretofore appointed in this cause and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said proposed improvement within the time allowed in the order appointing them and ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises, does now order that the time for the presenting of the report of the said engineer and viewers be extended to the April Term, 1909, of this Board, at which time the said engineer and viewers are now hereby directed and ordered to make report of their doings in the premises.

And day is given and this matter continued.

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| | Monday, March 1st., 1909, and 1st. day of March Term, 1909. | |
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| | In the matter of the petition of) | |
| | Orren A. Stout et al for the improvement) | |
| | of a public highway by taxation. | |
| | Come the petitioners, and come also the engineer and viewers, and it appearing | |
| | | to |
| | to the satisfaction of the Board that it is impossible for the said engineer and viewers | 00 |
| | file a report of their doings in the foregoing entitled improvement. | |
| | Therefore, it is hereby ordered by this board that said engineer and viewers | |
| | be given time until the first day of the next regular session of this board to make, and | |
| | file in the office of the auditor of Hendricks County, Indiana, their certain report in | |
| | writing setting forth their determination in regard to said proposed improvement. | |
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Be It Remembered that on the 2nd.day of March, 1909, the following transcript of Proceedings was filed in the office of the Auditor of Hendricks

County, Indiana, to-wit:-

Commissioners' Court, Special Term, 1909, First Day.

Greencastle, Indiana, Saturday, February 27th., 1909.

Cause No.30 Minrogent halfford

Petition of John F. Stevenson et al., for the improvement of a public highway on the County Line between Jackson and Floyd Townships, Putnam County, and Marion Township, Hendricks County, Indiana.

come now the petitioners herein by their attorney, Courtland C.Gillen, and also comes the Board of Commissioners of the Counties of Hendricks and Putnam, State of Indiana, in pursuance of the order made and provided herein by said Board of Commissioners of the County of Putnam, State of Indiana, at its Regular Session, held on Monday, the 1st day of February, 1909, upon the petition filed herein, meet and convene in joint session at the Auditor's Office, the same being the Commissioner's Room, in the Court House, in the City of Greencastle, Indiana, at the hour set in said order and notice, all members of each of said Boards being present, to-wit: E.M. Murphy, Alfred S. Lineinger, and Harry E. Sanders, of the Board of Commissioners of Hendricks County, and George Raines, A.M. Gardner and James E. Houck, of the Board of Commissioners of Putnam County, together with D. V. Moffett, Auditor of Putnam County and John Taylor, Deputy Auditor of Hendricks County, Indiana.

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And now upon motion of A.M. Gardner, a member of said Board of Commissioners of Putnam County, E.M. Murphy, a member of the Board of Commissioners of Hendricks County, Indiana, is elected as president of this joint meeting.

And said Boards being now organized in their joint meeting and having convened in pursuance of such order and notice it is now shown to said Boards that a certified copy of the original order herein made by the Board of Commissioners of the County of Putnam, together with a copy of the petition filed herein and the names of the resident adult freeholders signed thereto and affidavit attached, were duly transmitted by the Auditor of Putnam County to the Auditor of Hendricks County, Indiana, on the 4th day of February, 1909, and that the said Auditor of Hendricks County duly served the said notice upon the Baard of Commissioners of said Hendricks County, and upon each member thereof, by at once collecting them together and delivering such certified copy to said Board of Commissioners of Hendricks County and that said Auditor of Hendricks County duly entered the same of record in his office.

And now said Boards after examining said petition and being fully and duly advised in the premises, find that said petition is in due form and sufficient and that the same is signed by more than seventy-five (75) adult freeholders of the townships abutting upon the highway sought to be

improved and that not less than ten (10) of such petitioners are from each of the townships to be affected by said improvement and that the proper affidavit is attached to said petition as required by law and that an Engineer and two Viewers should be appointed by the concurrent order of said Boards now in joint session, as is provide by the Act of March 9th, 1907.

And now upon motion, A. A. Lane, a competent and qualified Surveyor and Engineer of Putnam County, Indiana, is appointed as Engineer herein and Mell C. Masten, a competent disinterested freeholder of Center Township, Hendricks County and Gilbert Sinclair, a competent freeholder of Marion Township, Putnam County, Indiana, meither of whom is a resident of any township, nor the owner of any taxable property in any township interested in, or affected by the improvement herein prayed for, are hereby appointed as Viewers herein and they are hereby ordered to meet at the office of the County Auditor at Greencastle, Indiana, on the 6th day of March, 1909, and after being duly qualified to proceed to discharge their duties as such Engineer and Viewers as provided in Chapter 209 Acts 1907.

It is hereby further ordered by the Board that said Engineer and Viewers, shall file their report in the Auditors Office of the said Counties of Putnam and Hendricks, on or before the 3rd.day of May, 1909, unless the time therefor be extended by the Beard of Commissioners of Putnam County, Indiana.

It is further ordered that the Engineer in this cause, execute his Bond herein as required by Section 67 of the Act of 1905, in the penal sum of \$5000.00 to the approval of the Auditor of Putnam County, Indiana, and time is given. All of which is ordered, adjudged and decreed by said Board of Commissioners concurrently while in joint session, this 27th day of February, 1909. . .

> George Raines) Board of Commissioners of Putnam County, Ind. A.M. Gardner James E. Houck

) Board of Commissioners of Hendricks Alfred S.Lineinger County, Ind. Harry E. Sanders

Attest: D. V. Moffett, Auditor Putnam County. State of Indiana, County of Putnam, SS:

I, D. V. Moffett, Auditor in and for said County do hereby certify the foregoing to be a full, true and complete copy of the record of the Joint Session of the Boards of Commissioners of Hendricks and Putnam Counties, Indiana, held on February 27th., 1909, for the purpose of appointing Viewers and Engineer to view a proposed improvement of highway on the line between Hendricks and Putnam Counties, as the same appears of record in my office.

Witness my hand and official seal this 1st day of March, 1909.

D. V. Moffett,

(SEAL) Auditor Putnam County, Indiana.

Be It Remembered, that on the 2nd.day of March, 1909, the following transcript of Proceedings was filed in the office of the Auditor of Hendricks County, Indiana, to-wit:-

Commissioners Court, Special Term, 1909, First Day.

Greencastle, Ind. Saturday February-27-1909.

Cause No.31.

David B. Taylor et al., petition for the improvement of highway on the County line between Jackson Township, Putnam County and Marion Township, Hendricks County, Indiana.

Come now the petitioners herein by their attorney, Courtland C. Gillen, and also comes the Boards of Commissioners of the Counties of Hendricks and Putnam, State of Indiana, in pursuance of the order made and provided herein by said Board of Commissioners of the County of Putnam, in the State of Indiana, at its regular session, held on Monday the first day of February, 1909, upon the petition filed herein, meet and convene in joint session at the Auditor's Office the same being the Commissioners room in the Court House, in the City of Greencastle, Indiana, at the hour set in said order and notice, all members of each of said Boards being present, to-wit: E. M. Murphy, Alfred S. Lineinger and Harry E. Sanders, of the Board of Commissioners of Hendricks County and George Raines, A. M. Gardner and James E. Houck, of the Board of Commissioners of Putnam County, Indiana, together with D. V. Moffett, Auditor of Putnam County and John Taylor, Deputy Auditor of Hendricks County, Indiana.

And now upon motion of A.M. Gardner, a member of the Board of said Hendricks County is elected as President of this Joint Meeting.

And said Boards heing now organized in their joint meeting and having convened in pursuance of such order and notice, it is now shown to said boards that a certified copy of the original order herein made by the Board of Commissioners of the County of Putnam, together with a copy of the petition filed herein and the names of the resident adult freeholders signed thereto and affidavit attached, were duly transmitted by the Auditor of Putnam County to the Auditor of Hendricks County, Indiana, on the 4th day of February, 1909, and that the said Auditor of Hendricks County duly served the said notice upon the Board of Commissioners of said Hendricks County, and upon each member thereof, by at once calling them together and delivering such certified copy to said. Board of Commissioners of said Hendricks County, and that said Auditor of Hendricks County duly entered the same of record in his office.

And now, said Boards after examining said petition and being fully and duly advised in the premises, find that said petition is in due form and sufficient, and that the same is signed by more than seventy-five (75) adult resident freeholders of the townships abutting upon the highway sought to be improved, and that not less than ten (10) of such petitioners were from each of

the townships to be affected by said improvement and that the proper affidavit is attached to said petition, as required by law, and that an engineer and two viewers should be appointed by the con-current order of said Boards now in joint session, as is provided by the act of March 9th.,1907.

And now upon motion John O. Kain, a competent and qualified surveyor and Engineer of Hendricks County, Indiana, is appointed as Engineer herein and Toliver Worrell, a competent, disinterested freeholder of Center Township, Hendricks County, Indiana, and William P. Wimmer, a competent, disinterested freeholder of Monroe Township, Putnam County, Indiana, neither of whom is a resident of any township, nor the owner of any taxable property in any township interested in, or affected by the improvement herein prayed for, are hereby appointed as Viewers herein and are hereby ordered to meet at the office of the County Auditor of Putnam County, at Greencastle on the 6th day of March, 1909, and after being duly qualified to proceed to discharge their duties as such Engineer and Viewers as provided in Chapter 209, Acts 1907.

It is hereby further ordered by the Board that said Engineer and Viewers shall file their report in the Auditor's Office of the said Counties of Putnam and Hendricks, on or before, the 3rd day of May, 1909, unless the time therefor be extended by the Board of Commissioners of the County of Putnam.

It is further ordered that the Engineer in this cause, execute his bond herein, as required by the Section 67 of the Act of 1905, in the penal sum of \$5000.00 to the approval of the Auditor of Putnam County, Indiana, and time is given. All of which is ordered, adjudged and decreed by the Boards of Commissioners concurrently, while in joint session, this 27th day of February, 1909.

Board of Commissioners of Putnam George Raines County, Ind. A.M. Gardner James E. Houck E.M. Murphy Board of Commissioners of Alfred S.Lineinger Hendricks County, Ind. Harry E. SanderS

Attest: D. V. Moffett, Auditor Putnam County.

State of Indiana, SS

County of Ritnam

I, D. V. Moffett, Auditor in and for said County do hereby certify the foregoing to be a full, true and complete copy of the record of the Joint Session of the Boards of *Commissioners of Hendricks and Putnam Counties, Indiana, held on February 27th., 1909, for the purpose of appointing Viewers and Engineer to view a proposed improvement of highway on the line between Hendricks and Putnam Counties; as the same appears of record in my office. Witness my hand and Official Seal this 1st day of March, 1909.

D. V. Moffett, Auditor Putnam County, Indiana. (SEAL)

Monday Morning, April 5th., 1909.

The Board of Commissioners of Hendricks County, Indiana, met in the Commissioners Court Room in the town of Danville, Indiana, in regular session, it being the first Monday in said month.

Present, Elbert M. Murphy, Alfred S. Lineinger, and Harry E. Sanders, all members of said Board.

The following proceedings were then had, to-wit:-

In the matter of the petition of)

James W. Todd et al for the Improvement)

of a highway by taxation.

The hour of ten o'clock A.M. having arrived, and this being the time fixed to receive bids for the improvement of said highway, and inspect the same and the Board having failed to receive any bids for the improvement of said highway, the Board does now direct the Auditor to readvertise for bids for the improvement of said highway, by putting notice thereof in The Republican and Indianapolis Star, as provided by law in such cases, and that he notify all contractors that bids will be received by said Boards for the improvement of said highway on Monday, May 3rd., 1909, up until the hour of ten o'clock A.M. of said date.

In the matter of the free gravel road) petition of Nicholas Koebrich et al.

Come now the petitioners herein, by and through their attorney, and comes also William H. Nichols, Auditor of Hendricks County, Indiana, and said Auditor shows to the Board that he, as such auditor gave notice by publication one time in a newspaper of general circulation throughout the State of Indiana, published at the city of Indianapolis, to-wit, in The Indianapolis Star, and for proof thereof shows to the Board the proof of publication filed herein by the said newspaper, a copy of which notice and proof of publication thereof are in the following words and figures, to-wit:-(Here Insert) and said auditor further shows to the Board that he gave notice by publication for three consecutive weeks in the Republican, a weekly newspaper of general circulation throughout Hendricks County, Indiana, printed and published at the town of Danville, Indiana, and for verification thereof shows to the Board the affidavit of Julian D. Hogate, editor and publisher of said paper, a copy of which notice and proof of publication thereof being in the following words and figures, to-wit:-(Here Insert). that the Board would on the 5th day of April, 1909, up until the hour of ten o'clock A.M. of said day, receive at the Auditor's Officesealed proposals for the construction of the above entitled improvements inaccordance with the report, plans and specifications and profile on file at the

office of said Auditor, and heretofore approved by the Board, and now the Board, having examined said copies of notices and the proofs of publication thereof, finds the same are in due form and according to law, and specifically finds that the said Auditor gave notice that sealed proposals would be received on said 5th day of April, 1909, for the construction of the above entitled improvement according to law as the same is provided in such cases.

And now the hour of ten o'clock A.M. of said day of April, 1909, having arrived the Board meets at the place designated in said notices and finds on file with the said Auditor in his office the sealed proposals of Masten & Bowen and the board finds no other proposal on file; the Board opens the sealed proposal of said Masten & Bowen in the presence of the persons submitting the same and in the presence of the public generally and, after having inspected and examined said proposal and being duly and fully advised in the premises, the Board finds that the proposal submitted by said Masten & Bowen is in due form and according to law and that it is accompanied by the proper affidavit of non-collusion on the part of the persons submitting the same; the Board finds that said proposal was accompanied by a bond for double the amount of the bid; the Board finds that the said bid of Masten and Bowen is the lowest and best bid submitted and that the said bid is for the sum of \$10995.00, which the Board finds to be less than the estimates of the viewers and engineer filed herein; the Board finds that the total indebtedness for the construction of Free Gravel of macadamized rods, including the amount herein ordered, and the amount already existing, of the said township of Middle, in said County and State, is not in excess of four per centum of the total assessed taxable valuation of the property of said township; the Board further finds that the contract for the construction of the above entitled improvement should be awarded to the said Masten & Bowen, which is accordingly done and is in the following words and figures, to-wit:-

CONTRACT.

This agreement, made this 5th day of April, 1909, between Masten and Bowen, doing business as a firm, the first party, and The Board of Commissioners of Hendricks County, Indiana, the second party, is that said first party agrees to furnish the labor and materials and build and construct the Nicholas Koebrich et al Road, in Middle township, in said thendricks County and State of Indiana, complete according to plans and specifications and profile on file in the office of the Auditor of said County, which plans and specifications and profile are made a part of this contract.

Said second party agrees to pay said first party for said work the sum of Ten

Thousand nine hundred ninety five dollars in cash when said work is completed according

to the terms of this contract.

Said first party agrees to have said work completed on or before the 1st. day of December. 1909.

December, 1909.

1. The firs parties agree to save the said second party harmless from any damages

on account of the construction of the said above road.

2. The first party is not to be required to do any work under this contract until

the bonds are sold to provide funds for the construction thereof.

3.No claims are to be allowed the first party on the above work except on the estimates of the engineer in charge and then only an amount equal to 80 % of the said estimates.

Masten & Bowen, by C. F. Bowen, The First Party.

E.M. Murphy

Alfred S.Lineinger

Harry E. Sanders

Board of Commissioners, the Second Party.

And the Board finds that the bond of the said Masten & Bowen should be approved, which is accordingly done, and said bond is in the following words and figures, to-wit:-

Know all Men by these Presents, That we, the undersigned, Masten & Bowen, of Danville, Indiana, as Principal, and The United States Fidelity & Guaranty Company of Baltimore, Maryland, as Surety, are firmly bound unto the State of Indiana, in the penal sum of Twenty-two thousand, one hundred and sixteen Dollars, for the payment of which, well and truly to be made, we bind ourselves, jointly and severally, and our joint and several heirs, executors, administrators and assigns, firmly by these presents, this 1st day of April, 1909.

The conditions of the above obligation are such, that, whereas, the Board of Commissioners of Hendricks County, Indiana, is about to let a contract for Construction of Macadam Road,

And Whereas, the above named, Masten & Bowen, have filed a bid for said work with the Auditor of the County:

Now, therefore, if the said Board of Commissioners shall award them the contract for said work, and the said Masten & Bowen shall promptly enter into a contract with said Board of Commissioners for said work, and shall well and faithfully do and perform the same in all respects according to the plans and specifications adopted by the Board of Commissioners and according to the time, terms and conditions specified in said contract to be entered into, and shall promptly pay all debts incurred by them in the prosecution of said work, including, labor, materials furnished, and for boarding the laborers thereon, then this obligation shall be void; otherwise to remain in full force, virtue and effect.

Masten & Bowen, by C.F. Bowen, (SEAL)

The United States Fidelity and Guaranty Company
of Baltimore, Maryland,

John E. Messick, Atty-in-Fact, (SEAL)

State of Indiana, Hendricks County, SS:

Before me, Carey W. Gaston, a notary Public, in and for said County, personally appeared Mell C. Masten and Chas. F. Bowen, constituting the firm of Masten and Bowen, by C. F. Bowen, a member of said firm and acknowledged the execution of the foregoing instrument for the uses and purposes therein

mentioned

Witness my hand and notarial seal, this 5th day of April, A.D. 1909.

My Commission Expires Sept. 24" 1911.

Carey W. Gaston, Notary Public. (seal)

State of Indiana, Marion County, SS:

John E. Messick, who, being by me duly sworn upon his oath, did depose and say that he is the Attorney-infact of the United States Fidelity and Guaranty Company, of Baltimore, Maryland; that he knows the corporate seal thereof; and that the seal affixed to the within bond is such seal;

That the said John E. Messick signed the bond as Attorney-in-fact of said Company in accordance with a resolution passed at a meeting called and held by the Board of Directors of the said The United States Fidelity and Guaranty Company, at its home office in Baltimore, Maryland, under date of February the 29th, 1904.

Witness my hand and notarial Seal this 1st day of April, 1909.

Mary Gray, Notary Public . (SEAL)

My Commission Expires January ist, 1912.

Accepted and Approved Apr. 5" 1909.

E.M. Murphy

Alfred S. Lineinger

Harry E. Sanders

Board of Commissioners of Hendricks County.

Attest: WM. H. Nichols, Auditor Hendricks County.

And now the Board estimates that the cost of construction of said road, including expenses incurred and the contract price, together with a sufficient sum to pay the per diem of the engineer and superintendent hereinafter appointed will be the sum of \$11800.00.

It is therefore ordered by the Board that bonds be issued in the name of Hendricks County, Indiana, for the sum of \$11800.00, in series payable over a period of ten years: it is ordered that said bonds bear interest at the rate of 4,1/2% per annum and be payable semi-annually, the first of said bonds, together with interest thereon from the 5th day of April, 1909, being payable on the 15th day of May, 1910, and one every six months thereafter, together with interest thereon, until all are paid; it is also ordered that said bonds shall bear date of April 5th, 1909.

And now the Board appoints John O. Kain as engineer of construction for the above entitled improvement and orders that he file his bond as by law provided for the sum of \$6000.00 payable to the State of Indiana and conditioned for the faithful discharge of his duties.

The Board also appoints Grant Martin, a resident of Middle Township, as superintendent of construction herein and orders that he qualify by filing his bond for the sum of \$5000.00 conditioned for the faithful discharge of his duties herein, all of which is finally ordered by the Board, and this matter is continued.

In the matter of the petition of)

Charles A. White et al for the improvement)

of a public highway by taxation.

Come now the Engineer and Viewers heretofore appointed in this cause and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said proposed improvement within the time allowed in the order appointing them and ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises, does now order that the time for the presenting of the report of the said engineer and viewers be extended to the May Term, of this Board, at which time the said engineer and viewers are now hereby directed and ordered to make report of their doings in the premises.

And day is given and this matter continued.

In the matter of the petition of

David Hadley et al, for the improvement

of a public highway by taxation.

Come now the engineer and viewers heretofore appointed in this cause and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said proposed improvement within the time allowed in the order appointing them and ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises, does now order that the time for the presenting of the report of the said engineer and viewers be extended to the May Term, of this Board, at which time the said engineer and viewers are now hereby directed and ordered to make report of their doings in the premises.

And day is given and this matter continued.

| In the matter of | the petition of) | |
|------------------|-------------------|--|
| Frank P.Reichard | et al for the) | |
| improvement of a | public highway) | |
| by taxation. | | |

Come now the engineer and viewers heretofore appointed in this cause and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said proposed improvement within the time allowed in the order appointing them and ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises does now order that the time fo the presenting of the report of the said engineer and viewers be extended to the May Term, 1909, of this Board, at which time the said engineer and viewers are now hereby directed and ordered to make report of their doings in the premises.

And day is given and this matter continued.

In the matter of the petition of

Charles F.McClelland et al for

the improvement of a public highway

by taxation.

Come now the engineer and viewers heretofore appointed in this cause and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said proposed improvement within the time allowed in the order appointing them and ask the Board that they be allowed more time in which ti view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises, does now order that the time for the presenting of the report of the said engineer and viewers be extended to the May Term, 1909, of this Board, at which time the said engineer and viewers are now hereby directed and ordered to make report of their doings in the premises.

And day is given and this matter continued.

In the matter of the petition of Orren A. Stout et al

for the improvement of a public highway by taxation.

Come the petitioners, and come also the engineer and viewers, and it appearing to the satisfaction of the Board that it is impossible for the said engineer and viewers to file a report of their doings in the foregoing entitled improvement.

Therefore, it is hereby ordered by this board that said engineer and viewers be given time until the first day of the next regular session of this board to make, and file in the office of the auditor of Hendricks County, Indiana, their certain report in writing setting forth their determination in regard to said proposed improvement.

In the matter of the petition of)

James A. Downard et al for the)

improvement of a public highway)

by taxation.

and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said proposed improvement within the time allowed in the order appointing them and ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises, does now order that the time for the presenting of the report of the said engineer and viewers be extended to the May Term, 1909, of this Board, at which time the said engineer and viewers are now hereby directed and ordered to make report of their doings in the premises.

And day is given and this matter continued.

In the matter of the Petition of)

George A. Blessing and others for)

the Improvement of a Public Highway)

by taxation.

Come now the petitioners in the above entitled matter and it appearing to the satisfaction of the Board of Commissioners that a petition containing the names of more than fifty free-holders and voters of the Townships of Middle and Union in Hendricks County, State of Indiana, was filed in the office of the County Auditor on February 2nd., 1909.

And it further appearing to the Board of Commissioners that at the time of filing said petition the same was set for hearing on the 5th day of April, 1909, as shown by the endorsement thereon of William H. Nichols, Auditor of Hendricks County, said state, which endorsement is in words and figures as follows, to-wit: (Here Insert), and said petition now coming on for hearing before the Board said petitions now produce and file the affidavit of Julian D. Hogate, editor and publisher of the Republican, a public weekly newspaper of general circulation, printed and published in the English language in the town of Danville, Hendricks County, Indiana, the County in which said highway proposed to be improved is located, said affidavit being in words and figures as follows, to-wit: (Here Insert). Said pwtitioners also produce and file the affidavit of William A. King, editor and publisher of the Danville Gazette, a public weekly newspaper of general circulation printed and published in the town of Danville, Hendricks County, Indiana, the County in which said highway proposed to be improved by said petition is located, which said affidavit is in words and figures as follows, to-wit: (Here Insert)

And it appearing to the satisfaction of the said Board of Cosmissioners by said affidavite that due notice of the filing and the time and place of hearing of said petition was given in said newspaper by two consecutive weekly publications therein, the first of which publications, was on the 18th day of March, 1909, and the last on the 25th day of March, 1909.

And raid petitioners now also produce and file the affidavit of Edgar M. Elersing of said County and State, which affidavit is in words and figures as follows, to-wit:-(Here Insert) from which it appears that due notice of the filing of said petition and the time and place of the hearing of the same was duly given by said affiant under the order and directe ion of the Auditor of said Hendricks County, Indiana, by posting copies of said petition with the time and place of hearing of the same endorsed thereon in three public places in each of Middle and Union Townships, said County and State aforesaid, for more than fifteen days before the 5th day of April, 1909. And said petitioners new also produce and file the certificate of William M. Nichols, Auditor of said Hendricks County, which said certificate is in words and figures, as follows, to-witt-(Here Insert) and from which said certificate it appears that a duly certified copy of said petition with the time and place of hearing of the same endorsed thereon was duly posted by said Auditor at the door of the Court House for more than fifteen days before the 5th day of April, 1909.

And now the petitioners by counsel, Edgar M. Blessing, file a notion before said
Board asking leave to amend said petition, which said notion is in words and figures
as follows, to-wit; -(Here Insert). And the Board being fully advised in the premises grants
said leave and said petition is now amended by striking out the word "twenty" on the
second page of said petition and inserting the word "ten".

And it further appearing to said Scard that no tax payer of either Union or Middle township aforesaid having filed any objection to the form or sufficiency of such petition and the Scard having examined said petition does now find the same sufficient and in due form according to law; that the same was duly filed in the office of the Auditor of Hendricks County, Indiana, on the 2nd day of February, 1909, and by endorsement upon said petition said Auditor did fix for the hearing of the same the 5th day of April, 1909, the same being the first day of the regular April Term, 1909, of the Commissioners Court of Hendricks County, Indiana.

The Board further finds that said highway, asked to be improved, is less than three niles in length; that a United States rural, route passes over its entire length and that said highway connects at each terminus with a free gravel road and is upon the boundary line between said townships of Union and Middle in said County and State.

It is therefore ordered by the Board that said petition is sufficient in all respects and that the same be spread of record in the records of the Auditor's Office in said Hendricks County, Indiana, which is now done and is as follows, to-wit:
State of Indiana SS: In the Commissioners Court March Term, 1909.

Hendricks County

To the Henorable Board of Commissioners of Henoricks County, IndianalThe undersigned petitioners respectfully show to the Board of Commissioners that

they constitute more than fifty freeholders and voters of Middle and Union
Townships in said County and State, that neither of said townships contain a
city or town having as many and thirty thousand inhabitants, and they respectfully petition your Henorable Board for the construction of a free macadamized
public highway on the line dividing said Middle and Union Townships in said
County and State, by improving, grading, draining and paving with stone, gravel or
other road paving material and building necessary culverts and sewers thereon
the public highway heretofore and already established on the line dividing
said Middle and Union Townships and beginning in the center of a public highway
at the South West corner of Section 2, Township 17 North of Range 1 West in
said County and State, said place of beginning being at a point upon the Danville
and Pittsboro improved free gravel road and running thence North on the dividing
line of said Middle and Union Townships for a distance of about one and one
half miles to where said already and heretofore established public highway
intersects with the Crawfordsville and Indianapolis improved free gravel road.

Said highway to be improved is thirty feet in width and is a public highway dividing Middle and Union Townships in said County and State and is less than three miles in length; that the same has one terminus, as aforesaid, on the Danville and Pittsboro improved free gravel road and the other terminus on the Crawfordsville and Indianapolis improved free gravel road, both termini being on the dividing line of said Union and Middle Townships.

That a United States mail route passes over the entire portion of the highway sought to be improved.

Wherefore your petitioners pray that the above described highway, already and heretofore established, be improved by grading, draining and paving with stone, gravel or other road paving material and building necessary culverts and sewers thereon, pursuant to an Act of the General Assembly of the State of Indiana.

Your petitioners further pray and ask that said improvement be made without election of the voters of said Middle and Union Townships and they ask that bonds be sold to pay the cost of said improvement and that they be issued in series payable in ten years from the issuance thereof in denominations of not less than \$50.00 each as provided by statute, and that the Board of Commissioners take all necessary steps to provide for the improvement herein sought to be provided for and for the payment of the costs of the same and your petitioners will ever pray.

George Blessing, A.T. Bursott, James U. May, Gabriel Ginn, Sidney Phillips,
Jacob Harlan, J.R. Hale, Wm. A. McDaniel, Joe Hale, J. G. Waters, A. S. Overstreet,
Jesse A. Wilson, Francis Wilson, Joseph C. Lowe, Orion F. Keeney, David D.
Keeney, Walter Scamahorn, L.B. Ashby, J. H. Pebworth, John Poland, T. A. Griffith
Allen M. Griffith, W. H. Terrell, John L. Rutledge, WM. Selch, F. A. Haynes,
Dayton McConnaha, James M. Leak, John W. Keeney, J. E. Moore, D. H. Thompson,

G.W. Vice, Geo. E. Walter, Geo. Hale, Martin Poland, Henry Lovell, Geo. T. Runion, Milton

Armstrong, H.J. Sallee, Ora Cocherell, W.T. Ashby, I.H. Palmer, John Ashby, M. Phillips, C.A. Weaver

John T. Waters, J.G. Gregg, F.T. Kirk, John Armstrong, J.W. Hamilton, Samuel W. Scott,

Geo. W. English, John P. Street, Peter G. McCoun, A.T. Rich, Martin Z. Long, Fred Griffith.

Petition endorsed on back as follows:

Action of Board. Drand eas of pulsa some of the sand bee without the

Apr. 5, 1909.

Petitioners ask leave to amend petition, and leave is granted. Amended petition is found to be in form and the following viewers appointed; Lon Townsend, Jas. M. Barlow, Guilford Township; John O. Kain, engineer, and are ordered to meet Apr. 14 - 1909.

E.M. Murphy, President of Board.

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Filed Feb. 2, 1909; Set for hearing April 5th 1909.

WM. H. Nichols, Auditor Hendricks County.

And now said Board appoints as viewers Lon Townsend and James M. Barlow, two responsible freeholders and voters of said Hendricks County, neither of whom is a resident of said Union or Middle Townships or the owner of taxable property in either of said townships aforesaid and in which said highway proposed to be improved is located.

Said Board also does hereby appoint John O. Kain surveyor of Hendricks County, Indiana, civil engineer to act with said viewers.

It is further ordered by the said Board that said engineer and viewers shall meet at the Auditors Office of Hendricks County, Indiana, on the 14th day of April, 1909, at the hour of ten o'clock A.M. of said day and there take an oath and subscribe to the same to faithfully and impartially discharge such duties as the law imposes in such cases made and provided.

And it is further ordered by the Board that the said civil engineer file his sufficient bond in the penal sum of Five Thousand Dollars (\$5000.00) conditioned for the faithful discharge of his duties as such engineer, and it is ordered by the board that said engineer and viewers do make report of their doings in the premises at the May Term, 1909, of the Commissioners Court of said County; and further proceedings in this matter are continued.

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In the matter of the John Cassidy) et al Free Gravel Road Petition.

Come now the petitioners in the above entitled matter and present to the Board of Commissioners of Hendricks County, Indiana, their petition for the improvement of a certain highway, described in said petition, in Clay township of said County and State, and it appearing to the Board by the proofs of publication of notice filed herein, which proofs of publication and copies of notices are in the following words and figures, to-wit: - (Here Insert) that notice of the pendency of this petition and when the same would be heard by the Board, and the place thereof, was given by publication in the "Danville Gazette" and "The Republican", two weekly newspapers of general circulation throughout said County, printed and published at the town of Danville, in said County and State, for two weeks prior to the day named in said notices when said petition would be heard, the said day being indorsed on said petition by the Auditor when the same would be heard by the Board, and it further appearing to the Board that like notices were posted in three public places in Clay township, in said County and State, for more than fifteen days prior to said day so named as the same is evidenced by the affidavit of John Cassidy, which affidavit and copy of notice are in the following words and figures, to-wit:-(Here Insert) and it further appearing to the Board that a like notice was posted at the east door of the Court House at Danville, Indiana, for more than fifteen days prior to said named day in said notice as the same is evidenced by the affidavit of William H. Nichols, Auditor of said County, which affidavit and copy of notice are as follows, to-wit: - (Here Insert). And now all the above and foregoing facts appearing to the satisfaction of the Board it assumes jurisdiction in the matter and after being fully advised doth say and make the following findings:

The Board finds that the petition filed is in due form and according to law; that said petition was signed by more than fifty freeholders and voters of Clay township, in said County and State; that proper and legal notice of the pendency of said petition and the time and place of hearing was given by the Auditor of said County as by law required and the Board finds that a copy of said petition was contained in said notices, and that no remonstrance or objection has been filed against said petition.

The Board further finds that viewers and an engineer sholud be appointed to view said proposed improvement and, if they find the same to be of public utility, to estimate the cost of construction. The Board also finds that the highway herein sought to be improved is passed over by a United States Mail Route, and is less than three miles in length; that both termini are inafree gravel road with said township.

It is therefore ordered by the Board that the following viewers and engineer be and they are hereby appointed, to-wit: Smith R. Davis, EEl River

township, Hendricks County, Indiana, John Buntin, Marion township, Hendricks County, Indiana, and John O. Kain, engineer.

It is ordered by the Board that said viewers and engineer meet at the Auditor's Office at Danville, Indiana, on the 14th day of April, 1909, and qualify for their appointment herein, and said viewers and engineer are ordered to report at the regular May Term, 1909, of this Board.

It is further ordered that the said engineer file his bond for the sum of \$5000.00, payable to the State of Indiana, with sufficient surety to the approval of the Auditor, which is accordingly done and is as follows, to-wit:-(Here Insert)

The Auditor is ordered and directed to spread a copy of the petition of record, which is done and is as follows, to-wit:-

State of Indiana

County of Hendricks, SS: In The Commissioners Court, April Term, 1909.

To the Honorable Board of Commissioners of Hendricks County, Ind.

Come now the undersigned petitioners herein and represent to the Board that they are and constitute more than fifty freeholders and voters of said township of Clay, in said County and State; that they petition and ask that the Board of Commissioners improve by grading, ditching, draining, gravelling, or by putting crushed stone thereon, and by bridging the following described highway in Clay township, in said County and State, towit:-

Beginning at a point near the south east corner of the scuth west quarter of the north east quarter of Section three, township 14 north, range two west, in said County and State, where the Free Gravel Road running south from the town of Amo is intersected by the highway running west from said corner of said quarter-quarter section, township and range aforesaid, thence west on the line of highway already established to where it intersects the Free Gravel Road running south from the town of Coatesville, in said County and State and ending at said point of intersection, the same being a few rods north of the center east of section 6, township and range aforesaid; that all of said improvement is located in Clay township, in said County and State and is less than three miles in length; that said above described highway has both termini in improved free gravel roads in said township; that a United States Mail Route passes over the above described highway which is sought to be improved; that petitic recommend that the improvement herein prayed for be made thirty feet in width.

Wherefore petitioners pray that the above described highway be improved by grading, ditching, draining, covering with stone, and bridging the same pursuant to an Act of the General Assembly of the State of Indiana, approved March 8th, 1905, beginning with Section 62 thereof and following and all acts supplementary thereto and amendments thereof to said act; your petitioners further ask and pray that said improvement be made without an election of the voter of the township, and ask that the costs of constructing the improvement prayed for be provided for by the sale of bonds and that they be issued in series payable in ten years, and for all steps necessary for the making of the improvement herein sought.

John Cassidy, Lincoln Masten, Emery Phillips, O.P. Phillips, Horace G. Masten, M.E. Cassady, Benj. F. Harlan, Madison E. Masten, David W. Campbell, Allen J. Campbell, Oscar O. Stenley,

Herb Harlan, Calvin A. Campbell, Clyde H. Gobert, D. A. McAninch, Charles F. Hope, G. W. Bryant, B. F. Draper, Joseph G. Sharp, John Jenkins, Fred R. Stewart, John N. Hodson, P.E. Bourne, S.E. Mark, John S. Walton, Claude E. Wilson Lon Edwards, Sclomon D. Edwards, James Franklin Love, A. R. Williams, John Patterson, M.C. Rogers, John Nelson Phillips, William Henry White, T.L. Stokes, D.F. Dyer, George Mason, WM. Beeson, Richard Hopkins, Thos. Mendenhall, E.B. Owen, E.C. record, Edward Jones, E. L. Fuson, John Masten Elmer Masten, Chas. Summers, Robert Love, William Hunt, W.E. Christie, J. B. Garrison, W.A. Odell, Morris Foster, Martin Mason, C.C. Orrell, James Mason, John Gray, Geo. Whitecotton, Carman C. Branson, John M. Wilson, Arthur Walton, Edward Walton, M. F. Bennett, D. S. Bowen, W. T. Beck, W?N? Lakin, W. T. Davis, M. F. Grimes, Oscar Stevens, Wm. Cosner, E.D. Masten, A.W. Phillips, J.A. Owen, Walter M. Hodson, John Bundy, E.O. Frazier, Otto Whicker, J.S. Hadley, Milton A. West, Aaron Reitzel, Morton Archer, Amos Kersey, R.L. Edwards, W.T. Vice, J.E. O'Neal, Wm. B. Swain, B. Herod, J.T. Christy, W.E. Greenlee, Wm. Mason, Sylvan Reeves, E.R. Ellis, Lon Shields, H.H. Wiseheart, R.L. Smith, W. V. Rollings, J. B. Gambold, L. A. Stewart, E. O. Stewart, A. M. Wright, W. L. Lisby C. W. Hollingsworth, I. N. Dix, Chas. Wilson, S. P. Vaughn, Jesse Harlan, S. P. Brown E.E. Masten,

Petition endorsed on back as follows:

Filed March 6" 1909,

Wm.H. Nichols, Auditor.

Action of Board.

Apr.5-1909. Petition found to be in form and the following viewers appointed; Smith R. Davis and John Bunten. John O. Kain, Engineer; and are crordered to meet Apr. 14 - 1909.

E.M. Murphy, President of Board.

Set for hearing on the 5" day of April, 1909.

Wm. H. Nichols, A.H.C.

and said matter is continued.

Ordered that the Board adjourn.

Monthy Ufud & Lindings E & anders

) Board Commissioners Hendricks County.

Monday Morning, May 3rd., 1909.

The Board of Commissioners of Hendricks County, Indiana, met in regular session, at the Commissioners Court Room in the town of Danville, Indiana, it being the first Monday in said Month.

Present, Elbert M. Murphy, Alfred S. Lineinger and Harry E. Sanders, all members of said Board.

The following proceedings were then had, to-wit:-

In the matter of the petition of Galileo)
Peacock et al to establish a highway.

Come now Galileo Peacock and twenty six others and present to the Board of Commissioner of Hendricks County, Indiana, at their regular May term, 1909, their petition to establish a public highway in Guilford Township, in said county and state, and it appearing to the Board that proper notice has been given of the pendency of this petition, and the time and place of hearing, as the same is evidenced by the affidavit of John A. Baldwin and by the certificate of William H. Nichols, Auditor of said County which petition, affidavit and certificate and copy of notice are in the following words and figures, to wit, (H.I.), and now the Board assumes jurisdiction of the above entitled matter upon the the above showing, and having been duly and sufficiently advised in the premises finds that the prayer of the petitioners should be granted and that viewers should be appointed to view the proposed highway as described in the petition.

It is therefore ordered by the Board that viewers be and they are hereby appointed by the Board as follows, to wit: George Jessup, Marshall Glidewell and Charles Kocher, to meet on the 10th day of May, 1909, at the office of Charles Havens, notary public, at Plainfield, Indiana, and qualify for their appointment herein and proceed to view said proposed nighway and make their report to this Board on the 7th day of Juhe, 1909, the same being the first day of the next regular term of this Board, and this matter is continued.

In the matter of the petition of

Orren A. Stout et al for the improvement

of a public highway by taxation.

Come the petitioners, and come also the engineer and viewers, and it appearing to the satisfaction of the Board that it is impissible for the said engineer and viewers to file a report of their doings in the foregoing entitled improvement.

Therefore, it is hereby ordered by this board that said engineer and viewers be given time until the first day of the next regular session of this board to make, and file in the office of the auditor of Hendricks County, Indiana, their certain report in writing setting forth their determination in regard to said proposed improvement.

In the Matter of the Petition of Charles A. White et.al.

for the improvement of a public highway by taxation.

Come now the Engineer and Viewers heretofore appointed in this cause and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said proposed improvement within the time allowed in the order appointing them and ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises, does now order that the time for the presenting of the report of said engineer and viewers be extended to the June term, 1909, of this Board, at which time the said engineer and viewers are now hereby directed and ordered to make report of their doings in the premises.

And day is given and this matter continued.

In the Matter of the Petition of
David Hadley et.al.

for the improvement of a public.

highway by taxation.

come now the Engineer and Viewers heretofore appointed in this cause and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said proposed improvement within the time allowed in the order appointing them and ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises, does now order that the time for the presenting of the report of the said engineer and viewers be extended to the June term, 1909, of this Board, at which time the said engineer and viewers are now hereby directed and ordered to make report of their doings in the premises.

And day is given and this matter continued.

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. Reputer in relief to said proposed improveners.

In the Matter of the Petition of

Frank P. Reichard et.al.

for the improvement of a public

highway by taxation.

Come now the Engineer and viewers heretofore appointed in this cause and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said improvement within the time allowed in the order appointing them and ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises, does now order that the time for the presenting of the report or the said engineer and viewers be extended to the June term, 1909, of this Board, at which time the said engineer and viewers are now hereby ordered and directed to make report of their doing in the premises

And day is given and this matter continued.

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In the Matter of the Petition of

Charles F. McClellana et.al.

for the improvement of a public

highway by taxation.

Come now the Engineer and Viewers heretofore appointed in this cause and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said improvement within the time allowed in the order appointing them and ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises, does now order that the time for presenting of the report of the said engineer and viewers be extended to the June term, 1909, of this Board, at which time the said engineer and viewers are now hereby directed and ordered to make report of their doings in the premises.

And the day is given and this matter continued.

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of the County America of Mendricks County, Indiano, by publication in

. CCL. and not later than 18:30 of clock A.M. of Sans resel to the . 1901.

In the Matter of the Petition of James A. Downard et.al. for the improvement of a public highway by taxation.

Come now the Engineer and viewers heretofore appointed in this cause and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said proposed improvement within the time allowed in the order appointing them and ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises, does now order that the time for presenting of the report of the said engineer and viewers be extended to the June term, 1909, of this Board, at which time the said engineer and viewers are hereby directed and ordered to make report of their doings in the premises.

And day is given and this matter continued.

In the matter of the petition of James W. Todd et al.)
for the improvement of a public highway by taxation.)

Comes now the Auditor and this being the hour of ten o'clock A.M., he presents to the Board the bid of Evan Bray, for the construction of said read as per plans etc. on file in the office of said Auditor, said bid being the only bid received for the construction of said improved highway.

The board now opens said bid and finds that the same has not attached thereto or enclosed therewith the affidavit of non-collusion as by law required in such cases. The said Evan Bray thereupon tenders said affidavit of non-collusion, which the board now refuses to accept, on the ground that the same should have been made and filed with the bid, and refuses to award the contract.

The Board now directs the Auditor to readvertise for bids for improvement of said highway as per plans and specifications on file in the Office of the County Auditor of Hendricks County, Indiana, by publication in The Indianapolis Star and The Republican as by law provided in such cases, said bids to be filed not later than 10:00 o'clock A.M. of June 7th., 1909.

In the matter of the John Cassidy)
et al Free Gravel Road Petition.

Come now the viewers heretofore appointed in the above entitled matter and file their report that the improvement of the highway described in the petition herein will not be of public utility, which report is as follows, to-wit:-(Here Insert)

And the Board of Commissioners accepts said report and orders the petition dismissed at the cost of the petitioners.

In the matter of the Petition of George A.Blessing)
et al for the improvement of a public highway by taxation.)

Come now the Engineer and viewers heretofore appointed in this cause and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said proposed improvement within the time allowed in the order appointing them and ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises, does now order that the time for presenting of the report of the said engineer and viewers be expended to the June Term, 1909, or this Board, at which time the said engineer and viewers are hereby directed and ordered to make report of their doings in the premises.

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And day is given and this matter continued.

Ordered that the Board adjourn.

About M hrushy? Alfred & Lineinger?

Board Commissioners Hendricks County.

Monday Morning, June 7th., 1909.

The Board of Commissioners of Hendricks County, Indiana, met in the Commissioners Court Room in the town of Danville, Indiana, in regular session, it being the first Monday in said Month.

Present, Elbert M. Murphy, Alfred S. Lineinger and Harry E. Sanders, all members of said Board.

The following proceedings were then had, to-wit:-

In the matter of the petition of)

James W. Todd et al for the)

Improvement of a highway.

Come now the petitioners herein by Geo.E. Easley, their attorney, and file with the Auditor of Hendricks County, Indiana, an affidavit of C.E. Cox, the Clerk for the Star Publishing Company and duly authorized to sign for said Corporation and publishers of the Indianapolis Star, a daily newspaper of general circulation, printed and published in the English Language at the City of Indianapolis, Indiana; that the notice for sealed proposals for the construction of the gravel road herein established would be received by said Commissioners on Monday June 7",1909, and a copy of said notice and proof of publication thereof, being in words and figures as follows, to-wit: (Here Insert) And the petitioners by their said attorney also file an affidavit of Julian D. Hogate, editor and publisher of The Republican, a newspaper of general circulation, printed and published in the English language in the town of Danville, Hendricks County, Indiana; that notices for sealed proposals for the construction of the gravel road herein established would be received by said Commissioners on Monday, June 7",1909, and was duly published in said paper for three consecutive weeks before the said 7" day of June, 1909, and a copy of which notice and proof of publication is in words and figures as follows, to-wit:-(Here Insert)

And now come petitioners herein by their said Attorney, and come also John L. Rutledge, and come also Evan Bray and also Masten & Bowen, who heretofore tendered and filed their sealed proposals for the construction of said highway as herein established and in the presence of all said persons who so tendered their sealed proposals and bids herein, the Board of Commissioners now open all of said bids and said Board of Commissioners having examined all of said bids and being fully advised and informed in the premises, now accepts the bid of John L. Rutledge, and the said John L. Rutledge having filed with his said sealed proposal his bond payable to the State of Indiana in the sum of \$16,000.00, which is more than double the sum of said bid with the United States Fidelity Guaranty Co.of Baltimore Maryland, as security thereon which bond is now accepted and approved and the acceptance and approval endorsed thereon.

Know all Men by there presents, that we, the undersigned John L. Rutledge

as principal, and the United States Fidelity & Guaranty Company of Baltimore Md., surety of Hendricks County, Indiana, and Baltimore Md., are firmly bound unto the State of Indiana in the penal sum of Sixteen Thousand and no/100 Dollars, for the payment of which, well and truly to be made, we bind ourselves jointly and severally, and our joint and several heirs, executors, administrators and assigns, firmly by these presents, this third day of June, 1909.

The Condition of the above obligation are such, That whereas, the Board of Commissioners of Hendricks County, Indiana are about to let a contract for the construction of the Jas. W. Todd et al Road in Center township, in said County and State,

And whereas the above named John L.Rutledge has filed a bid for said work with
the Auditor of the County: Now, therefore, if the said Board or Commissioners, shall award
him the contract for said work and the said John L.Rutledge shall promptly enter into a
contract with said Board of Commissioners for said work, and shall well and faithfully do
and perform the same in all respects according to the plans and specifications adopted
by the Board of Commissioners, and according to the time, terms, and conditions specified
in said contract to be entered into and shall promptly pay all debts incurred by him in
the prosecution of said work, including labor, materials furnished, and for boarding the
laborers thereon, then this obligation shall be void, otherwise to remain in full force,
virtue and effect.

The United States Fidelity and Guaranty
John L.Rutledge

Company, of Baltimore, Maryland (SEAL)

By Ronald A. Foster, Atty-in-fact.

State of Indiana, County of Hendricks, SS:

Before me, the subscriber, a notary public in and for said County personally appeared John L. Rutledge and acknowledged the execution of the foregoing instrument for the uses and purposes therein mentioned.

Witness, my hand and notarial seal, this 3rd day of June, 1909.

My Com. expires Sept 24th, 1911.

Carey W. Gaston, Notary Public. (SEAL)

State of Indiana,

Marion County

Ronald A. Foster, who being by me duly sworn upon his oath did depose and say that he is the Attorney-in-fact of the said The United States Fidelity and Guaranty Company, of Baltimore, Maryland; that he knows the corporate seal thereof; and that the seal affixed to the within bond is such seal; That the said Ronald A. Foster signed the bond as Attorney-in-fact of said Company in accordance with a resolution passed at a meeting called and held by the Board of Directors of the said United States Fidelity and Guaranty Company, at its Home Office in Baltimore, Maryland, under date of February the 29th, 1904.

Witness my hand and Notarial Seal this 4th day of June, 1909.

My commission expires April 17,1913.

John E. Messick, Notary Public. (SEAL)

Accepted and Approved June 7th, 1909.

E.M. Murphy Alfred S.LIneinger

Attest: Wm.H. Nichols,
Auditor Hendricks County, Indiana.

Board of Commissioners of Hendricks County. And said Board now awards to the said John L.Rutledge the contract for the building of said road at and for the price of his bid to-wit: \$7,495.50, said bid being lower than the estimates made by the Viewers and Engineer herein, and the said John L.Rutledge being the lowest responsible bidder therefor; and now the board finds that the total indebtedness for gravel road purposes in Center township is less than 4 % of the total assessed taxable valuation of said township. And now said John L.Rutledge now enters into a contract with the said Board of County Commissioners of said Hendricks County, State of Indiana, for the construction of said road according to the plans and specifications on file, which contract is in words and figures as follows, to-wit:-

CONTRACT.

This Agreement, made this 7th day of June, 1909, between John L.Rutledge the first party, and The Board of Commissioners of Hendricks County, Indiana, the second party, is that said first party agrees to furnish the material and labor and build and construct the James W. Todd et al Road in Center township, in said Hendricks County and State of Indiana, complete according to plans and specifications on file in the office of the Auditor of said County, which plans and specifications are made a part of this contract.

Said second party agrees to pay said first party for said work the sum of Seventy-four hundred ninety five and 50/100 Dollars in cash when said work is completed according to the terms of this contract.

Said first party agrees to have said work completed on or before the 1st day of November, 1909.

The first party hereto agrees to save the said County of Hendricks harmless from any damages on account of the construction of the said above entitled road.

The second party agrees to pay the said first party the said sum of money as above named as the contract price upon estimates furnished by Engineer in charge of said road, but only for an amount equal to 80 % of said estimates, or less, as by the second party determined, and to pay the whole amount as above named upon the completion of said road and the acceptance thereof by the Superintendant, Engineer and by the second party hereto.

E. M. Murphy

John L. Rutledge, The first Party.

Alfred S.Lineinger

Harry E. Sanders,

Board of Commissioners, the Second Party.

And said Board finds further, that the following items and amounts will be necessary to construct said road, to-wit:-

Contract Price

\$7,495.50

Per Diem of Supt.& Eng., and all expenses occasioned by the construction of said road

Making a total of

\$8220.00

And the Board of County Commissioners now hereby orders that bonds of the County be issued in the sum of \$8220.00 in denominations of \$411.00 each of 20 series. The first of which series is to be and become due on the 15" days of May,1910, and each succeeding series thereafter to become due on the 15" days of November and May of each year until the said 20 series of \$411.00 each are fully paid; said bonds, to draw interest at 4 1/2 % per annum. It is further ordered that the County Treasurer snall sell the bonds so issued at not less than their face value.

And now the Board of County Commissioners hereby appoints John Jones, who is a resident of Center Township as Superintendent to supervise the construction of said road according to the plans, profiles and specifications filed by the engineer and viewers therein.

And the Board of County Commissioners also appoints John O.Kain, Engineer of said road.

The Board further orders that said Superintendent give bond in the sum of \$5,000.00 and the said Engineer give bond in the sum of \$6,000.00 conditioned for the faithful discharge of their duties as such.

In the matter of the petition)
of Galileo Peacock et al)

Come now the viewers heretofore appointed in the above entitled matter and ask leave of the Board that the time be extended until the July Term, 1909, for the making of their report, and the Board being duly advised in the premises grants such extension of time and orsers said viewers to make thier report at the regular July Term, 1909 of this Board, and said matter is continued.

In the matter of the petition of

David Hadley et al for the improvement

of a public highway by taxation.

Come now the engineer and viewers heretofore appointed in this cause and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said proposed improvement within the time allowed in the order appointing them and ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board having considered the matter and being fully advised in the premises, does now order that the time for the presenting of the report of the said engineer and viewers be extended to the July Term, 1909, or this Board, at which time the said engineer and viewers are now hereby directed and ordered to make report of their doings in the premises.

And day is given and this matter continued.

In the matter of the petition of)

Frank P.Reichard et al for the improvement)

of a public highway by taxation.

and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said proposed improvement within the time allowed in the order appointing them and ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises, does now order that the time for the presenting of the report of the said engineer and viewers be extended to the July Term, 1909, of this Board, at which time the said engineer and viewers are now hereby directed and ordered to make report of their doings in the premises.

And day is given and this matter continued.

In the matter of the petition of

Charles F. McClelland et al for the improvement

of a public highway by taxation.

Come now the engineer and viewers heretofore appointed in this cause and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said proposed improvement within the time allowed in the order appointing them and ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises, does now order that the time for the presenting of the report of the said engineer and viewers be extended to the July Term, 1909, of this Board, at which time the said engineer and viewers are now hereby directed and ordered to make report of their doings in the premises.

And day is given and this matter continued.

In the matter of the petition of)

Orren A. Stout et al for the improvement)

of a public highway by taxation.

Come the petitioners, and come also the engineer and viewers, and it appearing to the satisfaction of the Board that it is impossible for the said engineer and viewers to file a report of their doings in the foregoing entitled improvement.

Therefore, it is hereby ordered by this board that said engineer and viewers be given time until the first day of the next regular session of this board to make, and file in the office of the auditor of Hendricks County, Indiana, their certain report in writing setting forth their determination in regard to said proposed improvement.

Come now the Engineer and Viewers heretofore appointed in this cause and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for them to report upon said proposed improvement within the time allowed in the order appointing them and ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises, does now order that the time for the presenting of the report of the said engineer and viewers be extended to the July Term, 1909, of this Board, at which time the said engineer and viewers are now hereby directed and ordered to make report of their doings in the premises.

And day is given and this matter continued.

In the matter of the petition of George A.)

Blessing et al for the improvement of a ')

public highway by taxation.

Come now the engineer and viewers heretofore appointed in this cause and this being the time for reporting their doings as such engineer and viewers they represent and show to the Board that it is impossible for the to report upon said improvement at this term of Court and ask the Board that they be allowed more time in which to view the proposed improvement and report thereon.

And the Board, having considered the matter and being fully advised in the premises, does now order that the time for the presenting of the report of the said engineer and viewers be extended to the July Term, 1909, of this Board, at which time the said engineer and viewers are now hereby directed and ordered to make report of their doings in the premises.

And day is given and this matter continued.

In the matter of the petition of John Cassidy et al)
for the improvement of a highway by taxation.

Come now the parties herein, the petitioners by Alf Walters, their attorney, and the remonstrators by Brill & Harvey, their attorney, and by consent of all parties concerned, and on order of the Board this matter is continued to the July Term, 1909, of this Board.

In the matter of the petition of Charles).

A. White et al, for the improvement of a)

highway by taxation.

Come now the petitioners herein in the above entitled matter by and through their attorneys, Brill & Harvey, and present to the Board of Commissioners of Hendricks County, Indiana, the report and supplemental report of the viewers and engineer heretofore made in said above entitled matter and filed in Auditor's office on the 27th day of May, 1909, and the supplemental report being filed on the 7th day of June, 1909, and ask the Board to accept and approve said reports, together with the profile herein, and it fully appearing to the Board that the viewers and engineer, heretofore appointed, met at the office of the Auditor of said County, in said State, not later than ten days from the date of their appointment, to-wit:on the 13th day of February, 1909, and qualified under said appointment by taking an oath to faithfully and impartially discharge their duties hereunder as the same appears from their said oath which is made a part of their report herein, and it also appearing to the Board that the Engineer, John O. Kain, so appointed, executed and filed with the Auditor of said County his bond in the penal sum of Five thousand dollars (\$5000.00), payable to the State of Indiana, conditioned that he would faithfully discharge his duties by reason of said appointment and with good and sufficient sureties thereon to the approval of said Auditor, which bond and the Auditor's Approval thereon are in the following words and figures, to-wit:-Disk Unived "Bond of Engineer"

Know all men by these presents, that, we, John O. Kain, as Principal, and
The United States Fidelity & Guaranty Company of Baltimore, Md. as surety, are held
and firmly bound unto the State of Indiana, in the penal sum of Five thousand
(\$5,000.00) Dollars, for the faithful discharge of the duties of above principal as
engineer for preliminary survey and make estimates as to the cost of construction
of the Charles A. White et al road, in Center Township, Hendricks County, Indiana,
as provided in Section Sixty-seven (67) of the Acts of 1905 of the General
Assembly of the State of Indiana.

Signed and sealed this 13th day of February, 1909.

Now if the said John O.Kain shall faithfully discharge his duties as such Engineer as provided by law, then this obligation to be null and void; otherw ise to remain in full force and effect for the use and benefits of any and all persons entitled thereto.

John O. Kain, Principal.

The United States Fidelity & Guaranty Company of Baltimore, Md. By John E. Messick, Attorney-in-fact.

Approved this 13" day of February, 1909.

Wm. H. Nichols, Auditor of Hendricks County.

State of Indiana SS:

Before me, the undersigned, a Notary Public in and for said County and State, this the 13th day of February, 1909, personally appeared John E. Messick, attorney-in-fact, and acknowledged the execution of the annexed bond.

Witness my hand and Notarial Seal this 13th day of February, 1909.

(SEAL)

Mary Gray, Notary Public.

My commission expires January 1st,1912.

State of Indiana, Hendricks County, SS:

Before me, the undersigned notary public, personally appeared John O. Kain and acknowledged the execution of the above and foregoing bond.

Witness my hand and notarial seal this 13th day of February, 1909.

(SEAL)

Carey W. Gaston, Notary Public.

"Endorsed on back:-

Filed Feb 13"-1909. Wm.H. Nichols, A. H. C."

has remained on file at the office of the Auditor of said County for more than ten days prior to the first day of the regular June Term, 1909, of said Board examines and inspects said report and also the supplemental report and profile, and, having been duly and sufficiently advised in the premises and having heard all the evidence adduced thereon doth say and find:-

That the report, supplemental report, and profile of the engineer and viewers, filed herein, should be approved; that said viewers are each responsible freeholders and voters of said County and State, and are not redidents of nor owners of any taxable property in the township or town wherein said proposed improvement is located; that the said John O. Kain, heretofore appointed as engineer herein, is a competent civil engineer; that the report of the viewers and engineer remained on file, open to the inspection of every person affected or interested therein, his agent or attorney, at the office of the Auditor of said County, for more than ten days prior to the first day of the regular June term, 1909, of said Board, and the Board finds that no damages are justly due any infant, idiot or person of unsound mind by reason of the construction of said proposed improvement; that no written claims for damages were filed or presented to the viewers and engineer; that the viewers and engineer met on the 7th day of June, 1909, and filed their supplemental report herein; the Board finds that said proposed improvement will be of public utility and that the same should be constructed according to the plans, specifications, report and profile filed herein, and herein approved; that Board finds that the proposed improvement will be less than three miles in length and that no election of the voters of the township should be held to vote on the question of the proposed improvement.

It is now therefore ordered by the Beard that the report of the viewers and engineer, their supplemental report, and the profile be and they are hereby accepted and approved; it is ordered by the Board that said proposed improvement be constructed

according to the plans, specifications and profile herein approved and that no election be held in the township to determine the question of this improvement.

It is further ordered by the Board and the Auditor of said County is hereby directed to give notice by publication one time in the Indianapolis Star, a daily newspaper of general circulation throughout the State, and for three consecutive weeks in the Republican, a weekly newspaper of general circulation throughout Hendricks County, that the Board will receive sealed proposals up until the hour of 10 o'clock A.M. of the 30th day of June, 1909, for the construction of the improvement herein ordered; the Board further orders that all bids must be on file with the Auditor of said County by the hour above named and that said bids must be accompanied by the proper affidavits of non-collusion, and by a good and sufficient bond in double the amount of the bid which it accompanies to the approval of the Board.

It is further ordered by the Board that the report of the viewers and engineer, supplemental report, the order to viewers and engineer, their oath or affirmation, be spread of record, which is accordingly done and which are as follows, to-wit:-

Order to View Road.

The State of Indiana
SS: Commissioners' Court, February Term, 1909.
Hendricks County

To Elmer Fuson, and Chester Weaver and John O. Kain.

You are hereby notified that you were appointed by the Board of Commissioners of said County, at their February Term, 1909, to view a proposed improvement of highway as follows, to-wit: Commencing at the intersection of the Danville and New Winchester Free Gravel Road, near the West corporation line of the town of Danville, or Tinder Avenue, along the West boundary line of said incorporated town of Danville, and running thence North to where said Tinder Avenue intersects with the western terminus of Clinton Street to where said Clinton Street intersects with Kentucky Street and public highway in said town of Danville, Indiana; thence South on said Kentucky Street and public highway to South Street and public highway in said town of Danville; thence East along said South Street and public highway to Washington Street and public highway in said town of Danville; thence South and southeast along Washington Street and public highway and along the road leading from said Washington Street in a southeasterly direction to where the same intersects with the Danville and Cartersburg free gravel road, at or near the bridge across the Cleveland, Cincinnati, Chicago & St. Louis Railroad, and, if said proposed highway will be of public utility, mark and lay out the same, in the manner prescribed by law, to the width of thirty feet.

You will meet at the office of the County Auditor, at Danville, Indiana, on Saturday the 13th day of February, 1909, at 10 o'clock A.M., and after being duly qualified, proceed to make said view, and report at the next regular term of

of said Board.

I certify the foregoing to be a true copy of the Order of the Board in relation to said proposed highway. Witness my hand and official seal, this 3rd day of February, 1909.

Wm.H. Nichols, Auditor.

Oath of Viewers.

State of Indiana, Hendricks County, SS:

We, Elmer Fuson, Chester Weaver and John O. Kain, do solemnly swear that we will faithfully and impartially discharge the duties assigned us as viewers on the within described proposed highway to the best of our skill and ability, so help us God.

Elmer Fuson
Chester A. Weaver

John O.Kain.

Subscribed and sworn to before me, this 13th day of February, 1909

Wm.H. Nichols, A.H. C.

Report of Viewers.

State of Indiana, Hendricks County, SS:

In the Commissioners Court, June Term, 1909.

In the matter of the petition of Charles A. White et al., to

improve a public highway, in Center Township, Hendricks County, Indiana.

To the Honorable Board of Commissioners of Hendricks County, Indiana.

We, the undersigned Viewers and Engineer, appointed by your Honorable Body, under the Provisions of an Act of the General Assembly of Indiana, approved March 8th, 1905, and all amendments thereto", to view, examine, make all needful surveys of the road described in the petition of Charles A. White et al, and hereinafter described, determine the manner of said improvement in detail, estimate the costs thereof, and prepare profile, plans, drawings and specifications, preparatory to cleaning, grading, sewering, ditching, draining, and surfacing said proposed improvement of said highway, respectfully report:-

That pursuant to the notice served on us, we met on the 13th day of February, 1909, at the office of the Auditor of Hendricks County, in the town of Danville, Indiana, and after taking and subscribing an oath, faithfully and impartially to discharge the duties under our respective appointments, and as such Viewers and Engineer, we proceeded to the vicinity and neighborhood of said road.

That we made a careful view and examination of the route of the proposed improvement, of the locality in which said proposed improved road is located, of the improvement, of the locality in which said proposed improvement as a facility for travel, and did make needs of the public for this proposed improvement as a facility for travel, and did make the necessary surveys of the same, together with profile, drawings, plans and specifications and found that the material for the roadway should be hard, crushed, screened limestone and with a top dressing of limestone screenings as detailed in the specifications and with a top dressing of limestone screenings as detailed in the specifications and exemplified in the drawings entitled "Cross Section of Roadbed with Curbs", and Cross Section of Roadbed without Curbs". We find that the proposed improvement, in accordance

with the profile, drawings and specifications and plans, herewith filed, will be of public utility and convenience and that the costs of constructing the same will be less than the benefits derived therefron; that we have laid out said proposed highway slong the route hereinafter described and to the width of thirty feet and specified in the specifications herewith 'filed'. That the aforesaid profile shows the elevations of the center line of said proposed road, at the end of each hundred feet and certain plus Stations, together with certain tabulated elevations and that said profile, drawings, plans and specifications provide for all details of the improvement of said road. Said profile, drawings, plans and specifications describe in detail the sizes, materials to be used and the methods of construction of the roadbed, sewers, ditches, drains, and macadam required therein and likewise provide the quality and quantity of each and every kind of material, and all necessary things to make a complete macadam road; that all drawings, plans, blue print's and specifications, together with the profile are made by us and herewith filed and made a part of this report.

The following is a description of the route over and upon which said improvement is to be located: - Commencing at the Eastern Terminus of the Danville and New Winchester Free Gravel Road, which point is fout (4) feet East of the South half mile stone of Section 4 Township 15 North Range one West and running thence East 303.83 feet to the Center of Tinder Avenue in the town of Danville, Indiana; thence North 438.78 feet; thence East 1328.39 feet; thence South 976.40 feet; thence East 981.95 feet; thence South 917.65 feet; thence South 32 degrees East 1844.85 feet to the Novthern Terminus of the Cartersburg Free Gravel Road, at a point on the overhead Bridge across the Bog Four Railroad tracts We find the total length of the proposed improved highway to be 6791.85 lineal feet, which is less than three miles. All of said bearings and distances being the center line of said proposed improved highway.

We find that no damages on account of the construction of the foregoing described proposed improved highway will accrue to any one.

We estimate the total cost of the proposed improvement to be \$8524.00 John O. Kain, Engineer

Chester A. Weaver, Viewer.

Elmer Fuson, Viewer.

Subscribed and sworn to before me this May 27th.,1909.

Wm. H. Nichols, Auditor.

State of Indiana, Hendricks County, SS:

In the Commissioners Court,

Term, 1909.

In the matter of the petition of Charles A. White et al,

to improve a public highway, in Center Township, Hendricks County, Indiana. Specifications for the construction of the Charles A. White et al Road in Center Township, Hendricks County, Indiana, under the "Provisions of an Act of the General Assembly of Indiana, approved March 8th., 1905, and all amendments thereto, "by cleaning, grubbing, grading, culverting, sewering, ditching, draining, bridging and macadamizing with crushed limestone, the above named Road as described in our report.

General Specifications.

- 1. Intention. It is intended that these epecifications, drawings, plans, blue prints and profile, with all figures and writings thereon, and herewith filed, shall provide for a road complate in every respect, and any error or omission in the profile, plans, drawings, blue prints and specifications shall not release the Contractor from constructing a road complete in all its details, any work done or materials furnished on account of any error or omission as aforesaid shall be done and furnished by the Contractor under his contract, without any additional compensation.
- 2. Board. Whenever the word "Board" is used, it shall be understood as referring to the Board of Commissioners of Hendricks County, in the State of Indiana.
- 3. Engineer. Whenever the word "Engineer" is used in these specifications it shall be understood as referring to the Engineer in charge of such work, duly appointed by the Board, or to his deputy or assistant.
- 4. Superintendent. Whenever the word "Superintendent" is used, it shall be understood as referring to the regular appointee of the Board, as provided by law, and who is not to be related to the Contractor, or interested with the Contractor on the work herein contemplated, or interested in any other business affairs with the Contractor, and who is to receive no compensation from the Contractor for any services or labor performed on the work herein contemplated, and who is under the directions of the Engineer.
- 5. Contractor. Whenever the word "Contractor" is used, it shall be understood as referring to the party or parties, who shall enter into an agreement to execute and perform all or any part of the work as herein specified and contemplated, or to the authorized representative of said party or parties.
- 6.Disagreement. Should there be any difference of opinion or disagreement, between the Contractor and Superintendent, concerning the interpretation of the profile, plans, drawings, blue prints, and specifications, or concerning the quantity or quality of the materials furnished, or as to the character of the work, the same shall be submitted to the Engineer and the decision of the Engineer shall control and the Contractor shall proceed with work in accordance therewith.
- 7. Change of Plans. The Engineer shall have the right to make any change or alteration in the plans and specifications that the Engineer and Superintendent may deem advisable, any such change not increasing the cost of labor or material; but the Contractor shall not proceed with such alterations without the profile, plans, drawings, blue prints and proceed with such alterations without the profile, plans, drawings, blue prints and specifications shall have been amended by the Engineer. In any eveny additional expense shall not be incurred, and no claim whatever will be allowed for extra labor or material furnished over and above the contract price.
- 8. Inspection. All materials and workmanship of whatever description shall be subject to inspection and rejection by the Superintendent and Engineer in accordance with the

intentions of these specifications. In case of the Superintendent accepting any material or workmanship and the Engineer afterwards rejecting the same, the decision of the Engineer shall control and be final, as the decision of the Engineer on any and all subjects is to be final.

9. Superintendence. The contractor shall give his personal attention to the work at all time, or have some competent person all the time on the work authorized to act for him. After the work is once begun, the Contractor shall at all times employ a sufficient force of men to insure the completion of the work within the time specified, and all necessary materials must be ordered in time for their delivery on the ground by the time they are needed.

10. Sub-Contractors. No part of the work shall be assigned or sub-let to any person or persons, without the consent of the Board, and if any part is so assigned or sub-let, it shall not in any wise affect the condition and provision of the contract.

11. Defective Work. In case of the refusal or neglect of the Contractor to remedy and make good any defect in material or workmanship promptly, when so requested, and within the time required, such work may be done by the Engineer, and the cost thereof deducted from any amount due, or which may become due, the Contractor.

If, at any time previous to the final acceptance of the work, any of the material furnished, or labor to be performed, shall have proved defective or in sufficient to a certain degree, and it shall be deemed not adviseable by the Engineer to order such parts reconstructed, the Engineer shall determine the equivalent reduction to be made in the contract amount.

12. Plans. All drawings prepared by the Engineer in connection herewith, with all notes, dimensions, figures, writings thereon or thereto attached, etc., shall be considered a part of the specifications, and in event of any discrepancy between the drawings, and specifications, the matter shall be referred to the Engineer for adjustment, and his decisions shall be final. On all drawings, including the profile, figures shall be used in preference to scale measurements.

In the event of any error existing in the amount of cuts and fills as indicated on the profile, it is understood that the cuts and fills shall be sufficient to bring the sub-grade to agree with a grade established by making the respective cuts or fills, as the case may be, at the breaks in the grade, and then by making a continuous grade from break to break.

13. Materials. All materials used throughout the work shall be the best of their respective kinds, and the work shall be done throughout in a workmanship like manner, according to the designs and intentions, whether particularly specified or not, but which may be inferred from the specifications.

14. Indemnity. The Contractor shall keep Hendricks County free and harmless from the payment of any and all damages, costs, expenses, royalties, patent fees,

attorneys fees, or any sum of money whatsoever by reason of any action, claim, demands or proceedings, arising out of any infringement or alleged infringement, or use of any patent or patented devise, article, system or arrangement, that may be used by the Contractor in the execution of his work.

And the Contractor will be required to indemnify and save harmless Hendricks
County, Indiana, from all suits or actions of any kind or description brought against the
County for or on account of any injuries or damages received or sustained by any person or
persons in the work of construction or by or in consequence of any neglect in guarding
dangerous places, or in any improper materials used, or by or on account of any act or
omission or comission of the Contractor or his agents.

15. Acceptance. None of the work will be finally accepted until the whole is completed and ready for acceptance, and any defective materials or workmanship which may have been temporarily passed or overlooked shall be corrected at any time on the demand of the Engineer. Any inspection of the work will not relieve the Contractor of any of his obligations to construct, in a first class manner, all of the work nerein described and contemplated.

16. Bills. Before the final acceptance of the work or release of his bond, the Contractor must satisfy the Board that all bills for materials and labor have been paid.

17. Protection. The Contractor will be required to guard the public effectually from liability to damage or accident in consequence of operations during the whole progress of

the work.

The Contractor skall also make provisions for the ordinary traffic on the highway, so as to discommode the public as little as possible.

18. Other Contractors. The Contractor for any part of this work shall at an early date, put himself in communication with other contractors, if there be such, so as tp promote harmony of action; any difference of opinion between such Contractors being arbitrated solely by the Engineer.

19. Risks. All risks as to floods, storms, damage of materials in place, or work done and the like, as well as causualities of every nature pertaining to the work until final acceptance thereof, are at Contractor's risks.

20. Time of Work relative to Weather and Conditions of Other Highways. Whenever the weather conditions are such, or the conditions of other highways, over which material has to be transported, that in the opinion of the Engineer, the best interests of the work herein contemplated, or the damage to said other highways is unnecessarily great, the Engineer may stop operations temporarily, until such conditions have improved satisfactory to the Engineer.

Specific Specifications. Profile.

The profile represents the elevations of the center line of the roadway, the elevations having been taken at the end of each one hundred (100) feet, with a certain number of plus stations, from the point of beginning, A tabulated showing is made on the profile of the elevations of the curbs opposite the center line stations, also a like

showing is made of the sub-grade elevations at the same points and are designated as right and left sides. The grade line established and indicated on the profile by straight red lines represents the elevations of the sub-grede on the center line, at the same points of the elevations, that the roadway shall be raised or lowered to, being referred to as the subgrade and before material is put on.

Along the entire length of the proposed improvement where the edges of the roadway is defined by curbs on one or both sides, a tabulated showing is made, as aforesaid, of the sub-grade elevations, and the sub-grade shall be so made as to conform to the center sub-grade elevations and also the "Right" and "Left" curb line sub-grade elevations.

Bidders and Contractors shall carefully examine the readway and determine for themselves the amount of cutting and filling necessary to reduce the readway to the sub-grede line established as indicated by the "Center", "Right" and "Left" subgrade elevations, and the length of all hauls.

Route.

The route, length and width of this road are as heretofore set forth in the report of the Viewers and according to the plans herewith submitted.

Roadway.

The right of way of said road shall be thirty (30) feet wide, except where cuts and fills require a greater width, at all such places the right of way shall be surficiently wide to preserve a subgrade 26 feet wide at such places as the roadbed is not limited by curbs and to allow the banks or sides of cuts and fills to be on the slope as the same is herein specified. Whenever, in the opinion of the Superintendent and Engineer in charge, a change in the location of the road from the location described herein will avoid an abrupt hollow or other natural obstacle, and be, in the opinion of the Engineer, of great and everlasting good to the road, then and in that case the right of way may be shifted to the right or left as he may order; Provided always, that the damages and costs of such change shall not exceed the benefits thereof, and provided further that such change shall not increase the cost of construction of said road.

The right of way shall be grubbed its entire width of all obstructions and the same entirely removed, except in the case of land marks or witness trees, which shall be carefully protected in their original positions. Where shade trees do not imped travel or cause damage to the road they may be left standing at the discretion of the Engineer.

The center line of the right of way shall follow along and conicide with the center line of the road as described in the report, except as above provided for in case of change of location of road. All angles shall be turned as provided for in the diagram on the profile and in accordance with the directions of the Engineer.

Road Bed.

The road bed shall be twenty-six (26) feet wide, measured at right angles to the center line of right of way, except where the same is defined by curbs where the same shall be from curb to curb and shall conform as nearly as practical to said center line. The road shall be made to conform to the profile and drawings entitled "Cross Section of Road-Bed with Curbs" and "Cross Section of Road-bed without Curbs", and said roadbed shall be made smooth and compact before the macadam is placed thereon, by rolling with a twelve (12) ton road roller until the same is compact and solid to the acceptance of the Engineer.

Ditches.

Ditches shall be excavated along both sides of the entire line of road where there are no curbs on both sides, unless otherwise directed by the engineer at certain points. The depth in no case to be less than ten inches, measured from the shoulder of the grade, and 18 inches at the bottom with side slopes of one (1) to One (1). All ditches shall conform to the general slope of the country and must be so constructed as to lead all of the water from the road to the nearest outlet, unless otherwise provided by the profile and directed by the Engineer.

From Station 22 plus 30 there shall be vitrified sewer tile laid on the center line of the roadway to the concrete bridge on South Kentucky Street a distance of 1064 feet. Commencing at said bridge there shall be laid on said center line

Northward eighteen (18) inch vitrified sewer tile for a distance of 600 feet, from that point Northward twelve (12) inch sewer tile of the same kind for a distance of 338 feet and from such point Northward a ten (10) inch sewer tile of the same kind for a distance of 126 feet to Station 22 plus 30. An opening to be made through the North abutment of said concrete bridge for an outlet with good connection thereto. Said tile to be laid according to the staking and direction of the Engineer and to be filled and thoroughly tamped and shall be so filled and tamped six (6) inches above the sewer and then flooded with water and after sufficiently settling the remainder to be filled and tamped to the satisfaction of the Engineer.

Privilege to be given to the Trustees of the Town of Danville, Indiana, their agents or employees to place manholes and connections from manhole to the sewer and also privilege to be given property owners abutting on said highways to connect drains therewith. No closet connections however being allowed. Such connections by the town and private parties to be made after sewer is in place and before filling is done. The Contractor shall give sufficient notice to such parties to allow them to so connect if they so elect. The Contractor will be required to furnish twenty (20) inlets.

Grade.

The grade line (the red line) of the profile shows the grade of the sub-grade of the road-bed, and the top or surface of the road-bed must be made to conform to said grade line and to the curb grade line, making cuts and fills of the depth shown on said profile. However, in the case of discrepancy between the cuts and fills as shown on the

profile, and the cuts and fills necessary to bring the sub-grade to the grade line established by making the required cut or fill, or whatever may be required, if anything, at both ends of a continuous grade, such continuous grade to be maintained between the breaks. After the grading is completed the road-bed shall be rolled with a twelve (12) ton road roller until the same is solid and compact to the acceptance of the Engineer. The roller shall be either propelled by its own power or by horse power, the use of a roller pulled by a traction engine will not be allowed.

The Contractor shall complete his grade and the same shall be rolled and accepted by the Engineer before material is placed on, or any part thereof and the Contractor shall keep the road-bed perfectly smooth and compact in advance of the stone.

Excavations.

All cuts shall be excavated to a width of twenty-six (26) feet at the sub-grade. The slopes of all cuts shall be one (1) to one (1).

Embankments.

All embankments or fills shall be twenty-six (26) feet at the subgrade and the sides shall have a slope of one (1) to one (1). The contractor shall
make easy approaches to all intersecting highways, and shall replace all side
walk intersections or Cross overs where those already in place have to be
raised or lowered.

An allowance of ten per cent must be made for shrinkage on all fills of more than twelve (12) inches.

Surplus Dirt.

The contractor will be required to haul all surplus dirt to such points between the Water Works Station at Danville, Indiana, and Wayne Street in said town, or to any other points on public highway of like distance as the Engineer may direct.

Inspection.

All materials shall be subject to the inspection and approval of the Engineer and Superintendent and any material by them, or either of them, condemned shall be removed from the work by the Contractor on notice from the Engineer.

The Engineer shall set all stakes and determine all grades, levels and elevations.

Macadam.

For a width of seven (7) feet on each side of the center line of the road from Station 0 to Station 7 plus 42.61 feet and from curb to curb, from Station 7 plus 42.61 feet to Station 48 plus 46.7 feet and for a width of nine (9) feet on each side of the center line of the road from Station 48 plus 46.7 feet to Station 67 plus 91.85 feet the road from Station 40 plus 29.35 feet to Station 48 plus 46.7 feet all dirt, gravel, sand, and any and all other substances are to be removed down to good clean crushed limestone, which limestone

has been heretofore placed thereon, and then a sufficient amount of limestone as herein described shall be placed thereon as will bring the surface of the metal to the same elevation as otherwise it would had the sub-grade been made to the elevation ad indicated on the profile. Said section of highway to be made and treated in all other respects, as hereinafter specified, shall be covered with good, hard, crushed, screened limestone, suitable for first class road building purposes and acceptable to the Engineer. Said stone to be free from dirt and all other foreign and delecterious material and range in size from one-half inch to two inches in diameter. Such stone to be placed ten inches in the center and 4 1/2 inches at the outer edges. On such portions of the highway as the road-bed is not bounded by curbs said stone is to be placed between boards properly lined. The embankment indicated on the "Cross Section of Road-bed without Curbs" is to be placed before said boards are removed. Said boards shall remain in place until the Engineer or the Superintendent is satisfied that the required amount of stone has been placed on the road. After the acceptance of this work by either the Engineer or Superintendent, said boards shall be removed and such stone shall be thoroughly wet and rolled. First the Contractor shall run the roller along on each embankment as close to the shoulder of the grade as may be done without unnecessarily injuring the shoulder of the ditches, then the stone is to be thoroughly wet and immediately the stone is to be thoroughly rolled to the satisfaction of the Engineer. All rolling of subgrade, stone and finished surface to be done with a twelve (12) ton road roller as hereinbefore provided. After the satisfactory rolling of said stone there shall be placed on such rolled stone hard clean limestone screenings to a thickness of two inches at the center and 1 1/2 inches at the outer edge, the same to be leveled and smoothed to the satisfaction of the Engineer, this having been done the same shall be thoroughly wet and immediately rolled to the satisfaction of the Engineer. The placing of material shall be commenced and carried out so as hauling over the stone will not be necessary, except the screenings, and the screenings to be placed at the direction of the Engineer.

Estimates.

The Contractor shall be entitled to estimates as provided by the statute, and payment will be made at such times as may be ordered by the Board, provided that no payment shall be made for more than eighty per cent of the Engineer's estimate of the work done by the Contractor, nor shall the whole amount of the contract price be paid until the road shall have been received as completed in all its details.

John O. Kain, Engineer.
Chester A. Weaver, Viewer

Elmer Fuson, Viewer.

Subscribed and sworn to before me this May 27th.,1909.

Wm. H. Nichols, Auditor.

Endorsed on Back as Follows:-"Filed May 27th.,1909.Wm.H. Nichols, Auditor"

"Approved by the Board of Commissioners of Hendricks County, Indiana,

"Resident."

this 7" day of June, 1909. E. M. Murphy, President."

Supplemental Report of Viewers.

To the Nonorable Board of Commissioners: In the matter of the petition of Charles A. White et al for the improvement of highway.

We, the undersigned, Viewers, heretofore appointed in the above cause, and who as such viewers, on the 27th day of May, 1909, filed our report in the above cause as ordered by your order appointing us, and ten days having expired since the filing of the same, now file this our supplemental report, to-wit:

We would respectfully report that the improvement of said highway in the manner set forth in our former report, will not occasion any damages to the lands of any infant, IIdiot or person of unsound mind, and that no person, firm or corporation has made any written claims for damages on account of said proposed improvement. Respectfully submitted.

John O. Kain

Chester A. Weaver

Elmer Fuson, Viewers.

Subscribed and sworn to before me this the 7th day of June, 1909.

Wm. H. Nichols, Auditor Hendricks County.

Endorsed on back as follows:-

"Filed June 7th., 1909. Wm. H. Nichols, Auditor Hendricks Co."

"Action of Board: June 7-1909-Supplemental report approved.

E. M. Murphy, P. B. "

Ordered that the Board do now adjourn.

Any E Sandaro Board Commissioners Hendricks County.

Wednesday Morning, June 30th., 1909.

Pursuant to notice as required by law in such cases, by the Auditor of Hendricks County, Indiana, the Board of Commissioners of Hendricks County, Indiana, are convened in Special Session at the Commissioners' Court Room in the town of Danville, Indiana, for the purpose of awarding the contract for the improvement of the Charles A. White et al Road, in center township, and for any other business that might come before said Board.

Present, E. M. Murphy, Alfred S. Lineinger and Harry E. Sanders, all members of said Board.

The following proceedings were then had to-wit:-

Petition for the
In the matter of the Improvement of the Charles A. White et al)
Road in Center Township, by taxation.

The hour of ten o'clock having arrived, the Board proceeded to examine the notice and proof of publication thereof, to bidders for bids for the improvement of said road, as per plans and specifications on file in the office of the County Auditor, and after having duly examined said proofs and being duly advised in the premises the Board finds that notice was not given in the County Paper for a sufficient length of time as provided by Statute, and they refuse to accept bids or award contracts for said improvement of said road, and now direct the Auditor of Hendricks County, Indiana, to readvertise for said bids to be received, up until the hour of ten o'clock A.M. of Monday, August 2nd., 1909, the same being the first day of the August Term, 1909, of said Board, and it is further ordered by the Board that the said Auditor cause notices of said letting to be published in The Republican and Danville Gazette, two newspapers of general circulation, printed and published in the County of Hendricks, and State of Indiana, and also in The Indianapolis Star, a newspaper of general circulation throughout the State of Indiana, and published at Indianapolis, Indiana, said notices to be published as by statute required in such cases made and provided.

And now this cause is continued until August 2nd.,1909.

Ordered that the Board do now adjourn.

Office of Lineinger

Harry & Sauders.

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Board Commissioners Hendricks County.