## Detail Specifications.

In the matter of the petition of O. A. Kennedy et al, to improve a public highway, on the line between Liberty Township, Hendricks County, and Monroe Township, Morgan County, in the State of Indiana.

1. 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 feet, with a certain number of plus stations, from the point of beginning to the terminus. The grade line established represents the elevations of the center line, that the roadway shall be raised or lowered to, being referred to as the sub-grade and before materials are 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.

All drawings, figures, notes, directions, explanations and any and all things indicated or shown on the priofile are a part of the specifications whether specifically mentioned or referred to in these specifications.

2. Route. The route, length and width of this highway are as heretofore set forth in the report of the Viewers and Engineer and according to the plans and specifications herewith filed.

3. Roadway. The right of way of said road shall be thirty-four (34) feet, that is seventeen (17) feet on either side of the center line of said highway and measured at right angles thereto, except at such places as such right of way is insufficient to preserve a subgrade twenty-six (26) feet wide, uniformly rounded as shown on the Cross Section of Roadbed, the slope to the embankments to be one, vertically to one and one half horizontally, at such places as fills are required to on amount that the foregoing exception applies, at all such places, the right of way shall be sufficiently wide to permit the construction of the sub-grade as aforsaid.

The right of way shall be grubbed its entire width of all obstructions 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 travel or cause damage to the road, they may be left standing at the discretion of the Engineer.

4. Sub-Grade. The roadway shall be graded to a true and smooth surface and to the subgrade, as shown by the plans and profile and by the stakes to be set by the Engineer. All soft and spongy places not affording a firm foundation shall be dug out and refilled with broken stone or gravel. The excavations for the subgrade of the side ditches shall be made to additional depth indicated by the drawings and not deeper. The road shall be made to conform to the profile and drawinge entitled "Cross Section of Roadbed", and said road bed shall be made smooth and compact before the gravel is placed thereon. After the completion of the grading, the same shall be allowed to settle for four weeks before placing gravel thereon, unless permission is given by the Engineer for placing the same earlier. At any event the roadbed shall be solid and compact and shall be kept smooth and compact while placing material thereon.

5. Ditches. The side ditches provided for on the "Cross Section of Roadbed" shall be constructed as thereon indicated. The excavation of such ditches deeper for the purpose of obtaining dirt for fills, will not be allowed.

All ditches now in said road, shall be filled up and made so compact and solid that the water will not follow or wash them.

6. Grade. The grade line (the red line) one the profile shows the elevation of the sub-grade of the roadbed, and the top or surface of the roadbed must be made to conform to said grade line, making cuts and fills of the depth and to the amount 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.

7. Excavations. All cuts shall be excavated to a width of Thirty one (31) feet at the sub-grade.

8. Sewers. Sewers shall be constructed at the places and

of the size and in the manner detailed on the profile out of concrete, such concrete shall be of the kind of material, proportions and workmanship as hereinafter provided for bridges.

## Detail Specifications.
### Flat Top Concrete Bridges.

General Description. For reinforced flat top concrete bridges known as { Station 13+88' with a clear span of 12 feet. / " 70+75' — " — " — 18 " / " 80+24' — " — " — 10 " / " 119+60' — " — " — 18 " / " 132+80' — " — " — 10 " } located on the line between Morgan and Hendricks Counties, Indiana on the O.A. Kennedy et al. road and each with a clear roadway of eighteen feet.

Plans. The accompanying plans contemplate a bridge complete in all its details. It shall be built of reinforced concrete as indicated on the plans.

Details. The clear span, thickness of slab, and composition and spacing of the Unit trusses shall be as follows:

| Station No. | Clear Span. | Thickness of Slab | Unit trusses at 18 inches. |
|---|---|---|---|
| 13+88' | Twelve feet. | Thirteen inches | Five - 7/8 inch rods. |
| 70+75' | Eighteen feet | Seventeen inches | Five 3/4 " " |
| 80+24' | Ten feet | Eleven inches | Four 5/8 " " |
| 119+60' | Eighteen feet | Seventeen inches | Five 3/4 inch rods |
| 139+80' | Ten feet | Eleven inches | Four - 5/8 " " |

These dimensions are for a moving load of a twenty-ton road roller, or 200 pounds per square foot, uniformly distributed, or whichever will give the maximum loading.

Abutments unless otherwise indicated on the plans shall have a base of thirty-five per cent. of the height thereof, and the wings shall be eighteen inches at the base and twelve inches at the top and the wings and parapet and spandrel walls shall be reinforced as indicated on the plans and details thereof. Unless otherwise indicated on the plans and details, the wings shall be splayed as shown with the face of the abutment and be built up to sufficient height to support the slopes at one and one-half foot horizontal to one foot vertical with a height as shown above the bottom at the extreme end. The floor slab shall be bonded transversely with four three quarter inch corrugated or twisted rods and longitudinally by ---- Unit Trusses of the composition as above indicated and shown on the plans all evenly spaced. The trusses to be eighteen inches on centers and the transverse rods as shown.

## Detail Specifications.
## Concrete Arch.

General Description. For a bridge known as Station 181+55' Arch, located on the O. A. Kennedy et al. road clear span of thirty five feet, with a rise at the crown of ten feet above the Spring line, and a clear roadway of eighteen feet.

Details. The dimensions of the parts of the structure and the size and manner of reinforcement, shall be in accordance with the drawings. In no case shall the stress in the concrete caused by any combination of the dead load and the moving load, or the dead load and concentrated load, exceed the following intensities: Compression in concrete 500 pounds per square inch; in tension in concrete not reinforced, nothing; in tension in steel 16,000 pounds per square inch; in shear in concrete 50 pounds per square inch. The dead load is to be considered as consisting of all earth fillings, estimated as weighing one hundred and twenty-five (125) pounds per cubic foot, and the concrete of the arch and spandrels estimated as weighing one hundred and forty (140) pounds per cubic foot. The moving load is to be considered as consisting of 150 pounds per square foot, or a concentrated load of a twenty-ton road roller.

Centering. The Contractor shall build an unyielding false-work or centering. The lagging shall not be less than one (1) inch thick and be dressed to a uniform size, so that when laid, it will present a smooth surface, and this surface shall conform to the lines shown on the drawings.

The tendency of the centers to rise at the crown as they are loaded at the haunches must be provided for by the Contractor in his design and construction of centerings, or if not, the centers must be temporarily loaded at the crown. Such design and construction of centerings or loading shall be regulated so as to prevent the distortion of the arch as the work progresses.

The centers shall not be struck until at least three weeks after the completion of the arch. Care shall be taken in lowering the centers so as to not throw undue strains upon the arch.

Arch Ring. The placing of concrete shall be commenced at both sides simultaneously and carried up evenly on both sides, finishing at the crown. The entire arch ring, if started, shall be completed without a stop; in the event of a contemplated

or anticipated stopping of work on the arch ring, the same shall be commenced in divisions, which divisions of each arch rib shall be made parallel to the arch face, so that each arch shall consist of solid monolithic rings, and when a division has been once started the same shall be entirely completed before placing of concrete may be stopped. The face of the arch ring must be concreted monolithically with the spandrel wall with no joint between.

After the concrete has been placed to the shewbacks and set, earth fill shall be made to thoroughly protect the back thereof before proceeding with the arch ring.

Removal Old Structure. The contractor shall remove the old bridges in a careful and workman like manner, so as to preserve the integral parts thereof and place the same on the side of the highway at a point not to impede travel thereon. The same to be as compactly and uniformly stacked as the condition and shape of the material will permit. The structure and material thereof to be and remain the property of Hendricks and Morgan Counties Indiana.

Temporary Bridge or By Pass. The Contractor shall provide a right of way, and shall build and maintain a temporary bridge, both sufficient for all traffic.

Foundations. Unless otherwise indicated, the abutments shall be carried three feet below the bed of the stream, or waterline, as established by the profile.

Excavations. Excavations shall be carried to the depth required by the plans and the Board or Engineer shall be given an opportunity to inspect the foundations before placing concrete. Excavations for abutments shall be so constructed, that the back of the abutment shall bear directly against material that has not been disturbed. If sheeting is required to sustain the embankment at the heel of the abutment, it must be left in the work.

Coffer Dams. The contractor shall design and construct coffer dams, if necessary, as placing of concrete in water will not be allowed.

Cement. All cement shall be inspected. Cement may be inspected either at the place of manufacture or on the work.

Any cement on the work without the stamp of the Board or

Engineer will be rejected.

General Conditions: In order to allow ample time for inspecting and testing, the cement shall be stored in a suitable weather tight building, having the floor properly blocked or raised from the ground.

The cement shall be stored in such a manner as to permit easy access for proper inspection and identification of each shipment.

Every facility shall be provided by the contractor and a period of at least twelve days allowed for the inspection and necessary tests.

Cement shall be delivered in paper bags or barrels with the brand and name of manufacturer plainly marked thereon.

A bag of cement shall contain 94 pounds of cement net. Each barrel of Portland cement shall contain 4 bags.

Cement failing to meet the seven day requirements may be held awaiting the results of the twenty-eight day tests before rejection.

All tests shall be made in accordance with the methods proposed by the Committee on Uniform, Tests of Cement of the American Society of Civil Engineers, presented to the Society, January 21 1903, and amended January 20, 1904, and January 15, 1908, with all subsequent amendments thereto except that the specific gravity of the cement shall be taken in a picnometer.

The acceptance or rejection shall be based on the following requirements:

Portland Cement. Definition: This term is applied to the finely pulverized produce resulting from the calcination to incipient fusion of an intimate mixture of properly proportioned argillaceous and calcareous materials, and to which no addition greater than 3 percent has been made subsequent to calcination.

Specific Gravity. The specific gravity of the cement, dried at 212° F., shall not be less than 3.10

Fineness. It shall leave by weight a residue not more than 8 per cent. on the No. 100, and not more than 25 per cent. on the No. 200 sieve.

Time of Setting. It shall not develope initial set in less than thirty minutes; and must develope hard set in not less than one hour, nor more than ten hours.

Tensile Strength. The minimum requirements for tensile strength for briquettes one inch square in section shall be the following, and shall show no retrogression in strength within the periods specified.

| Age. | Neat Cement. | Strength. |
|---|---|---|
| 24 hours in moist air | | 175 lbs. |
| 7 days (1 day in moist air, 6 days in water) | | 500 lbs. |
| 28 days (1 day in moist air, 27 days in water) | | 600 lbs. |

One Part Cement, three parts Sand.

| | |
|---|---|
| 7 days (1 day in moist air, 6 days in water) | 200 lbs. |
| 28 days (1 day in moist air, 27 days in water) | 270 lbs. |

In no case shall the increase in strength be less than 20 per cent. over the strength shown at 7 days.

Constancy of Volume. Pats of neat cement about three inches in diameter, one-half inch thick at the center, and tapering to a thin edge, shall be kept in moist air for a period of twenty-four hours.

(a) A pat is then kept in air at normal temperature and observed at intervals for at least 28 days.

(b.) Another pat is kept in water maintained as near 70° F. as practicable, and observed at intervals for at least 28 days.

(c.) A third pat is exposed in any convenient way in an atmosphere of steam above boiling water, in a loosely closed vessel for five hours.

These pats, to satisfactorily pass the requirements, shall remain firm and hard and show no signs of distortion checking, cracking or disintegration.

Sulphuric Acid and Magnesia. The cement shall not contain more than 1.75 per cent. of anhydrous sulphuric acid ($SO_3$) nor more than 4 per cent. of magnesia (MgO).

Concrete. In preparing the concrete, the cement and aggregate shall be measured separately, volume loose, and then mixed in such proportions that the resulting concrete shall contain one (1) part Portland Cement, two (2) parts fine aggregate and three (3) parts coarse aggregate. The coarse aggregate shall be sound gravel or broken stone having a specific gravity of not less than 2.6. It shall be free from all foreign matter, uniformly graded and of size that will pass a 1-inch screen and be retained on a 1-4 inch screen. The fine aggregate shall be clean, sharp sand, free from mica, clay loam or other foreign matter, in excess of five (5) percent, and shall be of graded sizes, ranging from 1-8 inch down to that which will be retained on a No 80. Standard sieve.

Mixing. The ingredients of the concrete shall be thoroughly mixed dry, then sufficient water added to obtain the desired con-

sistency, and the mixing continued until the materials are uniformly distributed and each particle of the fine aggregate is thoroughly coated with cement and each particle of the coarse aggregate is thoroughly coated with mortar.

All materials must be proportioned dry and then deposited in the mixer, or on the mixing board, all at the same time. The mixer must produce a concrete of uniform consistency and color with the stones thoroughly mixed with the water, sand and cement. Batch mixers only may be used; continuous mixers will not be allowed.

The materials shall be mixed to produce a concrete of such consistency that the water will flush to the surface under tamping. This consistency may be varied if required by the Board or Engineer. Re-tempering, that is, remixing with additional water, mortar or concrete that has partially hardened will not be permitted.

When in place, all wheeling, working, or walking on it must be prevented until it is sufficiently set; and if the Board or Engineer shall require it, the Contractor must keep the freshly laid concrete covered with wet canvas or tarpaulins to protect it from the sun.

All concrete facing on walls shall be finished by spading so that the largest pieces of gravel or stone will be prevented from touching the forms, thus securing a smooth face without plastering, coating or cement washing.

Facings. Forms on exposed faces shall be absolutely smooth and evenly matched so that no unevenness or timber markings will appear, other than the natural grain of the timber. The natural grain markings and other imperfections to be removed with a flat emery block or other like suitable substance. No plastering coating or cement washing will be allowed.

Placing. The concrete shall be placed in layers not exceeding eight inches in thickness, and then tamped so that the water will flush to the surface. In all cases after the starting of the placing of concrete, whenever a stop is necessary for a period of time sufficient to allow of the initial setting of the concrete, the concrete shall be made level with a joint or crack between boards in the forms, before stopping the placing thereof. The crack or line selected shall continue entirely across the exposed part of said structure, different levels

elevations or place of stopping to be avoided. When a stop is made, before commencing again the placing of concrete, the bonding section in place shall be thoroughly wet and then slushed with pure cement. This must be done immediately in advance of the placing the next layer thereon.

Forms. Rigid forms shall be provided to receive the concrete and hold it in place until firmly set. The floor form to be absolutely rigid and not to be removed from the structure, until at least twenty-one days after the completion of the floor slab. Forms on exposed faces to be as provided for in the section entitled "Facing". Forms for the abutments on the faces thereof and on the stream side of the wings shall extend to the extreme bottom of the concrete.

Forms for all exposed surfaces shall be dressed and smoothed and the surface carefully matched. Upright forms must be securely wired to prevent bulging and braced to maintain alignment.

The lagging or boards in contact with concrete shall be nonabsorbent as directed by the Board or Engineer. Loose concrete, saw-dust and debris must be carefully removed from the forms immediately before placing the concrete.

Reinforcement. All reinforcing bars shall be medium steel having an elastic limit exceeding 32,000 pounds per square inch, and an ultimate tensile strength of at least 60,000 pounds per square inch. All bars shall be free from rust, scales, paint, oil, or grease and shall in all cases be imbedded to a depth of at least one inch.

Unit trusses shall be spaced eighteen inches on centers and shall consist of several continuous members of size and number as indicated above and shown on the plans locked together with clamps and providing diagonal tension reinforcement.

The contractor shall place all bars in the exact position and manner as indicated on the plans, and keep them in such position, by wiring and blocking until the concrete is in place. Care to be taken that no blocks become imbedded in the concrete.

Chamfered Edges. All exposed edges shall be chamfered with 3/4 inch chamfered strips or mouldings to present a neat appearance and to prevent chipping.

Frost Protection. No concrete shall be placed in freezing weather without a written order from the Board or Engineer, and upon such written order, the Contractor shall not proceed unless he is absolutely able to comply with and carry out the following: The water, sand, and gravel or stone, shall be warmed immediately before mixing and the temperature of the concrete maintained above freezing until its final set has developed.

Waterway. In addition to the general cleaning up, provided in Section 22 of the General Specification, the contractor shall remove all false work, dirt, sand, gravel and all materials of whatever kind down to the water line or spring line, from abutment to abutment.

Gravel. For a width of eight (8) feet, four (4) feet on each side of the center line of the road, the sub-grade shall be covered with first class gravel suitable for first class road building purposes acceptable to the Engineer. Said gravel to be hard and free from loam, grass, weeds, sticks and all other foreign and delecterious materials. The largest pieces of such gravel to pass through a two inch ring and not over 15 per cent to be retained on a one inch ring, 20% passing a 1 inch ring and retained on a ½ inch ring, 50% passing a ½ inch ring and retained on an ⅛ inch ring and not over 15%, approximately equal parts of sand and clay. Said gravel to be placed between boards properly lined and such gravel to be fifteen inches deep at all places. Said boards shall remain in place until the Engineer or Superintendent is satisfied that the required amount of gravel has been placed on the road. The placing of gravel shall be commenced and carried out so as hauling over the gravel will not be necessary. Five cubic yards of gravel shall be placed at each road intersection, under the direction of the Engineer in addition to making easy approaches in the sub-grade to all intersecting roads.

The foregoing Report of Viewers is endorsed on back as follows: Approved January 22, 1912.

(Signed) James A. Downard.
Harry E. Sanders
Elbert M. Murphy
Commissioners of Hendricks County Ind.

(Signed.) H. K. Lee
L. H. Rinker
R. M. Dill.
Commissioners of Morgan County, Indiana.

State of Indiana, }
Hendricks County } SS:

In the Joint Commissioners Court,
Hendricks and Morgan Counties.
January, 1912.

In the Matter of the Petition of
O.A. Kennedy et.al., To Improve
a Public Highway on the Line Between
Liberty Township, Hendricks County
and Monroe Township, Morgan County,
Indiana, in the State of Indiana.

To the Honorable Joint Board of Commissioners
of Hendricks and Morgan Counties, Indiana:

We, the undersigned viewers and engineer, did heretofore, to-wit: on the second day of January 1912, file our report, profile, specifications and estimate in the above entitled road petition. We hereby report: That no person or persons have files their written claim for damages on account of the construction of the proposed improvement.

We would further report that the improvement of said highway will not occasion any damages to the lands of any infant, idiot, or person of unsound mind.

John O. Kain
William H. Wooden
O.B. Hessler.

(Seal.)
Subscribed and sworn to before me this 20th day of January, 1912.

Grafton J. Kivett.
Notary Public.

My Commission Expires
April 1, 1915.

# Order to View Road.

For Report of Viewers See page 121.

The State of Indiana } SS:
Hendricks County }

Commissioner's Court.
Joint Session.

To John O. Kain, W. H. Wooden and O. B. Hessler.

You are hereby notified that you were appointed by the Boards of Commissioners of Hendricks and Morgan Counties at their special session 1911, to view a proposed Highway as follows, to-wit: Commencing at the Northwest corner of section four (4), township thirteen (13) North, range (1) West in Morgan County Indiana, and running thence east following the present highway along the county line, between said counties, to the Northeast corner of section one (1) township and range aforesaid, a distance of four (4) miles, more or less; 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 Auditor of Hendricks County, Danville Indiana, on the 10th day of July 1911, at 9 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 23rd. day of June 1911.

(Signed) Wm. H. Nichols. Auditor.

(Seal.)

The foregoing Order to View Road, and following "Oath of Viewers" are endorsed on the back as follows:

Approved January 22, 1912.

(Signed) James A. Downard
Harry E. Sanders
Elbert M. Murphy.
Commissioners of Hendricks County, Indiana.

(Signed) H. K. Lee
L. H. Rinker
R. M. Dill
Commissioners of Morgan County Indiana.

(Seal.)

## Oath of Viewers.

State of Indiana, Hendricks County, SS:

We, John O. Kain, Wm. H. Wooden and O. B. Hessler do solemly swear that we will fathfully and impartially discharge the duties assigned us a viewers on the within described proposed highway to the best of ourskill and ability so help us God.

John O. Kain
W. H. Wooden
O. B. Hessler

Subscribed and sworn to before me, this 10th day of July 1911

(Seal.) (Signed) Wm. H. Nichols
Auditor.

The said Boards further find that accompanying said report is the order addressed to the said viewers and engineer directing them to appear at the Auditor's Office of Hendricks County Indiana, on the 10th day of July, 1911, and there qualified according to law for the faithful discharge of their duties. Said Board further finds that said report is accompanied by the oath of said viewers and engineer administered to them on the 10th day of July, 1911, by said Auditor of Hendricks County, Indiana, all of which said Boards find is regular and according to law.

The said Board further finds that it is now past 10 o'clock A. M. of the day set for hearing this report and no remonstrance or objections have been filed against the public utility or convenience of said proposed improvement, or for any other cause.

It is now, therefore, considered and ordered by the said Boards in joint session that said report be and the same is now in all things duly approved and ordered spread of record; and said Boards further find that said proposed improvement is of public utility and convenient and that the same be and now is hereby duly established and ordered constructed in all respects as provided in said report.

And said Boards now in joint session now orders that the Auditor of Hendricks County, Indiana, advertise for bids for said improvement as now provided by law in such cases

all of which is duly ordered by said Boards this the 22nd. day of January, 1912, by the said Boards of the Counties of Hendricks and Morgan in joint session assembled; present Harry E. Sanders, Elbert M. Murphy, James A. Downard, Commissioners of Hendricks County, Indiana, and H. K. Lee, L. H. Rinker, and R. M. Dill, Commissioners of Morgan County, Indiana.

And further proceedings herein are continued.

Albert McCalment et al. Road.

Be it remembered that heretofore towit on January 31, 1912, W. T. Patton, Auditor of Marion County Indiana filed in the office of the Auditor of Hendricks County Indiana, the following transcript towit:

Thursday Jan. 25" - 1912.

State of Indiana, In the Commissioners Court
County of Marion: SS. January Term. 1912

Albert McCalment et al.
Ex Parte.
Improvement of Highway on County Line.

Be it remembered that on the 25th day of January 1912 at 11 o'clock A.M. the Boards of Commissioners of Marion and Hendricks counties in the State of Indiana, met in special session, present, Charles Maguire, James Kervan, and John Kitley, members of the Boards of Commissioners of Marion County Indiana, and Harry Sanders, Elbert M. Murphy, and James A. Downard members of the board of Commissioners of Hendricks County, Indiana, also W. T. Patton Auditor of Marion County, and Jacob Woesner, Sheriff of Marion County Indiana.

Said Boards of Commissioners being duly and legally in session pursuant to notices from their respective Auditors, which notices are in words and figures following: (H.D.) the said Harry Sanders being elected to preside and the matters for consideration relating to the petition of Albert McCalment et al. for the improvement of highway on the line between said counties,- the time having arrived for the said Boards of Commissioners to receive bids for the construction of said improvement in accordance with their joint order made and entered Friday, December 15th 1911, (See Gravel Road Record No. 3 at page 505 of the records in the Auditors office, Marion County, Indiana,) comes now the said W. T. Patton, Auditor of Marion County, Indiana, and presents to said Boards of Commissioners copies of Notice to Contractors, of the letting of the contract for the construction of said Gravel Road, which notices were printed and published in the Hendricks County Republican, a weekly newspaper of general circulation, printed and published in Danville, Hendricks County, Indiana, for two weeks successively, the first of which publication was on the 21st day of Dec. 1911, and the second and last on the 28th day of December, 1911, as appears from the affadavit of Julian D. Hogate

attached thereto, which notice and affidavit are in words and figures following, (H. I.) and also, in the Indepedent, a public weekly newspaper of general circulation printed and published in the city of Indianapolis, in the County of Marion and State of Indiana, for four (4) weeks successively, the first of which publication was on the 23rd. day of December, 1911, the second on the 30th day of Dec. 1911, the third on the 6th day of January, 1912, and the fourth on the 13th. day of January, 1912, as appears from the affadavit of E. W. McGinnis attached thereto, which notices and affadavit were filed in the office of the Auditor of Marion County, Indiana and are in the words and figures following. (H. I.) The third and fourth of said publications being intended to correct an error in the first and second in which first and second publications the date for filling bids for the construction of said improvement was fixed at February 25th- 1912 instead of January 25th.-1912.

And the said Boards of Commissioners having seen and examined said notices and proofs of publication, and being fully advised in the premises, find that publication of Notice to Contractors has not been had in Marion County, Indiana, in accordance with their said order, requiring such publication twenty (20) days before the day of letting, and as required by law.

It is therefore, considered, adjudged ordered and decreed by the said Boards that said publication of Notice to Contractors is insufficient and void and that it will be necessary to readvertise for bids for the construction of said improvement, and the Auditor of Marion County, Indiana, is hereby directed to advertise for bids for the construction of said improvement, as heretofore ordered, in one paper in each county interested for two (2) weeks successively in a weekly or daily newspaper of general circulation twenty (20) days before the day of letting which day for the receiving of bids and letting the contract for the construction of said improvement shall be Thursday, March 7th. 1912 at 10 o'clock A. M.

On motion made and seconded and carried without dissention, the bids already filed were ordered with drawn.

There being nothing further the Boards on Motion adjourned to meet again at the same place at 10 o'clock A. M. on Thursday March 7-1912 for the purpose of receiving bids and awarding the contract for the construction of said proposed improvement and for the transaction of any and all other business that may

arise in connection with said matter.

(Signed) Charles Maguire
James Kervan
John Kitley
Commissioners of Marion County Indiana.

Elbert M. Murphy
James A. Doward.
Harry E Sanders.
Commissioners of Hendricks County Indiana.

State of Indiana }
Marion County } SS:

I, W. T. Patton, Auditor of said county, do hereby certify that the above and foregoing is a true and complete copy of the proceedings of the Board of Commissioners of Marion County and the Board of Commissioners of Hendricks County, in joint session, as the same appears of record in my office.

Witness my hand and the seal of the Board of Commissioners of the County of Marion, Indiana, this 30th day of January, 1912.

W. T. Patton.
Auditor Marion County Indiana.

(Seal.)

Vacation.

In

In the matter of the )
petition of John Masten et al )
for the improvement of a public highway )
on the County line between the counties of )
Putman and Hendricks.

And now on the first day of February 1912, pursuant to notice duly given by the auditor of Hendricks County, Indiana, to the members of the Board of County Commissioners of Hendricks County, Indiana, which notice and the acknowledgement of service thereof is in the words and figures as follows, (H. I.) and pursuant to notice given to the Board of Commssioners of Putman County, Indiana, which notice together with the return of the Sheriff of Putman County indorsed thereon, showing legal service more than 10 days prior to the first day of February 1912, is in the words and figures as follows, to-wit:- (H. I.) the said several boards of commissioners are met in joint session in the auditor's office of Hendricks County, Indiana, for the purpose of receiving sealed proposals and awarding the contract for the improvement of a public highway petitioned for improvement by John Masten, et al, located on the county line between Putman and Hendricks County and dividing Mill Creek township in Putman County and Franklin township in Hendricks County; for appointing of a superintendent to superintend the construction of said highway and to order the issue of bonds to pay the costs and expenses of said improvement.

And now come John Masten et al, the petitioners herein, by their attorneys, Cofer and Dugan, and present and file the affidavit of Julian D. Hogate, Editor and publisher of "The Republican", and the affidavit of William A. King, editor and publisher of "The Danville Gazette" weekly newspaper of general circulation printed and published in Hendricks County, Indiana, which affidavits are in the words and figures as follows, to-wit:- (H. I.) from which affidavits it appears that notice of the time and place of receiving bids for the construction of the improvement proposed in the above entitled cause was duly published in said newspapers for two successive weeks, twenty days before the first day of February 1912, the first of which publications was on the 21st day of December 1911, and the last on the 28th day of December 1911, a copy of which notices so published being attached to said affidavits, which notices are in the words and figures as follows, to-wit;- (H. I.).

Said petitioners by their attorneys also present and file the affidavits of C. J. Arnold, Sec. Star-Democrat Publishing Company, editor and publisher of "Star-Democrat", a public weekly newspaper of general circulation printed and published in the city of Greencastle, Indiana, which said affidavit is in the words and figures as follows, to-wit:- (H. I.) and from which said afficavit it appears that notice of the time and place of receiving bids for the construction of the improvement proposed in the above entitled cause was duly published in

I certify that a true copy of this proceeding was sent by registered mail to Auditor Putnam County Ind. this 12th day of April, 1912.
Laura M Bowlus
Aud.

said newspaper for two successive weeks twenty days before the first day of February 1912, the first of which publications was on the 22nd day of December 1911 and the last on the 29th day of December 1911, a copy of which notice so published being attached to said affidavit which notice is in the words and figures, to-wit:- (H. I.).

And said petitioners by their attorneys also produce the affidavit of J. H. Fox, clerk for the Star Publishing company, publishers of "The InDianapolis Star" a daily newspaper of general circulation, printed and published in Indiana polis, Indiana, which affidavit is in the words and figures as follows, to-wit:- (H. I.) from which affidavit it appears that notice of the time and place of receiving bids for the construction of the improvement proposed in the above entitled cause was duly published in said newspaper on the 23rd., day of December 1911, and more than twenty days to the date fixed in the notice for receiving said bids, a copy of which notice so published as aforesaid, being attached to said affidavit and being in words and figures as follows, to-wit:- (H. I.)

And now the hour of 10 o'clock of the first day of February 1912 having arrived, up to which it was provided in said notices that sealed bids would be received by said Board in joint session for said improvement, said Boards now find upon examination of all bids submitted, which several bids were each opened in the presence of the several bidders, that the following named persons with the amount of his said bid did submit sealed proposals, towit:

Larkin and Vaughn ----------$6044.49

Allen, Hurst and Severt ----------$6061.00

William Mahoney ----------$6049.00

A. M. Lisby ----------$6065.00

John F. Curran ----------$6052.00

And now said proposals having been opened the Boards find that the contract should be awarded for said improvement and the bid of Larkin & Vaughn being the lowest responsible bid, and being accompained by an affidavit and a good and sufficient bond as required by law, said contract should be awarded to said Larkin & Vaughn.

It is therefore ordered by the said Boards in joint session that the bid of Larkin & Vaughn be and the same is hereby duly accepted, and that the contract for said improvement be and the same is hereby now awarded to said Larkin & Vaughn , and the bond of the said Larkin & Vaughn with good and sufficient surety, 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 the co ntract hereinafter set out, in the sum of $12200.00 ---------- which is double the sum of their bid is now accepted and duly approved by those Boards, said bond and the approval of said Boards being in the words and figures as follows, to-wit:- (Here copy bond in full). See Pages 189 + 190

And now said bond of Larkin & Vaughn having been approved said Boards now enters into a contract with the said Larkin & Vaughn for said improvement, which contract, duly signed by the said Larkin & Vaughn and the said Boards of Commissioners of Hendricks and Putman Counties, Indiana, is in the words and figures as follows, to-wit:- (Here Copy Contract in full). See Page 190

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And the Boards further find that the entire cost of said improvement, including contract price, expenses, of viewers, of engineers, superintendent of construction, advertisements, transcript per diem of Boards of Commissioners, attorney fees, and all other expenses incurred and to be incurred as provided by law, is the sum of $6850.00. And that the total indebtedness of Mill Creek township in Putman County, and of Franklin township in Hendricks County, the twonships between which said highway proposed to be improved by this proceeding is located, including all the costs and expenses of this improvement, and all bonds heretofore issued for the building of free gravel road or macadamized roads in said townships will not exceed four per centum of the total assessed taxable valuation of the property of said townships.

And now it is hereby ordered by said Board in joint session that the bonds of Hendricks and Putman Counties, Indiana, be issued and sold as provided by law in such cases, to provide funds for the payment of costs and expenses and contract price of the improvement herein; It is ordered that bonds be issued for the total sum of $6850.00, one-half of said sum to be issued by Hendricks County, Indiana, and one-half of said sum to be issued by Putman County, Indiana, said bonds to be issued in forty equal series and to bear interest at the rate of 4,1/2 per cent perannum and payable over a period of twenty years from the 15th day of May 1913 as prayed for in the petition filed herein, and because of the condition of the weather and roads making it impossible to sooner begin work effectually it is ordered that said bonds bear date of May 15th 1912 and now the county Treasures of Hendricks and Putman counties respectively are charged with the sale of said bonds upon their issuance.

And said ~~bonds~~ Boards do now appoint James Buis, a resident of Mill Creek township, Putman County, Indiana, superintendent of construction upon said improvement and he is hereby directed to qualify as provided by law. And said Boards now appoint John O. Kain engineer of construction upon said improvement and he is hereby directed to qualify as provided by law.

Said Boards further order that the auditor of Hendricks County, Indiana, notify the Commissioners of Putman County, Indiana, that the contract for the improvement herein prayed for has been let, stating the contract price and the amount of all costs, damages allowed, and expenses of every kind and nature necessary to complete said improvement, and said auditor is further ordered to transmit a true copy of this order to the auditor of Putman County, Indiana, and this cause is continued.

Albert McMurphy
James A Dorrard
Harry E Sanders
Board of Commissioners
of Hendricks County Ind.

Board of Commissioners
of Putman County.

Commissioners Court, Febriary 5, 1912.

State of Indiana, In the Commissioners Court,

Hendricks County,SS: February Term, 1912.

In the matter of the petition of
C. E. HiGGins et al, for the
Improvement of a Public Highway.

Come now the petitioners and present and file the proof of publication of J. D. Hogate, printer and publisher of the Danville Republican, a weekly newspaper of general circulation printed and published in Hendricks County, Indiana, which proof of publication is in words and figures following, to-wit: (Here Insert), from which it appears that due notice was given of the pendency of said petition and of the day set for the hearing of the same, the last of which publication was more than 15 days before the day set for the hearing thereof. Petitioners also present and file the proof of publicaton of W. A. King, printer and publisher of the Danville Gazette, a weekly newspaper of general circulation, printed and published in Hendricks County, Indiana, which proof of publication is in words and figures following, to-wit:- (Here Insert), from which it appears that due notice was given of the pendency of said petition and of the day set for the hearing of the same, the last of which publications was more than 15 days before the day set for the hearing thereof. Petitioners also present and file the proof of posting notices of C. E. Higgin, which proof of posting notices is in words and figures following, to-wit:- (Here Insert); from which it appears that said C. E. Higgins duly posted notices of the pendency of said petition and of the day set for the hearing of the same in three public places within Marion Township, Hendricks County, Indiana, more than 15 days before the day set for the hearing thereof. Petitioners also present and file the proof of posting of notice by Lewis W. Borders, Auditor of Hendricks County, Indiana, which proof of notice is in words and figures following, to-wit: (Here Insert), from which it appears that said Lewis W. Borders, Auditor, duly posted notice of the pendency of said petition and of the day set for the hearing of the same at the East door of the Court House at DanVille more than 15 days before the day set for the hearing thereof.

And the Court having examined said proofs of publication and having also examined said proofs of posting notices now finds that due and legal notice was given both by publication of said petition and notice of time and place of filing of the same and by posting copies of said notice all as the statute directs and provides in such cases and that said petition was duly filed with the Auditor of Hendricks County on the 9th day of January, 1912, and said Auditor duly set the same for hearing on the 5th day of February,1912, and now said cause is continued.

Commissioners Court, February 5, 1912.

State of Indiana, In the Commissioners Court,

Hendricks County, SS: February Term, 1912.

In the matter of the Petition )
)
of Henry Beckley et al, for )
)
Improvement of a Public Highway. )

Comes now the petitioners in the above entitled cause and present to the Board of Commissioners of Hendricks County, Indiana, their petition for the improvement of a certain public highway therein described, located in Marion Township, in said County and State, which said petition is in words and figures as follows, to-wit: (H. I.), and show to said Board that said petition was heretofore, to-wit, on the 18th day of Jan., 1912, duly filed in the office of the Auditor of Hendricks County, Indiana, and that said aAuditor by indorsement thereon set the 5th day of February, 1912, the same being the 1st day of the regular February Term, 1912, of said Board of Commissioners as the day of the hearing of said petition by said Board of Commissioners. ~~( And that 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 notices being in words and figures as follows, to-wit: (H. I.).)~~ And said petitioners file and present to the said Board the affidavit of Julian D. Hogate, editor and publisher of the Republican, said affidavit and notice being in words and figures as follows, to-wit: (H. I.) and the affidavit of W. A. King, editor and publisher of the Danville Gazette, said affidavit and notice being as follows, to-wit: (H. I.), both of said newspapers being weekly newspapers of general circulation in said Hendricks County, Indiana, and printed and published in said County, and from said affidavit it appears that notice, as issued and signed by said Auditor, was published in each of said newspapers for two consecutive weeks before the said day set by said Auditor when said petition would be presented to said Board for hearing, the first of said publicatuions being on the 18th day of Jan., 1912, and the last being on the 25th day of Jan., 1912. And said Petitioners now file and present to said Board the affidavit of Lewis W. Borders, Auditor of Hendricks County, Indiana, said affidavit and notice being in words and figures as follows, to-wit: (H. I.) from which it appears that notices as issued and signed by said Auditor was posted at the door of the Court House in said Hendricks County, Indiana, for more than fifteen days before the said day set by said Auditor on which said petition would be presented to said Board for hearing. And said petitioners file and present to said Board the affidavit of J. Oscar Tinder, which affidavit and notice is in words and figures as follows,to-wit: (H. I.), from which it appears that notices, as issued and

signed by said Auditor, were posted in three public places in said Township of Marion, wherein said road proposed to be improved is located, for more than fifteen days before the said day set by said Auditor when said petition would be presented to said Board for hearing. And it now appearing to said Board that no taxpayer of said Marion Township, or corporation or any other person has filed objections to the form or sufficiency of said petition herein, and the said Board having examined said petition and being fully advised in the premises, now find that said petition is in due form, sufficient and according to law, and that the same is true in fact and was signed by more than fifty of the legal voters and free-holders of said Marion Township and was duly filed in the office of the Auditor of Hendricks County, Indiana, on the 18th day of Jnuary, 1912, and that by endorsement thereon said Auditor fixed as the date for the hearing of the same the 5th day of February, 1912, the same being the 1st day of the regular February Term, 1912, of said Board of Commissioners, and that said date was less than thirty days after the filing of said petition, That said highway proposed to be improved is less than three miles in length and connects at each end with an improved free gravel road, and that said petition properly shows the beginning, course, width and general description of said highway proposed to be improved, the character of said improvement to be made and the termini of said highway, and that said Marion Township contains no town or city having a population of thirty thousand or more inhabitants. And said Board having examined the proof of publication and posting of notices now find that due and legal notice, as required 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 date of filing and pendency of the same and the time and place of the hearing of the same by the Board of Commissioners.

And it is now ordered by the Board that further proceedings herein be continued to the first day of the regular March Term, 1912, of said Board, the same being the 4th day of March, 1912.

Tuesday,January,2nd,1912.

In the matter of the petition of
O.A.Kennedy et al.for the improvement
of County Line Road between Hendricks and
Morgan Counties,by taxation.

Comes now the engineer and viewers heretofore appointed and file their report in words and figures as follows,to-wit: (H.I.)

January,1st.1912

Monday,January,1st 1912.

The Commissioners Court of Hendricks County,Indiana,are now met in regular session, it being the first day of the term.

Present. Harry E.Sanders,Elbert M.Murphy and James A.Downard.

The following proceedings were now had,to-wit:

In the matter of the petition of
John R.Hull et al. for the improvement
of a public highway in Brown Township,
Hendricks County,Indiana.

Comes now the petitioners,by counsel,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 the board that said engineer and viewers be given time until the first day of the next regular term of this board to make and file in the office of the Auditor of Hendricks County,Indiana,their report in writing setting forth their determination in writing in regard to said improvement.

Monday ,February,5th 1912.

The Board of Commissioners of Hendricks County,Indiana,are now met in in the Commissioners' Court Room in Danville Indiana. regularbsession,it being the first Monday in February,1912.

Present: Elbert M.Murphy,Harry E.Saders and James A.Downard.

The following proceedings were then had,to-wit:

In the matter of the petition of
John R.Hull et al,for the improvement
of a public highway in Brown Township,
Hendricks County,Indiana.

Comes now the petitioners,by counsel,and come also the engineer and viewers,and it appearing to the satisfaction of the court 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 report in writing setting forth their determination in regard to said improvement.

MarcH,1st 1912.

State of Indiana,

Hendricks County, ss:

In tHe joint Commissioners Court

Hendricks and Morgan Counties.

In the matter of the Petition of O.A.Kennedy and others to improve a highway on the County line between Hendricks and Morgan Counties.

Decree.

And now on this first day of March,1912,pursuant to notice duly given by the Auditor of Hendricks County,Indiana,to the Board of Commissioners of Hendricks County,Indiana, wHich said notice is in words and figures as follows,to-wit: (H.I.),and pursuant to summons duly issued by the Auditor of Hendricks County,Indiana,and notice served by the Sheriff on the Board of Commissioners of Morgan County,Indiana,which said summons and notice is in words and figures as follows,to-wit: (H.I.),the said Boards of Commissioners of said Counties are now met in joint session and duly organized,H.L.Rinker,President of said Board,and_____ Secretary,for the purpose of receiving sealed bids for the construction of said road and for the further purpose of awarding a contract to the best and lowest bidder,and also for the purpose of determining any questions which might legally come before said Boards.

And now comes O.A.Kennedy and others,petitioners herein,and now present and file the proof of publication of the notice to contractors and builders of gravel and Macadamized roads,which said notice and proof of publication are in words and figures as follows,to-wit: (H.I.)

And the said Board having seen and examined said notices and proof of publication and being duly advised in the premises,now finds that said notices and publication and proof of publication are not according to law as provided in such cases and that said notices are not sufficient for the letting of thecontract and that the same cannot be awarded at this meeting.

And come now the petitioners herein by their attorneys,Kivett & Kivett,and by way of motion ask that said Board make an order to readvertize for bids for the construction of said road,which said motion is now granted by the Board in joint session and said Board now in joint session orders the auditor of Hendricks County,Indiana,to advertise for bids for the improvement of said road,on the 11th day of April,1912,all as now provided for by law in such cases,all of which is duly ordered by said Board this the first day of March,1912,by the said Boards of Commissioners of Hendricks and Morgan Counties in joint session assembled,present Harry E.Sanders,Elbert M.Murphy,James A. Downard,Commissioners of Hendricks County,Idiana;H.L.Rinker andR.M.Dill,Commissioners of Morgan County,Indiana,and further proceedings herein are continued.

Signed Elbert M Murphy
James A Downard
Harry E Sanders
Board of Commissioners of Hendricks Co

Signed H L Rinker
R M Dill
Board of Commissioners of Morgan County.

Monday Morning, March, 4th 1912, and first day of the March Term.

State of Indiana,
ss:
Hendricks County,

In the Commissioners Court,

March Term, 1912.

In the matter of the petition
of Robert L. Underwood and others
for the improvement of a Public
Highway in Marion Township,
by Tax ation.

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 freeholders and voters in Marion Township in Hendricks County, State of Indiana, was filed in the office of the County Auditor on the 30th day of January, 1912.

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 4th day of March, 1912, as shown by the endorsement thereon of Lewis W. Borders, Auditor of Hendricks County, said State, which endorsement is in words and figures as follows, to-wit: (H.I.), and said petition now coming on for hearing before the Board said petitioners 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: (H.I.). SAID PETITIONERS 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 is located, which said affidavit is in words and figures as follows, to-wit: (H.I.).

And it appearing to the satisfaction of the said Board of Commissioners by said affidavits that due notice of the filing and the time and place of hearing of said petition was given in said news-papers by two consective weekly publications therein, the first of which publications, was on the 1st day of February; 1912, and the last on the 8th day of February, 1912.

And said petitioners now also produce and file the affidavit of Robert L. Underwood of said County and State, which affidavit is in words and figures as follows, to-wit: (H.I.), from which affidavit it appears that due notice of the filing of said petition and the time and place of hearing of the same was duly given by said affiant under the order and direction of the Auditor

of said Hendricks County,Indiana,by posting copies of said petition with the time and place of hearing the same endorsed thereon,in three public places in Marion Township, said County and State aforesaid,for more than fifteen days before the 4th day of March, 1912. And said petitioners now also produce and file the certificate of Lewis W.Borders, Auditor of said Hendricks County,which said certificate is in the words and figures as follows,to-wit: (H.I.),and from which said certificate it appears that a duly certified copy of said petition with the time and place of hearing the same endorsed thereon was duly posted by said Auditor at the door of the Court House for more than fifteen days before the 4th day of March,1912.

And it further appearing to said Board that no tax payer of Marion Township aforesaid having filed any objection to the form or sufficiency of such petition and the Board 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 30th day of January,1912,and by endorsement upon said petition said Auditor did fix for the hearing of the same the 4th day of March,1912,the same being the first day of the regular March term 1912 of the Commissioners Court of Hendricks County,Indiana.

And the Board further finds that said highway,asked to be improved is less than three miles in length; that a United States rural mail route passes over a portion of of it and that said highway connects at one terminus with a free gravel road and at the other terminus with a township line.

It is further ordered by the Board that said prtition is sufficient in form and in substance and in all respects. And now time is given for remonstrance and this cause is continued.

In the matter of the petition
of Amos Kersey and others for the
improvement of a public highway in
Clay Township 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 Clay Township in Hendricks County,State of Indiana, was filed in the office of the County Auditor on the 4th day of February,1912.

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 4th day of March,1912,as shown by the endorsement thereon of Lewis W.Borders,Auditor of Hendricks County,said State,which endorsement is in words and figures as follows,to-wit: (H.I.), and said petition now coming on for hearing before the Board said petitioners now produce and file the affidavit ofJulian D.Hogate,editor andpublisher of " The Republican",a public weekly newspaper

Monday,March,4th 1912, and the first day of the March Term,1912.

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 the words and figures as follows,to-wit: (H.I.), Said petitioners 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 ans figures as follows,to-wit: (H.I.).

And it appearing to the satisfaction of the said Board of Commissioners by said affidavits that due notice of the filing and the time and place of hearing of said petition was given in said newspapers by two consecutive weekly publications therein,the first of which publications,was on the 15th day of February,1912,and the last on the 22nd day of February,1912.

And said petitioners now also produce and file the affidavit of W.W.Cosner of said county and state,which affidavit is in words and figures as follows, to-wit: (H.I.),from which affidavit 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 direction of the Auditor of said Hendricks County,Indiana,by posting copies of said petition with the time and place of hearing the same endorsed thereon in three public places in Clay Township,said County and State aforesaid,for more than fifteen days before the 4th day of March,1912. And said petitioners now also produce and file the certificate of Lewis W.Borders,Auditor ofsaid Hendricks County,which said certificate is in the words and figures as follows,to-wit: (H.I.),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 4th day of March,1912.

And it further appearing to said Board that no tax payer of Clay Township aforesaid having filed any objection to the form or sufficiency of such petition and the Board 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 9th day of February,1912,and by endorsement upon said petition said Auditor did fix for the hearing of the same the 4th day of March,1912,the samebeing the first day of the regular March Term,1912 of the Commissioners Court of Hendricks County,Indiana.

And the Board further finds that said highway,asked to be improved is less than three miles in length; that a United States rural mail route passes over a portion of it and that said highway connects at one terminus with a free gravel road and at the other terminus with a township line.

It is further ordered by the Board that said petition is sufficient in form and substance and in all respects. And now time is given for remonstrance and this cause is continued.

In the matter of the petition
of John W.Figg and others for
the improvement of a public highway
in Clay Township 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 Clay Township in Hendricks County,State of Indiana, was filed in the office of the County Auditor on February 13th 1912.

And it further appearing to the Board of Commissioner that at the time said petition the same was set for hearing on the 4th day of March,1912,as shown by the endorsement thereon of Lewis W.Borders,Auditor of Hendricks County,said State,which endorSement iS in words and figures as follows,to-wit: (H.I.),and said petition now coming on for hearing before the Board said petitioners 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 the words and figures as follows,to-wit: (H.I.). Said petitioners 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: (H.I.).

And it appearing to the satisfaction of the said Board of Commissioners by said affidavits that due notice of the filing and the time and place of hearing of said petition was given in said newspapers by two consecutive weekly publications therein, the first of which publications,was on the 15th day of February,1912,and the last on the 22nd day of February,1912.

Monday,March 4th 1912,and the first day of the March Term,1912.

And said petitioners now also produce and file the affidavit of Morris J. Hadley of said county and state,which affidavit is in words and figures as follows,to-wit: (H.I.),from which affidavit it appears that due notice of the filing of said petition and the time and place of hearing of the same was duly given by said affiant under the order and direction of the Auditor of said Hendricks County,Indiana by posting copies of said petition with the time and place of hearing the same endorsed thereon in three public places in Clay Township,said County and State aforesaid,for more than fifteen days before the 4th day of March,1912. And said petitioners also produce and file the certificate of Lewis W.Borders,Auditor of said Hendricks County,which said certificate is in the words and figures as follows,to-wit:(H.I.),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 4th day of March,1912.

And it further appearing to said Board that no tax payer of Clay Township aforesaid having filed any objection to the form or sufficiency of such petition and the Board 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 17th day of February,1912, and by endorsement upon said petition said Auditor didfix for the hearing of the same the4th day of March,1912,the same being the first day of the regular March Term 1912 of the Commissioners Court of Hendricks County,Indiana.

The Board further finds that said highway,asked to be improved is less than three miles in length; that a United States rural mail route passes over its entire length and that said highway connects at one terminus with a free gravel road and at the other terminus with a township line.

It is further ordered by the Board that said petition is sufficient in form and substance and in all respects. And now time is given for remonstrance and this cause is continued.

Monday, March 4th 1912, and the first day of the March Term, 1912.

In the matter of the petition
of C.E. Higgins and others for
the improvement of a Public
Highway.

Come again the petitioners and show to the Court that by order of this Court heretofore made and entered of record it appears that due and legal notice of the filing of said petition and of the time fixed for the hearing thereof, and your petitioners would further show that said petition was set for hearing on the 5th day of February, 1912, the same being the first day of the February Term of said Court. That no written objection by any freehold voter of Marion Township, Hendricks County, has been filed against the form and sufficiency of said petition. That no remonstrance has been filed by the free hold voters of said Marian Township, Hendricks County, Indiana, against the improvement of said highway as prayed for by petitioners herein, and that more than tqenty days have elapsed since the day set for the hearing of said petition, and now on motion of said petitioners, said Board proceeds to examine said petition, as to form and sufficiency thereof, and having examined the same and being fully advised and informed in the premises now finds that said petition is sufficient in form and substance, and that the same was signed by more than fifty (50) free holders and voters of Marion Township, Hendricks County, Indiana, and that said highway described therein is less than three (3) miles in length and connects at both ends with an improved gravel road, and that said petition properly shows the beginning, course, width and general description of said highway so asked to be improved, also the character of the improvement to be made, and the termini of said highway, and that said Marion Township contains no city, having a population of more than Thirty Thousand (30,000) inhabitants.

It is now therefore ordered, adjudged and decreed by the Board of Commissioners that said petition is sufficient in form and substance and the same is hereby ordered spread of record, which said petition is in the words and figures as follows, to-wit:

State of Indiana,
ss:
Hendricks County,

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

We, the undersigned free holders and legal voters of Marion 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, graveling or paving with stone or other paving materials, the following described highway, located in Marion Township, Hendricks County and State of Indiana, to-wit:-Beginning in the Rockville free gravel road at the center south of Section 3 Township 15 North of Range 2 West and extending north through the center of said Section 3, Township and Range aforeSaid to the center North of said Section 3; thence EaSt on the North line of said Section for a distance of about 1/4 mile; thence North through the center of the East half of

Monday,March,4th 1912,and the first day of the March Term,1912.

Section 34 Township 16 North of Range 2 West and terminating in the Danville and New Maysville free gravel road at the north line of said Section 34, Township and Range aforesaid,

Said highway herein described and asked to be improved is less than 3 miles in length,to-wit: about two and one-forth miles in length and has its termini in free gravel roads in Marion Township,Hendricks County,Indiana,and is located wholly within said Marion Township.

Your petitioners would further ask that said improvement be of the width of not less than thirty (30) feet;that upon the hearing of this petition,if the same be found sufficient by your honorable board,the same be referred to viewers and a competent engineer,for their examination and report upon said proposed improvement of said highway herein prayed for as provided by law for the improvement of public highways by taxation without submitting the matter of the improvement of the same to the legal voters of said Marion Township, Hendricks County,Indiana.

Your petitioners would further represent to your Honorable Board that a United States Mail is proposed to be located over and along said described highway which petitioners are asking to be improved.

Your petitioners would further ask that if said improvement of said highway be granted,bonds of the County be issued and sold to pay the costs and expense incurred by said improvement,as provided by law,and that they be issued in a series payable in ten (10) years from date of their issue,the same to bear the legal rate of interest allowed for bonds for such highway improvement.

| | | | |
|---|---|---|---|
| C.E.Higgins | S.Verdow | J.P.Christie | Henry Beckley |
| D.A.Higgins. | Jas A.Sharp | R.L.Underwood | Ray McCoun |
| C.E.McLane | Mell Christy | Irving J.Brown | Fred M.Creech |
| James F.Lee | Fred Harris | T.M.Williams | J.L.Kurtz |
| Tyra Montgomery | W.I.Underwood | Henry Hunt | Oscar Kurtz |
| J.F.Underwood Jr. | H.F.Pratt | J.M.Ramsey | A.R.Kurtz |
| C.I.West | W.M.Buchanan | George Wise | Ira Dooley |
| Robert Pierson | Weden F.Wilson | A.S.Boyd | M.C.Chatham |
| W.N.Underwood | Sam Underwood | I.N.Martz | Joshua Graham |
| Charley Pierson | William Higgins | C.M.Hamrick | A.H.Barker |
| B.M.O'Brien,M.D. | James Fields | H.S.Ragan | G.W.Brown |
| G.H.Stephenson | I.M.Runion | L.E.Chatham | John A.Crosby |
| H.Curry | Dave Chadd | F.M.Sheets | Fred Hays |
| E.E.Mason | M.C.Underwood | John Gaines | Chas.E.Kurtz |
| G.B.Montgomery | D.D.Thomson | Wm.Noland | H.F.Kurtz |
| John Odell | R.H.Gowin | Ed Myers | EvErett Hardwick |
| R.D.Joseph | A.J.Wilson | S.Y.Hardwick | |
| W.W.Graham | C.H.Dowhard | James Montgomery | |

and it is further ordered that the prayer ofsaid petitioners herein be,and the same is hereby granted.

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 Carman C.Branson and Jacob E. O'Neal,viewers,and the Board now hereby appoints the said John O.Kain,engineer,and the said Carman C.Branson and Jacob E.O'Neal,viewers,which viewers are responsible free holders and voters of Hendricks County,Indiana,and are not residents or owners of taxable property in said Marion Township.

It is further ordered by the Board that said John O.Kain,engineer,and Carman C. Branson and Jacob E.O'Neal viewers, meet at the Auditor's Office of Hendricks County, at Danville,Indiana, on the 11th day of March,1912,at 10 o'clock A.M. at which time and place they shall each take and subscribe an oath to faithfully and impartially discharge their several duties herein.

It is further ordered by the Board,that John O.Kain,engineer,shall execute and file with the Auditor of Hendricks County,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 ($5,000.00) Dollars,conditioned for the faithful of his duty as such engineer.

And it is finally ordered that said engineer and viewers shall then proceed without delay to make all necessary and needful surveys of the highway named and described in the petition herein,and determin and report as to whether the proposed improvement of saidhighway described in said petition will be of public utility,to grade,pave,ditch, drain and improve the same as prayed for,and that said engineer and viewers shall also determine the width of the highway to be improved,the character of the improvement to be made,including the grading,paving,ditching and draining the same,together with full and complete plans and specifications of such improvements including plans and specifications of all culverts and bridges necessary and required for said improvement,and they shall estimate the costs of all such improvements to be made as prayed for in said petition,and as determined upon by them to be necessary,and to make report of all matters necessary in the improvement of said highway as provided by the Statutes of the state of Indiana,to this Board,and they shall accomany their said report with an accurate and correct profile of said highway showing width,lines and figures of elevation thereof, at each one hundred (100) feet of its length and the changes of width to be made therein, if any,and the changes made therein by excavation or filling,which profile shall be made by said engineer,and said engineer and viewers are hereby ordered and directed to make their report herein on the 1st day of the April Term,1912,of this Court,and this cause is now continued.

Monday,March,4th 1912

In the matter of the petition of
H.S.Ragan and others for the improvement
of a public Highway.

Come now the petitioners and present and file the proof of publication of J.D.Hogate,printer and publisher of the Danville Republican,a weekly newspaper of general circulation printed and published in Hendricks County,Indiana,which p proof of publication is in words and figures as follows,to-wit: (H.I.),from which it appears that due notice was given of the pendency of said petition and and the day set for the hearing of the same,the first of which publications was less than thirty days and the last more than fifteen days before the day sat for the hearing of the same. Petitioners also present and file the proof of publication of W.A.King,printer and publisher of the Danville Gazette,a weekly newspaper of general circulation,printed and published in Hendricks County, Indiana,which proof of publication is in words and figures as follows,to-wit: (H.I.),from which it appears that due notice was given of the pendency of said petition and of the day set for the hearing of the same,the first of which publications was less than thirty days and the last more than fifteen days before the day set for the hearing thereof. Petitioners also present and file the proof of posting notices of H.S.Ragan,which proof of posting notices is in words and figures as follows,to-wit: (H.I.),from which it appears that said H. S.Ragan duly posted notices of the pendency of said petition and of the day set for the hearing of the same in three public places within Marion Township, Hendricks County,Indiana,less than thirty and more than fifteen days before the day set for the hearing thereof. Petitioners also present and file the proof of posting of notice by Lewis W.Borders,Auditor of Hendricks County,Indiana, which proof of notice is in words and figures as follows,to-wit: (H.I.), from which it appears that said Lewis W.Borders,Auditor aforesaid,duly posted a notice of the pendency of said petition and of the day set for the hearing of the same at the east door of the Court House at Danville,Hendricks County, Indiana,less than thirty and more than fifteen days before the day set for the hearing thereof.

And the Court having examined said proofs of publication and having examined said proofs of posting notices,now finds that due and legal notice was given both by publication of said petition and notice of the time and place of filing the same and of the date set for the hearing thereof,and by posting copies of said notice,all as the statute directs and provides in such cases and that said petition was duly filed with the Auditor of Hendricks County, Indiana,on the fifth day of February,1912,and said Auditor duly set the same for hearing on the 4th day of March,1912,the same being the 1st day of the March Term of the Commissioners Court for said Hendricks County,Indiana,and now said cause is continued.

Monday,March,4th 1912.

In the matter of the petition of
Henry Beckey and others for the
improvement of a public Highway.

Comes now again the petitioners and it appearing to said Board of Commissioners that more than twenty days have elapsed since the day set for the hearing of said petition and that no remonstrance has been filed by the free holders and legal voters of said Marion Township against the improvement of said highway as prayed for in said petition herein,said Board now orderes and directs that said petition be spread of record,which is now done,the same being in words and figures as follows,to-wit:

State of Indiana,
SS:
Hendricks County,

In the Commissioners Court,
February Term, 1912.

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

The undersigned petitioners represent to the Board that they constitute more than fifty free holders and voters of Marion Township in said County and State,and that said Marion Township does not have within its borders an incorporated city or town containing thirty thousand inhabitants or more,and said prtitioners respectfully petition your Honorable Board that the following established,unimproved public highway,situated wholly within said Marion Township,and described as follows,to-wit: Beginning in the center of the New Maysville Improved Free Gravel Road at the North West corner of Section Thirty-six,Township Sixteen North,Range Two West,and running thence South on and along the West Line of said Section Thirty-six for a distance of one mile,thence East on and along the South Line of said Section Thirty-six for a distance of about three quarters of a mile,thence South for a distance of one mile to the center of the Danville and New Winchester improved Free Gravel Road,to 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.

That said public highway proposed to be improved is thirty feet in width and is less than three miles in length,to-wit: Two and three-fourths miles in length.That one of its termini is in the New Maysville Improved Free Gravel Road and the other terminus is in the Danville and New Winchester Improved Free Gravel Road. Your petitioners would further ask and pray that said improvement be made Thirty feet in width,and that the same be made without an election by the voters of said Marion Township, and that viewers and an engineer be appointed to perform their duties as by law provided,and that bonds, in ten year series,be issued and sold to pay the cost of said improvement and all necessary expenses connected therewith.

Monday,March,4th 1912.

| | |
|---|---|
| Henry Beckley | Tyra Montgomery |
| Edgar Dodson | Ray McCoun |
| B.H.Gowin | Oscar Montgomery |
| R.O.Christie | Sam Poer |
| W.I.Underwood | Fred Sears |
| J.L.Kurtz | Joshua Graham |
| J.O.Tinder | Oscar Kurtz |
| T.M.Sears | Ed Myers |
| Paul Hadley | Tilman Williams |
| Henry Hunt | J.F.Cline |
| Olson Hunt | Robert Lister |
| J.G.Lisby | F.M.Creech |
| M.C.Underwood | James Montgomery |
| Mell Christie | A.B.Kurtz |
| R.L.Underwood | C.M.Hamrick |
| C.E.Higgins | H.F.Sheets |
| L.E.Chatham | F.M.Sheets |
| S.Verdow | Jno.Walton |
| I.J.Brown | Ambrose D.Cassity |
| C.W.Sheets | Wm.Noland |
| Ira Dooley | A.H.Barker |
| Chas.E.Kurtz | G.H.Stevenson |
| H.F.Kurtz | Davi Chadd |
| Fred A.Hays | H.Curry |
| B.M.O'Brien.M.D. | G.B.Montgomery |
| John A.Crosby | H.F.Pratt |
| Charley Pierson | J.F.Underwood,Jr. |
| Robert Pierson | Chas.F.Smith |
| G.W.Brown | |

It is further ordered by the Board that said petition be and the same is hereby referred to John O.Kain,a competent civil enhineer,and George Christie and Alfred S.Lininger,each of whom are responsible freeholders and legal voters of said Hendricks County,and neither of whom is a resident or owner of taxable property in said Marion Township,and the Board now hereby appoints the said John O.Kain,engineer herein,and the said George Christie and Alfred S.Lininger,as viewers herein.

It is further ordered by the Board that said John O.Kain,engineer,and George Christie and Alfred S.Lininger,viewers,meet at the office of the Auditor of Hendricks County,Indiana,on the 11th day of March,1912,at 10 o'clock A.M. and each take and subscribe an oath faithfully and impartially to discharge

Monday,March,4th 1912.

their several duties herein. It is further ordered that the said John O.Kain,engineer, shall execute and file with the Auditor of said Hendricks County his bond with good and sufficient surety to be approved by said Auditor,payable to the State of Indiana,in the penal sum of $5000.00,conditioned for the faithful discharge and performance of his duty as such engineer,and said engineer and viewers are ordered,after having been duly qualified as aforesaid,to proceed to view said highway proposed to be improved,and determine whether it will be of public utility to grade,drain and pave the same with stone,gravel or other road paving material,and build the necessary bridges,culverts and waterways 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 make report of their determination in said matter in respect to said highway, including an accurate description of said highway to be graded,drained and paved,together with their recommendations in respect to the paving material to be used,and complete plans and specifications of such improvement,and the estimated cost of such improvement,and accompany said report with an accurate profile of said highway,showing by proper lines and figures the elevation thereof at each one hundred feet of its length and the changes to b be made therein by excavations and fills,and said engineer and viewers are ordered to make report of their doings herein to said Board of Commissioners on the first day of the regular April Term,1912,of said Board,the same being the first day of April,1912, and said cause is continued.

Thursday,March,7th 1912. Regular Term.

In the matter of the Petition
Of Henry Hunt and others
for the improvement of a Public
Highway by Taxation.

Come now Henry Hunt and one hundred and fifteen (115) other petitioners herein and respectively show the Court that their said petition for the improvement of a public highway by taxation in Marion Township,Hendricks County, Indiana,was filed in the office of the Auditor of Hendricks County,Indiana,on the 12th day of February,1912,and that Lewis W.Borders,Auditor of Hendricks County, Indiana,at the time said petition was so filed,designated by endorsement thereon the 7th day of March,1912,which was less than thirty (30) days thereafter,as the day upon which said petition would be presented to the Board of County Commissioners and now said petitioners present said petition and they also present and file proof of publication of notice by Julian D.Hogate,printer and publisher of the " Republican",a weekly newspaper of general circulation,printed and published in the town of Danville,Indiana,which proof of publication is in the words and figures as follows,to-wit: (H.I.),from which it appears that due notice was was given of the filing and pendency of said petition and that the 7th day of March,1912, was the day fixed when the same should be presented to the Board of Commissioners,the first of which publications was on the 21st day of February,1912,and the second on the 29th day of February,1912,the same being two (2) consecutive weeks before the date so designated by the Auditor for the presentation of said petition to the Board,and said petitioners also present and file the proof of publication of W.A.King,editor and publisher of the "Danville Gazette",a weekly newspaper of general circulation,printed and published in the town of Danville,Hendricks County,Indiana,which proof of publication is in the words and figures as follows,to-wit: (H.I.),from which it appears that due notice was given of the filing and pendency of said petition and that the 7th day of March,1912,was the day fixed when the same should be presented to the Board of County Commissioners of Hendricks County,Indiana,the first of which publications was on the 21st day of February,1912,and the second on the 29th day of February,1912,the same being two (2) consecutive weeks before the day set by said Auditor for the presentation of said petition to the Board of County Commissioners. Said petitioners also present and file proof of posting notices by Henry Hunt,which proof of posting notices is in the words and figures as follows,to-wit: (H.I.),from which it appears that the said Henry Hunt posted notices of the filing and pendency of said petition and that the 7th day of March,1912,was the day when the same would be presented to this Board of County Commissioners,that said notices were posted in three (3) public

Thursday,March,7th 1912. Regular Term.

places within Marion Township,Hendricks County,Indiana,and that the same were posted on the 20th day of February,1912,which was more than fifteen days before the day designated by the Auditor for presenting said petition to the Board; and the petitioners also present and file proof of posting notice by Lewis W.Borders,Auditor of Hendricks County,Indiana, at the East door of the Court House of Hendricks County,Indiana,which proof of posting of notice is in the words and figures as follows,to-wit: (H.I.) from which it appears that Lewis W.Borders,Auditor of said County,duly posted the notice of the filing and pendency of said petition and that the 7th day of March,1912,was the day fixed by the Auditor by endorsement thereon when the same should be presented to the Board of County Commissioners,which notice was posted on the 21st day of February,1912,the same being more than fifteen (15) days before the day set for the presentation of the said petition to the Board of County Commissioners.

And the Court having examined said proofs of publication and said proofs of posting notices,now finds that due and legal notice was given by publication,by posting three notices in three public places in Marion Township,Hendricks County,Indiana,where the said higheay is kocated, and by posting notice at the East door of the Court house of Hendricks County, Indiana, as provided by law and the court having examined said petition and being fully advised and informed in the premises, finds that no taxpayer of said Marion Township and that no person or corporation, whose lands or property will be affected by the work herein prayed for, have filed objections to the form or sufficiency of said petition, and the court finds that the said petition is sufficient in form and substance; and that it was signed by more than fifty (50) freeholders and voters of Marion Township, Hendricks County, Indiana; that said township does not have within its boundaries an incorporated city of more than thirty thousand inhabitants; that the highway proposed to be improved is less than three (3) miles in length and connects with an improved gravel road at each end, and the court further finds that the said petition was filed on the 12th day of February, 1912, and that the 7th day of March, 1912, wa the day fixed by endorsement of the Auditor when the said petition should be presented to the Board of County Commissioners and this cause is continued .

Vacation.

Be it remembered that heretofore,to-wit: on the 22nd day of March,1912,the fellowing transcript was filed in the Office of the Auditor of Hendricks County, Indiana.

ENTRY.

Thursday,March,7th 1912.

State of Indiana, In the Commissioners Court,

Marion CoUnty, ss: Ex parte. March Term,1912.

Albert McCalment et al.

Ex parte:

Improvement of Highway on County Line.

BE IT REMEMBERED,that on the 7th day of March,1912,at 10 o'clock A.M.,the Boards of Commissioners of Marion and Hendricks Counties in the State of Indiana, met in special session,pursuant to adjournment,at the Commissioners' Room in the office of the Auditor of said Marion County: present,Charles Maguire,James Kervan and John Kitley,members of the Board of Commissioners of said Marion County and Harry E.Sanders,Elbert M.Murphy and James A.Downard,members of the Hendricks County Board of Commissioners;also W,T.Patten,Auditor,and Jacob Woessner,Sheriff of said Marion County.

After the organization of said Boards by the selection of Harry E.Sanders as chairman,the records of the preceeding meetings,held on Dec.15th-1911,and Jan. 25th 1912,respectively,were read,considered,approved and signed in open court,after which the following proceedings were had,to-wit:

Albert McCalment et al. Ex-Parte.

Bids. Bond. Contract.

Comes now the petitioners herein and comes also,W.T.Patten,Auditor of Marion County,Indiana,and files and makes proof of publication of notice to bidders by publication in The Independent,a weekly newspaper of general circulation printed and published in the city of Indianapolis,Marion County,Indiana, which notice and proof are as follews,to-wit:

State of Indiana,Marion County,ss:

**Notice to Contractors of Gravel Road Letting.**

Notice is hereby given that the Boards of Commissioners of Marion and Hendricks counties, State of Indiana, will at 10 o'clock a. m., on

THURSDAY, MARCH 7, 1912,

while in joint session at the Commissioners' room in the Court House, in the City of Indianapolis, Marion County, Indiana, receive sealed bids for the construction of a Free Gravel Road on the line between said Marion and Hendricks counties, petitioned for by Albert McCalment et al., according to the plans, profile and specifications now on file in the office of the Auditor of each of said counties, which said Free Gravel Road is to commence at and extend from the Crawfordsville Free Gravel Road at the town of Clermont, Indiana, on the north, on and along said county line to the Wall Street Free Gravel Road on the south, a distance of 8900 feet, crossing the tracks of the Big Four and C., H. & D. steam lines and the "Ben Hur" Traction Railway.

All bids must be sealed and filed in strict accordance with law governing the same and must be filed with the Auditor of Marion County, Indiana, not later than 10 o'clock a. m. on March 7, 1912, when bids will be opened and the contract awarded.

Each bid must be accompanied by a bond of bidder with surety to the approval of the said Boards of Commissioners, in double the amount of the bid.

The time for the completion of the said work to be agreed upon when the contract is entered into.

The Boards reserve the right to reject any and all bids.

W. T. PATTEN,
Auditor Marion County, Ind.
LEWIS W. BORDERS,
Auditor Hendricks County, Ind.

Personally appeared before the undersigned,E.W. McGinnis,who being duly swern,says that he is Clerk of THE INDEPENDENT a public weekly newspaper of general circulation,printed and published in the city of Indianapolis,in the County aforesaid,and upon his oath further saith that the notice,of which the attached is a true copy,was duly published in said paper for 2 weeks successively,the first of which publication was on the 27th day ofJan. and the last publication was on the 3rd day of Feb.1912.

E.W.McGinnis.

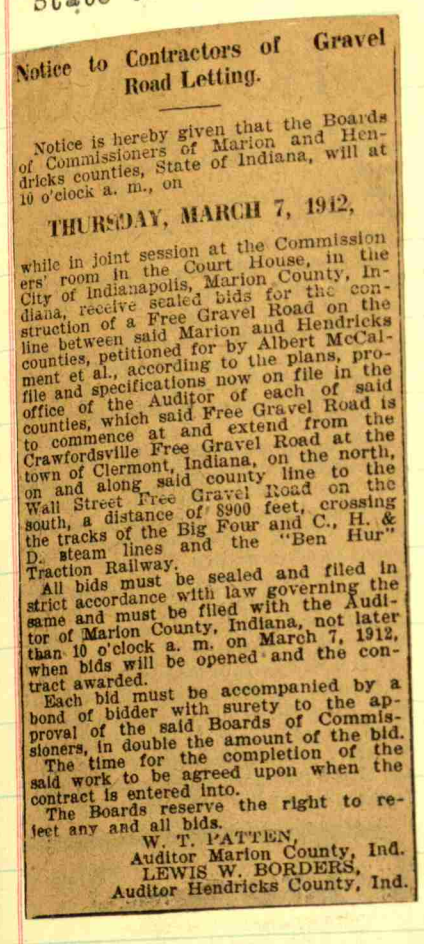
Subscribed and swern to before me,this 5th day of Feb.1912.

O.G.Thomas,Notary Public. (LS)

My Commission expires
April, 7, 1915.

Also by publication in The Danville Gazette,a weekly newspaper of general circulation printed and published in the city of Danville,Hendricks County,Indiana,which notice and proof are as follows:

State of Indiana,Hendricks County,ss:



**Notice to Contractors of Gravel Road Letting.**

Notice is hereby given that the Boards of Commissioners of Marion and Hendricks counties, State of Indiana, will at 10 o'clock a. m., on

THURSDAY, MARCH 7, 1912,

while in joint session at the Commissioners' room in the Court House, in the City of Indianapolis, Marion County, Indiana, receive sealed bids for the construction of a Free Gravel Road on the line between said Marion and Hendricks counties, petitioned for by Albert McClament et al., according to the plans, profile and specifications now on file in the office of the Auditor of each of said counties, which said Free Gravel Road is to commence at and extend from the Crawfordsville Free Gravel Road at the town of Clermont, Indiana, on the north, on and along said county line to the Wall Street Free Gravel Road on the south, a distance of 8900 feet, crossing the tracks of the Big Four and C., H. & D. steam lines and the "Ben Hur" Traction Railway.

All bids must be sealed and filed in strict accordance with law governing the same and must be filed with the Auditor of Marion County, Indiana, not later than 10 o'clock a. m. on March 7, 1912, when bids will be opened and the contract awarded.

Each bid must be accompanied by a bond of bidder with surety to the approval of the said Boards of Commissioners, in double the amount of the bid.

The time for the completion of the said work to be agreed upon when the contract is entered into.

The Boards reserve the right to reject any and all bids.

W. T. PATTEN,
Auditor Marion County, Ind.
LEWIS W. BORDERS,
Auditor Hendricks County, Ind.

Personally appeared before the undersigned,W.A.King, publisher of the DANVILLE GAZETTE,A weekly newspaper of general circulatien,printed and published in Danville,in the County aforesaid,who being duly sworn,upon his oath saith that the notice of which the attached is a true copy,was duly published in said paper for twe weeks successively,the first of which publications was on the 1st day of Feb.1912,and the last on the 8th day of Feb.1912.

W.A.King.

Subscribed and sworn to before me,this 6th day of March,1912.

Lewis W.Borders,
Auditor Hendricks County.

(SEAL)

And after a careful examination of said notices and proofs of publication,the Boards find that due and legal notice has been given by the Auditor of Marion County,Indiana,of the time and place of the receiving of bids and the letting of the contract for the improvement herein by publication for two weeks successively in The Independent,a weekly newspaper of general circulation printed and published in Marion County,Indiana,and by publication in the Danville Gazette,a weekly newspaper of general circulation,printed and published in said Hendricks County,Indiana,and that the last of such publications in each instance was at least twenty (20) days before the day of letting named therein.

Whereupon,the following sealed proposals were duly filed and tendered to the Boards by said Auditor and opened by said Boards in the presence of all the bidders,to-wit:

| NAMES. | AMOUNTS. |
|---|---|
| Evan Bray | $7,300.00 |
| Jenkens & Keller | 6,850.00 |
| Adams Bros. | 7,100.00 |
| Francis Long | 7,113.00 |
| D.H.Fatout | 7,184.00 |
| J.Harry Roberts | 6,432.00 |
| WM. Maheney | 6,723.00 |
| J.A.Hardin & Co. | 6,389.00 |
| A.M.Lisby | 6,095.00 |
| Hawkins Bros. | 6,168.00 |

And after a careful examination and consideration of each and all of the above proposals the Boards find that Aaron M.Lisby is the lowest and the best responsible bidder therefor and that said bid is less than the estimate made by the viewers and engineer;that said bidder tendered with his bid of $6,095.00 his bond payablr to the State of Indiana,in a penal sum equal to double the sum of said bid,which bond is as follows:-

CONTRACTOR'S BOND.

KNOW ALL MEN BY THESE PRESENTS,That we,the undersigned A.M.Lisby,of Putnam County,and M.E.Masten,Jesse Masten and W.H.Lakin of Hendricks County,are firmly bound unto the State of Indiana in the penal sum of Sixteen Thousand Dollars, for the payment of which,well and truly to be made,we bind ourselves jointly and severally,and our joint and several heirs,executers,administraters and assigns,firmly by these presents,this 29th day of February,1912.

The Conditions of the above Obligation are such,That whereas,the Board of Commissioners of Marion and Hendricks Counties,Indiana,are about to let a contract for Clearmont Free Gravel Road on the County Line between Marion and Hendricks Counties,petitioned for by Albert McCalment et al in said Counties and State,

And whereas the above named A.M.Lisby has filed a bid for said work with 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 A.M.Lisby shall properly 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.

A.M.Lisby (SEAL) Jesse Masten (SEAL)

M.E.Masten (SEAL) W.N.Lakin (SEAL)

Atate of Indiana,County of Hendricks,ss:

Before me,the subscriber, a Notary Public in and for said County personally appeared A.M.Lisby, M.E.Masten, Jesse Masten and W.N.Lakin and acknowledged the execution of the foregoing instrument for the uses and purposes therein mentioned.

Witness my hand and official seal,this 29th day of February, A.D.1912.

John Masten,

Notary Public.

My commission expires April,13,1913.

Accepted and approved,March,7th,1912.

C.Maguire

James Kervan Board of Commissioners of

John Kitley Marion County.

Attest: W.T.Patten

Auditor Marion County,Indiana.

It is therefore ordered and adjudged by the Boards that the bid of Aaron M.Lisby,in the sum of $6,095.00 be and the same is the lowest responsible bid and that the same be and is hereby accepted and that the contract for said proposed improvement be and the same is hereby awardeddto Aaron M.Lisby at and for the sum of $6,095.00,and the bond of Aaron M.Lisby,contractor herein,be and the same is hereby approved and accepted by said Boards.

Comes now said Aaron M.Lisby,contracter,and herewith enters into a written contract, to-wit:

CONTRACT.

For the construction of the Albert McCalment Free Gravel Road.

THIS AGREEMENT made and entered into by and between Aaron M.Lisby,of Coatesville, Putnam County,Indiana,party of the first part and the Boards of Commissioners of Marion and Hendricks Counties in the State of Indiana,party of the second part,WITNESSETH:

That,on the 7th day of March,A.D.1912,the said Boards of Commissioners received bids for the construction of the Albert McCalment et al.Gravel Road,the same being located on and along the boundary line between said Marion and Hendricks counties,and the said Aaron M.Lisby being declared to be the lowest and best responsible bidder,the contract was awarded to said Aaron M.Lisby for the amount of his bid,viz: $6,095.00; and the said first party now covenants and agrees to build and construct said road in all respects in accordance with and conformable to the specifications,reports,plans and profile contained in the reports of the viewers and engineer for said road,now on file in the office of the Auditor of each of said Counties,respectively,which said report,specifications and profile are hereby referred to and made a part of this contract the same as if herein fully set out and written.

And the party of the first part further undertakes and agrees that in the prosecution of said work he will use all proper skill and care and will pay all claims for work and labor performed and material furnished in and for the construction of said work,whether the said work and labor or material is furnished to said contractor or any sub-contractor, agent,or superintendent in charge of said work. It is further understood and agreed that said first party will not and cannot sell or assign this contract or sub-let the work to any person or persons,except by consent of the said Boards of Commissioners.

The party of the first part further agrees to construct and build said improvement and have the same completed on or before the 1st day of November, 1912,and in the event said improvement of said road shall not be completed, finished and ready for acceptance by the party of the second part on or before said 1st day of November,1912,then said party of the first part agrees and promises to pay to said second party as liquidated damages for the non-completion of said work and for the deprivation on the part of the public of said Marion and Hendricks Counties of the use of said road from and after said 1st day of November,1912,the sum of Twenty-five Dollars ($25.00) per day for each and every day thereafter that said improvement shall remain uncompleted,unfinished and not ready for acceptance by said party of the second part,and said party of the first part agrees that said sum of twenty-five dollars ($25.00) per day shall be deducted from the contract price of said improvement and shall be retained by said party of the second part out of the contract price for said improvement for the use of the public of said Marion and Hendricks counties. Provided,that said failure to complete said improvement within the time above specified for such completion is not caused by strikes or any other cause or causes beyond the control of said first party or that said time has not been extended by said Boards of Commissioners. In the event second party does grant an extension of time for the completion of said improvement,the above and foregoing agreement in relation to liquidated damages shall apply after the expiration of such extention.

It is also agreed and understood by and between the parties hereto that said party of the second part shall withhold full payment to first party as required by Section 1 of an Act approved March,4,1911,Acts of 1911,page 437, for a period of thirty days or until proof be made of the payment of all labor, material and sub-contractors claims.

Second party hereby agrees that first party shall be paid the said contract price as above set out,upon the warrant of the Auditor of Marion County,Indiana, as directed by the Board of Commissioners of said Marion County,and shall be paid on monthly estimates of the engineer in charge of said work,but not to exceed 80 percent. of the engineer's said estimate; 20 percent. of the said contract price shall be retained by the said Counties until said work is fully completed and finally accepted by the concurrent action of the said Boards of Commissioners.

And said first party agrees to do and perform all matters and things required of and imposed upon him,according to the terms of this contract or pursuant to the provissions of the Act of the General Assembly of the State of Indiana,authorizing said improvement.

To all of the covenants,conditions and stipulations of this contract the said parties severally bind themselves,their successors,heirs and assigns.

In witness Whereof,the said party of the first part has hereunto set his hand and seal,the day and year hereinbefore mentioned,and in witness whereof,the said Boards of Commissioners have also signed and approved this contract,this the 7th day of March, A.D. 1912.

Aaron M.Lisby

Party of the first part.

C.Maguire

James Kervan

John Kitley

Board of Commissioners of Marion County.

Attest: William T.Patten,

Auditor Marion County.

Harry E.Sanders

Elbert M.Murphy

James A.Downard

Board of Commissioners of Hendricks County.

The contract for the construction of the Road petitioned for in the above and foregoing entitled cause having been formally awarded and the contractor having executed bond for the performance of his contract,the Boards of Commissioners now appoint Albert McCalment, a competent person and a resident of Lincoln Township in said Hendricks County,Indiana, one of the townships abutting on and affected by the construction of said road,as Superintendent,to supervise the construction of such road according to the plans,profiles and specifications filed by the engineer and viewers on which the contract to construct such road was let. The compensation of such Superintendent shall be two dollars ($2.00) per day for the time actually employed and he shall render an account under oath,of his time to the Board of Commissioners of Marion County,Indiana,whenever so ordered by them. He shall give a Bond to the approval of said Auditor of Marion County in the penal sum of five thousand dollars ($5,000.00) payable to the State of Indiana as provided in Section 79 of an Act approved March,8th 1905,of the Acts of 1905,page 559,and subscribe to an oath to faithfully discharge the duties of his office,

It is also considered,adjudged and decreed by the said Boards of Commissioners that said road when so improved shall belong one-half to Wayne Township,Marion County,Indiana,and t the remaining one-half be divided between Lincoln and Washington Townships,in Hendricks County,Indiana,in the ratio of two-thirds (2/3) thereof to said Lincoln Township and one-third (1/3) thereof to said Washington Township and that the cost thereof shall be appertioned in like manner. Also,that the Auditor of Marion County,Ind. shall forthwith notify the Auditor of Hendricks County,Indiana,that the contract for said improvement has been let,stating the amount of the contract price and the amount of all other costs and expenses of every kind necessary to complete such improvement.

That each of said Marion and Hendricks counties shall proceed at once through their Board of Commissioners,Auditor and Treasurer to issue and sell the bonds of its county for a sum equal to the share or portion herein assessed and appertioned to its township or townships as the case may be and as provided in Section 9 of an Act approved March,9, 1907,of the ActS of 1907,page 368.

That Whereas,the petitioners herein have not asked for any certain term of years in which said bonds shall be payable,it is hereby considered,adjudged and decreed by said Boards that said bonds shall be issued in denominations of not less than $50.00 each,in twenty (20) equal series,of one bond each,the first series,principal and interest shall mature and be payable on the 15th day of May,1913,the second series,principal and interest shall mature and be payable on the 15th day of November,1913,and the remaining eighteen (18) series,principal and interest,in regular order on corresponding dates in succeeding years,or each six months thereafter until all are paid. Said bonds shall be dated April,1st 1912,and shall bear interest at the rate of four and one-half per cent.(4-1/2%) per annum. The County Treasurers shall sell said bonds at not less than their face value and remit the proceeds thereof to the Auditor of Marion County,Indiana, who shall charge the same upon his books and pay the same into the Treasurer of Marion County to be held by said Treasurer as a special fund for the making of such improvement and paid out upon warrants by said Auditor of Marion County, Indiana,as ordered by the Board of Commissioners of said Marion County,except the final payment of twenty per cent. (20%) of the engineer's estimates of amounts due the Contractor for work done by him,which final payment shall be made only upon the joint order of the Boards of Commissioners of Marion and Hendricks counties,in the State of Indiana.

And the Boards of Commissioners now appoint Paul Julian,Engineer for the construction of said road and hereby order said engineer to qualify as by law provided before entering upon the discharge of his duties as such engineer.

Comes now the said Albert McCalment heretofore appointed by said Boards as Superintendent of the construction of said Free Gravel Road and presents his Bond,approved by the Auditor of Marion County,as required in the order making his appointment,together with his oath of office,which bond and oath are in the words and figures following,to-wit:

Albert McCalment et al. County Line Road.

Oath of Superintendent.

I,Albert McCalment,do solemnly swear that I will faithfully,honestly and impartially discharge my duties as Superintendent of the Albert McCalment et al. County Line Free Gravel Road as required by the Act authorizing such improvement and the orders of the Boards of Commissioners of Marion and Hendricks counties, in the State of Indiana; so help me God.

Albert McCalment.

Subscribed and sworn to before me,this 7th day of March,1912.

William T.Patten

Auditor Marion County,Indiana.

BOND OF SUPERINTENDENT.

KNOW ALL MEN BY THESE PRESENTS,_That we,Albert McCalment, Omer S.Whiteman, and F.E. Whiting are held and firmly bound unto the State of Indiana in the penal sum of

FIVE THOUSAND DOLLARS

for the payment of which we bind ourselves,heirs,executors and administraters jointly and severally.

Signed and sealed this 7th day of March, A.D. 1912.

The condition of the above obligation is such that whereas the above named Albert McCalment has been by the Boards of Commissioners of Marion and Hendricks Counties,in the State of Indiana,sitting in joint session,appointed as Superintendent in construction of the Albert McCalment et al. Free Gravel Road.

Now if the said Albert McCalment shall well and faithfully discharge the duties of his office of Superintendent of said road according to law,then and in that event this Bond shall be void; otherwise to be and remain in full force and effect in law.

Albert McCalment

Omer S.Whiteman

F.C.Whiting

Acknowledged before me this 7th day of March, A.D. 1912.

William T.Patten

Auditor Marion County,Indiana.

Approved. William T.Patten

Auditor Marion County,Indiana.

and the Boards having seen and examined such bond now accept and approve the same,to-wit:

"Approved this 7th day of March,1912.

Charles Maguire

James Kervan

John Kitley

Board of Commissioners of Marion County,Indiana.

Harry E.Sanders

James A.Downard

Elbert M.Murphy

Board of Commissioners of Hendricks County,Indiana.

And the said Paul Julian heretofore appointed by the Boards as Engineer in Construction of said Free Gravel Road now tenders his Bond in the penal sum of SIX THOUSAND DOLLARS as required by law,which said Bond is now by the Boards approved and is in the words and figures following,to-wit:

BOND OF ENGINEER IN CONSTRUCTION.

KNOW ALL MEN BY THESE PRESENTS,That we,Paul Julian,of Marion County,Indiana, as Principal and American Surety Company of New York,as Surety,are held and firmly bound unto the State of Indiana,in the penal sum of SIX THOUSAND DOLLARS ($6,000.00),for the payment of which,well and truly to be made and done,we bind ourselves,our heirs,executors,administrators and assigns,jointly and severally, firmly by these presents.

Sealed and signed this 5th day of March,1912.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH,ThAt WhereaS,the above named and bounden Paul Julian,has been,by the Board of Commissioners of Marion County, Indiana,and the Board of Commissioners of Hendricks County,Indiana,sitting in joint session on October,10th 1911,appointed as Engineer of Construction of the A.McCalment et al. Free Gravel Road.

NOW THEREFORE,if the said Paul Julian shall well and faithfully discharge the duties of his said office of Engineer of Construction of said road,according to law,then and in that event,this bond shall be void; otherwise to be andremain in full force and effect in law.

Paul Julian

AMERICAN SURETY COMPANY OF NEW YORK

BY:- E.V.ClArk

Resident Vice-President.

Attest:-

D.M.Larsen

(SEAL)

Resident Asst. Secretary

Approved March,7th 1912.

Harry E.Sanders

Elbert M.Murphy

James A.Downard

Com. Hendricks County,Ind.

Charles Maguire

James Kervan

John Kitley

Com. Marion County,Ind.

The said Boards of Commissioners having heard the evidence and being fully advised in the matter now finds that Omer S.Whiteman as Atterney for the petitioners herein is entitled to the sum of Two Hundred and Fifty Dollars ($250.00) as his reasonable atterney fee and on motion of Mr.Murphy,seconded by Mr.Downard the same is unanimously allowed.

Comes now the Auditor of said Marion County and presents to said Boards the bills heretofore filed in his office in said matter and the Boards having seen and examined the same and being fully advised in the matter now make formal allowance of the same,as follows:-

BILLS ALLOWED.

| | | |
|---|---|---|
| The Indianapolis Star, | Advertising Notices | $ 9.24 |
| The Independent | " " | 10.50 |
| The Danville Gazette, | " " | 31.01 |
| The Hendricks County Republican | " " | 25.75 |
| Oakland Moter Co. | Livery--Viewers | 10.00 |
| Alfred S.Linegar | Viewer | 15.00 |
| George T.Blue | " | 10.50 |
| Paul Julian | Engineer | 35.15 |
| H.S.Blount | Asst. Engineer | 2.55 |
| C.W.Pearce | " " | 13.80 |
| John W.Ader | Sheriff"s Costs | 1.45 |
| Jacob Woessner | " " | 5.05 |

ESTIMATED ADDITIONAL EXPENSE.

And the said Boards now estimate the following additional expense necessary to complete such improvement,to-wit:

| | |
|---|---|
| County Commissioners Per Diem | $150.00 |
| Supt. of Construction,per diem | 150.00 |
| Auditor's Costs | 100.00 |
| Engineer in construction | 50.00 |
| Incidentals | 85.00 |

Total estimated cost of the improvement not including expenses of each County in the preparation of and selling of its bonds,---------- $7050.00

There being nothing further to come before said Boards of Commissioners at this time, on motion made and carried,adjournment was had until Friday,March,22nd 1912, at 10 o'clock A.M.,when they shall meet again at the same place to resume consideration of said matter.

Charles Maguire

James Kervan

John Kitley

Board of Commissioners of Marion County,

Harry E.Sanders

Elbert M.Murphy

James A.Downard

Board of Commissioners of Hendricks County.

State of Indiana,
ss:
County of Marion.

I,William T.Patten,Auditor in and for said County,do hereby certify that the above and foregoing is a true and complete copy of the proceedings of the Boards of Commissioners of Marion and Hendricks Counties,Indiana,in joint session,in the matter of the Albert McCalment et al. Free Gravel Road,as the same appears of record in my office.

Witness my hand and the Seal of the Board of Commissioners of Marion County,Indiana,this 20th day of March, 1912.

William T.Patten

(SEAL)

Auditor Marion County,Indiana.

The Board of Commissioners of the County of Marion,Indiana,met in regular session in the Court House,in the city of Indianapolis,Indiana,on Friday,March, 15th 1912. Members present: Charles Maguire,presiding,James Kervan and John Kitley,Commissioners and ex-officio the Board of Free Turnpike Directors.

The following proceedings were had,to-wit:

BOND ORDINANCE.

An Ordinance,authorizing the issue and sale of THREE THOUSAND SIX HUNDRED DOLLARS of Gravel Road Bonds,in the County of Marion and the State of Indiana, for the construction of a gravel road,fixing the rate of interest thereon and providing the mode and manner of payment of said bonds and the interest thereon.

WHEREAS,the Boards of Commissioners of Marion and Hendricks Counties in the State of Indiana,in the matter of the petition of Albert McCalment et al. for the improvement of a highway on the County line between Wayne Township in said Marion County,in the State of Indiana,and Lincoln and Washington Townships in said Hendricks County,in the State of Indiana,filed in said Marion County, have heretofore approved the report of the civil engineer and viewers appointed in said cause and have ordered the construction of the improvement of said road according to the plans and specifications now on file in the office of the Auditor of both Marion and Hendricks Counties aforesaid,and having awarded the contract for the construction of said improvement of said road,and the contract price for said improvement together with all other expenses incurred and charges allowed prior to the granting of said petition and ordering of said improvement of said road and a sum sufficient to pay the per diem of the engineer,superintendent of construction,county commissioners and petitioners' reasonable attorney's fees amounts to the total sum of Seven Thousand and Fifty Dollars,one-half of which has been by the concurrent action of said Boards of Commissioners assessed and apportioned to Wayne Township in said Marion County and the other and remaining one-half of said total sum divided between Lincoln and Washington Townships in

said Hendricks County in the ratio of two-thirds thereof to said Lincoln Township and one-third thereof to said Washington Township and the sum of Seventy-five DollarS for the cost of printing and selling these bonds: and that said indebtedness together with all other indebtedness of said Wayne Township is within the statutory and constitutional limits of said township.

NOW, THEREFORE, BE IT ORDERED, by the Board of Commissioners of Marion County,Indiana, all members concurring,

Sec. 1. That Wayne Township,in Marion County,and the State of Indiana, be indebted in the sum of Three Thousand Six Hundred Dollars for the construction of a Gravel Road petitioned for by Albert McCalment et al.,the same being a County line road,and said petition having been filed in the Commissioners Court of Marion County in the State of Indiana,and the petitioners not having prayed in their petition for any definite time for the issuing of the bonds for the payment of the costs of said improvement of said road,it is hereby ordered by the said Board of Commissioners of said Marion County,State of Indiana,that Three Thousand Six Hundred Dollars of Gravel Road Bonds of the County of Marion,State of Indiana,to be known as the Albert McCalment et al. Gravel Road Bonds in Wayne Township be issued and that said Bonds be issued in the denominations of One Hundred and Eighty Dollars each,and be numbered from 1 to 20 inclusive,and each of said Bonds shall be dated April,1st,1912, and payable as follows:

Bond No.1 Shall mature on the 15th day of May,1913.

Bond No.2 Shall mature on the 15th day of November,1913.

Bond No.3 Shall mature on the 15th day of May,1914.

Bond No.4 Shall mature on the 15th day of November,1914.

Bond No.5 Shall mature on the 15th day of May,1915.

Bond No.6 Shall mature on the 15th day of November,1915.

Bond No.7 Shall mature on the 15th day of May,1916.

Bond No.8 Shall mature on the 15th day of November,1916.

Bond No.9 Shall mature on the 15th day of May,1917

Bond No.10 Shall mature on the 15th day of November,1917.

Bond No.11 Shall mature on the 15th day of May,1918.

Bond No.12 Shall mature on the 15th day of November,1918.

Bond No.13 Shall mature on the 15th day of May,1919.

Bond No.14 Shall mature on the 15th day of November,1919.

Bond No.15 Shall mature on the 15th day of May,1920.

Bond No.16 Shall mature on the 15th day of November,1920.

Bond No.17 Shall mature on the 15th day of May,1921.

Bond No.18 Shall mature on the 15th day of November,1921.

Bond No.19 Shall mature on the 15th day of May,1922.

Bond No.20 Shall mature on the 15th day of November,1922.

The interest on said Bonds shall be four and one-half per cent.(4-1/2%) per annum,payable as follows: The first interest on the above bonds shall be due on the 15th day of May,1913,and the first coupon of each bond shall be for the sum of $9.12,and thereafter the said interest shall be due and payable on said bonds on the 15th day of November,and the 15th day of May of each year until said bonds mature and are paid and that all of the coupons after the first shall be for the sum of $4.05 each,and the said interest shall be evidenced by coupons attached to said bonds as hereunto prescribed,and shall be due and payable as hereunto set out.

All of said bonds and the interest thereon shall be payable to bearer at the banking house of J.F.Wild & Co. in the city of Indianapolis,Indiana,and sold as provided by law,and the said bonds shall be signed by the Board of Commissioners of Marion County,State of Indiana,and shall be attested by the Auditor of said County.

Sec.2. That said bonds shall be issued in the name of the County of Marion,State of Indiana,and be known and designated as the Albert McCalment et al County Line Gravel Road Bonds,in Wayne Township,in said County,and that said bonds shall be sold for not less than their par value,and the proceeds shall be applied for the purpose specified by law authorizing their issue.

Sec. 3. For the purpose of anticipating the payment of said bonds and raising money for the said bonds and the interest thereon,the said Board of Commissioners shall annually hereafter at the time of making of the general tax levy,levy a special tax upon all the property of said Wayne Township,in Marion County,State of Indiana,including towns and cities of less than thirty thousand inhabitants in said Township,in such manner as to pay the principal and interest on said bonds as they become due,and said tax shall be collected and the amount of said bonds and interest shall be charged upon the property of said township abutting on said road,and said tax when collected shall be applied to the payment of said bonds and interest and shall be applied for no other purpose.

Sec. 4. The County Treasurer of Marion County,State of Indiana, shall sell said bonds at not less than their par value,and the proceeds derived therefrom shall be kept in a separate fund for the payment of the construction of said road,including the expenses already incurred.

Sec. 5. It is further ordered by the Board of Commissioners of Marion County,State of Indiana,that said bonds be lithographed and the Auditor of said County is hereby authorized to procure the same at the least possible cost and expense. It is further ordered that the signatures of the Board of Commissioners and the Auditor shall be lithographed on the interest coupons attached to said bonds.

The Board of Commissioners of Marion County,State of Indiana,all members concurring therein,do hereby adopt the above and foregoing bond ordinance in the matter of Albert McCalment et al. petition for improvement of highway on the boundary line between Marion and Hendricks Counties in the State of Indiana,and the same is in all things adopted as herein provided.

This 15th day of March, 1912.

Charles Maguire

James Kervan

John Kitley

Board of Commissioners of Marion County,

Indiana.

State of Indiana, )
ss:
County of Marion, )

I,William T.Patten,Auditor in and for said County,do hereby certify that the above and foregoing is a true and complete copy of the proceedings of the Board of Commissioners of Marion County in the matter therein set forth,as the same appears of record in my office.

Witness my hand and the Seal of the Board of Commissioners of Marion County, Indiana,this 20th day of March,1912.

William T.Patten.

(SEAL) Auditor Marion County,Indiana.

ENTRY.

StAte of Indiana, )
ss:
County of Marion, )

In the Commissioners' Court,

March Term,1912.

ALBERT McCALMENT ET AL.

EX-PARTE:

IMPROVEMENT OF HIGHWAY ON COUNTY LINE.

Be it remembered,that on the 22nd day of March,1912, at 10 o'clock A.M. the Boards of Commissioners of Marion and Hendricks Counties,in the State of Indiana,met in special session,pursuant to adjournment,at the Commissioners' Room in the office of the Auditor of said Marion County; present,Charles Maguire,James Kervan ans John Kitley,members of the Board of Commissioners of said Marion County,and Harry E.Sanders,Elbert M.Murphy and James A.Downard,members of the Hendricks County Board of Commissioners,also W.T.Patten, Auditor of Marion.County,Indiana,and Jacob Woessner,Sheriff of said County.

Elbert M.Murphy being chosen to preside,the minutes of the last meeting,to-wit: on the 7th day of March,1912, were read,considered and on motion approved and signed in open court,after which the following proceedings were had in said matter.

Comes now the said W.T.Patten,Auditor,and reports to said Boards that their order to him,made and entered on March,7th,1912, in re the notice to the Auditor of Hendricks County,Indiana,that the contract for said improvement has been let, giving the amount of the contract price and the estimated total cost,has been fully complied with by him and also,that the following bills have been filed in said matter, in his office,to-wit:

| | | |
|---|---|---|
| Harry E.Sanders | Per diem Co. Commissioner | $33.75 |
| Elbert M.Murphy | " " " " | 33.75 33.75 |
| James A.Downard | " " " " | 33.75 |

And the Boards having seen and examined all of the above mentioned bills and being fully advised in the premises do now approve and allow the same and the said Auditor of Marion County is hereby authorized to draw warrants for said amounts together with all the bills and amounts heretofore allowed herein whenever sufficient funds derived from the sale of bonds heretofore authorized herein have come into the hands of the Treasurer of said Marion County.

There being nothing further,the Boards on motion adjourned.

Charles Maguire

James Kervan

John Kitley

Board of Commissioners of the County of Marion,Indiana.

Harry E.Sanders

Elbert M.Murphy

James A.Downard

Board of Commissioners of Hendricks County,Indiana.

STATE OF INDIANA, )
SS:
COUNTY OF MARION? )

I,William T.Patten,Auditor in and for said County,do hereby certify that the above and foregoing is a true and complete copy of the proceedings of the Boards of Commissioners of Marion and Hendricks Counties,Indiana,sitting in joint session,in the matter of the Albert McCalment et al.County Line Free Gravel Road,as the same appears of record in my office.

Witness my hand and the Seal of the Board of Commissioners of Marion County,Indiana,this 22nd day of March,1912.

William T.Patten

(SEAL) Auditor Marion County,Indiana.

See Page No. 151

KNOW ALL MEN BY THESE PRESENTS,That we the undersigned,Reason E?Larkin,Benj.F.Vaughn, as principals,W.R.Larkin,S.P.Vaughn and Joseph L.Vaughn as suretis,of Putnam and Hendricks COUnties,are firmly bound unto the State of Indiana, in the penal sum of Twelve Thousand Two Hundred 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 9th day of January, 1912.

THE CONDITION OF THE ABQVE OBLIGATION IS SUCH, That whereaS,the Board of Commissioners of Hendricks and Putnam Counties,Indiana,is about to let a contract for the macadamizing and improving highway on.the boundary line between the Counties of Hendricks and Putnam,and separating the townships of Mill Creek in Putnam County and Franklin in Hendricks County. Said road is petitioned for by John Masten and others.

And whereas the above named Reason E.Larkin and Benj.F.Vaughn has 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 Larkin and Vaughn 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.

Reason E.Larkin, (SEAL)

Benj.F.Vaughn, (SEAL)

W.R.Larkin, (SEAL)

S.P.Vaughn, (SEAL)

Joseph L.Vaughn, (SEAL)

State of Indiana,Putnam County, ss:

Before me,a Notary Public in and for said County,personally appeared Reason E.Larkin, Benj.F.Vaughn,W.R.Larkin,S.P.Vaughn,Joseph L.Vaughn and acknowledged the execution of the foregoing instrument for the uses and purposes therein mentioned.

Witness my hand and Notarial Seal,this 9th day of January,A.D. 1912.

Arthur Roland Hurst

My commission expires July 16" 1912.

State of Indiana,Putnam County,ss:

I,C.L.AirHart,Auditor in and for said County and State,do hereby certify that the sureties on the within bond are the owners of real estate valued at more than the within bond,as shown by the tax duplicate of said County for the year 1911.

Witness my hand and official seal,the 27th day of Jan.,1912.

C.L.Airhart

Auditor Putnam County.

See Page No. 151

Accepted and approved February 1 1912.

Elbert M.Murphy

James A.Downard

Commissioners of Hendricks County.

James E.Houch

Geo.Rainer

A.M.Gardner

Commissioners of Putnam County.

Attest: Lewis W.Borders,

Auditor Hendricks County.

CONTRACT.

THIS AGREEMENT,made this 1 day of February,1912, between Reason E.Larkin and Benjamin F.Vaughn,the first party,and the Board of Commissioners of Hendricks and Putnam Counties,Indiana,the second patties,is that said first party agrees to construct the John Masten et al. free gravel road on the County line between Hendricks and Putnam Counties,State of Indiana, and separating the township of Mill Creek in Putnam County from the township of Franklin in Hendricks County,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 ($6044.49) Six Thousand Forty-four and 49/100 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 expiration of one year from the date the bonds are sold for the construction of said road.

It is hereby understood and agreed that the plans,profile and specifications are made a part hereof as fully and completely as if copied herein in full.

It is understood and agreed that payments are to be made upon estimates furnished from time to time during the progress of said work as provided by law.

Elbert M.Murphy

James A. Downard

Reason E.Larkin

Benjamin F. Vaughn

The First Party.

Commissioners of Hendricks County.

Geo.Rainer

A.M. Gardner

James E.Houck

Commissioners of Putnam County.

The second Party.

State of Indiana, Hendricks County, ss:

In the Matter of the petition of
John Masten and others, for the improvement
of a public Highway on the County Line between
the Counties of Hendricks and Putnam.

To the Board of Commissioners of Putnam County:

Gentlemen: You and each of you are hereby notified that in the foregoing cause, now pending in the Commissioners Court of Hendricks County, Indiana, upon petition of John Masten and others, for the improvement of a public highway on the County line between the Counties of Hendricks and Putnam, such proceedings were had before the joint Boards of Commissioners of said two Counties in said cause that upon the first day of February, 1912, a contract was duly let for the construction of said improvement for and in the sum of $6044.00: that the estimated amount of all other costs and expenses of every kind necessary to complete such improvement, as more fully appears in a certified copy of the proceedings of the joint Boards of said Counties of Hendricks and Putnam held in the Commissioners' room of Hendricks County on the first day of February, 1912, including costs of engineer, viewers, publication of notices, help of engineer and viewers in surveying, superintendent of construction, and the fees and charges of the Auditor of Hendricks County, Indiana, sheriff's fees, per diem of County Commissioners, a reasonable fee for petitioners' attorneys, is in the sum of $806.00; that 1/2 of the total costs of said improvement, or $3425.00, has been by said joint Boards apportioned to each, Franklin Township, Hendricks County, Indiana, and tc Mill Creek Township, Putnam County, Indiana; that the bonds to be issued by each County, Hendricks and Putnam, to provide for the costs of said improvement, shall bear date of May, 15th, 1912, shall be issued in forty (40) equal series, of one bond each, the first series, principal and interest shall mature and be payable on the 15th day of May, 1913, the second series, principal and interest, shall mature and be payable on the 15th day of November, 1913, and the remaining thirty-eight (38) series, principal and interest, in regular order on corresponding dates in each succeeding year, and bear interest at the rate of 4, 1/2 per cent. per annum.

When said bonds shall have been so issued and sold the proceeds therefrom to the amount of said sum of $3425.00 shall be remitted to the Auditor of Hendricks County, Indiana.

In witness whereof, I have hereunto set my hand and affixed the seal of the Commissioners' Court of the County of Hendricks, State of Indiana, this 12th day of April, 1912.

Lewis W. Borders,

(SEAL) Auditor Hendricks County, Indiana.

State of Indiana, )
SS:
Hendricks County, )

In the Commissioners Court,

April Term,1912.

In the matter of the petition of
Samuel Janes,et al. for the
Improvement of A Public Highway.

Comes now the petitioners in the above entitled cause and present to the Board of Commissioners of Hendricks County,Indiana, their petition for the improvement of a certain public highway therein described ~~described~~,located in Middle Township in said County and State,which said petition is in the words and figures as follows,to-wit: (H.I.), and show to said Board that said petition was duly filed in the office of the Auditor of Hendricks County,Indiana;on the 14th day of March,1912,and that said Auditor by endorsement thereon set the 1st day of April,1912,the same being the 1st day of the regular April Term,1912, of said Board of Commissioners,as the day for the hearing of said petition by said Board of Commissioners,and that 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 notices being in words and figures as follows,to-wit: (H.I.).

And said petitioners file and present to the said Board the affidavit of Julian D.Hogate,editor and publisher of the Repoblican,said affidavit being in words and figures as follows,to-wit: (H.I.), and 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 Hendricks County,Indiana,and printed and published in said County,and from said affidavits it appears that notice, as issued and signed by said Auditor,was published in each of said newspapers for two consecutive weeks before the said day set by said Auditor when said petition would be presented to said Board for hearing,the first of said publications being on the 14th day of March,1912,and the last being on the 21st day of March,1912.

And now said petitioners file and present to said Board the affidavit of Lewis W.Borders,Auditor of Hendricks County,Indiana,said affidavit being in words and figures as follows,to-wit: (H.I.),from which affidavit it appears that notice as issued and signed by said Auditor was posted at the door of the Court House in said Hendricks County,Indiana,for more than fifteen days before the said day set by said Auditor on which said petition would be presented to said Board for hearing.

And said petitioners file and present to said Board the affidavit of Samuel Janes, which affidavit is in words and figures as follows,to-wit: (H.I.),from which affidavit it appears that notices as issued and signed by said Auditor,were posted up in three public places in said Township of Middle,wherein said road proposed to be improved is located,for more than fifteen days before the said day set by said Auditor when said petition would be presented to said Board for hearing.

And it now appearing to said Board that no taxpayer of said Middle Township,or corporation or any other person has filed objections to the form or sufficiency of said petition herein,and the said Board having examined said petition and being fully advised in the premises,now find that said petition is in due form,sufficient and according to law,that the same is true in fact and was signed by more than fifty of the legal voters and free holders of said Middle Township,that said highway proposed to be improved is less than three miles in length and connects at each end with an improved free gravel road,that said petition properly shows the beginning,course,width and general description of said highway proposed to be improved,the character of said improvement to be made and the termini of said highway,that said petition was duly filed in the office of the Auditor of Hendricks County,Indiana, on the 14th day of March,1912,and that by endorsement thereon said Auditor fixed as the day for the hearing of the same the 1st day of April, 1912,the same being the first day of the regular April Term,1912, of said Board of Commissioners,and that said date was less than thirty days after the filing of said petition,and that said Middle Township contains no city or town having a population of thirty thousand or more inhabitants.

And said Board having examined the proof of publication and posting of notices now find that due and legal notice,as required 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 date of filing and the pendency of the same and the time and place of the hearing of the same by the Board of Commissioners.

And it is now ordered by the Board that further proceedings herein be continued to the first day of the regular May Term,1912,of said Board,the same being the 6th day of May,1912.

State of Indiana, )
SS:
Hendricks County, : )

In the Commissioners Court,

April Term,1912.

In the matter of the petition of
J.P.Christie 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 Marion Township in Hendricks County,State of Indiana,was filed in the office of the County Auditor on the 5th day of March,1912.

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 1st day of April, 1912,as shown by the endorsement thereon of Lewis W.Borders,Auditor of Hendricks County,said State,which endorsement is in words and figures as follows,to-wit: (H.I.), and said petition now coming on for hearing before the Board said petitioners 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 the words and figures as follows,to-wit: (H.I.). Said petitioners 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 affidavit is in the words and figures as follows,to-wit:(H.I.).

And it appearing to the satisfaction of the Board of Commissioners by said affidavits that due notice of the filing and the time and place of hearing of said petition was given in said newspapers by two consecutive weekly publications therein,the first of which publications,was on the 7th day of March,1912, and the last on the 14th day of March,1912.

And said petitioners now also produce and file the affidavit of Canady Downard of said County and State,which affidavit is in words and figures as follows,to-wit: (H.I.),from which affidavit it appears that due notice of the ~~filing~~ filing of said petition and the time and place of hearing of the same was duly given by said affiant under the order and direction 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 Marion

Township,said County and State aforesaid,for more than fifteen days before the 1st day of April,1912. And said petitioners now also produce and file the certificate of Lewis W.Borders,Auditor of said Hendricks County,w hich said certificate is in the words and figures as follows,to-wit: (H.I.),and from which said certificate that a duly certified copy of said petition with the time and place of hearing the same endorsed thereon was duly posted by said Auditor at the door of the Court House for more than fifteen days before the 1st day of April,1912.

And it further appearing to said Board that no tax payer of Marion Township aforesaid having filed any objection to the form or sufficiency of such petition and the Board 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 5th day of March,1912,and by endorsement upon said petition said Auditor did fix for the hearing of the same the 1st day of April,1912,the same being the first day of the regular April Term,1912,of the Commissioners Court of Hendricks County,Indiana.

The Board further finds that said highway,asked to be improved is less than three miles in length; that a United States rural mail route passes over a portion of it and that said highway connects at one terminus with a free gravel road and at the other terminus with a township line.

It is therefore ordered and adjudged by the Board that said petition is sufficient in form and substance and in all respects. And now time is given for remonstrance and this cause is continued.

State of Indiana, )
SS:
Hendricks County, )

In the Commissioners' Court,

April Term,1912.

The Board of Commissioners of the County of Hendricks,Indiana,met in regular session in the Court House ,in the town of Danville,Indiana, on Monday, April,1st 1912. Members present: Elbert M.Murphy,presiding, James A.Downard, and Harry E.Sanders, Commissioners and ex-officio the Board of Free Turnpike Directors.

The following proceedings were then had,to-wit:

In the matter of the petition of
Albert McCalment et al.for the
Improvement of County Line Road.

BOND ORDINANCE.

AN ORDINANCE,authorizing the issue and sale of THREE THOUSAND SIX HUNDRED DOLLARS of Gravel Road Bonds,in the County of Hendricks and the State of Indiana,for the construction of a gravel road,fixing the rate of interest thereon and providing the mode and manner of payment of said bonds and the interest thereon.

WHEREAS,the Boards of Commissioners of Marion and Hendricks Counties in the State of Indiana, in the matter of the petition of Albert McCalment et al. for the improvement of a highway on the County Line between Wayne Township in said Marion County,in the State of Indiana,and Lincoln and Washington Townships in said Hendricks County,in the State of Indiana,filed in said Marion County, have heretofore approved the report of the civil engineer and viewers appointed in said cause and have ordered the construction of the improvement of said road according to the plans and specifications now on file in the office of the Auditor of both Marion and Hendricks Counties aforesaid,and having awarded the contract for the construction of said improvement of said road,and the contract price for said improvement together with all other expenses incurred,and charges allowed prior to the granting of said petition and ordering of said improvement of said road and a sum sufficient to pay the per diem of the engineer,superintendent of construction,county commissioners and petitioners,reasonable Attorney's fees,amounts to the total sum of Seven Thousand and Fifty Dollars, one-half of which has been by the concurrent action of said Boards of Commissioners assessed and apportioned to Wayne Township in said Marion County and the other and remaining one-half of said total sum divided between Lincoln and Washington Townships in said Hendricks County in the ratio of two-thirds thereof to said Lincoln Township and one-third thereof to said Washington Township and the sum of Seventy-five Dollars for the cost of printing and selling these bonds:

and that said indebtedness together with all other indebtedness of said Lincoln and Washington Townships is within the statutory and constitutional limits of said Townships.

NOW,THEREFORE,BE IT ORDERED,by the Board of Commissioners of Hendricks County,State of Indiana, all members concurring,

Sec. 1. That Lincoln and Washington Townships in Hendricks County,in the State of Indiana,be indebted in the sum of Three Thousand Six Hundred Dollars,Twenty Four Hundred of which shall be the indebtedness of Lincoln Township and Twelve Hundred the indebtedness of Wsahington Township,for the construction of the gravel road petition for by Albert McCalment,et al.,the same being a county line road,and said petition having been filed in the Commissioners' Court of Marion County in the State of Indiana,and the petitioners not having prayed in their petition for any definite time for the issuing of the bonds for the payment of the cost of said improvement of said road,it is hereby ordered by the Board of Commissioners of said Hendricks County,State of Indiana,that Three Thousand Six Hundred Dollars of Gravel Road Bonds of the County of Hendricks,State of Indiana, to be known as the Albert McCalment et al. Gravel Road Bonds in Lincoln and Washington Townships be issued and that said bonds be issued in the denominations of One Hundred and Eighty Dollars each,and be numbered from 1 to 20 inclusive,and each of said bonds shall be dated April,1st 1912,and payable as follows:

Bond No. 1. Shall mature on the 15th day of May,1913.

Bond No. 2. Shall mature on the 15th day of November,1913.

Bond No.3. Shall mature on the 15th day of May,1914.

Bond No.4. Shall mature on the 15th day of November,1914.

Bond no.5. Shall mature on the 15th day of May,1915.

Bond no.6. Shall mature on the 15th day of November,1915.

Bond No.7. Shall mature on the 15th day of May,1916.

Bond No.8. Shall mature on the 15th day of November,1916.

Bond No.9. Shall mature on the 15th day of May,1917.

Bond No.10. Shall mature on the 15th day of November,1917.

Bond No.11. Shall mature on the 15th day of May,1918.

Bond No.12. Shall mature on the 15th day of November,1918.

Bond No.13. Shall mature on the 15th day of May,1919.

Bond No.14. Shall mature on the 15th day of November,1919.

Bond No.15. Shall mature on the 15th day of May,1920.

Bond No.16. Shall mature on the 15th day of November,1920.

Bond No.17. Shall mature on the 15th day of May,1921.

Bond No.18. Shall mature on the 15th day of November,1921.

Bond No.19. Shall mature on the 15th day ofMay,1922.

Bond No.20. Shall mature on the 15th day of November,1922.

The interest on said Bonds shall be four and one-half per cent. (4,1/2%) per annum,payable as follows: The first interest on the above bonds shall be due on the 15th day of May,1913,and the first coupon of each bond shall be for the sum of $9.12,and thereafter the said interest shall be due and payable on said bonds on the 15th day of November,and the 15th day of May,of each year until said bonds mature and are paid and that all of the coupons after the first shall be for the sum of $4.05 each,and the said interest shall be evidenced by coupons attached to said bonds as hereunto prescribed,and shall be due and payablebas hereunto set out.

All of said bonds and the interest thereon shall be payable to bearer at the office of the County Treasurer,in the town of Danville,Indiana,and sold as provided by law,and the said bonds shall be signed by the Board of Commissioners of Hendricks County,State of Indiana,and shall be attested by the Auditor of said County.

Sec. 2. That Said bonds shall be issued in the name of the County of Hendricks,State of Indiana,and be known and designated as the Albert McCalment et al.County Line Gravel Road Bonds,in Lincoln and Washington Townships,in said County,and that said bonds shall be sold for not less than their par value,and the proceeds shall be applied for the purpose specified by law authorizing their issue.

Sec. 3. For the purpose of anticipating the payment of said bonds and raising money for the said bonds and the interest thereon,the said Board of Commissioners shall annually thereafter at the time of making the general tax levy,levy a special tax upon all the property of said Lincoln and Washington Townships,in Hendricks County,State of Indiana,including towns and cities of less than thirty thousand inhabitants in said township,in such manner as to pay the principal and interest on said bonds as they become due,and said tax shall be collected and the amount of said bonds and interest shall be charged upon the property of said townships abutting on said road,in the proportion above set out,and said tax when collected shall be applied for no other purpose.

Sec. 4. The County Treasurer of Hendricks County,State of Indiana,shall sell said bonds at not less than their par value,and the proceeds derived therefrom,except $75.00,shall be paid to the Auditor of Marion County for the payment of the construction of said road,including the expenses already incurred.

Sec. 5. It is further ordered by the Board of Commissioners of Hendricks County,State of Indiana,that said bonds be lithographed and the Auditor of said County is hereby authorized to procure the same at the least possible cost and expense. It is further ordered that the signatures of the Board of Commissioners ~~and the Auditor~~ shall be lithographed on the interest coupons attached to said bonds.

The Board of Commissioners of Hendricks County, State of Indiana, all members concurring therein, do hereby adopt the above and foregoing bond ordinance in the matter of Albert McCalment et al. petition for improvement of highway on the boundry line between Marion and Hendricks Counties in the State of Indiana, and the same is in all things adopted as herein provided.

This 1st day of April, 1912.

Elbert M Murphy

James A Donnan

Harry E Sanders

Board of Commissioners of Hendricks County, Indiana.

State of Indiana, )
SS:
Hendricks County, )

In the Commissioners' Court,

April Term,1912.

In the matter of the petition of

Perry Hunt 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 Center township in Hendricks County,State of Indiana,was filed in the office of the County Auditor on the 9th day of March,1912.

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 1st day of April,1912, as shown by the endorsement thereon of Lewis W.Borders,Auditor of Hendricks County,said State,which endorsement is in words and figures as follows,to-wit: (H.I.), and said petition now coming on for hearing before the Board said petitioners 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 ~~and~~ in the english language in the town of Danville, Hendricks County,Indiana,the County in which highway proposed to be improved is located,said affidavit being in the words and figures as follows,to-wit: (H.I.). Said petitioners 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 the words and figures as follows, to-wit: (H.I.).

And it appearing to the satisfaction of the said Board of Commissioners by said affidavits that due notice of the filing and the time and place of hearing of said petition was given in said newspapers by two consecutive weekly publications therein,the first of which publications,was on the 14th day of March, 1912,and the last on the 21st day of March,1912.

And said petitioners now also produce and file the affidavit of Perry Hunt,of said County and State,which affidavit is in words and figures as follows, to-wit: (H.I.),from which affidavit it appears that due notice of the filing of said petition and the time and place of hearing of the same was duly given by said affiant under the order and direction of the Auditor of said Hendricks County,Indiana,by posting copies of said petition with the time and place of

hearing the same endorsed thereon,in three public places in Center Township,said County and State aforesaid,for more than fifteen days before the 1st day of April,1912. And said pepitioners now also produce and file the certificate of Lewis W. Borders,Auditor of said Hendricks County,which said certificate is in the words and figures as follows,to-wit: (H.I.),and from which said certificate that a duly certified copy of said petition with the time and place 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 days before the 1st day of April,1912.

And it further appearing to said Board that no tax payer of Center Township aforesaid having filed any objection to the form or sufficiency of such petition and the Board 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 9th day of March,1912,and by endorsement upon said petition said Auditor did fix for the hearing of the same the 1st day April,1912,the same being the first day of the regular April Term,1912,of the Commissioners' Court of Hendricks County,Indiana.

The Board further finds that said highway,asked to be improved is less than three miles in length; that a United States rural mail route passes over a portion of it and that said highway connects at one terminus with a free gravel road and at the other terminus with a township line.

It is therefore ordered by the Board that said petition is sufficient in form and substance and in all respects. And now time is given for remonstrance and this cause continued.

State of Indiana, )
SS:
Hendricks County, )

In the Commissioners' Court,

April Term,1912.

In the matter of the petition of
R.L.Underwood et al. for the
Improvement of a Public Highway
by Taxation.

Come now again the petitioners in the above entitled cause and it appearing to the Board of Commissioners that said petition was set for hearing on the 4th day of March,1912,and more than 20 days having elapsed since the day set for the hearing of said petition,as endorsed thereon by the Auditor of Hendricks County,Indiana; and it further appearing to the Board that no remonstrance to said petition having been filed by any voter or free holder of Marion Township in Hendricks County,Indiana,and the Board being fully advised in the premises finds that the petition should be spread of record,and viewers and an engineer be appointed to view tha proposed improvement.

It is therefore ordered and adjudged that the prayer of said petitioners be and the same is hereby granted,and the petition is now ordered spread upon the records kept for such purpose in the Auditor's office in Hendricks County, Indiana: Which petition is in the words and figures as follows,to-wit:

State of Indiana, Hendricks County, ss: In the Commissioners' Court, March Term. 1912:

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

We the undersigned petitioners represent to your Honorable Board that they constitute more than 50 free holders and voters of Marion Township, Hendricks County, Indiana, and that said Marion township does not have within its borders an incorporated city or town containing 30,000 inhabitants or more; and they respectfully petition your honorable board that the following established unimproved public highway, situated wholly within Marion township and described as follows to-wit:

Beginning in the center of the Danville and Winchester free gravel road at a point about 80 rods west of the east line of section 10, township 15 north of range 2 west and, at a point where an established highway runs South, and running thence South upon and along the established highway to a point where said highway jogs west; thence west upon and along said established highway to a point where said highway again runs south; thence south upon and along said established highway to a point where said highway jogs east; thence east upon and along said established highway to a point where said highway again runs south; thence south upon and along said established highway to the township line dividing the townships of Marion and Clay in Hendricks County, State of Indiana; be improved by grading, draining, and paving with stone, gravel or other road paving material not to exceed 30 feet in width, and by building the necessary bridges, culverts and sewers thereon.

The petitioners further show to your honorable board that said highway proposed to be improved connects at one end with a free gravel road and that the other terminus thereof is a township line and that the road sought to be improved is less than 3 miles in length, that a United States Rural Free Mail delivery route has been established upon the south end of the above described highway..

Your petitioners further ask that if upon hearing of this petition 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 by statute and that said improvement be made without an election by the voters of said Marion Township, and that bonds in ten years series be issued and sold to pay the cost of said improvement and all expenses connected therewith.

R. L. Underwood, H. D. Christie, James F. Lee, Robt. O. Christie, J. F. Underwood, Sr., Paul K. Christie, J. N. Martz, James M. Byrd, B. H Gowan, Sam Haworth, Ray McCoun, J. W. Hodges, C. E. McLane, D. L. Hodges, L. M. Christen, Walter Grooms, I. G. Lisby, A. S Boyd, S. E Poer, B. F. Boyd, J. M. Ramsey, Melvin Stuart, Thos. F. Randel, J. W. Greenlee, C. S Wilkins, G W Pritchett, W. I. Underwood, Delbert Poer, H. F. Pratt, Will Kelly, C. I. West, F. L. Kelly O. R West, T A Greenlee, W. W. Graham, S. A. Cline, Amos Shelton, Jas. A Sharp, Howard Stephenson, W R Harris, W N Underwood, N Harris, James P Christie, John Harris, C. H Downard, E E Mason Geo W Christie, Levi Viles, Jesse O Dell, Tighlman Williams, William A. Johnson, L. E. Chatham, R. A. Hodges, Tyra Montgomery, C. Newman, H. F. Sheets, J. W. Heavin, Francis Sheets, G. W. Wise, Ambrose Cassity, Thos. E. Simpson, Oscar Kurtz, Lee R. Wells, Fred A. Hays, Obed Underwood, John F. Stevenson, Mell Christy, Orville Bunten, Charlie Cochran, M. E. Chatham, B. W. S. Harris, Weden F. Wilson, David Chadd, Willard A. Quick, Henry Hunt, S. Verdow, Henry Beckley, Jacob Ryner, Isaac English, T M Myers, Oscar Tinder, B M O'Brien, M D, Wm. Fields, Oliver Cassity, E. Heavin, H. Curry, Charles Pierson, D. D. Thompson, Chas. F. Smith, Lee Greenlee, J. H. Rhea, Charlie Higgins, R. G Batman, Clinton S. Poer, P. T. Long, R. S. McCoun, J. H. Dale, Irving J. Brown, M. C. Underwood, Fred Creech, H. S. Ragan, C M Hamrick, R. R. McDaniel, Jonathan Walton, C. W. Sheets, Ira Dooley, W. M. Buchanan, W. S. Stevenson, James Fields, G. W. Brown, J. M. Runion, A. R. Kurtz, J. F Underwood, G W House, Andrew Schmehr, Geo. W. Joseph, Charley Ragan, Benny Haynes, H. L. Morgan, Bill White, J. Hadley, Jack Bunten, B. F. Parsons, Fred Howson, Chas. E. Kurtz, Sam Underwood, Sam Ramsey, Jonathan Odell, Gus Poer, Fred Harris, R. D Joseph, Clay Wilson, Booker Harris.

It is further ordered that said petition be referred to viewers and a competent civil engineer,and now said Board appoints as viewers Alvin Woodard and Grant Martin, two responsible freeholders and voters of Hendricks County,Indiana,neither of whom is a resident of said Marion Township or the owner of taxable property in said Township,and in which said highway proposed to be improved is located.

Said Board also does now appoint John O.Kain,a competent engineer to act with said viewers in this proceeding,and it is further ordered by the said Board that said engineer and viewers shall meet at the Auditor's office of Hendricks County,Indiana,on the 8th day of April,1912,at the hour of 10 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 $5000.00 conditioned for the faithful discharge of his duties as such engineer,and that said engineer and viewers make report of their doings in the premises herein at the May Term of 1912,of the Commissioners Court of said County, and this cause is continued.

James A Dowrand

Harry E Sanders

Board of Commissioners of Hendricks County,Indiana.

State of Indiana, )
SS:
Hendricks County, )

In the Commissioners' Court,

April Term,1912.

In the matter of the petition
of John W.Figg et al. for the
Improvement of a public highway
by Taxation.

Come now again the petitioners in the above entitled cause and it appearing to the Board of Commissioners that said petition was set for hearing on the 4th day of March,1912,and more than twenty days having elapsed since the day set for the hearing of said petition,as endorsed thereon by the Auditor of Hendricks County,Indiana;and it further appearing to the Board that no remonstrance to said petition having been filed by any voter of free holder of Clay Township in Hendricks County,Indiana,and the Board being fully advised in the premises finds that the petition should be spread of record and an engineer and viewers be appointed to view the proposed improvement.

It is therefore ordered and adjudged that the prayer of said petitioners be and the same is hereby granted,and the petition is now ordered spread upon the records kept for that purpose in tha Auditor's office in Hendricks County, Indiana: Which petition is in the words and figures as follows,tc-wit:

State of Indiana, )
SS:
Hendricks County, )

In the Commissioners' Court,

March Term,1912.

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

We the undersigned petitioners represent to your Honorable Board that they constitute more than 50 free holders and voters of Clay Township,Hendricks County,Indiana,and that said Clay Township does not have within its borders an incorporated city or town containing 30,000 inhabitants or more; and they respectfully petition your Honorable Board that the following established unimproved public highway,situated wholly within Clay Township and described as follows, to-wit:

Beginning at the center North of section 23,township 15 North of Range two West and on the township line dividing the townships of Clay and Marion in Hendricks County,Indiana,and running thence South upon and along the established public highway to the South line of said section 23; thence West upon and along the established public highway to a point where an established public highway runs South; thence South upon and along said established public highway to a

point where said established highway running South terminates in a free gravel road running east and west upon and along the South line of section 26, township and range aforesaid; be improved by grading, draining, and paving with stone, gravel or other road paving material not to exceed 30 feet in width, and by building the necessary bridges, culverts and sewers thereon.

The petitioners further show to your Honorable Board that said highway proposed to be improved connects at one end with a free gravel road and at the other terminus thereof is a township line and that the road sought to be improved is less than 3 miles in length, that a United States Rural Free Mail delivery route has been established upon the above described highway.

Your petitioners further ask that if upon hearing of this petition 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 by statute and that said improvement be made without an election by the voters of said Clay Township, and that the bonds in ten years series be issued and sold to pay the cost of said improvement and all expenses connected therewith.

| | | |
|---|---|---|
| J.W.Figg | Fred G.Shirley | J.G.Sharp |
| W.E.Christie | Carman C.Branson | H.J.Brooks |
| D.L.Kersey | C.C.Orrell | Sylvester Elley |
| J.N.Fillips | Ray Hufford | Frank Brown |
| Geo.W.Whitecotton | T.L.Stokes | Flem Wells |
| Andrew Odell | W.H.White | C.F.Hope |
| J.S.Owen | Otho C.Wallace | S.E.Mark |
| E.Parker | John W.Gray | A.L.Monnett |
| E.B.Owen | Elijah Price | F.B.Stewart |
| W.B.Newlin | Clarence Kersey | T.L.Campbell |
| Austen Williams | Henry Cornett | G.H.Hughes |
| S.D.Edwards | M.C.Rogers | W.G.Vice |
| Lee Hollingsworth | Allen Kendall | Chas.Walton |
| Chas.McCloud | J.R.Wright | John Scots |
| C.C.Burch | G.N.Rudd | John G.Shelton |
| Henry West | Silas Clark | F.O.Dickerson |
| John Owsley | J.L.Morris | J.W.Perry |
| Sam Cooprider | Wm.Hunt, Trustee | Wm.Smith |
| W.W.Cosner | Wesley Gasper | B.R.Tincher |
| J.B.Hodson | W.McClelland | S.W.Campbell |
| Don Garrison | Colman McCloud | J.G.Beck |
| E.S.Miller | J.F.Walton | Luther Hadley |
| E.C.Record | Chas,A.Stewart | E.A.Scots |
| Frank Horn | B.F.Draper | W.C.Comer |

| | | |
|---|---|---|
| T.W.Wood | Will Thompson | W.R.Lisby |
| J.P.Sears | Otto F.Lakin | J.E.O'Neal |
| Calvin Bray | Merwyn Hunt | |
| H.C.Grooms | James Davidson | |
| William Lambert | M.F.Bennett | |
| Morris J.Hadley | Duane Phipps | |
| W.H.Figg | S.Hunt | |
| V.R.Stevenson | L.W.Doty | |
| Orian Mitchell | Chas,Short | |
| Henry Gross | O.W.Phillips | |
| E.W.Reah | Charles B.Gambold | |
| Merle L.Masten | J.J.Doan | |
| Horace M.Hodson | Otto Whicker | |
| W.A.Vannice | Henry Cunningham | |
| Clay A.Vannice | H.C.Summers | |
| W.D.Mann | Dayton Stuart | |
| Morris Foster | B.B.Hodson | |
| George Orf | Dick Smith | |
| Caleb Rumley | Walter Lemon | |
| Amos Kersey | L.M.Casady | |
| C.F.Phillips | W.V.Rollings | |
| William A.Odell | T.H.Broadstreet | |
| Burton Knight | G.B.Pruitt | |
| Charlie D.Lambert | Roy Hodson | |
| J.A.Christy | W.L.Campbell | |
| E.O.Stewart | C.A.Campbell | |
| J.T.Christy | L.J.Phillips | |
| J.F.Gross | Oscar Stanley | |
| Wm.Howerton | John Masten | |
| Zeph Harris | J.H.Stears | |
| George Harlan | Tom Sullivan | |
| Thos,Ragland | John J.Gambold | |
| James Greenlee | Herdis Harlan | |
| R.L.Smith | Chas.Baughman | |
| Chas.Green | Lon Shields | |
| C.S.Byrd | Elmer Stewart | |
| E.Etchison | John T.Harris | |
| W.E.Greenlee | Milo Skelton | |
| Charles E.Robbins | C.A.Montgomery | |
| James H.Dickerson | Y.E.Maston | |
| Oscar E.Benbow | G.K.Masten | |

It is further ordered that said petition be referred to viewers and a competent civil engineer,and now said Board appoints as viewers Charles Miller and John H. Free, two responsible free holders and voters of Hendricks County,Indiana,neither of whom is a resident of said Clay Township or the owner of taxable property in said Township,and in which said highway proposed to be improved is located.

Said Board does now also appoint John O. Kain,a competent civil engineer,to act with said viewers in this proceeding,and it is further ordered by the Board that said engineer and viewers shall meet at the Auditor's office of Hendricks County,Indiana, on tHe 8th day of April,1912,at the hour of 10 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 $5000.00 conditioned for the faithful discharge of his duties as such engineer,and that said engineer and viewers make report of their doings in the premises herein at the May Term of 1912,of the Commissioners Court of said County, and this cause is continued.

Elbert M Murphy

James A Downard

Harry E Sanders

Board of Commissioners of Hendricks County,Indiana.

State of Indiana, )
SS:
Hendricks County, )

In the Commissioners' Court,

April Term,1912.

In the matter of the petition of
Amos Kersey et al. for the
Improvement of a Public Highway
by Taxation.

Come now again the petitioners in the above entitled cause and it appearing to the Board of Commissioners that said petition was set for hearing on the 4th day of March,1912,and more than 20 days having elapsed since the day set for the hearing of said petition,as endorsed thereon by the Auditor of Hendricks County,Indiana; and it further appearing to the Board that no remonstrance to said petition having been filed by any voter or free holder of Clay Township in Hendrick County,Indiana,and the Board being fully advised in the premises finds that the petition should be spread of record and an engineer and viewers be appointed to view the proposed improvement.

It is therefore ordered and adjudged that the prayer of said petitioners be and the same is hereby granted,and the petition is now ordered spread upon the records kept for such purpose in the Auditor's office in Hendricks County,Indiana: Which petition is in the words and figures as follows,to-wit:

State of Indiana, )
SS:
Hendricks County, )

In the Commissioners' Court,

March Term,1912.

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

We tHe undersigned petitioners represent to your Hon. Board that they constitute more than 50 free holders and voters of Clay Township,Hendricks County, Indiana,and that said Clay Township does not have within its borders an incorporated city or town containing 30,000 inhabitants or more,and they respectfully petition your honorable Board that the following established unimproved public highway,situated wholly within Clay Township and described as follows,to-wit:

Beginning on the township line dividing Marion and Clay townships in Hendricks County,State of Indiana,at the center North of Section 22,township 15 North of Range 2 West and running thence South upon and along the established public highway for a distance of about 2,1/4 miles to a point where said highway turns East; thence East upon and along the established public highway about 420 feet and to a point where an established highway runs South; thence South upon and along said established highway about 80 rods to a point where said highway

terminates in the Amo and Coatesville free gravel road,the same being the public highway running east and west through the center of Section 34,said township and range; be improved by grading,draining and paving with stone,gravel or other road paving material and by building the necessary bridges,culverts and sewers thereon.

The petitioners further show to your Hon. Board that said highway proposed to be improved connects at one end with a free gravel road and that the other terminus thereof is a township line and that the road sought to be improved is less than 3 miles in lenght, that a United States Free Mail delivery route has been established upon all of said described public highway except the last 1/4 mile herein described.

Your petitioners further ask that if upon hearing of this petition the same be found sufficient by your Hon. Board that the same be referred to viewers and a competent engineer for their report upon said proposed improvement herein prayed for as provided by statute and that said improvement be made 30 feet in width and without an election by the voters of said Clay Township,and that bonds in the ten year series be issued and sold to pay the cost of said improvement and all expenses connected therewith.

| | | |
|---|---|---|
| Amos Kersey | W.W.Wisehart | L.C.Brown |
| B.F.Hockett | M.E.Masten | S.W.Crews |
| L.H.Hodson | C.A.Campbell | Fred G.Shirley |
| Elijah Price | G.W.Bryant | Ora Hunt |
| Henry Cornett | C.A.Montgomery | Wm.Hawerton |
| Henry Cunningham | J.F.Walton | John T.Chrity |
| Clem Reumley | S.Hunt | J.F.Gross |
| T.W.Wood | A.J.Burke | W.D.Mann |
| D.L.Kersey | Milton Pierson | J.R.Cross |
| Alphus Osborn | W.T.Davis | E.E.Masten |
| S.D.Edwards | R.L.Smith | Frank L.Brown |
| W.O.Brown | W.T.Beck | W.L.Lisby |
| S.H.O'Neal | J.E.O'Neal | A.M.Wright |
| CHas.Walton | William Sacra | W.B.Swain |
| A.R.Williams | Jacob Millman | Bert Hodson |
| Chas.Kersey | Arthur Millman | Flem Wells |
| Frank Love | Baila Herod | David Wells |
| W.V.Rollings | G.B.Pruitt | Wm.Hunt,Trustee |
| W.N.Lakin | J.N.Hodson | J.R.Wright |
| Lon Shields | John Masten | Simon Whicker |
| J.L.Vaughn | Ira Goodrich | Geo.Whitecotton |
| Oscar Stanley | M.E.Casady | J.B.Hodson |
| Chas.W.Bridges | Chas.Green | JN.Phillips |
| L.A.Stewart | Thomas W.Bowen | Thomas Branson |
| O.W.Cambbell | Albert Crews | Elmer Masten |
| Allen Campbell | John T.Crews | E.C.Record |

| | | |
|---|---|---|
| vEarl N. Record | Henry West | S. C. Cooprider |
| R. L. Edwards | John W. Patterson | E. B. Carter |
| Ray Hufford | E. L. Fuson | B. B. Hodson |
| J. L. Morris | Jas. Mason | |
| G. G. Hunter | Harvey Benbow | |
| E. D. Masten | John Oursler | |
| J. W. Figg | E. W. Rhea | |
| C. C. Omer | W. H. Figg | |
| Colman McCloud | V. R. Stevenson | |
| Clay Rogers | Luther Hadley | |
| Wm. Odell | B. R. Tincher | |
| J. A. Owen | W. A. Smith | |
| E. N. Lloyd | John G. Shelton | |
| S. K. Shuler | George Orf | |
| C. M. Justice | Allen Ritzsel | |
| J. B. Justice | A. L. Griffith | |
| John Gray | Chas. E. Robbins | |
| W. W. Cosner | H. M. Hodson | |
| C. C. Burch | J. B. Campbell | |
| W. H. White | W. C. Cosner | |
| Silas Clark | M. E. Kendall | |
| Hc. Summers | F. Horn | |
| R. E. Love | WM. Cosner | |
| Ell Parker | Geo. Woods | |
| Oscar E. Benbow | O. S. Osborn | |
| T. L. Stokes | G. N. Rudd | |
| A. E. Osborne | S. W. Campbell | |
| O. C. Wallace | Robt. E. Rhea | |
| J. K. Branson | Walter Hodson | |
| W. McClelland | Orion Hadley | |
| Mart Archer | Lear Estes | |
| J. S. Hadley | Otto Whicker | |
| W. E. Christie | Morris J. Hadley | |
| Chas. McCloud | V. K. Moon | |
| Carmen C. Branson | Roy Pursell | |
| Morris Foster | Lee Hollingsworth | |
| E. L. Pore | E. P. Reitzel | |
| Ed. Johnson | O. N. Phillips | |
| E. B. Owen | D. Garrison | |
| M. S. Harbaugh | Conard West | |
| W. B. Newlin | M. C. Rogers | |

It is further ordered that said petition be referred to viewers and a competent civil engineer,and now said Board appoints as viewers Lloyd Holtsclaw and John E.Parker two responsible free holders and voters of Hendricks County,Indiana,neither of whom is a resident of Clay Township or the owner of taxable property in said Township,in which said highway proposed to be improved is located.

Said Board also does now appoint John O.Kain,a competent civil engineer to act with said viewers in this proceeding,and it is further ordered by the said Board that said engineer and viewers shall meet at the Auditor's office of Hendricks County,Indiana, on the 8th day of April,1912, at the hour of 10 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 $5000.00 conditioned for the faithful discharge of his duties as such engineer,and that said engineer and viewers do make report of their doings in the premises herein at the May Term of 1912,of the Commissioners' Court of said County,and this cause is continued.

Elbert M Murphy

James A Doward

Harry E Saunders

Board of Commissioners of Hendricks County,Indiana.

State of Indiana, )
SS:
Hendricks County, )

In the Commissioners' Court,

April Term,1912.

In the matter of the petition of

H.S.Ragan et al. for the

Improvement of a Public Highway.

Come again the petitioners and show to the Court that by order of this court heretofore made and entered of record it appears that due and legal notice of the filing of said petition and of the time fixed for the hearing thereof,and your petitioners would further show that said petition was set for hearing on the 4th day of March,1912,the same being the first day of the March term of said Court. That no written objection has been filed against the form or sufficiency of said petition by any resident free hold voter of Marion Township,Hendricks County,Indiana; that no remonstrance has been filed by the free hold voters of said Marion Township,Hendricks County,Indiana,against the improvement of said highway as prayed for by said petitioners herein,and that more than 20 days have elapsed since the day set for the hearing of said petition,and now on motion of said petitioners,said Board now proceeds to examine said petition as to form and sufficiency thereof,and having examined the same and being sufficiently advised and informed in the premises,now finds that said petition is sufficient in form and substance and that the same was signed by more than 50 free hold voters of said Marion Township,Hendricks County,Indiana; that said highway described therein is less than three (3) miles in length,to-wit:about 2,3/8 miles in length,that said highway begins in the center of the Danville and Rockville free gravel road and terminates at the township line dividing Marion and Clay Townships,Hendricks County,Indiana, that a United States Mail route is located over and along tha entire length of said described highway and said petition properly shows the beginning,course,width and general description of said highway so asked to be improved,also the character of the improvement to be made,and the termini of said highway and that said Marion Township contains no city of more than Thirty Thousand (30,000) inhabitants.

It is now therefore ordered,adjudged and decreed by the Board of Commissioners that said petition is sufficient in form and substance and the same is hereby ordered spread of record,which said petition is in the words and figures as follows,to-wit:

State of Indiana, )
SS:
Hendricks County, )

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

We, the undersigned free holders and legal voters of Marion Township, Hendricks County, Indiana, do hereby respectfully petition your Honorable Board to take the necessary steps for the improvement by grading, drainage, bridging and culverting, graveling or paving with stone or other paving materials, the following described highway located in Marion Township, Hendricks County, Indiana, to-wit: Beginning in the center of the Danville and Rockville Free Gravel Road at a point about 40 rods west of the North East corner of Section 9 in Township 15 North of Range 2 West, and from said point South to the South line of the North East quarter of said Section 9, thence West about 40 rods; thence South to the South line of said Section 9; thence East on said South line to the South East corner thereof; thence South on the line dividing Sections 15 and 16 Township and Range aforesaid to the Township line dividing Marion and Clay Townships of said County of Hendricks and State of Indiana, and terminating at said Township line, at the South East corner of Section 16 aforesaid.

Said highway herein described and asked to be improved is less than Three (3) miles in length, to-wit; about 2, 3/8 miles in length and has its North terminus in the Danville and Rockville Free Gravel Road, and its South terminus at the Township line dividing said Civil Townships of Marion and Clay, in Hendricks County and State of Indiana.

Your petitioners would further ask that said improvement be of the width of not less than Thirty (30) feet and that upon the hearing of this petition if the same be found sufficient by your Honorable Board, the same be referred to viewers and a competent engineer for their examination and report upon said proposed improvement of said highway herein prayed for 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 said Marion Township, Hendricks County and State of Indiana.

Your petitioners would further represent to your Honorable Board that a United States Mail Rural Route is located over and along the entire length of said described highway which petitioners are asking to be improved.

Your petitioners would further ask that, if said improvement of said highway be granted as herein prayed for, bonds of the County be issued and sold to pay the costs and expenses incurred by said improvement, as provided by law, and that they be issued in a series payable in Ten (10) years from the date of their issue, the same to bear the legal rate of interest allowed for bonds for such highway improvement.

| | | |
|---|---|---|
| H. S. Ragan | John Graham | Issaac English |
| Fred Harris | Jacob Ryner | Sam Underwood |
| J. G. Lisby | J. M. Runion | Charley Pierson |
| G. W. Wise | J. W. Heavin | C. S. Wilkins |

| | | |
|---|---|---|
| H. Curry | John Odell | W. M. Buchanan |
| Thos. F. Randell | C. I. West | W. I. Underwood |
| C. W. Sheets | M. C. Underwood | A. S. Boyd |
| D. D. Thomson | O. B. West | Chas. Hodges |
| James Fields | James H. Dale | K. P. Hodges |
| J. M. Ramsey | Robert Pierson | J. W. Hodges |
| Obe Underwood | L. W. Phillips | D. L. Hodges |
| John L. Edwards | John F. Stevenson | Melvin Stuart |
| J. P. Christie | R. S. Batman | AlvaStaley |
| R. O. Christie | B. F. Haynes | Thos. E. Simpson |
| T. M. Williams | P. T. long | James Harlan |
| Henry Beckley | J. S. Montgomery | Robert E. Watts |
| Edgar Dodson | Geo. Pritchett | Jesse O. Dell |
| Fred Sears | Joshua Graham | James M. Byrd |
| Ray McCoun | M. E. Chatham | WM. Johnson |
| James Montgomery | Eugene Ragan | S. H. Haworth |
| W. S. Stephenson | Silas A. Cline | James F. Lee |
| J. A. Crosby | N. Harris | Fred Woods |
| G. W. Brown | W. R. Harris | B. H. Gowin |
| R. L. Underwood | E. E. Mason | O. W. Montgomery |
| John E. Call | J. C. C. Newman | H. L. Morgan |
| J. O. Tinder | W. K. Quick | Walter Grooms |
| Jno. A. Flynn | Jas. A. Sharp | Charley Ragan |
| T. M. Sears s | Henry Hunt | Andrew Schmelve |
| C. E. McLane | Weden F. Wilson | B. M. O'Brien |
| Irving J. Brown | John Harris | Lee Greenlee |
| J. F. Underwood, Sr. | S. Verdow | B. G. Montgomery |
| C. E. Higgins | Amos Shelton | David Chadd |
| Howard Stevenson | J. T. Underwood | Glenn Brown |
| WM. Fields | Guss Poer | Chas. F. Smith |
| W. W. Graham | Jacoh E. Couch | H. F. Pratt. |

And it is further ordered that the petition of the petitioners herein be, and the same is hereby granted.

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 Oscar Benbow and Frederick G. Shirley viewers, and the Board now appoints the said John O. Kain, engineer, and the said Oscar Benbow and Frederick G. Shirley, viewers, which viewers are responsible free holders and voters of Hendricks County, Indiana, and are not residents or owners of taxable property in said Marion Township.

It is further ordered by the Board that the said John O.Kain,engineer,shall execute and file with the Auditor of Hendricks County,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 ($5,000.00),conditioned for the faithful performance of his duty as such engineer.

It is further ordered by the Board that the said John O.Kain,engineer,and Oscar Benbow and Frederick G.Shirley,viewers,meet at the Auditor's office of Hendricks County, at Danville,Indiana,on the 8th day of April,1912,at 10 o'clock A.M.,at which time and place they shall each take and subscribe to an oath to faithfully and impartially discharge their several duties.

And it is finally ordered that said engineer and viewers shall then proceed without delay,to make all necessary and needful surveys of the highway named and described in the petition herein,and determine and report as to whether the proposed improvement of said highway described in said petition will be of public utility,to grade,pave,ditch, drain and improve the same as prayed for,and the said engineer and viewers shall also determine the width of the highway to be improved,the character of the improvement to be made,including the grading,paving,ditching and draining the same,together with full and complete plans and specifications for all culverts and bridges necessary and required for said improvement,and they shall estimate the costs of all such improvements to be made as prayed for in said petition,and as determined upon by them to be necessary,and to make report of all matters necessary in the improvement of said highway as provided by the Statutes of the State of Indiana,to this Board,and they shall accompany their said report with an accurate and correct profile of said highway showing width,lines and figures of elevation thereof,at each one hundred (100) feet of its length,and the changes in width to be made,if any,and the changes made therein by excavating or filling, which profile shall be made by said engineer,and said engineer and viewers are hereby ordered and directed to make their report herein on the first day of the May Term,1912, of this Court,and this cause is now continued.

Elbert M Hunsley

James A Dowrard

Harry E Sanders

Board of Commissioners of Hendricks County,Indiana.

State of Indiana, )
SS:
Hendricks County, )

In the Commissioners' Court,

April Term,1912.

In the matter of the petition of

John R.Hull and others for the

Improvement of a Public Highway

in Brown Township,Hendricks

County,Indiana.

Be it remembered that on this the 3rd day of April,1912,the same being the 3rd day of the regular April,1912,Term of this Board,Grant Arbuckle,and others, tax payers of Brown Township,Hendricks County,Indiana,come and file their certain objections to the approval and confirmation of the report of the engineer and viewers,heretofore,on to-wit,the 19th day of March,1912,filed in this cause,as follows,to-wit: (H.I.).

And now the Board,upon its own motion,continues this cause until the regular May,1912,Term of this Board for further proceedings herein.

And said cause is continued until the May Term,1912,of this Board.

Elbert M Murphy

Jesse A Dowland

Harry E Sandlas

Board of Commissioners of Hendricks

County,Indiana.

State of Indiana, )
SS:
Hendricks County, )

In the Commissioners' Court,
March Term,1912.

In the matter of the petition of
John R.Hull and others for the
Improvement of a Public Highway
in Brown Township,Hendricks
County,Indiana.

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

Therefore,it is hereby ordered by the 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.

Elbert M Imuphy

James A Dunnard

Harry E Sanders

Board of Commiesioners of Hendricks
County,Indiaa.

State of Indiana, )
SS:
Hendricks,County, )

In the Commissioners' Court,

April Term,1912.

In the matter of the petition
of C.E.Higgins and others for the
Improvement of a Public HigHway
by Taxation.

Come now the petitioners by counsel,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,at this time, file a report of their doings in the foregoing entitled improvement.

Therefore,it is hereby ordered by the 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.

Elbert M Murphy

James A Dowland

Harry E Sanders

Board of Commissioners of Hendricks
County,Indiana.

State of Indiana, )
SS:
Hendricks County, )

In the Commissioners' Court,

April Term,1912.

In the matter of the petition of
Henry Beckley and others for the
Improvement of a Public Highway
by Taxation.

Come now the petitioners by counsel,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,at this time,file a report of their doings in the foregoing entitled improvement.

Therefore,it is hereby ordered by the Board that the 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.

Elbert M Murphy

James A Doward

Harry E Sanders

Board of Commissioners of Hendricks
County,Indiana.

Be it remembered that hrertofore,to-wit:on the 5th day of April,1912,the Auditor of Marion County in the State of Indiana,filed in the office of the Auditor of Hendricks County in the State of Indiana,the following transcript, to-wit:

State of Indiana,Marion County,ss:

In the Commissioners' Court of Marion County,Indiana.

April Term,1912.

Alfred Cox et al.

Ex Parte.

Petition for the improvement of Public Highway on County Line.

Be it remembered that on the 3rd day of April,1912,the same being the 3rd day of the regular term, April, 1912,of the Board of Commissioners of said County in the State of Indiana,the following proceedings were had and held in the above entitled cause,to-wit:

Comes now Alfred Cox and 156 other persons and file their petition for the improvement of a public highway on a county line road together with the proof of the signing of said petition and the qualifications of the signers of said petition which said public highway is described as follows,to-wit: " extending from and commencing at the intersection of the Indianapolis and Brownsburg Plank Road, known as the Crawfordsville Free Gravel Road with the established highway on the County Line between said Marion and Hendricks Counties in the State of Indiana, at the West side of the North West quarter of Section Twenty-one (21),Township Sixteen (16) North of Range Two (2) East in said Marion County,Indiana,and running thence in a generally northerly direction on and along said established highway on said County Line on the West side of part of said Section Twenty-one (21), said Township and Range,and all of Sections Sixteen (16) and Nine (9) a,d the South half of Section Four (4) all in Township Seventeen (17) North of Range Two (2) East in said Marion County,Indiana, ( Except,that,for a distance of about one half (1/2 ) mile in said Section Nine (9) said established necessarily varies from such County Line,into said Marion County,a maximum distance of About nine (9) rods in order to avoid bluffs,hills and ravines ),to a point where the East and West half Section line on the North side of the South half of said Section Four (4) intersects said established highway on said County Line,a distance of approximately two and seven-eighths (2,7/8 ) miles." which said petition,proof of signing thereof and qualifications of the petitioners to sign the same are in the words and figures following,to-wit:

PETITION FOR THE IMPROVEMENT OF A COUNTY LINE HIGHWAY.

State of Indiana,

County of Marion.SS:

In the Commissioners Court,

April Term,1912.

To the Honorable Boards of Commissioners of the Counties
of Marion and Hendricks,in the State of Indiana.

We,the undersigned adult resident free holders and voters of Lincoln Township in Hendricks County in the State of Indiana,and Wayne and Pike Townships in Marion County, Indiana,do hereby respectfully petition your Honorable Boards to jointly order the construction of a free stone or macadamized road,including the necessary straightening, grading and draining of same,on and along the unimproved highway on the boundry line between said Townships in said Counties,extending from and commencing at the intersection of the Indianapolis and Brownsburg Plank Road,known as the Crawfordsville Free Gravel Road with the established highway on the County Line between said Marion and Hendricks Counties in the State of Indiana,at the west side of the North West quarter of Section Twenty one (21),Township Sixteen (16) North of Range Two (2) East in said Marion County, Indiana,and running thence in a generally northerly direction on and along said established highway on said County Line on the West side of part of said Section Twenty one (21),said Township and Range,and all of Sections Sixteen (16) and Nine (9) and the South half of Section Four (4) all in Township Seventeen (17) North of Range Two (2) East in said Marion County,Indiana, ( Except,that,for a distance of about one half (1/2) mile in said Section Nine (9) said established highway necessarially varies from such County Line into said Marion County,a maximum distance of about nine (9) rods in order to avoid bluffs hills and ravines),to a point where the East and West half Section line on the North side of the South half of said Section Four (4) intersects said established highway on said County Line,a distance of approximately two and seven-eights (2,7/8) miles.

| | NAMES | TOWNSHIP | COUNTY |
|---|---|---|---|
| 1. | Alfred Cox | Lincoln | Hendricks |
| 2. | T.G.Smith | " | " |
| 3. | John N.Haggard | Pike | Marion |
| 4, | Wm.A.Haggard | " | " |
| 5. | Thomas A.Haggard | " | " |
| 6. | E.E.Kaler | Lincoln | Hendricks |
| 7. | James B.Agen | Pike | Marion |
| 8. | Joseph Miller | " | " |
| 9. | D.J.Fogerty | Lincoln | Hendricks |
| 10. | John H.Kerr | " | " |

| | | | |
|---|---|---|---|
| 11. | Edwin S.Kerr | Lincoln | Hendricks |
| 12. | Jacob Neese | " | " |
| 13. | Chas.Neese | " | " |
| 14. | W.C.Stearnes | " | " |
| 15. | L.W.Coulter | " | " |
| 16. | Sam Sterrett | " | " |
| 17. | Wm.S.Moore | " | " |
| 18. | H.E.Brown | " | " |
| 19. | C.C.Eastes | " | " |
| 20. | M.King | " | " |
| 21. | O.O.McGannon | " | " |
| 22. | A.J.McGannon | " | " |
| 23. | C.C.McDaniel | " | " |
| 24. | J.W.Jones | Wayne | Marion |
| 25. | C.Barthclomew | Pike | Hendricks |
| 26. | C.L.Paris | Lincoln | " |
| 27. | T.C.Haulk | " | " |
| 28. | Thomas A.McCurdy | Pike | Marion |
| 29. | Wm.Hedrick | Linccln | Hendricks |
| 30. | C.H.Anderson | Wayne | Marion |
| 31. | Thomas Moran | Lincoln | Hendricks |
| 32. | Martin Moran | " | " |
| 33. | Martin Duffy | " | " |
| 34. | O.H.Button | " | " |
| 35. | David White | Pike | Marion |
| 36. | Fred Wilson | " | " |
| 37. | Wallace Tyler | Lincoln | Hendricks |
| 38. | Patrick Moran | " | " |
| 39. | John C.Reed,Jr. | Pike | Marion |
| 40. | Grant Robison | " | " |
| 41. | George Burgess | " | " |
| 42. | William Tyler | " | " |
| 43. | Charles Reed | " | " |
| 44. | Edward I.Starkey | " | " |
| 45. | C.Davenport | " | " |
| 46. | William E.MyerS | " | " |
| 47. | S.Butler | " | " |
| 48. | J.G.Hollingsworth | " | " |
| 49. | Fred C.Handell | " | " |
| 50. | O.P.Evans | " | " |
| 51. | F.M.Rockett | " | " |
| 52. | F.M.Lacy | " | " |

| | | | |
|---|---|---|---|
| 53. | William F. Denny | Pike | Marion |
| 54. | John A. Gulefer | " | " |
| 55. | Alvin O. Smith | " | " |
| 56. | Marion Moore | " | " |
| 57. | Samuel Noblet | " | " |
| 58. | Austen Russell | " | " |
| 59. | George Derong | " | " |
| 60. | T. F. Gorham | Lincoln | Hendricks |
| 61. | W. B. Butler | Pike | Marion |
| 62. | B. W. Henderson | Wayne | " |
| 63. | Frank Hollingsworth | Pike | " |
| 64. | William Kolo | " | " |
| 65. | John G. Kolp | " | " |
| 66. | Benj. F. Tyler | " | " |
| 67. | Everett White | " | " |
| 68. | Zoro Kolp | " | " |
| 69. | Kam Alexander | " | " |
| 70. | Sid Alexander | " | " |
| 71. | Oliver Marsh | " | " |
| 72. | Charles C. Miller | " | " |
| 73. | James Lewis | " | " |
| 74. | Ezra Kolp | " | " |
| 75. | Frank Tyler | " | " |
| 76. | Albert A. Starkey | " | " |
| 77. | Ernest Starkey | " | " |
| 78. | W. J. Starkey | " | " |
| 79. | Robert L. Marsh | " | " |
| 80. | Justus C. Ferris | Wayne | " |
| 81. | Thomas Tyler | Pike | " |
| 82. | Chambers I. Starkey | " | " |
| 83. | T. A. Wilson | " | " |
| 84. | S. B. Wilson | " | " |
| 85. | C. C. Bragg | " | " |
| 86. | D. W. Lovett | " | " |
| 87. | Andrew Caldwell | " | " |
| 88. | Wm. P. Jones | " | " |
| 89. | Dan Caldwell | " | " |
| 90. | Joseph L. Bertsch | " | " |
| 91. | E. L. Morris | " | " |
| 92. | M. L. Clinton | " | " |
| 93. | W. P. Shepherd | Lincoln | Hendricks |

| | | | |
|---|---|---|---|
| 94. | Omer S.Whiteman | Wayne | Marion |
| 95. | A.M.Martindill | " | " |
| 96. | M.U.Martindale | " | " |
| 97. | Lee Applegett | " | " |
| 98. | Otis Walder | " | " |
| 99. | George C.Moore | Pike | " |
| 100. | E.G.Tansel | Wayne | " |
| 101. | Fred J.Lippard | " | " |
| 102. | A.O.Ruse | " | " |
| 103. | Wm.W.Cones | " | " |
| 104. | Edward Appleget | " | " |
| 105. | H.K.Marshall | " | " |
| 106. | D.Appleget | " | " |
| 107. | M.McConnaha | " | " |
| 108. | A.B.Smith | " | " |
| 109. | Mark Lippard | " | " |
| 110. | Alva Smock | " | " |
| 111. | Albert McCalment | Lincoln | Hendricks |
| 112. | F.E.Whiting | Wayne | Marion |
| 113. | H.W.Turpin | " | " |
| 114. | WM.Thompson | " | " |
| 115. | B.L.Appleget | " | " |
| 116. | H.D.Terry | " | " |
| 117. | William O.Dickerson | " | " |
| 118. | J.H.Griner | Pike | " |
| 119. | D.A.Wilson | Wayne | " |
| 120. | Muratt Brown | Pike | " |
| 121. | H.G.Huff | " | " |
| 122. | H.Evvingham | " | " |
| 123. | Las.Bendler | " | " |
| 124. | F.C.Peirce | Wayne | " |
| 125. | Harry Harrison | " | " |
| 126. | Ace McCurdy | Pike | " |
| 127. | Barney Bailey | " | " |
| 128. | H.C.Tomlinson | " | " |
| 129. | W.V.Tomlinson | " | " |
| 130. | Charles Fox | Wayne | " |
| 131. | L.P.Ross | " | " |
| 132. | B.D.Hockensmith | " | " |
| 133. | T.B.Dishon | Pike | " |
| 134. | Allen V.Hightshue | Wayne | " |

| | | | |
|---|---|---|---|
| 135. | Charles H.Jones | Wayne | Marion |
| 136. | Asher N.Miller | " | " |
| 137. | J.N.Hughes | " | " |
| 138. | J.Sourwine | " | " |
| 139. | R.S.Camplin | " | " |
| 140. | W.R.Johnson | " | " |
| 141. | James O'Brien | Lincoln | Hendricks |
| 142. | Frank H.Johnson | " | " |
| 143. | V.K.Johnson | Wayne | Marion |
| 144. | John P.Howard | " | " |
| 145. | J.H.Johns | " | " |
| 146. | O.P.Morgan | " | " |
| 147. | Edward T.Uptegraft | " | " |
| 148. | J.M.Robey | " | " |
| 149. | J.W.Lockwood | " | " |
| 150. | B.F.Long | " | " |
| 151. | W.H.Leap | Pike | " |
| 152. | S.O.Arbuckle | Wayne | " |
| 153. | Jesse J.Brisentine | " | " |
| 154. | F.Chambers | Pike | " |
| 155. | O.L.Lumpkin | Lincoln | Hendricks |
| 156. | Talbert R.Moore | Pike | Marion |
| 157. | Grant Moore | Wayne | " |

Omer S.Whiteman, Clermont,Ind.

Petitioner's Attorney.

State of Indiana, )
County of Marion, ) SS:

In the Commissioners' Court,
April Term,1912.

Alfred Cox et al.
Ex Parte.

Affidavit as to residence of Petitioners.

Alfred Cox, being first duly sworn,upon his oath says that he is 59 years of age;that he is a resident of and for more than 28 years last past has resided in Lincoln Township,Hendricks County,Indiana; that he signed the attached petition addressed to the Boards of Commissioners of Marion and Hendricks Counties in the State of Indiana praying for the improvement of a certain highway on and along the boundry line between said Counties.

That the Townships and the only Townships abutting on said proposed improvement are Lincoln in Hendricks County,Indiana, and Wayne and Pike Townships in Marion County,Indiana. That he assisted in the circulation of said petition and that he verily believes that all of the persons whose names appear thereon either signed the same or authorized their signatures placed thereon.

That more than seventy-five adult,free holders and voters of said Townships of Lincoln in Hendricks County,Indiana,and Wayne and Pike Townships in said Marion County,more than ten of whom reside in each of the said three Townships,signed said petition. That the following named adult free holders and voters of said Lincoln Township are among said signers,viz:- Wm.Hedrick, T.G.Smith, Thomas Moran, T.C.Haulk, C.L.Paris, C.C.McDaniek, O.C.McGannon, M.King, C.C.Eastes, H.E. Brown, W.C.StearnS, John H.Kerr, T.F.Gorham, Patrick Moran, Wallace Tyler, W.P.Shepherd, Albert McCalment, and himself. That the following named adult free holders and voters of Wayne Township in said Marion County are among said signers of said petition,viz:- B.D.Hockensmith, B.D.Henderson, Allen V.Hightshue, John P.Howard, Asher N.Miller, F.C.Peirce, Jesse J.Brisentine, Grant M. Moore, J.W.Jones, Omer S.Whiteman, A.M.Martindill, E.G.Tansel, A.O.Ruse, Wm.M.Cones, Mark Lippard, Alva Smock, F.E.Whiting, Wm.Thomson and H.D.Terry. That the following named peRsons are signers of said petition and adult free holders and voters of Pike Township in said Marion County,viz:- Thos.A.McCurdy, Joseph Miller, J.H.Griner, Ace McCurdy, Talbert R.Moore, Wm.Kolp, Benj.F. Tyler, Albert A?Starkey, Thomas Starkey, William Tyler, S.Butler, Marion Moore, J.E.Hollingsworth, and Edward I.Starkey. That many other adult free holder residing in said Townships signed said petition.

( Signed ) Alfred Cox

Subscribed and sworn to before me a Notary Public in and for said Marion County and State of Indiana,this 1st day of April,1912.

(Signed) Omer S. Whiteman,

Notary Public.

My commission expires Feb.25"-1916. (L.S.)

Said petition together with the proof of the signing thereof and the qualifications of the petitioners to sign said petition is now submitted to the Board for their consideration. Said Board of Commissioners having heard the evidence and being fully advised in the premises finds for the Petitioners upon their petition,that the same is signed by more than Seventy-five (75) resident adult free holders of the Townships of Lincoln in Hendricks County,Indiana,and the Townships of Wayne and Pike in Marion County,Indiana, and that more than ten (10) of said Petitioners are resident adult free holders of each of said Lincoln Township in said Hendricks County,Indiana,and Wayne and Pike Townships in said Marion County,Indiana. That the only Townships abutting on the said highway proposed to be improved in said petition are the said Lincoln,Wayne and Pike Townships in said Counties. That said petition was duly and legally filed in the Auditor's Office of Marion County,Indiana,on the 3rd day of April,1912,the same being the 3rd day of the regular April Term,1912,of the Commissioners Court of Marion County,Indiana,and that said petition together with the proof of the signing thereof and the qualifications of the Petitioners to sign the same was duly presented to said Board on said day.

It is therefore considered,adjudged,ordered and decreed by the Board of Commissioners of Marion County,Indiana,that the Board of Commissioners of Hendricks County,Indiana, meet in joint session with the Board of Commissioners of Marion County,Indiana,on the 19 day of April,1912,at the hour of 10 A.M. on said day,which joint meeting of said Boards of Commissioners shall be held at the Commissioners Room in the Auditor's Office of Marion County,Indiana,in the city of Indianapolis,Indiana,on the day heretofore set out,for the purpose of considering said petition,the appointment of Viewers and an Engineer or Surveyor for the purpose of viewing said public highway and performing such other duties as may be prescribed by law for viewers and Engineer or Surveyor. It is further considered adjudged and decreed that the Auditor of Marion County,Indiana,give the Board of Commissioners of Hendricks County,Indiana,fifteen days notice of the time and place of such joint meeting of said Boards of Commissioners and of the presentation of said petition and that such notice be given by transmitting to the Auditor of Hendricks County,Indiana, a certified copy of the petition filed herein together with the proof of the signing thereof and the qualifications of the Petitioners who have signed the same,and also shall give said notice by transmitting to the said Auditor of Hendricks County,Indiana,a certified copy of this order.

Also,that the Auditor of Marion County,Indiana,shall make and preserve a full and complete record of all of the proceedings herein including the time and manner of notifying said Board of Commissioners of said Hendricks County,Indiana,of said joint meeting as herein provided and of all his acts herein make due returns.

All of which is fully ordered,adjudged and decreed by the Board of Commissioners of Marion County,Indiana,in regular session assembled.

Charles Maguire

James Kervan

John Kitley

Board of Commissioners of Marion County,Indiana.

State of Indiana, )
SS:
Marion County, )

I?W.T.Patten,Auditor of said County,do hereby certify that the foregoing is a true and complete copy of the petition of Alfred Cox et al. for the improvement of a highway on the County line between Marion and Hendricks Counties.

I further certify that attached thereto is a true copy of the order of the Board of Commissioners of Marion County setting the time and place at which the Boards in joint session shall consider said petition.

Witness my hand and official seal at Indianapolis,Indiana,this 3rd day of April,1912.

W.T.Patten

Auditor Marion County,Ind.

And now on this 5th day of April,1912,the Auditor of Hendricks County,Indiana, issues his summons to the Sheriff of said County,notifying the Board of Commissioners Of Hendricks County to meet in joint session with the Board of Commissioners of Marion County,at Indianapolis,Indiana, on the 19th day of April,1912, to consider the petition of the said Alfred Cox et al. which ~~petition~~ together with the Sheriff's endorsement thereon,is in the words and figures as follows, to-wit:(H.I.)

And now the Auditor of Hendricks County,Indiana,files with the Auditor of Marion County,Indiana,a true copy of said summons.

Sheriff's fees herein --$5.00

April,8th 1912.

In the matter of the petition of
William S.Harris et al. for a
Free Gravel Road.

And now on this 8th day of April,1912,come William S.Harris and Seventy-six others, by Brill and Harvey,their attorneys,and file in the Auditor's Office of Hendricks County, Indiana,their petition praying for the laying out,establishing and improving of said highway in Marion Township,Hendricks County,Indiana,which petition is in words and figures as follows,to-wit: (H.I.).

And now the Auditor as provided by law designates the 6th day of May, 1912 during the regular May Term of said Board as the day for hearing the petition,and endorses the same upon the petition.

State of Indiana, )
SS:
Hendricks County, )

In the joint Commissioners Court,

Hendricks and Morgan Counties.

In the matter of the petition of
OA.Kennedy et al. to improve a
Public Highway on the County Line
between Hendricks and Morgan Counties.

And now this the 11th day of April,1912,pursuant to the notice duly given by the Auditor of Hendricks County,Indiana,to the Board of Commissioners of Morgan County,Indiana,which notice is in words and figures as follows,to-wit: (H.I.), and pursuant to the notice given to the Board of Commissioners of Hendricks County,Indiana, which said notice is in words and figures as follows, to-wit: (H.I.), the Boards of Commissioners of said Counties are now met in joint session and duly organized with Henry K.Lee as President and the minutes of the previous meetings are now read and approved by said Boards and the Boards now find that the bonding power of Monroe Township,Morgan County,Indiana,is insufficient to issue legal bonds for the construction of said road,and upon motion this cause is continued until such time as satisfactory evidence of the financial conditions of Monroe Township,Morgan County,Indiana,are such that it shows that said Township has bonding capacity to construct its proportional part of said road and pay other expenses in this cause.

The bidders upon motion are now permitted to withdraw their bids and proposals on said road and further proceedings herein are continued.

Elbert M Murphy

James A Dowrard

Harry E Sanders

Board of Commissioners of Hendricks County,Indiana.

Board of Commissioners of Morgan County,Indiana.

Be it remembered that heretofore,to-wit:on the 27th day of April,1912,the Auditor of Marion County,Indiana,filed in the Office of the Auditor of Hendricks County,Indiana, a transcript in the following words and figures,to-wit:

Friday,April,19th 1912.

Joint session of the Boards of Commissioners of Marion and Hendricks Counties.

Be it remembered that on the 19" day of April,1912,the Boards of Commissioners of Marion and Hendricks Counties in the State of Indiana,met in special session,present Charles Maguire, James Kervan and John Kitley,members of the Board of Commissioners of Marion County and Harry E.Sandfers, Elbert M.Murphy and James A.Downard,members of the Board of Commissioners of Hendricks County,Indiana,also,W.T.Patten,Auditor of Marion County and Jacob Woessner Sheriff of said County.

Elbert M.Murphy being chosen to preside,and the Boards of Commissioners being duly and legally in session pursuant to an order heretofore made and entered of record by the Board of Commissioners of Marion County,Indiana,and notice of such meeting heretofore served upon the Board of Commissioners of said Hendricks County as provided by law and the said order of the said Marion County Board,the following proceedings were had,to-wit:

Alfred Cox et al.

Petition for the improvement of Public Highway on County Line Road.

Comes now the petitioners by counsel and present to said Boards their Petition praying for the improvement by grading,draining and paving with stone or other road -paving material a certain public highway situate on the County Line between the said Counties of Marion and Hendricks in said State of Indiana,the route of said highway to be so improved,being described as follows,to-wit:

" Extending from and commencing at the intersection of the Indianapolis and Brownsburg Plank Road,known as the Crawfordsville Free Gravel Road with the established highway on the County Line between said Marion and Hendricks counties in the State of Indiana, at the West side of the North West Quarter of Section Twenty-one (21),Township Sixteen (16) North of Range Two (2) East in said Marion County,Indiana,and running thence in a generally northerly direction on and along said established highway on said County Line on the West side of Part of said Section Twenty-one (21),said Township and Range,and all of Sections Sixteen (16) and Nine (9) and the South half of Section Four (4) all in Township Seventeen (17) North of Range Two (2) East in said Marion County,Indiana, ( Except,that,for a distance of about one-half (1/2) mile in said Section Nine (9) said established highway necessarily varies from such County Line,into said Marion County,a maximum distance of about nine (9) rods in order to avoid bluffs,hills and ravines),

to a point where the East and West half Section line on the North side of the South half of said Section Four (4) intersects said established highway on said County Line,a distance of approximately two and seven-eights miles".

which said petition is in the words and figures following: (H.I.)

And it being discovered upon reading the petition that all of the Sections named are in Township Sixteen (16) instead of Seventeen (17) as set out in the petition,the petitioners ask and are granted permission to correct such error.

And the said petition,as amended and corrected,being now presented to the Boards of Commissioners in joint session assembled and said Boards having seen and examined the same and having heard the evidence and being fully advised in the premises,find that the said petition has been duly signed by at least Seventy-five (75) resident free holders voters of the Townships of Lincoln in the County of Hendricks and Wayne and Pike in the County of Marion in the said State,Ten (10) of whom are resident free hold voters of each of said Townships which are the Townships and the only Townships abutting on that part of the County Line highway proposed in said petition to be improved.

It is therefore considered,adjudged,decreed and ordered by the said Boards of Commissioners,in special joint session convened,that Cortez Blue,a disinterested free holder of Marion County,Indiana,and who is not a resident or tax payer of either Wayne or Pike Townships in said County,and Chester A.Weaver,a disinterested free holder of said Hendricks County,and who is not a resident of or a taxpayer in Lincoln Township in said Hendricks County,be and they are hereby appointed as Viewers and that Paul Julian,a competent Surveyor and Engineer is hereby appointed as Surveyor and Engineer,they to examine and view said proposed improvement of the above described highway.

It is further ordered by the Boards of Commissioners of Marion andHendricks Counties in the State of Indiana,that the said Viewers and Engineer and Surveyor meet at the Auditor's Office in the city of Indianapolis,Ind. in said Marion County,on the 23rd day of April,1912,at ten o'clock (10 A.M.) for the purpose of qualifying as such viewers and Engineer and that after taking an oath to faithfully and impartially discharge the duties required of them,they shall take to their assistance the necessary assistants and proceed to view,examine and survey the said highway and proposed improvement,locate the same.determine the public utility and convenience thereof,the width,make a profile of the grade,determine the quality and depth of paving material to be used anything else required to properly complete the improvement and make an estimate of the cost of the improvement,including bridges such as Townships are ~~xxxxxxx~~ by law authorized to make, culverts,drainage,assess damages and do all other things that may be necessary for the completion of said road.

It is further ordered by the Boards of Commissioners of said Marion and Hendricks counties that said Viewers and said Engineer shall make their report in duplicate and file one copy thereof with the Auditor of each of said Marion and Hendricks Counties.

Said report shall be so filed on or before the 10th day of May,1912,by said Viewers and Engineer.

There being nothing further the Boards adjourned.

Charles Maguire

James Kervan

John Kitley

Harry E.Sanders

Com's of Marion County.

Elbert M.Murphy

James A.Downard

Com's of Hendricks County.

State of Indiana, )
SS:
Marion County, )

I.W.T.Patten,Auditor of said County,do hereby certify that the above and foregoing is a true and complete copy of the proceedings of the Boards of Commissioners of the Counties of Marion and Hendricks,Indiana,in joint session,in the matter of the Petition of Alfred Cox et al. for improvement of a county line highway,as the same appears of record in my office.

Witness my hand and the Seal of the Board of Commissioners of Marion County,Indiana,this 26th day of April,1912.

(Signed) W.T.Patten

Auditor Marion County,Indiana.

(SEAL)

Tuesday Morning,May,7th 1912.

The Board of Commissioners of Hendricks County,Indiana,are met inregular session pursuant to adjournment,it being the second day of the regular May Term, 1912,in the Commissioners' Court Room in Danville,Indiana.

Present: Elbert M.Murphy, Harry E.Sanders and James A.Downard.

The following proceedings were then had,to-wit:

In the matter of the petition of
John R.Hull et al. for the
Improvement of a Public Highway.

Come now the petitioners and objectors herein by their Attorneys and by mutual agreement and the consent of the Board this cause is continued until the regular June Term,1912,of this Board.

Elbert M Murphy

James A Downard

Harry E Sanders

Board of Commissioners of Hendricks County,Indiana.

Tuesday Morning,May,7Th 1912.

In the matter of the petition of
C.E.Higgins et al. for the
Improvement of a Public Highway.

Come now the petitioners by counsel,and come also the Engineer and Viewers,and it appearing to the satisfaction of the Board that it is impossible for the Engineer and Viewers to at this time 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
Henry Beckley et al. for the
Improvement of a Public HigHway.

Come now tHe petitioners by counsel,and 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 at this time file a report of their doings in the foregoing entitled improvement.

Therefore,it is hereby ordered by the 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.

Tuesday,May,7th 1912.

In the matter of the petition of
R.L.Underwood et al. for the
Improvement of a Public HigHway.

Come now tHe petitioners by counsel,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 at this time file a report of their doings in the foregoing entitled improvement.

Therefore,it is hereby ordered by the 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
H.S.Ragan et al.for the
Improvement of a Public Highway.

Come now the petitioners by counsel,and come also the Engineer and Viewers and it appearing to the satidfaction of the Board that it is impossible for the said Engineer and Viewers to at this time file a report of their doings in the foregoing entitled improvement.

Therefore,it is hereby ordered by the 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.

Tuesday,May,7th 1912.

In the matter of the petition of
Amos Kersey et al. for the
Improvement of a Public Highway.

Come now the petitioners by counsel,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 at this time 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
J.W.Figg et al. for the
Improvement of a Public Highway.

Come now the petitioners by counsel,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 at this time 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.

Tuesday, May 7th, 1912.

In the matter of the petition of
Perry Hunt, et al for the
Improvement of a public highway
by taxation.

In the Commissioners Court
May Term, 1912.

Come now again the petitioners in the above entitled cause and it appearing to the Board of Commissioners that said petition was set for hearing on the 1st day of April, 1912, and more than 20 days having elapsed since the day set for the hearing of said petition, asindorsed thereon by the auditor of Hendrikcs County, Indiana: and it further appearing to the Board that no remonstrance to said petition having been filed by any voter or free holder of Center township in Hendricks County, Indiana, and the Board being fully advised in the premises finds that the petition should be spread of record and an engineer and viewers be appointed to view the proposed improvement.

It is therefore ordered and adjudged that the prayer of said petitioners be and the same is hereby granted, and the petition is now ordered spread upon the records kept for such purpose in the auditors office in Hendricks County, Indiana: Which petition is in the words and figures as follows, to-wit:

X

Errot.
Rec. Page 240

State of Indiana,
)SS:
Hendricks County.

In the Commissioner's Court of
Hendricks County.

PETITION TO IMPROVE A PUBLIC HIGHWAY ON THE COUNTY LINE BETWEEN
THE COUNTIES OF PUTMAN AND HENDRICKS BY TAXATION.

To the Honorable Boards of Commissioners of Hendricks County and Putman County, State of Indiana:-

Gentlemen:- W, the undersigned adult resident free-holders of Mill Creek Township, Putman County, Indiana, and Franklin Township, Hendricks

Tuesday, May 7th, 1912.

County, Indiana, respectfully petition your honorable Board to take the necessary action to have the Public Highway hereinafter described improved by grading, draining, bridging, culverting and macadamizing; and we ask that the improvement be made in all respects in accordance with the provisions of an Act, entitled An Act concerning the construction of free gravel or other macadamized roads on the boundary line between counties, approved March 9th, 1907-Acts of 1907, page 363.

We recommend that said road be laid out and improved to a width of forty (40) feet, that the same be macadamized with crushed stone and that the costs and expenses of said improvement be provided by the issue and sale of bonds, as provided by law in such cases, payable in twenty years.

The Highway herein asked to be improved is on the County Line between the counties of Putman and Hendricks, State of Indiana, and is described as follows:-

Beginning at a point in the Public Highway known as the Greencastle and Stilesville Road at the North West corner of Section Thirty (30), Township Fourteen (14) North, Range Two (2) West in Putman County, Indiana; Thence East from said point along the boundary line dividing the counties of Putman and Hendricks and on and along said Public Highway as the same is now laid out and used by the public to the point of intersection of said public highway with the Free Macadamized Road known as the National Road. Said Highway asked to be improved is of the length of One (1) and One Third (1/3) Miles and des not, at any point throughout its entire length, vary from said county line a distance of One-Half (1/2) Mile.

John Masten,
Frank Johnson,
E. R. RObards,
William McAnich,
Notie Johnson,
Mary E. Johnson,
D. C. Johnson,
T. R. Ruark,
W. T. Hampton,
F. M. Alexander,
Alonzo

X over

Tuesday, May 7th, 1912.

State of Indiana
SS.
Hendricks County

In the Commissioner's Court
March Tern, 1912.

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

We the undersigned petitioners represent to your Hon. Board that they constitute more than 50 free holders and voters of Center Township, Hendricks County, Indiana, and that said Center township does not have within its borders an incorporated town or city containing 20,000 inhabitants or more, and they respectfully petition your Honorable Board that the following established unimproved public highway, situated wholly within Center township and described as follows, to-wit:

Beginning in the center of a free gravel road at the intersection of Cross street and Klondike Avenue in the town of Danville, Indiana, and running thence West upon and along an already established unimproved highway to within about forty (400 rods of the center of section eight (8) township fifteen (15) North of Range one (1) West, and to a point where said unimproved highway angles in a South Westerly direction; thence South Westerly upon and along said unimproved public highway to the section line dividing sections seven (7) and eight (8) said township and range; thence West upon and along the established unimproved public highway to a point where said highway turns South; thence South upon and along the established unimproved public highway to a point where said highway turns West; thence West upon and along said established unimproved highway to the township line dividingCenter and Marion townships in Hendricks County, Indiana, be improved by grading, draining, and paving with stone, gravel of other road paving material, and by building the necessary bridges, culverts, and sewers thereon.

The petitioners further show to your Hon. Board that said highway proposed to be improved connects by one end with a free gravel road and that the other terminus thereof is a township line and that the road sought to be improved is less than 3 miles in length, that a United States Free Mail delivery route has been established upon all of said described highway except the first ~~xxx~~ half mile herein described.

Your petitioners further ask that if upon hearing of this petition

Tuesday, May 7th, 1912.

the same be found sufficient by your Hon. Board that the same be referred to viewers and a competent engineerfor their report upon said propcsed improvement herein prayed for as provided by statute, and that said improvement be made 30 feet in width and without an election by the voters of said Centertownship, and that bonds in the $ ten year series be issued and soldto pay the cost of said improvement and all expenses connected therewith.

Perry Hunt,
James R. Martin,
Ira H. Martin,
Alfred S. Lineinger,
R. J. Campbell
C. A. White,
Geo, Doughty,
Thad S. Adams,
C. F. Bowen,
John Lee,
H. A. Record,
T. S. Dooley,
George C. Harvey,
William V. Bowen,
William M. Hitchcock,
Walter A. Eastes,
O. M. Stanley,
Abel Stanley,
N. R. Stanley
Simon Hadley,
D. A. Higgins,
John Sheley,
C. C. Allred,
J. K. Little,
D. A. Hadley,
W. G. Hadley,
A. J. Gibbs,
Toliver Worrell,
J. D. pratt,
C. F. Hall,
Henry Hadley,
C. E. McClane,
James McCoun,
B. F. Howell,
J. S. Duckworth,
E. C. Pennington,
J. A. Showalter,
C. M. Howell,
C. T. Nichols,
J. P. Stuart,
Harper Hayworth
E. Lamb,

Mell C. Masten,
Willis A. Dobson,
L. M. CHristie,
Moses Crawford,
J. M. Stevenson,
J. W. Haynes,
Luther S. Hawkins,
J. N. Blue,
H. Bailey Gentry,
Geo. R. Bladyes,
H. T. Kirk,
L. T. Mills,
Geo. M. Scearce,
Grant HOrnaday,
Mervin T? Stanley,
Arthur Hadley,
J. N. Hadley,
S. B. Easminger,
Ora E? Leak,
Chas. M. Parker,
David Hadley,
J. W. Thompson,
W. F. Franklin,
C. H. Martin,
C. E. Williams,
John McCollins,
Ed Tinder,
H. N. Vannice,
Chas . P. Hornaday,
E. A. SCearce,
H. H. THompson,
Chas. Pierson,
Geo. L. Christie,
L. N. Dooley,
Raleigh McCoun,
Fred B. Soper,
J. J. Hubble,
O. B. Hessler,
L. W. Osborn,
ENoch Jenkins,
H. H. Worrell,
Chas. Relander,
Terry O'Donnell,
Edward F. Simmons,
Robt. Hufford,

It is further ordered that said petition be referred to viewers and a competent civil engineer, and now said Board appoints as viewers John Moore and Jesses Pike, two responsible free-holders and voters of Hendricks County, Indiana, naither of whom is a resident of said Center township or the owner of taxable property in said township, and in which said highway proposed to be improved is located.

Said Board also does now appoint John O. Kaina, a competent civil engineer to act with said viewers in this proceeding, and it is further ordered by the said Board that said engineer and viewers shall meet at the auditors office of Hendricks County,

Tuesday, May 7th, 1912.

Indiana, on the 11th day of May, 1912, at the hour of 10 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 $5000.000 conditioned for the faithful discharge of his duties as such engineer, and that said engineer and viewers make report of their doings in the premises herein at the June Term of 1912, of the Commisaioners Court of said County, and this cause is continued.

Tuesday, May 7th, 1912.

In the matter of the petition of
Henry Hunt, et al for the
Improvement of a Public Highway
by taxation.

Come now again the petitioners in the above entitled cause, and it appearing to the Board of Commissioners that said petition was set for hearing on the 7th day of March, 1912, and more than twenty (20) days having elapsed since the day set for hearing of said petition as indorsed thereon by the Auditor of Hendricks County, Indiana, and it further appearing to the Board that no remonstrance having been filed by voter or freeholder of Marion township, Hendricks County, Indiana, and the Board being informed and fully advised in the premises finds that said petition should be spread of record and that viewers and an engineer should be appointed to view the proposed improvement of said public highway.

It is further ordered and adjudged that the prayers of said petitioners be, and the same is hereby granted, and the petition is now ordered spread in the record kept for such purposes in the Auditor's office of Hendricks County, Indiana, which petition is in the words and figures as follows, to-wit:-

State of Indiana
SS
Hendricks County

In the Commissioners Court
Hendricks County, February
Term, 1912.

To the Honorable Board of County Commissioners:

The undersigned petitioners respectfully show to your Honorable Board that they are residentd free-holders and voters in Marion Township, in said county and state, and that said Marion Township does not have within its boundaries an incorporated city or town containing Thirty Thousand (30?000) inhabitants or more; and said petitioners further say that there is now in existence, being used, a certain public highway, which has been heretofo established, according to law, which highway is thirty (30) ft. in width, and beginning on the Danville and New Winchester Improved Free Gravel Road, at the South half mile stone on the South line of Section Two (2) Township Fifteen (15) North of Range Two (2) West, and running thence North One (1) mile in the center of said section (2) to the North line

Tuesday, May 7th, 1912.

thereof; thence west on the North line of said section Two (2) one-half mile and continuing thence west on the North line of section Three (3) said Township and Range, one-fourth of a mile, the same being on a line dividing a portion of said section Thirty-four and Thirty-five Township Sixteen (16) North of Range Two (2) West on the North; thence North across the center of the East half of said Section Thirty-four (34) to the North line thereof and connecting with the Danville and New Maysville Improved Free Gravel Road and that said highway is less than three (3) miles in length, as above set forth and described and that the same is all in Marion Township, Hendricks County, state of Indiana, and that the termini of said Road connects with Improved Free Gravel Roads within said Marion Township.

WHEREFORE? your petitioners ask your Honorable Board that said public highway above described and beginning on the Danville and New Winchester Improved Free GrAvel Road at the South half mile stone on the south line of section Two (2) Township Fifteen (15) North of Range Two (2) West and running thence North One (1) mile in the center of said section Two (2) to the North line thereof; thence West on the north line of said section Two (2) one-half mile and continuing thence West in the North line of section Three(3) said Township and Range, one-fourth of a mile, the same being on a line dividing a portion of said sections Two (2) and Three (3) on the south from a portion of section Thirty-four and section Thirty-five Township Sixteen L (16) North of Range Two West on the North; thence North across section thirty-four (34) in the center of the east half thereof and connecting with the Danville and New Maysville Improved Free Gravel Road, be graded, drained, macadamized and paved with stone, gravel or other road paving material.

And your petitioners further ask the Board that said improvement be made without election by the voters of Marion Township, and that said road be improved at not less than thirty (30) feet in width and by building and constructing all bridges and culverts and drainage necessary, and they ask that bonds be sold to pay for the cost of said improvement and that they be issued in series payable in ten (10) years, with i nterest as provided by statute, and that said Board of Commissioners take all necessary steps to provide for the improvement herein sought for and the payment of the costs of the same.

Tuesday, May 7th, 1912.

Henry Hunt
J. P. Christie
C. H. Downard
J. P. Stevenson
T. J. Christie
Paul Christie
B. M. O'BRIEN
J. M. Ramsey
Obd Underwood
Guss Poer
Thos. F. Randall
C. S. Wilkins
W. I. Underwood
M. C. UNderwood
H. F. Pratt
Dave Chadd
Joshua Graham
Roy Montgomery
John Fields
Homer Flynn
Howard Stevenson
W. W. Graham
R. L. Underwood
George Wise
Booker Harris
Sam Underwood
Will White
Frank Chadd
Oliver Cassity
WM Fields
Wm. N. Underwood
J. M. Runion
Jacob E. Couch
Jacob Ryner
J. W. Heavin
Thomas M. MYers
Amos Shelton
S. Verdow
Weden F. Wilson
Lee Greenlee
Jas. A. Sharp
C. Newman
E. E. Mason
John Harris
N. Harris
W. R. Harris
L. E. Chatham
C. I. West
O. B. West
H. Curry
G. B. Montgomery
R. D. JOseph

Irving J. Brown
T. M. Williams
R. N. Gowen
Henry Beckley
Robert Listaro
O. W. Montgomery
James Montgomery
Edgar Dodson
Ray McCoun
Ambrose D. Cassity
A. R. Kurtz
C. M. Hamrick
Tyrg Montgomery
H. F. Sheets
F. M. Sheets
JOhnathan Walton
Ira Dooley
H. F. Kurtz
John A. Crosby
J. L. KUrtz
G. W. Brown
John F. Stevenson
William Harris
D. English
B. F. Haynes
J. H. Bunten, Jr.
S. A. Ramsey
C. E. Higgins
Charles Sheets
A. H. Barker
Chas. E. Kurtz
Ernest Page
Ed Myers
Everett Hardwick
S. Y. Hardwick
Harry Hardwick
F. C. Stephenson
J. W. Stephenson
J. G. LISBY
C. E. McLane
D. A. HIGGINS
T. M. Sears
J. F. Underwood
Chas F. Smith
James Fields
John A. Flynn
I. N. Matrz
F. E. Flynn
J. O. Tinder
G. W. Christie
A. J. Wilson
W. A. Quick

It is further ordered that said petition be referred to viewers and a competent engineer and now said Board appoints as viewers Ed Mills and Wilbur Haadley, two responsible voters and freeholders of Hendricks County, Indiana, neither of whom is a resident of Marion Township, Hendricks County, Indiana nor the owner of taxable property in said township, and in which township said highway is proposed to be located.

Said Board also appoints John O. Kain, a competent civil engineer, to act with said viewers in this proceeding, and it is further ordered by said Board that the said Engineer and Viewers shall meet at the Auditor's office of Hendricks County, Indiana, on the 11th day of May, 1912, at the hour of 10 A.M. of said day and shall take an oath and

Tuesday, May 7th, 1912.

subscribe to the same to faithfully and impartially discharge all the duties required by law in such cases made and provided.

It is further ordered by the Board that said Civil Engineer file his bond in the penal sum of Five Thousand ($5000.00) Dollars, with surety approved bythe Auditor of Hendricks County, Indiana, conditioned for the faithful discharge of his duties, as such engineer, and that said Engi Engineer and Viewers make a report of their doings in the premises herein at the June term, 1912, of the Commissioners' Court of Hendricks County, Indiana, and this cause is continued,

In the matter of the
Petition of J. P. Christie et al , for the
Improvement of a public highway by
taxation.

In the Commissioners Court
May Term, 1912.

Come now again the petitioners in the aboVe entitled cause and it appearing to the Board of Commissioners that said petition was set for hearing on the 1st day of April, 1912, and more than 20 days having elapsed since the day set for the hearing of said petition, as indorsed thereon by the auditor of Hendricks County, Indiana; and it further appearing to the Board that no remonstrance to said petition having been filed by any voter or freeholder of Marion township in Hendricks County, Indiana, and the Board being fully advised in the premises finds that the petition should be spread of record and an engineer and viewers be appointed to view the proposed improvement.

It is therefore ordered and adjudged that the prayer of said petitioners be and the same is hereby granted, and the petition is now ordered spread upon the records kept for such purpose in the auditor's office in Hendricks County, Indiana; Which petition is in the words and figures as follows, to-wit:

Tuesday, May 7th, 1912.

State of Indiana

SS:

Hendricks County.

In the Commissioners Court,

March Term, 1912.

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

We the undersigned petitioners represent to your Hon. Board that they constitute more than 50 free holders and voters of Marion township, Hendricks County, Indiana, and that Marion township does not have within its borders an incorporated city or town containing 30,000 inhabitants or more, and they respectfully petition your honorable board that the following established unimproved public highway, situated wholly within Marion township and described as follows, to-wit:

Beginning at the center North of Section 11, township 15 North of Range 2 West in the center of the Danville and Winchester free gravel road, and running thence South upon and along the already established public highway for a distance of about two miles and to the township line dividing Marion and Clay townships of Hendricks County, Indiana, be improved by grading, draining, and paving with stone, gravel or other road paving material and by building the necessary bridges, culverts, and sewers thereon.

The petitioners further show to your Hon. Board that said highway proposed to be improved connects at one end with a free gravel road and that the other terminus thereof is a township line and that the road sought to be improved is less than 3 miles in length, that a United States Free Mail delivery route has been established upon a part of said described public highway.

Your petitioners further ask that if upon hearing of this petition the same be found sufficient by your Hon. Board that the same be referred to viewers and a competent engineer for their report upon said proposed improvement herein prayed for as provided by statute and that said improvement be made 30 feet in width and without an election by the voters of said Marion township, and that bonds in the ten years series be issued and sold to pay the cost of said improvement and all expenses connected therewith.

J. P. Christie
C. H. Downard
Robt. O. Christie
Oscar Kurtz
A. C. Shelton
C. E. McLane
Jno. G. Shelton
M. C. Underwood
W. I. Underwood
A. R. Kurtz
S. H. Haworth
H. F. Pratt

H. S. Ragan
Henry Hunt
Chas. E. Kurtz
B. H. Gowen
T. E. Hays
J. L. Kurtz
Paul Hadley
J. Hadley
B. F. Parsons
WM. Gorham Wm.
T. J. Christie
James M. Byrd
William A. Johnson

Tuesday, May 7th, 1912.

Irving J. Brown
J. G. Lisby
Edgar Dodson
T. M. Williams
J. F. Cline
Thos. E. Simpson
Henry Beckley
A. J. Wilson
Ira Dooley
C. S. Wilkins
David Chadd
B. M. O'Brien
B. F. Haynes
James Fields
M.C. Chatham
Alva Stanley
J. O. Tinder
Ray McCOUN
John E. Edwards
Obed Underwood
P. K. Christie
Otho Harlan
Olson Hunt
F. C. Stephenson
Fred Wood
J. W. Stephenson
S. E. Poer
Omer Poer
Clay Ross
E. M. Bidgood
G. B. Montgomery
J. H. Stevenson
C. W. Sheets
Robert Pierson
Charles Pierson
Jacob E. Couch
Wm. Fields
James F. Lee
R. L. Underwood
C. E. Higgins
S. A. Ramsey
J. P. Stevenson
J. F. Underwood, Jr.
D. D. Thompson
J. N. Cockron
E. E. Mason
Wm. A. Underwood
W. W. Graham
John Fields
Thos. F. Randel
G. P. Winans
J. M. Ramsey
Levi Viles
W. S. Stephenson
Willard Cassity
Fred M. Creech
James Montgomery
Oder Slavens
Melvin Stuart
L. E. Chatham
R. G. Batman
Walter Grooms
Geo. W. Christie

It is further ordered that said petition be refered to viewers and a competent civil engineer, and now said Board appoints as viewers Henry Rodney and Toliver Worrell, two responsible free holders and voters of Hendricks County, Indiana, neither of whom is a resident of said Marion township or the owner of taxable property in said township, and in which said highway proposed to be improved is located.

Said Board also does now appoint John O. Kain, a competent civil engineer to act with said viewers in this proceeding, and it is further ordered by said Board that said engineer and viewers shall meet at the auditors office of Hendricks County, Indiana, on the 11th day of May, 1912, at the hour of ½ 10 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 $5000.00 conditioned for the faithful discharge of his duties as such engineer, and that said engineer and viewers make report of their doings in the premises herein at the June Term of 1912, of the Commissioners Court of said County, and this cause is continued.

Tuesday, May 7th, 1912.

In the matter of the petition of
William S. Harris, et al for a
Public Highway.

Comes now William S. Harris, and 76 others, resident free holders and voters of Marion Township, Hendricks County, Indiana, and present their petition heretofore filed in this cause on the 8th day of April, 1912, and show to the Court by the affidavit of Lewis W. Borders, Auditor of Hnedricks County, Indiana, that a notice of said petition was posted by said Auditor at the door of the Court house, in Danville, Hendricks County, Indiana, on the 12th day of April, 1912, the same being more than fifteen days before the same would be presented to the Board upon the date fixed for the hearing thereof, 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: (H. I.)

And come also the petitioners and file the proof of posting, made by William S. Harris, showing that the said William S. Harris posted up three notices, a copy of which is attached to the affidavit of said William S. Harris, in three public places within Marion township, Hendricks County, Indiana, on the 15th day of April, 1912, the same being more than fifteen days before said petition would be presented to the Board, and which proof of posting and the exhibit thereto attached, is in words and figures as follows, to-wit: (H.I.)

And come also said petitioners and show by the affidavit of William 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 weks successively, the first of which publication was on the 11th day of April, 1912, and the last on the 18th day of April, 1912, and which proof of publication with the exhibit thereto attached, is in words and figures as follows, to-wit: (H. I.)

And comes also the petitioners and show by the affidavit of Julian D. Hogate, editor and publisher of the Hendricks County Republican, a weekly newspaper of general circulation, printed and published in Danville, as aforesaid, that like copies of said petition were printed in said paper for two weeks successively, the first of which was on the 11th day of April, 1912, and the last of which was on the 18th day of April, 1912, and which proof of publication, and the exhibit thereto attached are in words and figures, as follows, to-wit: (H. I.)

And now the matter of said petition being presented to the Board and the Board having duly considered the same, finds the petition to be in proper form and that due and

Tuesday, May 7th, 1912.

proper notices of said petition have been given, and the Statutes relating thereto have been fully complied with, and this cause is continued for further action of the Board.

In the Matter of the petition of
John Masten and others for the Improvement of
a Public highway on the County Line between
the counties of Hendricks and Putman.

WHEREAS, heretofore, at a joint session of the boards of Commissioners of the counties of Hendricks and Putman, duly convened on the 1st day of February, 1912, at the room of this board in the Court House in the town of Danville, Hendricks County, I ndiana, a contract for the construction of the highway improvement petitioned for by John Masten and others on the county line between the counties of Hendricks and Putman was let to Larkin and Vaughn for and in the sum of $6044.00; and,

WHEREAS, At said joint session, itwas found by the joint action of said boards that the estimated amount of all other costs and expenses of every kind necessary to complete such improvement, including costs of engineer, viewers, publication of notices, help of engineer and viewers in surveying, superintendent of construction, and the fees and charges of the auditor of Hendricks County, Indiana, sheriffs' costs, per diem of County Commissioners, a reasonable fee for petitioners' attorneys, is the sum of $806.00; and,

WHEREAS, It was determined by the action of said joint boards that 1/2 of the total costs of said improvement, exclusive of the costs of printing the bonds of each county for the costs of said improvement, and the sale thereof, or $3425.00, should be borne by Franklin Township, Hendricks County, Indiana; and,

WHEREAS, It was further ordered by the action of said joint boards at said meeting of February 1st, 1912, that the bonds to be issued by each county, Hendricks and Putman, for the costs of such improvement should bear

Tuesday, May 7th, 1912.

date of May 15th, 1912, and draw interest at the rate of four and one half per centum per annum (4,1/2%); now,

THEREFORE, It is hereby ordered by this board that the bonds of Hendricks County, Indiana, be issued in a sum sufficient to cover the costs and expenses of such improvement apportioned to said Franklin Township, Hendricks County, Indiana, plus the costs and expenses of printing such bonds and the sale thereof, in towit, the total sum of $3520.00; that said bonds bear date of May 15th, 1912, and be issued in forty (40) equal series of $88.00 each, and each of said series bearing interest at the rate of 4,1/2% per annum; that the first series, principal and interest, shall mature and be payable on the 15th day of May, 1913; that the second series, principal and interest, shall mature and be payable on the 15th day of November, 1913; and the remaining thrity-eight (38) of said series, principal and interest, shall mature and be payable in regular order on corresponding dates in each succeeding year; that each of said bonds, and the interest thereon, shall be payable at the County Treasurer's Office of Hendricks County, Indiana.

It is further ordered by the board that the auditor of Hendricks county prepare said bonds as herein ordered and present the same to this board for the signatures of the several members hereof; and the treasurer of this county is hereby charged with the sale of said bonds when so issued and delivered to him by the auditor of this county.

And further proceedings herein are continued.

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In the matter of the petition of

Samuel Janes, et al, for the

Improvement of a public highway.

Comes now again the petitioners and present and file a duly certified copy of a resolution passed by the Board of Trustees of the town of Pittsboro, Middle Township, Hendricks County, indiana, wherein said public highway herein is situated, from which it appears that said Board of Trustees of the town of Pittsboro gave their consent by said resolution duly passed and adopted for the improvement of said public highway as prayed for in said petition for improvement herein. which said resolution is in words and figures as follows, to-wit: (H. I.)

And it now appearing to the Board that more than twenty days have elapsed since the day set for the hearing of said petition and since the hearing of said petition and the finding of said Board of commissioners on said petition and that no remonstrance has been filed by any ¢ the freeholders and legal voters of said Middle Township against the improvement of said highway as prayed for in said petition herein, said Board now orders and directs that said petition be spread of record, which is now done, the same being in words and figures as follows, to-wit:

State of Indiana, SS:
Hendricks County,

In the Commissioners Court,
March Term, 1912.

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

We, the undersigned petitioners, represent to the Board that we constitute more than fifty freeholders and voters of Middle Township, Hendricks County, State of Indiana, and that said Middle Township does not have within its borders an incorporated city or town containing thirty thousand inhabitants or more, and we respectfully petition your Honorable Board that the following established public highway, situated wholly within said Middle Township, and described as follows, to-wit: Beginning at and in the terminus of the Pittsboro

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and Lebanon Improved Free Gravel Road at a point where the north corporation line of the town of Pittsboro intersects said Road, in the West Half of Section Thirty-one, Township Seventeen North, Range One East, and running thence in a Southwesterly direction through the town of Pittsboro in said Township, to the terminus of the Danville and Pittsboro Improved free Gravel Road at a point where the south corporation line of said town of Pittsboro intersects said Road, in the East Half of the North East Fractional Quarter of Section One, Township Sixteen Nprth, Range One west, said public highway, described herein, being what is known as East Cross Street in the town of Pittsboro, in said Township, County, and State, 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.

That said public highway proposed to be improved is thirty feet in width and is less than three miles in length, to-wit, about seven-eights of a mile in length. That one its termini is in the Pittsboro and Lebanon Improved Free Gravel Road and the other terminus is in the Danville and Pittsboro Improved Free Gravel Road.

That United States mail routes pass over said highway proposed to be improved.

Your petitioners would further ask and pray that said improvement be made less than thirty feet in width, and that the same be made without an election by the legal voters of said Middle Township, and that viewers and an engineer be appointed to perform their duties as by law provided, and that bonds, in ten years series be issued and sold to pay the cost of said improvement and all necessary expenses connected therewith.

Samuel Janes
John H. Halfaker
H. J. Woody
Dayton McConnaHa
A. A. Surber
J. T. Sallee
John W. Keeney
G. C. Tolin
J. M. Waters
George D. Junken
E. A. Parker
E. A. Parker
R. T. Halfaker
Urban Olsen
W. B. Os orn
C. J. Olsen
H. J. Sallee
L. D. Tout
J. A. Pratt
Ora Cocherell
S. W. Pierson
David McCaslin
Frank E. Wills
F. A. Haynes
W. D. Lewis
F. T. Kirk
Chas. F. Ray
David A. Surber
W. H.Milam
Morton Ellis

Walter Scamahorn,
Elijah Dickerson
J. E. Moore
Carl Weaver
E. W. Sawyer
Grover Bray
W. T. ASHby
Wm. T. Fisher
L. B. AshBy
Robert Parker
Albert Duzan
C. C. Hicks
Joe Pierson
J. T. Neaville
John A. Holly
Harold Thompson
I. B. Waters
A. F. Junken
Fred Griffith
Alvarion Griffith
Miles Hession
Howard Stanley
C. E. Kessler
W. F. Hart
J. F. Harlan
M. E. McCalister
N. F. Holtsclaw

Tuesday, May 7th, 1912.

It is further ordered by the Board that said petition be and the same is hereby referred to John O. Kaind, a competent civil engineer, and John Kirkham and David Hadley each of whom are responsible freeholders and legal voters of said Hendricks County, Indiana, and neither of whom is a resident ob owner of taxable property in said Middle Township, and the Board now hereby appoints the said John O. Kain, engineer herein, and the said John Kirkham and David Hadley as viewers herein.

And it is further ordered by the Board that said John O. Kain, engineer, and John Kirkham and David Hadley, Viewers, meet at the office of the Auditor of Hendricks County, Indiana, on the 11th day of May, 1912, at 10 o'clock A.M. and each take and subscribe an oath faithfully and impartially to discharge their several duties herein. And it is further ordered that the said John O. Kain, engineer, shall execute and file with the Auditor of said Hendricks County his bond with good and sufficient surety to be approved by said Auditor, payable to the State of Indiana, in the penal sum of $5000.00, conditioned for the faithful discharge and performance of his duty as such engineer, and said engineer and viewers are ordered, after having been duly qualified as aforesaid, to proceed to view said highway proposed to be improved, and determine whether it will be of public utility to grade, drain and pave said highway with stone, gravel or 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 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 make report of their determination in said matter in respect to said highway, including an accurate description of said highway to be graded, drained and paved, together with their determinations in respect to the paving material to be used, and complete plans and specifications of such improvement, and the estimated cost of such improvement, and accompany said report with an accurate profile of said highway, 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, and said engineer and viewers are ordered to make report of their doings herein to said Board of Commissioners on the 1st day of the regular June Term, 1912, of said Board, the same being the 3rd day of June, 1912. And said cause is continued.

BE IT REMEMBERED, That heretofore, to-wit: On the 9th day of May, 1912, the Auditor of Marion County, Indiana, filed in the office of the Auditor of Hendricks County, Indiana, the following transcript, to-wit:

State of Indiana, SS:
County of Marion,

Wednesday, May 8"-1912.

In the Commissioners Court,

May Term, 1912.

In the Matter of

Alfred Cox et al. Ex-Parte.

IMPROVEMENT OF HIGHWAY ON COUNTY LINE.

Comes now the Viewers and Engineer heretofore appointed in the above entitled cause by the concurrent action of the Boards of Commissioners of Marion and Hendricks counties in the state of Indiana, and ask for and are by the Board of Commissioners of said Marion County, granted an extension of time in which to file their report in said cause; and the Board of Commissioners of said Marion County being advised in the matter now orders said Viewers and Engineer to file their report as in the original concurrent order provided on or before Saturday, May 20"-1912.

State of Indiana, SS:
Marion County.

I, W. T. Patten, Auditor of Marion County, do hereby certify that the foregoing is a true and complete copy of the proceedings of the Board of Commissioners of Marion County in the matter therein set forth, as the same appears of record inmy office.

WITNESS my hand and the Seal of the Board of Commissioners of Marion County, Indiana, this 8th day of May, 1912.

(SEAL)

W. T. PATTEN,

Auditor Marion County, Indiana.

Tuesday, May 7th, 1912.

In the matter of the petition of

Jehu Hadley, et al.

For the location of a Public Highway.

Come now Jehu S. Hadley, and 23 others, who represent that they are residents free holders of Clay and Franklin Townships, in Hendricks County, in Indiana, and present their petition for the location of a public highway in Clay and Franklin townships, in said County and State, which petition is in words and figures as follows, to-wit: (H. I.)

And it appearing to the Satisfaction of the Board by the affidavit of Jehu S. Hadley, that proper notices of the presentation and filing of said petition were posted by the said Jehu S. Hadley in three of the most public places, in the neighborhood of the road prayed for in the petition, more than twenty days before the first Monday in May, 1912, the same being the first day of the regular May Term, 1912, of said Board, and that twelve of the signers of said petition are free holders, six of whom now live in the immediate neighborhood of said proposed highway, which affidavit and copy of notice atrached are in words and figures as follows, to-wit: (H. I.)

And it further appearing to said board from the petition herein that the owners of real estate to be affected by the proposed highway all signed and joined in said petition, said board now finds that the prayer of said petition should be granted, and that three disinterested free holders of the county should be appointed to view said proposed highway and make their report to this Board as to whether the proposed highway will be of public utility.

It is therefore ordered, by the Board that William L. Wilson, John F. Underwood, and William H. Nichols be, and they are hereby appointed viewers to make a view of said proposed highway.

It is further ordered and said viewers are directed to meet at the office of the Auditor of Hendricks County, Indiana, on Friday, the 17" day of May, 1912, and Qualify and take their oath as provided by law; that said viewers then proceed to view said proposed highway and make their report to this board not later than the first Monday of June, 1912, the same being the first day of the regular June Term, 1912, of said Board, and further proceedings are continued until said date.

May 7th., 1912.

Alfred Cox et. al.

Ex-Parte.

PETITION FOR IMPROVEMENT OF HIGHWAYS IN LINCOLN TOWNSHIP.

The BoaRd of Commissioners of Hendricks County, Indiana, met in regular session, pursuant to adjournment, present Elbert M. Murphy, James A. Downard and Harry E. Sanders, Commissioners, also, John W. Ader and Lewis W. Borders, Sheriff and Auditor respectively of said County.

Comes now the petitioners in the above entitled cause by Omer S. Whiteman, their attorney, and the hour named in the published notice having arrived when said cause should be heard and no exceptions, objections or remonstrance having been filed in said matter by any one, the Board now continues this cause until tomorrow at ten o'clock A.M.

MAY 8, 1912.

State of Indiana,

SS:

Hendricks County,

The Board of Commissioners of Hendricks County, Indiana, met in regular session at ten o'clock A.M.? pursuant to adjournment, present, James A. Downard, Harry E. Sanders, and Elbert M. MUrphy, Commissioners, Lewis W. Borders, Auditor, and John W. Ader, Sheriff, of said Hendricks County and the following proceedings were had, to-wit:-

Alfred Cox et al. Ex-Parte. Petition for Improvement of Highways in Lincoln Township.

Comes now the petitioners herein, by counsel, and file and make proof of publication of notice of the filing and time of hearing of said petition, which proof of publication of and the notice are as follows: (H. I.)

And said petitioners also file and make proof of posting of the above notice as herein set out including the freeholder's Affidavit and Auditors Certificate, which Notice, Freeholder's Affidavit and Auditor's Certificate are in the words and figures following (H. I.) to which said Notice, Freeholder's Affidavit and Auditors Certificate is attached the following affidavit. (H. I.)

And said petitioners also file and present to said Board a certified copy of a ResoluTion adopted by the Board of Trustees of the incorporated town of Brownsburg, in said Lincoln Township in Hendricks County, Indiana, in relation to said improvement, which certified copy of such resolution is in the words and figures following, to-wit:

A RESOLUTION.

Consenting to the Improvement of a part of Greene Street in connection with certain highways in Lincoln Township.

SECTION 1- Be it Resolved by the Board of Trustees of the Town of Brownsburg, Indiana, That, Whereas that part of Greene Street in said Town extending South from the Crawfordsville Free Gravel Road to the corporate limits of said town is in need of improving, and

Whereas Alfred Cox and certain others of the citizens, freeholders and voters of Lincoln Township and the Town of Brownsburg in Hendricks County and State of Indiana, in which Township said town of Brownsburg is located, are about to or have petitioned the Board of Commissioners of said County to order an election in said Township on the question of improving certain highways in said Lincoln Township, including that part of Greene Street in said town between the corporate limits thereof on the South and the Crawfordsville Free Gravel Road on the North, the same being in Section Eleven (11), Township Sixteem (16) North of Range One (1) East in said County and State, now

Therefore, Be It Resolved, that the Board of Trustees of the Town of Brownsburg, Indiana, hereby gives its consent as such Board to the including of said highway and street in said petition and order of election and agrees to cooperate with the viewers and engineer who may be appointed on said petition in determining the extent and nature of any improvement to be recommended in connection with that part of said highway lying within the corporate limits of said town.

This resolution is intended to comply with Section 2 of an Act approved March 8"-1909, Acts of 1909, page 355.

SECTION ". This resolution shall be in full force and effect from and after its passage.

TOWN OF BROWNSBURG? INDIANA?

By Loren gentry, P. B.

J. F. Harding,

I. N. Mugg

Trustees.

CERTIFICATE.

I HEREBY CERTIFY THAT THE ABOVE AND FOREGOING IS A FULL, true and correct copy of a Resolution regularly adopted by the Board of Trustees of the Incorporated Town of Brownsburg, in Lincoln Township, Hendricks County, Indiana, at a Special meeting held April 15th, 1912.

( SEAL) Clarence Smith, Clerk.

And it appearing to the satisfaction of the said Board of Commissioners that all parties interested therein have been duly notified of the filing, pendency and hearing of said petition more than 15 days before the time fixed for the hearing thereof by the endorsement of said petition by the Auditor of said County, by two consecutive weekly publications in the Brownsburg Record, a public weekly newspaper of general circulation, printed and published in the town of Brownsburg in Lincoln Township, Hendricks County, Indiana, and by posting notice thereof in three public places in said Lincoln Township in said County, and by posting a notice thereof at the East door of the Court House in the town of Danville, County and State aforesaid, for more than 15 days before the day fixed for the hearing of said petition by the Auditor's endorsement on the back thereof.

Whereupon said petition is now submitted to said Board and after hearing evidence in support of said petition and being fully advised in the premises, finds for the petitioners on their petition, that said petition was duly filed in the Auditor's Office of said County, on the 15" day of April, 1912, and was by the said Auditor duly endorsed on the back of said petition, and that the said Auditor caused notice to be given by publication for two weeks successively, before the day set for the hearing thereof, that said notice was printed and published in the Brownsburg Record, a weekly newspaper printed and published and of general circulation in said County and State, and that said Auditor also caused printed notices thereof posted as by law provided and the Board further finds that said petition is sufficient and that it is signed by more than fifty (50) resident freeholders and legal voters of Lincoln township, Hendricks County, Indiana, the township where said highway is located and described in said petition, and that said petitioners were such voters and freeholders at the time they so signed said petition, and at the submission of this cause for hearing.

And the Board also finds that a portion of the said highways sought to be improved herein lies within the corporate limits of the town of Brownsburg and that the Board of Trustees of said Town have adopted a resolution consenting to the improvement of such part of said highways and formally agreed to cooperate with the Viewers and Engineer in determining the character of the improvement to be made within the limits of said town.

It is therefore considered and adjudged by said Board that said petition is in due form and sufficient and the Board now orders said petition spread of record, which petition is in words and figures following, to-wit:

PETITIONS FOR THE IMPROVEMENT OF HIGHWAYS IN
LINCOLN TOWNSHIP? HENDRICKS COUNTY? IDNAIAN.

TO THE BOARD OF COMMISSIONERS OF
HENDRICKS COUNTY? INDIANA:-

The undersigned, freeholders and voters of the Township of Lincoln in the County of Hendricks and the State of Indiana, (including the incorporated town of Brownsburg in said County and State, which said town has a population of less than thirty thousand inhabitants), and being in all more than Fifty (50) in number, do respectfully petition your Honorable Board to order an election in said Township of Lincoln in said County and State, on the question of improving by grading, draining and paving with stone or other road paving material, the following described highways wholly in said Township, County and State, to-wit:-

Beginning and commencing at the South West corner of the South East Quarter of Section Nineteen (19) in Township Sixteen (16), North of Range Two (2) East in Hendricks County and State of Indiana, at the intersection of an established highway running North and South through said Section Nineteen (19) with an established highway running East and West on and along the South line of said Section Nineteen (19) and running thence West on and along the last above mentioned highway on the line between the West fractional halves of Sections Nineteen (19) and Thirty (30) in said Township and Range and Sections Twenty-four (24) and Twenty-three (23) on the North and Twenty-five (25) and Twenty-six (26) on the South, in said Township Sixteen (16) North of Range One (1) East, a distance of approximately Two and Two-fifths (2,2/5) miles, to its intersection with an established highway running North and South on and along the West side of said Sections Twenty-three (23) and Twenty-six (26), known as the Brownsburg and Plainfield Road; also,

Beginning at last above mentioned point of intersection of the above described East and West highway sought to be improved with said Brownsburg and Plainfield Road at the South West corner of said Section Twenty-three (23), Township Sixteen (16) North Range One (1) East, said County and State, and running thence in a generally Northerly direction along the West side of Sections Twenty-three (23), Fourteen (14) and with a deviation to the East in Section Eleven (11), all of said Sections in the Township and Range last aforesaid, to the intersection of said Brownsburg and Plainfield Road with the Crwafordsville Free Gravel Road in said Section Eleven (11), a distance of approximately two and one-half (2,1/2) miles, a total of approximately Four and Nine-tenths (4,9/10) miles.

MAY 8, 1912.

Your petitioners respectfully recommend that said East and West highway be improved by the construction of a grade not less than twenty (20) feet in width with a six inch crown in the middle and paved with gravel not less than ten (10) feet wide, fifteen (15) inches deep at the center line and ten (10) inches deep at the sides and that the portion running North and South, that part of the Brownsburg and Plainfield Road sought to be improved, be graded not less than twenty-six (26) feet wide with an eight inch (8") crown, and paved with crushed stone, top dressed with screenings, to a width of not less than twelve (12) feet, the paving material to be fifteen (15) inches deep in the middle and eight (8) inches deep at the sides or that a combination pike and dirt road be constructed, the paving material being placed on one side of said grade and slightly higher than the dirt track, except that within the corporate limits of said town Brownsburg, the width of grade and paving shall be subject to the decision of the Board of Trustees of said town in accordance with and pursuant to the Act of the Legislature approved March 8"-1905, Acts of 1905 page 556 and amendments thereto.

And your petitioners herein alledge that said above described highways are connected with each other so as to form one system and they pray that the whole may be voted upon as one road.

RESPECTFULLY SUBMITTED.

Alfred Cox
Jacob Turpin
John N. Kerr
Edwin S. Kerr
W. C. Stearns
T. C. Haulk
Wm. S. Moore
Thomas Moran
P. F. Moran
Wallace Tyler
Albert McCalment
W. P. Shepherd
C. C. eastes
M. King
O. C. McGannon
A. J. McGannon
T. F. Gorham
Tavner Neal
O. N. Bersot
Thomas Corliss
John Hufford
G. A. Johnson
Isaac W. Gray
C. W. McDaniel
John L. Marsh
T. G. Smith
M. T. Hunter
W. F. Evans
Chas. Harmon
W. F. Coulter
WM. Herdrick
R. C. Scott
S. N. Lingeman
J. T. Brown
A. C. Coleman

E. T. Hughes
T. D. Anderson
Thomas Burns
A. W. Davidson
J. M. Salmon
C. B. Walker
James M. Lyons
E. D. Watson
W. E. Thompson
B. W. Henderson
Grand Eaton
Chas Fitch
Lon Turpin
Forest Neal
John Carles (by mark)
John V. Price
C. A. Cummings
WM. H. H. Medsker
Sidney Leonard
Columbus McCaslin
C. B. Davison
W. H. Johnson
A. J. Duncan
O. P. MOney
C. W. Warren
O. E. Jones
C. A. Ruse
O. E. Wilson
P. G. Pearcy
E. R. Hughs
C. W. Jones
Milo Johnson
Alvin Arbuckle
Chas. E. Smith
Clarence E. Smith
John Carter

And the said Board now appoints John O. Kain of Hendricks County, Indiana, who is a competent civil engineer, as the engineer thereon, and Edward W. Sawyer and Charles F. Martin, Viewers, each of whom are competent, responsible freeholders, residents and legal voters of Hendricks County, Indiana, and neither of whom are the owners of any taxable property in said Lincoln Township that will be taxed for the construction of said highways and neither of whom reside in said Lincoln Township.

The said Engineer is ordered to execute and file his bond in the penal sum of $5,000, with approved security to the satisfaction and approval of the Auditor of said Hendricks County, conditioned for the faithful discharge of his duty, and the said Board refers said petition herein to the above named civil engineer and viewers and they are hereby ordered to meet on Saturday the 11th day of May, 1912, at the Auditor's office in the town of Danville, Indiana, and there qualify and proceed according to law. And it is further ordered that they file their report and profile of said proposed improvement with the Auditor of said County, on or before the first day of the regular meeting of this Board in June, 1912.

State of Indiana )
ss
Hendricks County )

In the Commissioners Court,
April Term, 1912.

ALFRED COX ET AL.

EX-PARTE.

AFFIDAVIT AS TO QUALIFICATIONS OF PETITIONERS.

Alfred Cox, being first duly sworn upon his oath, says that he is a freeholder and voter of Lincoln Township in Hendricks County, Indiana and interested in the improvement of the highways described in the petition to which this affidavit is attached That as he is informed and verily believes the said petition is signed by more than fifty (50) freeholders and voters of the said township, county and state.

(Signed) Alfred Cox.

Subscribed and sworn to before me a Notary Public in and for Marion County, Indiana, this 15th day of April A. D. 1912.

Omer S. Whiteman

Notary Public.

(SEAL)

My commission Expires Feb. 25, 1916.

BE IT REMEMBERED, That heretofore, to-wit: On the 18th day of May, 1912, the Auditor of Marion County, Indiana, filed in the office of the Auditor of Hendricks County, Indiana, the following transcript, to-wit:

STATE OF INDIANA,
SS:
MARION COUNTY,

BEFORE THE BOARDS OF COMMISSIONERS OF MARION AND HENDRICKS COUNTIES IN THE STATE OF INDIANA.

ALFRED COX ET AL.,

EX-PARTE.

PETITION FOR IMPROVEMENT OF HIGHWAY ON COUNTY LINE.

REPORT OF VIEWERS AND ENGINEER.

To the Honorable Boards of Commissioners of
Marion and Hendricks Counties in the State of Indiana:-

We, the undersigned Viewers and Engineer heretofore appointed by the Boards of Commissioners of Marion and Hendricks Counties in the State of Indiana, at their joint meeting had and held on the 19" day of April, 1912, at the Commissioners Room in the Auditor's office in the city of Indianapolis, Indiana, to view, examine and survey a certain highway and the proposed improvement thereof, to locate the same, make a profile of the grade, determine the quality and depth of the material and make an estimate of the cost of the construction of said improvement including bridges and culverts, to provide for drainage, assess damages and do all other and such things that may be necessary for the completion of said improvement of said highway, which said road and public highway is described as follows, to-wit:-

"Extending from and commencing at the intersection of the Indianapolis and Brownsburg Plank Road, known as the Crawfordsville Free Gravel Road with the established highway on the County Line between said Marion and Hendricks Counties in the State of Indiana, at the West side of the North-West Quarter of Section Twenty-One (21), Township Sixten (16) North of Range Two (2) East in said Marion County, Indiana, and running thence in a generally

Northerly direction on and along said established highway on said County Line on the West side of part of said Section Twenty-One (21), all of Sections Sixteen (16) and Nine (9) and the South half of Section Four (4), all in the Township and Range aforesaid, (Except, that, for a distance of about one-half (1/2) mile in said Section Nine (9) said established highway necessarily varies from such County Line, into said Marion County, a maximum distance of about nine (9) rods in order to avoid bluffs, hills and ravines), to a point where the East and West half Section line on the North side of the South half of said Section Four (4) intersects said established highway on said County Line, a distance of approximately two and seven-eights (2,7/8) miles."

Would respectfully report, that we met as directed by said Boards of Commissioners in their order, at the Office of the Auditor of Marion County, Indiana, on the 23rd day of April, 1912, and that each of us did take and subscribe to an oath to faithfully and impartially discharge our duties in said matter according to law and that the civil engineer did file with the Auditor of said County his bond as required by law.

That after we had each taken said oath and the said civil engineer had filed the prescribed bond, we did proceed without delay to view and make all necessary surveys of the highway above described.

We find the total length of said proposed improvement to be 15,308 feet, or two and nine-tenths miles.

We further find that said improvement will abut on the Township of Lincoln in the County of Hendricks and the Townships of Wayne and Pike in the County of Marion all in the State of Indiana. That said Improvement will connect two free gravel roads and that same is now traversed by a United States Rural Mail Route.

We further find and report that said above described highway so proposed to be improved is in need of grading, draining and paving and that such improvement will be of public utility and that the benefits to be derived therefrom will exceed the cost thereof.

We find and determine that it will be of public utility to grade, drain and pave the same in accordance with the specifications, plans and profiles hereinafter set out, attached hereto and made a part hereof.

We find the width of the highway should be as hereinafter set out and that the total cost of said improvement when constructed in accordance with the specifications, plans and profiles therefor will not exceed $17,487.00.

We caused a survey to be made and stations to be noted on the profile prepared by the Engineer, said stations are numbered consecutively from Station "0" at the South end to Station "153" at the North end which is eight (8) feet South of the

North end of said improvement, the distance from station to station being 100 feet

The profile which is made a part of this report shows in lines and figures the elevations thereof at each 100 feet of its length and the changes to be made therein by excavations and fills, which profile was made by the Engineer appointed to do the work by said Boards of Commissioners.

We further report the following specifications to be used for the construction of the foregoing proposed improvement.

## S P E C I F I C A T I O N S .

For a proposed improvement of a highway on the county line, beginning in the center of the Crawfordsville Free Gravel Road on the W. line of Sec. 21, Twp. 16 N., Range 2 E., and running thence N. on the W. line of Sections 16 and 21, 6854 feet, thence N. 20° 10' E 329 feet, thence N. 11° 15' E. 117 feet, thence N. 1377 feet, thence W. 143 feet to a point on the W. line of Sec. 9, thence N. on the W. line of Sections 9 and 4, 6488 feet to the N. W. corner of the S. W. 1/4 of Sec. 4, Twp. 16 N., Range 2 E.

### GENERAL SPECIFICATIONS.

The contractor shall take the road in the condition in which he finds it at the time set for the commencement of the work and shall remove all trees, stumps, stones and rubbish from the limits of the road, excepting such shade trees as can be preserved. Where fences are in the right-of-way, the party who owns them shall have the right to remove them; But should the parties fail to remove the fence when notified so to do, the contractor shall have the right to remove them and place them outside the right-of-way. Where telephone or telegraph poles are within the right-of-way and are in the way of proper construction of the road they shall be removed by the company or corporation to whom they belong.

### RIGHT-OF-WAY.

The road shall not be less than thirty-three (33) feet for the first 5600 feet, for the next 1500 feet the width shall be fifty (50) feet, for the next 500 feet the width shall be sixty (60) feet and for the next 8208 feet

the width shall not be less than thirty-three (33) feet. The lines given in the description above being the center line of the road.

EXCAVATION AND EMBANKMENTS.

Excavations and embankments shall be made at the places shown on the plans and profiles in the office of the County Auditor and at such other places as is necessary. The roadbed to be twenty (20) feet in width with the required crown and the bidders must examine the same to determine the length of haul for the different cuts and fills.

Excavations must be built with slope of one (1) foot horizontal to one (1) foot vertical.

Embankments must be built with slope of one and one-half (1,1/2) feet horizontal to one ~~foot~~ (1) foot vertical.

When the excavations are in excess of the embankments, the contractor must dispose of the surplus to the best advantage of the road. When it is necessary to borrow dirt, to make a fill, the contractor shall furnish the same at his own expense and the quality of the dirt must meet the approval of the Engineer or Superintendent and no other will be permitted to be used.

Grade and line stakes will be set by the Engineer for cuts and fills and at such other places as he may deem necessary. These stakes must be preserved by the contractor and all cost of resetting stakes, made necessary by the carelessness or negligence of the contractor to protect said stakes, shall be charged to said contractor and the same deducted from the final estimate.

GRADING.

The roadbed shall be graded to a width of twenty (20) feet and shall have a uniform curvature, being six (6) inches higher in the center than at the edges, and shall conform to stakes to be set by the Engineer in charge of the construction and to the cross section, as shown on the profiled filed herewith and made a part of these specifications. Where no change of grade is shown, on the profile, the surface of the road shall be neatly dressed up, as the Engineer may require, to a width of twenty (20) fet. The graded roadbed shall be completed and accepted by the Engineer or Superintendent one-half (1/2) mile in advance of the placing of the stone.

Ditches shall be constructed on both sides of the roadbed according to cross sections shown on profile and be cut to such grade and be provided with such outlet as the Engineer shall require. The cost of such drains has been estimated in grading and in no case will additional compensation be allowed therefor.

## S T O N E.

The stone shall be good sound limestone practically uniform in quality as near an approach to a cube as possible, and broken so that the greatest dimension shall not exceed two and one-half (2,1/2) inches and shall be not less than one and one-half (1,1/2) inches, free from dust, dirt and screenings. Stone must be dumped between boards ten (10) feet apart and ten inches deep and the stone shall be twelve inches deep in the center and seven (7) inches deep on the side slopes. After placing the stone in position the contractor will be required to cover the same with limestone screenings for a depth of three (3) inches. The stone to take its natural slope when the boards are removed, and in quantity equal six and thirty-five hundreths (6 & 35/100) cubic yards per lineal rod of road. Where said road intersects with other roads an additional amount of stone shall be placed in such manner as the Engineer may direct, in order to make the proper approaches. The amount will be five (5) cubic yards to each intersection and has been included in the estimate. After stone has been placed on the entire road it shall be gone over and all defects either in quality or quantity of stone shall be remedied to the satisfaction of the Engineer, and the stone shall be gone over with a grader and dressed up so that the road shall be in perfect condition when received. Extra stone, to the amount of 100 cubic yards, has been included in the estimate, to be used as the Engineer may direct.

## C U L V E R T S.

At points indicated on profile, culverts or cross drains shall be placed. These culverts shall be corrugated metal culverts of the size indicated on profile, except at Station 30 where a flat top concrete-steel culvert shall be constructed. They shall be laid to grade, as directed by the Engineer, and the earth shall be firmly tamped around and over them and the ends protected with masonry.

The masonry protecting the tile shall begin not less than two and one-half (2,1/2) feet below the bottom of the stream and shall be built on a solid foundation and built up as high as the finished surface of the road. Walls to be twelve (12) inches at the top with a thickness, at base, of not less than four-tenths (4/10) of the height and extend not less than three (3) feet on each side of the pipe and shall be covered with a coping not less than four (4) inches in thickness and to extend four (4) inches over the wall all around.

Masonry shall be constructed of concrete made in the following proportion, one (1) part American Portland Cement, two (2) parts clean, sharp sand and four (4) parts broken stone, thoroughly mixed and placed in the forms at once in layers not more than one (1) foot thick and each layer to be thoroughly tamped before another is put on. Concrete for concrete-steel culvert, at station 30, to be mixed wet and by machine, no hand mixing will be allowed.

CORNER STONES.

The contractor shall not allow any corner stones to be moved or taken out, but if any corner stones interfere with the work of grading he shall notify the Engineer who will lower them so that they will be out of the way.

GENERAL SPECIFICATIONS.

The entire work must be executed in accordance with the planz, specifications and profile and all different portions of the work shall be done in the order designated by the Engineer, and all work herein specified or found necessary shall be done in accordance with the orders or directions of said Engineer, and he shall be the judge of the quality and fitness of all material, tools and labor used in the construction of the work.

The contractor shall superintendent the work in person and shall not sublet any part thereof without the consent of the Board of Commissioners of Marion County and the Engineer in charge of construction and in case any part is so sublet it shall in no wise affect the conditions of these specifications.

The contractor must protect his work until it is completed and approved by the Engineer and Board of Commissioners and he must repair any damage done by rains, freshets or other accidents in such manner as the Engineer may direct, at his own expense.

None of the work shall be considered as accepted which may be found defective in any part before the final acceptance of the said work by the Board of Commissioners and Engineer.

Before the final acceptance of the work, the contractor shall remove any unused material or temporary work used by him and leave the work in a neat and orderly condition.

All materials furnished shall be of the best to be obtained and shall be subject to the inspection of the Engineer and if rejected shall be at once removed from the work.

MANAGEMENT.

The Engineer shall have general charge of the work and shall set all stakes necessary for the grade and for structures and shall inspect all materials.

The superintendent to be appointed by the Board of Commissioners shall have direct charge and shall report to the Engineer.

PAYMENTS.

Payments will be made to the contractor in monthly estimates of eighty per cent (80%) of the completed work. The twenty per cent (20%) retained from each estimate will not become payable, to the contractor, until the final acceptance of the work by the Board of Commissioners of Marion and Hendricks Counties.

ESTIMATES OF QUANTITIES.

| | | | |
|---|---|---|---|
| STONE | 6,000 cu. yds. | $1.15 | $6,900.00 |
| " hauling & spreading | 6,000 cu. yds. | .60 | 3,600.00 |
| Grading road, complete | | | 5,250.00 |
| Culvert & pipe, in place | | | 1,062.00 |
| Superintending | | | 175.00 |
| Expense of location, engineering, etc. | | | 200.00 |
| Attorney & advertising | | | 300.00 |
| | | | $17,487.00 |

ADDITIONAL SPECIFICATIONS.

No stone or paving materials shall be placed on the grade unless the grade is smooth and even at the timeand place and no stone shall be hauled on the grade when the same is in a soft or muddy condition.

Whenever the word "Engineer" or "Civil Engineer" shall occur it shall be held to mean the engineer appointed on said work or his authorized deputy.

Whenever the word "superintendent" shall occut it shall be held to mean the Superintendent appointed to oversee the construction of said work.

Whenever the word "Commissioners" shall occur it shall be held to

mean the Commissioners of Marion and Hendricks Counties in the State of Indiana.

Whenever the word "Contractor" shall occur it shall be held to mean any contractor, firm of contractors, or any member of a firm of contractors who have contracted to do any part of said work.

Any material along the line of said work not needed in the construction of the new work shall become the joint property of Marion and Hendricks Counties, Indiana, and subject to division by said Boards of Commissioners.

The contractor shall not be required to place any tile, cilverts, bridges, grades, crossings or approaches to any private lane or crossing.

The Superintendent may suspend the work from time to time when the weather is deemed unfit and the time for the completion of the work shall be extended as many days as the work is suspended.

The decision of the Engineer shall be final as to the work and material or as to the interpretation of these specifications on the appeal of the contractor or superintendent.

It is intended that these specifications and the accompanying drawings shall provide for a highway complete in every respect, unless otherwise herein expressly stipulated; and anything which may be omitted from the plans and specifications, but which may be necessary for the completion of the work in accordance with the spirit thereof, shall be furnished by the contractot under his contract, without additional compensation.

This report of the viewers and engineer shall be made a part of the contract for said work.

We, the undersigned viewers and engineer appointed by the concurrent action of the Boards of Commissioners of Marion and Hendricks Counties in the State of Indiana, to view, survey, lay out and report on the above matter, make specifications, drawings, profiles estimate and report our determinations, did do and perform the matters and things required of us by law in the improvement of the public highway petitioned for by Alfred Cox et al and herewith resepctfully submit this our report, setting forth our findings and determinations in said matters in respect to said petition, including an accurate description of said public highway to be graded, drained and paved, the culverts and bridges to be installed, together with our recommendations in respect to the paving material to be used in the construction of said improvement and the estimated cost of said improvement.

This report is accompanied by an accurate profile of the within described public highway to be improved showing by proper lines and figures the elevation of said public highway at each 100 feet or less of its length and the changes to be made therein

by excavating and filling, plan and method of drainage, bridges and culverts, which said profile was made by the Engineer appointed by said Boards of Commissioners to do said work.

Witness our hands and seals, this 18th day of May, 1912.

CHESTER A. WEAVER,

CORTEZ D. BLUE.

Viewers.

PAUL JULIAN.

Engineer.

Subscribed and sworn to before me this 18th day of May, 1912.

LEWIS W. BORDERS,

Auditor Hendricks County, Indiana.

## G E N E R A L  S P E C I F I C A T I O N S.

(Forming a Part of All Detail Specifications).

1. INTENTION. It is intended that these specifications and the accompanying drawings shall provide for a structure complete in every respect, unless otherwise herein expressly stipulated; and anything which nay be omitted from the plans and specifications, but which may be necessary for the completion of the work in accordance with the spirit thereof, shall be furnished by the Contractor under his contract, without any additional compensation.

2. ENGINEER. Wherever the word "Engineer" is used, in these specifications, it shall be understood as referring to the Surveyor of Marion County, or to any of his regularly appointed assistants or deputies; but the authority of any such deputy or assistant shall be limited to the particular duties entrusted to him.

3. BOARD. Wherever the wrod "Board" is used, it shall be understood

as referring to the Board of County Commissioners of Marion County, under whose authority and direction the plans and specifications have been prepared.

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

5. DISAGREEMENT. Should there be any difference of opinion or disagreement between the Contractor and Engineer, concerning the interpretation of the plans and specifications or concerning th quantity or quality of the materials furnished, or as to the character of the work, the decision of the Engineer shall control; provided, however, that the Contractor may appeal to the Board, in which case the decision of the latter shall be final, and the Contractor shall proceed with the work in accordance therewith. But this shall not be construed as depriving the Contractor of his lawful rights to redress after the completion of the work, for any unfair orders or decision which he may have received during the progress of the work.

6. CHANGE OF PLANS, EXTRA WORK. The Engineer shall have the right to make any changes or alterations in the plans and specifications that he and the Board may deem advisable; but the Contractor shall not proceed with such alterations without a written order from the Engineer, approved by the Board, except that the Engineer shall have the authority to omit or change minor features of the work when he may deem it advisable, and when he can agree with the Contractor concerning the same.

Should any additional expense be involved in any changes made, the Contractor shall be paid for the same; on the other hand, should any such changes reduce the cost of the work, as called for by the specifications, the Contractor shall sustain a reduction in his contract price. The Engineer shall be the sole arbiter in determining amounts of increase or reduction thus involved. In case of omission of specified work, the amount of reduction will be the estimated equivalent actual cost, and in case of additional work, the amount of increase will be the estimated actual cost of such work, plus fifteen per cent.

No claim whatever will be allowed for extra labor or materials furnished, over and above the contract amount, unless the same shall have been ordered in writing by the Engineer and approved by the Board.

7. MEANING OF SPECIFICATIONS. In case the specifications or drawings are deficient in any part or not clearly expressed, bidders desiring to submit propositions shall apply to the Engineer for information before submitting their bids.

8. INSPECTION. All materials and workmanship of whatever description shall be subject to inspection and rejection by the Engineer. The Contractor shall recognize any assistant that the Engineer may appoint to inspect the materials to be furnished

and the labor to be performed. Should the preparation of the material for this structure be widely distributed, or should there be any unecessary delay in getting out the same, or delay in the required date of final completion, the cost of extra inspection shall be borne by the Contractor.

9. SUPERINTENDENCE. The Contractor shall give his personal attention to the work 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 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 or 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 the work, promptly when so requested, and within the time required, such work may be done by the Engineer, on the order of the Board, 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 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, etc., thereon, shall be considered a part of these specifications, and in the event of any discrepancy between the drawings and specifications, the matter shall be referred to the Engineer for adjustment.

On all drawings furnished by the Engineer, figures shall be used in preference to scale measurements.

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 workmanlike 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 Marion County free and harmless from the payment of any and all damages, costs, expenses, royalties,

patent fees, attorney's fees, or any sum of money whatsoever, by reason of any actions, claims, demands or proceedings, arising out of any infringement or alleged infringement, or use of any patent or patented device, 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 Marion County 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 persons ~~xxxxx~~ or persons in the work of construction, or by or in consequence of any neglect in guarding the same, or in any improper materials used, or by or on account of any act of commission or omission 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 herein described.

If the Contractor shall abandon the work to be done under this agreement, or shall refuse or neglect to comply with the instructions of the Engineer relative thereto, or shall fail in any manner to comply with the specifications or stipulations herein contained, the Board shall have the right to annul and cancel the contract five days after written notice shall have been given the Contractor of this intention; or the Board may proceed in accordance with Section 11 of these specifications.

16. INCOMPETENT AND DISORDERLY PERSONS. The Contractor shall, when requested to do so by the Engineer remove from the work any superintendent, workman or other person employed on the work who shall refuse or neglect to obey the instructions of the Engineer in anything relating to the work, or who shall perform his work in any manner contrary to the specifications or directions of the Engineer, or who shall be deemed by him incompetent or unfaithful. The Contractor shall also, on the demand of the Engineer, discharge from the work any drunken, disorderly, insolent or otherwise disagreeable person, and shall not again employ him without the consent of the Engineer.

17. DEBRIS. On completion of the work, the Contractor must remove from the premises all surplus material and debris of every kind and description.

18. 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.

19. 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, both by day and night.

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

20. PHOTOGRAPHS. On tHe completion of the work the Contractor shall furnish the County with two large size photographs in plain frames of the completed structure. When the sub-structure and super-structure are built under two separate contracts, the Contractor for the super-structure shall furnish these photographs.

21. 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 being arbitrated solely by the Engineer.

22. RISKS. All risks as to floods, storms, damage of material in transit, and the like, as well as casualities of every nature pertaining to the work until final acceptance thereof, are the Contractor's risks. In case, however, of strikes or unusual delays in transportation, or in securing material, the Contractor shall be allowed a reasonable extension of time.

23. STAKING OUT WORK. The work to be done under this contract will be staked out by the Engineer. The Contractor shall give the Engineer at least thirty-six hours notice in writing before requiring stakes to be set. The Contractor must satisfy himself before beginning work as to the meaning and correctness of all stakes and marks, and no claim will be entertained by the Board for or on account of any alleged inaccuraciesm or for alterations subsequently rendered necessary on account thereof, unless the Contractor notifies the Engineer in writing of the same before commencing work. The Contractor will be held responsible for the preservation of all stakes and marks in their proper positions, and if any of them are lost or destroyed, the cost of replacing them will be charged to the Contractor.

The Contractor is to furnish the Engineer with any reasonable assistance which he may require to help in driving stakes or in setting out the work. He shall also furnish him with all required assistance to facilitate thorough inspection or culling over or removing of defective materials, or for thorough examination into any of the work performed, or for any purpose required in the discharge of his duties in connection with the work of construction.

Endorsed on back:-

"Filed, May 18, 1912.

Lewis W. Borders,

Auditor Hendricks Co."

MONDAY MORNING, JUNE 3rd, 1912.

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, Harry E. Sanders and James A. Downard, all members of said Board.

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

STATE OF INDIANA,
SS:
HENDRICKS COUNTY,

COMMISSIONERS' COURT,
JUNE TERM, 1912.

In the Matter of the Petition of )
Simon Hadley et al, for the )
Improvement of a Public Highway in )
Center Township, Hendricks County, )
Indiana. )

At the request of the petitioners the Board now appoints Samuel B. Ensminger, a resident of Center Township, Hendricks County, and State of Indiana, superintendent to supervise the construction of said improvement, according to the plans, report, profiles and specifications filed by the engineer and viewers herein, and said superintendent is now directed by the Board to execute, and file, and present for approval his bond as such superintendent, in the sum of $5,000.00 with surety to be approved by the Board, conditioned for the faithful discharge and preformance of his duties as such superintendent. And now comes said Samuel B. Ensminger and accepts said appointment as such superintendent and files his bond as above directed payable to the State of Indiana, in the penal sum of $5,000.00 with good and sufficient surety thereon, which bond is now accepted and approved by the Board, and said superintendent now takes and subscribes an oath for the faithful performance of his duties herein, which bond and oath endorsed thereon, are in words as follows,

KNOW ALL MEN BY THESE PRESENTS, That we, Samuel B. Ensminger, Simon Hadley, Thad S. Adams, all of the County of Hendricks, and State of Indiana, are held and firmly bound unto the State of Indiana in the penal sum of Five Thousand Dollars for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors and administrators, jointly and firmly by these presents.

WITNESS, our hands and seals, this 3d day of June, 1912.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas the above bound Samuel B. Ensminger was, on the 3d day of June, 1912, duly appointed Superintendent of Construction of the Simon Hadley Et Al Road, in Center Township, Hendricks County, Indiana:

NOW, if the said Samuel B. Ensminger shall well and faithfully discharge the duties of Superintendent of Construction according to law and in accordance with the plans, profiles and specifications on file with the Auditor, and adopted and approved by the Board of Commissioners of said Hendricks County, Indiana, and faithfully perform all his duties as such Superintendent of Construction, then the above obligation to be null and void, else to remain in full force and virtue in law.

SAMUEL B. ENSMINGER, (SEAL
SIMON HADLEY, (SEAL
THAD S. ADAMS, (SEAL
J. D. BRICKERT, (SEAL

Accepted and approved by the Board of Commissioners, this 3d day of June, 1912.

ELBERT M. MURPHY,
JAMES A. DOWNARD,
HARRY E. SANDERS,
Board of Commissioners.

STATE OF INDIANA, HENDRICKS COUNTY;

Before me, Lewis W. Borders, Auditor of Hendricks County, Indiana, personally appeared Samuel B. Ensminger, who took and subscribed before me, this day, the following oath of office, viz:

"I do solemnly swear that I will support the Constitution of the State of Indiana, and that I will truthfully discharge the duties of Superintendent of Construction of Free Gravel Road and Highway known as Simon Hadley Et Al Road in Center Tp., Hendricks County, Indiana."

S. B. ENSMINGER.

Sworn to and subscribed before me this 3d day of June, 1912.

LEWIS W. BORDERS,
Auditor of Hendricks County, Indiana.

and further proceedings herein are now continued.

All of which is now ordered, adjudged and directed by the Board.

STATE OF INDIANA,
SS:
HENDRICKS COUNTY,

COMMISSIONERS' COURT,

JUNE TERM, 1912.

In the Matter of the Petition of )
John R. Hull et al, for the )
Improvement of a Public Highway. )

Comes now the petitioners by their attorneys, and comes also the remonstrators by their attorneys, and the Board now overrules the objections filed herein on the 3rd day of Aprul, 1912, to the confirmation of the report of the viewers and Engineer appointed herei, filed March 19, 1912, and the Board now accepts, approves and confirms the report of the viewers made and filed herein, which report is in words and figures as follows,

Or

ORDER TO VIEW ROAD.

COMMISSIONERS COURT,

THE STATE OF INDIANA, )
ss:
HENDRICKS COUNTY, )

Special July Term, 1911

To John O. Kain, D. W. Carter and Charles Koches.

You are hereBy notified that you were appointed By the Board of Commissioners of said County, at their Special July Term, 1911, to view a proposed Improvement of a Public HigHway, as follows, to-wit: Commencing at tHe South WeSt Corner of Section 18, Township 17 North Range 2 East, at and in an already constructer Free Gravel RoaD, there situated. Thence running East along the public highway located on the South line of said section 18, for the distance of abouth three-fourths of a mile. Thence South along the public highwaY aS now situated in the Center of theiNorth East Quarter of Section 19, in Said Town hip and Range, for the distance of about one-half mile. Thence West along the ublic highway running East and West located in the center of said Section 19, for the distance of about

twenty rods. Thence in a South and South-easterly direction along the public highway as now located, for the distance of about one mile, and terminating at the East boundary line of said Brown township, at a point on the East line of the North West Quarter of Section 29, near the the South-EaSt corner thereof., 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 Hunter's Bank, in Brownsburg, Hendricks County, India a, on Saturday the 5th day of August 1911, at 9 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 Irder of the Board in relation to said proposed highway. Witness my hand and seal this 29th day of July 1911.

Wm. H. Nichols, Auditor.

(Seal)

OATH OF VIEWERS.

STATE OF INDIANA, Hendricks County, ss:

We, John O. Kain, D. W. Carter and Charles Kocher 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

D. W. Carter

Charles Kocher

Sub cribed and sworn to before me, this 5th day of August, 1911.

John R. Lukan,
Notary Public.

My Commission expires
June 3, 1914.

State of Indiana, Hendricks County, ss:

In the Commissioners Court

April Term , 1912.

In the matter of the petition of John R.
Hull et al to improve a public highway
in Brown 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 the State of Indiana, approved March 8th, 1905, and all amendments and supplements thereto", to view, examine, make all needful surveys of the road described in the petition of

John R. HUll et al, and hereinafter described, determined the manner of said improvement in detail, estimte the cost thereof, and prepare profile, plans, drawings and specifictions, preparatory to cleaning, grubbing, 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 5th day of August, 1911, at the office of the Auditor of Hendricks County, in thetown of Danville, Indiana, and aftee taking and subscribing an oath faithfully and impartially to discharge the duties under our respective appointments, and as such Viewers and Engineer, we proceed 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 needa of the public for this proposed improvemat as a facility for travel, and did make the necessary surveys of th the same togther with profile, drawings, plans ans specifications, and found that the material for the roadway should be first class gravel suitable for first class buildibg purposes as detailed in the specifications and exemplified in the drawings entitled "CROSS SECTION OF ROADBED". We find that the proposed improvemat, in accordance with the profile drawings, plans and specifications, herewith filed, will be of public utility and convenience and that the costs of construction of 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 (30) 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 one hundred feet, and that said profile, drawings, plans and specifications provide for all the details of the improvement of sadd road. Said profile, drawings, plans and specifications described in detail the sizes, materials to be used and the method of construction of the roadbed, sewers, ditches, drains, and gravel required therein and likewise provide the quakity and quantity of each and every kind of material, and all things necessary to make a complete gravel road; that all drawinga, plans and specifications togather with the profile and all figures , notes and requirements therron are made by us and herewith filed and made a part of this report.

The following is a description of the route o ver and upon which said improvement is to be located:

Commencing at a point, which is 39 feet North od the South West corner of Section 18 Townsnip 17, North Range 2 east, in Brown Townsnip, Hendricks County, Indiana, and the same being at the end of a Free Gravel road, and running thence South East 47 feet to a point on the South line of said section, which is 35.5 feet East of the South West corner of said Section 18, and running thence East on the South line of said Section a distance of 1473.6 feet to a stone at the corner on the South of the South West quarter of said Section 18, continuing still East on the South line of said section 18 a distance of 1332.4 feet to a stone at the South half mile of said section, a nd continuing still East on the South South line of Said, ection 18, adistance of 1324 feet to a stone at the canter on the South

of the South East quarter of said Section; thence South on the line running North ad South through the center of the North East quarter of section 19, Township and range aforesaid, a distance of 1327.75 feet to a stone at the center of the north East quarter of said Section 19 and continuing still south 1155.25 feet to astone on said line 17 chains and 50 links South of the Canter of said North East quarter of said Section 19, and continuing sti ll South on a right line with the aforesaid course a distance od 184 feet to P. C. and continuing still South on a right line with the last aforesaid course 50 feet to P. I.; thence deflecting to the right 83 degrees and 56 minutes, a distance of 50 feet to P. T. (Short cord 15 feet.) continuing a right line with the laSt aforesaid course a distance of 264.1 feet to P. C. and still continuing a right line with the last aforesaid course 35 feet to P. I.; thence deflecting to the left 95 degrees and 4 minutes a distance of 35 feet to P. T. (Short cord 15 feet) continuing a right line with the last aforesaid course 471.9 feet to P. C. continuing still a right line with the last aforesaid course a distance of 60 feet to P. I.; thence deflecting to the left 64 degrees and 5 minutes a distance of 60 feet to P. T. (Short cord 5 feet) thence continuing a right line with the last aforesaid course a distance of 680 feet to P. C., continuing a right line with the last aforesaid course a distance of 71.4 feet to P. I.; thence deflecting to the left 10 degrees, a distance of 71.4 feet to P. T. (Short cord 3 feet), continuing a right line with the last aforesaid course a distance of 1372.5 feet to P. C., continuing still a right line with the last aforesaid course a distance of 97.7 feet to P. I.; thence deflecting to the left 53 degrees and 11 minutes a distance of 107.7 feet to P. T. (Short cord at P. I. is 12 feet) continuing still a right line with the last aforesaid course a distace of 262.8 feet to a stone common to Sections 19, 20, 29, 30, Township 17 North Range 2 East and continuing still a right line with the last aforesaid course a distance of 5.5 feet to P. C., continuing still on a right line with the last aforesaid course a distance of 54 feet to P. I.; thence deflecting to the right 28 degrees and 19 minutes a distance of 54 feet to P. T. (Short cord 2 feet 6 inches) and continuing still a right line with the last aforesaid course a distance of 865.27 feet; thence deflecting to the right 13 minutes. a distance of 325 feet; thence deflecting to the right 4 degrees and 28 minutes a distance of 128.2 feet; thence deflec ting to the right 13 degrees, a distance of 444.34 feet; thence deflecting to theleft 10 degrees and 51 minutes a distance of 153.45 feet; thence deflectibg to the left 11 degrees and 1 minuet a distance of 484.74 feet; thence deflecting to the right 5 degrees and 50 minutes a distance of 309 feet; thence deflecting to the right 13 degrees and 58 minutes a distance of 237 feet, and terminating on the line between Hendricks County and Marion County, all in the State of Indiana. We find the total length of the proposed improved highway to be

15597 lineal feet.

We find no damage on account of the construction of the foregoing described highway will acrue to anyone.

We estimate the total cost of the proposed improvement to be $8228.00

John O. Kain

D. W. Carter

C. W. Kocher

Subscribed and sworn to before me this 19th day of March, 1912.

(Seal.)

Lewis W. Borders,

Auditor Hendricks Co.

GENRAL SPECIFICATIONS.

Public Work for Hendricks County in the State of Ind ana.

1. INTENTION. It iS intended that the SpecificationS and the accompanying drawings shall provide for a complete and finished improvement of the kind contemplated in every particular. These General Specification shall be used in connection with, and be considered a part of, all detail specifications; and the specifictions shall be considered a part of the contract or obligation.

2. BOARD. The word "Board" as used in these specifications, refers to the Board of Commissioners of Hendricks County, Indiana, the representative in this contract of the County of Hendricks. Whenever the words "The Board" are used in the specifications, they shall be understood as referring to the aforesaid Board of Commissioners.

3. ENGINEER. Wherever the word "Engineer" is used in these specifications, it shall be understocd as referring to the County Civil Engineer of the County of Hendricks. In case of the absence of the Engineer, or in case he shall so direct, the powers ad duties herein assigned to him will devolve upon his assistants or inspectors, duly appointed by the Board of Commissioners.

4. CONTRACTOR. Wherever the word "Contractor" is used it shall be understood as referring to the person, firm or corporation who shall enter an agreement to execute and perform the work, or any part thereof, as herein specified and contemplated, or to the authorized representative of said person, firm or corporation.

5. MEANING OF SPECIFICATIONS. In case the specifications or drawings are deficient in any part, or not clearly expressed , bidders desiring to submit propositions shall apply to the Engineer for information before submitting their propositions. Bidders must examine for themselves the location of the proposed work, and exercise their

own judgment as to the nature and amount of work to be done. If it be found that anything has been omitted or misstated , which is necessary for the proper performance and completion of any part of the work contemplated, in accordance with the spirit of the plans and specifications, the contractor will be required to execute and perform the same as though fully and correctly stated, and the correction of any error or omission shall not be deemed to be in addition to, or deviation from, the work herein contracted for. The contract for this work comprises the formation construction, completion, and maintenance of the several works referred to in the plans, profiles, drawings, and specifications. The several parts of this contract shall be taken togather to explain each other, and to make the whole consistent.

6. DISAGREEMENT. Should any discrepancies appear or misunderstanding arise as to the meaning of the contract or of the SpecificationS, Plans,Profiles, or Drawings, or as to the quality or quantity of the materials, or as to the proper execution of the work, or as to the measurements or valuation of any work executed or to be executed under the contract, or as to the extras thereupon or deductions therefrom, the same shall be determined by the Engineer or Board; and the contractor shall immediately, when ordered by the Board or Engineer, proceed with nd exercise the work according to such decision, and with such additions to or deductions from the contract price as are provided for under Section 26 of the General SpecificationS.

7. STAKING OUT WORK. The work to be done under this contract will be staked out by the Engineer or his assistants. The Contractor shall give the Engineer at least thirty-six hours' notice in writing before requiring stakes to be set on any portion of the work, and he shall clearly state in such notice the exact locality or locations where such stakes are needed for immediate use. He shall also give the same notice to all authorized Inspectors, Superintendents, or other persons in charge. Any work done contrary to the provisions of this section must be taken up and rebuilt immediately upon the order from the Board or Engineer. The Contractor must satisfy himself before commencing work sas to the meaning and correctnss of all stakes and marks, and no claim will be entertained by the county for or on account of any alleged inaccuracies, or for alterations subsequently rendered necessary on account of any alleged inaccuracies, unless the Contractor notifies the Engineer ther eof in writing before commencing to work therefrom. The ContRactor will be held responsible for the preservation of all such stakes and marks in their proper positions, and in case any of them are lost or destroyed after having once been given, he shall at once notify the Engineer in writing, and all expenses incurred by the County in replacing the

same shall be charged against the Contractor, and the Engineer shall report the same to the Board for collection, and it shall be paid by the Contractor before complerion and final acceptance of his work. As the stakes and marks will not in all cases represent all the grades. lines and angles and changes of the surface in the finished work, the Contractor must be careful to see that they are taken in connection with the Plans, Details, Specification and Engineer's directions, except when he may discover errors in the same, in which case he shall at once discontinue work thereon until such errors are rectified, but no claim shall be made or allowed on account thereof, or on account of any delay occasioned thereby.

8. ASSISTANCE. The Contractor is to furnish the Engineer or any of his assistants with any reasonable assistance which he or they may require at any time. to help in driving stakes, or laying out the work. He shall also furnish the said parties or any of the Inspectors witl all required assistance to faciliate through inspection or culling over or removing defective materials, or for thorough examination into any of the work performed, or for any other purpose required in the discharge of their respective duties, for which service no additional allowance will be made.

9. INSPECTION. ThE Board of Commissioners may appoint such Inspectors as it may deem necessary whc shall be paid by the County of Hendricks and who will be on the work at all times and report to the Board.

Whenever the Contractor fails to complete the work herein specified within the time named he shal pay the wages of such Inspectors at the rate of $2.50 per day for each Inspector from the above specified time to the completion of the work, and said amount shall be paid to the County of Hendricks before the final acceptance by the Board.

10. INCOMPETENT OR DISORDERLY PERSONS. In pectors are required to see that all provisions of the contract and specifications are faithfully adhered to, and to report to the Board or EnginEer any failure on the part of the Contractor to do so. The Board or Engineer shall have the authority to dismiss from the work any superintendent, workman, or other person, employed by the Contractor, who shall refuse or neglect to obey the instructions of the Board or Engineer in anything relating to the work, or who shall perform his work in any manner contrary to the specifications or directions of the Engineer, or who shall berdeemedi by the Board or engineer incompetent or unfaithful. The Contractor shall also on the demand of the Board or Engineer discharge from the work any drunken, disorderly, insolent, or otherwise disagreeable person, and shall not again employ him on the work without the consent of the Board or Engineer.

11. WORK NOT INSPECTED. Any Inspector may stop the work on the order

order of the Board or Engineer, if there is not sufficient quantity of suitable materialon the ground to carry it on properly, or for any other good nd sufficient cause. Any

work done in the absence of the Inspector's may be condemmed, and when so ordered must be rebuilt or replaces as directed, at the Contractor's expense.

12. WORK AT CONTRACTOR'S RISK. It is understood tht the whole of the work embrased under these specifications is to be done at the Contractors risk, ad he is to assume the responsibility and risk of all damages to the work to the property on the line of said work, which may result from floods backwater, caving of the highways, settling of the foundations of buildings, or from any other causes whatever connected with the construction of said work. No extension of time will be allowed for finishing the work, except as herein specified, it being understood and agreed that the Contractor must take the risk of any and all delays arising from the nature of the work, or from any unforseen obstruction or difficulties which may be encountered in doing the work, or from any action of the elements or otherwisw.

13. PROTECTION OF WORK. When in the opinion of the Board or Engineer, the weather may be such that it is deemed advisable to discontimue the work until the following spring, the Contractor is required, on notice to that effect from the Board or Engineer, to place the work in proper condition for the accomodation and protection of the public for the winte r season, and for the protection of the work against snow, frost or ice; and in the event of his failing to do so within the space of forty-eight hours afterhaving been notified to do so, the Board of Commissioners shall have the power to take whatever steps it may deem necessary to the interest of the public, and for the protection of the work, and all expenses so incurred by reason of such action shall be paid by the Contractor before the final acceptance of the work. Unless with the written permission of the Board or Engineer, no wo rk of any description liable to injury by the action of frost shall be carried on during freezing weather, but it shall be properly covered, protected and guarded, and work shall not be resumed thereon without the written consent of the Board or Engineer.

14. SUSPENSION OF WORK. The Board may, from time to time suspend the work at certain places or altogather if, in its opinion, the public needs require it; but the Board shall not have the right to stop work altogther for more than a week at any time, except that, whenever, in the opinion of said Board the conditions of the wather are not suitable for doing the work, it may cause the work to be suspended. I_ case of any suspension by the Board, the time in which the Contractor is required to complete the work shall be extended by as many working days as t e same is thus suspended, provided that the work is suspended on account of failure to comply with the specifictions, the extension of time will not be granted.

15. MATERIALS. All materials furnished shall be of the best quality of their respective kinds. No material shall be used until they have been examined and approvd by the Board orrEngineer, who shall have full power to condemn any work or materialnot in accordance with the specifications, or which do not equal the samples of materials to be used in the work, approved by the BOard or EnginEer, and to require the Contractor to remove any work or materials so condemned , and, at his own expense, to replace the said work or materials to the stisfaction of the Board or Engineer. In case the Contractor shal neglect or refuse, after written notice to remove or replace said rejected work or materials they shall be removed and replaced by the Board at the Contractors expense. The Contractor shall furnish the Board and EnginEEr with all desired information as to wher e or from whom materials are obtained. Any defective materials or work which may have been temporarily passed or overlooked, shall be corrected at any time on demand of the Board or Engineer. None of the work will be finally accepted until the whole is complete and ready for acceptace.

16. PROTECTION TO PROPERTY. Materials delivered on the highway shall be neatly, safely and compatly piled up along the sides of the roadway in which the improvement is located, or adjacent thereto, as the Board or Engineer may direct, in such manner as to cause the least inconvenience and damage to property owners and the general public. Private drives and street crossings shall be kept open. Shade trees and other improvements shall be protected from any danger. Injury to lawns, trees, side-walks, streets or other improvements must be made good by the Contractor to the satisfaction of the Board. All lot stakes along the line of work must be carefully preserved.

17. BILLS. Before final acceptance of the work the Contractor shall pay all bills for materials and labor incurred in connection therewith, and shall submit satisfactory evidence to the Board of such payment.

18. FACILITIES. The Contractor shall provide all necessary facilities, furnish all the materials, an employ a sufficient number of competent men, to carry on the work with dispatch. If at any time the work is not progressig satisfactorily, the Board my direct the Contractor to employ more men to complete the work under contract within the time specified, and on failure of the Contractor to obey, the Board shall have the power to double the penalty for failure to complete the work on time. In employing men, preference shall be given to residents of the County of Hendricks whenever practicable. The Contractor shall at all times have some competent and authorized superintendent or foreman on the work, to whom notices orders and other instructions may be given, his name to be certified in writing to the Board and Engineer.

19. CONNECTION WITH OTHER WORK. It is understood that thebcompletion of the contract under this agreement includes any and all work that may be necessary to connect the work done with the adjoining work in a reasonable manner; said reasonble manner to be determined by the board and ENgineer. In case any of the work constructed under these specifications shall be intersected any culverts, sewers, house-connections, catch-basins or other connections previously existing and still in use, so much of the same as may, in the opinion of the Board or Engineer, be necessary, shall be ken taken up and rebuilt, relad or extended, as the case may require, so as to conform in a proper manner with the new work, without additional compensation. All old sewers or drains or culverts on or nem the line of work that are rendered useless by the new construction must be taken out or filled solidly with good earth, well rammed, as may be required.

20. SKILL. The Contractor shall be required to exercise all proper skill in the prosecution of the work. Although the Board and Engineer my assent to special means for prosecuting work in difficult cases, this will not relieve the Contractor from the responsibility as to the result.

21. BARRICADES. The Contractor shall employ all necessary day and night men , and erect and place all necessary barricades and lights and shall use all due and proper means for preventing injury to ay property, person or persons whatever, and shall omit no reasona ble precaution which will tend to the security of all persons and property.

22. DERBIS. On the completion of the work, the Contractor must remove from the premises all surplus material and derbis of every kind and description. He must also restore to their former condition all sidewalks, cross-walks, streets, parks, pavements, curbs, fences, and other public or private property which may have been disturbed or damaged by reason of his work. Upon the temporary discontinuation of the work, all the material or derbis are to be piled up snugly and sfely so as not to impede travel on the walks, roadways or driveways, or to interfere with the use of fire plugs or of drainge in the gutters.

23. AFFIDAVIT. Before the work is finally accepted by the Board the COntractor must file a affidvit that all work has been done in accordance with the plans and specifications, to the best of his knowledge and belief.

24. INDEMNITY. The Contractor shall keep the County of Hendricks free and harmless from the payment of any and all damages, coats, expenses.

royalties, patent fees, attorney's fees or any sum of money whatsoever, by reason of any actions, claims, demands or proceedings, arising out of any infringment, or alleged infringment or use of any patent or patnted device, 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 the County of Hendricks from all claims or actions of any kind or description made or brought against the County for, or on account of any injuries received or sustained by any person in the work of construction or any neglect in guarding the same or in ay improper materials used or by or on account of any act of commission or omission of the Contractor or his agents or employes.

25. LAWS AND ORDINANCES. The Contractor must familiarize himself with all town ordinances and state laws or regulations controlling th action or operation of those engaged upon the work, or affecting the materials used and must govern himself in accordance with them.

26. CHANGES IN PLANS; EXTRA WORK. The Board reserves the right to alter or change ay detail in the materials or method of construction, which will not materially increase or decreade the cost of the work, without any additional compensation to the Contractor. More important changes or alterations may be mde by the Board, should the exigency arise and become apparent during the progress of the work through faulty design as provided by the plans and specifications, or by reason of obstructions met with which could not reasonably have ben foreseen before the work begun, notwithstanding such changes or alterations may materially increase or decrease the cost of the work; but the Contractor shall not proceed with such c anges or alterations without a written order from the Board the price agreed upon to be dded to or deducted from the contract price, being stated in the order. In case the Board and Contractor can not agree as to theprice , it shall be taken as the estimated actual cost plus fifteen per cent as determined by the Engineer. No clam whatever shal be allowed for extra materials or labor furnished unless the same shall have been ordered in writing. It is expressly agreed and understood that any alteration or cahanges made shall not in any way violate or annul the contract. Any claim for damages or for any other matter or cause must be made in writing to the Board at the time the alleged damge occurs or the cause for the claim arises; and unless such claim is so presented,it shall be held that the Contractor has waived such clam and he shall not be entitled toreceive pay for the same.

27. INSPECTION. All the materials and workmanship of whatever description shall be subjet to the inspection and rejection of the Board or Engineer. The Contractor shal recognise anY assistant or Inspector tht the Bond may appoint under the direction of the Engineer, to inspect the materials furnished, the labor to be performed and the execution of the work.

(See page 319.)

JUNE, 3rd, 1912.

In the Matter of the Petition of )
C. E. Higgins et al, for the )
Improvement of a PuBlic Highway. )

Come now the petitioners by counsel, and come also the engineer and viewers, and it appearing to the satisfaction of the Board that it is impossibl for the said engineer and viewers to, at this time, 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 thenext 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 )
Henry Beckley et al, for the )
Improvement of a Public Highway. )

Come now the petitioners by counsel, 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, at this time, file and 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.

MONDAY MORNING, JUNE 3rd, 1912.

In the Matter of the Petition of )
R. L. Underwood et al, for the )
Improvement of a Public Highway. )

Come now the petitioners by counsel, 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, at this time, 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.

In the Matter of the Petition of )
H. S. Ragan et al, for the )
Improvement of a Public Highway. )

Come now the petitioners by counsel, 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, at this time, 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.

MONDAY MORNING, JUNE ~~3rd~~ 4, 1912.

In the Matter of the Petition of )
Amos Kersey et al, for the )
IMprovement of a Public Highway. )

Come now the petitioners by counsel, 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, at this time, 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.

In the Matter of the Petition of )
J. W. Figg et al, for the )
Improvement of a Public Highway. )

Come now the petitioners by counsel, 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, at this time, 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.

MONDAY MORNING, JUNE 3rd, 1912.

In the Matter of the Petition of )
Henry Hunt et al, for the )
Improvement of a Public Highway. )

Come now the petitioners by counsel, 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, at this time, 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.

In the Matter of the Petition of )
Samuel Janes et al , for the )
Improvement of a Public Highway. )

Come now the petitioners by counsel, 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, at this time, file a report of their doings in the foregoing entitled improvement.

Therefore, it is 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.

MONDAY MORNING, JUNE 3rd, 1912.

In the Matter of the Petition of )
Perry Hunt et al, for the )
Improvement of a Public Highway. )

Come now the petitioners by counsel, and come also the engineer and viewers, and it appearing to the satisfaction of the Board that it is impossibl for the said engineer and viewers to, at this time, 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.

In the Matter of the Petition of )
J. P. Christie et al, for the )
Improvement of a Public Highway. )

Come now the petitioners by counsel, 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, at this time, 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.

MONDAY MORNING, JUNE 3rd, 1912.

In the Matter of the Petition of )
ALFRED COX et al, for the )
Improvement of a Public Highway. )

Come now the petitioners by counsel, 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, at this time, 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.

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IN THE MATTER OF THE PETITION OF )
)
WILLIAM S. HARRIS ET AL, FOR THE )
)
IMPROVEMENT OF A PUBLIC HIGHWAY. ))

Comes now agains the petitioners by Brill & Harvey, their attorneys, and it now appearing to the Board that no tax payer of Marion Township or any other person, or corporation, has filed objections to the petition herein, and it appearing that no remonstrance signed by any of the freeholders and voters of said Marion Township was filed with said Board of Commissioners within 20 days after the day set for the hearing of said petition, and that no such remonstrance was at any time filed with said Board, and 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 Marion Township, and was duly filed in the office of the Auditor of Hendricks County, Indiana, on the 8th day of April, 1912, and by endorsement thereon, said Auditor fixed the date for the hearing of the same the sixth day of May, 1912, the same being the first day of the regular May Term, 1912, of the Commissioners' Court of Hendricks County, Indiana, and that said day as designated by said Auditor for the presentation of said petition to said

Board was less than thirty days after the filing of said petition.

And said Board further finds that more than twenty days have elapsed since the day set by the Auditor for the hearing of said petition, and that no remonstrance signed by any of the freeholders and voters of said Marion Township has been filed with said Board of Commissioners, and said Board further finds that due and legal notice, as required 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 the Board, And 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 determination to this Board.

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

STATE OF INDIANA,
SS:
HENDRICKS COUNTY, BEFORE THE HONORABLE BOARD OF COMMISSIONERS OF SAID COUNTY.

TO THE HONORABLE BOARD OF
COMMISSIONERS OF HENDRICKS
COUNTY, INDIANA.

Come now the undersigned petitioners and represent that they constitute more than fifty freeholders and voters of Marion Township, in said County and State and that they resepctfully petition your Honorable Board for the construction of a free gravel or macadamized road in the said Marion Township by improving, grading, ditching, draining, building bridges, approaches to said bridges and all necessary culverts thereon, and construct a gravel stone or other of macadamized material, said highway in said Marion Township beginning in the Southeast corner of Section 32, Township 16, North, Range 2 West, in Hendricks County, State of Indiana, in the center of what is

known as the free gravel road, by the name of the New Winchester and North Salem Gravel Road, and running thence West two miles to the County Line, dividing the Counties of Hendricks and Putman, intersecting with said road, which has heretofore been ordered by the Board of Commissioners of the Counties of Putman and Hendricks, according to law, as a Free Gravel Road, said proposedrroad being situated on the line dividing Sections 31 and 32, on the North, in Township 16, North, Range 2 West, from Sections 5 and 6 on the South, in Township 15, North, Range 2 West, all in Hendricks County, and State of Indiana, and being about two miles in length; that said highway to be improved is thirty feet in width, and is a public highway in said Township and has been used as a public highway by the public for a perion of more than forty years; that the said proposed highway has a terminus in the said established highway on the County Line, dividing the Counties of Hendricks and Putman, and along the West line of said Marion Township, in Hendricks County, Indiana, and the other terminus of the said proposed highway that is sought to be improved in the East end thereof, is a free gravel road with said Marion Township, and known as the New Winchester and North Salem Gravel Road.

WHEREFORE, your petitioners pray that the above described highway be improved by grading, draining, ditching, graveling with stone or other macadamized material and by building bridges and the approaches thereto and culverts thereon pursuant to the acts of the General Assembly of Indiana.

Your petitioners further ask and pray that said improvement be made without an election of the voters of the said Marion Township and they ask that bonds be sold to pay for the costs of said improvements and that they be issued in series, payable in ten years from the issuance thereof, 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 thereof.

William S. Harris, Charles W. Sheet , Isaac W. English, Ben F. Haynes, James S. Montgomery, John H. Bunten, Jr., W. M. Fields, Dave Chadd, John F. Underwood, Jr., C. S. Wilkins, Geo. W. Joseph, S. A. Ramsey, R. D. Joseph, H. Curry, W. M. Buchanan, Amos Shelton, G. H. Stevenson, S. Verdow, G. B. Montogmery, Weden F. Wilson, J. M. Runion, Willard A. Quick, Jacob E. Couch, Mell Christy, James Fields, Jas. A. Sharp, Robert Pierson, E. E. Mason, H. F. Pratt, W. R. Harris, W. W. Graham, N. Harris, M. C. Underwood, S. A. Cline, Sam Underwood, M. E. Chatham, George Wise, John Harris, Jacob Ryner, B. M. O'Brien, M.D., T. M. Myers, Charles Pierson, L. E. Chatham, W. I. Underwood, R. L. Underwood, C. I. West, Chas. F. Smith, H. S. Ragan, Lee Greenlee, A. S. Boyd, Walter Grooms, W. A. Johnson, R. A. Hedges, Wm. Graham, Geo. W. Christie, A. J. Wilson, James M. Byrd, C. H. Downard, J. P. Christie, R. O Christie, Henry Hunt,

F. J. Christie, Irvin J. Brown, C. M. Hardwick, Henry Beckley, W. S. Stephenson, James Montgomery, J. L. Kurtz, Tyra Montgomery, Oscar Kurtz, A. R. Kurtz, J. S. tevenson, Ray McCoun, Ira Dooley, Charley Ragan, T. M. Sear , Charlie Hodges.

Said petition endorsed on back:-

"Filed Apr. 8", 1912.

Lewis W. Borders, Auditor Hendricks Co."

"Set for hearing on the 6th day of May, 1912.

Lewis W. Borders, Auditor."

It is further ordered, and said Board does hereby appoint, as Engineer, John O. Kain, who is a competent Civil Engineer, and as viewers, Charles F. Martin, and Pleasant Hackleman, each of whom are responsible freeholders and voters of said Hendricks County, Indiana, and neither of whom is a resident or owner of taxable property in said Marion 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 8th day of June, 1912, at 10 o'clock A. M., and each take and subscribe an oath faithfully and impartially to [illegible] discharge his duties, as required by law, and said Engineer is ordered to exevute 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 Five Thousand Dollars, conditioned for the faithful discharge of his duties as such Engineer, and such Engineer and Viewers are ordered, after being duly qualified as aforesaid, to proceed to view said highway proposed to be improved and determine whether it will be of public utility to grade, drain and pave said highway with stone, gravel or other road paving material, and building thenecessary 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 completeplans and specifications of such improvements, and of all bridges, culverts and water ways required therein, together with the estimated cost of said proposed improvement, and said Engineer and viewers are ordered to make report to said Board of Commissioners on the first day of August, 1912, of 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 b bridges, culverts, and water ways required therein, and including an accurate description of the highway to be graded, drained and paved, together with their recommendation 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 100 feet of its entire 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.

In the Matter of the Petition of )
Edom H. Hornaday et al, for Change, )
Vacation & Re-Location of Public )
Highway in Liberty Township. )

Comes now Edom H. Hornaday, and 33 others, and presents to the Board their petition herein, which was duly filed in the office of the Auditor of Hendricks County, Indiana, on the 1st day of April, 1912, which petition is in words and figures as follows:

ROAD PETITION.

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THE STATE OF INDIANA,
SS:
HENDRICKS COUNTY,

COMMISSIONERS' COURT,
APRIL TERM, 1912.

TO THE HONORABLE THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY:

THE UNDERSIGNED, Freeholders of said County, respectfully petition you for the Change, Vacation and re-location of a Public Highway in Liberty Township, of said County, upon the following route, to-wit: The highway to be changed and vacated is located as follows: Beginning in the Danville and Plainfield public highway, at a point on the half section line, where said highway bears to the south, the same being about 30 rods West of the East line of Section 30, Township 15 North, Range 1 East,

thence following said highway in a South-easterly direction about 32 rods to the East line of said Section 30; thence following said highway in a Northeasterly direction about 40 rods to the center line dividing the N. W. 1/4 of Sectio 29, Township 15, North, Ra ge 1 East; thence bearing North of East in the West 1/2 of the North West 1/4 of said section 29 for a distance o about 20 rods; thence East bearing to the South about 20 rods and terminating in the Cartersburg and Plainfield Public Highway.

And instead of the above described highway, your petitioners ask that said highway be changed and re-located on the following described route, to-wit: Beginning in the Danville and Plainfield Public Highway, on the half section line, at a point about 30 rods West of the East line of Section 30, Township 15, North, Range, 1 East, said point being where said highway bears to the South, of said half section line; thence due East on the half section line running East and West through sections 30 and 29 for the distance of about 110 rods and terminating in the Cartersburg and Plainfield Public Highway, near the North East corner of the N. W. 1/4 of the S. W. 1/4 of Section 29, Township 15, North, Range 1 East, and that the highways sought to be vacated, and re-located, passes over and across and effects the lands of Edom H. Hornaday, Aquilla S. McCormick, George W. Selch, Horace C. Miles, and Elizabeth Cox. And your petitioners ask that said public highway be made 30 feet in width.

Edom H. Hornaday, Allen Denny, Albert Veatch, John L. Grave, John A. Veatch, Howard Stephenson, Wm. A. Harris, H. E. Quinn, E. B. Mills, J. L. Tharp, Del Winsted, John L. Ragan, Otto Low, C. L. Little, F. Little, Ettie Fancher, W. M. Corrie, Taylor Reagan, Maurice Bowen, Chas. N. West, E. E. York, P. M. York, W. H. Sailor, J. J. Reeve, Wilson Loy, Evan Hadley, Walter A. Rushton, William H. Simmons, John Snipes, Jos. F. Jones, Benjamin Vestal, Mont Johns Hubert Brown, J. M. Brown.

and the said Auditor now files a copy of the notice, together with his certificate of mailing the same, to each of the parties, whose lands will be effected by said proposed change, vacation, and re-location of said highway, which notice, certificate of Auditor is in words and figures as follows:

STATE OF INDIANA,
SS:
HENDRICKS COUNTY,

AUDITOR'S OFFICE OF HENDRICKS COUNTY, INDIANA.

To,

George W. Selch,

Horace C. Miles,

ElizaBeth Cox,

You are each hereby notified that Edom H. Hornaday, Aquilla S. McCormick, and others, have filed, and the same will come for hearing at the June Term, 1912, of the Commissioners8 Court, a petition for the change, vacation and re-location of a public highway, as follows; The highway to be changed, beginning in the Danville and Plainfield Public Highway, at a point on the half section line where said highway bears to the South, the same being about 30 rods West of the East line of Sec. 30, Township 15, North, Range 1 E; thence following said highway in a South-easterly direction about 32 rods to the East line of said Sec. 30; thence following said highway in a North-easterly direction about 4 rods to the center line dividing the N. W. 1/4 from the S. W. 1/4 of Sec. 29, Tp. 15, N., R.,1 West; thence bearing North of East in the W. 1/2 of the N. W. 1/4 of said Sec. 29, for about 20 rods; thence bearing Southeast about 20 rods and terminating in the Cartersburg and Plainfield Public Highway.

And instead of the above highway, said petitioners ask that said highway be changed and re-located on the following described route, to-wit: Beginning in the Danville and Plainfield Public Highway, on the half Section line, at a point about 30 rods West of the East line of Sec. 30, Tp. 15, N., R. 1 E., said point being where said highway bears to the South of said half section line; thence due East on said half section line running East and West through section 29 and 30 for the distance of 110 rods and terminating in the Cartersburg and Plainfield Public Highway, near the Northeast corner of the N. W. 1/4 of the S. W. 1/4 of Sec. 29, Tp. 15, N., R. 1 E., the said change effecting the lands of Edom H. Hornaday, Aquilla S. McCormick, George W. Selch, Horace C. Miles, and Elizabeth Cox.

You are each hereby notified of the pendency of said petition and that the same will be heard at the June Term, 1912, of the Hendricks County Board of Commissioners, this 8th day of May, 1912.

LEWIS W. BORDERS,
Auditor Hendricks Co.

JUNE 3, 1912.

I hereby certify that copies of the above notice were on the 8th day of May, 1912, mailed to the above named parties at their regular P. O. address.

LEWIS W. BORDERS,

Auditor.

and the Board having heard the proof adduced, and being fully advised in the premises now says and finds, that more than twenty of said petitioners, of whome more than ten, reside in the immediate neighborhood of said proposed change of highway, are freeholders of said County of Hendricks. And the Board now further finds that due notice of the filing of said petition at the April Term, 1912, of this Board, was given by posting at least three of the most public places in the neighborhood of said proposed highway, more than twenty days before the said 1st day of April, 1912, a copy of which notice and proof of the posting of the same, being filed herein, and is in words as follows:

COPY OF NOTICE.

Notice is hereby given, that a petition will be presented to the Board of Commissioners of Hendricks County, Indiana, at their next regular April Term, 1912, for the change, vacation and the re-location of a highway in said County, 30 feet in width. Said proposed highway will pass through the lands of the persons hereinafter named, and over the following described route, to-wit:

Commencing The highway to be changed, vacated and re-located as follows: Beginning in the Danville and Plainfield Public Highway at a point on the half section line where said highway bears to the South, the same being about 30 rods West of the East line of Section 30, Township 15, North, Range 1 East; thence following said highway in a South-easterly direction about 32 rods to the East line of said Section 30; thence following said highway in a North-easterly direction about 40 rods to the center line dividing the N. W. 1/4 from the S. W. 1/4 of Section 29, Township 15, North, Range 1 East; thence bearing North of East in the West 1/2 of the North west 1/4 of said Section 29, for a distance of about 20 rods; thence East bearing to the South about 20 rods

and terminating in the Cartersburg and Plainfield Public Highway.

And instead of the above described highway your petitioners ask that said highway be changed and vacated on the following described route, to-wit: Beginning in the Danville and Plainfield Public Highway on the half Section line at a point about 30 rods West of the East line of Section 30, Township 15, North, Range 1 East, said point being where said highway bears to the South of said half Section line; thence due East on the half Section line running East and West through Section 29, & 30, for a distance of about 110 rods and terminating in the Cartersburg and Plainfield Public Highway near the Northeast corner of the N. W. L/4 of the S. W. L/4 of Section 29, Tp. 15, North, Range 1 East, and that the highway sought to be changed, vacated and re-located passes over, across and effects the lands of Edom H. Hornaday, Aquilla S. McCormick, George W. Selch, Horace C. Miles and Elizabeth Cox.

EDOM H. HORNADAY, et al.

O A T H .

THE STATE OF INDIANA, HENDRICKS COUNTY, SS:

Aquilla S. McCormick, being duly sworn upon his oath says that notices, of which the above is a true copy were posted up in three of the most public places in the neighborhood of the road herein prayed for, for more than twenty days before the first Monday in April, 1912, and further, that twelve of the signers on the within petition are freeholders, six of whom now live in the immediate neighborhood of the within proposed highway.

A. S. McCORMICK.

Subscribed and sworn to before me, this 1st day of April, 1912.

LEWIS W. BORDERS.

And the Board now further finds that the Auditor of Hendricks County on the 8th day of May, 1912, mailed to each of the land owners, whose lands will be effected by said proposed change of highway, a notice that the said petition would come before the Board for action at the June Term of said Board, Wherefore it is now adjudged by the

of Indiana, but that by oversight of the Auditor the finding of this Board relative to the number of signers from each Township was not shown in the entry of that date.

Wherefore said petitioners file this motion and application for a nunc Pro tunc entry as of the date of April 5th, 1909, and respectfully ask that said entry be made that the record may speak the truth and finding of this Board.

EDGAR M. BLESSING,

Atty for Petitioners.

And said motion is now submitted to the Board for hearing and determination, and the Board being fully advised in the premises and it sufficiently appearing to the Board that a finding on said date at said term, was duly made by this Board of the fact that there are ten petitioners from each of the Townships of Middle and Union asking for the improvement herein prayed for, but that by neglect and oversight of the Auditor of Hendricks County the same was not shown in the entry of that date, and the Board now sustains and grants said motion and it is ordered that the following entry be now made by the Auditor of Hendricks County as of the 5th day of April, 1909, and the April Term of said Year of this Board.

And the Board further finds that of said fifty or more petitioners who signed the petition herein that ten of them are residents and freeholders and voters of Middle Township, Hendricks County, Indiana, and that ten of them are residents and freeholders and voters of Union Township, said County and State.

And the petitioners in the above entitled cause respectfully show the Board of Commissioners that pursuant to an order heretofore made by this Board this cause was continued until such time as the finances of Middle Township, would permit the issuance of bonds for the construction of the improvement set out in the petition herein; and the petitioners now offer proof upon the financial condition of said Township, and the Board being fully advised in the premises finds that the total issue of bonds, including the issue for the construction of the improvement herein asked for, and all other evidences of indebtedness payable by taxation, for the construction of free gravel or macadamized roads, is less than four per centum of the total assessed taxable

valuation of the property in said Middle Township. And now it is ordered by the Board that the Auditor of Hendricks County, Indiana, give notice by one publication in the Indianapolis Star, a daily newspaper of general circulation throughout the State of Indiana, printed and published in the city of Indianapolis, and by three weekly publications in the Republican and Danville Gazette, two public weekly newspapers of general circulation throughout the County of Hendricks, the County in which said highway to be improved is located, that on the first day of July, 1912, up to the hour of 10 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,-and this cause is continued.

Monday Morning. July 1, 1912.

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, Harry E. SanderS, and Jame A. DownarD, all members of sid Board.

The follewing proseedings were hd To-wit:-

State of Indiana, Hendricks County,SS.
In the matter of the Petition
of C. E. Higgins etal. for the
Improvement of a Public Highway.

Come now the petitioners by counsel and come also the engineer and viewers, it appearing to the satisfaction of the Board that it is impossible for the said engineer and viewers to, at this time, file a report of their doings in the fore going improvements.

Therefore it is hereby ordered by this Board that said engineer and viewers be given until the first of the next regular se ssion of this Board to make and file in theoffice office of the Auditor of Hendricks County, Indiana their ceartin report in writing setting forth their determination in regard to said proposed improvement.

State of Indiana, Hendricks County, SS.

In the matter of the Petition of

Henry Beckley etal. for the

Improvement of a Public Highway.

Come now the petitioners by counsel, and come also the engineer and viewers, it appearing to the satisfaction of the Board that it is impossible for the said engineer and viewers to, at this time, file a report of their doings in the fore going improvements.

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

In the matter of the Petition of

R. L. Underwood et al. for the

Improvement of a Public HigHway.

Come now the petitioners by counsel and come also the engineer and viewers, and it appearing to the satisfaction of the Board that it is impossible for the engineer and viewers to, at this time, file a report of their doings in the fore going improvements.

Therefore it is hereby orderded by this Board that said engineer and viewers be giva until the first of the next regular session of this Board to make and file in the office of the Auditor of Hendricks County, Indiana, thir certain report in writing setting forth their determination in regard to said proposed improvemt

JULY 1, 1912.

In thematter of the Petition
of H. S. Ragan for the
Improvementof Public Highway.

Come now the petitioners by counsel andcome also the engineer and viewers, and it appeaiing to the satisfaction of the Board that it is impossible for the said engineer and viewers to, at this time, file a report of their doings in the foregoing improvements.

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 ceartin report in writing setting forth their determination in regard to said proposed improvement.

In the matter of Petition
of Amos Kersey et al. for
Improvement of Public Highway.

Come now the petitioners by counsel, 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, at this time, file a report of their doings in the foregoing 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 ceartin report in writing setting forth their determination in regard to said proposed improvement.

In the matter of the Petition
of J. W. Figg et al for the
Improvement of Public Highway.

Come now the petitioners by counsel, 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, at this time, file a report of their doings in the foregoing 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.

In the matter of Petition
of Henry Hunt et al for the
Improvement of Public Highway.

Come now the petitioners by counsel, 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, at this ti me, file a report of their doings in the foregoing 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.

JULY 1, 1912.

In the matter of Petition of
Samuel Janes et al for the
Improvement of Public Highway.

Come now the petitioners by counsel, 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, at this time, file a certain report of their doings in the foregoing 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 rport in writing, setting forth their determination in regard to said proposed improvement.

In the matter of Petition
of Perry Hunt et al. for
Improvement of Public Highway.

Come now the petitioners by counsel, 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, at this time, file a report of their doings in the foregoing improvemant.

Therefore, it is here by 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.

In the matter of Petition
of J. P. Christie et al. for
Improvement of Public Highway.

Come now the petitioners by counsel, 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, at this time, file a rport of their doings in the foregoing 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.

In the matter of Petition
of Alfred Cox et al. for
Improvement of Public Highway.

Come now the petitioners by counsel, 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, at this time, file a report of their doings in the foregoing 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.

JULY 1, 1912.

In the matter of the petition of
George A. Blessing et. al. for
the improvemat of public Highway.

Come now again the petitioners in the above cause and present and file the affidavit of William A. King, Editor and Publisher of the "Danville Gazette", a weekly news paper of general circulation printed and published in Hendricks County, Indiana, which affidavit is in words and figures as follows, to-wit: (H. I. ) and from which affidavit it appears that at notice of the time and place of receiving bids for the construction of the improvement proposed in the above cause was duly published in said paper for three consecutive weeks before the first day of July, 1912, the first of which publication was on the sixth day of June, 1912, and the last on the twentieth day of June 1912, a copy of which notice so published being attached to said affidavit and which notice is in the words and figures as follows, to-wit: (H. I. )

Said petitioners also present and file the affidavit of A.F. Vehling, clerk of "Star PubliShing Co.", publishers of the"Indianapolis Star" a daily newS paper of general circulation printed and published in Indianapolis,-Indiana, which affidavit is in the words and figures as follows, to-wit: (H. I. ) from which affidavit ir appears that notice of the time and place of receiving bids for the construction of the improvement proposed in the above entitled cause, was duly published in said "Indianapolis Star" on the tenth day of June, 1912, and two weeks before the first day of July, 1912, the day fixed for receiving bids for said improvement and a copy of which notice so published as afore said being attached to said affidavit and being in words and figures as follows, to-wit (H. I. )

And now the hour of ten o'clock A. M. on the first day of July, 1912, having arrived, up to which time it was provided in said notices that sealed bids would be received by the Board of Commissioners of Hendricks County Indiana, for the construction of said improvement, said Board meets at the place designated in said regular session, and upon examination finds one bid to have been submitted as follows: Lisby & Masten $6680.00

And now said sealed proposal having been opened in the presence of the bidder and thegeneral public, the Board finds said bid to be in due form accompanied by a sufficient non-collusion affidavit and a good and sufficient bond as required by law, and below the estimate as shown by the report of the viewers and engineer, herein. And said Board further finds that said contract for the construction of said improvement should be awarded to said Lisby & Masten.

It is therefore ordered and ~~adjusted~~ adjudged by said Board that the bid of Lisby & Masten be and the same as hereby accepted, and that the contract for said improvement be and the same id hereby awarded to said Lisby & Masten, and the bond of the said Lisby & Masten in the sum of $13,000.00 with the Southern Surety Co. as surety is now accepted and approved, which bond and the approval there-of is in the words and figures as follows, to-wit: (Here copy Bond in full).

And now said bond of Lisby & Masten having been approved, said Board enters into a contract with the said Lisby & Masten for said improvement, which contract is in the words and figures as follows, to-wit: (Here copy Contract i n full).

And the Board further finds that the entire cost of said improvement including contract price, expenses of viewers, engineer, superintendent of construction, advertisement, transcript, per diem of Board, attorney fees and all other expenses incurred and to be incurred as provided by law, is the sum of $72.80. The Board further finds that the total indebteness of Middle and Union town-ships, in Hendricks County, Indiana, and town-ships between which said high-way proposed to be improved by this proceeding is located, including all the cost and expenses of this improvement and bonds here to fore issued for the building of free gravel and macadamized roads in said town-ship, will not exceed four per centum of the total assessed taxable valuation of the property of said town-ships.

And the Board further finds that the assessed vluation of the property in Union town-ship is $957372.00 and the valuation of the property in Middle town-ship is $1,100,344.00, and that by the act of the general assemble of 1909,(Acts of 1909, page 263) the indebteness created by the improvement herein proposed should be born forty-seven per cent by Union town-ship, and fifty-three per cent by Middle town-ship, said County and State.

It is therefore ordered and ~~adjusted~~ adjudged by said Board that the bonds of Hendricks County, Indiana, be issued and sold as provided by law in such cases to provide funds for the payment of costs and expenses and contract price of the improvement herein. It is ordered that bonds be issued for the sum of $7,280.00 and that said bonds be issued in twenty equal series and to bear interest at the rate of four and one-half per cent per annum and payable over a period of ten years from the fifteenth day of May, 1913, sas prayed for in the petition filed herein. Said bonds to ben date of July 1, 1912, nd the County Treasurer of Hendricks County, Indiana is here by charged with the sale of said bonds upon their issnance.

And now said Board appoints Omer Leak a resident of Union town-ship Hendricks County Indiana, superintendent of construction upon said improvement and orders that he qualify by filing his bond for the sum of $5000.00 conditioned for the faithful discharge of his duties. herein. And said Board now appoints John O. Kain engineer of construction upon said improvement and orders that he file his bond as by law provided, for the sum of $6,000.00 and conditioned for the faithful discharge of his duties herein.

And now this cause is continued.

See page 315.

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, LisBy & Masten a Co-partnership consisting of Aaron M. Lisby and Madison E. Masten, and Suthern Surety Company a Corporation of Oklahoma, are firmly bound unto the State of Indiana, in the penal sum of Thirteen Thousand 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 July 1912.

THE ABOVE CONDITIONS OF THE OBLIGATION are such, that, whereas, the Board of Commissioners of Hendricks County, Indiana, is about to let a contract for the Construction and Improvement of the George A. Blessing et al Highway in Union and Middle Townships Hendricks County Indiana. And whereas, the above named Lisby & Masten 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 sid Lisby and Masten 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 there on, then this obligation shall be void; otherwise to remain in full force, virtue and effect.

Southern Surety Company, — Lisby & Masten (Seal).

By Geo. M. Wilson. — Aaron M. Lisby (Seal).

Aty. in fact. (Seal). — Madison E. Masten (Seal).

STATE OF INDIANA, Putnam County, ss:

Before me, a Notary Public, in and for said County, personally appeared Aaron M. Lisby and Madison E. Masten and the Suthern Surety Company by Geo. M. Wilson Att'y., in Fact and acknowledged the execution of the foregoing instrument for the uses and purposes therein menticned.

WITNESS my hand and seal, this 1 st day of July A D. 1912.

My Commission expires Jan 1, 1916

L. H. Athey,
Notary Public.

Accepted and approved July 1st, 1912.

Elbert M. MUrphy )
James A Downard ) Board of Commissioners of
Harry E. Sanders ) Hendricks County.

Attest: Lewis A. Borders, Auditor of Hendricks County, Indiana

See page 315.

Contract.

FOR THE CONSTRUCTION OF THE George A. Blessing et al FRee Road.1 THIS AGREEMENT made and entered into byand between Lisby & Masten of Coatesville Ind. party of the first part and the BOARD OF COMMISSIONERS of Hendricks County in the State of Indiana, party of the second part, WITNESSETH: That, on the 1st day of July, A. D. 1912, the said Board of Commissioners received bids for the construction of the George A. Blessing et al Road, and the the said Lisby & Masten being declared to be the lowest and best responsible bidder, the contract was awarded to said Lisby & Masten for the amount of his bid, viz: $6680.00; and the said firstparty now covenants and agrees to build and construct said road in all respects in accordance with and conformable to the specifications, reports, plans and profile contained in the reports of the Viewers and Engineer for said road, now on file in the office of the Auditor of said County, which said report, specifications and profile are hereby referred to and made a part of this contract the samw as if here in fully set out andwwritten.

And the party of the first part further undertakes and agrees that in the prosecution of said work he will use all proper skill and care and will pay all claims for work and labor performed and material furnished in and for the construction of said work, whether the said work and labor or material is furnished to said contractor or any sub- contractor, agent, or superintendent in charge of said work, and said contractor agrees that the screenings put on shall be No 4 screenings wi thout dust. It is further understood and aggreed that said first party will not and cannot sell or assign this contract ot sublet the work to any person or persons, except by consent of the said Board of Commissioners.

The party of the first part further agrees to construct and build said improvement and have the same completed on or before the first day of December, 1912, and in the event said improvement of said road shall not be completed, finished and ready for acceptance by the party of the second part on or before said first day of December, 1912, then said party of the first part agrees and promises to pay to said second party as liquidated damages for the non-completion of said work and for the deprivation on the p part of the public of said of said Hendricks County of the use of said road from and after said first day of December, 1912, the sum of twenty-five dollars ($25.00) per day for each and every day thereafter that said improvement shall remain uncompleted, unfinished and not ready for acceptance by said party of the second part, and said party of the first part agrees that said sum of twenty-five dollars ($25.00) per day shall be deducted from the contract price of said improvement and shall be retained by said paty of the second part out of the contract price for said improvement for the use of the public of said Hendricks County. Provided that said failure to complete said inprovement within the time above specified for such completion is not caused by strikes or any other cause beyond the control of said first party or that said time has not been extended by said Board of Commissioners. In the event second party does grant extension of time for the completion of said improvement, the above and foregoing agreement in relation to

liquidated damages shall apply after the expiration of such extension.

It is alsO agreed and understood by and between the parties hereto that said party of the second part shall withhold full payment to first party as required by Section 1 of an Act approved March 4, 1911 Acts of 1911, page 427, for a period of thirty days or until proof be made of the pyment of all labor, material and sub-contractors claims.

Second party agrees that first party shall be paid the said contract price as above set out, upon the warrant of the Auditor of Hendricks County, Indiana, as directed by the Board of Commissioners of said Hendricks County , shall be paid on monthly estimates of the engineer in charge of said work, but not to exceed 80 per cent of the engineer's said estimate:20 per cent of the said contract price shall be retained by the said County until said work is fully completed and finally accepted by the con-current action of the Board of Commissioners.

And said first party agrees to do and perform all matters and things required of and imposed upon him, according to the terms of this contract ot pursant to the provisions of the Acts of the General Assembly of the state of Indiana authorizing said improvement.

To all of The covenants, conditions and stipulations of this contract the said parties severally bind themselves, their successors, heirs and assigns.

In Witness Whereof, the said party of the first part has here unto set his hand and seal, the day and year herein after mentioned, and in witness whereof, the said Board of Commissioners have also signed and approved this contract this 1st day of July, A. D. 1912.

Lisby & Masten

Party of the first part.

Elbert M. Murphy

James A. Downard

Harry E. Sanders

Board of Commissioners of

Hendricks County.

Attest. Lewis W. Borders,

Auditor of Hendricks County Indiana.

Continued from Page 289. John R. Hull Road.

28. COLLATERAL WORK. The right to construct any seWer or sewers or to lay any water or gas mains, or electric conduits, or receiving basins, or culverts, or to build up or adjust any man-holes not provided for in the contract, or to supply water or gas stop-cocks. and to grant permits for house connections with sewers or with water or gas pipes or conduits, at any time prior to the completion of the work. in case of sewers or sidewalks or at any time prior to the preparation of the sub-grade in the case of roadway pavements, it is expressly reserved by the Board, and the Board reserves the right to suspend work on any part of the contract at any time during the construction of the same, for thenpurpose above stated. And the Contractor shall not interfere with, or place any impediment in the way of any person or persons who may be engaged in the construction of said sewer or sewers, or in laying such water or gas mains or conduits, or in making connections therewith, or doing other work of the character above mentioned. In any case the Contractor shall not be entitled to any damages either for the digging up of the street or for the delay, but he shall be allowed and shall be paid for any work or materials made necessary on his part, a reasonable sum(not to exceed fifteen per cent in addition to the actual cost), as may be agreed upon between him and the Board. and the time for completing the contract shall be extended by as many days as he was delayed.

29. DISCONTINUATION OF WORK. Upon any temporary discontinuation of the work, all materials are to be piled up snugly and safely so as not to impede the travel on the sidewalks or carriage-ways, or the use of the fire plugs or drainage in gutters, and all rubbish or surplus materials shall be removed immediately thereafter from the highway by the Contractor.

30. OBSTRUCTIONS. The Contractor will be required to remove, at his own expense any and all abstructions, filth or refuse of anykind that may be encountered in the line of his work, and which may be required to be taken out in order to construct the new work; also any rubbish, refuse, or materials produced by such work. The material in such obstructions shall be taken out by the Contractor and removed by him, and will be retained as the property of the County.

31. WORK AT CONTRACTOR'S RISK. During the progress of the work and until the work is accepted as completed, the whole work done under this contract will be at the aContractors risk, and he shall assume the risk of , and be responsible for, anyy and all damages to the work or injuries to persons or property, caused by, or in any way resulting from the doing or the mode of executing such work, whether the same be accasioned by a rise in any stream, floods, backwater, caving, settling of trenches or foundations of buildings or any portion of the improvement, derangement of alignment, defect in surface, foundation or other appurtenances, or otherwise accasioned, and whether such damages or injuries occur during the progress of the work: and in case the County is compelled to pay any money on account of any such damges or injuries, the Contractor

and his sureties shall repay to the County the amount so paid, together with the court costs.

32. SUB-CONTRACTORS. The Contractor Shall not assign or transfer the contract or sub-let the work or any part thereof except with the approval of the Board. In case the Contractor sub-lets or under-lets, or makes a sub-contract contrary to this section, he shall pay to the County a sum to be assesse by the Board, and which shall be deemed liquidated and ascertained damages. Any assignment or sub-letting of the contract shall in no wise effect the conditions or provisions of the contract and specifications.

33. AFFIDAVIT. On the completion of the contract, all portions of the work must be gone over carefully by the Contractor personally or by his accredited representative, who must satisfy himself that every item is complete and all defects made good, and that all surplus material, refuse, dirt or rubbish is cleaned up ad removed, and that the whole work is in a finished , satisfactory, tidy and neat condition, and ready in all respects for acceptance by the County. A sworn statement that the condition of the work is s just stated will be required from the Contractor in additi on to the report of the Engineer, before the work will be accepted by the Board.

34. DUTIES OF ENGINEER. The work under this contract in its progress and with respect to alldetails shall be under the supervision of the Engineer. It shall be his duty to see that all material used in the work are according to the contract and specifications. His acts each and all of them shall be under the order and direction and subject to the approval of the Board, and in all general ad detail specifications where he is authorized to order, direct, approve or disapprove or to do other act ot thing it is understood that his orders, directions. approval or disapproval or other acts are subject to review and approval or disapproval by the Board. All Inspectors, also, shall be under the special supervision and direction of the Engineer in carrying out the orders of the Board, ut their acts in like manner shall be subject to review, approval or disapproval of the Board. It is understood that by the adoption of the general and detail specifications the Engineer, his assistants and deputies and the Inspectors in the employ of the Board are ordered and directed by the Board to do the acts and perform the duties prescribed therein for each, but that all acts upon their part and each of them are subject to the approval or disapproval of the Board, and shall not be binding on the County of Hendricks until approved by said Board.

35. BOND. Within five (5) days after the successful bidder shall have been notified of the acceptance of his bid he shall file with the Board an approval bond in an amount as required by law, conditioned to garantee the full and complete performance of his work according to the terms of the contract, and that he will comply with and carry out all terms and provisions of said contract, said bond to be in full force and effect up to and including the final accptance of the work.

36. TIME OF COMPLETION. The time fixed in the contract for the completion of t he work shall be and is an essential element and consideration, and in addition to the pay of the Inspectors, providd for in Section 9, any sum not to exceed fifty (50) dollars per day, may, at the option of the Board, be deducted from the contract price, as liquidated damages, for each and every day the work is delayed in completion after the time specified. And in the event said Contractor or his sureties fail or neglect to commence the work wit hin 24 days from award of contract or to prosecute said work with such vigor, as, in theopinion of the Board , will complete the same within the time fixed in the contract or fail to increase the force employed on said work , on notice from said Board then said Board amy declare said contract null and void, andadd judge the same to have been abandoned and forfeited, and may re-let or require said sureties to complete the same, as said Board shall elect; and said Contractor and his sureties shall be liable for all damge that may accrue by said failure to perform said work according to this contract, and shall be entitled to recover nothing from said County or the property owners along said improvement, for the work already performed or materials used, and such materials shall be retained by and belong to said County.

## DETAILED SPECIFICATIONS.

In the matter of the petition of
John R. Hull et al, to improve a public
highway in Brown Township, Hendricks
County, Indiana.

1. 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 feet, with a certain number of plus stations, from the point of beginning to the terminus. The grade line established represents the elevations of the center line, that the roadway shall be raised or lowered to, being referred to as the sub-grade and before materials are 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.

All drawings, figures, notes, directions, explanations and any and all things indicated

oe shshown the profile are a part of the specifications whether ~~specially~~ specifically mentioned or referred to in these specifications.

2. ROUTE. The route, length and width of this highway are as here to fore set forth in the report of the Viewers and Engineer and according to the plans and specifications herewith filed.

3. ROADWAX The right of way of said road shall be thirty (30) feet, that is fifteen (15) feet on either side of the center line of saidhighway and measured at right angles thereto, except at such plaes as such right of way is insufficient to preserve a sub- grade twenty-four (24) feet wide, uniformly rounded as shown on the "CROSS SECTION OF ROADBED", the slope to the embankments to be one vertically to one and one-half horizontally, at such places as fills are required to an amount that the foregoing exception applies, at all such places the right of way shall be sufficiently wide to permit the construction of the sub-grade as aforesaid.

The right of way shall be grubbed its entire width 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 travel or cause damage to the road the may be left standing at the discretion of the Engineer.

4. SUB-GRADE. The roadway shall be graded to a true and smooth surface and to thesub-grade, as shown by the plans and profile and by the stakes to be set by the Engineer. All soft and spongy places not affording a firm foundation shall be dug out and refilled with broken stone or gravel. The excavations for the sub-grade of the side ditches shall be made to additional depth indicated by the drawings and not deeper. The road shall be made to conform to the profile and drawings entitled "CROSS SECTION OF ROADBED", and said roadbed shall be made smooth and compact before the gravel is placed thereon. After the completion of the grading the same shall be allowed to settle for four weeks before plaing gravel thereon, unless permission is given by the Engineer for placing the same earlier. At any event the roadbed shall be solid and compact and shall be kept smooth and compact while placing material thereon.

5. DITCHES. The side ditches provided for on the "CROSS SECTION OF ROADBED" shall be constructed as thereon indicated. The excavations of such ditches deeper for the purpose of obtaining dirt for fills will not be allowed.

All ditches now in said road shall be filled up and made so compact and solid that the water will not follow or wash them.

6. GRADE. The grade line (the red line) on the profile shows the elevation of the sub-grade of the roadbed, and the top or surface of the roadbed must be made to conform to said grade line, making cuts and fills of the depth and to the amount shown on said profile. However, in the case of discrepacy 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.

7. EXCAVATIONS. All cuts shall be excavated to a width of twenty-eight (28) feet at the sub-grade.

8. BRIDGES AND SEWERS. B idges ans sewers shall be constructed at the places and of the size and in the manner detailed on the profile out of the concrete, such concrete shall be of the kind of material, proportions and workmanship as hereinafter provided for bridges.

EXCAVATIONS. Excavations shall be carried to the depth required by the plans and the Board or Engineer shall be given an opportunity to inspect the foundations before placing concrete. Excavationa for abutments shall be so constructed that the back of the abutment shall bear directly against material that has not been disturbed. If sheeting is required to sustain the embankment at the heel of the abutment, it must be left in the work.

COFFER DAMS. The contractor shall design and construct cofferdams, if necessary, as placing of concrete in water will not be allowed.

CEMENT. All cement shall be inspected.

Cement maY be inspected either at the place of manufacture or on the work.

Any cement on the work without the stamp of the Board or Engineer shall be rejected.

General Conditions: In order to allow ample time for inspecting and testing, the cement shall be stored in s suitable weather-tight building having the floor properly blocked or raised from the ground.

The cement shall be stored in such a manner as to permit easy access for proper inspection and identification of each shipment.

Every facility shall be provided by the contractor and a period of at least twelve days allowed for the inspectionand necessary tests.

When in place all wheeling, work or walking on it must be prevented unti l it is satisfactorly set; and, if the Board or Engineer shall require it, the Contractor must keep the freshly laid concrete covered with wet canvas or tarpaulins to protect it from the sun.

All concrete facing on walls shall be finished by spading so that the largest pieces of gravel or stone will be prevented from touching the forms thus securing a smooth face without plastering, coating, or cement washing.

FACINGS. Forms on exposed faces shall be absolutely smooth and evenly matched so that no uneveness or timber markings will appear, ot er than the natural grain of the timber. The natural grain markings and other imperfections to be removed by rubbing with a flat emery block or other like suitable substance. No plastering, coating or cement washing will be allowed.

PLACING. The concrete shall be placed in layers not exceeding eight inches in thickness and then tamped so that the water will flush to the surface. In all cases after the starting of the placing of concrete the concrete shall be made level with a joint or crack between boards in the forms before stopping the placing thereof. The crack or line selected shall continue entirley across the exposed part of said structure, different levels, elevations or place od stopping to be avoided. When a stop is made , before commencing again the placing of concrete the bonding section in place shall be thoroughly wet and then slushed with pure cement. This must be done immediately before placing concrete.

CHAMFERED EDGES. All exposed edges shall be chamfored with 3-4 inch chamfered strips or mouldings to present a neat appearance and to prevent chipping.

FROST PROTECTION. No concrete shall be placed in freezing weather without a written order from the Board or Engineer, and upon such written order, theCContractor shall not proceed unless he is absolutely able to comply with and carry out the following: The water, sand and gravel or stone, shall be warmed immediately before mixing and the temperature of the concrete maintained above freezing until its FINAL set has developed.

WATERWAY. In addition to the general cleaning up provided in Section 22 of the General Specifications, the contractor shall remove all false work, dirt, sand, gravel and all material of whatever kind down

to the water line or spring line, from abutment to abutment.

GRAVEL. For a width of eight (8) feet, four(4) feet on each side of the center line of the road, the sub-grade shall be covered with first class gravel suitable for first class road building purposes acceptable to the Engineer. Said gravel to be hard and free from loam, grass, weeds, sticks and all other foreign and delecterious materials. The largest pieces of such gravel to pass through a two inch ring and not over fifteen per cent (15%) to be retained on a one inch ring, twenty per cent (20) passing a one inch ring and retained on a one-half inch ring, fifty per cent (50%) passing a one-half inch ring and retained on a one-eighth inch ring and not over fifteen per cent (15%), approximately equal parts, of sand and clay. Said gravel to be placed between boards properly lined and such gravel to be fifteen inches deep at all places. Said boards shall remain in place until the Engineer or Superintendent is satisfied that the required amount of gravel has been placed on the road. The placing of gravel shall be commenced and carried out so as hauling over the gravel will not be necessary. Five cubic yards of gravel shall be placed at each road intersection under the directions of the Engineer, in addition to making easy approaches in the sub-grade to all intersecting roads.

Before the final acceptance of the road the Contractor will be required to rake in the gravel without raking in the dirt and leaving the edges of the gravel in a straight line and the entire surface of the gravel presenting a uniform sightly appearance.

USE OF HIGHWAY. The public shall in no way be barred from the use of the highway.

HAULING OVER OTHER HIGHWAYS. The Contractor will be required to put public highways over which he may haul materials in as good a condition as when he commenced to haul over them before the acceptance of the work herein provided for.

ESTIMATES. The contractor will be entitled to estimate as provided by the statutes, and payment may 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 Engineers 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 complete inall its details. No part of the work will be finally received until the entire work is received and accepted as completed.

John O. Kain Engineer.

D. W. CArter Viewer.

C. W. Kocher Viewer.

Subscribed and aworn to before me this 19th day of March, 1912.

Lewis W. Borders,

Auditor.

(Seal)

See Page 354, for continuation.

Be it remembered that heretofore to-wit, that on the 19th day of June, 1912, the Auditor of Marion County, Indiana, filed in the office of the Auditor of Hendricks County, Indiana, the lollowing transcript to-wit:

State of Indiana
Marion County, SS. Before the Board of Commissioners
of Marion and Hendricks Counties.

Alfred Cox et al.

Ex Parte.

Amendment to the Report of Viewers and Engineer.

Comes now the viewers and engineers heretofore appointed and acting herein and pursuant to the joint section of said Boards of Commissioners herewith submit to said board the following amendment to their original report as filed by them on May 18, 1912.

The concrete bridge already constructed and located at station 68 of the profile by us in connection with said report and made a part thereof, shall be widened by the construction of an additional width of 4 feet on each side thereof and also by the construction of retaining walls on each side thereof to hold the roadway.

That the grade between stations 52, 75 and 76 shall be changed to conform to the elevation of said retaining walls and shown on the amended profile of that part of said highway between said stations 52, 75, and 76, which amended profile is hereby substituted for that part of said original profile, attached hereto and made a part hereof.

The additions to the concrete bridge at stations 68 on said profile shall be constructed in strict accordance with the details, plan and specifications for said additions filed herewith and made a part hereof.

We estimate the cost of the said additions to said bridge and the additional excavating and embankments at $2500.00.

Respectfully Submitted.

Chester A. Weaver

Cortez D. Blue

Viewers.

Paul Julian

Engineer.

Subscribed and sworn to before me this 8th day of June 1912.

W. T. Patten,

Auditor of Marion County.

MONDAY JUNE 3, 1912.

In the Commissioners Court
June Term, 1912.

IN THE MATTER OF THE )
PETITION OF JEHU S. HADLEY, ) ORDER ESTABLISHING
ET AL FOR THE LOCATION OF ) PUBLIC HIGHWAY.
A PUBLIC HIGHWAY. )

Come now the viewers heretofore appointed by the Board and present and file their report in the above entitled matter on the 3rd day of June, 1912, which report is in words and figures as follows, to-wit: (H. I.). And in which report the viewers finds that the public highway described in their report and also described in the petition herein will be of public utility. Said viewers also present and file at the same time, the order issued to them by said Board of Commissioners, together with the oath by said viewers taken, which order and oath are in words and figures as follows, to-wit: (here insert)

And now the Board examines and inspects the report of the Viewers and finds that said public high-way should be opened and established as in said petition herein described.

It is therefore ordered, by the Board that the following described highway be opened and established, to-wit: Commencing in the center of Section 12, Township 14, North of Range 2 west, in a public highway running North and South, at said point, and running thence West along the half section line, a distance of 120 rods, thence Weuth 60 rods and 15 feet, thence West 158 rods and 15 feet, thence south 1o2 rods, thence West along the Section line dividing sections 11 and 14 in said Township and Range, a distance of 37½ rods to where the same intersects a public highway, known as the Masten & Bundy Road, said road to be the uniform width of 30 feet.

It is further ordered that the Auditor certify a copy of this order to the Trustees of Clay and Franklin Townships, Hendricks County, Indiana, directing them to have the said above described highway opened to public use and travel. And said matter is concluded.

Elbert M Murphy
James A Donnald
Harry E Sanders
Commissioners Hendricks
County, Indiana.

MONDAY, JULY 1, 1912.

In the matter of the
Petition of John G.
Ridpath, et al:
for the improvement of a public highway,
in Center Township, Hendricks Co., INd.

Comes now the petitioners and respectfully request the Board to appoint a superintendent to supervise the construction of the aforesaid improvement, and said Board now appoints Samuel B. Ensminger, as such superintendent, to supervise the construction of said improvement according to the plans, report, profiles and specifications filed by the engineer and viewers herein, and said superint endent is now directed by the Board to execute, and file and present to the Board for approval his bond as such superintendent, payable to the State of INdiana in the penal sum of $5,000.00 with surety to be approved by the Board, conditionedd for the faithful performance of his duties as such superintendent. And now comes said Samuel B. Ensminger, and accepts said appointment as such superintendent, and presents and files his bond, as above directed payable to the State of Indiana, in the penal sum of $5,000.00 with Wilson T. Lawson, Charles A. White and James M. Adams., surety thereon, which bond is now accepted and approved by the Board and said superintendent now takes and subscribes an oath, endorsed on said bond, for the faithful performance of his duties herein, which bond and oath, are in words as follows, (H.I.) and further proceedings herein are now continued.

All of which is now ordered, adjusted and directed by the Board.

In the matter of the
Petition of John W.
Ader , et al:
for the improvement of a public highway
in Center Township, Hendricks Co., INd.

Comes now the petitioners and respectfully request the Board to appoint a superintendent to supervise the construction of the aforesaid improvement, and said Board now appoints Samuel B. Ensminger, as such superintendent, to supervise the construction of said improvement according to the plans, report, profiles and specifications filed by the engineer and viewers herein. And said superintendent is now directed by the Board to execute and file and present to the Board for approval his bond as such superintandent, payable to the State of Indiana in the penal sum of $5,000.00 with surety to be approved by the Board, conditioned for the faithful performance of his duties as such superintendent. And now comes said Samuel B. Ensminger, and accepts said appointment as such superintendent, and presents and files his bond, as above directed payable to the State of Indiana, in the penal sum of $5000.00, with John W. Ader, C. C. Walls and John S. Duckworth, surety thereon, which bond is now accepted and approved by the Board and said superintendent now takes and subscribes an oath, endorsed on said bond, for the faithful performance of his duties herein which bond and oath are in words and figures as follows, (H. I.) and further proceedings herein are now continued.

All of which is now ordered, adjudged and directed by the Board.

JULY 1, 1912.

In the matter of the
Petition of Willis A.
Dobson, et al :
for the improvement of a public highway
in Center Township, Hendricks Co., Ind.

Comes now the petitioners and respectfully request the Board to appoint a superintendent to supervise the construction of the aforesaid improvement, and said Board now appoints Samuel B. Ensminger, as such superintendent, to supervise the construction of said improvement according to the plans, report, profiles and specifications filed by the engineer and viewers herein. And said superintendent is now directed by the Board to execute, and file and present to the Board for approval his bond as such superintendent payable to the state of Indiana in the penal sum of $5000.00 with surety to be approved by the Board, conditioned for the faithful performance of his duties as such superintendent. And now comes said Samuel B. Ensminger, and accepts said appointment as such superintendent, and presents and files his bond as above directed payable to the State of Indiana, in the penal sum of $5000.00 with A. A. Figg, Geo T. Pattison and David Hadley, surety thereon, which bond is now accepted and approved by the Board and said superintendent now takes and subscribes an oath, endorsed on said bond for the faithful performance of his duties herein, which bond and oath, are in words as follows, (H. I. ) and further proceedings herein are now continued.

All of which is now ordered, adjudged and directed by the Board.

In the matter of the Petition
of Edom H. Hornaday et al for
Change of Highway.

Come now the petitioners, and come also George W. Selch and files his remonstrance showing that the proposed change of said highway will be of great damage to his lands, Said remonstrance being in the words and figures as follows, to-wit: (H. I. )

And now the board appoints as Reviewers, George W. Scearce, Henry A. Record and Tollives Worrell and they are directed to meet at the County Auditors office on the 10th day of July, 1912 and qualify and make report of their goings at the next regular session of this Board. And further proceedings herein are continued.

Be it remembered that heretofore to-wit: On the 24th day of July 1912, the Auditor of Marion County Indiana, filed in the office of the Auditor of Hendricks County, Indiana, the following transcript, to-wit:

The Board of Commissioners of the County of Marion, Indiana, met in regular session in the Court House on Friday, June 14, 1912. Members present: Charles Maguire, presiding, James Kervan and John Kitley, Commissioners and ex-officio the Board of Free Tirnpike Directors.

The following proceedings were had, to-wit:

. . . . . .

IN RE. ALFRED COX ET AL.
COUNTY LINE HIGHWAY, BE-
TWEEN HENDRICKS & MARION
COUNTIES, INDIANA.

State of Indiana, In the Commissioners' Court.

County of Marion, SS. June Term, 1912.

ALFRED COX Et Al.,
Ex-Parte.

IMPROVEMENT OF COUNTY LINE HIGHWAY.

BE IT REMEMBERED, that on the 8th day of June, 1912, at 10 o'clock A. M. the Board of Commissioners of Hendricks and Marion Counties in the State of Indiana, met in joint session, present Elbert M. Murphy, James A. Downard and Harry E. Sanders, Commissioners of said Hendricks County and Charles Maguire, James Kervan and John Kitley, members of the Board of Commissioners of Marion County, Indiana, also W. T. Patten, Auditor of said Marion County and Jacob Woessner, Sheriff of Marion County, Indiana.

The said Boards of Commissioners being duly and legally in session in response to notices issued by the Auditors of said Counties and served upon each of the members of said Boards, as appears by the copies of notice and return of Sheriff endorsed thereon, filed in the office of the Auditor of said Marion County, which notices and returns are in words and figures following to-wit: (Here Insert.)

Elbert M. Murphy being chosen to preside and the matters for consideration relating to the petition of Alfred Cox et al. for improvement of highway on the boundary line between said counties, the minutes of the previous joint meeting

of said Boards had and held on Friday, April 19" 1912, at the same place at which meeting Chester A. Weaver of Hendricks County and Cortez Blue of Marion County were appointed as Viewers and Paul Julian Surveyor of Marion County as Engineer, to examine and report their findings in re said proposed improvement,- See Gravel Road Record #3 at page 547.

Marion County, Indiana, and the order of the said Marion County Board extending the time for said Viewers and Engineer to file their report, which order is in words and figures following, to-wit:

Entry.

Wednesday, May 8"-1912.

State of Indiana,

County of Marion, SS.

I n the Commissioners' Court,

May Term, 1912.

In the Matter of
Alfred Cox et al. Ex-Parte.

IMPROVEMENT OF HIGHWAY ON COUNTY LINE.

Comes now the Viewers and Engineer heretofore appointed in the above entitled cause by the concurrent action of the Boards of Commissioners of Marion and Hendricks Counties in the State of Indiana, and ask for and are by the Board of Commissioners of said Marion County, granted an extension of time in which to file their report in said cause; and the said Board of Commissioners of said Marion County being advised in the matter now orders said Viewers and Engineer to file their report as in the original as in the original concurrent order provided on or before Saturday, May 20"-1912.

Comes now W. T. Patten, Auditor of Marion County, Indiana, and presents to said Boards copy of the notice served on said Viewers and Engineer which notice is in words and figures following, to-wit:

State of Indiana,

County of Marion, SS.

Beofre the Commissioners of Marion and Hendricks Counties.

Joint Session.

Alfred Cox et al.
Ex-Parte.

In the Matter of the Improvement of County Line Highway.

NOTICE OF APPOINTMENT TO VIEWERS AND ENGINEER.

To Cortez Blue and Chester A. Weaver, Viewers, and Paul Julian, Engineer:-

You and each of you are hereby notified that at a Special Meeting of the Boards of Commissioners of the Counties of Marion and Hendricks in the State of Indiana, held at the Commissioners' Room in the office of the Auditor of said Marion County on the 19th day of April, A. D. 1912, you were appointed as Viewers and Engineer respectively, to view and survey a certain highway on the County Line between said Marion and

Hendricks and the proposed improvement thereof as more fully appears from the Petition on file in my office and from the records of the proceedings in said cause.

The highway to be improved as prayed for in the said petition filed in said cause is described as follows, to-wit:

"Extending from and commencing at the intersection of the Indianapolis and Brownsburg Plank Road, known as the Crawfordsville Free Gravel Road with the established highway on the County Line between said Marion and Hendricks Counties in the State of Indiana, at the west side of the Northwest Quarter of Section Twenty-one (21), Township Sixteen(16) North of Range Two (2) East, in said Marion County, Indiana, and running thence in a generally northerly direction on and along said established highway on said County Line on the West side of part of said Section Twenty-one (21), said Township and Range Two (2) and all of Sections Sixteen (16) and None (9) and the South half of Section Four (4) all in Township Seventeen (17) North of Range Two (2) East in said Marion County, Indiana, (Except, that for a distance of about one-half (½) mile in said Section Nine (9) said established highway necessarily varies from such County Line, into said Marion County, a maximum distance of about nine (9) rods in order to avoid bluffs, hills and ravines) to a point where the East and West half section line on the North side of the South half of said Section Four (4) intersects said established highway on said County Line, a distance of approximately two and seven-eights (2-7/8) miles."

You and each of you are hereby further notified that said Boards of Commissioners at said Joint Special meeting did make the following order inrelation to your duties as such Viewers and Engineer, to-wit:

"It is further ordered by the Boards of Commissioners of Marion and Hendricks Counties in the State of Indiana, that the said Viewers and the said Engineer and Surveyor meet at the Auditors Office in the city of Indianapolis , Indiana, in said Marion County, on the 23rd day of April, 1912, at ten o'clock A. M. (10 A. M. ) for the purpose of qualifying as such Viewers and Engineer, and that after taking an oath to faithfully and impartially discharge the duties required of them, they shall take to their assistance the necessary assistants and proceed to view, examine and survey the said highway and proposed improvement, lowate the same, determine the public utility and convenience thereof, the width, make a profile of the grade, determine the quality and depth of paving material to be used and anything else required to properly complete the improvement and make an estimate of the cost of the improvement, including bridges such as townships are by law authorized to make, culverts, drainage, assess damages and do all other things that may be necessary for the completion of said road.

It is further ordered by the Board of Commissioners of said Marion and

Hendricks Counties that said Viewers and Engineer shall make their report in duplicate and file one copy thereof with the Auditor of each of said Marion and Hendricks Counties. Said report shall be so filed on or before the 10th day of May, 1912, by saidn Viewers and Engineer ."

You will therefore govern yourselves accordingly.

W. T. Patten,

(Seal.) Auditor of Marion County.

April 19th, 1912.

Also the Oath of said Viewers and Engineer, which oath is in words and figures following, to-wit:

OATH OF VIEWERS AND ENGINEER.

In the Matter of the

Petition of Alfred Cox et al. - County Line Road.

State of IndianamMarion County, SS.

We, Cortez Blue and Chester A. Weaver and Paul Julian, having been by the Board of Commissioners of Marion and Hendricks Counties in the State of Indiana, sitting in joint session to consider the Petition of Alfred Cox et al., appointed as Viewers and Engineer respectively in said matter do solemnly swear that we will faithfully and impartially discharge our duties as required by law to the best of our ability. So help us God.

- Cortez D. Blue

Chester A. Weaver

Viewers.

- Paul Julian

Engineer.

Subscribed and sworn to before me this 23rd day of April, 1912.

W. T. Patten,

(SEAL) Auditor Marion County, Ind.

and the Bond of said Engineer, which Bond is in the words and figures following, to-wit:

OFFICIAL BOND.

STATE OF INDIANA )
SS:
MARION COUNTY. )

KNOW ALL MEN BY THESE PRESENTS:

That we, Paul Julian, of Indianapolis, Indiana, and AMERICAN BONDING COMPANY OF BALTIMORE MARYLAND, are held and firmly bound unto the State of Indiana, in the penal sum of Five Thousand Dollars, for the payment of which sum well and truly to be made, we do by these presents firmly bind ourselves, our heirs, executors and administrators; sealed with our seals and dated this 19th day of April, 1912.

NOW THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas, the above bound Paul Julian was on the 19th day of April, 1912, duly appointed by the Boards of Commissioners of Marion and Hendricks Counties in said State, setting in joint session as Engineer in location in and for the Alfred Cox et al. County Line Gravel Road between Marion and Hendricks Counties, Indiana.

Now if the said Paul Julian shall well, truly, faithfully and impartially discharge his duties as such Engineer in location of said road according to law, then this bond shall be null and void, otherwisw, to remain in full force and effect in law.

IN WITNESS WHEREOF, We have hereunto set oub hands and seals, the day and year above written.

Paul Julian (SEAL.)

AMERICAN BONDING COMPANY OF BALTIMORE (SEAL)

By William E. Barton (SEAL)

(SEAL) Attorney in Fact.

STATE OF INDIANA, Marion County, ss:

Personally came, Paul Julian, principal on the within bond, and acknowledged the execution of the same for the uses and purposes therein expresses, without condition or reservation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 20th day of April, A. D. 1912.

Thomas Stevenson (LS)

My commission expires Notary Public.

April 20, 1916.

STATE OF INDIANA, Marion County, ss:

Before me, Louise McIntire, a Notary Public in and for said County, this 19th day of April, 1912, personally came William E. Barton of Indianapolis, Indiana, and known to me to be the Attorney in Fact of American Bonding Company of Baltimore, Maryland and acknowledged the execution of the within bond for the said Company as surety thereon, and certified that said Company has complied with the provisions of the Statutes of Indiana governing Surety Comapnies, and has filed with the Clerk of Marion County, Indiana, the certificate of the Auditor of State of Indiana to that effect.

Witmess my hand and Notarial seal, this 19th day of April, 1912.

Louise McIntire (LS)

Notary Public.

My commission expires

Sept. 2nd, 1915.

n The said Boards also see and examine the Notices to taxpayers issued jointly by the Auditors of said Counties and published in the Indianapolis Sun in said Marion County and the Hendricks County Republican and the Danville Gazette in said Hendricks County, as more fully appears from the copies of said Notice to Taxpayers and proofs of publication thereto attached and filed in the office of said Marion County , which notices and proofs of publication are in words and figures following, to-wit:

(Here Insert)

And the said joint Boards of Commissioners examined said Notice to Viewers and Engineer , Oath of Viewers and Engineer, Bond of Engineer and Notice to Taxpayers of the Township abutting on the highway proposed to be improved, find that said proceedings were in all things according to law and the order of the joint Boards concerning them. That the Bond of the Engineer is good and sufficient and the same is hereby formally approved.

No remonstrance of any kind or character having been filed against said proposed improvement by any taxpayer of the townships named in said Notice to Taxpayers or by any other person prior to 10 o'clock A. M. of said 8th day of June , 1912. or since said time, the Boards proceed to the consideration of the Report and Supplemental Report of the said Viewers and engineer filed in accordance with the order of said Boards, which eport and Supplemental Report are in words and figures following, to-wit:

STATE OF INDIANA
MARION COUNTY, SS:

BEFORE THE BOARD OF COMMISSIONERS OF MARION AND HENDRICKS COUNTIES IN THE STATE OF INDIANA.

ALFRED COX ET AL.,
Ex-Parte.

Petition for Improvement of highway on County Line.

REPORT OF VIEWERS AND ENGINEER.

To the Honorable Boards of Commissioners of
Marion and Hendricks Counties in the State of Indiana:

We, the undersigned Viewers and engineer heretofore appointed by the Boards of Commissioners of Marion and Hendricks counties in the State of Indiana, at their joint meeting had and held on the 19th day of April, 1912, at the Commissioners Room in the Auditors office in the city of Indianapolis, Indiana, to view, examine and survey a certain highway and the proposed improvements thereon, to locate the same, make a profile of the grade, determine the quality and depth of the material and make an estimate of the cost of the construction of said improvement including briages, culverts, to provide for drainage, assess damages and do all other and such things that may be necessary for the completion of said improvement of said highway, which said road and public highway is described as follows, to-wit:

"Extending from and ~~connection~~ necessary at the intersection of the Indianapolis and Brownsburg Plank Road, known as the Crawfordsville Free Gravel Road with the established highway on the County Line between said Marion and Hendricks Counties in the State of Indiana, at the West side of the Northwest Quarter of Section Twenty-one (21), Township Sixteen (16) North of Range Two (2) East in said Marion County Indiana and running thence in a generally Northerly direction on and along said established highway on said County Line on the West side of part of said Section Twenty one (21), all of Sections (16) and Nine (9) and the South half of Section Four (4), all in the Township and Range aforesaid. (Except that, for a distance of about one-half (½) mile in said Section Nine (9) said established highway necessarily varies from such County Line, into said Marion County, a maximum distance of about nine (9) rods in order to avoid bluffs, hills and ravines), to a point where tthe East and West half Section line on the North side of the South half of said Section Four (4) intersects said established highway on said County Line, a distance of approximately two and seven-eighths (2-7/8) miles."

Would respectfully report that we met as directed by said Boards of Commissioners in their order, at the Office of the Auditor of Marion County, Indiana, on the 23rd day of April 1912, and that each of us did take and subscribe to an oath to faithfully and impartially discharge our duties in said matter according to law and that the civil engineer did file with the Auditor of said County his bond as required by law.

That after we had each taken said oath and the said civil engineer had filed the prescribed bond, we did proceed without delay to view and make all necessary surveys of the Highway above described.

We find the total length of said proposed improvement to be 15,308 feet, or two and nine-tenths miles.

We further find that said improvement will abut on the Township of Lincoln in the County of Hendricks and the Townships of Wayne and Pike in the County of Marion all in the State of Indiana. That said improvement will connect two free gravel roads and that same is now traversed by a United States Rural Mail Route.

We further find and report that said above described highway so proposed to be improved is in need of grading, draining and paving and that such improvement will be of public utility and that the behefits to be derived therefrom will exceed the cost thereof.

we find and determine that it will be of public utility to grade, drain and pave the same in accordance with the specifications, plans and profiles hereinafter set out, attached hereto and made a part hereof.

We find the width of the highway should be as hereinafter set out and that the total cost of said improvement when constructed in accordance with the specifiaations, plans and profiles therefor will not exceed $17,487.00

We cause a survey to be made and stations to be noted on the profile prepared by the Engineer, said stations are numbe5ed consecutively from Station "0" at the South end to Station "153" at the North end which is eight (8) feet South of the North end of said improvement, the distance from station to station being 100 feet.

The profile which is made a part of this report shows in lines and figures the elevations thereof at each 100 feet of its length and the changes to be made therein by excavations and fills, which profile was made by the Engineer appointed to do the work by said Boards of Commissioners.

We further report the following specifications to be used for th e construction of the foregoing proposed improvement.

SPECIFICATIONS.

For a proposed improvement of a highway on the county line, beginning in the center of the Crawfordsville Free Gravel Road on the W. line of Sec. 21 Twp. 16 N., Range 2 E., and running thence N. on the W. line of Sections 16 and 21, 6854 feet, thence N. 20° 10' E. 329 feet, thence N. 11° 15' E. 117 feet, thence N. 1377 feet, thence

W. 143 feet to a point on the W. line of Sec 9, thence N. on the W line of Sections 9 and 4, 6588 feet to the N. W. corner of the S. W. ¼ of Sec 4, Twp 16 N. Range 2E.

GENERAL SPECIFICATIONS.

The contractor shall take the road in the condition in which he finds it at the time set for the commencement of the work and shall remove all trees, stumps, stones and rubbish from the limits of the road, excepting such shade trees as can be preserved. Where fences are in the right-of-way, the party who owns them shall have the right to remove them; but should the parties fail to remove the fence when notified so to do, the contractor shall have the right to remove them and place them outside the right-of-way. Where telephone or telegraph poles are within the right-of-way and are in the way of proper construction of the road they shall be removed by the company or corporation to whom they belong.

RIGHT-OF-WAY.

The road shall not be less than thirty three (33) feet for the first 5600 feet, for the next 1500 feet the width shall be fifty (50) feet, for the next 500 feet the width shall be sixty(60) feet and for the next 8208 feet the width shall not be less than thirty-three (33) feet. The lines given in the description above being the center line of the road.

EXCAVATION AND EMBANKMENTS.

Excavations and embankments shall be made at the places shown on the plans and profile in the office of the County Auditor and at such other places as is necessary. The road bed to be twenty (20) feet in width with the required crown and the bidders must examine the same to determine the length of haul for the different cuts and fills.

Excavations must be built with slope of one and one-half (1½) feet horizontal to one (1) foot vertical.

When the excavations are in excess of the embankments the contractor must dispose of the surplus to the best advantage of the road. When it is necessary to borrow dirt, to make fill, the contractor shall furnish the same at his own expense and the quality of the dirt must meet the approval of the Engineer or Superintendent and no other will be permitted to be used.

Grade and line stakes will be set by the Engineer for cuts and fills and at such other places as he may deem necessary. These stakes must be preserved by the contraxtor and all cost of resetting stakes made necessary by the carelessness or negligence of the contractor to protect said stakes shall be charged to said contractor and the same deducted from the final extimate.

GRADING.

The roadbed shall be graded to a width of twenty (20) feet and shall have a uniform curvature, being six (6) inches higher in the center than at the edges, and shall conform to stakes to be set by the engineer in charge of the construction

and to the cross section as shown on the profile filed herewith and made a part of these specifications. Where no change of grade is shown on the profile the surface of the read shall be neatly dressed up, as the Engineer may require, to a width of twenty (20) feet. The graded roadbed shall be completed and accepted by the engineer or Superintendent one-half (½) mile in advance of the placing of the stone.

Ditches shall be constructed on both sides of the roadbed according to cross sections shown on profile and be cut to such grade and be provided with such outlet as the engineer shall require. The cost of such drains has been estimated in grading and in no case will additional compensation be allowed therefor.

STONE.

The stone shall be good sound limestone practically uniform in quality and as near an approach to a cube as possible and broken so that the greatest dimension shall not exceed two and one-half (2½) inches and shall not be less than one and one-half (1½) inches, free from dust, dirt and screenings. Stone must be dumped between boards ten (10) feet apart and ten inches deep and the stone shall be twelve inches deep in the center and seven (7) inches deep on the side slopes. After placing the stone in position the contractor will be required to cover the same with limestone screenings for a depth of three (3) inches. The stone to take its natural slope when the boards are removed, and in quantity equal six and thirty five hundredths (67 35/100) cubic yards per lineal rod of road. Where said road intersects with other roads an additional amount of stone shall be placed in such manner as the engineer may direct, in order to make proper approaches. The amount will be five (5) cubic yards to each intersection and has been included in the estimate. After stone has been placed on the entire road it shall be gone over and all defects either in quality or quantity of stone shall be remedied to the satisfaction of the engineer and the stone shall be gone over with a grader and dressed up so that the road shall be in perfect condition when received. Extra stone, to the amount of 100 cubic yards has been included in the estimate, to be used as the engineer may direct.

CULVERTS.

At points indicated on profile, culverts or cross drains shall be placed. These culverts shall be corrugated metal culverts of the size indicated on the profile, except at Station 30 where a flat top concrete-steel culvert shall be constructed. They shall be laid to grade as directed by the Engineer, and the earth shall be firmly tamped around and over them and the ends protected with masonry.

The masonry protecting the title shall begin not less than two and one-half (2½) feet below the bottom of the stream and shall be built on a solid foundation and built up as high as the finished surface of the road. Wells to be twelve (12) inches at the top with a thickness at base of not less than four-tenths (4/10) of the height and extend not less than three (3) feet on each side of the pipe and shall be covered with a coping not less than four (4) uinches in thickness and to extend four (4) inches over the wall all around.

Masonry shall be constructed of concrete made in the following proportion, one part American Portland Cement, two (2) parts clean sharp sand and four (4) parts broken stone, thorlughly mixed and placed in the forms at once in layers not more than one (1) foot thick and each layer to be thoroughly tempted before another is put on. Concrete for concrete-steel culvert, at station 30, to be mixed wet and by machine, no hand mixing will be allowed.

CORNER STONES.

The contractor shall not allow any corner stones to be moved or taken out, but if any corner stones interfere with the work of grading he shall notifu the Engineer who will lower them so that they will be out of the way.

GENERAL SPECIFICATIONS.

The entire work must be executed in accordance with the plans, specifications and profile and all different portions of the work shall be done in the order designated by the Engineer, and all work herein specified or found necessary shall be done in accordance with the orders or directions of said Engineer, and he shall be the judge of the quality and fitness of all material, tools and labor used in the construction of the work.

The Contractor shall superintend the work in person and shall not sublet any part thereof without the consent of the Board of Commissioners of Marion County and the engineer in charge of construction and in case any part is so sublet it shall in no wise affect the conditions of these specifications.

The contractor must protect his work until it is completed and approved by the engineer and Board of Commissioners and he must drepair any damage done by rains, freshets or other accidents in such manner as the engineer may direct, at his own expense.

None of the work shall be considered as accepted which may be found defective in any part before the final acceptance of the said work by the Board of Commissioners and engineer.

Before the final acceptance of the work, the contractor shall remove any unused material or temporary work used by him and leave the work in a neat and orderly condition .

All materials furnished shall be of the best to be obtained and shall be subject to the inspection of the engineer and if rejected shall be at once removed from the work.

MANAGEMENT.

The Engineer shall have general charge of the work and shall set all stakes necessary for the grade and for structures and shall inspect all materials.

The superintendent to be appointed by the Board of Commissioners , shall have direct charge and shall report to the Engineer.

PAYMENTS.

Payments will be made to the contractor in monthly estimates of eighty per cent. (80%) of the completed work. The twenty per cent. (20%) retained from each estimate will not become payable to th contractor, until the final acceptance of the work by the Board of Commissioners of Marion and Hendricks Counties.

ESTIMATE OF QUANTITIES.

| | | | |
|---|---|---|---|
| Stone | 6,000 cu. yds. | $1.15 | $6,900.00 |
| Stone hauling & spreading | 6,000 " " | .60 | 3,600.00 |
| Grading road, complete | | | 5,250.00 |
| Culvert & pipe in place | | | 1,962.00 |
| Superintending | | | 175.00 |
| expense of location, engineering, etc. | | | 200.00 |
| Attorney & advertising | | | 300.00 |
| | | | 17,487.00 |

ADDITIONAL SPECIFICATIONS.

No stone or paving material shall be placed on the grade unless the grade is smooth and even at the time and place and no stone shall be hauled on the grade when the same is in a soft or muddy condition. Whenever the word "Engineer" or "Civil Engineer" shall occur it shall be held to mean the engineer appointed on said work or his authorized deputy .

Whenever the word "Superintendent" shall odour it shall be held to mean the superintendent appointed to oversee the construction of said work.

Whenever the owrd "Commissioners" shall occur it shall be held to mean the Commissioners of Marion and Hendricks Counties in the State of Indiana.

Whenever the word "Contractor" shall occur it shall be held to mean any contractor, firm of contractors, or any member of a firm of contractors who have contracted to do any part of said work.

Any material along the line of said work not needed in the construction of the new work shall become the joint property of Marion and Hendricks Counties, Indiana, and subject to division by said Board of Commissioners.

The Contractor shall not be required to place any tile, culverts , bridges, grades crossings or approaches to any private lane or crossing.

The superintendent may suspend the work from time to time when the weather is deemed unfit and the time for the completion of the work shall be extended as many days as the work is suspended.

The decision of the Engineer shall be final as to the work and material or as to the interpretation of these specifications on the approval of the contractor or superintendent.

It is intended that these specifications and the accompanying drawings shall provide for a highway complete in every respect, unless otherwise herein expressly stipulated; and anything which may be omitted from the plans and specifications, but which may be necessary for the completion of the work in accordance with the spirit thereof, shall be furnished by the contractor under his contract, without additional compensation.

This report of the viewers and engineer shall be made a part of the contract for said work.

We, the undersigned viewers nad engineer appointed by the concurrent action of the Board s of Commissioners of Marion and Hendricks counties in the State of Indiana, to view, survey, lay out and report on the above matter, make specifications, drawings, profiles and estimate and report our determinations, did do and perform the matters and things' so required of us by law in the improvement of the public highway petitioned for by Alfred Cox Et Al. and herewith respectfully submit this our report, setting forth our findings and determinations in said matters in respect to said petition, including an accurate description of said public highway to be graded, drained and paved, the culverts and bridges to be installed togather with our recommendation s in respect to the paving material to be used in the construction of said improvement and the estimate cost of said improvement.

This report is accompanied by an accurate profile of the within described public highway to be improved showing by proper lines and figures the elevation of said public highway at each 100 feet or less of its length and the changes to be made therein by excavating and filling, plan and method of drainage, bridges and culverts, which said profile was made by the engineer appointed by said Boards of Commissioners to do said work.

Witness our hands and seals, this 18th day of May, 1912.

Chester A. Weaver

Cortez D. Blue

Viewers.

Paul Julian,

Engineer.

Subscribed and sworn to before me this 18th day of May, 1912.

W. T. Patten

(SEAL) Auditor of Marion County, Ind.

STATE OF INDIANA,
COUNTY OF MARION, SS.

ALFRED COX ET AL.

EX-PARTE.

BOARD OF COMMISSIONERS OF MARION AND HENDRICKS COUNTIES.

PETITION FOR IMPROVEMENT OF HIGHWAY ON COUNTY LINE.

SUPPLEMENTAL REPORT OF VIEWERS AND ENGINEER.

The Viewers and Engineer heretofore appointed, qualified and acting in the above entitled cause having filed their report recommending the improvement of the highway described in the petition filed herein, now beg leave to submit their further and supplemental report in said matter as follows:-

1. That no lands and property of any infant, idiot or person of unsound mind will be damaged by the construction of said proposed improvement of said public highway.

2. That no person, firm, company or corporation have filed with us any claim for damages to their lands and property for and on account of the construction of the said proposed inprovement of said public highway.

All of which is most respectfully submitted.

Chester A. Weaver

Cortez D. Blue

Viewers

Paul Julian

Engineer.

Subscribed and sworn to before me this 8th day of June , 1912.

W. T. Patten

Auditor of Marion County, Ind.

And the Boards having seen and examined said Report and the profile filed therewith and made a part thereof, and having conferred with said Viewers and Engineer and being fully advised in the premises, find that the proper improvement of said highway demands that certain changes and amendments to said Report and Profile be made, and on motion of Mr. Downard, properly seconed and unanimously carried, the said Report and Profile was referred back to the said Viewers and Engineer with instructions to amend same by providing for the enlargement of the Bridge shown at Station No. 68 on said Profile and the necessary changes in the excavating and embankments to make the approaches to said bridge correspond therewith.

Comes now the Viewers and Engineer and file an amendemnt to their said report and profile in accordance with the instructions of said Boards, which amendment is in words and figures following, to-wit:

State of Indiana,

Marion County, SS. Before the Board of Commissioners of Marion and Hendricks Counties.

Alfred Cox Et Al.

Ex-Parte.

Amendment to the Report of Viewers and Engineer.

Comes now the viewers and engineer heretofore appointed and act herein and pursuant to the joint action of said Boards of Commissioners herewith submit to said board the following amendment to their original report as filed by them on May 18, 1912.

The concrete bridge already constructed and located at station 68 of the profile filed by us in connection with said report and made a part thereof, shall be widened by the construction of an additional width of 4 feet on each side thereof and also by the construction of retaining walls on each side thereof to hold the roadway.

That the grade between Stations 52, and 76 & 75 shall be changed to conform to the elevation of said retaining walls and shown on the amended profile of that part of said highway between said stations 52, and 76 & 75 which amemded profile is hereby substituted for that part of said original profile, attached hereto and made a part hereof.

The additionslto the concrete bridge at station 68 on said profile shall be constructed in strict accordance with the detail plan and specifications for said additions filed herewith and made a part hereof.

We estimate the cost of the additions to said bridge and the additional excavating and ambankments at $2500.00

Respectfully Submitted.

Chester A. Weaver

Cortez D. Blue

Viewers.

Paul Julian,

Engineer.

Subscribed and sworn to before me this

8th day of June, 1912.

W. T. Patten,

(SEAL) Auditor of Marion County.

And the said Boards having carefully examined said Amendment to the original report and profile and being fully advised in the matter now find that said Report of said Viewers as amended by them is proper and sufficient and in accordance with law having also examined said Supplemental Report do by a unanimous vote approve said Report as amended and said Supplemental Report and do declare said proposed improvement to be of public utility and convenience.

Said Boards also find that no claims for gamages have been filed with said Vierwers and that no persons or the property of any one will be damaged by the construction of said impro vement.

It is therefore considered, adjudged, ordered and decreed by the said joint Boards that said proposed improvement will be of public utility and convenience; that the public utility and convenience demands that said improvement be made and constructed in accordance with the profile, plans and specifications as amended and submitted by the Viewers and Engineer appointed herein, and the Auditor of Marion County Indiana is hereby directed to advertise for bids for the construction of said improvement in one paper in each county interested for two weeks successively in a weekly or daily newspaper of general circulation twenty (20) days before the day of letting, which day for receiving bids and letting the contract for the construction of said improvement shall be Monday, July 22, 1912, at 11o'clock A. M. The Boards find that it will not be necessary to post such notice.

There being nothing further, the Boards on motion adjourn.

Charles Maguire

James Kervan

John Kitley

Commissioners of Marion Co.

Elbert M. Murphy

Harry E. Sanders

Commissioners of Hendricks Co.

STATE OF INDIANA, )
SS:
COUNTY OF MARION. )

I, W. T. Patten, do hereby certify that the foregoing is a true and complete transcript of the proceedings of the Board of Commissioners of Hendricks and Marion Counties in the matter of the petition of Alfred Cox et al. for improvement of a county-line highway, as the same appears of record in my office.

WITNESS my hand and official seal this 22nd day of July, 1912.

W. T. Patten

Auditor Marion County, Indiana.

Be it remembered that heretofore to-wit, on the 30th day of July 1912, the Auditor of Marion County Indiana filed in the office of the Auditor of Hendricks County Indiana the following transcript, to-wit:

E N T R Y .

In Re the matter of

Alfred Cox Et Al. Ex-Parte.

COUNTY LINE ROAD.

BE IT REMEMBERED, that on the 22nd day of Luly 1912, at 11 o'clock A. M. the Boards of Commissioners of the Counties of Marion and Hendricks in the State of Indiana, met in joint session: present, Elbert M.Murphy and Harry E. Sanders, Commissioners of said Hendricks County and Charles Maguire, James Kerven and John Kitley members of the board of Commissioners of said Marion County; also W. T. Patten and Jacob Woessner, Auditor and Sheriff, respectfvely, of said Marion County. The said Boards of Commissioners being duly and legally in session, pursuant to adjournment, for the purpose of receiving and opening bids and awarding the contract for the construction of the Alfred Cox Et Al Free Stone Road on the boundary line between said counties and the said Elbert M. Murphy continued as Chairman, the minutes of the meeting held on June 3" 1912- See Gravel Road record #3 at page 581, Records of Marion Co. Indiana, in the Auditor's Office-- were read, considered approved and signed in open session.

Comes now W. T. Patten, Auditor of Marion County, and files and presents to said Boards notices to Macadam Road Contractors as printed and published in The Indianapolis Commercial, in said Marion County and in The Danville Gazette, printed and published in said Hendricks County, together with the sworn proof of publication in instance which notice was given and published in accordance with the Order of said Boards and which togather with the said proofs of publication are in the words and figures following, to-wit: (Here Insert) and the Boards having seen and examined such notices and proofs find same are sufficient and conform to the law in such cases.

Whereupon, said Auditor advised the said Boards that the time fixed in said notice for the filing of such bids had expired and that no bids had been filed in said matter. After hearing the engineer appointed herein and certain Contrractors in re the matter of the estimate of the cost of such improvement as specified by the Viewers and Engineer in the report and amendment thereto heretofore filed herein, the said Boards are of the opinion that said estimate as so made by the said Viewers and Engineer is too low, and on motion properly made, seconded and

and unanimously carried, the Auditor of Marion County, Indiana, was ordered to notify said Viewers and Engineer to meet on Thursday August 1st, 1912, at the Auditor's Office in said Marion County, Indiana, and revise their estimate of the cost of the improvment as set out in the plans and specifications incorporsted in their report and the amendment thereto, heretofore filed by them in this cause. And that said Viewers and ENgineer make and file such new estimate or revised estimate in duplicate with the Auditor of said Marion County, and that said Auditor immediately transmit and certify to the Auditor of said Hendricks County, Indiana, one copy of such revised estimate with instructions that same be attached to the report and the amendment thereto heretofore made and filed by said Viewers and Engineer in said cause.

There being nothing further the Boards on motion adjourned to meet at the same place at two o'clock P. M. (2:00 P M ) August 2nd, 1912, to consider and act on the revised estimate and report of the Viewers and Engineer.

Charles Maguire

James Kervan

John Kitley

Commissioners of Marion Co.

Albert M Murphy

James A Donnasel

Harry E Sanders

Commissioners of Hendricks Co.

STATE OF INDIANA,
SS:
MARION COUNTY.

I, W. T. Patten, Auditor of Marion County, Indiana do hereby certify that the foregoing is a true and complete transcript of the Entry concerning the proceedings of the Boards of Commissioners of the Counties of Hendricks and Marion, Indiana, in the matter of the Petition of Alfred Cox et al. for the improvement of a county line highway, as the same appears of record in my office .

Witness my hand and official seal this 29th day of July, 1912.

W. T. Patten

(SEAL)

Auditor Marion County, Indiana

Be it remembered that heretofore to-wit, on the 30th day of July 1912 the Auditor of Marion County, Indiana filed in the office of the Auditor of Hendricks County, Indiana , the following transcript, to-wit:

State of Indiana, In the Commissioners Court
County of Marion, SS. August Term 1912.

In Re the Matter of Alfred

Cox Et Al. Ex-Parte.

REVISION OF ESTIMATE BY VIEWERS AND ENGINEER.

We, the undersigned ,Viewers and Engineer respectively, heretofore appointed, qualified and acting in the above entitled cause, pursuant to an Order of the Boards of Commissioners of Marion and Hendricks Counties in the State of Indiana, made and entered at their joint session had and held on July 22nd., 1912, do most respectfully submit in duplicate for filing in both of said Counties with our original report and an amendment thereto, in said cause, the following additional report.

1st. That we mwt at the time and place named in said Order of said Boards of Commissioners and proceeded to a reconsideration of the cost of constructing the improvement of the highway described in the petition and in the original report filed by us in this cause; that we took into consideration the additional work, labor and material involved in the additional improvement provided for in our amendment of said original report and are now of the opinion that our former estimate of the cost of said additional improvement was too low.

Also, in view of the fact that no bids were filed by Macadam Road Contractors at the formal letting by said Boards and the information that a higher freight rate prevails than we formely beleived and understood, we are of the opinion that our former estimate of the cost of the material specified was not sufficient to cover same.

2nd. Wherefore, after a careful reconsideration of the probable cost of said improvement as set out in the plans and specifications and the amendment thereto, incorporated into and made a part of our report heretofore filed in said cause, we now estimate the total cost of all the grading, material, hauling and spreading, culverts, bridges and additions thereto, engineering, superintending, attorneys fees, advertising and all incidental expenses to be $23262.00

3rd. We further report that in our opinion the benefits to be derived from such improvement will exceed the cost thereof and that said improvement will be of public utility and convenience.

RESPECTFULLY SUBMITTED.

Chester A. Weaver.

Cortez D. Blue.

Viewers.

Paul Julian

Engineer.

Subscribed and sworn to before me this 1st. day of August, 1912.

W. T. Patten

(SEAL) Auditor of Marion Co. Ind.

FILED
Aug. 1, 1912
W. T. Patten
Auditor Marion Co.

Continued from page 327. ( John R. Hull Et Al Road.)

And said viewers now present their supplemental report herein showing that the improvement of said highway as set forth in the report of viewers , heretofore filed, will not occasion any damage to the lands of any infant, idiot, or other person of unsound mind, and that no person, firm or corporation has made any written claims for damages on account of said proposed improvement, which supplemental report, which is in words as follows:

Supplemental Report of Viewers.

TO THE HONORABLE BOARD OF COMMISSIONERS:

In the matter of the petition
of John R. Hull 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 March, 1912, filed our report in the above cause as ordered by you in your 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

D. W. Carter

C. W. Kocher

Viewers.

Subscribed and sworn to before me this the 29th day of March, 1912.

Lewis W. Borders

Auditor Hendricks County.

is now accepted, approved and confirmed by the Board, and the Board now orders said proposed improvement of public highway to be established as in the report, plans, profile and specifications made by said viewers and Engineer set forth, and that the same be built and constructed without an election, held by the legal voters of said Brown Township, and it further ordered that the petition, objections, reports, plans,profiles and specifications, as well as all other papers filed in this proceedings be properly spread of record, And the Auditor is ordered and directed, to give notive, as the law directs, that the Board of Commissioners of Hendricks County, Indiana, will on the 1st day of July 1912, receive Bids for furnish-

ing of all materials and the performance of all labor, as provided for in the specifications, plans, and profiles filed herein. All of which is now ordered and directed by the Board.

Elbert M Murphy

James A Doussard

Harry E Sanders

Board of Commissioners
Hendricks County, Ind.

REGULAR SESSION.

JULY 1, 1912.

In the matter of the Petition of John R. Hull et al; for the Improvement of a Public Highway in Brown Township, Hendricks County, Indiana.

In Commissioners Court ~~Special~~ July 1912 Session.

Be it remembered that the Board of Commissioners for Hnedricks County, Indinan, are met in regular session at their usual place of meeting in the Court House in the towm of Danville, on this the 1st day of July, 1912, and this being the time and place fixed by the notices published and posted, for the receiving of bids for the construction of the improvement, according to theplans, specifications and profiles as made and reported in the above entitled prodeedings, the Board are now ready to receive bids therefor, but failing to receive any bid or offer for the construction of said improvement , the Board now continues this cause until the regular August session of this Board, and Auditor of said Hendricks County, is now directed to cause to be given and published the necessary legal notices that this Board will up to 10 o'clock A. M. on Monday August 5th, 1912, receive sealed bids as the law provides for the construction of said improvement. All of which is ordered and directed by the Board, and this cause is continued.

Elbert M. Murphy

Harry E. Sanders

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Board of Commissioners Hendricks Co.

MONDAY MORNING, AUGUST 5, 1912.

The Board of Commissioners of Hendricks County, Indiana, met in the Commissoners Court Room, in the town of Danville, Indiana, it being the first Monday in said month.

Present: Elbert M. Murphy and Harry E. Sanders, members of the said Board.

The following proceedings were then had to-wit:

In the matter of the Petition of )
George A. Blessing et al for the ))
Improvement of Public Highway by )
Taxation. )

And now in the matter of the claim of S. R. Stewart for his claim filed for making a transcript upon the order of the County Treasurer for the sale of the bonds in the foregoing entitled improvement, came on for hearing and the Board having heard the evidence and otherwise being fully advised in the premises, finds that the said transcript was necessary in order that the County Treasurer mkae sale of said bonds, and that a reasonable fee for the making of said transcript of the proceedings had in said improvement is the sum of $40.00

It is therefore ordered by the Board that said claim of the said S. R. Stewart be allowed in the sum of $40.00; that the County Auditor be, and he is hereby ordered and directed to draw a certain warrant upon the Treasurer of Hendricks Co., Indiana, in favor of the said S. R. Stewart upon the claim filed herein in the sum of $40.00, payable out of the fund raised by the sale of bonds for said above mentioned improvement.

All of which is now finally ordered by this Board.

STATE OF INDIANA, )
SS.
HENDRICKS COUNTY. )

In the matter of the Petition of )
C. E. Higgins et al; for the im- )
provement of a Public Highway. )

Come now the Petitioners by counsel and come also the Engineer and Viewers, it appearing to the satisfaction of the Board that it is impossible for the said Engineer and Viewers to, at this time, file a report of their doings in the foregoing 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.

STATE OF INDIANA, )
SS.
HENDRICKS COUNTY. )

In the matter of the Petition of )
)
Henry Beckley et al; for the im- )
provement of a Pyblic Highway. )

Come now the Petitioners by counsel, it appearing to the satisfaction of the Board that it is impossible for the said Engineer and Viewers to, at this time, file a report of their doings in the foregoing improvements .

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 their certain report in writing setting forth their determination in regard to said proposed improvement.

STATE OF INDIANA )
SS.
HENDRICKS COUNTY )

In the matter of the Petition of )
A. L. Underwood et al; for the im- )
provement of a Public Highway. )

Come now the Petitioners by counsel and come also the Engineer and Viewers, it appearing to the satisfaction of the Board that it is impossible for said Engineer and viewers to, at this time, file a report of their doings in the foregoing 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.

STATE OF INDIANA, )
SS.
HENDRICKS COUNTY. )

In the matter of the Petition of )
H. S. Ragan et al; for the im- )
provement of a Public Highway. )

Come now the Petitioners by counsel and come also the Engineer and Viewers, it appearing to the satisfaction of the Board that it is impossible for said Engineer and Viewers to, at this time, file a report of their doings in the foregoing 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 improvement.

STATE OF INDIANA )
SS.
HENDRICKS COUNTY )

In the matter of the Petition of )
J. W. Figg et al; for the im- )
provement of a Public Highway. )

Come now the Petitioners by counsel and come also the Engineer and Viewers, it appearing to the satisfaction of the Board that it is impossible for said Engineer and Viewers to, at this time, file a report of their doings in the foregoing 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.

STATE OF INDIANA )
SS.
HENDRICKS COUNTY. )

In the matter of the Petition of )
Amos Kersey et al; for the im- )
provement of a Public Highway. )

Come now the Petitioners and come also the Engineer and Viewers, it appearing to the satisfaction of the Board that it is impossible for the Engineer and Viewers to, at this time, file a report of their doings in the foregoing 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.

STATE OF INDIANA )
SS.
HENDRICKS COUNTY )

In the matter of the Petition of )
Henry Hunt et al; for the im- )
provement of a Public Highway. )

Come now the Petitioners by counsel and come also the Engineer and Viewers, it appearing to the satisfaction of the Board that it is impossible for said Engineer and Viewers to, at this time, file a report of their doings in the foregoing improvement.

Therefore, it is hereby ordered by this Board that said Engineer and Viewers be given until the first day fo the next regular session to make their certain report in writing, setting forth their determination in regard to said improvement.

STATE OF INDIANA )
SS.
HENDRICKS COUNTY. )

In the matter of the Petition of )
Samuel Janes et al; for the im- )
provement of a Public Highway. )

Come now the Petitioners and come also the Engineer and Viewers, it appearing to the satisfaction of the Board that it is impossible for the Engineer and VIewers to, at this time, file a report of their doings in the foregoing 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 the said proposed improvement.

STATE OF INDIANA )
SS.
HENDRICKS COUNTY. )

In the matter of the Petition of )
J. P. Christie et al; for the im- )
provement of a Public Highway. )

Come now the Petitioners by counsel and come also the Engineer and Viewers, it appearing to the satisfaction of the Board that it is impossible for said Engineer and Viewers to, at this time, file a report of their doings in the foregoing inprovement.

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 andfile in the office of the Auditor of Hnedricks County, Indiana, their certain report in writing setting forth their determination in regard to said proposed improvement.

STATE OF INDIANA )
SS.
HENDRICKS COUNTY )

In the matter of the Petition of )
Perry Hunt et al; for the im- )
provement of a Public Highway. )

Come now the Petitioners by counsel and come also the Engineer and Viewers , it appearing to the satisfaction of the Board that it is impossible for the Engineer and Viewers, to at this time, file a report of their doings in the foregoing improvement.

Therefore, it is hereby ordered by this Board that said Engineer and Viewers be given ubtil the first day of the next regular session of this Board to make and file in the office of the Auditor of Hendricks County, Indianam their certain report in writing, setting forth their determination in regard to the said proposed improvement.

STATE OF INDIANA )
SS.
HENDRICKS COUNTY.

In the matter of the Petition of )
William S. Harri~~son~~ ~~et~~ al for the i)- )
improvement of a Public Highway. )

Come now the Petitioners by counsel and come also the Engineer and Viewers, it appearing to the satisfaction of the Board that it is impossible for the said Engineer and Viewers to, at this time, file a report of their doings in the foregoing 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.

STATE OF INDIANA )
SS.
HENDRICKS COUNTY. )

In the matter of the Petition of )
Alfred Cox et al; for the im- )
provement of a Public Highway. )

Come now the Petitioners by counsel and come also the Engineer and Viewers, it appearing to the satisfaction of the Board that it is impossible for the Engineer nad Viewers to, at this time, file a report of their doings in the foregoing 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.

In the matter of the Petition of )
John R. Hull, et al; for the )
Improvement of s Public Highway. )

And now comes Lewis W. Borders, the Auditor of said County, and State, and produces and files herein, the affidavits of Julian D. Hogate, and William A. King, the editors and publishers, respectively of the Republican, and The Danville Gazette, two weekly newspapers of different politics, and representing the political parties casting the highest number of votes at the last general election held in said county, published in the town of Danville, and having a general circulation throughout Hendricks County, Indiana, which affidavits, with copies of the notices published, attached thereto, being in words and figures as follows, to-wit: (H. I.)

MONDAY MORNING, AUGUST 5, 1912.

From which proofs of publication it appears to the satisfaction of the Board that notice of the time, and place of receiving bids for the construction of the improvement proposed in the foregoing entitled cause, in accordance with the plans, specifications and profiles made and reported therein, was duly published in each of said weekly newspapers for three (3) consecutive weeks, the first of which publication was made on the 11th day of July, the second on the 18th day of July, and the third on the 25th day of July 1912, And said Auditor now also produces and files herein, the affidavit of A. F. Vehling, clerk of the Star Publishing Company, the publishers of the Indianapolis Star, a daily newspaper of general circulation throughout the State of Indiana, and published at the City of Indianapolis Indiana, which affidavit, with copy of notice published attached thereto, in words and figures as follows, to-wit: (H. I. )

whereby it further appears to the satisfaction of the Board that notice of the time, and place for the receiving of bids for the construction of the improvement ordered in the above cause, according to the plans, specifications and profiles made and reported therein, was published in said Indianapolis Star, on the 10th day of July 1912, and more than two weeks prior to this date, which was fixed in all of said notices so published as aforesaid, as the date for the receiving of bids for the construction of sa d improvement according to the plans, specifications and profiles made and reported therein. And now comes the said Lewis W. Borders, Auditor of said Hendricks County Indiana, and files herein his own affidavit, which is in words and figures as follows, to-wit: (H. I.)

whereby it appears to the satisfaction of the Board, that a copy of the notice, published in the aforesaid newspapers, was on the 11th day of July and more than fifteen (15) days prior to the day set for said letting of contract, duly posted at the Court House door in Danville, Hendricks County Indiana. And now from all of the aforesaid affidavits, and the copies of the notices attached thereto, it appears to the satisfaction of the Board, and the Board so finds, and adjudges, that due and legal notice of the time, and place for the receiving of sealed bids and proposals for the making and construction of said improvement, according to the plans, specifications and profiles, on file, had been given by the Auditor of Hendricks County, Indiana, as provided by law in such proceedings. And the hour of 10 O'clock A. M. of the 5th day of August 1912, having arrived, the same being the day and hour up to which it was provided in said notice that this Board would receive sealed bids and proposals for the construction od said improvement; the Board finds upon the opening, inspection and examination of all bids submitted, all of which were opened in the presence of the Board, and divers tax payers of said Brown Township, and said bidders, that the lowest and best bid for the construction of said improvement, was the sealed bid and proposal, as follows, to-wit: William McCarthy, of Lebanon Ind. $7750.00

The Board now finds that the aforesaid bid and proposal is in due and legal form, and that the same was accompanied by the necessary non-collusion affidavit, and a bond in the penal sum of $16457.00, with the Southern Surety Company, of St. Louis Missouri, as surety, as provided in said notices, and as required by law, in such cases. The Board now further finds that the entire cost of said improvement, including the aforesaid bid, and the expenses incurred, and to be incurred in the per diem of the engineer and superintendent, and a reasonable attorneys fee, for petitioners attorneys, is the sum of $1050.00, and said Board further finds that the total indebtedness of said Brown Township, the same being the township in which highway to be improved is wholly located, including all the costs and expenses of this improvement and all bonds heretofore issued for the building of free gravel macadamized roads, will not exceed four (4) per centum of the total assessed taxable valuation of the property of said Brown Township

The Board now further finds that the contract for said improvement should be awarded and let to the said William McCarthy, he being a responsible party and bidder, and his bid and offer being the lowest and best bid and offer received, and the same being less than the estimated cost of said improvement, and that the bid of the said William McCarthy, should be accepted, and that the bonds of the county should be issued and sold for the purpose of raising the necessary money and funds to pay the costs of said said improvement, and the necessary expenses incident thereto. Wherefore it is now hereby ordered, adjudged and decreed by the Board, that the contract for the making of said improvement be, and the same is hereby awarded and let to the said William McCarthy, at a

and for the sum of $7750.00. And it id further ordered by the Board that the aforesaid bond of the said William McCarthy, in the penal sum of $16457.00, which is morenthan double the amount of the bid herein, with the Southern Surety Company, of St. Louis Missouri, as surety, is now accepted and approved, which bond, with the approval indorsed thereon, is in words and figures as follows:

SPECIAL BOND TO BOARD OF COMMISSIONERS.

KNOW ALL MEN BY THESE PRESENTS, That wen the undersigned WILLIAM McCARTHY, of Lebanon, Indiana, asprincipal, and the SOUTHERN SURETY COMPANY, of St. Louis Missouri, as surety , areheld and firmly bound unto the State of Indiana in the penal sum of Sixteen Thousand, Four Hundred Fifty-seven ($16,457.00) 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, successors and assigns, firmly by these presents, this 31st day of July, 1912.

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 the construction of the John H. Hull gravel Road in Hendricks County, Indiana AND WHEREAS, the above-named William McCarthy has filed a bid for said work with the auditor of the county: Now, therefore, if the said Board of Commissioners shall award to him the contract for said work, and the said William McCarthy 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.

William McCarthy (SEAL)

(Seal)

SOUTHERN SURETY COMPANY,

by C. R. McGaughey

Attorney in fact.

STATE OF INDIANA, COUNTY OF BOONE. SS:

Before me, the Subscriber, a Notary Public in and for said county, personally appeared William McCarthy (For acknowledgment of Attorney see Page 369 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 August A. D. 1912.

My commission expires

April 15, 1915.

Harry T. Thompson

Notary Public.

MONDAY MORNING, AUGUST 5, 1912

Accepted and approved August 5th, 1912.

Elbert M. Murphy
Harry E. Sanders

Board of Commissioners Hendricks Co.

Attest Lewis W. Borders

Auditor Hendricks County, Indiana.

The bid of the said William McCarthy, having been duly accepted, and his bond having been accepted and approved, the said Board does now enter into a written contract with the said William McCarthy, as the party of the first part, and the Board of Commissionerso of Hendricks County, Indiana, as the party of the second part, for the construction of said improvement, according to the plans, reports, specifications and profiles made reported and filed herein, by the engineer and viewers, which contract is in words and figures as follows,

CONTRACT.

FOR THE CONSTRUCTION OF THE JOHN R. HULL ET AL FREE ROAD.

THIS AGREEMENT made and entered into by and between William McCarthy of Lebanon Indiana, party of the first part and the BOARD OF COMMISSIONERS of Hendricks County in the State of Indiana, party of the second part, WITNESSETH:

That, on the 5th day of August A. D. 1912, the said Board of Commissioners received bids for the construction of the John R. Hull Et Al Road, the same being located in Hendricks County, and the said William McCarthy being declared to be the lowest and best responsible bidder, the contract was awarded to said William McCarthy for the amount of his bid, viz: $7750.00; and the said first party now covenants and agrees to build and construct said road in all respects in accordance with and conformable to the specifications, reports, plans and profile contained in the reports of the Viewers and Engineer for said road, now on file in the office of the Auditor of said county, which said report, specifications and profile are hereby referred to and made a part of this contract the same as if herein fully set our and written.

And the party of the first part further undertakes and agrees that in the prosecution of said work he will use all proper skill and care and will pay all claims for work and labor performed and material furnished in and for the construction of said work, whether the said work and labor is performed, or material is furnished to said contractor or any subcontractor, agent, or superintendent in charge of said work. It is further understood and agreed that said first party will not and cannot sell or assign this contract or sublet the owrk to any person or persons, except by consent of the said Board of Commissioners.

The party of the first part further agrees to construct and build said improvement and have the same completed on or before the ~~fifteenth~~ first day of ~~December 1912~~ October 1913, and in the

event said improvement of said road shall not be completed, finished and ready for acceptance by the party of the secont part on or before said ~~fifteenth~~ first day of ~~December 1912,~~ October 1913 then said party of the first agrees and promises to pay to said secon party as liquidated damages for the non-completion of said work and for the deprivation on the part of the public of said Hendricks County of the use of said road from and after said ~~fifteenth~~ first day of ~~December 1912,~~ October 1913 the sum of twenty-five ($25.00) per day for each and every day day thereafter that said improvement shall remain uncompleted, unfinished and not ready for acceptance by said party of the second part, and said party of the first part agrees that said sum of twenty-five ($25.00) per day shall be deducted from the contract price of said improvement, for the use of the public of said Hendricks County and shall be retained by said party of the second part out of the contract price for said improvement for the use of the public of said Hendricks County. Provided, that sai d failure to complete said improvement within the time specified for such completion is not caused by strike or any other cause, or causes beyond the control of said first party or that said time has not been extended by said Board of Commissioners. In the event second party does grant extension of time for the completion of said improvement, the above and foregoing agreement in relation to liquidated damages shall apply after the expiration of such extension.

It is also agreed and understood by and between the parties hereto that said party of the second part shall withhold full payment to first party as required by Section 1 of an Act approved March 4, 1911, page 437, for the period of thirty days or until proof be made of the payment of all labor, materials and sub-contractors claims.

Second party agrees that first party shall be paid the said contract price as above set out, upon the warrant of the Auditor of Hendricks County, as directed by the Board of Commissioners and shall be paid on monthly estimates of the engineer in charge of said work, but not to exceed 80 per cent of the engineer's said estimate; 20 per cent of the said contract price shall be retained by the said County until saud work is fully completed and fibally accepted by the ~~concurrent action of the~~ said Board of County Commissioners.

And said first party agrees to do and perform all matters and things required of and imposed upon him, according to the terms of this contract or pursuant to the provisions of the Acts of the Generdl Assembly of the State of Indiana authorizing said improvement.

To all of the covenants, conditions and stipulations of this contract the said parties severally bind themselves, their successors, heirs and assigns.

MONDAY MORNING, AUGUST 5, 1912

In witness Whereof the said party of the first part has hereunto set his hand and seal, the day and year herein after mentioned and in witness whereof, the said Board of Commissioners have also signed and approved this contract, this 5th day of August A. D. 1912.

William McCarthy
Party of the first part.

Elbert M. Murphy
Harry E. Sanders
Board of Commissioners of
Hendricks County.

Attest: Lewis W. Borders,
Auditor of Hendricks Co. Indiana.

And now it is ordered and adjudged by this Board, that the bonds of Hendricks County, Indiana, be issued and sold in the total sum of $8800.00 for the purpose of raising money and funds with which to pay the costs of said improvement, and the necessary expenses incident thereto, and that said bonds be in a series of $440.00 each, bearing interest at the rate of four and one half (4½) per centum, per annum, and payable over a period of ten (10) years, as prayed for in the petition herein, from the 15th day of May 1913, and the Treasurer of Hendricks County, Indiana, is hereby authorized, empowered and charged with the sale and delivery of said bonds upon their issue. And now the Baord appoints John O. Kain as engineer for the construction of said improvement, and said engineer is directed to file his bond as such engineer herein, in the sum of $6000.00 with surety to be approved by the Board, and the appointment of a superintendent, to superintend the construction of said improvement, is deferred for further consideration, and further proceedings herein are continued. All of which is now ordered, and directed by the Board.

( From Page 366)

STATE OF INDOANA )
SS.
COUNTY OF MARION )

I, H. T. Huff Notary Public of Marion County in the State of Indiana, do here by certify that C. R. McGaughey, Attorney in fact and in behalf of the Southern Surety Company, who is personally known to me to be the same person whose name is subscribed to the foregoing instrument appeared before me this day in person and acknowledged that he signed, sealed and delivered said instrument as his free and voluntary act for the uses and purposes therein set forth.

Given under my hand and Notarial Seal at Indianapolis in said County this 3rd day of August 1912.

Elbert M Murphy

My commission expires
Jan. 31st, 1916

H. T. Huff
Notary Public.

Monday Morning, September 2, 1912.

The Board of Commissioners of Hendricks County, Indiana, met in the Commissioners Court Room, in the town of Danville, in regular session, it being the first Monday in said Month.

Present: Elbert M. Murphy, Harry E. Sanders, and James A. Downard, all members of said Board.

The following proceedings were then had, to-wit:

In the matter of the petition )
of C. E. Higgins et al; for )
improvement of public highway. )

Come now the petitioners by counsel, and come also the engineer and viewers, and it appearing to the satisfaction of the Board that it is impossible for the said engineer nad viewers to, at this time, file a report of their doings in the foregoing 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, Ind., their certain report in writing setting forth their determination in regard to said proposed improvement.

In the matter of the petition )
of Henry Beckley et al; for )
improvement of Public Highway. )

Come now the petitioners bydcounsel and come also the engineer and viewers, and it appearinggto the satisfaction of the Board that it is impossable for said engineer and viewers to, at this time, file a report of their doings in the foregoing improvement.

Therefore, it is hereby ordered by the 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 Auditorrof Hendricks County, Indiana, their certain report in writing setting forth their determination in regard to the said proposed improvement.

Monday Morning, September 2, 1912.

In the matter of the petition )
of R. L. Underwood et al; for )
improvement of public highway. )

Come now the petitioners by counsel, 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, at this time, file a report of their doings in the foregoing 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 the said proposed improvement.

In the matter of the petition )
of H. S. Ragan et al; for the )
improvement of Public highway. )im

Come now the petitioners by counsel, 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, at this time, file a report of their doings in the foregoing improvement.

Therefore, it is hereby ordered by the 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 the said proposed improvement.

Monday Morning, September 2, 1912.

In the matter of thepetition of )
Amos Kersey et al; for the imp- )
rovement of Public Highway. )

Come now the petitioners by counsel, and come also the engineer and viewers herein, and it appearing to the satisfaction of the Board that it is impossible for the said engineer and viewers to, at thi s time, file a report of their doings in the foregoing improvement.

Therefore, it is hereby ordered by this Board that said engineer and viewers be given until the first day of the next regular sessesion 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 )
J. W. Figg et al; for the imp- )
rovement of Public Highway. )

Come now the petitioners by counsel, 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, at this time, file a report of their doings in the foregoing 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 the said proposed improvement.

Monday Morning, September 2, 1912.

In the matter of thepetition of )
Henry Hunt et al; for the improve- )
ment of Public Highway. )

Come now the petitioners by counsel, and come also the engineer and viewers, and it appearing to the satisfaction of the Board that it is inpossible for the said engineer and viewers to, at this time, file a report of their doings in the foregoing 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 the said proposed improvement.

In the matter of the petition of )
Samuel Janes et al; for the impro- )
vement of Public Highway. )

Come now the petitioners by counsel, and oome also the engineer and viewers herein, and it appearing to the satisfaction of the Board that it is impossible for the said engineer and viewers to, at this time, file a report of their doings in the foregoing 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 deterniabrtion in regard to the said proposed improvement.

Monday Morning, September 2, 1912.

In the matter of the petition of )
Perry Hunt et al; for the imp- )
rovement of Public Highway. )

Come now the petitioners by counsel, 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 at this time file a report of their doings in the foregoing 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 andifile 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 )
J. P. Christie et al; for the im- )
provement of Public Highway. )

Come now the petitioners by counsel, and come also the engineer and viewers, and it appearing to the satisfaction of the Board that it is impossible for said engineer and viewers to, at this time, file a report of their doings in the foregoing 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 inprovement.

Monday Morning, September 2, 1912

In the matter of the petition of )
Wm Harris et al; for the improve- )
ment of a Public Highway. )

Come now the petitioners by counsel and come also the engineer and viewers, and it appearing to the satisfaction of the Board that it is impossible for said engineer and viewers to, at this time file a report of their doings in the foregoing 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.

In the matter of the petition of )
Alfred Cox et al; for the improve- )
ment of a Public Highway. )

Come now the petitioners, by counsel, and come also the engineer and viewers, and it appearing to the satisfaction of the Board that it is impossible for said engineer and viewers to, at this time, file a report of their doings in the foregoing 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.

Elbert M Murphy

VACATION ENTRY.

Be it remembered that heretofore to-wit, on the 4th day of September 1912, the Auditor of Marion County, Indiana filed in the office of the Auditor of Hendricks County, Indiana, the following transcript, to-wit:

E N T R Y .

Friday, August 2, 1912.

State of Indiana, )
SS.
County of Marion. ) In the Commissioners' Court

August Term, 1912.

ALFRED COX ET AL.

EX-PARTE.

IMPROVEMENT OF HIGHWAY ON COUNTY LINE.

BE IT REMEMBERED That on the 2nd day of August, 1912, at 2 o'clock P.M. the Boards of Commissioners of Marion and Hendricks Counties in the State of Indiana, met pursuant to adjournment: present, Elbert M. Murphy and Harry E. Sanders, members of the Hendricks County Board, and Charles Maguire, James Kervan and John Kitley, members of the Board of Commissioners of Marion County also W. T. Patten and Jacob Woessner, Auditor and Sheriff, respectively, of said Marion County. Elbert M. Myrphy being selected as Chairman and the matter for consideration relating to the revision of their estimates by the Viewers and Engineer heretofore appointed and acting in the Alfred Cox et al County Line Free Stone Road metter, the Minutes of the previous meeting were read, considered, approved and signed in open court.

Comes now the said Auditor and presents to said Boards the Report of said Viewers and Engineer made in accordance with the order of the said Boards in said matter, which said report is in the words and figures following, to-wit:

State of Indiana )
SS.
County of Marion ) In the Commissioners' Court

August Term, 1912.

In Re the Matter of
Alfred Cox Et Al. Ex-Parte.

REVISION OF ESTIMATE BY VIEWERS AND ENGINEER.

We, the undersigned, Viewers and Engineer respectively, heretofore appointed, qualified and acting in the above entitled cause, pursuant to an

VACATION ENTRY.

Order of the Boards of Commissioners of Marion and Hendricks Counties in the State of Indiana, made and entered at their joint session had and held on July 22nd, 1912, do most reppectfully submit in duplicate for filing in both of said Counties with our original report and amendment thereto, in said cause, the following additional report.

1st. That we met at the tima and place named in said Order of said Boards of Commissioners and proceedad to a reconsideration of the cost of constructing the improvement of the highway described in the petition and in the original report filed by us in this cause; that we took into consideration the additional work, labor and material involved in the additional improvement provided for in our amendment to said original report and are now of the opinion that our former estimate of the cost of said additional improvement was too low.

Also in view of the fact that no bids were filed by Macadam Road Constructors at the former letting by said Boards and the information that a higher freight rate prevails than we formerly believed and understood, we are of the opinion that our former estimate of the cost of the material specified was not sufficient to cover same.

2nd. Wherefore, after a careful reconsideration of the probable cost of said improvement as set out in the plans and specifications and the amendment thereto, incorporated into and made a part of our report heretofore filed in said cause, we now estimate the total cost of all the grading, material, hauling and spreading, advertising, culverts, bridges and additions thereto, engineering, superintending, attorneys fees and all incidental expenses to be $23,262.00

3rd. We further report that in our opinion the benefits to be derived from such improvement will exceed the cost thereof and that said improvement will be of public utility and convenience.

RESPECTFULLY SUBMITTED.

Chester A. Weaver

Cortez D. Blue

Viewers.

Paul Julian

Engineer.

Subscribed and sworn to before me this 1st day of August, 1912.

W. T. Patten

Auditor of Marion County Ind.

(SEAL)

VACATION ENTRY.

And the said Boards having seen and examined said report and revised estimate of said Viewers and Engineer and being fully advises in the matter now find that said report of said Viewers and Engineer is in accordance with their orders in said matter and is legal and sufficient.

It is therefore considered, ordered and adjudged that the Auditor of Marion County, Indiana, be and he is hereby directed to advertise for bids for the construction of the Alfred Cox et al Free Stone Road in one paper in each County interested for two weeks successively in a weekly or daily newspaper of general circulation twenty (20) days before the letting which day for receiving bids and letting the contract for the construction of said proposed improvement shall be Friday, September 6, 1912, at 10 o'clock A. M.

There being nothing further the Board adjourned until said 6th day of September, 1912, at 10 o'clock A. M. when they will convene at the same place to consider such bids as may be filed in said matter.

Charles Maguire

James Kervan

Elbert M. Myrphy

John Kitley

Harry E. Sanders

Commissioners Marion County.

Commissioners Hendricks County.

State of Indiana )
SS.
Marion County. )

I, W. T. Patten, Auditor of said Marion County. do hereby certify that the foregoing is a true and complete transcript of the proceedings of the Boards of Commissioners of Marion and Hendricks Counties in the matter of the Petition of Alfred Cox et al for improvement of county line highway, as the same appears of record in my office.

Witness my hand and official seal this 31st day of August, 1912.

(SEAL)

W. T. Patten

Auditor Marion County, Indiana.

VACATION ENTRY.

Be it remembered that heretofore to-wit, on thr 24th day of July 1912, the Auditor of Putnam County, Indiana, filed in the office of the Auditor of Hendricks County, Indiana, the following transcript, to-wit:

In the Matter of the petition of )
D. B. Taylor et al; for the impro- )
vement of Highway on the County )
Line between Putnam and Hendricks )
Counties, Indiana. Cause # 31. )

On June 29, 1912, pursuant to legal notice the Board of Commissioners of Putnam County, Indiana, and the Board of Commissioners of Hendricks County, Indiana, met in joint session at the Commissioners room in the Court House in Greencastle, Putnam County, Indiana, relative to the above entitled cause.

Present: George Raines, A. M. Gardner and James E. Houck members of the Board of of said Putnam County, and also present Harry E. Sanders, Elbert M. Murphy and James A. Downard the members of the Board of Hendricks County. Said Board organized by electing E. M. Murphy President.

And now the Auditor of Putnam County presents to the Joint Boards the report of the Viewers and Engineer and the plans, plats, profiles and specifications in said cause, which report, plans, profiles and specifications had been by said Viewers and Engineer filed in the Auditors office of said Putnam County, and also a copy filed in the office of said Hendricks County, on the 10th day of March 1911, more than ten days prior to said joint meeting, and which report together with a supplemental report of said Viewers and Engineer as to damages are as follows:

STATE OF INDIANA )
SS.
PUTNAM COUNTY )

IN THE COMMISSIONERS COURT
NOVEMBER TERM 1910.

In the matter of the petition of David )
B. Taylor et al; to improve a public )
highway on the line between Jackson )
Township, Putnam County, and Marion )
Township, Hendricks County, Indiana. )

TO THE HONORABLE BOARD OF COMMISSIONERS OF PUTNAM AND HENDRICKS COUNTIES, 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 David B. Taylor 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 6th day of March 1909,at the office of the Auditor of Putnam County, in the city of Greencastle, 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 needs of the public for this proposed improvement as a facility for travel, and did make necessary surveys of the same, together with profile, drawings, plans, and specifications, and found that the material for the roadway should be first class gravel suitable for a first class road building purposes as detailed in the specifications and exemplified in the drawings entitled "CROSS SECTION OF ROADBED". We find that the proposed improvement, in accordance withthe profile, drawings, plans and specifications, herewith filed, will be of public utility and convenience and that the costs of construction of 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-three (33) 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 (100) feet, and that said profile, drawings, plans, and specifications provided f or 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 gravel required therein and likewise provide the quality and quantity of each and every kind of material, and all things necessary to make a complete gravel 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.

VACATION ENTRY.

The following is a description of the route over and upon which said improvement is to be located:- Commencing at a stone at the south east corner of Section 25, Township 16, North Range 3 West, the same being on the line between Jackson Toenship, Putnam County, and Marion Township, Hendricks County, all in the state of Indiana, and running thence North on the East line of said Section 25 and on the West line of Section 30, Township 16, North Range 2 West, and continuing North on the East line of Section 24, Township 16, North Range 3 West, and on the West line of Section 19, Township 16, North Range 2 West to the Northeast corner of said Section 24, a total distance of 10,583 feet, the same being on and along the line between Jackson Township, Putnam County, and Marion Township, Hendricks County, all in the state of Indiana. We find the total length of the proposed improved highway to be 10,583 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 anyone.

We estimate the cost of the proposed improvement to be $6750.00

John O. Kain
Engineer.

Toliver Worrell

W. P. Wimmer
Viewers.

Subscribed and sworn to before me this 7th day of January, 1911.

D. V. Moffett
Auditor.

VACATION ENTRY.

STATE OF INDIANA )
SS.
HENDRICKS COUNTY.) IN THE COMMISSIONERS COURT

NOVEMBER TERM 1910.

In the matter of the petition of )
David B. Taylor et al, to improve a )
public highway on the line between )
Jackson Township, Putnam County, and )
Marion Township, Hendricks County, )
Indiana. )

Specifications for the construction of the David B. Taylor et al road on the line between Jackson Township, Putnam County, and Marion Township, Hendricks County, Indiana, under the "Provisions of an Act of the General Assembly of Indiana, approved Maroh 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 profiles, 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 done or material 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

ions 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 representatives 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 rifht to make any change or alteration in the plans and specifications that the Engineer and Superintnedent 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 material and workmanship of whatever description shall be subject to inspection and rejection by the superintendent and engineer in accordance with the intnations of these specifications. In case of the Superintnadent accepting any material or workmanship and the Engineer afterwards rejecting the same, the decision of the Engineer shall be final and control, 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 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 advisbale 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 and 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 throuought 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. IDEMNITY. 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 used of any patent or patented device, 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 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 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. Beforenthe final acceptance of the work or release of his bond, the Contractor must satisgy 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 casualities of every nature pertaining to the work until final acceptance thereof, are at Contractors risk.

20. TIME OF WORK RELATIVE TO WEATHER AND CONDITIONS OF OTHER HIGHWAYS. Whenever the weather conditions are such, or 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, 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 roadway shall be raised or lowered to, being referred to as the subgrade and before material is put on. As the profile only shows the elevation 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.

VACATION ENTRY:

ROUTE. The route, length and width of this road as heretofore set forth in the report of the Viewers and acco rding to the plans herewith submitted.

ROADWAY. The right of way of said road shall be thirty-three (33) 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 subgrade 210 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 exceede 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 landmarks or witness trees, which shall be carefully protected in their original positions. Where shade trees do not impede travel or cause damage to the roadway they may be left standing at the descretion 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 roadbed shall be twenty-three (23) feet wide, measured at right angles to the center line of the 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 ROADBED", and said roadbed shall be made smooth and compact before the gravel is placed thereon. After the completion of the grading the same shall be allowed to settle four (4) weeks before placing gravel thereon, unless permission is given by the Engineer and Superintendent for placing the same earlier. At any event the roadbed shall be kept smooth and compact to the satisfaction of the Engineer and Superintendent.

-DITCHES. Ditches shall be excavated along both sides of the entire line of road. The depth in no case to be less than eighteen (18) inches, measured from the shoulder of the grade, and eighteen (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 cinstructed as to lead all of the water from the road to the nearest outlet, unless otherwise provided for 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 compact so that water will not follow or wash them.

Where the public drain runs along parrallel and on the highway no additional ditches are to be made.

GRADE. The grade line (the red line) of the profile shows the grade of the sub-grade of the roadbed, and the top or surface of the roadbed must be made to conform to said grade line, making cuts and fills of the depth shown on the 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 cuts and 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 roadbed shall be allowed to settle four (4) weeks before placing gravel thereon, unless permission is given by the Engineer and Superintendent for placing the same earlier. At any event the roadbed shall be kept smooth and compact to the satisfaction of the Engineer and Superintendent.

EXCAVATIONS. All cuts shall be excavated to a width of thirty (30) 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-three (23) feet at the sub-grade and the sides shall have a slope of one (1) to one and one-half ($1\frac{1}{2}$). The Contractor shall make easy approaches to all intersecting roads.

An allowance of ten per cent (10%) must be made for shrinkage on all fills of more than twelve (12) inches.

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.

VACATION ENTRY.

CONCRETE. The concrete shall be composed of one part American Portland Cement, the brand to be named by the Engineer, to five parts of approved clean hard first class gravel, the largest pieces which will pass through a two inch ring.

GRAVEL. The gravel shall be a good quality of first class creek gravel, free from dirt and other fine material, except sand, 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 Anerican Portland Cement, the brand to be determined by the Engineer, and shall pass the customary standard tests.

MIXING. The cement and gravel shall be mixed dry by turning at least twice, if hand mixed, in the proportions of one part cement to five parts gravel, by turning at least twice, measured by volume loose, sufficient water to be then added to make a mixture as wet as consistent with satisfactory 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 (6) inches thick.

FACING. The concrete next to the forms shall be spaded with a spade or manipulated with some other tool so that the gravel will be prevented from touching the forms, a smooth face to be secured without plastering. After forms on exposed faces are removed the face of the concrete shall be rubbed with emery blocks and brushed to remove timber markings and all other unevenness.

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.

CLEANINH UP. The Contractor shall remove all false work and all surplus materials 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.

VACATION ENTRY.

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 reomove from the work by the Contractor on notice from the Engineer. The Engineer shall set all stakes and determine all grades, levels, and elevations.

GRAVEL. For a width of eight (8) feet, four (4) feet on each side of the center line of road, the road shall be covered with first class gravel suitable for first class road building purposes acceptable to the Engineer and superintendent. Said gravel to be free from dirt, sticks, chunks, and all other foreign and deleterious materials and range in size from one-eighth (1/8) inch to one (1) inch. The gravel to be placed fourteen (14) inches thick between boards properly lined. Said boards shall remain in place until the Engineer or the Superintendent is satisfied that the required amount of gravel has been placed on the road. After the acceptance of this work either by the Engin Engineer or Superintendent, said boards shall be removed, theplacing of gravel shall be commenced and carried out so as hauling over the gravel will not be necessary.

Before the final acceptance of the road the Contractor will be required to rake in the gravel without raking in dirt and leaving the edges of the gravel in a straight line and presenting a uniform sightly appearance.

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 (80%) of the Engineers 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
Toliver Worrell
W. P. Wimmer
Viewers.

Subscribed and sworn to before me this 7th day of January, 1911.

D. V. Moffett
Auditor.

(For Supplemental Report of Viewers see Page 398.)

VACATION ENTRY.

And the joint Board having examined the same find that said report is in due form and sufficient. That said inprovement petitioned for will be of public utility and that there are no claims for damages, all of which is found by the unaminous vote of said Board, and no objections to said inprovement being present at said joint session, the Joint Board by vote of all members thereof orders that said improvement be made, and that the cost of making that part of said improvement lying along between Jackson Township Putnam County, and Marion Township, Hendricks County, be and the same is by the unaminuous vote of the members of the said Joint Board assessed one-half of said cost to said Jackson Township, and one half to said Marion Township.

And the Auditor of Putnam County, Indiana, is ordered to advertise for bids as required by law, and fix a time when said bids shall be received and opened in his office for the prosecution of said work, and to give notice as required by law to the members of the Board of each of said counties of the time and place of receiving and opening of said bids.

George Raines

A. M. Gardner

James E. Houch

Commissioners of Putnam County.

Harry E. Sanders

Elbert M. Murphy

James A. Downard

Commissioners of Hendricks County.

State of Indiana )
SS.
Putnam County. )

I, C. L. Airhart, Auditor of Putnam County, Indiana, do hereby certify that the foregoing is a true and complete copy of the Commissioners of Putnam County, Indiana, in the cause of D. B. Taylor et al, petition for the improvement of highway on the line between the Counties of Putnam and Hendricks, as above set forth.

Witness my hand and Official seal, this 20th day of July, 1912.

C. L. Airhart

Auditor Putnam County, Indiana.

VACATION ENTRY.

Be it remembered that heretofore, to-wit on the 16th day of August, 1912 the Auditor of Putnam County, Indiana filed in the office of the Auditor of Hendricks County, Indiana, the following transcript, to-wit:

In the matter of the petition of )
D. B. Taylor et al, improvement of )
highway on the County line between )
Putnam and Hendricks Counties. )

Be it known that on August the 7th, 1912 the following proceedings were had in the above entitled cause before the Board of Commissioners of Putnam County, Indiana, and the Board of Commissioners of Hendricks County, Indiana.

Present: A. M. Gardner James E. Houch Board of Commissioners of Putnam County, Indiana Board of Commissioners of Hendricks County Indiana, to-wit: The Hon H. E. Danders and E. M. Murphy.

The said members of said Board organized by electing the Honorable E. M. Murphy of Hendricks County as president of said joint Board, Said joint session being held in responce to a summons issued by theAuditor of Putnam County, Indiana, and served on the said Boards, said summons being served more than ten days prior to this 7th day of August 1912, said summons stating the time and place of the receiving and opening the bids for the improvement of the road petitioned for in the above entitled cause, said summons being in the words and figures as follows, to-wit: (here insert.)

Said Auditor now presents copies of the notices of the letting herein and proof of publication thereof, filed in his office, of the Indianapolis News, The Star Democrat and the Hendricks County Republican, which notices and proof of publication there of of the Indianapolis News is in words and figures to-wit: (hereinsert.)
And which proof of publication in the Star Democrat is in words and figures as follows, to-wit: (hereinsert.)
And which proof of publication in the Hendricks County Republican is in the following words and figures as follows, to-wit: (here insert.)
Said joint Board finds that each of said Papers filed a copy of said notices published therein, togather with proof of publication thereof, and the paper charges taxed thereon before this 7th day of August 1912 at 10 o'clock A. M., being the day and time of said letting; that notices were given by publication one time on the 17th day of July 1912 in the Indianapolis News, a daily News Paper of general circulation throughout the state of Indiana, published at Indianapolis, which was at least two weeks prior to this 7th day of August and by publication for two consecutive weeks in the Star Democrat, a weekly News Paper of general circulation printed and published in Greencastle, Putnam County, Indiana, the last of which publications was at least 20 days prior to the day of letting

and by publication for two consecutive weeks in the Hendricks County Republican a weekly news paper of general circulation printed and published in Danville, Hendricks County, Indiana the last of which publications was at least 20mdays prior to the day of letting, which notices were in all respects according to law and sufficient and according to the order of this joint Board heretofore made. And now on the day and the time and place named in said notices the said Joint Boards of Commissioners have met and no bids are received.

And this cause is continued until the auditor of Putnam County Indiana, fixes the time when said auditor shall readvertise for bids as now provided by law.

A. M. Gardner

James E. Houck

Commissioners of Putnam County.

E. M. Murphy

H. E. Sanders.

Commissioners of Hendricks County.

State of Indiana )
SS.
Putnam County. ))

I, C. L. Airhart, Auditor of Putnam County, Indiana, do hereby certify that the foregoing is a true and complete copy of the records of the Commissioners of Putnam County, Indiana, in the cause of D. B. Taylor et al, petition for the improvement of highway on the line between Putnam and Hendricks Counties, Indiana.

C. L. Airhart

Auditor Putnam County, Indiana.

VACATION ENTRY.

Be it remembered that heretofore to-wit on the 2nd day of Sept. 1912, the Auditor of Marion County, Indiana, filed in the office of the Auditor of Hendricks County, Indiana the following transcript, to-wit:

STATE OF INDIANA )
SS.
MARION COUNTY. )

IN THE COMMISSIONERS COURT OF MARION COUNTY, INDIANA. AUGUST TERM, 1912.

Dr. Chas, Yoke Et Al

Ex-Parte.

PETITION FOR THE IMPROVEMENT OF PUBLIC HIGHWAY ON COUNTY LINE ROAD.

BE IT REMEMBERED, That on the 29th day of August, 1912, the same being the 25th day of the regular August Term 1912, of the Board of Commissioners of said County and State, the following proceedings were had and held in the above entitled cause, to-wit:

Comes now Charles Yoke and 121 other persons and file their petition for the improvement of a public highway on a County Line Road totogether with the proof of the signing of the said petition and the qualifications of the signers of said petition, which said public highway is described as follows, to-wit:

" On and along the improved highway on the boundary line between said (Wayne and Washington) Townships in said (Marion and Hendricks) Counties, extending from and commencing at the intersection of the Rockville Free Gravel Road with the established highway on the County Line between said Marion and Hendricks Counties in the State of Indiana, at the North West corner of Section Nine (9) in Township Fifteen (15) North of Range Two (2) East in said Marion County, Indiana, and running thence South on and along said established highway on said County Line on the West side of said Section Nine (9), said Township and Range, Section Sixteen (16) and a part of Section Twenty-one (21), all in the Township and Range aforesaid, to its intersection with the Central Plank or National Free Gravel Road at a point in the West line of the North West Quarter of said Section Twenty-one (21) in said Township and Range, a distance of approximately two and one-fourth ($2\frac{1}{4}$) miles",

Which said petition, proof of signing thereof and qualifications of the petitioners to sign the same are in the words and figures following, to-wit:

PETITION FOR THE IMPROVEMENT OF A COUNTY LINE HIGHWAY.

STATE OF INDIANA )
SS.
COUNTY OF MARION ) IN THE COMMISSIONER'S COURT

MAY TERM, 1912.

TO THE HONORABLE BOARDS OF COMMISSIONERS OF THE COUNTIES OF MARION AND HENDRICKS, IN THE STATE OF INDIANA:

We, the undersigned adult resident freeholders and voters of Wayne Township in Marion County in the State of Indiana and Washington Township in Hendricks County, Indiana, do hereby respectfully petition your Honorable Boards to jointly order the construction of a free stone or macadamized road, including the necessary straightening, grading, bridging and draining of same, on and along the unimproved highway on the boundary line between said Townships in said Counties, extending from and commencing at the intersection of the Rockville Free Gravel Road with the established highway on the County line between said Marion and Hendricks Counties in the state of Indiana, at the Northwest corner of Section Nine (9) in Township Fifteen (15) North of Range Two (2) East in said Marion County, Indiana, and running thence South on and along said established highway on said County Line on the West side of said Section Nine (9), said Township and Range, Section Sixteen (16) and a part of Section Twenty-one (21), all in the Township and Range aforesaid, to its intersection witht the Central Plank or National Free Gravel Road at a point on the West line of the North West Quarter of said Section Twenty-one (21) in said Township and Range, a distance of approximately two and one-fourth ($2\frac{1}{4}$) miles.

RESPECTFULLY SUBMITTED.

Dr. Chas. Yoke, Sam Regan, M. M. Moody, Elijah Hoffman, Wm. D. GLadden, H. S. Hoffman, H. Bradley, John N. Price, Edgar J. Foltz, E. T. Killough, O. E Stewart, A. A. Peek, Henry W. Morris, Jesse H. PArnell, Alvy Jay, Louis O. G Brien, J. A. Benell, Jospeh Foltz, C. W. Coffman, A. B. Conaroe, W. R. Taylor, F. A. Price, Owen Walters, Claud W. Gladden, J. H. Ingling, L. M. Miars, H. G. Bradley, Enos Fenton, R. E. Locke, Oscar Robinson, W. G. Willard, Moses Rodenberger, Melvon Locke, Walter Goss, James Bundle, John Parmell, $W\frac{1}{2}$ B. West, L. A. Stewart, J. H. Morris, J. A. Brown, W. H. MIller, J. D. Milhous, Wm L. Jennings, O. D. McFarland, H. Forsha, Jasper Foltz, I. L. West, Christ Brandt, J. M. Hillman, G. L. Fowler, H. Ehrensperger, Geo. M. Milam, I. B. Soudder, David Milhous, Charles Wyatt, Wm Staley, Michael Welsh, Wm. Yates.

C. M. Hobbs, James Robinson, David F. Copeland, Obed Clarkson, Cox, WM E. Compton, E. A. Zimmerman, D. L. Crone, Chas. Broyles, Miacheal Crones, Peter Poland, Agnes Hutto, Geo. Mann, Jane W. Jones, Beckine Hawkins, Cwlia A. Hawkins, A. G. Blair, Theo. Walton, Byron N. Coz, Fred Mearchal, Isaac Hodson, W A. Hurin, Harvey Hurin, James N. Parsons, W. N. Barker, Wm Shipman, O. D. Frazee, T. E. Francis, Edward C. Power, J. W. Priow, H. M. Hussey, W. W. Smith, A. D. Swift, Horace Zimmerman, B. B. Broyles.

Fletch. McCalment, H. W. Turpin, C. T. Updegraff, C. E. Field, Frank McCalment, F.E. WHiting. H. D. Terry, C. E. Walters, Jospph W. Evans, Alva Smock, Chas. W. Frazee, Wm Thompson, Tinsley Tansel, Tom Green, M. U. Martindale, Lee Appleget, Edw. Tansely O. P. Morgan, Wm W. Cones, C. H. Anderson, F. A. Fellenger, A. M. Martindill, John C. Trout, J. F. McClelland, Jr., George Harris, Omer S. Whiteman, Wm O. Dickerson, Albert McCalment, J. J. Brisentine, J. M. Armstrong.

State of Indiana )
ss.
Marion County. )

In the matter of the Petition of )
Dr. Chas. Yoke et al, for the im-)
provement of a highway on the Cou)nty
nty Line between Wayne and Was-)
ington Townships in Marion and )
Hendricks Counties in the state )
of Indiana.

Omer S. whiteman, being first duly sworn upon his oath says that he is a freehold voter of the Township of Wayne in the County of Marion in the state of Indiana, which said Township of Wayne is one of the Townships abutting on the highway proposed to b be improved abd described in the petition of Dr. Chas. Yoke et al, to which this affidavit is attached, and that said petition is signed by seventy five (75) or more adult free holders of the Township of Wayne in the County of Marion and the Township of Washington in the County of Hendricks both in the State of Indiana, which said improvement prayed for, and that not less than ten (10) of such adult freeholders are residents of each of said Townships and further he says not.

Signed, Omer S. Whiteman.

Subscribed and sworn to before me this 29th day of August, 1912.

(SEAL) W. T. Patten

Auditor of Marion County, Ind.

Said petition togather with the proof of the signing thereof and the qualifications of the petitioners to sign said petition is now submitted to the Board for its consideration. Said Board of Commissioners having heard the evidence and being fully advised in the premises finds for the petitioners upon their petition, that the same is signed by more than seventy-five (75) resident adult free holders of the Township of Wayne in the County of Marion and Washington in Hendricks County, all in the State of Indiana, and that ten (10) of said petitioners are resident adult freeholders of said Township of Wayne in said County of Marion and that ten (10) are resident adult freeholders of the Township of Washington in said Hendricks County; that the only Townships abutting on the said highway proposed to be improved are Wayne Township in said Marion County and Washington Township in said Hendricks County in said State; that said Petition was duly and legally filed in the Auditors Office of Marion County Indiana, on the 29th day of August 1912, the same being the 25th day of the regular August Term 1912, of the Commissioners Court of Marion County, Indiana and that said petition togather with the proof of the signing there of and the qualifications of the Petitioners to sign the same was duly presented to said Board on said day.

It is therefore considered, adjudged, ordered and decreed by the Board of Commissioners of Marion County, Indiana, that the Board of Commissioners of Hendricks County, Indiana meet in joint session with the Board of Commissioners of Marion County, Indiana, on Tuesday the 17th day of September 1912, at the hour of 10 A. M. on said day, which joint meeting of said Boards of Commissioners shall be held at the Commissioners Room in the Auditors Office of Marion County, Indiana, in the city of Indianapolis, on the day heretofore set out, for the purpose of considering said petition, the appointment of Viewers and the Engineer or Surveyor for the purpose of viewing said public highway and performing such other duties as may be prescribed by law for Viewers and Engineer.

It is further considered, adjudged and decreed that the Auditor of Marion County, Indiana, give the Board of Commissioners of Hendricks County, Indiana, fifteen (15) days notice of the time and place of such joint meeting of said Boards of Commissioners and of the presentation of said petition and that such notice be given by transmitting to the Auditor of Hendricks County, Indiana, a certified copy of the petition filed herein togather with the proof of signing thereof and the qualifications of the petitioners who have signed the same, and also shall give said notice by transmitting to the Auditor of Hendricks County, Indiana, a certified copy of this order.

Also, that the Auditor of Marion County, Indiana, shall make and preserve a full and complete record of all the proceedings herein and of all his acts herein make due returns. All of which is fully ordered, adjudged and decreed by the Board of Commissioners of Marion County, Indiana, in regular session assembled.

Charles Maguire

James Kervan

John Kitley

Board of Commissioners of

Marion County, Indiana.

STATE OF INDIANA )
SS
MARION COUNTY. )

I, W. T. Patten, Auditor of Marion County, do hereby certify that the above and foregoing is a true and complete copy of the proceedings of the Board of Commissioners of said county in the matter of the Petition of Dr. Chas. Yoke et al, for improvement of a county line highway between Marion and Hendricks Counties as the same appears of record in my office.

Witness my hand and official seal of the Board of Commissioners of Marion County, Indiana, this 30th day of August, 1912

(SEAL)

W. T. Patten

Auditor Marion County, Indiana.

(From Page 389.)

SUPPLEMENTAL REPORT OF VIEWERS.

TO THE HONORABLE BOARD OF COMMISSIONERS:

In the matter of the petition of David B. Taylor et al. for the improvement of highway.

We, the undersigned, Viewers, heretofore appointed in the above cause, and who as such viewers, on the 7th day of January 1911, 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 thet the improvement of said highway in the manner set forth in our former report, will not occassion 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

Toliver Worrell

W. P. Wimmer

Viewers.

Subscribed and sworn to before me this the 18th day of January 1911.

D. V. Moffett

Auditor Putnam County.

Be it remembered that heretofore, to-wit on the 24th day of July 1912, the Auditor of Putnam County, Indiana, filed in the office of the Auditor of Hendricks County, Indiana, the following transcript, to-wit:

In the matter of the ptition of )
J. F. Stevenson et al, improvement )
of highway on the County Line be-)
tween Putnam & Hendricks Counties)
Indiana. Cause # 30. )

On June 29th, 1912 pursuant to a legal notice of the Board of Commissioners of Putnam County, Indiana, and the Board of Commissioners of Hendricks County, Indiana, met in joint session in the Commissioners room in the Court House at Greencastle, Indiana, relative to the above entitled cause:

Present: George Raines, A. M. Garner and James E. Houck, members of the Board Board of said Putnam County, and also present Harry E. Sanders, Elbert M. Murphy and James Downard, the members of the Board of Commissioners of Hendricks County. Said Board Organized by electing E. M. Murphy President.

And now the Auditor of Putnam County presents to the Joint Board the report of the Viewers and Engineer, and the plans, plats, profile and specifications in said cause which report, plans, plats, profile and speicfications had been by said Viewers and Engineer filed in the Auditors office in said Putnam County, and also a copy filed in the said office of Hendricks County, on the 19th of June, 1912, more than ten days prior to said Joint meeting, and which report together with the supplemental report of said Viewers and Engineer asks the damages as follows:

STATE OF INDIANA )
SS.
PUTNAM COUNTY )

COMMISSIONERS COURT
SPECIAL FEB. 27th TERM, 1912

TP MELL C. MASTEN, GILBERT SINCLAIR AND A. A. LANE.

You are hereby notified that you were appointed by the Board of Commissioners of said County and State at their Special February 27th Temn1909, to view a proposed improvement of highway on the County Line between Putnam and Hendricks Counties said State, as petitioned for by John F. Stevenson et al., which highway is described as follows, to-wit:

Beginning at the northeast corner of Section (36) Township (16) North of Range (3) West. Thence South ½ deg. weet 3969.9 feet, thence south 3/4 deg. west, 1329.1 feet, thence south 40 minutes west 5178.75 feet, thence south 26 deg. 10 min. east 402.05 feet to a point in the Danville and Rockville free gravel road, which point is one hundred and thirty five (135) feet esst of a point one hundred and nine (109) feet north of the southeast corner of Section (1) Thwnship (15) North of Range (3) West, a total distance of ten thousand eight hundred seventy nine and eight tenths (10879.8) feet.

It is the order of the Board that you meet at the office of the County Auditor on the 6th day of March 1909, and after being duly qualified as the law requires, proceed to locate and view said road, make all needful surveysh thereof, determine the public utility thereof; whether said proposed road or part of the proposed road will be of public utility to grade, drain and pave the same as prayed for; determine the character of the proposed improvement, including the grading, draining and paving thereof; make complete plans and specifications thereof, and of all bridges, culverts and waterways required therein, together with the estimated cost thereof; and make report of your doings and actions in said matter in writing on the 3rd day of May 1909, setting forth therein your determination of all the matters herein above ordered including an accurate description of the highway proposed to be improved, your recommendations as to paving materials to be used; the width thereof; and a profile as by law required, which shall be made by said Engineer. It is the further order of the Board that you assess all damages found due any infant, idiot or person of unsound mind, or person or corporation making written claim therefor, and make your supplemental report thereof at the next regular session of said Board after the filing of your first report herein; and to do and perform all things else pertaining thereto, as required by law.

Witness my hand and official seal, this 27th day of February 1909.

(SEAL)

D. V. Moffett

Auditor of Putnam County.

STATE OF INDIANA )
ss
PUTNAM COUNTY. )

Before me, the undersigned County Auditor, in and for said County, this day personally appeared Mell C. Masten, Gilbert Sinclair, and A. A. Lane, who being duly sworn, depose and swear they will faithfully and impartially discharge the duties assigned them as Engineer and Viewers upon thw within described highway, to the best of their skill and ability, so help them God.

Mell C. MAsten )
Gilbert Sinclair ) Engineer and Viewers.
A. A. Lane )

Subscribed and sworn to before me, this 6th day of March 1909.

(SEAL)

D. V. Moffett, Auditor Putnam County.

REPORT OF VIEWERS AND ENGINEER.

In the matter of the petition of John F. Stevenson )
et al for the improvement of a certain public highway )
on the County Line between the Counties of Putnam & )
Hendricks, the same being in the townships of Jack- )
son and Floyd in Putnam County and in Marion Town- )
ship in Hendricks County, Indiana. )

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

We, the Viewers and Engineer appointed at your special February 27th Term, 1909, to view and locate a certain public highway on the County Line between the counties of Putnam and Hendricks, determine the width of the same and the quality and the quantity of crushed stone or gravel to be used, estimate the cost of construction including grubbing, grading, culverting, ditching, macadam, gravel and all other things necessary for the completion of the highway would respectfully report that on the 6th day of March 1909, we met at the office of the Auditor of Putnam County, Indiana, pursuant to your order, and having been duly qualified we proceeded to determine all things in this matter required of us by law. We find the improvement as prayed for and to be completed under these specifications to be of Public Utility.

JOHN F. STEVENSON ET AL ROAD.

Beginning at the northeast corner of Section (36) Township (16) North of Range (3) West. Thence south ½ deg. west 3969.9 feet, thence south 3/4 deg. west 1329.1 feet, thence south 40 minutes west 5178.75 feet, thence south 26 deg. 10 min. east 402.05 feet, to a point in the Danville and Rockville free Gravel road, which point is one hundred and thirty five (135) feet east of a point one hundred and nine (109) feet north of the southeast corner of Section (1) Township (15) North of Range (3) West, a total distance of ten thousand eight hundred seventy nine and eight tenths (10879.8) feet.

The mimium width of the right of way of said road shall be thirty three (33) feet eight and one half (8½) feet to the right and twenty four and one half feet (24½) feet to the left of the stake line. The maximum width of the right of way shall be sixty (60) feet, thirty feet (30) on either side of the center line of the right of way, and shall occur where height of fills or depth of the cuts make such width necessary to maintain the proper slope to cuts and fills.

SPECIFICATIONS.

Before grading the road bed is to be cleared of all trees, stumps, stone and all other obstructions the full width of the right of way of said road, exceptimg such trees as the Engineer may order left standing for shade purposes. All of said trees, stumps, stones and all other obstructions to be moved entirely from the right of way.

Contractors will be required to leave in place and preserve all monuments or corners to lands, also all center, side slopes and station stakes found on the right of way, and will be held responsible if the same are removed or destroyed. When finished the grade must be a plane from one point of elevation to another as indicated upon the profile. No short elevations or depressions shall be left in the finished road bed. The center of the road bed must be six inches higher than the edges of the same, and must be a plane from the center to the sides. The edges of the road bed must be straight and not rounded off, and be finished smooth, in a good workmanship like manner. The road bed in all cases shall be (20) feet wide, (10) feet to either side of the center line of the right of way. At intersecting roads the road bed shall be curved into such intersecting roads as the Engineer may direct, so there may be an easy approach from said roads.

FILLS. Fills are to be made at such places and o f such heights as are indicated upon the profile, and shall be of such width on top as is specified for the road bed. All fills shall have side slopes of one and one half ($1\frac{1}{2}$) feet horizontal to one foot vertical. All fills shall be made from the nearest cuts or side scrapings found on the right of way and must be built up from sid side to side, full width at the same time with the center. All fills shall be completed and allowed to settle, be examined and accepted by the Engineer before any gravel is placed upon them.

CUTS. Cuts are to be made at such places and of such depths as are marked upon the profile and must have a sufficient width for the road bed, side ditches and side slopes. The side slopes are to be one foot horizontal to one foot vertical. If, in making the cuts there shall be an excess of dirt over that needed to make the fills of the specified dimensions, the excess shall be disposed of as directed by the Engineer.

CONCRETE PIPE CULVERT. Culverts shall be constructed at such places and of sh such dimensions and materials as are marked upon the profile. The concrete used in these culverts shall be of such material amd mixed in such a manner as is hereinafter specified for concrete work.

The Culvert shall be laid in a straight line at right angles to the center line of the right of way, with the center of the culvert in the center of the road bed, unless otherwise ordered by the Engineer.

The concrete pipe culvert shall be built in accordance with the drawing marked "Concrete Pipe Culvert", and the dimensions marked upon the drawing shall govern for 12 inch culverts. For 15 and 18 inch culverts the same dimensions shall govern except that the concrete around the tile shall be five inches thick. All culverts shall be laid to a true grade of not less than 5 inches in 22 feet. The Bulkheads shall be finished by a coating of cement mortor composed of one part cement and two parts sand.

CONCRETE ARCH CULVERTS. Concrete Arch culverts shall be built in accordance with the plans of the same which are filed herewith and made a part of this report. The Height of the water way and the length of the culverts is given on the profile and in no case be less than that which is necessary to properly accomodate the spread of the fill or thewidth of the roadbed. All concrete arch culverts shall have their waterways paved with boulders which are not less than eight inches in their least dimensions, said paving shall be laid to a true grade in a neat workmanlike manner. The Engineer may substitute a wall of concrete for the paving if deemed necessary.

DITCHES. Ditches are to be excavated along each side of the road and parallel with the same, except whereotherwise ordered by the Engineer. The contractor will be required to gradlully curve the ditches outward from the road bed where the side ditches leave cuts and empty water at the side of fills, the amount of said curvature to be determined by the Engineer. The ditches shall as a general rule be of such dimensions as are indicated in drawing No. 1, but these dimensions may be varied as the Engineer may direct. The outside edge of the ditch must have a slope of one foot horizontal to one foot vertical.

The elevation of all side ditches shall be at least twenty (20) inches lower than the center of the finished road bed, except at points of water shed, where they shall be excavated as directed by the Engineer. These ditches shall be excavated and graded on the bottom so that all water that may flow into them shall continue uninterrupted down to the next outlet, leaving no ponds or pools by the road side.

Should there be any culverts omitted in the plans for the construction of the road, or any that may be deemed unnecessary by the Engineer, the contractor will be required to cut through any or all high places in the ditch that the water may flow down to the next culvert marked on the profile. The contractor will be required to open outlets from the culverts and side ditches a sufficient distance not exceeding fifty (50) feet from the edge of the right of way, to give free outlet to akl water from same.

CONCRETE. All concrete used in this work shall be compsoed of one part Portland cement, two parts sand, and five parts of broken limestone or four parts of gravel.

The Portland cement used must be of some good American brand, subject to the approval of the Engineer. Sand must be clean, sharp sand of coarse angular grains, free

from dirt, loam, vegetable matter and all foreign substances. Broken limestone shall be crushed so that each stone will pass in any direction through a ring one and one half ($1\frac{1}{2}$) inches in diameter, and must be free from fine stone and dirt, If gravel be used in place of crushed stone it must be free from fine sand and dirt and all foreign substances. In hauling sand, stone, or gravel they shall be dumped in such a manner that they will not become mixed with earth or trash, and no stone or gravel so mixed shall be used in the work.

The cement and sand shall be first measured and mixed together dry, by shoveling until no streaks of cement appear in the sand. The cement and sand shall then be spread out in an even layer of thickness in the center of the platform and the five parts of broken limestone shall then be added in a layer of even thickness, then water may be added and the mixing continued until the entire mass of cement, sand and stone or gravel reaches the consistency of soft mortor. In no case shall there be enough water added to cause the cement and sand to wash from the stone or gravel. As soon as the concrete is thoroughly mixed it shall be shoveled in forms in layers not exceeding eight inches in thickness. As each layer of concrete is shoveled in the sand and cement of the of the concrete shall be drawn into perfect contact with the surface of the forms by a tamping motion of a thin limber spade and the concrete shall then be tamped until the water flushes to the surface. Before throwing in each layer of concrete the forms shall be dampened.

The forms shall be taken down from the concrete work as soon as the concrete has set enough to bear its own weight, and the exterior or exposed faces shall at once, while the main part of the work is yet damp be tooled down smooth by the application of a grouting or cement mortor mixed as directed by the Engineer. Any concrete work that is erected with insufficient foundation, or out of plum or in imperfect alignment with the road bed shall be taken down and rebuilt at the expense of the contractor. No concrete work shall be done in freezing weather.

The Engineer may require concrete work to be protected from heat by a suitable covering, he may also require it to be kept damp by sprinkling. All concrete flat top culverts shall have their water ways paved with boulders or limestone not less than eight inches in their least dimension, except when the paving be done with large flat pieces of limestone set on edge. The excavations for foundations and culverts shall be carried to a depth sufficient to ensure stability and in all cases shall be subject to the direction of the Engineer and Superintendent. In erecting forms for the concrete work a forty-five degrees angle strip shall be used in all right angle corners.

CONCRETE BOX CULVERTS, OR FLAT TOP BRIDGES. Concrete Box culverts or flat top bridges shall be built in accordance with the Drawings marked Concrete Flat Top Bridges, the height and width of water are marked upon the profile and the width of the culverts in the clear between bulkheads shall be the same as the width of the road bed. The bottoms of all concrete box culverts shall be paved with boulders, limestone or sandstone, no stone being used which is less than eight inches in its least dimension, said paving to be grouted with concrete mortor. Any concrete work which is erected out of plum or alignment, or is of poor construction in any respect shall be torn down and reconstructed at the contractors expense. All concrete flat top bridges shall be built at right angles to the center line of the right of way, except such culverts as are indicated to be built in s different manner upon the profile.. In excavating for the foundation for Concrete tile, concrete arch or concrete flat top bridges a depth shall be attained sufficient to obtain good bottom and such depth shall be governed by the superintendent or Engineer in charge of the work.

GRAVEL. The road bed shall be covered to a depth of twelve (12) inches and a width of ten (10) feet. Said gravel shall be dumped between boards spaced ten feet apart, until the boards are full. The height at the center shall be indicated by stakes so driven thet their tops shall come (12) inches above the finished grade. When the boards are full even with the top the gravel must form a plane from the tops of the stakes to the tops of the boards. At junctions with other roads the gravel must be widened out as directed by the Engineer and Superintendent.

The gravel used to ballast this road shall be such gravel as that found in the gravel pit known as the "Irwin" pit, or gravel, if of a suitable quality, that may be found in the immediate neighborhood of said road, obtainable by diping or pumping, preference will be given to pumped gravel.

PROSECUTION AND REPAIR OF WORK. All of said work to be completed as speedily as the weather will permit and as directed by the proper authorities, under the written agreement to be entered into by and between the parties when the contract is let. During the progress of the work the contractor will be required at his own expense and under the direction of the Engineer and Superintendent, and whenever required so to do, put and keep in good repair all of the respective work. In no case shall the work be done in a manner otherwise than that laid down by the specifications except by direction of the Engineer.

SUB-LETTING. The contractor to whom may be awarded the building of this road will not be permitted to sub-let the same, without the recorded consent of the Board of Commissioners, nor in any event without being responsible for all contracts for tools, machinery, materials and board of laborers for the construction of the work of such subcontractor.

TIME LIMIT. The Contractor to whom may be awarded the building of this road will be required to obligate himself by contract to complete said road within a limited amount of time, said time not to exceed (18) months from date of contract, and upon failing to complete said road within the specified time shall forfeit (20)% per cent of the contract price, due consideration being taken of the weather conditions.

COST. We, the Viewers and Engineer, estimate the probable cost of said road to be as follows: $8033.41.

Respectfully submitted,

Gilbert Sinclair

Mell C. Masten

Viewers

A. A. Lane

Engineer.

SUPPLEMENTAL REPORT OF VIEWERS AND ENGINEER.

In the matter of the petition of J. F. Stevenson )
et al, for the imrpovement of a certain public )
highway In Jackson and Floyd Townships, Putnam )
County, Indiana, and Marion Township, Hendricks )
County, Indiana. )

TO THE HONORABLE BOARD OF COMMISSIONERS OF PUTNAM COUNTY, INDIANA:

We, the Viewers and Engineer appointed at your February Term 1909, to view and locate a certain highway on the County Line between Putnam and Hendricks Counties, determine the width of the same and the quality and quantity of gravel or stone to be used make a profile of the grade and determine the cost of the construction including grubbing, grading, ditching, culverting, bridging, graveling and macadam and all other things necessary for the completion of the highway would respectfully report that on the 29th day of June 1912, we filed with the Auditor of Putnam County, Indiana, our report upon the proposed improvement as petitioned for by J. F. Stevenson et al.

It having not been made to appear to us that any infant, idiot or person of unsound mind will be damaged by the construction of the proposed improvement of the public highway. We report that there are no damages assessed to any such person or persons.

Gilbert Sinclair
Mell C. Masten
Viewers
A. A. Lane
Engineer.

And the joint Board having examined the same find that said report is in due form and sufficient, that said improvement petitioned for will be of public utility, and that there are no claims for damages, all of which is found by the said unanimous vote of the said joint Board, and no objections to said improvement being present to said joint session the Joint Boards by vote of all members thereof orders that said improvement be made and that the cost of making that part of said improvement lying along and between Floyd Township, Putnam County and Marion Township, Hendricks County be and the same is hereby unanimous vote of the members of the Joint Board assessed one-half of said cost to said Floyd Township and one-half to said Marion Township- and that the cost of making that part of said improvement lying along and between Jackson Township, Putnam County, and Marion Township, Hendricks County, be and the same is assessed one-half of said cost to Jackson Township, Putnam County, and one-half to said Marion Township, Hendricks County, and the Auditor of Putnam County is ordered to advertise for bids as required by law and fix a time when said bids shall be received and opened in his office for the prosecution of said work and give notice as required by law to the members of the Board of each of said counties of the time and place of receiving and opening said bids.

George Raines

A. M. Gardner

James E. Houck

Commissioners of Putnam County

Harry E. Sanders

Elbert M. Murphy

James A. Downard

Commissioners of Hendricks County.

State of Indiana )
ss
Putnam County. )

I, C. L. Airhart, Auditor of Putnam County, Indiana do hereby certifyn that the foregoing is a true and complete copy of the Commissioners of Putnam County, Indiana, in the cause of J. F. Stevenson et al for the improvement of highway on the line between Putnam and Hendricks Counties, as above set forth.

Witness my ahnd and Official Seal this 20th day of July 1912.

C. L. Airhart

Auditor of Putnam County, Indiana

Be it remembered that heretofore, to-wit, on the 16th day of August 1912, the Auditor of Putnam County filed in the office of the Auditor of Hendrikks County, Indiana, the following transcript, to-wit:

In the matter of the petition )
of John F. Stevenson et al for )
the improvement of a highway on)
the County Line between Putnam )
and Hendricks Counties. )

Be it known that on Wednesday the 7th day of August, 1912 the following proceedings were had in the above entitled cause before the Board of Commissioners of Putnam County, Indiana, and the Board of Commissioners of Hendricks County, Indiana. The said members of said Boards organized as a joint aBoard by electing the Hon. E. M. Murphey of Hendricks County, as President of said joint Board. Said joint session being held in response to a summons issued by the Auditor of Putnam County, Indiana and served on the said Board, said summons being served more than ten days prior to this 7th day of August 1912, said summons stating the time and place of receiving and opening the bids for the improvement of the road petitioned for in the above entitled cause, said summons being in words and figures as follows, to-wit: (H. I. )

Present: A. M. Gardner, James E. Houck Board of Comm. of Putnam Co., Ind., E. M. Murphy, H. E. Sandy Commissioners of Hendricks County Indiana

Said Auditor now presents notices of the copies of the letting and proof of publication thereof, filed in his office, of the Indianapo lis News the Star Democrat and the Hendricks County Republican, which notices and proproofs of publication thereof, of the Indianapolis News is in words and figures to-wit: ( H. I. )

Said Auditor now presents copies of the notice of the letting herein and proof of publication thereof, filed in his office, of the Indianapolis News, The Star Democrat and the Hendricks County Republican, which notices and proof of publication thereof are in the following words and figures:(H.I.)

Said Joint Board hereby finds that each of said News papers filed a copy of said notice co-published therein, together with proof of publication thereof, and the proper charges taxed thereon before this 7th day of August 1912 at 10 o'clock A. M., being the day and time of said letting; that notices was given by publication one time on the 17th day of July 1912 in the Indianapolis News, a daily News paper of general circulation throughout the State of Indiana, published at Indianapolis, which was at least two weeks prior to this 7th day of August 1912 and by publication for two weeks consecutive weeks in the Star Democrat, a weekly news paper of general circulation printed and published in Greencastle, Putnam County, Indiana, the last of which publications was at least 20 days prior to the day set for the letting and by publication for two weeks in the Hendricks County Republican, a weekly news paper of general circulation, published and printed in Hendricks County, Indiana, the last of which pu blication was at least 20 days prior to the day of letting, which noti ces were in all respects according to law and sufficient and according to the order of this joint Board heretofore made.

And now on the day and time and place named in said notices come the parties hereinafter named and submit their sealed proposals for the construction of said road togather bonds in doubbe the amount of their proposals, the name of each bidder and the amount of his respective bid being as follows, to-wit:

| | |
|---|---|
| Allen Hurst & Sweet | $7,983.00 |
| O. J. Larkin | 7,830.00 |

Said Joint Board now opens said proposals in the presence of said bidders and having examined each of said proposals and the bond submitted therewith, in open court finds that the proposal of O. J. Larkin of Greencastle Putnam County, Indiana is the lo lowest proposal, said proposal being less than the estimate cost of said road; that said O. J. Larkin is the lowest responsible bidder thereof and that his bond tendered with his proposal is in all things in due form and sufficient and in all respects according to law and the order of the Board heretofore made, and is hereby approved, which bond is in words and figures as follows, to-wit:

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned O. J. Larkin of Hendricks County, Indiana, and W. R. Larkin and R. E. Larkin of Putnam County Indiana, are firmly bound unto the State of Indiana, in the penal sum of Sixteen Thousand 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 5th day of August 1912.

THE CONDITIONS OF THE ABOVE OBLIGATION are such, that, whereas, the Board of Commissioners of Putnam County, Indiana, is about to let a contract for the construction of the John F. Stevenson et al proposed free Gravel Road, on County Line between Hendricks and Putnam Counties, Indiana.

And whereas, the above named O. J. Larkin 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 O. J. Larkin shall promptly enter into a contract with the 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 ~~adopted~~ in said contract to be entered into, and shall promptly pay all debts incurred by in the prosecution of said work, including labor, materials furnished, and for boarding thelaborers thereon, then this obligation shall be void; otherwise to remain in full force, virtue and effect.

O. J. Larkin (SEAL)

W. R. LArkin (SEAL)

R. E. Larkin (SEAL)

STATE OF INDIANACO)
SS
PUTNAM COUNTY. )

Before, a Notary Public in and for said County, personally appeared O. J Larkin, W. R. Larkin and R. E. LArkin and acknowledged the execution of the foregoing instrument for the uses and purposes therein mentioned.

WITNESS my hand and Notary seal, this 5th day of August A. D. L912.

My Commiss ion expires Grace V. Hurst

April 3rd 1916.

Accepted and approved August 7, 1912.

Elbert M. Murphy ) Board of Commiss-
Harry E. Sanders ) ioners of Hendri-
--------- ----- ) cks County.

A. M. Garner ) Putnam
James E. Houck) County.

STATE OF LNDLANA )
SS
PUTNAM COUNTY. )

I, C. L. airhart, Auditor in and for said County and State do hereby certify that the sureties on the within bond are the owners of real estate valued at more than the within bond, as shown by the Tax Duplicate of said County for the year 19--.

WITNESS my hand and official seal, the 15th day of August 1912.

(SEAL)

C. L. airhart

Auditor Putnam County.

Be it therefore ordered that said O. J. Larkin be awarded the contract for theconstruction of said road . Now comes said O. J. Larkin and enreres into a contract which contract is in words and figures as follows, to-wit:

THIS AGREEMENT, Made and entered into on the 7th day of August A. D. 1912 between Ollie J. Larkin, party of the first part and the Board of Commissioners of the Counties of Putnam and Hendricks, parties of the second part,

WITNESSETH, That said first party, in consideration of the covenants of the second party, hereinafter set forth, agree and promise to construct a certain free gravel road on County Line Between said Counties, as the same is established and located by said Board upon the report of the Viewers and Engineer, entered in Commissioners Record No.-- on pages---- - and known and designated as John F. stevanson et al improvement of highway on the county line between Putnam County, Indiana, and Hendricks County, Indiana.

Said road shall be constructed by said first party in all respects according to the report of the Viewrs and Engineer of said road, on file in the Auditors Office in Putnam County(including profile the rewith) and which report has been adopted by said Board of Commissioners.

All material used by said first party in the construction of said road shall be suitable for the several purposes for which the same may be used, and all work shall be p performed in a skillful and workmanlike manner, and so as to serve thepractical purposes for which it and the several parts thereof are designed, whether the details be fully specified or not. The contractor may use, in the construction of said road, any of the tiles that are now in use in the present highway, that are in good condition as far as the sizes will meet the specifications, and so far as used, as aforesaid, shall be the property of the contractor, for the construction purposes.

And it is further specifically agreed that the quality and quantity of all material furnished and work done shall be satisfactory to the Engineer and Superintendent of Construction, and also satisfactory to said Board of Commissioners, under the terms of this contract, and that the road shall be finished and complete in all things on or before the 1st day of October 1913.

The specifications as to quantity of material to be used shall control, rather than thw manner of spreading of same.

The written proposal of the said first party and accompanying Contractors Bond, filed in said auditors Office of Putnam County, on the 7th day of August 1912, for the construction of said road, are accepted by said Board and the same, together with the rep report of Viewers and Engineer, including profile, are hereby made parts of this contract

It is further hereby mutually agreed that no part of said work shall be performed at any time when the ground is soft, muddy, or in any condition which, in the Judgment of the Engineer and Superintendent of Construction and of said Board of Commissioners,

is not suitable for being worked. The Superintendent shall also have power to control the distribution of the work on the line of the road, to the end that his proper supervision may be maintained. No more points on the line shall be worked at the same time than the Superintendent shall consent to supervise.

It is further hereby mutually agreed from the time the contractor shall begin work upon any of the several sections of said road, as set forth in the report of Viewers and Engineer, all of said section shall be in the custody of the contractor and shall so remain until the same is finished und *the specifications of this contract, and accept and receive as complete by* said Board. Durimg said time in which said sections, respectively, are in the custody of said contractor as aforesaid, the same shall be kept in condition for public travel by the first party, who hereby assumes all the legal responsibilities of said Board of Commissioners and of the Road Supervisor on each of said sections during the time of custody, as above specified. And the said public travel along and over said highway shall be and remain unimpeded.

Said Board of Commissioners hereby covenant and promise to pay to said party of the first part, for the construction of said roadw in the manner and according to the terms herein stated, the gross sum of Seven Thousand Eight Hundred and Thirty Dollars and No cents ($7830.00) under and pursuant to the provisions of the laws of the State of Indiana now in force governing the construction of free gravel, stone or macadamized roads, on county line. Said sum to be paid to said first party out of the proceeds of the bonds of the County, to be issued under the provisions of the laws now in force, and not otherwise. Payments will be made by installments, as the work progresses, on estimates of work done by said contractor, certified by the Engineer and Superintendent of Construction, but twenty (20) per cent of said estimate will be withheld and not paid until the entire line of road shall have been completed by said contractor and the said Board shall have received and accepted the same. Estimates may be given and certified on completion of any one section or half section of said road as designated in said report of Viewers and Engineer. (See below part of this agreement.)

And it is hereby mutually agreed that whenever one or more entire sections of said road shall be in all things completed, the said Board of Commissioners will, when requested by the Superintendent and the contractor inspect and receive the same from said contractor releiving him from further liability as to said section or sections so received, but will not pay more than 80 per cent of the contract price until the whole line of said road is completed as hereinbefore stated.

It is further stipulated and agreed that if said road is not fully completed and finished according to the stipulations herein, on or before the 1st day of October 1913, the first party will forfeit and pay to said Board of Commissioners the sum of Five(5) Dollars per day for each nd every day while the same remains unfinished thereafter, and until the same shall be fully completed as aforesaid. Which said sum of Five Dollars is hereby mutually agreed to be the liquidated damages to said Board of Commissioners per day for each and evry day said road remains in any manner unfinished or incomplete, according to the terms df this contract, after the said 1st day of October 1913, and for the amount of any such damages said first party shall be personally liable and also liable on him said Contractor Bond; and said Board of Commissioners is hereby authorized to retain out of any balance remaining unpaid to said contractor the amount of said damages, should any accrue.

IN TESTIMONY WHEREOF, The parties have subscribed their respective names this 7th day of August 1912.

Ollie J. Larkin
Contractor.

Elbert M. Murphy

Harry E. Sanders

Commissioners of Hendricks County.

A. M. GArdner

James E. Hollok

Commissioners Putnam County.

Attest C. L. Airhart

Auditor Putnam County.

It is agreed that the second party shall withhold funds sufficient out of the Contract price of said improvement to pay laborers, material, men and sub-contractors, provided sh such laborers, materials, men and sub-contractors file their claims with the said second party within thirty days after the labor is performed or the material furnished.

Now said joint Board having under consideration the appointment of a superintendent of construction of said road hereby appoints John Stevenson a compttent person, resident of ----------township, being one of the townships which abutts said road and is affected by said improvement, who is hereby ordered to supervise the construction of said road according to the plans, profiles and specifications for said road and render an account monthly under oath of the time actually employed therein to the Board of Commissioners of Putnam County, Indiana, for which he shall receive for compensation the sum of $2 per day. It is further ordered to give his bond payable to the State of Indiana in thepenal sum of $5,000.00 for the faithful discharge of his duties. It is

further ordered that A. A. Lane Engineer for the construction of said road give his additional bond for the faithful discharge of his duties in the penal sum of $6,000.00 and the Auditor of Putnam County, is directed to notify saifd John Stevenson of his appointment herein and said superintendent and Engineer to file their bonds as herein ordered.

And said joint Board confirms and ratifies all orders and steps in this cause taken including the establishment of said road and the fixing of the ratio or part of said road belonging to and assessable against each Township affected by said improvement.

Na dnow comes the Auditor of Putnam County, Indiana, and gives notice to daid joint Board that said contract has been let, stating the contract price thereof in the sum of $7830.00 and the amount of all costs, damages allowed, and expenses of every kind necessary to complete such improvement including the per diem and expenses of Engineer and Viewers per diem of necessary helpers of Engineer and Viewers the estimate per diem of superintendent and Engineer of Construction, per diem and expenses of the members of each Board of Commissioners connected with the establishment and construction of said improvement, estimated thd cost of all notices given reasonable attorneys fees of the petitioners cost of transcript of all procedings made in said cause, which contract price and all items of cost and expanses are as follows, to-wit:

| | |
|---|---|
| Attorneys fees | $ 25.00 |
| Publishers fees Star Democrat | 17.88 |
| Publishers fees Indianapolis News | 2.48 |
| Publishers fees Hendricks County Republican | 14.50 |
| Sheriffs Fees | 37.50 |
| Cost of Peliminary Survey | 115.00 |
| Contract Price | 7830.00 |
| Estimate cost of Engineer & Superintendent | 350.00 |
| Per diem of Commissioners | 120.00 |
| Transcript for sale of Bonds | 50.00 |
| Cost of Bonds | 95.00 |
| Miscelaneous | 142.64 |

making a total of $8,800.00 which is hereby adjudged to be the total costs of said imrpovement, and is composed of the items above set out, and due service of such notice is herby acknowledged by said joint Board. Said joint Board further finds and adjudges that for the purpose of raising money to pay for the construction of said improvement, the Board of Commissioners of Putnam County, Indiana, shall issue bonds of Putnam County,

for $4,400 that being the sum equal to the share or portion as assessed and aportioned to to Jackson and Floyd Townships in said Putnam County, as the share of the road in said Putnam County, bears to the whole line of road; and the Board of Commissioners of Hendricks County, Indiana shall issue the bonds of Hendricks County, for $4,400.00 that being the sum equal to the share or portion as assessed and apportioned Marion Township, Hendricks County as the share of the road in said county bears to the whole line of road.

Now comes the Auditor of Putnam Countt and presents his certificate under the seal of his office, showing the total assessed taxable valuation of the property of Jackson Township, Putnam County, Indiana, being one of the Townships abutting said County line road and effected by said imrpovement; the total issue of bonds all other evidence of indebtedness payable by taxation by said Jackson Township for the construction of free or macadamized roads, now outstanding and remaining unpaid, which certificate is in words and figures as follows, to-wit:

STATE OF INDIANA )
SS
PUTNAM COUNTY. )

I, C. L. Airhart, Auditor of Putnam County, indiana, do hereby certify that the total net assessed valuation of taxable property in Jackson Township, Putnam County, Indiana, is $1024877 and that the total indebtedness of said Jackson Township for gravel or macadam road construction is $3809342, including the John F. Stevenson et al road.

Witness my hand and official seal this the 15th day of August 1912.

C. L. Airhart

Auditor Putnam County, Indiana.

Now comes the Auditor of Putnam County, and presents his certificate under the seal of his office, showing the total assessed taxable valuation of the property of Floyd Township, Putnam County, Indiana, being one of the townships abutting said County line road and effected by said improvement; the total issue of bonds and all other evidence of indebetedness payable by taxation by said Township of Floyd for the construction of free gravel or macadimized roads, now out standing and remaining unpaid, which certificate is in words and figures as follows, to-wit:

STATE OF INDIANA )
SS
PUTNAM COUNTY. )

I, C. L. Airhart, Auditor of Putnam County, Indiana, do hereby certify that the total net assessed valuation of taxable property in Floyd Township, Putnam County, Indiana is $856898 and that the total indebetdness of said Floyd Township, for gravel and macadam road construction is $29595.14 including the John F. Stevenson et al road.

Witness my hand and official seal this the 15th day of August 1912.

C. L. Airhart

Auditor Putnam County.

Said Board having examined said certificates and being duly advised in the premises find that the total assessed taxable valuation of the property of Jackson Township is the sum of $1,024,877.00 that the total issue of bonds and all other evidence of indebtedness payalbe by taxation by said Township of Jackson for the construction of free gravel or macadimized roads now outstanding and remaining unpaid is the sum of $35,893.42 that the sum of $35893.42 plus said township's approportionate share of the total cost of said county line road, to-wit:
$2,200.00 is less than 4% of the total assessed taxable valuation of the property of said township.

Said Board also finds that the total assessed taxable valuation of the property of Floyd Township is the sum of $856,898.00 that the total issue of bonds and all other evidence of indebtedness payable by taxation by said Township of Floyd for the construction of free gravel or macadamized roads now outstanding and remaining unpaid is the sum of $38,529.20 that the sum of $38.529.00 plus the said Townships proportionate share of the total cost of said County Line road. to-wit: $2,200.20 is less than 4% of the total assessed taxable valuation of the property of said Township.

Said joint Board further finds that the petitioners for the said road failed to ask in said petition for any certain term of years in which the issue of bonds to raise money to pay for said improvement, be made payable.

Be it therefore ordered by said joint Board that for the purpose of raising to pay for the construction of said road, to-wit: the sum of $8,800 that each of said Board of Commissioners issue bonds of its respective County in the sum of $4,400 in denominations of $220.00 each in twenty equal series the first bond of said series to be payable on the 15th day of May 1912and one bond of said series to be payable every six months thereafter as provided by law until all of said bonds are paid. Said bonds to bear interest at the rate of 4½% payable semi annually on the 15th day of May and the 15th day of November thereafter each year, said bonds of Putnam County to be made payable at the office of the Treasurer thereof and bear the date of September second 1912.

Be it further ordered that the Treasurer of each of said Counties sell the bonds in his respective county at not less than the face value thereof, and remit the proceeds thereof to the Auditor of Putnam County, Indiana,who shall charge the same upon the proper book in his office and at once remit the same to the Treasurer of Putnam County, Indiana, to be held as a special fund for making of said improvement and paid out on said warrants drawn by said Auditor as ordered by the Board of Commissioners of Putnam County, except the final payment which shall be paid upon the joint order of said joint Board of said Counties.

And now the matter of making of Transcripts of the proceedings of said joint Board in connection with the establishment and completion of said road, in order to better efect the sale of said bonds, being considered, and being duly advised in the premises hereby finds that the sale of said bonds can be better efected by the making of a transcript of the proceedings of this joint Board in connection with the establishment and completion of said road, now of record in the Auditors office of each of said Counties Be it therefore ordered that J. E. airhart of Putnam County, Indiana and---------- of Hendricks County, Indiana, compile and make a transcript of all the records and proceedings in said cause now of record in each of said counties, respectively and have the same certified to by the Auditor of each of said counties respectively and be further ordered that each of said named persons be allowed and paid therefor out of the funds provided for the construction of said road, the sum of $25.00 each.

A. M. Gardner

James E. Houck

Board of Commissioners of Putnam Co.

E. M. Murphy

H. E. Sanders

Board of Commissioners of Hendricks County.

STATE OF INDIANA )
SS
PUTNAM COUNTY. )

I, C. L. Airhart, Auditor of Putnam County, Indiana do hereby certify that the foregoing is a true and complete copy of the records of the Commissioners of Putnam County, Indiana, in the cause of John F. Stevenson et al petition for the improvement of highway on the line between Hendricks and Putnam Counties, Indiana.

C. L. Airhart.

Auditor Putnam County.

SEPTEMBER TERM, 1912.

Wensday Morning, September 4, 1912.

In the Commissioners Court

September Term.

The BOard of Commissioners of Hendricks County, Indiana, are met in regular session pursuant to adjournment, in the Commissioners Court Room in the town of Danville, Indiana.

Présent: Elbert M. Murphy and Harry E. Sanders. mem bers of the said Board.

The following proceedings were then had, to-wit:

In the matter of the ptition of )
John F. Stevenson et al, for the )
improvement of County Line Road. )

BOND ORDINANCE.

An ordinance authorizing the issuance and sale of $4480.00 of Gravel Road Bonds, in the County of Hendricks, State of Indiana, for the construction of Gravel Road, finding the rate of interest thereon and providing the mode and manner of payment of said Bonds and the Interest thereon.

Whereas as the Board of Commissioners of Putnam County, Indiana, and Hendricks County, Indiana, in the matter of the petition of John F. Stevenson et al improvement of highway on the County Line between Jackson and Floyd Townships in said Putnam County and Marion Township in said Hendricks County, in the state of Indiana, filed in said Putnam County having heretofore approved the report of the Civil Engineer and Viewers appointed in said cause and having ordered the construction of improvement of said road, according to the plans and specifications on file in the office of the Auditor of both Putnam and Hendricks Counties aforesaid, and having awarded the contract for the said improvement of the said road, and the contract price of said improvement togather with all other expenses incurred, and charges allowed prior to the granting of said petition, and ordering the said improvement of said road, and a sum sufficient to pay the per diem of the Engineer, Superintendent of Construction, County Commissioners and petitioners, reasonable attorney fees, amounts to the total sum of $8,800.00

One half of which has been by the concurrent action of the said Board of Commissioners assessed and apportioned to Jackson and Floyd Townships in said Putnam County, and the other remaining one half of the said

total sum to Marion Township, in said Hendricks County, and the sum of $80.00 for the cost or printing and selling of these bonds and that said indebetdness togather with all other indebetdness of said Marion Township is within the statutory and constutional limit of said Township.

Now be it therefore ordered by the Board Of Commissioners of Hendricks County and State of Indiana, all members present concurring.

SECTION 1. That Marion Township, Hendricks County and State of Indiana, be indebted in the sum of $4480 for the construction of the gravel road petitioned for by John F. Stevenson et al, the same being on the County line, and said petition having been filed in the Commissioners Court in Putnam County, state of Indiana, and the petitioners not having prayed in their petition for any definate time for the payment of the cost of said improvement of said road, it is hereby ordered by the Board of Commissioners of Hendricks County state of Indiana that $4480 of Gravel Road Bonds of the County of Hendricks and state of Indiana, to be known as the John F. Stevenson et al Gravel Road Bonds in Marion Township, be issued and that said bonds be issued in denominations of $224.00 each to be numbered from one to twenty, and each of said bonds shall be dated September 5, 1912, payable as follows:

Bond No.1 shall mature on the 15th day of May 1913.

Bond No.2 shall mature on the 15th day of November 1913

Bond No.3 shall mature on the 15th day of May 1914.

Bond No.4 shall mature on the 15th day of November 1914.

Bond No. 5 shall mature on the 15th day of May 1915

Bond No.6 shall mature on the 15th day of November 1915.

Bond No.7 shall matureon the 15th day of May 1916.

Bond No. 8 shall mature on the 15th day of November 1916.

Bond No.9 shall mature on the 15th day of May 1917.

Bond No.10 shall mature on the 15th day of November 1917.

Bond No.11 shall mature on the 15th day of May 1918.

Bond No.12 shall mature on the 15th day of November 1918.

Bond No.13 shall mature on the 15th day of May 1919.

Bond No.14 shall mature on the 15th day of November 1919.

Bond No.15 shall mature on the 15th day of May 1920.

Bond No. 16 shall mature on the 15th day of November 1920.

Bond No.17 shall mature on the 15th day of May 1921.

Bond No.18 shall mature on the 15th day of November 1921.

Bond No.19 shall mature on the 15th day of May 1922.

Bond No.20 shall mature on the 15th day of November 1922.

SEPTEMBER TERM, 1912.

The interest on said bonds to be four and one-half per cent (4½%) per annum, payable as follows: The first interest on above bonds shall be due on the 15th day of May 1913, and the first coupon of each bond shall be for the sum of $7.00, and thereafter said Interest shall be due and payable on said bonds on the 15th day of November and the 15th day of May each year until said bonds mature and are paid, and that all of the coupons after the first shall be for the sum of $5.04 each and the said interest shall be evidenced by coupons attached to said bonds as hereunto prescribed and shall be payable as hereunto set out.

All of said bonds and interest thereon to be payable to bearer at the office of the County Treasurer in the town of Danville, Indiana, and sold as provided by law, and said bonds to be signed by the Board of Commissioners of Hendricks County, State of Indiana, and shall be attested by the Auditor of said County.

SECTION 2. That said Bonds shall be issued in the name of the County of Hendricks State of Indiana, and shall be known and designated as the John F. Stevenson et al County Line Gravel Road Bonds in Marion Township, in said County and said bonds shall be sold for not less than their par value and the proceeds shall be applied for the purposes specified by law authorizing their issue.

SECTION 3. For the purpose of anticipating the payment of said bonds and raising money for said Bonds and the interest thereon, said Board of Commissioners shall annually thereafter at the time of making the general tax levy levy a special tax on all property in said Marion Township, in Hendricks County state of Indiana, including towns and cities of less than thirty thousand inhabitants in said township, in such a manner as to pay the principal and interest of said bonds as they become due. The said tax when collected shall be applied for no other purpose.

SECTION 4. The County Treasurer of Hendricks County, State of Indiana shall sell said bonds for not less than their par value and the proceeds therefrom except $80.00 shall be paid to the Auditor of Putnam County, for the payment of the construction of said road, including expenses already incurred.

SECTION 5. It is further ordered by the Board of Commissioners of Hendricks County, State of Indiana, that said bonds be lithographed and the Auditor of said County is hereby authorized to procure the same at the least possible cost and expense. It is further ordered that the signature of the Board of Commissioners shall be lithographed on the Interest coupons attached to said Bonds.

The Board of Commissioners of Hendricks County, State of Indiana, all members present concurring therein, do hereby adopt the above and foregoing

Bond Ordinance in the matter of the John F. Stevenson et al, for the improvement of the highway on the boundary line between Putnam and Hendricks Counties, in the State of Indiana, and the same is in all things adopted as herein provided.

This 4th day of September, 1912.

Elbert M. Murphy

Harry E. Sanders

Board Commissioners Hendricks County.

SEPTEMBER TERM, 1912

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

Present: Elbert M. Murphy. Harry E. Sanders and James A. Downard, all members of said Board.

The following proceedings were then had, to-wit:

In the matter of the petition )
of Alfred Cox et al for a cou-)
nty line Road between Hendri- )
cks and Marion Counties, Ind. )

B O N D  O R D I N A N C E

An ordinance authorizing the issue of, and sale of $11,200.00 of macadam Road Bonds, in the county of Hendricks and the state of Indiana, for the construction of a stone or macadam road, fixing the rate of interest thereon and providing the mode and manner of payment of said bonds and the interest thereon.

Whereas the Boards of Commissioners of Marion and Hendricks Counties, in the state of Indiana, in the matter of the petition of Alfred Cox et al, for the improvement of a highway on the County line between Lincoln Township in said Hendricks County, in said state of Indiana and Wayne and Pike Townships in said Marion County, said state, filed in Marion County, have heretofore approved the report of the said Engineer and viewers appointed in said cause and have ordered the construction of the improvement of said road according to the plans and specifications now on file in the office of the auditor of both Marion and Hendricks Counties aforesaid, and having awarded the contract for the construction of said improvement of said road, and the contract price for said improvement together with all other expenses incurred, and damages allowed prior to the granting of said petition and ordering of said improvement of said road and a sum sufficient to pay the per diem of the engineer, superintendent of construction, county Commissioners and petitioners, reasonable attorneys fee amounts to the total sum of $22,200.00, one half of which has been by the concurrent action of said Boards assessed and approtioned to Lincoln Township in said Hendricks County, and that said indebtedness together with all other indebtedness of said Lincoln Township is within the statuatory and constitutional limits of said township.

Now therefore be it ordered by the Board of Commissioners of Hendricks County State of Indiana, all members concurring:

Sec. 1. That Lincoln Township in Hendricks County and State of Indiana be indebted in the sum of $11,200.00, which sum including the sum of $11,100.00 for one half of the cost of construction and other expenses as apportioned to said Lincoln Township and the sum of $100.00 for the cost of printing and selling the bonds issued in this connection, for the construction of a stone or macadam road, petitioned for by Alfred Cox et al, the same being accounty line road and said petition having been filed in the Commissioners Court of Marion County in the State of Indiana, and the petitioners not having prayed in their petition for any definite time for the issuing of the bonds for the payment of the cost of said improvement of said road, it is hereby ordered by the said Board of Commissioners of said Hendricks County, State of Indiana that $11,200.00 of Macadam road bonds of the county of Hendricks, state of Indiana, to be known as the Alfred Cox et al Macadam road bonds in Lincoln township, be issued and that said bonds be issued in the denominations of $560.00 each and be numbered from one to twenty inclusive and each of said bonds shall be dated October 15, 1912 and payable as follows:

Bond No. 1 shall mature on the 15th day of May 1914

Bond No. 2 shall mature on the 15th day of November 1914.

Bond No. 3 shall mature on the 15th day of May 1915

Bond No. 4 shall mature on the 15th day of November 1915

Bond No. 5 shall mature on the 15th day of May 1916

Bond No. 6 shall mature on the 15th day of November 1916

Bond No. 7 shall mature on the 15th day of May 1917

Bond No. 8 shall mature on the 15th day of November 1917

Bond No. 9 shall mature on the 15th day of May 1918

Bond No. 10 shall mature on the 15th day of November 1918

Bond No. 11 shall mature on the 15th day of May 1919

Bond No. 12 shall mature on the 15th day of November 1919

Bond No. 13 shall mature on the 15th day of May 1920

Bond No. 14 shall mature on the 15th day of November 1920

Bond No. 15 shall mature on the 15th day of May 1921

Bond No. 16 shall mature on the 15th day of November 1921

Bond No. 17 shall mature on the 15th day of May 1922

Bond No. 18 shall mature on the 15th day of November 1922

Bond No. 19 shall mature on the 15th day of May 1923

Bond No. 20 shall mature on the 15th day of November 1923

The interest on said Bonds shall be four and one-half percent per annum, payable as follows: the first interest on the above bonds shall be due on the 15th day of

of each bond
May 1914 and the first coupon shall be for the sum of of $39.90 and thereafter the said interest shall be due and payable on said bonds on the 15th day of November and the 15th day of May of each year until said bonds mature and are paid and that all of the coupons after the first shall be for the sum of $12.60 each, and the said interest shall be evidenced coupons attached to said bonds as hereunto perscribed and shall be due and payable as hereto set out.

All of said bonds and the interest thereon shall be payable to bearer at the office of the County Treasurer of Hendricks County, said state, in the town of Danville, Indiana and sold as provided by law, and the said bonds shall be signed by the Board of Commissioners of Hendricks County, State of Indiana, and shall be attested by the Auditor of said County.

Sec. 2 That said bonds shall be issued in the name of the County of Hendricks, State of Indiana, and be known and designated as the Alfred Cox et al County Line Gravel Road Bonds, in Lincoln Township insaid county, and that said bonds shall be sold for not less than their par value, and the proceeds shall be applied for the purpose specified by law authorizing thier issue.

Sec. 3 For the purpose of anticipating the payment of said bonds and raising money for said bonds and the interest thereon, the said Board of Commissioners shall annually thereafter at the time of making the general tax levy, levy a special tax upon all the property of said Lincoln Township, in Hendricks County, State of Indiana, including towns and cities of less than 30000 inhabitants in said township, in such manner as to pay the principal and interest on said bonds as they become due, and said tax shall be collected and the amount of said bonds and interest shall be charges upon the property of said township and said tax when collected shall be applied to the payment of said bonds and interest and shall be applied for no other purpose.

Sec. 4 The County Treasurer of Hendricks County, State of Indiana shall sell said bonds at not less than their par value and the proceeds derived therefrom except $100.00 shall be paid to the Auditor of Marion County, for the payment of the construction of said road, including the expenses already incurred.

Sec. 5 It is further ordered by the Board of Commissioners of Hendricks County, State of Indiana that said bonds be lithographed and the Auditor of said County is hereby authorized to procure the same at the least possible cost and expense. It is further ordered that the signatures of the Board of Commissioners and the Auditor shall be lithographed on the interest coupons attached to said Bonds.

The Board of Commissioners of Hendricks County, Indiana, all members concurring therein, do hereby adopt the above and foregoing bond ordinance in the matter of the petition for the improvement of a highway on the boundary line between Marion and Hendricks Counties, in the State of Indiana, and the same is in all things adopted as herein provided, this 8th day of October 1912.

OFFICE OF THE AUDITOR OF MARION COUNTY, INDIANA, SEPTEMBER 13, 1912.

TO THE AUDITOR AND BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, INDIANA:-

GREETING:

You and each of you are hereby notified that in the cause entitled Alfred Cox et al petition for improvement of highway on the boundary line between Marion and Hendricks Counties in the state offIndiana, filed and pending in the Commissioners Court in said Marion Counry, the Contract for the imrprovement of the highway described in said petition has been let at and for the sum of Twenty Thousnad Eight Hundred and Seventy Dollars ($20870.00) and that the estimated amount of all other costs and expenses of every kind necessary to complete such improvement as more fully appears in a certified copy of the minutes of a joint meeting held by the Boards of Commissioners of said counties on the 6th day of September 1912 at the Commissioners room in said Marion County, including all costs of engineer, viewers, publication of notices, help of engineer and viewers in surveying and preparing their report, superintendent of construction, fees and charges of Auditor of MArion County, petitioners attorney fee, sheriffs fees, per diem of County Comissioners and incidental expenses is Thirteen Hundred and Thirty Dollars ($1330.00), making a total of Twenty two Thousand Two Hundred Dollars ($22,200.00)

That one half of said total cost of such improvement or $11,100.00 has been by said Boards apportioned to said Hendricks County, to Lincoln township in said County.

That pursuant to the concurrent action of the Boards of Commis ioners of said Counties in said matter you will forthwith proceed according to law to issue the bonds of your county for the amount herein specified as its share or portion of the total cost of said improvement together with the expense of printing and selling the same. Said bonds shall be dated October 15, 1912 and bear interest at the rate of 4½% per annum.. They shall be issued in 20 equal series of one bond each the first series, principal and interest shall mature and be payable on the 15th day of May 1914 and the second series principal and interest shall mature and be payable on the 15th day of November 1914 and the remaining 18 series, principal and interest in regular order or corresponding dates in succeding years or each six months thereafter until all are paid.

When said bonds shall have been sold the proceeds to the amount of said sum of $11,100.00 shall be remitted to the Auditor of said Marion County, Indiana.

Respectfully submitted,

W. T. Patten

Auditor Marion County, Indiana.

SEPTEMBER TERM, 1912.

Friday, September 6, 1912

STATE OF INDIANA )
SS
COUNTY OF MARION )

IN THE COMMISSIONERS COURT

SEPTEMBER TERM, 1912

ALFRED COX ET AL. EX-PARTE

IMPROVEMENT OF HIGHWAY ON COUNTY LINE.

Be it remembered that on the 6th day of September 1912, at 10 o'clock A. M. the Boards of Commissioners of Marion and Hendricks Counties in the State of Indiana, met in special session, pursuant to adjournment, at the Commissioners Room in the office of the Auditor of Marion County.

Present: Charles Maguire, James Kervan and John Kitley, members of the Board of Commissioners of said Marion County, and Elbert M. Murphy, James A. Downard and Harry E. sanders, members of the Board of Commissioners of said Hendricks County; also W. T. Patten and Jacob Woessner, Auditor and Sheriff respectively of said Marion County.

After naming Mr. Elbert M. Murphy as chairman the minutes of the previous joint meeting were read, considered and on motion approved and signed in open court.

The matters for consideration relating to the receiving of bids for the construction of the Alfred Cox et al Free ~~Gravel~~ Stone Road on the boundary line between said counties the following proceedings were had,to-wit:

Comes Now the petitioners herein and comes also W. T. Patten, Auditor od Marion County, Indiana and files and makes proof of publication of notice to bidders by publication in The Indianapolis Commercial, a weekly newspaper of general circulation printed and published in the city of Indianapolis in said Marion County, which notice and proof are as follows, to-wit: (H. I.)

And by the publication in the Hendricks County Republican and the Danville Gaxette, both weekly newspapers of general circulation, printed and published in the town of Danville, in said Hendricks County, which notice and proofs are as follows, to-wit: (H. I.)

And after a careful examination of said notices and proofs of publication, the Boards find that due notice has been given by the Auditor of Marion County, Indiana, of the time and place of the receiving of bids and the letting of the contract for the improvement herein by publication for two weeks successively in The Indianapolis Commercial a weekly newspaper of general circulation printed and published in Marion County Indiana, and by publication in the Hendricks County Republican and the Danville Gazette, both weekly nespapers of general circulation printed and published in said Hendricks County and that the last of such publications in each instance was at least twenty (20) days before the day of letting named therein.

Whereupon the following sealed proposals or bids were duly filed and tendered to the Boards by said Auditor and opened by said Boards in the presence of all the bidders, to-wit:

| | |
|---|---|
| Bert Smith | $22,000.00 |
| G. W. Palmer | 23,000.00 |
| Lisbey & Masten | 22,750.00 |
| Louis O. Maines | 22,545.00 |
| R. N. Young | 20,870.00 |
| Clark Denny | 22,420.00 |

And after a careful examination and consideration of each and all of the above proposals the Boards find that R. N. Young is the lowest and best responsible bidder therefor and that said bid is less than the estimate made by the viewers and engineer and is in the words and figures following, to-wit:

CONTRACTOR'S BID.

Indpls. Ind., Sept. 6, 1912.

To the Board of County Commissioners:

Pursuant to notice given in the Indpls. Commercial and the Danville Gazette, newspapers of general circulation published in Marion and Hendricks County, Indiana, under date of Commercial Aug. 5, 1912, Gazette 8-15-1912, giving notice that on------ day of ---------- 1912, the Board would receive bids for Construction of County Line Road complete known as "Cox et al Road", and in accordance with the rules and specifications now on file in the office of the County Auditor, the undersigned makes the following bid:

I will build construct, complete according to plans and specifications for the sum of $20,870.00

Respectfully submitted,

R. N. Young.

SEPTEMBER TERM, 1912.

STATE OF INDIANA )
COUNTY )

The undersigned R. N. Young upon his oath says the above bid made in good faith and is in all ways a bona fide bid; that the above R. N. Young has nor entered into any combination, collusion or agreement with any person firm or corporation for the purpose of controlling the price to be bid; that the said R. N. Young has not attempted to prevent or induce any one to refrain from bidding; that this bid is made withoub reference to that of any other person and without any agreement, understanding or combination with any other person, form or corporation relative to such bidding.

R. N. Young

Subscribed and sworn to before the undersigned Notary Public this 6th day of September 1912.

Emma C. Stuppy (LS)
Notary Public

My commission expires
March 19, 1916

That said R. N. Young, bidder tendered to said Board his bond with corporate surety in the sum of $21,000.00 whioh upon examination the Boards find to be in proper form and sufficient except that the amount named therein is not double the amount of the bid. On motion properly seconded and carried, the Boards voted to accept the bid of the siad R. N. Young on condition that he amend his bond to comply with the statutes. Comes now said R. N. Young and tenders to said Board with his said bond in the sum of $42,000.00 whimh said bond is in the words and figures following, viz:

BOND OF CONTRACTOR.

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned R. N. Young, of Lawrence, Indiana, and the EQUITABLE SURETY COMPANY, of St. Louis, Missouri, are firmly bound unto the State of Indiana, in the penal sum of FORTY-TWO THOUSAMD ($42,000.00) DOLLARS, for the payment of which well and truky to be made, we bind ourselves jointly and severally and our joint and severalhairs, executors, administrators and assigns firmly by these presents, this 6th day of September 1912.

THE CONDITIONS OF THE ABOVE OBLIGATION are such that whereas the Board of Commissioners of Marion & hendricks Counties, Indiana, is about to let a contract for Construction of road and bridges between Marion and Hendricks Counties known as the Cox et al Road.

And whereas the above named R. N. Young 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 R. N. Young 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.

R. N. Young (SEAL)

EQUITABLE SURETY COMPANY (SEAL)

By Arthur G. Elliot

Attorney in fact.

(SEAL)

STATE OF INDIANA )
SS
MARION COUNTY )

Before me, a Notary Public in and for said County, personally appeared R. N. Young and the EQUITABLE SURETY COMPANY by Arthur G. Elliot, its Attorney in fact, and acknowledged the execution of the foregoing instrument for the uses and purposes therein mentioned.

Witness my hand and notarial seal this 6th day of September A. D. 1912.

My commission expires

March 19, 1916.

Emma C. Stuppy (LS)

Accepted and approved September 6th, 1912.

Elbert M. Murphy )
James A. Downard ) Commissioners of
HArry E. Sanders ) Hendricks Co. Ind.

---------- )
James Kervan ) Commissioners of
Charles Maguire ) Marion Co. Ind.

Attest:
W. T. PAtten, Auditor Marion County.

It is therefore ordered and adjoudged by the Boards that the bid of R. N. Young in the sum of $20,870.00 be and the same is the lowest responsible bid and that the same be and is hereby accepted and that the contract for said proposed improvement be and the same is hereby awarded to R. N. Young at and for the sum of $20,870.00 and the bond of R. N. Young, contractor herein be and the same is hereby approved and accepted by said Board.

Comes Now said R. N. Young contractor and herewith enters into a written contract, to-wit:

SEPTEMBER TERM, 1912.

C-O-N-T-R-A-C-T.

FOR THE CONSTRUCTION OF THE ALFRED COX ET AL FREE STONE ROAD.

THIS AGREEMENT, made and entered into by and between R. N. Young, of Lawrence, Indiana, party of the first part and the BOARDS OF COMMISSIONERS of Marion and Hendricks Counties in the State of Indiana, party of the second part, WITNESSETH, That on the 6th day of September A. D. 1912, the said Boards of Commissioners received bids for the construction of the Alfred Cox et al Free Stone Road, the same being located on and along the boundary line between said Marion and Hendricks Counties, and the said R. N. Young being declared to be the lowest and best responsible bidder, the contract was awarded to said R. N. Young for the amount of his bid, viz: $20,870.00; and the said first party now covenants and agrees to build and construct said road in all respects in accordance with and conformable to the specifications, reports, plans and profiles contained in the report and amendments thereto of the Viewers and Engineer for said road, now on file in the office of the Auditor of each of said Counties, respectfully, which said report as amended, specifications and profiles are hereby referred to and made a part of this contract the same as if herein fully set out and written.

And the party of the first part further undertakes and agrees that in the prosecution of said work he will use all proper skill and care and will pay all claims for work and labor performed and material furnished in and for the construction of said work whether the said work and labor or material furnished is to said contractor or any sub-contractor, agent, or superintendent in charge of said work. It is further understood and agreed that said first party will not and cannot sell or assign this contract or sub-let the work to any person or persons except by consent of the said Boards of Commissioners.

The first party further agrees to construct and build said improvement and have the same completed on or before the 1st day of October 1913, and in the event said improvement of said road shall not be complete finished and ready for acceptance by the party of the second on or before said 1st day of October 1913, then said party of the first part agrees and promises to pay to said second aprty as liquidated damages for the non-completion of said work and for the deprivation on the part of the public of said Marion and Hendricks Counties of the use of said road from and after said 1st day of October 1913, the sum of twenty-five dollars ($25.00) per day for each and every day thereafter that said improvement shall remain uncompleted, unfinished and not ready for acceptance by said party of

the second part, and said party of the first part agrees that said sum of twenty-five dollars ($25.00) per day shall be deducted from the contract price for said improvement for the use of the public of said Marion and Hendricks Counties. Provided, that said failure ot complete said improvement within the time above specified for such completion is not caused by strikes or any other cause or causes beyond the control of said first party or that said time has not been extended by said Boards of Commissioners. In the event secondpparty does grant an extension of time for the completion of said improvement, the above and foregoing agreement in relation to liquidated damages shall apply after the expiration of such extension.

It is also agreed and understood by and between the parties hereto that said party of the second part shall withhold full payment to first party as required by Section 1 of an Act approved March 4, 1911, Acts of 1911 page 437, for a period of thirty days or until proof be made of the pgyment of alllabor, material and sub-contractors claims.

Second party hereby agrees that first party shall be paid the said contract price as above set out, upon the warrant of the Auditor of Marion County, Indiana, as directed by thr Board of Commissioners of said Marion County, and shall be paid on monthly estimates of the Engineer in charge of said work, but not to exceed 80 per cent of the engineers estimate; 20 percent of the said contract price shall be retained by the said Counties until said work is fully completed and finally accepted by the concurrent action of the said Boards of Commissioners.

And first party agrees to do and perform all matters and things required of and imposed upon him, according to the terms of this contract or pursuant to the provisions of the Acts of the General Assembly of the State of Indiana, authorizing said improvement.

To all of the covenants, conditions and stipulations of this contract the said parties severally bind themselves, their successors, heirs and assigns.

In witness whereof, the said party of the first part has hereunto set his hand and seal, the day and year hereinafter mentioned, and in witness whereof the siad Boards of Commissioners have also signed and approved this contract, this the 6th day of Sept. A. D. 1912.

R. N. Young

Party of the first part.

Charles Maguire

James Kervan

John Kitley

Commissioners of Marion County

Attest:

W. T. Patten

Auditor Marion County.

(SEAL)

Elbert M. Murphy

James A. Downard

Harry E. Sanders

Commissioners Hendricks County.

The Contract for the road petitioned for in the above and foregoing entitled cause having been formally awarded and the contractor having executed bond for the performance of his contract, the Boards of Commissioners now appoint William Corrie a competent person and a resident of Lincoln Township in said Hendricks County, Indiana, one of the townships abutting on and effected by the construction of said road, as Superintendent, to supervise the construction of such improvement according to the plans profiles and specifications filed by the engineer and viewers on which the contract ot construct such road was let. The compensation of such Superintendent shall be twp dollars ($2.00) per day for the time actually employed and he shall renden an account under oath of his time to the Board of Commissioners of Marion County, Indiana, whenever so ordered by them. He shall give bond to the approval of the Auditor of Marion County in the penal sum of Five Tgousand Dollars ($5,000.00) payable to the State of Indiana as provided in Section 79 of an Act approved March 8" 1905 of the Acts of 1905 page 559 and subscribe to an oath to faithfully discharge the duties of his office.

It is also considered, adjudged and decreed by the said Boards of Commissioners that said road when so improved shall belong one-hal f to Lincoln Township, Hendricks County, Indiana and the remainigg one-half be between Pike and Wayne Townships in Marion County, Indiana, in the ratio of twelve per cent (12%) to said Wayne Township and eighty-eight per cent (88%) thereof to said Pike Township and that the cost thereof shall be apportioned in like manner. Also, that the Auditor of Marion County, Indiana, shall forthwith notify the Auditor of said Hendricks County that the contract for said improvement has been let, stating the amount of the contract price and the amount of all other costs and expenses of every kind necessary to complete such improvement. Also, that each of said Marion and Hendricks Counties shall proceed at once through their Board of Commissioners, Auditor and Treasurer to issue and sell the bonds of its county for a sum equal to the share or portion herein assessed and apportioned to its township or townships as the case may be and as provided in Section 9 of an act approved March 9, 1907, of the Acts of 1907 page 368.

That whereas the petitioners herein have not asked for any certain term of years in which said bonds shall be payable, it is hereby considered adjudged and decreed by said Boards that said bonds shall be issued in denominations not less than $50.00 each, in twenty(20) equal series of one bond each, the first series, principal and interest shall mature and be payable on the 15th day of May 1914, the second series, principal and interest shall mature and be payable on the 15th day of November 1914, and the remaining eighteen (18) series principal and interest shall mature and be payable on

in regular order on corresponding dates in succeding years, or each six months thereafter until all are paid. Said bonds shall be dated October 15, 1912, and shall bear interest at the rate of four and one-half (4½%) per cent per annum. The County Treasurer shall sell said bonds at not less than thier face value and remit the proceeds thereof to the Auditor of Marion County, Indiana, who shall discharge the same upon his books and pay the same into the Treasurer of Marion County to be held by said Treasurer as a special fund for the making of such improvement and paid out upon warrants drawn by said Auditor of Marion County, Indiana, as ordered by the Board of Commissioners of said Marion County, except the final payment of twenty per cent (20%) of the engineers estimates of amounts due the Contractor for work done by him, which final payment shall be made only upon the jont order of the Boards of Commissioners of Marion and Hendricks Counties in the State of Indiana.

And the Boards now appoint Paul Julian, Engineer for the construction of said road and hereby order said engineer to qualify as by law required before entering upon the discharge of his duties as such engineer.

The said Boards having heard evidence and being advised in the matter now find that Omer S. Whiteman as attorney for the petitioners herein i s entitled to the sum of Three Hundred Dollars ($300.00) as his reasonable attorney fee and the same is formally allowed.

Comes Now the Auditor of said Marion County and presents to said Boards the bills heretofore filed in his office in said matter and the Boards having seen and examined the same and being fully advised in the premises now allow the same as follows:

BILLS ALLOWED.

| | | |
|---|---|---|
| Hendricks County Republican | Advertising | $ 6.10 |
| " " " | " | 8.10 |
| Indianapolis Sun | " | 11.40 |
| Indianapolis Commercial | " | 4.50 |
| " " | " | 4.50 |
| Charles A. Weaver | Viewer | 15.25 |
| " " | " | 3.00 |
| " " | " | 3.05 |
| Paul Julian | Engineer | 24.65 |
| " " | " | 7.50 |
| Cortex D. Blue | Viewer | 11.00 |
| " " | " | 2.50 |
| " " | " | 2.50 |
| Jacob Woessner | Sheriff | 2.50 |
| " " | " | 1.70 |
| John W. Ader | " | 2.85 |
| " " | " | 5.00 |
| " " | " | 2.85 |
| Homer S. Blount | Surveying | 5.00 |
| Chas. Brinkley | " | 4.50 |
| C. W. Pearce | " | 5.00 |
| E. M. Murphy | Per diem Co. Comm. | 33.75 |
| H. E. Sanders | " " | 32.50 |
| J. A. Downard | " " | 22.25 |

SEPTEMBER TERM, 1912.

ESTIMATED ADDITIONAL EXPENSE.

Nad the said Boards now estimate the following expense necessary to complete such imrpovement.

| | |
|---|---|
| County Commissioners' Per Diem | $150.00 |
| Supt. of Construction | 200.00 |
| Auditors Costs | 100.00 |
| Engineer in Construction | 100.00 |
| Incidentals | 148.15 |

Total estimated cost of the improvement not including expenses of each county in the preparation of and the selling of its bonds---$22,200.00

There being nothing further to come before the Boards of Commissioners at this time, on motion made and carried adjournment was had until Tuesday, September 17, 1912 at 10o'clock A. M. when they shall again meet at the same place to resume consideration of said matter.

Charles Maguire

James Kervan

John Kitley

Board of Commissioners

of Marion County.

Elbert M. Murphy

James A. Downard

Harry E. Sanders

Board of Commissioners
of Hendricks County.

The Board of Commissioners of the County of Marion Indiana, met in regular session in the Court House, in the city of Indianapolis, Indiana on Wednesday, September 18, 1912.

Members Present: Charles Maguire, presiding, James Kervan and John Kitley, Commissioners and ex-officio t e Board of Free Turnpike Directors.

The following proceedings were had, to-wit:

PETITION OF ALFRED COX ET AL
FOR COUNTY LINE HIGHWAY BETWEEN
HENDRICKS AND MARION COUNTIES
INDIANA.

BOND ORDINANCE.

An ordinance authorizing the issue and sale of ELEVEN THOUSAND TWO HUNDRED DOLLARS of Macadam Road Bonds, in the County of Marion and the State of Indiana, for the construction of a stone or macadam road, fixing the rate of interest thereon and providing the mode and manner of payment of said bonds and the interest thereon.

Whereas the Boards of Commissioners of Marion and Hendricks Counties in the State of Indiana, in the matter of the petition of Alfred Cox et al for the improvement of a highway on the county line between Lincoln Township in said Hendricks County in said State of Indiana and Wayne and Pike Townships in said Marion County in said State, filed in said Marion County, have heretofore approved the report of the civil engineer and viewers appointed in said cause and have ordered the construction of the improvement of said road according to the plans and specifications now on file in the office of the Auditor of both Marion and Hendricks Counties aforesaid, and having awarded the contract for the construction of s id improvement of said road, and thecontract price for said improvement together with all othereexpenses incurred and damages allowed prior to the granting of said petition and ordering of said improvement of said road and a sum sufficient to pay the per diem of the engineer, apperintendent of construction, County Commissioners and petitioners reasonable attorney fee amounts to the total sum of Twenty-Two Thousand Two Hundred Dollars, one-half of which has been by the concurrent action of said Boards of Commissioners assessed and apportioned to Lincoln Township in said Hendricks County and the other remaining one-half of said total sum divided between Wayne and Pike Townships in said Marion County in the ratio of twelve per cent (12%) thereof to said Wayne Township and eighty-eight per cent (88%) thereof to said Pike township and that said indebtedness together with all other indebtedness of said Pike township and said Wayne Township is within the statutory and constitutional limits of said Townships.

Now, therefore, be it orderedby the Board of Commissioners of Marion County, State of Indiana, all members concurring:

Sec. 1. That Pike Township and Wayne Township in Marion County and the State of Indiana be indebted in the ratio above specified in the total sum of Eleven Thousand Two Hundred Dollars, which sum including the sum of Eleven Thousand One Hundred Dollars for one half of the cost of construction and other expenses, as apportioned to said Pike and Wayne Townships, and the sum of One Hundred Dollars ($100.00) for the costs of printing and selling the Bonds issued in this connection, for the construction of a stone or macadam road petitioned for by Alfred Cox et al, the same being a county line road, and said petition having been filed in the Commissioners Court of Marion County in the State of Indiana, and the petitioners not having prayed in their petition for any definite time for the issuing of the bonds for the payment of the cost of said improvement of said road it is hereby ordered by the said Board of Commissioners of said Marion County, State of Indiana, that Eleven Thousand Two Hundred Dollars of Macadam Road Bonds of the County od Marion, State of Indiana, to be known as the Alfred Cox et al Macadam Road Bonds in Pike Towhship and Wayne Township, be issued and that said bonds be issued in the denominations of Five Hundred and Sixty Dollars ($560 each and be numbered from 1 to 20 invlusive and each of said bonds shall be dated October 15, 1912 and payable as follows:

Bond No. 1 shall mature on the 15th day of May 1914.

Bond No. 2 shall mat ure on the 15th day of November 1914.

Bond No. 3 shall mature on the 15th day of May 1915.

Bond No. 4 shall mature on the 15th day of November 1915

Bond No. 5 shall mature on the 15th day of May 1916

Bond No. 6 shall mature on the 15th ay of November 1916

Bond No. 7 shall mature on the 15th day of May 1917

Bond No. 8 shall mature on the 15th day of November 1917.

Bond No. 9 shall mature on the 15th day of May 1918

Bond No. 10 shall mature on the 15th day of November 1918

Bond No. 11 shall m ture on the 15th day of May 1919

Bond No. 12 shall mature on the 15th day of November 1919

Bond No. 13 shall mature on the 15th day of May 1920

Bond No. 14 shall mature on the 15th day of November 1920

Bond No. 15 shall mature on the 15th day of May 1921

Bond No. 16 shall mature on the 15th day of November 1921

Bond No. 17 shall mature on the 15th day of May 1922

Bond No. 18 shall mature on the 15th day of November 1922

Bond No. 19 shall mature on the 15th day of May 1923

Bond No. 20 shall mature on the 15th day of November 1923.

The interest on said bonds shall be four and one-half per cent (4½%) per annum apyable as follows: the first interest on the above bonds shall be due on the 15th day of May 1914, and the first coupon of each bond shall be for the sum of $39.90 and thereafter the said interest shall be due and payable on said bonds on the 15th day of November, and t e 15th day of May of each year until said bonds mature and are paid and that all of the coupons after the first shall be for the sum of $12.60 each, and the said interest shall be evidenced by coupons attached to said bonds as hereunto prescribed, and shall be due and payable as hereunto set out.

All of said bonds and the interest thereon shall be payable to bearer at the banking house of J. F. Wild & Co. in the city of Indianapolis, Indiana, and sold as provided by law, and the said bonds shall be signed by the Board of Commissioners of Marion County, State of Indiana, and shall be attested by the Auditor of said County.

Sec. 2. That said Bonds shall be issued in the name of the County of Marion State of Indiana and be known and designated as the Alfred Cox et al County Line Macadam Road Bonds, in Pike Township and Wayne Township, in said County, and that said bond shall be sold for not less than their par value, and the proceeds shall be applied for the purposes specified by law authorizing their issue.

Sec. 3. For the purpose of antisipating the payment of said bonds and raising money for the said bonds and the interest thereon, the said Board of Commissioners shall annually hereafter at the time of making of the general tax levy, levy a special tax upon all the property of said Pike Township and Wayne Township, in the same ratio and proportion for each as its portion of the road bears to the portion of the other township, in Marion County, State of Indiana, including towns and cities of less than thirty thousand inhabitants in said Township, in such manner as to pay the principal and interest on said bonds as they become due, and said tax shall be collected and the amount of said bonds and interest shall be charged upon the property of said Township abutting on said road, and said tax when collected shall be applied to the payment of said bonds and interest and shall be applied for no other purpose.

Sec. 4. The County Treasurer of Marion County, State of Indiana, shall sell said bonds at not less than their par value, and the proceeds derived therefrom shall be be kept in separate fund for the payment of the construction of said road, including the the expenses al ready incurred.

Sec. 5. It is further ordered by the Board of Commissioners of Marion County State of Indiana, that said bonds be lithographed and the Auditor of said County is hereby authorized to procure the same at the least possible cost and expense. It is further ordered that the signatures of the Board of Commissioners and the Auditor be lithographed on the interest coupons attached to said bonds.

The Board of Commissioners of Marion County, State of Indiana, all members concurring therein, do hereby adopt the above and foregoing Bomd Ordinance in the matter of Alfred Cox et al petition for improvement of highway on the boundary line between Marion and Hemdricks Counties in the State of Indiana, and the same is in all things adopted as herein provided.

This 18th day of September 1912.

Charles Maguire

James Kervan

John Kitley

Board of Commissioners of

Marion County, Indiana.

Charles Maguire ) Board of Commissioners

James Kervan ) of the

John Kitley ) County of Marion, ex-

officio Board of Free

Turnpike Directors.

STATE OF INDIANA )
SS
MARION COUNTY. )

I, W. T. PAtten, Auditor of Marion County, do hereby certify that the foregoing is a true and complete transcript of the proceedings of the Boards of Commissioners of Marion nd Hendricks Counties in the matter of the Petition of Alfred Cox et al for improvement of county line highway, as the same appears of record in my office.

Witness my hand and the seal of the Board of Commissioners of Marion County, Indiana, this 19th day of September 1912.

W. T. Patten

(SEAL)

Auditor Marion County, Indiana

STATE OF INDIANA )
SS
COUNTY OF MARION. )

IN THE COMMISSIONER'S COURT,

SEPTEMBER TERM, 1912.

In the Matter of

Alfred Cox et al. Ex-Parte.

COUNTY LINE HIGHWAY.

BE IT REMEMBERED, That on the 17th day of September 1912, at 10 o'clock A. M. the Commissioners of Marion and Hendricks Counties in the State of Indiana met pursuant to adjournment with all members present. Also, there were in attendance W. T. Patten, Auditor and Jacob Woessner, Sheriff respectively of said Marion County. Mr. James A. Downard of the Hendricks County Board being chosen Chairman and the matter for consideration relating to the petition of Alfred Cox et al for the improvement of a highway on the line between said counties, the following proceedings were had, to-wit: The Minutes of the last joint session held September 6, 1912 were read, approved and signed in open court.

Comes now the said W. T. PAtten, Auditor as aforesaid and reports to said Boards that their order to him made and entered September 6, 1912 in re. the notice to the Auditor of said Hendricks County that the contract for the improvement prayed for in this cause has been let. giving the amount of the contract price and the estimated total cost thereof, has been fully complied with by him.

And now comes Paul Julian, Engineer and makes and files his bond in the sum of $6,000.00 as Engineer in Construction, which Bond is in the words and figures following, to-wit:

OFFICIAL BOND.

STATE OF INDIANA )
SS
MARION COUNTY. )

KNOW ALL MEN BY THESE PRESENTS: That we, Paul Julian if Indianapolis, Indiana, and American Bonding Company of Baltimore, Maryland, are held and firmly bound unto the State of Indiana in the penal sum of Six Thousand Dollars, for the payment of which sum well and truly to be made, we do by these presents firmly bind ourselves, our heirs, executors and administrators; sealed with our seals, and dated this 6th day of September 1912.

NOW, THE CONDITION OF THISOOBLIGATION IS SUCH, That whereas the above bound Paul Julian was on the--- day of September 1912, duly appointed by the Board of Commiss-

IONERS OF Marion and Hendricks Counties in said State, sitting in joint session as Engineer in Construction, in and for the Alfred Cox et al County Line Gravel Road between Marion and Hendricks Counties, Indiana.

Now if the said Paul Julian shall well, truly, faithfully and impartially discharge his duties as such Engineer in construction of said road according to law, then this bond shall be null and void, otherwise to remain in full force and effect in law.

IN WITNESS WHEREOF, We have hereunto set our hands and seals, the day and year above written.

Paul Julian (SEAL)

American Bonding Company of Baltimore

(Company Seal) By William B. Barton (SEAL)

STATE OF INDIANA )
SS
MARION COUNTY. )

Personally came Paul Julian, Principal on the within bond and acknowledged the execution of the same for the uses and purposes therein expressed, without condition or reservation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal, this 10th day of September A. D. 1912.

Thos. Stevenson (LS)

Notary Public

My commission expires

April 20, 1916.

SEPTEMBER TERM, 1912.

STATE OF INDIANA )
SS
MARION COUNTY. )

Before me, Louise McIntre, a Notary Public in and for said County and State this 6th day of September 1912, personally came William E. BArton, of Indianapolis, Indiana, and known to me to be the Attorney in fact of American Bonding Company of Baltimore, Maryland, and acknowledged the execution of the within bond for the said Company as surety thereon, and certified that said Company has complied with the provisions of the Statutes of Indiana governing Surety Comapnies, and has filed with the Clerk of Marion County, Indiana, the certificate of the Auditor of State of Indiana, to that effect.

Witness my hand and Notarial seal, this 6th day of September 1912.

Louise McIntre (LA)

Notary Public.

My commission expires
September 2nd, 1915.

and the Board having seen and examined said Bond now accepts and approves the same.

There being nothing further, the B ards on motion adjourned.

Charles Maguire

John Kervan

John Kitley

Board of Commissioners of

Marion County, Indiana.

Harry E. Sanders

James A. Downard

Elbert M. Murphy

Board of Commissioners of
Hendricks County, Indiana.

STATE OF INDIANA, MARION COUNTY. SS.

I W. T. PAtten, Auditor of Marion County, do hereby certify that the foregoing is a true and complete transcript of the proceedings of the Boards of Commissioners of Marion and Hendricks Counties in the matter of the Petition of Alfred Cox et al for improvement of county line highway, as the same appears of record in my office.

Witness my hand and the seal of the Board of Commissioners of Marion County Indiana, this 2nd day of October 1912

W. T. Patten

(SEAL)

Auditoe Marion County, Indiana.

Elbert M Murphy

OCTOBER TERM, 1912.

STATE OF INDIANA )
SS
HENDRICKS COUNTY )

IN THE COMMISSIONERS COURT

OCTOBER TERM, 1912

In the matter of the petition )
of C. E. Higgins et al for the )
improvement of a public highway)

Comes now the petitioners by counsel 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, at this time file a report of their doings in the foregoing entitled improvement.

Therefore, it is hereby ordered by the 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.

In the matter of the petition )
of Henry Beckley et al for the )
improvement of a public highway)

Comes now the petitioners by counsel and come also the Engineer and viewers, and it appearing to the satifaction of the Board that it is impossible for the said engineer and viewers to, at this time make a report of their doings in the foregoing entitled improvement.

Therefore, it is hereby ordered by the 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 Hnedricks County, Indiana, their certain report in writing, setting forth their determination in regard to said proposed improvement.

In the matter of the petition )
of R. L. Underwood et al for the)
improvement of a public highway )

Comes now the petitioners by counsel 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, at this time make a report of their doings in the foregoing entitled improvement.

Therefore, it is hereby ordered by the 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 the said proposed improvement:

In the matter of the petition )
of H. S. Ragan et al for the im-)
provement of a public highway. )

Comes now the petitioners by counsel and come also the engineer and viewers, and it appeaing to the satisfaction of the Board that it is impossible for the said Engineer and viewers to, at this time make a report of their doings in the foregoing entitled improvement.

Therefore, it is hereby ordered by the Board that said engineer and viewers be given until the first day of the next regular session of thie 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.

OCTOBER TERM, 1912.

In the matter if the petition )
of Henry Hunt et al for the im)
provement of a public highway.)

Comes now the petitioners by counsel and come also the engineer and viewers, and it appearing to the satisfaction of the Board th that ir is impossible for the said engineer and viewers to, at this time file a report of their doings in the foregoing entitled improvement.

Therefore, it is hereby ordered by the 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, their certain report in writing, setting forth their determination in regard to said proposed improvement.

In the matter of the petition )
of Samuel Janes et al for the )
improvement of a public highway

Comes now the petitioners by counsel and come also the engineer and viewers, and it appearing to the satisfaction of the Board that it is impossible for said engineer and viewers to, at this time file a report of their doings in the foregoing entitled improvement.

Therefore, it is hereby ordered by the 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.

OCTOBER TERM, 1912.

In the matter of the petition )
of Perry Hunt et al for the im-)
provement of a public highway. )

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

Therefore, it is hereby ordered by the 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.

In the matter of the petition of)
J. P. Christie et al for the im-)
pro vement of a public highway. )

Come now the petitioners by counsel 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, at this time, file a report of their doings in the foregoing entitled improvement.

Therefore, it is hereby ordered by the 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 determinarion in regard to said proposed improvement.

OCTOBER TERM, 1912.

In the matter of the petition )
of Amos Kersey et al for the im-)
provement of a public highway. )

Comes now the ptitioners by counsel ans come also the engineer and viewers, and it appearing to the satisfaction of the Board that it is impossible to, at this time make a report of their doings in the foregoing entitled improvement.

Therefore, it is hereby ordered by the 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 office of the Auditor of Hendricks County, their certain report in writing, setting forth their determination in regard to said proposed imrpovement.

In the matter of the petition of)
J. W. Figg et al for the impro- )
vement of a public highway. )

Comes now the petitioners by counsel and come also the engineer and viewers and it appearing to the satisfaction of the Board that it is impossible for said engineer and viewers to, at this time file a report of their doings in the foregoing entitled improvement.

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

OCTOBER TERM, 1912.

In the matter of the petition of )
William S½ HArris et al for the )
improvement of a public highway. )

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

Therefore it is hereby ordered by the 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.

In the matter of the petition )
of Alfred Cox et al for the im- )
provement of a public highway. )

Come now the petitioners by counsel and come also the engineer and viewers and it appearing to the satisfsction of the Board that it is impossible for said engineer and viewers to at this time file a report of their doings in the foregoing entitled improvement.

Therefore, it is hereby ordered by the 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.

OCTOBER TERM, 1912. Monday, October 7, 1912.

The Board of Commissioners of Hendricks County, Indiana, are met in regular session pursuant to adjournment, it being the first Monday in said month.

Present: Elbert M. Murphy, Harry E. Sanders, and James A. Downard, all members of said Board.

The following proceedings were then had, to-wit:

In the matter of )
Charles A. White et al Road; )
David Hadley et al Road; )
Frank P. Reichard et al Road. )

Comes now the Board and having under consideration the acceptance of the above roads and being fully advised in the premises find that the report of the Engineers and Superintendent of Construction were filed in the office of the Auditor on the---- day of ---------- 1912, which reports are in the words and figures as follows, to-wit: (H.L) and it appearing from said reports that said roads have been constructed and completed in conformity to the plans and specifications and profile on file in the Auditors office of Hendricks County, Indiana, and said Board having personally viewed and examined said roads finds that the said roads have been constructed according to said plans, specifications and profile and that the same should be accepted.

It is further ordered and adjudged that said roads are hereby accepted and 30 days are now given in which to file claims. And this cause is continued.

Elbert M Murphy

Board of Commissioners of
Hendricks County, Indiana,

Charles A. White et al Road 1.28 miles
David Hadley et al Road .85 miles
Frank P. Reichard et al Road 1.26 miles.

OCTOBER TERM, 1912. Monday, October 7, 1912.

Be it remembered that heretofore, to-wit on the 30th day of October 1912, the Auditor of Marion County, Indiana, filed in the office of the Auditor of Hendricks County Indiana, the following transcript to-wit:

State of Indiana )
SS
County of Marion )

In the Commissioner's Court,
September Term, 1912.

In the Matter of the Petition of )
Albert McCalment et al Ex-Parte )

FOR THE IMPROVEMENT OF HIGHWAY ON COUNTY LINE.

BE IT KNOWN, That on Monday, September 23rd 1912, the Boards of Commissioners of Marion and Hendricks Counties in the State of Indiana, met pursuant to notice from the Auditors of their respective counties acting on notice from Paul Julian, Engineer in Construction of said County Line Road, that said improvement had been completed and was ready for final inspection and acceptance by said Boards and that the Auditor of said Marion County had fixed said date at the hour of 2 P.M. for said Boards to meet at the north end of said improvement of said County Line Highway and proceed forthwith to inspect said work. And the said Boards accompanied by said Paul Julian, Engineer, having met as aforesaid at such time and place and having gone over and inspected said road and the improvement thereof now find that said improvement of said highway has been completed according to the contract and the plans and specifications herein and the same is now by said Boards formally approved, received and accepted and the Auditor of Marion County, Indiana, is hereby advised that said improvement has been accepted and received and the balance of the contract price therefor allowed and the said Auditor is hereby ordered to pay to the Contractor herein all of the balance of the contract price for said improvement according to the terms of his said contract and the provisions of the statutes in such cases made and provided.

And the said Boards of Commissioners now apportion the said County Line Highway between and extending from the Crawfordsville Free Gravel Road to the Wall Street Free Gravel Road for the purpose of Maintenance, as follows:

The North half thereof shall belong to the County of Marion and the South half thereof shall belong to the County of Hendricks and the respective portions as herein fixed shall hereafter be maintained by said counties as free turnpikes, gravel and macadamized roads ane now or may hereafter be maintained by counties of the State.

All of which is finally ordered, adjudged and decreed this 23rd. day of September A. D. 1912.

Charles Maguire

James Kervan

Commissioners of Marion County, Indiana.

Elbert M. Murphy

James A. Downard

Harry E. Sanders

Commissioners of Hendricks County, Indiana.

Attest: Paul Julian
Engineer.

STATE OF INDIANA )
SS
MARION COUNTY. )

I, W. T. Patten, Auditor of Marion County, do hereby certify that the foregoing is a true and complete transcript of the proceedings of the Board of Commissioners of Marion and Hendricks Counties, in the matter of the Petition of Albert McCalment et al. for improvement of county line highway, as the same appears of record in my office.

Witness my hand and the seal of the Board of Commissioners of Marion County, Indiana, this 29th day of October 1912.

W. T. Patten

(SEAL)

Auditor Marion County, Indiana.

Elbert M Murphy

VACATION ENTRY .

Be it remembered that heretofore, to-wit, on the 30th day of October 1912, the Auditor of Marion County, Indiana, filed in the office of the Auditor of Hendricks County, Indiana, the following transcript, to-wit:

STATE OF INDIANA )
SS
MARION COUNTY. )

IN THE COMMISSIONER'S COURT

OCTOBER TERM, 1912.

LESLIE GOOD, ET. AL.,

EX-PARTE:

PETITION FOR THE IMPROVEMENT OF PUBLIC HIGHWAY ON COUNTY LINE ROAD.

BE IT REMEMBERED that on the 19th day of October 1912, the same being the 12th day of the regular October Term, 1912, of the Board of Commissioners of Marion County, Indiana, the following proceedings were had and held in the above entitled cause, to-wit:

Comes now Leslie Good and 118 other persons and file their petition for the improvement of a public highway on a County Line Road together with the proof of the signing of the said petition and the qualifications of the signers of said petition, which said public highway is on the boundary line between the Township of Brown in the County of Hendricks and the Township of Pike in the County of Marion, all in the State of Indiana, and is more particularly described as follows:

"Extending from and commencing at a point in said highway Eighty (80) rods North of the South West corner of the North West Quarter of Section Four (4) Township Sixteen (16) North of Range Two (2) East in said Marion County, Indiana, and running thence North about Eighty (80) rods; thence East on and along said County Line about Thirty (30) rods; thence in a generally Northerly direction through the center of Section Thirty-two (32) Township Seventeen (17) N. Range Two (2) East in said Marion County and continuing Northward on said County Line Road on and along the Nprth and South half Section Line through the center of Section Twenty-nine (29) in said last named Township and Range,(Except that for a distance of about one mile in said Section Twenty-nine (29) said established highway necessarily varies from such County Line into said Marion County, Indiana, a maximum distance of approximately Fifty (50) rods in order to avoid bluffs, hills and ravines) to a point about Forty (40) rods South of the North West corner of said East half of Section Twenty-nine (29) said Township Seventeen(17) North of Range Two (2) East in said Marion County, Indiana, where said hih highway crosses said County Line into said Hendricks County, Indiana, after having made said deviation into said Marion County."

Which said Petition, proof of signing thereof and qualifications of the petitioners to sign the same are in the words and figures following, to-wit:

VACATION ENTRY.

PETITION FOR THE IMPROVEMENT OF A COUNTY LINE HIGHWAY.

STATE OF INDIANA )
SS : IN THE COMMISSIONER'S COURT
MARION COUNTY. )

OCTOBER TERM, 1912.

TO THE HONORABLE BOARDS OF COMMISSIONERS OF THE COUNTIES OF MARION AND HENDRICKS, IN THE STATE OF INDIANA.

We, the undersigned adult resident freeholders and voters of Brown Township in Hendricks County, Indiana, and of Pike Township in Marion County Indiana, do hereby respectfully petition your Honorable Boards to jointly order the construction of a free stone or macadamized road, including the necessary straightening, grading and draining of same, on and along the unimproved highway on the boundary line between said Townships in said Counties, commonly known as the County Line Road, extending from and commencing at a point in said highway Eighty (80) rods North of the South West corner of the North West Quarter of Section Four (4) Township Sixteen (16) North of Range Two (2) East in said Marion County, Indiana, and running thence North about Eighty (80) rods; thence East on and along said County Line about Thirty (30) rods; thence in a generally Northerly direction through the center of Section Thirty-two (32) Township Seventeen (17) North of Range Two (2) East in said Marion County and continuing Northward on said County Line Road on and along the North and South half section line through the center of section Twenty-nine (29) in said last named Township and Range (Except that for a distance of about one mile in said Section Twenty-nine (29) said established highway necessarily varies from such County Line into said Marion County, a maximum distance of approximately Fifty (50) rods in order to avoid bluffs, hills and ravines) to a point about Forty (40) rods South of the North West corner of said East Half of Section Twenty-nine (29) said Township Seventeen (17) North of Range Two (2) East in said Marion County, Indiana, where said highway crosses said County Line into said Hendricks County, after having made said deviation into said Marion County. We hereby appoint and commission Omer S. Whiteman as our attorney to represent and act for us in the above and foregoing matter.

( ) We would further show your Honorable Boards that said County Line Road is traversed by a United States Free Delivery Mail Route and to improve the same as herein prayed would be of public utility and convenience.

Respectfully Submitted;

Names--Brown Twp. Hendricks Co.

Leslie Good, Wm H. Tomlinson, John Marvel, Thomas Sanders, Maggie Ross, James M. Wright, A. G. Gardner, Mary M. Hough, Fred S. Hough, Wm R. Hough, Mollie Ennis, F. M. Ballard, John H. Combs, America B. Combs, W. J. Hamilton D. B. Ennis, David L. Wilson, Geo. G. Turley, Clark Gossett, Willard M. Mark

VACATION ENTRY.

John Hedrick, John D. Green, Martion Hession, E. E. Marvel, J. N. Brumfield, John T. Beck, Arthur Mark, W. W. Turley, Thomas Hogan, Wm. H. Wilson, L. L. Morris (Pike Twp. Marion Co.), E. A. Turley, A. T. Burden, Frank Gardner, L. M. simms, John Dugan, P. M. Lee.

Pike Township, Marion County.

C. I. Starkey, S. S. Boughton, C. O. Jones, H. E. Hill, David Ruse, John C. Reed Jr, Raymond Snyder, J. M. Miller, David White, A. O. Smith, W. A. Thomas, Thos A. Mc Curdy, Wm P. Johnes Sr., Asa McCorkle, Charles Haines, A. C. Boewers, J. E. Isenhour, Charles C. Delong, Thomas Tayler C. E. Parker, A. L. Russell, Charles Reed, John A. Gullifer, WM E. Lovett, T. A. Wilson, U. S. Hollingsworth, A. Guion, J. L. Bertsch, T. C. Wilson, J. F. White, W. R. Edwards, W. H. Taylor, R. Hightshue, S. Butler, D. W. Lovett, W. B. Butler, T. R. Moon. Orval Delong, Fred Wilson, Jacob Wachtstetter, M. L. Clinton, C. E. Marvel, E. Hightshue, Dan Caldwell, Lewis Gass, O. P. Hollingsworth, O. W. Delong. W. E. Meyers, O. B. Furr, Thomas B. Tolle, Frank Hollingsworth, Wm. Barnhizer, William Davis, J. A. Kolp, A. A. Starkey, W. J. Starkey, H. E. Snyder, Perry Hardin, Wm Kolp, Benjeman Tylor, Wm A. Haggard, Alfred Cox, Marion Moore, Jerry Malsom, George Brunes, R. W. Garrell, Jacob Cooper, C. E. Bragg, Elias Shanbaugh, M. F. Glidewell, C. V. Glidewell, F. A. Delong, Hugh Sullivan, Henry Brunes Sr., Margaret J. Parker, Andrew Caldwell, Thomas E. Meeks, Criss Gass, Henry J. Fink, C. Davenport, Henry Kissel, Ezra Kolp.

STATE OF INDIANA )
SS
MARION COUNTY. ) IN THE COMMISSIONER'S COURT,

OCTOBER TERM, 1912.

Leslie Good et al.,

Ex-Parte.

PETITION FOR IMPROVEMENT OF HIGHWAY ON COUNTY LINE.

AFFIDAVIT OF FREEHOLDERS.

T. A. Wilson, being first duly sworn, upon his oath says that he is 51 years of age, a resident voter and freeholder of the Township of Pike in the County of Marion and State of Indiana. That he and 118 other persons signed the Petition of Leslie Good et al. praying for the improvement of a County Line highway described as follows, to-wit: "extending from and commencing at a point in said highway (on the boundary line between the Township of Brown in the County of Hendricks and the Township of Pike in the County of Marion in the State of Indiana) Eighty rods North of theSouth West Corner of the North West Quarter of Section Four (4), Township Sixteen (16) North of Range Two (2) East in said Marion County, Indiana, and running thence North about Eighty (80) rods, thence East on and along said County Line about Thirty (30) rods; thence in a generally Northerly direction through the center of Section Thirty-two (32), Township Seventeen (17) North of

Range Two (2) East in said Marion County and continuing Northward on said County Line road on and along the North and South half Section line through the center of Section Twenty-nine (29) in said last named Township and Range (Except that for a distance of about one mile in Section Twenty-nine (29), said established highway necessarily varies from such County Line into said Marion County, a maximum distance of approximately Fifty (50) rods in order to avoid bluffs, hills, and ravines) to a point about Forty (40) rods South of the North West corner of said East half of Section Twenty-nine (29), said Township Seventeen (17) North of Range Two (2) East in said Marion County, Indiana, where said highway crosses said County line into said Hendricks County after having made said deviation into said Marion County.

That he is personally well acquainted with said above described highway and with practically all of the signers of said petition; that more then Seventy-five (75) of said signers are resident adult freeholders and voters of the Township of brown in Hendricks County and the Township of Pike in the County of Marion all in the state of Indiana, and that more than Ten (10) of said signers reside in each of said Townships and that said Brown and Pike Townships are the Townships and the only Townships abutting said above described highway so sought to be improved.

Signed: T. A. Wilson

Subscribed and sworn to before me, a Notary Public in and for said County of Marion and State of Indiana, this17th day of October 1912.

Omer S. Whiteman

My Com. Ex. 2-25-1916. Notary Public.

(SEAL)

Said Petition together with the proof of the signing thereof and the qualifications of the petitioners to sign said petition is now submitted to the Board for their consideration: Said Board of Commissioners having heard the Evidence and being fully advised in the premises finds for the Petitioners upon their petition, that the same is signed by more than Seventy-five (75) resident adult freeholders and voters of the Townships of Brown in the County of Hendricks and the Township of Pike in the County of Marion, all in the State of Indiana, and that Ten (10) or more of such Petitioners are resident adult freeholders of each of said Townships which are the townships and the only Townships abutting on said highway so proposes to be improved; that said Petition was duly and legally filed in the Auditors Office of Marion County, Indiana, on the 19th day of October A. D. 1912, the same being the 13th day of the regular October Term 1912, of the Commissioners Court of said Marion County, Indiana, and that said petition together with the proof of the

signing thereof and the qualifications of the Petitioners to sign the same wa s duly presented to said Board on said day.

It is therefore considered, adjudged and decreed by the Board of Commissioners of Marion County, Indiana, that the Board of Commissioners of Hendricks County, Indiana, meet in joint session with the Board of Commissioners of Marion County, on Thursday the 14th day of November 1912, at the hour of 10 o'clock A. M. on said day, which joint meeting of said Boards of Commissioners shall be held at the Commissioners Room in the Auditor's Office of Marion County, Indiana, in the city of Indianapolis, on the day heretofore set out, for the purpose of considering said petition, the appointment of Viewers and anEngineer for the purpose of viewing said public highway and performing such other duties as may be prescribed by law for Viewers and Engineer in like cases. It is further considered, adjudged and decreed that the Auditor ofMarion County give the Board of Commissioners of hendricks County, Indiana fifteen (15) days notice of the time and place of such joint meeting of said Boards of Commissioners and of the presentation of said petition and that such notice be given by transmitting to the Auditor of said Hendricks County, Indiana, a certified copy of the Petition filed herein together with the proof of the signing thereof and the qualifications of the Petitioners who have signed the same and also shall give said notice by transmitting to b the Auditor of Hendricks County, Indiana, a certified copy of this order.

Also, that the Auditor of Marion County, Indiana, shall make and preserve a full and complete record of all of the proceedings herein, including the time and manner of notifying said Board of Commissioners of said Hendricks County, Indiana, of said joint meeting as herein provided, and of all his acts herein make due return.

All of which is fully ordered, adjudged and decreed by the Board of Commissioners of Marion County, Indiana, in regular session assembled.

Charles Maguire

John Kitley

Board of Commissioners of

(SEAL) Marion County, Indiana.

VACATION ENTRY.

STATE OF INDIANA )
SS
MARION COUNTY. )

I, W. T. Patten, Auditor of Marion County, do hereby certify that the above and foregoing is a true and complete copy of the proceedings of the Board of Commissioners in the matter of the Petition of Leslie Good et al for the improvement of a county line highway between the counties of Marion and hendricks in the State of Indiana, as the same appears of record in my office.

Witness my hand and the seal of the Board of Commissioners of Marion County, Indiana, this 29th day of October 1912.

W. T. Patten

(SEAL) Auditor Marion County.