

In the matter of the Petition of
 Claude B. Hollett et al for the
 Improvement of a public Highway in Lincoln Township
 Hendricks County, Indiana by taxation.

Comes now the petitioners in the above entitled proceedings and comes also the Auditor of Hendricks County Indiana, and produces and files the affidavits and copies of notices thereto attached, of Julian D. Hogate, Editor of the "Republican", & of W. A. King Editor of the "Danville Gazette" each being weekly newspapers of general circulation throughout Hendricks County, Indiana, printed in the English language and published at Danville, Indiana, from which it appears that notice by publication was given throughout Hendricks county, Indiana, and particularly to the taxpayers of Lincoln township, said county and state, of the determination made herein by the Board of Commissioners of Hendricks County, Indiana, on the 3rd day of August 1925, to issue bonds in the sum of \$12,000.00; that the first of said publications of notices was given on the 6th day of August 1925 and the last of which publication was made on the 13th day of August 1925, and the proofs of such publications of notice in said above Newspapers are in the following words and figures to wit:

further it is shown that like notices were posted in three public places in Lincoln township Hendricks, county, Indiana. giving notice of such determination to issue bonds as aforesaid, as the same is shown by the affidavit of George R. Harvey, which affidavit and copy of notice thereto attached is as follows to wit:

And now the Board finds that notice was given as by law provided, of the determination of the Board to issue such bonds, as aforesaid,

And the Board now also finds that there is no newspaper published in said above named Township. And the Board finds that no Petition, or objections, to the issuing of such bonds has been filed or made by any taxpayer, or taxpayers, of said township and that the time has expired for the making of such objections or the filing of any petition against the issuing of said bonds.

and now the Auditor produces and files the proofs of publication of notices of the letting of the contract for the construction of the above named foregoing entitled improvement; such proof consists of the affidavits of Julian D. Hogate. and W. A. King editors of the Republican, & Danville Gazette, respectively, showing that notice was given for three successive weeks in said above named newspapers, the first of which publication of notice was made and given on the 10th day of September 1925 and the third and last of which publications was made on the 24th day of September 1925, Which affidavits and copies of notices thereto attached are in the following words and figures to wit: also the affidavit of Blanche Bills, clerk for the Enquirer Printing and Publishing co. publishers of The Indianapolis, Commercial, is produced and filed from which it appears to the Board that notice of such letting was given by publication for one time in such newspaper, printed and published at the city of Indianapolis, Indiana

which affidavit and copy of notice are in the following words and figures to wit:

And now from all of the foregoing facts the Board finds that due notice was given by law required for the letting of the contract in the above and foregoing entitled proceedings.

And now at the place designated in said notices at the hour named therein, the Board of Commissioners of Hendricks County, Indiana, met to receive and open bids for the construction of the above and foregoing entitled improvement.

All bids received by the Auditor were, as the Board does now find opened in the presence of the bidders and public generally, and the Board having examined and inspected all of the bids submitted and being fully advised and informed in the premises, finds that the bid of Daniel H. Fatout is the lowest and best bid submitted for the construction of said road; that said bid is for the sum of \$ 9775.00 that said bid is for a sum not greater than the estimated cost of said road; that said bid is accompanied by a bond in a penal sum double the amount of the bid; that the contract for the construction of said road should be awarded to said named bidder for the amount of the amount of the bid submitted.

It is therefore ordered and adjudged by the Board that the contract for the construction of the above and foregoing entitled improvement be and the same is hereby awarded to Daniel H. Fatout at and for the sum of \$ 9,775.90 being the amount of the bid submitted by such bidder. and now said contract is reduced to writing and is signed by the Board of Commissioners of Hendricks County, Indiana. and by the said named bidder, to wit: Daniel H. Fatout. and in the following words and figures to wit;

CONTRACT.

For the construction of the Claude B. Hollett et al Road in Lincoln Township Hendricks county, Indiana.

This agreement made and entered into by and between D. H. fatout of Indianapolis 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 October A.D. 1925 the said Board of Commissioners received bids for the construction of the Claude B. Hollett et al road the same being in Hendricks County and the said D.H. Fatout being declared the lowest and best responsible bidder, the contract was awarded to the said D.H. fatout. for the amount of his bid viz: \$ 9,775.00 and the said party of the first part 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 report of the viewers and engineer for said road, now on file in the office of the Auditor of said county which said reports, 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 is performed or material is furnished to said contractor or agent or Superintendent in charge of said work, It is further understood and agreed that said party of the first part will not and can not sell or assign the contract or sub let the work to any person or persons, except by the consent of 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 1st day of November A.D. 1926 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 1926 then the said party of the first part agrees and promises to pay to the said party of the second part as liquidated damages for the non-completion of said work and for the deprivation on the part of the public of the said Hendricks County of the use of said road from and after said 1st day of November A.D. 1926 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 Hendricks County, provided that said failure to complete said improvement within the said time specified for such completion is not caused by strikes or any other cause of causes beyond the control of said party of the first part or that said time has not been extended by said Board of Commissioners. In the event the party of the second part 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 understood and agreed by and between the parties hereto that said party of the second part shall withhold full payment to the party of the first part as required by Sec. 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 for labor, materials, and sub-contractors claims.

The party of the second part hereby agrees that the party of the first part 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% of the said engineer's estimate; 10% of said contract price shall be retained by the said county until the said work is fully completed and finally accepted by said Board of County Commissioners.

And said party of the first part agrees to do and perform all matters and things required and imposed upon him, according to the terms of this contract or pursuant

to the provisions of the act of the General Assembly of the state Of Indiana,
Authorizing said improvement.

To all 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 said Board of Commissioners of Hendricks County have also signed and approved this contract, this 5th day of October. A.D. 1925.

D.H. Fatout

Party of the First Part.

M.A. Gregory

John E. Vestal

Board of Commissioners of Hendricks Co.

ATTEST: Floyd L. Whicker AUDITOR HENDRICKS CO.

And it is ordered by the Board that the bond of said named bidders in the sum of \$ 22,000.00 with The United States Fidelity and Guaranty Company, as surety thereon, be and the same is hereby approved and is in the following words and figures to wit:

CONTRACTORS BOND FOR CONSTRUCTION.

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned Daniel H. Fatout of Indianapolis, Indiana, Principal, and the United States Fidelity & Guaranty Company of Baltimore Md., Surety are firmly bound unto the State of Indiana in the penal sum of Twenty two thousand and no/100 Dollars for the payment of which well and truly to be made we bind ourselves jointly and severally, and our joint and several heirs, executors, administrators and assigns, firmly by these presents this 5th day of October 1925.

THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH, That whereas, the Board of Commissioners of Hendricks County, Indiana, are about to let a contract for the construction of the Claude B. Hollett et al road in Lincoln Township, Hendricks County, Indiana.

And Whereas the above named Daniel H. Fatout 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 Daniel H. Fatout 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.

Daniel H. Fatout

United States Fidelity and Guaranty Co.

By: John E. messick Att. in fact.

State of Indiana, County of Hendricks ss:

Befire me the subscribed Notary Public in and for said County personally appeared Daniel H, Fatout and the United States Fidelity & Guaranty Company of Baltimore Md. by John E Messick, attorney in fact for said company and acknowledged the execution of the foregoing instrument for the uses and purposes herein mentioned

WITNESS my hand and notarial seal this 5th day of October A.D.1925.

My Commission expires June 24th. 1926

John T. Hume Jr. Notary Public.

Accepted and Approved ~~October 5th 1925~~ October 5th. 1925

M.A. Gregory

John E. Vestal.

Board of Commissioners of Hendricks
County, Indiana:

ATTEST Floyd L. Whicker
Auditor Hendricks County

And now the board finds that including the contract price, as ~~XXXXXXXXXXXXXXX~~ hereinbefore shown, it will require the sum of \$11,480.00 to pay for the construction of said road and for the preliminary and other expenses in connection therewith as by law provided.

BOND ORDINANCE.

It is therefore ordered and ordained by the Board of Commissioners of Hendricks County, Indiana, that bonds be issued and sold to provide for the construction of the above entitled road and the proper expenses in connection therewith as by law provided in the sum of \$ 11,480.00, payable over a period of ten years from the date thereof bearing interest at the rate of $4\frac{1}{2}\%$ per annum, interest payable ^{semi} annually both principal and interest to be payable at the office of the Treasurer of Hendricks County, Indiana.

It Is ordered and ordained that said bonds shall bear date of October 15th. 1925 and that each bond shall be in denominations of \$ 574.00 and that there shall be twenty of such bonds; that the said bonds shall be issued in series and that the first of said bonds shall be due and payable May 15th. 1926, and that one of said bonds shall be due and payable November 15, 1926 and so in like manner until all of said bonds are paid.

It Is ordered and ordained that the interest on said bonds shall be evidenced by coupons attached thereto bearing the facimile signatures of the members of the Board of Commissioners of Hendricks County, Indiana, which shall have the same force and effect as though such coupons had been manually signed by said Board.

It is ordered and ordained that all of the bonds twenty in number shall be signed by members of the Board of Commissioners of Hendricks County, Indiana and that they shall be attested by the Auditor of said County and the seal of said county shall be placed on said bonds

It is further ordered and ordained that annually there shall be levied a tax on the taxables of Lincoln township, Hendricks County, Indiana, sufficient to pay and discharge the said bonds and interest coupons thereto attached as they become due. And now the Treasurer of Hendricks County, Indiana is hereby charged with the duty and obligation of selling said bonds, hereinbefore ordered and ordained to be issued, and that he shall sell the same for not less than full par value and accrued interest to the date of delivery; that the moneys derived from the sale of said bonds shall be kept by said Treasurer as a fund with which to pay for the construction of said road, including ^{contract} price and preliminary and other expenses in connection therewith, including the per diem of the Engineer and Superintendent of construction, attorneys fees for the petitioners, transcript fees and all other charges as by law provided.

And now George R. Harvy, County Surveyor and Engineer, is hereby appointed as Engineer of the said road.

And now _____ is hereby appointed superintendent of construction of said road and he is directed and ordered to qualify and give bond as by law provided.

And now further proceedings herein are continued.

In the Matter of the Petition of

Claude B. Hollett et al for the IMP

Provement of a Public Highway in
Lincoln Township, Hendricks County
Indiana by taxation.

And now on this 16th day of October, 1925 comes Wm. H. Walls Treasurer of Hendricks County Indiana, and produces and files the affidavits of Julian D. Hogate Editor of the "Republican" and W.W. King Editor of the "Danville Gazette" from which it appears that notice was given by publication for two successive weekly issues of said papers that bonds would be sold in the total sum of \$11,480.00 to provide money for the construction of the above and foregoing road and to pay the cost and expenses in connection therewith as by law provided which affidavits and copies of notices thereto attached are in the following words and figures to wit:

and also he produces the affidavit of Blanche Bills, Clerk of the Enquirer Printing and Publishing Company, publisher of the Indianapolis Commercial, from which it appears that notice of such bond sale was given for one time in a paper printed and published in the city of Indianapolis, Indiana. which affidavit and copy of notice thereto attached are in the following words and figures to wit:

And now on the date named in said notice , and at the time and place therein designated, said above named County Treasurer offered said bonds in the total sum of ~~xxx~~ \$ 11,480.00 for sale to the highwat bidder therefor

That _____ bid the sum of \$ _____ and \$ _____

being the amount of the accrued interest and premium thereon, and that being the highest and best bidder therefor, the said Treasurer now sells said bonds to said, _____, for the said sum of \$ _____

and accrued interest to the date of delivery,

Treasurer of Hendricks County, Indiana.

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October 5, 1925

In the Matter of the Petition of
Frank Routh et al for the IMPROVEMENT
of a Public highway in Eel River
Township, Hendricks County, Indiana, by
Taxation.

Comes now the Petitioners in the above entitled matter by and through Hume & Gaston their attorneys, and present to the Board of Commissioners of Hendricks County, Indiana, their petition praying for the improvement of a certain public highway in Eel River Township, in said county and state, which petition, as the Board does now find, was filed in the office of the Auditor of Hendricks County, Indiana on the 8th. day of September, 1925, and that the same was endorsed by the said Auditor as follows: "Set for hearing October 5, 1925. Floyd L. Whicker, Auditor."

Said petitioners show to the Board that the Auditor caused a notice of the hearing of said petition to be published once each week for two successive weeks in the following named weekly newspapers to wit: "The Danville Gazette" and "The Republican". Newspapers of general circulation throughout Hendricks County, Indiana, and particularly throughout Eel River Township, in said county and state, printed and published at the town of Danville, said county and state, which notice included a copy of said petition and the names thereto signed and which notice also fixed the date and place when said petition would be presented to the Board, That said notices were published in said papers on the 10th. day of September, 1925 and on the 17th day of September 1925, all of which is shown by the affidavits of W.A. King and Julian D. Hogate, Editor and publisher of the Danville Gazette and the Republican, Respectively, which affidavits and notices thereto attached are in the following words and figures to wit: (H.I.)

Also proofs of the posting of notices at the Court House door and in three places in Eel River Township for more than fifteen days are shown by the affidavits of Floyd L. Whicker, Auditor. which affidavits are in the following words and figures, to wit: (h.i.)

Said petitioners submit proof of the signatures of the names thereto signed to said petition to the Board and the Board finds that the petition herein has ~~been~~ been signed by more than fifty freeholder voters of Eel River township, Hendricks County Indiana.

The Board, from the proof submitted, also finds that the highway in said petition described is an existing highway in Eel River Township, said County and state and that the said highway lies wholly within said township. And the Board finds that said highway is less than three miles in length and connects at both termini with improved County Free Gravel Roads. The Board further finds that a United States Mail Route passes over said highway.

Said petitioners further show that said highway, when improved, will be of great public utility, and the costs and damages of such improvement will be less than the benefits derived thereby.

And the Board, being sufficiently and informed in the premises finds that notice was given of the filing of the petition herein as by law provided; that no remonstrance or objections of any kind were made or filed by any person, and that said petition is in due form and sufficient in all respects, and that the allegations therein contained are true.

And the Board now herein assumed jurisdiction of this matter and orders that further proceedings herein be continued for a period not less than twenty days from this date for remonstrance, if any, against the proposed improvement.

All of which is now ordered by the Board.

November 3 1925,

In the Matter of the petition of Frank Routh et al for the
Improvement of a Public Highway in Eel River Township,
Hendricks County by taxation,

Comes now again the Petitioners in the above entitled Proceedings and show to the Board of Commissioners of Hendricks county, Indiana that no remonstrance again against said improvement has been filed and that more than twenty days have expired since said petition was acted on by the Board, and that they ask that the board appoint viewers and an Engineer to inspect said road and make their report thereon as by law provided.

And the Board being satisfied that no remonstrance against said improvement has been presented or filed, do now find that viewers and an engineer should be appointed to view said road and make their report on said proposed improvement.

And now the Board appoints David Reitzel and George Wrst as viewers and George R. Harvey, County Surveyor, as Engineer to view said proposed improvement as prayed for in the petition filed in the above entitled matter and to make their report therein as by law provided. And the Board does now find that said named viewers are responsible freeholders and voters of the county of Hendricks and state of Indiana and that they are not residents of, nor the owners of any taxable property in Eel River Township, said county and state, the same being the township in which said improvement is located. And the Board finds that the Engineer George R. Harvey is the county Surveyor and is a competent engineer and that he has qualified by giving bond as by law provided.

And the Board orders and directs that said viewers and engineer shall meet at the Auditors Office at Danville, Indiana, on the 11th day of November 1925, and qualify for their appointment herein by taking and subscribing to an oath to faithfully and impartially discharge their duties herein as by law provided.

And the Board further orders and directs that said viewers and engineer, after qualifying as hereinbefore ordered, shall then proceed to view said road and the improvement thereof as prayed for in the petition filed, and if they find that the improvement of said road would be of public utility, that they then will make all necessary surveys and estimate the cost of such improvement and make their report to this Board not later than the first Monday of January, 1926.

All of which is hereby ordered by the Board.

And now further the Board orders that the petition filed herein in the above entitled proceedings be spread of record, which is in the following words and figures, to wit: (Here insert petition and names.)

And further proceedings herein are continued.

In the Matter of the Petition of

L. H. Brown, et al for the Improvement

of a Public Highway in Center township

Hendricks County, Indiana, by taxation.

Come now again the petitioners herein in the above entitled matter and respectfully show to the Board that pursuant to an order of the Board heretofore made, the viewers and engineer filed their report in these proceedings in the Auditors office of Hendricks County, Indiana, on the day of 1925. That more than ten days thereafter the said viewers and engineer filed in said office their Supplemental report in these proceedings.

And now the Board having examined said report of the viewers and being duly sworn advised and informed in the premises, finds that the report of the viewers and engineer was filed in the office of the Auditor of Hendricks County, Indiana, on the day of 1925. That the said report remained on file in the office of the said Auditor for more than ten days, open to the inspection of every person interested therein and of his agents and attorneys for at least ten days, the Board finds that during said period written claims were filed as follows, to wit;

L William O. Hovermale filed his claim for damages in the sum of \$1000.00 for lands taken and for other damages as set forth in his written claim. That the viewers and engineer allowed his written claim for damages in the sum of \$600.00 which amount is now accepted by said claimant. The Board further finds that no other claims of any kind or character have been presented or filed. The Board further finds that no damages on account of the improvement of said road as reported by the viewers and engineer will accrue to any infant, idiot or person of unsound mind.

The Board finds that the report of the viewers and engineer filed herein should be approved and that said improvement should be made in accordance with the report of the viewers and the profiles therefor, as submitted by the viewers and engineer. The Board further finds that the Supplemental report of the viewers and engineer should be approved and that William O. Hovermale should be allowed damages for the appropriation of his lands for said improvement in the sum of \$600.00.

The Board further finds that the improvement of said highway as reported by said viewers and engineer will be of public utility.

The Board further finds that the viewers and engineer qualified for their duties herein as by law provided and that they proceed in the discharge of all their duties herein as by law provided.

It is therefore ordered and adjudged by the Board that the improvement in these proceedings, as reported by the viewers and engineer be and the same is hereby ordered established. It is also ordered by the Board that the report of the viewers and engineer filed herein be and the same is hereby approved, and the said report is hereby ordered spread of record, and the same is now done and said report is in the following words and figures, to wit (H.I.)

It is further ordered by the Board that the Supplemental Report of the viewers and engineer be and the same is hereby approved. It is ordered that the claim of William O. Hovermale for damages in the sum of \$1000.00 be allowed in the sum of \$600.00. It is ordered by the Board that said Supplemental Report be spread of record, which is accordingly done and is in the following words and figures, to wit; (H. I.)

It is now also adjudged by the Board that no claim for damages on account of said improvement has been presented or filed, except the claim of William O. Hovermale.

It is now also adjudged by the Board that no damages on account of said improvement will accrue to any infant, idiot or person of unsound mind. And now the Board finds that the estimate made by the viewers and engineer of the cost of said improvement is \$. And further the Board finds that it will be necessary to issue and sell bonds to provide funds for the making of said improvement in the sum of \$.

It is therefore adjudged by the Board, and it herein does make a determination to issue and sell bonds to provide funds for the cost of this improvement in the sum of \$; and the Auditor of said county of Hendricks, state of Indiana, is ordered and directed to give notice of this determination to taxpayers of Center Township, Hendricks County, Indiana, the same being the townships in which said improvement is located, as by law provided. And it is ordered that said bonds shall run over a period of ten years from the date of the issuance and that said bonds shall bear interest at the rate of 4, $\frac{1}{2}$ % per annum, said interest to be paid

semi-annually, all of which shall be specified in said notice of such determination.

And further proceedings herein are continued.

State of Indiana

Hendricks County

ss

In the Commissioners Court,

November term, 1925.

In the Matter of the Isaac Foster et al Road.

Comes now Glen brown, the contractor for the construction of the above entitled road, and represents and shows to the Board that the time has expired for the completion of the contract of said Issac Foster et al road, and that he has been unable on account of weather conditions to complete said road and asks the Board for an extension of time within which to complete said road.

And the Board, having considered said request and being duly advised and informed in the premises finds that it is to the best interests of said improvement to extend the time for the completion thereof of said road.

It is therefore ordered and adjudged by the Board that the time for the completion of the contract by the contractor, Glen Brown, of the Isaac Foster et al road be and the same is hereby extended until the 1st day of July, 1926. and it is hereby ordered that this extension be and the same is hereby made a part of the contract heretofore executed for the construction of said road.

This order was made over the protest of George R. Harvey, County Engineer of Hendricks County, Indiana, and notice of his protest is hereby made of record at his special request.

And further proceedings herein are continued.

IN THE MATTER OF THE PETITION
OF GEORGE LINEBERRY ET AL.

THE BOARD OF COMMISSIONERS TOOK UP FOR CONSIDERATION THE PETITION OF GEORGE LINEBERRY ET AL TRUSTEE OF FRANKLIN TOWNSHIP HENDRICKS COUNTY INDIANA FOR TAKING OVER THE ROAD DESCRIBED IN SAID PETITION AND TO MAKE SAID ROAD A PART OF THE FREE GRADE ROAD SYSTEM OF HENDRICKS COUNTY INDIANA.

THE BOARD AFTER EXAMINING SAID PETITION FINDS THAT SAID PETITION WAS DULY FILED IN THE AUDITORS OFFICE OF SAID COUNTY ON OCTOBER 28 1925 AND SAID PETITION READS AS FOLLOWS.

STATE OF INDIANA

FRANKLIN TOWNSHIP SS.

HENDRICKS COUNTY

TO THE HONORABLE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY INDIANA-

IN THE COMMISSIONERS COURT

DECEMBER TERM 1925.

SIRS- WE THE UNDERSIGNED REPRESENT AND SAY THAT WE CONSTITUTE AND ARE FREEHOLDERS AND VOTERS OF FRANKLIN TOWNSHIP HENDRICKS COUNTY INDIANA AND WE HEREIN AND HEREBY PETITION YOUR HONORABLE BOARD TO ACCEPT AND MAKE THEREOF A COUNTY FREE GRAVEL ROAD THE FOLLOWING DESCRIBED HIGHWAY IN SAID TOWNSHIP COUNTY AND STATE TO WIT-

BEGINNING AT A POINT IN THE PUBLIC HIGHWAY AT THE SOUTH HALF MILE STONE OF SEC. 23 TOWNSHIP 14 NORTH RANGE 2 WEST AND RUNNING THENCE WEST ON AND ALONG THE PUBLIC HIGHWAY TO THE SOUTH HALF MILE STONE IN SEC. 22 TOWNSHIP AND RANGE AFORESAID AND ENDING AT A POINT IN THE PUBLIC HIGHWAY A DISTANCE OF ONE MILE MORE OR LESS.

THAT SAID DESCRIBED HIGHWAY BEGINS AND ENDS IN COUNTY FREE GRAVEL ROADS.

THAT SAID HIGHWAY AS ABOVE DESCRIBED HAS BEEN GRADED BRIDGED AND GRAVELED IN ACCORDANCE WITH THE REQUIREMENTS PROVIDED BY LAW IN SUCH CASE MADE AND PROVIDED AND IN ACCORDANCE WITH THE REQUIREMENTS AS SET FORTH IN THE SPECIFICATIONS MADE BY THE COUNTY SUPERINTENDENT OF HIGHWAYS.

WHEREFORE WE ASK THAT YOU VIEW AND INSPECT SAID HIGHWAY AND THAT YOU RECEIVE THE SAME AS AND FOR A COUNTY FREE GRAVEL ROAD.

GEORGE LINEBERRY

CHAS W. ROBARDS

W. E. SCOTTEN

JOHN E. HICKS

W. C. WILCOX

ELIJAH BREWER

CLAUDE BOYD

R. A. POUNDS

H. E. CLAMPETT

ROL COOPER

WE RECOMMEND THAT THE WITHIN DESCRIBED HIGHWAY BE TAKEN OVER AS A COUNTY FREE GRAVEL ROAD THE SAME BEING IN ACCORDANCE WITH THE PLANS AND SPECIFICATIONS.

GEORGE R. HARVEY COUNTY ENGINEER

E. M. MURPHY. ROAD SUPERINTENDENT

DECEMBER TERM

IN THE MATTER OF THE PETITION
OF OTIS WHEELER ET AL.

THE BOARD OF COMMISSIONERS TOOK UP FOR CONSIDERATION THE PETITION OF OTIS WHEELER ET AL TRUSTEE OF CLAY TOWNSHIP HENDRICKS COUNTY INDIANA FOR TAKING OVER THE ROAD IN SAID PETITION AND TO MAKE SAID ROAD A PART OF THE FREE GRADE ROAD SYSTEM OF HENDRICKS COUNTY INDIANA.

THE BOARD AFTER EXAMINING SAID PETITION FINDS THAT SAID PETITION WAS DULY FILED IN THE AUDITORS OFFICE OF SAID COUNTY ON NOV. 25 1925. AND SAID PETITION READS AS FOLLOWS
STATE OF INDIANA

CLAY TOWNSHIP SS.
HENDRICKS COUNTY

IN THE COMMISSIONERS COURT
DECEMBER TERM 1925.

TO THE HONORABLE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY INDIANA SIRS.-
WE THE UNDERSIGNED REPRESENT AND SAY THAT WE CONSTITUTE AND ARE FREEHOLDERS AND VOTERS OF CLAY TOWNSHIP HENDRICKS COUNTY INDIANA AND WE HEREIN AND HEREBY PETITION YOUR HONORABLE BOARD TO ACCEPT AND MAKE THEREOF A COUNTY FREE GRAVEL ROAD THE FOLLOWING DESCRIBED PUBLIC HIGHWAY IN SAID TOWNSHIP COUNTY AND STATE TO WIT-

BEGINNING AT A POINT IN THE PUBLIC HIGHWAY AT THE SOUTHWEST CORNER OF SEC 29 TOWNSHIP 15 NORTH OF RANGE 1 WEST THENCE WEST ON NORTH LINE OF SECTION 31 SAID TOWNSHIP AND RANGE THREE FOURTHS OF MILE MORE OR LESS TO THE PECKSBURG AND DANVILLE FREE GRAVEL ROAD SAID POINT BEING A PLACE WHICH INTERSECTS THE EAST LINE OF THE COATSVILLE AND DANVILLE FREE GRAVEL ROAD ALL IN HENDRICKS COUNTY STATE OF INDIANA.

THAT SAID DESCRIBED HIGHWAY BEGINS AND ENDS IN COUNTY FREE GRAVEL ROADS AND IS THIRTY FEET IN WIDTH THROUGHOUT.

THAT SAID HIGHWAY AS ABOVE DESCRIBED HAS BEEN GRADED BRIDGED AND GRAVELED IN ACCORDANCE WITH REQUIREMENTS PROVIDED BY LAW IN SUCH CASE MADE AND PROVIDED AND IN ACCORDANCE WITH THE REQUIREMENTS SET FORTH IN THE SPECIFICATIONS MADE BY THE COUNTY SUPERINTENDENT OF HIGHWAYS.

WHEREFORE WE ASK THAT YOU VIEW AND INSPECT SAID HIGHWAY AND THAT YOU RECEIVE THE SAME AS AND FOR A COUNTY FREE GRAVEL ROAD.

OTIS WHEELER

W. B. NEWLIN

GEO WEST

ADA H. WEST

CARRIE W. EDMONSON

HENRY COX

WE RECOMMEND THAT THE WITHIN DESCRIBED HIGHWAY BE TAKEN OVER AS A COUNTY FREE GRAVEL ROAD THE SAME BEING IN ACCORDANCE WITH THE PLANS AND SPECIFICATIONS.

GEORGE R. HARVEY COUNTY ENGINEER

E. M. MURPHY

ROAD SUPERINTENDENT.

RESOLUTION FIXING DAMAGES IN
DEDICATION OF PUBLIC HIGHWAY

SECTION 1. BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY INDIANA THAT WHEREAS THE STREAM OR DRAIN ON AND SLOING THE COUNTY HIGHWYA IN CLAY TOWNSHIP HENDRICKS COUNTY INDIANA KNOWN AS HENRY WEST ET AL ROAD HAS RECENTLY CAVE IN ALONG SAID HIGHWAY AND BY REASON THEREOF SAID HIGHWAY HAS BECOME DANGEROUS TO THE PUBLIC TRAVEL AND IT HAS BECOME NECESSARY FOR PUBLIC CONVENIENCE AND PUBLIC SAFETY THAT SAID HIGHWAY BE WIDENED AND BE MADE SAE E FOR PUBLIC TRAVEL ALONG SAID STREAM OR DRAIN AND WHEREAS OTTO WHICKER THE OWNER OF THE LANDS ABUTING SAID HIGHWAY ON THE WEST OF SAID HIGHWAY HAS DULY CONSENTED TO CONVEY TO SAID COUNTY THE FOLLOWING DESCRIBED REAL ESTATE IN SAID COUNTY AND STATE TO WIT-

A PART OF THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION TWO 2 TOWNSHIP 14 NORTH OF RANGE TWO WEST BEGINNING AT A POINT ON THE EAST LINE OF SAID SECTION WHICH IS 82 RODS 7- $\frac{1}{4}$ LINKS NORTH OF THE SOUTHEAST CORNER THEREOF RUNNING THENCE SOUTH 30 RODS THENCE WEST 1 ROD THENCE NORTH 30 RODS THENCE EAST 1 ROD TO THE PLACE OS BEGINNING. CONTAINING $\frac{3}{16}$ OF AN ACRE.

AND MAKE AN ESPRESS DEDICATION OF THE REAL ESTATE DESCRIBED ABOVE FOR THE WIDENING OF SAID HIGHWAY ON CONDITION THAT HE BE PAID IN DAMAGES THEREFOR THE SUM OF 100000 DOLLARS AND THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY INDIANA THE COUNTY SUPERIN- SUPERINTENDENT OF HIGHWAYS FOR SAID COUNTY AND THE COUNTY ENGINEER OF SAID COUNTY ARE ALL OF THE OPINION THAT IT IS TO THE BEST INTEREST OF HENDRICKS COUNTY INDIANA AND TO THE PUBLIC THAT SAID HIGHWAY BE WIDENED AS ABOVE SET FORTH AND THAT SAID DAMAGES BE PAID AND WHEREAS AND EMERGENCY EXISTS THAT SAID DAMAGES BE PAID AND AN EMERGENCY EXISTS FOR THE IMMEDIATE WIDENING OF SAID HIGHWAY IMPROVEMENT AS HEREIN SET FORTH.

THEREFORE-

SECTION 2. BE IT FURTHER RESOLVED THAT THE DEDICATION OF THE FOLLOWING DESCRIBED REAL ESTATE IN HENDRICKS COUNTY STATE OF INDIANA TO WIT- A PART OF THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION 2 TOWNSHIP 14 NORTH OF RANGE 2 WEST BEGINNING AT A POINT ON THE EAST LINE OF SAID SECTION WHICH IS 82 RODS 7- $\frac{1}{4}$ LINKS NORTH OF THE SOUTH EAST CORNER THEREOF RUNNING THENCE SOUTH 30 RODS THENCE WEST 1 ROD THENCE NORTH 30 B RODS THENCE EAST 1 ROD TO THE PLACE OF BEGINNING. CONTAINING $\frac{3}{16}$ OF AN ACRE.

AND WHICH REALESTATE HAS BEEN DULY DEDICATED TO HENDRI KS COUNTY FOR PUBLIC HIGHWAY BY SAID OTTO WHICKER AND AS EVIDENCE OF SUCH EXPRESS DEDICATION SAID ORTO WHICKER AND MARTHA WH WHICKER HIS WHFE HABE DULY EXECUTED A DEED TO SAID COUNTY IS HEREBY ACCEPTED BY SAID BOARD OF COMMISSIONERS AND ONE HUNDRED DOLLARS IS HEREBY APPROPRIATED OUT OF THE BRIDGE FUND FOR THE PKYMENT OF DAMAGES TO SAID OTTO WHICKER ON ACCOUNT OF THE CHANGE MADE IN THE WIDENING OF THE HENRY WEST ET AL HIGHWAY IN CLAY TOWNSHIP HENDRICKS COUNTY INDIANA AND THE APPROACH TO A BRIDGE SITUATED THEREON.

WARRANTY DEED.

THIS INDENTURE WITNESSETH.

THAT OTTO WHICKER AND MARTHA JANE WHICKER HIS WIFE OF HENDRICKS COUNTY IN THE STATE OF INDIANA

CONVEY AND WARRANT

TO HENDRICKS COUNTY ----- FOR HIGHWAY PURPOSES OF HENDRICKS COUNTY IN THE STATE OF INDIANA FOR THE SUM OF ONE HUNDRED 100.00 DOLLARS THE RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED THE FOLLOWING REAL ESTATE IN HENDRICKS COUNTY IN THE STATE OF INDIANA TO WIT A PART OF THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 14 NORTH OF RANGE 2 WEST BEGINNING AT A POINT ON THE EAST LINE OF SAID SECTION WHICH IS 82 ROAD 7- 1/4 LINKS NORTH OF THE SOUTHEAST CORNER THEREOF RUNNING THENCE SOUTH 30 RODS THENCE WEST 1 ROD THENCE NORTH 30 RODS THENCE EAST 1 ROD TO THE PLACE OF BEGINNING. CONTAINING 3/16 OF AN ACRE.

IN WITNESS WHEREOF THE SAID OTTO WHICKER AND MARTHA JANE WHICKER HIS WIFE HAVE HEREUNTO SET THEIR HANDS AND SEALS THIS 17TH DAY OF DECEMBER 1925.

OTTO WHICKER LS

MARTHA JANE WHICKER LS

STATE OF INDIANA

HENDRICKS COUNTY SS

BEFORE ME THE COUNTY SUEVRYOR IN AND FOR SAID COUNTY THIS 17 DAY OF DECEMBER 1925 PERSONALLY APPEARED OTTO WHICKER AND MARTHA JANE WHICKER HIS WIFE AND ACKNOWLEDGE THE EXECUTION OF THE ANNEXED DEED.

WITNESS MY HAND AND SEAL.

GEORGE R. HARVEY COUNTY SURVEYOR.

MY COMMISSION EXPIRES JAN. 1 1926.

MAY TERM

MAY TERM

HOMER BUTTION ROAD BETWEEN

BROWN & LINCOLN TOWNSHIPS

CHESTER P. GARNER TRUSTEE

OF BROWN TOWNSHIP. JOHN

SHEEHAN TRUSTEE OF LINCOLN.

THIS AGREEMENT MADE AND ENTERED INTO BY AND BETWEEN THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY STATE OF INDIANA CHESTER R. GARNER TRUSTEE OF BROWN TOWNSHIP AND JOHN R. SHEEHAN TRUSTEE OF LINCOLN TOWNSHIP BOTH OF HENDRICKS COUNTY INDIANA WITNESSETH.

IT IS UNDERSTOOD AND AGREED BY AND BETWEEN THE ABOVE PARTIES HERETO THAT THE THREE UNITS OF GOVERNMENT ABOVE SPECIFIED SHALL IMPROVE THE HOMER BUTTION ROAD LYING BETWEEN THE TOWNSHIP OF BROWN AND LINCOLN AS PER SPECIFICATIONS DULY FILED IN THE AUDITORS OFFICE OF HENDRICKS COUNTY INDIANA FOR THE IMPROVEMENT OF ROADS BY TOWNSHIP TRUSTEES TO TURN OVER TO THE COUNTY AS A COUNTY HIGHWAY. THAT ALL OF SAID IMPROVEMENT SHALL BE LET TO THE LOWEST BIDDER AND SHALL BE TO THE APPROVAL OF THE COUNTY ENGINEER AND AFTER SAME IS COMPLETED AND ACCEPTED SHALL BECOME A COUNTY HIGHWAY. THE COST OF SAID IMPROVEMENT SHALL BE PAID AS FOLLOWS- ONE THIRD OF SAID COST SHALL BE PAID BY BROWN TOWNSHIP HENDRICKS COUNTY/ONE THIRD SHALL BE PAID BY HENDRICKS COUNTY INDIANA OUT OF THE GASOLINE FUND ONE THIRD SHALL BE PAID BY LINCOLN TOWNSHIP HENDRICKS COUNTY INDIANA OUT OF THE ROAD FUND.

THAT ALL OF SAID WORK SHALL BE LET AND BE UNDER THE CONTROL OF THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY INDIANA AND SHALL BE COMPLETED ON OR BEFORE THE 1ST DAY OF OCTOBER 1926 AND SHALL BE PAID BY SAID UNITS OF GOVERNMENT TO THE CONTRACTOR COMPLETING SAID WORK UPON THE COMPLETION AND ACCEPTANCE OF SAID HIGHWAY. THE COST OF SAID IMPROVEMENT SHALL NOT EXCEED THE SUM OF 3600.00 DOLLARS.

IN WITNESS WHEREOF SAID PARTIES HAVE HEREUNTO SUBSCRIBED THEIR NAMES THIS 5 DAY OF MAY 1926.

CHESTER R. GARNER
TRUSTEE OF BROWN TWP.

JOHN R. SHEEHAN
TRUSTEE OF LINCOLN TWP.

FRANK A HAYNES

JOHNE VESTAL

MERRITT A GREGORY
BOARD OF COMMISSIONERS OF HENDRICKS
CO

STATE OF INDIANA SS
HENDRICKS COUNTY

BEFORE THE HENDRICKS COUNTY COMMISSIONERS
MAY TERM 1926

IN RE-PETITION OF
STANLEY COOK ET AL FOR THE
IMPROVEMENT OF PUBLIC HIGHWAY IN
GUILFORD TOWNSHIP HENDRICKS COUNTY INDIANA

COMES NOW STANLEY COOK AND 350 OTHER PETITIONERS HEREIN ASKING FOR THE IMPROVEMENT OF A CERTAIN PUBLIC HIGHWAY LOCATED IN GUILFORD TOWNSHIP HENDRICKS COUNTY INDIANA A PART OF SAID HIGHWAY FORMING AND BEING A PART OF A PUBLIC STREET KNOWN AS AVON AVENUE IN THE INCORPORATED TOWN OF PLAINFIELD IN SAID GUILFORD TOWNSHIP. AND THE MATTER OF SAID PETITION BEING CALLED FOR HEARING BEFORE SAID BOARD OF COMMISSIONERS THE PETITIONERS NOW PRODUCE AND FILE HEREIN THE AFFIDAVIT OF W. A. KING EDITOR OF THE DANVILLE GAZETTE A WEEKLY NEWSPAPER PRINTED AND PUBLISHED IN THE TOWN OF DANVILLE AND OF GENERAL CIRCULATION THROUGHOUT SAID HENDRICKS COUNTY INDIANA IN PROOF OF THE PUBLICATION OF THE FILING OF SAID PETITION AND GIVING NOTICE OF THE TIME AND PLACE WHEN THE SAME WOULD BE HEARD. THE PETITIONERS ALSO FILE THE AFFIDAVIT OF F. E. HUTCHES PUBLISHER OF THE PLAINFIELD MESSENGER A WEEKLY NEWSPAPER OF OPPOSITE POLITICS FROM THAT OF THE SAID DANVILLE GAZETTE PRINTED AND PUBLISHED IN THE TOWN OF ~~DANVILLE~~ PLAINFIELD IN HENDRICKS COUNTY AND STATE OF INDIANA AND OF GENERAL CIRCULATION THROUGHOUT SAID HENDRICKS COUNTY IN PROOF OF THE PUBLICATION OF SAID NOTICE OF THE FILING OF SAID PETITION AND GIVING THE TIME AND PLACE SET FOR THE HEARING THEREOF BY SAID BOARD OF COMMISSIONERS WHICH AFFIDAVITS TOGETHER WITH A COPY OF THE NOTICE AS PUBLISHED BY EACH OF SAID NEWSPAPERS ATTACHED RESPECTIVELY THERETO ARE IN WORDS AND FIGURES AS FOLLOWS TO WIT H. I. FROM WHICH PROOFS IT APPEARS TO THE SATISFACTION OF THE BOARD THAT THE SAID NOTICES OF THE FILING OF THE PETITION HEREIN WAS PUBLISHED IN EACH OF SAID NEWSPAPERS FOR TWO 2 CONSECUTIVE WEEKLY PUBLICATIONS THE FIRST THEREOF BEING ON THE 8TH DAY AND THE LAST THEREOF ON THE 15TH DAY OF APRIL 1926 AND MORE THAN 20 DAYS BEFORE THIS 3RD DAY OF MAY 1926 THE SAME BEING THE DATE FIXED BY THE AUDITOR OF SAID HENDRICKS COUNTY BY ENDORSEMENT ON SAID PETITION FOR THE HEARING OF SAID PETITION.

THE PETITIONERS NOW PRODUCE AND FILE HEREIN THE AFFIDAVIT OF RALPH J. BLY IN PROOF OF THE POSTING OF NOTICES OF THE FILING OF SAID PETITION WHICH AFFIDAVIT WITH A COPY OF THE NOTICES SO POSTED BEING IN WORDS AND FIGURES AS FOLLOWS H. I. WHEREBY IT APPEARS TO THE SATISFACTION OF THE BOARD THAT SIX COPIES OF SAID NOTICE WERE POSTED IN PUBLIC AND CONSPICUOUS PLACES IN THE SAID TOWN OF PLAINFIELD AND GUILFORD TOWNSHIP WHEREIN SAID HIGHWAY IS SITUATED ON THE 10TH DAY OF APRIL 1926 AND MORE THAN 20 DAYS BEFORE THIS MAY 3RD 1926.

THE PETITIONERS ALSO FILE THE AFFIDAVIT OF THAD S. ADAMS IN PROOF OF THE POSTING OF A COPY OF THE PRINTED NOTICE OF THE FILING OF SAID PETITION AT THE SOUTH DOOR OF THE COURT HOUSE IN DANVILLE INDIANA ON THE 9TH DAY OF APRIL 1926 AND MORE THAN 20 DAYS BEFORE THIS DATE WHICH AFFIDAVIT WITH A COPY OF NOTICE ATTACHED THERETO ARE IN

WORDS AS FOLLOWS H. I.

THE PETITIONERS NOW ALSO PRODUCE AND FILE HEREIN A CERTIFIED COPY OF THE RESOLUTION OF CONSENT FOR THE IMPROVEMENT OF THAT PART OF THE HIGHWAY SOUGHT TO BE IMPROVED THAT IS SITUATED IN THE INCORPORATED TOWN OF PLAINFIELD AND KNOWN AS AVON AVENUE WHICH CERTIFIED RESOLUTION OF CONSENT FOR SAID IMPROVEMENT AS ADOPTED BY THE BOARD OF TRUSTEES FOR THE INCORPORATED TOWN OF PLAINFIELD IS IN WORDS AS FOLLOWS H. I.

AND NOW ON THIS 3RD DAY OF MAY 1926 THE SAME BEING THE DAY FIXED AS THE DATE FOR THE PRESENTATION AND HEARING OF SAID PETITION BY THE ENDORSEMENT OF THE AUDITOR OF SAID HENDRICKS COUNTY ON SAID PETITION AT THE TIME OF THE FILING THEREOF ON THE 5TH DAY OF APRIL 1926 IT APPEARS TO THE BOARD OF COMMISSIONERS THAT NO TAXPAYERS OF SAID GUILFORD TOWNSHIP NOR OF SAID TOWN OF PLAINFIELD NOR ANY OTHER PERSON OR CORPORATION WHOSE LANDS OR PROPERTY WILL BE EFFECTED BY THE CONSTRUCTION OF SAID PROPOSED IMPROVEMENT HAVE APPEARED AND MADE ANY OBJECTIONS WHATSOEVER AS TO THE FORM OF SAID PETITION NOR AS TO THE CONSTRUCTION OF SAID PROPOSED IMPROVED IMPROVEMENT.

AND NOW THE DAID PETITION TOGETHER WITH THE AFORESAID PROOFS OF THE PUBLICATION OF SAID NOTICES THE POSTING OF SAID NOTICES IN SAID GUILFORD TOWNSHIP AND AT THE COURT HOUSE DOOR AND THE CONSENT RESOLUTION DULY ADOPTED VY THE BOARD OF TRUSTEES FOR SAID T TOWN OF PLAINFIELD AND THE AFFIDAVIT OF THAD S. ADAMS THE SAME BEING IN WORDS AS FOLLOWS H. I. AS TO THE GENUINENESS OF THE SIGNATURES TO SAID PETITIONER ARE SUBMITTED TO THE BOARD FOR EXAMINATION AND APPROVAL AND THE BOARD HAVING DULY EXAMINED SAID PETITION AND PROOFS AND BEING DULY ADVISED BY THE COUNTY ATTORNEY NOW FINDS THAT SAID PETITION IS IN DUE AND SUFFICIENT FORM THAT DUE AND LEGAL NOTICE BY PUBLICATION AND POSTING OF NOTICES AS REQUIRED BY LAW HAS BEEN GIVING OF THE FILING OF SAID PETITION AND THE TIME AND PLACE SET FOR HEARING THEREOF AND THAT THE BOARD OF TRUSTEES FOR THE INCORPORATED TOWN OF PLAINFIELD HAVE BY PROPER RESOLUTION GIVEN THEIR CONSENT TO THAT PART OF SAID HIGHWAY TO BE IMPROVED THAT IS SITUATED WITHIN SAID INCORPORATED TOWN.

THE BOARD NOW FURTHER FINDS THAT SAID PETITION IS SIGNED BY 351 LEGAL VOTERS AND FREEHOLDERS OF SAID GUILFORD TOWNSHIP THAT THE HIGHWAY SOUGHT TO BE IMPROVED IS LESS THAN THREE 3 MILES IN LENGTH AND LOCATED WHOLLY IN SAID GUILFORD TOWNSHIP THAT SAID PETITION WAS FILED IN THE OFFICE OF THE AUDITOR OF HENDRICKS COUNTY ON THE 5TH DAY OF APRIL 1926 AND THAT BY THE WRITTEN ENDORSEMENT OF SAID AUDITOR THEREON THE 1ST DAY OF MAY TERM 1926 THE SAME BEING THE 3RD DAY OF MAY WAS FIXED AS THE DAY FOR THE PRESENTATION AND HEARING OF SAID PETITION BY THE BOARD. WHEREFORE IT IS NOW HEREBY ORDERED AND ADJUDGED BY THE BOARD THAT SAID PETITION AND ALL THE NOTICES OF THE FILING OF THE SAME BE AND ARE HEREBY ACCEPTED AND APPROVED AND THAT SAID PETITION AND ALL THE NOTICES OF THE FILING OF THE SAME AND ARE HEREBY ACCEPTED AND APPROVED AND THAT SAID PETITION BE SPREAD OF RECORD UPON THE RECORDS KEPT BY THE BOARD FOR THAT PURPOSE AND THE SAME IS NOW DONE THE SAID PETITION BEING IN WORDS AND FIGURES AS FOLLOWS TO WIT-

TO THE HONORABLE BOARD OF COMMISSIONERS
FOR HENDRICKS COUNTY STATE OF INDIANA-

WE THE UNDERSIGNED PETITIONERS RESPECTFULLY

SHOW THAT WE CONSTITUTE MORE THAN FIFTY 50 FREEHOLDERS AND LEGAL VOTERS OF GUILFORD, TOWNSHIP HENDRICKS COUNTY AND STATE OF INDIANA, AND WE HEREBY PETITION AND ASK YOUR HONORABLE BOARD TO IMPROVE BY GRADING DITCHING DRAINING BUILDING AND NECESSARY CULVERTS AND BRIDGES AND THE APPROACHES THERETO AND BY PAVING THE SAME WITH GRAVEL STONE BRICK ASPHALT CEMENT TAR OR OTHER ROAD PAVING MATERIAL AS YOUR HONORABLE BOARD MAY DEEM TO THE BEST ADVANTAGE THE FOLLOWING DESCRIBED PART OF WHAT IS GENERALLY KNOWN AS THE PLAINFIELD AND AVON PUBLIC HIGHWAY THE SOUTH PART OF SAID HIGHWAY CONSTITUTING AND FORMING A PUBLIC STREET KNOWN AS AVON AVENUE IN THE INCORPORATED TOWN OF PLAINFIELD IN GUILFORD TOWNSHIP HENDRICKS COUNTY AND STATE OF INDIANA TO WIT- BEGINNING IN THE SAID PLAINFIELD AND AVON PUBLIC HIGHWAY WHICH HIGHWAY FROM THE NORTH UP TO THE PLACE OF BEGINNING OF THE IMPROVEMENT ASKED IS AN IMPROVED PUBLIC HIGHWAY ON THE LINE BETWEEN GUILFORD AND WASHINGTON TOWNSHIPS AT THE NORTHWEST CORNER OF SECTION TWENTY SIX 26 TOWNSHIP FIFTEEN 15 NORTH RANGE ONE 1 EAST AND RUNNING THENCE SOUTH IN THE AFORESAID PUBLIC HIGHWAY ALONG THE LINE BETWEEN SECTIONS 26 OR 27 IN SAID TOWNSHIP AND RANGE AFORESAID TO THE NORTH RIGHT OF WAY LINE OF THE PENNSYLVANIA RAILROAD COMPANY WHICH NORTH LINE IS ALSO THE NORTH LINE OF THE INCORPORATED TOWN OF PLAINFIELD IN GUILFORD TOWNSHIP HENDRICKS COUNTY STATE OF INDIANA THENCE CONTINUING SOUTH ALONG THE LINE DIVIDING SECTIONS 26 AND 35 ON THE EAST FROM SECTIONS 27 AND 34 ON THE WEST IN SAID TOWNSHIP AND RANGE AND IN THE CENTER OF WHAT IS KNOWN AS AVON AVENUE IN THE INCORPORATED TOWN OF PLAINFIELD AND TERMINATING AT WHAT IS KNOWN AS THE NATIONAL ROAD THE SAME BEING AN IMPROVED PUBLIC HIGHWAY AND THOROUGHFARE YOUR PETITIONERS FURTHER RESPECTFULLY SHOW THAT THE PUBLIC HIGHWAY SOUGHT TO BE IMPROVED IS LESS THAN THREE 3 MILES IN LENGTH THAT IT BEGINS AND TERMINATES IN ALREADY CONSTRUCTED IMPROVED FREE PUBLIC ROADS AND THEY ASK THAT THE SAME BE IMPROVED NOT LESS THAN FORTY 40 FEET IN WIDTH PETITIONERS ASK THAT SAID IMPROVEMENT BE MADE WITHOUT SUBMITTING THE QUESTION THEREOF TO A VOTE OF THE LEGAL VOTERS OF SAID GUILFORD TOWNSHIP AND THEY ASK THAT BONDS BE ISSUED AND SOLD FOR THE PURPOSE OF PAYING THE COST OF SAID IMPROVEMENT AND THAT SAID BONDS BE ISSUED IN A SERIES COVERING A PERIOD OF TEN 10 YEARS AND YOUR PETITIONERS FINALLY ASK THAT YOUR HONORABLE BOARD TAKE ALL THE NECESSARY STEPS TO PROCURE SAID IMPROVEMENT TO BE MADE AND FOR THE PAYMENT THEREOF AND PETITIONERS WILL EVER PRAY.

STANLEY J. COOK JOS E. PREWITT WM DOUGLASS JOHN HALL E. JOHNSON WILL E. HERRING-
LAKE VERL E. STANLEY CHAS. M. CLABERT ROBERT BLY T. C. JAMES CHAS. SYMONS
EMMA T STURGEON DORSIA ELLIS EDGAR MILAM E. E. WATSON H. R. CLABERT WM. V. STONE
ERNEST HERRINGLAKE CHAS. JOHNSON JOHN M. STEWART CHAS. FRANKLIN A. P. BARLOW
O. W. RODGERS LAKTON BRADFORD HARRY E. SANDERS W. A. RUSHTON WM. RANDOLPH COX
J. W. BROWN C. M. HAVENS G. G. CUMBERWORTH EDGAR MC COLLUM F. O. RAMMEL H. E. WILB
HH. HUFFORD JOHN R. LADD HORACE L. HANNA DELBERT VAUGHN MILDRED JACKSON ELLA M.
CALBERT GEORGE S. ROTH MRS. HUBERT BROWN HORTENCE M' HANNA EDWARD EDGERTON
FLORA M' EDGERTON DANA M. MATTERN MRS. HARVEY HESSLER RUTH E. STANLEY BETTY H.
JESSUP ANNA M. STANLEY SARAH C. TUCKER J. S. BRILL SARAH J' WOODWARD FLORENDE
OAKS MRS. C. A. HARBAUGH W. L. DALTON C. L. MENDENHALL MILTON HAYWORTH.

T. E. SHEFFLER. OPAL CHRISTOPHER. HOWARD CHRISTOPHER. E. H. THOMPSON. R. B. CREWS.
 IVY NEBY. EDNA ALMOND. ELIZA M. GENTRY. T. E. PALMER. HATTIE J. SYMONNS. ROBERT
 CATETLER. HUBERT BROWN. JEWELL MC KNIGHT. WILLIAM RICHARDS. BELLE RICHARDS. MARTHA
 PFAFF. OTIS KIRTLEY. LOTTIE GOSS. JOHN A. VEACH. C. W. BAILEY. FRED HARDIN.
 FLORENCE FRANKLIN. MRE. W. R. ELLIOT. FRANK W. DALTON. MRS. ROSE HADLEY. ALMA A
 CMAPBELL. MABLE ELLIS. B. F. ELLIS. R. ATWOOD. FRANK OVERTON. GEORGE E. MERCER.
 R. M. DAUM. JAMES L. BALDOCK. B. W. ANDERSON. EMMA DICKERSON. MONT JOHNSON. HALLIE
 HARDIN. LEWIS BURRIS. ALVIE C. HARVEY. JESSIE LACY. GOERGE LONGMIRE. MAE WHITE FIELDS.
 MATTIE S. LITTLE. H. D. BARLOW. LARUA R. MILLS. WALLACE T. JESSUP. ALMEDA PRITCHET.
 EMMA PREUITT. ELMER STEVENS. ANNA N. HENLEY. EVERETT NEWLIN. R. G. AVERITT. MRS. R. G.
 AVERETT. MRE. O. T. HANCOCK. O. D. SLAVENS. C. D. WHITE. R. G. EDWARDS. REX JACKSON.
 H. R. CARTER. MILTON BLAIR. F. M. CLABERT. ME TUDOR. ARLEY D. JOHNSON. LEUILE S.
 HUGHES. ELIZA ESSEX. SARAH ELIZABETH CALBERT. WILDA C. BABBITT. RUTH B. CATER.
 WILLIAM HOPEWELL. OSIA HADLEY. RAYMOND W. EGGERS. RUTH B. WILSON. MRS. T. H. BARNES.
 GOERGE J. HERRING. MAUDE MORGAN. JOHN W. STANLEY. NETTIE MILES REEDER. EMIL HADLEY.
 F. O. MORGAN. R. M. MC KNIGHT. JOHN A. BALDWIN. OSIA J. MC CLAIN HOABLEY. SARAH E.
 MC CLAIN. BESSIE C. HORNADAY. D. H. HORNADAY. ESTELLA ELLIS. OTIS STANLEY. RUTH
 GIBBONS. LENORE JORDON. MAY BURRIS. FLORA COBLE. MEGMIA P. SHAW. WM. R. F. GUYER.
 R. J. BLY. O. W. BLAIR. J. F. BURTON. R. W. RAGAN. MRS. C. W. HARVEY. J. F. BLANCHARD.
 FRANK DOUGLASS. LORA C. BALDOCK. FLORENCE A. SHEPHERD. MARY TULLEY. PARRY TULLEY.
 VIOLA N. PREUITT. SUSIANA HADLEY. JANE S. DOWN. CLAUDIA ELLIS. ALETHA CHASTAIN.
 C. B. THOMAS. S. L. CRAWTON. EMMETT BLY. JAUNITA BLY. JOHN CUTRELL. LOTTIE M. DUFFEY.
 JESSIE MEADOWS. HATTIE BRADFORD. NANCY E. SANDEFER. MRS. INA JACKSON. GOLDIA SHEFFER.
 ALICE F. HAYWORTH. HAZEL HERRINGLAKE. MARIE H. BARLOW. DAVID B. STANLEY. PAUL CARR.
 DAN WILLIAMS. ALVIN E. OSBORNE. MARY R. BLY. FRANK B. SIMMS. A. B. GOOD. HORACE REEVES.
 W. R. ELLIOT. CHARLES R. HARVEY. W. C. MARTIN. HENRY HADDEN. GOERGE C. BLACK. RALPH
 B. HORNADAY. M. G. TRIBBLE. L. C. HADLEY. GOERGE M. BRYANT. E. E. GATES. T. H.
 BARNES. SANDERS SMITH. LYDIA B. THOMAS. C. H. COOK. MARY CC. DOUGLASS. OLIVE L. SMITH.
 MARY HADLEY. HARVEY PICKETT. ARTELIA THOMLINSON. C. L. CASSIDY. E. S. WEDDLER. R. W. HARRISON.
 W. A. WHEELER. JAMES L. GLOSCOCK. J. L. OSBORN. CHAS MASTEN AND WIFE. W. E. DOAN
 & WIFE V. R. REEVES. J. S. REGAN. MARY E. REGAN. D. A. MARRISON. P. A. MORRISON. LEE
 HARBAUGH. TAYLOR H. JOHNSON. J. C. STAFFORD. H. J. BALLARD. E. WHITT. VIRGIE J. PIKE. P. J.
 COOK. JOSEPH KREBS. DAVID MILLS. GRACE MATTERN. ELLA MATTERN. WM. RAMMELL. CLARA RAM-
 MELL. REBY CHANDLER. ELLEN ULGHMAN. H. A. HESSLER. COMODORE CHASTINE. J. A. WESTLAKE
 FRED CALBERT. EVERETT MCCOLLUM. O. P. HANCOCK. MRS. ROBERT COOK. B. C. VESTAL. MRS. CORA
 VESTAL. FAY D. JACKSON. J. B. CARR. BERT CARTER. HORACE A. HADLEY. R. E. HAMILTON.
 HARVE. HURIN. WM. PRESTON COOK. EMIL B. MILLS. VERLOCREWS. NANNIE E. SWARN. GEORGE P.
 COOPER. MRS. C. W. BAILEY. ED. BLACK. ELLA RENNER. L. E. HORNADAY. ORVAL HENDRICKS ALLEN.
 WITT. BERTHA. WITT. L. L. PIKE. JAMES E. DENNIS. J. C. REEDER. BESSIE JOHNSON. S. R. STEWART.
 B. F. DAVIS. M. G. RUSHTON. O. A. JORDAN. JESSE MASTEN. HATTIE F. DENNIS. FRED R. HOBBS.
 MILTON RUSSELL. WILLIAM BAILEY. LELLA B. LAD. MRS. R. S. MCCULLOUGH. BELL H. TANSEY. W. S.
 HAVENS. LOLA B. JONES. ADDIE H. JOHNSON. ALICE R. CHARLES. LOWELL CARR. CORA DEWESS.
 CARRIE G. FEETCHER. ADA. M. JOHNSON. ARMINA JORDAN. W. HARROLD GOSSETT. W. DOOLEY.

A.T.PIKE. MRS JOE KREBS. MABLE HADLEY. MRS A. J. THARP. ALICE MILLS WALTER E. HENLEY. NELLIE L. MILLS. JAMES A. HUBBARD. W. A. HANNA' F.M.DILL. MARY S. HAMMACK. C.R.COTTON DAVIS E. LAWSON. H. L. PRICE. KATHERINE E. PRICE. ELSIE D. COOK. W.S.MOON. ALMA E. WEDDLE LEWIS E. STEWART. P. J. PRAAY. R. M. MCCULLOUGH. R. L. JULIUS.E.B.HUME. L. H. HIATT EDGAR SHEPHERD. LYDIA BLACK MONAHAN. SAM B. PHILLIPS. C. J. PIKE. MRS GEORGE ROTH. JOHN KNIGHT. ALVA MCMURRY. HENRY SCHWIER. KATIE SCHWIER. T. H. LITTLE. LEMUEL SWAN. GERTRUDE GLENN. HUGH ESSEX. INEZ F. REEVE. S. G. KREIGER. O. ATKINSON. OLIVE WESTLAKE M. COOPRIDER. SARAH E. MOORE. JAMES W. WATSON. AMANDA CASTETTER. ELMER HASHMAN.

IT IS NOW FURTHER ORDERED BY THE BOARD THAT THE MATTER OF SAID PETITION BE REFERRED TO GEORGE R. HARVEY A COMPETENT CIVIL ENGINEER AND ALSO THE SURVEYOR OF HENDRICKS CO. INDIANA.WHO HAS AS SUCH CIVIL ENGINEER AND SURVEYOR HAS FILED AND HAD APPROVED HIS BOND FOR THE PENAL SUM OF 10000000 AS PROVIDED BY LAW AND ALSO DAVID HADLEY AND CHAS. MILLER TWO DISINTERESTED FREEHOLDERS AND LEGAL VOTERS OF SAID HENDRICKS COUNTY WHEREIN SAID HIGHWAY SOUGHT TO BE IMPROVED IS SITUATED WHO DO NOT RESIDE IN SAID GUILFORD TOWNSHIP NOR OWN ANY REAL ESTATE OR OTHER TAXABLE PROPERTY THEREIN AS VIEWERS TO ACT WITH THE AFORESAID CIVIL ENGINEER.HEREIN.

IT IS FURTHER ORDERED BY THE BOARD THAT SAID ENGINEER AND VIEWERS SHALL MEET AT THE AUDITORS OFFICE FOR HENDRICKS COUNTY AT DANVILLE INDIANA ON THURSDAY MAY 6TH 1926 AT 10 O CLOK A. M. OF SAID DAY AND THERE SUBSCRIBE AN OATH TO FAITHFULLY AND IMPARTIALLY DISCHARGE THEIR DUTIES AS SUCH ENGINEER AND VIEWERS IN THIS PROCEEDINGS . AND SAID ENGINEER AND VIEWERS ARE FURTHER DIRECTED TO PROCEED WITHOUT DELAY TO THE DISCHARGE OF THEIR DUTIES AS PROVIDED BY LAW AND SAID ENGINEER AND VIEWERS ARE DIRECTED TO MAKE AND FILE THEIR REPORT HEREIN WITH THE SAID AUDITOR OF HENDRICKS COUNTY ON OR BEFORE THE 20TH DAY OF MAY 1926. ALL OF WHICH IS NOW FINALLY ORDERED AND DIRECTED BY THE BOARD.

STATE OF INDIANA ss.
HENDRICKS COUNTY

IN THE COMMISSIONERS COURT
MAY TERM 1926

IN RE--PETITION OF
PATRICK J. WALSH ET AL FOR THE
IMPROVEMENT OF PUBLIC HIGHWAY IN
LINCOLN TOWNSHIP HENDRICKS COUNTY INDIANA.

COMES NOW PATRICK J. WALSH AND 65 OTHERS PETITIONERS HEREIN FOR THE IMPROVEMENT OF A CERTAIN PUBLIC HIGHWAY LOCATED WHOLLY IN LINCOLN TOWNSHIP HENDRICKS COUNTY INDANAN BY THAD S. ADAMS THEIR ATTORNEY AND THE MATTER OF THE ABOVE NAMED PETITION COMING ON FOR HEARING BEFORE THE SAID BOARD OF COMMISSIONERS THE PETITIONERS NOW PRODUCE AND FILE HEREIN THE AFFIDAVITS OF JULIAN D. HOGATE EDITOR OF THE HENDRICKS COUNTY REPUBLICAN AND ALSO THE AFFIDAVIT OF W. A. KING EDITOR OF THE DANVILLE GAZETTE BOTH BEING WEEKLY NEWSPAPERS PRINTED AND PUBLISHED IN DANVILLE INDIANA AND HAVING A GENERAL CIRCULATION THROUGHOUT SAID HENDRICKS COUNTY WHICH AFFIDAVITS TOGETHER WITH A COPY OF THE NOTICE SO PUBLISHED ATTACHED TO SAID AFFIDAVITS ARE IN WORDS AS FOLLOWS H. I. AND FROM SAID AFFIDAVITS AND NOTICES ATTACHED IT APPEARS TO THE SATISFACTION OF THE BOARD THAT DUE AND LEGAL NOTICE AS PROVIDED BY LAW WAS GIVEN OF THE FILING OF FILING OF SAID PETITION AND THE TIME AND PLACE PURSUANT TO THE ENDORSEMENT OF THE AUDITOR ON SAID PETITION WHEN THE SAME WOULD BE HEARD BY SAID BOARD BY THE PUBLICATIONS OS SAID NOTICE IN EACH OF SAID NEWSPAPERS FOR TWO CONSECUTIVE WEEKLY PUBLICATIONS THE FIRST THEREOF BEING ON THE 8TH DAY AND THE LAST THEREOF BEING ON THE 15TH DAY OF APRIL 1926.

SAID PETITIONERS NOW ALSO PRODUCE AND FILE HEREIN THE SAME BEING IN WORDS AS FOLLOWS H. I. THE AFFIDAVIT OF PATRICK J. WALSH IN PROOF OF THE POSTING OF THE NOTICES AS PUBLISHED IN SAID NEWSPAPERS IN AT LEAST FIVE 5 PUBLIC AND CONSPICUOUS PLACES IN THE VICINITY OF THE HIGHWAY SOUGHT TO BE IMPROVED AND OTHER PUBLIC PLACES IN SAID LINCOLN TOWNSHIP WHEREIN SAID HIGHWAY IS SITUATED AND THAT SAID NOTICES WERE SO POSTED MORE THAN TWENTY 20 DAYS BEFORE THE 3RD DAY OF MAY 1926. THE PETITIONERS FURTHER PRESENT AND FILE HEREIN THE AFFIDAVIT OF THAD S. ADAMS IN PROOF OF THE FILING OF A COPY OF SAID NOTICE AT THE SOUTH DOOR OF THE COURT HOUSE IN DANVILLE INDIANA WHEREBY IT IS SHOWN TO THE SATISFACTION OF THE BOARD THAT SAID NOTICE WERE POSTED BY THE DIRECTION OF THE AUDITOR OF HENDRICKS COUNTY INDIANA ON THE 9TH DAY OF APRIL 1926 WHICH AFFIDAVIT AND COPY OF NOTICE SO POSTED ATTACHED THE ETC BEING IN WORDS AS FOLLOWS H. I.

AND THE BOARD NOW FINDS AND ADJUDGES THAT NOTICE OF THE FILING OF SAID PETITION AND THE TIME AND PLACE OF THE PRESENTING OF THE SAME AND THE HEARING THEREOF BY THE BOARD HAS BEEN DULY GIVEN AS REQUIRED BY LAW BY THE PUBLICATION OF NOTICE BY THE POSTING OF SAID NOTICE IN THE VICINITY OF SAID HIGHWAY SOUGHT TO BE IMPROVED AND AT THE COURT HOUSE DOOR AND THAT THE PETITIONERS ARE LEGALLY ENTITLED TO HAVE A HEARING OF SAID PETITION. AND NOW ON THIS 3RD DAY OF MAY 1926 THE SAME BEING THE DAY AND PLACE

THE SAME BEING THE DAY AND PLACE FIXED BY THE ENDORSEMENT OF SAID AUDITOR ON SAID PETITION AND THE TIME AND PLACE DESIGNATED IN SAID NOTICES FOR THE HEARING THEREOF SAID PETITION IS CALLED FOR HEARING BY SAID BOARD OF COMMISSIONERS AND ITT APPEARS THAT NO TAXPAYER OF SAID LINCOLN TOWNSHIP NOR ANY OTHER PERSON OR CORPORATION WHOSE LANDS OR PROPERTY WILL BE EFFECTED BY THE CONSTRUCTION OF THE IMPROVEMENT AS PRAYED FOR IN SAID PETITION HAS APPEARED NOR FILED ANY OBJECTIONS WHATSOEVER TO THE FORM OR SUFFICIENCY OF THE PETITION NOR TO THE NOTICES AS GIVEN THE SAID PETITION THE SAME BEING IN WORDS AS FOLLOWS TO WIT H. I. TOGETHER WITH THE AFORE SAID PROOFS OF PUBLICATION AND POSTING OF NOTICES IS NOW SUBMITTED TO THE BOARD FOR INSPECTION EXAMINATION AND APPROVAL AND THE BARD HAVING DULY EXAMINED SAID PETITION AND THE PROOFS ADDUCED AFTER BEING DULY ADVISED IN THE PERMISES BY THE COUNTY ATTORNEY NOW FINDS THAT SAID PETITION IS IN DUE AND LEGAL FORM THAT THE SAME WAS FILED IN THE OFFICE OF THE AUDITOR OF HENDRICKS COUNTY INDIANA ON THE 5TH DAY OF APRIL 1926 AND THAT SAID AUDITOR WRITTEN ENDORSEMENT ON THE BACK THEREOF THE FIRST DAY OF MAY TERM 1926 OF SAID COMMISSIONERS COURT THE SAME BEING THE 3RD DAY OF MAY 1926 WAS FIXED AS THE DAY SET FOR THE PRESENTATION AND HEARING OF SAID PETITION BY THE BOARD AND THAT DUE AND LEGAL NOTICE OF THE FILING AND PRESENTATION THEREOF HAS BEEN GIVEN AS REQUIRED BY LAW AND THAT NO TAXPAYER OF SAID LINCOLN TOWNSHIP NOR ANY OTHER PERSON OR CORPORATION INTEREST THEREIN HAS APPEARED NOR FILED ANY OBJECTIONS OF ANY KIND WHATSOEVER TO THE GRANTING OF SAID PETITION.

THE BOARD FURTHER FINDS THAT SAID PETITION IS SIGNED BY MORE THAN FIFTY 50 ADULT BONA FIDE LEGAL VOTERS AND FREEHOLDERS OF SAID LINCOLN TOWNSHIP HENDRICKS COUNTY INDIANA THAT SAID HIGHWAY SOUGHT TO BE IMPROVED IS WHOLLY WITHIN SAID LINCOLN TOWNSHIP AND THAT THE SAME IS LESS THAN THREE 3 MILES IN LENGTH AND THAT THE SAME BEGINS AND TERMINATES IN ALREADY CONSTRUCTED FREE PUBLIC HIGHWAYS AND THAT THE PETITION IS SUFFICIENT IN EVERY RESPECT AND ACCORDING TO THE LAW.

WHEREFORE IT IS NOW ORDERED AND ADJUDGED BY THE BOARD THAT SAID PETITION BE ACCEPTED AND SPREAD OF RECORD UPON THE RECORDS OF THE BOARD KEPT FOR THAT PURPOSE WHICH IS NOW DONE THE SAME BEING IN WORDS AND FIGURES AS FOLLOWS TO WIT-
TO THE HONORABLE BOARD OF COMMISSIONERS
FOR HENDRICKS COUNTY STATE OF INDIANA.

THE UNDERSIGNED PETITIONERS WOULD RESPECTFULLY SHOW THAT THEY CONSTITUTED MORE THAN FIFTY 50 FREEHOLDERS AND LEGAL VOTERS OF LINCOLN TOWNSHIP HENDRICKS COUNTY AND STATE OF INDIANA. AND WE PETITION AND ASK YOUR HONORABLE BOARD TO IMPROVE BY GRADING DITCHING DRAINING BUILDING THE NECESSARY CULVERTS AND BRIDGES AND THE APPROACHES THERETO AND BY PAVING THE SAME WITH GRAVEL ROCK BRICK MACADAM OR OTHER ROAD PAVING MATERIAL THE FOLLOWING DESCRIBED PUBLIC HIGHWAY LOCATED WHOLLY WITHIN SAID LINCOLN TOWNSHIP HENDRICKS COUNTY INDIANA AND NO PART THEREOF BEING IN ANY INCORPORATED CITY OR TOWN TO WIT- BEGINNING AT THE NORTHEAST CORNER OF THE WEST HALF $\frac{1}{2}$ OF THE NORTH WESTQUARTER $\frac{1}{4}$ OF SECTION SEVEN 7 TOWNSHIP SIXTEEN 16 NORTH RANGE TWO 2 EAST AT THE INTERSECTION OF THE PUBLIC HIGHWAY SOUGHT TO BE IMPROVED AND WHAT IS KNOWN AS THE MARTIN HART ROAD THE SAME BEING AN ALREADY CONSTRUCTED FREE COUNTY ROAD AND

EXTENDING THENCE SOUTH ALONG AND IN THE PUBLIC HIGHWAY THERE SITUATED ON THE CENTER LINE NORTH AND SOUTH OF SAID NORTH WEST QUARTER SECTION FOR THE DISTANCE OF ABOUT ONE HALF $\frac{1}{2}$ MILE AND TO THE SOUTH LINE OF SAID QUARTER $\frac{1}{4}$ SECTION THENCE EAST ON SAID SOUTH LINE ABOUT ONE FOURTH $\frac{1}{4}$ MILE AND TO THE EAST LINE OF SAID SECTION SEVEN 7 THENCE EXTENDING SOUTH IN SAID PUBLIC HIGHWAY ON THE LINE DIVIDING SECTIONS SEVEN 7 AND EIGHTEEN 18 ON THE WEST FROM SECTION EIGHT 8 AND SEVENTEEN 17 ON THE EAST FOR THE DISTANCE OF ABOUT ONE AND FIVE EIGHTHS $1\frac{5}{8}$ MILES AND TERMINATING IN WHAT IS KNOWN AS THE INDIANAPOLIS AND CRAWFORDSVILLE STATE ROAD AND ALREADY IMPROVED FREE PUBLIC HIGHWAY. YOUR PETITIONERS FURTHER RESPECTFULLY SHOW THAT THE PUBLIC HIGHWAY SOUGHT TO BE IMPROVED IS LESS THAN THREE 3 MILES IN LENGTH THAT IT BEGINS AND TERMINATES IN ALREADY CONSTRUCTED FREE IMPROVED ROADS AND THEY ASK THAT THE SAME BE IMPROVED NOT LESS THAT THIRTY 30 FEET IN WIDTH. YOUR PETITIONERS WOULD SHOW THAT THERE IS GREAD NECESSITY FOR THE IMPROVEMENT OF THE ABOVE DESCRIBED PUBLIC HIGHWAY FOR THE REASON THAT THE SAME IS TRAVELED BY THE UNITED STATES MAIL WAGONS AND ALSO THE PUBLIC SCHOOL WAGONS. YOUR PETITIONERS ASK THAT SAID IMPROVEMENT BE MADE WITHOUT SUBMITTING THE QUESTION THEREOF TO A VOTE OF THE LEGAL VOTERS OF SAID LINCOLN TOWNSHIP AND THEY ASK THAT BONDS BE ISSUED AND SOLD FOR THE PURPOSE OF PAYING THE COST OF SAID IMPROVEMENT AND THAT SAID BONDS BE ISSUED IN A SERIES COVERING A PERIOD OF TEN YEARS. AND PETITIONERS ASK THAT THE BOARD OF COMMISSIONERS TAKE ALL THE NECESSARY STEPS TO PROCURE SAID IMPROVEMENT TO BE MADE AND FOR THE PAYMENT THEREOF AND PETITIONERS WILL EVER PARY.

PATRICK J. WALSH. PAT F. MORGAN. FRANK DICKEY. MARTIN HART. BRYON O. AYERS. GRACE M. AYERS O. H. BUTTON. J. M. MILLS. MERMAN A. CANARY. WALLACE TYLER. DAVID B. HUGELLIUM. C. B. DAVISON. W. J. STEWART. E. L. GRAHAM. EDNA HICKS. MARY KING. R. E. MC KEON. W. D. CORRIE. ORVAL STARKEY. JOHN SHUMATE. ALBRED SMITH. KATE A. GIB GEORGE DAVIS. J. W. MOORE. P. J. KELLY. JOHN F. BROWN. GRANT ARBUCKLE. MRS. KATE WALSH. HARVE TONEY. ISOM RICHARDSON. B. L. CALDWELL. JOHN A. MORGAN. P. M. LEUTRITS. B. J. LINGEMAN. R. E. MOWRY. E. T. HUGHES. J. P. WLAKER. T. G. SMITH. C. W. MC DANIEL. GEROGE H. RIETZEL. MARY A. WALSH. A. E. MILLER. E. W. HUDDLESTON O. W. LINGEMAN. H. W. ADAMS. MARY E. LEE. V. W. PARSONS. ALVA C. PHILLIPS. H. F. SUMPTER. ANNA LANAHAN. EARL MERRITT. W. M. KEARNS. PAT HART. PATRICK R. LEE. MARGARET SULLIVAN. JOHN KEARNS. KATHRYN KEARNS. LINCOLN CANARY. PART T. WALSH. THOMAS WALSH. HUBERT BURGOYNE. OTIS N. GRAY. OTIS DUNCAN. LAWERENCE FOX. LESTER HICKS.

AND IT IS NOW ORDERED BY THE BOARD THAT THE MATTER OF SAID PETITION BE REFFERED TO GEORGE R. HARVEY A COMPETENT CIVIL ENGINEER AND ALSO SURVEYOR OF SAID HENDRICKS COUNTY INDIANA WHO AS SUCH CIVIL ENGINEER HAS FILED AND HAD DULY APPROVED AND OFFICIAL BOND IN THE PENAL SUM OF 10000.00 AS REQUIRED BY LAW AND CHARLES N. SYMONS AND JOHN POUNDS TWO DISINTERESTED FREE HOLDERS AND LEGAL VOTERS OF SAID HEN RICKS COUNTY WHEREIN THE HIGHWAY SOUGHT TO BE IMPROVED IS LOCATED AND WHO DO NOT RESIDE IN SAID LINCOLN TOWNSHIP NOR OWN ANY TAXABLE PROPERTY THEREIN AND AS VIEWERS TO ACT WITH THE AFORESAID CIVIL ENGINEER.

IT IS FURTHER ORDERED BY THE BOARD THAT SIAD ENGINEER AND SAID VIEWERS SHALL MEET AT THE AUDITORS OFFICE FOR SAID HENDRICKS COUNTY IN DANVILLE INDIANA ON FRIDAY THE 7TH DAY OF MAY 1926 AT 10 O CLOCK A. M. OF SAID DAY AND THERE SUBSCRIBE ON OATH TO FAITHFULLY AND IMPARTIALLY DISCHARGE THEIR DUTIES AS SUCH ENGINEER AND VIEWERS IN THIS PROCEEDINGS. AND SIAD ENGINEER AND VIEWERS ARE NOW FURTHER DIRECTED TO PROCEED TO THE DISCHARGE OF THEIR DUTIES AS PROVIDED BY LAW WITHOUT UNNECESSARY DELAY AND MAKE REPORT OF THEIR DOINGS HEREIN AT THE REGULAR JUNE 1926 TERM OF THE BOARD UNLESS THE TIME FOR SO DOING BE EXTENDED BY THE ORDER OF THE BOARD. AND FURTHER PROCEEDINGS HEREIN ARE CONTINUED.

AND OF WHICH IS NOW FINALLY ORDERED AND DIRECTED BY THE BOARD.

IN THE MATTER OF THE PETITION OF
IRA MASTEN ET AL FOR THE IMPROVEMENT
OF A PUBLIC HIGHWAY IN CLAY TOWNSHIP
HENDRICKS COUNTY INDIANA BY TAXATION.

COMES NOW THE PETITIONERS IN THE ABOVE ENTITLED MATTER AND PRESENT TO THE BOARD
THEIR PETITION PRAYING FOR THE IMPROVEMENT OF A CERTAIN HIGHWAY LOCATED AND BEING
WHOLLY IN CLAY TOWNSHIP HENDRICKS COUNTY INDIANA.

AND THE BOARD HAVING INSPECTED SAID PETITION AND BEING DULY ADVISED AND INFORMED
IN THE PREMISES FINDS THAT NOTICE OF THE FILING OF SUCH PETITION WAS GIVEN FOR TWO
WEEKS IN THE REPUBLICAN AND IN THE DANVILLE GAZETTE WEEKLY NEWSPAPERS OF GENERAL
CIRCULATION THROUGHOUT HENDRICKS COUNTY INDIANA PROOFS OF WHICH NOTICES BY PUBLIC-
CATION ARE IN THE FOLLOWING WORDS AND FIGURES TO WIT- H. I. THE BOARD ALSO FINDS THAT
THAT NOTICES OF THE FILING AND PENDENCY OF SUCH PETITION WERE POSTED AT THE COURT
HOUSE DOOR AT DANVILLE INDIANA AND IN THREE PUBLIC PLACES IN CLAY TOWNSHIP SAID
COUNTY AND STATE PROOFS OF WHICH POSTING ARE SHOWN BY THE AFFIDAVITS OF FLOYD L.
WHICKER AUDITOR WHICH AFFIDAVITS ARE IN THE FOLLOWING WORDS AND FIGURES TO WIT- H. I.

AND NOW SUCH PROOFS OF PUBLICATION AND POSTING OF NOTICES ARE FILED HEREIN AS PAGES
IN THIS PROCEEDINGS.

AND THE BOARD FINDS THAT THE PETITION FILED HEREIN WAS DULY ENDORSED BY THE
AUDITOR FOR HEARING MAY 3RD 1926. FLOYD L. WHICKER AUDITOR.

AND THE BOARD ALSO FINDS THAT SAID PETITION IS IN DUE FORM AND REGULAR ACCORDING
TO LAW THAT THE HIGHWAY THEREIN ASKED TO BE IMPROVED CONNECTS AT BOTH TERMINI WITH
IMPROVED COUNTY FREE GRAVEL ROADS THAT SAID HIGHWAY IS NOT MORE THAN THREE MILES IN
LENGTH THAT SAID HIGHWAY NEEDS TO BE IMPROVED THAT SAID HIGHWAY LIES WHOLLY WITHIN
CLAY TOWNSHIP HENDRICKS COUNTY INDIANA THAT THE PETITION HEREIN PRESENTED IS SIGNED
BY MORE THAN FIFTY FREEHOLDERS VOTERS OF CLAY TOWNSHIP HENDRICKS COUNTY INDIANA.
THAT SAID IMPROVEMENT WILL BE OF PUBLIC UTILITY. THE BOARD FURTHER FINDS THAT NO
REMONSTRANCE HAS BEEN FILED AGAINST THE FORM OR SUFFICIENCY OF SAID PETITION.

AND NOW THE BOARD ASSUMES JURISDICTION OF SAID MATTER AND ORDERS THAT FURTHER
PROCEEDINGS HEREIN BE CONTINUED FOR A PERIOD OF TWENTY DAYS FROM THIS DATE FOR ANY
REMONSTRANCE ON ACCOUNT OF SAID IMPROVEMENT.

ALL OF WHICH IS HEREBY ORDERED AND ADJUDGED BY THE BOARD.

AND FURTHER PROCEEDINGS HEREIN ARE CONTINUED.

SEE RESOL

THIS A
HENDRICKS C
SHEEHAN
WTTRESSETH

IT IS UND
THREE UNITS OF
BETWEEN THE TOWNSHIP
FILED IN THE AUDIT
ROADS BY TOWNSHIP

ALL OF SAID IMPROV
AFTER SAME IS COMPLE
IMPROVEMENT SHALL BE
HENDRICKS COUNTY INDI
LINCOLN TOWNSHIP HEND

BE PAID BY BROWN TOWNSHIP
THAT ALL OF SAID
COMMISSIONERS OF HENDRICKS
1ST DAY OF OCTOBER 1926

CORRECTOR COMPLETE
THE COST OF SAID IMPROV
IN WITNESS WHEREOF
DAY OF MAY 1926

CHESTER N. LARSEN
TRUSTEE OF BROWN TOWNSHIP
JOHN R. SHEEHAN
TRUSTEE OF LINCOLN TOWNSHIP

SEE RESOLUTION PAGE 168 OF THIS RECORD.

THIS AGREEMENT MADE AND ENTERED INTO BY AND BETWEEN THE BOARD OF COMMISSIONERS HENDRICKS COUNTY INDIANA CHESTER R. GARNER TRUSTEE OF BROWN TOWNSHIP AND JOHN R. SHEEHAN TRUSTEE OF LINCOLN TOWNSHIP BOTH OF HENDRICKS COUNTY INDIANA.

WITNESSETH-

IT IS UNDERSTOOD AND AGREED BY AND BETWEEN THE ABOVE PARTIES HERETO THAT THE THREE UNITS OF GOVERNMENT ABOVE SPECIFIED SHALL IMPROVE THE OMER BUTTON ROAD LYING BETWEEN THE TOWNSHIPS OF BROWN AND LINCOLN AS PER ~~SPEXXXXES~~ SPECIFICATIONS DULY FILED IN THE AUDITORS OFFICE OF HENDRICKS COUNTY INDIANA FOR THE IMPROVEMENT OF ROADS BY TOWNSHIPS TRUSTEES TO TURN OVER TO THE COUNTY AS A COUNTY HIGHWAY. THAT ALL OF SAID IMPROVEMENT SHALL BE LET TO THE APPROVAL OF THE COUNTY ENGINEER AND AFTER SAME IS COMPLETED AND ACCEPTED SHALL BECOME A COUNTY HIGHWAY. THE COST OF SAID IMPROVEMENT SHALL BE PAID AS FOLLOWS- ONE THIRD OF SAID COST SHALL BE PAID BY HENDRICKS COUNTY INDIANA OUT OF THE GASOLINE FUND ONE THIRD SHALL BE PAID BY LINCOLN TOWNSHIP HENDRICKS COUNTY INDIANA OUT OF THE ROAD FUND AND ONE THIRD SHALL BE PAID BY BROWN TOWNSHIP OUT OF ROAD FUND.

THAT ALL OF SAID WORK SHALL BE LET AND BE UNDER THE CONTROL OF THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY INDIANA AND SHALL BE COMPLETED ON OR BEFORE THE 1ST DAY OF OCTOBER 1926 AND SHALL BE PAID BY SAID UNITS OF GOVERNMENT TO THE CONTRACTOR COMPLETING SAID WORK UPON THE COMPLETION AND ACCEPTANCE OF SAID HIGHWAY. THE COST OF SAID IMPROVEMENT SHALL NOT EXCEED THE SUM OF 3600.00 DOLLARS.

IN WITNESS WHEREOF SAID PARTIES HAVE HEREUNTO SUBSCRIBED THEIR NAMES THIS 5TH DAY OF MAY 1926.

FRANK A. HAYNES

JOHN E. VESTAL

M. A. GREGORY

CHESTER R. GARNER
TRUSTEE OF BROWN TOWNSHIP

BOARD OF COMMISSIONERS HENDRICKS
CO.

JOHN R. SHEEHAN
TRUSTEE OF LINCOLN TOWNSHIP.

IN THE MATTER OF THE PETITION OF
FRANK ROUTH ETAL FOR THE IMPROVEMENT
OF A PUBLIC HIGHWAY IN EEL RIVER TOWNSHIP
HENDRICKS COUNTY INDIANA.

COMES NOW THE PETITIONERS IN ABOVE ENTITLED PROCEEDINGS AND COMES ALONG THE
AUDITOR OF HENDRICKS COUNTY INDIANA AND PRODUCES AND FILES THE AFFIDAVITS AND
COPIES OF NOTICES THERETO ATTACHCHED OF JULIAN D. HOGATE EDITOR AND PUBLISHER OF
THE REPUBLICAN AND OF W. A. KING EDITOR AND PUBLISHER OF THE DANVILLE GAZETTE EACH
BEING WEEKLY NEWSPAPERS OF GENERAL CIRCULATION THROUGHOUT HENDRICKS COUNTY INDIANA
PRINTED IN THE ENGLISH LANGUAGE AND PUBLISHED AT THE TOWN OF DANVILLE INDIANA FROM
WHICH AFFIDAVITS AND NOTICES THERETO ATTACHED IT APPEARS TO THE SATISFACTION OF THE
BOARD THAT NOTICE BY PUBLICATION WAS GIVEN THROUGHTOUT HENDRICKS COUNTY INDIANA
AND PARTICULARLY TO THE TAXPAYERS OF EEL RIVER TOWNSHIP SAID COUNTY AND STATE OF THE
DETERMINATION MADE HEREIN IN THE ABOVE ENTITLED PROCEEDINGS BY THE BOARD OF COMMISSIONERS
OF HENDRICKS COUNTY INDIANA ON THE 1ST DAY OF MARCH 1926 TO ISSUE BONDS IN THE SUM
OF 21500.00 TO PROVIDE FUNDS FOR THE PAYMENT OF THE CONSTRUCTION COST OF THE ABOVE
ENTITLED ROAD THAT THE FIRST OF SAID PUBLICATIONS OF NOTICE AS AFORESAID WAS GIVEN ON
THE 11 DAY OF MARCH 1926 AND THE LAST OF WHICH PUBLICATION WAS MADE ON THE 18 DAY OF
MARCH 1926 AND THE PROOFS OF SUCH PUBLICATIONS OF NOTICE IN SAID ABOVE NEWSPAPERS
ARE IN THE FOLLOWING WORDS AND FIGURES TO WIT - H. I. FURTHER ITS HERE IN SHOWN THAT
LIKE NOTICES OF SUCH DTERMINATION TO ISSUE SAID BONDS WERE POSTED IN THREE PUBLIC
PLACES IN EEL RIVER TOWNSHIP HENDRICKS COUNTY INDIANA AS THE SAME IS SHOWN BY THE
AFFIDAVIT OF FLOYD L. WHICKER WHICH AFFIDAVIT AND COPY OF NOTICES THERETO ATTACHED ARE IN
THE FOLLOWING WORDS AND FIGURES TO WIT- H. I. AND NOW THE BOARD BINDS UPON A FULL
CONSIDERATION OF ALL THE FACTS RELATING THERETO THAT NOTICE WAS GIVEN AS BY LAW PROVIDED
OF THE DETERMINATION OF THE BOARD TO ISSUE BONDS IN THE ABOVE MENTIONED AMOUNT TO
PROVIDED FUNDS FOR THE CONSTRUCTION OF THE ABOVE NAMED ROAD AND FOR THE EXPENSES
INCIDENTAL THERETO.

AND THE BOARD FURTHER FINDS THAT THERE IS NO NEWSPAPER PUBLISHED IN EEL RIVER
TOWNSHIP HENDRICKS COUNTY INDIANA.

AND THE BOARD ALSO FINDS THAT NO PETITION OR OBJECTIONS TO THE ISSUING OF SUCH
BONDS HAS BEEN FILED OR MADE BY ANY TAXPAYER OR TAXPAYERS OF SAID TOWNSHIP AND THAT
THE TIME HAS EXPIRED FOR THE MAKING OF SUCH OBJECTIONS OR THE FILING OF ANY PETITION
AGAINST THE ISSUING OF SAID BONDS.

AND NOW THE AUDITOR PRODUCES AND SILES THE PROOFS OF PUBLICATION OF NOTICES OF THE
LETTING OF THE CONTRACT FOR THE CONSTRUCTION OF THE ABOVE AND FOREGOING ENTITLED
IMPROVMENT SUCH PROOFS CONSISTS OF THE AFFIDAVITS OF JULIAN D. HOGATE AND W. A. KING
EDITORS OF THE REPUBLICAN AND DANVILLE GAZETTE RESPECTIVELY SHOWING THAT NOTICE WAS
GIVEN FOR TWO CONSECUTIVE WEEKS IN SAID ABOVE NAMED NEWSPAPERS THE FIRST OF WHICH
PUBLICATIONS IN BOTH OF SAID NEWSPSPERS WAS MADE AND GIVEN ON THE 15 DAY OF APRIL
1926 AND THE LAST OF WHICH PUBLICATIONS OF NOTICE WAS MADE AND GIVEN ON THE 22ND
DAY OF APRIL 1926 WHICH AFFIDAVITS AND COPIES OF NOTICES THERETO ATTACHED ARE IN THE

FOLLOWING WORDS AND FIGURES TO WIT- H. I. ALSO THE AFFIDAVITS OF BLANCHE BILLS CLERK FOR THE INDIANAPOLIS COMMERCIAL PUBLISHING AND PRINTING COMPANY PUBLISHERS OF THE INDIANAPOLIS COMMERCIAL IS PRODUCED AND FILED FROM WHICH IT APPEARS TO THE BOARD THAT NOTICE OF SUCH LETTING WAS GIVEN BY PUBLICATION ONE TIME IN SUCH NEWS-PAPER PRINTED AND PUBLISHED AT THE CITY OF INDIANAPOLIS INDIANA WHICH AFFIDAVIT AND COPY OF SUCH NOTICE ARE IN THE FOLLOWING WORDS AND FIGURES TO WIT H. I. AND NOW FROM ALL THE FOREGOING FACTS THE BOARD FINDS THAT DUE NOTICE WAS GIVEN AS BY LAW REQUIRED FOR THE LETTING OF THE CONTRACT IN THE ABOVE ENTITLED PROCEEDINGS.

AND NOW THE PLACE DESIGNATED IN SAID NOTICES AT THE HOUR NAMED THEREIN THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY INDIANA MET TO RECEIVE AND OPEN BIDS FOR THE CONSTRUCTION OF THE ABOVE AND FOREGOING ENTITLED IMPROVEMENT.

ALL BIDS RECEIVED BY THE AUDITOR WERE AS THE BOARD DOES NOW FIND OPENED IN THE PRESENCE OF THE BIDDERS AND PUBLIC GENERALLY AND THE BOARD HAVING EXAMINED AND INSPECTED ALL THE BIDS SUBMITTED AND BEING FULLY ADVISED AND INFORMED IN THE PREMISES FINDS THAT THE BID OF W. P. RIGDON IN THE SUM OF 17075.70 IS THE LOWEST AND BEST BID SUBMITTED FOR THE CONSTRUCTION OF SAID ROAD THAT SAID BID IS FOR A SUM NOT GREATER THAN THE ESTIMATED COST OF SAID ROAD THAT SAID BID IS ACCOMPANIED BY A BOND IN A PENAL SUM OF DOUBLE THE MOUNT OF SAID BID THAT THE CONTRACT FOR THE CONSTRUCTION OF SAID ROAD SHOULD BE AWARDED TO THE SAID NAMED W. P. RIGDON FOR THE AMOUNT OF HIS BID.

IT IS THEREFORE ORDERED AND ADJUDGED BY THE BOARD THAT THE CONTRACT FOR THE CONSTRUCTION OF THE ABOVE AND FOREGOING ENTITLED IMPROVEMENT BE ~~AND XXXXXXXX~~ AND THE SAME IS HEREBY AWARDED TO W. P. RIGDON AT AND FOR THE SUM OF 17075.70 BEING THE AMOUNT OF THE BID SUBMITTED BY SUCH BIDDER. AND NOW SAID CONTRACT IS REDUCED TO WRITING AND IS SIGNED BY THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY INDIANA AND BY THE SAID NAMED BIDDER TO WIT W. P. RIGDON AND IS IN THE FOLLOWING WORDS AND FIGURES TO WIT

CONTRACT

FOR THE CONSTRUCTION OF THE FRANK ROUTH ROAD IN EEL RIVER TOWNSHIP HENDRICKS COUNTY INDIANA.

THIS AGREEMENT MADE AND ENTERED INTO BY AND BETWEEN W. P. RIGDON OF DANVILLE 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 MAY A. D. 1926 THE SAID BOARD OF COMMISSIONERS RECEIVED BIDS FOR THE CONSTRUCTION OF THE FRANK ROUTH ROAD THE SAME BEING LOCATED IN HENDRICKS COUNTY AND THE SAID W. P. RIGDON BEING DECLARED THE LOWEST AND BEST RESPONSIBLE BIDDER THE CONTRACT WAS AWARDED TO THE SAID W. P. RIGDON FOR THE AMOUNT OF HIS BID VIZ 17075.70 AND THE SAID PARTY OF THE FIRST PART 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 REPORT 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 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 IS PERFORMED OR MATERIAL IS FURNISHED TO SAID CONTRACTOR OR AGENT OR SUPERINTENDENT IN CHARGE OF SAID WORK. IT IS FURTHER UNDERSTOOD AND AGREED THAT SAID PARTY OF THE FIRST PART WILL NOT AND CAN NOT SELL OR ASSIGN THIS CONTRACT OR SUB LET THE WORK TO ANY PERSON OR PERSONS EXCEPT BY THE CONSENT OF SAID BOARD OR COMMISSIONERS.

THE PARTY OF THE FIRST PART FURTHER AGREES TO CONSTRUCT AND BUILD SAID IMPROVEMENT AND HAVE THE SAME COMPLETED ON OR BEFORE THE 1 DAY OF SEPTEMBER 1927 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 1 DAY OF SEPTEMBER 1927 THEN THE SAID PARTY OF THE FIRST PART AGREES AND PROMISES TO PAY TO THE SAID PARTY OF THE SECOND PART AS LIQUIDATED DAMAGES FOR THE NON-COMPLETION OF SAID WORK AND FOR THE DEPRIVATION ON THE PART OF THE PUBLIC OF THE SAID HENDRICKS COUNTY OF THE USE OF SAID ROAD FROM AND AFTER SAID 1 DAY OF SEPTEMBER 1927 THE SUM OF TWENTYFIVE 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 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 HENDRICKS COUNTY PROVIDED THAT SAID FAILURE TO COMPLETE SAID IMPROVEMENT WITHIN THE SAID TIME SPECIFIED FOR SUCH COMPLETION IS NOT CAUSED BY STRIKES OR ANY OTHER CAUSE OR CAUSES BEYOND THE CONTROL OF SAID PARTY OF THE FIRST PART OR THAT SAID TIME HAS NOT BEEN EXTENDED BY SAID BOARD OF COMMISSIONERS. IN THE EVENT THAT THE PARTY OF THE SECOND PART 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 UNDERSTOOD AND AGREED BY AND BETWEEN THE PARTIES HERETO THAT SAID PARTY OF THE SECOND PART SHALL WITHHOLD FULL PAYMENT TO PARTY OF THE FIRST PART AS REQUIRED BY SECTION ONE 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 SUBCONTRACTORS CLAIMS.

THE PARTY OF THE SECOND PART HEREBY AGREES THAT THE PARTY OF THE FIRST PART 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 HENDRICKS COUNTY

SHALL BE PAID ON MONTHLY ESTIMATES OF THE ENGINEER IN CHARGE OF SAID WORK BUT NOT EXCEED 80 PER CENT OF SAID ENGINEERS SAID ESTIMATE 20 PER CENT OF THE SAID CONTRACT PRICE SHALL BE RETAINED BY THE SAID COUNTY UNTIL THE SAID WORK IS FULLY COMPLETED AND FINALLY ACCEPTED BY THE SAID BOARD OF COUNTY COMMISSIONERS.

AND THE SAID PARTY OF THE FIRST PART 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 GENERAL ASSEMBLY OF THE STATE OF INDIANA AUTHORIZING SAID IMPROVEMENT.

. . TO ALL COVENANTS CONDITIONS AND STIPULATIONS OF THIS CONTRACT THE SAID PARTIES SEVERALLY BIND THEMSELVES THEIR HEIRS 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 SAID BOARD OF COMMISSIONERS OF HENDRICKS COUNTY HAVE ALSO SIGNED AND APPROVED THIS CONTRACT THIS 5TH DAY OF MAY 1926.

W. P. RIGDON

PARTY OF THE FIRST PART.

FRANK E. HAYNES

JOHN E. VESTAL

MERRILL A. GREGORY

BOARD OF COMMISSIONERS OF HENDRICKS CO.

ATTEST - FLOYD L. WHICKER. AUDITOR.

AND IT IS ORDERED BY THE BOARD THAT THE BOND OF SAID NAMED ~~BODDER~~ IN THE PENAL SUM OF 34200.00 WITH THE FEDERAL SURETY COMPANY OF DAVENPORT IOWA AS SURETY THEREON BE AND THE SAME IS HEREBY APPROVED WHICH BOND AND THE APPROVAL ENDORSED THEREON ARE IN THE FOLLOWING WORDS AND FIGURES TO WIT-

CONTRACTORS BOND FOR CONSTRUCTION.

KNOW ALL MEN BY THESE PRESENTS THAT WE THE UNDERSIGNED W. P. RIGDON AS PRINCIPAL OF DANVILLE INDIANA AND THE FEDERAL SURETY COMPANY OF DAVENPORT IOWA AS SURETY. ARE FIRMLY BOUND UNTO THE STATE OF INDIANA IN THE PENAL SUM OF TWENTY FOUR THOUSAND TWO HUNDRED NO/100 DOLLARS FOR THE PAYMENT OF WHICH WELL AND TRULY TO BE MADE WE BIND OURSELVES JOINTLY AND SEVERALLY AND OUR JOINT AND SEVERAL HEIRS EXECUTORS ADMINISTRATORS AND ASSIGNS FIRMLY BY THESE PRESENTS THIS 5 DAY OF MAY 1926.

THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT WHEREAS THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY INDIANA ARE ABOUT TO LET A CONTRACT FOR THE FRANK ROUTH ER AL ROAD IN EEL RIVER TOWNSHIP HENDIRKCS COUNTY INDIANA.

AND WHEREAS THE ABOVE NAMED W. P. RIGDON HAS FILED A BID FOR SAID WORK WITH THE AUDITOR OF THE COUNTY NOW THEREFORE IF SAID BOARD OF COMMISSIONERS SHALL AWARD HIM THE CONTRACT FOR SAID WORK AND THE SAID W. P. RIGDON 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 LABORS THEREON THEN THIS OBLIGATION SHALL BE VOID OTHERWISE TO REMAIN IN FULL FORCE VIRTUE AND EFFECT.

FEDERAL SURETY COMPANY.

W. P. RIGDON

JANE WHICKER ATTY-IN-FACT.

STATE OF INDIANA COUNTY OF HENDRICKS SS-

BEFORE ME THE SUBSCRIBER A NOTIARY IN AND FOR SAID COUNTY PERSONALLY APPEARED W. P. RIGDON AND JANE WHICKER ATTORNEY IN FACT FOR THE FEDERAL SURETY COMPANY OF DAVENPORT IOWA BOTH OF DANVILLE INDIANA AND ACKNOWLEDGE THE EXECUTION OF THE FOREGOING INSTRUMENT FOR THE USES AND PURPOSES HEREIN MENTIONED.

WITNESS MY HAND AND NOTARY SEAL THIS 5TH DAY OF MAY 1926.

MY COMMISSION EXPIRES DEC 4 1926

HORACE L. HANNA NOTARY PUBLIC

ACCEPTED AND APPROVED MAY 5 1926

FRANK A. HAYNES

JOHN E. VESTAL

MERRITT A. GREGORY

BOARD OF COMMISSIONERS HENDRICKS CO.

ATTEST FLOYD L. WHICKER AUDITOR HENDRICKS COUNTY.

AND NOW THE BOARD FINDS THAT INCLUDING THE CONTRACT PRICE AND HEREIN BEFORE SET FORTH TOGETHER WITH THE COSTS AND EXPENSES IT WILL REQUIRE THE SUM OF 18000.00 TO PAY FOR THE CONSTRUCTION OF SAID ROAD AND FOR THE PRELIMINARY AND OTHER EXPENSES IN CONNECTION THEREWITH AS BY LAW PROVIDED.

BOND ORDINANCE.

IT IS THEREFORE ORDERED AND ORDAINED BY THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY INDIANA THAT BONDS BE ISSUED AND SOLD TO PROVIDE FOR THE CONSTRUCTION OF THE ABOVE ENTITLED IMPROVEMENT AND THE PROPER EXPENSES IN CONNECTION THEREWITH AS BY LAW PROVIDED IN THE TOTAL SUM OF 18000.00 PAYABLE OVER A PERIOD OF TEN YEARS FROM THE DATE THEREOF BEARING INTEREST AT THE RATE OF 4 1/2 PER CENT PER ANNUM INTEREST PAYABLE SEMI ANNUALLY AND BOTH PRINCIPAL AND INTEREST TO BE PAYABLE AT THE OFFICE OF THE TREASURER OF HENDRICKS COUNTY INDIANA.

IT IS ORDERED THAT SAID BONDS SHALL BE DATED MAY 15 1926 AND THAT SUCH BONDS SHALL BE IN DENOMINATIONS OF 900.00 EACH AND THAT THERE SHALL BE TWENTY OF SUCH BONDS THAT SUCH BONDS SHALL BE ISSUED IN SERIES AND THAT THE FIRST ONE OF SAID BONDS SHALL BE DUE AND PAYABLE ON THE 15TH DAY OF MAY 1927 AND THAT ONE OF SAID BONDS SHALL BE DUE AND PAYABLE ON THE 15TH DAY OF NOVEMBER 1927 AND SO IN LIKE MANNER UNTIL ALL OF SAID BONDS SHALL BE PAID.

IT IS ORDERED AND ORDAINED BY THE BOARD THAT THE INTEREST ON ALL OF SAID BONDS SHALL BE EVIDENCED BY COUPONS ATTACHED THERETO BEARING THE FACSIMILE SIGNATURES OF THE MEMBERS OF THE BOARD OF COMMISSIONERS OF SAID COUNTY IN SAID STATE WHICH SHALL HAVE THE SAME FORCE AND EFFECT AS THOUGH SUCH COUPONS HAD BEEN MANUALLY SIGNED BY THE MEMBERS OF THE BOARD.

IT IS ORDERED AND ORDAINED BY SAID BOARD THAT ALL OF THE BONDS TWENTY IN NUMBER SHALL BE SIGNED BY THE MEMBERS OF THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY INDIANA AND ATTESTED BY THE AUDITOR OF SAID COUNTY AND THAT THE SEAL OF THE BOARD OF COMMISSIONERS OF SAID COUNTY SHALL BE IMPRESSED THEREON.

IT IS FURTHER ORDERED AND ORDAINED THAT ANNUALLY THERE SHALL BE LEVIED A TAX ON THE TAXABLES OF EEL RIVER TOWNSHIP HENDRICKS COUNTY INDIANA SUFFICIENT TO PAY AND DISCHARGE THE SAID BONDS AND INTEREST COUPONS THEREON ATTACHED AS THEY SEVERALLY BECOME DUE.

AND NOW THE BOARD APPOINTS GEORGE R. HARVEY COUNTY SURVEYOR AND ENGINEER AS ENGINEER ON SAID ROAD.

AND THE BOARD ALSO APPOINTS HAROLD COOK AS SUPERINTENDENT OF CONSTRUCTION FOR SAID ROAD AND DIRECTS THAT HE QUALIFY FOR HIS APPOINTMENT HEREIN AS BY LAW PROVIDED.

ALL OF WHICH IS NOW ORDERED AND ADJUDGED BY THE BOARD.

IN THE MATTER OF THE PETITION OF
L H BROWN ET AL FOR THE IMPROVEMENT
OF A PUBLIC HIGHWAY IN CENTER TWP
HENDRICKS COUNTY INDIANA.

COMES NOW THE PETITIONERS IN THE ABOVE ENTITLED PROCEEDINGS AND COMES ALSO
THE AUDITOR OF HENDRICKS COUNTY INDIANA AND PRODUCES AND FILES THE AFFIDAVITS
AND COPIES OF NOTICES THERETO ATTACHED OF JULIAN D HOGATE EDITOR AND PUBLISHER
OF THE REPUBLICAN AND OF W. A. KING EDITOR AND PUBLISHER OF THE DANVILLE GAZETTE EACH BEING
BEING WEEKLY NEWSPAPERS OF GENERAL CIRCULATION THROUGHOUT HENDRICKS COUNTY INDIANA
PRINTED IN THE ENGLISH LANGUAGE AND PUBLISHED AT THE TOWN OF DANVILLE INDIANA FROM WH
WHICH AFFIDAVITS AND NOTICES THERETO ATTACHED IT APPEARS TO THE SATISFACTION OF THE
BOARD THAT NOTICE BY PUBLICATION WAS GIVEN THROUGHOUT HENDRICKS COUNTY INDIANA AND
PARTICULARLY TO THE TAXPAYERS OF CENTER TOWNSHIP SAID COUNTY AND STATE OF THE
SAID COUNTY AND STATE OF THE DETERMINATION MADE HEREIN THE ABOVE ENTITLED PROCEEDINGS
BY THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY INDIANA ON THE 1ST DAY OF MARCH 1926
TO ISSUE BONDS IN THE SUM OF 49500.00 TO PROVIDE FUNDS FOR THE PAYMENT OF THE CONSTRUCTION
AND COSTS OF THE ABOVE ENTITLED ROAD THAT THE FIRST OF SAID PUBLICATIONS OF NOTICE
AS AFORESAID WAS GIVEN ON THE 11 DAY OF MARCH 1926 AND THE LAST OF WHICH PUBLICATIONS
WAS MADE ON THE 18 DAY OF MARCH 1926 AND THE PROOFS OF SUCH PUBLICATIONS OF NOTICE
IN SAID ABOVE NEWSPAPER ARE IN THE FOLLOWING WORDS AND FIGURES TO WIT H. I.
FURTHER ITS HEREIN SHOWN THAT LIKE NOTICES OF SUCH DETERMINATION TO ISSUE SAID BONDS
WERE POSTED IN THREE PUBLIC PLACES IN CENTER TOWNSHIP HENDRICKS COUNTY INDIANA.
AS THE SAME IS SHOWN BY THE AFFIDAVIT OF FLOYD L. WHICKER WHICH AFFIDAVIT AND COPY
OF NOTICES THERETO ATTACHED ARE IN THE FOLLOWING WORDS AND FIGURES TO WIT H. I.

AND NOW THE BOARD FINDS UPON A FULL CONSIDERATION OF ALL THE FACTS RELATING THERE
TO THAT NOTICE WAS GIVEN AS BY LAW PROVIDED OF THE DETERMINATION OF THE BOARD TO
ISSUE BONDS IN THE ABOVE MENTIONED AMOUNT TO PROVIDE FUNDS FOR THE CONSTRUCTION OF
THE ABOVE NAMED ROAD AND FOR THE EXPENSES INCIDENTAL THERETO.

AND THE BOARD FURTHER FINDS THAT THERE ARE TWO NEWSPAPERS PUBLICATIONS IN CENTER
TOWNSHIP HENDRICKS COUNTY INDIANA TO WIT THE REPUBLICAN AND THE DANVILLE GAZETTE.

AND THE BOARD ALSO FINDS THAT NO PETITION OR OBJECTIONS TO THE ISSUING OF SUCH
BONDS HAS BEEN FILED OR MADE BY ANY TAXPAYER OR TAXPAYERS OF SAID TOWNSHIP AND THAT
THE TIME HAS EXPIRED FOR THE MAKING OF SUCH OBJECTIONS OR THE FILING OF ANY
PETITION AGAINST THE ISSUING OF SAID BONDS.

AND NOW THE AUDITOR PRODUCES AND FILED THE PROOFS OF PUBLICATION OF NOTICES
OF THE LETTING OF THE CONTRACT FOR THE CONSTRUCTION OF THE ABOVE AND FOREGOING
ENTITLED IMPROVEMENT SUCH PROOFS CONSIST OF THE AFFIDAVITS OF JULIAN D HOGATE AND
W. A. KING EDITORS OF THE REPUBLICAN AND THE DANVILLE GAZETTE RESPECTIVELY SHOWING
THAT NOTICE WAS GIVEN FOR TWO CONSECUTIVE WEEKS IN SAID ABOVE NAMED NEWSPAPERS
THE FIRST OF WHICH PUBLICATIONS IN BOTH OF SAID NEWSPAPERS WAS MADE AND GIVEN ON THE
15TH DAY OF APRIL 1926 AND THE LAST OF WHICH PUBLICATIONS OF NOTICE WAS MADE AND

GIVEN ON THE 22ND DAY OF APRIL 1926 WHICH AFFIDAVITS AND COPIES OF NOTICES THERETO ATTACHED ARE IN THE FOLLOWING WORDS AND FIGURES TO WIT- ALSO THE AFFIDAVIT OF BLANCHE BILLS CLERK FOR THE INDIANAPOLIS COMMERCIAL PUBLISHING AND PRINTING COMPANY PUBLISHERS OF THE INDIANAPOLIS COMMERCIAL IS PRODUCED AND FILED FROM WHICH IT APPEARS TO THE BOARD THAT NOTICE OF SUCH LETTING WAS GIVEN BY PUBLICATION ONE TIME IN SUCH NEWSPAPER PRINTED AND PUBLISHED AT THE CITY OF INDIANAPOLIS INDIANA WHICH A FIDAVIT ANC COPY OF SUCH NOTICE ARE IN THE FOLLOWING WORDS AND FIGURES TO WIT H. I.

AND NOW FROM ALL THE FOREGOING BACTS THE BOARD FINDS THAT DUE NOTICE WAS GIVEN AS BY LAW REQUIRED FOR THE LETTING OF THE CONTRACT IN THE ABOVE AND FOREGOING ENTITLED PROCEEDINGS.

AND NOW AT THE PLACE DESIGNATED IN SAID NOTICES AR THE HOUR NAMED THEREIN THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY INDIANA MET TO RECEIVE AND OPEN BIDS FOR THE CONSTRUCTION OF THE ABOVE AND FOREGOING ENTITLED IMPROVEMENT.

ALL BIDS RECEIVED BY THE AUDITOR WERE AS THE BOARD DOES NOW FIND OPENED IN THE PRESNETS OF THE BIDDERS AND PUBLIC GENERALLY AND THE BOARD HAVING EXAMINED AND INSPECTED ALL THE BIDS SUBMITTED AND BEING FULLY ADVISED AND INFORMED IN THE PERMISES FINDS THAT THE BID OF D. H. FATOUT IN THE SUM OF 44879.00 IS THE LOWEST AND BEST BID SUBMITTED FOR THE CONSTRUCTION OF SAID ROAD THAT SAID BID IS FOR A SUM NOT GREATER THAT THE ESTIMATED COST OF SAID ROAD THAT SAID BID IS ACCOMPANIED BY A BOND IN THE PENAL BUM DOUBLE THE MOUNT OF SAID BID THAT THE CONTRACT FOR THE CONSTRUCTION OF SAID ROAD SHOULD BE AWARDED TO SAID NAMED D. H. FATOUT FOR THE MOUNT OF HIS BID.

IT IS THEREFORE ORDERED AND ADJUDGED BY THE BOARD THAT THE CONTRACT FOR THE CONSTRUCTION OF THE ABOVE AND FOREGOING ENTITLED IMPROVEMENT BE AND THE SAME IS HEREBY AWARDED TO D. H. FATOUT AT AND FOR THE SUM OF 44879.00 BEING THE MOUNT OF THE BID SUBMITTED BY SUCH BIDDER. AND NOW SAID CONTRACT IS REDUCED TO WIRTING AND IS SIGNED BY THE BOARD OF COMMISSIONERS OF EHDNRICKS COUNTY INDIANA AND BY THE SAID NAMED BIDDER TO WIT D. H. FATOUT AND IS IN THE FOLLOWING WORDS AND FIGURES TO WITI.

CONTRACT

FOR THE CONSTRUCTION OF THE L. H. BROWN ROAD CENTER TOWNSHIP HENDRICKS COUNTY INDIANA PARTY OF THE FIRST PART AND THE B OARD OF COMMISSIONERS OF HENDRICKS COUNTY IN THE STATE OF INDIANA PARTY OF THE SECOND PART
WITNESSETH

THAT ON THE 8TH DAY OF MAY 1926 THESAID BOARD OF COMMISSIONERS RECEIVED BIDS FOR THE CONSTRUCTION OF THE L. H. BROWN ET AL ROAD THE SAME BEING LOCATED IN HENDRICKS CO COUNTY AND THE SAID D. H. FATOUT BEING DECLARED THE LOWEST AND BEST RESPONSIBLE BIDDER THE CONTRACT WAS AWARDED TO THE SAID D. H. FATOUT FOR THE AMOUNT OF HIS BID 44879.00 AND THE SAID PARTY OF THE FIRST PART NOW COVENANTS AND AGREES TO BUILD AND CONSTRUCT SAID ROAD IN ALL RESPECTS IN ACCORDANCE WITH AND COFORMABLE TO THE SPECIFICATIONS REPORT PLANS AND PROFILE CONTAINED IN THE REPORT OF THE VIEWERS AND ENGINEER FOR SAID ROAD NOW ON FILE IN THE OFFICE OF THE AUDITOR OF SAID COUNTY WHICH SAID REPORTS SPECIFICATI- IONS IAND 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 AID FOR THE CONSTRUCTION FOR SAID WORK WHETHER THE SAID WORK AND LABOR IS PERFORMED OR MATERIAL IS FURNISHED TO SAID CONTRACTOR OR AGENT OR SUPERINTENDENT IN CHARGE OF SAID WORK. IT IS FURTHER UNDERSTOOD AND AGREED THAT SAID PARTY OF FIRST PART WILL NOT AND CANNOT SELL OR ASSIGN THIS CONTRACT OR SUB-LET THE CONTRACT TO ANY PERSON OR PERSONS EXCEPT BY THE CONSENT OF 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 SEPTEMBER 1927 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 SEPTEMBER 1927 THEN THE SAID PARTY OF THE FIRST PART AGREES AND PROMISES TO PAY TO THE PARTY OF THE SECOND PART AS LIQUIDATED DAMAGES FOR THE NON-COMPLETION OF SAID WORK AND FOR THE DEPRIVATION ON THE PART OF THE PUBLIC OF THE SAID HENDRICKS COUNTY OF THE USE OF SAID ROAD FROM AND AFTER FIRST DAY OF SEPTEMBER 1927 THE SUM OF 25.00 TWENTY FIVE DOLLARS PER DAY FOR EACH AND EVERY DAY THEREAFTER. THAT SAID IMPROVEMENT SHALL REMAIN UNCOMPLETED UNFINISHED AND NOT READY FOR ACCEPTANCE BY THE PARTY OF THE SECOND PART AND SAID PARTY OF THE FIRST PART AGREES THAT SAID SUM OF TWENTY FIVE DOLLARS PER DAY SHALL BE DEDUCTED FROM THE CONTRACT PRICE OF SAID IMPROVEMENT. AND SHALL BE RETAINED BY THE PARTY OF THE SECOND PART OUT OF THE CONTRACT PRICE OF SAID IMPROVEMENT FOR THE USE OF THE PUBLIC OF HENDRICKS COUNTY PROVIDES THAT SAID FAILURE TO COMPLETE SAID IMPROVEMENT WITHIN THE SAID TIME SPECIFIED FOR SUCH COMPLETION IS NOT CAUSED BY STRIKES OR ANY OTHER CAUSE OR CAUSES BEYOND CONTROL OF THE PARTY OF THE FIRST PART. OR THAT SAID TIME HAS NOT BEEN EXTENDED BY SAID BOARD OF COMMISSIONERS. IN THE EVENT THAT THE PARTY OF THE SECOND PART DOES NOT 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 UNDERSTOOD AND AGREED BY AND BETWEEN THE PARTIES HERETO THAT SAID PARTY OF THE SECOND PART SHALL WITHHOLD FULL PAYMENT TO THE PARTY OF THE FIRST PART AS REQUIRED BY SECTION 1 OF AN ACT APPROVED MARCH 4 1922 ACTS OF 1911 PAGE 437 FOR A PERIOD OF 30 DAYS OR UNTIL PROOF BE MADE OF THE PAYMENT OF ALL LABOR MATERIALS AND SUB-CONTRACTORS CLAIMS.

THE PARTY OF THE SECOND PART HEREBY AGREES THAT THE PARTY OF THE FIRST PART 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 HENDRICKS COUNTY SHALL BE PAID ON MONTHLY ESTIMATES OF THE ENGINEER IN CHARGE OF SAID WORK BUT NOT TO EXCEED 8 PERCENT OF THE SAID ENGINEERS SAID ESTIMATE 20 PERCENT OF THE SAID CONTRACT PRICE SHALL BE RETAINED BY THE SAID COUNTY UNTIL THE SAID WORK IS FULLY COMPLETED AND FINALLY ACCEPTED BY THE SAID BOARD OF COUNTY COMMISSIONERS AND

AND SAID PARTY OF THE FIRST PART 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 ACT OF THE GENERAL ASSEMBLY OF THE STATE OF INDIANA AUTHORIZING

SAID IMPROVEMENT.

TO ALL 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 MEAR HEREINAFTER MENTIONED AND IN WITNESS WHEREOF THE SAID BOARD OF COMMISSIONERS OF HENDRICKS COUNTY HAVE ALSO SIGNED AND APPROVED THIS CONTRACT THIS 5TH DAY OF MAY 1926

D. H. FATOUT

PARTY OF THE FIRST PART

E. A. HAYNES

JOHN E. VESTAL

MERRITT A. GREGORY
BOARD OF COMM HENDRICKS CO.

ATTEST- FLOYD L. WHICKER. AIDITOR.

AND IT IS ORDERED BY THE BOARD THAT THE BOND OF SAID NAMED BIDDER IN THE PENAL SUM OF 99000.00 WITH THE UNITED STATES FIDELITY AND GUARANTY COMPANY AS SURETY THEREON BE AND THE SAME IS HEREBY APPROVED WHICH BOND AND THE APPROVAL ENDORSED THEREON ARE IN THE FOLLOWING WORDS AND FIGURES TO WIT-

CONTRACTORS BOND FOR COMSTRUCTION.

KNOW ALL MEN BY THESE PRESENTS THAT WE THE UNDERSIGNED DANIEL H. FATOUT OF INDIANAPOLIS INDIANA PRINCIPAL AND THE UNITED STATES FIDELITY AND GUARANTY COMPANY OF BALTIMORE MARYLAND AS SURETY ARE FIRMLY BOUND UNTO THE STATE OF INDIANA IN THE PENAL SUM OF NINETY NINE THOUSAND AND NO/100 DOLLARS FOR THE PAYMENT OF WHICH WELL AND TRULY TO BE MADE WE BIND OURSELVES JOINTLY AND SEVERALLY AND OUR JOINT AND SEVERAL HEIRS EXECUTORS ADMINISTRATORS AND ASSIGNS FIRMLY BY THESE PRESENTS THIS 5TH DAY OF MAY 1926.

THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT WHEREAS THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY INDIANA ARE ABOUT TO LET A CONTRACT FOR THE CONSTRUCTION OF THE L. H. BROWN ET AL ROAD IN CENTER TOWNSHIP HENDRICKS COUNTY INDIANA.

AND WHEREAS THE ABOVE NAMED DANIEL H. FATOUT HAS FILED A BID FOR SAID WORK WITH THE AUDITOR OF THE COUNTY NOW THEREFORE IF THE SAID BOARD OF COMMISSIONERS FOR SAID WORK AND SHALL WELL AND FAITHFULL 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 LABORS THEREON THEN THIS OBLIGATION SHALL BE VOID OTHERWISE TO REMAIN IN FULL FORCE AND VIRTUE AND EFFECT.

UNITED STATES FIDELITY AND GUARANTY COMPANY

DANIEL H. FATOUT

BY JOHN E. MESSICK ATTY-IN-FACT

STATE OF INDIANA COUNTY OF HENDRICKS SS-

BEFORE ME THE SUBSCRIBED PROSECUTING ATTORNEY IN AND FOR SAID COUNTY PERSONALLY APPEARED DANIEL H. FATOUT AND THE UNITED STATES FIDELITY AND GUARANTY COMPANY OF BALTIMORE MD. BY JOHN E MESSICK ATTORNEY IN FACT FOR SAID COMPANY AND ACKNOWLEDGE THE EXECUTION OF THE FOREGOING INSTRUMENT FOR THE USES AND PURPOSES HEREIN MENTIONED.

WITNESS MY HAND AND OFFICAL SEAL THIS 5TH DAY OF MAY 1926.

MY COMMISSION EXPIRES JANUARY 1 1927.

JOHN T. HUME
PROSECUTING ATTORNEY.

ACCEPTED AND APPROVED MAY 5 1926

FRANK A HAYNES

JOHN E VESTAL

MERRITT A GREGORY
BOARD OF COMMISSIONERS
HENDRICKS COUNTY

ATTEST FLOYD L. WHICKER
AUDITOR OF HENDRICKS COUNTY.

AND NOW THE BOARD FINDS THAT INCLUDING THE CONTRACT PRICE AS HEREIN ~~BEFORE~~ SET FORTH
TOGETHER WITH THE COSTS AND EXPENSES IN CONNECTION THEREWITH AS BY LAW PROVIDED.

BOND ORDINANCE

IT IS ORDERED AND ORDAINED BY THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY INDIANA
THAT BONDS BE ISSUED AND SOLD TO PROVIDE FOR CONSTRUCTION OF THE ABOVE ENTITLED IMP-
ROVEMENT AND THE PROPER EXPENSE IN CONNECTION THEREWITH AS BY LAW PROVIDED IN THE
TOTAL SUM OF 46800.00 PAYABLE OVER A PERIOD OF TEN YEARS FROM THE DATE THEREOF BEARING
INTEREST AT THE RATE OF $4\frac{1}{2}$ PER CENT PER ANNUM INTEREST PAYABLE SEMI ANNUALLY AND BOTH
PRINCIPAL AND INTEREST TO BE PAYABLE AT THE OFFICE OF THE TREASURER OF HENDRICKS COUNTY
INDIANA.

IT IS ORDERED AND ORDAINED THAT SAID BONDS SHALL BE DATED MAY 15 1926 AND THAT
SUCH BONDS SHALL BE IN DENOMINATIONS OF 2340.00 EACH AND THAT THERE SHALL BE TWENTY
OF SUCH BONDS THAT SUCH BONDS SHALL BE ISSUED IN SERIES AND THAT THE FIRST ONE OF SAID
BONDS SHALL BE DUE AND PAYABLE ON THE 15 DAY OF MAY 1927 AND THAT ONE OF SAID BONDS
SHALL BE DUE AND PAYABLE ON THE 15 DAY OF NOVEMBER 1927 AND SO IN LIKE MANNER UNTIL
ALL OF SAID BONDS SHALL BE PAID.

IT IS ORDERED AND ORDAINED BY THE BOARD THAT THE INTEREST ON ALL SAID BONDS SHALL
BE EVIDENCED BY COUPONS ATTACHED THERETO BEARING THE FAC-SIMILE SIGNATURES OF THE
MEMBERS OF THE BOARD OF COMMISSIONERS OF SAID COUNTY IN AID STATE WHICH SHALL HAVE THE
SAME FORCE AND EFFECT AS THOUGH SUCH COUPONS HAD BEEN MANUALLY SIGNED BY THE MEMBERS
OF THE BOARD.

IT IS ORDERED AND ORDAINED BY SAID BOARD THAT ALL OF SAID BONDS TWENTY IN NUMBER SHALL
BE SIGNED BY THE MEMBERS OF THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY INDIANA
AND ATTESTED BY THE AUDITOR OF SAID COUNTY AND THAT THE SEAL OF THE BOARD OF COMMISSIONERS
OF SAID COUNTY SHALL BE IMPRESSED THEREON.

IT IS FURTHER ORDERED AND ORDAINED THAT ANNUALLY THERE SHALL BE LEVIED A TAX ON THE
TAXABLES OF CENTER TOWNSHIP HENDRICKS COUNTY INDIANA SUFFICIENT TO PAY AND DISCHARGE
THE SAID BONDS AND INTEREST COUPONS THERETO ATTACHED AS THEY SEVERALLY BECOME DUE.

AND NOW THE BOARD APPOINTS GEORGE R. HARVEY COUNTY SURVEYOR AND ENGINEER AS
ENGINEER ON SAID ROAD.

AND THE BOARD ALSO APPOINTS WILLIAM HOVERMALE AS SUPERINTENDENT OF CONSTRUCTION
FOR SAID ROAD AND DIRECTS THAT HE QUALIFY FOR HIS APPOINTMENT HEREIN AS BY LAW
PROVIDED.

ALL OF WHICH IS ORDERED AND ADJUDGED BY THE BOARD.

April 5th, 1926

IN THE MATTER OF THE PETITION OF
L. J. RUSHTON, ET AL FOR THE IMPROVEMENT
OF A PUBLIC HIGHWAY IN LIBERTY TOWNSHIP,
HENDRICKS COUNTY, INDIANA, BY TAXATION.

Comes now the petitioners in the above entitled cause, by and through Hume & Gaston, their attorneys, and present to the Board their petition praying for the improvement of a certain public highway in Liberty township, Hendricks County, Indiana, which petition the Board finds was filed in the Auditor's Office in said county and state on the 3rd day of March 1926; that the said petition was endorsed by the Auditor as follows; "Set for hearing April 5, 1926, Lloyd L. Whicker, Auditor."

And said petitioners show to the Board that the said Auditor caused notice of the filing of said petition to be given by the "Republican" and "Danville Gazette", two weekly newspapers of general circulation throughout Hendricks County, Indiana, in said county and state, for two weeks, the first of which publication was made on the 11 day of March, 1926, and the second and last of which publications was made on the 18 day of March, 1926, in both of said newspapers, proofs of which publications of notice are in the following words and figures, to wit: (H.I.)

Further it is shown that like notices of the filing of such petition was posted at the Court House Door at Danville, Indiana, and in three public places in liberty township, Hendricks County, Indiana, for more than fifteen days before the date of hearing, proofs of such posting at the Court House Door and in three public places in the township of Liberty, said county and state, are in the following words and figures, to wit: (H.I.)

Such petitioners further show that the highway in said petition described is an existing highway in Liberty township, said county and state; that the same is less than three miles in length; that the said petition was signed by more than fifty freeholders and voters of Liberty township, said county and state; that both termini of said described road are in existing County Free Gravel Roads; that said highway as therein in said petition described needs to be improved, and that the proper improvement thereof would be of great public utility, and that the costs and damages thereof would be less than the benefits of such improvement, all of which facts are now found by the Board to be true.

And the Board further finds that said petition is in due form and in accordance with the law, and is sufficient in form and substance.

And now the Board assumes jurisdiction in said matter and hereby orders that further proceedings herein be continued for a period of not less than twenty days from this date for remonstrance, if any, against said proposed improvement.

All of which is now herein adjudged by the Board.

July 26, 1926.

In the Matter of the Isaac Foster et al Road.

Comes now the contractor, Glen Brown, and shows to the Board that the time for the completion of the contract in the above entitled matter was heretofore extended to the 1st day of July, 1926.

That he has been unable to complete said contract and he asks that the time be extended until the 1st day of September, 1926.

And the Board being duly advised in the premises now orders that the time for the completion of said above road be extended until the 1st day of September, 1926.

F. A. Haynes
John E. Vestal
M. A. Gregory
Board of Commissioners of Hendricks
County, Ind.

March 1, 1926.

IN THE MATTER OF THE PETITION OF
GLEN MCCLAIN AND OTHERS FOR THE
VACATION OF PART OF "BIG CREEK"
ROAD IN WASHINGTON TOWNSHIP
HENDRICKS COUNTY, INDIANA.

Come now Glen McClain and thirteen others and file and present their petition for the vacation of part of a public highway known as the "Big Creek" Road in Washington township, Hendricks County, Indiana, which petition is in the following words and figures, to wit: (H.I.)

PETITION
TO VACATE A PUBLIC HIGHWAY.
THE STATE OF INDIANA,) COMMISSIONERS COURT.
HENDRICKS COUNTY,) SS: MARCH TERM, 1926.

To the Honorable the Board of Commissioners of Hendricks County;

THE UNDERSIGNED, Freeholders of said County, respectfully petition you for the vacation of a Public Highway in Washington Township, of said County, upon the following route, to wit: Commencing at a point on the North line of what is now known as State Road # 31, about fifty (50) feet West of the West end of the steel bridge over and across the East Fork of White Lick Creek, or "Big Creek" in the Northwest quarter of the Northwest quarter of Sec. 10, township 15 North, range 1 East, thence in a general Northerly direction along the line of the public highway there located, with the meanderings thereof, and ending at a point in said public highway parallel with or rather on the extension line of the South line of the public highway running West therefrom, said ending point being near the Southwest corner of the Northeast quarter of the Northeast quarter of section 4, township 15 North, range 1 East,

That the vacation of said public highway will affect the lands of only the following named persons, to wit:

1. A. B. Carter, Danville, Indiana, R. R. 2, Amos Hagee, Danville, Ind. R.R.
3. Glen McClain, Danville, Indiana, R.R. 4, Mrs. Anna Welshans, Maywood, Illinois,
5. Mrs. Eliza Hadley, Danville, Indiana,

Wherefore we ask that you appoint viewers to view said road with a view of vacating the same and if the vacation thereof shall be of public utility that they so report to the Board.

NAMES.

Glen McClain	Chas. Barker
Amos O. Hagee	Thomas McCalment
C. S. Dargitz	Virl McCalment
Hugh Brown	Frank V. Hadley
George H. Money	Mrs. Eliza Hadley
Miles M. Tudor	A. B. Carter
Harry W. Fisher	
Frank McCalment	

And it appearing to the satisfaction of the Board that notices of the filing of said petition were posted in three public places in and near the highway proposed to be vacated for more than twenty days before the date of hearing as the same is shown by the affidavit of Glen McClain, a copy of which notices together with the affidavit of said Glen McClain of posting such notices as aforesaid being in the following words and figures, to wit: (H. I.).

COPY OF NOTICE.

NOTICE OF THE FILING OF A PETITION TO VACATE A PUBLIC HIGHWAY IN WASHINGTON TOWNSHIP
HENDRICKS COUNTY, INDIANA.

Notice is hereby given, that a petition will be presented to the Board of Commissioners of Hendricks County, Indiana, at their next regular session at the March Term, 1926, for the vacation of a highway in said County, thirty (30) feet in width. Said highway proposed to be vacated will pass through the lands of the persons hereinafter named, and over the following described route, to wit: Commencing at a point on the North line of what is now known as State Road # 31, about

fifty feet West of the West end of the steel bridge over and across the East Fork of White Lick Creek, or Big Creek, in the NorthWest Quarter of the Northwest Quarter of Sec. 10, township 15 North, range 1 East, thence in a general Northerly direction along the line of the public highway there located, with the meanderings thereof, and ending at a point in said public highway parallel with or rather on the extension line of the South line of the public highway running West therefrom, said ending point being near the Southwest corner of the Northeast Quarter of the Northeast quarter of section 4, township 15 North, range 1 East, and that the vacation of said public highway will affect the lands of only the following named persons, to wit:

1. A. B. Carter, Danville, Indiana.
2. Amos Hagee, Danville, Indiana. R. R.
3. Glen McClain, Danville, Indiana, R. R.
4. Mrs. Anna Welshans, Maywood, Ill. #412 So. 5th Ave.
5. Mrs. Eliza Hadley, Danville, Indiana.

Notice is hereby given that all said persons except Mrs. Anna Welshans have signed said petition asking that said road be vacated.

Notice is hereby given to the public and all concerned that said petition will be presented to the Board of Commissioners of Hendricks County, Indiana, on the 1st day of March, 1926, for their action, at the Court House at Danville, Indiana, and viewers will be appointed by the said Board at said date unless objections or remonstrances be filed and presented.

Floyd L. Whicker,
Auditor Hendricks County, Indiana.

OATH.

The State of Indiana, Hendricks County, SS;

Glen McClain, 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 to be vacated for more than twenty days before the first Monday in March, 1926, 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.

Glen McClain

Subscribed and sworn to before me, this 4th day of February 1926.

John T. Hume (seal)

My Com. expires Jan. 1, 1927.

Prosecuting Attorney

It also appears to the satisfaction of the Board that all the persons whose lands will be affected by the proposed vacation of highway have been duly notified of the filing and pendency of said petition, the Board therefore assumes jurisdiction in this matter.

And now the Board appoints the following named viewers to view said road proposed to be vacated, to wit: George Gibbs, Claude Hollett and George R. Harvey, whom the Board finds to be responsible freeholders of the County, and directs them to meet at the Auditor's office at Danville, Indiana, on Tuesday, March 9th, 1926, at 10 o'clock A. M., and qualify for their appointment herein and to then proceed to view said road proposed to be vacated and to make a report of the action taken by them herein in writing as to whether the vacation of the portion of said highway asked to be vacated will be of public utility.

And the Board directs and orders that said report be filed not later than the next regular term of said Board.

All the foregoing is hereby ordered by the Board.

June 1926

IN THE MATTER OF THE PETITION OF
SHEETS AND SELLARS ET AL FOR THE IM-
PROVEMENT OF A PUBLIC HIGHWAY IN
GUILFORD TOWNSHIP, HENDRICKS COUNTY,
INDIANA, BY TAXATION.

Come now the petitioners in the above entitled matter by and through their attorneys and present and file the affidavits of Julian D. Hogate and W. A. King, editors of the "Republican" and "Danville Gazette", respectively, and from such affidavits it appears to the Board that notice of the filing of the petition in said above entitled matter was published in said papers for two weeks, and that such notices set forth the date and place when said petition would be heard, the date of the first publication being on the 13 day of May, 1926, and the second of which publications being on the 20 day of May, 1926, which proofs of such publication by said affidavits of said named editors are in the following words and figures, to-wit: (H. I.).

Said petitioners also present and file the affidavit of Floyd L. Whicker showing that like notices were posted up in three public places in Guilford township, Hendricks County, Indiana, the same being the township in which said proposed improvement is located, for more than fifteen days before the date set for the hearing of said petition, which affidavit is in the following words and figures, to wit: (H. I.).

Said petitioners also present and file the affidavit of Floyd L. Whicker showing that like notices were posted at the Court House Door at Danville, Indiana, for more than fifteen days before the date set for the hearing of said petition, which affidavit is in the following words and figures, to wit: (H. I.).

And it further appears to the Board that at the time of the filing of said petition with the Auditor of Hendricks County, Indiana, the said Auditor endorsed on said petition the 7th day of June, 1926, as the date when said petition would be presented and heard. And the Board finds that said petition was not presented on said date, but was passed over and continued until the 6th day of July, 1926, for action and hearing by the Board.

And now the Board being duly advised and informed in the premises finds that the petition filed and presented herein is in due form according to law; that the same has been signed by more than fifty freeholders and voters of Guilford township, Hendricks County, Indiana; that notice of the filing of such petition has been given as by law provided; that the Board should now assume jurisdiction of said matter as set forth in said petition; that the highway proposed to be improved as described in said petition is less than three miles in length; that said described highway connects at both termini with improved County Free Gravel Roads already improved; that said described public highway as described in said petition lies wholly within Guilford township, Hendricks County, Indiana; that said highway is unimproved and is badly in need of being improved; that said highway should be improved as asked for in said petition and should be made not less than 30 feet in width.

The Board further finds that no objects or remonstrance has been filed to said petition, either as to the form thereof or against the granting of the things asked for therein.

The Board further finds that viewers and an engineer should be appointed as by law provided to view said highway and make the report to this Board; and that if they find that the improvement of said public highway would be of public utility that they prepare plans, specifications and profiles for such improvement and that they present and file them with this Board.

And now the Board appoints John Pounds of Liberty township, said county and state, Wm. V. Bowen of Center township, said county and state, and George R. Harvey County Surveyor, as viewers and engineer to perform the things hereinbefore found; and the Board finds that neither said viewers or engineer are residents of the township in which said road is located and do not own any real or personal property therein;

what they are not the owners
County, Indiana. The Board
County Surveyor of Hendricks
has qualified by
And now

shall meet at the Auditor's
office, at the hour of 10
o'clock, and subscribing
therein as by law provided
And said viewers and engineer

Board not listed than the
And the Board
after qualifying as herein
improvement thereof as pro
improvement of said road w
necessary surveys and esti
the date hereinbefore fixed

All of which
and the Board orders said pe
to be as follows, to-wit:

State of Indiana SS.
Hendricks County

In

to the Honorable Board of Commissioners

We, the undersigned

thirty freeholders and voters

of the following described

said County and State, and

beginning at a point in a public

road of range 1 East, in

township South on the public

road about 80 rods; thence

West and ending at said point

And your petitioners

find that the same is less than

improved County Free Gravel

road of said highway and the

length thereof.

We ask that said highway be

said highway be improved by

where necessary, and by the

suitable and necessary in

And we ask that

wherefore we petition and

said road as by law provided

for such construction and

Names.

Albert Sheets

Clark H. Sellers

Lee E. Plummer

John Hall

W. E. Haworth

Calvin Melvin

Samuel R. Mills

W. L. Dalton

Wm. M. Colbert

that they are not the owners of any taxable property in Guilford township, Hendricks County, Indiana.

The Board further finds that said engineer, George R. Harvey, is the County Surveyor of Hendricks County, Indiana, and is a competent engineer, and that he has qualified by giving bond as by law provided.

And now the Board orders and directs that said named viewers and engineer shall meet at the Auditor's office at Danville, Indiana, on Friday the 9th day of July, 1926, at the hour of 10 o'clock A. M. and qualify for their appointment herein by taking and subscribing to an oath to faithfully and impartially discharge their duties herein as by law provided.

And said viewers and engineer are ordered and directed to make their report to this Board not later than the 6 day of Sept., 1926.

And the Board further orders and directs that said viewers and engineer after qualifying as hereinbefore ordered, shall then proceed to view said road and the improvement thereof as prayed for in the petition filed, and, if they find that the improvement of said road would be of public utility, that they then shall make all necessary surveys and estimate the cost of such improvement and make their report at the date hereinbefore fixed by the Board.

All of which is hereby ordered by the Board.

And the Board orders said petition spread of record, which is now accordingly done and is as follows, to wit:

State of Indiana SS.
Hendricks County

In the Commissioner's Court,
July Term, 1926:

To the Honorable Board of Commissioners of Hendricks County, Ind.:-

We, the undersigned, represent and say that we are and constitute more than fifty freeholders and voters of Guilford Township, Hendricks County, Indiana. That the following described highway lies wholly within said township of Guilford, in said County and State, and is specifically described as follows, to wit:

Beginning at a point in a public highway at the Northeast corner of Sec. 16, township 14 North of range 1 East, in Guilford Township, Hendricks County, Indiana, and running thence South on the public highway to the Southeast corner of said Section; thence West about 80 rods; thence south to the County line Free Gravel Road running East and West and ending at said point.

And your petitioners say that said described highway needs to be improved; that the same is less than three miles in length and connects at both termini with improved County Free Gravel Roads; that a United States Rural Mail Route passes over part of said highway and that a Guilford Township School Route passes over the whole length thereof.

We ask that said highway be improved and made not less than 30 feet in width; that the said highway be improved by grading, ditching and by the placing of culverts and bridges where necessary, and by the placing of a good quality of gravel thereon to a width suitable and necessary in accordance with the travel thereon.

And we ask that you improve said highway without submitting the matter to a vote of the legal voters of the township.

Wherefore we petition and ask that you take the necessary and proper steps to improve said road as by law provided and that the bonds to be issued and sold to provide funds for such construction and improvement be made to run over a period of ten years.

Names.

Albert Sheets
Clark H. Sellers
Lee B. Plummer
John Hall
C. R. Haworth
Calvin Newlin
Emil B. Mills
W. L. Dalton
Chas. M. Calbert

A. T. Pike
Everett L. Pike

W. R. Elliott
A. D. Good
Geo. W. Longmire
W. B. Glen
P. A. Hagee
Everett Newlin

C. G. Pike
 Ralph J. Bly
 C. M. Havens
 Jos E. Prewitt
 L. L. Pike
 A. P. Barlow
 Joseph Krebs
 W. F. Carter
 C. L. Mendenhall
 Robt. L. Bly
 Ernest Herringlake
 G. T. Calbert
 Jas. E. Dennis
 Dale Purlee
 E. M. Dill
 Otis Rammel
 L. T. Stanley
 Chas. R. Harvey
 Chas. R. Franklin
 B. C. Vestal
 H. C. Wilson
 Fred M. Breedlove
 Edgar M. Milam
 Elsmery Thompson
 W. A. Rushton
 Wm. V. Stone
 E. E. Watson
 D. M. Jones
 Sanders Smith
 M. Beecham
 H. W. Ramsey
 W. J. Hampton
 C. J. White
 Elza Almond
 Wallace T. Jessup
 Frank W. Dalton
 Anderson Osborn
 Chas. Symons
 W. W. Farmer
 Julia A. Jones
 Allen Maxwell
 Eli Peacock
 Wm. Cutrell
 Effie A. Hadley
 Chas. P. Johnson

John W. Stanley
 Wm. Sheets
 Sarah J. Woodward
 Lucile N. Anderson
 Rufus J. Nysewander
 John W. Hall
 Wils Loy
 J. A. Baldwin
 J. H. Pickett
 Chas. Lamont
 Elwood Peacock
 Louisa Woodward
 Mont Johnson
 Nathan Bray
 Edgar Newlin
 John H. Gibbs
 Mike Gray
 Will Gray
 H. W. Smitherman
 G. N. Hill
 Amanda Pollock
 J. J. Plummer
 J. H. Hill
 E. J. Atkinson
 J. W. Sokol
 H. J. Ballard
 Wm. Preston Cook

And further proceedings herein are continued.

May 1
To the Honor
for Hendrick

In Re-Petition
for the Improv
Guilford Town
Avenue, in the

of Plainfield
hereby certifi
day of April 1
passed by said

Be it resolved
Hendricks Coun
and the same i
town, as asked

Honorable Boar
be provided for

the seal of said

In the matter of
Stanley J. Cook
Improvement of
Guilford Townsh
Indiana, bytaxe

respectfully
made in this pr
Harvey, enginee
office for Hend
May, 1926, and
and impartial e
said engineer e
posed for improv
utility, and the
expenses incu
to make detail
improvement, an
specifications
Board, duly fil
20th day of May
and profile for
Auditor, for m
interested ther
And the Board

May Term, 1926.

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

In Re-Petition of Stanley J. Cook, & others,
for the Improvement of Public Highway in
Guilford Township, including part of Avon
Avenue, in the incorporated town of Plainfield.

We, the President of the Board of Trustees for the incorporated town of Plainfield, Hendricks County, in the State of Indiana, and the Clerk of said town, hereby certify that at a regular meeting of said Board of Trustees, held on the ... day of April 1926, that the following resolution was introduced, and was unanimously passed by said Board, to-wit:

Be it resolved by the Board of Trustees for the incorporated town of Plainfield, Hendricks County, and State of Indiana, that the consent of said Board of Trustees be, and the same is hereby given for the improvement of that part of Avon Avenue, in said town, as asked for by Stanley J. Cook, and others in their petition filed before your Honorable Board, and that the excess cost of the improvement of said street, if any, be provided for as directed by the Statutes of the State of Indiana.

In witness whereof, we hereunto subscribe our official names, and affix the seal of said town of Plainfield, this 12th day of April 1926.

Geo. W. Longmire
President of Board of Trustees.

Ernest Herringlake
Clerk of town of Plainfield.

(Seal)

In the matter of the Petition of
Stanley J. Cook, and others, for the
Improvement of a Public Highway in
Guilford Township, Hendricks County,
Indiana, by taxation.

Come now again the petitioners in the above entitled proceedings, and respectfully show to the Board that pursuant to the order of the Board heretofore made in this proceedings, the viewers and engineer, appointed herein, viz. George R. Harvey, engineer, and David Hadley, and Charles Miller, viewers, met at the Auditor's office, for Hendricks County, Indiana, at 10 o'clock A. M. on Friday the 7th, day of May, 1926, and were duly qualified by taking and subscribing an oath for the faithful and impartial discharge of their duties as such engineer and viewers herein, and that said engineer and viewers proceeded to make an inspection of the public highway proposed for improvement, and finding the proposed improvement to be of general public utility, and that the costs of the construction thereof, together with the necessary expenses incident thereto, would be much less than the benefits thereof, proceeded to make detail plans and specifications, together with a profile, for the proposed improvement, and the report of said engineer and viewers, together with the plans, specifications and profile for said improvement, were pursuant to the order of said Board, duly filed in the office of the Auditor for Hendricks County, Indiana, on the 20th day of May 1926. The Board now further finds that said report, plans, specifications and profile for said proposed improvement, remained on file in the office of said Auditor, for more than ten (10) days, open to the inspection of any, and all persons interested therein, and of his, or their agents, attorneys, and every person whomsoever, And the Board now finds that no claim for damages of any kind whatsoever, was during

said ten days, nor has there since been, filed by any person, corporation nor any person whatsoever any claim for damages by reason of said improvement.

The Board now further find that after the expiration of ten days from the filing of said report of viewers and engineer, to-wit, on the ... day of 1926, the said engineer and viewers filed their supplemental report herein, whereby it is shown that no damage of account of said improvement of said highway as reported by said engineer and viewers will accrue to any infant, idiot or person of unsound mind.

The Board further finds that the report of the engineer and viewers, together with the plans, specifications and profile for said improvement, and also the supplemental report filed herein by said engineer and viewers, should in all things be approved and confirmed, and that said proposed improvement should be made and constructed in accordance with the report, plans, specifications and profiles as submitted and reported by said engineer and viewers herein. And the Board further find that said engineer and viewers were duly qualified as required by law for the discharge of their duties herein, and that the improvement of said highway, pursuant to said report, plans specifications and profiles will be of general public utility and benefit, greatly in excess of the cost of the construction thereof.

It is now therefore hereby ordered, adjudged and decreed by the Board of Commissioners for Hendricks County, Indiana, that the improvement as prayed for by the petitioners, and as reported by the said engineer and viewers herein, be, and the same is hereby ordered established and constructed. It is now hereby further ordered by said Board that the report, together with plans, specifications and profiles, as made by said engineer and viewers and filed herein, be, and the same is in all things approved and confirmed, and the said report, plans, specifications and profiles are now ordered spread of record on the proper records of this Board, and the same is now done, said report, plans, specifications and profiles being in words and figures as follows, to-wit: (H.I.)

ORDER TO VIEW ROAD.

THE STATE OF INDIANA,) COMMISSIONERS' COURT.
HENDRICKS COUNTY,) MAY TERM, 1926.

To David Hadley, Charles Miller and George Harvey.

You are hereby notified that you were appointed by the Board of Commissioners of said County, at their May Term, 1926, to view a proposed highway, as follows, to-wit:

Commencing on the line between Guilford and Washington Townships at the North west corner of Section 26, township 15 North of range one east and running thence south along the line between sections 26 and 27, township and range aforesaid to the North line of the Pennsylvania Railroad Company right of way, which line is also the North line of the incorporated town of Plainfield, in Guilford Township Hendricks County Indiana, Thence continuing South along the line dividing sections 26 and 35 on the East from sections 27 and 34 on the west in said township and Range and in the center of what is known as Aven Avenue in the town of Plainfield, and terminating in the National or Cumberland Road, the same being an improved Public Highway. 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 40 feet.

You will meet at the office of Auditor Hendricks who resides at Danville, Ind. on Friday the 7 day of May 1926, 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 4 day of May 1926.

(Seal) Floyd L. Whicker Auditor.

OATH OF VIEWERS.

STATE OF INDIANA, HENDRICKS COUNTY, SS:

We David Hadley, Charles Miller and George R. Harvey 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.

George R. Harvey

David Hadley

Chas. Miller.

Subscribed and sworn to before me, this 7 day of May 1926.

Floyd L. Whicker

Auditor Hendricks County.

ROAD VIEWERS' REPORT.

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

We, the undersigned Viewers, who were appointed by your honorable body at your regular May Term, 1926 to view a proposed highway, as petitioned for by Stanley J. Cook et al., have discharged the duty assigned us, and submit to you the following report, to wit:

We met as directed in the order hereunto attached and made a part hereof, and after being duly qualified as appears therein, proceeded to view such proposed highway in the manner as by law prescribed, which by metes and bounds and course and distance is as follows, to wit: The said proposed highway to be 40 feet in width except in cuts and fills, where the same shall be extended to include the slope thereof, as shown by the plans and cross sections, which plans and cross sections, together with the specifications for said improvement are made a part of this report and incorporated herein. Said proposed highway begins on the line between Guilford and Washington Townships at the North west corner of section 26, township 15 North of range one east and running thence South along the line between sections 26 and 27, township and range aforesaid to the North line of the Pennsylvania Railroad Company right of way, which line is also the North line of the incorporated town of Plainfield, in Guilford Township Hendricks County, Indiana, Thence continuing South along the line dividing sections 26 and 35 on the East from sections 27 and 34 on the west in said township and range and in the center of what is known as Avon Avenue in the town of Plainfield, and terminating in the National or Cumberland Road, the same being an improved Public Highway. Said proposed highway is less than three miles in length and lies wholly within Guilford Township and begins and terminates in a free public highway.

We estimate the cost of said improvement to be \$35,000.00
And we are of the opinion that said highway would be of public utility.

Respectfully submitted,

David Hadley)

Chas. Miller)

George R. Harvey)

Viewers.

SUPPLEMENTAL REPORT OF VIEWERS.

TO THE HONORABLE BOARD OF COMMISSIONERS:

In the matter of the petition of Stanley J. Cook et al. for the improvement of highway.

We, the undersigned Viewers, heretofore appointed in the above cause, and who as such viewers on the 28 day of May 1926, filed our report in the above cause as ordered by you in your order appointing us, and ten days having expired since the filing of the same, now file this as our supplemental report, to wit:

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

made any written claims for damages on account of said proposed improvement.

Respectfully submitted,

David Hadley

Chas. Miller

George R. Harvey

Viewers.

Subscribed and sworn to before me this the 7 day of June 1926.

Floyd L. Whicker

Auditor Hendricks County.

It is now further adjudged by said Board that no damage of any character on account of said improvement, will accrue to any infant, idiot or person of unsound mind.

The Board further find that the Board of Trustees for the incorporated town of Plainfield, situated in Guilford Township, in said County and State, have by proper resolution and ordinance of said town of Plainfield, made the necessary legal provision for the payment of the excess cost of the construction of said improvement, as ordered to be built and constructed, that is situated within said incorporated town of Plainfield, over and above the average cost of the construction of said improvement out side of said incorporated town.

And now the Board finds that the estimate made by said engineer and viewers of the cost of said improvement, over and above the amount that is to be paid by said incorporated town of Plainfield, is the sum of \$ 6180.58, and the Board further finds that it will be necessary to issue and sell bonds to provide funds for the payment for said improvement in the sum of \$35000.00.

It is now therefore ordered, adjudged and decreed by the Board, and said Board of Commissioners for Hendricks County, Indiana, does hereby make its determination to issue and sell bonds to provide funds for the cost of said improvement in the sum of \$35000.00 and the Auditor for said County of Hendricks, and State of Indiana, is hereby ordered and directed to give notice of this determination, to the tax payers of said Guilford Township, Hendricks County, Indiana, the same being the Township in which said improvement sought to be made is situated, as provided by law in such cases, And it is further ordered that said bonds shall extend over a period of ten (10) years, the one tenth (1/10) part of said series, together with the interest, payable each year, and that said bonds shall bear interest from the date of issuance at the rate of $4\frac{1}{2}$ per cent per annum, said interest to be paid semi-annually, all of which shall be specified in said notice of determination to issue said bonds.

And further proceedings herein are continued.

State of Indiana,
Hendricks County,

In Re- Petition of State
for the improvement of
in Guilford Township, Ind.
Come now

pursuant to the order of
said proposed improvement
The Danville Gazette, a w
affidavit of F. L. Whicker
published in the town of
being of general circulation
Indiana, in proof of the p
letting of the contract for
report, plans, specifications
viewers herein, each of wh
attached thereto, are in w
appears to the satisfaction

In said respective newspaper
thereof being on the 22nd d
and said first notice being
the same being the day on
also files herein the affi
Publishing Co., publishers
published in the City of In
throughout the state of Indi
attached, being in words an
that the notice of the lette
for one publication, the use
And from the foregoing proce
as required by law, was giv
of the letting of said contr
And now on the

advertising for said letting
Board of Commissioners for
for the construction of the
five lawful bids were submit
of said Board, opened by
general public, and the Board
and being duly advised in
is the lowest and best bid
that said bid for all that
County, and State of Indiana
sum of \$22,977.10, then said

State of Indiana,
Hendricks County,

SS:

Before the Hendricks County Board of
Commissioners,
August Term 1926.

In Re- Petition of Stanley J. Cook, et al:
for the improvement of a Public Highway
in Guilford Township, Hendricks County, Indiana.

Comes now Floyd L. Whicker, Auditor of Hendricks County, Indiana, and pursuant to the order of the Board to advertise for bids for the construction of said proposed improvement now filed herein the affidavit of Alvin Hall, publisher of The Danville Gazette, a weekly newspaper published in Danville Indiana, and also the affidavit of F. E. Hutchins publisher of the Plainfield Messenger, a weekly newspaper published in the town of Plainfield, Hendricks County, Indiana, each of said newspapers being of general circulation throughout said Guilford Township, Hendricks County, Indiana, in proof of the publication of the notice of the time and place for the letting of the contract for the construction of said proposed improvement to the report, plans, specifications and profiles as made and reported by the engineer and viewers herein, each of said affidavit, together with a copy of notices published attached thereto, are in words and figures as follows, to-wit; (h. I.) whereby it appears to the satisfaction of the Board that each of said notices were so published in said respective newspapers for two consecutive weekly publications, the first thereof being on the 22nd day of July, and the last on the 29th day of July 1926, and said first notice being more than three weeks before the 12th day of August 1926, the same being the day set for the letting of said contract. And said Auditor now also files herein the affidavit of Blanch Bills Clerk for the Indianapolis Commercial Publishing Co. publishers of the Indianapolis Commercial a newspaper printed and published in the City of Indianapolis, Indiana and having a general circulation throughout the state of Indiana, the said affidavit, with copy of notice published attached, being in words and figures as follows, to-wit: (H.I.) whereby it appears that the notice of the letting of the contract was published in said Indiana Commercial for one publication, the same being on the 30 day of July 1926, And from the foregoing proofs adduced, the Board now finds that due and legal notice as required by law, was given in each of said newspapers of the hour, day and place of the letting of said contract.

And now on the 12th day of August 1926, the same being the day as advertising for said letting, at the hour and place as designated in said notice, the Board of Commissioners for Hendricks County, Indiana, met to receive and open the bids for the construction of the foregoing entitled improvement, at which time and place five lawful bids were submitted for the construction of said improvement.

And now all the bids filed with said Auditor, were on the direction of said Board, opened by said Auditor in the presence of said Board, bidders and the general public, and the Board having duly inspected each of said five bids submitted, and being duly advised in the premises, now finds that the bid of Oliver J. Larkin, is the lowest and best bid submitted for the construction of said road improvement, that said bid for all that part of said public highway in Guilford Township, Hendricks County, and State of Indiana, out side of the incorporated town of Plainfield, was the sum of \$22,977.10, that said bid is for a sum less than the estimated cost of said

improvement, said bid being accompanied by a bond in the penal sum of \$60,000.00, being more than double the amount of said bid. It is now therefore hereby ordered by the Board that the contract for the construction of said road improvement be awarded to the said Oliver J. Larkin, for the sum of \$22,977.10, the amount of his said bid. And now said contract for the construction of said road improvement is reduced to writing and is signed by the Board of Commissioners, of Hendricks County, Indiana, and by the said Oliver J. Larkin, the said contract being in words and figures as follows, to-wit: (H.I.)

CONTRACT.

FOR THE CONSTRUCTION OF THE STANLEY J. COOK ET AL ROAD IN GUILFORD TWP..

This agreement made and entered into by and between Oliver J. Larkin of Greencastle, 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 12th day of August A. D. 1926, the said Board of Commissioners received bids for the construction of the Stanley J. Cook et al Road the same being located in Hendricks County and the said Oliver J. Larkin being declared the lowest and best responsible bidder, the contract was awarded to the said Oliver J. Larkin for the amount of his bid, viz: \$22,977.10 and the said party of the first part 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 report of the viewers and engineer for said road, now on file in the office of the Auditor of said County which said reports, specifications, bid 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 is performed or material is furnished to said contractor or agent or superintendant in charge of said work. It is further understood and agreed that said party of the first part will not and can not sell or assign this contract or sub-let the work to any person or persons, except by the consent of 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 15th day of November, A. D. 1926, 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 15th day of November A. D. 1926 then the said party of the first part agrees and promises to pay to the said party of the second part as liquidated damages for the non-completion of said work and for the deprivation on the part of the public of the said Hendricks County of the use of said road from and after said 15th day of November A. D. 1926, the sum of twenty-five dollar (\$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 Hendricks County, provided that said failure to complete said improvement within the said time specified for such completion is not caused by strikes or any other cause or causes beyond the control of said party of the first part or that said time has not been extended by said Board of Commissioners. In the event the party of the second part 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 understood and agreed by and between the parties hereto that said party of the second part shall withhold full payment to the party of the first part as required by Sec. 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 for all labor, materials and sub-contractor's claims.

The party of the second part hereby agrees that the party of the first part 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% of said engineer's said estimate; 20 % of the said contract price shall be retained by the said County until the said work is fully completed and finally accepted by the said Board of County Commissioners.

And said party of the first part 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 act of the General Assembly of the State of Indiana authorizing said improvement.

To all 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 said Board of Commissioners of Hendricks County have also signed and approved this contract, this 12th day of August A. D. 1926.

Oliver J. Larkin

Party of the First Part.

Frank A. Haynes

M. A. Gregory

John E. Vestal

Board of Commissioners of Hendricks County.

ATTEST: Floyd L. Whicker - AUDITOR OF HENDRICKS COUNTY.

It is now ordered by the Board that the bond of the said Oliver J. Larkin in the sum of \$60,000.00, with the Fidelity & Deposit Company of Maryland, as surety thereon, be and the same is now accepted and approved, and the same is in words and figures as follows, to wit: (H. I.)

FIDELITY AND DEPOSIT COMPANY
OF MARYLAND
BALTIMORE.

CONTRACT BOND.

KNOW ALL MEN BY THESE PRESENTS, That we, Oliver J. Larkin, of Greencastle, Indiana as Principal, and the FIDELITY & DEPOSIT COMPANY OF MARYLAND, Baltimore, Maryland, as Surety, are held and firmly bound unto State of Indiana (Ex Rel. Board of Commissioners of Hendricks County, Indiana) in the sum of Sixty Thousand and 00/100 Dollars, for the payment of which, well and truly to be made, we bind ourselves, jointly and severally, and our joint and several heirs, executors, administrators and assigns, firmly by these presents, this 10th day of Aug. 1926.

THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH, That, Whereas, Board of Commissioners of Hendricks County, Indiana, is about to let a contract for the construction and completion of the Stanley J. Cook road in Guilford Township, Hendricks County, Indiana.

AND WHEREAS, the above named and bounden Oliver J. Larkin has filed a bid for said work with said Board of Commissioners. NOW THEREFORE, if the said Board of Commissioners shall award said Oliver J. Larkin the contract for said work and said Oliver J. Larkin shall promptly enter into a contract with said Board of Commissioners for the 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 in accordance with an Act of the Legislature approved March 2nd, 1925, Chapter 44, Page 129, and shall promptly pay all debts incurred by him in the prosecution of said work, including labor, materials furnished, and for boarding of laborers thereon, then this obligation shall be void; otherwise to remain in full force, virtue and effect.

Oliver J. Larkin
Principal

FIDELITY & DEPOSIT COMPANY OF MARYLAND
By: John S. Hunt
Attorney-in-fact.

STATE OF INDIANA, COUNTY OF MARION, SS:

Personally appeared before me, a Notary Public, on this 10th day of Aug. A. D. 1926, the above named Oliver J. Larkin to me known to be the person who executed the foregoing instrument for the uses and purposes therein mentioned and acknowledged same to be his act and deed.

WITNESS my hand and OFFICIAL SEAL this 10th day of Aug. 1926.

Esther L. Simm (seal)

My Commission expires Oct. 3, 1926.

NOTARY PUBLIC.

STATE OF INDIANA)
COUNTY OF MARION) SS:

On this 10th day of August A. D. 1926, before the subscriber, a Notary Public of the state of Indiana, in and for the County of Marion, duly commissioned and qualified, came John S. Hunt, Attorney-in-fact of the Fidelity and Deposit Company of Maryland, to me personally known to be the individual described in, and who executed the proceeding and foregoing instrument, and acknowledged the execution of the same;

and being by me duly sworn, deposes and says that he is the said Attorney-in-fact for the Company aforesaid, and that the seal affixed to the foregoing instrument is the corporate seal of said Company and that said corporate seal and his signature were duly affixed and subscribed to the said instrument by the authority and direction of the said Company.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this day and year first above written.

My Commission expires Oct. 3, 1926.

Esther L. Simm (seal)
Notary Public.

ACCEPTED AND APPROVED
AUGUST 12, 1926.

Frank A. Haynes

John E. Vestal

M. A. Gregory.

Board of Hendricks Co. Commissioners.

And now George R. Harvey, County Surveyor and Engineer, is hereby appointed the Engineer of said road improvement.

And now ----- is hereby appointed Superintendent of the construction of said road improvement, and he is directed and ordered to qualify as the law directs by giving the necessary bond, and by taking and subscribing an oath for the faithful discharge of his duties as such Superintendent of Construction of said improvement.

All of which is now ordered, adjudged and approved by the Board; and further proceedings herein are continued.

td
rs

te

August 2, 1906

Board of Commissioners take up for consideration the petition of John F. Sheehan trustee of all of Lincoln Township Hendricks County, Indiana, for the taking over of the road described in said petition and to make said road a part of the Free Gravel system of Hendricks County, Indiana.

The Board after examining said petition finds that said petition was duly filed in the Auditor's office of said county on July 30, 1906 and said petition reads as follows:

State of Indiana,
Hendricks County

In the Commissioners Court
August Term, 1906.

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

The undersigned, would respectfully show your Honorable Board that there has been constructed a public gravel road or turnpike beginning at the center of the west half Free Gravel Road and in the center of the north line of Section 11, Township 16 north, Range 1 east and run thence south along the center line of said Section 11, 200 rods, ending in the Indianapolis and Crawfordville Free Gravel No. 4, that said road is more than one half mile and less than one mile in length, that it connects with free gravel roads at either end thereof, that said road has a road bed 20 feet and suitable drains and culverts, and that the same has a grade 24 feet in width, between shoulders and 30 between fences and that there has been placed thereon one yard of gravel and one and one-half yds of broken stone for every three feet in length in such manner as to make the same suitable road for public travel, that the undersigned constitute more than three freeholders, residing in Lincoln Township, Hendricks County, Indiana, and residing in the road district wherein the said road is situated.

The undersigned, your petitioners, respectfully request your Honorable Board to make inspection of said road heretofore set out and described and to do all things as set out by statute and required of your Honorable Board by said Statute necessary to making said road a part of the free gravel or turnpike roads of said county of Hendricks and that said road above described may be a part of the free gravel road or turnpike roads of said County of Hendricks, and maintained as provided by law.

John F. Sheehan Trustee

E. E. Thury

J. E. Mc Guire

F. J. Wilfren

J. W. Jarvie

C. A. Hedge

F. E. Delley

C. F. Albertson

A. C. Chambers

Edgar Hafford

G. W. Faldgheen

T. W. Farnham

E. E. Bell

G. A. Bush

E. J. Mc Cammack

E. T. Hughes

C. L. Bush

E. A. White

C. E. Halliett

The Board of Commissioners and Albert Murphy, County Road Superintendent all having viewed said highway herein petitioned for to become a part of the County Free Gravel Road and duly inspected said highway and all being of the opinion that said highway substantially complies with the specifications and plans hereto adopted and made of record on the February 4th, 1906 the Board finds that said Highway should be taken over as a part of the County Free Gravel Roads of Hendricks County, Indiana. It is therefore ordered by the Board of Commissioners of Hendricks County, Indiana that the road described in the petition herein and hereby made a county Free Gravel Road and said County shall provided for its maintenance as by law provided.

AUGUST TERM @1925

In the Matter of the petition of
C. L. Hunt et al for the improvement
of a public highway in Lincoln
township, Hendricks County, Indiana by taxation.

Comes now the petitioners in the above entitled matter and it appearin to the satisfaction of the Board of Commissioners of Hendricks Countym Indiana that a petition containing the signatures of more than (50) freeholders and voters of Lincoln Township, Hendricks County, Indiana was filed in the office of the Auditor of Hendricks County, Indiana, of the 14 day of July 1925 and it further appearing to the board that at the time of the filing of said petition, the Auditor of said county endorsed on said petition as follows: " Set for hearing August 3 1925. Floyd L. Whicker, Auditor and it further appearing to the satisfaction of the Board that notice of the filinf of such petition was published for two weeks in the Republican and Danville gazette two weekly newspapers of general circulation throughtout Hendricks Countym Indiana, of opposite political parties, printed and published at Danville, Indiana all of which is shown by the affidavits filed by Julian d. Hogate and W. A. King, Editors and publishers of the respective papers hereinbefore named, copies of which affidavits and notices given are in the following words and figures to wit;(H.I.)

And it further appearing to the satisfaction of the beard that notices were posted in three public places in Lincoln Township, the same being the township in which said improvement as herein proposed is lacated for more than fifteen days before the date of the hearing herein, as the same appears from the affidavit of Floyd L. Whicker which affidavit is as follows to wit: (H.I.).

And it further appearing to the Board that a notice was posted at the door of the Court House at Danville, Indiana for more than fifteen days before the date of the hearing herein, as the same appears from the affidavit of Floyd L. Whidker which affidavit is as follows, to-wit:(H.I.).

And it further appearing to the Board that no taxpayer of Lincoln Township said county and state, has filed any objection to the form of sufficiency of said petition, or has iin any was way objected to the names on said petition, the Board there fore now examines said petition and the names thereto attached and finds that such petition has been signed by more than fifty freeeholders and voters of Lincoln Township said county and state, the Board finds said petition to be in due form and according to law; that the said petition was filed in the office of the Auditor of Hendricks County, Indiana, on the 14 day of July 1925 and that the said Auditor endorsed the date for the hearing on said petition as the 3 day of August 1925 not more than thirty days from the date of the filing thereof, The Board further finds that the highway proposed to be improved is not greater than three miles in length that said improvement proposed connects with a County Free Gravel Roar and has a beginning and ending in a public Free gravel road as required by law.

It is therefore ordered by the Board that said petition is in due form and sufficient in all respects.

And now time is given for the filing of any remonstrance and further proceedings herein are continued.

IN THE MATTER OF THE PETITION OF C. L. HUNT
ET AL FOR THE IMPROVEMENT OF A PUBLIC HIGHWAY
IN LINCOLN TOWNSHIP, HENDRICKS COUNTY, INDIANA.
BY TAXATION.

Comes now again the petitioners in the above entitled matter and it appearing to the Board that more than twenty days have elapsed since the day set for the hearing of the petition in said above entitled matter and no remonstrance against said petition has been presented or filed by any of the freeholders and legal voters of Lincoln Township, Hendricks County, Indiana, it is now therefore ordered that petition be spread of record in the records of the Auditor of Hendricks County, Indiana, which is now according done and said petition and the names thereto attached are in the following words and figures to wit:

ROAD PETITION.

STATE OF INDIANA
COUNTY OF HENDRICKS

SS:

IN THE COMMISSIONER S COURT
APRIL TERM 1926.

To the Honorable board of Commissioners of Hendricks County;

GENTLEMEN: The undersigned would respectfully show and represent to your Honorable Court that they and each of them are free holders and voters of Lincoln Township, in Hendricks County, Indiana and that in all they are more than 50 fifty in number and that they do hereby most respectfully petition your honorable board to order the improvement and rebuilding by grading, draining and paving with good material and cause same to be done, of the following described highway, to wit;

Beginning at the point of intersection of the South line of the northeast quarter of the northwest quarter of section 11 twp. 16 north of range one east and the center line of the Martin Hart free gravel road in said Lincoln Township and running thence in a southwesternly direction along and upon the center line of public highway known as the Brownsburg and Fayette road a distance of 1412 feet to and terminating in the North line of the Indianapolis and Crawfordsville Free Gravel Road.

Said highway above described lying wholly within Lincoln Township Hendricks County, Indiana and beginning and ending in a public free gravel road as required by law.

Your petitioners would recommend that said highway be improved by the construction of a suitable grade along and upon said highway, and that a sufficient quantity of good road building material be placed along and upon the center line of said grade to make a good and sufficient road, and that sufficient drainage be made, and that said highway when improved be not less than thirty feet in width.

Your petitioners would further represent and show that said road proposed to be improved is less than 3 three miles in length and that said highway does extend through Brownsburg, and incorporated town.

Your petitioner ask that the cost and expense incidental to said improvement be provided for by the issuing and sale of bonds, and that said improvement be made in all respects as provided for by the acts of the General Assembly of the State of Indiana for the improvement of public highways.

C. L. Hunt, C. E. Hollett. John A. Audry, James v. Merritt M. H. Arbuckle, Thomas L. Burns, A. L. WEBB, Lee Kibbly. E. W. Hudleston, O. W. Lingeman, P. J. W LFRAM, P. J. Kelley, P. E. Smiley, W. E. Doyle, W. R. Hemming, E. E. Bell, H. H. Johnson, T. G. Smith, Chas Courtney, O. C. Hornaday, U. W. Parsons, R. U. Salmon, E. Poland

George R. Reitzel, Wm Hendricks, W. C. Schakel, Elmer O. Smith, B. A. White, Wm Richardson, O. H. Button, Edgar Thom son, Elmer Hester, L. S. Evebett, J. B. Bell Roy J. Lingeman, T. W. Kinneman, Thos. R. Denney, P. F. Greeley, W. F. Evans, Olive Miller, Otis Durrem, Bob Mullendose, J. W. Ferree, Ruth Leonard, Ruth Kennedy, Chas. H. Bell, Elizabeth Scott, J. W. Henson, E. Roy Boyer, F. O. Webb, Edgar Hufford, E. T. Hughes, Mary E. Lee, May Forshee, Mary F. Eaton, Everett T. Hopkins, Fannie Hopkins, V. S. Watson, H. W. Adams, S. J. Gorrell, C. A. Henson, E. D. Johnson, Harry H. Hugh, Herman Canary, Hubert A. Smith, J. W. Moore, Wm. Jurking, Wm. H. Crouch, Allie b. Davison, J. C. Walker, R. A. Fuston, J. H. Mc Quire, I. D. Henderson, J. F. Walsh, H. Warren.

And now the Board appoints D. A. Reitzel, C. O. Haines as viewers and George R. Harvey, as Engineer, all of whom the Board finds to be responsible freeholders and vpters of Hendricks County, Indiana, and none of whom are residents of nor the owners of any taxable property in Lincoln Township, said county and state.

It is further ordered by the board that said viewers and engineer shall meet at the Auditors office at Danville, Indiana, on Friday, April 9, 1926 at 9.00 o'clock and qualify as by law priveded and to then proceed to view said road and make their report to the board not later than May 3, 1926, and further proceedings herein are continued.

IN THE MATTER OF CONTINUANCE OF ROAD PROCEEDINGS.

It is hereby ordered by the Board that whenever any proceedings or matters pertaining to the construction of roads in Hendricks County, Indiana, are continued or further time is given or required in such proceedings, that such proceedings and matters are to be taken as continued or further time is hereby given without any special record being made thereof in each and all of such proceedings, all of which is hereby ordered by the Board.

In the matter of the Petition of
C. L. Hunt et al for the
Improvement of a Public Highway in
Lincoln township, Hendricks County
Indiana, by taxation.

Comes now again the petitioners in the above entitled proceedings and respectfully show to the Board of Commissioners that pursuant to an ordered of the Board made on the 5 day of April 1926, and a notice thereof issued by the Auditor of said County, which notice is in the following words and figures to wit:

ORDER TO VIEW ROAD.

THE STATE OF INDIANA
HENDRICKS COUNTY SS:

COMMISSIONERS COURT
April Term 1926.

To David A. Reitzel, C. O. Haines and George R. Harvey.

You are hereby notified that you were appointed by the Board of Commissioners of said County, at their April Term, 1926, to view a proposed highway, as follows, to wit commecning at a point of intersection of the South line of the North East quarter of the North West quarter of Section 11 Township 16 North of Range 1 East and the Center line of the Martin Hart Bree Gravel Road in said Lincoln Township and running thence in a South Westernly direction along and upon the Center line of a public hgihway known as the Brownsburg and Fayette Road a distance of 1412 feet to and terminating in the North line of the Indianapolis and Crawfordsville Free Gravel Road, 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 not less than 40 feet.

You will meet at the office of the Auditor of Hendricks who resides at Banville Indiana, on Friday the 9th day of April 1926, 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 5th day of April 1926.

FLOYD L. WHICKER, AUDITOR

OATH OF VIEWERS.

STATE OF INDIANA HENDRICKS COUNTY SS:

We, D. A. Reitzel, C. O. Haynes and George R. Harvey 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.

D. A. Reitzel

C. O. Haynes

George R. Harvey

Subscribed and sworn to before me this 9th day of April 1926.

Floyd L. Whicker
Auditor Hendricks Co.

that the viewers and engineer, appointed in these proceedings met on the 9th day of April 1926, at the office of the Auditor at Banville, Indiana, and took the oaths provided by law, and otherwise qualified for the appointment herein for the faithful discharge of their duties in these proceedings, and that the said engineer having heretofore qualified by filing his bond in the penal sum of \$5,000.00, being the amount fixed by the Board and which bond has been duly approved by the Board and is as follows to wit: (H.I.).

And now the Board finds that the viewers and engineer filed their report in these proceedings in the office of the Auditor of said county on the 22 day of April 1926, and that the same remained on file in that office, open to the inspection of any person or persons and corporations for more than ten days prior to the regular term of said Board in May 1926, and before the filing of the supplemental report herein, and now on this 3 day of May, 1926, said viewers and engineer file their supplemental report herein, and now from said Supplemental report the board finds that ~~the improvement herein provided in the plans and specifications will cause no injury to or damage the property of any idiot, minor or person of unsound mind; further that no person or corporation has made any written claims to said viewers and engineer or to the Board, because of injury to property by reason of said improvement; and the Board now finds that the report and supplemental report of the viewers and engineer should in all things be approved.~~ the improvement herein provided in the plans and specifications will cause no injury to or damage the property of any idiot, minor or person of unsound mind; further that no person or corporation has made any written claims to said viewers and engineer or to the Board, because of injury to property by reason of said improvement; and the Board now finds that the report and supplemental report of the viewers and engineer should in all things be approved.

The Board further finds that the highway described in said report and as provided for in the plan and specifications is less than three miles in length and that the end same connects at one end with an improved county Free Gravel Road and that the other a county free gravel road in Lincoln Township, Hendricks County, Indiana. That the improvement as provided for in said report plans and specifications will be of public utility, and that said improvement should be ordered established, as provided in said report, plans and specifications without submitting the said matter to an election of the voters of said township.

It is now therefore ordered by the Board that the report of viewers and Engineer and the supplemental report be and they are hereby approved, and that the Auditor shall spread said report and Supplemental report of record as follows, to wit.

ROAD VIEWERS REPORT.

TO THE HONORABLE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY INDIANA.

We, the undersigned viewers, who were appointed by your honorable body at your regular April Term 1926, to view a proposed highway, as petitioned for by C. L. Hunt et al have discharged the duty assigned us, and submit to you the following report to wit.

We met as directed in the order hereunto attached and made a part hereof, and after being duly qualified as appears therein, proceeded to view said proposed highway in the manner as by law prescribed, which by metes and bounds and course and distance is as follows to wit; the said proposed highway to be 46 feet in width, and commences at a point of intersection of the South line of the North East quarter of the North west quarter of section 11 township 16, north range one east and the center line of the Martin Hart Free Gravel Road in Lincoln Township and running thence in a Southwesterly direction along and upon the center line of a public highway known as the Brownsburg and Fayette Road a distance of 1412 feet and terminating in the North line of the Indianapolis and Crawfordsville Free Gravel Road.

Said highway is less than three miles in length lies wholly within the limits of Lincoln Township, Hendricks County, Indiana and begins and terminates in a Free Gravel road.

We estimate the cost of the proposed improvement at \$9,000.00.

And we are of the opinion that said highway would be of public utility.

Respectfully submitted,

D. A. Reitzel

C. O. Haynes

VIEWERS

Geo. R. Harvey

It is further ordered that the improvement as shown by the report, plans and specifications and profiled, herein approved, be and the same is hereby ordered established, and that said improvement shall be made in accordance with said report, plans, specifications and profiles.

The Board further finds that the total indebtedness of Lincoln Township in Hendricks County, Indiana, the same being the township where the highway proposed to be improved is located, including all the costs and expenses of the improvement and bonds heretofore issued for the improvement of highways will not exceed 2% of the total assessed taxable valuation of the property of said township.

It is further ordered by the Board and it does now determine to issue bonds in the sum of \$12,000.00 against Lincoln Township, Hendricks County, Indiana, to provide funds for the construction of the said improvement, herein ordered constructed, and to pay the costs and expense connected therewith as by law provided. And the Board orders and determines that said bonds shall draw interest at the rate of $4\frac{1}{2}\%$ per annum, payable semi-annually, covering a period of ten years, and that said bonds shall be twenty in number and that they shall be issued in series, payable two each year until all said bonds shall be paid.

And the Auditor is now directed to give notice as by law provided of such determination of the Board.

And further proceedings are herein continued.

IN THE MATTER OF THE C. L. HUNT ET AL
 PETITION FOR THE IMPROVEMENT OF A HIGHWAY IN
 LINCOLN TOWNSHIP, HENDRICKS COUNTY,
 INDIANA BY TAXATION.

And now the regular July session, 1916 of the Board of Commissioners of Hendricks County, Indiana, it appears to the satisfaction of the Board that no objections have been presented or filed with the Auditor to the determination heretofore made by the Board to issue bonds in the sum of \$9000.00 in said matter, now therefore the Board orders and directs that the Auditor give notice as by law provided for the letting of the contract for said above entitled improvements on July 30 1926, at 10:00 A. M.

And further proceedings herein are continued.

TO THE HONORABLE BOARD OF COMMISSIONERS
 FOR HENDRICKS COUNTY, INDIANA.

In re-Petition of C. L. Hunt et al,
 for the Improvement of a Public
 Highway in Lincoln Township.
 Brownsburg, Indiana, May 3 1926.

EXTRACT FROM THE MINUTES Board of Trustees, Town of Brownsburg, Indiana.

Be, it resolved by the Board of Trustees for the incorporated town of Brownsburg, Hendricks County, and State of Indiana, that the consent of said Board of Trustees be, and the same is hereby given for the improvement of that part of Green Street, in said town, as asked for by Cleo L. Hunt and others in their petition filed before your Honorable Board and that the excess cost of the improvement of said street, if any, be provided for as directed by the Statutes of the State of Indiana.

C. W. McDaniel
 Pres. of the Board

H. W. Rynerson
 Clerk

In the matter of the Petition of
 C. L. Hunt et al for the Improvement
 of a public highway in Lincoln Township
 Hendricks County, Indiana, by taxation.

Comes now the petitioners in the above entitled proceedings and comes also the Auditor of Hendricks County, Indiana, and produces and files the affidavit and copies of notices thereto attached of Julian D. Hogate, Editor of the "Republican" and of W. A. King editor of the "Danville Gazette" each being weekly newspapers of general circulation throughout Hendricks County, Indiana, printed in the English language and published at Danville, Indiana, from which it appears that notice by publication was given throughout Hendricks County, Indiana, and particularly to the taxpayers of Lincoln township, said county and state, of the determination made herein by the Board of Commissioners of Hendricks County, Indiana, on the 3 day of May 1926, to issue bonds in the sum of \$9000.00 that the first of said publications of notice was given on the 13 day of May 1926 and the last of which publications was made on the 20 day of May 1926, and the proofs of such publication of notice in said above newspapers are in the following words and figures, to wit, (H.I.) further it is shown that like notices were posted in three public places in Lincoln township,

Hendricks county, Indiana
 aforesaid, as the same
 and copy of notice to
 And now the Board
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 And the Board
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 And the Board
 has been filed or m
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 entitled improvement
 W. A. King, editors
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Hendricks county, Indiana, giving notice of such determination to issue bonds, as aforesaid, as the same is shown by the affidavit of Floyd L. Whicker, which affidavit and copy of notice thereto attached is as follows, to wit (H.I.)

And now the Board finds that notice was given, as by law provided of the determination of the Board to issue such bonds as aforesaid,

And the Board now finds that there is no newspaper published in said above named township,

And the Board finds that no petition, or objections, to issuing of such bonds has been filed or made by any taxpayer, or taxpayers, of said township and that the time has expired for the making of such objections or the filing of any petition against issuing of said bonds.

And now the Auditor produces and files the proofs of publication of notices of the letting of the contract for the construction of the above and foregoing entitled improvement; such proofs consists of the affidavits of Julian D. Hogate and W. A. King, editors of the "Republican" and the "Danville Gazette" respectively, showing that notice was given for three successive weeks in said above named newspapers, the first of which publications of notice was made and given on the 8 day of July 1926, and the third and last of which publication was made on the 22 day of July 1926, which affidavits and copies of notice thereto attached are in the following words and figures, to wit; (H.I.); also the affidavit of Blanche Bills, Clerk for the The Enquirer Printing and Publishing Company, publishers of the Indianapolis Commercial is produced and filed from which it appears to the Board that notice of such letting was given by publication for one time in such newspaper, printed and published at the city of Indianapolis, Indiana, which affidavit and copy of notice are in the following words and figures to wit; (H.I.)

And now from all of the foregoing facts the Board finds that due notice was given as by law required for the letting of the contract in the above and foregoing entitled proceedings.

And now at the place designated in said notices, at the hour named therein the Board of Commissioners of Hendricks County, Indiana met to receive and open bids for the construction of the above and foregoing entitled improvement.

All bids received by the Auditor were, as the Board does now find opened in the presence of the bidders and public generally, and the Board, having examined and inspected all of the bids submitted and being fully advised and informed in the premises, finds that the bid of W. P. Rigdon is the lowest and best bid submitted for the construction of said road, that said bid is for the sum of 7675.79; that said bid is for the sum not greater than the estimated cost of said road; that said bid is accompanied by a bond in a penal sum double the amount of the bid; that the contract for the construction of said road should be awarded to said named bidder for the amount of the bid submitted.

It is therefore ordered and adjudged by the Board that the contract for the construction of the above and foregoing entitled improvement be and the same is hereby awarded to W. P. Rigdon at and for the sum of 7675.79 being the amount of the bid submitted by such bidder. And now the said contract reduced to writing and is signed by the Board of commissioners of Hendricks County, Indiana, and by the said bidder, to wit, W. P. Rigdon and is in the following words and figures to wit;

CONTRACT

FOR the construction of the G. L. Hunt et al road in Lincoln township.

This agreement made and entered into by and between W. P. Ridgon of Danville Indiana, party of the first part, and the Board of Commissioners of Hendricks County, Indiana, party of the second part,

WITNESSETH:

That on the 30 day of July a. d. 1926, the said Board of Commissioners received bids for the construction of the G. L. Hunt Road the same being located in Hendricks County and the said W. P. Ridgon being declared the lowest and best responsible bidder, the contract was awarded to the said W. P. Ridgon for the amount of his bid, viz 7675.79 and the said party of the first part now covenants and agrees to build and construct said road in all respects in accordance with and conformable to the specifications, reports, plan and profile contained in the report in the viewers and engineer for said road, now on file in the office of the Auditor of said County which said reports, specifications and profile and bid 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 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 furnished to said contractor or agent or superintendent in charge of said work. It is further understood and agreed that said party of the first part will not and can not sell or assign this contract or sub-let the work to any person or persons, except by the consent of 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 1st day of November, 1926, 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 Nov. 1926 then said party of the first part agrees and promises to pay to the said party of the second part as liquidated damages for the non-completion of said work and for the deprivation on the part of the public of the said Hendricks County of the use of said road from and after said 1st day of Nov 1926, 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 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 Hendricks County, provided that said failure to complete said improvement within said time specified for such completion is not caused by strikes or any other cause or causes beyond the control of said party of the first part, or that said time has not been extended by said Board of Commissioners. In the event the party of the second part 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 understood and agreed by and between the parties hereto that said party of the second part shall withhold full payment to the party of the first part 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 labors, materials and sub-contractors claims.

The party of the second part hereby agrees that the party of the first part 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% of said engineers said estimate; 20% of the said contract price shall be retained by the said County until the said work is fully completed and finally accepted by the said Board of Commissioners.

and said party of the first part 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 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 said Board of Commissioners of Hendricks County have also signed and approved this contract this 30 day of July 1926.

W. P. Rigdon
Party of the first Part.

Frank A. Haynes

John E. Vestal

Merritt A. Gregory

Board of Commissioners of
Hendricks County.

Attest: Floyd L. Whicker.
Auditor of Hendricks Co.

And it is ordered by the Board that the Bond of said named bidders in the sum of \$17000.00 with the Federal Surety Company, as surety thereon, be and the same is hereby approved and is in the following words and figures to wit.

BOND

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned W. P. Rigdon of Danville, Indiana as principal and The Federal Surety Company of Davenport, Iowa as surety are firmly bound unto the State of Indiana in the penal sum of Seventeen thousand & no/100 dollars, for the payment of which, well and truly to be made, we bind ourselves jointly and severally, and our joint and several heirs, executors, administrators and assigns, firmly by these presents, this 30 day of July 1926.

THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH, That whereas, the Board of Commissioners of Hendricks County, Indiana are about to let a contract for C. L. Hunt et al road in Lincoln township.

And whereas the above named W. P. Rigdon has filed a bid for said work with the Auditor of the County; Now, therefore, if the said Board of Commissioners shall award the contract for such work and the said W. P. Rigdon shall properly 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 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 the boarding the laborers thereon, then this obligation

shall be void, otherwise to remain in full force, virtue and effect.

Federal Surety Co.

By Jane Whicker Atty-in-fact

W. P. Rigdon

STATE OF INDIANA County of Hendricks SS:

Before me, the subscriber a Notary in and for said County personally appear d
W. P. Rigdon of Danville, Indiana and Jane Whicker Atty-in-fact for the Federal
Surety Company of Davenport Iowa, and acknowledged the execution fo the foregoing
instrument for the uses and purposes herein mentioned.

WITNESS My Hand and Notary seal, this 30th day of July 1926,
My Commission expires 2-19-30

Imagine Wood
Notary Public

Accepted and approved July 30, 1926

Frank A. Haynes

John E. Vestal

attest Floyd L. Whicker
Auditor of hHendricks County

Merritt A. Gregory
Board of Commissioners of Hendricks

And now the Board finds that including the contract price, ad hereinferer shown
it will require the sum of \$8,600.00 to pay for the construction of saidroad and for
the peliminary and other aexpenses in connection therewith as by law provided.

BOND ORDINANCE.

It is therefore ordered and ordained by the Board of Commissioners of Hendricks
County Indiana, ~~that bonds be issued and sold to provide for the construction of the~~
above entitled road and the proper expense in connection therewith, as by law
provided, in the sum of \$8,600.00 payable over a period of ten years from the date
thereof, bearing interest at the rate of 4½% per annum, interest payable semi- annually
both principal and interest to be payable at the office of the Treasurer of Hendricks
County Indiana.

It is ordered and ordained thatsaid bonds shall bear date of August 16, 1926 and
that each bond shall be in denominations of \$430.00 and that there shall be twenty of
such bonds; that the said bonds shall be issued in series and that the first of said
bonds shall be due andpayable March 15, 1927, and that one of saidbonds shall be due and
payable NaveMber 15, 1927 and so in like áanner until all of said bonds are paid.

ItIs ordered and ordained that the interest aon saidbonds shall be evidence by
coupons attached thereto bearing the facsimile signature of the mambers of the Board of
Commissioners of Hendricks County, Indiana, which shall have the same force and effect
and effect as though such coupons had been manually signed by saidboard.

It is ordered and ordained that all of the bonds, twenty in number, shall be
signed by the members of the Board of Commissioners of Hendricks county, Indiana and that
they shall be attasted by the Auditor of said county and that the seal of the said
County, shall be placed on said bonds.

It Is further ordered and ordained that annually there shall be levied a tax
on the taxables of Lincoln Township, Hendricks County, Indiana, sufficient to pay and
discharge athe saidbonds and interest coupons thereto attached as they become due.

And now the Treasurser of Hendricks County, Indiana is hereby charged with the duty and
obligation of selling said bonds, hereinbefore ordered and ordained to be issued and that a
he sell the same for not less than their full par value and accrued interest to the date of
delivery; that the money derived from the sale of said bonds shall be kept by said t
Treasurer as a fund with which to pay for the construction of saidroad. including the
contract price and preliminary and other expense in connection wherewith, including

the per diem of the Engineer and Superintendent of construction, attorneys fees for the petitioners, transcript fees and all other charges as by law provided.

And now George R. Harvey, County Surveyor and Engineer, is hereby appointed as Engineer of the said Road.

And now Claud Hollett is hereby appointed Superintendent of said road and he is directed and ordered to qualify and give bond as by law provided.

And now further proceedings herein are continued.

In the matter of the petition of

C.L. Hunt et al for the improvement

a a public highway in Lincoln Township, Hendricks County Indiana by taxation.

And now on this 14th day of august 1926 comes Oris L. Newby, treasurer of Hendricks county, Indiana, and produces and files the affidavits of Julian D. Hogate, Editor of the RRpublican and of W. A. King Editor of the Danville Gazette, from which it appears that notice was given by publication for two successive weekly issues of said said papers that bonds would be sold in the total sum of \$ 8,600.00 to provide moneys for the construction of the above and foregoing road and to pay the costs and expenses in connection therewith as by law provided, which affidavits and copies of notices thereto attached are in the following words and figures to-wit,

And also he produces and files the affidavit of Blanche Bills clerk of the Enquire Printing and Publishing company, publishers of the Indianapolis Commercial, from which it appears that notice of such bond sale was given for one time in a paper printed and published in the city of Indianapolis Indiana, which affidavit and copy of notice thereto attached are in the following words and figures, to-wit,

And now the date named in said notice, and at the time and place therein designated said above named County treasurer offered said bonds in the total sum of \$8,600.00 for sale to the highest and best bidder therefor, That First National Bank of Danville Indiana bid \$8,600.00 and \$140.00, being the amount of premium thereon, and that being the highest and best bid therefor, the said Treasurer now sells said bonds to said First National Bank for the said sum of \$8,740.00 and accrued interest to the date of delivery.

Oris L. Newby

Treasurer of Hendricks County

IN THE MATTER OF THE PROCEEDINGS
OF THE OMER. H. BUTTON ROAD ON THE
TOWNSHIP LINE BETWEEN BROWN AND
LINCOLN TOWNSHIPS_ HENDRICKS COUNTY
INDIANA.

Comes now the Auditor of Hendricks County, Indiana produces and files the proofs of publication of notices of the letting of the contract for the construction of the above and foregoing entitled improvement; such proof consists of the affidavits of Julian D. Hogate and Alvin Hall, editors of the Republican and the Danville Gazette respectively showing that notice was given for three successive weeks in said above named newspapers, the first of which publications was made and given on the 5th day of August 1926, and the third and last of which publications was made on the 19th day of August 1926.

And now from all the foregoing facts the Board finds that due notice was given as by law required for the letting of the contract in the above and foregoing entitled proceedings.

And now at the place designated in said notice at the hour named therein the Board of Commissioners of Hendricks County, Indiana, met to receive and open bids for the construction of the above and foregoing entitled improvements.

All bids received by the Auditor were as the Board does now find opened in the presence of the bidders and the public generally and the Board having examined and inspected all the bids submitted and being fully advised and informed in the premises finds that the bid of W. P. Rigdon is the lowest and best bid submitted for the construction of said road. That said bid is for the sum of \$2700.00, that said bid is for the sum of not greater than the estimated cost of said road; that said bid is accompanied by bond in a penal sum double the amount of the bid; that the contract for the construction of the said road should be awarded to said named bidder for the amount of the bid submitted.

It is therefore ordered and adjudged by the Board that the contract for the construction of the above and foregoing entitled improvement be and the same is hereby awarded to W. P. Rigdon at and for the sum of \$2700.00 being the amount of the bid submitted by such bidder and now the said contract is reduced to writing and is signed by the Board of Hendricks County, Indiana and by the said named bidder to-wit: and is in the following words and figures to-wit:

CONTRACT.

FOR THE construction of the O. H. Button road in Brown Township.

This agreement made and entered into by and between W. P. Rigdon of Danville, Indiana party of the first, and the Board of Commissioners of Hendrick County in the State of Indiana, party of the second part,

WITNESSETH:

That on the 30 day of August 1926 the said Board of Commissioners received bids for the construction of the O. H. Button Road the same being located in Hendricks County and the said W. P. Rigdon being declared the lowest and best responsible bidder the contract was awarded to the said W. P. Rigdon for the Amount of his bid viz: \$2700.00 and the said party of the first part now covenants and agrees to build and construct said road in all respects in accordance with and conformable to the specifications, reports, plan and profile contained in the report of the viewers and engineer

for said road now on file in the office of the Auditor of said County which said report of the viewers and engineer for said road now on file in the office of the Auditor of said County which said reports, specifications and profile and bid 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 is performed or material is furnished to said contractor or agent or superintendent in charge of said work. It is further understood and agreed that said party of the first part will not and can not sell or assign this contract or sub let the work to any person or persons, except by the consent of 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 1 day of January 1927 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 1 day of January 1927 then the said party of the first part agrees and promises to pay to the said party of the second part as liquidated damages for the non-completion of said work and for the deprivation on the part of the public of the said Hendricks County of the use of said road from and after said 1 day of January 1927, 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 Hendricks County, provided that said failure to complete said improvement within the said time specified for such completion is not caused by strikes or any other cause or causes beyond the control of said party of the first part or that said time has not been extended by said Board of Commissioners. In the event the party of the second part does grant an extension of time for the completion of said improvement, the foregoing agreement in relation to liquidated damages shall apply after the expiration of such extension.

It is also understood and agreed by and between the parties hereto that said party of the second part shall withhold full payment to the party of the first part as required by Sec. 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 for all labor, materials and sub-contractors claims.

The party of the second part hereby agrees that the party of the first part 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% of the said engineers said estimates; 20% of the said contract price shall be retained by the said County until the said work is fully completed and finally accepted by the said Board of County Commissioners.

And said party of the first part 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 act of the General Assembly of the State of Indiana

authorizing said improvement.

To all 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 said Board of Commissioners of Hendricks County have also signed and approved this contract, this 30 day of August 1926.

W. P. Ridgon

Party of the First Part.

Frank A. Haynes

John E. Vestal

M. A. Gregory

Board of Commissioners of
Hendricks County.

Attest Floyd L. Whicker Auditor of Hendricks County.

And it is ordered by the Board that the Board of said named bidder in the sum \$6000.00 with Federal Surety Company as surety thereon, be and the same is hereby approved and in the following words and figures to wit:

CONTRACTOR'S BOND FOR CONSTRUCTION OF PUBLIC WORK.

Know all men by these presents, that W. P. Ridgon, as principal of Danville, Indiana and The Federal Surety Co. of Davenport Iowa, as surety, are firmly bound unto Hendricks County, Indiana in the penal sum of \$6000.00 Six thousand & no/100 for 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 30 day of August 1926.

THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH, That, whereas, the Board of Commissioners of Hendricks County, Indiana, are about to let a contract for the O. H. Button Road on Township line between Brown and Lincoln Townships.

And whereas, the above named W. P. Ridgon have filed a bid for said work with the Auditor of the County: Now, therefore, if the said Board of Commissioners shall award the contract for said work and the said W. P. Ridgon 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 sub-contractor's, labor materials furnished, and for boarding the laborers thereon, and shall perform the work of said contract in a careful manner, and guard and protect the people who shall have occasion to approach the place where said work shall be done against injury and damage to their person or property, by erecting suitable barricades and placing light thereon to warn the people of the danger, then this obligation shall be void, otherwise to remain in full force virtue and effect.

FEDERAL SURETY COMPANY
BY JANE WHICKER

W. P. RIDGON

STATE OF INDIANA HENDRICKS COUNTY SS:

Before me, the subscriber a Notary Public in and for said County, Personally appeared, W. P. Ridgon of Danville Indiana and Jane Whicker atty-in-fact for the Federal Surety co. of Davenport Iowa and acknowledged the execution of the foregoing instrument for the uses and purposes therein mentioned.

WITNESS, my hand and Notary seal this 30 day of Aug. 1926.
Accepted and approved Sept. 7, 1926.

John C. Tayles Notary.

Frank A. Haynes

John E. Vestal

M. A. Gregory

John C. Board of Commissioners
of Hendricks County.

Attest Floyd L. Whicker
Auditor Hendricks County, Indiana

SEPT

Board of Commissioners took up for consideration the petition of George Huber trustee et al of Union township Hendricks County, Indiana, for taking over the road described in said petition and to make said road a part of Free Gravel Road system of Hendricks County, Indiana.

The Board after examining said petition finds that said petition was duly filed in the Auditors office of said county on August 28 1926 and said petition reads as follows:-

State of Indiana
Hendricks County SS:
Union Township

In the Commissioners Court
Sept Term 1926.

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

We, the undersigned township trustee of Union township, Hendricks County, Indiana and freeholders residing in the road district where the road hereinafter described is located represent and say to your Honorable Board that the following described public highway in Union township, said county and state to wit:

DESCRIPTION.

Beginning at a point in the public highway at or near the Northeast corner of section 32, township 17, North of range 1 West, in Union Township, Hendricks County, Indiana, thence west on and along the line of the public highway located on the line dividing sections 29 and 32, township and range aforesaid, so far as it extends thus Westward on said line; thence south about 80 rods; thence West to the Section line of said section 32, thence south on the West line of section 32 and continuing south on the west line of section 5, township 16 North, range 1 West to the public highway running east and west and ending at said point. has been graded and graveled and bridged, where necessary, in accordance with the plans and specifications prescribed by the County Highway Superintendent for the improvement of township highways so that they may be made and taken over as a part of the County Free Gravel Roads: that said above described highway connects at both ends with County Free Gravel Roads and should be made a part of the system of County Free Gravel Roads.

That said described highway is thirty feet (30) in width and has suitable side drains and ditches, culverts and bridges and with grades not exceeding the maximum of free gravel roads of the county; that there has been placed thereon suitable gravel in the quality and quantities required by law and by the plans and specifications made and adopted by the County Superintendent of Highways.

We further say that it would be to the best interests of the said county to make said above described highway a part of the County Free Gravel Roads.

Wherefore we ask that an inspection of said described highway be made as by law required and that you grant the request herein that said above described highway be accepted and taken over as a part of the county Free Gravel Roads.

George Huber
Township Trustee.

Granville Leach, Ralph L. Leach, J. E. Leach, E. G. Holtzelaw, Alva Gibson, John B. Dugan
Wm. Pritchett, C. Q. Kennedy, Chas. Freeland, Jehu Moon and Ora Scott.

THE BOARD of Commissioners and Elbert Murphy, County Road Superintendent all having viewed said highway herein petitioned for to become a part of the County Free Gravel Road and duly inspected said highway and all being of the opinion that said highway substantially complies with the specifications and plans heretofore adopted and made of record on February 4 1924 the Board finds that said highway should be

taken over as a part of the county Free Gravel Roads of Hendricks County, Indiana..
 It is therefore ordered by the Board of Commissioners of Hendricks County, Indiana,
 that the road described in the petition herein and hereby made a county Free Gravel Road
 and said County shall provide for its maintenance as by law provided.

In the matter of
 A. E. Carter et al
 of a highway in
 Hendricks County, Ind.
 Comes now T. J.

their petition asking
 Hendricks County, Indiana
 a point on the north line
 point is 675 feet east of
 along and adjacent to the
 on the north from Section
 thereof and to a point on
 State Road No. 31 which

And said petitioners
 Julian D. Hogue that not
 once each week for two
 the Republican weekly
 Hendricks County, Indiana
 filling on said petition
 the meeting of the board

And said petitioners
 Auditor of Hendricks County
 of said petition was given
 of each land owner within
 days before the said date
 sufficiently advised in
 twelve free holders of the
 residents free holders
 new highway proposed to be
 petitioners ought to be given

It is therefore ordered
 George R. Harvey to and that
 proposed new highway, which
 at a point on the north line
 point is 675 feet east of the
 along and adjacent to the line
 on the north from Section 31
 a point where said New Road
 No. 31 which point is near the

It is further ordered that
 sixty feet that they meet
 Indiana on Wednesday the 14th
 faithfully to discharge their
 duty herein at the meeting

STATE OF INDIANA SS:
HENDRICKS COUNTY

BEFORE THE BOARD OF COMMISSIONERS OF
HENDRICKS COUNTY, INDIANA.

Order appointing viewers.

In the matter of the petition of

A. B. Carter et al for the location of a highway in Washington
of a highway in Washington township,
Hendricks County, Indiana.

Comes now U. J. Yelton and one hundred others and file and present to the Board their petition asking for the location of a public highway in Washington Township, Hendricks County, Indiana upon the following described route, to-wit, commencing at a point on the south line of Section 4, Township 15 North of Range 1 east, which point is 675 feet east of the south west corner thereof, and running thence easterly along and adjacent to the line dividing Sections 4 and 3 of township and range aforesaid on the north from Sections 9 and 10, township and range aforesaid, on the south thereof and to a point where said line intersects with the center line of the Indiana State Road No. 31 which point is near the south half mile stone of said Section 3.

And said petitioners also file and present the affidavits of W. A. King and Julian D. Hogate that notice of the presenting of the petition was given by publications once each week for two consecutive weeks successively in the Danville Gazette and the Republican weekly newspapers of general circulation, printed and published in Hendricks County, Indiana, from which affidavits it appears that said notice of filing of said petition was given by publication for two consecutive weeks prior to the meeting of the board of which such petition was to be heard.

And said petitioners also present and file the affidavit of Floyd L. Whicker Auditor of Hendricks County, Indiana from which it appears that notice of the presenting of said petition was given by mailing a copy of such notice to the Post Office address of each land owner affected by such proceedings as disclosed by the petition of twenty days before the said date of hearing. And the Board having heard evidence and being sufficiently advised in the premises finds that said petition signed by more than twelve free holders of Hendricks County, Indiana and that six of said petitioners are residents free holders of said county who reside in the immediate neighborhood of the new highway proposed to be located; the Board further finds that the prayer of said petitioners ought to be granted.

It is therefore ordered by the Board that John C. Taylor, Charles C. Clay and George R. Harvey be and they are hereby appointed to view, mark and layout said proposed new highway, which said highway is described as follows to-wit, commencing at a point on the south line of Section 4, Township 15, north of Range 1 east, which point is 675 feet east of the south west corner thereof, and running thence easterly along and adjacent to the line dividing section 4 and 3 of townships and range aforesaid on the north from section 9 and 19 township and range aforesaid, on the south thereof to a point where said line intersects with the center line of the Indiana State Road No. 31 which point is near the south half mile stone of section 3.

It is further ordered that they establish the same to a width of not less than sixty feet; that they meet at the office of the Auditor of Hendricks County, at Danville Indiana on Wednesday the 7th day of October, 1925 and after having taken an oath faithfully to discharge their duty they propose to view said highway and report their doings herein at the next session of this board.

In the matter of the petition of the
A. B. Carter et al for the location of
a new highway in Washington township, Hendri
Hendricks County, Indiana.

Comes now J. C. Taylor, Charles C. Clay and George R. Harvey, heretofore appointed
by the Board of Commissioners of the county Hendricks County to view mark and lay out
a certain proposed new highway in Washington township and file and present to the board
their report herein, and said report is in the words and figures as follows, to-wit:

ORDER TO VIEW ROAD.

State of Indiana
Hendricks County

SS:

Commissioners Court
October Term 1925.

To John C. Taylor, Chas. C. Clay and George R. Harvey.

You are hereby notified that you were appointed Board of Commissioners of said County,
at their October Term 1925 to view a proposed highway, as follows to wit, Commencing
at a point on the south line of section 4, Township 15, North of Range 1 east, which
point is 675 feet east of the south west corner thereof, and running thence easterly
along and adjacent to the line dividing sections 4 and 3 of township and range aforesaid
on the north from section 9 and 10, township and range aforesaid, on the south thereof,
and to a point where said line intersects with the center line of the Indiana State Road
number 31 which point is near the south half mile stone of said section 3.
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 not less than 60 feet.

You will meet at the office of the Auditor of Hendricks County at Danville, Indiana
on Wednesday the 7th day of October 1925, 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 5th day of October 1925.

FLOYD L. WHICKER Auditor.

Oath of Viewers.

State of Indiana, Hendricks County SS:

We, John C. Taylor, Charles V. Clay and George R. Harvey 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 C. Taylor
Chas. C. Clay
George R. Harvey

Subscribed and sworn to before me this 7th day of October 1925

FLOYD L. WHICKER

Auditor for Hendricks County,

ROAD VIEWERS' REPORT.

TO THE HONORABLE BOARD COMMISSIONERS OF HENDRICKS COUNTY, INDIANA:

We, the undersigned viewers, who were appointed by your honorable body at your
regular October Term, 1926, to view a Proposed highway, as petitioned for by A. B.
Carter et al have discharged the duty assigned us, and submit to you the following
report, to wit:

We met as directed in the order hereunto attached and made a part hereof, and
after being duly qualified as appears therein, proceeded to view such proposed highway

in the manner as by law prescribed, which by metes and bounds and course and distance is as follows, to wit: ^{The said proposed highway to be in all respects and to conform to the plan and specifications filed by the Ind. State Highway Commission} The said proposed highway to be not less than 60 feet in width, and commences at a point on the south line of section 4, township 15 North of Range 1 east, which point is 675 feet east of the southwest corner thereof, and running thence easterly along and adjacent to the line dividing sections 4 and 3 of township and range aforesaid, on the north from sections 9 and 10, township and range aforesaid on the south, a distance of 8059 feet and to a point where said line intersects with the center line of the Indiana State Road No. 31, which point is 1295 feet east of a stone at the center south of the south west quarter of said section 3.

✓ The width of this proposed highway is more particularly described as follows. From the beginning point of the above description and running east a distance of 4759 feet, the width of the proposed improvement shall be 60 feet, 30 feet on each side of the center line thereof. From the last named point to a point 100 feet east thereof, the width thereof shall be 70 feet, 30 feet on the north and 40 feet on the south of the center line thereof. From the last named point to a point 200 feet east thereof the width shall be 80 feet, 50 feet on the south and 30 feet on the north of the center line thereof. From the last named point to a point 200 feet east thereof, the width shall be 70 feet 40 feet on the south and 30 feet on the north of the center line thereof. From the last named point to a point 500 feet east thereof, the width shall be 60 feet 30 feet on each side of the center line thereof. From the last named point to a point 100 feet east, the width shall be 70 feet, 40 feet on the south and 30 feet on the north of the center line thereof. From the last named point to a point 1200 feet east, the width shall be 60 feet, 30 feet on each side of the center line thereof. From the last named point to a point 100 feet east the width shall be 80 feet, 50 feet on the south and 30 feet on the north of the center line. From the last named point to a point 50 feet east, the width shall be 90 feet, 60 feet on the south and 30 feet on the north of the center line. From the last named point to a point 50 feet east, the width shall be 80 feet, 50 feet on the south and 30 feet on the north of the center line. From the last named point to a point 200 feet east, the width shall be 60 feet, 30 feet on each side of the center line thereof. From the last named point to a point 200 feet east, the width shall be 110 feet, 80 feet on the south and 30 feet on the north of the center line. From the last named point the eastern end of the proposed improvement a distance of 400 feet, the width shall be 60 feet, 30 feet on each side of the center line thereof. And we are of the opinion that said highway would be of public utility.

Respectfully submitted

John C. Taylor

Chas. C. Clay VIEWERS

George R. Harvey.

And the Board having examined said report and being sufficiently advised in the premises finds that said report ought to be approved, and that said new highway will be of public utility.

It is therefore considered, ordered and adjudged by the board that the proposed new highway as marked and layed out by the viewers and their report as herein above set forth, and that is to say the following described new highway, to wit.

Commencing at a point on the south line of section 4 township 15, North of Range 1 east, which point is 675 feet east of the south west corner thereof, and running thence easterly along and adjacent to the line dividing sections 4 and 3, township and range aforesaid, on the north from sections 9 and 10, township and range aforesaid, on the south, a distance of 8059 feet and to a point where said line intersects with the center line of the Indiana State Road No. 31, which point is 1293 feet east of a stone at the center south of the southwest quarter of said section 3.

The width of this proposed highway is more particularly described as follows;

From the beginning point of the above description and running east a distance of 4759 feet, the width of the proposed improvement shall be 60 feet, 30 feet on each side of the center line thereof.

From the last named point to a point 100 feet east thereof, the width thereof shall be 70 feet, 30 feet on the north and 40 feet on the south thereof.

From the last named point to a point 200 feet east thereof the width shall be 80 feet, 50 feet on the south and 30 feet on the north of the center line thereof.

From the last named point to a point 2000 feet east thereof, the width shall be 70 feet, 40 feet on the south and 30 feet on the north of the center line thereof.

From the last named point to a point 500 feet east thereof, the width shall be 60 feet, 30 feet on each side of the center line thereof.

From the last named point to a point 100 feet east, the width shall be 70 feet, 40 feet on the south and 30 feet on the north of the center line thereof.

From the last named point to a point 1200 feet east, the width shall be 60 feet, 30 feet on each side of the center line thereof.

From the last named point to a point 100 feet east, the width shall be 80 feet, 50 feet on the south and 30 feet on the north of the center line thereof.

From the last point to a point 50 feet east, the width shall be 90 feet, 60 feet on the south and 30 feet on the north of the center line thereof.

From the last named point to a point 50 feet east, the width shall be 80 feet, 50 feet on the south and 30 feet on the north of the center line thereof.

From the last named point to a point 200 feet east, the width shall be 60 feet, 30 feet on each side of the center line thereof.

From the last named point to a point 200 feet east, the width shall be 110 feet, 80 feet on the south and 30 feet on the north of the center line thereof.

From the last named point to the eastern end of the proposed improvement a distance of 400 feet, the width shall be 60 feet, 30 feet on each side of the center line thereof.

Be and the same is hereby established and recorded as a public highway of the width as above set out and described.

And the trustee of said Washington township is hereby directed to cause said highway to be opened and kept in repair as other highways, and it is further ordered that the County Auditor transmit a copy of this order to said trustee of Washington township,

STATE OF INDIANA

HENDRICKS COUNTY

In the matter of the petition of the
A. B. Carter et al for the location of
a new highway in Washington Township,
Hendricks County, Indiana.

BEFORE THE BOARD OF COMMISSIONERS
OF HENDRICKS COUNTY, INDIANA.

Comes now before the Board of Commissioners of Hendricks County, Indiana, the petition of A. B. Carter et al for the location of a new highway in Washington Township, Hendricks County, Indiana, and the Board of Commissioners of said county, after reading the petition and the report of the County Auditor, do hereby order that the highway be located as follows: to-wit:

1. From the beginning point of the above description and running east a distance of 4759 feet, the width of the proposed improvement shall be 60 feet, 30 feet on each side of the center line thereof.

2. From the last named point to a point 100 feet east thereof, the width thereof shall be 70 feet, 30 feet on the north and 40 feet on the south thereof.

3. From the last named point to a point 200 feet east thereof the width shall be 80 feet, 50 feet on the south and 30 feet on the north of the center line thereof.

4. From the last named point to a point 2000 feet east thereof, the width shall be 70 feet, 40 feet on the south and 30 feet on the north of the center line thereof.

5. From the last named point to a point 500 feet east thereof, the width shall be 60 feet, 30 feet on each side of the center line thereof.

6. From the last named point to a point 100 feet east, the width shall be 70 feet, 40 feet on the south and 30 feet on the north of the center line thereof.

7. From the last named point to a point 1200 feet east, the width shall be 60 feet, 30 feet on each side of the center line thereof.

8. From the last named point to a point 100 feet east, the width shall be 80 feet, 50 feet on the south and 30 feet on the north of the center line thereof.

9. From the last point to a point 50 feet east, the width shall be 90 feet, 60 feet on the south and 30 feet on the north of the center line thereof.

10. From the last named point to a point 50 feet east, the width shall be 80 feet, 50 feet on the south and 30 feet on the north of the center line thereof.

11. From the last named point to a point 200 feet east, the width shall be 60 feet, 30 feet on each side of the center line thereof.

12. From the last named point to a point 200 feet east, the width shall be 110 feet, 80 feet on the south and 30 feet on the north of the center line thereof.

13. From the last named point to the eastern end of the proposed improvement a distance of 400 feet, the width shall be 60 feet, 30 feet on each side of the center line thereof.

Be and the same is hereby established and recorded as a public highway of the width as above set out and described.

And the trustee of said Washington township is hereby directed to cause said highway to be opened and kept in repair as other highways, and it is further ordered that the County Auditor transmit a copy of this order to said trustee of Washington township,

STATE OF INDIANA
HENDRICKS COUNTY

In the matter of the petition of the
A. B. Carter et al for the location of
a new highway in Washington Township,
Hendricks County, Indiana.

BEFORE THE BOARD OF COMMISSIONERS
OF HENDRICKS COUNTY, INDIANA.

Comes now before the Board of Commissioners of Hendricks County, Indiana, the petition of A. B. Carter et al for the location of a new highway in Washington Township, Hendricks County, Indiana, and the Board of Commissioners of said county, after reading the petition and the report of the County Auditor, do hereby order that the highway be located as follows: to-wit:

1. From the beginning point of the above description and running east a distance of 4759 feet, the width of the proposed improvement shall be 60 feet, 30 feet on each side of the center line thereof.

2. From the last named point to a point 100 feet east thereof, the width thereof shall be 70 feet, 30 feet on the north and 40 feet on the south thereof.

3. From the last named point to a point 200 feet east thereof the width shall be 80 feet, 50 feet on the south and 30 feet on the north of the center line thereof.

4. From the last named point to a point 2000 feet east thereof, the width shall be 70 feet, 40 feet on the south and 30 feet on the north of the center line thereof.

5. From the last named point to a point 500 feet east thereof, the width shall be 60 feet, 30 feet on each side of the center line thereof.

6. From the last named point to a point 100 feet east, the width shall be 70 feet, 40 feet on the south and 30 feet on the north of the center line thereof.

7. From the last named point to a point 1200 feet east, the width shall be 60 feet, 30 feet on each side of the center line thereof.

8. From the last named point to a point 100 feet east, the width shall be 80 feet, 50 feet on the south and 30 feet on the north of the center line thereof.

9. From the last point to a point 50 feet east, the width shall be 90 feet, 60 feet on the south and 30 feet on the north of the center line thereof.

10. From the last named point to a point 50 feet east, the width shall be 80 feet, 50 feet on the south and 30 feet on the north of the center line thereof.

11. From the last named point to a point 200 feet east, the width shall be 60 feet, 30 feet on each side of the center line thereof.

12. From the last named point to a point 200 feet east, the width shall be 110 feet, 80 feet on the south and 30 feet on the north of the center line thereof.

13. From the last named point to the eastern end of the proposed improvement a distance of 400 feet, the width shall be 60 feet, 30 feet on each side of the center line thereof.

Be and the same is hereby established and recorded as a public highway of the width as above set out and described.

And the trustee of said Washington township is hereby directed to cause said highway to be opened and kept in repair as other highways, and it is further ordered that the County Auditor transmit a copy of this order to said trustee of Washington township,

STATE OF INDIANA
HENDRICKS COUNTY

In the matter of the petition of the
A. B. Carter et al for the location of
a new highway in Washington Township,
Hendricks County, Indiana.

Comes now Harlan Hadley and files and presents his remonstrance against the location of said proposed highway, which remonstrance is in the words and figures as follows, to wit;

STATE OF INDIANA SS
HENDRICKS COUNTY

IN THE COMMISSIONERS COURT
AUGUST TERM, 1926.

In the Matter of the relocation of the
Rockville Road in Washington township
Hendricks County, Indiana.

Remonstrance and Claim for Damages.

Harlan C. Hadley Being duly sworn upon his oath says that he is the owner of real estate affected by the relocation of the Rockville Road in Washington township, Hendricks County, Indiana, and herherein and hereby remonstrates against the relocation of the said road as reported by the viewers insaid above entitled matter and he asks for damages on account of such relocation of said raod as follows:

Item 1. On account of the taking of a strip of land belonging to him of approximately 55 feet inwidth from station 257x 98 ft. to stateion 271 x 31 ft., a distance of 1333 feet and approximately 1,2/3 acres of the value of 200.00 per acre.	\$366.00
Item 2. 16 apple trees (4th year for bearing) at \$50.00 each	800.00
Item 3. 80 rods of new fencing at \$2.00 per road	160.00
Item 4. Damages to farm on account of separation of tracts of farm by the public road	\$3000.00
TOTAL	\$4326.00

Wherefore this remonstrance asks that reviewers be appointed to fix and assess his damages on account of such relocation of said road.

Harlan C. Hadley.

Subscribed and sworn to this 11th day fo August 1926.

My Com. expires Jan. 1, 1927.

John T. Hume Prosecuting Atty.

And the Board having heard the evidence both in favor of and against said remonstrance and being sufficiently advised, finds that said remonstrance is a free holder of the County of Hendricks and is the owner of the following described real estate, to-wit:

A part of the North East quarter of the North West quarter of section 9, Township 15 range 1 East, and a part of the South East quarter of the South West quarter of section 4 township and range afore said, bounded and described as follows, to-wit; Beginning at a stone at the North West corner of the East half of the North West quarter of said section 9, and running thence south 1 chain and 51 links to the center of the Indianapolis and Rockville road; thence south 65 degrees and 8 chains and 74 links; thence south 77½ degrees east 14 chains and 30 links to the East line of said quarter; thence North 14 chains and 99 links, thence west 20 chains to the West line of the east half of the South West quarter section 4, thence south 5 chains and 10 links to the place of beginning, except 1.25 acres being the right-of-way of the Indiana and Western Traction Company as located on said tract of land, contain exclusive of said exception 20.75 acres.

The board further finds that the prayer of said remonstrant should be granted.

Comes now also Amy Frazee and files and presents her remonstrance against the location of said proposed new ghiway, which remonstrance is in the words and figures as follows; to-wit,

STATE OF INDIANA SS
HENDRICKS COUNTY

IN THE COMMISSIONERS COURT
AUGUST TERM, 1926.

In the matter of the Relocation of the
Rockville Road in Washington township
Hendricks County, Indiana.

Remonstrance and Claim for Damages.

Amy Frazee, being duly sworn upon her oath says that she herein and hereby remonstrates against the relocation of the Rockville Road in Washington township, said county and state, as reported by the viewers in said above entitled matter and she asks for damages on account of such relocation of said road as follows:

Item 1. On account of the taking of a strip of land belonging to her approximately 55 feet in width from station 271x31 Ft. to station 284x75 ft., a distance of 1344 ft., and approximately 1, $\frac{2}{3}$ acres of the value of \$200.00 per acre \$366.00

Item 2. Also on account of 80 rods of fencing which will be required to be constructed by claimant on account of the relocation of such road at \$2.00 per rod \$160.00

TOTAL \$526.00

Wherefore this remonstrator asks that reviewers be appointed to fix and assess her damages on account of such relocation of said road.

Amy Frazee

Subscribed and sworn to this 10th day of August, 1926.

My Com. expires Jan 1st, 1927.

John T. Hume, Prosecuting Attorney

And the board having heard the evidence both in favor and against said remonstrance and being sufficiently advised that said remonstrant is a free holder of the County of Hendricks and is the owner of the following described real estate, to-wit:

Beginning at the North half mile stone of section 9, in township 15 North of Range 1 east; thence east 82 rods to the North East corner of the West half of the NorthEast quarter of said section 9; thence south 64.8 rods to the center of the Danville and White Lick Gravel road; thence north 78 degrees west with said road 84 rods to the west line of said North west quarter section, thence North with said line 39.4 rods to the place of beginning, containing 26.7 acres, more or less.

And the board further finds that the prayer of said remonstrant should be granted.

Comes now Orlando Davis and files and presents his remonstrance against the location of said proposed new highway, which remonstrance is in the words and figures as follows, to wit;

STATE OF INDIANA SS:
COUNTY OF HENDRICKS

IN THE COMMISSIONERS COURT
AUGUST TERM, 1926.

In the Matter of the Relocation of the
Rockville Road in Washington township,
Hendricks County, Indiana.

Remonstrance and Claim for Damages.

Orlando L. Davis, being duly sworn upon his oath says that he is the owner of real estate affected by the relocation of the Rockville Road in Washington township, Hendricks County, Indiana, and he herein and hereby remonstrates against the relocation of the said road as reported by the viewers in said above entitled matter

and he asks for damages on account of such relocation of said road as follows;
 Item 1. On account of the taking of a strip of land belonging to him of different widths from station 312x 70 ft., to station 325x00 , a distance of 1293 feet and

approximately 1, $\frac{1}{4}$ acres of the value of \$300.00 per acre \$375.00

Item 2. 29 peach trees of the value of \$10.00 each 290.00

Item 3. 79 rods of fencing to be built at \$2.00 per rod 158.00

Item 4. Damages to remaining property on account of loss of warm house and change of road to rear of house, thereby requiring remodeling and changes in dwelling house, and for removing the hill of dirt so as to give access to the road when relocated.

2500.00

TOTAL \$3323.00

All this is to be with the specific understanding that this remonstrance is to have the old road right-of-way when vacated.

Wherefore this remonstrator asks that reviewers be appointed to fix and assess his damages on account of such relocation of said road.

O. L. Davis

Subscribed and sworn to this 11th day of August, 1926.

My commission expires Jan 1, 1927.

John T. Hume Prosecuting Attorney.

And the board having heard the evidence both in favor of and against said remonstrance and being sufficiently advised, finds that said remonstrant is a free holder of the County of Hendricks and is the owner of the following described real estate, to-wit;

A part of the North East quarter of the North West quarter of section 10, township 15 North of Range 1 east, and bounded as follows, to wit; Beginning at the North West corner of the said quarter; running thence south 38 rods and 23 links to the center of the Rockville road; thence Eastwardly with the center of the road as is now bounded with the meanderings thereof to the line dividing sections 10 and 3, township and range aforesaid, thence west with the line to the place of beginning, estimated to contain 7, 81/100 acres, more or less, except a strip ten feet wide off of and across the entire North end thereof.

And the board further finds that the prayer of said remonstrant should be granted.

And comes now also Lucy Roark and files and presents her remonstrance against the location of said proposed new highway, which remonstrance is in the words and figures as follows, to wit:

State of Indiana

Hendricks County

To Lucy E. Roark

August 12, 1926 To damages caused by the relocation of the Rockville road in Washington Township, Hendricks County, Indiana, known as the A. B. Carter et al road 1 acre of land and buildings 3500.00

Lucy E. Roark to occupy said property until demanded by the State Highway Commission of Indiana and upon demand being made by said Commission and upon receipt of said \$3500.00, I hereby agree to execute and deliver to said County a general warranty deed for said premises and convey same to them free from all encumbrances.

State of Indiana, Hendricks County:

I, Lucy E. Roark of Danville, Indiana aware that the foregoing bill in the sum of \$3500.00 is a true and correct; that the said County has received the full value and the exact consideration therein named; that the prices therein are charged in accordance with contract or statute; that the said bill or any part thereof has not been paid of

commuted, and that neither bonus, commission nor any other consideration has been given or promised within my knowledge or belief, because of the proposed exchange of values therein set forth, or for any other reason.

Lugy E. Roark

Subscribed and sworn to before me, this 12 day of August, 1926

Floyd L. Whicker, Auditor

And the board having heard the evidence both in favor of and against the said remonstrance and being sufficiently advised finds that said remonstrant is a free holder of the County of Hendricka and is the owner of the following described real estate, to-wit:

All that part of the west half of the north west quarter of section 9 township 15 north of range 1 east, that lies north of the Rockville road, and bounded and described as follows, to wit; Beginning at the northeast corner of said west half quarter running thence south to a point 23, 78/100 chains north of the line of the right of way of the S.C.C. and St. Louis Railway Company, and to the center of said Rockville road thence north 62 $\frac{1}{2}$ degrees west in the center of said road 8 chains and 19 links to the section line of the north of said section 9; thence east on said line to the place of beginning, estimated to contain 77/100 of an acre more or less.

And the board further finds that the prayer of said remonstrant should be granted.

Comes now also the Terre Haute, Indianapolis and Eastern Traction Company and files and presents their claim for damages by reason of the location of said proposed new highway, which claim is in the words and figures as follows, to-wit:

Hendricks County, Indiana

To T. H. I. & E. Traction Co.

August 11, 1926 For damages on account of relocation and opening new right of way on Rockville Road known as the A. B. Carter et al Road in Washington township.

1 $\frac{1}{2}$ acres of right of way.

\$300.00

T. H. I. & E. Traction Co. of Indianapolis, Indiana swear that the foregoing bill in the sum of \$300.00 is true and correct; that the said county has received the fully and exact consideration therein named; that the prices therein charged are in accordance with contract or statute; that the said bill or any part thereof has not been paid or commuted, and that neither bonus, commission nor any other consideration has been given or promised within my knowledge or belief, because of the proposed exchange of values therein set forth, for any other reason.

T. H. I. & E. Traction Co. By D. H. Walker
Asst Engineer

Subscribed and sworn to before me, this 11 day of August 1926.

Floyd L. Whicker, Auditor of Hendricks County.

And the board having heard the evidence both in favor of and against said claim and being sufficiently advised finds that the claimant is the owner of the right of way adjoining said proposed new highway on the north and said claim is referred to the reviewers hereinafter appointed.

Comes now also the Merchants Heat & Light Company of Indianapolis, Indiana and files and presents their claim for damages by reason of the location of said proposed new highway, which claim is in the words and figures as follows, to wit:

Merchants Heat and Light Company

515 Guaranty Building

Indianapolis, Indiana August 11, 1926.

County of Marion

State of Indiana

I, M. K. Foxworthy, Vice-President of the Merchants Heat and Light Company., being duly sworn, state that I am familiar with the location for the proposed relocation of the Rockville Road by the Hendricks County Commissioners, across the North side of sections 9 and 10, t 15N, R1E_ and state, that the Merchants Heat and Light Co., have built and maintained a transmission line for several years on private right of way across the North side of said sections, that the transmission line is located at approximately the center of the proposed relocation of the Rockville Road, that, if the Rockville road is built, as proposed, it will be necessary for the Merchants Heat and Light Co. to remove its poles and wires temporarily, and to relocate them on the North side of the new road after its completion. The Merchants Heat and Light Company, claims from the Hendricks County Commissioners the actual cost of labor and Materials required for the relocation of its transmission line, made necessary by the building of the Rockville Road in the proposed new location.

The estimated cost of removing and replacing this transmission is approximately fifteen hundred dollars (\$1500.00). The Merchants Heat and Light Co., is willing to undertake the removal and relocation of said transmission line providing the Hendricks County Commissioners reimburse it for the actual cost of such labor and materials as may be necessary to put said transmission line in as good condition as it now is, and it is agreed that in no case will claim for more than fifteen hundred dollars (\$1500.00) be made for such relocation work.

M. K. Foxworthy

V. pres.

Subscribed and sworn to before me this 11 day of August 1926.

My commission expires Sept 26, 1928

Emery L. Stelle, Notary Public.

And the board having heard the evidence both in favor of and against said claim, and being sufficiently advised finds that said claimant is the owner of a certain transmission line now established and maintained along the north sides of section nine and ten, township north range 1 east and this claim is now referred to the viewers hereinafter appointed.

It is therefore ordered by the board that Robert King, Milbur Kendall and Chas. Z. Cook be and they are hereby appointed as reviewers to review that portion of said highway which passes over the lands of Harlan C. Hadley, Amy Frazee, Orlando L. Davis, Lucy E. Roark, The Terre Haute, Indianapolis and Eastern Traction Company and the Merchants Heat & Light Company of Indianapolis, Indiana as set out and described above.

It is further ordered that they meet at the office of the Auditor of Hendricks County at Danville, Indiana on Saturday August 14, 1926, and after having qualified as such reviewers they proceed at that time or upon a day to be fixed by them to review such portion of such highway as passes over the lands above described, ascertain and assess if any of the damages sustained by the said Harlan C. Hadley, Amy Frazee, Orlando L. Davis, Lucy E. Roark, The Terre Haute, Indianapolis and Eastern Traction Company and the Merchants Heat and Light Company of Indianapolis, Indiana by reason of the location of the said proposed highway of said lands.

It is further ordered that they report the doings hereinafter at the next regular session of the board and this matter is continued.

In the matter of the petition of the
A. B. Carter et al for the location of
a new highway in Washington township,
Hendricks county, Indiana.

Comes now Robert King, Milbur Kendall, and Chas. Z. Cook, heretofore appointed
as reviewers to review a certain highway hereinafter particularly described and file
and present their report, which report is in the words and figures as follows, to wit;

ORDER TO REVIEW ROAD.

THE STATE OF INDIANA

SS:

HENDRICKS COUNTY

TO Robert King, Milbur Kendall and Chas. Z. Cook.

You are hereby notified that you have been appointed by the Board of Commissioners
of Hendricks County, Indiana, to review the line of a proposed highway in said county,
as hereinafter described, for the purpose of assessing the damages, if any, that would
be sustained by the opening of the same through the lands of Harlan C. Hadley, Amy
Frazee, Orlando L. Davis, Lucy E. Roark, Terre Haute, Indianapolis and Eastern Traction
Company and the Merchants Heat and Light Company of Indianapolis.

The said proposed highway to be not less than 60 feet in width, and commences
at a point on the south line of section 4, township 15 North of range 1 east, which
point is 675 feet east of the south west corner thereof, and running thence easterly
along and adjacent to the line dividing sections 4 and 3 of township and range aforesaid,
on the north from section 9 and 10, township and range aforesaid, on the south a
distance of 8059 feet and to a point where said line intersects with the center line of
of the Indiana State Road No. 31, which point is 1293 feet east of a stone at the center
south of the southwest quarter of said section 3.

The width of this proposed highway is more particularly described as follows.

From the beginning point of the above description and running east a distance of
4759 feet, the width of the proposed improvement shall be 60 feet, 30 feet on each side
of the center line thereof.

From the last named point to a point 100 feet east thereof, the width thereof shall be
70 feet, 30 feet on the north and 40 feet on the south of the center line thereof.

From the last named point to a point 200 feet east thereof the width shall be 80 feet
on the south and 30 feet on the north of the center line thereof.

From the last named point to a point 200 feet east thereof, the width shall be 70 feet
40 feet on the south and 30 feet on the north of the center line thereof.

from the last named point to a point 500 feet east thereof, the width shall be 60 feet
30 feet on each side of the center line thereof.

From the last named point to a point 100 feet east, the width shall be 70 feet, 40 feet
on the south and 30 feet on the north of the center line thereof.

From the last named point to a point 1200 feet east, the width shall be 60 feet on each
side of the center line thereof.

From the last named point to a point 100 feet east, the width shall be 80 feet, 50 feet
on the south and 30 feet on the north of the center line.

From the last named point to a point 50 feet east, the width shall be 90 feet, 60 feet
on the south and 30 feet on the north of the center line.

From the last named point to a point 50 feet east, the width shall be 80 feet, 50 feet on the south and 30 feet on the north of the center line.

From the last named point to a point 200 feet east, the width shall be 60 feet, 30 feet on each side of the center line thereof.

from the last named point to a point 200 feet east, the width shall be 110 feet, 80 feet on the south and 50 feet on the north of the center line.

From the last named point to the eastern end of the proposed improvement a distance of 400 feet, the width shall be 660 feet, 30 feet on each side of the center line thereof.

You will meet at the office of the Auditor of Hendricks County who resides in Danville, Indiana on Saturday the 14 day of August, 1926, A. M. and, after being duly qualified, proceed to make such review and report the result thereof at the next regular term of the said Board.

I certify the above to be a true copy of the order of the Board in the foregoing cause.

Witness my hand and official seal, this 12 day of August 1926.

Floyd L. Whicker, Auditor.

OATH OF REVIEWERS.

THE STATE OF INDIANA HENDRICKS COUNTY SS:

WE, Robert King, Milbur Kendall and Chas. Z. Cook do solemnly swear that we will faithfully and impartially discharge the duties assigned and directed to us on the within order of the Board of Commissioners of said County to the best of our skill and ability, so help us God.

Robert H. King

Milbur E. Kendall

Chas. Z. Cook

Subscribed and sworn to before me, this 14 day of August 1926.

Floyd L. Whicker

Auditor Hendricks Co.

ROAD REVIEWERS REPORT.

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

We, the undersigned Reviewers, who were appointed by your honorable body at your regular August Term 1926, to review a proposed highway, as petitioned for by A. B. Carter et al for the purpose of assessing the damages, if any, that would be sustained by opening the same through the lands of Harlan C. Hadley, Amy Frazee, Orlando Davis, Lucy Roark, Terre Haute Indianapolis and Eastern Traction Company and the Merchants Heat and Light Company of Indianapolis, did on the 14th day of August 1926 meet at the office of the Auditor of Hendricks County and after duly sworn according to law, did proceed to review said highway as follows.

Commencing at a point on the south line of section 4, township 15 North of Range 1 east which point is 575 feet east of the south west corner thereof, and running thence easterly along and adjacent to the line dividing sections 4 and 3 of township and range aforesaid, on the north from sections 9 and 10, township and range aforesaid, on the south, a distance of 8059 feet and to a point where said line intersects with the center line of the Indiana State Road No. 31, which point is 1293 feet east of a stone at the center south of the southwest quarter of said section 3.

The width of this proposed highway is more particularly described as follows.

From the beginning point of the above description and running thence east a distance of 4759 feet, the width of the proposed improvement shall be 60 feet, 30 feet on each side of the center line thereof.

From the last named point to a point 100 feet east thereof, the width thereof shall be 70 feet, 30 feet on the north and 40 feet on the south of the center line thereof.

From the last named point to a point 200 feet east thereof the width shall be 80 feet 50 feet on the south and 30 feet on the north of the center line thereof.

From the last named point to a point 200 feet east thereof, the width shall be 60 feet, 40 feet on the south and 30 feet on the north of the center line thereof.

From the last named point to a point 500 feet east thereof, the width shall be 60 feet 30 feet on each side of the center line thereof.

From the last named point to a point 100 feet east, the width shall be 60 feet, 40 feet on the south and 30 feet on the north of the center line thereof.

From the last named point to a point 1200 feet east, the width shall be 60 feet, 30 feet on each side of the center line thereof.

From the last named point to a point 100 feet east, the width shall be 80 feet, 50 feet on the south and 30 feet on the north of the center line.

From the last named point to a point 50 feet east, the width shall be 90 feet, 60 feet on the south and 30 feet on the north of the center line.

From the last named point to a point 50 feet east, the width shall be 80 feet, 50 feet on the south and 30 feet on the north of the center line.

From the last named point to a point 200 feet east, the width shall be 60 feet, 30 feet on each side of the center line.

From the last named point to a point 200 feet east, the width shall be 110 feet, 80 feet on the south and 30 feet on the north of the center line.

From the last named point to the eastern end of the proposed improvement a distance of 400 feet, the width shall be 60 feet, 30 feet on each side of the center line thereof.

And we, the revisers, find that the following named parties sustained damages by reason of the location of said highway in the following amounts, to-wit.

Harlan C. Hadley;

1. 1 2/3 acres at \$180 per acre	\$300.00
2. 16 apple trees at \$15 each	240.00
3. 80 rods of fence at \$2 per rod	<u>160.00</u>
	\$700.00

Total damages

Lucy E. Roark

Total damages	\$3500.00
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Amy Frazee

1. 1 2/3 acres at \$180 per acre	\$300.00
2. 80 rods fence at \$2 per rod	<u>160.00</u>
	\$460.00

Total damages

Orlando L. Davis

1. 1 1/2 acres at \$160	\$200.00
2. 29 peach trees at \$4.00	116.00
3. 79 rods of fencing at \$2.00	158.00
4. Damages to remaining real estate	<u>1000.00</u>
	1474.00

Total Damages

Terre Haute, Indianapolis & Eastern Traction Co.

For damages

No damages.

Merchants Heat and Light Company, Indianapolis

For damages

No damages.

Milbur Kendall

Chas. Z. Cook

REVIEWERS

Robert H. King

Commencing at a point on the south line of section 4 township 15 north of range 1 east, which point is 675 feet east of the south west corner thereof, and running thence easterly along and adjacent to the line dividing sections 4 and 3 of township and range aforesaid, on the north from sections 9 and 10 township and range aforesaid, on the south a distance of 8059 feet and to a point where said line intersects with the center line of the Indiana State Road no. 31, which point is 1293 feet east of a stone at the center south of the southwest quarter of said sections 3.

The width of this proposed highway is more particularly described as follows.

From the beginning point of the above description and running east a distance of 4759 feet, the width of the proposed improvement shall be 60 feet, 30 feet on each side of the center line thereof.

From the last named point to a point 100 feet east thereof, the width shall be 70 feet 30 feet on the north and 40 feet on the south of the center line thereof.

From the last named point to a point 200 feet east thereof, the width shall be 80 feet 50 feet on the south and 30 feet on the north of the center line thereof.

From the last named point to a point 200 feet east thereof, the width shall be 70 feet, 40 feet on the south and 30 feet on the north of the center line thereof.

From the last named point to a point 500 feet east thereof, the width shall be 60 feet 30 feet on each side of the center line thereof.

From the last named point to a point 100 feet east, the width shall be 70 feet, 40 feet on the south and 30 feet on the north of the center line thereof.

From the last named point to a point 1200 feet east, the width shall be 60 feet, 30 feet on each side of the center line thereof.

From the last named point to a point 100 feet east, the width shall be 80 feet, 50 feet on the south and 30 feet on the north of the center line thereof.

From the last named point to a point 50 feet east the width shall be 90 feet, 60 feet on the south and 30 feet on the north of the center line thereof.

From the last named point to a point 50 feet east, the width shall be 80 feet, 50 feet on the south and 30 feet on the north of the center line thereof.

From the last named point to a point 200 feet east, the width shall be 60 feet, 30 feet on each side of the center line thereof,

From the last named point to a point 200 feet east, the width shall be 110 feet, 80 feet on the south and 30 feet on the north of the center line thereof.

From the last named point to the eastern end of the proposed improvement a distance of 400 feet, the width shall be 60 feet, 30 feet on each side of the center line thereof.

And the board having examined the report of said reviewers and having heard the evidence and being sufficiently advised finds that the damages assessed by said reviewers ~~is not~~ excessive but in all respects reasonable and that the report of the reviewers ought to be approved.

It is therefore ordered by the board that their report of said reviewers be and the same is hereby approved, that the said Harlan C. Hadley be and he is hereby allowed

the sum of \$700.00 damages herein. It is further ordered that the said Lucy E. Roark be and she is hereby allowed the sum of \$3500.00 damages herein. It is further ordered that Amy Frazee be and she is hereby allowed the sum of \$460.00 for damages herein. It is further ordered that Orlando L. Davis be and he is allowed the sum of \$1474.00 for damages herein.

And it is further ordered that the costs of this review and the damages assessed be paid out of the County Treasury and that said highway be recorded and opened to the width ranging from 60 to 120 feet as more particularly described in the report aforesaid and that said highway be kept in repair as provided by law and that the County Auditor transmit a copy of the order to the Trustee of Washington Township.

In the Matter of the Petition of
John T. Richardson et al for the
Improvement of a Public Highway
in Liberty Township, Hendricks
County, Indiana, by taxation.

Comes now the petitioners in the above entitled matter and it appearing to the satisfaction of the Board of Commissioners of Hendricks County, Indiana that a petition containing the signatures of more than (50) freeholders and voters of Liberty Township, Hendricks County Indiana was filed in the office of the Auditor of Hendricks County, Indiana, of the 8 day of March 1924 and it further appearing to the board that the time of the filing of said petition, the Auditor of said County endorsed on said petition as follows; "Set for hearing April 7 1924, Floyd L. Whicker, Auditor.) and it further appearing to the satisfaction of the Board that notice of the filing of such petition was published for two weeks in the Republican and Danville Gazette, two weekly newspapers of general circulation throughout Hendricks County, Indiana, of opposite political parties printed and published at Danville, Indiana all of which is shown by the affidavits filed by Julian D. Hogate and W. A. King editors and publishers of the respective papers hereinbefore named, copies of which affidavits and notices given are in the following words and figures to wit: (H.I.).

And it further appearing to the satisfaction of the board that notices were posted in three public places in Liberty township, the same being the township in which said improvement as herein proposed is located for more than fifteen days before the date of the hearing herein, as the same appears from the affidavit of Wesley T. Richardson which affidavit is as follows to wit: (H.I.).

And it further appearing to the Board that a notice was posted at the door of the Court House at Danville, Indiana for more than fifteen days before the date of the hearing herein, as the same appears from the affidavit of Floyd L. Whicker which affidavit is as follows, to wit (H.I.).

And it further appearing to the Board that no taxpayer of Liberty Township said county and state, has filed any objection to the form of sufficiency of said petition has in any way objected to the names on said petition, the Board therefore now examines said petition and the named thereto attached and finds that such petition has been signed by more than fifty freeholders and voters of Liberty Township, said county and state; the Board finds said petition to be in due form and according to law; that the said petition was filed in the office of the Auditor of Hendricks County, Indiana, on the 8 day of March 1924., and that the said Auditor endorsed the date for the hearing on said petition as the 7 day of April 1924 not more than thirty days of the filing thereof; the Board further finds that the highway proposed to be improved is not greater than three miles in length. that said improvement proposed connects with a County Free Gravel Road and has a beginning and ending in a public free gravel road as required by law.

It is therefore ordered by the Board that said petition is in due form and sufficient in all respects.

And now time is given for the filing of any remonstrance and further proceedings herein are continued.

In the Matter of the petition of
John T. Richardson et al for the
Improvement of a Public Highway
in Liberty Township, Hendricks
County, by taxation

Comes now again the petitioners in the above entitled matter and it appearing to the Board that more than twenty days have elapsed since the day set for the hearing of the petition in said above entitled matter and no remonstrance against said petition has been presented or filed by any of the freeholders and legal voters of Liberty Township, Hendricks County, Indiana, it is now therefore ordered that said petition be spread of record in the records of the Auditor of Hendricks County, Indiana, which is in the following words and figures to wit:

ROAD PETITION

STATE OF INDIANA

SS:

COMMISSIONERS COURT

HENDRICKS COUNTY

APRIL TERM 19'24.

To the Honorable Board of Commissioners of Hendricks County:

GENTLEMEN: The undersigned petitioners to your Honorable Board represent as follows That they are resident freeholders of the County aforesaid, and that six of them reside in the immediate neighborhood of and are interested in the improvement of a public highway on the following described route, to wit: Commencing in the Belleville and Monrovia road on the section line dividing sections 24 and 25, and running thence west on said section lines dividing said sections 24, 23 and 22 on the north, from sections 25, 26 and 27 on the south, all being in township 14 north, range 1 west, to the intersection of the Clayton and Hazelwood road, a distance of two and one-fourth miles, and all being in Liberty township, Hendricks County, Indiana, said road to be 30 feet in width and improved to a distance of $7\frac{1}{2}$ feet on each side of said section line, and upon each side thereof, to be properly graded and by building bridges and culverts and sewers thereon, and that said highway, when improved, be not less than 30 feet in width.

Your petitioners further represent that said foregoing highway does not extend through any city or incorporated town, and that these petitioners are residents of said township.

Your petitioners would further represent and show that said road proposed to be improved, is less than three miles in length, and that the east terminus of said road is in the Belleville and Monrovia road which is a macadamized highway, and that the west terminus of said proposed road is in the Clayton and Hazelwood road, which is an improved free gravel highway, and that the road extending west from the intersection of the Clayton and Hazelwood road is also an improved free gravel road.

Your petitioners ask that the costs and expenses incidental to said improvement be provided for by the issuing and sale of bonds and that said improvement be made in all respects as provided for by the acts of the General Assembly of the State of Indiana for the improvement of public highway.

John T. Richardson, F. C. Meridith, H. E. Ross, H. E. Oxley, A. Cernine, Elvin Busby, Jesse M. Price, C. P. Duncan, Fred Kenworthy, D. V. Richardson, F. N. Wright, George Hodges, Ora A. Johnson, D. E. Hiatt, J. Thomas Crave, Hannah Scotten, Smith Busby, Charles L. Shuler, Wesley T. Richardson, Catherine Milhon, R. D. Mynott, Edith Wilson, Earl English, S. S. Craven, O. A. Stout, D. S. Hazelwood, George M. McClellan

W. W. Stout, W. H. Callahan, Edward L. Buis, Elijah Price, John Thompson, F. C. Jackson, Emaline Scotten, E. S. Thompson, Lee K. Worrell, M. L. Stout, Ernest Rynerson, D. A. Reitzel,, J. N. Richardson, Fred Mynott, Frank W. Allen G. W. Milhon, Marvin Blythe, T. H. Mitchell, Morris Johnson, Arthur Elmore, Enos Mitchell. Elizabeth C. Richardson, C. F. Edmonson, D. B. Willis, O. H. Johnson, Amos L. Mitchell, J. B. Edmonson, Ben Scotten, A. C. Edmonson, Hannah Richardson, Henry York, W. M. Craven, H. L. Rhoades, Ona Acotten, Carl Mitchell, John Kasrman, E. J. Staley, D. M. Richardson, Benj. Scott, Alva Scotten, Luther Stout, Sophia E. Stout, Robert Bayliss, Albert Forrest, Emma Leitzman, David H. Elmore, W. D. Barnes, Carl Cooper, E. V. Milhon, Clarence D. Cooper, A. E. Kivett.

And now the Board appoints Loyd Holtsclaw, Raleigh Mc Coun as viewers and George R. Harvey as engineer, all of whom the Board finds to be responsible freeholders and voters of Hendrick County, Indiana, and none whom reside or own any taxable property in Liberty Township, Indiana, Hendricks County.

It is further ordered by the board tht said viewers and enginner shall meet at the Auditors office at Danville, in Indiana on May 10, 1924 at 9 o'clock and qualify as by law provided and to then proceed to view said road and make their report to the board not later than June 2, 1914. And further porceedings herein are continued.

IN THE MATTER OF CONTINUANCE OF ROAD PROCEEDINGS.

It is hereby ordered by the Board that whenever any proceedings or matters pertaining to the construction of roads in Hendicks County, Indiana, are continued or furhter time is given or required in such proceedings, that such proceedings and matters are to be taken as continued or further time is hereby given without any special record being made thereof in each and all of such proceedings, all of which is hereby ordered by the Board.

In the Matter of the Petition of
John T. Richardson et al for the
Improvement of a Pu lic Highway
in Liberty township, Hendricks
County, Indiana, by taxation.

Comes now again the petitioners in the above entitled proceedings and respectfully show to the Board of Commissioners that pursuant to an order of the Board made on the 5 day of May, 1924, and a notice thereof issued by the Auditor of said County, which notice is in the following words and figures to wit.

ORIDER TO VIEW ROAD.

STATE OF INDIANA
HENDRICKS COUNTY SS:

COMMISSIONERS COURT
MAY TERM 1924.

To, Lloyd Holtsclaw, Raleigh Mc Coun and George R. Harvey.

You are hereby notified that you were appointed by the Board of Commissioners of said county at their May Term, 1924, to view a proposed hihgway as follows, to wit
Commeneing in the Belleville and Monrovia road on the section line dividing sections 24 and 25 and running thence west on said section lines dividin said section 24, 23 and 22 on the north, from sectionw 25, 26 and 27 on the south, all being in township 14 North range 1 west, to the intersection of the Clayton and Hazelwood Road, a distance of tow and one fourth miles, and all being in Liberty township, Hendricks County, Indiana, said road to be 30 feet in width and improved to a distance of $7\frac{1}{2}$ feet on each side of said

section line and if said proposed highway will be of public utility, mark and lay out the same, in the manner prescribed by law, to the width of 30 feet.

You will meet at the office of the Auditor who resides at Danville, Hendricks county Indiana on Saturday the 19 day of May 1924, 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 that 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 7 day of May 1924.

Floyd L. Whicker, Auditor.

OATH OF VIEWERS.

STATE OF INDIANA_ HENDRICKS COUNTY_ SS:

We, Lloyd Holtsclaw, Raleigh Mc Coun and George R. Harvey 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,

Lloyd Holtsclaw

Raleigh Mc Coun.

George R. Harvey.

Subscribed and sworn to before me this 19 day of May 1924.

Floyd L. Whicker, Auditor

that the viewers and engineer, appointed in these proceedings met on the 10 day of May 1924 at the office of the Auditor at Danville, Indiana and took the oath as provided by law, and otherwise qualified for the appointment herein for the faithful discharge of their duties in these proceedings, and that the said engineer having heretofore qualified by filing his bond in the penal sum of \$5000.00 being the amount fixed by the Board and which bond has been duly approved by the Board and is as follows to wit (H.I.)

And now the Board finds that the viewers and engineer filed their report in these proceedings in the office of the Auditor of said County on the 20 day of January, 1926 and that the same remained on file in that office, open to the inspection of any person or persons or corporations for more than ten days prior to the regular term of said Board in February, 1926, and before the filing of the supplemental report herein, and now on this 1 day of February 1926, said viewers and engineer file their supplemental report herein, and now from said supplemental report the board finds that the improvement herein provided in the plans and specifications will cause no injury to or damage the property of any idiot, minor or persons of unsound mind; further that no person or corporation has made any written claims to said viewers and engineer or the Board, because of injury to property by reason of said improvement; and the Board now finds that the report and Supplemental report of the viewers and engineer should in all things be approved.

Th Board further finds that the highway described in said report and as provided for in the plans and specifications is less than three miles in length and that the end of same connects at one end with an improved county free gravel road and at the other with a county free gravel road in Liberty Township, Hendricks County, Indiana. That the improvement as provided for in all said report plans and specifications will be of public utility, and that said improvement should be ordered established, as provided in said report, plans and specifications without submitting the said matter to an election of the voters of said township.

It is now therefore ordered by the Board that the report of the viewers and engineer and the supplemental report be and they are hereby approved and that the Auditor shall spread report and supplemental report of record as follows, to wit:

ROAD VIEWERS REPORT.

TO THE HONORABLE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY INDIANA:

We, the undersigned viewers, who were appointed by your honorable body at your regular April Term of 1924, to view a proposed highway, as petitioner for by John T. Richardson et al., have discharged the duty assigned us, and submit to you the following report, to wit:

We met as directed in the order hereunto attached and made a part hereof, and after being duly qualified as appears therein, proceeded to view such proposed highway in the manner as by law prescribed, which metes and bounds and course and distance is as follows to wit: The said proposed highway to be 34 feet in width except in cuts and fills, where the same shall be extended to include the slope thereof as shown by the plans and cross sections, which plans and cross sections, together with the specifications for said improvement are made a part of this report and incorporated herein.

Said proposed highway commences in the Belleville and Monrovia Road in the section line dividing sections 24 and 25, township 14 north of range one west, and running thence west on the section line dividing sections 24, 23 and 22 on the north from Sections 25, 26 and 27 said township and range on the south and termination in the Clayton and Hazelwood road. The total length of said proposed highway being 11913 feet, which is less than 3 miles as required by law. Said highway begins and terminates in a free gravel road and lies wholly within Liberty Township.

We find that said road should be constructed of stone in the base with a gravel top or wearing surface.

We estimate the cost of said improvement at \$27500.00.

And we are of the opinion that said highway would be of public utility.

Respectfully submitted

Raleigh Mc Coun

Lloyd Holtsclaw

George R. Harvey

VIEWERS

It is further ordered that the improvement as shown by the reports, plans and specifications and profiles, herein approved, be and the same is hereby ordered established, and that said improvement shall be in accordance with said report, plans specifications and profiles.

The Board further finds that the total indebtedness of Liberty Township, in Hendricks County, Indiana, the same being the township where the highway proposed to be improved is located, including all the costs and expenses of the improvement of highways will not exceed 2% of the total assessed taxable valuation of the property of said township.

It is further ordered by the Board and it does now determine to issue bonds in the sum of \$27500.00 against Liberty Township, Hendricks County, Indiana, to provide funds for the construction of the said improvement herein ordered constructed and to pay the costs and expense connected therewith as by law provided. And the Board ordered and determines that said bonds shall draw interest at the rate of $4\frac{1}{2}\%$ per annum, payable semi-annually, covering a period of ten years, and that said bonds shall be twenty in number and that they shall be issued in series, payable two each year until all said bonds shall be paid.

And the Auditor is now directed to give notice as by law provided of such determination of the Board.

And further proceedings are herein continued.

IN THE MATTER OF THE JOHN T. RICHARDSON ET AL
 PETITION FOR THE IMPROVEMENT OF A HIGHWAY IN
 LIBERTY TOWNSHIP, HENDRICKS COUNTY, INDIANA
 BY TAXATION.

And now at the regular April session, 1926 of the Board of Commissioners of Hendricks County, Indiana, it appears to the satisfaction of the Board that no objections have been filed or presented to the Auditor to the determination heretofore made by the Board to issue bonds in the sum of \$27500.00 in said matter, now therefore the Board orders and directs that the Auditor give notice as by law provided for the letting of the contract for said above entitled improvement on August 30, 1926 at 10 o'clock A. M..

And further proceeding herein are continued.

In the Matter of the Petition of
 John T. Richardson et al for the
 Improvement of a public highway in
 Liberty township, Hendricks County,
 Indiana, by taxation.

Comes now the petitioners in the above entitled proceedings and comes also the Auditor of Hendricks County, Indiana, and produces and files the affidavits and copies of notices thereto attached of Julian D. Hogate editor of the "Republican" and of W. A. King editor of the "Danville Gazette", each being weekly newspapers of general circulation throughout Hendricks County, Indiana, printed in the English language and published at Danville, Indiana, from which it appears that notice by publication was given throughout Hendricks County, Indiana, and particularly to the taxpayers of Liberty Township, said county and state, of the determination made herein by the Board of Commissioners of Hendricks County, Indiana on the 11 day of March 1926, to issue bonds in the sum of \$27500.00 that the first of said publications of notice was given on the 11 day of March 1926, and the last of which publications was made on the 18 day of March 1926, and the proofs of such publication of notice in said newspapers are in the following words and figures, to wit: (H.I.) further it is shown that like notices were posted in three public places in Liberty township, Hendricks County, Indiana, giving notice of such determination to issue bonds, as aforesaid, as the same is shown by the affidavit of Floyd L. Whicker, which affidavit and copy of notice thereto attached is as follows, to wit; (H.I.).

And now the Board finds that the notice was given, as by law provided of the determination of the Board to issue such bonds as aforesaid.

And the Board now also finds that there is no newspaper published in said above named township.

And the Board finds that no petition or objections, to issuing such bonds has been filed or made by any taxpayer, or taxpayers of said township and that the time has expired for the making of such objections or the filing of any objections against issuing of said bonds.

And now the Auditor produces and files the proofs of publication of notices of the letting of the contract for the construction of the above and foregoing entitled improvement; such proof consists of the affidavits of Julian D. Hogate and W. A. King editors of the "Republican" and the "Danville Gazette" respectively, showing that

notice was given for three successive weeks in said above named newspapers, the first of which publications was made and given on the 5 day of August 1926, and the third and last of which publications was made on the 19 day of August 1926, which affidavits and copies of notice thereto attached are in the following words and figures, to wit; (H.I.) also the affidavit of Blanche Bills, Clerk for the Enquirer Printing and Publishing Company of "The Indianapolis Commercial", is produced and filed from which it appears to the Board that notice of such letting was given by publications for one time in such newspaper, printed and published at the city of Indianapolis Indiana which affidavit and copy of notice are in the following words and figures to wit (H.I.)

And now from all of the foregoing facts the Board finds that due notice was given as by law required for the letting of the contract in the above and foregoing entitled proceedings.

And now at the place designated in said notices, at the hour named therein the Board of Commissioners of Hendricks County, Indiana, met to receive and open bids for the construction of the above and foregoing entitled improvement.

All bids received by the Auditor were, as the Board does now find opened in the presence of the bidders and public generally, and the Board, having examined and inspected all of the bids submitted and being fully advised and informed in the premises, finds that the bid of Oliver R. Larkin is the lowest and best bid submitted for the construction of said road, that said bid is for the sum of 23902.20; that said bid is for the sum not greater than the estimated cost of said road; that said bid is accompanied by a bond in a penal sum double the amount of the bid; that the contract for the construction of said road should be awarded to said named bidder for the amount of the bid submitted.

It is therefore ordered and adjudged by the Board that the contract for the construction of the above and foregoing entitled improvement be and the same is hereby awarded to Oliver R. Larkin at and for the sum of 23902.20 being the amount of the bid submitted by such bidder. And now the said contract reduced to writing and is signed by the Board of Commissioners of Hendricks County, Indiana, and by the said named bidder, to wit; Oliver R. Larkin and is in the following words and figures to wit:

CONTRACT.

For the construction of the John T. Richardson et al road in Liberty township.

This agreement made and entered into by and between Oliver Ray Larkin, of Putman County, State of Indiana, of Greencastle, 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 30 day of August, 1926 the said Board of Commissioners received bids for the construction of the John T. Richardson road in Liberty Township, Hendricks County, Indiana, and the said Oliver Ray Larkin being declared the lowest and best responsible bidder, the contract was awarded to the said Oliver Ray Larkin for the amount of his bid, viz 23902.20 and the said party of the first part 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 report of the viewers and engineer for said road, now on file in the office of the auditor of said county which said reports, specifications and profile and bid 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 is performed or material is furnished to said contractor or agent or superintendent in charge of said work. It is further understood that said party of the first part will not and can not sell or assign this contract or sub let the work to any person or persons, except by the consent of 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 1st day of September 1927 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 the 1st day of September 1927, then said party of the first part agrees and promises to pay to the said party of the second part as liquidated damages for the noncompletion of said work and for the depreciation on the part of the public of said Hendricks County for the use of said ~~wm~~ road from and after said 1st day of September 1927, the sum of twenty five dollars (\$25.00) per day 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 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 Hendricks County, provided that said failure to complete said improvement within the said time specified for such completion is not caused by strikes or any other cause or causes beyond the control of said party of the first part or that said time has not been extended by said Board of Commissioners. In the event the party of the second part 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 understood and agreed by and between the parties hereto that said party of the second part shall withhold full payment to the party of the first part as required by section 1 of 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 labors, materials and sub-contractors claims.

The party of the second part hereby agrees that the party of the first part 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 % of said engineers said estimates; 20 % of the said contract price shall be retained by the said County until the said work is fully completed and finally accepted by the said Board of Commissioners.

And the said party of the first part 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 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 said Board of Commissioners of Hendricks County have also signed and approved this contract this 30 day of August, 1926

Oliver Ray Larkin

Party of the First part.

Frank A. Haynes

John E. Vestal

M. A. Gregory

Attest Floyd L. Whicker. Auditor

Board of Commissioners of Hendricks Co.

And it is ordered by the Board that the bond of said named Bidder in the sum of \$55000.00 with W. E. Pickens, R. E. Larkin, G. W. Wallace, Walter Dorsett and Robert E. Rhea as surety thereon, be and the same is hereby approved and is in the following words and figures to wit;

CONTRACTORS BOND FOR CONSTRUCTION.

(Note.- See Acts 1907, page 582, section 5. The bond must be signed by a responsible Bonding or Surety Company, or at least two resident freeholders of the state of Indiana whose financial responsibility has been investigated and is certified by the Auditor or the Clerk of the Circuit Court of the County in which such Securities reside, even though they reside in _____ County. Any bond with freehold Sureties without such certificate will not be considered. This Certificate is not necessary where a responsible bonding or Surety company is the Surety.)

KNOW ALL MEN BY THESE PRESENTS. That, we the undersigned A. R. Larkin of Putman county in the State of Indiana as principal, and W. E. Pickens and R. E. Larkin, G. W. Wallace and Walter Dorsett of Putman County and Robert E. Rhea residents and freeholders of Putman and Hendricks County, in the state of Indiana as Sureties are held and firmly bound unto the State of Indiana, in the penal sum of \$55000.00 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, and assigns, firmly by these presents this 27th day of August, 1926.

THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH That, whereas, the Board of Commissioners of the County of Hendricks in the State of Indiana, are about to let a contract for the construction of the John T. Richardson road in Liberty Township, Hendricks County, Indiana.

And whereas the above named A. R. Larkin has filed a bid herewith for said work with the Auditor of the County of Hendricks

Now, therefore if the said Board of Commissioners shall award said A. R. Larkin a contract for said work and improvement of any portion thereof, and the work with the said Board of Commissioners and shall well and faithfully perform and execute said work in all respects according to the complete and detailed specifications and full and complete drawings, profiles and models therefor, adopted by the said Board of Commissioners, and according to the time, terms and conditions of such contract and the said Board shall promptly pay all debts incurred by him in the prosecution of such work, including those for labor, materials furnished and for boarding the laborers thereon then this obligation shall be void, otherwise to remain in full force, virtue and effect.

O. R. Larkin Principal
 W. C. Pickens
 R. E. Larkin
 G. W. Wallace
 Walter Dorsett
 Robert E. Rhea.

STATE OF INDIANA
 SS:
 PUTMAN COUNTY

Before me, a Notary Public in and for said county, Personally appeared O. R. Larkin as principal in the foregoing bond, and W. E. Pickens and R. E. Larkin and G. W. Wallace and Walter Dorsett as Sureties, and the Principal and sureties being duly sworn upon oath, say that they and each of them are worth over and above their actual bona fide indebtedness the principal sum of this bond; and each of them are residents and free holders of Putman County in the State of Indiana, and the aforesaid principal and sureties severally acknowledge the execution of the foregoing instrument for the uses and purposes therein mentioned.

Witness my hand and notary seal this 27 day of August 1926.

Gilbert E. Pickard, Notary.

My commission expires 10-18-26.

State of Indiana, Hendricks County, SS:

Before me Howard L. Rhea, Notary Public, in and for said County, personally appeared Robert E. Rhea and acknowledged the execution of the foregoing instrument for the uses and purposes therein mentioned.

Witness my hand and notary seal this 26 day of August, 1926.

My Commission expires Sept 11, 1926.

Howard L. Rhea, Notary.

STATE OF INDIANA
 SS:
 COUNTY OF PUTMAN

THE UNDERSIGNED W. D. Lovett, Auditor of the County of Putman, state aforesaid hereby certifies that he has investigated the financial responsibility of sureties of the this bond and who signed the above foregoing bond, as sureties and hereby certify that each of such sureties is financially responsible for the principal sum of such bond.

Witness my hand and the seal of the County Commissioners of Putman County, in the State aforesaid, this 27th day of August 1926.

W. D. Lovett, Auditor.

The foregoing bond accepted this Sept 6, 1926.

Frank A. Haynes

John E. Vestal

M. A. Gregory

Board of Commissioners
 Hendricks Co,
 Indiana

Attest Floyd L. Whicker, Auditor of Hendricks Co.

And now the Board finds that including the contract price as here inbefore shown it will require the sum of \$26000.00 to pay for the construction of said road for the preliminary and other expenses in connection therewith, as by law provided.

BOND ORDINANCE.

IT IS THEREFORE ORDERED AND ORDAINED BY THE BOARD of Commissioners of Hendricks County, Indiana, that bonds be issued and sold to provide for the construction of the above entitled road and the proper expenses in connection therewith, as by law provided in the sum of 26000.00 payable over a period of ten years from the date thereof, bearing interest at the rate of 4 $\frac{1}{2}$ per annum interest payable semi-annually, both principal

and interest to be payable at the office of the Treasurer of Hendricks County, Indiana

It is ordered and ordained that said bonds shall bear date of September 15, 1926, and that each bond shall be in denominations of \$1300.00, and that there shall be twenty of such bonds; that the said bonds shall be issued in series and that the first of said bonds shall be due and payable May 15, 1927 and that one of said bonds shall be due and payable Nov. 15, 1927 and so in like manner until all of said bonds are paid.

It is ordered and ordained that the interest on said bonds shall be evidenced by coupons attached thereto bearing the fac simile signatures of the members of the Board of Commissioners of Hendricks County, Indiana, which shall have the same force and effect as though such coupons had been manually signed by said Board.

It is ordered and ordained that all of the bonds, twenty in number, shall be signed by the members of the Board of Commissioners of Hendricks County, Indiana, and that they shall be attached by the Auditor of said county and that the seal of the county, shall be placed on said bonds.

It is further ordered and ordained that annually there shall be levied a tax on the taxables of Liberty Township, Hendricks County, Indiana, sufficient to pay and discharge the said bonds and interest coupons thereto attached as they become due.

And now the Treasurer of Hendricks County, Indiana, is hereby charged with the duty and obligation of selling said bonds, hereinbefore ordered and ordained to be issued and that he sell the same for not less than their full par value and accrued interest to the date of delivery, that the moneys derived from the sale of said bonds shall be kept by said Treasurer as a fund with which to pay for the construction of said road, including the contract price and preliminary and other expenses in connection therewith including the per diem of the Engineer and Superintendent of Construction, attorneys fees for the petitioners, transcript fees and all other charges as by law provided.

And now George R. Harvey, County Surveyor and Engineer, is hereby appointed an Engineer of the said Road.

And now Obe Johnson is hereby appointed Superintendent of Construction of said road and he is directed and ordered to qualify and give bond as by law provided.

And now further proceedings herein are continued.

In the Matter of the Petition of John T. Richardson et al for the Improvement of a Public Highway in Liberty Township, Hendricks County, Indiana, by Taxation.

And now on this 18 day of September 1926, comes Oris L. Newby, Treasurer of Hendricks County, Indiana, and produces and files the affidavits of Julian D. Hogate Editor of the "Republican" and of W. A. King, Editor of the Danville Gazette from which it appears that notice was given by publications for two successive weekly issues of said papers that bonds would be sold in the total sum of \$26000.00 to provide moneys for the construction of the above and foregoing road and to pay the costs and expenses in connection therewith as by law provided, which affidavits and copies of notices thereto attached are in the following words and figures to wit (H.I.).

And also he produces and files the affidavit of Blanch Bills Clerk of the Enquirer Printing and Publishing Company, publishers of "The Indianapolis Commercial. From which it appears that notice of such bond sale was given for one time in a paper printed and published in the city of Indianapolis, Indiana, which affidavit and copy of notice thereto attached are in the following words and figures to wit (H.I.)

And now on the date named in said notice, and at the time and place therein designated said above named County Treasurer offered said bonds in the total sum of 26000.00 for sale to the highest and best bidder thereof. That First Nat. Bank of Danville being bid of 26000.00 and \$412.50, being the amount of premium thereon, and that being the highest and best bid therefor, the said Treasurer now sells said bonds to said 1st Nat. Bank for the sum of 26,412.50 and accrued interest to the date of delivery.

Orie L. Newby
Treasurer of Hendricks County, Indiana

SEPTEMBER
In the Matter of
E. H. Dale vs
a Public Sale
Hendricks County
Indiana
their petition
being in violation
And the Court
informed in the
given for the
both being weekly
Indiana, proofs
to wit: (H.I.) The
petition were post
public places in
of notices as at
and which proofs
And now such
papers in this pro
And the Board
the Auditor of
Eloise L. Walker,
And now the
that the highway
County Free Grave
length; that said
wholly within the
presented and file
Hendricks County
accordance with
The Board
sufficiency of
And now the
proceedings here
remittance as
All of which
And further

SEPTEMBER TERM 1926

In the Matter of the Petition of
E. M. Dale et al for the improvement of
a Public Highway in Middle Township,
Hendricks County, Indiana, by taxation.

Come now the petitioners in the above entitled matter and present to the Board their petition praying for the improvement of a certain public highway located and being in Middle township, Hendricks County, Indiana.

And the Board, having inspected said petition and being duly advised and informed in the premises, finds that notice of the filing of such petition was given for two successive weeks in the "Republican" and in the "Danville Gazette" both being weekly newspapers of general circulation throughout Hendricks County, Indiana, proofs of which notices by publication are in the following words and figures to wit: (H.I.) The Board also finds that notices of the filing and pendency of such petition were posted at the Court House door at Danville, Indiana, and in three public places in Middle township, Hendricks County, Indiana proofs of which posting of notices as aforesaid, are shown by the affidavit of..... and which proofs are in the following words and figures, to wit (H.I.).

And now such proofs of publication and posting of notices are filed herein as papers in this proceedings.

And the Board finds that such petition, filed herein, was duly endorsed by the Auditor of Hendricks County, Indiana, as follows: "Set for hearing Sept 6th 1926 Bloyd L. Whicker, Auditor."

And now the Board finds that such petition is in due form and regular to law; that the highway therein asked to be improved connects at both termini with improved County Free Gravel Roads; that said described highway is not more than three miles in length; that said highway needs to be improved; that said described highway lies wholly within Middle Township, Hendricks County, Indiana; that the petition herein presented and filed is signed by more than fifty freeholders voters of Middle township Hendricks, County, Indiana. Also that the improvement of said described highway in accordance with said petition will be of public utility.

The Board also finds that no remonstrance has been filed against the form or sufficiency of said petition.

And now the Board assumes jurisdiction of said matter and orders that further proceedings herein be continued for a period of twenty days from this date for any remonstrance on account of said improvement.

All of which is hereby ordered, adjudged and decreed by the Board.

And further proceedings herein are continued.

RESOLUTION ACCEPTING DEED IN THE MATTER OF CHANGING
AND STRAIGHTENING HIGHWAY KNOWN AS ROCKVILLE ROAD.

RESOLVED BY THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, STATE OF INDIANA THAT-
WHEREAS, CERTAIN CLAIMS WERE DULY FILED WITH THE BOARD OF COMMISSIONERS FOR DAMAGES IN
THE MATTER OF RELOCATION OF THE ROCKVILLE ROAD AND SAID CLAIMS WERE DULY REVIEWED AND
DAMAGES FIXED BY RE-VIEWERS ALL AS SHOWN IN THE MINUTES OF THE BOARD OF COMMISSIONERS
OF SAID COUNTY AND STATE AND WHEREAS THE BOARD OF COMMISSIONERS HAVE DULY ALLOWED SAID
CLAIMS AS FIXED BY SAID VIEWERS AND WHEREAS LUCY E. ROARK DULY CONSENTED AND AGREED WITH
SAID BOARD OF COMMISSIONERS THAT UPON THE ALLOWANCE OF HER CLAIM FOR THREE THOUSAND
FIVE HUNDRED DOLLARS SHE WOULD EXECUTE AND DELIVER TO HENDRICKS COUNTY INDIANA HER
WARRANTY DEED FOR THE FOLLOWING DESCRIBED REAL ESTATE IN THE COUNTY OF HENDRICKS STATE
OF INDIANA TO WIT-

ALL THE PART OF THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION 9 TOWNSHIP 15 NORTH
RANGE ONE EAST THAT LIES NORTH OF THE ROCKVILLE ROAD AND BOUNDED AND DESCRIBED AS FOL-
LOWS TO WIT-

BEGINNING AT THE NORTHEAST CORNER OF SAID WEST HALF QUARTER RUNNING THENCE SOUTH TO A
POINT 23.78 CHAINS NORTH OF THE LINE OF THE RIGHT OF WAY OF THE C.C.C. & ST LOUIS RY.
COMPANY AND TO THE CENTER OF THE ROCKVILLE ROAD THENCE NORTH $62\frac{1}{2}$ DEGREES WEAR IN THE
CENTER OF SAID ROAD 8 CHAINS AND 10 LINKS TO THE SECTION LINE ON THE NORTH OF SAID
SECTION 9 THENCE EAST ON SAID LINE TO THE PLACE OR BEGINNING ESTIMATED TO CONTAIN $77/100$
ACRES MORE OR LESS.

AND WHEREAS SAID LUCY E. ROARK HAS DULY EXECUTED HER DEED TO SAID HENDRICKS COUNTY IND
IN COMPLAINT WITH HER SAID AGREEMENT. NOW THEREFORE IN ORDER THAT SAID AGREEMENT MAY
BE COMPLETED AND THAT SAID HENDRICKS COUNTY INDIANA MAY RECEIVE THE COMPLETE TITLE TO
SAID REAL ESTATE

SECTION 2. BE IT FURTHER RESOLVED THE DEED OF CONVEYANCE OF SAID LUCY E. ROARK TO SAID
HENDRICKS COUNTY STATE OF INDIANA IS HEREBY ACCEPTED BY SAID BOARD OF COMMISSIONERS AND
THE THREE THOUSAND FIVE HUNDRED DOLLARS IS AFFOWED AS DAMAGES IN THE FOREGOING
PROCEEDINGS IS FIXED AS THE FULL CONSIDERATION FOR SAID REAL ESTATE AND THE AUDITOR OF
SAID HENDRICKS COUNTY IS DIRECTED TO ACCEPT SAID DEED AND PLACE THE SAME OF RECORD IN
THE RECORDERS OFFICE OF HENDRICKS COUNTY INDIANA.

SECTION 3. BE IT FURTHER RESOLVED THAT WHEREAS AN EMERGENCY EXISTS FOR THE IMMEDIATE TAK-
ING EFFECT OF THIS RESOLUTION THE SAME SHALL BE IN FULL FORCE AND EFFECT FROM AND
AFTER ITS PASSAGE.

ADOPTED THIS 16TH DAY OF OCTOBER 1926

--ERANK A. HAYNES-----

--JOHN E. VESTAL-----

--MERRITT A. GREGORY-----
BOARD OF HENDRICKS COUNTY STATE OF
INDIANA

ATTEST FLOYD L. WHICKER
COUNTY AUDITOR

WARRANTY DEED

THIS INDENTURE WITNESSETH

THAT LUCY E. ROARK UNMARRIED WIDOW OF ABRAM J. ROARK DECEASED OF HENDRICKS COUNTY IN THE STATE OF INDIANA

CONVEY AND WARRANT TO

HENDRICKS COUNTY STATE OF INDIANA OF HENDRICKS COUNTY IN THE STATE OF INDIANA FOR THE SUM OF THREE THOUSAND FIVE HUNDRED DOLLARS THE RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED THE FOLLOWING REAL ESTATE IN HENDRICKS COUNTY IN THE STATE OF INDIANA TO WIT- ALL THAT PART OF THE WEST HALF OF THE NORTH WEST QUARTER OF SECTION NINE 9 TOWNSHIP FIFTEEN 15 NORTH RANGE ONE 1 EAST THAT LIES NORTH OF THE ROCKVILLE ROAD AND BOUNDED AND DESCRIBED AS FOLLOWS TO WIT- BEGINNING AT THE NORTH EAST CORNER OF SAID WEST HALF QUARTER RUNNING THENCE SOUTH TO A POINT 23/ AND 78/100 CHAINS NORTH OF THE LINE OF THE RIGHT OF WAY OF THE C.C.C. AND ST LOUIS RAILWAY COMPANY. AND TO THE CENTER OF THE ROCKVILLE ROAD THENCE NORTH 62½ DEGREES WEST IN THE CENTER OF SAID ROAD EIGHT 8 CHAINS AND TEN LINKS TO THE SECTION LINE ON THE NORTH OF SAID SECTION 9 NINE THENCE EAST ON SAID LINE TO THE PLACE OF BEGINNING ESTIMATED TO CONTAIN 77/100 ACRE MORE OR LESS.

IN WITNESS WHEREOF THE SAID LUCY E. ROARK UNMARRIED HAS HEREUNTO SET HER HAND AND SEAL THIS 16TH DAY OF OCTOBER A.D. 1926

LUCY E. ROARK

STATE OF INDIANA

HENDRICKS COUNTY SS.

BEFORE ME HORACE L. HANNA A NOTARY PUBLIC IN AND FOR SAID COUNTY THIS 16TH DAY OF OCTOBER PERSONALLY APPEARED LUCY E. ROARK UNMARRIED AND ACKNOWLEDGED THE EXECUTION OF THE ANNEXED DEED W

WITNESS MY HAND AND OFFICIAL SEAL

HORACE L. HANNA

MY COMMISSION EXPIRES DECEMBER 4 1928

NOTARY PUBLIC

WARRANTY DEED

LUCY E. ROARK UNMARRIED TO HENDRICKS COUNTY INDIANA

25746

RECEIVED FOR RECORD THE 16TH DAY OF OCTOBER AND 1926 AT 4:30 O'CLOCK P.M. AND RECORDED IN RECORD 134 PAGE 505

RAYMOND L. GENTRY RECORDER OF HENDRICKS COUNTY

RECORDERS FEE 1.00

DULY ENTERED FOR TAXATION OCTOBER 16 1926

FLOYD L. WHICKER AUDITOR

AUDITORS FEE .10 PD.

NOVEMBER 3 1926

IN THE MATTER OF THE
 GEORGE HUBER ET AL UNION TOWNSHIP
 HIGHWAY.

BOARD OF COMMISSIONERS TOOK UP FOR CONSIDERATION THE PETITION OF GEORGE HUBER ET AL FOR UNION TOWNSHIP HENDRICKS COUNTY INDIANA FOR THE TAKING OVER OF THE ROAD DESCRIBED IN SAID PETITION AND TO MAKE SAID ROAD A PART OF FREE GRAVEL ROAD SYSTEM OF HENDRICKS COUNTY INDIANA.

THE BOARD AFTER EXAMINING SAID PETITION FINDS THAT SAID PETITION WAS DULY FILED IN THE AUDITORS OFFICE OF SAID COUNTY ON OCTOBER 29 1926 AND SAID PETITION READS AS FOLLOWS-

STATE OF INDIANA

IN THE COMMISSIONERS COURT

HENDRICKS COUNTY SS-

NOVEMBER TERM 1926

UNION TOWNSHIP

TO THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY INDIANA-

WE THE UNDERSIGNED TOWNSHIP TRUSTEE OF UNION TOWNSHIP HENDRICKS COUNTY INDIANA AND FREEHOLDERS RESIDING IN THE ROAD DISTRICT WHERE THE ROAD HEREINAFTER DESCRIBED IS LOCATED REPRESENT AND SAY TO YOUR HONORABLE BOARD THAT THE FOLLOWING DESCRIBED PUBLIC HIGHWAY IN UNION TOWNSHIP SAID COUNTY AND STATE TO WIT-

BEGINNING AT A POINT IN THE PUBLIC HIGHWAY KNOWN AS THE INDIANAPOLIS AND CRAWFORDSVILLE ROAD AT OR NEAR THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 29 TOWNSHIP TOWNSHIP 17 NORTH OF RANGE 1 WEST IN UNION TOWNSHIP HENDRICKS COUNTY INDIANA THENCE SOUTH TO THE PUBLIC HIGHWAY RUNNING WEST THENCE WEST TO THE WEST LINE OF SAID UNION TOWNSHIP AND ENDING AT SADI POINT.

HAS BEEN GRADED AND GRAVELED AND BRIDGED WHERE NECESSARY IN ACCORDANCE WITH THE PLANS AND SPECIFICATION PRESCRIBED BY THE COUNTY HIGHWAY SUPERINTENDENT FOR THE IMPROVEMENT OF TOWNSHIP HIGHWAYS SO THAT THEY MAY BE MADE AND TAKEN OVER AS A PART OF THE COUNTY FREE GRAVEL ROADS- THAT SAID DESCRIBED HIGHWAY CONNECTS AT ONE END WITH A COUNTY FREE GRAVEL ROAD AND AT THE OTHER END WITH THE TOWNSHIP LINE AND SHOULD BE MADE A PART OF THE SYSTEM OF COUNTY FREE GRAVEL ROADS. THAT SAID DESCRIBED HIGHWAY IS THIRTY FEET IN WIDTH AND WITH GRADES NOT EXCEEDING THE MAXIMUM OF FREE GRAVEL ROADS OF THE COUNTY THAT THERE HAS BEEN PLACED THEREON SUITABLE GRAVEL IN THE QUALITY AND QUANTITIES REQUIRED BY LAW AND BY THE PLANS AND SPECIFICATIONS MADE AND ADOPTED BY THE COUNTY SUPERINTENDENT OF HIGHWAYS.

WE FURTHER SAY THAT IT WOULD BE TO THE BEST INTEREST OF THE COUNTY TO MAKE SAID ABOVE DESCRIBED HIGHWAY A PART OF THE COUNTY FREE GRAVEL ROADS.

WHEREFORE WE ASK THAT AN INSPECTION OF SAID HIGHWAY BE MADE AS BY LAW REQUIRED AND THAT YOU GRANT THE REQUEST HEREIN THAT SAID ABOVE DESCRIBED HIGHWAY BE ACCEPTED AND TAKEN OVER AS A PART OF THE COUNTY FREE GRAVEL ROADS.

GEO HUBER TOWNSHIP TRUSTEE.

NAMES.

JOHN D. HOCKER . O. M. OVERSTREET. HORACE SCOTT. FRED AYERS. N. W. TUCKER. CHARLIE CLIFTON. ALVA HOCKER. C. J. REITZ

THE BOARD OF COMMISSIONERS AND ELBERT MURPHY COUNTY ROAD SUPERINTENDENT ALL HAVING VIEWED SAID HIGHWAY HEREIN PETITIONED FOR TO BECOME A PART OF THE COUNTY FREE GRAVEL ROAD AND DULY INSPECTED SAID HIGHWAY AND ALL BEING OF THE OPINION THAT SAID HIGHWAY IS SUBSTANT-

ALLY COMPLIES WITH THE SPECIFICATIONS AND PLANS HERETOFORE ADOPTED AND MADE OF RECORD ON THE 4TH OF FEBRUARY 1924 THE BOARD FINDS THAT SAID HIGHWAY SHOULD BE TAKEN OVER AS A PART OF THE FREE GRAVEL ROADS OF HENDRICKS COUNTY INDIANA.

IT IS THEREFORE ORDERED BY THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY INDIANA THAT THE ROAD DESCRIBED IN THE PETITION HEREIN IS HEREBY MADE A COUNTY FREE GRAVEL ROAD AND SAID SHALL PROVIDE FOR ITS MAINTENANCE AS BY LAW PROVIDED.

In the Matter of the Russell et al Road
on the County Line between Putman and
Hendricks Counties, Indiana.

Whereas, the undersigned, James Mahoney was heretofore awarded the contract, and he did enter into a contract for the construction of the said above entitled road with the ~~Boards of Commissioners of Putman and Hendricks Counties~~ in the state of Indiana, and

Whereas the said James Mahoney entered upon the work of constructing said road and has done the work of grading and gridding and placing the stone and gravel and on a part of said road, but is unable to finally complete said road, and desires to assign the work of completing said road to the United States Fidelity and Guaranty Company of Baltimore, Md., which said company was surety on his bond.

Now, therefore, in consideration of the sum of one dollar and other valuable consideration, the said James Mahoney does hereby and herein assign the contract entered into between himself and the joint Boards of Commissioners of Putman and Hendricks Counties, Indiana, as hereinbefore mentioned, on the 7 day of June 1923, and all his rights and interest therein to the said United States Fidelity and Guaranty Company of Baltimore, Md., and said company agrees to complete said road.

Said James Mahoney also agrees to permit said company to use whatever equipment he may have available to be used by it in completing said road without cost to said company, and said company agrees to return said equipment when said road is completed to said James Mahoney in as good condition, natural wear and tear excepted as it now is in.

Said James Mahoney also agrees to and does hereby assign to said United States Fidelity and Guaranty Company of Baltimore, MD., the balance of the purchase price of said road, and hereby authorizes said company to draw the same as by law provided.

The said company agrees to pay to said James Mahoney any overplus on said contract price above what it takes to complete said road.

It is agreed that this assignment may be spread of record in the records of the Commissioners of Hendricks County, Indiana, if necessary, and also a certified copy sent to the Board of Commissioners of Putman County, Indiana, if necessary, in order that full authority may be shown in the said company to finish said road and draw the balance of the contract price.

James Mahoney

Dated November 24th 1926.

Accepted by the United States Fidelity and Guaranty Company of Baltimore, Md.

Clyde C. Bowers.

In the Matter
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In the Matter of the Petition of
F. N. Wright et al for the Improvement
of a Public Highway in Liberty Township,
Hendricks County, Indiana by taxation.

Comes now the petitioners in the above entitled matter and present to the Board of Commissioners of Hendricks County, Indiana, their petition praying for the improvement of a public highway located in Liberty township, Hendricks County, Indiana.

And the Board, having inspected said petition, and being duly advised and informed in the premises, finds that notice of the filing of such petition was given for two weeks in the "Republican", and in the "Danville Gazette", weekly newspapers of general circulation throughout Hendricks County, Indiana, proofs of which notice by publication are in the following words and figures, to wit: (H.I.)

The Board also finds that notices of the filing and pendency of such petition were posted at the Court House Door at Danville, Indiana, and in three public places in Liberty township, Hendricks County, Indiana, for more than fifteen days prior to the 6th day of September, 1926, proofs of which posting at the Court House door and in said township are shown by the affidavits of _____ and are in the following words and figures, to wit: (H.I.).

And now such proofs of publication and posting of notices are filed herein as papers in this proceeding.

And the Board finds that the petition in this proceeding was filed in the office of the Auditor of Hendricks County, Indiana, on the 4th day of August, 1926, and that the Auditor of said county at such time made an endorsement thereon, as follows: "Set for hearing Sept. 6th, 1926. Floyd L. Whicker, Auditor."

And the Board finds that said petition is in due form according to law and regular in all respects; that the highway therein asked to be improved connects at both termini with improved County Free Gravel roads.

And the Board also finds that the highway therein in said petition asked to be improved is not more than three miles in length; that the same lies wholly within Liberty township, Hendricks County, Indiana; that said highway is in need of being improved; that said petition is signed by more than fifty freehold voters of Liberty township, Hendricks County, Indiana; that no remonstrance has been filed or presented against the form of sufficiency of said petition.

And now the Board assumes jurisdiction of such petition and the matters therein prayed for and does now order that said proceedings be continued for a period of twenty days from this date for any remonstrance on account of such improvement.

All of which is hereby, ordered adjudged and decreed by the Board. And further proceedings herein are continued.

In the Matter of the Petition of
F. N. Wright et al for the Improvement
of a Public Highway in Liberty Township,
Hendricks County, Indiana, by taxation.

Comes now again the petitioners in the above entitled proceedings and show to the Board of Commissioners of Hendricks County, Indiana, that no remonstrance against said improvement has been filed and that more than twenty days have elapsed since said petition was acted on by the Board, and that they ask that the Board appoint viewers and an engineer to inspect said road and make their report there on as by law provided.

And the Board being satisfied that no remonstrance against said improvement has been presented or filed, do now find that viewers and an engineer should be appointed to view said road and make their report on said proposed improvement.

And now the Board appoints Wm J. Thompson and Wm V. Bowen as viewers and George R. Harvey County Surveyor, as Engineer to view said proposed improvement as prayed for in the petition filed in the above entitled matter and to make their report therein as by law provided. And the Board does now find that said named viewers are responsible freeholders and voters of Hendricks County, Indiana and that they are not residents of, nor the owners of any taxable property in Liberty township, said county and state, the same being the township in which said improvement is located. And the Board finds that the Engineer, George R. Harvey, is the County Surveyor of said county and is a competent engineer and that he is qualified by giving bond as by law provided.

And the Board orders and directs that said viewers and engineer shall meet at the auditors office at Danville, Indiana, on Tuesday the 11th day of January, 1927, at 9 o'clock a.m. and qualify for their appointment herein by taking and subscribing to an oath to faithfully and impartially discharge their duties herein as by law provided.

And the Board further orders and directs that said viewers and engineer, after qualifying as hereinbefore ordered, shall then proceed to view said road and the improvement thereof as prayed for in the petition filed herein, and, if they find that the improvement of said road would be of public utility, that they then will make all necessary surveys and estimate the cost of such improvement and make their report to the Board not later than the _____ day of _____ 1927.

All of which is hereby ordered by the Board.

And now further the Board orders that the petition filed herein in the above entitled proceedings shall be spread of record, which is accordingly done and which petition, names of the petitioners and endorsement of the Auditor thereon in the following words and figures, to wit:

COUNTY OF HENDRICKS
STATE OF INDIANA

SS:

COMMISSIONERS COURT

TERM 9126.

To the Honorable the Board of Commissioners of Hendricks County.

Gentlemen: The undersigned petitioners to your Honorable Board represent as follow That they are resident freeholders of the County aforesaid and they are interested in the Improvement of a public highway on the following described route, to wit: Commencing in the free graveled road in the south east corner of section 22 and south west corner of section 33, township 14 north Range 1 west in Liberty township, Hendricks County State of Indiana and running north between said sections 32 and 33 on the section line and between sections 29 and 28 on the section line dividing them to the intersection of the improved free graveled road running east and west between the said sections 28 and 29 on the south and 21 & 20 on the north thereof, said road being two miles in length, all in Liberty Township, Hendricks County, State of Indiana. Said road to be 30 feet in width and improved to a distance of 10 feet on each side of the center line of said road and upon each side thereof, to be properly graded, drained and paved, to be improved with stone or gravel or both, and by building bridges and culverts and sewers thereon, and that said highway when improved be not less than 30 feet in width. Your petitioners further represent that the said highway does not extend through any city or incorporated town, and that these petitioners are residents of said township of Liberty, Hendricks County, State of Indiana, upon which said highway is located. Your petitioners further represent and show that said road to be improved is less than three miles in length and the south terminus thereof is in the improved public highway running in an easterly and westerly direction in or near the south east corner of section 32 and the south west corner of section 33, township 14 north, range 1 west in the county and state aforesaid, and the north terminus thereof being at the north east corner of section 29 and the north west corner of section 28 all in the county and state aforesaid. That the roads both the south and the north terminals are free graveled or macadamized roads and free improved graveled or macadamized county highways and that said proposed improvement is less than three miles in length.

Your petitioners ask that the cost and expenses incidental to said improvement be provided for by issuing and sale of bonds, and that said improvement be in all respects as provided for by the act of the General Assembly of the State of Indiana for the improvement of public highways less than three miles in length.

F. N. Wright	Jesse M. Price	Carl Cooper
Chas. E. Kiser	R. D. Wynatt	Eunice Warmoth
John Thompson	Mark Patterson	Myrtle N. Baldock
Oscar Warmoth	Jesse Barnes	Ella Bayless
Luther Stout	Amos L. Mitchell	W. R. Mynatt
Homer E. Salsman	C. O. Beers	Earl Mynatt
George Thompson	J. W. Milhon	Eather West
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Morton Faxworthy	Ruben Rushton	Stella Busby
W. D. Barnes	Smith Busby	Frank Beadle
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John F. Bray	M. W. Patterson	Mary Stout
F. C. Meridith	James Golden	A. E. Kivett
E. J. Staley	W. A. M Cormack	Anna Thompson
Lloyd K. Rushton	J. W. Blanton	Morton Foster
L. A. Rushton	Fred Havens	C. E. Shields
C. A. Edomson	Leroy Rhoades	Henry York
Wal Cooper	E. R. Allison	Wilber Moon
D. B. Wills	R. E. Jones	G. W. Stone
L. F. Sparks	Walter Thompson	Ben Gorham
J. E. Busby	D. A. Anderson	Albert H. Worrell
Nathan Fisher	Wm Gibson	Paul R. Martin
C. P. Duncan	Albert West	John Pounds
J. K. McClellan	Eather Curtis	J. T. Busby
W. H. Callahan	Benj. Scott	D. A. Reitzel
George Hodge	Jacob Wildman	George Baldock
Robert Bayliss	Walter E. Rushton	John Karsman
D. E. Hiatt	Lura Bay iss	D. V. Richardson
C. A. Bray	Cora Busby	John W. Ward
Arthur Moon	Nancy Kenworthy	Wm R. Bowman
David E. Simmons	W. T. Thompson	Christian Raah
J. B. Edmonson	H. E. Ross	Fred Franklin
Robert Underwood	E. W. Mithell	
Wesley T. Richardson	W. M. Craven	

February Term 1927.

STATE OF INDIANA
SS:
HENDRICKS COUNTY

In the matter of the Petition of
Orien Hadley et al for the im-
provement of a public highway on
the township line between Clay and
Marion townships, Hendricks County,
Indiana.

Comes now again the petitioners in the above entitled cause and it appearing to the Board of Commissioners that the viewers heretofore appointed in this cause at the March term of said Board 1914, haven never reported their doings as by this Board ordered and it further appearing that Theodore Garrison, the engineer who was appointed as one of the viewers in said proceedings is now deceased and that Joseph Miller and Charles Robards, other viewers appointed in said cause are now unable to serve further as viewers in said cuase and it further appearing that said petitioners are requesting the appointment of other viewers in order that said proceedings may be contracted for the establishment of the highway as proyed for in said petition.

It is now ordered by the Board of Commissioners that said petition be referred to William J. Thompson and William Bowen, freeholders and voters of this county, and George R. Harvey, a compentent, civil engineer, to make all said necessary surveys of the same and that said viewers meet at the office of the county surveyor in the court house at Danville, Indiana, on the 17th day of February, 1927, at the hour of ten o'clock A. M. of said day and there take oath to faithfully and impartially discharge such duties as the law imposes in such cases made and provided. And the Auditor is hereby ordered to notify said viewers and engineer of their appointment and of the duties and of the time and place of meeting, to view and survey the said described road to-wit;

Beginning at the center of the center of the Henry S. Reagan et al free gravel road at the South West corner of section 15, township North of Range two west and running thence east upon the highway located upon said township line dividing said townships of Clay and Marion in said county and state to the center south of said section fifteen, township and range aforesaid and terminating in the Amos Kersey et al free gravel road.

And it shall be the duty of the viewers and engineer ot meet at the time and palce named in the order, amde by this Board of Commissioners and said William J. Thompson and William Bowen viewers herein named shall take oath to faithfully and impartially discharge their duties and said George R. Harvey shall execute his bond as such engineer in the sum of \$5000.00 and then proceed to examine said proposed improvement of said highway and discharge the duties on them imposed by law.

It is further ordered that said viewers file their report at the office of the Auditor of this county by March 7th, 1927, duly signed by each man.

STATE OF INDIANA
SS:
HENDRICKS COUNTY

In the Matter of the petition of
Alva Stanley et al for the im-
provement of a public highway on
the township line between Clay and
Marion townships, Hendricks County,
Indiana.

Comes now again the petitioners in the above entitled cause and it appearing to the Board of Commissioners that the viewers heretofore appointed in this cause at the March term of said Board, 1924, have never reported their doings as by this Board ordered and it further appearing that Theodore Garrison, the engineer who was appointed as one of the viewers in said proceedings is now deceased and that Joseph Miller and Charles Robards, other viewers appointed in said cause are now unable to serve further as viewers in said cause and it further appearing that said petitioners are requesting the appointment of other viewers in order that said proceedings may be contracted for the establishment of the highway as prayed for in said petition.

It is now ordered by the Board of Commissioners that said petition be referred to William J. Thompson and William Bowen, freeholders and voters of this county, and George R. Harvey, a competent civil engineer, to make all said necessary surveys of the same and that said viewers meet at the office of the county surveyor in the court house at Danville on the 17th day of February, 1927, at the hour of ten o'clock A. M. of said day and there take oath to faithfully and impartially discharge such duties as the law imposes in such cases made and provided. And the Auditor is hereby ordered to notify said viewers and engineer of their appointment and of the duties and of the time and place of meeting, to view and survey the said described road, to-wit:

Beginning in the center of the Amos Kersey et al free gravel road at the center of North of section 22, township 15 North of Range 2 west, and running thence East upon the highway located upon the township line dividing Clay and Marion townships in said County and State, to the center South of Section 14, township and range aforesaid, thence south upon and along an established highway under the right of way of the Cleveland, Cincinnati and Chicago & St. Louis Railway Company to a point where a public highway runs east: thence in an easterly direction upon and along an established highway to a point where said highway intersects the township line dividing the township aforesaid, thence East upon a public highway on said township line to a point where said highway turns South; thence South upon and along a public highway to a point where said highway turns East; thence East upon and along the public highway to the township line dividing Clay and Center townships, said County and state.

And it shall be the duty of the viewers and engineer to meet at the time and place named in the order, made by the Board of Commissioners and said William J. Thompson and William Bowen viewers herein named shall take oath to faithfully and impartially discharge their duties and said George R. Harvey shall execute his bond as such engineer in the sum of \$5000.00 and then proceed to examine said proposed improvement of said highway and discharge the duties on them imposed by law.

It is further ordered that said viewers file their report at the office of the Auditor of this county by March 7th, 1927, duly signed by each man.

March Term 1927

STATE OF INDIANA
HENDRICKS COUNTY

IN THE COMMISSIONERS COURT
March Term, 1927

In the matter of the petition of Alva Stanley et al
for the improvement of a public highway on the
township line between Clay and Marion Townships,
Hendricks County, Indiana.

Comes now again the petitioners in the above entitled cause and present the
report of the engineer and reviewers hereto fore filed in the above entitled cause.

And the Board of Commissioners having fully examined the same and being duly
advised in the premises finds that said report was filed in the office of the Auditor
of Hendricks County, Indiana, on the ____ day of February, 1927. That said report is
correct and in all respects according to law, that said proposed improvement will be of
public utility and benefit and that said report should be approved and said proposed
improvement established and ordered constructed as provided in said report.

Said Board further finds that accompanying said report is the order addressed to
the said viewers and engineer directing them to appear in the office of the Auditor
of Hendricks County, Indiana, on the 16th day of February, 1927, and there qualify
according to law for the faithful discharge of their duties.

Said Board further finds that said report is accompanied by a copy of the oath of
the viewers and engineer administered to them on the 16th day of February, 1927, by said
Auditor of Hendricks County together with the bond of the engineer which report,
oath and bond read as follows to wit: (H.I.) All of which said Board finds in all respects
regular, sufficient and according to law.

Said Board further finds that no person either a minor, idiot or of unsound mind or
corporation will sustain any damages by reason of said proposed improvement nor will the
the property of such person or corporation sustain damage by reason of such improvement
nor has such person or corporation filed any claim of any nature with the viewers or
engineer for damages to their property by reason of said proposed improvement, all as
shown by the supplemental report of the engineer and viewers this day filed in the office
of the Auditor of Hendricks County, Indiana, which supplemental report is in words and
figures as follows to wit: (H.I.)

It is now therefore considered and ordered by the Board of Commissioners that said
report of the engineer and viewers herein be, and the same is now in all things approved.
That said proposed improvement is of public utility and benefit and that the same be
and is hereby duly established and ordered constructed in all respects as provided in all
said report.

It is further ordered that the cost and expenses incident to said improvement be
borne one half by Clay township, Hendricks County, Indiana, and the other half by
Marion township, Hendricks County, Indiana, It is further ordered that each of said
townships shall pay one half of the cost of printing the bonds issued for the payment
of said costs and expenses and the sale thereof of the same.

And it further appearing to the satisfaction of the said Board of Commissioners that the financial condition of said townships interested in the said proposed improvement is such that the improvement can be made as provided in the report the viewers and engineer.

It is now therefore ordered by the Board of Commissioners that the Auditor of Hendricks County, Indiana advertise for bids for said improvement as now provided by law in such cases and that he fix as the date for receiving such bids the ____ day of April, 1927. All of which is duly ordered this 7th day of March, 1927.

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STATE OF INDIANA

SS:

HENDRICKS COUNTY

In the matter of the petition of
Orien Hadley et al for the im-
provement of a public highway on
the township line between Clay
Marion townships, Hendricks
County, Indiana.

Comes now again the petitioners in the above entitled cause and present the
report of the engineer and viewers heretofore filed in the above entitled cause.

And the Board of Commissioners having fully examined the same and being duly
advised in the premises finds that said report was filed in the office of the Auditor
of Hendricks County, Indiana, on the ___ day of February, 1927. That said report is
correct and in all respects according to law, that said proposed improvement will
be of public utility and benefit and that said report should be approved and said
proposed improvement established and ordered constructed as provided in said report.

Said Board further finds that accompanying said report is the order addressed to
the said viewers and engineer directing them to appear in the office of the Auditor of
Hendricks County, Indiana, on the 17th day of February, 1927, and there qualify
according to law for the faithful discharge of their duties.

Said Board further finds that said report is accompanied by a copy of the oath
of the viewers and engineer administered to them on the 16th day of February, 1927,
by the said Auditor of Hendricks County together with the bond of the engineer which
report, oath and bond read as follows to wit: (H.I.) All of which Board now finds in
all respects regular, sufficient and according to law.

Said Board further finds that no person either a minor, idiot or of unsound mind
or corporation will sustain any damages by reason of said proposed improvement nor
will the property of such person or corporation sustain damage by reason of such improvement
nor has such person or corporation filed any claim of any nature with the viewers or
engineer for damages to their property by reason of said proposed improvement, all as
shown by the supplemental report of the engineer and viewers this day filed in the
office of the Auditor of Hendricks County, Indiana, which supplemental report is in
words and figures as follows to wit (H.I.).

It is now therefore considered and ordered by the Board of Commissioners that
said report of the engineer and viewers herein be, and the same is now in all things
duly approved. That said proposed improvement is of public utility and benefit and
that the same be and the same now is hereby duly established and ordered constructed.
in all respects as provided in said report.

It is further ordered that the cost and expenses incident to said improvement be
borne one half by Clay Township, Hendricks, Indiana, and the other half by Marion
township, Hendricks County, Indiana. It is further ordered that each of said townships
shall pay one half of the cost of printing the bonds issued for the payment of said
costs and expenses and the sale thereof of the same.

And it further appearing to the satisfaction of the said Board of Commissioners that the financial condition of said townships interested in the said proposed improvement is such that the improvement can be made as provided in the report of the viewers and engineer.

It is now therefore ordered by the Board of Commissioners that the Auditor of Hendricks County, Indiana, advertise for bids for said improvements as now provided by law in such cases and that the fix as the date for receiving such bids the ____ day of April, 1927. All of which is duly ordered this 7th day of March, 1927.

In the matter of the Petition of
F. N. Wright et al for the

Improvement of a Public Highway
in Liberty township, Hendricks

County, Indiana, by taxation.

Come now again the petitioners in the above entitled proceedings and respectfully show to the Board of Commissioners that pursuant to an order of the Board made on the 10 day of January, 1927, the viewers and engineer, appointment in these proceedings met on the 11th day of Jan. 1927, at the office of the Auditor of Hendricks County, Indiana, at Danville, Indiana, and took the oath, as provided by law, and otherwise qualified for their appointment herein for the faithful discharge of their duties in these proceedings, and that the engineer herein appointed having heretofore qualified by filing his bond in the penal sum of \$5,000.00 being the amount fixed by the Board and which bond has been duly approved by the Board and is as follows, to wit: (H.I.). all of which is shown by said petitioners to the satisfaction of the Board, and as the Board does now find to be true.

And it is further shown to the Board that said viewers and engineer then proceed to view the highway in the petition described and made a survey thereof; that they made a finding that the improvement of said highway would be of public utility and caused plans and specifications and a profile to be made for such improvement.

And the Board finds that the viewers and engineer made their report favorable to such improvement and filed the same in the office of the Auditor of Hendricks County, Indiana, 24th day of March, 1926, and that the said report remained on file in that office open to the inspection of any person or persons and corporations for more than ten days prior to the regular term of said Board beginning on the first Monday of April, 1927, and before the filing of the Supplemental Report herein; and now on this 4th day of April, 1927, said viewers and engineer file their Supplemental report herein; from which Supplemental report the Board finds that the improvement, as herein provided, in the plans and specifications and report will cause no injury to or damage the property of any idiot, minor or person of unsound mind; further it finds that no person or corporation has made any written claims to said viewers and engineer, or to the Board, because of injury to property by reason of such improvement; and the Board now finds that the report and Supplemental report of the viewers and engineer filed herein should in all things approved.

The Board finds that the highway described in said report and as provided for in the plans and specifications is not greater in length than three miles and that the same connects at both termini with improved county free gravel roads. That the improvement as provided for in said report, plans and specifications will be of public utility, and that said improvement should be ordered established as provided therein without submitting the said matter to any election of the voters of said township.

It is now therefore ordered by the Board that the Report of the viewers and engineer and the Supplemental Report, file herein be and they are each hereby approved; it is further ordered that the Auditor shall spread of record, in all record provided therefor, said Report and Supplemental report, which is now accordingly done in the following words and figures, to wit:

ORDER TO VIEW ROAD.

THE STATE OF INDIANA
HENDRICKS COUNTY

SS:

COMMISSIONERS COURT
JANUARY TERM 1927.

To Wm. H. Thompson, Wm Bowen and George R. Harvey.

You are hereby notified that you were appointed by the Board of Commissioners of said county at their January Term, 1927 to view a proposed highway as follows to wit: Beginning in the free gravel road in the southeast corner of section 32, and southwest corner of section 33, township 14 north, range 1 west in Liberty township Hendricks County, Indiana and running north between said section 32 and 33 in the section line and between section 29 and 28 on the section line dividing them to the intersection of the improved free gravel road running east and west between the said sections 28 and 29 on the south and 21 and 20 on the north thereof said road being two miles in length all in Liberty township, Hendricks county, Indiana. and if said proposed highway will be of public utility, mark and lay out the same, in the manner prescribed by law, to the width of 30 feet.

You will meet at the office of the Hendricks County Auditor who resides at Danville, Indiana on Tuesday the 11 day of January 1927, 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 10 day of January 1927.

Floyd L. Whicker, Auditor;

OATH OF VIEWERS.

State of Indiana, Hendricks County SS:

We, Wm. H. Thompson, Wm. Bowen and George R. Harvey 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.

W. Bowen

W. J. Thompson

Geo. R. Harvey

Subscribed and sworn to before me, this 11 day of January 1927.

Floyd L. Whicker, Auditor Hendricks

ROAD VIEWERS REPORT.

TO THE HONORABLE BOARD OF COMMISSIONERS HERNIDRCKS COUNTY, INDIANA.

We, the undersigned viewers, who were appointed by your honorable body at your regular January Term, 1927, to view a proposed highway, as petitioned for by F. N. Wright et al., have discharged the duty assigned us, and submit to you the following report to wit:

We met as directed in the order hereunto attached and made a part hereof, and after being duly qualified as appears therein, proceeded to view such proposed highway in the manner as by law prescribed, which by metes and bounds and course and distance is as follows to wit: The said proposed highway to be 36 feet in width and except in cuts and on fills where the same shall be extended in width to include the slope thereof as shown by the plans and cross sections for said improvement, which are hereby made a part of this report and incorporated herein.

Said highway is described as beginning in a free gravel road at the southeast corner of section 32, township 14, north of range one west in Liberty township, Hendricks county, Indiana, and running thence north on the east line of said section

32 and continuing north in the east line of section 29, said township and range to the northeast corner of said section 29, and terminating in a free gravel road at said last named point.

The total length of said highway being 10647 feet, which is less than three miles as required by law. Said highway lies wholly within the limits of Liberty township and begins and ends in a free gravel road.

We estimate the cost of said improvement at \$

And we are of the opinion that said highway would be of public utility.

Wm. Bowen

W. J. Thompson

Viewers.

George R. Harvey

SUPPLEMENTAL REPORT OF VIEWERS.

TO THE HONORABLE BOARD OF COMMISSIONERS:

In the matter of the petition of F. N. Wright et al for the improvement of highway.

We, the undersigned, Viewers, heretofore appointed in the above cause, and who as such viewers, on the 25 day of January, 1927, filed our report in the above cause as ordered by you in your order appointing us, and ten days having expired since the filing of the same, now file this as our supplemental report to wit:

We would respectfully report that the improvement of said highway in the manner set forth in our former report will not occasion any damages to the lands of any 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

Wm. Bowen

Wm. J. Thompson

VIEWERS

George R. Harvey

Subscribed and sworn to before me this 25 day of Jan 1927.

Floyd L. Whicker, Auditor Hendricks County.

It is further ordered by the Board that the improvement as shown by the report, plans and specifications, herein approved, be and the same is hereby ordered established, and that said improvement shall be made in accordance with the said report, plans, and specifications and profiles.

The Board further finds that the total indebtedness of Liberty township in Hendricks County, Indiana the same being the township in said county and state where the highway herein ordered to be improved is located, including all the costs and expenses of this improvement and bonds heretofore issued for the improvement of highways does not exceed 2% of the total assess taxable valuation of the property in said township subject to taxation for such purposes.

It is further ordered by the Board and it does now determine to issue bonds in the sum of \$ against said township to provide funds for the construction of said improvement, herein ordered constructed and to pay the costs and expenses therewith as by law provided. And the Board orders and determines that said bonds shall draw interest at the rate of 4, 1/2 % per annum, payable semi-annually, covering a period of ten years, and that said bonds shall be twenty in number and that they shall be issued in series, payable two each year until all said bonds are paid.

And the Auditor is now directed to give notice as by law provided of such determination of the Board.

And further proceedings herein are continued.

In the matter of the Petition of
 Sheets and Sellars et al
 for the Improvement of a Public
 Highway in Guilford township,
 Hendricks County, Indiana by Taxation.

Comes now again the petitioners in the above entitled proceedings and respectfully show to the Board of Commissioners that pursuant to an order of the Board made on the 6th day of July 1926, the viewers and engineer, appointed in these proceedings, met on the 9th day of July, 1926, at the office of the Auditor of Hendricks County, Indiana, at Danville, Indiana, and took the oath as provided by law and otherwise qualified for their appointment herein for the faithful discharge of their duties in these proceedings and that the engineer herein appointed having heretofore qualified by filing his bond in the penal sum of \$5000.00 being the amount fixed by the Board and which bond has been duly approved by the Board and is as follows, to wit: (H.I.), all of which is shown by said petitioners to the satisfaction of the Board, and as the Board does now find to be true

And it is further shown to the Board that said viewers and engineer then proceed to view the highway in the petition described and made a survey thereof; that they made a finding that the improvement of said highway would be of public utility and caused plans and specifications and a profile to be made for such improvement.

And the Board finds that the viewers and engineer made their report favorable to such improvement and filed the same in the office of the Auditor of Hendricks County, Indiana, 24th day of March, 1926, and that the said report remained on file in that office, open to the inspection of any person or persons and corporation for more than ten days prior to the regular term of said Board beginning on the first Monday of April, 1927, and before the filing of the Supplemental report herein; and now on this 4th day of April 1927, said viewers and engineer file their Supplemental report herein, from which Supplemental report the Board finds that the improvement, as herein provided, in the plans and specifications and report will cause no injury to or damage the property of any idiot, minor or person of unsound mind; further it finds that no person or corporation has made any written claims to said viewers and engineer, or to the Board, because of injury to property by reason of such improvement; the Board now finds that the report and Supplemental report of the viewers and engineer filed herein should in all things be approved.

The Board finds that the highway described in said report and as provided for in the plans and specifications is not greater in length than three miles and that the same connects at both termini with improved County Free Gravel Roads. That the improvement as provided for in said report, plans and specifications will be of public utility, and that said improvement should be ordered established as provided therein without submitting the said matter to an election of the voters of said township.

It is now therefore ordered by the Board that the Report of the Viewers and Engineer and the Supplemental report, filed herein, be and they are each hereby approved; it is further ordered that the Auditor shall spread of record, in the record provided therefor, said report and supplemental report, which is now accordingly done in the following words and figures, to wit:

ORDER TO VIEW ROAD.

THE STATE OF INDIANA
 HENDRICKS COUNTY

SS:

COMMISSIONERS COURT

July Term 1926.

To John Pounds, Wm. V. Bowen and George R. Harvey:-

You are hereby notified that you were appointed by the Board of Commissioners of said county at their regular July Term, 1926, to view a proposed improvement of highway as follows, to wit: Beginning at a point in a public highway at the northeast corner of section 16, township 14 north of range one east, in Guilford township, Hendricks county, Indiana and running thence South on the public highway to the south east corner of said section, thence west about 80 rods thence south to the county line Free Gravel Road running thence east and west and ending at said point.

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 not less than 30 feet.

You will meet at the office of the Auditor of Hendricks County, Indiana at Danville Indiana on Friday 9th day of July 1926 at 10 O'Clock A. M. after being duly qualified proceed to make said view, and report not later than the 6th day of Sept, 1926.

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 6th day of July 1926.

FLOYD L. Whicker

OATH OF VIEWERS

STATE OF INDIANA, HENDRICKS COUNTY SS:

We, John Pounds, Wm. V. Bowen and George R. Harvey do solemnly swear that we will faithfully 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. And further that we are not residents of nor the owners of any taxable property in Guilford township Hendricks County, Indiana.

John W. Pounds

W. V. Bowen

George R. Harvey

Subscribed and sworn to before me, this 9th day of July 1926.

Floyd L. Whicker, Co. Auditor.

ROAD VIEWERS REPORT.

TO THE HONORABLE BOARD OF Commissioners of Hendricks County, Indiana:

We, the undersigned Viewers, who were appointed by your honorable body at your regular July term 1926, to view a proposed highway as petitioned for by Albert Sheets et al have discharged the duty assigned us, and submit to you the following report, to wit:

We met as directed in the order hereunto attached and made a part hereof, and after being duly qualified as appears therein, proceeded to view such proposed highway in the manner as by law prescribed, which by metes and bounds and course and distance is as follows to wit: The said proposed highway to be 34 feet in width except in cuts and in fills, where the same shall be extended to include the slope thereof as shown by the plans and cross sections, which are hereby made a part of this report and incorporated herein.

Said proposed highway commences at a point in a public highway at the northeast corner of section 16, Township 14 north of range one east in Guilford township, Hendricks county, Indiana and runs thence south in a public highway to the southeast corner of said section thence west 80 rods. Thence south through the center of the east half of section 21, said township and range to the county line free gravel road and terminating therein.

This total length of said highway being 11379 feet which is less than three miles as required by law. Said highway lies wholly within Guilford township and begins and ends in a free gravel road.

We estimate the cost of said improvement to be 16700.00

And we are of the opinion that said highway would be of public utility.

Respectfully submitted,

John W. Poiunds

VIEWERS

Wm. V. Bowen

George R. Harvey

SUPPLEMENTAL REPORT OF VIEWERS.

TO THE HONORABLE BOARD OF COMMISSIONERS:

In the matter of the petition of Albert Sheets et al for the improvement of highway.

We, the undersigned, Viewers, heretofore appointed in the above cause, and who as such viewers on the 24th day of Feb. 1927, filed our report in the above cause as ordered by you in your order appointing us, and ten days having expired since the filing of the same, now file this as our supplemental report, to wit:

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

Respectfully submitted,

John W. Poiunds

W. V. Bowen

George R. Harvey

Viewers

Subscribed and sworn to before me this 7th day of March 1927.

Floyd L. Whicker, Auditor

It is further ordered by the Board that the improvement as shown by the report, plans and specifications, herein approved, be and the same is hereby ordered established, and that said improvement shall be made in accordance with said report, plans and specifications and profiles.

The Board further finds that the total indebtedness of Guilford township, in Hendricks County, Indiana, the same being the township in said county and state where the highway herein ordered to be improved is located, including all the costs and expenses of this improvement and bonds heretofore issued for the improvement of highways does not exceed 2% of the total assessed taxable valuation of the property in said township subject to taxation for such purposes.

It is further ordered by the Board and it does now determine to issue bonds in the sum of \$ against said township to provide funds for the construction of said improvement, herein ordered constructed, and to pay the costs and expenses connected therewith as by law provided. And the Board orders and determines that said bonds shall draw interest at the rate of 4, $\frac{1}{2}$ % per annum, payable semiannually, covering a period of ten years, and that said bonds shall be twenty in number and that they shall be issued in series, payable two each year until all said bonds are paid.

And the Auditor is now directed to give notice as by law provided of such determination of the Board.

And further proceedings herein are continued.

IN THE MATTER OF THE
JOHN M. RUSSELL ET AL
ROAD ON THE COUNTY LINE
BETWEEN HENDRICKS AND
PUTMAN COUNTIES.

Comes now again the Commissioners of Hendricks and Putman Counties in joint session pursuant to notice which is in words and figures as follows, to wit:

NOTICE

To the Board of Commissioners Putman County, Indiana.

Notice is hereby given that the Board of Commissioners of Hendricks County will hold a joint session of said Boards of Commissioners in the Commissioners room in the Court House in Danville, Indiana, at ten o'clock A. M. On April 11, 1927, for the purpose of considering and arranging for the completion of the John M. Russell Road Hendricks and Putman County Highway.

Floyd L. Whicker, Auditor of Hendricks Co.

We hereby acknowledge receipt of this notice this 4th day of April, 1927.

M. E. Cooper

W. F. Davis

R. R. Buis

Board of Commissioners, Putman County.

CONTRACT ON RUSSELL ET AL ROAD.

And now said Board in joint session being organized and called to order for business take up for consideration the completion of the John N. Russell et al road on the County line between Putman and Hendricks Counties, state of Indiana.

And it appearing that the contractor, James Mahoney, having abandoned his contract and that the United States Fidelity and Guaranty Company being his surety on the bond of said contractor is desirous of discharging its liability as such surety and being released on said bond it is now therefore agreed by and between said Boards of Commissioners and said Bonding Company that the Board of Commissioners of Hendricks County, Indiana will complete said road for the sum of \$8962.00 to be paid said Board out of the funds derived from the sale of Bonds heretofore made for the construction of said road.

The said Bonding Company hereby agrees to pay all legal claims against said Road now on file or hereafter filed for work, labor or material antedating this contract, it being understood that said Bonding Company shall have the right to object to the legality of any and all claims presented for which said Company may be liable, and upon the completion of said Road said Commissioners hereby agree to pay to said Bonding Company the sum of of \$792.15.

It is further agreed that the said Board of Commissioners of Hendricks County shall have the free use of the present stone unloader located at Barnard, Indiana for the construction of said work and the use of such materials, that is the stone at said point, which is to be applied to that part of the highway already partially stoned.

In witness whereof the parties hereto have set their hands this 11th day of April 1927.

Frank A. Haynes

M. E. Cooper

M. A. Gregory

W. F. Davis

Commissioners of Hendricks Co.

R. R. Buis

Commissioners of Putman County, Indiana

United States Fidelity and Guaranty Company

By Edgar M. Blessing Atty in Fact.

IN THE MATTER OF THE PETITION OF ALBERT
SHEETS ET AL FOR THE IMPROVEMENT OF A
PUBLIC HIGHWAY IN GUILFORD, HENDRICKS
COUNTY INDIANA BY TAXATION.

Comes now the petitioners in the above entitled proceedings, and comes also the Auditor of Hendricks County, Indiana and said Auditor produces and files the affidavits and copies of notices thereto attached of Julian D. Hogate, Editor of the Republican and of Alvin Hall, Editor of the Danville Gazette, each being weekly newspapers of general circulation throughout Hendricks County, Indiana printed in the English language and published at Danville Hendricks County, Indiana, from which it appears that notice of publication was given throughout Hendricks County, Indiana, and particularly to the taxpayers of Guilford Township, said county and state, of the determination made in the above proceedings by the Board of Commissioners of Hendricks County, Indiana, on the 4th day of April, 1927, to issue bonds in the sum of \$: that the first of said publications of notice of such determination was given on the 14th day of April, 1927, and the second and last of such publications of notice was given on the 21st day of April 1927, and the proofs of such publications of notice in said above named newspapers are in the following words and figures, to wit: (H.I.) further it is shown that like notices were posted in three public places in Guilford township, said county and state, giving notice of such determination to issue bonds, as aforesaid, as the same is shown by the affidavit of , which affidavit and copy of notice thereto attached are in the following words and figures, to wit: (H.I.)

And now the Board finds that notice was given, as by law provided, of the determination of the Board to issue such bonds, as aforesaid.

And the Board finds that no petition or objections, to the issuing of such bonds has been filed or made by any taxpayer, or taxpayers of said township, and that the time has elapsed for the making of such objections or the filing of any petition against the issuing of said bonds.

And now the Board finds that said named newspapers, as above shown, are of opposite political parties and that each has a general circulation throughout Guilford township, Hendricks County, Indiana, and that in all respects notice of such determination to issue bonds by said Board has been given as by law provided.

And now the Auditor produces and files the proofs of publication of notices of the letting of the contract for the construction of the above and foregoing entitled improvement, such proofs consist of the affidavits of Julian D. Hogate and Alvin Hall, Editors of the Republican and Danville Gazette respectively showing that notice was given for three successive weeks in said above named newspapers, the first of which publications was given on the 12th day of May, 1927, and the third and last of which publications was made on the 26th day of May, 1927, which affidavits and copies of notices thereto attached are in the following words and figures, to wit, (H.I.) also the affidavit of Blanche Bills, Clerk for the Indianapolis Commercial publishing and printing company is produced and filed from which it appears to the Board that notice of such letting was given by publication for one time in "The Indianapolis Commercial" a daily newspaper of general circulation, printed and published in the English language, in the city of Indianapolis, Indiana, which affidavit and copy of notice are as follows: (H.I.)

And now from all the foregoing facts the Board finds that due notice was given as by law required for the letting of the contract in the above and foregoing entitled proceedings.

The Board further finds that notice of such letting for the contract was not given until the full time had elapsed for the filing of a petition and objections to the issuing of the bonds herein.

And now at the place designated in said notices, at the hour named therein, the Board of Commissioners of Hendricks County, Indiana, met to receive and open bids for the construction of the above and foregoing entitled improvement.

All bids received by the Auditor were, as the Board does now find, opened in the presence of the bidders and public generally, and the Board, having examined and inspected all of the bids submitted and being fully advised and informed in the premises, finds that the bid of D. H. Fatout is the lowest and best bid submitted for the construction of said road; that said bid is for the sum of \$13,551.00; that said bid is for a sum less than the estimate of the viewers and engineer as shown by their report; that said bid is accompanied by a bond in a penal sum double the amount and by a non-collusion affidavit; that the contract for the construction of said road should be awarded to said named bidder D. H. Fatout, for the amount of his bid.

It is therefore ordered and adjudged by the Board that the contract for the construction of the above and foregoing entitled improvement be and the same is hereby awarded to D. H. Fatout at and for the amount of his bid, to wit \$13,551.00 And now said contract is reduced to writing and is signed by the Board of Commissioners of Hendricks County, Indiana, and by the said named bidder D. H. Fatout, and said contract is in the following words and figures to wit:

CONTRACT

For the construction of the Albert Sheets et al road in Guilford Township.

This agreement made and entered into by and between D. H. Fatout of Indianapolis, 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 3 day of June A. D. 1927 the said Board of Commissioners received bids for the construction of the Albert Sheets et al road the same being located in Hendricks County and the said D. H. Fatout being declared the lowest and best responsible bidder, the contract was awarded to the said D. H. Fatout for the amount of his bid viz \$13551.00 and the said party of the first part 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 report of the viewers and engineer for said road, now on file in the office of the Auditor of said County which said reports 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 is performed or material is furnished to said contractor or agent or superintendent in charge of said work. It is further understood and agreed that said party of the first part will not and can not sell or assign this contract or sublet the work to any person or persons, except by the consent of 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 1 day of December 1927, 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 1 day of December 1927 then said party of the first part agrees and promises to pay to the said party of the second part as liquidated damages for the non-completion of said work for the deprivation on the part of the public of said Hendricks County of the use of said road from and after 1 day of December 1927, 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 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 improvement within the said time specified for such completion is not caused by strikes or any other other cause or beyond the control of said party of the first part or that said time has not been extended by said Board of Commissioners. In the event the party of the second part does grant an extension of time for the completion of said improvement, the above and foregoing in relation to liquidated damages shall apply after the expiration of such extension,

It is also understood and agreed by and between the parties hereto that said party of the second part shall withhold full payment to the party of the first part 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, materials, and sub-contractors' claims.

The party of the second part hereby agrees that the party of the first part 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% of the said engineers said estimate; 20% of the said contract price shall be retained by said County until the said Work is fully completed and finally accepted by said Board of County Commissioners.

And said party of the first part 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 act of the General Assembly of the State of Indiana authorizing said improvement.

To all 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 their hand and seal, the day and year hereinafter mentioned, and IN WITNESS WHEREOF, the said Board of Commissioners of Hendricks County have also signed and approved this contract, this 3 day of June 1927

D. H. Patout, Party of the First part.

Frank A. Haynes

M. A. Gregory

Attest Floyd L. Whicker, Auditor of Hendricks Board of Commissioners of Hendricks Co. County

And it is ordered by the Board that the bond of said named bidder D. H. Fatout, in the penal sum of \$35,000.00 with the Southern Surety Company as surety thereon be and the same is hereby approved by the Board, which bond is in the following words and figures to wit:

CONTRACTORS BOND FOR CONSTRUCTION OF PUBLIC WORK.

Know all men by these presents, that Daniel H. Fatout, as principal of Indianapolis, Indiana and the Southern Surety Company of Des Moines, Iowa as surety are firmly bound unto the state of Indiana in the penal sum of \$37,000.00, Thirty seven thousand and no/100 Dollars for 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 3d day of June 1927.

THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH, Thatwhereas, the Board of Commissioners of Hendricks county, Indiana, are about to let a contract for construction of the Albert Sheets road, in Guilford township, Hendricks County, Indiana;

And whereas, the above named Daniel H. Fatout has filed a bid for said work with the Auditor of the County, Now therefore if 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 specified in said contract to be entered into and shall promptly pay all debts incurred by him in the prosecution of said work, including sub-contractors, labor materials furnished, and for boarding the laborers thereon, and shall perform the work of said contract in a careful manner, and guard and protect the people who shall have occasion to approach the place where said work shall be done against injury and damage to their person or property, by erecting suitable barricades and placing light thereon to warn people of the danger, then this obligation shall be void, otherwise to remain in full force, virtue and effect.

Southern Surety Company

Daniel H. Fatout

By B. W. Keys Atty in fact.

State of Indiana, Hendricks County SS:

Before me, the subscriber, a Notary Public in and for said County, personally Appeared Daniel H. Fatout and acknowledge the execution of the foregoing instrument for the used and purposes therein mentioned.

Witness my hand and notarial seal, this 3rd day of June 1927.

My commission expires Aug. 14, 1930

Carey Gasten Notary Public.

Accepted and approved June 3 1927.

Frank A. Hayes Board of Commissioners
M. A. Gregory Hendricks Co.

Affidavit Atty-in-fact for Surety.

State of Indiana

County of Hancock ss;

On this 3 day of June 1927, before me personally appeared B. W. Keys, Atty-in-fact. of the Southern Surety Company with whom I am personally acquainted, who being by me duly sworn did depose and say the he resides in Indianapolis, Indiana, that he is Atty-in-fact of the Southern Surety Company, the corporation named in and which executed the within instrument that he knows the corporate seal; that the seal affixed to the said instrument if such corporate seal; that is was so affixed by order of the Board of Directors of said corporation, and that he signed and executed the said

instrument as Attorney-in-fact of said corporation by like order.

My commission expires Oct 6, 1937.

Della Rasner Notary Public.

And now the Board finds that including the contract Price, as hereinbefore shown, together with all the expenses in connection with the constuction of said road, as by law provided, it will require the sum of \$ to apy for the construction of said road and for the preliminary and other expenses in connection therewith, as by law provided.

BOND ORDER AND ORDINANCE.

It is therefore ordered and ordained by the Board of Commissioners of Hendricks County, Indiana, that bonds be issued and sold to provide funds with which to pay for the construction of the improvemen in these proceedings and the proper expenses in connection therewith, as by law provided in the um of \$ said bonds to be payable over a period of ten years, bearing interest at the rate of $4\frac{1}{2}\%$ per annum interest payable semi-annually, and both principal and interest to the payable at the office of the Treasurer of Hendricks County, Indiana, at the town of Danville,.

It is ordered and ordained that said bonds shall hear date of 1927 and that said bonds shall be issued in series twenty in number; that each of bonds shall be in denomination of \$; that the first of said bonds shall be due and payable May 15th 1928, and that the second of such bonds shall be due and apyable November 15th 1928, and that one of said bonds shall be due and payable each and every six months thereafter until all are paid.

It is ordered and ordained by the Board that the interest on said bonds shall be evidenced by coupons attached thereto bearing of facsimile signatures of the members of the Board of Commissioners of Hendricks County, Indiana, which shall have the same force and effect as though such coupons had been manually signed by the members of the said Board.

It is ordered and ordained that all of the bonds, twenty in number, shall be signed by members of the Board of Commissioners of Hendricks County, Indiana, and that they shall be attested by the Auditor of said County and that the seal of said county shall be placed on said bonds.

It is further ordered and ordained that annually there shall be levied and collected a tax on the taxable property of Guilford township, Hendricks County, Indiana, sufficient to pay and discharge the said bonds and interest coupons thereto attached as they shall become due.

And now the Treasurer of Hendricks County, Indiana is hereby charged with the duty and obligation of selling said bonds, hereinbefore ordered and ordained to be issued, and that he shall sell the said bonds for not less than their full par value and accrued interest to the date of delivery; that the moneys derived from the sale of said bonds shall be kept by said Treasurer as a fund with which to pay for the construction of said road, including the contract price and preliminary expenses and all other expenses as provided by law in connection therewith, including the per diem of the eengineer and Superintendents of Construction, Attorneys fees for the petitioners attorneys, transcript fees and all other charges as provided by law.

And now George R. Harvey, County Surveyor and Engineer, is hereby appointed Engineer of said road.

And now , as resident freeholder of Guilford township, Hendricks County, Indiana, is appointed by the Board as Superintendent of Construction of said Road and he is hereby ordered and directed to give bond to the approval of the Board as by law provided. AND further proceedings herein are continued.

In the Matter of the Petition of
Robert I. Bennett et al for the Imp-
of a Public Highway in Middle
Township, Hendricks County, Indiana,
by taxstion.

Comes now the petitioners in the above entitled matter by and through their attorneys and present and file the affidavits of Julian D. Hogate and W. A. King editors of the Republican and Danville Gazette, respectively, and from such affidavits it appears to the Board that notice of the filing in said papers for two weeks, and that such notices set forth the date and place when said petition would be heard the date of the first publication being on the 26 day of March 1925 and the second of which publications being on the 2nd day of April, 1925, which proofs of such publication by said affidavits of said named editors are in the following words and figures, to wit: (H.I.)

Said petitioners also present and file the affidavit of Floyd L. Whicker showing that like notices were posted up in three public places in Middle township, Hendricks County, Indiana, the same being the township in which said proposed improvement is located, for more than fifteen days before the date set for the hearing of said petition which affidavit is in the following words and figures to wit (H.I.)

Said petitioners also present and file the affidavit of Floyd L. Whicker showing that like notices were posted at the Court House Door at Danville, Indiana for more than fifteen days before the date set for the hearing of said petition, which affidavit is in the following words and figures, to wit: (H.I.).

And it further appears to the Board that at the time of the filing of said petition with the Auditor of Hendricks County, Indiana, the said Auditor endorsed on said petition the 4th day of May, 1925 as the date when said petition would be presented and heard. And the Board finds that said petition was not presented on said date, but was passed over and continued until the 6th day of July 1926, for action and hearing by the Board.

And now the Board being duly advised and informed in the premises finds that the petition filed and presented herein is in due form according to law; that the same has been signed by more than fifty freeholders and voters of Middle township, Hendricks County, Indiana, that notice of the filing of such petition has been given as by law provided; that the Board should now assume jurisdiction of said matter as set forth in said petition; that the highway proposed to be improved as described in said petition is less than three miles in length; that said described highway connects at both termini with improved County Free Gravel Roads already improved; that said described highway as described in said petition lies wholly within Middle township Hendricks County, Indiana; that said highway is unimproved and is badly in need of being improved; that said highway should be improved as asked for in said petition and should be made not less than 30 feet in width.

The Board further finds that no objections or remonstrance has been filed to said petition either as to the form thereof or against the granting of the things asked for therein.

The Board further finds that viewers and an engineer should be appointed as by law provided to view said highway and make their report to this Board; and that if they find that the improvement of said public highway would be of public utility that they prepare plans, specifications and profiles for such improvement and that they present and file them with this Board.

And now the Board appoints John Bunday of Clay township, said county and state Henry West of Clay township, said county and state, and George R. Harvey, County

Surveyor, as viewers and engineer to perform the things hereinbefore found; and the Board finds that neither said viewers or engineer are residents of the township in which said road is located and do not own any real or personal property therein, that they are not the owners of any taxable property in ~~Gallatin~~ ^{Middle} township, Hendricks County, Indiana. The Board further finds that said engineer, George R. Harvey is the County Surveyor of Hendricks County, Indiana, and is a competent engineer, and that he has qualified by giving bond as by law provided.

And now the Board orders and directs that said named viewers and engineer shall meet at the Auditors office at Danville, Indiana, on Friday the 9th day of July 1926, at the hour of 10 o'clock A. M. and qualify for their appointment here in by taking and subscribing to an oath to faithfully and impartially discharge their duties herein as by law provided. And said viewers and engineer are ordered and directed to make their report to this Board not later than the ~~September Term~~ 1926.

And the Board further orders and directs that said viewers and engineer after qualifying as hereinbefore ordered, shall proceed to view said road and the improvement thereof as prayed for in the petition filed, and if they find that the improvement of said road would be of public utility, that they then shall make all necessary surveys and estimate the costs of such improvement and make their report at the date hereinbefore fixed by the Board.

All of which is hereby ordered by the Board.
And the Board orders said petition spread of record which is now accordingly done and is as follows to wit:

STATE OF INDIANA, HENDRICKS COUNTY SS:

IN THE COMMISSIONERS COURT

July Term 1926.

In the Matter of the Improvement of a
Public Highway in Middle township,
Hendricks County, Indiana, by taxation.

TO THE HONORABLE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, INDIANA

We, the undersigned petitioners, freeholders and legal voters of Middle township, Hendricks County, Indiana, hereby petition your honorable body that the following described public highway lying wholly within Middle township, Hendricks County, Indiana, and described as follows, to wit:-

"Beginning in the free gravel road twenty (20) rods South of that stone at the center of the Southeast Quarter of section thirteen (13), Township seventeen (17) north, range One (1) West and running West one and three fourths (1 3/4) miles along the center line of an already established highway through the South Half of section thirteen (13) and Fourteen (14), township and range aforesaid to a point twenty (20) rods south of a stone at the center west of the southwest quarter of said section and terminating in the line dividing Middle and Union Townships."

be improved by grading, draining, and paving with gravel, stone or a mixture of gravel and stone, or other road paving material, and by building all necessary bridges culverts, and sewers thereon. Your petitioners would further show your honorable board that said described highway connects at its eastern terminus with an improved free gravel road and its at western terminus with the township boundary line between Middle and Union townships, and that the same is less than three miles in length.

Your petitioners further ask that, if upon a hearing of this petition the same be found sufficient in form by your honorable board, that the same be referred to viewers and a

competent engineer for their report upon said proposed improvemtn herein in prayed for all as by statute in such cases provided; that said improvement be made not less than thirty (30) feet in width and without submitting the matter thereof to a vote of the legal voters of said township, and that bonds in series covering a period of ten ye as be issued to pay the costs and expenses of said improvement incident and connected therewith and allowed by law, and your petitioners ask that your honorable board take all necessary legal steps to fully provide for said proposed improvement.

Robert I. Bennett	Frank Caney	Grover Agan
Henry Wallace	Frank A. Robbins	W. L. Jones
Howard Stanley	D. D. Jones	Ora V. Holtsclaw
J. M. Stanley	Caleb Miller	Elvin E. Stipe
Otis Surber	John R. Phippips	D. C. Warnock
Grover Bray	John F. Neaville	Fred Hunt
L. R. Ragsdale	A. M. Baugh	Murat Keeney
J. E. Thompson	George H. Money	Henry Procter
H. C. Reser	H. J. Rich	O. T. Scamahorn
W. C. Dillon	W. H. Terrell	Dayton Mc Connaha
Lon Slagle	Glen Arnold	Aas Davis
J. G. Ditsenberger	C. J. Olsen	Logan S. Halfaker
A. M. Ridgeway	Walter B. Cox	C. M. Pearce
Thomas Mullen	Arthur Selch	Lon C. Williams
W. A. Perry	Presley E. Roy	Ruth C. Orrell
Ernest Schenck	W. T. Reed	Mary J. Runion
W. F. Fisher	N. A. Wall	A. L. Jones
Riley Schenck	Bruce Walton	T. B. Jones
J. D. Gentry	John J. Dugan	George Runion
Isaac J. Schenck	Urban Olsen	Aden Melling
Rosa A. Gentry	John Husted	T. E. Swain
Emma B. Berry	J. F. Evans	F. L. Scott
J. B. Schenck	E. R. Walter	Elias Hiland
A. W. Wiley	James Lonf	H. G. Ramb
W. H. Faught	Ora Cochrell	Emma V. Kennedy
W. L. Johnson	John Long	J. L. DeAtley
A. E. Roseboom	James J. Joseph	Ellis Pierson
Howard Hublle	S. E. Tinder	A. S. Overstreet
Russell A. Kuns	Q. E. Mc connaha	R. Lee Overstreet
Martin Dugan	W. F. Hart	Herbert Selch
Martha J. Warren	W. T. Beck	
J. G. Gones	W. W. Williams	
C. D. Warren	H. J. Woody	
T. A. Lowder	Robert E. Pierson	
J. T. Leonard	Albert Duzan	
Thomas Kinney	Lee Hedge	
John C. Schockley	John W. Lovell	
T. C. Cowley	Alonzo Dillon	
Arthur Garner	Evat Watson	
Ernest H. Janes	Wallace Ellis	
Cal Uhl	Frank Lovell	
E. F. Broles	Thomas Irons	
Ira O. Dale		

In the matter of the Petition of
Robert I. Bennett, and others, for the
Improvement of a Public Highway in
Middle Township, Hendricks County,
Indiana, by taxation.

Comes now again the petitioners in the above entitled proceedings and respectfully show to the Board of Commissioners that pursuant to an order of the Board made on the 6 day of July 1926, and a notice thereof issued by the Auditor of said County, which notice is in the following words and figures, to wit (H.I.)

That the viewers and engineer, appointed in these proceedings meet on the 92 day of July, 1926, at the office of the Auditor at Danville, Indiana, and take the oath as provided by law and otherwise qualify for their appointment herein to faithfully discharge these duties in these proceedings and that the said Engineer having heretofore qualified by fixing his bond in the penal sum of \$5000.00, dollars, being the amount fixed by the Board and which bond has been duly approved by the Board and is as follows, to wit H.I.

And now the Board finds that the viewers and Engineer filed their report in these proceedings in the office of the Auditor of said County on the 23 day of March 1927, and the same remained on file in that office, open to the inspection of any person or persons, and corporations for more than ten days prior to the regular term of said Board in April 1927. And now the Board finds that the improvement as herein provided in the plans and specifications, will cause no injury to or damage to the property of any idiot, minor or person of unsound mind, and further that no person or corporation has made any written claim to said viewers and engineer or to the board, because of injury to property by reason of said improvement; and the Board now finds that the report of the viewers and engineer should in all things be approved.

The Board further finds that the highway described in said report and as provided for in the plans and specifications is less than three miles in length, and that the same connects at one end with an improved County Free Gravel Road and at the other with the township line of Middle township, Hendricks County, Indiana. That the improvement as provided for in said report, plans and specifications, will be a public utility, and that said improvement should be established as provided in said report, plans and specifications without submitting the said matter to an election of the voters of said township.

It is now therefore ordered by the Board that the report of the viewers and Engineer be, and they are hereby are approved, and the Auditor shall spread said report and supplemental report of record as follows to wit:

ORDER TO VIEW ROAD

THE STATE OF INDIANA

SS:

COMMISSIONERS COURT

HENDRICKS COUNTY

SPRING TERM 1926

To Claude Boyd, Wm. Hovermale and George R. Harvey.

You are hereby notified that you were appointed by the Board of Commissioners of said County at their, September Term 1926, to view proposed highway as follows to wit: Beginning in the Free Gravel Road twenty (20) rods South of a stone at the center of the Southeast Quarter of section thirteen (13) township seventeen (17) North, Range one (1) West running thence West one and three fourths (1 3/4) miles along the center line of an already established highway through the south half of

section thirteen (13) and fourteen (14) township and range aforesaid to a point twenty (20) rods south of a stone at the center West of the Southwest quarter of said section and terminating in the line dividing Middle and Union Townships.

And if said proposed highway will be of public utility mark and lay out the same, in the manner prescribed by law, to the width of 30 feet.

You will meet at the office of the Auditor of Hendricks County, who resides at Danville, Indiana, on ~~September~~ ^{Sunday} the 19th day of ~~September~~ ^{July} 1926, 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 of commissioners in relation to said proposed highway. Witness my hand and official seal, this 6th day of ~~September~~ ^{July} 1926.

OATH OF VIEWERS.

Floyd L. Whicker, Auditor

STATE OF INDIANA, HENDRICKS COUNTY SS:

We, Claude Boyd, Wm. Hoovermale and George R. Harvey 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.

Claude Boyd

Wm. Hoovermale

George R. Harvey

Subscribed and sworn to before me, this 19 day of ~~September~~ ^{July} 1926.

Floyd L. Whicker
Auditor of Hendricks CO.

ROAD VIEWERS REPORT.

TO THE HONORABLE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, INDIANA:

We, the undersigned viewers, who were appointed by your honorable body at your regular ~~September~~ ^{July} Term, 1926, to view a proposed highway as petitioned for by Robert I. Bennett et al have discharged the duty assigned us, and submit to you the following report, to wit:

We met as directed in the order hereunto attached and made a part hereof, and after being duly qualified as appears therein proceeded to view such proposed highway in the manner as by law prescribed, which by metes and bounds and course and distance is as follows to wit: The said proposed highway to be 36 feet in width, except in cuts and on fills where the same shall be extended to include the slope therefore as shown by the plans and cross sections which are made a part of this report and incorporated herein.

Said highway is described as follows.

Beginning in the Free Gravel Road 421 feet South of a stone at the center of the Southeast Quarter of Section thirteen (13) township (17) north, range one (1) west and running thence west one and three fourths (1 3/4) miles along the center line of an already established highway through the south half of sections thirteen (13) and fourteen (14) township and range aforesaid to a point 421 feet south of a stone at the center west of the southwest quarter of said section and terminating in the line dividing Middle and Union townships. Said proposed road begins in a free gravel road ends in the west line of Middle Township, lies wholly within the limits of said township and is less than three miles in length all as required by law.

We estimate the cost of proposed improvement at \$18200.00.

And we are of the opinion that said highway would be of public utility.

Respectfully submitted,

Claude Boyd

Wm. Hovermale

Viewers.

George R. Harvey

SUPPLEMENTAL REPORT OF VIEWERS.

TO THE HONORABLE BOARD OF COMMISSIONERS:

In the matter of the petition of Robert I. Bennett et al for the improvement of highway.

We, the undersigned, Viewers, hereto appointed in the above cause, and who as and who as such viewers, on the 23 day of March 1927, filed our report in the above cause as ordered by you in your order appointing us, and ten days having expired since the filing of the same, now file this as our supplemental report, to wit:

We would respectfully report that the improvement of said highway in the manner set forth in our former report, will not occasion any damages to the lands of any infants, 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

Claude Boyde

Wm. Hovermale

George R. Harvey

Viewers

Subscribed and sworn to before me this 2nd day of April 1927.

Floyd L. Whicker,
Auditor of Hendricks County,

It is further ordered that the improvement as shown by the report, plans and specifications and profiles, herein approved be and the same is hereby ordered established, and that said improvement shall be made in accordance with said report, plans specifications and profiles.

The Board further finds that the total indebtedness of Middle Township in Hendricks County, Indiana, the same being the township where the highway proposed to be improved is located including all the costs and expenses of this improvement, and bonds heretofore issued for the improvement of highways will not exceed 2% of the total assessed taxable valuation of the property of said township.

It is further ordered by the Board and it does not determine to issue bonds in the sum of 18,200.00 dollars against Middle township, Hendricks County, Indiana to provide funds for the construction of the said improvement, herein ordered constructed and to pay the costs and expenses connected therewith as by law provided. And the Board orders and determines that the said bonds shall draw interest at the rate of $4\frac{1}{2}\%$ per annum, payable semi-annually, covering a period of ten years, and that said bonds shall be twenty in number and that they shall be issued in series, payable ~~xxxx~~ ~~xxxx~~ ~~xxxx~~ ~~xxxx~~ two each year until all said bonds shall be paid.

And the Auditor is now directed to give notice as by law provided of such determination of the Board.

And further proceedings herein are continued.

In the Matter of the Petition of
Robert I. Bennett, and others, for the
Improvement of a Public Highway in
Middle township, Hendricks County,
Indiana, by taxation.

And now at the special May session, 1927 of the Board of Commissioners of Hendricks County, Indiana, it appears to the satisfaction of the Board that no objections have been presented or filed with the Auditor to the determination heretofore made by the Board to issue bonds in the sum of 18200.00 Dollars in said matter, now therefore the Board orders and directs that the Auditor give notice as by law provided for a letting of the contract for said above entitled improvement on the 3 day of June 1927, at 10 o'clock A. M.

And further proceedings herein are continued.

In the matter of the Petitions of
Robert I. Bennett, and others, for the
Improvement of a Public Highway in
Middletownship, Hendricks County, Indiana,
by taxation.

Comes now the petitioners in the above entitled proceedings and comes also the Auditor of Hendricks County, Indiana, and produces and files the affidavits and copies of notices thereto attached, of Julian D. Hogate editor of the Republican and of Alvin Hall editor of the Danville Gazette, each being a weekly newspaper of general circulation throughout Hendricks County, Indiana, printed in the English Language and published at Danville, Indiana, from which it appears that notice by publication was given throughout Hendricks County, Indiana, and particularly to the taxpayers of Middle township, said County and State, of the determination made herein by the Board of Commissioners of Hendricks County, Indiana, on the 14 day of April 1927, to issue bonds in the sum of 18200.00 dollars; that the first of said publications of notices was given on the 14 day of April 1927, and the last of such publications was made on the 21 day of April 1927, and the proofs of such publications of notice in said above newspapers are in the following words and figures to wit (H.I.) further it is shown that like notices were posted, Indiana, giving notice of such determination to issue bonds, as aforesaid as the same is shown by the affidavit of Floyd L. Whitaker which affidavit and copy of notice thereto attached is as follows, to wit: (H.I.).

And now the Board finds that notice was given as by law prescribed, of the determination of the Board to issue such bonds as aforesaid.

And the Board now also finds that there is no newspaper published in said above named township.

And the Board finds that no petitions, or objections, to the issuing of such bonds has been filed or made by any taxpayer, or taxpayers, of said township and that the time has expired for the making of such objections of the filing of any petitions against the issuing of said bonds.

And now the Auditor produces and files the proofs of the publication of notices of the letting of the contract for the construction of the above and foregoing entitled improvement; such proof consisting of the affidavits of Julian D. Hogate and Alvin Hall, editors of the Republican and Danville Gazette, respectively, showing that notice was given for three successive weeks in said above named newspapers, the first

of which publication of notice was made and given on the 12 day of May, 1927; and the third and last of which publications was made on the 26 day of May 1927, which affidavits and copies of notices thereto attached are in the following words and figures to wit: (H.I.); also the affidavit of Blanche Bills, Clerk of Indianapolis Commercial Publishing and Printing Company, publishers of the Indianapolis Commercial is produced and filed from which it appears to the Board that notice of such letting was given by publication for one time in such newspaper, printed and published at the city of Indianapolis, Indiana, which affidavit and copy of notices are in the following words and figures to wit: (H.I.).

and now from all the foregoing facts, the Board finds that due notice was given as by law required for the letting of the contract in the above and foregoing entitled proceedings.

And now at the place designated in said notices, at the hour named therein, the Board of Commissioners of Hendricks County, Indiana, met in receive and open bids for the construction of the above and foregoing entitled improvement.

All bids received by the Auditor were, as the Board does now opened in the presence of the bidders and public generally, and the Board having examined and inspected all of bids submitted and being fully advised and informed in the premises, finds that the bid of W. P. Rigdon is the lowest and best bid submitted for the construction of said road; that said bid is for the sum of 16260.06 dollars; that said bid is for a sum not greater than the estimated cost of said road; that said bid is accompanied by a bond in a penal sum double the amount of the bid; that the contract for the construction of said road should be awarded to said named bidder for the amount of the bid submitted.

It is therefore ordered and adjudged by the Board that the contract for the construction of the above and foregoing entitled improvement be, and the same hereby is, awarded to W. P. Rigdon at and for the sum of 16260.06 Dollars, being the amount of the bid submitted by such bidder. And now said contract is reduced to writing and signed by the Board of Commissioners of Hendricks County, Indiana, and by the said named bidder, to wit:- W. P. Rigdon and is in the following words and figures to wit:

CONTRACT.

For the construction of the Robert I. Bennett et al Road in Middle township.

This agreement made and entered into by and between W. P. Rigdon of Danville, 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 3rd day of June A. D. 1927, the said Board of Commissioners received for bids for the construction of the Robert I. Bennett et al road in Hendricks County and the said W. P. Rigdon being declared the lowest and best responsible bidder, the contract was awarded to the said W. P. Rigdon for the amount of his bid viz 16260.06 and the said party of the first part now covenants and agrees to build and construct said road in all respects according and conformable to the specifications, reports, plans and profile contained in the report of the viewers and engineer for said road, now on file in the office of the Auditor of said County which said reports, 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 apy 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 agent or superintendent in charge of said work. It is further understood and agreed that said party of the first part will not and can ano sell or assign this contract or sub-
let the work to any person or persons, except by the consent of said Board of Commissioners.

The party of the first part further agrees to construct and build said improve-
ment and have the same completed on or before the 1st day of December 1927, 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 1 day of December 1927,
then the said party of the first part agrees and promises to pay to the said party
of the second part as liquidated damages for the non-completion of said work and for the
deprivation on the part of the public of the said Hendricks County of the use of said
road from and after said 1 day of December 1927, the sum of twenty five (25.00)
per day for each and every day thereafter that said improvement shall remain uncomplete
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 Hendricks County, provided that said failure to complete
said improvement within the said time specified for such completion is not caus4d by
strikes or any other cause or causes beyond the control of said party of the first part
or that said time has not been extended by said Board of Commissioners. In the event of
the second part 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 understood and agreed by and between the parties hereto that said party
of the second part shall withhold full payment to the party of the first part 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, materials
and sub-contractors claims.

The party of the second party hereby agrees that the party of the first part 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 % of the said engin ers said estimate; 20% of the said contract price
shall be retained by the said County until the said work is fully completed and finally
accepted by the said Board of County Commissioners.

And the said party of the first part 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 act of the General Assembly of the State of Indiana authorizing
said improvement.

To all covenants, conditions and stipulations of this contract the said parties
bind themselves their wuceessors, 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 said Board of

Commissioners of Hendricks County have also signed and approved this contract, this 3 day of June 1927.

W. P. Rigdon
Party of the First Part

Frank A. Haynes

M. A. Gregory

Board of Commissioners of Hendricks Co.

Attest Floyd L. Whicker Auditor of Hendricks Co.

And it is ordered by the Board that the bonds of said bidders in the sum of \$2,520.12 Dollars with Standard Accident Ins. Co. of Detroit Michigan as surety thereon be, and the same is approved and is in the following words and figures, to wit:

CONTRACTORS BOND FOR CONSTRUCTION OF PUBLIC WORK.

Know all Men by these Presents, That we, as Principal, and as Surety, are held and firmly bound unto the State of Indiana (Board of Commissioners, Hendricks county) in the sum of Thirty Two thousand five hundred twenty & 12/100 (\$32520.12) 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 3rd day of June 1927.

THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH That Whereas Hendricks County Indiana is about to let a contract for the construction of the Robert I. Bennett Road in Middler Township, Hendricks County, Indiana.

And, whereas, the above named and bounden has filed a bid for said work with said Board of Commissioners, Hendricks County, Indiana.

Now, therefore, if the said Board of Commissioners, Hendricks County, Indiana shall award said William P. Rigdon ~~xxxxl~~ the contract for said work and said William P. Rigdon shall promptly enter into a contract with said Board of Commissioners, Hendricks County, Indiana 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, Hendricks County, Indiana and according to the time, term and conditions specified in said contract to be entered into, and in accordance with an Act of the Legislature approved March 2nd 1925, Chapter 44, Page 129, and shall promptly pay all debts incurred by him in the prosecution of said work, including labor, materials furnished, and for boarding of laborers thereon, then this obligation shall be void; otherwise to remain in full force and virtue and effect.

W. P. Rigdon

Standard Accident Insurance Co.

E. J. Scoonover Atty-in-fact.

Attest E. A. Ford.

State of Indiana, ^{Marion} ~~Hendricks~~ County, SS:

Before me a Notary Public in and for said County and State personally appeared E. J. Scoonover known to me to be the Atty-in-fact for the Standard Accident Insurance Company, and acknowledged the execution of the foregoing instrument for the uses and purposes therein mentioned.

Dated this 3rd day of June 1927.

My commission expires February 2, 1929.

E. A. Ford, Notary Public

State of Indiana

County of Hendricks SS:

Before me, the subscriber, a notary public, in and for said County, personally appeared W. P. Rigdon as principal and as surety and acknowledged the execution of the foregoing instrument for the purpose and uses therein mentioned.

Witness my hand and notarial seal, this 3rd day of June 1927.

My comm. expires Jan. 19-1931.

Jane Whicker, Notary Public

Accepted and approved ~~XXXXXX~~ June 3, 1927.

Frank A. Haynes
M. A. Gregory
Hendricks County Board of
Commissioners

Attest Floyd L. Whicker.

And now the Board finds that including the contract price as hereinbefore shown it will require the sum of 18000.00 Dollars to pay for the construction of said road and for the preliminary and other expenses in connection therewith as by law provided.

BOND ORDINANCE.

It is therefore ordered and ordained by the Board of Commissioners of Hendricks County, Indiana, that bonds be issued and sold to provide for the construction of the above entitled road and the proper expenses in connection therewith, as by law provided in the sum of 18000.00 Dollars, payable over a period of ten years from the date thereof, bearing interest at the rate of $4\frac{1}{2}\%$ per annum, interest payable semi-annually both principal and interest to be payable at the office of the Treasurer of Hendricks County, Indiana.

It is ordered and ordained that said bonds shall bear date of May 15, 1927, and that each bond shall be in denomination of 900.00 dollars, and that there shall be twenty of such bonds; that the said bonds shall be issued in series and that the first of said bonds shall be due and payable May 15, 1928, and that one of said bonds shall be due and payable Nov 15, 1927, and so in like manner until all of said bonds are paid.

It is ordered and ordained that the interest on said bonds shall be evidenced by coupons attached thereto bearing the facsimile signatures of the members of the Board of Commissioners of Hendricks County, Indiana, which shall have the same force and effect as though such coupons had been manually signed by said Board.

It is ordered and ordained that all of the bonds, twenty in number shall be signed by the members of the Board of Commissioners of Hendricks County, Indiana, and that they shall be attested by the Auditor of said County and that the seal of said County shall be placed on said bonds.

It is further ordered and ordained that annually there shall be levied a tax on the taxables of Middle township, Hendricks County, Indiana, sufficient to pay and discharge the said bonds and interest coupons thereto attached as they become due.

And now the Treasurer of Hendricks County, Indiana, is hereby charged with the duty and obligation of selling said bonds, hereinbefore ordered and ordained to be issued, and that he shall sell the same for not less than their full par value and accrued interest to the date of delivery; that the moneys derived from the sale of said bonds shall be kept by said Treasurer as a Fund with which to pay for the construction of said road, including the contract price and preliminary and other expenses in connection therewith, including the per diem of the Engineer and Superintendent of Construction, Attorneys fees for the petitioners, transcript fees and all other charges as by law provided.

And now George R. Harvey, County Surveyor and Engineer is hereby appointed as Engineer of said road.

And now *J. D. Gentry* is hereby appointed Superintendent of Construction of said road and he is directed and ordered to qualify and give bond as by law provided.

And now further proceedings herein are continued.

In the Matter of the Petitions of

Dobert I Bennett et al for the

Improvement of a Public Highway

In Middle township, Hendricks

County, Indiana by tax ation

And now on this *18* day of *June* 1927, comes Oris L. Newby, Treasurer of Hendricks County, Indiana, and produces and files the affidavits of Julian D. Hogate, editor of the Republican and of Alvin Hall editor of the Danville Gazette, from which it appears that the notice was given by publication for two successively weekly issues of said papers, that bonds would be sold in total sum of *18,000⁰⁰* Dollars to provide moneys for the construction of the above and foregoing road and to pay the costs and expenses in connection therewith, as by law provided, which affidavits and copies of notices thereto attached are in the following words and figures to wit (H.I.)

And also he produces and files the affidavit of Blanche Bolls, Clerk of the Indianapolis Commercial Publishing and Printing Company, publishers of the Indianapolis Commercial from which it appears that notice of such bond sale was given for one time in a paper printed and published in the city of Indianapolis, Indiana, which affidavit and copies of notices thereto attached are in the following words and figures, to wit; (H.I.)

And now on the day named in said notice and at the time and place therein designated said above named County Treasurer offered said bonds in the total sum of *18,000⁰⁰* dollars for sale to the highest and best bidder therefor. That *First Nat. Bank of Danville, Ind.* bid the sum of *18,000⁰⁰* dollars and *491⁴⁰* dollars, being the amount of the ~~accrued interest~~ and premium thereon, and that being the highest and best bid therefor, the said Treasurer now sells said bonds to said *First Nat. Bank* for the said sum of *18,491⁴⁰* dollars and accrued interest to the date of delivery.

Oris L. Newby

Treasurer of Hendricks Co., Indiana

In the Matter of the Petition of Omer Leak et al for the Improvement of a Public Highway in Union Township Hendricks County, Indiana by taxation.

Comes now the petitioners in the above entitled matter by and through their attorneys and present and file the affidavits of Julian D. Hogate and W. A. King editors of the Republican and Danville Gazette respectively and from such affidavits it appears to the Board that notice of the filing of the petition in said above entieled matter was published in said papers for two weeks, and that such notices set forth the date and place when said petition would be heard, the date of the first publication being on the 18 day of March 1926, and the second of which publications being on the 25 day of March 1926, which proofs of such publication by said affidavits of said named editors are in the following words and figures to wit:(H.I.)

Said petitioners also present and file the affidavit of Floyd L. Whicker, shwoing that like notices were posted up in three public places in Union Township, Hendricks Co. Indiana, the same being the township in which said proposed improvement is located, for more than fifteen days before the date set for the hearing of said petition, which affidavit is in the following words and figures to wit: (H.I.)

Said petitioners also present and file the affidavit of Floyd L. Whicker showing that like notices were posted at the Court House Door at Danville, Indiana for more than fifteen days before the date set for the hearing of said petition, which affidavit is in the following words and figures to wit:(H.I.).

And it further appears to the Board that at the time of the filing of said petition with the Auditor of Hendricks County, Indiana the said Auditor endorsed on said petition the 5th day of April 1926, as the date when said petition would be presented and heard. And the Board finds that said petition was not presented on said date, but was passed over and continued until the 6th day of July 1926, for action and hearing by the board.

And now the Board being duly advised and informed in the premises finds that the petition filed and presented hererin is in due form according to law; that the same has been signed by more than fifty freeholders and voters of Union Township, Hendricks County, Indiana; that notice of the filing of such petition has been given as by law provided; that the Board shoule now assume jurisdiction of said matter as set forth in said petition; that the highway proposed to be improved as described in said petition is less than three miles in length; that said described highway connects at both termini with improved County Free Gravel Roads already improved; that said described public highway as described in said petition lies wholly within Union Township, Hendricks County, Indiana, that said highway is unimproved and is badly in need of being improved, that said highway should be improved as asked for in said petition and should be made not less than 30 feet in width.

The Board further finds that no objections or remonstrance has been filed to said petition, wither as to the form thereof or against the granting of the things asked for therein.

The Board further finds that viewers and an engineer should be appointed as by law provided to wiew said highway and amke their report to this Board; and that if they find that the imprvoemen of said public highway would be of public utility that they

prepare plans, specifications and profiles for such improvement and that they present and file them with this Board.

And now the Board appoints Claude Boyd, Franklin township, said county and state, Wm Hovermale of Center township said county and state, and George R. Harvey, County Surveyor as viewers and engineer to perform the things hereinbefore found; and the Board finds that neither said viewers or engineer are residents of the township in which said road is located and do not own any real or personal property therein; that they are not owners of any taxable property in Union Township, Hendricks County, Indiana.

The Board further finds that said engineer, George R. Harvey is the County Surveyor of Hendricks County, Indiana, and is a competent engineer, and that he has qualified by giving bond as by law provided.

And now the Board orders and directs that said named viewers and engineer shall meet at the Auditors office at Danville, Indiana on ~~Thursday~~ ^{July} the 19 day of ~~July~~ 1926 at the hour of 10 o'clock A. M. and qualify for their appointment herein by taking and subscribing to an oath to faithfully and impartially discharge their duties as by law provided. And said viewers and engineer are ordered and directed to make their report to this Board not later than the ~~regular session~~ ^{July 27, 1926}.

And the Board further orders and directs that said viewers and engineer, after qualifying as hereinbefore ordered, shall then proceed to view said road and the improvement thereof as prayed for in the petition filed, and, if they find that the improvement on said road would be of public utility, that they make all necessary surveys and estimate the cost of such improvement and make their report at the date hereinbefore fixed by the Board.

All of which is hereby ordered by the Board.

And the Board orders said petition spread of record which is now accordingly done and is as follows, to wit:

STATE OF INDIANA

SS:

COUNTY OF HENDRICKS.

IN THE COMMISSIONERS COURT

^{July} TERM 1926

In the Matter of the Petition of

Omer O. Leak et als for the

Improvement of a Public Highway in n
Union Township, Hendricks County,
Indiana by taxation.

TO THE HONORABLE BOARD OF COMMISSIONERS, HENDRICKS COUNTY, INDIANA:

We, the undersigned petitioners, freeholders and legal voters of Union Township Hendricks County, in the State of Indiana, hereby petition your Honorable Board that in the following described public highway, wholly within Union Township, Hendricks County, Indiana, and described as follows to wit:

"Beginning at a point on a County Free Gravel Road, the same being twenty (20) rods South of a point in the Center of the southeast quarter of section fifteen (15) Township seventeen (17) north range one west and running thence east eighty rods (80) to the Union and Middle township lines and the Western Terminus of the proposed Robert I. Bennett et als, Improved Road," be improved by grading, draining, and paving with stone, gravel or a mixture of stone and gravel or other suitable road paving material, and by building all necessary bridges, culverts and sewers thereon.

We would further show your Board that said above described highway connects at its Western terminus with a County Free Gravel Road and at its Eastern terminus with the Union and Middle township line and also the Western Terminus of the proposed Robert I. Bennett, et al., Improved road, and that said proposed road is approximately eighty (80) rods in length.

Your petitioners further ask, if upon hearing of this petition, the same be found sufficient by your Honorable Board, that it be referred to viewers and a competent engineer for their report upon said proposed highway herein prayed for, all as provided by statute in such cases; that said improvement be made not less than thirty feet in width, and without an election of the voters of said township; that bonds in series covering a period of ten (10) years be issued and sold to pay the cost of said improvement and all expenses incident to and connected with said improvement.

And your petitioners ask for all general relief in the premises.

Omer O. Leak	Ida Jones	L. J. Joseph	Sol Ellis
Ora E. Leak	W. W. Dowden	M. A. Joseph	Kate Fritts
Mrs. Vada Leak	W. E. Bailey	Pearl Leak	J. L. Fritts
F. M. Groover	W. S. Jones	L. M. Elder	E. C. young
William Odom	M. H. Ellis	Edgar Bailey Sr.	Joe Hale
J. H. Shirley	P. N. Bailey	Orville Bailey	Mattie Hale
Simmie Odom	John A. Woodward	B. F. Helm	Joseph C. Lowe
Samuel Hiland	George W. Bailey	Nora Helm	Ella Wilson
Lettie Clements	J. M. Dowden	Mrs. Levi Groover	W. D. Wilson
Samuel Hiland	Henry Odom	O. C. Dotz	A. M. Baker
Dennis Eggers	W. S. Storm	W. A. Mc Daniel	Noah Wright
D. A. Clements	Ida M. Storm	J. D. Young	Mary Noblet
C. E. Biggs	N. C. Brown	T. A. Griffith	Julia Armstrong
C. V. Adams	H. C. Spangler	H. S. Montgomery	L. R. Grey
C. F. Adams	James Armstrong	Lizton Grain Co. by T. T. Shahan	E. D. Montgomery
E. A. Leak			

And further proceedings are herein continued.

In the matter of the Petition of
Omer Leak, and others, for the
Improvement of a Public Highway
in Union Township, Hendricks County,
Indiana, by taxation.

Comes now again the petitioners in the above entitled matter and it appearing to the Board that more than twenty days have elapsed since the date set for the hearing of the petition in said above entitled matter and no remonstrance against said petition has been presented or filed by any of the free holders or legal voters of Union Township Hendricks County, Indiana, it is therefore ordered that said petition be spread of record in the records of the Auditor of Hendricks County, Indiana which is now accordingly done and said petition and the names thereto attached are in the following words and figures, to wit:

And now the Board appoints Claude Blyd and William Hovermale, as viewers and George R. Harvey as Engineer, all of whom the Board finds to be responsible freeholders and all voters of Hendricks County, Indiana, and none of whom are residents of nor the owner of any taxable property in Union Township, said county and state.

It is therefore ordered by the Board that said viewers and engineer shall meet at the Auditors office at Danville, Indiana, on Saturday, March 12, 1927 at 9.00 o'clock A. M. and qualify as by law provided and to then proceed to view said road and make their reports to the Board not later than March 23, 1927.

And further proceedings herein are continued.

In the Matter of the Petition of
Omer Leak, and others, for the
Improvement of a Public Highway
in Union Township, Hendricks County,
Indiana, by taxation.

Comes now again the petitioners in the above entitled proceedings and respectfully shows to the Board of Commissioners that pursuant to an order of the Board made on the 6 day of July 1926, that a notice thereof issued by the Auditor of said County, which notice is in the following words and figures to wit: (H.I.) That the viewers and engineer appointed in these proceedings, met on the 19 day of July 1926, at the office of the Auditor at Danville, Indiana, and took oath as provided by law, and otherwise qualified for their appointment herein for the faithful discharge of their duties in these proceedings, and that the said engineer having heretofore qualified by filing his bond in the penal sum of 5000.00 dollars, being the amount fixed by the Board and which bond has been duly approved by the Board and is as follows, to wit (H.I.).

And now the Board finds that the viewers and engineer filed their report in these proceedings in the office of the Auditor of said County on the 23 day of March 1927, and that the same remained on file in that office open to the inspection of any person or persons, and corporation for more than ten days prior to the regular term of said Board in April 1927, and now from said report the Board finds that the improvement as herein provided in the plans and specifications will cause no injury or damage to the property of any idiot, minor or person of unsound mind; further that no person or corporation, except Eva Pebworth, Has made any written claim to said viewers and engineer or to the Board because of injury to property by reason of said improvement, and no said claim of said Eva Pebworth, is allowed by said viewers and engineer in the total amount of \$1185.00; and the Board now finds that the report of the viewers and engineer should in all things be approved.

The Board further finds that the highway designated in said report and as provided for in the plans and specifications is less than three miles in length and that the same connects at its Western terminus with a County Free Gravel Road and at its Easterly Terminus with the township line of Union township, Hendricks County, Indiana, that the improvement as provided for in said report, plans and specifications will be a public Utility; that the benefits therefrom will be greater than the cost thereof, that said improvement should be ordered established as provided in said report, plans and specifications without submitting the said matter to an election of the voters of said township. It is now therefore ordered by the Board that the report of said viewers and engineer be and they are hereby approved, and that the Auditor shall spread said report and supplemental report of record as follows to wit:

ORDER TO VIEW ROAD

THE STATE OF INDIANA
HENDRICKS COUNTY

SS:

COMMISSIONERS COURT

July Term 1926.

To Claude Boyd, Wm. Hovermale and George R. Harvey.

You are hereby notified that you were appointed by the Board of Commissioners of said County, at their July Term 1926, to view a proposed highway as follows to wit. Commencing at a point on a County Free Gravel Road, the same being 20 rods south of a point in the center of the south-east quarter of Section 15, Township 17 North Range 1 West and running thence east 80 rods to the Union and Middle township line and the Western terminus of the proposed Robert I. Bennett et al improved road.

And, if said proposed highway will be of public utility, mark and lay out the same, in the manner prescribed by law, to the width of 30 feet.

You will meet at the office of Hendricks County Auditor who resides at Danville, Indiana. on July the 19th day of July 1926, 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 and correct copy of the order of the Board in relation to said proposed highway. Witness my hand and official seal this 6th day of July 1926.

Floyd L. Whicker, Auditor

OATH OF VIEWERS.

State of Indiana, Hendricks County SS:

We, Claude Blyd, Wm. Hoovermale and George R. Harvey 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 help us God.

Claude Boyd

Wm. Hoovermale

George R. Harvey

Subscribed and sworn to before me, this 9 day of July 1926.

Floyd L. Whicker, Auditor of Hendricks Co.

ROAD VIEWERS REPORT

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

We, the undersigned Viewers, who were appointed by your honorable body at your regular July Term, 1926, to view a proposed highway, as petitioned for by Omer Leak et al have discharged the duty assigned us, and submit to you the following report to wit:

We met as directed in the order hereunto attached and made a part hereof, and after being duly qualified as appears therein, proceeded to view such proposed highway in the manner as by law prescribed, which by metes and bounds and course and distance is as follows: The said proposed highway to be 36 feet in width, except in cuts and on fills where the same shall be extended to include the slope thereof as shown by the plans and cross sections, which are made a part of this report, said highway begins at a point in a County Free Gravel road 421 feet south of a stone at the center of the southeast quarter of section 15 township 17 north of range one west and running thence east a distance of 1332 feet to the Union and Middle Township line and the western terminus of the proposed Robert I Bennett et al road. Said proposed highway lies wholly within the limits of Union township, Hendricks County Indiana, begins in a free gravel road, and terminates in a township line as required by law, and is less than three miles in length.

We estimate the cost of the proposed improvement at \$3700.00.

And we are of the opinion that said highway would be of public utility.

Respectfully submitted,

Claude Boyd

Wm. Hovermale)

Geo. R. Harvey)

Viewers

It is further ordered that the improvement as shown by the reports, plans, specifications and profiled, herein approved be and the same is hereby ordered established and that said improvement shall be made in accordance with said reports, plans, specifications and profiles.

The Board further finds that the total indebtedness of Union Township, in Hendricks, Indiana, the same being the township where the highway proposed to be improved is located, including all the costs and expenses of this improvement and the bonds heretofore issued for the improvement of the highway will not exceed 2% of the total assessed taxable valuation of the property of said township.

SUPPLEMENTAL REPORT OF VIEWERS
TO THE HONORABLE BOARD OF COMMISSIONERS:

In the matter of the petition of Omer Leak et al for the improvement of highway. We, the undersigned, Viewers, heretofore appointed in the above cause, and who as such viewers on the 23 day of March 1927, filed our report in the above cause as ordered by you in your order appointing us, and ten days having expired since the filing of the same, now file this as our supplemental report, to wit:

We would respectfully report that the improvement of said highway in the manner set forth in our former report will not occasion any damages to the lands of any idiot, infant 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, except Eva Pebworth who filed a claim for damages in the sum of 1527.50, and which claims we allowed in the sum of \$1185.00.

Respectfully submitted,

Claude Boyd

Wm. Hovermale

George R. Harvey
Viewers.

Subscribed and sworn to before me this 2 day of April 1927.

Floyd L. Whicker, Auditor

It is further ordered by the Board and it does now determine to issue bonds in the sum of 4900.00 Dollars, against Union township, Hendricks County, Indiana, to provide funds for the construction of the said improvement, herein ordered and constructed, and to pay the costs and expenses connected therewith, as by law provided and the Board orders and determines that said bonds shall draw interest at the rate of 4% per annum, payable semi-annually covering a period of ten years; that said bonds shall be twenty in number, that they shall be issued in series payable two each year until all said bonds shall be paid.

And the Auditor is now directed to give notice as by law provided, of such determination of the Board.

And further proceedings are herein continued.

In the matter of the Petition of
Omer Leak, and others, for the
Improvement of a Public Highway
in Union township, Hendricks
County, Indiana, by taxation.

And now at the special May session, 1927, of the Board of Commissioners of
Hendricks County, Indiana, it appears to the satisfaction of the Board that no objections
have been presented or filed with the Auditor to the determination heretofore made by
the Board to issue bonds in the sum of 4900.00 dollars in said matter, now therefore
the Board orders and directs that the Auditor give notice as by law provided for the
letting of the contract for said above entitled improvement on the 3 day of June 1927,
at 10:00 o'clock A. M.

And further proceedings herein are continued.

In the Matter of the Petition of
Omer Leak and others for the improvement
of a public highway in Union Township,
Hendricks County, Indiana, by taxation.

Comes now the petitioners in the above entitled proceedings and comes also the
Auditor of Hendricks County, Indiana, and produces and files the affidavits, and copies
of notices thereto attached of Julian D. Hogate, Editor of the "Republican" and of
Alvin Hall, Editor of the "Danville Gazette", each being a weekly newspaper of
general circulation throughout Hendricks County, Indiana, printed in the English
language and published at Danville, Indiana, from which it appears that notice by
publication was given throughout Hendricks County, Indiana, and particularly to the
taxpayers of Union Township, Indiana, and said County and State, of the determination
made herein by the Board of Commissioners of Hendricks County, Indiana, on the 14th
day of April 1927, to issue bonds in the sum of \$ 4,900.00 Dollars; that the first of said
publications of notice was given on the 14th day of April 1927, and the last of which
publication was made on the 21st day of April 1927, and the proofs of such publication of
notice in said above newspapers are in the following words and figures, to-wit: (H.R.)
further it is shown that like notices were posted in three public places in Union
Township, Hendricks County, Indiana, giving notice of such determination to issue bonds
as aforesaid, as the same is shown by the affidavits of Floyd L. Whicker, which
affidavit and copy of notice thereto attached is as follows to-wit: (H.I.).

And now the Board finds that ^{such} notice was given, as by law provided, of the
determination of the Board to issue ^{such} bonds, as aforesaid.

And the Board now also finds that there is no newspaper printed in said above
named township.

And the Board finds that no petition or objections to issue bonds has been filed or
made by any taxpayer or taxpayers of said township and that the time has expired for
making of such objections or of filing of any petitions against the issuing of said
bonds.

And now the Auditor produces and files the proofs of publication of notice of
the letting of the contract for the construction of the above and foregoing entitled
improvement: such proofs consisting of the affidavits of Julian D. Hogate, and
Alvin Hall, editors of the Republican and Danville Gazette, respectively, showing that
notice was given for three successive weeks in said above named newspapers, the first
of which publication of notice was made and given on the 12th day of May, 1927, and the
third and last of which publication was made on the 26th day of May 1917, which

affidavit and copy of notice thereto attached are in the following words and figures, to-wit: (H.I.) also the affidavit of Blanche Bills, clerk of the Indianapolis Commercial Publishing and Printing Co. publishers of the Indianapolis Commercial is produced and filed from which it appears to the Board that notice of such letting was given for publication for one time in such newspapers printed and published in the city of Indianapolis, Indiana. which affidavit and copy of notice are in the following words and figures to-wit:(H.I.)

And now from all of the foregoing facts the board finds that due notice was given, as by law required, for the letting of the contract in the above and foregoing entitled proceedings.

And now at the place designated in said notice, at the hour named therein, the Board of Commissioners of Hendricks County, Indiana meet to receive and open bids for the construction of the above and foregoing entitled improvement.

Alla bids received by the Auditor were as the Board does now find open in the presence of the Board and public generally, and the Board, having examined and inspected all of the bids submitted and being advised and informed in teh premises, fin finds that the bid of W.P.Rigdon is the lowest and best bid submitted for the construction of said road; that said bid is for the sum of \$3,224.35 dollars: that said bid is for a sum not greater than the estimated cost of said road; that said bid is accompanied by a bond in a penal sum double the amount of the bid; that the contract for the construction of said road should be awarded to said named bidder for the amount of the bid submitted.

It is therefore ordered and adjudged by the Board that the contract for the construction of the above entitled foregoing improvement be and the same is hereby awarded to W.P.Rigdon, at and for the sum of \$3,224.35 Dollars being the amount of the bid submitted by such bidder. And now said contract is reduced to writing and is signed by the Board of Commissioners of Hendricks County, Indiana, and by the said named bidder, to-wit: W.P.Rigdon, and is in the following words and figures, to-wit: (H.I.)

~~And it is ordered by the Board that the bond of said named bidder in the sum of~~

And it is ordered by the Board that the bond of said named bidder in the sum of \$6,448.70 Dollars with Standard Accident Ins Co. as surety thereon be, and the same is hereby approved and is in the following words and figures, to-wit;

CONTRACTORS BOND FOR CONSTRUCTION
OF PUBLIC WORK.

KNOW ALL MEN BY THESE PRESENTS, That we, as Principal, and as Surety, are held and firmly bound unto State of Indiana (Board of Commissioners, Hendricks County. in the sum of Six thousand Four Hundred Forty Eight &-----70/100 (\$6448.70) 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 3rd day of June 1927.

THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH, That, Whereas Hendricks County, Indiana, is about to let a contract for the construction of the Omer Leak Road, Union Township, Hendricks County, Indiana.

AND, WHEREAS, the above named and bounden has filed a bid for said work with said Board of Commissioners, Hendricks County, Indiana.

NOW, THEREFORE, if said Board of Commissioners, Hendricks County, Indiana shall award said William P. Rigdon the contract for said work and said William P. Rigdon shall promptly enter into a contract with said Board of Commissioners, Hendricks County, Indiana: and according to the time terms and conditions specified in said contract to be entered into and in accordance with an Act of the Legislature approved March 2nd,

1925, Chapter 44, Page 129, and shall promptly pay all debts incurred by him in the prosecution of said work, including labor, materials furnished, and for boarding of laborers thereon, then this obligation shall be void; otherwise to remain in full force, virtue and effect.

W.P. Rigdon

Standard Accident Insurance Co.

By E.J. Scoonover att-In Fact.

State of Indiana)
County of Marion) SS

Before me a Notary Public, in and for said County and State,

Personally appeared E.J. Scoonover known to me to be the Attorney-in-fact for the Standard Accident Insurance Company, and acknowledged the execution of the foregoing instrument for the uses and purposes therein mentioned.

Dated this 3rd day of June, 1927.

My Comm expires February 2, 1929

Edw. U. Ford
Notary public

STATE OF INDIANA) SS
COUNTY OF HENDRICKS)

Before me, the subscriber, a notary public in and for said County personally appeared Wm. P. Rigdon as principal, and as surety and acknowledged the execution of the foregoing instrument for the purpose and uses therein mentioned.

Witness my hand and notarial seal, this 3rd day of June 1927

My comm expires January 19, 1931

Jane Whicker
Notary Public

Accepted and approved June 3rd. 1927

Frank A. Haynes

M. A. Gregory

By The Hendricks County
Board of Commissioners

Attest: Floyd L. Whicker

And now the Board of Commissioners of Hendricks County, Indiana, do hereby certify that the following is a true and correct copy of the contract made and entered into by and between W.P. Rigdon of Danville, 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 3rd day of June A.D., 1927 the said Board of Commissioners received bids for the construction of the Omer leak et al road the same being located in Hendricks County and the said W.P. Rigdon being declared the lowest and best bidder the contract was awarded to the said W.P. Rigdon for the amount of his bid viz \$ 3224.35 and the party of the first part 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 report of the viewers and engineer for said road, now on file in the office of the Auditor of said County which said reports, 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 labor 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 agent or Superintendent in charge of said work. It is further understood and agreed that said party of the first part will not and can not sell or assign this contract or sub-let the work to any person or persons, except by the consent of 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 1st day of December A.D., 1927 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 December A.D., 1927 then the party of the first part agrees and promises to pay to the said party of the second part as liquidated damages for the non completion of said work and for the deprivation on the part of the public of the said Hendricks County of the use of said road from and after said 1st day of December A.D., 1927 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 (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 Hendricks County, provided that said failure to complete said improvement within the said time specified for such completion is not caused by strikes or any other cause or causes beyond the control of said party of the first part or that said time has not been extended by said Board of Commissioners. In the event the party of the second part 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 understood and agreed by and between the parties hereto that said party of the second part shall withhold payment in full to the party of the first part as required by Section 1 of Act approved March 4, 1911, Acts of 1911, Page 437, for a period of thirty days or until proof be made of the payment for all labor, materials and sub contractors claims.

The party of the second part hereby agrees that the party of the first part 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 % of the said engineers said estimate; 20% of the said contract price shall be retained by the said County until the said work is fully completed and finally accepted by the said Board of County Commissioners.

And said party of the first part 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 act of the General Assembly of the State of Indiana authorizing said improvement.

To all covenants, conditions and stipulations of this contract the said parties 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 said Board of Commissioners of Hendricks County have also signed and approved this contract, this 3 day of June 1927.

W. P. Rigdon, Party of the First Part

Frank A. Haynes

M. A. Gregory
Board of Commissioners
Hendricks County

Attest Floyd L. Whicker, Auditor

And now the Board finds that including the contract price as hereinbefore shown it will require the sum of 4800.00 Dollars to pay for the construction of said road and for the preliminary and other expenses in connection therewith, as by law provided.

BOND ORDINANCE.

It is therefore ordered and ordained by the Board Commissioners of Hendricks County Indiana, that bonds be issued and sold to provide for the construction of the above entitled road and the proper expenses in connection therewith, as by law provided, in the sum of 4800.00 Dollars payable over a period of ten years from the date thereof, bearing interest at the rate of $4\frac{1}{2}\%$ per annum, interest payable semi-annually, both principal and interest to be payable at the office of the Treasurer of Hendricks County, Indiana.

It is ordered and ordained that said bonds shall bear date of May 15, 1927 and that each bond shall be in denominations of 240.00 Dollars and that there shall be twenty of such bonds, that such bonds shall be issued in series and that the first of said bonds shall be due and payable May 15, 1928, and that one of said bonds shall be due and payable Nov 15, 1928 and so in like manner until all of said bonds are paid.

It is ordered and ordained that the interest on said bonds shall be evidenced by coupons attached thereto bearing the facsimile signatures of the members of the Board of Commissioners of Hendricks County, Indiana, which shall have the same force and effect as though such coupons had been the same force and effect as though said coupons had been manually signed by said Board.

It is ordered and ordained that all of the bonds, twenty in number shall be signed by members of the Board of Commissioners of Hendricks County, Indiana, and that they shall be attested by the Auditor of said County and that the seal of said County shall be placed on said bonds.

It is further ordered and ordained that annually there shall be levied a tax on the taxables of Union Township Hendricks County, Indiana, sufficient to pay and discharge the said bonds and interest coupon thereto attached, as they become due.

And now the Treasurer of Hendricks County, Indiana, is hereby charged with the duty and obligation of selling said bonds, hereinbefore ordered and ordained to be issued, and that he shall sell the same for not less than their full par value and accrued interest to the date of delivery; that the moneys derived from the sale of said bonds shall be kept by said Treasurer as a fund with which to pay for the construction of said road including the contract price and preliminary and other expenses in connection therewith, including the per diem of the engineer and superintendent of construction, attorneys fees for the petitioners, transcript fees and all other charges as by law provided.

And now George R. Harvey, County Surveyor and Engineer is hereby appointed as engineer of the said road.

And now _____ is hereby appointed superintendent of construction of said road and is directed and ordered to qualify and give bond as by law provided.

And now further proceedings herein are continued.

In the matter of the Petition of
Omer Leak and others, for the improvement
of a Public Highway in Union Township,
Hendricks County, Indiana, by taxation.

And now on this 18 day of June 1927, comes Oris L. Newby, Treasurer of Hendricks County, Indiana and produces and files the affidavits of Julian D. Hogate, Editor of the "Republican" and Julian Hall, Editor of the "Danville Gazette" from which it appears that notice was given by publication for two successive weekly issues of said papers that bonds would be sold in the total sum of 4800.00 Dollars to provide moneys for the construction of the above and foregoing road and to pay the costs and expenses in connection therewith as by law provided, which affidavits and copies of notices thereto attached are in the following words and figures, to wit (H.I.)

And also he produces and files the affidavit of Blanche Bills, Clerk of the Indianapolis Commercial Publishing and Printing Company, publishers of the "Indianapolis Commercial", from which it appears that notice of such bond sale was given for one time in a paper printed and published in the city of Indianapolis, Indiana, which affidavit and copy of notice thereto attached, are in the following words and figures to wit: (H.I.)

And now on the date named in said notice and at the time and place therein designated, said above named County Treasurer offered said bonds in the total sum of 4800.00 Dollars for sale to the highest and best bidder therefor. That First National Bank of Danville, Indiana bid the sum of 4800.00 Dollars and 130.00 dollars being the amount of the premium thereon and that being the highest and best bid therefor, the said Treasurer now sells said bonds to said First National Bank for the sum of 4930.00 Dollars and accrued interest to the date of delivery.

Oris L. Newby
Treasurer of Hendricks County, Indiana

In the matter of the Petition of
Sheets and Sellars et al for the
improvement of a Public Highway
in Guilford township, Hendricks
County, Indiana by taxation.

And now on this 18 day of 1927., comes Oris L. Newby, Treasurer of
Hendricks County, Indiana and produces and files the affidavits of Julian D. Hogate,
Editor of the "Republican" and Alvin Hall, Editor of the "Danville Gazette", from
which it appears that notice was given by publication for two successive weekly
issues of said papers that bonds would be sold in the total sum of Dollars
to provide moneys for the construction of the above and foregoing road and to pay the
costs and expenses in connection therewith as by law provided, which affidavits and
copies of notices thereto attached are in the following words and figures, to wit (H.I.)

And also he produces and files the affidavit of Blanche Bills, Clerk of the
Indianapolis Commercial Publishing and Printing Company, publishers of the "Indianapolis
Commercial", from which it appears that notice of such bond sale was given for one
time in a paper printed and published in the city of Indianapolis, Indiana, which
affidavit and copy of notice thereto attached, are in the following words and figures,
to wit, (H.I.).

And now on the date named in said notice and at the time and place therein designated
said above named County Treasurer offered said bonds in the total sum of dollars
for sale to the highest and best bidder therefor. That the
bid the sum of dollars and dollars being the amount of the
premium thereon and that being the highest and best bid therefor, the said Treasurer,
now sells said bonds to said for the sum of dollars
and accrued interest to the date of delivery.

Oris L. Newby.

Treasurer of Hendricks County,
Indiana.

In the Matter of the Petition of
F. N. Wright et al for the Improve-
ment of a Public Highway in Liberty
Township, Hendricks County, Indiana
by taxation.

Comes now the petitioners in the above entitled proceedings, and comes also the Auditor of Hendricks County, Indiana, and said Auditor produces and files the affidavits and copies of notices thereto attached of Julian D. Hogate, Editor of the "Republican" and of Alvin Hall, Editor of the "Danville Gazette", each being weekly newspapers of general circulation throughout Hendricks County, Indiana, printed in the English language and published at Danville Indiana from which it appears that notice by publication was given throughout Hendricks County, Indiana, and particularly to the taxpayers of Liberty township, said county and state of the determination made in the above entitled proceedings by the Board of Commissioners of Hendricks County, Indiana, on the 4th day of April 1927, to issue bonds in the sum of \$, to provide funds for the construction of the said above entitled improvement; that the first of said publications of notice of such determination was given on the 28th day of April, 1927, and the second and last of such publications of notice was given on the 5th day of May 1927, and the proffs of such publications of notice in said above named newspapers are in the following words and figures, to wit: (H.I.); further it is shown that like notices were posted in three public places in Liberty township, said county and state, giving notice of such determination to issue bonds, as aforesaid, as the same is shown by the affidavit of which affidavit and copy of notice thereto attached are in the following words and figures to wit: (H.I.)

And now the Board finds that said named newspapers, as above shown, are of opposite political parties and that each has a general circulation throughout Liberty township, Hendricks County, Indiana, and that there is no newspaper published in Liberty township, said county and state.

And now the Board finds that notice was given as by law provided of the determination of the Board to issue bonds in these proceedings. And the Board also finds that no petition, or objections to the issuing of such bonds has been filed or made by any taxpayer, or taxpayers of Liberty township, said county and state, and that the time has elapsed for the making or filing of such objections or the filing of any petition against the issuance of such bonds.

And now the Auditor produces and files the proofs of publication of notices of the letting of the contract for the construction of the above and foregoing entitled improvement; such proofs consist of the affidavits of Julian D. Hogate and Alvin Hall, Editors respectively of the "Republican" and "Danville Gazette", showing that notice was given for three consecutive weeks in said named newspapers, the first of which publications was given on the 2nd day of June 1927 and the third and last of which publications was given on the 16th day of June 1927, which affidavits and copies of notices attached thereto are in the following words and figures, to wit: (H.I.)

Also the said Auditor produces and files the affidavit of Blanche Bills, Clerk for the Indianapolis Commercial Publishing and Printing Company from which it appears to the Board that notice of such letting was given by publication for one time in

in "The Indianapolis Commercial", a dailey newspaper of general circulation, printed and published in the English Language in the city of Indianapolis, state of Indiana, which affidavit and copy of notice thereto attached are in the following words and figures to wit: (H.I.)

And now from all the foregoing facts the Board finds that due and legal notice was given as by law provided for the letting of the contract in the above and foregoing entitled proceedings. That notice of such letting for the contract was not given until the full time had elapsed for the filing of a petition and objections to the issuing of the bonds herein.

And now at the place designated in said notices of letting, at the hour named therein, the Board of Commissioners of Hendricks County, Indiana met to receive and open bids for the construction of the above and foregoing entitled improvement.

All bids received by the Auditor were, as the Board does now find, opened in the presence of the bidders and public generally, and the Board, having examined and inspected all the bids submitted and being fully advised and informed in the premises finds that the bid of W. P. Rigdon is the lowest and best bid submitted for the construction of said road; that said bid is for the sum of \$32,769.54; that said bid is in a sum less than the estimate of the viewers and engineer for the construction of said road; that said bid is accompanied by a non-collusion affidavit of the bidder and by a bond in a penal sum double the amount of the bid; that said bid should be accepted and said bond approved; that the contract for the construction of said road should be awarded to said W. P. Rigdon for the amount of his bid.

It is therefore ordered and adjudged by the Board that the contract for the construction of the above and foregoing entitled improvement be and the same is hereby awarded to said W. P. Rigdon at and for the amount of his bid, to wit, \$32,769.54. And now said contract is reduced to writing and is signed by the Board of Commissioners of Hendricks County, Indiana, and by the said named bidder, W. P. Rigdon, and is duly attested by the Auditor of said County, and said contract is in the following words and figures to wit:

CONTRACT.

For the construction of the F. N. Wright et al road in Liberty township.

This agreement made and entered into by and between W. P. Rigdon of Danville, 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 24th day of June A. D. 1927, the said Board of Commissioners received bids for the construction of the F. N. Wright et al road the same being located in Hendricks County and the said W. P. Rigdon being declared the lowest and best responsible bidder, the contract was awarded to the said W. P. Rigdon for the amount of his bid, viz: \$32,769.54 and the said party of the first part 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 report of the viewers and engineer for said road, now on file in the office of the Auditor of said County which said reports, 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

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 agent or superintendent in charge of said work. It is further understood and agreed that said party of the first part will not and can not sell or assign this contract or sub let the work to any person or persons, except by the consent of said Board of Commissioners.

The party of the first part further agrees to construct and build said improvement and have the same completed, base to be completed by December 1st, 1927 top coat July 1st 1928 on or before 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 date as mentioned above then the said party of the first part agrees and promises to pay to the said party of the second part as liquidated damages for the non-completion of said work and for the deprivation on the part of the public of the said Hendricks County of the use of said road from and after date as mentioned above 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 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 Hendricks County, provided that said failure to complete said improvement within the said time specified for such completion is not caused by strikes or any other cause or causes beyond the control of said party of the first part or that said time has not been extended by said Board of Commissioners. In the event the party of the second part 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 understood and agreed by and between the parties hereto that said party of the second part shall withhold full payment to the party of the first part 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 for all labor, materials and sub-contracts claims.

The party of the second part hereby agrees that the party of the first part 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% of the said engineers said estimate, 20% of the said contract price shall be retained by the said County until the said work is fully completed and finally accepted by the said Board of County Commissioners.

And the said party of the first part 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 provision of the act of the General Assembly of the State of Indiana authorizing said improvement.

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To all 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 said Board of Commissioners of Hendricks County have also signed and approved this contract, this 24th day of June 1927.

W. P. Rigdon
 Party of the First Part

Frank A. Haynes

M. A. Gregory
 Board of Commissioners
 Hendricks County.

Attest Floyd L. Whicker, Auditor.

And now it is ordered by the Board that said bond of said named bidder be and the same is now hereby approved, which bond and the Boards approval thereof are in the following words and figures to wit:

CONTRACTORS BOND FOR CONSTRUCTION OF PUBLIC WORK.

Know all men by these Presents, that W. P. Rigdon as principal of Danville, Indiana and The Standard Accident Insurance Company of Detroit Michigan, as surety, are firmly bound unto Hendricks County, State of Indiana in the penal sum of \$65539.08, Sixty five thousand five hundred thirty nine and 08/100 dollars, for payment of which, well and truly to be made, we bind ourselves jointly and severally and our joint and several heirs, executors, administrators, and assigne, firmly by these presents, this 24th day of June 1927.

THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH, That, whereas, the Board of Commissioners of Hendricks County, Indiana, are about to let a contract for the F. N. Wright et al Road in Liberty Township.

And whereas, the above named W. P. Rigdon have filed a bid for said work with the Auditor of the County, Now, therefore, if the said Board of Commissioners shall award W. P. Rigdon the contract for said work and the said W. P. Rigdon 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 sub-contractors, laborers ~~thereon~~ materials furnished, and for boarding the laborers thereon, and shall perform the work on said contract in a careful manner, and guard and protect the people who shall have occasion to approach the place where said work shall be done against injury and damage to their person or property, by erecting suitable barricades and placing light thereon to warn the people of the danger, than this obligation shall be void, otherwise to remain in full force, virtue and effect.

W. P. Rigdon

Jane Whicker

Atty in fact

SEAL

State of Indiana, Hendricks County, SS:

Before me, the subscriber, a notary public in and for said County, personally appeared W. P. Rigdon of Danville, Indiana and Jane Whicker of Danville, Indiana, Atty in fact for the Standard Accident Insurance Company of Detroit, Mich, and acknowledged the execution of the foregoing instrument for the uses and purposes therein mentioned.

WITNESS, my hand and Notary seal this 24th day of June 1927.

My commission expires february 19, 1930

Imogene Wood. Notary Public.

Accepted and approved June 24th 1927.

SEAL

Frank A. Haynes

M. A. Gregory

Board of Commissioners of
Hendricks County.

Attest Floyd L. Whicker, Auditor

And now it is ordered by the Board that said bond of said named bidder be and the same is now hereby approved, which bond and the Boards approval thereof are in the following words and figures to wit.

And now the Board finds that including the contract price, as hereinbefore shown together with the preliminary expenses and all other expenses as provided by law, in connection with the construction of said road, it will require the sum of \$ to pay for the construction of said road and the expenses therewith connected, as by law provided.

BOND ORDER AND ORDINANCE.

It is therefore ordered and ordained by the Board of Commissioners of Hendricks County, Indiana, that bonds be issued and sold to provide funds with which to pay for the construction of the improvement of the above entitled road and the proper expenses in connection therewith, as by law provided, in the sum of \$ said bonds to be payable over a period of ten years, bearing interest at the rate of 4 $\frac{1}{2}$ per annum, interest payable semi-annually and both principal and interest to be payable at the office of the Treasurer of Hendricks County, Indiana, at the town of Danville, Indiana, and that said bonds shall bear date of 1927.

It is ordered and ordained by the Board that said bonds shall be issued in series twenty in number and that each bond shall be in the denomination of \$; that the first of said bonds shall be due and payable May 15th 1928, and the second of said bonds shall be due and payable November 15th 1928, and that one of said bonds shall be due and payable each and every six months thereafter until all are paid.

It is ordered and ordained by the Board that the interest on all of said bonds shall be evidenced by coupons thereto attached, bearing the facsimile signatures of the members of the Board of Commissioners of Hendricks County, Indiana, which facsimile signatures shall have the same force and effect as though such coupons had been manually signed by the members of said Board.

It is ordered and ordained that all the bonds twenty in number, shall be signed by the members of the Board of Commissioners of Hendricks County, Indiana, and that they shall be attested by the Auditor of said county to wit, Floyd L. Whicker, and that the seal of the said county shall be placed on said bonds.

It is ordered and ordained that annually there shall be levied and collected a tax on the taxable property of Liberty township, Hendricks County, Indiana, sufficient to pay and discharge the said bonds and interest coupons as they severally become due.

And now the Treasurer of Hendricks County, Indiana, is hereby charged with the duty and obligation of selling said bonds, herein ordered and ordained to be issued and that he shall sell the said bonds for not less than their full par value and accrued interest to the date of delivery, after giving notice of such sale as by law provided; that the moneys derived from the sale of said bonds shall be kept by said Treasurer as a fund with which to pay for the construction of said road, including the contract price,

contract price, preliminary expenses and all other expenses connected therewith as by law provided, including Attorneys Fees for the petitioners, attornyeys, transcript fees and all other charges as by law provided.

And now George R. Harvey, County Surveyor and Engineer, is hereby appointed as Engineer of Construction of said road.

And now a resident freeholder of Liberty township, Hendricks County, Indiana, is hereby appointed by the Board as Superintendent of Consturction of said road and he is hereby directed and ordered to give bond to the approval of the Board as by law provided.

And futher proceedings herein are continued.

In the matter of the Petition of

F. N. Wright et al for the Improvement of a Public Highway in Union Township, Hendricks County, Indiana, by taxation

And now on this day of 1927, comes Oris L. Newby, Treasurer of Hendricks County, Indiana and produces and files the affidavits of Julian D. Hogate, Editor of the "Republican" and Alvin Hall, Editors of the "Danville Gazette", from which it appears that notice was given by publication for two successive weekly issues of said papers that bonds would be sold in the total sum of 4 dollars to porivde moneys for the construction of the above and foregoing road and to pay the costs and enxponses in connection therewith as by law provided, which affidavits and copies of notices thereto attached are in the following words and figures, to wit (H.I.)

And also he produces and files the affidavit of Blanche Bills, Clerk of the Indianapolis Commercial Publishing and Printing Company, publishers of the "Indianapolis Commercial", from which it appears that notice of such bond sale was given for one time in a paper printed and published in the city of Indianapolis, Indiana, which affidavit and copy of notice thereto attached, are in the following words and figures, towit: (H.I.)

And now on the date named in said notice and at the time and place therein designated said above named County Treasurer offered said bonds in the total sum of Dollars for sale to the highest and best bidder therefor. That the First National Bank of Danville, Indiana bid the sum of Dollars and dollars being the amount of the premium thereon and that being the highest and best bid therefor, the said Treasurer now sells said bonds to said for the sum of dollars and accrued interest to the date of delivery.

Oris L. Newby

Treasurer of Hendricks County

In the Matter of the petition of
Alva Stanley et al for the improve-
ment of a public highway on the
township line between Marion and
Clay township, Hendricks County
Indiana.

And now on the 24th day of June 1927, the Board of Commissioners of the County of Hendricks, State of Indiana, are met in their office at Danville, Indiana, for the purpose of receiving sealed proposals and awarding the contract for the improvement of a public highway petitioned for by Alva Stanley et al, located on the township line between the townships of Marion and Clay in Hendricks County, Indiana, and for the appointing of a superintendent to superintend the construction of said highway and to order the issuing of bonds to pay the costs and expenses of said improvement.

Come now the petitioners by their attorneys, Blessing and Stevenson, and present and file the affidavit of Julian D. Hogate, editor and publisher of the Republican and the affidavit of Alvin Hall, editor and publisher of the Danville Gazette, the same being two leading newspapers of opposite political parties published in Hendricks County, Indiana, and having a general circulation in Clay and Marion townships, county and state aforesaid, which affidavits are in words and figures as follows, to wit: (H.I.) from which affidavit it appears that notice of the determination to issue bonds for the payment of the costs of the above named improvement and particularly to the tax payers of Clay and Marion townships, Hendricks County, Indiana, were duly published in said newspapers for two weeks, the first of which publications was on the 28th day of April, 1927, and the last on the 5th day of May 1927, copies of which notices are attached to said affidavits and are in the words and figures as follows to wit (H.I.)

And it now appearing to the Board that more than fifteen days have elapsed since the giving of said notice and that no tax payer in said township affected by the proposed issuance of bonds have filed any petition in the office of the County Auditor objecting to such proposed issuance of bonds, the order providing for such is now finally confirmed and approved.

And now the petitioners by their attorneys, Blessing and Stevenson, present and file the affidavit of Julian D. Hogate, editor and publisher of the Republican, and the affidavit of Alvin Hall, editor publisher of the Danville Gazette, weekly newspapers of general circulation, printed and published in Hendricks County, Indiana, which affidavits are in 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 said improvement proposed in the above entitled cause was duly published in said newspapers for three successive weeks, the first of which publications was on the second day of June, 1927, and the last on the sixteenth day of June 1927, and copies of such notice so published being attached to said affidavits, which notices are in words and figures as follows, to wit: (H.I.)

And said petitioners also present and file the affidavit of Blanche Bills, clerk for the Indianapolis Commercial Publishing and Printing Company, a daily newspaper of general circulation printed and published in the city of Indianapolis, Indiana, which affidavit is in 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 paper for one time on the 4th day of June 1927, and more than two weeks prior to the date fixed in the notice for receiving said bids, a copy of which notice so fixed in the notice for receiving said bids, a copy of which notice so published as aforesaid being attached to said affidavit and in the words and figures as follows, to wit: (H.I.)

And now the hour of ten o'clock of the 24th day of June 1927, having arrived up to which time it was provided in said notice that sealed bids would be received by said Board of Commissioners for the construction of said improvement, said Board now finds upon examination that the following named persons submitted sealed proposals in the amount opposite their names.

W. P. Rigdon

\$34,261.85

And said bid being the only bid submitted the Board now finds that the contract should be awarded for said improvement to the said W. P. Rigdon.

It is, therefore, ordered by said Board that the said bid of W. P. Rigdon 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 W. P. Rigdon, and the bond of said W. P. Rigdon 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 out and the contract hereinafter set out in the sum of \$68,523.70 which is double the sum of his bid, is now submitted and duly approved by the Board, which bond and the approval of said Board thereon are in the words and figures as follows, to wit:

CONTRACTORS BOND FOR CONSTRUCTION OF PUBLIC WORK

Know all men by these presents, that W. P. Rigdon as principal of Danville, Indiana and The Standard Accident Insurance Company of Detroit Michigan as surety, are firmly bound unto Hendricks County State of Indiana in the penal sum of 68,523.70, Sixty eight thousand five hundred twenty three & 70/100 Dollars for 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 24th day of June 1927.

THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH. That, whereas, the Board of Commissioners of Hendricks County, Indiana are about to let a contract for Alva Stanley et al Road on the township line between Clay and Marion townships.

And whereas, the above named W. P. Rigdon have filed a bid for said work with the Auditor of the County: Now therefore, if the said Board of Commissioners shall award W. P. Rigdon the contract for said work, and the said W. P. Rigdon 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 sub-contractors, labor materials furnished, and for the boarding the laborers thereon, and shall perform the work of said contractor in a careful manner, and guard and protect the people who shall have occasion to approach the place where said work shall be done against injury and damage to their person or property, by erecting suitable barricades and placing light thereon to warn the people of the danger, then this obligation shall be void, otherwise to remain in full force and virtue and effect.

Jane Whicker

W. P. Rigdon

Atty in fact

State of Indiana, Hendricks County SS:

Before me, the subscriber, a Notary Public in and for said County, personally appeared W. P. Rigdon of Danville, Indiana and Jane Whicker of Danville, Indiana, attorney in fact for the Standard Accident Insurance Co. of Detroit Michigan and acknowledge the execution of the foregoing instrument for the uses and purposed therein mentioned.

Witness my hand and Notary seal this 24th day of June 1927

My commission expires Feb 19, 1930

Imogene Wood Notary Public.

SEAL

Accepted and approved

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Frank A. Haynes

M. A. Gregory

Board of Commissioners
Hendricks County

Attest Floyd L. Whicker Auditor

And now said bond of W. P. Rigdon having approved said Board now enters into a contract with the said W. P. Rigdon for the construction of said improvement which contract duly signed by said W. P. Rigdon and the Board of Commissioners of the County of Hendricks State of Indiana, is in the words and figures as follows to wit:

CONTRACT

For the construction of the Alva Stanley et al in Clay and Marion township.

This agreement made and entered into by and between W. P. Rigdon of Danville, 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 24th day of June 1927 said Board of Commissioners received bids for the construction of the Alva Stanley et al Road the same being located in Hendricks County and the said W. P. Rigdon being declared the lowest and best responsible bidder, the contract was awarded to the said W. P. Rigdon for the amount of his bid viz: 34,261.85 and the said party of the first part now covenants and agrees to build and construct said road in all respects in accordance with and conformable to the specification reports, plans and profile contained in the report of the viewers and engineer for said road, now on file in the office of the Auditor of said County which said reports, 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 is performed or material is furnished to said contractor or agent or superintendent in charge of said work; It is further understood and agreed that said party of the first part will not and can not sell or assign this contract or sublet the work to any person or persons, except by the consent of said Board of Commissioners

The party of the first part further agrees to construct and build said improvement and have the same completed base to be completed by December 1st 1927, top coat July 1st 1928 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 the

date mentioned above then the said party of the first part agrees and promises to pay to the said second part as liquidated damages for the non-completion of said work and for the deproviation on the part of the public of the said Hendricks County of the use of said road from and after said date mentioned above the sum of twenty five dollars (\$25.00) per dya 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 porice 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 Hendricks County, provided that said failure to complete said improvement within the said time specified for such completion is not caused by strikes or any other cause or causes beyond the control of said party of the first part or that said time has not been extended by said Board of Commissioners. In the event the party of the second part 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 understood and agreed by and between the parties hereto that said party of the second part shall withhold full payment to the party of the first part as required by Section 1 of and Act approved March 4, 1911, Acts of 1911, page 437, for a period of thirty days or until proof be made of the payment for all labor, materials and sub-contractors claim.

The party of the second part hereby agrees that the party of the first part 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% of the said engineers said estimate; 20% of the said contract price shall be retained by the said County until the said work is fully completed and finally accepted by the said Board of County Commissioners.

And the said party of the first part 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 act of the General Assembly of the State of Indiana authorizing said improvement.

To all 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 said Board of Commissioners of Hendricks County have also signed and approved this contract this 24th day of June 1927.

W. P. Rigdon
Party of the First Part

Frank A. Haynes

M. A. Gregory

Board of Commissioners of Hendricks Co.

Attest Floyd L. Whicker, Auditor

And the Board further finds that the entire cost of said improvement including the contract price, expenses of viewers, enginner, superintendant of constnction, advertisements, transcript, attorneys fees and all other expenses incurred and to be incurred as prvided for by law is the sum of \$7,200.00 and that the total indebtedness

of Marion township and Clay township, Hendricks County, Indiana, the townships between which said highway proposed to be improved by this proceeding is located, including all the costs and expenses of this report and all bonds heretofore issued for the building of three gravel roads or macadamized roads in said township will not exceed 2% of the total assessed taxable valuation of the property of said township.

And now it is hereby ordered by said Board of Commissioners of the County of Hendricks State of Indiana, that the bonds of said county be issued and sold as provided by law in such cases to provide funds for the payment of costs and expenses and the contract price of the improvement herein. It is ordered that bonds be issued for the total sum of \$35,000.00, one half of said sum to be paid by the said Marion township and the other half to be paid by the said Clay township, county and state aforesaid. Said bonds to be issued in twenty equal series and to bear interest at the rate of four and one half per cent per annum and payable semi-annually over a period of ten years from the day of 1927, the first bond to mature on the fifteenth day of May, 1928, and one bond to become due and payable on the 15th day of May each succeeding year thereafter. The interest on the 15th day of May each succeeding year thereafter. The interest to be payable semi-annually on the 15th day of May and the 15th day of November of each year. And the County Treasurer of Hendricks County is hereby charged with the sale of said bonds upon their issuance.

And said Board now appoints , a resident of township Hendricks County, Indiana, superintendant of construction on said improvement and he is hereby directed to qualify as provided by law. And said Board now appoints George R. Harvey engineer of construction on said improvement and he is hereby directed to qualify as provided by law. All of which is now finally ordered adjudged and decreed

In the matter of the petition of
 Orien Hadley et al for the improve-
 ment of a public highway on the
 township line between Marion
 and Clay townships, Hendricks
 County, Indiana.

And now on the 24th day of June, 1927, the Board of Commissioners of the County of Hendricks, State of Indiana, are met in their office at Danville, Indiana, for the purpose of receiving sealed proposals and awarding the contract for the improvement of a public highway petitioned for by Orien Hadley et al located on the township line between the townships of Marion and Clay in Hendricks County, Indiana, and for the appointing of a superintendent to superintend the construction of said highway and to order the issuing of bonds to pay costs and expenses of said improvement.

Come now the petitioners by their attorneys, Blessing and Stevenson, and present and file the affidavit of Julian D. Hogate, editor and publisher of the Republican, and the affidavit of Alvin Hall, editor and publisher of the Danville Gazette, the same being two leading newspapers of opposite political parties published in Hendricks County Indiana, and having a general circulation in Clay and Marion townships, county and state aforesaid, which affidavits are in words and figures as follows, to wit (H.I.) from which affidavits it appears that notice of the determination to issue bonds for the payment of the costs of the above named improvement and particularly to the tax payers of Clay and Marion townships, Hendricks County, Indiana, were duly published in said newspapers for two weeks the first of which publications was on the 28th day of April 1927, and the last on the 5th day of May 1927, copies of which notices are attached to said affidavits and are in the words and figures as follows to wit: (H.I.)

And it now appearing to the Board that more than fifteen days have elapsed since the giving of said notice and that no tax payer in said townships affected by the proposed issuance of bonds have filed any petition in the office of the County Auditor objecting to such proposed issuance of bonds, the order providing for such is now finally confirmed and approved.

And now the petitioners by their attorneys, Blessing and Stevenson, present and file the affidavit of Julian D. Hogate, editor and publisher of the Republican, and the affidavit of Alvin Hall, editor and publisher of the Danville Gazette, weekly newspapers of general circulation, printed and published in Hendricks County, Indiana, which affidavits are in 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 for said improvement proposed in the above entitled cause was duly published in said newspapers for three successive weeks, the first of which publications was on the second day of June 1927, and the last on the sixteenth day of June 1927, and copies of such notice so published being attached to said affidavits, which notices are in the words and figures as follows to wit: (H.I.)

And said petitioners also present and file the affidavit of Blanche Bills, clerk for the Indianapolis Commercial Publishing and Printing Company, publishers of the Indianapolis Commercial, a daily newspaper of general circulation printed and published in the city of Indianapolis, Indiana, which affidavit is in 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 paper for one time on the 4th day of June 1927, and more than two weeks prior 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 in the words and figures as follows, to wit (H.I.)

And now the hour of ten o'clock of the 24th day of June 1927, having arrived up to which time it was provided in said notice that sealed bids would be received by said Board of Commissioners for the construction of said improvement, said Board now finds upon examination that the following named persons submitted sealed proposals in the amount opposite their names.

W. P. Rigdon \$6553.40

And said bid being the only bid submitted the Board now finds that the contract should be awarded for said improvement to the said W. P. Rigdon.

It is, therefore, ordered by the Board that the said bid of W. P. Rigdon 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 W. P. Rigdon and the bond of said W. P. Rigdon 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 thereof set out and the contract hereinafter set out in the sum of \$13,106.80, which is double the sum of his bid, is now submitted and duly approved by the Board, which bond and the approval of said Board thereon are in the words and figures as follows, to wit:

CONTRACTORS BOND FOR CONSTRUCTION OF PUBLIC WORK

Know all men by these presents, that W. P. Rigdon as principal of Danville, Indiana and The Standard Accident Insurance Company of Detroit Michigan, as surety, are firmly bound unto Hendricks County, State of Indiana, in the penal sum of \$13106.80

Thirteen thousand one hundred six &-----80/100 Dollars, for the payment of which, well and truly to be made, we bind ourselves jointly and severally and our joint and several heirs, executors, administrators, assigns, firmly by these presents, this 24th day of June 1927.

THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH. That, whereas, the Board of Commissioners of Hendricks County, Indiana, are about to let a contract for Orien Hadley et Road on the Township line between Clay and Marion Townships.

And whereas, the above named W. P. Rigdon have filed a bid for said work with the Auditor of the County, Now, therefore, if the said Board of Commissioners shall award W. P. Rigdon the contract for said work and the said W. P. Rigdon 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 sub-contractors labors materials furnished, and for boarding the laborers thereon, and shall perform the work of said contract in a careful manner and guard and protect the people who shall have occasion to approach the place where said work shall be done against injury and damage to their person or property, by erecting suitable barricades and placing light thereon to warn the people of the danger, then this obligation shall be void, otherwise to remain in full force, virtue and effect.

Jane Whieker

W. P. Rigdon

Atty in fact

State of Indiana, Hendricks County SS:

Before me, the subscriber, a notary Public in and for said County, Personally appeared W. P. Rigdon of Danville, Indiana and Jane Whicker of Danville, Indiana, Atty-in fact for the Standard Accident Insurance Company of Detroit Michigan and acknowledged the execution of the foregoing instrument for the uses and purposes therein mentioned.

Witness my hand and Notary seal this 24 day of June 1927.

My Commission expires Feb. 19, 1930

Imogene Wood, Notary Public

Accepted and approved 1927

F. A. Haynes Board of Commissioners

M. A. Gregory

Attest Floyd L. Whicker, Auditor

And now said bond of W. P. rigdon having approved said Board now enters a contract with said W. P. Rigdon for the construction of said improvement, which contract duly signed by said W. P. Rigdon and the Board of Commissioners of the County of Hendricks State of Indiana, is in the words and figures as follows, to wit-

CONTRACT

For the construction of the Orien Hadley et al road in Clay township: dn Marion.

This agreement made and entered into by and between W. P. Rigdon of Danville, 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 24th day of June 1927 the said Board of Commissioners received bids for the construction of the Orien Hadley et al road the same being located in Hendricks County and the said W.P. Rigdon being declared the lowest and best resppnsible bidder, the contract was awarded to the said W. P. Rigdon for the amount of his bid viz: \$6553.40 and the said party of the first part not 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 report of the viewers and engineer for said road, now on file in the office of the Audiditor of said County which said reports, 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 prosectution of said work he will use all proper skill and care and will pay all claims for work and labor performed nd material furnished in and for the construction fosaid work, whether the said work and labor is performed ot material is furnished to said contractor or agent or supeintendent in charge of said work. It is furhter understood and agreed that

said party of the first part will not and can not sell or assign this contract or sublet the work to any person or persons, except by the consent of said Board of Commissioners

The party of the first part further agrees to construct and build said improvement and have the same completed Base to be completed by Dec. 1st, 1927, top coat July 1st 1928 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 date mentioned above then the said party of the first part agrees and promises to apy to the said party of second part as liquidated damages for the non-completion of said work and for the deprivation on the part of the public of the said Hendricks County of the use of said road from and after said date mentioned above the sum of twenty-five (\$25.00) dollars per day for each and every day thereafter that said improvment shall remain

uncompleted, unfinished and not ready for acceptance by 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 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 said failure to complete said improvement within the said time specified for such completion is not caused by strikes or any other cause or causes beyond the control of said party of the first part or that said time has not been extended by said Board of Commissioners. In the event the party of the second part 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 understood and agreed by and between the parties hereto that said party of the second part shall withhold full payment to the party of the first part 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 for all labor, materials and sub contractors, claims.

The party of the second part hereby agrees that the party of the first part shall be paid the 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% of the said engineers said estimated; 20% of the said contract price shall be retained by the said County until the said work is fully completed and finally accepted by the said Board of County Commissioners.

And said party of the first part 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 act of the General Assembly of the state of Indiana said Improvement.

To all 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 said Board of Commissioners of Hendricks County have also signed and approved this contract this 24th day of June 1927.

W. P. Rigdon Party of the First
Part

Frank A. Haynes

M. A. Gregory

Board of Commissioners of
Hendricks County

Attest Floyd L. Whicker, Auditor

And the Board further finds that the entire cost of said improvement including the contract price, expenses of viewers, engineer, superintendant of construction, advertisements, transcripts, attorneys fees and all other expenses incurred and to be incurred as provided for by law is the sum of \$7,200.00 and that the total indebtedness of Marion township and Clay township, Hendricks County, Indiana, the townships between which said highway proposed to be improved by this proceedings is located, including all the costs and expenses of this report and all bonds heretofore issued for the building of three gravel roads or macadamized roads in said township will not exceed 2% of the total assessed taxable valuation of the property of said township.

And now it is hereby ordered by said Board of Commissioners of Hendricks County, State of Indiana, that the bonds of said county be issued and sold as provided bylaw in such cases to provide funds for the payment of costs and expenses and the contract price of the improvement herein. It is ordered that bonds be issued for the total sum of \$7200.00, one half of the said sum to be paid by the said Marion township and the other half to be paid by the said Clay township, county and state aforesaid. Said bonds to be issued intwenty equal series and to bear interest at the rate of four and one half per cent per annum and payable semi-annually over a period of ten years from the day of 1927, the first bond to mature on the fifteenth day of May 1928, and one bond to become due and payable on the 15th day of May each succeeding year thereafter. The interest to be payable semi-annually on the 15th day of May and the 15th day of November of each year. And the County Treasurer of Hendricks County is hereby charged with the sale of said bonds upon their issuance.

And said Board now appoints , a resident of township Hendricks County, Indiana superintendent of construction on said improvement and he is hereby directed to qualify as provided by law. And the said Board now appoints George R. Harvey engineer of construction on said improvement and he is hereby directed to qualify as provided by law. All of which is now finally ordered, adjudged and decreed.

BEFORE THE BOARD OF COMMISSIONERS
OF THE COUNTY OF HENDRICKS,
STATE OF INDIANA, MARCH TERM,
1927

In The Matter of The Petition
of C.W.Thompson et al for the
Improvement of a highway in
Liberty Township.

Come now again the petitioners by Blessing & Stephenson, their Attorneys, and produce and file the affidavit of Alvin Hall, editor and publisher of the Danville Gazette, a weekly newspaper of general circulation printed and published in Hendricks County, Indiana. And said petitioners also produce and file the affidavit of Julian D. Hogate, editor and publisher of the Republican, a weekly newspaper of general circulation printed and published in Hendricks county, Indiana which affidavits are in words and figures as follows to wit: (H. I.)

And it appearing from said affidavits that notices of the filling of said petition asking for the improvement of said highway, describing therein the beginning, course and the termination of the proposed improvement and the date and place when the same would be heard has been duly published in said newspapers for two weeks, the last of which publications were more than ten days before the date set for the hearing of this petition. And said petitioners also produce and file the affidavits of Floyd L. Whicker, which affidavit is in words and figures as follows to-wit: (H.I.)

And it appearing from said affidavit that copies of the above notice were by him posted in each of the townships of said county and in the office of the Board of Commissioners of said county more than ten days before the date set for hearing of this report.

And it further appearing to the Board that no taxpayer of the county or any person or corporation whose lands or property will be affected by the work therein prayed for have filed in writing their objections to the form or sufficiency of such petition. And now said petitioners ask leave to amend this petition in this; that instead of following the line of the highway that the highway be straightened and that it continue straight south from the southeast corner of the cemetery south of Clayton to the southern terminus of the improvement prayed for, and said leave is granted and said petition is so amended. it is therefore now considered and adjudged by the board that said petition is in due form and sufficient and the same is signed by more than two hundred fifty freeholders and voters of the county, and that said petition is signed by more than fifteen freeholders and voters from each of the majority of the townships of Hendricks county, Indiana, and the same is hereby ordered to be spread of record as provided by law. And said board of commissioners now refer the matter and the improvement therein prayed for to George R. Harvey, the county Surveyor of Hendricks County, a qualified and competent civil engineer.

And said Board now fixes and designates the second day of May, 1927, as the date on which said engineer and the board of commissioners shall file in the office of the Auditor of Hendricks county their determination of matters presented by said petitioners for their consideration and approval.

In the Matter of the Petition of
L. C. Rushton et al for the improvement
of a Public Highway in Liberty Township,
Hendricks County, Indiana.

MONDAY, AUGUST 1, 1927.

In the Matter of the Petition of
Maurice Sutherland et al for the im-
provement of a Public Highway in
Clay Township, Hendricks County,
Indiana, by taxation.

IN THE COMMISSINERS COURT
HENDRICKS COUNTY, INDIANA.

Come now the petitioners in the foregoing entitled cause and
their petition comes up for hearing on this 1st day of August,
1927, before the undersigned said petitioners now produce and file the
IN THE MATTER OF THE PETITION OF
affidavits of Maurice Sutherland and Alvin Hall, editors respective-
ly of "The Danville Democrat" and "The Danville Gazette", two weekly news-
papers of general circulation throughout the county of Hendricks,
TOWNSHIP, HENDRICKS COUNTY, INDIANA,
and "The Danville Democrat", printed and published in the town of Danville,
BY TAXATION.
Hendricks County, Indiana, of respective petitions, which affidavits
are in the following words and figures, to-wit:

STATE OF INDIANA, HENDRICKS COUNTY, ss:

Personally appeared before the undersigned Julian D. Ho-
gate, Editor of the Danville County Republican, a public week-
ly newspaper of general circulation, printed and published in
Danville, in the County of Hendricks, who being duly sworn, upon
oath, says that the copies, of which the attached is a true
copy, was duly published in said paper for 6 weeks successively,
the first of which publication was on the 14th day of July,
1927, and the last on the 28th day of July, 1927.

Subscribed and sworn to before me this 28th day of July,
1927.

STATE OF INDIANA, HENDRICKS COUNTY, ss:
Personally appeared before the undersigned, Alvin Hall,
Publisher of the Danville Gazette, a weekly newspaper of general

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15 and part of 14, township and range aforesaid and ending at a point in the creek road
running South from Bellville to the county line. And if said proposed improvement of
highway will be of public utility, mark and lay out the same, in the manner prescribed
by law, to the width of 30 feet.

You will meet at the office of the Auditor of Hendricks County, Indiana, who
resided at Danville Indiana on Monday the 13th day of September 1926, at 10 o'clock,
A.M., and after being duly qualified, proceed to make said view and report on the

day of _____ 1927.

In the Matter of the Petition of
L. C. Rushton et al for the improvement
of a Public Highway in Liberty Township,
Hendricks County, Indiana.

TRANSCRIPT OF RECORDS ON THE
MAURICE SUTHERLIN ROAD.
afore said, and the said notice, of which the attached is a true copy, was duly published

In the Matter of the Petition of
Maurice Sutherlin et al for the Im-
provement of a Public Highway in
CLAY Township, Hendricks County, In-
diana, by taxation.

Come now the petitioners in the foregoing entitled cause and
their petition coming on for hearing on this 1st day of August,
1927, before the Board, said petitioners now produce and file the
affidavits of Julian D. Hogate and Alvin Hall, editors respective-
ly of "The Republican" and "The Danville Gazette", two weekly news-
papers of general circulation throughout the county of Hendricks,
and state of Indiana, printed and published in the town of Danville,
Hendricks County, Indiana, of opposite politics, which affidavits
are in the following words and figures, to-wit:

STATE OF INDIANA, HENDRICKS COUNTY, SS:

Personally appeared before the undersigned Julian D. Ho-
gate, Editor of the Hendricks County Republican, a public week-
ly newspaper of general circulation, 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 2 weeks successively,
the first of which publications was on the 14th day of July,
1927, and the last on the 21st day of July, 1927.

Julian D. Hogate

Subscribed and sworn to before me this 25th day of July,
1927.

Floyd L. Whicker, Auditor.

STATE OF INDIANA, HENDRICKS COUNTY, SS:

Personally appeared before the undersigned, Alvin Hall,
Publisher of The Danville Gazette, a weekly newspaper of general

15 and part of 16, township and range aforesaid and ending at a point in the rock road
running South from Bellville to the county line. And if said proposed improvement of
highway will be of public utility, mark and lay out the same, in the manner prescribed
by law, to the width of 30 feet.

You will meet at the office of the Auditor of Hendricks County, Indiana, who
resided at Danville Indiana on Monday the 13th day of September 1926, at 10 o'clock,
A.M., and after being duly qualified, proceed to make said view and report on the

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In the Matter of the Petition of
L. C. Rushton et al for the Improvement
of a Public Highway in Liberty Township,
Hendricks County, Indiana.

along the north line of said Railroad right-of-way for the distance of one-fourth mile to the west line of said Clay Township. The circulation, 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 two weeks successively, the first of which publications was on the 14th day of July, 1927, and the last on the 21st day of July, 1927.

Alvin Hall. that it will connect
Subscribed and sworn to before me this 25th day of July, 1927.
(SEAL)

Carey W. Gaston,
Notary Public.

My Com. expires Aug. 14, 1930.

proved over and along said highway and that school hacks traverse about one half said highway for the transportation of school children.

NOTICE

OF THE FILING OF A PETITION BY MORRIS SUTHERLIN, et al, FOR THE IMPROVEMENT OF A HIGHWAY IN CLAY TOWNSHIP, HENDRICKS COUNTY, INDIANA.

Notice is hereby given that on the 12th day of July, 1927, a petition signed by more than fifty freeholders and voters of said Clay Township was filed in the office of the Auditor of said Hendricks County, and that said Auditor by endorsement thereon then and there designated the

FIRST DAY OF AUGUST, 1927,

as the day upon which petition will be presented to said board.

The following is a description of the highway sought to be improved:

The east terminus of said highway beginning with the center thereof at the one-half mile stone on the center east of Section 30, township 15 north of range 2 west, and running thence west with the center of said highway on the one-half section line dividing said Section 30 north and south for a distance of three-fourths miles; thence due south for a distance of about one-fourth mile to the north line of the right-of-way of the Cleveland, Chicago & St. Louis R. R., thence in a southwestern direction

15 and part of 14, township and range aforesaid and ending at a point in the rock road running South from Bellville to the county line. And if said proposed improvement of highway will be of public utility, mark and lay out the same, in the manner prescribed by law, to the width of 30 feet.

You will meet at the office of the Auditor of Hendricks County, Indiana, who resided at Danville Indiana on Monday the 13th day of September 1926, at 10 o'clock, A.M., and after being duly qualified, proceed to make said view and report on the

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In the Matter of the Petition of
L. C. Rushton et al for the improvement
of a Public Highway in Liberty Township,
Hendricks County, Indiana.

along the north line of said Railroad right-of-way for the distance of one-fourth mile to the west line of said Clay Township. That said public highway be improved by grading, draining and paving the same with stone, gravel or other road paving material, and by the proper construction of all necessary culverts and bridges along and upon said highway, and that said highway be established and made thirty (30) feet wide.

Said petitioners further say that said road, when completed will be less than three miles in length and that it will connect with a free gravel road and the boundary line of said Clay Township.

Your petitioners further state that a mail route has been approved over and along said highway and that school hacks traverse about one half said highway for the transportation of school children.

Your petitioners further ask that this petition be referred to viewers and competent engineers for their consideration and report upon said improvement herein prayed for, and that bonds, in series covering a period of ten years be issued and sold to pay the cost of said improvement, and all necessary and legal expenses connected therewith, and that all things be done as provided by the Statute of the State of Indiana, and said petitioners ask for all general and proper relief.

Now, therefore, all parties concerned are hereby notified that on the FIRST DAY OF AUGUST, 1927, at 10 o'clock in the forenoon, or as soon thereafter as the same can be heard at its office in the court house in said County, at a regular session, said petition will be presented and a hearing had thereon, and that any interested party may appear and show cause why the request prayed for in said petition shall not be granted.

In witness whereof, I, Floyd L. Whicker, Auditor of said County, have signed the above and foregoing notice, and affixed thereon the seal of said County, this 12th day of July, 1927.

15 and part of 16, township and range aforesaid and ending at a point in the creek road running South from Bellville to the county line. And if said proposed improvement of highway will be of public utility, mark and lay out the same, in the manner prescribed by law, to the width of 30 feet.

You will meet at the office of the Auditor of Hendricks County, Indiana, who resided at Danville Indiana on Monday the 13th day of September 1926, at 10 o'clock, A.M., and after being duly qualified, proceed to make said view and report on the

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In the Matter of the Petition of
L. C. Rushton et al for the improvement
of a Public Highway in Liberty Township,
Hendricks County, Indiana.

FLOYD L. WHICKER,
Auditor Hendricks County.

And from which affidavits it appears to the satisfaction of the Board that due notice of the filing and the time and place of the hearing of said petition was given in said two newspapers by two consecutive weekly publications, the first of which publications in both of said newspapers was given on the 14th day of July, 1927, and the second and last of which publications was given on the 21st day of July, 1927, and said petitioners also produce and file the affidavit of Floyd L. Whicker, Auditor of Hendricks County, Indiana, showing that like notices were posted in Clay township, Hendricks County, Indiana, and at the Court House door at Danville, in said county and state, which affidavit is in the following words and figures, to-wit:

AFFIDAVIT.

In State of Indiana
ss.
Hendricks County.

Floyd L. Whicker, Auditor of Hendricks County, Indiana, having been duly sworn, upon his oath says that notices of which the attached is a true and correct copy were by him posted up in three public places in Clay Township, Hendricks County, Indiana, and at the door of the Court House at Danville, said county and state, and that said notices were all so posted by him on the 14th day of July, 1927. Affiant further says that Clay township in said county and state is the township in which the improvement in said petition asked for is located.

Floyd L. Whicker.

Subscribed and sworn to before me this 25th day of July, 1927.

My Commission will expire on the 14th day of August, 1930.

(SEAL)

Carey W. Gaston,
Notary Public.

(Here insert Notice).

and that said notices were so posted in said public places and at

15 and part of 13, township and range aforesaid and ending at a point in the rock road running South from Bellville to the county line. And if said proposed improvement of highway will be of public utility, mark and lay out the same, in the manner prescribed by law, to the width of 30 feet.

You will meet at the office of the Auditor of Hendricks County, Indiana, who resided at Danville Indiana on Monday the 13th day of September 1926, at 10 o'clock, A.M., and after being duly qualified, proceed to make said view and report on the

day of _____ 192__.

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In the Matter of the Petition of
L. C. Rushton et al for the Improvement
of a Public Highway in Liberty Township,
Hendricks County, Indiana.

Come now again the petitioners in the above entitled proceedings and respectfully show to the Board of Commissioners of Hendricks County, Indiana, that pursuant to an order of the Board heretofore made in these proceedings, the viewers and Engineer, appointed in these proceedings, met on the 13th day of September, 1926 at the hour and place designated by the board, and took the oath as provided by law and otherwise qualified for their appointment herein for the faithful discharge of their duties in these proceedings, and that the engineer herein appointed having heretofore qualified by filing his bond in the penal sum of \$5,000.00, being the said courthouse door on the 14th day of July, 1927, been duly approved by the Board and is And now the Board finds that notice was given as by law provided is shown by said petitioners to the satisfaction of the Board, and as the Board does now find to be true. ed and it now therefore assumes jurisdiction of the petition and of the matters therein alleged and set forth.

And the Board finds that the Auditor endorsed on said petition and beef public the following words: "Hearing set for Aug. 1, 1927, Floyd L. Whicker, made for such Auditor". The Board also finds that said petition was filed in the their report favorable office of the Auditor of Hendricks County, Indiana, on the 12th day of August, 1927. remained on file

Further the Board finds that no taxpayer of Clay township, Hendricks County, Indiana, or any person or corporation whose lands or first Monday of property will be affected by the proposed improvement prayed for in rt herein, from said petition have filed any objections to the form or sufficiency provided for in the plans of said petition, and the Board, having examined said petition and be- finds that no person ing fully advised and informed in the premises, does now find that the and engineer, or to same is in due form and sufficient. of such improvement and supplemental

The Board further finds that said petition is signed by more than approved. fifty of the freeholders and legal voters of Clay township, Hendricks County, Indiana, and that all the material allegations in said petition are in length, and that the improvement contained are true. in said report, plans and specifications will be of public utility and provided therein, and without

And now said petition is continued for further action. provided therein, and without submitting the said matter to a question of the voters of Liberty Township, Hendricks County, Indiana, the same being the township in which said improvement is located.

It is now therefore ordered by the Board that the report of the viewers and engineer and the supplemental report, filed herein, be and they are each hereby approved; It is further ordered that the Auditor shall spread of record, in the record provided hereafter, said report and Supplemental Report, which is now accordingly done in the following words and figures, to-wit:

ORDER TO VIEW ROAD.

THE STATE OF INDIANA,
HENDRICKS COUNTY.

COMMISSIONERS COURT,
SEPTEMBER TERM, 1926.

To E. J. Thompson, Lays Holloman and George R. Harvey, Engineer:-
You are hereby notified that you were appointed by the Board of commissioners of said County, at their regular September Term, 1926, to view a proposed Highway, as follows, to-wit: Beginning at the Southwest corner of Section 15, township 14 north Range 1 west, running thence east on the section lines on the East side of section 14, 15 and part of 13, township and range aforesaid and ending at a point in the rock road running South from Bellville to the county line. And if said proposed improvement of highway will be of public utility, mark and lay out the same, in the manner prescribed by law, to the width of 30 feet.

You will meet at the office of the Auditor of Hendricks County, Indiana, who resided at Danville Indiana on Monday the 13th day of September 1926, at 10 o'clock, A.M., and after being duly qualified, proceed to make said view and report on the

day of _____ 192__.

In the Matter of the Petition of
L. C. Rushton et al for the improvement
of a Public Highway in Liberty Township,
Hendricks County, Indiana.

Comes now again the petitioners in the above entitled proceedings and respectfully show to the Board of Commissioners of Hendricks County, Indiana, that pursuant to an order of the Board heretofore made in these proceedings, the viewers and Engineer, appointed in these proceedings, met on the 13th day of September, 1926 at the hour and place designated by the board, and took the oath as provided by law and otherwise qualified for their appointment herein for the faithful discharge of their duties in these proceedings, and that the engineer herein appointed having heretofore qualified by filing his bond in the penal sum of \$5,000.00, being the amount fixed by the Board, and which bond has been duly approved by the Board and is in the following words and figures, to-wit: (H.I.), all of which is shown by said petitioners to the satisfaction of the Board, and as the Board does now find to be true.

And it is further shown to the Board that said viewers and engineer then proceeded to view the highway in the petition described and made a survey thereof; that they made a finding that the improvement of said highway would be of public utility and caused plans and specifications and a profile to be made for such improvement.

And the Board finds that the viewers and engineer made their report favorable to such improvement and filed the same in the office of the Auditor of Hendricks County, Indiana, on the 15th day of July, 1927, and that said report remained on file in that office, open to the inspection of any person, persons or corporations for more than ten days prior to the first Monday of August, 1927, that on the first Monday of August, 1927, said viewers and engineer filed their supplemental report herein, from which supplemental report the Board finds that the improvement as provided for in the plans and specifications and report will cause no injury to or damage the property of any idiot, minor or person of unsound mind; further the Board finds that no person or persons or corporation has made any written claims to said viewers and engineer, or to the Board because of injury or damage to any property or by reason of such improvement and the Board now finds that the report of the viewers and engineer and supplemental report thereof as presented and filed herein should in all things be approved.

And now the Board finds that the highway described in said report and as provided for in the plans and specifications herein is less than three miles in length, and that the same connects at both termini with County Free Gravel Roads; that the improvement as provided for in said report, plans and specifications will be of public utility and that said improvement should be ordered established as provided therein, and without submitting the said matter to an election of the voters of Liberty Township, Hendricks County, Indiana. the same being the township in which said improvement is located.

It is now therefore ordered by the Board that the report of the viewers and engineer and the supplemental report, filed herein, be and they are each hereby approved; it is further ordered that the Auditor shall spread of record, in the record provided therefor, said report and Supplemental Report, which is now accordingly done in the following words and figures, to-wit:

ORDER TO VIEW ROAD.

THE STATE OF INDIANA,) SS
HENDRICKS COUNTY,)

COMMISSIONER'S COURT,
SEPTEMBER TERM, 1926.

To W. J. Thompson, Loyd Heltselaw and George R. Harvey, Engineer;-

You are hereby notified that you were appointed by the Board of commissioners of said County, at their regular September Term, 1926, to view a proposed Highway, as follows, to-wit: Beginning at the Southwest corner of Section 15, township 14 north range 1 west, running thence east on the section lines on the South side of section 14, 15 and part of 13, township and range aforesaid and ending at a point in the rock road running South from Bellville to the county line. And if said proposed improvement of highway will be of public utility, mark and lay out the same, in the manner prescribed by law, to the width of 30 feet.

You will meet at the office of the Auditor of Hendricks County, Indiana, who resided at Danville Indiana on Monday the 13th day of September 1926, at 10 o'clock, A.M., and after being duly qualified, proceed to make said view and report on the

day of _____ 192__.

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 6th day of September 1926.

Floyd L. Whicker

Auditor

OATH OF VIEWERS.

STATE OF INDIANA HENDRICKS COUNTY, SS:

We, W. J. Thompson, Loyd Heltselaw and George R. Harvey do solemnly swear that we will faithfully and impartially discharge the duties assigned us as viewers on the within described proposed improvement of highway to the best of our skill and ability, so help us God.

W. J. Thompson
L. C. Heltselaw
George R. Harvey

Subscribed and sworn to before me, this 13th day of September, 1926.

Floyd L. Whicker
Auditor Hendricks County.

ROAD VIEWERS REPORT.

TO THE HONORABLE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, Indiana:

We, the undersigned Viewers, who were appointed by your honorable body at your regular September Term, 1926, to view a proposed highway, as petitioned for by L. J. Rushton et al., have discharged the duty assigned us, and submit to you the following report to-wit:

We met as directed in the order hereunto attached and made a part hereof, and after being duly qualified as appears therein, proceeded to view such proposed highway in the manner as by law prescribed, which by routes and bounds and course and distance is as follows, to-wit: The said proposed highway to be 34 feet in width except in cuts and on fills where the width thereof shall be extended to include the slope thereof as shown by the plans and cross sections and as provided in the specifications attached 100 feet station and which plans and cross sections together with said specifications are and are a part of this report and incorporated herein by reference,

Said highway commences at the Southwest corner of Section 15, Twp. 14 North of Range 1 West Running thence East on the section lines on the south side of 15, 14 and a part of 13, Township and Range aforesaid. and ending at a point in the rock road running south from Bellville to the County Line. The Total length of said Highway being 11,171 feet. We further find that said highway is less than 3 miles in length, lies wholly within the limits of Liberty Township and begins and ends in a Free Gravel road as provided by law. We estimate the cost of said improvement at \$_____ And we are of the opinion that said highway would be of public utility.

Respectfully submitted.

W. J. Thompson)
L. C. Heltselaw) Viewers.
George R. Harvey)

SUPPLEMENTAL REPORT OF VIEWERS

TO THE HONORABLE BOARD OF COMMISSIONERS:

In the matter of the petition of C. J. Rushton et al, for the improvement of the highway.

We the undersigned, Viewers, heretofore appointed in the above cause, and who as such viewers, on the 15 day of July 1927, filed our report in the cause as ordered by you in your order appointing us, and ten days having expired since the filing of the same now file this as our supplemental report, to-wit:

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

Respectfully submitted,

W. J. Thompson
L. C. Heltselaw
Geo Harvey Viewers

Subscribed and sworn to before me this the 25 day of July 1927

Floyd L. Whieker

Auditor Hendricks County.

It is further ordered by the Board that the improvement as shown by the report, plans and specifications, herein approved, be and the same is hereby ordered established, and that said improvement shall be made in accordance with said report, plans, specifications and profile.

It is ordered by the Board that the plans, specifications and profile be and they are hereby approved.

And now the Board further finds that the total indebtedness of Liberty township, in Hendricks County, Indiana, the same being the township in said county and state where the highway herein ordered to be improved is located, including all the costs and expenses of this improvement and bonds heretofore issued for the improvement of highways does not exceed 2% of the total assessed taxable valuation of the property in said township subject to taxation for such purposes.

It is further ordered by the Board and it does now determine to issue bonds in the sum of \$ _____ against said township to provide funds for the construction of said improvement, herein ordered, and to pay the costs and expenses connected therewith as by law provided. And the Board orders and determines that said bonds shall draw interest at the rate of 4 1/2% per annum, said interest to be payable semi-annually, and that said bonds shall run covering a period of ten years, and that said bonds shall be twenty in number and that they shall be issued in series, payable two each year until all said bonds are paid.

And the Auditor is now directed to give notice as by law provided of such determination of the Board.

And further proceedings herein are continued,.

In the Matter of the Petition of
L. J. Rushton, et al., for the Improvement
of a Public Highway in Liberty Township,
Hendricks County, Indiana, by Taxation.

Comes now again the petitioners in the above entitled proceedings and show to the Board of Commissioners of Hendricks County, Indiana, that no remonstrance against said improvement has been filed or presented and that more than twenty days have expired since said petition was acted on by the Board, and that they ask that the Board appoint viewers and an engineer to inspect said road and make their report thereon as by law provided.

And the Board, being satisfied that no remonstrance against said improvement has been presented or filed, does now find that viewers and an engineer should be appointed to view said road as described in the petition herein and make their report on said proposed improvement.

And now the Board appoints W. J. Thompson and Lloyd Holtzelaw ~~as~~ as viewers and George R. Harvey, County Surveyor as engineer to view said proposed improvement as prayed for in the petition filed in the above entitled proceedings and to make their report therein as by law provided, and the Board does now find that said named viewers are responsible freeholders and voters of the county of Hendricks and state of Indiana, and that they are not residents of nor the owners of any taxable property in Liberty township, said county and state, the same being the township in which said proposed improvement and road is located, And the Board finds that George R. Harvey, Engineer, is the County Surveyor and is a competent engineer and that he is qualified for his appointment herein as by law provided.

And the Board orders and directs that said named viewers and engineer shall meet at the Auditor's Office at Danville, Indiana, on the 13th day of September, 1926, and Qualify for their appointment herein by taking and subscribing to an oath to faithfully and impartially discharge their duties herein as by law provided.

And the Board further orders and directs that said viewers and engineer, after qualifying as herein before ordered, shall then proceed to view said road and the improvement thereof as prayed for in the petition filed herein, and, if they find that the improvement of said road would be of public utility, that they then will make all necessary surveys and plans and specifications therefor and estimate the cost of such improvement and make their report to this Board not later than the first Monday of August 1927.

All of which is hereby ordered and adjudged by the Board.

And now further the Board orders that the petition filed herein in the above entitled proceedings be spread of record in the proper record kept for such records in the Auditor's office, which is now accordingly done, and said petition and the petitioners names thereto signed is in the following words and figures, to wit: (Here copy petition and the names signed thereto in full)

And further proceedings herein are continued.

IN THE HENDRICKS CIRCUIT COURT

MAY TERM, 1926.

STATE OF INDIANA }
HENDRICKS COUNTY } SS:

To the Board of Commissioners of the County of Hendricks.

The undersigned petitioners respectfully report to the board that each of them are free holders in the county of Hendricks in the State of Indiana, and that six of them are resident free holders in said county and reside in the immediate neighborhood of the high-way herein proposed to be located and said petitioners respectfully petition

~~and ask for the location of a new public high-way in Liberty Township in the County of Hendricks in the State of Indiana which said high-way is particularly described as follows to-wit: Beginning where the line dividing Sections 10 and 11 from Sections 15 and 16 Township 14 N.R. 1 West intersects the Bellville and Morrisville road and running thence West along said section line to the point where said line intersects with the Clay Co. and Hazelwood Free gravel road.~~

~~Said proposed new Highway will pass along, upon and over the lands of Arthur J. Hamerick, Elizabeth Marley, Arthur Moon, Joseph Free, Mrs. Reece Woodward, Emma Hamerick and Joseph E. Prewitt.~~

~~Wherefore your Petitioners pray that three persons be appointed to view the high-way herein above described as by law provided and for all other proper release.~~

IN THE COMMISSIONERS COURT

STATE OF INDIANA)
) SS.

APRIL TERM 1926

HENDRICKS COUNTY)

To the Honorable Board of Commissioners of Hendricks Co., Ind.:-

Gentlemen:- We, the undersigned, represent and say that we are and constitute more than fifty freeholders and voters of Liberty Township in Hendricks County, Indiana.

And we ask and petition your honorable board to take the necessary steps as by law provided for the improvement of the following described highway located in Liberty township, said county and state, to-wit: Beginning at the Southwest corner of Section 15, township 14, North, range 1 West, running thence East on the section lines on the South side of sections 15, 14 and part of 13 township and range aforesaid and ending at a point in the rock road running South from Bellville to the County line.

That said described highway has both terminus in County Free Gravel Roads already constructed; that it is less than three miles in length; that a United States Mail Route and a School Hack route passes over said road; that said highway needs to be improved.

And we therefore ask that you take the proper steps to improve said road by grading, bridging, ditching and making thereof an improved rock road with tarvis top, and that said road be improved to a width proper and suitable for the travel thereon and that the whole width of said road be made not less than 30 feet.

We ask that you improve said road without submitting the matter to an election of voters of the township; that you issue and sell bonds covering a period of ten years to provide funds for the construction of said road, and that you appoint viewers to view said road as by law provided and that you do all and everything necessary to make such improvement in accordance with the law provided therefor.

L. J. Rushton, Robert Bayliss, C. A. Edmonson, Elvin McClelland, A. G. Blair, John E. Busby, L. F. Sparks, Addie B. Rushton, Sarah Scott, Wesley T. Richardson, J. N. Richardson, O. H. Johnson, Jacob Wildman, William M. Craven, Jesse Barnes, W. P. Cox, W. D. Barnes, Smith Busby, J. W. Milhon, F. N. Wright, George Hodge, H. E. Ross, Bernice Boyd, E. Milhon, Ethel Thompson, A. E. Kivett, John Thompson, Chas E. Kaiser, J. O. Kirkham, George M. McClelland, L. N. Cooper, Arthur A. Elmore, F. C. Merrieth, Merton West., Mark Patterson, John T. Richardson, Frank Beadle, H. Y. Rhodes, Benj. Scott, Chas L. Schuler, Stella Busby, D. B. Wills, Oran H. StOut, Wilbur Mason, Wm. H. Swindler, Paul R. Martin, Luther Stout, John W. Pounds, David E. Simmons, D. A. Anderson, Carl Cooper, Wm. Gibson, Christin Reab, John B. Alexander, E. S. Thompson, A. A. Rogers, J. Thomas Craven, R. D. Stone, S. A. Reed, E. E. Brown, Homer E. Salesman, Finley Franklin, C. V. Edmonson, W. A. McCormack, D. S. Hazelwood, Frank W. Allen, Leroy Rhodes, Grant W. Stone, C. P. Dunstan, J. S. Rand, W. H. Callahan, Chas B. Worrell, E. P. Thompson, R. G. York, W. H. MC Camcy, Henry York, Wall Cooper, C. E. Shields, J. S. Hudson, Clarence Worrell, E. J. Staley, J. W. Noell, Celia H. Rushton, M. G. Rushton, C. C. McCormack, John T. Busby, Othor Harpe, Arthur Moon, Raymond Walker,

Sigel Bowen, James T. Patrick, D. A. Ritzel, W. E. Leitzman, W. A. Coble, C. W. Thompson, R. E. Jones, J. M. Stout, Fred Franklin, J. B. Edmonson, Sophia P. Stout, J. E. Thompson, Loyd K. Rushton, James Willard, Aden Evans, Talitha Rushton, Oliver Pruitt, Ervin Woodward A. D. Rushton, Ed Kenworthy, A. C. Stout, George E. Reuth, Mrs Merton Rushton, William Hall, J. F. Canary, Mrs Earl Masten, Wm. H. Cook, Laura Pritchett, I, Floyd L. Whicker, auditor of Hendricks County, in the State of Indiana, hereby certify that the above and foregoing is a true, full and complete copy of a petition filed in my office on this 3rd day of March 1926, by L. J. Rushton et al, for the improvement of a certain highway located wholly within Liberty township, Hendricks County and State of Indiana, and that I have as such auditor fixed by endorsement upon said petition the 5th day of April 1926 the same being the first day of the regular April 1926 session of the Board of Commissioners for said Hendricks County, as the day when the said petition will be presented to the Board of Commissioners for said Hendricks County and the State of Indiana for the action of said Board of Commissioners,

In witness whereof, I hereunto set my hand and affix the seal of my office this the 9th day of March 1926

FLOYD L. WHICKER,

Auditor of Hendricks County, Indiana

And further proceedings are herein continued.

SEPTEMBER TERM

September 5, 1927

STATE OF INDIANA)
 (SS:
 COUNTY OF HENDRICKS)

MONDAY, SEPTEMBER 5, 1927.

IN THE COMMISSIONERS COURT
AUGUST TERM, 1927.

IN THE COMMISSIONERS COURT
 HENDRICKS COUNTY, INDIANA.

IN THE MATTER OF THE PETITION OF MAURICE SUTHERLIN, et al, FOR THE IMPROVEMENT
 OF A PUBLIC HIGHWAY IN CLAY TOWNSHIP,
 HENDRICKS COUNTY, INDIANA, BY TAXATION.

or more free holders and voters of Clay Township, Hendricks County,
 Come now again the petitioners herein, and it appearing to the
 Board of Indiana, and we respectfully petition your board for the
 Board that more than twenty days have elapsed since the hear-
 improvement, by taxation, of the public highway already established
 ing on the 1st day of August, 1927, on their petition, and no
 and laid out in said township, County and State aforesaid, which
 remonstrance having been filed by any of the freeholders and
 public highway is located and described as follows, to-wit:
 tion of such petitioners, it is ordered by the Board that the
 petition in this proceedings be spread of record upon the re-
 cords in the Auditor's Office kept for such purposes, which is
 the north line of the right-of-way of the Cleveland, Chicago & St.
 now done and which petition is in the following words and fig-
 of said highway for the distance of one fourth of a mile to
 the ures, to-wit: said Clay township.

that said public highway be improved by grading, draining and
 paving the same with stone, gravel or other road paving material,
 and by the proper construction of all necessary culverts and bridges
 along and upon said highway, and that said highway be established
 and made thirty (30) feet wide.

Said petitioners further say that said road, when completed will
 be less than three miles in length and that it will connect with a
 free gravel road and the boundary line of said Clay township.

Four petitioners further state that a mail route has been ap-
 proved over and along said highway and that school hacks traverse about
 one-half of said highway for the transportation of school children.

Four petitioners further ask that this petition be referred to
 viewers and a competent engineer for their consideration and report
 upon said improvement herein prayed for, and that bonds, in series,

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W. Merritt,

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Tom Kiney, Ryland T. Halfaker, T A. Lowder, John H. Dale, Harry U. Dale, Ira O. Dale
 John G. McCord, and which petition was duly filed in said Auditor's office on the

SEPTEMBER TERM

September 5, 1927

STATE OF INDIANA)
(SS:
COUNTY OF HENDRICKS)

TRANSCRIPT OF THE RECORDS ON
MAURICE LUTHERLIN ROAD.

covering a period of PETITION. issued and sold to pay the cost of
said improvement, and all necessary and legal expenses connected
STATE OF INDIANA
HENDRICKS COUNTY
TO THE BOARD OF COMMISSIONERS
OF HENDRICKS COUNTY, INDIANA.

We the undersigned represent to the Honorable Board of County
Commissioners of Hendricks County, Indiana, that we constitute fifty
or more free holders and voters of Clay Township, Hendricks County,
State of Indiana, and we respectfully petition your board for the
improvement, by taxation, of the public highway already established
and laid out in said township, County and State aforesaid, which
public highway is located and described as follows, to-wit:

The east terminus of said highway beginning with the center
thereof at the one-half mile stone on the center east of Section
30, township 15, north of range two west, and running thence west
with the center of said highway on the one-half section line divid-
ing said section 30 north and south for a distance of three-fourths
miles; thence due south for a distance of about one-fourth miles to
the north line of the right-of-way of the Cleveland, Chicago & St.
Louis R.R.; thence in a south western direction along the north line
of said R. R. Rightaway for the distance of one fourth of a mile to
the west line of said Clay township.

That said public highway be improved by grading, draining and
paving the same with stone, gravel or other road paving material,
and by the proper construction of all necessary culverts and bridges
along and upon said highway, and that said highway be established
and made thirty (30) feet wide.

Said petitioners further say that said road, when completed will
be less than three miles in length and that it will connect with a
free gravel road and the boundry line of said Clay township.

Your petitioners further state that a mail route has been ap-
proved over and along said highway and that school hacks traverse about
one half of said highway for the transportation of school children.

Your petitioners further ask that this petition be referred to
viewers and a competent engineer for their consideration and report
upon said improvement herein prayed for, and that bonds, in series,
C. W. Layman

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Harry Dugen,

Tom Kiney, Ryland T. Halfaker, T A. Lowder, John H. Dale, Harry U. Dale, Ira O. Dale
John G. McCord, and which petition was duly filed in said Auditor's office on the

SEPTEMBER TERM

September 5, 1927

STATE OF INDIANA)
 (SS:
 COUNTY OF HENDRICKS)

covering a period of ten years be issued and sold to pay the cost of said improvement, and all necessary and legal expenses connected therewith, and that all things be done as provided by the Statute of the State of Indiana, and said petitioners ask for all general and proper relief.

Floyd L. Whicker, Auditor.

Names
 Otis E. ...

Maurice Sutherlin
 Robert Dorsett
 Earl Wallace
 Elmer Christy
 Cora M. Hunt
 Thomas King
 Andrew King
 C. G. Sutherlin
 Arthur Harlan
 R. L. Smith
 E. E. Masten
 Minnie A. Masten
 C. D. Knight
 Ira Masten
 W. B. Elrod
 Lee O. Eastham
 W. E. Greenlee
 Edward E. McVay
 Loyd Knight
 Roy Hodson
 Geo. Terry
 B. F. Harlan
 R. C. Knight
 G. W. Bryant
 J. F. Walton
 James Masten
 Chas. H. Monnett
 H. N. Harris
 J. G. Sharp
 W. T. Beck
 Hertha M. Harris
 A. R. Swift
 M. M. E. Masten
 Ella Quick
 J. W. Roark
 Miss Lena Monnet
 Laura Elrod
 Clara B. Gilbert
 Oscar Stanley
 Lennie Stanley
 H. H. Hill
 Woodson Darnall
 H. H. Hathaway
 Abbie Clift
 Hattie Graham
 Ella West
 C. S. West
 Flora Masten
 Sarah Snodgrass
 M. E. Masten
 G. D. Smith
 Sylvester Ellett
 C. W. Layman

Names.

B. F. Draper
 E. O. Stewart
 J. F. Gambold
 H. E. Hathaway
 Tim Wilson
 Chas. Walton
 Arthur Newman
 W. R. Lisby
 Van Montgomery
 Ollie McCloud
 J. E. Newmister
 Emey Johnson
 Paul Darnall
 Opal McDaniel
 Joe H. Davidson
 Charles E. Christy
 H. V. Cline
 S. E. Mark
 M. F. Bennett
 Bernice Greenlee
 Otis Wheeler
 D. A. McAninch
 W. O. Pike
 Milton Pierson
 W. C. Gilbert
 Allen Campbell
 Mamie Campbell
 Frank L. Brown
 Cora Brown
 L. J. Phillips
 S. O. Arbuckle
 W. M. Ray
 Ella Etchason
 Urban Greenlee
 Edward L. Poer
 S. D. Laslie
 W. E. Dambert
 L. A. Walty
 Clara E. Bowen
 Mabel Brown
 Gertie A. Ray
 A. McClure
 Sarah J. O'Neal
 Emma Masten
 Ella Gambold
 Charles B. Gambold
 Geraldine Hadley
 C. W. Bridges

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W. Merritt,

Harry Dugen,

... .., R. E. Stewart, S. E. Tindler, James Hott, C. F. Waters, Wm. L. Johnson

Tom Kiney, Ryland T. Halfaker, T. A. Lowder, John H. Dale, Harry U. Dale, Ira O. Dale

John G. McCord, and which petition was duly filed in said Auditor's office on the

SEPTEMBER TERM

September 5, 1927

STATE OF INDIANA)
 (SS:
 COUNTY OF HENDRICKS)

Filed Jul. 12, 1927.

Floyd L. Whicker,
Auditor Hendricks County.

Set for hearing August 1, 1927.

Floyd L. Whicker, Auditor.

Otis B. Gulley Atty.

And the Board now finds said named viewers, to be the qualified and acting Surveyor of said County, and to be a competent Civil Engineer.

It is also ordered by the Board that said viewers and engineer shall meet at the Auditor's office at the Court House in Danville, Indiana, on Tuesday, September 13th, 1927, at the hour of 9:00 o'clock A.M. and there take and subscribe an oath to faithfully and impartially discharge such duties as the law imposes in such cases.

It is further ordered by the Board that said viewers and engineer shall then proceed to view said road and if the same to be such that the improvement thereof would be of public utility in accordance with the petition filed herein, then said viewers and engineer shall prepare plans, specifications, details, profiles therefor and they shall make a report to the Board of such plans, specifications, details, and profile at such time and date as they may find possible to have such complete and ready to present and file.

And further proceedings herein are continued.

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 John G. McCord, and which petition was duly filed in said Auditor's office on the

SEPTEMBER TERM

September 5, 1927

STATE OF INDIANA)
 (SS:
 COUNTY OF HENDRICKS)

In matter of W. F. BEAMAN et al

Petition to vacate Road in North West

Quarter Section 31 and South West Quarter

Section 30 all in Township 17 NORTH Range

1 East in Hendricks County, Indiana.

Comes now Floyd L. Whitaker, Auditor and presents to the Board, the petition of

W. F. Beaman et al for the closing of public highway, as follows to-wit:

And the Board now appoints David Hadley and Wm. J. Thompson,
 as viewers, and George R. Harvey, as Engineer on said proposed
 improvement.

And the Board now finds said named viewers to be two respon-
 sible freeholders and legal voters of Hendricks County, Indiana,
 neither of whom is a resident of Clay township, or the owner of any
 taxable property in said township of Clay, the same being the town-
 ship in which said county where said proposed improvement is loca-
 ted. The Board further finds that George R. Harvey is duly elected,
 qualified and acting Surveyor of said County, and is a competent
 Civil Engineer.

It is also ordered by the Board that said viewers and engineer
 shall meet at the Auditor's office at the Court House in Danville,
 Indiana, on Tuesday, September 13th, 1927, at the hour of 9:00 o'-
 clock A.M. and there take and subscribe an oath to faithfully and
 impartially discharge such duties as the law imposes in such cases.

It is further ordered by the Board that said viewers and en-
 gineer shall then proceed to view said road and if the same to be
 such that the improvement thereof would be of public utility in
 accordance with the petition filed herein, then said viewers and
 engineer shall prepare plans, specifications, details, profiles
 therefor and they shall make a report to the Board of such plans,
 specifications, and details, and profile at such time and date as they
 may find possible to have such complete and ready to present and
 file.

And further proceedings herein are continued.

West from the lands of the said Mary M. and John B. Dale on the East
 forty rods and terminating in the South line of the N. E. quarter of
 quarter of the North west quarter of said Section 31.
 W. F. Beaman, Chester V. Parker, Carl E. Walker, W. H. Walter, James
 Henry Smith, A. F. Junken, J. B. Hale, Mary J. Hale, Frank A. Beaman,
 R. E. Bowman, R. E. Stewart, S. E. Tindler, James Hott, C. F. Waters, Wm. L. Johnson
 Tom Kiney, Ryland T. Halfaker, T A. Lowder, John H. Dale, Harry U. Dale, Ira O. Hale
 John G. McCord, and which petition was duly filed in said Auditor's office on the

W. Merritt,

Harry Dugen,

SEPTEMBER TERM

September 5, 1927

STATE OF INDIANA)
 (SS:
 COUNTY OF HENDRICKS)

In matter of W. E. BEAMAN et al

Petition to vacate Road in North West

Quarter Section 31 and South West Quarter

Section 30 all in Township 17 North Range

1 East in Hendricks County, Indiana.

Comes now Floyd L. Whicker, Auditor and presents to the Board, the petition of W. E. Beaman et al for the closing of public highway, as follows to-wit:

20 feet west of the North East corner of the North West quarter of Section 31, Township 17, North of range one East, and running thence west in the center of the present highway and on the line dividing the lands of Thomas Kinney on the north from the lands of Mary M Dale and John H. Dale her husband, on the South, to the East line of the land of John G. Mc Cord and wife in the North West quarter of said section. Thence South on the line dividing the lands of the said John F. Mc Cord on the West from the lands of the said Mary M. and John. H. Dale on the East, a distance of forty rods and terminating in the South line of the N. E. quarter of the North East quarter of the North West quarter of said Section 31, and which petition is in the following words and figures, to-wit:

THE STATE OF INDIANA)
 (SS:
 HENDRICKS COUNTY)

July TERM 1927

TO THE HONORABLE THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY:

GENTLEMEN: The undersigned petitioners to your Honorable Board represent as follows: That they are resident freeholders of the County aforesaid, and that six of them reside in the immediate neighborhood of, and are interested in the closing of a public highway on the following describes route, to wit: Commencing 20 feet West of the North East corner of the North West quarter of Section 31, Township 17 North of range one East, and running thence West in the center of the present highway and on the line dividing the lands of Thomas Kinney on the North from the lands of Mary M. Dale and John H. Dale her husband, on the South, to the East line of the land of John G. Mc Cord and wife in the North west quarter of said section. Thence South on the line dividing the lands of the said John G. Mc CORD on the West from the lands of the said Mary M. and John H. Dale on the East a distance of forty rods and terminating in the South line of the N. E. quarter of the North EAST quarter of the North west quarter of said Section 31.

W. E. Beaman, Chester V. Parker, Carl H. Waters, E. R. Walter, James W. Merritt, Henry Smith, A. F. Junken, J. B. Hale, Mary J. Hale, Frank A. Robbins, Harry Dugan, H. E. Bowman, R. E. Stewart, S. E. Tinder, James Hott, C. F. Waters, Wm. L. Johnson, Tom Kiney, Ryland T. Halfaker, T A. Lowder, John H. Dale, Harry U. Dale, Ira O. Dale, John G. McCord, and which petition was duly filed in said Auditor's office on the

5th day of July, 1927, and said Auditor also presents to said Board of Commissioners the notice and proof of publication thereof, whereby said Auditor fixed as a date when said petition would be presented to said Board, August 1, 1927, which notice and proof of publication thereof is in the following words and figures, to wit: (here insert insert)

And the Board having duly examined said petition, notice and proof of publication thereof and being satisfied that said petition has been filed with the County Auditor and notice thereof has been given by publication as provided by law now appoints three disinterested freeholders of said County to view said highway; said persons so appointed being George R. Harvey, County Surveyor, David Reitzel, Clayton, Indiana, and Oscar Haynes, Danville, Indiana, and directs the Auditor to notify said persons of their appointment as provided by law.

IN THE MATTER OF THE PETITION OF
L. J. RUSHTON ET AL FOR THE IMPROVEMENT
OF A PUBLIC HIGHWAY IN LIBERTY TOWNSHIP,
HENDRICKS COUNTY, INDIANA.

Come now the petitioners in the above entitled matter; and comes also the Auditor of Hendricks County, Indiana, and produces and files the affidavits, and copies of notices thereto attached, of Julian D. Hogate, Editor and Publisher of the "Republican", and of Alvin Hall, Editor and Publisher of the "Danville Gazette", each being weekly newspapers of general circulation throughout Liberty township, and throughout Hendricks County, Indiana, printed and published in the English language at the town of Danville, Indiana, from which affidavits and notices thereto attached it appears to the satisfaction of the Board of Commissioners of Hendricks County, Indiana, that notice by publication was given throughout Hendricks County, Indiana, and particularly to the tax-payers of Liberty township, said county and state of the determination made herein in the above entitled proceedings by the Board of Commissioners of Hendricks County, Indiana, on the 1st day of August, 1927, to issue bonds in the sum of \$21,000.00 to provide funds for the payment of the construction and expenses of the above entitled improvement; that the first of said publications of notice of such determination was given on the 11 day of April, 1927, and the second and last of which publications was given on the 18 day of April, 1927, and the proofs of such publications of notice in said above named and mentioned newspapers are in the following words and figures, to wit: (H.I.); further it is herein shown that like notices of such determination to issue said bonds were posted in three public places in Liberty township, Hendricks County, Indiana, as the same is shown by the affidavit of Floyd L. Whicker, which affidavit and copy of notice thereto attached are in the following words and figures, to wit: (H.I.); and the Board does now find that no newspapers is published or printed in said Liberty township, said county and state; and the Board finds upon a full consideration of all the facts relating thereto that notice was given, as by law provided, of the determination of the Board to issue bonds in the above mentioned amount to provide funds for the construction of the above named improvement and the expenses incidental thereto.

And the Board finds that no petition, or objections to the issuing of such bonds has been filed or made by any taxpayer, or taxpayers, of said township, and that the time has expired for the making of such objections or the filing of any petition against the issuing of said bonds.

And now the Auditor produces and files the proofs of publication of notices of the letting of the contract for the construction of the above and foregoing entitled improvement; such proofs consist of the affidavits of Julian D. Hogate and Alvin Hall, Editors and Publishers of the "Republican" and "Danville Gazette" respectively, showing that notice was given for 3 consecutive weeks in said above named newspapers, the first of which publications in both of said newspapers was on the 15 day of

September, 1927, and the last of which publications was on the 29 day of September, 1927 which affidavits and copies of notices thereto attached are in the following words and figures to wit: (H.I.); also the affidavit of Blanche Bills, Clerk for the Indianapolis Commercial Publishing and Printing Company, is produced and filed, from which affidavit it appears to the Board that notice of such letting was given by publication one time in "The Indianapolis Commercial", printed and published at the city of Indianapolis, Indiana which affidavit and copy of notice thereto attached are in the following words and figures, to wit; (H.I.).

And now from all the foregoing facts the Board finds that due notice was given as by law required for the letting of the contract in the above and foregoing entitled proceedings.

And now at the place designated in said notices and at the hour named therein, the Board of Commissioners of Hendricks County, Indiana, met to receive and open bids for the construction of the above entitled improvement.

All bids received by the Auditor were, as the Board does now find, opened in the presence of the bidders and public generally, and the Board, having examined and inspected all the bids submitted and being fully advised and informed in the premises, finds that the bid of O. R. Larkin in the sum of \$18,822.15 is the lowest and best bid submitted for the construction of said road; that said bid is for an amount less than the estimated cost thereof as made by the viewers and engineer; that said bid is accompanied by a bond in a penal sum double the amount of said bid; that said bid is also accompanied by a non-collusion affidavit as by law provided; that the contract for the construction of said road should be awarded to said O. R. Larkin for the amount of his bid; that said bond so filed should be approved.

It is therefore ordered and adjudged by the Board that the contract for the construction of the above and foregoing entitled improvement be and the same is hereby awarded to said O. R. Larkin at and for the sum of \$18,822.15, being the amount of the bid submitted by such bidder. And now said contract is reduced to writing and is signed by the Board of Commissioners of Hendricks County, Indiana, and by the said bidder, to wit, O. R. Larkin, and is in the following words and figures, to wit:

For the construction of the L. J. Rushton Road

This agreement made and entered into by and between O. R. Larkin of Greencastle 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 3 day of October A.D. 1927, the said Board of Commissioners received bids for the construction of the L. J. Rushton Road the same being located in Hendricks County and the said O. R. Larkin being declared the lowest and best responsible bidder the contract was awarded to the said O. R. Larkin for the amount of his bid viz.: \$18,822.15 and the said party of the first part now covenants and agrees to build and construct said road in all respects in accordance with and conformable to the speci-

cations, reports, plans and profile contained in the report of the viewers and engineer for said road, now on file in the office of the Auditor of said County which said reports, 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 is performed or material is furnished to said contractor or agent or superintendent in charge of said work. It is further understood and agreed that said party of the first part will not and can not sell or assign this contract or sub-let the work to any person or persons, except by the consent of 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 1 day of September A. 1928 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 1 day of September A. D. 1928 then the said party of the first part agrees and promises to pay to the said party of the second part as liquidated damages for the non-completion of said work and for the deprivation of the part of the public of the said Hendricks County of the use of said road from and after said 1 day of September A. D. 1928 the sum of twenty-five dollar (\$25.00) per day for each and everyday 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 Hendricks County, provided that said failure to complete said improvement within the said time specified for such completion is not caused by strikes or any other cause or causes beyond the control of said party of the first part or that said time has not been extended by said Board of Commissioners. In the event the party of the second part 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 understood and agreed by and between the parties hereto that said party of the second part shall withhold full payment to the party of the first part as required by Sec 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 for all labor, materials, and subcontractors' claims.

The party of the second part hereby agrees that the party of the first part 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% of the said engineer's said estimate; 20% of the said contract price shall be retained by the said County until the said work is fully completed and finally accepted by the said Board of County Commissioners.

And said party of the first part agree 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 act of the General Assembly of the State of Indiana authorizing said improvement.

To all 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 said Board of Commissioners of Hendricks County have also signed and approved this contract, this 3 day of October A.D. 1927.

O. R. Larkin

Party of the first part

Frank A. Haynes

M. A. Gregory

Board of commissioners of Hendricks County

Attest Floyd L. Whicher Auditor of Hendricks County.

And it is ordered by the Board that the bond of said named bidder in the penal sum of \$20,000.00 with Metropolitan Casualty Insurance Co. as surety thereon, be and the same is hereby approved, which bond and the approval thereon endorsed are in the following words and figures, to wit:

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned O. R. Larkin of Greencastle, Indiana and The Metropolitan Casualty Insurance Company of New York, N.Y., are firmly bound unto the State of Indiana in the penal sum of Twenty Thousand and no 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 October 1927.

The Conditions of the above Obligation are such, That whereas, the Board of County Commissioners of Hendricks County, Indiana, is about to let a contract for The construction of The L. J. Rushton Road, located in Liberty Township Hendricks County, Indiana.

And whereas the above named O. R. Larkin of Greencastle, Indiana, 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. R. Larkin 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 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.

O. R. Larkin

The Metropolitan Casualty Insurance Company

By N. C. O'Hair Attorney in fact.

STATE OF INDIANA COUNTY OF PUTNAM

Before me a notary public in and for said County, personally appeared O. R. Larkin and N. C. O'Hair and acknowledged the execution of the foregoing instrument for the uses and purposes therein mentioned.

Witness my hand and notarial seal, this 1st day of October A. D. 1927.

Perry M. Rush.

My commission expires April 5 1931

Accepted and approved October 3 1927

Frank A. Haynes

Board of Commissioners of Hendricks County.

M. A. Gregory

Attest Floyd L. Whicker, Auditor Hendricks County.

And now the Board finds that including the contract price, as hereinbefore set forth, together with the costs and expenses in connection with such improvement, it will require the sum of \$21,000.00 to pay for the construction of said road and for the preliminary and other expenses in connection therewith, as by law Provided.

BOND ORDINANCE.

It is therefore ordered and ordained by the Board of Commissioners of Hendricks County, Indiana, that bonds be issued and sold to provide for the construction of the above entitled improvement and the proper expenses in connection therewith, as provided by law, in the total sum of \$21,000.00, payable over a period of ten years from the date thereof bearing interest at the rate of 4, ¹/₂ per annum, interest payable semi-annually, and both principal and interest to be payable at the office of the Treasurer of Hendricks County, Indiana, at Danville, Indiana.

It is ordered and ordained that said bonds shall bear date of September 15, 1927, and that such bonds shall be in denominations of \$1050.00 each, and that there shall be twenty of such bonds. That such bonds shall be issued in series and that the first one of said bonds shall be due and payable on the 15th day of May, 1928, and that one of said bonds shall be due and payable on the 15th day of November 1928, and so in like manner until all of said bonds are paid.

It is ordered and ordained by the Board that the interest on all of said bonds shall be evidenced by coupons attached thereto bearing the facsimile signatures of the members of the Board of Commissioners of Hendricks County, Indiana and which signatures shall have the same binding force and effect as though said coupons had been manually signed by the members of said Board.

It is also ordered and ordained by said Board that all of the bonds, twenty in number, shall be signed by the members of the Board of Commissioners of Hendricks County, Indiana, and attested the Auditor of said county, and that the seal of the said Board of Commissioners shall be placed on said bonds.

It is further ordered and ordained that annually hereafter there shall be levied a tax on the taxables of Liberty township, Hendricks County, Indiana, sufficient to pay and discharge the said bonds and interest coupons thereto attached as they severally become due until all of said bonds and coupons are paid.

And now the Board appoints George R. Harvey, County Surveyor, and County Engineer, as Engineer of Construction on said road.

And the Board also appoints Ora C. Johnson as Superintendent of Construction for said road and directs that he qualify for his appointment herein as by law provided.

All of which is hereby ordered, adjudged and decreed by the Board. And further proceedings herein are continued.

In the matter of continuances on road proceedings.

It is hereby ordered by the Board that whenever any proceedings or matters pertaining to the construction of roads in Hendricks County, Indiana are continued or further time is given or required in such proceedings that such proceedings and matters are to be taken as continued or further time is hereby given without any special record being made thereof in each and all of which proceedings, all of which is hereby ordered by the Board.

SUPPLEMENTAL CONTRACT

In the matter of the construction of the Frank Routh Road in Eel River Township, Hendricks County, Indiana.

This supplemental contract and agreement made and entered into this 29th day of November 1927 by and between W. P. Rigdon, of Danville, Indiana, the party of the first part, and the Board of Commissioners of Hendricks County, Indiana the party of the second part, hereby witnesseth:

That whereas, it has become necessary for the benefit of the above named highway that certain additions be made in the construction thereof according to the following specifications to wit:

1510 ' of 8" drain tile @ 15 cents	226.50
Deduct lying charge of 60 cents on 21.2 rods	12.72 total deduction

Now, therefore, it is hereby ordered by the said Board of Commissioners that the additions above specified, be made in the construction of said highway by the party of the first part, as herein specified and as directed by the engineer in charge of such construction, that the party of the first part shall receive the sum of 213.78 for such additions.

It is hereby agreed by and between the parties hereto that this order and supplemental contract shall be deemed full authority to the party of the first part to execute the work herein specified and shall constitute an agreement on the part of the party of the second part to pay for said work when the same shall have been completed and approved as answering to the specifications embodied herein. Such payment to be made upon the verified claim of the party of the first part filed with the party of the second part.

IN WITNESS whereof the said parties hereto have hereunto set their hands and seals this 29th day of November 1927.

W. P. Rigdon
Party of the First Part

Frank Haynes
M.A. Gregory
John E. Vestal

Attest Floyd L. Whicker
Auditor

Board of Commissioners Hendricks Co.

SUPPLEMENTAL CONTRACT

In the matter of the construction of the Omer Leak Road in Union Township Hendricks County, Indiana.

This supplemental contract and agreement made and entered into this 29th day of November 1927 by and between W. P. Rigdon of Danville, Indiana, the party of the first part, and the Board of Commissioners of Hendricks County, Indiana, the party of the second part, hereby witnesseth:

That whereas, it has become necessary for the benefit of the above named highway that certain additions be made in the construction thereof according to the following specifications to wit:

That 150 tons of gravel be added to the top course on said road at the unit price	
bid. 150 tons gravel @ 2.20	330.00

Now therefore it is hereby ordered by the said Board of Commissioners that the addition above specified be made in the construction of said highway, by the party of the first part, as herein specified and as directed by the engineer in charge of such construction, that the party of the first part shall receive the sum of \$330.00 for such additions

It is hereby agreed by and between the parties hereto that this order and supplemental contract shall be deemed full authority to the party of the first part to execute the work herein specified and shall constitute an agreement on the part of the party of the second part to pay for said work when the same shall have been completed and approved as answering to the specifications embodied herein. Such payment to be made upon the verified claim of the party of the first part filed with the party of the second part

IN WITNESS whereof the said parties hereto have hereunto set their hands and seals this 29th day of November 1927

W.P. Rigdon
Party of the First Part

Attest: Floyd L. Whicker
Auditor

Frank Haynes
M.A. Gregory
John E. Vestal
Board of Commissioners of Hendricks Co

SUPPLEMENTAL CONTRACT

In the matter of the construction of the L. H. Brown road in Center Township, Hendricks County, Indiana.

This supplemental contract and agreement made and entered into this 26 day of September 1926 by and between D. H. Fatout of Indianapolis, Indiana the party of the first part, and the Board of Commissioners of Hendricks County, Indiana the party of the second part, hereby witnesseth:

That whereas, it has become necessary, for the benefit of the above named highway that certain additions be made in the construction thereof according to the following specifications to wit: New stringers for Structure No. _____

6-- 6" 12.5 # I's 64' long	4925 #
2--6" x8.2 # C's 64' long	10496#
Total	5974.6
5974.6 # @ .05	298.73

Now therefore, it is hereby ordered by the said Board of Commissioners that the additions specified be made in the construction of said highway by the party of the first part, as herein specified and as directed by the engineer in charge of such construction, that the party of the first part shall receive the sum \$298.73 for such additions.

It is hereby agreed by and between the parties hereto that this order and supplemental contract shall be deemed full authority to the party of the first part to execute the work herein specified and shall constitute an agreement on the part of the party of the second part to pay for said work when the same shall have been completed and approved as answering to the specifications embodied herein.

Such payment to be made upon the verified claim of the party of the first part filed with the party of the second part.

IN WITNESS whereof the said parties hereto have set their hands and seals this 26th day of September 1926

D.H. Fatout
Party of the first part

F.A. Haynes
John E. Vestal

M.A. Gregory

Attest: Floyd L. Whicker
Auditor

Board of Commissioners of Hendricks County

SUPPLEMENTAL CONTRACT

In the matter of the Construction of the Joe Lane Wilson Road in Marion Township, Hendricks County, Indiana.

This supplemental contract and agreement made and entered into this 27th day of July, 1926, by and between Webb and Chatham of Danville, Indiana, the party of the first part and the Board of Commissioners of Hendricks County, Indiana, the party of the second part, hereby witnesseth:

That whereas it has become necessary, for the benefit of the above named highway, that certain additions be made in the construction thereof according to the following specifications, to-wit:

two--6' extentions on Culvert at end of road.

22.5 cu. yards concrete @ 15.00	337.50
210' x6" drain tile @ 16 cents	33.60
368 # Def. Steel @ .05	18.48
150 Cu. Yards Backfill @ 30 cents	45.00
	<u>434.58</u>

Now therefore, it is hereby ordered by the said Board of Commissioners that the change above specified, be made in the construction of said highway, by the party of the first part, as herein specified, be made in the construction of said highway, by the party of the first part, as herein specified and as directed by the engineer in charge of such construction, that the party of the first part shall receive the sum of \$434.58 for such change.

It is hereby agreed by and between the parties hereto that this order and supplemental contract shall be deemed full authority to the party of the first part to execute the work herein specified and shall constitute an agreement on the part of the party of the second part to pay for said work when the same shall have been completed and approved as answering to the specifications embodied herein. Such payment to be made upon the verified claim of the party of the first part filed with the party of the second part.

IN WITNESS whereof the said parties hereto have hereunto set their hands and seals this 27th day of July 1926.

Chatham & Webb---By Chatham
Party of the First Part

Attest: Floyd L. Whicker
Auditor

Frank A. Haynes
John E. Vestal
M.A. Gregory
Board of Commissioners of Hendricks County

SUPPLEMENTAL CONTRACT

In the matter of the construction of the C. L. Hunt Road in Lincoln Township Hendricks County, Indiana.

This supplemental contract and agreement made and entered into this day of September 1926, by and between W. P. Rigdon of Danville, Indiana, the party of the first part, and the Board of Commissioners of Hendricks County, Indiana, the party of the second part, hereby witnesseth:

That whereas, it has become necessary, for the benefit of the above named highway, that certain changes and alterations be made in the construction thereof according to the following specifications, to wit:

3 additional catch basins @ unit price	\$50.00	150.00
150 x1/2" x8" Expansion Joint @ unit price	20 cents	30.00
76 barrells extra cement on account of charging mix in base from 1-2/-4 to 1-2-3		<u>166.44</u>
		346.44

Now, therefore, it is hereby ordered by the said Board of Commissioners that the change above specified, be made in the construction of said highway, by the party of the first part, as herein specified and as directed by the engineer in charge of such construction, that the party of the first part shall receive the sum of \$346.44 for such change.

It is hereby agreed by and between the parties hereto that this order and supplemental contract shall be deemed full authority to the party of the first part to execute the work herein specified and shall constitute an agreement on the part of the party of the second part to pay for said work when the same shall have been completed and approved as answering to the specifications embodied herein. Such payment to be made upon the verified claim of the party of the first part filed with the party of the second part.

IN WITNESS whereof the said parties hereto have hereunto set their hands and seals this _____ day of September 1926.

W. P. Rigdon--Party of the first part

Frank A. Haynes

M. A. Gregory

Attest: Floyd L. Whicker
Auditor

Board of Commissioners of Hendricks County

SUPPLEMENTAL CONTRACT

In the matter of the construction of the Robert I. Bennett Road in Middle Township, Hendricks County, Indiana.

This supplemental contract and agreement made and entered into this day of December 1927, by and between W. P. Rigdon of Danville, Indiana, the party of the first part, and the Board of Commissioners of Hendricks County, Indiana the party of the second part, hereby witnesseth:

That whereas, it has become necessary, for the benefit of the above named highway that certain additions be made in the construction thereof according to the following specifications to-wit:

50 tons extra gravel @ 2.20		110.00
26'x12" C.I. extra in gateways @ 1.50		39.00
10 extra L Headwalls 10 cu.yds. @ 14.00		140.00
4 C. Basins at Rutledge Farm @ 40.00		160.00
total		449.00
Cr. for 26'x18" C.I. not used @ 2.50	65.00	
Cr. for 2 type B Headwalls 7 yds. @ 14.00	98.00	
Total credits		163.00
		286.00

Now therefore, it is hereby ordered by the said Board of Commissioners that the change above specified, be made in the construction of said highway, by the party of the first part, as herein specified and as directed by the engineer in charge of such construction that the party of the first part shall receive the sum of \$286.00 for such additions.

It is hereby agreed by and between the parties hereto that this order and supplemental contract shall be deemed full authority to the party of the first part to execute the work herein specified and shall constitute an agreement on the part of the party of the second part to pay for said work when the same shall have been completed and approved as answering to the specifications embodied herein. Such payment to be made upon the verified claim of the party of the first part filed with the party of the second part.

IN WITNESS whereof the said parties hereto have hereunto set their hands and seals this 5th day of December 1927.

W. P. Rigdon
Party of the First Part

Frank A. Haynes,
John E. Vestal

Attest: Floyd L. Whicker
Auditor

M. A. Gregory
Board of Commissioners of Hendricks County

SUPPLEMENTAL CONTRACT

In the matter of the construction of the Russell O. Kuhns Road in Middle Township, Hendricks County, Indiana.

This supplemental contract and agreement made and entered into this 29th day of November 1927 by and between W. P. Rigdon of Danville, Indiana the party of the first part, and the Board of Commissioners of Hendricks County, Indiana the party of the second part hereby witnesseth:

That whereas, it has become necessary, for the benefit of the above named highway, that certain additions be made in the construction thereof according to the following specifications, to wit:

26' x 15" C. I. Pipe in place @ 1.86	48.36
26'x15" C.I. Pipe moved to Sparks Cemetery RD. @ 1.86	48.36
68'x8" V.Y. in place @ 75 cents	51.00
600' x5" drain tile at S. end road @ 10 cents	60.00
200' x6" Drain Tile at S. end road @ 11 cents	22.00
2#- B.S. Headwalls-6.11 cu.yds. @ 10.78	65.87
16'x10" C.I. pipe in place @ 1.27	20.32
2 L. Headwalls 2 cu.yds. @ 10.78	21.56
TOTAL	337.47

Now, therefore, it is hereby ordered by the said Board of Commissioners that the additions above specified, be made in the construction of said highway, by the party of the first part, as herein specified and as directed by the engineer in charge of such construction, that the party of the first part shall receive the sum of 337.47 for such additions.

It is hereby agreed by the parties hereto that this order and supplemental contract shall be deemed full authority to the party of the first part to execute the work herein specified and shall constitute an agreement on the part of the party of the second part to pay for said work when the same shall have been completed and approved as answering to the specifications embodied herein. Such payment to be made upon the verified claim of the party of the first part filed with the party of the second part.

IN WITNESS whereof the said parties hereto have hereunto set their hands and seals this 29th day of November 1927

W. P. Rigdon
Party of the First Part

Frank A. Haynes
M.A. Gregory
John E. Vestal

Attest: Floyd L. Whicker
Auditor

Board of Commissioners of Hendricks County

SUPPLEMENTAL CONTRACT

In the matter of the construction of the Stanley J. Cook Road in Guilford Township, Hendricks County, Indiana.

This supplemental contract and agreement made and entered into this 23rd day of August 1926 by and between O. J. Larkin of Greencastle, Indiana the party of the first part and the Board of Commissioners of Hendricks County Indiana the party of the second part, hereby witnesseth:

That whereas, it has become necessary, for the benefit of the above named highway, that certain additions be made in the construction thereof according to the following specifications, to-wit:

Sta 41 plus 20-43 plus 42 222'x10" vit. tile	@ 1.50	333.00
Sta 43 plus 68-51 plus 54 -214'x10" vit. tile	@ 1.50	321.00
Sta 43 plus 42 across road 30'x8" vit tile	@ 1.00	30.00
Sta 51 plus 54 across road 48'x8" vit tile	@ 1.00	48.00
Sta 43 plus 42-2 std. basins	@ 50.00	100.00
Sta 51 plus 54 2 std. basins	@ 50.00	100.00
Sta 53 plus 68 1 std. basins	@ 50.00	50.00
Sta 53 plus 68 1 std. basins rebuilt	@ 40.00	40.00
TOTAL		1430.00

Now, therefore, it is hereby ordered by the said Board of Commissioners that the additions specified be made in the construction of said highway, by the party of the first part, as herein specified and as directed by the engineer in charge of such construction, that the party of the first part shall receive the sum of 1430.00 for such additions.

It is hereby agreed by and between the parties hereto that this order and supplemental contract shall be deemed full authority to the party of the first part to execute the work herein specified and shall constitute an agreement on the part of the party of the second part to pay for said work when the same shall have been

completed and approved as answering to the specifications embodied herein. Such payment to be made upon the verified claim of the party of the first part filed with the party of the second part.

IN WITNESS whereof the said parties hereto have hereunto set their hands and seals this 23rd day of August 1926.

O.J. Larkin

Party of the First Part

Frank A. Haynes

M.A. Gregory

Attest: Floyd L. Whicker
Auditor

Board of Commissioners of Hendricks County

In the matter of the construction of the Earl Feree Road in Washington Township, Hendricks County, Indiana.

This supplemental contract and agreement made and entered into this 1st day of May 1926, by and between D. H. Fatout of Indianapolis, Indiana the party of the first part, and the Board of Commissioners of Hendricks County, Indiana, the party of the second part, hereby witnesseth:

That whereas, it has become necessary, for the benefit of the above named highway that certain additions be made in the construction thereof according to the following specifications on a force account basis as provided in specifications.

6 rods 6" drain tile @ 1.05	6.30
119 rods 6" drain tile @ 1.05	7.07
273 rods 7" drain tile	16.21
1 rod 5" drain tile	.80-
225 pcs. 5" drain tile	11.25
Hauling above tile	9.00
Digging, laying and covering 44 rods tile from station 45-83 station 53-15 @ 2.25	99.00
Force out plus 15% above	22.44
(Unit) 48'x12" amco @ 1.62	77.76
(Unit) 30'x15" " @ 1.87	56.10
total extra	305.93

Now, therefore, it is hereby ordered by the said Board of Commissioners that the additions above specified, be made in the construction of said highway by the party of the first part, as herein specified and as directed by the engineer in charge of such construction, that the party of the first part shall receive the sum of \$305.93 for such additions.

It is hereby agreed by and between the parties hereto that this order and supplemental contract shall be deemed full authority to the party of the first part to execute the work herein specified and shall constitute an agreement on the part of the party of the second part to pay for said work when the same shall have been completed and approved as answering to the specifications embodied herein. Such payment to be made upon the verified claim of the party of the first part filed with the party of the second part.

IN WITNESS whereof the said parties hereto have hereunto set their hands and seals this 1st day of May 1926.

D.H. Fatout

Party of the First Part.

Frank Haynes
John E. Vestal
M.A. Gregory

Board of Commissioners of Hendricks County

Attest: Floyd L. Whicker
Auditor

SUPPLEMENTAL CONTRACT

In the matter of the construction of the David A. Surber Road in Middle Township, Hendricks County, Indiana.

This supplemental contract and agreement made and entered into this 1st day of September 1925, by and between Kirtley Abney and Clifton of Jamestown, Indiana, the party of the first part, and the Board of Commissioners of Hendricks County, Indiana, the party of the second part, hereby witnesseth:

That whereas, it has become necessary, for the benefit of the above named highway, that certain additions be made in the construction thereof according to the following specifications, to wit:

See attached Engineers Estimate of Extra Work.

Now, therefore, it is hereby ordered by the said Board of Commissioners that the change above specified, be made in the construction of said highway, by the party of the first part, as herein specified and as directed by the engineer in charge of such construction, that the party of the first part shall receive the sum of \$738.05 for such extra work.

It is hereby agreed by and between the parties hereto that this order and supplemental contract shall be deemed full authority to the party of the first part to execute the work herein specified and shall constitute an agreement on the part of the party of the second part to pay for said work when the same shall have been completed and approved as answering to the specifications embodied herein. Such payment to be made upon the verified claim of the party of the first part filed with the party of the second part.

IN WITNESS whereof the said parties hereto have hereunto set their hands and seals this 1st day of September 1925.

Clifton, Abney & Kirtley

Party of the First Part

M.A. Gregory

Attest: Floyd L. Whicker
Auditor

Frank Haynes
Board of Commissioners of Hendricks Co.

SUPPLEMENTAL CONTRACT

In the matter of the construction of the J. H. Airhart Road in Brown Township Hendricks County, Indiana.

This supplemental contract and agreement made and entered into this 21st day of May 1925, by and between Albert F Smith of Brownsburg, Indiana the party of the first part, and the Board of Commissioners of Hendricks County, Indiana the party of the second part, hereby witnesseth:

That whereas, it has become necessary for the benefit of the above named highway that certain changes and alterations be made in the construction thereof according to the following specifications, to wit:

That the ditch on the east side of said road from station 8-80 to 13-20 should be widened 6' in order to allow the water passing under the road at station 9-50 to have a free outlet, to the south; and a strip of ground 6' in width being required from the lands of the party of the first part for which he agrees to accept the sum of \$50.00.

Now therefore, it is hereby ordered by the said Board of Commissioners that the change above specified, be made in the construction of said highway, by the contractor as herein specified and as directed by the engineer in charge of such construction, that the party of the first part shall receive 50.00 for the use of strip of ground so taken.

It is hereby agreed by and between the parties hereto that this order and supplemental contract shall be deemed full authority to the contractor to execute the work herein specified and shall constitute an agreement on the part of the party of the second part to pay for said work when the same shall have been completed and approved as answering to the specifications embodied herein. Such payment to be made upon the verified claim of the party of the first part filed with the party of the second part.

IN WITNESS whereof the said parties hereto have hereunto set their hands and seals this 21st day of May 1925

Albert F. Smith

Party of the First Part

M.A. Gregory

F. A. Haynes

Attest: Floyd L. Whicker
Auditor

Board of Commissioners of Hendricks County

SUPPLEMENTAL CONTRACT

In the matter of the construction of the John W. Tharp Road in Lincoln Township, Hendricks County, Indiana.

This supplemental contract and agreement made and entered into this 1st day of October 1925, by and between W. P. Rigdon of Danville, Indiana the party of the first part, and the Board of Commissioners of Hendricks County, Indiana, the party of the second part, hereby witnesseth:

That whereas, it has become necessary, for the benefit of the above named highway, that certain changes and alterations be made in the construction thereof according to the following specifications, to wit:

That the 40' steel bridge on said road having been found to be defective and unsafe for public travel, the contractor agrees to substitute, therefore a 30' concrete arch containing 121.00 cu. yds. concrete and reinforcing steel instead of repairing the old structure as originally provided in the plans and specifications.

Now, therefore, it is hereby ordered by the said Board of Commissioners that the change above specified be made in the construction of said highway by the party of the first part, as herein specified and as directed by the engineer in charge of such operation that the party of the first part shall receive the sum of \$500.00

It is hereby agreed by and between the parties hereto that this order and supplemental contract shall be deemed full authority to the party of the first part to execute the work herein specified and shall constitute an agreement on the part of the party of the second part to pay for said work when the same shall have been completed and approved as answering to the specifications embodied herein. Such payment to be made upon the verified claim of the party of the first part filed with the party of the second part.

IN WITNESS whereof the said parties hereto have hereunto set their hands and seals this 1st day of October 1925.

Party of the first part

M.A. Gregory
John E. Vestal
F. A. Haynes

Attest: Floyd L. Whicker
Auditor

Board of Commissioners of Hendricks County

SUPPLEMENTAL CONTRACT

In the matter of the construction of the Earl Ferree Road in Washington Township, Hendricks County, Indiana.

This supplemental contract and agreement made and entered into this 5th day of April, 1926 by and between D. H. Fatout of Indianapolis, Indiana the party of the first part and the Board of Commissioners of Hendricks County, Indiana the party of the second part, hereby witnesseth:

That whereas, it has become necessary, for the benefit of the above named highway that certain extra work be done in the construction thereof according to the following specifications:

(sta 154-10 to Sta 157-10)	18 rods of 6" dr. tile @ 1.30	23.40
	Hauling same from Danville	5.00
	One 8"x8" Y's @ 2.30	2.30
	two 12"x8" Y's @ 2.65	5.30
	Dig, lay and Conc .18 rods @ 4.15	74.70
	Total-force acct.	110.70
	Above force acct. plus 15% Profit	16.61
	13.2 cu.yds extra "B" Conc sta 14-	184.80
	22.8 c.yds. extra "A" @ 14.00 same structure	319.20
	Total extra work	631.31

Now therefore it is hereby ordered by the said Board of Commissioners that the above specified additions be made in the construction of said highway by the party of the first part, as herein specified and as directed by the engineer in charge of such construction that the party of the first part shall receive the sum of \$631.31 for such additions.

It is hereby agreed by and between the parties hereto that this order and supplemental contract shall be deemed full authority to the party of the first part to execute the work herein specified and shall constitute an agreement on the part of the party of the second part to pay for said work when the same shall have been completed and approved as answering to the specifications embodied herein. Such payment to be made upon the verified claim of the party of the first part filed with the party of the second part.

IN WITNESS whereof the said parties hereto have hereunto set their hands and seals this 5th day of April 1926.

D. C. Fatout--Party of the first part
Frank Haynes
John Vestal

Board of Commissioners of Hendricks Co.

Attest: Floyd L. Whicker
Auditor

APRIL 3 1928

The Boards of Commissioners of Hendricks & Morgan Counties, Indiana, are met in joint session in the Commissioners room in the Court House, in the town of Danville, Indiana for the purpose of passing a joint resolution.

Members present, Manford E. St. John, W. L. Brown, J. A. Kirkham,, Board of Commissioners of Morgan County, and, M. A. Gregory, and John E. Vestal, Board of Commissioners of Hendricks County.

JOINT PETITION OF THE BOARD OF COMMISSIONERS OF MORGAN COUNTY INDIANA, AND BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, INDIANA, TO MAINTAIN THAT PORTION OF STATE HIGHWAY NO. 67 LYING BETWEEN AND IN SAID COUNTIES.

TO THE STATE HIGHWAY COMMISSION OF INDIANA:

We, the undersigned, Board of Commissioners of Morgan County, Indiana, and the Board of Commissioners of Hendricks County, Indiana, and representing the two counties in which that portion of State Highway Number 67 was abandoned as a State Highway by your commission, such abandoned portion being that part of said highway that lies between the north corporation line of the Town of Mooresville, Indiana, to the new highway, recently constructed (Highway Number 67) in the unincorporated town of Friendswood, Indiana, respectfully petition your Honorable Commission not to abandon said last described portion of said highway as a public highway and state that said Boards of Commissioners desire to maintain such portion of said highway from said north corporation line of Mooresville, Indiana, to the new highway recently constructed (State Highway Number 67) in the unincorporated town of Friendswood, Indiana. Said highway to be maintained as other public roads as provided by law.

Signed by us this 3rd. day of
April, 1928.

Attest; JOHN W. CLARK
County Auditor Morgan

Manford E. St. John
W. L. Brown
J. A. Kirkham
BOARD OF COMMISSIONERS MORGAN COUNTY INDIANA

M. A. Gregory
John E. Vestal

Attest: FLOYD L. Whicker
Auditor Hendricks County

BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, IND.

In the Matter of the Petition of John
H. Dale and others, for the improvement
of a public highway in Union Township, Hendricks
County, Indiana.

Come now again the petitioners in the above entitled proceedings and respectfully show to the Board of Commissioners of Hendricks, County, Indiana, that pursuant to an order of the Board heretofore made in these proceedings, the viewers and engineer, appointed in these proceedings, met on the 8th day of March, 1924, at the hour and place designated in the order appointing them and took the oath as provided by law and otherwise qualified for their appointment herein for the faithful discharge of their duties in these proceedings, and that the engineer herein appointed having heretofore qualified by filing his bond in the penal sum of \$5,000.00 being the amount fixed by the Board, and which bond has been duly approved by the Board and is in the following words and figures, to wit: (H.I.) all of which is shown by said petitioners to the satisfaction of the Board and as the Board does now find to be true.

And it is further shown to the Board that said viewers and engineer then proceeded to view the highway in the petition described and made a survey thereof; that they made a finding that the improvement of said highway would be of public utility and caused plans, specifications and a profile to be made for such improvement.

And the Board finds that the viewers and engineer made their report favorable to such improvement and filed such report in the office of the Auditor of Hendricks County Indiana, on the 22nd day of February, 1928, and that such report remained on file in that office, open to the inspection of any person, persons or corporations for more than ten days prior to the first Monday of March, 1928; that on the first Monday of March, 1928, said viewers and engineer filed their supplemental Report herein, from which Supplemental Report the Board finds that the improvement as provided for in the plans, specifications, profile and report will cause no injury to or damage the property of any idiot, minor or person of unsound mind; further the Board finds that no person or persons, or corporation, have made any written claims to said viewers and engineer, or to the Board, because of injury or damage to any property by reason of such improvement; and the Board now finds that the report of the viewers and engineer and the Supplemental Report, as presented and filed, should in all things be approved.

And now the Board finds that the highway, described in said report, and as provided for in the plans and specifications herein, is less than three miles in length and that the same connects at both termini with County Free Gravel Roads; that the improvement, as provided for in said report, plans and specifications will be of public utility and that said improvement should be ordered established as provided therein, and without submitting said matter to an election of the voters of Union township, Hendricks County, Indiana, the same being the township in which said improvement is located.

It is now therefore ordered by the Board that the report of the viewers and engineer and the Supplemental Report, filed herein, be and they are each hereby approved; it is further ordered that the Auditor shall spread of record, in the record provided therefor, said report and Supplemental Report, which is now accordingly done in the following words and figures, to wit:

ORDER TO VIEW ROAD

STATE OF INDIANA)
HENDRICKS COUNTY) SS

Commissioners' Court
March Term 1924

To Jesse evans, W. M. Rose, and Geo. R. Harvey

You are hereby notified that you were appointed by the Board of Commissioners of said County, at their March 1924, to view a proposed highway, as follows, to wit: Commencing at the

Beginning at a point in the Crawfordsville and Indianapolis Road where the same is intersected by the West boundary line of section 20, in township 17, North range one west in Union Township, Hendricks County, Indiana. thence North over and along the public highway to the Northwest corner of said section 20, Township and range aforesaid thence west over and along the public highway to the Southwest corner of the Southeast quarter of the Southwest quarter of Section 18, thence North to within 40 rods of the Boone County line, thence West to the Township line between Union Township and Eel River Township, Hendricks County, Indiana, be improved by grading, draining and paving with stone gravel or other road paving material and by the building of all necessary bridges, culverts and sewers thereon.

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 feet.

You will meet at the office of Hendricks County Auditor who resides Danville, Indiana. on Saturday the 8th day of March 1924 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 8th day of March 1924.

Floyd L. Whicker, Auditor

OATH OF VIEWERS

STATE OF INDIANA, HENDRICKS COUNTY SS:

We, Jesse Evans, W. M. Rose, and Geo. R. Harvey 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.

Jesse F. Evans

W. M. Rose

Geo. R. Harvey

Subscribed and sworn to before me, this 8th day of March 1924. Fee for affidavit.-----cents.

Floyd L. Whicker
Auditor Hend. County

ROAD VIEWERS REPORT

TO THE HONORABLE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, INDIANA:

We, the undersigned Viewers, who were appointed by your honorable body at your regular March term, 1924, to view a proposed highway, as petitioned for by John H. Dale et al., have discharged the duty assigned us, and submit to you the following report, to, wit:

We met as directed in the order hereunto attached and made a prt hereof, and after being duly qualified as appears therein, proceeded to view such proposed highway in the manner as by law prescribed, which by metes and bounds and course and distance is as follows, to wit: The said proposed highway to be 34 feet in width except in cuts and on fills, where the width shall be extended to include the slope thereof, as shown by the plans and cross sections, and which plans and cross sections are made a part of this report and incorporated herein by reference.

Said highway begins at a point in the Indianapolis and Crawfordsville Road where the same is intersected by the west boundary line of Section 20 in Twp. 17 North of range one west. Thence North 4962 feet on the west line of said section to the NW corner thereof. Thence west on the south line of Section 18, said twp. and range 3980 feet to the Southwest corner of Southeast quarter of the Southwest quarter of said section. Thence North on the West line of the East half of the West half of said section 18-- 4635 feet to within 40 rods of the North line of said section. Thence west 1320 feet to the west line of said section. The total length of said highway being 14897 feet, which is less than three miles. Said highway begins in a free gravel road, traverses an already established twp. road terminates in the west line of Union Township and lies wholly within the limits of said union township.

We estimate the cost of said improvement at \$18,500.00

And we are of the opinion that said highway would be of public utility.

Respectfully submitted,

Jesse F. Evans

W. M. Rose

Geo. R. Harvey

Viewers

SUPPLEMENTAL REPORT OF VIEWERS

TO THE HONORABLE BOARD OF COMMISSIONERS:

In the matter of the petition of JOHN H. DALE et al, for the improvement of highway.

We, the undersigned, Viewers, heretofore appointed in the above cause, and who as such viewers, on the 22 day of February 1928, filed out 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, wovit;

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,

Jesse F. Evans

W. M. Rose

Geo. R. Harvey

Viewers

Subscribed and sworn to before me this the 5th day of March 1928

Floyd L. Whicker,

Auditor Hendricks County

It is further ordered by the Board that the improvement as shown by the report plans and specifications, herein approved, be and the same is hereby ordered established and that said improvement shall be made in accordance with said report, plans, specifications and profile, and it is now ordered by the Board that the plans, specifications and profile be and they are hereby approved.

And now the Board finds that the total indebtedness of Union Township, Hendricks County, Indiana, the same being the township in said county and state where the highway herein ordered to be improved is located, including all costs and expenses of this improvement and bonds heretofore issued for the improvement of highways does not exceed 2% of the total assessed taxable valuation of the property in said township subject to taxation for such purposes.

It is further ordered by the Board and it does now determine to issue bonds in the sum of \$18,500.00 against said township to provide funds for the construction of said improvement, herein ordered and to pay the costs and expenses connected therewith as by law provided. And the Board orders and determines that said bonds shall draw interest at the rate of 4 1/2 % per annum, said interest to be payable semi-annually and that said bonds shall run over a period of ten years, and that said bonds shall be issued in series; twenty in number, payable two each year until all said bonds are paid.

And the Auditor is now directed to give notice as by law provided of such determination of the Board.

And further proceedings herein are continued.

May 4, 1928.

In the Matter of the Petition of
John H. Dale, and others, for the improvement of a
Public Highway in Union Township,
Hendricks County, Indiana.

Come now again the petitioners in the above entitled matter, and comes also the Auditor of Hendricks County, Indiana, and produces and files the affidavits, and copies of notices thereto attached, of Julian D. Hogate, Editor and Publisher of the "Republican", and of Alvin Hall, Editor and Publisher of the "Danville Gazette", each being a weekly newspaper of general circulation throughout Union Township, Hendricks County, Indiana, and throughout said county, printed in the English language and published at the town of Danville, in said county and state, from which affidavits and notices thereto attached it appears to the satisfaction of the Board of Commissioners of Hendricks County, Indiana, that notice by publication was given throughout Hendricks County, Indiana, and particularly to the taxpayers of Union township, in said county and state, of the determination made herein by said Board on the 5th day of March, 1928, to issue bonds in the aggregate sum of \$18500.00 to provide funds for the payment of the construction price, and expenses as allowed by law, of the above entitled improvement; that the first issue of said publication of notice of such determination was given on the 8 day of March, 1928, and the second and last of which publications was given on the 15 day of March, 1928, and the proofs of such publications of notice in said above mentioned newspapers are in the following words and figures, to wit: (Here Insert); further it is herein shown to the satisfaction of the Board that like notices of such determination to issue said bonds were posted up in three public places in Union township, said county and state, as the same is shown by the affidavit of Floyd L. Whicker, which affidavit and copy of notice thereto attached are in the following words and figures, to wit: (H.I.)

And the Board does now find that no newspaper is printed or published in said Union township, said county and state. Further it finds upon a full consideration of all the facts relating thereto that notice was given, as by law provided, of the determination of the Board to issue bonds in the above mentioned amount to provide funds for the construction of the above named improvements and the necessary and legally authorized expenses in connection therewith.

And the Board finds that no petition or objections to the issuance of such bonds has been filed or made by any taxpayer, or taxpayers of said township and that the full time has elapsed for the making and filing of such objections or the filing of any petition against the issuing of said bonds.

And now the Auditor produces and files the proofs of publication of notices of the letting of the contract for the construction of the above and foregoing entitled improvement; such proofs consist of the affidavits of Julian D. Hogate and Alvin Hall, Editors and Publishers of the "Republican" and "Danville Gazette" respectively, showing that notice was given for three consecutive weeks in said above named newspapers, ~~xxxxxxx~~ the first of which publications in both of said newspapers was on the 12th day of April, 1928, and the third and last of which publications was made on the 26th day of April, 1928, which affidavits and copies of notices thereto attached are in the following words and figures, to wit: (Here Insert); also the affidavit of Blanche Bills, Clerk for the Indianapolis Commercial Publishing and Printing Company, is produced and filed, from which affidavit it appears to the Board that notice of such letting was given by publication one time in "The Indianapolis Commercial", printed and published at the city of Indianapolis, Indiana, which affidavit and copy of notice thereto attached are in the following words and figures, to wit: (Here Insert).

And now from all the foregoing facts the Board finds that due and legal notice was given as by law required for the letting of the contract in the above and foregoing entitled proceedings.

And now at the place designated in said notices and at the hour named therein, the Board of Commissioners of Hendricks County, Indiana, met to receive and open bids for the construction of the above entitled improvement.

All bids received by the Auditor were, as the Board does now find, opened in the presence of the bidders and public generally, and the Board, having examined and inspected all the bids submitted and being fully advised and informed in the premises, finds that the bid of W.P. Rigdon in the sum of \$18,300.85 is the lowest and best bid submitted for the construction of said road; that said bid is for an amount less than the estimated cost thereof as made by the viewers and engineer; that said bid is accompanied by a bond in a penal sum double the amount of said bid; that said bid is also accompanied by a non-collusion affidavit as by law provided; that the contract for the construction of said improvement should be awarded to said W.P. Rigdon for

the amount of his bid; that said bond so filed should be approved.

It is therefore ordered and adjudged by the Board that the contract for the construction of the above and foregoing entitled improvement be and the same is hereby awarded to said W.P. Rigdon at and for the sum of \$18,300.85, being the amount of the bid submitted by such bidder. And now said contract is reduced to writing and is signed by the Board of Commissioners of Hendricks County, Indiana, and by the said W.P. Rigdon, and is in the following words and figures, to wit: (Here

CONTRACT.

FOR THE CONSTRUCTION OF THE John H. Dale, Et Al. Road.

This agreement made and entered into by and between W.P. Rigdon, of Danville, Indiana, 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 4th day of May, A.D., 1928, the said Board of Commissioners received bids for the construction of the John H. Dale Et Al Road Union Township the same being located in Hendricks County and the said W.P. Rigdon being declared the lowest/bidder, the contract was awarded to the said W.P. Rigdon for the amount of his bid, viz.: \$18,300.85 and the said party of the first part 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 report of the viewers and engineer for said road, now on file in the office of the Auditor of said County which reports, 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 is performed or material is furnished to said contractor or agent or superintendent in charge of said work. It is further understood and agreed that said party of the first part will not and can not sell or assign this contract or sub-let the work to any person or persons, except by the 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 1st. day of December, A.D., 1928 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 December, A.D., 1928 then the said party of the first part agrees and promises to pay to the said party of the second part as liquidated damages for the non-completion of said work and for the deprivation on the part of the public of the said Hendricks County of the use of said road from and after said 1st day of December A.D., 1928, the sum of twenty-five dollar (\$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 ~~within the time specified~~ for the use of the public of said Hendricks County, provided that said failure to complete said improvement within the said time specified for such completion is not caused by strikes or any other cause or causes beyond the control of said party of the first part or that said time has not been extended by said Board of Commissioners. In the event the party of the second part 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 understood and agreed by and between the parties hereto that said party of the second part shall withhold full payment to the party of the first part as required by Sec. 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 for all labor, materials, and sub-contractors' claims.

The party of the second part hereby agrees that the party of the first part 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% of the said engineer's said estimate; 20% of the said contract price shall be retained by the said County until the said work is fully completed and finally accepted by the said Board of County Commissioners.

And the said party of the first part 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 act of the General Assembly of the State of Indiana

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ATTEST:

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STATE OF IND
County of He
Before
appeared Wm.
the foregoing
Witness
(SEAL)
My commission

(CORPORATE SEAL)

STATE OF INDIA
COUNTY OF MARTI

Before me,
E.A. Ford, known
and acknowledge
therein mention
Dated this 4th
(SEAL)
My commission

Accepted and ap
Wm. P. Rigdon
John E. Vestal
Attest: Floyd

authorizing said improvement.

To all 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 said Board of Commissioners of Hendricks County have also signed and approved this contract, this 4g 4th day of May A.D., 1928,

W.P.Rigdon

Party of the First Part.

M A Gregory

John E. Vestal

Board of Commissioners of Hendricks County.

ATTEST: Floyd L. Whicker

AUDITOR OF HENDRICKS COUNTY.

And it is now ordered that the bond of said named bidder in the pehal sum of \$36,602.00 with the Standard Accident Insurance Company, as surety thereon, be and the same is hereby approved by the Board, which bond and the approval thereof endorsed thereon by the said Board are in the words and figures following, to wit: (Here

CONTRACTOR'S BOND FOR CONSTRUCTION OF PUBLIC WORK.

KNOW ALL MEN BY THESE PRESENTS, That we, as Principal, and as Surety, are held and firmly bound unto STATE OF INDIANA (BOARD OF COMMISSIONERS, HENDRICKS COUNTY) in the sum of THIRTY SIX THOUSAND SIX HUNDRED TWO AND NO/100 (\$36,602.00) 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 and assigns, firmly by these presents, this 4th day of MAY 1928.

THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH, That, Whereas HENDRICKS County, Indiana, is about to let a contract FOR THE CONSTRUCTION OF THE JOHN H. DALE ROCK AND GRAVEL ROAD, UNION TOWNSHIP, HENDRICKS COUNTY, INDIANA

AND, WHEREAS, the above named and bounden has filed a bid for said work with said BOARD OF COMMISSIONERS, HENDRICKS COUNTY:

NOW, THEREFORE, if the said BOARD OF COMMISSIONERS, HENDRICKS County shall award said WM. P. RIGDON the contract for said work and said WM. P. RIGDON shall promptly enter into a contract with said BOARD OF COMMISSIONERS, HENDRICKS COUNTY for the 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, HENDRICKS COUNTY and according to the time, terms and conditions specified in said contract to be entered into, and in accordance with an Act of the Legislature approved March 2nd, 1925, Chapter 44, Page 129, and shall promptly pay all debts incurred by him in the prosecution of said work, including labor, materials furnished, and for boarding of laborers thereon, then this obligation shall be void; otherwise to remain in full force, virtue and effect.

W. P. Rigdon

(SEAL)

STATE OF INDIANA,) ss:
County of Hendricks)

Before me, the subscriber, a notary public, in and for said County, personally appeared Wm. P. Rigdon as principal, and as surety, and acknowledged the execution of the foregoing instrument for the purpose and uses therein mentioned.

Witness my hand and notarial seal, this 4th day of May, 1928.

(SEAL)

Jane Whicker

Notary Public.

My commission expires Jan. 19-1931

STANDARD ACCIDENT INSURANCE COMPANY

By E. A Ford

Attorney-in-fact.

ATTEST: Mildred Heller

(CORPORATE SEAL ATTACHED)

STATE OF INDIANA) SS:
COUNTY OF MARION)

Before me, a Notary Public, in and for said County and State, personally appeared E.A.Ford, known to me to be Attorney-in-Fact for the Standard Accident Insurance Company, and acknowledged the execution of the foregoing instrument for the uses and purposes therein mentioned.

Dated this 4th day of May 1928.

(SEAL)

Ruth Anne Carson

Notary Public.

My commission expires April 15-1931

Accepted and approved May 4 1928

M A Gregory

John E. Vestal

By the Hendricks County Board of Commissioners

Attest: Floyd L. Whicker

And now the Board finds that including the contract price, as hereinbefore set forth, together with the costs and expenses in connection with such improvement, as by law allowed, it will require the sum of \$18,500.00 to pay for the construction of said road and for the preliminary and other expenses in connection therewith, as by law provided.

Bond Ordinance

It Is therefore ordered and ordained by the Board of Commissioners of Hendricks County, Indiana, that bonds be issued and sold to provide for the construction of the John H. Dale, and others, Road in Union township, Hendricks County, Indiana, and for the payment of the legal and proper expenses in connection therewith in the total sum of \$18,500.00, to be payable over a period of ten years from their date of issuance, bearing interest at the rate of 4-1/2% per annum, interest payable semi-annually, and both principal and interest to be payable at the office of the Treasurer of Hendricks County, Indiana, at Danville, Indiana.

It Is further ordered and ordained that said bonds shall bear date of May 15, 1928, and that such bonds shall be in denominations of \$925.00 each, and that there shall be twenty of such bonds. That the first one of said bonds shall be due and payable, together with the interest on all of said bonds, on the 15th day of May, 1929, and the second one of said bonds, together with the interest on the unpaid bonds, on the 15th day of November, 1929, and so in like manner and at like intervals until all said bonds are paid.

It is further ordered and ordained by the Board that the interest on all of said bonds shall be evidenced by coupons attached thereto bearing the facsimile signatures of the members of the Board of Commissioners of Hendricks County, Indiana, and which facsimile signatures shall have the same binding force and effect as though said coupons had been manually signed by the members of said Board.

It is also ordered and ordained by the Board that all of the bonds, twenty in number, shall be signed by the members of the Board of Commissioners of said county and attested by the Auditor of said county, and that the seal of the said Board of Commissioners shall be imprinted on said bonds.

It is further ordered and ordained that annually hereafter at the time of the making of the tax levies there shall be levied a tax on the taxables of Union township, Hendricks County, Indiana, sufficient to pay and discharge the said bonds and interest coupons thereto attached as they severally become due until all of said bonds and coupons are paid.

And now the Board appoints George R. Harvey, County Surveyor and County Engineer, as Engineer of Construction on said improvement.

And the Board also appoints _____, a resident freeholder of the township, as Superintendent of Construction for said improvement and directs that he shall qualify for his appointment herein as by law provided.

All of which is hereby ordered, adjudged and decreed by the Board. And further proceedings herein are continued.

In the Matter of the Petition of
John H. Dale, et al., for the
Improvement of a Public Highway
in Union Township, Hendricks
County, Indiana.

Come now again the petitioners herein in the above entitled proceedings and respectfully show to the Board that pursuant to an order of the Board heretofore made, the viewers and engineer filed their report in these proceedings in the Auditor's Office of Hendricks County, Indiana, on the 22nd day of February, 1928, and that more than ten days thereafter the said viewers and engineers filed in said office their Supplemental Report in these proceedings.

And now the Board, having examined said report of the viewers and being duly advised and informed in the premises, finds that the report of the viewers and engineer was filed in the office of the Auditor of Hendricks County, Indiana, on the 22nd day of February, 1928, and that the said report remained on file in the office of the said Auditor for more than ten days, open to the inspection of every person interested therein, and of his agents and attorneys for at least ten days and that no written claims for damages on account of said proposed improvement were presented or filed. The Board further finds that the Supplemental Report of the viewers and engineer was filed in the office of the said Auditor on the 5th day of March, 1928. And that from said report the Board finds that no damages on account of the improvement of said road as reported, by the viewers and engineer will accrue to any infant, idiot or person of unsound mind, and that no written claim was filed.

The Board finds that the report of the viewers and engineer filed herein should be approved and that said improvement should be made in accordance with the report of the viewers, and the profiles therefor, as submitted by the viewers and engineer.

The Board finds that the Supplemental Report of the viewers and engineer should be accepted and approved.

The Board also finds that the improvement of said highway as reported by said viewers and engineer will be of public utility and the same should be made in accordance with the plans, specifications and profiles made and filed by the viewers and engineer.

The Board further finds that the viewers and engineer qualified for their duties herein as by law provided and that they proceeded in the discharge of all their duties herein as by law provided.

It is therefore ordered and adjudged by the Board that the improvement in these proceedings, as reported by the viewers and engineer, be and the same is hereby ordered established. It is also ordered by the Board that the report of the viewers and engineer filed herein be and the same is hereby approved, and the said report is hereby ordered spread of record, and the same is now done, and said report is in the following words and figures, to wit:

ORDER TO VIEW ROAD.

THE STATE OF INDIANA) ss: COMMISSIONERS' COURT.
Hendricks County,) March Term, 1924.

To Jesse Evans, W.M. Rose and Geo. R. Harvey.

You are hereby notified that you were appointed by the Board of Commissioners of said County, at their March Term, 1924, to view a proposed highway, as follows, to wit: Commencing at the

Beginning at a point in the Crawfordsville and Indianapolis Road where the same is intersected by the West boundary line of section 20, in township 17, North of range one West in Union township, Hendricks County, Indiana, thence North over and along the public highway to the Northwest corner of said section 20, township and range aforesaid thence west over and along the public highway to the southwest corner of the Southeast quarter of the southwest quarter of section 18, thence north to within 40 rods of the Boone County line, thence West to the Township line between Union Township and Eel River Township, Hendricks County, Indiana, be improved by grading, draining and paving with stone gravel or other road paving material and by the building of all necessary bridges, culverts and sewers thereon. 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 feet.

You will meet at the office of Hendricks County Auditor who resides Danville, Indiana, on Saturday, the 8th day of March 1924, 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 8th day of March, 1924.
(AUDITORS' SEAL) Floyd L. Whicker Auditor.

OATH OF VIEWERS.

STATE OF INDIANA, Hendricks COUNTY, ss:

We, Jesse Evans, W.M. Rose and Geo. R. Harvey 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.

Jesse F. Evans.

W.M. Rose

Geo R. Harvey

Subscribed and sworn to before me, this 8th day of March 1924.

Fee for affidavit,cents.

Floyd L. Whicker,

Auditor H. Co.

ROAD VIEWERS' REPORT.

TO THE HONORABLE BOARD OF COMMISSIONERS OF Hendricks COUNTY, INDIANA:

We, the undersigned Viewers, who were appointed by your honorable body at your regular March Term, 1924, to view a proposed highway, as petitioned for by John H. Dale et al., have discharged the duty assigned us, and submit to you the following report to wit:

We met as directed in the order hereunto attached and made a part hereof, and after being duly qualified as appears therein, proceeded to view such proposed highway in the manner as by law prescribed, which by metes and bounds and course and distance is as follows, to wit: The said proposed highway to be 34 feet in width, except in cuts and on fills, where the width shall be extended to include the slope thereof, as shown by the plans and cross sections, and which plans and cross sections are made a part of this report and incorporated herein by reference.

Said highway begins at a point in the Indianapolis and Crawfordsville Road, where the same is intersected by the west boundary line of Section 20, in township 17, north of range one west, thence North 4962 feet on the west line of said Section ~~to the N.W. corner thereof~~ to the N.W. corner thereof, thence west on the south line of Section 18, said township and range 3980 feet to the Southwest corner of Southeast quarter of the Southwest quarter of said Section, Thence North on the West line of the east half of the West half of said section 18--4635 feet to within 40 rods of the north line of said Section. Thence west 1320 feet to the west line of said Section. the total length of said highway being 14,897 feet, which is less than three miles. Said highway begins in a free gravel road, traverses an already established township road terminates in the west line of Union Township and lies wholly within the limits of said Union Township.

We estimate the cost of said improvement at \$18,500.00.

And we are of the opinion that said highway would be of public utility.

Respectfully submitted,

Jesse F. Evans)

W.M. Rose) Viewers.

Geo R. Harvey)

It is further ordered by the Board that the Supplemental Report of the viewers and engineer be and the same is hereby approved, and the same is hereby ordered spread of record, and is in the following words and figures, to wit:

SUPPLEMENTAL REPORT OF VIEWERS.

TO THE HONORABLE BOARD OF COMMISSIONERS:

In the matter of the petition of John H. Dale et al. for the improvement of highway.

We, the undersigned, Viewers, heretofore appointed in the above cause, and who as such viewers, on the 22 day of February, 1928, filed our report in the above cause as ordered by you in your order appointing us, and ten days having expired since the filing of the same, now file this as our supplemental report, to wit:

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

Respectfully submitted,

Jesse F. Evans

W.M. Rose

Geo R. Harvey

Viewers.

Subscribed and sworn to before me this the 5 day of March 1928

Floyd L. Whicker

Auditor Hendricks County.

It is now adjudged by the Board that no claim for damages on account of said improvement has been presented or filed.

It is also adjudged by the Board that no damages on account of said improvement will accrue to any infant, idiot or person of unsound mind.

And now the Board finds that the estimate made by the viewers and engineer of the cost of said improvement is \$18500.00.

And further the Board finds that it will be necessary to issue and sell bonds to provide funds for the making of said improvement in the sum of \$18500.00.

It is therefore adjudged by the Board, and it herein does make a determination to ~~the~~ issue and sell bonds to provide funds for the cost of this improvement in the sum of \$18500.00; and the Auditor of said County of Hendricks, state of Indiana, is ordered and directed to give notice of this determination to the taxpayers of Union township, Hendricks County, Indiana, the same being the township in which said improvement is located, as by law provided. And it is ordered that said bonds shall run over a period of ten years from the date of issuance and that said bonds shall bear interest at the rate of 4-1/2% per annum, interest payable semi-annually, all of which shall be specified in said notice of determination.

And further proceedings herein are continued.

In the Matter of the Petition of John H. Dale et al
for the Improvement of a Public Highway in Union
Township, Hendricks County, Indiana, by taxation.

And now on this 26th day of ~~October~~^{May}, 1928, comes Oris L. Newby, Treasurer of Hendricks County, Indiana and produces and files the affidavits of Julian D. Hogate Editor of the Republican, and of Alvin Hall Editor of the Danville Gazette, from which it appears that notice was given by publication for two successive weekly issues of said papers that bonds would be sold in the total sum of \$18,500.00 to provide moneys for the construction of the above and foregoing road and to pay the costs and expenses in connection therewith as by law provided, which affidavits and copies of notices thereto attached are in the following words and figures, to-wit:

And also he produces and files the affidavits of Blanche Bills, Clerk of the Enquirer Printing and Publishing Company Publishers of the Indianapolis Commercial, from which it appears that notice of such bond sale was given to for one time in a paper printed and published in the city of Indianapolis, Indiana. which affidavit and copy of notice thereto attached are in the following words and figures yowit: (H.I.).

And now on the date named in said notice, and at the time and place therein designated, said above named County Treasurer offered said bonds in the total sum of \$18,500.00 for sale to the highest and best bidder therefor. That _____

_____ bid the sum of \$18,500.00 and \$ 494.00 being the amount of the premium thereon, and that being the highest and best bid therefor, the said Treasurer now sells said bonds to said _____ for the said sum of \$18,994.00 and accrued interest to the date of delivery.

Oris L. Newby
Treasurer Hendricks County, Indiana.

In

In the Matter of the Petition of
Davis Wallace et al for the Vacation
of a Public Highway in Franklin
Township, Hendricks County, Indiana.

Comes now David Wallace and Twelve (12) others who are all resident freeholders of Franklin township, Hendricks County, Indiana, and present to the Board of Commissioners of Hendricks County, Indiana, their certain petition heretofore filed in the office of the Auditor of said county on the 5th day of March, 1928, asking for the vacation of part of a public highway in Franklin township, Hendricks County, Indiana, which petition is in the following words and figures to-wit:

ROAD PETITION.

THE STATE OF INDIANA,

ss:

Hendricks County,

March Term, 1928.

TO THE HONORABLE THE BOARD OF COMMISSIONERS OF Hendricks COUNTY:

GENTLEMEN: The undersigned petitioners to your Honorable Board represent as follows: That they are resident freeholders of the County aforesaid, and that six of them reside in the immediate neighborhood of , and are interested in the vacation of a public highway running South and Southwest through the West half of the Northwest quarter of Section 33, township 14 North, range 2 West, said beginning point to be at the South line of the public highway running West on the North line of said section 33, township and range aforesaid, and running thence South from said beginning point and Southwest upon and along the existing public highway until the intersection thereof with a public highway running North and South and ending at said point.

Petitioners further say that it will be to the best interests of the public generally to vacate the above described highway, and that it will be of public utility to so vacate the same.

That the only persons whose lands will be affected by the vacation of said described highway and their post office addresses are the following, to wit:

1. David Wallace, Coatesville, Indiana. R.R.
2. Albert Wallace, Coatesville, Indiana. R.R.
3. Irvin Wallace, Stilesville, Indiana.
4. Ralph Arnold, Stilesville, Indiana.

Wherefore we ask that you appoint viewers to view said proposed vacation of highway and make their report thereon to this Board.

David Wallace

W.E.Scotten

Albert Wallace

Howard S.Rhea

Ralph Arnold

W.R.Coble

Claude Boyd

Irvin Wallace

Schuyler A. Arnold

A. M. Robards

John E. Hicks

Chas. W. Robards

C. F. Shartle

And said petitioners also present and file the affidavit of Albert Wallace, one of said petitioners, setting forth that notice was given of the filing of said petition for more than twenty (20) days before the first day of the April Term, 1928, of said Board by posting up notices in three public places in the neighborhood of

the road, a part of which is sought to be vacated, which affidavit is in the following words and figures, to wit: (Here Insert)

NOTICE TO VACATE PUBLIC HIGHWAY.

Notice is hereby given that a petition will be presented to the Board of Commissioners of Hendricks County, Indiana, at their next regular term in April, 1928, on the 2nd day of April, 1928, at the Commissioners Room in the Court House at Denville, Indiana, at the hour of 10 o'clock A.M. or as soon thereafter as the Board can hear the same, for the vacation of a part of a highway located in Franklin township, Hendricks County, Indiana, and described as follows, to wit:

Commencing at a point in the public highway running South and Southwest through the West half of the Northwest quarter of Section 33, township 14 North, range 2 West, said beginning point to be at the South line of the public highway running West on the North line of said Section 33, township and range aforesaid, and running thence South from said beginning point and Southwest upon and along the existing public highway until the intersection thereof with the public highway running North and South and ending at said point.

And the petition to vacate said described highway will be of public utility, and that the only persons whose lands will be affected by the vacation of said described highway and their post office addresses are the following, to wit:

1. David Wallace, Coatesville, Indiana, R.R.
2. Albert Wallace, Coatesville, Indiana, R.R.
3. Irvin Wallace, Stilesville, Indiana.
4. Ralph Arnold, Stilesville, Indiana.

That on said 2nd day of April, 1928, viewers will be appointed by the Board to view said proposed vacation of said highway and make their report to such board. That said petition has been signed by thirteen freeholders of Franklin Township, Hendricks County, Indiana, at least six of whom reside in the immediate neighborhood of the highway south to be vacated.

Dated March 5th, 1928.

Floyd L. Whicker, Auditor.

O A T H.

THE STATE OF INDIANA, Hendricks COUNTY SS:

Albert Wallace, 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, 1928 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.

Albert Wallace

Subscribed and sworn to before me, this 6th day of March, 1928,
(SEAL)
My Com. expires Aug. 14, 1930.

Carey W. Gaston,
Notary Public.

And the Board, having heard the evidence adduced in support of the matters and things set forth in said petition, and being sufficiently advised and informed in the premises, finds that said petition has been signed by Thirteen (13) freeholders

of Franklin township, said county and state; that not less than six of said petitioners are resident freeholders who reside in the immediate neighborhood of said road proposed to be vacated; the Board finds that due and legal notice was given of the presenting of such petition by posting up notices in three public places in said township for more than twenty days before the day the said petition would be presented to the Board for their ~~action~~ action; that said notices were posted in public places in the immediate neighborhood of the road to be vacated.

And now the Board finds that it has jurisdiction of the said petition and the things and matters set forth therein. And the Board finds that viewers should be appointed to view said road so sought to be vacated and make their report to this Board.

It is therefore ordered by the Board that viewers be appointed to view said road, sought to be vacated, as in said petition described, and the following named persons are hereby designated and named by the Board to view said road, to wit:

William J. Thompson, William V. Bowen and George R. Harvey.

It is hereby ordered by the Board that said viewers view said road as regards the vacation of the part and portion described in the said petition and make their report thereon to this Board.

It is ordered that said viewers shall meet at the Auditor's Office at Danville, Indiana, on the 6th day of April, 1928, at the hour of 10 o'clock, a.m. and qualify for their appointment by taking the necessary oath as by law required. And the Board orders that said viewers shall then proceed to the performance of their duties under this appointment and make their report not later than the June term, 1928 of this Board, and that they report on all matters pertaining to the matters and things set forth in the petition filed herein.

And further proceedings herein are continued.

IN THE MATTER OF THE PETITION OF
DAVID WALLACE ET AL FOR THE VACATION
OF A PUBLIC HIGHWAY IN FRANKLIN
TOWNSHIP, HENDRICKS COUNTY, INDIANA.

Come now the petitioners in the above entitled matter and comes also the Auditor and presents and shows to the Board the Order to the viewers appointed herein, together with their oath and Report on the matters and things set forth in the petition filed herein, which Order to View, Oath of Viewers and Report of the Viewers are in the following words and figures, to wit:

ORDER TO VIEW ROAD.

THE STATE OF INDIANA) Commissioners' Court.
Ss: April Term, 1928.
Hendricks County, Ind)

TO W.J. Thompson, W.V. Bowen and Geo. R. Harvey.

You are hereby notified that you were appointed by the Board of Commissioners of said County, at their April Term, 1928, to view a highway petitioned to be vacated as follows; to wit: Commencing at at a point in the public highway running South and Southwest through the West half of the Northwest quarter of section 33, township 14, North, range 2¹ West, said beginning point to be at the South line of the public highway running West on the North line of said section 33, township and range aforesaid, and

running thence South from said beginning point and Southwest upon and along the existing public highway until the intersection thereof with a public highway running North and South and ending at said point. and if said proposed vacation will be of public utility, to report their proceedings to Board of Commissioners of said County

You will meet at the office of the Auditor of Hendricks County who resided in Danville, Ind. on the 6th day of April, 1928, 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 vacation of highway. Witness my hand and official seal, this 2 day of April, 1928,

Floyd L. Whicker, Auditor.

OATH OF VIEWERS.

STATE OF INDIANA, Hendricks COUNTY, SS:

We, W.V. Bowen, W.J. Thompson and Geo R. Harvey 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.

W.V. Bowen
W.J. Thompson
Geo R. Harvey.

Subscribed and sworn to before me, this 6 day of April, 1928,

Fee for affidavit,cents.

Floyd L. Whicker
Auditor Hendricks County.

ROAD VIEWERS' REPORT.

TO THE HONORABLE BOARD OF COMMISSIONERS OF Hendricks COUNTY, INDIANA:

We, the undersigned Viewers, who were appointed by your honorable body at your regular April Term, 1928, to view a vacation of highway, petitioned to be closed by David Wallace et al., have discharged the duty assigned us, and submit to you the following report, to wit:

We met as directed in the order hereunto attached and made a part hereof, and after being duly qualified as appears therein, proceeded to view such highway in the manner as by law prescribed, which by metes and bounds and course and distance is as follows: to wit: The said highway commences at a point in the public highway running South and Southwest through the West half of the Northwest quarter of section 33, township 14 North, range 2 West, said beginning point to be at the South line of the public highway running West on the North line of said section 33, township and range aforesaid, and running thence South from said beginning point and Southwest upon and along the existing public highway until the intersection thereof with a public highway running North and South and ending at said point.

And we are of the opinion that said highway should be vacated.

Respectfully submitted,

W.V. Bowen)
W.J. Thompson) Viewers.
Geo. R. Harvey)

And the Board having examined and inspected said Order to View, Oath Of the Viewers, and Report of the Viewers, and being duly advised and informed in the premises doth now find as follows:

1. That the Viewers appointed herein to view the proposed vacation of highway, as described in the petition, met according to law and qualified by taking the oath as by law provided.
2. That said viewers then proceeded to view said highway and filed their written report thereon and therein in the office of the Auditor on the 10th day of May, 1928.
3. That said viewers reported that the vacation of the highway described in the petition would be of public utility.

Therefore the Board does now find that the vacation of the highway described in the petition and hereinafter described would be of public utility; that the report of the viewers herein should be accepted and approved.

It is therefore ordered and adjudged by the Board that the highway, described in the petition filed herein, and described in the report of the viewers, and herein described as the following highway in Franklin township, Hendricks County, Indiana, to wit :

Commencing at a point in the public highway running South and Southwest through the West half of the Northwest quarter of section 33, township 14 North, range 2 West, said beginning point to be at the South line of the public highway running West on the North line of said section 33, township and range aforesaid, and running thence South from said beginning point and Southwest upon and along the existing public highway until the intersection thereof with a public highway running North and South and ending at said point.

be and the same is hereby ordered vacated.

And the Auditor is hereby directed to certify a copy of this order to the township trustee of Franklin, Hendricks County, Indiana.

All of which is finally ordered, adjudged and decreed by the Board on this 4th day of June, 1928.

IN THE MATTER OF THE PETITION
OF EUGENE E. RATEIFF ET AL FOR
THE IMPROVEMENT OF A HIGHWAY
IN EEL RIVER TOWNSHIP

Come now the petitioners herein and present for the consideration of the Board their petition for the improvement of a public highway in Hendricks County, Indiana. And the Board having carefully considered the matter, and being sufficiently advised in the premises, find that said petition was signed by more than fifty freeholders and voters of said township named in said petition. And said Board now finds that due notice of the filing and presentation of said petition to it was given by the auditor of this county by publication in the Danville Republican and by posting up the same in three public places and at the door of the court house of this county, setting forth a copy of said petition and stating that said petition would be presented to the Board on the 2nd day of April, 1918, which affidavits and proofs of posting and publication are in the words and figures as follows, to-wit:

STATE OF INDIANA, HENDRICKS COUNTY, SS:

Personally appeared before the undersigned Julian D. Hogate, Editor of the Hendricks County Republican, a public weekly newspaper of general circulation, printed and published in Danville, in the County aforesaid, 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 two weeks successively, the first of which publications was on the 8th day of March, 1928, and the last on the 15th day of March, 1928.

Julian D. Hogate.

Subscribed and sworn to before me this _____ day of _____ 192__.

NOTICE.

Of the Filing of a Petition for
the Improvement of a Highway
in Eel River Township,
Hendricks County, State of Indiana.

Notice is hereby given that a petition addressed to the Board of Commissioners of Hendricks County, State of Indiana, signed by more than fifty freeholders and voters of said Eel River Township, and praying for the improvement of a highway wholly in said Eel River Township, was filed in the office of the Auditor of said county on the 6th day of March, 1928, and the said Auditor then and there designated by endorsement thereon the 2nd day of April, 1928, being a day in the regular session of the said Board of Commissioners and not more than thirty days after the filing of such petition as the day upon which said petition shall be presented to said Board.

That said petition is for the improvement of a highway under an Act of the General Assembly of the State of Indiana, providing for the township construction and improvement of highways by taxation, as amended by the acts of 1915; that the matter to be considered at such hearing is whether said petition is in due form and sufficient in substance to order such petition to be spread of record and refer the matter therein

prayed for to a competent civil engineer and two viewers would be appointed by said Board in accordance with provisions of said act; that said petition, omitting the caption, reads as follows, to-wit:

State of Indiana, Hendricks County, ss:

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

We, the undersigned freeholders and legal voters of Eel River Township, in said Hendricks County and State of Indiana, hereby respectfully petition your Honorable Board to take the steps necessary for the improvement by grading, ditching, draining, bridging and culverting and graveling or paving with stone or other road paving material the following described public highway in Eel River Township, Hendricks County and State of Indiana, to-wit:

Beginning at a point in the southeast quarter of section 29, township 17 north range 2 west where the south line of said section intersects the North Salem and Ladoga free gravel road and running thence west on and along the south line of sections 29 and 30, township and range aforesaid, to the county line dividing Hendricks and Montgomery counties.

Your petitioners would further show that the public highway herein described and asked to be improved is less than three miles in length, to-wit: approximately one and five-eighths miles in length; that the same has its eastern terminus in an improved public highway and that its western terminus is at the county line dividing Hendricks and Montgomery counties, and also terminates in an improved road at that point. That said highway is located in Eel River Township, county and state aforesaid.

Your petitioners would further show that the above described road is covered in part by two rural free delivery mail routes and is traversed by a school bus and that the improvement of said road would be of public utility and benefit.

Your petitioners would further ask that said improvement be made of not less than forty feet in width, that said improvement throughout the course above described be paved with gravel with a shale top to a width of fourteen feet with sufficient berms and ditches at each side thereof and with such culverts, bridges and waterways as will be sufficient to give the proper drainage.

Wherefore, we, the undersigned, respectfully pray for the improvement of the above described road as aforesaid and for all other proper relief in the premises.

Said petition is signed by Eugene Ratliff and seventy-eight other freeholders and voters of Eel River Township, Hendricks County, Indiana.

Now, therefore, all parties concerned and hereby notified that on the 2nd day of April, 1928, at ten o'clock in the forenoon or as soon thereafter as the same can be heard, at a regular session of said Board at its office in the Court House of said county, the said petition will be presented to said Board and a hearing had thereon, and that any interested party may appear at such hearing and show cause why the request prayed for in the petition shall not be granted.

In witness whereof, I, Floyd L. Whicker, Auditor of said county, have signed the above and foregoing notice and affixed thereto the seal of said county, this, the 6th

day of March, 1928.

(SEAL)

Floyd L. Whicker,

Auditor of Hendricks County, Indiana.

It Is therefore ordered by the Board that the prayer of said petition be granted, and that said road be ordered established and improved and that said petition be referred to ^{Wm. V. Bowen} David Hadley and William J. Thompson freeholders and voters of this county, and to George R. Harvey, a competent civil engineer to make all necessary surveys of the same and that said viewers meet at the Surveyor's office on the 9th day of July, 1928, to commence said view. And the auditor is hereby ordered to notify said viewers and engineer of their appointment and of their duties and of the time and place of meeting, to view and survey the said described road, to-wit:

Beginning at a point in the Southeast quarter of Section 29, township 17 North Range 2 West where the south line of said section intersects the North Salem and Ladoga free gravel road and running thence West on and along the South line of Section 29 and 30, township and range aforesaid, to the county line dividing Hendricks and Montgomery Counties.

And it shall be the duty of the viewers and engineer to meet at the time and place named in the order, made by this board of commissioners and said David Hadley and William J. Thompson viewers herein named shall take oath or affirmation to faithfully and impartially discharge their duties and said George R. Harvey to execute his bond as such engineer in the sum of five thousand dollars and then proceed to examine said proposed improvement of said highway and to determine (1) whether it would will be of public utility to grade, drain and pave the same as prayed in said petition; (2) the width said highway shall be improved; (3) the character of the improvement, including the grading, draining and paving to be used, together with complete plans and specifications of all bridges, culverts, and waterways required therein; (4) and estimate the costs of said improvement.

It Is ordered that said viewers file their report in the office of the auditor of this county by the 5th day of August, 1928, signed by each of them.

BEFORE THE BOARD OF COMMISSIONERS
HENDRICKS COUNTY, AUGUST TERM 1928

In the matter of the petition of
Eugene E. Ratliff et al for the
improvement of a highway in Eel
River Township.

The Board of Commissioners of the county of Hendricks in regular session on the 6th day of August, 1928 are met for the purpose of transacting such business as may come before it and for the considering the report of the engineer and viewers now on file in this proceeding and of passing upon the public utility and convenience of said proposed improvement ~~proposed~~ for in said proposed improvement.

And the Board finds that no person, either minor idiot or of unsound mind, or corporation will sustain any damages by reason of said proposed improvement or will the property of such person or corporation suffer damages by reason of such improvement or has any person or corporation filed any claims of any nature with the viewers and engineer for damages to their property by reason of said proposed improve, ~~ment, as shown by the supplemental report of the engineer and viewers, which report was filed in the office of the auditor of Hendricks County on the 6th day of August, 1928, which is as follows, to-wit:~~

Supplemental Report of Viewers.

TO THE HONORABLE BOARD OF COMMISSIONERS:

In the matter of the petition of Eugend Ratliff et al. for the improvement of highway.

We, the undersigned Viewers, heretofore appointed in the above cause, and who as such viewers, on the 26th day of July 1928, 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 supplimental 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 damageds to the lands of any Infant, Idlot 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,

W. J. Thompson

W. V. Bowen

Geo. R. Harvey

VIEWERS

Subscribed and sworn to before me this the 6th day of August 1928,

FLOYD L. WHICKER

Auditor Hendricks county.

And said Board further finds that no resident tax payers in Eel Rver Township, Hendricks County, effected by the improvement proposed has filed a remonstrance against

said improvement with the Auditor of Hendricks County, up to 10:00 O'Clock A.M. on the 6th day of August, 1928, which time was the date given for the hearing of such remonstrances and objections to said proposed improvements provided by law for so doing, and as further given in the notice of the hearing of such objections.

And now said report of said viewers and engineer coming on for hearing and said Board having duly and fully examined the same, and being fully advised in the premises, do find that said report was filed in the office of the Auditor of Hendricks County, Indiana, on the 26th day of July 1928; that said report is correct and in all respects according to law; that said proposed improvement is of public utility and that said report should be approved and said proposed improvement established and ordered constructed as provided in said report.

The said Board further finds that accompanying said report is the order addressed to said viewers and engineer directing them to appear at the Auditor's office of Hendricks County, Indiana, on the 9th day of July, 1928, and there qualify according to law for the faithful discharge of their duty. Said Board further finds that said report is accompanied by a copy of the oath of said viewers and engineer administered to them on the 9th day of July, 1928, by said Auditor of Hendricks County, Indiana, together with the bond of the engineer which bond reads as follows, to-wit: (H.I.) all of which, said Board finds in all respects regular, sufficient and according to law.

It is now, therefore, considered and ordered by the said Board, that said report be, and is now in all things duly approved; 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.

It is further ordered by the Board that the ~~xxxx~~ costs and expenses incident to said improvement be borne by Eel River Township, Hendricks County, Indiana.

It is further ordered by the Board that said report, the original order issued to the said viewers and engineers, and the copy of the oath of said viewers and engineer which is in the words and figures as follows to-wit:

ORDER TO VIEW ROAD.

THE STATE OF INDIANA,)

HENDRICKS COUNTY,)

SS:

Commissioners Court.

To Wm. J. Thompson, Wm. Bowen and George R. Harvey.

You are hereby notified that you were appointed by the Board of Commissioners of said County, at their July Term 1928 to view a proposed highway, as follows, to-wit: Commencing at a point in the Southeast Quarter of Section 29 Township 17 North of Range 2 West where the South line of said Section intersects the North Salem and Ladoga free gravel road running thence West on and along the South line of Section 29 and 30 Township and range aforesaid, to the County line dividing Hendricks and Montgomery counties, and, if proposed highway will be of public utility, mark and lay out the same in the manner prescribed by law, to the width of _____ feet.

You will meet at the office of Auditor of Hendricks County, who resides in Danville

Indiana, on Monday the 9th day of July 1928, 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 3rd day of July, 1928.

FLOYD L. WHICKER, AUDITOR

OATH OF VIEWERS.

STATE OF INDIANA, HENDRICKS COUNTY, SS:

We, WM. J. Thompson, Wm. Bowen, and George R. Harvey 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.

WM. J. THOMPSON

W. V. BOWEN

GEO. R. HARVEY

Subscribed and sworn to before me, this 9th day of July 1928

FLOYD L. WHICKER

AUDITOR

ROAD VIEWERS REPORT.

TO THE HONORABLE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, INDIANA:

We, the undersigned Viewers, who were appointed by your honorable body at your regular July term, 1928 to view a proposed highway, as petitioned for by Eugene Ratliff et al., have discharged the duty assigned us, and submit to you the following report, to-wit:

We met as directed in the order hereunto attached and made a part hereof, and after being duly qualified as appears therein, proceeded to view such proposed highway in the manner as by law prescribed, which by metes and bounds and course and distance is as follows to wit: The said proposed highway to be 40 feet wide except in cuts and fills where the same shall be extended to include the slope thereof as shown by the plans and cross sections for said road which plans and cross sections together with the specifications for said improvement are made a part of this report and incorporated herein by reference thereto. Said improvement begins at a point in the Southeast Quarter of Section 29, Township 17 North of Range 2 West where the South line of said Section intersects the North Salem and Ladoga free gravel road and running thence West on and along the South line of Section 29 and 30 Township and Range aforesaid, To The County line dividing Hendricks And Montgomery counties.

Said proposed highway lies wholly within the limits of Eel River Township Begins and ends in an improved road and is less than three miles in length all as required by law.

We estimate the cost of the proposed improvement at \$16,500.00 And we are of the opinion that said highway would be of public utility.

Respectfully submitted,

W. J. THOMPSON)

W. V. BOWEN)VIEWERS.

GEO. R. HARVEY)

BE SPREAD OF RECORD ON THE RECORDS KEPT FOR THAT PURPOSE IN THE Auditors office of said Hendricks County, Indiana.

And it is further appearing to the satisfaction of the Board, that the financial condition of said Eel River Township is such, that the improvement can be made as provided in the report of the viewers and engineer. It is now, ordered by the Board that the Auditor of Hendricks County, Indiana, advertise for bids for said improvement as now provided by law in such cases, and that he fix as the date for receiving such bids, the ____ day of August, 1928.

BEFORE THE BOARD OF COMMISSIONERS
HENDRICKS COUNTY, OCTOBER TERM 1928

In the matter of the petition of
Eugene E. Ratliff et al for the
improvement of a highway in Eel River
township.

The Board of Commissioners of the County of Hendricks in regular session on the 8th day of October, 1928 for the purpose of conducting such business as may come before it.

And now come Eugene E. Ratliff et al, petitioners herein, by their attorneys Blessing & Stephenson and present and file the affidavit of Julian D. Hogate, Editor and publisher of "The Republican", and the affidavit of Alvin Hall, Editor and publisher of the "The Danville Gazette", weekly newspapers 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 three successive weeks prior to the 6th day of October, 1928, the time fixed by the order of said Board for receiving bids for the construction of the above work. The first of which publication was on the 13th day of September, 1928 and the last on the 27th day of September, 1928, a copy of which notices so published being attached to said affidavits, which notices are in words and figures as follows, to-wit: (H.I.)

Said petitioners by their attorneys also present and file the affidavit of Elanche Mills editor and publisher of the Indianapolis Commercial a public daily newspaper of general circulation printed and published in the city of Indianapolis, Indiana, which said affidavit is in the words and figures as follows to-wit: (H.I.) and from which said 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 one time on the 12 day of September, 1928

and more than three weeks prior to the day set for receiving bids, a copy of which notice so published being attached to said affidavit, which notice is in the words and figures as follows, to-wit: (H.I.)

And now the hour of 10:00 O'Clock of the 6th day of October, 1928 having arrived up to which it was provided in said notices that sealed bids would be received by said Board for said improvement, said Board now finds upon examination of all bids submitted which several bids were each opened in the presence of the bidders, that the following named person with the amount of his said bid did submit sealed proposals, to-wit:

W.P. Rigdon-----\$14,781.71

Walter Shelton-----\$14,974.94

And now said proposals having been opened the Board find that the contract should be awarded for said improvement and the bid of W. P. Rigdon being the lowest, responsible bid, and being accompanied by an affidavit and a good and sufficient bond as required by law, said contract should be awarded to said W.P. Rigdon.

It is therefore ordered by the said Board that the bid of W.P. Rigdon 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 W.P. Rigdon and the bond of the said W.P. Rigdon 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 contract hereinafter set out, in the sum of \$33,000.00 which is double the sum of their bid is now accepted and duly approved by this Board, said bond and the approval of said Board being in the words and figures as follows: to-wit:

CONTRACTORS BOND FOR CONSTRUCTION OF PUBLIC WORK.

Know all men by these presents, that W.P. Rigdon as principal of Danville, India, and the Standard Accident Insurance Company of Detroit, Michigan as surety, are firmly bound unto State of Indiana, Hendricks County in the penal sum of \$33,000.00 Thirty Three &-----no/100 dollars, for 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 6th day of October 1928. THE CONDITION OF THE ABOVE OBLIGATION ARE SUCH, That, Whereas, the Board of Commissioners of Hendricks County, Indiana, are about to let a contract for Eugene Ratliff et al road in Eel River Township.

And whereas, the above named W.P. Rigdon have filed a bid for said work with the Auditor of the County: Now, therefore, if the said Board of Commissioners shall award W.P. Rigdon the contract for said work and the said W.P. Rigdon 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 sub-contractors, labor, materials furnished, and for boarding the laborers thereon, and shall perform the work of said contract in a careful manner, and guard and protect the people who shall have occasion to approach the place where said work shall be done against injury and damage to their person or property, by erecting suitable barridades and placing light thereon to warn the people of the danger, then this obligation shall be void, otherwise to remain in full force, virtue and effect.

'JANE WHICKER'

W. P. RIGDON

ATTORNEY IN FACT

STATE OF INDIANA, HENDRICKS COUNTY, SS:

Before me, The subscriber a Clerk of Hendricks Cir. Court in and for said county, personally appeared W.P. Rigdon of Danville, Ind. & Jane Whicker attorney in-fact for The Standard Accident Insurance Company of Detroit, Michigan. and acknowledged the execution of the foregoing instrument for the uses and purposes therein mentioned.

WITNESS, my hand and official seal, this 6th day of October A.D. 1928.

Frank Tucker

Accepted and approved October 6, 1928.

M.A. Gregory Board of

Frank A. Haynes Commissioners

John E. Vestal Hendricks County.

Attest: Floyd L. Whicker
Auditor Hendricks County, Indiana.

And now said bond of W.P. Rigdon having been approved said Board now enters into a contract with the said W.P. Rigdon for said improvement, which contract, duly signed by the said W.P. Rigdon and the said Board of Commissioners of Hendricks County, Ind. is in the words and figures as follows, to-wit:

CONTRACT.

For the construction of the Eugene Ratliff et al road, This agreement made and entered into by and between Wm. P. Rigdon of Danville, 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 6th day of October A.D. 1928., the said Board of Commissioners received bids for the construction of the Eugene Ratliff et al Road in Eel River Township the same being located in Hendricks County and the said W.P. Rigdon being declared the lowest and best responsible bidder, the contract was awarded to the said W.P. Rigdon for the amount of his bid, viz.: \$14,781.71 and the said party of the first part 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 report of the viewers and engineer for said road, now on file in the office of the Auditor of said County which said reports, 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 is performed or material furnished to said contractor or agent or superintendent in charge of said work. It is further understood and agreed that said party of the first part will not and can not sell or assign this contract, or sub-let the work to any person or persons, except by the consent of the said Board of Commissioners.

The party of the first part further agrees to construct and build said improvement ~~which shall be completed on or before the 1st day of December A.D. 1929~~ and have same completed on or before the 1st day of December A.D. 1929, 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 December A.D. 1929 then the said party of the first part agrees and promises to pay to the said party of the second part as liquidated damages for the non-completion of said work and for the deprivation on the part of the public of the said Hendricks County of the use of said road from and after said 1st day of December A.D. 1929, 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 Hendricks County, provided that said failure to complete said improvement within the said time specified for such completion is not caused by strikes or any other cause or causes beyond the control of said party of the first part or that said time has not been extended by said Board of Commissioners. In the event the party of the second part 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 understood and agreed by and between the parties hereto that said party of the second part shall withhold full payment to the party of the first part as required by Sec. 1 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 for all labor, materials, and sub-contractors claims.

The party of the second part hereby agrees that the party of the first part 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% of said engineers said estimate; 20% of the said contract price

shall be retained by the said County until the said work is fully completed and finally accepted by the said Board of County Commissioners.

And, said party of the first part 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 act of the General Assembly of the State of Indiana authorizing said improvement.

To all 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 Said Board of Commissioners of Hendricks County have also signed and approved this contract, this 6th day of December A.D., 1928

W.P. Rigdon

Party of the first part

M.A. Gregory

Frank A. Hynes

John E. Vestal

Board of Commissioners of
Hendricks County.

ATTEST: Floyd L. Whicker, Auditor of Hendricks County.

And the Board further finds that the entire cost of said improvement, including contract price, expenses, of viewers, engineers, superintendents of construction, advertising transcripts per diem of Board of Commissioners, Attorney fees and all other expense incurred and to be incurred as provided for by law, is the sum of \$16,500.00 And that the total indebtedness of Eel River Township in Hendricks County, the township in 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 township will not exceed two per centum of the total assessed taxable valuation of the property of said Township.

And now it is hereby ordered 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 total sum of \$16,500.00. said bonds to be issued in twenty series and to bear interest at the rate of 4 1/2 % per annum and payable over a period of ten years from the 15th day of May 1929 as prayed for in the petition filed herein. It is ordered that said bonds bear date of September 15th 1928 and now the County Treasurer of Hendricks County respectively are charged with the sale of said bonds upon their issuance.

And the Board does now appoint _____ resident of Eel River Township, Hendricks County, Indiana, Superintendant of construction upon said improvement and he is hereby directed to qualify as provided by law. And said Board now appoints George R. Harvey engineer of construction upon said improvement and he is hereby directed to qualify as provided by law.

BEFORE THE BOARD OF COMMISSIONERS
HENDRICKS COUNTY, AUGUST TERM 1928

In the matter of the petition of
O.N. Tinder et al for the improve-
ment of a highway in Center
Township.

The Board of Commissioners of the County of Hendricks in regular session on the 6th. day of August, 1928 are met for the purpose of transacting such business as may come before it, and for the consideration of the report of the engineer, and viewers now on file in this proceeding and of passing upon the public utility and convenience of said proposed improvement prayed for in said proposed improvement.

And the Board finds that no person, either minor, idiot or of unsound mind, or corporation will sustain any damages by reason of said proposed improvement or will the property of such person or corporation suffer damages by reason of such improvement or has any person or corporation filed any claims of any nature with viewers and engineer for damages to their property by reason of said proposed improvement, as shown by the supplemental report of the engineer and viewers, which report was filed in the office of the Auditor of Hendricks County on the 6th. day of August, 1928, which is as follows, to-wit:

SUPPLEMENTAL REPORT OF VIEWERS.

TO THE HONORABLE BOARD OF COMMISSIONERS:

IN THE MATTER OF THE PETITION OF Orien N. Tinder et al. for the improvement of highway

We, the undersigned, viewers, heretofore appointed in the above cause, and who as such viewers, on the 26th day of July 1928, filed our report in the above cause as ordered by you in your order appointing us, and ten days having expired since the filing of the same, now file this as our supplemental report, to-wit:

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

Respectfully submitted,

Claude Boyd.

John Bundy.

Geo. R. Harvey

viewers

Subscribed and sworn to before me this the 6th day of August 1928.

Floyd L. Whicker
Auditor Hendricks County.

And said Board further finds that no resident tax payers in Center Township, Hendricks County, effected by the improvement proposed has filed a remonstrance against said improvement with the Auditor of Hendricks County, upto 10:00 O'Clock A.M. on the 6th. day of August 1928, which time was the date given for the hearing of

such remonstrances and objections to said proposed improvement as provided by law for so doing, and as further given in the notice of the hearing of such objections.

And now said report of said viewers and engineer coming on for hearing and said Board having duly and fully examined the same, and being fully advised in the premises, do find that said report was filed in the office of the Auditor of Hendricks County, Indiana, on the 26th day of July, 1928; that said report is correct and in all respects according to law; that said proposed improvement is of public utility, and that said report should be approved and said proposed improvement established and ordered constructed as provided in said report.

Th said Board further finds 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 9th day of July, 1928, and there qualify according to law for the faithful discharge of their duties. The said Board further finds that said report is accompanied by a copy of the oath of said viewers and engineer administered to them on the 9th day of July, 1928, by said Auditor of Hendricks County, Indiana, together with the bond of the engineer which bond reads as follows to-wit: (H.L.) all of which, said Board finds in all respects regular, sufficient and according to law.

It is now, therefore considered and ordered by the said Board, that said report be, and is now in all things duly approved; 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.

It is further ordered by the Board that the costs and expenses incident to said improvement be borne by Center Township, Hendricks County, Indiana.

It is further ordered by the Board that said report, the original order issued to the said viewers and engineer, and the copy of the oath of said viewers and engineer which is in the words and figures following, to-wit:

ORDER TO VIEW ROAD.

THE STATE OF INDIANA,))
HENDRICKS COUNTY,)

SS:

COMMISSIONERS' COURT.

TERM, 1928

TO Claude Boyd, John Bundy and George R. Harvey.

You are hereby notified that you were appointed by the Board of Commissioners of said County, at their July Term, 1928, to view a proposed highway as follows, to-wit: commencing at a point in a public highway running East and West on the South side of Section 17 and 28 Township 15 North of Range one 1() west which point is at the center Southeast of center on the South line of said Section 17 and running thence Westerly on and along said South line of section 17 and 18 Township and Range aforesaid, to the Westline of Center Township in Hendricks County, Indiana. 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 _____ feet.

You will meet at the office of Auditor Hendricks County who resides in Danville, Indiana on Monday the 9th day of July 1928, 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 3rd day of July 1928.

Floyd L. Whicker Auditor.

OATH OF VIEWERS.

STATE OF INDIANA HENDRICKS COUNTY, SS:

We, Claude Boyd, John Bundy and George R. Harvey 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.

Claude Boyd

John Bundy

George R. Harvey.

Subscribed and sworn to before me, this 9 day of July 1928.

Floyd L. Whicker
Auditor Hendricks Co.

ROAD VIEWERS REPORT.

TO THE HONORABLE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, INDIANA:

We, the undersigned viewers, who were appointed by your honorable body at your regular July Term, 1928 to view a proposed highway, as petitioned by Oscar N. Tindler et al., have discharged the duty assigned us, and submit to you the following report, to-wit:

We met as directed in the order hereunto attached and made a part hereof, and after being duly qualified as appears therein, proceeded to view such proposed highway in the manner as by law prescribed, which by metes and bounds and course and distance is as follows to-wit: The said proposed highway to be 40 feet in width, except in cuts and fills, where the same shall be extended to include the slope thereof as shown by the plans and cross sections for said road which plans and cross sections together with the specifications for said improvement are made a part of this report and incorporated herein by reference thereto. Said improvement beginning at a point in a public highway running East and West on the South side of Section 17 and 18 Township 15 North of Range 1 West which point is at the center South east of center on the South line of said Section 17 and running thence Westerly on and along said South line of Section 17 & 18 Township and Range aforesaid to the West line of center Township in Hendricks County, Indiana.

Said proposed highway lies wholly within the limits of Center Township Begins and ends in an improved road, and is less than 3 miles in length, all as required By law.

We estimate the cost of the proposed improvement at \$28,600.00 And we are of the opinion that said highway would be of public utility.

Respectfully submitted

Claude Boyd

John Bundy

Geo. R. Harvey

VIEWERS

be spread of record kept for that purpose in the Auditors office of said Hendricks County, Indiana.

And it is further appearing to the satisfaction of the Board, that the financial condition of said Center Township is such that the improvement can be made as provided in the report of the viewers and engineer. It is now ordered by the Board that the Auditor of Hendricks County, Indiana, advertise for bids for said improvement, as now provided by law in such cases, and that he fix as the date for receiving such bids, the 6th day of October 1928. All of which is duly ordered this 6th day of August, 1928.

BEFORE THE BOARD OF COMMISSIONERS
HENDRICKS COUNTY OCTOBER TERM 1928

In the matter Of the petition of O.N.
Tinder et al for the improvement of a
highway in Center Township.

The Board of Commissioners of the County of Hendricks in regular session on the 8th day of October 1928, for the purpose of conducting such business as may come before it.

And now O.N. Tinder et al, petitioners herein, by their attorneys, Blessing & Stephenson and present and file the affidavits of Julian D. Hogate, Editor and publisher of "The Republican", and the affidavit of Alvin Hall, Editor and Publisher of "The Danyille Gazette" weekly newspapers 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 three successive weeks prior to the 6th day of October, 1928, the time fixed by the order of said Board for receiving bids for the construction of the above work. The first of which publication was on the 13th day of September, 1928 and the last on the 27th day of September, 1928, a copy of which notices so published being attached to said affidavits, which notices are in words and figures as follows, to-wit: (H.I.)

Said petitioners by their attorneys also present and file the affidavit of Blanche Bills a clerk for the "Indianapolis Commercial" a public daily newspaper of general circulation printed and published in the city of Indianapolis, Indiana, which said affidavit is in the words and figures as follows, to-wit: (H.I.) and from which said 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 one time on the 12 day of September, 1928 and more than three weeks prior to the day set for receiving bids, a copy of which notice so published being attached to said affidavit, which notice is in the words and figures as follows, to-wit: (H.I.)

And now the hour of 10:00 O'Clock of the 6th day of October, 1928 having arrived up to which it was provided in said notices that sealed bids would be received by said

Board for said improvement, said Board now finds upon examination of all bids submitted which bids were each opened in the presence of the bidders, that the following persons with the amount of said bid did submit sealed proposals, to-wit:

W.P. Rigdon-----\$26,432.43

Walter Shelton-----\$26,680.23

And now said proposals having been opened the Board finds that the contract should be awarded for said improvement and the bid of W. P. Rigdon being the lowest responsible bid, and being accompanied by an affidavit and a good and sufficient bond as required by law, said contract should be awarded to said W. P. Rigdon.

It is therefore ordered by said Board that the bid of W. P. Rigdon 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 W. P. Rigdon and the bond of the said W. P. Rigdon with good and sufficient surety, and conditioned for the faithful performance of the work in accordance with the profile and ~~reexam~~ report and the plans and specifications therein set forth, and the contract hereinafter set out, in the sum of \$57,200.00 which is double the sum of his bid is now accepted and duly approved by this Board, said bond and approval of said Board being in the words and figures as follows: to-wit:

CONTRACTORS BOND FOR CONSTRUCTION OF PUBLIC WORK.

Know all men by these Presents, that W.P. Rigdon as principal of Danville, Ind. and The Standard Accident Insurance Company of Detroit, Michigan, as surety are firmly bound unto State of Indiana, Hendricks County in the penal sum of (\$57,200.00) Fifty seven thousand two hundred & -----no/100 dollars, for 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 6th day of October 1928.

THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH. That, Whereas, the Board of Commissioners of Hendricks County, Indiana, are about to let a contract for the O. N. Tinder et al Road in Center Township.

And whereas, the above named W. P. Rigdon has filed a bid for said work with the Auditor of the County: Now, therefore, if the said Board of Commissioners shall award W. P. Rigdon the contract for said work and the said W. P. Rigdon 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 prosecution of said work including sub-contractors, labor, materials furnished, and for boarding the laborers therein, and shall perform the work of said contract in a careful manner, and guard and protect the people who shall have occasion to approach the place where said work shall be done against injury and damage to their person or property by erecting suitable barricades and

placing light thereon to warn the people of the danger, then this obligation shall be void, otherwise to remain in full force, virtue and effect.

JANE WHICKER

W. P. RIGDON

ATTORNEY IN FACT

STATE OF INDIANA, HENDRICKS COUNTY, SS:-----

Before me, the subscribed Clerk of Hendricks Co. Court in and for said county, personally appeared W.P. Rigdon of Danville, Indiana, as principal & Jane Whicker of Danville, Indiana. Att. in Fact for The Standard Accident Insurance Co. of Detroit, Michigan. and acknowledged the execution of the foregoing instrument for the uses and purposes therein mentioned:

Witness my hand and official seal, this 6th day of
October A. D. 1928.

Frank Tucker

Accepted and approved October 6, 1928.

M. A. Gregory

Frank A. Hayes

Board of

John E. Vestal

Commissioners
Hendricks Co.

Attest Floyd L. Whicker

Auditor Hendricks County, Indiana.

And now said bond of W. P. Rigdon having been approved said Board now enters into a contract with the said W. P. Rigdon for said improvement, which contract, duly signed by said W. P. Rigdon and the said Board of Commissioners of Hendricks County, Indiana is in the words and figures as follows, to-wit:

CONTRACT.

FOR the construction of the O. N. Tinder et al road

This agreement made and entered into by and between Wm. P. Rigdon of Danville, 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 6th day of October A. D. 1928., the said Board of Commissioners received bids for the construction of the O. N. Tinder et al Road in Center Township the same being located in Hendricks County and the said W. P. Rigdon being declared the lowest and best responsible bidder, the contract was awarded to the said W. P. Rigdon for the amount of his bid, viz.: \$26,432.43 and the said party of the first part 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 report of the viewers and engineer for said road, now on file in the office of the Auditor of said County which said reports, 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 is performed or material is furnished to said contractor or agent or superintendent in charge of said work, It is further understood and agreed that said party of the first part will not and can not sell assign this contract or sub-let the work to any person or persons, except by the consent of 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 1st. day of December A, 1929 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 December A.D., 1929 then the said party of the first part agrees and promises to pay to the said party of the second part as liquidated damages for the non-completion of said work and for the deprivation on the part of the public of the said Hendricks County of the use of said road from and after said 1st. day of December A.D. 1929 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 Hendricks County, provided that said failure to complete said improvement within the said time specified for such completion is not caused by strikes or any other cause or causes beyond the control of said party of the first part or that said time has been extended by said Board of Commissioners. In the event the party of the second part 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 understood and agreed by and between the parties hereto that said party of the second part shall withhold full payment to the party of the first part as required by Sec. 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 for all labor, materials and sub-contractors' claims.

The party of the second part hereby agrees that the party of the first part 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% of the said engineer's said estimate; 20% of the said contract price shall be retained by the said county until the said work is fully completed and finally accepted by the said Board of County Commissioners.

And said party of the first part 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 act of the General Assembly of the State of Indiana authorizing said improvement.

To all 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 said Board of Commissioners of Hendricks County have also signed and approved this contract, this 6th. day of October A.D. 1928

W .P. Rigdon

Party of the first Part

M. A. Gregory

Frank A. Haynes

John E. Vestal

Board of Commissioners of
Hendricks County.

ATTEST: Floyd L. Whicker. AUDITOR HENDRICKS COUNTY.

And the Board further finds that the entire cost of said improvement, including contract price, expenses, of viewers, engineers, superintendents of construction, advertisements, transcripts per diem of Board of Commissioners, Attorney fees and all other expenses incurred and to be incurred as provided by law, is the sum of \$28,600.00 and that the total indebtedness of Center Township in Hendricks County, the township in 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 roads or macadamized roads in said Township will not exceed two per centum of the total assessed taxable valuation of the property of said township.

And now it is hereby ordered 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 total sum of \$28,600.00 said bonds to be issued in twenty equal series and to bear interest at the rate of 4 1/2% per cent per annum and payable over a period of ten years from the 15th day of May 1929 as prayed for in the petition filed herein. It is ordered that said bonds bear date of September 15, 1928 and now the County Treasurer of Hendricks County is charged with the sale of said bonds upon their issuance.

And now the Board appoints O. N. Tinder a resident of Center Township, Hendricks County, Indiana. Superintendant of construction upon said improvement and he is hereby directed to qualify as provided by law. And said board now appoints George R. Harvey engineer of construction upon said improvement and he is hereby directed to qualify as provided by law.

IN THE MATTER OF THE PETITION OF

Oscar H. Linder ET AL FOR

THE IMPROVEMENT OF A HIGHWAY

In *Center* TOWNSHIP.

Comes now the petitioners herein and present for the consideration of the board their petition for the improvement of a public highway in Hendricks County, Indiana:

And the Board having carefully considered the matter, and being sufficiently advised in the premises, find that said petition was signed by more than fifty freeholders and voters of said township named in said petition. And said Board now finds that due notice of the filing and presentation of said petition to it was given by the Auditor of this county by publication in the Danville Republican and by posting up the same in three public places and at the door of the court house of this county, setting forth a copy of said petition and stating that said petition would be presented to the Board on the 2nd day of April, 1928, which affidavits and proofs of posting and publication are in the words and figures as follows to-wit:

STATE OF INDIANA HENDRICKS COUNTY, SS:

Personally appeared before the undersigned Julian D. Hogate, Editor of the Hendricks County Republican, a public weekly newspaper of general circulation, printed and published in Danville, in the County aforesaid 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 two weeks successively, the first of which publication was on the 8th day of March, 1928, and the last on the 15th day of March, 1928.

JULIAN D. HOGATE

Subscribed and sworn to before me this _____ day of _____ 1928,

OF THE FILING OF A PETITION FOR THE

IMPROVEMENT OF A HIGHWAY IN *Center*

TOWNSHIP, HENDRICKS COUNTY, INDIANA.

Notice is hereby given that a petition addresses to the Board of Commissioners of Hendricks county, State of Indiana, signed by more than fifty Freeholders and voters of said Center Township, was filed in the Office of the Auditor of said County on the 6th day of March, 1928, being a day in the regular session of the said Board of commissioners and not more than thirty days after the filing of such petition as the day upon which said petition shall be presented to said Board.

That said petition is for the improvement of a highway under an Act of the General Assembly of the State of Indiana, providing for the Township construction and improvement of highways by taxation as amended by the Acts of 1915; that the matter be considered at such hearing is whether said petition is in due form and sufficient in substance to order such petition to be spread of record and refer the matter therein prayed for to a competent civil engineer and two viewers would be appointed by said board in accordance with provisions of said Act; that said petition, omitting the caption, reads as follows, to-wit:

TO THE HONORABLE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, STATE OF INDIANA.

We the undersigned freeholders and legal voters of Center Township, in said Hendricks County and State of Indiana, hereby respectfully petition you honorable Board to take the steps necessary for the improvement by grading, ditching, draining, bridging and culverting and graveling or paving with stone or other road paving material the following described public highway in Center Township, Hendricks County and State of Indiana, to-wit:

commencing at a point in a public highway running East & West on the South side of Section 17 and 18 Township 15 North of Range 1 West which point is at the Center South East. of center on the south line of said section 17 and running thence Westwardly on and along said South line of Sections 17 & 18 Township and Range aforesaid, to the West line of Center Township in Hendricks County, Indiana.

Your petitioners would further show that the public highway herein described and ³/₄aked to be improved is less than three miles in length, to-wit: approximately one and five-eighths miles in length; ~~that the same has its eastern terminus in an improved public highway and that its western terminus is at the township line dividing center and Clay Townships, and also terminates in an improved road at that point. That said highway is located in Center Township, County and State aforesaid.~~ that the same has its eastern terminus in an improved public highway and that its western terminus is at the township line dividing center and Clay Townships, and also terminates in an improved road at that point. That said highway is located in Center Township, County and State aforesaid.

Your petitioners would further show that the above described road is covered by a rural free delivery mail route and that the improvement of said road would be of public utility.

Your petitioners would further ask that said improvement be made of not less than thirty six feet in width, that said improvement throughout the course above described be paved with water bound macadem with tarvia top to width of fourteen feet with sufficient berms and ditches at each side thereof and with such culverts, bridge, and waterways as as will be sufficient to give the proper drainage.

Wherefore, We, the undersigned respectfully pray for the improvement of the above described road as aforesaid and for all other proper relief in the premises

Said petition is signed by Oscar N. Tinder and seventy eight Other freeholders and voters of Center Township, Hendricks County, Indiana.

Now therefore all parties concerned and hereby notified that on the 2nd day of April 1928, at ten O'Clock in the forenoon or as soon thereafter as the same can be heard, at a regular session of said Board at its office in the Court house of said County, The said petition will be presented to said Board and a hearing had thereon, and that any interested party may appear at such hearing and show cause why the request prayed for in the petition shall not be granted.

In witness Whereof, I, Floyd L. Whicker, Auditor of said County have signed the above and foregoing notice and affixed thereto the seal of said County, this the 6th day of March 1928.

FLOYD L. WHICKER

AUDITOR HENDRICKS COUNTY IND.

it is therefore ordered by the Board that the prayer of said petition be granted and that said road be ordered established and improved and that said petition be referred to Claude Boyd, John Bundy freeholders and voters of this County, and to George R. Harvey, a competent civil engineer to make all necessary surveys of the same and that said viewers meet at the Surveyors office on the 9th day of July 1928, to commence said view. And the Auditor is hereby ordered to notify said viewers and engineer of their appointment and of their duties and of the time and place of meeting, to view and survey the said described road, to-wit: a point in a public highway running East and West on the South side of Section 17 and 18 Township 15 North of Range one (1) West which point is at the Center Southeast of Center on the South line of said section 17 and running thence Westerly on and along said South line of Section 17 & 18 township and range afore said to the Westerly line of Center Township in Hendricks County, Indiana.

And it shall be the duty of the viewers and engineer to meet at the time and place named in the order, made by this Board of Commissioners and said Wm. V. Bowen and Wm. J. Thompson viewers herein named shall take oath of affirmation to faithfully and impartially discharge their duties and said George R. Harvey to execute his bond as such engineer in the sum of five thousand dollars and then proceed to estimate said proposed improvement of said highway and to determine (1) whether it will be of public utility to grade, drain and pave the same as prayed in said petition; (2) The width said highway shall be improved (3) the character of the improvement, including the grading, draining and paving to be used, together with complete plans and specifications of all bridges culverts, and waterways required therein; (4) and estimate the cost of said improvement.

It Is ordered that said viewers file their report in the office of the Auditor of this County by the 5th day of August, 1928, signed by each of them.

PROOF OF POSTING.

State of Indiana,

Hendricks County, SS:

Commissioners Court,

December Term, 1928

In Re-Petition of Howard L. Rhea,
for change, location and vacation
of highway in Franklin Township.

Ralph Arnold, being first duly sworn upon his oath says; that three (3) notices, of which the following is a true copy, to-wit:

"Notice is hereby given; That a petition will be presented to the Board of Commissioners of Hendricks County, Indiana, at their next regular December Term, 1928, for the change, by re-locating, and vacation of a public highway in Franklin Township, in said Hendricks County, the same to be thirty (30) feet in width. Said highway will pass through the lands of the persons hereinafter named, and over the following described route, to-wit: The highway to be located Beginning in an already established public highway known as the Mill Creek Road at a point on the line dividing Sections 21, and 28, in Township 14, North Range 2 West about 30 rods West of the North West corner of the East half of the North East quarter of said Section 28, from which point said Mill Creek Road runs due North: Thence South parallel with the Section bearings to a ditch, a distance of about 110 rods, thence in a Southwesterly direction and at a right angle to said public ditch a distance of about 120 feet and across said ditch; thence South parallel with the Section bearings to a point in the North West quarter of the South East quarter of said Section 28, about 8 rods South of the North line of said quarter quarter Section, Thence West with the Section bearings to where the same intersects with said Mill Creek Road, a distance of about 50 rods. Said new highway will pass over and upon the lands of James A. Coble, and Ralph Arnold.

The part of said highway asked to be vacated is described as follows, to-wit: Beginning in an established public highway known as Mill Creek Road at a point on the line dividing Sections 21 and 28, in Township 14, North, Range 2 West, about 30 rods West of the North West corner of the East half of the North East quarter of said Section 28, at a point where said public highway takes a West course, thence West on and along said line dividing Section 12 and "8", about 50 rods to where said highway takes a Southeastern course along the East bank of a Creek known as Mill Creek, for a distance of about 90 rods and to a point about 8 rods South of the half Section line East and West through the center of said Section 28, and to where said road proposed to be established herein. That the part of said highway proposed to be vacated passes over and upon the lands of James A. Coble, and Ralph Arnold. Said notice being signed by Ralph Arnold and others, and attested by the Auditor of Hendricks County.

Were posted up in three of the most public places in the neighborhood of the road herein prayed for more than twenty days before the first Monday in December, 1928, and further that 12 of the signers on the petition are free holders, more than six of whom now live in the immediate neighborhood of the within proposed highway.

Subscribed and sworn to before me this 3rd day of December 1928.

(SEAL)

~~Ralph Arnold~~ Chas. V. Sears.

My commission expires Apr. 20, 1929.

OATH.

THE STATE OF INDIANA, Hendricks COUNTY SS:

Floyd L. Whicker, Auditor of said County, by Sarah Goodman, Clerk, being duly sworn upon her oath, says that notices, of which the above is a true copy was mailed to James A. Coble, a landowner affected by said proposed road, for more than twenty days before the first Monday in December, 1928 and further,

Sarah Goodman,

Subscribed and sworn to before me, this 1st day of December, 1928.

(SEAL)

Chas. V. Sears,

My com Expires Apr. 20, 1929.

Notary Public.

filed Dec. 3, 1928

Charles E. Shields,

Auditor Hendricks County.

ORDER TO VIEW ROAD

THE STATE OF INDIANA)
HENDRICKS COUNTY)

SS: T

COMMISSIONERS COURT.

December Special Term, 1928.

To W. F. Martin, Grant Sellers, and Charles Miller:

You are hereby notified that you were appointed by the Board of Commissioners of said County, at their December Term, 1928, to view a proposed highway, as follows, to-wit: Beginning in an already established public highway known as Mill Creek Road at a point on the line dividing Sections 21 and 28 in Township 14 North, Range 2 West, a about 30 rods West of the North West corner of the East half of the North East quarter of said Section 28, from which point said Mill Creek Road runs due North; thence South parallel with the section bearings to a public ditch, a distance of about 110 rods; thence in a southwesterly direction and at right angles to said public ditch a distance of about 120 feet and across said ditch; thence South parallel with the Section bearings to a point in the North West quarter of the South East quarter of said Section 28 about 8 rods South of the North line of said quarter quarter Section; thence West with the Section bearings to where the same intersects with said Mill Creek Road, a distance of about 50 rods. Said proposed new highway will pass along, upon and over the lands of James A. Coble and the land of Ralph Arnold.

And also to view an already established public highway proposed to be vacated, and described as follows, to-wit: Beginning in an established public highway known as Mill Creek Road at a point on the line dividing Sections 21 and 28 in Township 14 North, Range 2 West, about 30 rods West of the North West corner of the East half of the North East quarter of said Section 28 at a point where said public highway takes a West course; thence West on and along said line dividing said sections 12 and 28 about 50 rods to where said highway takes a Southwestern and Southern course along the East bank of a creek known as Mill Creek for a distance of about 90 rods and to a point about 8 rods South of the Half Section line East and West through the center of said section 28 and to where said road proposed herein to be vacated will be intersected by the new highway proposed to be established herein. Said highway proposed to be vacated passes along, upon and over the lands of James A. Coble and Ralph Arnold. 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 _____ feet.

You will meet at the office of Auditor of Hendricks County, who resides Danville, Indiana, on Wednesday, the 12th day of December, 1928, 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 12th day of December, 1928.

Charles E. Shields, Auditor.

OATH OF VIEWERS.

STATE OF INDIANA HENDRICKS COUNTY SS:

We, W. F. Martin, Grant Sellers and Charles Miller, do solemnly swear that we will faithfully and impartially discharge the duties assigned us as viewers on the within described highway to the best of our skill and ability, so help us God.

W. F. Martin

Grant Sellers

Chas. Miller.

Subscribed and sworn to before me, this 12th day of December, 1928.

Charles E. Shields, Auditor.

ROAD VIEWERS' REPORT.

TO THE HONORABLE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, INDIANA:

We, the undersigned Viewers, who were appointed by your honorable body at your regular December Term, 1928, to view a proposed highway, as petitioned for by Howard L. Rhea, et al, have discharged the duty assigned us, and submit to you the following report, to-wit:

We met as directed in the order hereunto attached and made a part hereof, and after being duly qualified as appears therein, proceeded to view such proposed highway in the manner as by law prescribed, which by metes and bounds and course and distance is as follows, to-wit: The said proposed highway to be _____ feet in width, and commences in an already established public highway known as Mill Creek Road at a point on the line dividing sections 21 and 28 in Township 14 North, Range 2 West, about 30 rods West of the North West corner of the East half of the North East quarter of said Section 28, from which point said Mill Creek Road runs due North; thence South parallel with the section bearings to a public ditch, a distance of about 110 rods; thence in a southwesterly direction and at right angles to said public ditch; thence South parallel with the section bearings to a point in the North West quarter of the South East quarter of said section 28 about 8 rods South of the North line of said quarter quarter section; thence West with the section bearings to where the same intersects with said Mill Creek Road, a distance of about 50 rods. Said proposed new highway will pass along, upon and over the lands of James A. Coble and the land of Ralph Arnold.

And also a certain public highway as now located in said Franklin Township in said County and State, and described as follows, to-wit: Beginning in an already established public highway known as Mill Creek Road at a point on the line dividing Sections 21 and 28 in Township 14 North, Range 2 West, about 30 rods West of the North West corner of the East half of the North East quarter of said Section 28 at a point where said public highway takes a West course; thence West on and along said line dividing said sections 12 and 28 about 50 rods to where said highway takes a Southwestern and Southern course along the East bank of a creek known as Mill Creek for a distance of about 90 rods and to a point about 8 rods South of the half section line East and West through the center of said section 28 and to where said road proposed herein to be vacated will be intersected by the new highway proposed to be established herein. Said highway proposed to be vacated passes along, upon and over the lands of James A. Coble and Ralph Arnold.

And we are of the opinion that said highway would not be ^{of} public utility.

Respectfully submitted,

W. F. Martin

Grant Sellers

Chas Miller

Viewers.

Entered for record
January 4, 1929.

Charles E. Thibault

Auditor Hendricks County.

MONDAY, FEBRUARY 4, 1929.

FINAL SETTLEMENT ON D.J. RUSHTON ROAD.

Comes now O. R. Larkin, and Contractor on the L. J. Rushton Road, and files his affidavit showing therein that he has duly completed said road according to plans, specifications and contract, and that he has actual knowledge thereof, and that said affidavit is made for the purpose of inducing said Board of Commissioners to make final settlement with him in the sum of \$3800.99, the balance due on said contract, which affidavit is in the words and figures as follows: to-wit: (Here Insert) and comes also George R. Harvey, and Elvin McClellan, engineer and superintendent, respectively on said L. J. Rushton Road and file their affidavit showing therein that said road has been duly completed according to said specifications and plans adopted by said Board of Commissioners, and which affidavit is in the following words and figures, to-wit: (Here Insert).

And said County Engineer now files estimate number 9 and final to said O. R. Larkin on said L. J. Rushton Road showing therein that there is a balance due said contractor of \$3800.99 and certifying therein that said sum of \$3800.99 is due said contractor, and which estimate is in the following words and figures, to-wit: (H.I.)

And said Board of Commissioners upon claim being filed by said O. R. Larkin in said sum of \$3800.99 finds that said claim should be allowed and on motion duly made, seconded and carried said claim is allowed and said Auditor directed to issue his warrant therefor to said O. R. Larkin.

We, the Commissioners of Hendricks County, Indiana, do hereby certify that the above is an exact copy of our acceptance of the above Road.

M. A. Gregory
John E. Vestal
Frank A. Haynes
 Board of Commissioners

TEST: -

Charles E. Shields
 Auditor Hendricks County.

WEDNESDAY, APRIL 3, 1929.

IN THE MATTER OF THE JOHN N. RUSSELL ET AL
 PETITION FOR IMPROVEMENT OF A PUBLIC HIGHWAY
 BETWEEN HENDRICKS AND PUTNAM COUNTIES.

TO MERRITT A. GREGORY, JOHN E. VESTAL and FRANK A. HAYNES Board of Commissioners, and
 To O. A. DAY, J. G. BRITTON AND M. E. COOPER, Board of Commissioners of Putnam County,
 Indiana, as such Board of Commissioners you and each of you are hereby notified that
 the County Line Road between the Counties of Putnam and Hendricks, has been completed
 and I, Charles E. Shields, Auditor of Hendricks County, Indiana, hereby notify you and
 each of you to meet in joint session at the Commissioners Room in the Court House at
 Danville, Hendricks County, State of Indiana, on Wednesday, April 3, 1929, at 1 o'clock,
 P.M., and go over and inspect the John N. Russell, et al, Road and if you deem said
 work performed according to contract accept the same and apportion said county line
 road, equally as nearly as may be, between the counties of Hendricks and Putnam, for the
 purpose of maintaining the same.

Dated this 25th day of March, 1929.

Charles E. Shields,
 Auditor of Hendricks County, Ind.

April 3, 1929.

We, the undersigned, hereby acknowledge receipt of above notice and meet in
 joint session for the purpose stated therein.

M. A. Gregory
 John E. Vestal
 F. A. Haynes
 Board of Commissioners of
 Hendricks County, Indiana.

M. E. Cooper
 O. A. Day
 J. G. Britten
 Board of Commissioners of
 Putnam County, Indiana.

STATE OF INDIANA)
)SS:
 COUNTY OF HENDRICKS)

IN THE MATTER OF THE JOHN N. RUSSELL, ET AL,
 PETITION FOR IMPROVEMENT OF A PUBLIC HIGHWAY
 BETWEEN HENDRICKS AND PUTNAM COUNTIES.

And now on this 3rd day of April, 1929, pursuant to notice duly given by
 the Auditor of Hendricks County, Indiana, to the members of the Board of Commissioners
 of Hendricks County, Indiana, and to the Board of Commissioners of Putnam County,
 Indiana, which notice and the acknowledgement of service thereof, is in the words and
 figures as follows, to-wit: (Here Insert), the said several boards of Commissioners
 are met in joint session in the Auditor's office of Hendricks County, Indiana, for the
 purpose of inspecting the John N. Russell, et al Highway, between Hendricks and Putnam
 Counties, and if said Boards deem said work performed according to contract to accept
 the same and make and enter of record an order accepting and receiving such work and to
 take such steps as are necessary in the premises.

M. A. Gregory is duly elected chairman of said joint Boards of Commissioners.

Motion by Commissioner Haynes that the John N. Russell, et al, Road be now
 accepted, said Motion seconded by Commissioner Cooper, Commissioners Haynes, Vestal
 and Britten voted to accept the road. Commissioner Day voted against it. Chairman
 Gregory declared the motion duly carried.

Moved by Commissioner Haynes that Hendricks County and Putnam County, through
 their County Highway Superintendents, respectively, repair and maintain said road at
 equal expense to each County, said motion seconded by Commissioner Britten, said motion
 carried unanimously.

On motion duly made and seconded, the joint Boards adjourned.

M. A. Gregory
 John E. Vestal
 Frank A. Haynes
 Board of Commissioners of
 Hendricks County, Indiana.

M. E. Cooper
 O. A. Day
 J. G. Britten
 Board of Commissioners of
 Putnam County, Indiana.

ATTEST: Charles E. Shields
 Auditor Hendricks County

M. A. Gregory
John E. Vestal
Frank A. Haynes
 Board of Commissioners of Hendricks County,

MONDAY, JUNE 3, 1929.

IN THE MATTER OF THE PETITION FOR
IMPROVEMENT OF LIBERTY TWP. ROADS
VIZ: CLAYTON-HAZELWOOD ROAD.

~~And now the Board considers the matter of the improvement of the Clayton Road as prayed for in the petition presented said Board at the May Term of Court, and being fully advised in the premises passes the following resolution upon motion of John E. Vestal, seconded by Frank A. Haynes:~~

~~Whereas a petition for the improvement of Clayton Road has been presented to the Board of Commissioners, which petition is in words and figures as follows, to-wit: (H. I.) Be It Resolved, that The County Highway Superintendent be and the same is hereby directed to circulate the following petition, which petition is in words and figures as follows, to-wit: (H. I.), among the property owners adjoining said road, and upon being signed by all said property owners he is further directed to prepare base and lay emulsified asphalt wearing surface from the point known as the Graveyard Corner to the South Corporation line of Clayton and from the North Corporation line of Clayton to the corner known as Frank Jackson's Corner, as the Board finds funds available.~~

~~(FOR PETITION SEE COMMISSIONERS RECORD 23, PAGE 390).~~

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

Whereas the highways running through the Town of Clayton on the North and the South are among the most important and heavily traveled roads of Hendricks County, serving a large and growing public; and

Whereas these roads are so heavily traveled that it is impossible for the County to maintain them in proper condition with the present type of construction and

Whereas the communities served by these roads pay a large part of the cost of upkeep of all roads throughout the county,

We, the undersigned Petitioner, respectfully pray your Honorable Board to take steps toward this improvement by grading and widening and construction of a permanent nature from such funds as are at your command, and to formulate a program for such construction.

(signed)

R. E. Jones and 203 other petitioners.

And now the Board considers the matter of the improvement of the Clayton Road as prayed for in the petition presented said Board at the May Term of Court, and being fully advised in the premises passes the following resolution:

Whereas a petition for the improvement of Clayton Road has been presented to the Board of Commissioners, which petition is in words and figures as follows, to-wit: (Here insert above petition), now

Be it Resolved, that the County Highway Superintendent be and the same is hereby directed to circulate the following petition, which petition is in words and figures as follows, to-wit:

PETITION

We, the undersigned freeholders, owners of land adjoining the highway from the National Road running on a line between Sections 9, 10, 3 and 4, Township 14 North of Range 1 West, to the Town of Clayton, herewith agree as a condition to the improvement of said road that we will at once set our fences back twenty (20) feet from the center of said road for the construction of berms and ditches, without cost to Hendricks County, and hereby dedicate such additional ground to Hendricks County as a Public Highway.

William E. Peck

Ella W. Peck

Della Edmondson by C. V. Edmondson

C. W. Thompson

Eugene Edmondson

Chas. B. Worrell

Albert H. Worrell

among the property owners adjoining said road, and upon being signed by all said property owners he is further directed to prepare base and lay emulsified asphalt wearing surface from the point known as the Graveyard corner to the South Corporation line of Clayton and from the North Corporation line of Clayton to the corner known as Frank Jackson's corner, as the Board finds funds available.

IN THE MATTER OF THE PETITION OF
GLEN MCCLAIN AND OTHERS FOR THE VACATION
OF A PUBLIC HIGHWAY IN WASHINGTON TOWNSHIP,
HENDRICKS COUNTY, INDIANA.

Comes now the viewers heretofore appointed to view the following described highway in Washington township, Hendricks County, Indiana, to-wit:

Commencing at a point on the North line of what is now known as State Road #36, formerly 31, about 50 feet West of the West end of the steel bridge over and across the East Fork of White Lick Creek or "Big Creek" in the Northwest quarter of the North West quarter of section 10, township 15 North, range 1 East, thence in a general Northerly direction along the line of the public highway there located, with the meanderings thereof, and ending at a point in said public highway parallel with or rather on the extension line of the South line of the public highway running west therefrom, said ending point being near the Southwest corner of the Northeast quarter of the Northeast quarter of Section 4, township 15 North, Range 1 East,

with a purpose, as petitioned for, of vacating said described highway and passing upon the public utility of vacating said road.

And it appearing that said viewers qualified by taking the oath prescribed by law and made an inspection of said road with such purpose of vacation thereof, as the same is shown by their report now presented and filed herein, which oath and report of said viewers are in the following words and figures, to-wit:

OATH OF VIEWERS.

STATE OF INDIANA, HENDRICKS COUNTY, SS:

We, C. B. Hollett, G. W. Gibbs and George R. Harvey do solemnly swear that we will faithfully and impartially discharge the duties assigned us as viewers on the within described proposed vacation of highway to the best of our skill and ability, so help us God.

C. B. Hollett

G. W. Gibbs

Geo. R. Harvey

Subscribed and sworn to before me, this 9th day of March, 1926.

Carey W. Gaston,

Notary Public.

(SEAL)

My Comm. expires Aug. 14, 1930.

ROAD VIEWERS' REPORT.

TO THE HONORABLE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, INDIANA:

We, the undersigned Viewers, who were appointed by your honorable body at your regular March Term, 1926, to view a proposed vacation of highway, as petitioned for by Glen McClain, et al., have discharged the duty assigned us, and submit to you the following report, to-wit:

We met as directed in the order hereunto attached and made a part hereof, and after being duly qualified as appears therein, proceeded to view such proposed to be vacated highway in the manner as by law prescribed, which by metes and bounds and course and distance is as follows, to-wit: The said highway proposed to be vacated commences at a point on the North line of what is now known as State Road No. 36, (formerly #31), about 50 feet West of the West end of the steel bridge over and across the East Fork of White Lick Creek, or "Big Creek" in the Northwest quarter of the North West quarter of Section 10, Township 15 North of Range 1 East, thence in a general Northerly direction along the line of the public highway there located, with the meanderings thereof, and ending at a point in said public highway parallel with or rather on the extension line of the South line of the public highway running West therefrom, said ending point being near the Southwest corner of the North east quarter of the North East quarter of Section 4, Township 15 North, Range 1 East.

And we are of the opinion that the vacation of said highway would be of public utility.

Respectfully submitted,

C. B. Hollett

G. W. Gibbs

Geo. R. Harvey

Viewers

And the Board of Commissioners of Hendricks County, Indiana, now inspect the report of said viewers and find that the highway therein described and hereinbefore in this entry described should be vacated.

It is therefore ordered and adjudged by the Board that said public highway, as hereinabove described, be and the same is hereby vacated as a public highway.

It is further ordered that the Auditor transmit a copy of this order of the Board to the township trustee of Washington Township, Hendricks County, Indiana, which order is in the words and figures as follows, to-wit:

ORDER TO CLOSE ROAD.

THE STATE OF INDIANA)
) SS:
HENDRICKS COUNTY)

COMMISSIONERS' COURT,
July Term, 1929.

- To Oscar Bradford, Trustee of Washington Township:

You are hereby notified that the Board of Commissioners of said County, at their July Term, 1929, ordered the closing of a Public Highway, as follows, to-wit: (Here insert description), and you are hereby authorized to cause said Highway to be closed in the manner as provided by law.

I certify the foregoing to be a true and complete copy of (the record of the Board of Commissioners of said County in relation to the closing of said Highway.

Given under my hand and official seal, at Danville, Indiana, this 12th day of July, 1929.

Charles E. Shields,
Auditor of Hendricks County.

And now these proceedings are at an end.

AUGUST, 1929.

IN THE MATTER OF THE PETITION OF
D. S. HAZELWOOD AND OTHERS FOR THE
OPENING OF A PUBLIC HIGHWAY IN LIB-
ERTY TOWNSHIP, HENDRICKS COUNTY, INDIANA.

Come now D. S. Hazelwood and twenty two others and present their certain pet-
ition for the opening up of a public highway in Liberty Township, Hendricks County,
Indiana, which petition is in the following words and figures, to-wit:

ROAD PETITION.

THE STATE OF INDIANA)

)SS:

HENDRICKS COUNTY.)

COMMISSIONERS' COURT,

July Term, 1929.

TO THE HONORABLE THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY:

GENTLEMEN; The undersigned petitioners to your Honorable Board represent
as follows: That they are resident freeholders of the County aforesaid, and that six of
them reside in the immediate neighborhood of, and are interested in the opening up and
establishing of a public highway on the following described route, to-wit: Commencing
at a point in the public highway one-fourth mile North of the Northeast corner of section
33, Township 14 North, range 1 West, thence West one fourth of a mile; thence South one-
fourth of a mile to a point in the public highway running East and West and ending at
said point in said public highway.

That the opening up of said highway as above described will affect the property and
lands of the following named persons, to-wit:

1. E. V. Milhon, Hazelwood, Indiana, 2. Morton Foxworthy, Clayton, Indiana, R.F.D.,
3. George Thompson, Hazelwood, Indiana, 4. Mary Hinshaw, Clayton, Indiana, R.F.D.
5. James Golden, Clayton, Indiana, R.F.D., 6 D. S. Hazelwood, Indiana, 7. James C. Edwards
- Coatesville, Indiana, R.F.D., 8. Ida Rushton, Clayton, Indiana, R.F.D.

We further say that the opening up and establishment of the above described high-
way will be of public utility. And we further ask that your Honorable Board appoint
three viewers as by law provided and that they be directed to immediately view said
highway and make their report at once.

(signed) D. S. Hazelwood and twenty two other petitioners

NOTICE OF PETITION.

NOTICE IS HEREBY GIVEN, That a petition will be presented to the Board of Com-
missioners of Hendricks County, Indiana, at their next regular Term, beginning on the
first Monday of July, 1929, to-wit: On the 1st day of July, 1929, at the Commissioners' B
Room in the Court House at Danville, Hendricks County, Indiana, for the location and
opening up of a public highway in said county to be 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 at a point in the Public
Highway one fourth mile North of the Northeast corner of Section 33, township 14 North
range 1 West, thence West one fourth of a mile; thence South one fourth of a mile to a
point in the public highway running East and West and ending at said point in said public
highway.

NAMES OF PERSONS WHOSE LANDS WILL BE AFFECTED.

1. E.V. Milhon, Hazelwood, Indiana, 2. Morton Foxworthy, Clayton, Indiana, R.F.D.
3. George Thompson, Hazelwood, Indiana, 4. Mary Hinshaw, Clayton, Indiana, R.F.D.
5. James Golden, Clayton, Indiana, R.F.D. 6 D. S. Hazelwood, Hazelwood, Indiana.
7. James C. Edwards, Coatesville, Indiana, R.F.D. 8. Ida Rushton, Clayton, Indiana, R.F.D.

That all persons whose lands will be affected by said proposed public highway have signed
said petition.

You are further notified that at the above named place on the above named date the
said Board of Commissioners will hear said petition and if the same be regular in manner
and form the Board will be asked to appoint three viewers to view said proposed highway
and make their report to the Board as to whether the same will be of public utility.

D. S. Hazelwood,

Ethor V. Milhon

Morton Foxworthy, and twenty others.

Charles E. Shields, Auditor Hendricks County.

OATH.

THE STATE OF INDIANA, HENDRICKS COUNTY, SS:

D. S. Hazelwood, 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 neigh-
borhood of the road herein prayed for, for more than twenty days before the first Monday
in July, 1929 and further, that twelve of the signers on the within petition are free-
holders, six of whom now live in the immediate neighborhood of the within proposed high-
way, and that all persons whose lands will be affected by said proposed highway have
signed the petition for said highway.

D. S. Hazelwood

Subscribed and sworn to before me, this 7th day of June, 1929.

(SEAL)

Carey W. Gaston, Notary Public

My Com. expires Aug. 14, 1930.

And now it is shown by the affidavit of D. S. Hazelwood that notices of the filing of said petition and when and where the same would be heard by the Board, were posted up in three of the most public places in the neighborhood of the road prayed for, for more than twenty days before the day set for the hearing, and further that all persons whose lands would be affected by the opening of said road as disclosed by said petition had signed their names to said petition, all of which is set forth and shown by said affidavit of said D. S. Hazelwood, which affidavit and copy of notice given by posting, as aforesaid, are in the words and figures hereinabove.

And now upon the foregoing showing, assumes jurisdiction of the matters set forth in such petition and being duly advised and informed in the premises doth find as follows:

That notice has been given of the filing of said petition as by law provided.

That said petition has been signed by twenty three resident freeholders of the county, and that at least six of such signers reside in the immediate neighborhood of the road sought to be opened by said petition.

The Board further finds that all persons whose lands will be affected by the opening of said highway have signed said petition.

And the Board finds that viewers should be appointed to view said proposed highway and make their report as to the public utility of opening up and establishing said proposed highway.

And the Board does now appoint as viewers on said petition the following named persons, to-wit: George McClellan, J. O. Kirkham and J. B. Edmonson and orders that said viewers shall meet within ten days from this date and qualify for their appointment herein, and that such viewers shall make their report to this Board not later than the next term of this Board. All of which is hereby ordered and adjudged by the Board.

ORDER TO VIEW ROAD.

THE STATE OF INDIANA)

)SS:

COMMISSIONERS' COURT,

HENDRICKS COUNTY)

July Term, 1929.

TO Geo. M. McClellan, James O. Kirkham and J. B. Edmonson:

You are hereby notified that you were appointed by the Board of Commissioners of said County, at their July Term, 1929, to view a proposed highway, as follows, to-wit: Commencing at a point in the public highway one fourth mile North of the Northeast corner of Section 33, Township 14 North, Range 1 West, thence West one fourth of a mile; thence South one fourth of a mile to a point in the public highway running East and West and ending at said point in said public highway.

and, if said proposed highway will be of public utility, mark and lay out the same, in the manner prescribed by law, to the width of 30 feet.

You will meet at the office of Charles E. Shields, County Auditor, Danville, Indiana on Saturday, the 13th day of July, 1929, 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 10th day of July, 1929.

Charles E. Shields, Auditor.

OATH OF VIEWERS.

STATE OF INDIANA, HENDRICKS COUNTY, SS:

We, Geo. M. McClellan, James O. Kirkham and J. B. Edmonson 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.

Geo. M. McClellan

J. O. Kirkham

J. B. Edmonson

Subscribed and sworn to before me, this 13th day of July, 1929.

Charles E. Shields, Auditor.

ROAD VIEWERS' REPORT.

TO THE HONORABLE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, INDIANA:

We, the undersigned Viewers, who were appointed by your honorable body at your regular July Term, 1929, to view a proposed highway, as petitioned for by D. S. Hazelwood et al., have discharged the duty assigned us, and submit to you the following report, to-wit:

We met as directed in the order hereunto attached and made a part hereof, and after being duly qualified as appears therein, proceeded to view such proposed highway in the manner as by law prescribed, which by metes and bounds and course and distance is as follows, to-wit: The proposed highway to be 30 feet in width, and commences at a point in the public highway one fourth mile North of the Northeast corner of Section 33, Township 14 North, range 1 West; thence West one fourth of a mile; thence South one fourth of a mile to a point in the public highway running East and West and ending at said point in said public highway.

And we are of the opinion that said highway would be of public utility.

Respectfully submitted,

Geo. M. McClellan

J. O. Kirkham

J. B. Rdmondson

Viewers

And the Board of Commissioners of Hendricks County now inspect the report of said viewers and find that the highway therein described and herein before in this entry described should be opened.

It is therefore ordered and adjudged by the Board that said public highway as herein before described be and the same is hereby ordered opened as a public highway. It is further ordered that the Auditor transmit a copy of this order of the Board to the Township Trustee of Liberty Township Hendricks County, Indiana which order is in order and figure to Wit:

Board of Commissioners

ATTEST:

Auditor Hendricks County

ORDER TO OPEN ROAD

State of Indiana, Hendricks County, SS:

August term 1929

To Grant W. Stone, Trustee of Liberty Township, you are hereby notified that the Board of Commissioners of said county at their August Term 1929 located and established a public highway as follows to wit:

Commencing at a point in the public highway one fourth mile North of the Northeast corner of section 33, Township 14 Range 1 west, thence west one fourth of a mile; thence south one fourth of a mile to a point in the public highway running east and west and ending at said point in said public highway.

You are hereby authorized to cause said highway to be opened and kept in repair in the matter as provided by law.

I certify the foregoing to be a true and complete copy of the record of the Board of Commissioners of said county in relation to the location to the said highway.

Charles E. Shields, Auditor

ATTEST

Charles E. Shields

Auditor of Hendricks County

W. A. Gregory
H. A. Haynes
John E. Vestal

Board of Commissioners

IN THE MATTER OF PETITION
OF EDGAR HUFFORD ET AL FOR
THE OPENING OF A HIGHWAY
IN LINCOLN TOWNSHIP

Comes now Edgar Hufford and eleven others and present their certain petition for the opening of a public highway in Lincoln Township, Hendricks County Indiana, which petition in the following words and figure to Wit:

To the Honorable the Board of Commissioners of Hendricks County:

GENTLEMEN: The undersigned petitioners to your Honorable Board represent as follows: That they are resident free holders of the County aforesaid, and that six of them reside in the immediate neighborhood of, and are interest in the opening of a public highway on the following described route, to Wit: Commencing at the south west corner of the north-east quarter of the south-east quarter of section fifteen Township sixteen, north, Range one east; thence running east eighty rods more or less the east line of said section fifteen; thence south thirty tow feet, thence west on a line paralled with the section line running east and west through the center of said section fifteen, eighty rods, more or less to a point thrity two feet south of said beginning point; thence north thirty-two feet to the place of beginning:

NAMES OF PERSONS WHOSE LAND WILL BE AFFECTED

John T. Hufford, Brownsburg, Indiana, Route No. 1.
Edgar Hufford, Brownsburg, Indiana, Route No. 1.

That all persons whose lands will be affected by said proposed public highway have signed said petition.

You are further notified that the above named place on the above named date the said Board of Commissioners will hear said petition and if the same be regular in manner and form the Board will be asked to appoint three viewers to view said proposed highway and make their report to the Board as to whether the same will be of public utility.

Edgar Hufford, and eleven others.

The State of Indiana, Hendricks County ss:

Edgar Hufford 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 August 1929, and further, that twelve of the signers on the within petition are freeholders, six of who now live in the immediate neighborhood of the within proposed highway.

Edgar Hufford

Subscribed and sworn to before me, this 1st day of July 1929

Charles E Shields

IN THE MATTER OF EDGAR HUFFORD
ROAD, CONTINUED

ORDER TO VIEW ROAD

THE STATE OF INDIANA, Hendricks County SS:

August term 1929

TO Wm P Cook, Charles Hadley and Fred M. Breedlove

You are hereby notified that you were appointed by the Board of Commissioners of said county at their August term 1929 to view a proposed ~~said~~ highway as follows, to wit:

Commencing at the south west corner of the north east quarter of the south east quarter of section 15, township 16 north of range 1 east; Thence running east 80 rods, more or less, to the east line of said section 15, Thence south 32 feet; Thence west on a line parallel with the section line running east and west through the center of said section 15, eighty rods, more or less to a point 32 feet south of said beginning point; Thence north 32 feet to the place of beginning.

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 32 feet.

you will meet at the office of Charles E Shields Auditor whose office is in the Court House, in the Town of Danville on Friday the 9th day of August 1929 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 5th day of August 1929.

Charles E. Shields
Auditor

OATH OF VIEWERS

State of Indiana, Hendricks County ss:

WE, Wm. P. Cook, Charles Hadley and Fred M. Breedlove, 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.

Wm. P Cook

Charles Hadley

Fred M. Breedlove

Subscribed and sworn to before me, this 9th day of August 1929. Fee for affidavit,
_____cents.

Charles E Shields
Auditor

ROAD VIEWERS REPORT

To the Honorable Board of Commissioners of Hendricks County, Indiana:
We, the undersigned viewers, who were appointed by your honorable body at your August term, 1929 to view a proposed highway, as petitioned for by Edgar Hufford et al. have discharged the duty assigned us, and submit to you the following report, to wit:

We met as directed in the order hereunto attached and made a part hereof, and after being duly qualified as appears therein, proceeded to view such proposed highway in the manner as by law prescribed, which by metes and bounds and course and distance is as follows, to wit: The said proposed highway to be 32 feet in width, and commences at the south west corner of the north east quarter of the south east quarter of section 15, township 16 north, range 1 east; Thence running east 80 rods, more or less, to the east line of said section 15; Thence south 32 feet; Thence west on a line parallel with the section line running east and west through the

center of said section, 80 rods, more or less to a point 32 feet south of said beginning point; Thence north 32 feet to the place of beginning.

And we are of the opinion that said highway would _____ be of public utility.

Respectfully submitted,

Wm Preston Cook

Charles Hadley

Fred M. Breedlove

Viewers

ORDER TO OPEN ROAD

The State of Indiana, Hendricks County SS:

August term 1929

To George Nash, Trustee of Lincoln Township

You are hereby notified that the board of commissioners of said county, at their August meeting 1929 located and established a public highway as follows to wit: Commencing at the south west corner of the NORTH east quarter of the south east quarter of section 15, township 16 north of range 1 east; Thence running east 80 rod, more or less, to the east line of said section 15; Thence south 32 feet; Thence west on a line parallel with the section line running east and west through the center of said section 15, eighty rods, more or less to a point 32 feet south of said beginning point; Thence north 32 feet to the place of beginning.

And if said proposed highway will be _____
you are hereby authorized to cause said highway to be opened and kept in repair in the manner as provided by law,

I certify the foregoing to be a true and complete copy of the record of the board of commissioners of said county in relation to the location of said highway,

Given under my hand and official seal, at Danville, Indiana, this 8th day of August 1929.

Charles E Shields

Auditor

In the Matter of the Petition of
Harold M. Knetzer et al to take over
a Public Highway as a part of the
Free Gravel Road System of the County.

Come now Harold M. Knetzer and others, and present and file their certain
petition asking that a certain highway in Middle Township, Hendricks County, Indiana,
be taken over and made a part of the Free Gravel Road System of the County, which
petition is in the following words and figures, to wit:

~~Beginning at a point in the public highway known as the Pittsboro and Lebanon Road
at or near the center North of the Northeast quarter of Sec. 25, Township 17 North,
range 1 west, and running thence west along the public highway already established to the
center North of section 26, Township and range aforesaid and ending at said point at or
near the said center North of said section 26, township and range aforesaid.~~

And now the Board having inspected the highway described in said petition, and
being duly advised and informed in the premises, finds that said highway conforms to the
requirements as provided by law to be taken over as a County Free Gravel Road.

It is therefore ordered by the Board that the following described highway, to wit:

Beginning at a point in the public highway known as the Pittsboro and Lebanon Road at
or near the center North of the Northeast quarter of Sec. 25, Township 17 North range 1
West, and running thence West along the public highway already established to the center
North of section 26, township and range aforesaid and ending at said point at or near
the said center north of said section 26, township and range aforesaid. he and the same
is hereby made a part of the Free Gravel Roads of the County and is to be kept up by the
County.

Taken over on date of August 5th, 1929

Attest:

Charles E. Shields

Auditor Hendricks County

M. A. Jorgensen
H. A. Haynes
John E. Vistal

In the Matter of the Petition of
Fred Harris et al to take over
a public Highway as a part of the
Free Gravel Road System of the County.

Come now Fred Harris, and others, and present and file their certain petition asking that a certain highway in Marion Township, Hendricks County, Indiana, be taken over and made a part of the Free Gravel Road System of the County, which petition is in the following words and figures, to wit: (Here Insert).

And now the Board having inspected the highway described in said petition, and being duly advised and informed in the premises finds that said highway conforms to the requirements as provided by law to be taken over as a County Free Gravel Road. It is therefore ordered by the Board that the following described highway, to wit:

Beginning at a point in the public highway at the northeast corner of section 2, in township 15 north, range 2 west in Marion township, said county, and state, and running thence west one half mile to the center North of said section 2, township and range aforesaid, and ending at said point. . . be the same is hereby made a part of the Free Gravel Roads of the County and is to be kept up by the County.

Taken over on date of August, 5th, 1929

Attest:

Charles Shields

Auditor Hendricks County

M. A. Gregory
H. A. Haynes
John E. Vestal

In the Matter of the Petition
of D.W.Carter et al to vacate
a Public highway.

Come now D.W. Carter, and others, and present and file their certain petition asking that a certain highway in Washington Township, Hendricks County, Indiana be vacated:

TO THE HONORABLE THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY;

GENTLEMEN: The undersigned petitioners to your Honorable Board represent as follows: That they are resident freeholders of the County aforesaid, and that six of them reside in the immediate neighborhood of, and are interest in the vacation of a public highway on the following described route, to wit: Commencing ..

Beginning at a point on the South line of the right-of-way of U.S. Highway No. 36, approximately two thousand nine hundred twenty (2,920) feet West and thirty (30) feet south of the Northeast corner of section 10, township 15, North of range one (1) east, at which point said south line of said U.S. highway is intersected by the center line of the old and former route of State highway No. 31, and from said beginning point running thence in a westerly direction along and upon the center line of said former location along and through the lands of Orlando D. Davis and David W. Carter to a point where the center line of said old road intersects the North and South center line of the Northwest quarter (NW $\frac{1}{4}$) of Section 10, township 15, North of range one (1) East.

Total length being approximately one thousand three hundred (1,300) feet.

Signed by D.W. Carter et al.

IN the Matter of the Petition of
Brewer Hadley et al to vacate a
Public Highway.

Come now Brewer Hadley, and others, and present and file their certain petition asking that a certain highway in Washington township, Hendricks County, Indiana, be vacated :

TO THE HONORABLE THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY;

GENTLEMEN: the undersigned petitioners to your Honorable Board represent as follows:

That they are resident freeholders of the County aforesaid, and that six of them reside in the immediate neighborhood of, and are interested in the vacation of a public highway on the following described route, to wit: Commencing

Beginning at a point on the South line of the right-of-way of U.S. Highway No. 36 approximately one thousand (1,000) feet East, and thirty (30) feet south of the Northwest corner of section 9, township 15, North of range one (1) east, at which point said South line of said U.S. highway is intersected by the center line of the old and former route, of state Highway No. 31, and from said beginning point running thence in an easterly direction along and upon the center line of said former location along and through the lands of High C. Brown and Hendricks County, to a point where the center line of said old road intersects the North and South center line of the Northwest quarter (NW $\frac{1}{4}$) of Section 9, township 15, North of range one (1) East.

Total length being approximately five hundred thirty (530) feet.

Signed by Brewer Hadley et al.

Attest: _____

Auditor Hendricks County

In the Matter of D.W. carter

ORDER TO VIEW ROAD

THE STATE OF INDIANA)
Hendricks County)

) SSS

COMMISSIONERS' COURT.

October TERM. 1929

To Albert Gentry, William Bowen and W.H.Walls:

You are hereby notified that you were appointed by the Board of Commissioners of said County, at their October Term, 1929, to view a proposed highway, as follows, to wit:

Commencing at a point on the south line of the right-of-way of U.S. highway No. 36 approximately two thousand nine hundred twenty (2,920) feet west and thirty (30) feet south of the Northeast corner of section 10, Township 15, North of range one (1) East, at which point said south line of said U.S. highway is intersected by the center line of the old and former route of state Highway No. 31, and from said beginning point running thence in a westerly direction along and upon the center line of said former location along and upon through the lands of Orlando L. Davis and David W. Carter to a point where the center line of said old road intersects the North and south center line of the Northwest quarter of section 10, Township 15, North of range one (1) East.

Total length being approximately one thousand three hundred (1,300) feet.

If said proposed vacation highway will be of public utility, mark and lay out the same, in the manner prescribed by law, to the width of 0 feet.

You will meet at the office of Charles E. Shields, Auditor, who resides Danville, Indiana, on Tuesday the 15th day of October, 1929 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 true copy of the order of the Board in relation to said proposed highway. Witness my hand and official seal, this 14th day of October, 1929

Charles E. Shields Auditor.

OATH OF VIEWERS

STATE OF INDIANA, Hendricks COUNTY, ss:

We, Albert Gentry, William Bowen and W.H.Walls, 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.

William H. Walls
Albert Gentry
Wm V. Bowen

Subscribed and sworn to before me, this 15th day of October, 1929
Fee for affidavitcents.

Charles E. Shields
Auditor

ROAD VIEWERS' REPORT

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

We, the undersigned Viewers, who were appointed by your honorable body at your regular October Term, 1929, to view a proposed highway, as petitioned for by D.W. Carter, et al., have discharged the duty assigned us, and submit to you the following report, to wit:

We, met as directed in the order hereunto attached and made a part hereof, and after being duly qualified as appears therein, proceeded to view such proposed highway in the manner as by law prescribed, which by metes and bounds and course and distance is as follows, to wit: The said proposed vacation of highway to be no feet in width, and commence at a point on the south line of the right-of-way of U.S. Highway No. 36 approximately two thousand nine hundred twenty (2,920) feet west and thirty (30) feet south of the Northeast corner of section 10, township 15, North of range one (1) east, at which point said south line of said U.S. Highway is intersected by the center line of the old and former route of state Highway No. 31, and from said beginning point running thence in a westerly direction along and upon the center line of said former location along and through the lands of Orlando L. Davis and David W. Carter to a point where the center line of said old road intersects the North and south center line of the Northwest quarter of section 10, Township 15 North of range one (1) east.

Total length being approximately one thousand three hundred (1300) feet.

Ordered vacated by Board of Com's in Regular session 11-4-29 and Oscar Bradford Trustee notified of same 11-5-29

And we are of the opinion that the said vacation of highway would be of public utility.

Respectfully submitted,

William H. Walls)
Albert Gentry) Viewers
Wm V. Bowen)

In the Matter of Brewer Hadley

ORDER TO VIEW ROAD

THE STATE OF INDIANA)
Hendricks county.)

SS:

COMMISSIONERS' COURT

October TERM. 1929

To Albert Gentry, William Bowen and W.H.Walls:

You are hereby notified that you were appointed by the Board of Commissioners of said County, at their October Term, 1929, to view a proposed highway, as follows, to wit: Commencing at a point on the south line of the right-of-way of U.S. Highway No. 36 approximately one thousand (1000) feet east, and thirty (30) feet south of the Northwest corner of section 9, township 15, North of range one (1) east, at which point said south line of said U.S. Highway is intersected by the center line of the old and former route, of State highway No. 31, and from said beginning point running thence in an easterly direction along and upon the center line of said former location along and through the lands of Hugh C. Brown and Hendricks County, to a point where the center line of said old road intersects the North and south center line of the Northwest quarter of Section 9, township 15, North of range one (1) east.

Total length being approximately five hundred thirty (530) feet.

If said proposed vacation of highway will be of public utility, mark and lay out the same, in the manner prescribed by law, to the width of no feet.

You will meet at the office of Charles E. Shields Auditor, who resides Danville, Indiana on Tuesday the 15th day of October 1929 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 14th day of October, 1929

Charles E. Shields Auditor.

OATH OF VIEWERS

STATE OF INDIANA, Hendricks COUNTY, ss:

We, Albert Gentry, William Bowen and W.H.Walls, do solemnly swear that we will faithfully and impartially discharge the duties assigned us as viewers on the within proposed highway to the best of our skill and ability, so help us God.

William H. Walls

Albert Gentry

WM. V. Bowen

Subscribed and sworn to before me, this 15th day of October, 1929

Fee for affidavit...cents

Charles E. Shields Auditor

ROAD VIEWERS' REPORT

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

We, the undersigned, Viewers, who were appointed by your honorable body at your regular October Term, 1929, to view a proposed highway, as petitioned for by Brewer Hadley et al., have discharged the duty assigned us, and submit to you the following report, to wit:

We met as directed in the order hereunto attached and made a part thereof, and after being duly qualified as appears therein, proceeded to view such proposed highway in the manner as by law prescribed, which by metes and bounds and course and distance is as follows, to wit: The said proposed vacation of highway to be no feet in width, and commences at a point on the south line of the right-of-way of U.S. Highway No. 36 approximately one thousand (1,000) feet east, and thirty (30) feet south of the Northwest corner of section 9, township 15, North of range one (1) east, at which point said south line of said U.S. Highway is intersected by the center line of the old and former route of state highway No. 31 and from said beginning point running thence in an easterly direction along and upon the center line of said former location along and through the lands of Hugh C. Brown and Hendricks County, to a point where the center line of said

old road intersects the North and South center line of the Northwest quarter of Section 9, township 15, north of range one (1) east.

Total length being approximately five hundred thirty (530) feet.

Ordered vacated by Board of Com's Nov. 4-1929 and notice sent to Oscar Bradford, trustee by Auditor Nov. 5-1929

And we are of the opinion that the said vacation or highway would be of public utility.

Respectfully submitted,

William H. Walls)
Albert Gentry) Viewers.
Wm. V. Bowen)

In the Matter of Petition to
take over at Township Highway, petition by
M.C. Ancher et al, in Clay township
Hendricks County, Indiana

Come now the petitioners in the above matter and the Board of Commissioners having viewed the above highway find that said road has been fully improved in accordance with specifications for county highways duly adopted and approved by the Board of Commissioners February 4, 1924 and It is therefore now ordered by the Board that the following described highway in Clay township, Hendricks County, Indiana, to-wit:

Beginning at a point in the public highway at the Northwest corner of section 1, Township 14 North, range 2 west, and running thence East along the public highway to the line between Clay and Liberty townships, said County and state, and ending said point.

be now made a part of the system of County Highways in said County and state, and be maintained as such from this date.

Signed November 4th, 1929

M.A. Gregory
John E. Vestal
Frank A. Haynes

In the Matter of Petition to
take over at Township Highway, petition by
Howard L. Rhea in Franklin township,
Hendricks County, Indiana.

Come now the petitioners in the above matter and the Board of Commissioners having viewed the above highway find that said road has been fully improved in accordance with specifications for county highways duly adopted and approved by the Board of Commissioners February 4, 1924 and it is therefore now ordered by the Board that the following described highway in Franklin Township, Hendricks County, Indiana, to wit: Beginning at a point in the public highway running North and south through the center of section 36, township 14 North, range two west, in Franklin Township, Hendricks County, Indiana, where the said highway is intersected by the Stilesville and Monrovia Free Gravel Road, and running thence south to the county line between Hundred and Morgan Counties, and ending at said point in the county line, connects with a County free gravel Road and Be now made a part of the system of County Highways in said County and State, and be maintained as such from this date.

Signed November 4th, 1929

M.A. Gregory
John E. Vestal
Frank A. Haynes

Attest:
Auditor Hendricks County

IN THE MATTER OF EMERGENCY,
ORDINANCE FOR BRIDGE REPAIR.

Section 1.

Be it resolved by the Board of Commissioners of Hendricks County, Indiana, that,

Whereas certain bridges and culverts in Hendricks County, Indiana, are greatly in need of repair by reason floor being broken in one instance, foundation being in weakened and culvert broken in another instance and that in each of said instances said bridges and ford are now dangerous for public travel, and whereas the Board of Commissioners of Hendricks County, Indiana, have made a personal investigation of each of said culverts and bridges and have received estimates of the cost of repairs, thereof from the County Engineer (and said County Engineer has duly caused survey and estimates therefore to be made and have duly prepared specifications for said culverts and bridges and which estimates and specifications for said culverts and bridges are now on file in the office of the Auditor of Hendricks County, Indiana, and said Board of Commissioners are of the opinion that an emergency exists for the immediate repair of said culverts and bridges therefore:

Section II.

Be it further resolved, that public convenience requires and an emergency exists for the immediate construction and repair of the following bridges and culverts:

That a new block floor be placed on the Hornaday Bridge, which bridge is near the center south of the South West Quarter of Section ten, Township 16, North Range 1 East on the Tilden, Brownsburg Free Gravel Road in Lincoln Township, Hendricks County, Indiana.

That a new concrete culvert be constructed, known as the Woodward Bridge which is near the center of the North East quarter of Section 13, Township 14 North, Range 1 West on Township Road south-east of Belleville, in Liberty Township, said county and state.

That a new concrete culvert be constructed known as the Phillips Bridge near the Southwest corner of Section 14, Township 14 North, Range 1 East, on Township Road, in Guilford Township, said county and state.

That whereas an emergency exists for the immediate taking effect of this resolution the same shall be in full force and effect from and after its passage.

Adopted this 4th day of November, 1929.

M. A. Gregory
John E. Vestal
Frank A. Haynes
Board of Commissioners.
Hendricks County, Indiana

ATTEST: Charles E. Shields
County Auditor.

ATTEST: Charles E. Shields
Auditor Hendrick County.

M. A. Gregory
John E. Vestal
Frank A. Haynes
Board of Commissioners

IN THE MATTER OF THE PETITION
OF STEPHEN MALONEY ET AL, FOR THE
IMPROVEMENT OF A PUBLIC HIGHWAY
IN BROWN TOWNSHIP, HENDRICKS
COUNTY, INDIANA, BY TAXATION.

December 2nd, 1929.

Come now again the petitioners herein, and it appearing to the Board of Commissioners that more than twenty days have elapsed since the 2nd day of February, 1920, the same being the date set for the hearing on the petition herein, and no remonstrance against the improvement prayed for therein having been filed or presented by any of the freeholders and legal voters of Brown Township, Hendricks County, Indiana, the same being the Township in which said proposed improvement is located, it is now, therefore, ordered by the Board that said petition be spread of record in the records of the Auditor's office of said Hendricks County, Indiana, which is now accordingly done, and which petition and the names of the signers thereto and the endorsements thereon are in the following words and figures, to-wit:- (See file on S.J. Maloney Road-for names on petition)

And now the petitioners ask that Viewers be appointed pursuant to the petition herein, and the Board, being fully advised and informed in the premises, finds that Viewers and an Engineer should be appointed and does now appoint J. W. Thompson and Chas B. Davidson, as Viewers, and George R. Harvey as Engineer to view said road and the improvement thereof, and make their report thereon, and if they find that the improvement petitioned for will be of public utility that they then proceed to make plans and specifications for such improvement.

And the Board further finds that said Viewers and Engineer are responsible freeholders of Hendricks County, Indiana, and voters of said County, and are not residents of nor the owners of any taxable property in said Brown Township, Hendricks County, Indiana. And said Board finds that George R. Harvey is a competent Civil Engineer, competent to prepare the plans and specifications and do whatever is proper and necessary for an Engineer to do in such improvement.

And the Board does now order that said Viewers and Engineer shall meet at the Auditor's Office in the Court House, in Danville, Indiana, on the 9th day of December, 1929, at 9:00 o'clock A. M. and take and subscribe an oath to faithfully and impartially discharge their respective duties as such Engineer and Viewers in this proceeding.

And said Engineer and Viewers are further directed to proceed to the discharge of their duties herein as provided by law, and proceed to view said proposed improvement, and if they find that the same should be made, that they present and file their report, plans and specifications, on the _____ day of _____ 19____.

All of which is hereby ordered and adjudged by the Board.

And further proceedings herein are continued.

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, Hendricks
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Part.

IN THE MATTER OF CONTRACT
FOR GRAVEL

This agreement made and entered into this 11th day of December, 1929, by and between the Board of Commissioners of the County of Hendricks, State of Indiana, party of the first part, and Clinton Johnson of Hendricks County, Indiana, party of the second part, Witnesseth:

The party of the second part hereby agrees to dip gravel out of streams at places designated by said party of the first part in Hendricks County, Indiana, and place said gravel in piles at places designated on bank of said streams in a convenient place to be trucked or hauled by County Trucks. All of said gravel to be to the approval of the County Highway Superintendent and the party of the first part and to be suitable for repair of said County Highways.

The party of the first part hereby agree to pay to the party of the second part thirty cents per cubic yard for dipping said gravel, and placing same as above specified in piles convenient to be hauled by said trucks, this contract being complied with. Claims for said labor shall be filed and allowed by said party of the first part as other claims against said Hendricks County, upon the approval of the County Highway Superintendent. Said claims to be filed as said gravel is placed upon said highways.

In Witness Whereof said parties have hereunto subscribed thier names this 11th day of December, 1929.

M. A. Gregory
John E. Vestal
Frank A. Haynes
Board of Commissioners, Hendricks
County, Party of the First Part.
Clinton Johnson
Party of the Second Part.

ATTEST:

Charles E. Shively
County Auditor.

M A Gregory
John E Vestal
F A Haynes
Board of Commissioners

January Term - 1930

IN THE MATTER OF THE GEORGE H.
HENNING ET AL ROAD IN BROWN TOWN-
SHIP HENDRICKS COUNTY, INDIANA.

'Comes now the petitioners in the above entitled proceedings and present and file their certain petition to change the material specified in the plans and specifications, heretofore approved, for the top surface of said road, which petition is in the following words and figures, to-wit: (H.I.). And the Board having examined said petition and having heard the evidence adduced in support thereof, and duly advised and informed in the premises doth now find as follows:

That the prayer of said petition should be granted and that the said petition has been signed by a majority of the original petitioners in these proceedings.

That it would be for the best interests of said improvement to change the plans and specifications heretofore made and approved so as to provide that the top course of material should be gravel instead of rock as originally specified; that such change would reduce the cost of said road and would be best for the best interests of such improvement and make a more suitable road for the locality in which said road is located.

And the Board further finds that the financial condition of Brown Township, Hendricks County, Indiana, is such that said improvement can now be made.

It is therefore ordered by the Board that the plans and specifications heretofore approved be and they are hereby ordered changed so as to make the top course of said road to be shipped gravel instead of stone as originally specified. And it is hereby ordered that _____ Tons of such gravel be spread in accordance with the directions of the engineer, as a top course of said road.

It is further ordered that in all other respects said plans and specifications be as they were originally made and approved.

And now the Board adjudges that the financial condition of Brown township, Hendricks County, Indiana, is such that said improvements can now be made, and ~~does~~^{not} herein adjudge and determine that Bonds be issued against said township in the sum of \$_____ to provide funds with which to construct said improvement.

And the Auditor is directed to give notice of this determination as by law provided.

PETITION.

State of Indiana

Hendricks County ^{ss:}

In the Commissioners Court,
January term, 1930.

In the matter of the Petition of
G. H. Henning et al for the Improve-
ment of a Public Highway in Brown
Township, Hendricks County, Ind.

We, the undersigned, represent and say that we constitute a majority of the original petitioners for the improvement of the above entitled highway in Brown Township, Hendricks County, Indiana.

We further represent and say that the report of the viewers and engineer heretofore appointed in the above entitled improvement provided for a two course, water bound, stone construction of such road.

We petition your honorable board to change such report so as to make such construction of said road a two course construction with the lower course of stone and the upper course to be of gravel.

And we assign for a reason therefor that such change as herein petitioned for will make a better and more suitable road for the locality in which said road is situated. And we further say that such change of material for such upper course will cost less than a two-course stone water bound road.

Wherefore we ask that such change of material as herein prayed for be made by the Board.

Names.

G. H. Henning, Grant Arbuckle, Harry H. Hopkins, Ernest L. Burns, Leon Eaton, B. C. Nash, P. M. Long, R. T. Richwine, Oliver H. Amick, P. B. Herring, C. O. Marker, J. C. Johnson, W. F. Wiley, Frank Marvel, Charles A. Sullivan, Martin Dugan, P. C. Hogan, Edgar Wilson, John F. Dugan, James M. Wright, Daniel Hession, Fred S. Hough, W. R. Hough, Charles R. Reed, Pat King, John Maloney, S. J. Maloney, M. J. Collins, James H. Hogan, Thomas Hogan, Michael Hogan, John T. Lee, Charles Pennington, J. M. Tarpey, F. F. Money, A. O. McDaniel, Ed O'Toole, Edward Fahy, Martin Fahy, Wilbur Lowder, J.P. Lowder, Hannah Hession, Otis DeLong, Pat Fahy, J. Chitwood, Harry M. Garner, W. R. Kenney, H. E. Tharp, W. P. Johnson, C. B. Phillips, Lucian Funkhouser, Hollace Cunningham, Joseph Leonard, Patrick Quinn, Thomas Kinney, C. O. Coffman, D. E. Scott, J. F. Everett, Everett T. Hopkins.

IN THE MATTER OF THE PETITION OF
MAURICE SUTHERLIN ET AL FOR AN
IMPROVEMENT OF A PUBLIC HIGHWAY IN
CLAY TOWNSHIP HENDRICKS COUNTY INDIANA
BY TAXATION.

Comes now again the petitioners in the above entitled proceedings and respectfully shows to the Board of Commissioners that pursuant to an order made on the ____ day of September, 1927, and a notice thereof issued by the Auditor of Hendricks County, which notice is in words and figures following, to-wit:

State of Indiana
Hendricks County, ss:

Commissioners' Court,
September Term, 1927.

RO Davis Hadley, Wm. J. Thompson & Geroge R. Harvey,:

You are hereby notified that you were appointed by the Board of Commissioners of said County at their September Term, 1927, to view a proposed highway as follows, to-wit: Commencing at the east terminus of said highway beginning with the center thereof at the east one-half mile stone on the center east of Section 30, Township 15, North of Range 2 West, and running thence west with the center of said highway on the one-half section line dividing said section 30 north and south for a distance of three fourths miles; thence due south for a distance of about one fourth miles to the north line of the Right of Way of the Cleveland, Chicago and St. Louis R.R.; thence in a south western direction along the north line of said R. R. Right of Way for the distance of one fourth mile to the west line of said Clay Township, and of said proposed highway will be of public utility, mark and lay out the same, in the manner prescribed by law to the width of 30 feet. You will meet at the office of County Auditor who resides at Danville, Indiana, on Tuesday the 13th day of September, 1927, 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 of in relation to said proposed highway. Witness my hand and official seal this 12th day of September, 1927.

Floyd L. Wicker Auditor.

That said viewers and engineer appointed in these proceedings met on the 13th day of September, 1927, at the office of the Auditor of Hendricks County, Indiana, and took the oath as provided by law and otherwise qualified to faithfully discharge their duties in these proceedings, and said engineer having further qualified by filing his bond in the penal sum of \$5000.00, being the amount fixed by the Board of Commissioners of Hendricks County, which bond was duly approved by the Board of Commissioners, and is in words and figures following, to-wit: (Here Insert) and now the Board finds that said viewers and their engineer filed their report in these proceedings in the office of said Auditor in said County on the 26th. day of July, 1929, and that the same remained on file in said Auditor's office open to the inspection of any person, persons or corporation for more than ten days prior to the regular term of said Board of Commissioners in August 1929, and before the filing of the supplemental report herein and afterwards; to-wit: on the 5th day of August, 1929 said viewers and engineer filed their supplemental report herein which supplemental report is in words and figures following, to-wit: (Here insert) and now from said supplemental report the Board finds that the improvements herein provided for in the plans and specifications will cause no injury to, nor will it damage any idiot, minor or person or unsound mind, and said Board further finds that no person or corporation has made any written claims to said reviewers or suggestions to said Board because of any injury to property by reason of said improvement, and the Board now finds that the said report and supplemental report of said viewers and engineer should in all things be approved.

The Board further finds that the highway described in said report and as provided in the plans and specifications is less than three miles in length, and that the same connects at one end with an improved free gravel road, and at the other end with the township line of Clay Township, Hendricks County, Indiana, and that the improvement of said highway as provided for in said report, plans and specifications, will be of public utility, and that said improvements should be ordered established as provided in said report, plans and specifications without submitting the same to an election of the voters of said township.

It is now therefore ordered by the Board that the report of the viewers and engineer and the supplemental report of said viewers and engineer be, and the same is hereby approved, and that the Auditor shall spread said report, and supplemental report, of record as follows, to-wit:

ORDER TO VIEW ROAD.

THE STATE OF INDIANA)
)SS:
 HENDRICKS COUNTY)

COMMISSIONERS' COURT,
 September Term, 1927.

To David Hadley, Wm. J. Thompson and George R. Harvey.

You are hereby notified that you were appointed by the Board of Commissioners of said County, at their September Term, 1927, to view a proposed highway, as follows, to-wit: Commencing at the east terminus of said highway beginning with the center thereof at the one-half mile stone on the center east of Section 30, Township 15 North of Range 2 West, and running thence west with the center of said highway on the one-half Section line dividing said section 30 north and south for a distance of three fourths miles; thence due south for a distance of about one fourth mile to the north line of the Right of Way of the Cleveland, Chicago and St. Louis R. R.; thence in a South western direction along the north line of said R. R. right of way for the distance of one fourth mile to the west line of said Clay Township.

and, if said proposed highway will be of public utility, mark and lay out the same, in the manner prescribed by law, to the width of 30 feet.

You will meet at the office of County Auditor, who resides at Danville, Indiana, on Tuesday, the 13th day of September, 1927, 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 12th day of September, 1927.

Floyd L. Whicker, Auditor.

OATH OF VIEWERS.

STATE OF INDIANA, HENDRICKS COUNTY, SS:

We, David Hadley, Wm. J. Thompson and George R. Harvey, 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.

David Hadley
 Wm. J. Thompson
 Geo. R. Harvey

Subscribed and sworn to before me, this 13 day of September, 1927.

Floyd L. Whicker

Auditor Hendricks County.

ROAD VIEWERS' REPORT.

TO THE HONORABLE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, INDIANA:

We, the undersigned Viewers, who were appointed by your honorable body at your regular Sept. Term, 1927, to view a proposed highway, as petitioned for by Maurice Sutherland, et al., have discharged the duty assigned us, and submit to you the following report, to-wit:

We met as directed in the order hereunto attached and made a part hereof, and after being duly qualified as appears therein, proceeded to view such proposed highway in the manner as by law prescribed, which by metes and bounds and course and distance is as follows, to-wit: The said proposed highway to be 40 feet in width, except on cuts and fills where the same shall be widened to include the slope thereof, as shown by the plans and cross sections, which plans and cross sections, together with the specifications for said improvement are made a part of this report and incorporated herein by reference thereto. Said improvement commences at the east half mile stone of Section 30, township 15 North of range two west, and runs thence west on and along the east and west center line of said Section 30, to the center west of center of said section 30, thence south to a point 20 feet north of north right of way line of the C.C.C. & St. L. Railroad Company thence westerly parallel to said right of way line to the west line said Section 30, and terminating in the west line of Hendricks Co. Total length 1.33 miles or 7015 feet. Said improvement lies wholly within Clay Township, said Hendricks County, Indiana, is less than threemiles in length and begins in a free gravel road and terminates in a township line, all as required by law.

We estimate the cost of said improvement at \$11,800.00.

And we are of the opinion that said highway would be of public utility.

Respectfully submitted,

David Hadley
 W. J. Thompson Viewers.
 Geo. R. Harvey.

SUPPLEMENTAL REPORT OF VIEWERS.

TO THE HONORABLE BOARD OF COMMISSIONERS:

In the Matter of the petition of Maurice Sutherland, et al, for the improvement of highway.

We, the undersigned, Viewers, heretofore appointed in the above cause, and who as such viewers, on the 26th day of July, 1929, filed our report in the above cause as ordered by you in your order appointing us, and ten days having expired since the filing of the same, now file this as our supplemental report, to-wit:

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

Respectfully submitted,
David Hadley
Wm. J. Thompson
Geo. R. Harvey,
Viewers.

Subscribed and sworn to before me this the 5th day of Aug. 1929.
Charles E. Shields,
Auditor Hendricks County.

It is further ordered that the improvement as shown by the report, plans and specifications and profiles herein approved, be and the same is hereby ordered, and established, and that said improvements shall be made in accordance with said report, plans, specifications and profiles.

The Board further finds that the total indebtedness of Clay Township, Hendricks County, Indiana, the same being the Township in which said highway proposed to be improved is located, including all the costs and expense of this improvement, and bonds heretofore issued for the improvement of highways will not exceed 2% of the total assessed taxable value of the property in said Township.

It is further ordered by the Board and said Board does now determine to issue bonds in the sum of \$12,800.00 against Clay Township, Hendricks County, Indiana, to provide sums for the construction of the said highway herein ordered constructed, and to pay the costs and expense connected therewith, as provided by law, and the Board hereby orders and determines that said bond shall draw interest at the rate of 4 1/2% per annum, payable semi-annually, covering a period of ten years, and that said bonds shall be twenty (20) in number and that they shall be issued in series two in each year, until all of said bonds shall be paid.

And the Auditor is now directed to give notice, as the law provides, of such determination of this Board and further proceedings are herein continued.

IN THE MATTER OF THE PETITION
OF N. W. SCOTT ET AL FOR THE IMPROVEMENT
OF A PUBLIC HIGHWAY IN UNION TOWNSHIP,
HENDRICKS COUNTY, INDIANA, BY TAXATION.

Comes now the petitioners in the above entitled matter and it appearing to the Board that more than twenty days have elapsed since the former hearing on the petition herein, and, as the Board does now find, that no remonstrance has been presented or filed by any of the freehold voters of Union Township, Hendricks County, Indiana, against the improvement herein in these proceedings petitioner for, and no reason appearing to the Board why viewers and an engineer should not be appointed herein, the Board does now appoint William J. Thompson and Albert Gentry, as viewers, and George R. Harvey, County Engineer, as engineer on said proposed improvement. And now the Board finds that said viewers are responsible freehold voters of Hendricks County, Indiana, and are not residents of nor the owners of any taxable property in said Union township, Hendricks County, Indiana, the same being the township in which said improvement is located. And the Board does also further find that said George R. Harvey is the County Surveyor and County Engineer of Hendricks County, Indiana, and is a competent licensed civil engineer.

And now the Auditor is directed and ordered to spread the petition filed herein of record in the proper records in the office of the Auditor of Hendricks County, Indiana which is now according done and which is in the following words and figures, to-wit:

PETITION

STATE OF INDIANA)
)SS:
HENDRICKS CO UNTY)

In the Commissioners Court,
September Term, 1928.

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

Gentlemen: We, the undersigned, represent and allege that we are and constitute more than fifty (50) freeholders and voters of Union township, Hendricks County, Indiana.

And we ask that your honorable board take the necessary and proper steps to improve by grading, draining, ditching, bridging and by placing thereon either gravel, stone or stone and gravel, or other suitable road building material, the following described public highway, lying and being in Union Township, Hendricks County, and state of Indiana, and described as follows, to-wit:

Beginning at a point in a County Free Gravel Road at or near the Southwest corner of the Southeast quarter of the South East quarter of section 27, township 17 North, range 1 west, and running thence South on and along the public highway already established to a point in the Indianapolis and Crawfordsville Road and ending in said road, which road these petitioners allege is a County Free Gravel Road.

And these petitioners herein allege and say that said above described highway has both termini in County Free Gravel Roads and is less than three miles in length; that said road needs to be improved and made a County Free Gravel Road; that the improvement of said highway would be of public utility.

Wherefore we ask that you make said improvement as by law provided; that you issue and sell bonds to provide funds for the making of said improvement not less than 30 feet wide and that you appoint viewers and an engineer to view said road and make their report, and that you do all that is legal and proper to cause said road to be improved under and pursuant to the "Three Mile Road Law".

Names.

N. W. Scott, John A. Woodward, Edgar Foster, Benny Ayers, James Armstrong, H. S. Montgomery, E. F. Covey, J. A. Wilson, M. C. F. Adams, E. D. Montgomery, L. R. Gray, D. A. Clements, J. H. Shirley, Vesper Bailey, JO. Burgan, James F. Leak, Geo. Huber, W. W. Dowden, W. C. Storm, Charles Gunn, Wm. B. Snyder, Sol Ellis, J. L. Fritts, F. M. Groover, Ora Scott, Earl L. Thompson, Ora Blacketer, J. W. Scott, Enos Scott, O. B. Oxley, Henry Bowman, Horace Scott, C. E. Biggs, John F. Fiscus, M. J. Montgomery, T. N. Kennedy, J. M. Dowden, M. F. Norman, Russell Shahan, Grant Reeves, E. B. Young, Wm. A. McDaniel, John Polan, John Ar. stong, Alva Gibson, Wm. Odom, Geo. M. Thompson, E. A. Leak, Norman Smith, Abram E. Vorhies, Clarence Ratliff, Marion Bailey, Jonathan Lowe, Omer O. Leak, Joseph C. Lowe.

And the Auditor is hereby ordered by the Board to give notice to said viewers and engineer of their appointment herein and that they will meet at the Auditor's Office at the Court House at Danville, Indiana, on Tuesday, the 18th day of February, 1930, at the hour of 10 o'clock A.M., to qualify and take the oath as by law provided. And said viewers and engineer are directed and ordered to make an inspection of said proposed improvement and if they find the same will be of public utility to make a full report and prepare and file plans and specifications for such improvement on or before the first Monday of May, 1930.

All of which is hereby ordered by the Board and further proceedings herein are continued.

(1930) Clerk (1930) (1930) (1930)

By Clerk . . .
Special Agent - 1-1-30

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MONDAY, MARCH 3, 1930

IN THE MATTER OF APPOINTMENT
OF ASSISTANT HIGHWAY SUPERINTENDENT.

Comes now F. M. Harrison, County Highway Supt, and appoints Hugh W. Clark of Danville, Indiana, as Assistant Highway Superintendent, for District No. 1, of said County, who presents the following bond:

BOND.

KNOW ALL MEN BY THESE PRESENTS, that I, Hugh W. Clark of Danville, Indiana, as principal, and we, UNION INDEMNITY COMPANY of New Orleans, La., Surety, 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 One Thousand (\$1,000.00) Dollars, for the payment of which well and truly made, we bind ourselves, our heirs, executors and administrators, jointly, severally and firmly, by these presents,

WITNESS our hands and seals, this 3rd day of February, 1930.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas the above bound Hugh W. Clark was, on the 3rd day of February, 1930, duly appointed Assistant Highway Superintendent for Repair of Free Gravel and Macadam Roads in District No. 1 in Hendricks County, Indiana.

NOW, if the said Hugh W. Clark shall well and faithfully discharge the duties of said office according to the provisions of an act entitled "An Act Concerning the Maintenance and repair of Free Gravel or Macadam Roads", approved March 15, 1913; keep an accurate and true account of labor employed and of all material used on highways under his supervision, and make due report as required by law, and, at the expiration of his term of office, make a complete settlement to the satisfaction of the County Highway Superintendent, of labor employed, and material used, and shall promptly deliver up to his successor in office all books, papers, vouchers and tools in his possession, belonging to said office, and faithfully perform all his duties as such Assistant Highway Superintendent, then the above obligation to be null and void, else to remain in full force and virtue by law.

(CORPORATE SEAL ATTACHED)

Hugh W. Clark (Seal)
UNION INDEMNITY COMPANY (Seal)
By Carey W. Gaston
Agent & Attorney-in-fact.

Accepted and approved by the Board of County Commissioners, this 3rd day of March, 1930.

M. A. Gregory)
F. A. Haynes) County Commissioners Hendricks
John E. Vestal) County

STATE OF INDIANA, HENDRICKS COUNTY, SS:

I, Hugh W. Clark, swear that I will support the Constitution of the United States and the constitution of the State of Indiana, and that I will faithfully, honestly and impartially discharge the duties of Assistant Highway Superintendent of Repairs of Free Gravel and Macadam Roads in District No. 1, in said County, to the best of my skill and ability.

Hugh W. Clark

Subscribed and sworn to before me, this 12th day of February, 1930.

(SEAL)

Carey W. Gaston,
Notary Public.

My commission expires Aug. 14, 1930.

STATE OF INDIANA, HENDRICKS COUNTY: SS:

Before me, the undersigned, a notary public in and for said County, this 12th day of February, 1930, personally appeared Hugh W. Clark and the Union Indemnity Company by and through Carey W. Gaston, Agent and Attorney in fact for said company and acknowledged the execution of the annexed bond.

WITNESS my hand and notarial seal, this 12th day of February, 1930.

(SEAL)

Effie Harvey
Notary Public.

My Com. expires Oct. 9, 1932.

IN THE MATTER OF PETITION FOR
THE IMPROVEMENT OF A CERTAIN ROAD
SOUTH OUT OF BROWNSBURG.

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

WHEREAS, the highway running into the Town of Brownsburg, Indiana from the South is among the most important and heavily traveled roads of Hendricks County, serving a large and growing public, and,

WHEREAS, this road is so heavily traveled that it is impossible for the County to maintain it in a proper condition with the present type of construction, and

WHEREAS, the communities served by this road pays a large part of the cost of upkeep of allroads throughout the County,

We, the undersigned petitioners, respectfully pray your Honorable Board to take steps toward this improvement by grading and widening, and construction of a permanent nature from such funds as are at your command, and to formulate a program for such construction of such highway from the North-west corner of Section 26, Township 16 North Range 1 East Northward to said highway intersection with State road # 34 at the intersection of Main and Green Streets in the Town of Brownsburg, Indiana.

O. M. Pruitt
Lee Kibbey
Claus B. Hollett
Wm. Richardson
M. H. Arbuckle

Charles Courtney
Bett Freeman
Thomas L. Burns
Leon Eaton
P. J. Wolfram

and one hundred eighty six other petitioners.

IN THE MATTER OF THE PETITION OF
MAURICE SUTHERLIN ET AL FOR THE
IMPROVEMENT OF A PUBLIC HIGHWAY IN
CLAY TOWNSHIP, HENDRICKS COUNTY, INDIANA
BY TAXATION.

Comes now the Auditor of Hendricks County, Indiana, and also come the petitioners in the above entitled matter, and present and file the proofs of the notice of determination to issue bonds in said matter, which proofs are in the following words and figures, to-wit: (H.I.)

And now the Board, having inspected such proofs of notice, finds that notice of such determination by the Board to issue bonds to provide funds for the construction of said above entitled improvements in the sum of \$12,800.00 has been given as by law provided.

And the Board further finds that no objections or petition of remonstrance by the tax payers of Clay Township, said county and state, have been presented or filed as by law provided. That no objections of any kind or character to such determination have been made.

And the Board, being duly advised and informed in the premises does now order and direct that the Auditor of Hendricks County, Indiana, shall give notice of a letting for the construction of said above entitled improvement for the 31st day of March, 1930, at the hour of 10:00 o'clock A.M. as provided by law in such cases.

And now further proceedings herein are continued.

IN THE MATTER OF THE PETITION OF
G. H. HENNING ET AL FOR THE IM-
PROVEMENT OF A PUBLIC HIGHWAY IN
BROWN TOWNSHIP, HENDRICKS COUNTY,
INDIANA, BY TAXATION.

Comes now the Auditor of Hendricks County, Indiana, and also come the petitioners in the above entitled matter, and present and file the proofs of the notice of determination to issue bonds in said matter, which proofs are in the following words and figures to-wit: (H.I.).

And now the Board, having inspected such proofs of notice, finds that notice of such determination by the Board to issue bonds to provide funds for the construction of said above entitled improvement in the sum of \$21,000.00 has been given as by law provided.

And the Board further finds that no objections or petition of remonstrance by the tax payers of Brown township, said county and state, have been presented or filed as by law provided. that no objections of any kind or character to such determination have been made.

And the Board, being duly advised and informed in the premises, does now order and direct that the Auditor of Hendricks County, Indiana, shall give notice of a letting for the construction of said above entitled improvement for the 31st day of March, 1930, at the hour of 10:00 o'clock A.M. as provided by law in such cases.

And now further proceedings herein are continued.

IN THE MATTER OF THE PETITION OF
W. F. FISHER ET AL FOR THE IMPROVE-
MENT OF A PUBLIC HIGHWAY IN MIDDLE
TOWNSHIP, HENDRICKS COUNTY, INDIANA
BY TAXATION.

Come now again the petitioners in the above entitled matter and it appearing to the Board that more than twenty days have elapsed since the 6th day of July, 1925, the same being the date set for the hearing herein, and no remonstrance against the improvement of the road having been filed or presented by any of the freeholders and legal voters of Middle Township, Hendricks County, Indiana, the same being the township in which said improvement, herein proposed, is located, it is now therefore ordered by the Board that said petition be spread of record in the records of the Auditor's Office of Hendricks county, Indiana, which is now accordingly done, and which petition and the names of the signers thereof and the endorsements thereon are in the following words and figures, to-wit:

State of Indiana

ss

Hendricks County

In the commissioners Court,
June Term, 1925.

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

Sirs:- We, the undersigned petitioners represent and say that we constitute more than fifty freeholders and voters of Middle township, Hendricks County, Indiana, and we respectfully ask your honorable board to take the necessary and proper steps as by law provided for the straightening, grading, bridging, draining and improving by placing thereon gravel, rock, macadam or rock and gravel, or other suitable road paving material the following described established public highway in Middle township, said county and state, as follows:-

Beginning at a point in the County Free Gravel Road at or near the South half mile stone of section 12, township 16 North, range one west, and running thence, on or near the section lines, West to the County Free Gravel Road running North and south on the west line of section 11, township and range aforesaid, in the town of Maplewood, Hendricks County, Indiana, and ending at said point in said Free Gravel Road.

And we further represent and say that said road is less than three miles in length, to-wit, about one and one half miles in length, and lies wholly in Middle township, Hendricks County, Indiana.

We further ask that said described road be straightened and put on the section lines and that when the same is thus improved it be made a County Free Gravel Road.

We further say that said above described road has both termini in improved Free Gravel Roads.

Wherefore your petitioners ask that, if upon a hearing of this petition, the same be found sufficient in form by your honorable Board, that it be referred to viewers and a competent engineer for their report upon said proposed improvement as herein prayed

for, all as provided by statute in such case, and that said improvement be made not less than 30 feet in width, and that it be made without submitting the matter to an election of Middle township, said county and state, and that bonds in series covering a period of ten years be issued and sold to provide funds to pay the cost of such improvement and the expenses incident thereto, and we ask for all general and proper relief in the premises.

W. F. Fisher,

A. M. Baugh,

Glen Arnold, Elvin Stipe, Ora V. Holtsclaw, L. C. Warnock, George Runion, Lester C. Robinson, Aden Melling, Morton Stipe, Warren Carter, A. L. Jones, Harry Dugan, Presley E. Ray, Thos. Irons, Ray Stevenosn, M. F. King, F. L. Scott, Wallace Ellis, John R. Phillips, N. E. Worrell, Thos. E. Swain, Saline Koebrick, W. F. Hart, W. W. Williams, E. F. Broyles, T. C. Cowley, Robert E. Pierson, Frank Candy, E. E. Sparks, Ora Ray, Chas. E. Patterson, Sarah Patterson, Ira O. Dale, F. T. Kirk, Chas. Ayers, Laura E. Warren, Jasper Fisher, J. W. Keeney, John J. Dugan, W. G. Weddle, D. A. Surber, T. A. Lowder, Ora Cocherell, W. H. Rownd, Hattie Bowman, W. L. Hancock, Tom Kinney, Lillie Moore, Frank X Hayden, B. D. Jones, A. M. Ridgway, W. A. Berry, Dr. O. T. Seamahorn, W. E. Beaman, James H. Hott, C. J. Olsen, Jas. A. Koontz, W. H. Terrell, Winbern Dillon, Frank Lovell, R. T. Halfaker, N. A. Wall, E. R. Walter, A. E. Mcconnaha, John Husted, S. E. Tinder, Howard Stanley, Henry Procter, Arthur Garner, John G. McCord, J. M. Kellums, L. B. Ashby, W. H. Schenck, Dayton McConnaha, J. F. Evans, W. E. Swain, Frank A. Robbins, J. L. Gehtry, John T. Sparks,

Set for hearing July 6th, 1925, Floyd L. Whicker, Auditor.

And now the petitioners ask that viewers be appointed pursuant to the petition filed herein, and the Board, being fully advised and informed in the premises, finds that such viewers and engineer should be appointed and does now appoint William V. Bowen and Arthur Blair, as viewers and George R. Harvey, as engineer, to view said road and the improvement thereof and make their report thereon, and if they find that the improvement petitioned for will be of public utility, that they then proceed to make plans and specifications for such improvement.

And the Board further finds that said viewers and engineer are responsible freeholders of Hendricks County, Indiana, and are not residents of nor the owners of any taxable property in Middle Township, Hendricks County, Indiana. And the Board finds that George R. Harvey is a competent engineer to prepare the plans and specifications and do whatever is proper and necessary for an engineer to do in such improvement.

And the Board does now order that said viewers and engineer shall meet at the Auditor's Office in the Court House at Danville, Indiana, on Saturday, March 8th, 1930, at the hour of 10:00 o'clock A.M., and qualify for their appointment therein.

That they then shall proceed to view said proposed improvement and if they find that the same should be made that they present and file their report plans and specifications on _____.

All of which is hereby ordered and adjudged by the Board.

And further proceedings herein are continued.

MONDAY, MARCH 17, 1930.

IN THE MATTER OF THE PETITION OF
 OTIS F. WATERS, ET AL FOR THE IMPROVE-
 MENT OF A PUBLIC HIGHWAY IN MIDDLE TOWN-
 SHIP, HENDRICKS COUNTY, INDIANA, BY TAXATION.

Comes now the petitioners in the above entitled cause and it appearing to the Board that more than twenty days have elapsed since the former hearing on the petition herein and no remonstrances having been filed by any of the freehold voters of Middle Township, Hendricks County, Indiana, against the improvement herein in these proceedings petitioner for, and no reason appearing to the Board why viewers and an engineer should not be appointed herein, the Board does now appoint William V. Bowen, Arthur G. Blair as viewers, and George R. Harvey, as Engineer, to view said proposed improvement and make their report thereon as by law provided.

And now the Board finds that said named viewers and engineer are not residents of, nor the owners of any taxable property in said Middle Township, said county and state. Also the Board finds that said named engineer is a competent and licensed civil engineer; also the Board finds that said named viewers are both responsible freehold voters of Hendricks County, Indiana, and are residents of Danville, in Center township, said County and State.

And now the Auditor is hereby directed and ordered to spread the petition filed herein of record in the records of the Auditor's office provided for such purposes, which is now accordingly done and which petition is in the following words and figures to-wit:

State of Indiana,

ss:

Hendricks County.

In the Commissioners Court,
 August term, 1925.

To the Hon. Board of Commissioners of Hendricks County, Ind.:

Gentlemen: We, the undersigned petitioners, represent and say that we constitute more than fifty (50) freeholders and voters of Middle township, Hendricks County, Indiana; that the public highway hereinafter described and asked to be improved and straightened lies wholly within said Middle township, said county and state, and is described as follows:

Beginning at a point in a public highway in the center of section 29, Township 17 North, range 1 East, and running from thence West on the public highway to the center of section 30, township and range aforesaid, thence South on the public highway to the center South, or to the South half mile stone of said section 30, thence continuing South about 40 rods, thence West to a point directly North of the road running North and South dividing the South half of the Northwest quarter of section 31, township and range aforesaid and running thence South to said road and continuing thereon to the center line of said section 31, township and range aforesaid, and ending at a point in a County Free Gravel Road running East and West on and along said center line of said section 31, township and range aforesaid.

And your petitioners ask that said above named road be improved by making the changes therein as to location and that the old road where said changes are made be vacated: that said road be made not less than 30 feet in width and that the same be improved by making said changes therein as to location, and by grading, bridging where necessary, by draining, by placing thereon rock and gravel, macadam and stone, or any other suitable road paving material as may seem best to the viewers and engineer and the Board of County Commissioners.

We further say that said road so asked to be improved is less than three miles in length: that a United States Mail Route passes over part of said road: that said described road has its termini in established County Free Gravel Roads, and that it is a road improved without submitting the same to a vote of said township; that you issue bonds covering a period of ten years to pay for the cost of its construction and improvement and that you take all the necessary steps as by law provided for making said improvement, and we ask for all general and proper relief in the premises.

Otis F. Waters

Carl H. Waters

Russell E. Wills

Irwin Sparks, Evart Watson, R. C. Stewart, E. E. Bowman, Bruce Walton,

Jess Coffey, Ota Weaver, A. E. Roseboom, Isaac Schenck, James Schenck, Ada Roseboom, Geo. Ward, Ora Holtsclaw, Harvey Procter, Howard Stanley, I. H. Rains, J. M. Stanley, Elze O. Harmon, Guy Dickerson, Frank Kirk, Arthur Garner, A. T. Bray, J. T. Linton, G. G. Groover, Thoe. Buchanan, Chester V. Parker, Elvin E. Stipe, T. A. Lowder, Paul O.

Canary, W. L. Hancock, Grover Bray, J. E. Thompson, Russell Kuns, C. O. Surber, Albert Slean, John Ashley, R. T. Halfaker, Shiles Warrick, John T. Sparks, C. J. Olsen, N. A. Wall, Ralph Wills, F. A. Eobbins, Winbern Dillon, Frank Lovell, Grover Agan, Nora C. Wills, W. H. Terrell, W. W. Williams, H. C. Riser, A. M. Ridgway, Bettie Sue Ridgway, A. E. Walter, Nora E. Walter, W. L. Johnson, John Husted, W. A. Berry, Thos. Irons, J. M. Kellums, Ora Cocherell, Daise D. Buergelein, William Smith, A. F. Junken, E. E. Sparks, M. P. McElung, Urban O. Olsen, Howard Hubble, E. R. Walter, W. T. Beck, Geo. E. Walter, Nelle Weaver, Marvin Weaver, Frances Weaver, Lee Hedge, Fred Hunt, Frank Randle, Logan S. Halfaker, Lon Slagle, Alonzo Dillon, H. A. Gentry, Henry Wallace, John W. Lovell, Wm. Merritt, J. L. Deatley, Edgar Kennedy, Elias Hiland, Lee Overstreet, H. G. La 6, Ellis Pierson, Fred A. Robbins, O. T. Scamahorn, W. H. Round, James Hendrickson, Martin Ellis, James White, J. W. Keeney, David Keeney, E. A. Pennington, J. R. Barlan, D. D. Jones, T. C. Cowley, Robert E. Pierson, Harry Dugan, E. F. Broyles, W. F. Hart, W. E. Terrell, Chas. E. Hyer, Murat Keeney, H. J. Woody, Arthur Powell, A. E. McConnaha, N. E. Worrell, J. D. Gentry, W. E. Swain, Ray Stevenson, W. F. King, Thos. Casserly, Mary Casserly, Thomas Nolan, Thomas Nolan, Ernest Schenck, Thos. Mullen, Martin Colling, J. G. Ditzenberger, J. G. Jones, Tom Kinney.

Set for hearing Aug. 3, 1925,

Floyd L. Whicker, Auditor.

And said Auditor of Hendricks County, Indiana, is also hereby ordered to give notice to said named viewers and engineer to meet at the office of the Auditor of Hendricks County, Indiana, in the Court House at Danville, in said county and state, on Wednesday, March 19, 1930, and qualify for their appointment herein as by law provided. That they then shall proceed to view said proposed improvement of highway as petitioned for in these proceedings, and, if they find the same will be of public utility to improve said highway in accordance with said petition that they shall proceed to prepare plans and specifications therefor and make a complete report on such improvement on or before the first Monday of June, 1930.

All of which is hereby found by the Board. And all of which is hereby ordered by the Board. And further proceedings herein are continued.

IN THE MATTER OF THE MAURICE SUTHERLIN
ET AL PETITION FOR THE IMPROVEMENT OF A
PUBLIC HIGHWAY IN CLAY TOWNSHIP, HENDRICKS
COUNTY, INDIANA, BY TAXATION.

Comes now at this time, to-wit: March 31st, 1930, at the hour of 10:00 o'clock A.M. the petitioners in the above entitled matter, and come also at the same time and place all persons submitting any written bids or proposals for the construction of said above entitled improvement, and this being the day and the hour heretofore duly fixed by the Board as the time for submitting, receiving and opening of any and all sealed proposals or bids for the construction of said above entitled improvement; and it appearing to the Board, as it does now find, that the Auditor of Hendricks County, Indiana, duly gave and caused to be given and published the notices for the submitting, receiving and opening of such bids or sealed proposals and that such notices were duly published for three consecutive weeks in the "Republican" and "Danville Gazette", weekly newspapers of general circulation throughout Hendricks County, Indiana, printed and published in the town of Danville, in said county and state, the first of which notices was published in both of said newspapers of the 6th day of March, 1930, and the third and last of which notices was published on the 20th day of March, 1930, and also that such notice was published one time in the "Indianapolis Commercial" on the 8th day of March, 1930, which paper is a daily newspaper printed and published in the city of Indianapolis, Indiana, and that said publications of notices were made as by law provided in such cases, and that copies of such notices together with the affidavits showing such publications are in the following words and figures, to-wit: (H.I.).

And now the Board of Commissioners receives and opens in the presence of all the bidders present all the sealed proposals or bids submitted for the construction of said improvement, and now the Board, having examined and inspected the bids and being duly advised and informed in the premises, finds that the bid of O. R. Larkin for the construction of said improvement is less than the estimated cost thereof as found and fixed by the engineer and viewers in their estimate of such cost. And the Board further finds that the bid of O. R. Larkin is in the sum of \$8994.00, is the best and lowest bid received therefor; and the Board finds that O. R. Larkin submitted with his bid a bond in the penal sum double the amount of his bid with The Metropolitan Casualty Insurance Company of New York, as surety thereon. And now the Board accepts said bid of O. R. Larkin and approves his bond which bid is in the following words and figures, to-wit: (H.I.), and which bond is in the following words and figures, to-wit:

CONTRACTOR'S BOND FOR CONSTRUCTION.
(Copy of Power of Attorney Attached).

KNOW ALL MEN BY THESE PRESENTS, that O. R. Larkin, of Greencastle, Indiana, as principal and THE METROPOLITAN CASUALTY INSURANCE CO. OF NEW YORK, a corporation organized and existing under the laws of the State of New York and authorized to do business in the State of Indiana as surety, are firmly bound unto the State of Indiana and the Commissioners of Hendricks County, in the penal sum of (\$19,560.00) Nineteen Thousand Five Hundred Sixty and no/100 dollars, for 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 29th day of March, 1930. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH That, whereas, the Board of Commissioners of Hendricks County, Indiana, are about to let a contract for the Construction of the gravel and stone road known as the Maurice Sutherlin et al road in Clay Township, Hendricks County, Indiana.

And whereas, the above named O. R. Larkin have filed a bid for said work with the Auditor of the County: Now, therefore, if the said Board of Commissioners shall award O. R. Larkin the contract for said work and the said O. R. Larkin 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 sub-contractors, labor, materials furnished, and for boarding the laborers thereon, and shall perform the work of said contract in a careful manner, and guard and protect the people who shall have occasion to approach the place where said work shall be done against injury and damage to their person or property, by erecting suitable barricades and placing light thereon to warn the people of the danger, then this obligation shall be void, otherwise to remain in full force, virtue and effect.

(CORPORATE SEAL ATTACHED)

O. R. Larkin (Seal)
THE METROPOLITAN CASUALTY INSURANCE CO. OF NEW YORK (SEAL)
By N. C. O'Hair, Attorney-in-Fact.

STATE OF INDIANA, Putnam COUNTY, SS:

Before me, the subscriber, a Notary Public in and for said County, personally appeared O. R. Larkin and N. C. O'Hair and acknowledged the execution of the foregoing instrument for the uses and purposes therein mentioned.

WITNESS, my hand and Notarial seal, this 29th day of March, A.D., 1930.

(SEAL)

Elizabeth Ensiger.

My commission expires
Sept. 14-1931.

Accepted and approved March 31, 1930.

M. A. Gregory)
Frank A. Haynes)
John E. Vestal)

Board of Commissioners of
Hendricks County.

Attest: Charles E. Shields
Auditor Hendricks County.

And now the Board enters into a written contract with said O. R. Larkin for the construction of said improvement for the amount named in his bid, to-wit: \$8994.00, which written contract is in the following words, to-wit:

CONTRACT.

For the construction of the Maurice Sutherlin, et al, Road in Clay Township, Hendricks County, Indiana.

This agreement made and entered into by and between O. R. Larkin of Greencastle, 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 31st day of March, A.D., 1930, the said Board of Commissioners received bids for the construction of the Maurice Sutherlin, et al, Road in Clay Twp. the same being located in Hendricks County and the said O. R. Larkin, being declared the lowest and best responsible bidder, the contract was awarded to the said O. R. Larkin, for the amount of his bid, viz.: \$8994.00, and the said party of the first part now covenants and agrees to build and construct said road in all respects in accordance with and conformable to the specifications, reports, questionnaire, plans and profile contained in the report of the viewers and engineer, for said road, now on file in the office of the Auditor of said County which said reports, specifications, questionnaire 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 is performed or material is furnished to said contractor or agent or superintendent in charge of said work. It is further understood and agreed that said party of the first part will not and can not sell or assign this contract or sub-let the work to any person or persons, except by the consent of 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 1st day of November, A.D., 1930, 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, A.D., 1930 then the said party of the first part agrees and promises to pay to the said party of the second part as liquidated damages for the non-completion of said work and for the deprivation on the part of the public of the said Hendricks County of the use of said road from and after said 1st day of November, A.D., 1930, the sum of twenty-five dollar (\$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 (\$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 Hendricks County, provided that said failure to complete said improvement within the said time specified for such completion is not caused by strikes or any other cause or causes beyond the control of said party of the first part or that said time has not been extended by said Board of Commissioners. In the event that party of the second part 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 understood and agreed by and between the parties hereto that said party of the second part shall withhold full payment to the party of the first part as required by Sec. 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 for all labor, materials, and contractors' claims.

The party of the second part hereby agrees that the party of the first part 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% of the said engineer's said estimate; 20% of the said contract price shall be retained by the said County until the said work is fully completed and finally accepted by the said Board of County Commissioners.

And said party of the first part 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 act of the General Assembly of the State of Indiana authorizing said improvement.

To all 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 said Board of Commissioners of Hendricks County have also signed and approved this contract this 31st day of March, A.D., 1930.

O. R. Larkin

Party of the First Part.

M. A. Gregory

F. A. Haynes

John E. Vestal,

Board of Commissioners of Hendricks County

ATTEST: Charles E. Shields,
Auditor Hendricks County.

It is therefore ordered and adjudged by the Board that the contract for the construction of the above entitled improvement be and the same is hereby awarded to O. R. Larkin at and for the amount of his bid, to-wit: \$8994.00; it is also adjudged that his bond be and the same is hereby approved. All of which is now finally found, ordered and adjudged by the Board on this 31st day of March, 1930.

And now the Board appoints _____, a bona fide resident of Clay Township, Hendricks County, Indiana, and who is a competent person and qualified as by law provided, to act as Superintendent of Construction on said Road and directs that he give bond as by law provided. And the Board does now find that said named person is competent and qualified for such appointment.

And the Board does now appoint George R. Harvey, County Surveyor and Engineer as Engineer of Construction for said road.

And the Board does now find and adjudge that the total cost of said improvement including the contract price, and all expenses incurred and damages allowed and a sum sufficient to pay the per diem of the engineer and Superintendent of Construction, including attorney's fees for the petitioners attorneys, and all other expenses provided by law, to be the sum of \$10,400.00.

BOND ORDINANCE.

Sec. 1. Be it therefore ordered and ordained by the Board of Commissioners of Hendricks County, Indiana, that bonds be issued and sold in the sum of \$10,400.00 to provide funds with which to pay the cost of construction, and the necessary legal expenses, and the per diem of the Engineer and Superintendent of Construction, and Attorneys fees of the petitioners' attorneys, and all other costs and expenses as provided by law in the construction of the above entitled improvement.

Sec. 2. It is further ordered and ordained that said bonds shall be issued in series, covering a period of ten years, in denominations of \$520.00 each and that said bonds shall bear interest at the rate of 4-1/2% per annum, interest payable semi-annually thereon, and that said bonds shall be payable at the office of the County Treasurer at Danville, in Hendricks County, Indiana.

Sec. 3. It is ordered and ordained that the interest on said bonds shall be evidenced by coupons attached thereto.

Sec. 4. It is ordered and ordained that said bonds shall be issued twenty in number, and that they shall be signed by the Board of Commissioners of Hendricks County, Indiana, and shall be attested by the Auditor of said county and shall bear the imprint of the seal of the Board of Commissioners of Hendricks County, Indiana, and that the coupons attached to said bonds shall bear the fac-simile signatures of the Board of Commissioners of said county, and that such execution of said coupons shall have the same binding force and effect to bind the county as though they have been signed manually by said Board.

Sec. 5. It is ordered and ordained by the Board that the first one of such series of bonds shall, together with the interest thereon on all of said bonds, be due and payable July 15, 1931; that the second one of such series of bonds shall, together with the interest on the unpaid bonds, be due and payable January 15th, 1932, and so in like manner until all of said bonds and interest are paid.

Sec. 6. It is ordered and ordained that all of said bonds shall bear date of April 15th, 1930.

It is now ordered and adjudged by the Board that taxes shall be levied against the taxable property of Clay Township each year, at the time of making the annual tax levies, sufficient to pay such bonds as they become due together with the interest thereon until all of said bonds and interest are paid.

And now the Treasurer of Hendricks County, Indiana, is hereby and herein charged with the duty of selling said bonds, after giving notice as by law provided, and that he shall sell said bonds for not less than their par value and accrued interest to the date of delivery; that he shall charge himself with the full amount of the proceeds received from the sale of said bonds as a fund with which to pay the costs of construction and other costs in connection with the above entitled improvement.

And now further proceedings herein are continued.

IN THE MATTER OF THE G. H. HENNING ET AL
PETITION FOR THE IMPROVEMENT OF A
PUBLIC HIGHWAY IN BROWN TOWNSHIP,
HENDRICKS COUNTY, INDIANA, BY TAXATION.

Come now at this time, to-wit: March 31st, 1930, at the hour of 10:00 o'clock A.M. the petitioners in the above entitled matter, and come also at the same time and place all persons submitting any written bids or proposals for the construction of said above entitled improvement, and this being the day and the hour heretofore duly fixed by the Board as the time for submitting, receiving and opening of any and all sealed proposals or bids for the construction of said above entitled improvement, and it appearing to the Board, as it does now find, that the Auditor of Hendricks County, Indiana, duly gave and caused to be given and published the notices for submitting, receiving and opening of such bids or sealed proposals and that such notices were duly published for three consecutive weeks in the "Republican" and "Danville Gazette", weekly newspapers of general circulation throughout Hendricks County, Indiana, printed and published in the town of Danville, in said county and state, the first of which notices was published in both of said newspapers of the 6th day of March, 1930, and the third and last of which notices was published on the 20th day of March, 1930, and also that such notice was published one time in the "Indianapolis Commercial" on the 8th day of March, 1930, which paper is a daily newspaper printed and published in the city of Indianapolis, Indiana, and that said publications of notices were made as by law provided in such cases, and that copies of such notices together with the affidavits showing such publications are in the following words and figures, to-wit: (H.I.).

And now the Board of Commissioners receives and opens in the presence of all the bidders present all the sealed proposals or bids submitted for the construction of said improvement, and now the Board, having examined and inspected the bids and being duly advised and informed in the premises, finds that the bid of W.P. Rigdon for the construction of said improvement is less than the estimated cost thereof as found and fixed by the engineer and viewers in their estimate of such cost. And the Board further finds that the bid of W.P. Rigdon is in the sum of \$16,709.19 and is the best and lowest bid received therefor; and the Board finds that W. P. Rigdon submitted with his bid a bond in the penal sum double the amount of his bid with Commonwealth Casualty Company, as surety thereon. And now the Board accepts said bid of W. P. Rigdon and approves his bond which bid is in the following words and figures, to-wit: (H.I.), and which is in the following words and figures, to-wit:

CONTRACTOR'S BOND FOR CONSTRUCTION.
(Copy of Power of Attorney attache).

KNOW ALL MEN BY THESE PRESENTS, that W. P. Rigdon, of Danville, Indiana, as principal and Commonwealth Casualty Company, of Philadelphia, Pennsylvania, as surety, are firmly bound unto the State of Indiana, in the penal sum of \$40,000.00 Forty Thousand Dollars, for 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 28th day of March, 1930.

THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH, that, whereas Board of Commissioners of Hendricks County, Indiana, is about to enter into a certain written contract with the principal as named herein for the erection, construction and completion of the G. H. Henning et al road in situated in Brown Tp. Hendricks Co., Indiana, in accordance with the plans and specifications approved and adopted by said Board of Commissioners of Hendricks County which are made a part of this bond.

AND, WHEREAS, the above named and bounden W. P. Rigdon has filed a bid for said work with said Auditor of Hendricks County, Indiana.

NOW, THEREFORE, if the said Board of Commissioners of Hendricks County shall award said W. P. Rigdon the contract for said work and said W. P. Rigdon shall promptly enter into a contract with said Board of Commissioners of Hendricks County for the said work and shall well and faithfully do and perform the same in all respects according to the plans and specifications adopted by the said Board of Commissioners of Hendricks County and according to the time, terms and conditions specified in said contract to be entered into, and in accordance with an Act of the Legislature approved March 2nd, 1925 Chapter 44, Page 129, and shall promptly pay all debts incurred by him in the prosecution of said work, including labor, materials furnished and for boarding of laborers thereon, then this obligation shall be void; otherwise to remain in full force, virtue and effect.

IN WITNESS WHEREOF, we hereunto set out hands and seals this 28th day of March, 1930

W. P. Rigdon (Seal)

COMMONWEALTH CASUALTY COMPANY (Seal)

By. H. H. Woodsmall, Atty-in-fact.

(CORPORATE SEAL ATTACHED)

Approved this 31st day of March, 1930.

M. A. Gregory)
F. A. Haynes) Board of Commissioners
John E. Vestal)

Attest: Charles E. Shields,
Auditor Hendricks County.

And now the Board enters into a written contract with said W. P. Rigdon, for the construction of said improvement for the amount named in his bid, to-wit: \$16,709.10) which written contract is in the following words, to-wit:

CONTRACT.

For the construction of the G. H. Henning, et al, Road in Brown Township, Hendricks County, Indiana.

This agreement made and entered into by and between Wm. P. Rigdon of Danville, 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 31st day of March, A.D., 1930, the said Board of Commissioners received bids for the construction of the G. H. Henning, et al, Road in Brown Township, the same being located in Hendricks County and the said Wm. P. Rigdon being declared the lowest and best responsible bidder, the contract was awarded to the said Wm. P. Rigdon for the amount of his bid, viz: \$16,709.10, and the said party of the first part now covenants and agrees to build and construct said road in all respects in accordance with and conformable to the specifications, reports, questionnaire, plans and profile contained in the report of the viewers and engineer for said road, now on file in the office of the Auditor of said County which said reports, specifications, questionnaire 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 is performed or material is furnished to said contractor or agent or superintendent in charge of said work. It is further understood and agreed that said party of the first part will not and can not sell or assign this contract or sub-let the work to any person or persons, except by the consent of 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 1st day of November, A.D., 1930, 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, A.D., 1930, then the said party of the first part agrees and promises to pay to the said party of the second part as liquidated damages for the non-completion of said work and for the deprivation on the part of the public of the said Hendricks County of the use of said road from and after said 1st day of November, A.D., 1930, the sum of twenty five (\$25.00) dollars 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 (\$25.00) dollars 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 Hendricks County, provided that said failure to complete said improvement within the said time specified for such completion is not caused by strikes or any other cause or causes beyond the control of said party of the first part or that said time has not been extended by said Board of Commissioners. In the event the party of the second part 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 understood and agreed by and between the parties hereto that said party of the second part shall withhold full payment to the party of the first part as required by Sec. 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 for all labor, materials, and sub-contractors' claims.

The party of the second part hereby agrees that the party of the first part 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% of the said engineer's said estimate; 20% of the said contract price shall be retained by the said County until the said work is fully completed and finally accepted by the said Board of County Commissioners.

And said party of the first part 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 act of the General Assembly of the State of Indiana authorizing said improvement.

To all 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 said Board of Commissioners of Hendricks County have also signed and approved this contract, this 31st day of March, A.D., 1930.

W. P. Rigdon,
Party of the first part.
M. A. Gregory
P. A. Haynes
John E. Vestal,
Board of Commissioners of Hendricks County.

ATTEST: Charles E. Shields,
Auditor Hendricks County.

It is therefore ordered and adjudged by the Board that the contract for the construction of the above entitled improvement be and the same is hereby awarded to W. P. Rigdon at and for the amount of his bid, to-wit: \$16,709.19; it is also adjudged that his bond be and the same is hereby approved. All of which is now finally found, ordered and adjudged by the Board on this 31st day of March, 1930.

And now the Board appoints _____, a bona fide resident of Brown Township, Hendricks County, Indiana, and who is a competent person and qualified as by law provided, to act as Superintendent of Construction on said road and directs that he give bond as by law provided. And the Board does now find that said named person is competent and qualified for such appointment.

And the Board does now appoint George R. Harvey, County Surveyor and Engineer, as Engineer of Construction for said road.

And the Board does now find and adjudge that the total cost of said improvement, including the contract price, and all expenses incurred and damages allowed and a sum sufficient to pay the per diem of the engineer and Superintendent of Construction, including attorney's fees for the petitioners attorneys, and all other expenses provided by law, to be the sum of \$19,000.00.

BOND ORDINANCE.

Sec. 1. Be it therefore ordered and ordained by the Board of Commissioners of Hendricks County, Indiana, that bonds be issued and sold in the sum of \$19,000.00, to provide funds with which to pay the cost of construction, and the necessary legal expenses, and the per diem of the Engineer and Superintendent of Construction, and Attorney's fees of the petitioners' attorneys, and all other costs and expenses as provided by law in the construction of the above entitled improvement.

Sec. 2. It is further ordered and ordained that said bonds shall be issued in series, covering a period of ten years, in denominations of \$950.00 each and that said bonds shall bear interest at the rate of 4-1/2% per annum, interest payable semi-annually thereon, and that said bonds shall be payable at the office of the County Treasurer at Danville, in Hendricks County, Indiana.

Sec. 3. It is ordered and ordained that the interest on said bonds shall be evidenced by coupons attached thereto.

Sec. 4. It is ordered and ordained that said bonds shall be issued twenty in number, and that they shall be assigned by the Board of Commissioners of Hendricks County, Indiana and shall be attested by the Auditor of said county and shall bear the imprint of the seal of the Board of Commissioners of Hendricks County, Indiana, and that the coupons attached to said bonds shall bear the fac-simile signatures of the Board of Commissioners of said county, and that such execution of said coupons shall have the same binding force and effect to bind the county as though they had been signed manually by said Board.

Sec. 5. It is ordered and ordained by the Board that the first one of such series of bonds shall, together with the interest thereon on all of said bonds, be due and payable July 15th, 1931; that the second one of such series of bonds, shall together with the interest on the unpaid bonds, be due and payable January 15, 1932, and so in like manner until all of said bonds and interest are paid.

Sec. 6. It is ordered and ordained that all of said bonds shall bear date of April 15th, 1930.

.....

It is now ordered and adjudged by the Board that taxes shall be levied against the taxable property of Brown township each year, at the time of making the annual tax levies, sufficient to pay such bonds as they become due together with the interest thereon until all of said bonds and interest are paid.

And now the Treasurer of Hendricks County, Indiana, is hereby and herein charged with the duty of selling said bonds, after giving notice as by law provided, and that he shall sell said bonds for not less than their par value and accrued interest to the date of delivery; that he shall charge himself with the full amount of the proceeds received from the sale of said bonds as a fund with which to pay the costs of construction and other costs in connection with the above entitled improvement.

And now further proceedings herein are continued.

MAY TERM

IN THE COMMISSIONERS COURT

MAY 5TH, 1930.

STATE OF INDIANA

SS:

HENDRICKS COUNTY

PETITION FOR THE IMPROVEMENT
OF A HIGHWAY IN BROWN TOWNSHIP, HENDRICKS
COUNTY, INDIANA.

TO THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA.

We, the undersigned, freeholders and voters, of Brown Township, in the County of Hendricks and State of Indiana, and being in all more than fifty (50) in number, do most respectfully petition your Honorable Board to order the improvement and rebuilding by grading, draining and paving with gravel, the following described highway entirely within the limits of said Brown Township, to-wit:

"Beginning and commencing at the North end of the Martin Hart et. al. Road on the line between Brown and Lincoln Townships in said Hendricks County, Indiana, and running thence North on and along an unimproved highway in Section Six (6) and Section Thirty-one (31) to an unimproved highway running East and West through the centers of said Section Thirty-one (31) and also Section Thirty-two (32), all in Township Seventeen (17), North of Range Two (2) East.

Thence East to the line between Hendricks and Marion Counties, in the State of Indiana, a distance of approximately two and one-half (2-1/2) MILES, and there ending."

Your petitioners would show your Honorable Board that the highway above described and herein sought to have improved is a continuation of the said Martin Hart Road, is a much traveled road, a mail and school route and badly in need of improving, especially drainage; that but few culverts will be required, the grading will not be expensive or extensive and a great amount of gravel has already been placed thereon, which can probably be utilized in the improving.

And your petitioners would recommend that said highway be improved by the construction of a suitable grade, not less than twenty (20) feet in width, with proper drainage and paved to a width of twelve feet with a good quality of road building gravel.

We hereby appoint and commission Omer S. Whiteman, 318 Hume-Mansur Building, Indianapolis, Indiana, as our Attorney to act for and represent us in said matter.

RESPECTFULLY SUBMITTED.

Daniel B. Ennis
J. F. Ballard
Wm. Haag
Charles R. Reed
Simon Haag
Lewis Brown
Susie Brown
Arthur Clinton
Cora Ennis
Sant Ennis
H. H. Hopkins
India M. Hopkins
Mary Hession
David Hession
John Hession
Martin Hession
Hattie Hamilton
W. J. Hamilton
James M. Wright
Martin L. Clinton
Lou Clinton
Fred S. Hough
Mary M. Hough
Roy Nash
Grant Arbuckle
Marion Mays
James Mayo

T. H. Cox
L. M. Simms
N. D. Totten
James Hession
J. S. Hogan
Chas Neese
John Wm. Mayo
Malachy J. Collins
Thomas Hogan
Martin Duffy
John T. Lee
John Maloney
Jacob Neese
Clifford Watson
Pat Quinn
Thomas Erner
A. W. Halk
John C. and Sarah C. Chitwood
Edward Fahy
Patrick Fahy
A. T. Garner
Martin Fahy
Forrest C. Gibbs
E. F. Nash
B. C. Weddle
E. C. Rud
H. S. Barlow

Wesley Bartley
 Claude Hamilton
 Alonzo G. Gardner
 Leon Eaton
 Don A. Dale
 C. O. Coffman
 Theodore Strawmyer
 Carl Strawmyer
 W. R. Kenney
 Wm. Kenney
 Susie O'Toole
 Patrick Joyce
 Edmond O'Toole
 John J. O'Toole
 Harry M. Garner
 Ellison Arbuckle
 Josephine Arbuckle
 H. A. Smith
 William Dugan
 Annie Lanahan
 John K. Lanahan
 Julia Lanahan
 Minnie Ballard
 Lottie M. Phillips
 Thomas H. Shepherd
 Oliver Amick
 H. Pennington
 Isaac McDaniel
 W. T. Hart

R. F. Herring
 D. C. Scott
 A. E. Smith
 Ernest L. Burns
 V. H. Free
 W. F. Hallaway
 A. S. Garner
 J. W. Tarpey
 J. P. Sowder
 John F. Everett
 R. T. Richwine
 A. O. McDaniel
 Walter Cummings
 Forrest Richwine
 P. B. Herring
 T. J. Sandusky
 Tom Kinney
 James Dugan
 Michael Dugan
 Joseph Leonard
 W. R. Hough
 Stephen J. Maloney
 Patrick Long
 Mrs. F. M. Ballard
 Ezra Kalp
 William Gore
 T. J. Nash
 A. R. Smith
 Raymond Arbuckle

FILED, April 5th, 1920

Chas. A. White, Auditor.

Hendricks County.

Set for hearing for Monday May 3rd, 1920.

Chas A. White, Auditor.

IN THE MATTER OF THE PETITION OF
 DANIEL B. ENNIS, ET. AL. FOR THE
 IMPROVEMENT OF A PUBLIC HIGHWAY
 IN BROWN TOWNSHIP, HENDRICKS
 COUNTY, INDIANA, BY TAXATION.

MAY 5TH, 1930.

Come now the petitioners in the above entitled matter and present to the Board their petition praying for the improvement of a certain highway in Brown Township, Hendricks County, Indiana, which petition was filed in the Auditor's Office at Danville, in Hendricks County, Indiana, on the 5th day of April, 1920, and was endorsed by the Auditor as follows:

"Set for hearing for Monday, May 3rd, 1920".

"Chas. A. White, Auditor".

as the Board does now find. And said petitioners show to the Board that the said Auditor caused a notice of the hearing of said petitioners to be published once each week for two successive weeks in the following named weekly newspapers, to-wit: "The Danville Gazette" and "The Hendricks County Republican", weekly newspapers of general circulation throughout Hendricks County, Indiana, printed and published at Danville,, in said County and State, of opposite political parties, which said notice fixed the date and place where said petition would be heard by the Board of Commissioners of Hendricks County, Indiana, as the Board now finds. And the Board finds that such notices were published on the following dates in each one of said newspapers, to-wit: April 8th and April 15th, 1920.

Said petitioners now present and file the proofs of the publication of such notices, and also the proofs of the posting of such notices in three public places in in Brown Township, said County and State, the same being the Township in which said above entitled proposed improvement is located, and also the proofs of posting of such notice at the Court House Door, all of which proofs as shown by affidavits and attached notices are in the following words and figures, to-wit:

PROOF OF PUBLICATIONS

STATE OF INDIANA

SS:

HENDRICKS COUNTY

Personally appeared before the undersigned, ALVIN HALL, Publisher, of the DANVILLE GAZETTE, a weekly newspaper of general circulation, 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 two (2) weeks successively, the first of which publications was on the 8th day of April, 1920, and the last on the 15th day of April, 1920.

SIGNED - Alvin Hall
Subscribed and sworn to before me this 23rd day of April, 1920.

SIGNED - Chas A. White,
Auditor.

STATE OF INDIANA

SS:

HENDRICKS COUNTY

Personally appeared before the undersigned, JULIAN D. HOGATE, Editor of the Hendricks County Republican, a public weekly newspaper of general circulation printed and published in Danville, in the County of 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 two (2) weeks successively, the first of which publication was on the 8th day of April, 1920, and the last on the 15th day of April, 1920.

SIGNED - Julian D. Hogate

Subscribed and sworn to before me this 19th day of April, 1920.

SIGNED - Chas A. White,
AUDITOR.

PROOF OF POSTING

STATE OF INDIANA

SS:

MARION COUNTY

Before me, a Notary Public, in and for said County, personally appeared D. B. Ennis, who, being duly sworn, says that he posted up three (3) notices, of which the attached is a true copy, in three public places within the Township of Brown, County of Hendricks, and State of Indiana, on the 14th day of April 1920; the same being more than fifteen days before the same would be presented to said Board, and also I posted such notice at the Court House Door, at Danville, Indiana, on said date.

SIGNED - D. B. Ennis

Subscribed and sworn to before me this 14th day of April 1920.

SIGNED - Omer S. Whitaman,
Notary Public.

My comm. expires 2-25-1924.

And now the Board assumes jurisdiction of such petition and, being duly advised and informed in the premises, finds that notices of the filing, time and place of presentation thereof, and legal notices in accordance with the law were all given as by law provided; further the board finds that said petition was signed by more than fifty freeholders and voters of the Township wherein said improvement is located; that the improvement as prayed for in said petition is less than three miles in length; that said improvement has one of its termini in an improved Free Gravel Road and the other in the Township line of the Township in which said improvement is situated.

The Board further finds that no remonstrance has been filed against said petition by any freeholder and voter of said Township as to its form or sufficiency; and the Board finds that said petition is in due form and sufficient and has been signed by more than fifty freeholders and voters of said Township; the Board finds that the matters and things set forth and alleged in said petition are true.

And now the Board adjudges the foregoing matters to be true and orders that further proceedings herein be continued.

IN THE MATTER OF THE PETITION OF
FRANK McCLUNG ET. AL. FOR THE
IMPROVEMENT OF A PUBLIC HIGHWAY
IN MIDDLE TOWNSHIP, HENDRICKS
COUNTY, INDIANA, BY TAXATION.

Comes now the petitioners in the above entitled matter and present to the Board their petition praying for the improvement of a certain highway in Middle Township, Hendricks County, Indiana, which petition was filed in the Auditor's Office at Danville, in Hendricks County, Indiana, on the 7th day of April, 1930, and was endorsed by the Auditor as follows:

"Set for hearing May 5th, 1930".

"Charles E. Shields, Auditor"

as the Board does now find. And said petitioners show to the Board that the said Auditor caused a notice of the hearing of said petition to be published once each week for two successive weeks in the following named weekly newspapers, to-wit: "The Danville Gazette" and "The Hendricks County Republican", weekly newspapers of general circulation throughout Hendricks County, Indiana, printed and published at Danville, in said County and State, of opposite political parties, which said notice fixed the date and place where said petition would be heard by the Board of Commissioners of Hendricks County, Indiana, as the Board now finds. And the Board finds that such notices were published on the following dates in each one of said newspapers, to-wit: "April 10th and April 17th, 1930."

said petitioners now present and file the proofs of the publication of such notices, and also the proofs of the posting of such notices in three public places in Middle Township, said County and State, the same being the Township in which said above entitled proposed improvement is located, and also the proofs of posting of such notice at the Court House Door, all of which proofs as shown by affidavits and attached notices are in the following words and figures, to-wit: (H.I.)

And now the Board assumes jurisdiction of such petition and, being duly advised and informed in the premises, finds that notices of the filing, time and place of presentation thereof, and legal notices in accordance with the law were all given as by law provided; further the Board finds that said petition was signed by more than fifty freeholders and voters of the Township wherein said improvement is located; that the improvement as prayed for in said petition is less than three miles in length; that said improvement has one of its termini in an improved Free Gravel Road and the other in the Township line of the Township in which said improvement is situated.

The Board further finds that no remonstrance has been filed against said petition by any freeholder and voter of said Township as to its form or sufficiency; and the Board finds that said petition is in due form and sufficient and has been

signed by more than fifty freeholders and voters of said Township; the Board finds that the matters and things set forth and alleged in said petition are true.

And now the Board adjudges the foregoing matters to be true and orders that further proceedings herein be continued.

MAY 5TH, 1930.

IN THE MATTER OF THE PETITION OF
LEMLEY SMITH, ET. AL. FOR THE
IMPROVEMENT OF A PUBLIC HIGHWAY
IN LINCOLN TOWNSHIP, HENDRICKS
COUNTY, INDIANA, BY TAXATION.

Comes now the petitioners in the above entitled matter and present to the Board their petition praying for the improvement of a certain highway in Lincoln Township, Hendricks County, Indiana, which petition was filed in the Auditor's Office at Danville, in Hendricks County, Indiana, on the 9th day of April, 1930. and was endorsed by the Auditor as follows:

"Set for hearing May 5th, 1930"

"Charles E. Shields, Auditor"

as the Board does now find. And said petitioners show to the Board that the said Auditor caused a notice of the hearing of said petition to be published once each week for two successive weeks in the following named weekly newspapers, to-wit:

"The Danville Gazette" and "The Hendricks County Republican", weekly newspapers of general circulation throughout Hendricks County, Indiana, printed and published at Danville, in said County and State, of opposite political parties, which said notice fixed the date and place where said petition would be heard by the Board of Commissioners of Hendricks County, Indiana, as the Board now finds. And the Board finds that such notices were published on the following dates in each one of said newspapers, to-wit: April 17th and April 24th, 1930.

Said petitioners now present and file the proofs of the publication of such notices, and also the proofs of the posting of such notices in three public places in Lincoln Township, said County and State, the same being the Township in which said above entitled proposed improvement is located, and also the proofs of posting of such notice at the Court House Door, all of which proofs as shown by affidavits and attached notices are in the following words and figures, to-wit: (H.I.)

And now the Board assumes jurisdiction of such petition and, being duly advised and informed in the premises, finds that notices of the filing, time and place of presentation thereof, and legal notices in accordance with the law were all given as by law provided; further the Board finds that said petition was signed by more than fifty freeholders and voters of the Township wherein said improvement is located; that the improvement as prayed for in said petition is less than three miles in length; that said improvement has one of its termini in an improved Free Gravel Road and the other in the Township line of the Township in which said improvement is situated.

The Board further finds that no remonstrance has been filed against said petition by any freeholder and voter of said Township as to its form or sufficiency; and the Board finds that said petition is in due form and sufficient and has been signed by more than fifty freeholders and voters of said Township; the Board finds that the matters and things set forth and alleged in said petition are true.

And now the Board adjudges the foregoing matters to be true and orders that further proceedings herein be continued.

STATE OF INDIANA)

(SS:

HENDRICKS COUNTY

IN THE COMMISSIONERS COURT,

JANUARY TERM, 1930.

IN THE RE-PETITION OF JOHN SHUMATE
ET AL FOR THE IMPROVEMENT OF A PUBLIC
HIGHWAY, IN LINCOLN TOWNSHIP, HENDRICKS
COUNTY, INDIANA.

Comes now John Shumate, and 147 other petitioners, by Thad S. Adams, their attorney, and respectfully show to your Honorable Board, that they were the petitioners for the improvement of a certain public highway, situated wholly within Lincoln Township, Hendricks County, Indiana, and that said petition was heard by the Board of Commissioners for said Hendricks County, on the 4th day of May, 1925, at which date all necessary proofs of publication and posting notices, as required by law, were made to the satisfaction of said Board, as shown by the entry at that made and approved, and that said petition was at that time accepted and approved by the said Board of Commissioners, who then named viewers to act, and report on said petition.

The petitioners would further show that before the notices were given to said viewers, it was ascertained that the bonded indebtedness of said Lincoln Township for the improvement of Public Highway was so great that further bonds could not be issued under the law for the making of said proposed improvement, and upon the order of said Board further proceedings on the aforesaid petition was stayed by said Board, and said proceedings were ordered continued until such time the bonded indebtedness of said Township was so reduced that further bonds could be lawfully issued for the construction of said improvement. Your petitioners would now show that the bonded indebtedness of said Lincoln Township for road purposes has been so reduced that bonds may now be lawfully issued for the construction of said highway improvement.

AND your petitioners now ask your Honorable Board to appoint viewers and take such other necessary steps for the improvement of said public highway.

John Shumate, Et Al

By Thad S. Adams, Atty. for Petitioners

And the Board having examined the above petition and being duly advised in the premises, now say and find that the matters set forth in said petition are true in substance and in fact, and that the petitioners are lawfully entitled to the relief asked for:

WHEREFORE, it is now hereby ordered and directed that George R. Harvey, Milton West, and David Reitzell, be, and are re-appointed by the Board as viewers of said proposed highway improvement, and they are directed to meet at the Auditor of Hendricks County's office on Wednesday the 15th day of January, 1930, and duly qualify as the law directs for the faithful discharge of their duties as such viewers, and to make their report as the law directs to this Board at the February Term, 1930, thereof. All of which is now approved, adjudged and directed by the Board.

IN THE MATTER OF THE PETITION OF
JOHN SHUMATE ET AL, FOR THE
IMPROVEMENT OF A PUBLIC HIGHWAY IN
LINCOLN TOWNSHIP, HENDRICKS COUNTY, I
INDIANA, BY TAXATION.

Comes now again the petitioners in the above entitled proceedings and respectfully show the Board of Commissioners that pursuant to an order made on the 11th day of January, 1930, and a notice thereof issued by the Auditor of Hendricks County, Indiana, which notice is in words and figures as follows, to-wit:

STATE OF INDIANA)
 (SS:
 HENDRICKS COUNTY)

COMMISSIONERS COURT,
 JANUARY TERM, 1930.

TO GEORGE R. HARVEY, MILTON WEST AND DAVID REITZELL:

You are hereby notified that you are appointed by the Board of Commissioners of said County at their January Term, 1930, to view a proposed highway improvement as follows, to-wit:

Beginning at the Northeast corner of Section 12, Township 16, North of Range one (1) East, in an already constructed Free Gravel Road, and extending thence South in and along a public highway located on the line dividing said Section 12 from Section 7, and Section 13 from Section 18, and Section 19 from Section 24, all in said Township and Range aforesaid, and terminating in an already constructed County Free Gravel Road, there situated, and all in Lincoln Township, Hendricks County, and State of Indiana, and if said proposed highway improvement will be of public utility, mark and lay out the same in the manner prescribed by law, to the width of not less than thirty (30) feet.

You will meet at the office of the Auditor of Hendricks County, who resided at Danville, Indiana, on Wednesday the 15th day of January, 1930, at 9:00 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 11th day of January, 1930.

Charles E. Shields
 Auditor

That said viewers and Engineer appointed in these proceedings met on the 15th day of January, 1930, at the office of the Auditor of said Hendricks County, and took the oath as provided by law and otherwise qualified to faithfully discharge their duties in these proceedings, and said Engineer having further qualified by filing his bond in the penal sum of \$5000.00, being the amount fixed by the Board of Commissioners of said Hendricks County, which bond was duly approved by said Board of Commissioners and is in the words and figures as follows, to-wit: (H.I.)

And now the Board finds that said viewers and Engineer filed their report in these proceedings in the office of said Auditor in said County on the 26th day of June, 1930, and that the same remained on file in said Auditor's office open to the inspection of any person, persons or corporation for more than ten days prior to the regular term of said Board of Commissioners in July, 1930, and before the filing of the supplemental report herein, and afterwards, to-wit:

On the 7th day of July, 1930, said viewers and Engineer filed their supplemental report herein, which supplemental report is in words and figures as follows, to-wit: (H.I.)

And now from said supplemental report the Board finds that the improvements herein provided for in the plans and specifications will cause no injury to, nor will it damage any idiot, minor or person of unsound mind, and said Board further finds that no person or corporation has made any written claim to said viewers or suggestions to said Board because of any injury to property by reason of said improvement, and the Board now finds that the said report and supplemental report of said viewers and Engineer, further finds that the highway as provided in said report and as provided in the plans and specifications is less than three miles in length, and that the same connects at each end with an already improved Free Gravel Road in said Township, County and State, and that the improvement of said highway as provided for in said report, plans and specifications will be of public utility and that said improvement should be ordered established as provided in said report, plans and specifications without submitting the same to an election of the voters of said Township.

It is now therefore ordered by the Board that the report of the viewers and Engineer and the supplemental report of said viewers and Engineer be, and the same is hereby approved, and that the Auditor shall spread said report and supplemental report of record as follows, to-wit:

OATH OF VIEWERS

STATE OF INDIANA .)

(SS: .

HENDRICKS COUNTY)

We, George R. Harvey, Milton A. West and David A. Reitzell, 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.

George R. Harvey
Milton A. West
David A. Reitzell

Subscribed and sworn to before me, this 15th day of January, 1930.

Charles E. Shields, Auditor

ROAD VIEWERS REPORT.

TO THE HONORABLE BOARD OF COMMISSIONERS of Hendricks County, Indiana:

We, the undersigned Viewers, who were appointed by your honorable body at your regular January Term, 1930, to view a proposed highway, as petitioned for by John Shumate Et Al., have discharged the duty assigned us, and submit to you the following report, to-wit:

We were as directed in the order hereunto attached and made a part hereof, and after being duly qualified as appears herein, proceeded to view such proposed highway in the manner as by law prescribed, which by metes and bounds and course and distance is as follows, to-wit: The said proposed highway to be 36 feet in width, and commences at the Northeast corner of Section 12, Township 16 North of Range One (1) East, in an already constructed County Free Gravel Road, and extending thence South in and along a public highway, located on the line dividing said Section 12 from Section 7 and Section 13 from Section 18, and Section 19 from Section 24, all in said Township 16 North of Range One (1) East, and terminating in an already constructed Free Gravel Road, there situated, all of said road being wholly within Lincoln Township, Hendricks County, beginning and terminating in a Free Gravel Road and being three (3) miles in length.

The plans and specifications for said improvement are filed herewith and made a part of this report, by reference thereto.

We estimate the cost of said improvement at \$25,400.00.

We are of the opinion that said highway would be of public utility.

Respectfully submitted,

George R. Harvey
Milton A. West
David A. Reitzell
Viewers,

SUPPLEMENTAL REPORT OF VIEWERS

TO THE HONORABLE BOARD OF COMMISSIONERS:

In the matter of the petition of JOHN SHUMATE ET AL., for the improvement of highway,

We, the undersigned, Viewers, heretofore appointed in the above cause, and who as such viewers, on the 26th day of June, 1930, filed our report in the above cause as ordered by you in your order appointing us, and ten days having expired since the filing of the same, now file this as our supplemental report, to-wit:

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

Respectfully submitted,

George R. Harvey
Milton A. West
David A. Reitzell
Viewers.

Subscribed and sworn to before me this 7th day of July, 1930.

Charles E. Shields
Auditor Hendricks County.

It is further ordered that the improvement as shown by the report, plans and specifications and profiles herein approved, be and the same is hereby ordered and established, and that said improvements shall be made in accordance with said report, plans, specifications and profiles.

The Board further finds that the total indebtedness of Lincoln Township, Hendricks County, Indiana, the same being the township in which said highway proposed to be improved is located, including all the costs and expense of this improvement, and bonds heretofore issued for the improvement of highways, will not exceed two percent (2%) of the total assessed taxable value of the property in said Township.

It is further ordered by the Board and said Board does now determine to issue bonds in the sum of \$25,400.00 against Lincoln Township, Hendricks County, Indiana, to provide sums for the construction of the said highway herein ordered constructed, and to pay the costs and expense connected therewith, as provided by law, and the Board hereby orders and determines that said bonds shall draw interest at the rate of four and one-half per cent (4½%), payable semi-annually, covering a period of ten years, and that said bonds shall be twenty (20) in number and that they shall be issued in series two in each year until all of said bonds shall be paid.

And the Auditor is now directed to give notice, as the law provides, of such determination of this Board, and further proceedings are herein continued.

IN-PETITION OF JOHN SHUMATE ET AL
FOR THE IMPROVEMENT OF A PUBLIC
HIGHWAY IN LINCOLN TOWNSHIP,
HENDRICKS COUNTY, INDIANA.

IN THE COMMISSIONERS COURT

AUGUST TERM, 1930.

Comes now the Petitioners in the above entitled proceedings, by Thad S. Adams, their Attorney, and also comes Charles E. Shields, Auditor for the County of Hendricks, and files herein the affidavit of Julian D. Hogate, Publisher of the Hendricks County Republican, a weekly newspaper printed and published in Danville, Hendricks County, Indiana, and of general circulation throughout said County and of Lincoln Township therein. And also the affidavit of Alvin Hall, publisher of the Danville Gazette, a weekly newspaper printed and published in Danville, Hendricks County, Indiana, and of general circulation throughout said County, and said Lincoln Township therein, in proof of the publication of the notices to the taxpayers of said Lincoln Township, of the determination of the Board of Commissioners for said Hendricks County to issue and sell bonds for the purpose of raising funds with which to pay for the construction of the improvement of the public highway described in the above proceedings. Which said two affidavits, with a copy of the notice so published attached thereto, are in words as follows, to-wit: (H.I.)

From which affidavits and notices attached, it appears to the satisfaction of the Board that the said notices to the taxpayers of said Lincoln Township, of the determination of said Board to issue and sell bonds in the sum of \$25,400.00, was published in each of said newspapers for two successive weekly publications, the first thereof being on the 10th day of July, 1930, and the last thereof on the 27th day of July, 1930, and that the matter of the issuance of said bonds would be heard and finally determined by said Board of Commissioners on the 9th day of August, 1930.

And it further appears to the satisfaction of said Board by the affidavit of Charles E. Shields, Auditor of said Hendricks County, that a copy of said printed notice was posted at the door of the Court House in Danville, Indiana, more than two weeks before the date set for the hearing as to the issuance of said bonds, which affidavit with a copy of the notice so posted is in words as follows, to-wit: (H.I.)

And said Auditor now files herein the affidavit of Robert W. Armstrong in proof of the posting of said notices in said Lincoln Township, whereby it appears to the satisfaction of said Board that three copies of said notices were posted in public and conspicuous places in said Lincoln Township, on the 11th day of July, 1930, and more than fifteen days before the same would be heard by said Board, which affidavit and copy of notice so posted is in words as follows, to-wit: (H.I.)

And now on this 9th day of August, 1930, the legal time for the filing of objections on the part of any taxpayer of said Lincoln Township, against the issuance and sale of said bonds for the construction of said proposed improvement, having past and expired, the Board of Commissioners are in session for the purpose of hearing and considering any objections filed by any taxpayer of said Township, and the Board now finds that no objections of any kind whatsoever has been filed by any

taxpayer, their agent or attorney, and that no objection of any kind has been filed or offered by any person opposing the issuance of said bonds for the aforesaid purpose and the sale thereof.

It is further ordered that the Auditor of Hendricks County, Indiana, proceed to give notices, as the law directs, giving the time and place for the receiving of bids for the sale of said bonds when issued, and also for the letting of a contract for the construction of said proposed improvement, according to the report, plans, specifications and profile, as made by said report of the Engineer and Viewers in the above proceedings.

And further proceedings herein be continued.

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

September 19th, 1930.

IN THE MATTER OF THE RE-PETITION
OF JOHN SHUMATE ET AL FOR THE
IMPROVEMENT OF A PUBLIC HIGHWAY
IN LINCOLN TOWNSHIP, HENDRICKS
COUNTY, INDIANA, BY TAXATION.

IN COMMISSIONERS COURT

SEPTEMBER TERM 1930.

And now from all the foregoing facts, the Board finds that the notice was given, as by law required, for the letting of the contract in the above and foregoing entitled proceedings.

And now at the place designated in said notices, at the hour named therein, the Board of Commissioners of Hendricks County, Indiana, met to receive and open bids for the construction of the above and foregoing entitled improvement.

And now the Board of Commissioners receives and opens in the presence of all the Bidders present and the general public, all the sealed proposals or bids submitted for the construction of said improvement, and the Board having examined and inspected all of said bids submitted, and being fully advised and informed in the premises, finds that the bid of C. W. Bridges, is the lowest and best bid submitted for the construction of said road; that said bid is for the sum of \$20,594.70; that said bid is for a sum not greater than the estimated cost of said road; that said bid is accompanied by a bond in a penal sum double the amount of the bid; that the contract for the construction of said road should be awarded to said named Bidder for the amount of the bid submitted.

It is, therefore, ordered and adjudged by the Board that the contract for the construction of the above and foregoing entitled improvement be, and the same is, awarded to C. W. Bridges, at and for the sum of \$20,594.70, being the amount of the bid submitted by such Bidder.

And now said contract is reduced to writing and is signed by the Board of Commissioners of Hendricks County, Indiana, and by the said named Bidder, to-wit: C. W. Bridges, and is in the following words and figures as follows, to-wit:

CONTRACTOR'S BOND FOR CONSTRUCTION

KNOW ALL MEN BY THESE PRESENTS, that C. W. Bridges, as principal, of Coatesville, Indiana, and THE METROPOLITAN CASUALTY INSURANCE CO. OF NEW YORK, a Corporation organized and existing under the laws of the State of New York and authorized to do business in the State of Indiana, as surety, are firmly bound unto BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, INDIANA, in the penal sum of (\$48,000.00) FORTY-EIGHT THOUSAND and 00/100 Dollars, for payment of which, well and truly to be made, we bind ourselves jointly and severally and out joint and several heirs, executors, administrators, and assigns, firmly by these presents, this 17th day of September, 1930,

THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH That, whereas, the Board of Commissioners of Hendricks County, Indiana, are about to let a contract for the construction of road, known as the JOHN SHUMATE ROAD in Lincoln Township, Hendricks County, Indiana;

And whereas, the above named C. W. Bridges 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 C. W. Bridges 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 sub-contractors, labor, materials furnished, and for boarding the laborers thereon, and shall perform the work of said contract in a careful manner, and guard and protect the people who shall have occasion to approach the place where said work shall be done against injury and damage to their person or property, by erecting suitable barricades and placing light thereon to warn the people of the danger, then this obligation shall be void, otherwise to remain in full force, virtue and effect.

SIGNED C. W. Bridges

THE METROPOLITAN CASUALTY INS. CO. NEW YORK CO.

By Jackson R. Landers
Attorney-in-Fact.

STATE OF INDIANA, Marion County, SS:

Before me, the subscriber, a Notary Public in and for said County, personally appeared C. W. Bridges and Jackson K. Landers, Attorney-in-Fact for the Metropolitan Casualty Insurance Company of New York, and acknowledged the execution of the foregoing instrument for the uses and purposes therein mentioned.

WITNESS, my hand and Notarial Seal, this 17th day of September, A. D. 1930.

(CORPORATE SEAL ATTACHED)

Margaret Yutmeyer
Notary Public

My commission expires Sept. 14, 1931

Approved this 19th day of September, 1930.

M. A. Gregory
John E. Vestal
R. E. Parker
Board of Commissioners

ATTEST:

Charles E. Shields
Auditor Hendricks County

And now the Board enters into a written contract with C. W. Bridges for the construction of said improvement, for the amount named in his bid, to-wit: \$20,594.70, which written contract is in the following words, to-wit:

CONTRACT

FOR THE CONSTRUCTION OF THE John Shumate Road, Lincoln Township, Hendricks County, Indiana,

This agreement made and entered into by and between C.W. Bridges of Coatesville, 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 19th day of September, A.D. 1930, the said Board of Commissioners received bids for the construction of the JOHN SHUMATE ROAD, in Lincoln Township, Hendricks County, Indiana, the same being located in Hendricks County and the said Charles W. Bridges Being declared the lowest and best responsible Bidder, the contract was awarded to the said Charles W. Bridges for the amount of his bid, viz: \$20,594.70, and the said party of the first part now covenants and agrees to build and construct said road in all respects in accordance with and conformable to the specifications, reports, questionnaire, plans and profile contained in the report of the Viewers and Engineer for said road, now on file in the office of said County, which said bid, reports, 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 is performed or material furnished to said Contractor or Agent or Superintendent in charge of said work. It is further understood and agreed that said party of the first part will not and can not sell or assign this contract, or sub-let the work to any person or persons, except by the consent of 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 1st day of July, A.D., 1931, 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 July, A.D., 1931, then the said party of the first part agrees and promises

to pay to the said party of the second part as liquidated damages for the non-completion of said work and for the deprivation on the part of the public of the said Hendricks County of the use of said road from and after said 1st day of July A.D., 1931, 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 Hendricks County provided that said failure to complete said improvement within said time specified for such completion is not caused by strikes or any other cause or causes beyond the control of said party of the first part or that said time has not been extended by said Board of Commissioners. In the event the party of the second part 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 understood and agreed by and between the parties hereto that said party of the second part shall withhold full payment to the party of the first part as required by Section 1, of an Act approved March 4th, 1911, Acts of 1911, Page 437, for a period of thirty days or until proof be made of the payment for all labor, materials, and sub-contractor's claims.

And the party of the second part hereby agrees that the party of the first 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, and shall be paid on monthly estimates of the Engineer in charge of said work, but not to exceed 80% of said Engineer's said estimate; 20% of the said contract price shall be retained by the said County until the said work is fully completed and finally accepted by the said Board of County Commissioners.

The said party of the first part 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 act of the General Assembly of the State of Indiana, authorizing said improvement.

To all 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 hereunto set his hand and seal, the day and year hereinafter mentioned, and

IN WITNESS WHEREOF, the said Board of Commissioners of Hendricks County have also signed and approved this contract, this 19th day of September, A.D. 1930.

C. W. Bridges

Party of the First Part

M. A. Gregory

John E. Vestal

R. E. Parker

Board of Commissioners Hendricks County

ATTEST: Charles E. Sjiels
Auditor Hendricks County.

And now the Board finds that including the contract price, as hereinbefore shown, it will require the sum of \$22,000.00 Dollars to pay for the construction of said road and for the preliminary and other expense in connection therewith, as by law provided.

BOND ORDINANCE

It is therefore ordered and ordained by the Board of Commissioners of Hendricks County, Indiana, that bonds be issued and sold to provide for the construction of the above entitled road and the proper expense in connection therewith, as by law provided, in the sum of \$22,000.00 Dollars, payable over a period of ten (10) years from the date thereof, bearing interest at the rate of $4\frac{1}{2}$ per cent per annum, interest payable semi-annually, both principal and interest to be payable at the Office of the Treasurer of Hendricks County, Indiana.

It is ordered and ordained that said bonds shall bear date of October 1st, 1930, and that each bond shall be in a denomination of \$1100.00 Dollars, and that there shall be twenty (20) of such bonds, that the bonds shall be issued in series and that the first of said bonds shall be due and payable July 15th, 1932, and that one of said bonds shall be due and payable every six months thereafter over a period of ten years.

It is ordered and ordained that the interest on said bonds shall be evidenced by coupons attached thereto, bearing the facimile signatures of the members of the Board of Commissioners of Hendricks County, Indiana, which shall have the same force and effect as though such coupons had been manually signed by said Board.

It is ordered and ordained that all of the bonds, twenty in number shall be signed by the members of the Board of Commissioners of Hendricks County, Indiana, and that they shall be attested by the Auditor of said County, and that the seal of said County shall be placed on said bonds.

It is further ordered and ordained that annually there shall be levied a tax on the taxables of Lincoln Township, Hendricks County, Indiana, sufficient to pay and discharge the said bonds and interest coupons thereto attached, as they become due.

And now the Treasurer of Hendricks County, Indiana, is hereby charged with the duty and obligation of selling said bonds, hereinbefore ordered and ordained to be issued, and that he shall sell the same for not less than their full par value and accrued interest to the date of delivery; that the moneys derived from the sale of said bonds shall be kept by said Treasurer as a fund with which to pay for the construction of said road, including the contract price and preliminary and other expense in connection therewith, including the per diem of the Engineer and Superintendent of Construction, Attorney's fees for the Petitioners, transcript fees, and all other charges as by law provided.

IN THE MATTER OF THE PETITION
OF JOHN SHUMATE ET AL. FOR THE
IMPROVEMENT OF A PUBLIC HIGHWAY
IN LINCOLN TOWNSHIP, HENDRICKS
COUNTY, INDIANA, BY TAXATION.

And now on this 3rd day of October, 1930, comes Byron N. Cox, Treasurer of Hendricks County, Indiana, and produces and files the affidavits of Julian B. Hogate, Editor of the Hendricks County Republican, and of Alvin Hall, Editor of the Danville Gazette, from which it appears that the notice was given by publication for two successive weekly issues of said papers, that bonds would be sold in the total sum of \$22,000.00 Dollars, to provide money for the construction of the above and foregoing road and to pay the costs and expenses in connection therewith, as by law provided, which affidavits and copies of notices thereto attached are in the following words and figures, to-wit:- (H.I.)

And also he produces and files the affidavit of Blanch Bills, Clerk of the Indianapolis Commercial Publishing and Printing Company, publishers of the Indianapolis Commercial, from which it appears that notice of such bond sale was given for one time in a paper printed and published in the city of Indianapolis, Indiana, which affidavit and copy of notice thereto attached is in the following words and figures as follows, to-wit:- (H.I.)

And now on the day named in said notices and at the time and place therein designated, said above named County Treasurer offered said bonds in the total sum of \$22,000.00 Dollars, for sale to the highest and best Bidder therefor. That BREED, ELLIOTT & HARRISON of Indianapolis, Indiana, bid the sum of \$22,000.00 Dollars and \$511.00 Dollars, being the amount of the premium thereon, and that being the highest and best Bidder therefor the said Treasurer now sells said bonds to said BREED, ELLIOTT & HARRISON for the sum of \$22,511.00 Dollars and accrued interest to the date of delivery.

Signed Byron N. Cox,
Treasurer Hendricks County,
Indiana.

TO THE BOARD OF COMMISSIONERS
OF HENDRICKS COUNTY, INDIANA.

We, the undersigned, freeholders residing in the road district wherein is situated a public highway, and which highway has been substantially graded, and is of a minimum width of thirty (30) feet and has suitable side drains, culverts and bridges, and has grades not exceeding the maximum of free gravel roads of Hendricks County, Indiana, and has placed thereon not less than one yard of suitable gravel for every three (3) feet in length, in such a manner as to make a suitable road for public travel, respectfully request the Board of Commissioners of Hendricks County, Indiana, to make an inspection thereof, and upon examination of such road, to declare such road a public utility, and that it conforms to the requirements above mentioned; and to cause an entry to be made on your records of such facts, and also to enter thereon $\frac{3}{4}$ description of the commencement and terminus of said highway, and general description of the route of said highway so that said highway shall be deemed a part of the Free Gravel Roads of Hendricks County, Indiana, and maintained as by law provided. Said road is described as follows:

Beginning at the intersection of the County Highway known as the County road and a Township road at the center of Section 32, Township 15 North of Range 2 East in Guilford Township, Hendricks County Indiana, running thence South with the bearing of said Township road thirty feet wide throughout to the South half mile stone of Section 5, Township 14, North of Range 2 East: thence East 80 rods more or less, to where said road intersects another Township road; thence South to the center of Section 8, Township 14, North of Range 2 East, where Township road intersects a County highway. Said road being two and one-quarter ($2\frac{1}{4}$) miles in length.

Petition signed by A. R. Swift and five other names

Accepted and approved the 7th day of July, 1930.

M. A. Gregory
John E. Vestal
R. E. Parker

TO THE BOARD OF COMMISSIONERS
OF HENDRICKS COUNTY, INDIANA.

We, the undersigned, freeholders residing in the Road District wherein is situated the following described public highway in the Township of Guilford, Hendricks County, Indiana, to-wit:

Said highway begins in the North line of the Morgan and Hendricks County line County Highway, which is located at the Southeast corner of the West Half ($W\frac{1}{2}$) of the Southwest Quarter ($SW\frac{1}{4}$) of Section 24, Township 14 North of Range 2 East; running thence North to the Black Rock County Highway and to the Northwest corner of the West Half ($W\frac{1}{2}$) of the Southwest Quarter ($SW\frac{1}{4}$) of Section 13, Township 14 North of Range 2 East,

hereby represent to your Board that said highway has been improved so that it now conforms to all requirements of Burns Revised Statutes of 1914, Sections 7708, 7794 and the Acts of 1923, Section 18, at Page 574 of said Acts, and to the specifications adopted by your Board February 4th, 1924.

We respectfully ask your Board to view said highway and accept said highway as a part of the Free Gravel Road System of Hendricks County, Indiana.

Petitioned signed by E. J. Atkinson and four other freeholders.

Accepted and approved September 15, 1930.

M. A. Gregory
John E. Vestal
Robert E. Parker
Board Commissioners Hendricks County,
Indiana.

STATE OF INDIANA

SS:

HENDRICKS COUNTY

In the Commissioners Court
September Term, 1930.

TO THE HONORABLE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, INDIANA:-

We, the undersigned, represent and say that we are freeholders and voters of Middle Township, Hendricks County, Indiana.

We further represent and say that there are two township public highways in said Middle Township, which have the proper grades, bridges and culverts, and material thereon as provided by the County Specifications for County Free Gravel Roads and as by law provided, and that they should be taken over and made a part of the County System of Free Gravel Roads.

That the first of said two public highways is herein described as follows, to wit:-

Beginning at the Southeast corner of the Southwest quarter of the Northeast Quarter of Section 30, Township 17 North of Range 1 East, and running thence North $1\frac{1}{2}$ miles to the public highway running East and West along the North line of Section 19, Township and Range aforesaid, and ending in said road.

That the second of said public highways is herein described as follows, to-wit:

Beginning at a point in the public highway at the Northeast corner of Section 29, Township 17 North of Range 1 East, and running thence West $\frac{1}{2}$ mile to the County Free Gravel Road and ending at said point.

We ask that you make an inspection of said public highways and that you make an order taking over said public highways as a part of the County System of Free Gravel Roads if they meet the proper requirements for County Free Gravel Roads.

Signed by Harold Knetzer, Trustee, and thirty nine other freeholders of Middle Township.

Accepted this 19th day of September, 1930.

M. A. Gregory
John E. Vestal
Robert E. Parker
Commissioners Hendricks County

STATE OF INDIANA

SS:

HENDRICKS COUNTY

IN THE COMMISSIONERS COURT,

September Term, 1930.

TO THE HONORABLE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, INDIANA:-

We, the undersigned, represent and say that we are freeholders and legal voters of Clay Township, Hendricks County, Indiana.

We further say that in said Township there is a public highway which is described as follows: to-wit:-

Beginning at a point in the County Free Gravel Road on the Township line between Liberty and Clay Townships at the Southeast corner of the Northwest Quarter of Sec. 7, Township 14, North of Range 1 West, and running thence West upon and along the public highway through the center of said Section 7, to the West line thereof; thence jogging South and thence running West through Section 12, Township 14 North of Range 2 West, along the public highway to the center of said Section 12, and ending in a County Free Gravel Road running North and South through the center of said Section 12, and ending at a point in said road.

We herein say that said public highway has the proper side ditches, grades, bridges and culverts, and the proper amount of material thereon as is required by law, and as provided by the County Specifications for a County Free Gravel Road; that it connects at both termini with County Free Roads.

Wherefore, we ask that you, together with the County Engineer and County Superintendent of Highways inspect said road and, if the same conforms to the proper requirements, that you accept said highway as a County Free Gravel Road, and that you make an order of record making said highway a part of the system of County Free Gravel Roads.

Signed by Morris J. Hadley and twenty six freeholders of Clay Twp.
Accepted this 7th day of October, 1930.

M. A. Gregory
John E. Vestal
R. E. Parker
Commissioners Hendricks County.

STATE OF INDIANA

SS:

HENDRICKS COUNTY

IN THE COMMISSIONERS COURT,
September Term, 1930.

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

We, the undersigned represent and say that we are freeholders and voters of the Townships of Franklin, Liberty and Clay, in Hendricks County Indiana.

That on the line between Liberty Township on the East and Franklin and Clay Townships on the West there is a Township Public Highway described as follows, to-wit:

Beginning at a point in the County Free Gravel Road at the Southwest corner of Section 29, Twp. 14, North of Range 1 West, and running thence North on the line between Franklin and Liberty Townships and on the line between Clay and Liberty Townships to the Northwest corner of Section 5, Township and Range aforesaid, and ending in the County Free Gravel Road running East to the Town of Clayton.

That said highway has the necessary grades, bridges, material and other requirements as provided in the specifications for a County Free Gravel Road. That said highway begins and ends in County Free Gravel Roads, and should be made a part of the County System of Free Gravel Roads.

Wherefore we ask that your honorable Board and the County Engineer and the County Highway Superintendent inspect said road and, if the same is found suitable, that you make an order making of the said highway a County Free Gravel Road and thereby becoming a part of the County Free Gravel Road System.

Signed by Grant W. Stone, Trustee Liberty, Howard L. Rhea, Trustee of Franklin Township, and Morris J. Hadley, Trustee of Clay Township, and twenty two freeholders of Franklin, Liberty and Clay Townships.

Accepted this 7th day of October, 1930.

M. A. Gregory
John E. Vestal
R. E. Parker
Commissioners Hendricks County.

STATE OF INDIANA

SS:

HENDRICKS COUNTY

IN COMMISSIONERS COURT,
AUGUST TERM, 1930.

TO THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, INDIANA.

We, the undersigned represent and say that we are freeholders and voters of Eel Riber Township, Hendricks County, Indiana.

That there is a public highway in said Township, County and State, described as follows:

Beginning at a point on the North line of the Danville and North Salem Free Gravel Road, where the same intersects the East side of Section 14, Township 15, North of Range 2 West; thence North about 3-1/4 miles; thence West 1/4 mile; thence North about 1/2 mile to the North Salem and Lizton County Free County Free Gravel Road, and ending at said point.

That said described public highway has the grades, side ditches and gravel thereon substantially as is provided for the specifications and requirements for a County Free Gravel Road; that said described public highway connects at both termini with County Free Gravel Roads, and should be made a part of the County System of Free Gravel Roads.

Wherefore your Petitioners ask your Honorable Board, County Engineer, and County Superintendent to view and inspect said above described highway, and if the same is satisfactory, that you make an order that said highway become a part of the County Free Gravel Road System, to be kept up and repaired by the County.

Petition signed by A. M. Routh, Trustee of Eel River Township, and seven freeholders of Eel River Township.

Accepted this 11th day of October, 1930.

M. A. Gregory
John E. Vestal
R. E. Parker
Commissioners Hendricks County.

STATE OF INDIANA

SS:

HENDRICKS COUNTY

TO THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, INDIANA:

We, the undersigned, freeholders residing in the Road District wherein is situated a public highway, and which highway has been substantially graded and is of a minimum width of thirty (30) feet, and has suitable side drains, culverts and bridges, and has grades not exceeding the maximum of Free Gravel Roads of Hendricks County, Indiana, and has placed thereon not less than one (1) yard of suitable gravel for every three feet in length in such a manner as to make a suitable road for public travel, respectfully request the Board of Commissioners of Hendricks County, Indiana, to make an inspection thereof and upon examination of such road, to declare such road a public utility, and that it conforms to the requirements above mentioned, and to cause an entry to be made on your records of such facts, and also to enter thereon a description of the commencement and terminus of said highway and general description of the route of said highway so that said highway shall be deemed a part of the Free Gravel Roads of Hendricks County, Indiana, and maintained as by law provided. Said road is described as follows, to-wit:

Beginning at the Southeast corner of the Southeast Quarter (SE $\frac{1}{4}$) of Section 5, Township 15, North of Range One (1) East, Hendricks County, Indiana, where said road enters State Highway Number 36, thence North to the Northeast corner of the Northeast Quarter (NE $\frac{1}{4}$) of said Section, Township and Range, where said road enters the Tenth Street County Gravel Road.

Said road being one (1) mile in length.

Petition signed by Oscar Bradford, Trustee of Washington Township, and fifteen freeholders of said Washington Township.

Accepted this 2nd day of November, 1930.

M. A. Gregory
John E. Vestal
R. E. Parker
Commissioners Hendricks County

STATE OF INDIANA

SS:

HENDRICKS COUNTY

TO THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, INDIANA:

We, the undersigned, freeholders residing in the Road District, wherein is situated the following described real estate in the Township of Guilford, County of Hendricks, State of Indiana, to-wit:

Said highway begins near the South Half Mile stone of Section 2, Township 14, North of Range 1 East, and where said road intersects with the Plainfield and Mooresville Gravel Road, and runs thence West with the bearings of the highway not existing to the Southwest corner of Section 3, Township 14, North of Range 1 East, and where said highway intersects the Moon Free Gravel County Highway, and we hereby represent to your Board that said highway has been improved so that it now conforms to all requirements of Burns Revised Statutes of 1914, Sections 7708 and 7794, and the Acts of 1923, Section 18, at Page 574 of said Acts, and to the specifications adopted by your Board, February 4, 1924.

We respectfully ask your Board to view said highway and accept said highway as a part of the Free Gravel Road System of Hendricks County, Indiana.

Petition signed by twelve freeholders and voters residing in the above named Road District of Guilford Township.

Road accepted this the 1st day of December, 1930.

M. A. Gregory
John E. Vestal
R. E. Parker
Commissioners Hendricks County.

STATE OF INDIANA

SS:

HENDRICKS COUNTY

IN THE COMMISSIONERS COURT

SEPTEMBER TERM, 1930.

TO THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, INDIANA:

We, the undersigned, represent and say that we are freeholders and voters of Washington Township, Hendricks County, Indiana.

Further we represent and say that there is a public highway in said Township which is described as follows, to-wit:-

Beginning at a point in the National Road, or what is known as State Road #40, near the center of Section 20, Township 15 North of Range 2 East, and running thence North to the Rockville Road, or what is known as State Road #36, and ending at said point.

That said above described public highway has the necessary grades, bridges, culverts and materials thereon to conform to the requirements and specifications for County Free Gravel Roads, and that the said highway should be taken over and made a County Free Gravel Road; that said highway begins and ends in improved public highways.

Wherefore, we petition your Honorable Board to inspect said road in conjunction with the County Engineer and County Highway Superintendent, and if the same be found suitable that you make an order establishing said highway as a County Free Gravel Road.

Said petition signed by Oscar Bradford, Trustee of Washington Township and and eight other freeholders and voters residing in said Road District of Washington Township.

Road accepted 21st day of March, 1931.

Robert E. Parker
Orlan C. Gossett
Commissioners Hendricks County

IN THE MATTER OF THE PETITION
OF WALTER C. LANG, ET AL. FOR THE
IMPROVEMENT OF A PUBLIC HIGHWAY IN
LINCOLN TOWNSHIP, HENDRICKS COUNTY,
INDIANA.

Comes now, Walter C. Lang, Et Al., Petitioners for the improvement of a Public Highway in Lincoln Township, Hendricks County, Indiana, and their petition coming on for hearing before the Board of Commissioners of Hendricks County, Indiana, said Petitioners now request the appointment of a competent Engineer and Viewers to which the said improvement shall be referred to, which said request the said Board of Commissioners now grant and appoint George E. Harvey, as such Engineer, and Harry Sanders and John Husted, as Viewers, both of whom are responsible freeholders and voters of said Hendricks County, and State of Indiana, and neither of whom is a resident of said Lincoln Township, nor the owner of taxable property in said Lincoln Township.

And further proceedings herein are continued until the August Term of the said Board of Commissioners.

OCTOBER 22ND, 1930.

CONTRACT WITH COUNTY
FOR PROVIDING RIGHT OF WAY.

This contract made by and between the County of Hendricks, through its undersigned Board of Commissioners, party of the first part, and the State of Indiana, through the Indiana State Highway Commission and the undersigned Director thereof, party of the second part, WITNESSETH:

That, whereas, the Indiana State Highway Commission is contemplating the improvement of a highway now under its control through the aforesaid County, which said highway is designated in the records and files of said Commission as State Road No. 234, and extends from State Road No. 63, through Vermillion, Parke, Fountain, Montgomery, Boone and Hendricks Counties, to State Road No. 34, passing through Kingman, 1.4 mile North of Freedom Church and Ladoga.

Whereas said improvement will necessitate the widening, relocation and a change in the routing of said highway in places through said County, which widening, relocation and change in routing will require additional land for right of way and for grading.

It is, therefore, agreed by and between said parties that in consideration of said proposed improvement and in consideration of the benefits thereof resulting to said County, the said County of Hendricks, through the undersigned Board of Commissioners hereby agrees to render financial assistance to the State Highway Commission for the improvement of said highway, in conformity to Chapter 122, Acts of the General Assembly of 1923, to the extent and under the conditions hereinafter stated:

(1) That any and all funds contributed under this contract shall be to reimburse the Indiana State Highway Commission for the cost procuring the right of way necessary for that part of said State Highway located in said County.

(2) That said first party shall pay to the fund of said Commission a sum equal to the entire amount expended by said Commission in said County in procuring the necessary right of way under Section 24 of the State Highway Act of 1919 (Acts 1919, page 132) for constructing, locating and relocating said improvement over the route determined by said Commission for said proposed improvement; and, in case it shall be necessary to institute proceedings to condemn land for any such purpose, the first party agrees to pay a sum of money equal to the total amount of any and all awards that may be made by appraisers or fixed by proceedings in the Courts, under the provisions of Section 24 of the State Highway Act and the law of Indiana governing such cases.

(3) That the amount due the State Highway Fund shall be paid as soon as determined, to the Treasurer of State of the State of Indiana for the use of the State Highway Fund, and, in case the general fund of said County is insufficient to pay the amount the said Board shall issue bonds of the County to pay said obligation, all as provided in Chapter 122, Acts 1923, page 326.

IN WITNESS, WHEREOF, the said County of Hendricks, by and through its undersigned Board of Commissioners and the State of Indiana, by and through the Indiana State Highway Commission, and John D. Williams, the Director thereof, have hereunto set their hands and the seals of their respective governmental bodies this 7th day of October, 1930.

COUNTY OF HENDRICKS

By: M. A. Gregory
John E. Vestal
Robert E. Parker
Board of Commissioners

ATTEST: Charles E. Shields
Auditor

STATE OF INDIANA

BY: The Indiana State Highway Commission
By: J. J. Brown
Director