

TOWNSHIP OF BIRCH RUN
SAGINAW COUNTY, MICHIGAN

Resolution 98-1

RESOLUTION AUTHORIZING THE TOWNSHIP SUPERVISOR ON BEHALF
OF BIRCH RUN TOWNSHIP, TO SIGN A CHAPTER 8 PETITION TO
CLEAN OUT, RELOCATE, WIDEN, DEEPEN, STRAIGHTEN, TILE, EXTEND,
OR RELOCATE ALONG A HIGHWAY THE CLARK INTERCOUNTY DRAIN

Minutes of a regular meeting the Township Board of the Township of Birch Run, Saginaw County, Michigan, held in the Township Office, 8245 Main St., in the Township on the 10th day of February, 1998, at 7 o'clock p m., Local Time.

PRESENT: BOARD MEMBERS Harold Johnson, Sheila DiBerardino, David Stewart,
Nancy Henige, John Jankowski, Cheryl Hadsall

ABSENT: BOARD MEMBERS Edward Magnus

The following preamble and resolution were offered by Board member Hadsall
and supported by Board member DiBerardino:

WHEREAS the Township of Birch Run has been informed that substantial repairs are needed and, in order for the repairs to be made, is petitioning, as more fully shown in a proposed petition presented by the supervisor to the board, for the cleaning out, relocating, widening, deepening, straightening, tiling, extending, or relocating along a highway the Clark Intercounty Drain, and the Board finding that the proposed project will be conducive to the public health, convenience and welfare,

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Township Supervisor and the Township Clerk are hereby authorized and directed to sign a petition to cleanout, relocate,

widen, deepen, straighten, tile, extend, or relocate along a highway the Clark Drain,

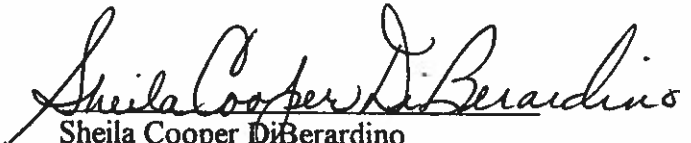
BE IT FURTHER RESOLVED that all resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same are hereby rescinded.

AYES: BOARD MEMBERS Johnson, DiBerardino, Henige, Jankowski,
Hadsall, Stewart

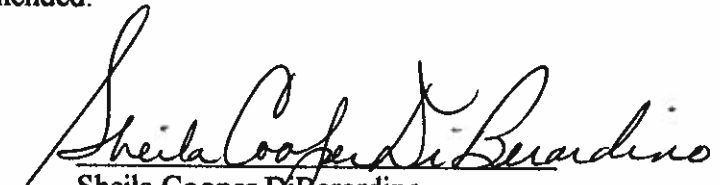
NAYS: BOARD MEMBERS None

ABSENT: BOARD MEMBERS Magnus

RESOLUTION ADOPTED.


Sheila Cooper DiBerardino
Township Clerk

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the Township Board of the Township of Birch Run, Saginaw County, Michigan, at a regular meeting held on February 10, 1998, and that notice of said meeting was given pursuant to Act 267 Public Acts of 1976, as amended.


Sheila Cooper DiBerardino
Township Clerk



MICHIGAN DRAIN CODE

Intercounty Drain Petition

(P.A. 40 of 1956 as amended, MCL 280.192 Chapter 8)

PETITION FOR CLEANING OUT, RELOCATING, WIDENING, DEEPENING, STRAIGHTENING, TILING, EXTENDING, OR RELOCATING ALONG A HIGHWAY FOR AN INTERCOUNTY DRAIN OR DRAINS OR ANY PORTION THEREOF

To the Public Works Commissioner of the County of Saginaw.

Petitioners hereby petition for cleaning out, relocating, widening, deepening, straightening, tiling, extending, or relocating along a highway of the drain known and designated as the Clark Intercounty Drain, located and established in the Townships of Birch Run, Vienna, Thetford, and Arbela, in the County(ies) of Saginaw, Genesee and Tuscola, State of Michigan.

Your petitioners respectfully declare that they constitute a number of freeholders in said Drainage District whose lands would be liable to an assessment for benefits equal to or greater than fifty percent of the number of freeholders whose lands would be traversed by the drain petitioned for, or abut on the part of any highway, between the point where said drain enters such highway, and the point where it leaves such highway or street or constitute a municipality representing such freeholders.

You petitioners further show that the said drain needs cleaning out, relocating, widening, deepening, straightening, tiling, extending, or relocating along a highway commencing on the South bank of the Horton and Graham drain in said Township of Birch Run, Saginaw County, Michigan, at a point 24 feet east of the section line between Sections 25 and 26, and 1778 feet north of the quarter post between said Sections 25 and 26 and extending approximately to a point located 12' East and 856' South of the Northwest corner of the Southwest 1/4 of the Southwest 1/4 of Section 1, T.9 N.-R.6 E., Vienna Township, Genesee County and the said cleaning out, relocating, widening, deepening, straightening, tiling, extending, or relocating along a highway of such Drain or any part thereof, will be conducive to the public health, convenience, and welfare of Birch Run, Vienna, Thetford, and Arbela Townships.

(Sign All Names in Ink)

(For property descriptions within the drainage district please use a tax code number, or meets and bounds description OR street address with township name for each eligible freeholder)

FREEHOLDER PROPERTY DESCRIPTION: _____

Signature of Owner: _____

Township: Birch Run

FREEHOLDER PROPERTY DESCRIPTION: _____

Sheila Di Bernardino Township Clerk
Signature of Owner: Sheila Di Bernardino Township: Birch Run

FREEHOLDER PROPERTY DESCRIPTION: _____

Signature of Owner: _____ Township: _____

FREEHOLDER PROPERTY DESCRIPTION: _____

Signature of Owner: _____ Township: _____

FREEHOLDER PROPERTY DESCRIPTION: _____

Signature of Owner: _____ Township: _____

FREEHOLDER PROPERTY DESCRIPTION: _____

Signature of Owner: _____ Township: _____

FREEHOLDER PROPERTY DESCRIPTION: _____

Signature of Owner: _____ Township: _____

AFFIDAVIT OF CIRCULATOR OF PETITION

I HEREBY CERTIFY that I did personally circulate this petition and that the signatures to same were made in my presence and are the genuine signatures of those whose names are affixed.

Name of Circulator

Dated _____ 19 ____