

EASEMENT **COPY**

KNOW ALL MEN BY THESE PRESENT, That the Grantor, Deborah Ball, an unmarried woman of legal age, for One Dollar and Other Valuable Consideration, the receipt of which is hereby acknowledged, does hereby grant unto the Grantees, Clark John Hogan and Sherry Ann Hogan, their heirs and assigns, a perpetual Easement for the maintenance, operation and replacement of a sanitary sewer as it is presently located and as it now exists over and across the real property of the Grantor to and for the benefit of the real property of the Grantees all located in the County of Henry in the State of Ohio and in the City of Napoleon and said real property of Grantor being more particularly described as follows:

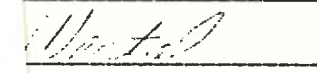
Parcel 2 of the Survey of Lots 5-C, 5-D and 5-E in the Replat of Lot 5, Northhoks Subdivision in the City of Napoleon, Henry County, Ohio, but subject to zoning restrictions of said City and restrictions set forth in recorded plat #172, in the Office of the Recorder of Henry County, Ohio. Said survey is shown as recorded plat #173 in the Office of the Recorder of Henry County, Ohio.

This Easement is hereby conveyed with the express condition that the Grantee, their heirs and assigns, will forever maintain the surface area as described in said Easement in the same condition as the same now is, whether changed by the original construction of said sanitary sewer or by any maintenance, repair or replacement thereof.

IN WITNESS WHEREOF, I have hereunto set my hand this 16th day of November, 1987.

knowned in
Of:






Deborah Ball

STATE OF OHIO,
SS:
COUNTY OF HENRY,

Sworn to and subscribed in my presence ~~this~~ ^{the} 16th day of November, 1987.

COPY
Vicki Wentzel

Notary Public -- State of Ohio

VICKI WENTZEL
Notary Public, State of Ohio
My Commission Expires July 17, 1991



City of NAPOLEON, OHIO

255 RIVERVIEW AVENUE - (419) 592-4010
NAPOLEON, OHIO 43545-0151

August 3, 1987

Mayor

Robert G. Heft

Members of Council

William Young, President

Lawrence Haase

James Hershberger

Donald Stevens

Donald Morford

Steve White

City Manager

Richard A. Hayward

Clerk-Treasurer

Rupert W. Schweinhagen

Law Director

Keith P. Muehlfeld

Mr. Burdette Rathge
Rt. #2
Napoleon, Ohio 43545

Re: Sewer tap installed
7-31-87 at 197 Old Creek
Drive

Dear Mr. Rathge:

After plotting out your rather unusual sewer tap on the plat drawing I note that rather than using the tap provided for the lot which was located within 40' of the house you have chosen to run 75' of pipe and connect to a 6" Y located at manhole No. 3. Unfortunately in doing so you laid a portion of the sewer line on private property.

Of course the proper thing to do would be to re-install the service correctly, however, do to the expense you would incur, I suppose this is something you would rather not do. Your alternative is to obtain an easement from the adjacent property owner for the portion of the sewer service which crosses her property.

Until this matter is resolved, I cannot allow the sewer service to be hooked up to the house. At this time, I suggest you check with the adjacent property owner and see if an easement will be granted. Permission to hook up will be granted as soon as I receive a copy of the easement. I have enclosed a copy of a portion of the re-plat of Lot #5 of the North Oaks Subdivision showing the approximate location of the house and sewer service. To aid you in obtaining an easement from Mrs. Ball or replacing the service whichever course of action you choose.

In closing, there are three things I would like to point out:

- #1 If you had taken the time to stop in at the Engineers Office, this information could have been provided to you before you started digging.
- #2 As is noted on the plan correction sheet, a minimum of 24 hours notice is required prior to an inspection being made. 48 hours is preferred. Since I have held this position, this being a small community, I and the other people in this office, in an effort to cooperate with all the Contractors, have been able to make virtually all necessary inspections within 4 hours of notification. To insure that, this spirit of cooperation continues and that the inspections can be made when you require them it is best to give this office a call and let us know that you will be doing some work in town during the following week and the approximate times you will require inspections. This will give us a chance to schedule you some time and there is a better chance that someone will be available when you call for the inspection.
- #3 Under no circumstances are you ever to cover up some of your work until it is viewed and approved by an inspector, no matter how long you have to wait. As I stated previously, this office will make every effort to work with you, however, we do have other responsibilities and occasionally it is not possible to immediately drop what we are doing. This does not excuse you from obtaining the required inspection before covering your work.

If you have any questions, feel free to call
or stop in any time.

Sincerely,



Eldon Huber
Building Inspector

cc: Ron Zachrich
Richard A. Hayward
Malcolm Helberg

EH:skw

Install drop connection as per detail.

NOTES: 4" S.I.O.R. 45
MIN. STONE ABOVE & BELOW

LOT 5-G

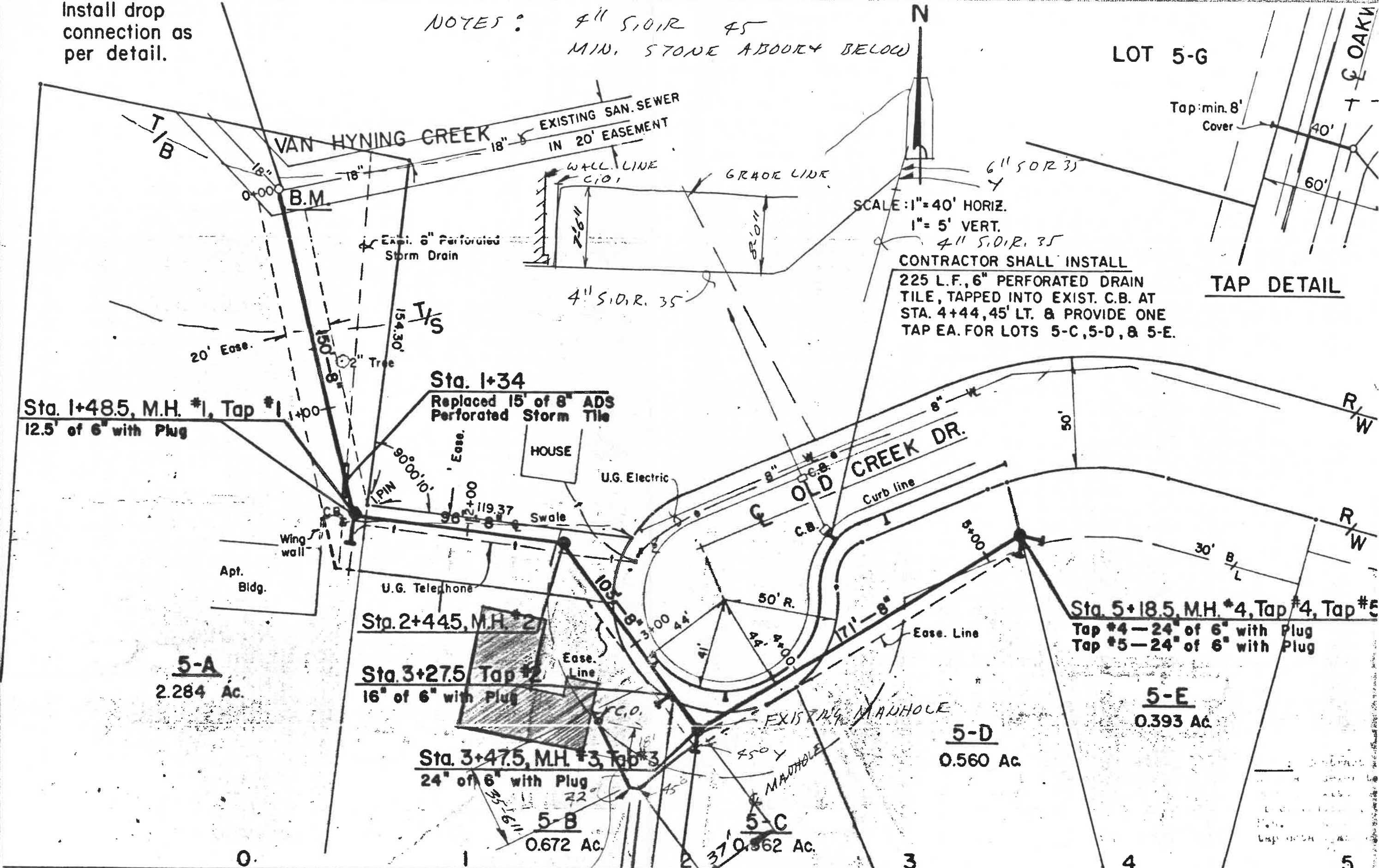
Tap: min. 8' Cover

TAP DETAIL

SCALE: 1" = 40' HORIZ.
1" = 5' VERT.

CONTRACTOR SHALL INSTALL
225 L.F. 6" PERFORATED DRAIN
TILE, TAPPED INTO EXIST. C.B. AT
STA. 4+44.45' LT. & PROVIDE ONE
TAP EA. FOR LOTS 5-C, 5-D, & 5-E.

DATE	
BY	
SURVEYED	
PLOTTED	
ALIGNMENT CHECKED	
RT. OF WAY CHECKED	
PLAN	
NOTE BOOK	
NO	



0	1	2	3	4	5
			Sta. 3+47.5 M.H. #3		Sta. 5+18.5 M.H. #4
			Top 676.60		Top 676.00
			675.44		675.98