

**ZONING ORDINANCE NO. 98-12**

**ZONING ORDINANCE AMENDMENT**

THIS IS AN ORDINANCE for the purpose of amending and changing the zoning ordinances of the County of Shelby as it relates to a certain tract of property known as 10342 South 700 West, Edinburgh, Indiana, specifically amending the Shelby County, Indiana Zoning Ordinance adopted by the Board of Commissioners of Shelby County, Indiana on August 3, 1998, which became effective on January 1, 1999, including and incorporating therein Township Zoning Maps dated November 13, 2001, as amended, showing the boundary lines of certain Zoning Districts thereon.

BE IT ORDAINED by the Board of Commissioners of Shelby County Indiana, as follows:

**Section 1: Purpose.** The purpose of this Ordinance shall be to amend the Zoning Map of Jackson Township of the Shelby County Code and the zoning ordinances thereunder as it relates to the real estate specifically described in Section 2 of this Ordinance to change the designation of said real estate from being zoned A (Prime Agricultural) to a designation R1, Single-family Residential (approximately 41 +/- acres).

**Section 2: Amendment.** Shelby County, Indiana Zoning Ordinance adopted by the Board of Commissioners of Shelby County, Indiana on August 3, 1998, which became effective on January 1, 1999, including and incorporating therein Township Zoning Maps dated November 13, 2001, as amended, showing the boundary lines of certain Zoning Districts thereon, are hereby amended by adding the following subsection:

**Land rezoned from “A,” Prime Agricultural Cropland, to “R1,” Single-family Residential:**

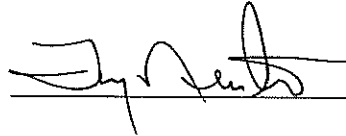
The following parcel of land and real estate located in Jackson Township, Shelby County, Indiana and particularly described herein being formerly zoned and shown on the Zone Map for Jackson Township Zoning District Map and lying in an “A” Prime Agricultural Cropland district is hereby rezoned to “R1” Single-family Residential:

**See attached legal description of overall parent tract.**



**Section 3: Effective Date.** This ordinance shall be in full force and effect from and after its adoption by the Board of Commissioners of Shelby County, Indiana.

**Section 4: Repealable Provisions.** All ordinances and parts of ordinances in conflict with the specific amendment herein are hereby repealed.

ADOPTED this 2<sup>nd</sup> day of June, 2008, by a vote of 3 ayes and 0  
nays of members of the Board of Commissioners of Shelby County, Indiana.



Tony Newton, President

  
Roger Laird, Member

David Mohr, Member

ATTEST:



Amy Glackman, Auditor  
Shelby County, Indiana

(Percifield Legal Description)

Beginning twenty-eight (28) chains and two (2) links South of the northwest corner of Section thirty (30) in Township Eleven (11) North in Range Six (6) East, and running thence south ten (10) chains and sixty-two and one-half ( $62\frac{1}{2}$ ) links, thence East thirteen (13) chains and ten links, thence East seven (7) chains to a stone fifty (50) chains and sixty-six (66) links South of the northeast corner of the west half of the northwest quarter of said section, thence north to a point twenty-eight (28) chains and two (2) links South of said northeast corner, thence West to the place of beginning, containing Twenty Nine and Ninety hundredths ( $29\frac{90}{100}$ ) acres, more or less.

EXCEPT THEREFROM THE FOLLOWING;

Beginning 28 chains and 2 links South of the Northwest corner of Section 30 in Township 11 North in Range 6 East and running thence South 10 chains and  $62\frac{1}{2}$  links, and thence East 13 chains and 51 links for a point of beginning, thence South 12 chains and 10 links, thence East 7 chains to a stone 50 chains and 66 links South of the Northeast corner of the West Half of the Northwest Quarter of said section, thence North 12 chains and 10 links to a point 38 chains and  $64\frac{1}{2}$  links South of said Northeast corner, thence West 7 chains to the point of beginning, the exact location having been heretofore agreed upon by the parties.

ALSO; Beginning at a corner stone seventy four and one-tenth (74.1) rods south of the northeast corner of the north west quarter of the north west quarter of Section thirty (30), Township eleven (11) North, Range six (6) East; thence west eighty-six and two-tenths (86.2) rods to a corner stone set in the middle of the public highway; thence south thirty-eight and twenty-two hundredths (38.22) rods; thence east eighty six and two-tenths (86.2) rods, more or less, to the line dividing the east and west half of the north west quarter of said Section thirty (30), Township and Range aforesaid; thence north to the place of beginning, containing 20.7 acres more or less, subject to all legal highways.

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**Exhibit A**

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25 West Polk Street, Rm 201  
Shelbyville, Indiana 46176  
Phone 317.392.6338  
Email: amy.dillon@co.shelby.in.us

## Shelby County Plan Commission

May 29, 2008

To: Shelby County Commissioners  
From: Amy L. Dillon, AICP  
Executive Director

**RE: Rezone 08-05: James M and Connie Percifield**

Gentlemen,

On behalf of the Shelby County Plan Commission, I certify to you the following report and recommendation concerning the application for approval of the rezone petition for the property located at 10342 South 700 West in Jackson Township filed by James M and Connie Percifield.

- 1.) The Plan Commission heard the application on May 28, 2008 at a public hearing held at the Shelby County Courthouse Annex Room 208A. Proper notice was given prior to the meeting by certified mail to all interested parties and by publication in the Shelbyville News as required by ordinance. Seven members of the Plan Commission were present.
- 2.) The petitioner was represented by N Gregg Graham, Attorney at Law.
- 3.) Gregg Graham made a formal presentation regarding the petition to the Plan Commission.
- 4.) Prior to the meeting on May 28, 2008, the petitioner had presented the Plan Commission with the following information.
  - a.) Rezone Application.
  - b.) Property description and drawing of the property to be rezoned.
  - c.) Proposed layout of a subdivision for the property.
  - d.) Written Findings of Fact.
  - e.) Letter of Intent.
  - f.) Proposed Covenants and Restrictions for the proposed subdivision.

- g.) Pipeline easement documents.
  
- 5.) Public comment was solicited and considered by the Plan Commission.
  - a.) Four individuals made formal public comment regarding the project at the 5/28/08 meeting, while four individuals made formal public comment at the 4/22/08 hearing.
  - b.) One letter was submitted prior to the meeting and read into the record at the 4/22/08 hearing.
  
- 6.) The Plan Commission asked questions of the petitioner prior to making a motion on the petition.
  
- 7.) A motion was made to vote on the petition to forward a favorable recommendation to the County Commissioners with the following stipulations:
  - a.) Should the development of the subdivision not commence within two years, then the property shall revert to its original A, Prime Ag. Cropland, zoning designation.
  - b.) No more than nine (9) lots shall be created on the overall property.
  - c.) Any proposed landscaping or structures to be placed in the pipeline easement shall strictly adhere to the respective pipeline's guidelines for encroachment into the easements (right-of-ways).
  - d.) The general intent of the proposed covenants and restrictions submitted by the petitioner shall be the general development and quality guidelines for the development.

The Plan Commission approved the motion by a vote of 5 to 2; therefore a favorable recommendation is being forwarded to the County Commissioners.

If further information is required, please feel free to contact me at the enclosed location.

Respectfully,

Amy L. Dillon, AICP  
Executive Director

Copy to: File  
Gregg Graham

**REZONING APPLICATION**

Shelby County Plan Commission  
25 West Polk Street, Room 201  
Shelbyville, IN 46176  
P: 317.392.6338 F: 317.421.8365

For Office Use  
Only  
Case #: R208-05  
Hearing Date: 4/22/08  
Fees: \_\_\_\_\_  
Approved Denied

**1. Applicant/Property Owner:**

**Applicant:**

Name: James M. and Connie S. Percifield  
Address: 1122 Bitterwood Court  
Columbus, IN 47201  
Phone Number: (812) 375-1111  
Fax Number: (812) 372-8292  
E-mail Address: \_\_\_\_\_

**Owner:**

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone Number: \_\_\_\_\_  
Fax Number: \_\_\_\_\_

**2. Applicant's Attorney/Contact Person and Project Engineer (if any):**

**Attorney/Contact Person:**

Name: N. Gregg Graham  
Address: 33 W. Washington Street  
Shelbyville, IN 46176  
Phone Number: (317) 398-6626  
Fax Number: (317) 392-1962

**Project Engineer:**

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone Number: \_\_\_\_\_  
Fax Number: \_\_\_\_\_

**3. Project Information:**

General Location of Property (and address if applicable): \_\_\_\_\_  
on CR S 700 W south of W 1000 S  
\_\_\_\_\_  
10342 S 700 W, Edinburgh, IN 46124

Current Use: Farm - wooded  
Current Zoning: Ag  
Proposed Use: Single family residential  
Proposed Zoning: R-1  
Area (in acres): 41

**4. Attachments:**

- Affidavit & Consent of Property Owner (if applicable)
- Proof of ownership (copy of deed)
- Letter of Intent
- Site Plan

- Vicinity Map
- Application Fee
- Legal Description

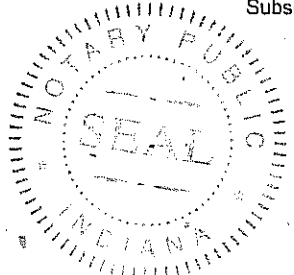
The undersigned states the above information is true and correct as (s)he is informed and believes.

Signature of Applicant: James M. Percifield Connie S. Percifield Date: 4/1/08  
James M. Percifield Connie S. Percifield

State of Indiana  
County of Shelby

) SS:

Subscribed and sworn to before me this 1st day of April, 2008



N. Gregg Graham, N. Gregg Graham  
Notary Public - Signed Printed

Residing in Shelby County My Commission expires March 13, 2016

**Entered for Taxation**

SEP 16 2004

*Maureen L. Bunk*  
Auditor Shelby County

WARRANTY DEED

THIS INDENTURE WITNESSETH, that Newton F. Jones (also know as Newton Franklin Jones) and Eileen Kay Jones, husband and wife, of Shelby County, Indiana, ("Grantor") CONVEYS AND WARRANTS to James M. Percifield and Connie S. Percifield, husband and wife, of Bartholomew County, Indiana, ("Grantee), the following described real estate in Shelby County, Indiana, to wit:

THE REAL ESTATE DESCRIBED ON THE ATTACHED EXHIBIT A, WHICH IS INCORPORATED HEREIN.

Subject to easements and restrictions of record and rights of way of public highways.

Grantees herein assume and agree to pay the real estate taxes on the above described real estate due in the year 2004 and all subsequent real estate taxes thereon.

Newton F. Jones is one and the same person as Newton Franklin Jones.

Dated this 15 day of September, 2004.

*Newton F. Jones*  
\_\_\_\_\_  
Newton F. Jones a/k/a Newton Franklin Jones

*Eileen Kay Jones*  
\_\_\_\_\_  
Eileen Kay Jones

State of Indiana, County of Shelby, SS:

Before me, the undersigned a Notary Public in and for said County and State this 15<sup>th</sup> day of September, 2004 personally appeared Newton F. Jones (also known as Newton Franklin Jones) and Eileen Kay Jones, husband and wife, and executed and acknowledged the execution of the above and foregoing instrument.

*D. Warren Robison*  
\_\_\_\_\_  
D. Warren Robison Notary Public  
Resident of Shelby County, Indiana

My Commission Expires:

10-21-08

Prepared by Robert Adams, Attorney, Shelbyville, Indiana  
Send tax statements to:  
P.O. Box 2234  
Columbus, IN 47202-2234



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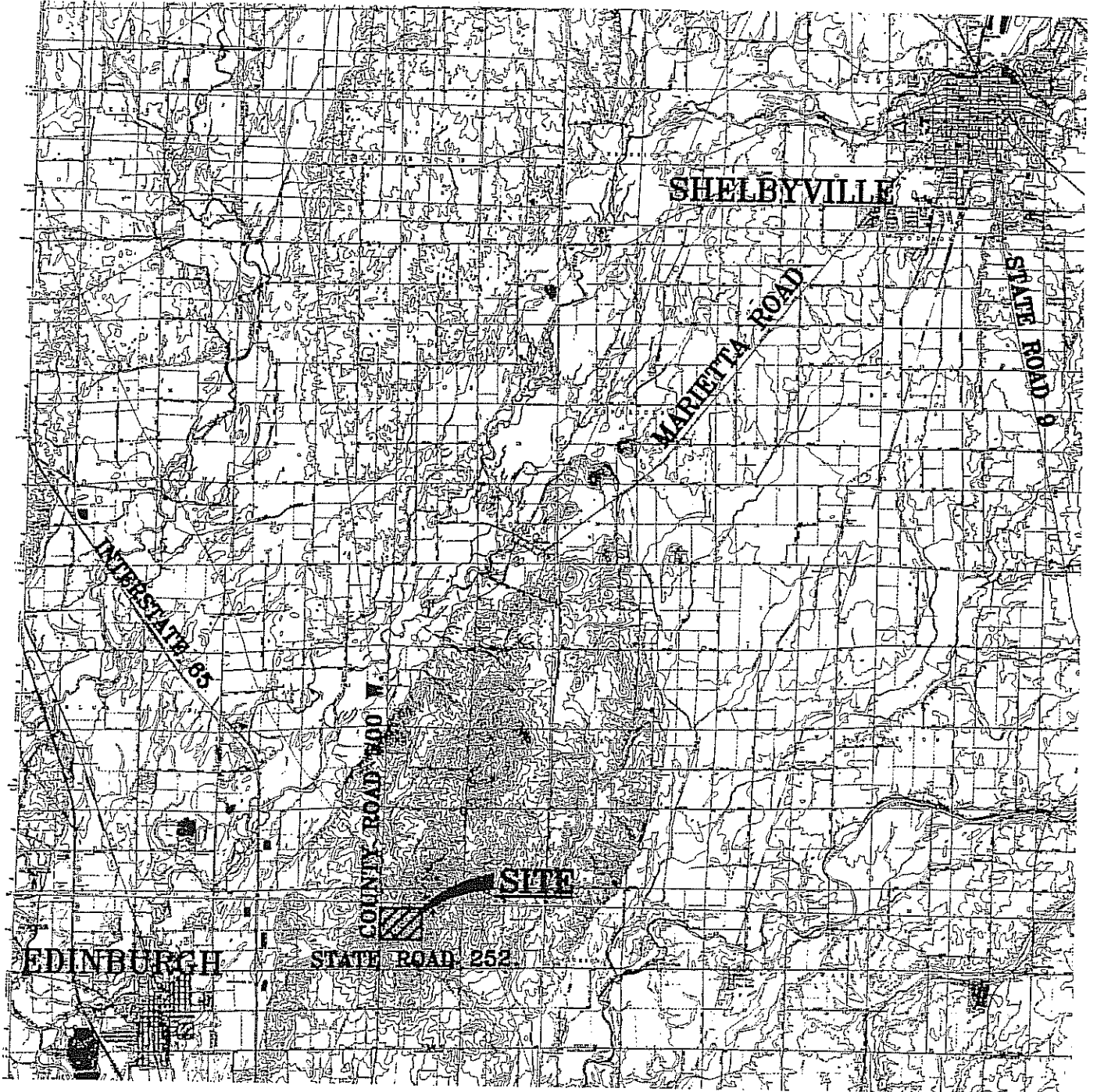
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EXHIBIT A

PERCIFIELD PROPERTY  
VICINITY MAP



West 1000 South

10342 S 700 W, Edinburgh, IN 46124

South 700 West

West State Road 252

Image IndianaMap Framework Data  
© 2008 Tele Atlas

Pointer 39°22'15.01" N 85°54'14.64" W elev 858 ft Streaming 100%



**AFFIDAVIT OF NOTICE TO INTERESTED PARTIES  
PUBLIC HEARING OF THE SHELBY COUNTY PLAN COMMISSION**

STATE OF INDIANA  
COUNTY OF SHELBY

)  
) SS:

I, Terri S. Hill, DO HEREBY CERTIFY THAT NOTICE TO INTERESTED  
(Name of person mailing letters)

PARTIES OF THE PUBLIC HEARING BY THE SHELBY COUNTY PLAN COMMISSION, to consider the application  
of: James M. and Connie S. Percifield  
(Name of person on application)

Requesting: rezoning of 41 acres for single family residential development

For Property Located at: 10342 S 700 W, Edinburgh, Indiana 46124

Was sent to the following owners and addresses as listed in the Plat Books of the Shelby County Auditor's Office (attach additional sheets if necessary):

OWNERS

ADDRESS

<u>See attached Exhibit A</u>	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

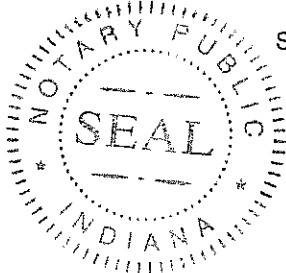
And that said notices were sent on or before the 2nd day of April, 2008, being at least ten (10) days prior to the date of the Public Hearing.

Terri S. Hill

(Name of person mailing the letters)  
Terri S. Hill

State of Indiana )  
County of Shelby ) SS:

Subscribed and sworn to before me this 2nd day of April, 2008.



N. Gregg Graham  
Notary Public

N. Gregg Graham  
Printed

Residing in Shelby County My Commission expires March 13, 2016

Adjoining Property Owners – Percifield

<u>Property Owner</u>	<u>Parcel Number</u>
Donna Ann Williams 4039 W PR 790 W Edinburgh, IN 46124	73-13-25-200-012.000-010
James S. and Brenda G. Isley P.O. Box 153 Edinburgh, IN 46124	73-13-25-400-005.000-010
Indiana Rainbow Girls Foundation 1492 E. State Road 64 Princeton, IN 47670	73-14-30-300-001.000-010 73-14-30-300-002.000-010
Nathan J. and Wilma J. Dillingham 10493 S. Auburn Hills Drive Edinburgh, IN 46124	73-14-30-300-015.000-010
James and Kelli Mann 1800 Woodland Avenue West Lafayette, IN 47906	73-14-30-300-016.000-010
R. Underwood Construction, Inc. 210 Commerce Drive Franklin, IN 46131	73-14-30-100-005.000-010
William J., Jr. and Jeanne E. Barrett 10307 S. Auburn Hills Drive Edinburgh, IN 46124	73-14-30-100-006.000-010
Grady M. and Jessica A. Bissey 202 St. Andrews Avenue Edinburgh, IN 46124	73-14-30-100-007.000-010
Mark and Tamera Pauli 10183 Auburn Hills Drive Edinburgh, IN 46124	73-14-30-100-008.000-010
William Zenor 1108 Summerway Court Shelbyville, IN 46176	73-14-30-100-009.000-010
Auburn Hills Owners Association c/o Tamera Pauli 10524 S. Auburn Hills Edinburgh, IN 46124	73-14-30-300-028.000-010

Alice M. Williams Revocable Trust, et al  
10046 S 700 W  
Edinburgh, IN 46124

73-14-30-100-002.000-010  
73-13-25-200-009.000-010  
73-14-30-100-001.000-010  
73-13-25-200-010.000-010  
73-13-25-200-011.000-010

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**NOTICE OF PUBLIC HEARING**  
BY THE  
**SHELBY COUNTY PLAN COMMISSION**

Notice is hereby given that the Shelby County Plan Commission will hold a Public Hearing on April 22, 2008  
(Date of hearing)  
at 7:30 p.m. in Conference Room 208A at the Shelby County Courthouse Annex to consider a petition  
(Time)  
by James M. & Connie S. Percifield to allow the following:  
(Name of applicant)

Rezone 41 acres for single family residential development

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(Type a brief description of request)

The property is located at 10342S 700W, Edinburgh, IN on the East side of County Road 700 W  
between County Road 700 W and County Road 600 W in section 30 of Jackson Township and  
also described by the following:

**(INSERT LEGAL DESCRIPTION OF PROPERTY)**

See attached Exhibit A

The application may be examined at the office of the Shelby County Plan Commission located in the Courthouse Annex at 25 West Polk Street, Room 201, Shelbyville, Indiana, 46176, Monday through Friday between the hours of 8:00 AM and 4:00 PM.

Written comments in support of or in opposition to the Petition may be filed with or mailed to the Plan Commission Director prior to the Public Hearing at the above address or filed with the Plan Commission Secretary at the Public Hearing. Said Public Hearing will be open to the public and any objectors will be heard at this meeting. Hearings may be continued from time to time as may be necessary.

Amy Dillon  
Plan Commission  
Representative

Executive Director  
Title



(Percifield Legal Description)

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**Exhibit A**

**APPLICATION FOR REZONING**  
**FINDINGS OF FACT BY THE SHELBY COUNTY PLAN COMMISSION**

Applicant: James M. and Connie S. Percifield

Case #: \_\_\_\_\_

Location: 10342 S 700 W, Edinburgh, Indiana 46124

The Shelby County Plan Commission, having heard the application for rezoning described above and all opposition from parties claiming to be adversely affected thereby, has considered the request based on the provisions of Indiana law and forwards the following findings and recommendation to the Shelby County Commissioners:

1. The request ~~is/is not~~ (circle one) consistent with the Shelby County Comprehensive Plan because: it fits  
within the area designated as rural residential on the land. Use map.
  
2. The request ~~is/is not~~ (circle one) consistent with the current conditions and the character of structures and uses in each zoning district because: the subject land is located adjacent to larger  
residential subdivision
  
3. The request ~~is/is not~~ (circle one) consistent with the most desirable use for which the land in each district is adapted because: the subject land is not well suited for farming.
  
4. The request ~~is/is not~~ (circle one) consistent with the conservation of property values throughout the jurisdiction because: the proposed use is of equal quality to Auburn Hills.
  
5. The request ~~is/is not~~ (circle one) consistent with responsible growth and development because: it follows  
the concept of "in-fill" set forth in the Comprehensive Plan.

Based on the findings described above, the Plan Commission hereby forwards a **favorable/unfavorable** (circle one) recommendation to the City Council this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

Shelby County Plan Commission

By: \_\_\_\_\_

President

Attest: \_\_\_\_\_

Secretary

## POSSIBLE COVENANTS AND RESTRICTIONS FOR SUBDIVISION

1. All homes shall be a minimum of 2,000 square feet if a one story and a minimum of 3,000 square feet if a two story.
2. All homes are to be approved by the association committee or Mike Percifield.
3. All fencing is to be approved by the association committee or Mike Percifield.
4. Satellites are to be limited to 24" in size. Antennae are to be only in the attic of homes.
5. All vehicles are to be parked in the garage most of the time with the garage doors down. Extra vehicles which do not fit inside garage must be parked behind home .
6. Horse trailers and related items are to be parked to the rear of the home, along the barns or in the area of the barns.
7. There are to be no swine on the property.
8. There shall be only one animal per fenced acre.
9. There are to be no motorcycles, minibikes, bicycles, four wheelers or recreational vehicles ridden in the back perimeter of the easements or horse trails.
10. Discharge of firearms within the subdivision is prohibited.
11. All lot owners shall become members of a homeowners association and pay dues. The members shall adopt by-laws for governing the association.
12. Only umbrella clotheslines will be allowed at a location approved by the association.
13. A maximum of two dogs are allowed. All dogs are to be kept on a leash or in an invisible fence on the owner's property.
14. All buildings, including barns or any outside structures must have the association's approval as well as meeting any county codes before being built.
15. Owners will be allowed two years to build residence. If no construction has been started within the two years, the owners must sell the property. Extensions for additional time may be approved by the association. If a lot owner buys an adjoining lot, it shall be accepted that it is one lot according to the association. If the lot is resold, it must be built on within a two year period.
16. All lots purchased must be mowed. Grass height must not exceed six inches.

17. No commercial vehicles, semi-trucks, or dump trucks are to be parked outside.
18. No business that would cause undo traffic or affect neighborhood tranquility.
19. No above ground pools.
20. No pets are to run loose in the neighborhood.
21. Homeowners association will have dues as set in an annual meeting with each lot owner having one vote.
22. All wiring must be buried.
23. No towers for communication purposes will be allowed.
24. Mailboxes are to be purchased from the Homeowner's Association.
25. All propane or other utility tanks are to be buried.
26. All homes must be constructed of wood, brick or concrete board or a combination of the three. No vinyl siding is allowed.
27. Only one home per lot. No lots are allowed to be subdivided.
28. Only single residence homes are allowed.
29. Driveways must be paved or of concrete, brick or stone, and all plot plans must be approved by the Homeowner's Association.
30. All driveways must be completed within five year from purchase date.
31. Absolutely no modular, pre-fabricated or engineered homes.
32. The 50 foot Ingress/Egress tract will be common ownership by all lot owners and is reserved as a Drainage and Utility Easement for public utility use.
33. The cul-de-sac and 50 foot roadway easements are reserved for public ingress and egress.

# MAJOR SUBDIVISION PRELIMINARY PLAT APPLICATION

Shelby County Plan Commission  
25 West Polk Street, Room 201  
Shelbyville, IN 46176  
P: 317.392.6338 F: 317.421.8365

*For Office Use Only*

Case #: \_\_\_\_\_

Hearing Date: \_\_\_\_\_

Fees: \_\_\_\_\_

Approved      Denied

APPLICANTS:      James M. and Connie S. Percifield

## LETTER OF INTENT

The applicants intend to subdivide the 41 acres for single family residential development. The tract is 41 acres created prior to the effective date of the current zoning ordinance. The area is farm land. However, the area adjacent and across the road from this tract is predominately rural residential.

The area has experienced residential growth and the subdivision of this tract located at 10342 S 700 W, in Jackson Township on the east side of County Road 700 W between County Road 700 W and County Road 600 W is well suited for residential development.

There are restrictive covenants attached to the application.

## GENERAL INFORMATION FOR LANDOWNERS

ANR Pipeline Company hopes the following information will be of assistance to you as a landowner.

It is our desire to keep clear rights of way and easements that can be used by our maintenance personnel and that are clearly visible to our aerial patrol pilot. We must retain the right of free and ready access to the pipeline along the right of way across your property in order to properly maintain and operate our facilities in accordance with the United States Department of Transportation regulations.

Under our rights of way and easements, the landowner may use his land provided it does not interfere with the rights granted to ANR Pipeline to maintain and operate its pipeline. For safety purposes, we ask all landowners not to carry out any work on the right of way and easements without notifying ANR Pipeline and giving us an opportunity to be present. Certain work on the premises unduly interferes with the safety of our pipeline, and we cannot permit such work. We have summarized these situations below, and we respectfully request the landowner to cooperate with us in the interest of safety for all.

1. No trees shall be planted within the confines of the rights of way and easements. We consider trees to be any plants that can grow to a height of five (5') feet or more. This would include such species as fir, pine arborvitae, hemlock, maple, rhododendron, birch, fruit trees, willow, etc. Such trees inhibit access to the pipeline and their roots can damage the pipeline. Shrubs that do not reach a mature height of greater than five (5') feet may be located within ANR Pipeline's right of way provided they are not planted within ten (10') feet of the pipeline or between the pipelines in a multiple line situation. In either of these cases, ANR Pipeline will be glad to locate its pipeline for you. Shrubs include such species as English and dwarf yews, holly, heather, dwarf rhododendron, azalea, barberry, etc. Please note that under the terms of the right of way agreements, ANR Pipeline still reserves the right to cut and remove any trees and/or shrubs that interfere with the operation and maintenance of its facilities.
2. No earth shall be removed from the surface of the right of way, since such removal can expose the pipeline to damage. Small amounts of fill may be added with ANR Pipeline's approval, provided it is clean fill, free of rocks, stumps and debris. ANR Pipeline's approval is required for any fill to be placed within the easement. As a result of the added fill, you may be required to provide ANR Pipeline with additional right of way at no cost to ANR Pipeline. No water impoundment is allowed within ANR Pipeline's easement.
3. No structure shall be constructed on the rights of way and easements. This includes houses, tool or utility sheds, garages, swimming pools, decks, house trailers, etc. It is not possible to maintain the pipeline or reach it promptly in times of service interruption with such structures present. Fences, though permanent structures, can be located across the right of way, although not parallel to the easement, if provisions are made for ANR Pipeline crews and equipment to gain access through them by proper placement of suitable gates of a minimum width of ten feet (10').

**Kay Jones**

From: "Kay Jones" <kjones@metinc.net>  
To: "Burns, William F (Bill)" <William.Burns@EIPaso.com>  
Sent: Thursday, October 30, 2003 5:31 PM  
Subject: Re: ANR Pipeline guidelines

Dear Mr. Burns,

Received guidelines. Thank you for the info.

Kay Jones

----- Original Message -----

From: Burns, William F (Bill)  
To: kjones@metinc.net  
Sent: Thursday, October 30, 2003 3:53 PM  
Subject: ANR Pipeline guidelines

<<ANR Form Letter Guideline Letter Landowner Information.doc>>

Fax 419 783 3156  
Ph 419 783 3135

*William F. Burns*

ANR Pipeline Company

Sr. Property Rights Specialist

6357 SR 66 North  
Defiance, OH. 43512

Cellular 419.438.1800

\*\*\*\*\*

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10197 E. CR 1000N  
Seymour, IN 47274

## FACSIMILE TRANSMITTAL COVER SHEET

DATE: 05-09-08	TIME: 1030
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PAGES \_\_\_\_\_  
INCLUDING COVER SHEET

TRANSMITTAL			
TO	Name:	MIKE PERCIFIELD	
	Company:	LAND OWNER	
	City:		State:
	Facsimile No.:		

TRANSMITTAL			
FROM	Name:	LESTER SANDLIN	
	Company:	TEPPCO	
	City:	SEYMOUR IND	State:
	Facsimile No.:	812-522-7888	

COMMENTS	MIKE, IF YOU NEED ANYTHING ELSE GIVE ME A CALL CELL 812-525-7952
----------	---

**CONFIDENTIALITY NOTICE:** The documents accompanying this telecopy transmission contain confidential information which is legally privileged and intended only for the use of the recipient named above. We request immediate notification by telephone of misrouted telecopy transmissions so that we can arrange for return of those documents to us. If you receive this telecopy in error, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of this telecopied information is strictly prohibited.



FORM 117

R/W NO.	72
MAP NO.	
W. S. NO. C-1065	
CRIC 37453	
ACRES	15

P/55 #7

STATE OF INDIANA.

1549

County of SHELBY

SP. KNOW ALL MEN BY THESE PRESENTS

That for and in consideration of FIFTEEN AND NO/100 Dollars to the undersigned (herein styled Grantor, whether one or more), in hand paid, the receipt of which is hereby acknowledged, the said Grantor does hereby Grant, Bargain, Sell, Convey and Warranty unto Texas Eastern Transmission Corporation, a Delaware Corporation, (herein styled Grantee), its successors and assigns, a right of way and easement to construct, lay, maintain, operate, alter, repair, remove, change the size of, and replace pipe lines and appurtenances thereto (including without limitation Corrosion Control equipment) for the transportation of oil, gas, petroleum products or any other liquids, gases, or substances which can be transported through pipe lines, the Grantee to have the right to select, change, or alter the route under, upon, over and through lands which the undersigned owns or in which the undersigned has an interest, situated in the County of SHELBY, State of Indiana, described as follows:

Beginning at a corner stone 74.1 rods South of the Northeast corner of the Northwest Quarter of the Northwest Quarter (NW<sup>1</sup> of NW<sup>1</sup>) of Section 30, T11N, R6E, thence West 86.2 rods to a corner stone set in the middle of the public highway, thence South 38.22 rods, thence East 86.2 rods, more or less, to the line dividing the East and West Half of the Northwest Quarter of said Section 30, Township and Range aforesaid thence North to the place of beginning, containing 20.7 acres, more or less, subject to all legal highways and subject to right of way conveyed to American Louisiana Pipe Line Company for a pipe line.

By the terms of this agreement, Grantee has the right to lay, construct, maintain, operate, alter, repair, remove, change the size of, and replace at anytime, or from time to time, one or more additional lines of pipe and appurtenances thereto (including without limitation Corrosion Control equipment). Provided, however, that for each additional line laid after the first line is laid hereunder, Grantee shall pay Grantor, his heirs or assigns, one dollar per lineal rod of additional pipe line laid under, upon, over or through said hereinabove described property.

TO HAVE AND TO HOLD unto Grantee, its successors and assigns, with ingress to and egress from the premises, for the purposes herein granted.

The said Grantor in to fully use and enjoy the said premises, except for the purposes granted to the said Grantee and provided the said Grantor shall not construct nor permit to be constructed any house, structures or obstructions on or over, or that will interfere with the construction, maintenance or operation of, any pipe line or appurtenances constructed hereunder, and will not change the grade over such pipe line.

Grantee hereby agrees to bury all pipes to a sufficient depth so as not to interfere with cultivation of soil, and agrees to pay such damages which may arise to growing crops, timber, or fences from the construction, maintenance and operation of said lines.

All payments hereunder may be made direct to the Grantor or to \_\_\_\_\_, who is hereby appointed agent and authorized to receive and receipt for the same, or, at the option of the Grantee, such payments may be made by depositing the same in \_\_\_\_\_ Bank, at \_\_\_\_\_ to the credit of Grantor or said agent.

The Grantor represents that the above described land is <sup>Wanted</sup> ~~needed~~ needed until \_\_\_\_\_ 19\_\_\_\_.

16 It is hereby understood that the party securing this grant in behalf of Grantee is without authority to make any covenant or agreement not herein expressed.

IN WITNESS WHEREOF, this instrument is executed on this 7<sup>th</sup> day of July, 1956.

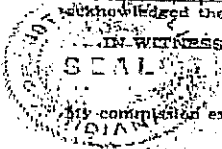
WITNESSES:  
 \_\_\_\_\_  
 \_\_\_\_\_  
 John Emerson

Mrs. Ruby D. Chambers (Witness)  
 \_\_\_\_\_  
 \_\_\_\_\_

John



STATE OF INDIANA,  
 County of Rush } ss.  
 On this 28 day of Feb, A. D. 1956, before me,  
John Emerson a Notary Public in and for said County and State,  
Mrs. Ruby G. Chambers, widow,  
 acknowledged the execution of the annexed Right of Way Grant.  
 IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year aforesaid.  
 My commission expires on the 21 day of Mar, 1958  
John Emerson  
 Notary Public



STATE OF INDIANA,  
 County of \_\_\_\_\_ } ss.  
 On this \_\_\_\_\_ day of \_\_\_\_\_, A. D. 19\_\_\_\_, before me,  
 \_\_\_\_\_ a Notary Public in and for said County and State,  
 and \_\_\_\_\_, his wife,  
 severally acknowledged the execution of the annexed Right of Way Grant.  
 IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year aforesaid.  
 \_\_\_\_\_ Notary Public.  
 My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

STATE OF INDIANA,  
 County of \_\_\_\_\_ } ss.  
 BE IT REMEMBERED, that on the \_\_\_\_\_ day of \_\_\_\_\_, A. D. 19\_\_\_\_  
 before the undersigned, a Notary Public in and for said County of \_\_\_\_\_, and  
 said State of Indiana, personally appeared \_\_\_\_\_ President  
 of the \_\_\_\_\_ Company, and acknowledged the execution of the  
 foregoing instrument on behalf of said Company as the voluntary act and deed of said Company for the uses and  
 purposes therein set forth.  
 IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year aforesaid.  
 \_\_\_\_\_ Notary Public.  
 My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

The undersigned tenant of the grantor hereby joins in and consents to the within grant on the agreement that  
 the damages resulting to the growing crops of the undersigned be paid promptly.  
 This 28th day of February, 1956  
 Witness G. H. Hays  
James L. Lawler  
 Tenant

1549

RIGHT OF WAY GRANT

FROM

TO

TEXAS EASTERN TRANSMISSION CORPORATION

P. O. Box 1012  
Shreveport, Louisiana

Time 9:10 a.m.

STATE OF INDIANA,  
County of Shelby

I hereby certify that this instrument was duly

recorded on the 13 day of April

1954 of Vol. 212 at page 415

of the Recorder Shelby  
Records of said County.

Fred Country  
Recorder of Deeds

for Shelby County, Indiana.

By \_\_\_\_\_ Deputy.

P35-14"

SHELBY CO. IN

5/9/08

- 1) BLANKET EASEMENT
- 2) I WILL NEED A LETTER FROM PROPERTY OWNER AND A COPY OF WARRANTY DEED. TO DEFINE THIS EASEMENT.
- 3) AFTER RECEIVING LETTER, TEPPCO WILL DEFINE TO A 75 FOOT EASEMENT, BEING 37.5 FEET ON BOTH SIDE OF SAID PIPELINE.
- 4) SEND A COPY OF MIN. REQUIREMENTS.
- 5) ANY QUESTION, FEEL FREE TO CALL DWANE A. STOUT SR. REP. AT 812-580-8035.

Dwane A. Stout



## ENTERPRISE PRODUCTS OPERATING, L.P. ENCROACHMENT GUIDELINES

### INTRODUCTION

These guidelines outline procedures to be followed when planning construction on or near easements or rights-of-ways ("right of ways") owned or operated by ENTERPRISE PRODUCTS OPERATING, L.P. and its affiliates, subsidiaries and holdings (herein after "ENTERPRISE"). These guidelines are intended to be used by federal, state, city, county, and local planners, developers, engineers, contractors, land surveyors, or anyone involved in land development near pipeline systems.

These guidelines define the minimum standards of quality for addressing encroachments to pipeline corridors and rights-of-ways. Pipeline(s) and related rights-of-ways are an extremely valuable asset and these guidelines outline ENTERPRISE's responsibility to protect its rights-of-ways while working with the communities in which it operates. ENTERPRISE's goal is to maintain the value of its rights-of-ways and to ensure safety.

ENTERPRISE pipeline systems operate at very high pressure, and for safety reasons, it requires its company representatives to be on-site while work is being performed on its rights-of-way. No excavation shall occur in the vicinity of ENTERPRISE facilities or within its rights-of-ways until proper telephone notification has been made to the appropriate "One-Call" system and a ENTERPRISE representative is on-site to monitor excavation activities. All of the states in which ENTERPRISE conducts pipeline operations have "One-Call" laws, which require 48- to 72-hour notification prior to any construction or maintenance activities across, on, or in the vicinity of certain facilities. ENTERPRISE facilities include, but are not limited to, rights-of-way, easements, pipelines, meter and valve sites, and scraper assembly sites. Government entities play a major role in regulating land use by means of comprehensive planning, zoning, and other regulatory matters.

ENTERPRISE normally requires approximately 30 days lead-time to review preliminary plats for impacts to its pipeline rights-of-ways. ENTERPRISE requires approximately 90 days lead-time to review proposed roadway crossing plans. When plans are submitted, a scope of work, description, plan and profile views should be provided. A location map should also be provided, showing the project site area including sufficient geographical references such as legal property lines and roadways.

### GENERAL

1. All costs associated with pipeline modification, replacement, lowering, and protection, including engineering evaluation and design, are paid by the developer or encroaching entity, unless stated otherwise.
2. A fully executed Encroachment Agreement should be in-place prior to any encroachment to the existing right-of-way. An encroachment shall include, but not be limited to, structures, landscaping, and foreign utility, foreign pipeline, roadway, railroad, and waterway crossings. An Encroachment Agreement may be required for foreign pipeline, utility, structure, improvement, obstruction, or any other encroachment on ENTERPRISE rights-of-ways. Any disturbance to the existing pipeline right-of-way shall not occur without review by ENTERPRISE. A disturbance shall include, but not be limited to, adding dirt, rock, or any other debris, or removing dirt, rock, or vegetation. All rights-of-ways granted to third parties on ENTERPRISE owned land or easements shall contain relocation, indemnity and damage provisions in favor of ENTERPRISE along with other conditions deemed necessary by ENTERPRISE.
3. The maximum amount of clean fill to be placed on the pipeline(s), including existing soil cover, is 8'. Only clean fill dirt will be allowed on the right-of-way. Erosion-control materials will be allowed.

**Note:** Special authorization must be given in the event soil cover exceeds 8'.

4. Pipeline markers will be set at all public roadway crossings, railroad crossings, waterway crossings, and in sufficient number along the right of way as deemed necessary by ENTERPRISE personnel so that the pipeline's location is accurately known.

5. Guidelines outlined in governing industry codes and standards, as well as ENTERPRISE policies, will be strictly adhered.
6. ENTERPRISE may require proof of current ownership in the form of a Title Commitment, Title Policy, or a copy of a recorded Warranty Deed.
7. ENTERPRISE requires a copy of the Subdivision Plat, if applicable. If the plat has been recorded, ENTERPRISE requires a copy indicating the book and the page of the recording.
8. An ENTERPRISE representative is available with 48 hours notice to determine the location and depth of the pipeline(s). No excavation on the right-of-way shall take place without approval from ENTERPRISE and verification by ENTERPRISE of the pipeline location and depth.
9. Encroaching entities shall provide type, size, and weight of construction equipment planned to be used in the vicinity of the pipeline(s).
10. Plans for any excavation on the right-of-way must be approved prior to commencing the work. Excavating closer than 2 feet to the pipeline(s) shall be done by hand until the pipeline(s) is exposed and shall be done only with the approval of a ENTERPRISE representative.
11. When excavating for crossing the ditch line, after the pipe has been exposed by hand digging, the excavation equipment must be positioned so that from the point of operations the equipment will not reach within 2 feet of the pipeline(s).
14. Plans ( 3 sets) submitted for consideration will need to contain the following information:
  - A standard warning statement will need to be conspicuously displayed on all prints that depict the pipeline(s). The statement will need to contain the following language:

**WARNING**  
**HIGH-PRESSURE PIPELINE(S)**  
**Excavation and/or Construction Prohibited Without Written Permission From**  
**ENTERPRISE**

- The pipeline(s) location and depth, as well as the right-of-way width must be depicted on each print that portrays the area where they exist.
- A plan view of the project with the pipeline(s) location included.
- An illustration in profile of the existing surface elevations, the proposed surface elevations and the elevation of the ENTERPRISE pipeline(s).
- A comprehensive utility/structure/grading plan depicting the relationship to the pipeline(s).
- A proper legal description of the project location.
- Complete landscaping plans.

**Note:** Plans submitted incomplete could delay the engineering impact study. Also, insufficient information could result in increased costs.

### **RIGHT-OF-WAY RESTRICTIONS**

Upon notification from the landowner, if pipeline right-of-way width is not defined, ENTERPRISE will clarify said width that will reasonably allow maintenance of its lines and allow for construction of future pipeline(s). The Partial Release and Grant of Right-of-Way will not result in the right-of-way being restricted to less than the following:

1. On a multi-line right-of-way, a strip of land extending a minimum of 25' outward from the centerline of each

outermost pipeline not to be less than a total minimum width of 100'.

2. On single-line right-of-way, a strip of land extending a minimum of 45' outward from the centerline of the pipeline not to be less than a total minimum width of 75'.
3. Multi-line, above ground appurtenance, and ingress and egress rights will be retained.
4. Maintain the right of reasonable access across the landowner's property for maintenance and for the installation, operation and maintenance of utilities required for appurtenances.

### **STRUCTURES**

1. No buildings, houses, barns, garages, patios, swimming pools, reinforced concrete slabs, or other permanent structures will be permitted on the right-of-way.
2. ENTERPRISE must be notified prior to any fence construction on or over ENTERPRISE' pipeline(s) and/or associated right-of-way. Fences **may not** be allowed to parallel the pipeline(s) within associated right-of-way. Fence posts will not be allowed within 3 feet of the centerline of the pipeline. The landowner accepts full responsibility for any and all future damage(s) to the fence in the event ENTERPRISE or its designee must access the pipeline(s) and/or associated right-of-way to perform routine or emergency maintenance.
3. "Large debris" such as old cars, trailers, scrap metal, boulders, etc., will not be permitted on the right-of-way. The right-of-way must be kept clear for maintenance and inspection.

### **LANDSCAPING**

1. Trees are not permitted on the right-of-way. Mature shrubs exceeding 3' tall and/or obstructing the view of the marker posts are not permitted on the right-of-way.
2. Irrigation systems, field drain lines, and sidewalks will cross ENTERPRISE pipeline(s) as close to 90 degrees as possible, but not less than 45 degrees. No septic-system lateral lines are permitted on the right-of-way.
3. Retaining walls are not permitted.
4. Surface grade or elevation changes require ENTERPRISE review.

### **RIGHT-OF-WAY CLEARING**

ENTERPRISE, at any time, may elect to remove trees, brush, crops, and other vegetation from all or part of its right-of-ways. Existing trees and/or shrubs may be cleared or side trimmed by ENTERPRISE at its sole discretion.

### **CHANGE OF LAND USE**

1. The landowner or tenant shall notify ENTERPRISE when the land will be changed from pasture to cultivation, or that tilling depth will increase, or terraces will be cut or re-cut. ENTERPRISE will confirm the depth of cover over the pipeline(s) and then determine the appropriate action to protect the pipeline(s).
2. Livestock ponds, lakes, retention ponds, or wetlands will not be allowed on the pipeline right-of-way.
3. As the rural environment is altered and land developments are proposed, ENTERPRISE prefers to amend the right-of-way agreement to reflect the changing land use. ENTERPRISE will work with developers to incorporate its right-of-way into the project design, including consent to the use of rights-of-way as "greenways" or open space areas within the development.

### **FOREIGN PIPELINE/UTILITY CROSSING GUIDELINES**

1. Crossings should be as close to 90 degrees to ENTERPRISE pipeline(s) as possible, but not less than 45 degrees.

2. Foreign pipeline(s), utilities or flow lines should cross ENTERPRISE pipeline(s) with at least 24 inches separation. Special authorization must be given in the event separation is less than 24 inches. Exceptions for farm field drain tile may be made at the discretion of ENTERPRISE supervisors. The preferred method is to cross under ENTERPRISE pipeline(s). Warning tape, 6" wide McMaster-Carr No. 8288T12 or equal, shall be placed above all foreign lines that cross ENTERPRISE pipeline(s).
3. Metallic pipe crossing ENTERPRISE pipeline(s) will be subject to a cathodic protection interference survey. Should remediation be necessary, ENTERPRISE will demand full cooperation to ensure that the cathodic protection system is operating properly. If interference is detected, the crossing pipeline company shall work diligently towards remediation.
4. Electrical, fiber optic, local service communication, long distance carrier telephone, and low-voltage utility cable should cross ENTERPRISE pipeline(s) with at least 12-inches of separation. Such cables shall be encased in a rigid, non-metallic conduit when crossing ENTERPRISE pipeline(s). Warning tape, McMaster-Carr No. 8288T12 or equal, shall be placed over the cable and shall extend at least 20' on each side of the pipeline.  
**Note:** The placement of warning tape on each side of ENTERPRISE pipeline(s) will not be required for utility cables that are installed using the directional drill or jacking method.
5. High-voltage electrical cable should cross ENTERPRISE pipeline(s) with a minimum separation as follows: (1) 24-inches for 0 to 600 volts; (2) 30-inches for 601 to 22,000 volts; (3) 36-inches for 22,001 to 40,000 volts; and (4) 42-inches for 40,001 volts and above.  
**Note:** In the event a high-voltage electrical cable crosses over a ENTERPRISE pipeline(s), the cable shall be encased in red concrete across the full width of the right-of-way.
6. Utility poles and guy anchors shall not be placed within 20 feet of the pipeline(s). Utility poles are permitted if they do not interfere with future maintenance. An Encroachment Agreement will need to be executed if the pole is located on ENTERPRISE right-of-way.

### **ROADWAYS, DRIVEWAYS, RAILROADS, AND EQUIPMENT CROSSINGS**

New roadways, driveways, railroad construction, and equipment crossings may require adjustments to ENTERPRISE pipeline(s) for compliance with current pipeline construction standards and local, state, and federal regulations. Resurfacing of existing roadways or driveways may not require adjustments if widening and/or changes to the depth of cover are not planned.

In the event the encroachment requires pipeline adjustment, **cased crossings should be avoided if at all possible.** To accommodate the additional longitudinal stress due to external loads, ENTERPRISE will require extra strength steel and/or heavier wall thickness for the line pipe installed under roadways, driveways, and railroads. The carrier pipe under railroads may require extra depth to comply with the crossing permit. The encroaching party shall bear the cost of the pipeline adjustment.

The following requirements apply to crossings:

1. Paved surfaces or rail beds shall not be allowed to cross a pipeline bend.
2. Crossings should be as close to 90 degrees to ENTERPRISE pipeline(s) as possible, but not less than 45 degrees.
3. Prior to road or rail bed construction, ENTERPRISE must inspect the pipeline coating to ensure integrity.
4. ENTERPRISE prefers that cased roadway and railroad crossings no longer be installed. The carrier pipe under roadways and railroads will consist of extra strength material or heavier wall thickness to accommodate the additional longitudinal stress due to external loads. Casing pipe on an existing crossing(s) may be extended to accommodate additional road surface.
5. Minimum Cover

#### A. Railroad Crossings

Railroads shall be installed with a minimum compacted cover over the carrier pipe, as measured from the base of the rail to the top of the pipe, as follows (see Figures 1 and 3):

<u>Location</u>	<u>Minimum Compacted Cover</u>
• Under track structure proper	6.0 feet
• Under all other surfaces within the right-of-way or from the bottom of ditches	3.0 feet

#### B. Roadway Crossings

Roadways, including driveways, shall be installed with a minimum compacted cover over the carrier pipe, as measured from the top of the roadway surface to the top of the pipe, as follows (see Figures 2 and 4):

<u>Location</u>	<u>Minimum Compacted Cover</u>
• Under roadway surface proper	4.0 feet
• Under all other surfaces within the right-of-way or from the bottom of ditches	3.0 feet

**Note:** If the pipeline to be crossed is used to transport a highly volatile liquid, the minimum cover in drainage ditches must be 4.0 feet.

6. In addition to the minimum depth stated above, the combined stress of the existing pipe due to internal pressure and external loading shall be analyzed to ensure that the pipe operates at a safe level.
7. Casings must not end under the roadway surface or track structure, but will extend across the entire length of the roadway or railroad right-of-way.
8. Temporary construction roads, field roads, and unimproved roads must provide adequate protection to limit stress on the pipeline. Additional cover and/or stabilization (timbers, steel plate, crushed rock, concrete slab, etc.) may be required taking into account expected weather, line depth, and type of vehicles proposed. All temporary construction roads must be adequate to meet stress limits and must be approved by ENTERPRISE's Engineering department.
9. Six-inch wide plastic warning tape, McMaster-Carr No. 8288T12 or equal, shall be placed over each pipeline.
10. Equipment must cross the pipeline only at approved crossing locations where the cover has been checked by ENTERPRISE and determined adequate to meet load-bearing requirements.

#### **PARKING LOTS**

1. Parking lots will not be permitted without a fully executed Encroachment Agreement releasing ENTERPRISE from any and all future damages to the parking lot due to pipeline maintenance and repair. All parking lots installed on the right-of-way shall consist of a flexible surface such as asphalt. No reinforced concrete will be allowed.
2. Line depth must meet or exceed compacted cover requirements listed in the previous "Roadways, Driveways, Railroads, and Equipment Crossings" section above.
3. A close interval cathodic protection survey and a coating inspection will be performed prior to the parking lot being installed to evaluate the integrity of the pipeline coating.



## **WATERWAY CROSSINGS**

Rivers, streams, creeks, irrigation canals, and drainage ditches crossing the pipeline(s) shall meet or exceed the minimum depth for compliance with current pipeline construction standards and federal, state, and local regulations.

The following requirements apply to waterway crossings:

1. Crossings should be as close to 90 degrees to ENTERPRISE pipeline(s) as possible, but not less than 45 degrees.
2. Pipelines to be crossed shall have a minimum cover, as measured from the top of the carrier pipe to the waterway bottom, of 5.0 feet.
3. Pipelines to be crossed shall have sufficient weight added to create negative buoyancy. This can be achieved by using concrete coating, bolt-on concrete anchors, or mechanical auger anchors.

## **BLASTING**

Should blasting be necessary, a comprehensive plan shall be submitted to ENTERPRISE for review. For safety and preservation of ENTERPRISE assets, all blasting shall be in accordance with federal, state, and local governing agencies.

## **ONE-CALL IS FEDERAL LAW AND VIOLATION CAN RESULT IN FINE AND IMPRISONMENT**

The Secretary of Transportation has prescribed minimum requirements for establishing and operating a One-Call Notification System for a State to adopt that will notify an operator of a pipeline facility of activity in the vicinity of the facility that could threaten the safety of the facility. On notification by an operator of a damage prevention program or by a person planning to carry out demolition, excavation, tunneling, or construction in the vicinity of a pipeline facility, the operator of the facility shall mark accurately, in a reasonable and timely manner, the location of the pipeline facility in the vicinity of the demolition, excavation, tunneling, or construction.

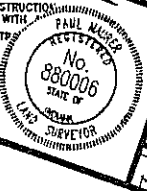
Penalty for not using One-Call Notification System or not heeding location information or markings could result in fine or imprisonment up to five (5) years, or both.

## **ONE-CALL CENTER TELEPHONE NUMBERS**

Alabama One Call	1-800-292-8525	New Mexico	1-800-321-ALERT
Arkansas One-Call	1-800-482-8998	Oklahoma One-Call	1-800-654-8249
Colorado One-Call	1-800-922-1987	South Carolina One-Call	1-888-721-7877
Georgia One-Call	1-800-282-7411	South Dakota One-Call	1-800-781-7474
Illinois One-Call	1-800-892-0123	Tennessee One-Call	1-800-351-1111
Iowa One-Call	1-800-292-8989	TESS (Texas) One-Call	1-800-344-8377
Kansas One-Call	1-800-344-7233	Texas One-Call	1-800-245-4545
Louisiana One Call	1-800-272-3020	Texas (Lone Star) One-Call	1-800-669-8344
Minnesota Gopher State One-Call	1-800-252-1166	Utah One-Call	1-800-662-4111
Mississippi One Call	1-800-227-6477	Wisconsin Diggers Hotline	1-800-242-8511
Missouri One-Call	1-800-344-7483	Wyoming One-Call	1-800-348-1030
National One Call Referral	1-888-258-0808		
Nebraska One-Call	1-800-331-5666		
North Carolina One-Call	1-800-632-4949		
North Dakota One Call	1-800-795-0555		

**NOTICE, PERMITS, and NOTES**

1. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL PERMITS AND APPROVALS FROM COUNTY AND STATE AGENCIES PRIOR TO START OF CONSTRUCTION.
2. IT SHALL BE THE CONTRACTOR'S RESPONSIBILITY TO DETERMINE THE EXACT LOCATION OF ALL EXISTING UTILITIES AND STRUCTURES PRIOR TO CONSTRUCTION.
3. IT SHALL BE THE CONTRACTOR'S RESPONSIBILITY TO COORDINATE WITH ALL UTILITIES COMPANIES, PRIOR TO START OF CONSTRUCTION.
4. ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE CITY OF CHICAGO ORDINANCES AND SPECIFICATIONS.
5. ALL CONTRACTS SHALL BE SET UP IN ACCORDANCE WITH THE CITY OF CHICAGO ORDINANCES AND SPECIFICATIONS.
6. ALL UTILITIES SHALL BE PROTECTED AND MAINTAINED THROUGHOUT THE CONSTRUCTION PROCESS.



SCALE	1" = 20'
DATE	
SDT	
SDT	
PAUL MAURER	