

№ 5899

9378 S 650 WEST, P.O. BOX 59, PENDLETON, IN 46064

765-778-7544

AGREEMENT FOR SANITARY SEWER SERVICE

This Agreement made and entered into this 12th day of December, 2005, between FALL CREEK REGIONAL WASTE DISTRICT ("District") and Davis Homes ("Applicant") regarding the provision of sanitary sewer service, and the assignment of capacity in, and connection to, the District's facilities for the premises located at Huntzinger Farms, lot 9.

NOW THEREFORE, the parties, in consideration of the mutual promises set out in this Agreement, the receipt and sufficiency of which is hereby acknowledged, agree as follows:

1. The Applicant agrees that all workmanship and materials shall conform to all District ordinances and the District's construction standards. District must accept and approve all work and materials before backfilling and final connection is made to the sewer mains. Any violation of this provision will cause all lines and appurtenances in violation to be removed and replaced at the Applicant's expense.
2. The District shall have the right to enter upon the Applicant's premises at all reasonable times to inspect, repair, or replace any equipment used in connection with the District's service or which has an impact on said service.
3. The Applicant shall be responsible for all monthly user rates, capacity charges, and tap fees. The failure to pay any rate charge or fee may result in a lien against the property and/or the termination of service to the property, the cost of which will be borne by Applicant, including, but not limited to, all attorney's fees and collection costs.
4. The District shall not be responsible for any damages as a result of any failure to supply service unless said damages are due to default, neglect or culpability on the part of the District.
5. If there is an available sanitary sewer within three hundred (300) feet of the property line, the property owner shall be required to connect to the District's sanitary sewer system.
6. The Applicant and District agree that the provision of sanitary sewer service touches and concerns the property and the terms of this Agreement bind the District and Applicant and their heirs, executors, administrators, personal representatives, successors, agents, attorneys, assigns, designees, and transferees.

The parties hereto have read and fully understand the above provisions and agree to comply with said provisions.

FAIL CREEK REGIONAL WASTE DISTRICT
Larry Wilson
 Signature

APPLICANT Ma
Signature

STATE OF INDIANA)
) SS:
COUNTY OF MADISON)

SUBSCRIBED and sworn to before me this 12th day of November, 2005

My Commission Expires:

Signature

Printed

Notary Public
Resident of Madison County

INSPECTOR SN DATE INSPECTED 2/9/06 APPROVED ✓ REJECTED

REASON FOR REJECTION

DATE REINSPECTED	APPROVED	REJECTED
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NOTES: SIZE PIPE 6" TYPE PIPE 35

BASEMENT YES NO

SUMP PUMP YES NO

DOWNSPOUT TO GROUND YES NO

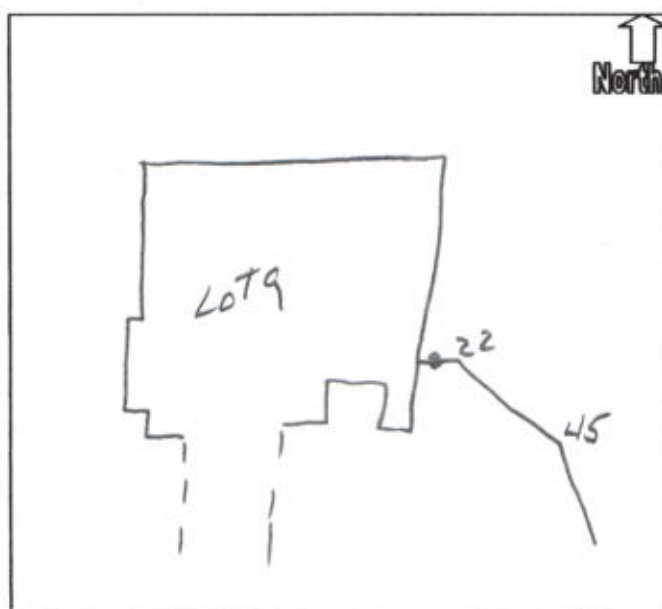
SEPTIC TANK PUMPED & FILLED YES NO

CONTRACTOR Frailand Ex.

SPECIAL CONDITIONS

EXISTING HOME

NEW CONSTRUCTION ✓



Davis Homes, LLC
3755 East 82nd Street
Suite 120
Indianapolis, IN 46240

First Indiana Bank
Indianapolis, IN 46204

20-7043
2749

CHECK NO.
262361
11/29/2005

PAY ***Two Thousand Six Hundred And Thirty Five Dollars Only*****

***\$2,635.00*

To
The
Order
Of
Fall Creek Reg Waste Dis
9378 South 650 West
Pendleton, IN 46064

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