

## FALL CREEK REGIONAL WASTE DISTRICT

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 19<sup>th</sup> day of July, 2001, between FALL CREEK REGIONAL WASTE DISTRICT ("District") and Jeffrey Parrish ("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 2241 W SR 38.

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.

FALL CREEK REGIONAL WASTE DISTRICT

Signature

APPLICANT

Signature

STATE OF INDIANA )

) SS:

COUNTY OF MADISON)

SUBSCRIBED and sworn to before me this 19<sup>th</sup> day of July, 2001.

My Commission Expires:

2-20-2008

Signature

Printed

Notary Public

Resident of Madison County

\*\*\*\*\*  
INSPECTOR B DATE INSPECTED 8-8-01 APPROVED ✓ REJECTED \_\_\_\_\_

REASON FOR REJECTION \_\_\_\_\_

DATE REINSPECTED \_\_\_\_\_ APPROVED \_\_\_\_\_ REJECTED \_\_\_\_\_

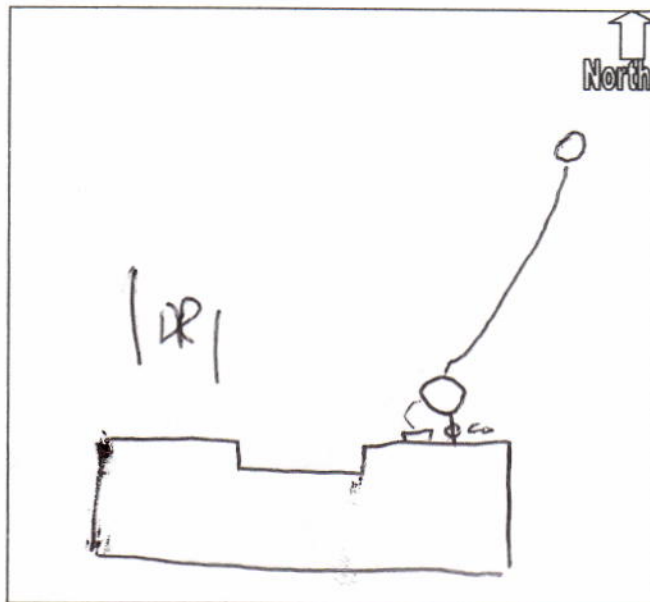
NOTES:

SIZE PIPE 4"-1 1/2" TYPE PIPE PvcBASEMENT YES \_\_\_\_\_ NO ✓SUMP PUMP YES \_\_\_\_\_ NO ✓DOWNSPOUT TO GROUND YES ✓ NO \_\_\_\_\_SEPTIC TANK PUMPED & FILLED YES ✓ NO \_\_\_\_\_CONTRACTOR GERRY

SPECIAL CONDITIONS \_\_\_\_\_

EXISTING HOME ✓

NEW CONSTRUCTION \_\_\_\_\_



ALL SEASONS LAWN CARE  
JEFFREY W PARRISH  
2241 W SR 38  
PENDLETON, IN 46064  
(765) 778-5458

DATE

7-19-01

71-167749  
BRANCH 10006

434

PAY TO THE  
ORDER OF

Pay to the order of Regional District

\$ 2143.62

Two Thousand One Hundred Forty Three and 62/100 DOLLARS



FOR

07490167200434

© HARLAND 1998

**BOSE  
McKINNEY  
& EVANS LLP**  
ATTORNEYS AT LAW

**Ty H. Conner**  
Downtown Office  
Direct Dial (317) 684-5101  
E-Mail: TConner@boselaw.com

January 30, 2004

Mr. Jeffrey Parrish  
2241 West State Road 38  
Pendleton, IN 46064

RE: Release of Judgment

Dear Mr. Parrish:

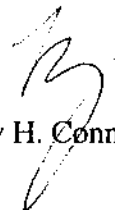
Enclosed please find copies of the Release and Satisfaction of Judgment which has been sent to the court for processing. I have also taken the liberty to return a call to Jennifer Walker on behalf of Fall Creek and provide her with advance copies of the Release.

This release only pertains to the judgment and has no affect on the Capacity Fee Agreement that you have been paying on since the judgment. That agreement still has a balance of \$348.50 and requires monthly payments of \$58.10, which are added to your monthly sewer bill.

If you have additional questions, please call.

Very truly yours,

BOSE McKINNEY & EVANS LLP

  
Ty H. Conner

THC:njb  
Enclosure  
cc: Debbie Wilson  
520915/8229-39

**BOSE  
McKINNEY  
& EVANS LLP**

ATTORNEYS AT LAW

**Ty H. Conner**

Downtown Office

Direct Dial (317) 684-5101

E-Mail: TConner@boselaw.com

January 29, 2004

Clerk  
Madison Superior Court  
Government Center  
16 East 9<sup>th</sup> Street  
Anderson, IN 46016

Re: Fall Creek Regional Waste District  
adv. Jeffrey Parrish  
Cause No. 48D02-0106-CP-0374

Dear Clerk:

Please find enclosed a Release and Satisfaction of Judgment for the above-referenced case. I have enclosed envelopes for service of the Release on all interested parties, including the Defendant, and I ask that you be sure to provide the Defendant with a copy of this Release after execution by the Judge.

Thank you and please call if you have any questions.

Very truly yours,

BOSE McKINNEY & EVANS LLP

  
Ty H. Conner

THC:njb

Enclosures

cc: Jeffrey Parrish  
Jennifer Walker  
520742/8229-39

STATE OF INDIANA       )  
                                  ) SS:  
COUNTY OF MADISON    )

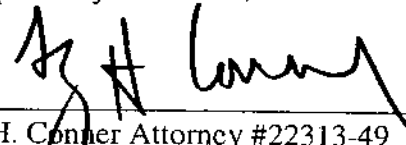
IN THE MADISON SUPERIOR COURT  
  
CAUSE NO. 48D02-0106-CP-0374

FALL CREEK REGIONAL       )  
WASTE DISTRICT,            )  
                                  )  
                          Plaintiff,    )  
  
                                  )  
                                  )  
                                  )  
JEFFREY PARRISH,            )  
                                  )  
                                  )  
                          Defendant.    )

**RELEASE AND SATISFACTION OF JUDGMENT**

Plaintiff, Fall Creek Regional Waste District ("Fall Creek"), by counsel, hereby notifies the Court that the Judgment entered in favor of Fall Creek and against the Defendant, Jeffrey Parrish, on or about July 16, 2001, in the amount of \$4,135.52 has been satisfied or compromised to Fall Creek's satisfaction. Fall Creek respectfully requests that this Court enter an Order that this Release and Satisfaction of Judgment be entered in the Judgment Docket Book showing the Judgment rendered in this action is therefore satisfied and released.

Respectfully submitted,

  
\_\_\_\_\_  
Ty H. Conner Attorney #22313-49

BOSE MCKINNEY & EVANS LLP  
2700 First Indiana Plaza  
135 North Pennsylvania Street  
Indianapolis, IN 46204  
317-684-5000 (Phone)  
317-684-5173 (Fax)

Attorneys for Plaintiff, Fall Creek Regional  
Waste District

IT IS SO ENTERED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2004. The  
Clerk shall enter this Release and Satisfaction of Judgment in the Judgment Docket Book.

\_\_\_\_\_  
JUDGE, MADISON SUPERIOR COURT NO. 2

Distribution to:

Ty H. Conner, Esq.  
BOSE McKINNEY & EVANS LLP  
2700 First Indiana Plaza  
135 North Pennsylvania Street  
Indianapolis, IN 46204

Jeffrey Parrish  
2241 West State Road 38  
Pendleton, IN 46064

Jennifer Walker  
Madison Community Bank  
33 West 10<sup>th</sup> Street  
Anderson, IN 46016