

PETITION, STATEMENT AND WAIVER

To: Board of County Commissioners  
County of Ottawa, Ohio

The undersigned being fee title holders of the land identified below by parcel identification property number (the "Petitioners"), by this petition filed with the Board of County Commissioners of the County of Ottawa, Ohio, and by this writing, request, that said Board of County Commissioners provide for payment of all costs associated with acquisition, construction, maintenance and operation of the improvements (the "Improvements") hereinafter described, and that the entire cost of said Improvements be assessed by a method determined by said Board upon the land bounding and abutting said Improvements, all as more particularly set forth as follows:

WHEREAS, the County has created the \_\_\_\_\_ Sewer District and has determined to acquire and construct water supply and waterworks improvements within a portion of such sewer district constituting an area along \_\_\_\_\_ (herein the "Improvement Area"); and

WHEREAS, the land of Petitioners is adjacent to the Improvement Area; and

WHEREAS, the Improvement Area is described as follows:

The Improvements consist of the installation of \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

WHEREAS, Petitioners' land is collectively described as follows:

Situated in the County of Ottawa, Township of \_\_\_\_\_, State of Ohio, and bounded and described as follows . . . (See Exhibit A attached hereto);

WHEREAS, Petitioners hereby request the construction, maintenance, and operation of the Improvements to provide service on Petitioners' land; and

WHEREAS, estimates of cost have been prepared for the Improvements;

NOW, THEREFORE, Petitioners do hereby request, consent and agree, or state and represent, as follows:

1. That the Board of County Commissioners provide for the payment of the cost of such Improvements and maintenance, operation, and expenses incidental thereto, described in Section 6 hereof.

2. We consent and agree that the construction of the Improvements will benefit our aforesaid land and request the description of the Improvement area to include our aforesaid land.
3. We consent and agree that our aforesaid land as described in Exhibit A hereof may be assessed for the full cost of the Improvements by a method determined by the Board of County Commissioners as provided in Chapter 6103 of the Ohio Revised Code.
4. With full knowledge of their right or rights pursuant to Chapter 6103 of the Ohio Revised Code, the undersigned Petitioners hereby waive and relinquish rights to notice and the publication of all resolutions and legal notices provided for in said Chapter 6103, without any reservation or retention of right to contest, on the basis of want of the same, any proceedings which may be undertaken in furtherance of the acquisition and construction of the Improvements to provide service to the aforesaid land and the payment of costs relative thereto,
5. We consent and agree that if and when service is commenced to our aforesaid land, the Board of County Commissioners shall be entitled to charge, and the owner of owners of said land shall pay, service or use charges, system capacity fees and service connection fees at such rates as then and thereafter shall be in effect and applicable.
6. We state and represent that we have examined the estimated costs of acquisition, construction, and tentative assessment and we have no objection thereto and we accept and approve same. We understand that we shall have the right to pay the tentative assessment in cash within the thirty (30) days following the passage of the resolution levying the final assessments, or to pay the assessment over a period of twenty years with interest at the rate borne by the bonds issued in anticipation of collection of said assessments. We also agree to pay the County interest on the total cost of the Improvements from the date of acceptance of this Petition, Statement and Waiver by the Board of County Commissioners to the estimated date of issuance of the bonds, at the rate or rates equal to that of the notes or certificates of indebtedness issued by the County in anticipation of the bonds. The estimated amount of said interest shall be calculated and added to the final assessment. We understand that on completion of the Improvements the actual cost thereof shall be determined, including incidental expenses, as defined in Chapter 6103 of the Ohio Revised Code, and a final assessment shall be prepared and that we shall have the payment options of said final assessment as indicated above.
7. The consents, waivers, and agreements hereinbefore contained shall be binding upon us and our respective legal representatives, heirs, devisees and assigns.
8. This Petition, Statement and Waiver may be executed in several counterparts, each of which shall be regarded as an original and all of which shall constitute but one and the same instrument.
9. We consent and agree that an executed copy or copies, if executed in counterparts, of this shall be filed with the County Auditor and the Clerk of the Board of County Commissioners.

IN WITNESS WHEREOF, we have subscribed our names to Exhibit A attached hereto.

