

**PETITION FOR CONSENT TO ALLOW PERMANENT STRUCTURE  
IN LEGAL DRAIN PURSUANT OF I.C.36-9-27-72**

To The Allen County Drainage Board:

1. Pursuant to I.C.36-9-27-72. Comes now Jon W. Koeneman [Petitioner(s)] who is a person that owns a tract of land, generally described as follows: (Include legal description, doc # and a copy of recorded deed)  
3.04 ac +/- 717.13 ft N of SW Cor Sec 34 + S of Lament Drain Section 0034 Township 0031 Range 14

2. Regulated drain affected by this petition. Lament Drain Drain # \_\_\_\_\_

3. Petitioner requests permission to have the following described structure erected or allowed to remain within said open drain or right-of-way: (Describe structure i.e. sign, house, driveway, etc.)  
planting approx 90 trees along south side of Lament Drain approx 400 linear feet by 25 ft wide

4. The reason for requesting this Consent are as follows Save Maumee Grassroots Organization to fulfill the Great Lakes Restoration Initiative through USDA Forest Service

**Carefully read the following before signing**

Any concerns that would harm other landowners or affect the flow of water into, out of, or around county regulated drains are of great concern to the Allen County Drainage Board, not just for present usages but also for the future of all Allen County landowners. The Board strongly recommends that before you move forward with your plans, you have a conversation with your representative (engineer, land surveyor, attorney) to affirm that your representative has completed due diligence on this project. The board is expressly held not liable for any unintended consequences of the approval, once given.

The undersigned Petitioners understand that if this Consent is granted by the County of Allen, Allen County Drainage Board, and the Board of Commissioners of Allen County, the Petitioners will indemnify said County against any and all actions, claims, demands, liability, loss, damage, or expense of whatever kind and nature which said County, Drainage Board, or Board of Commissioners shall or may at any time sustain or incur by reason of or in consequence of the granting of this Consent. This Consent is further expressly conditioned that in the event the structure in any way interferes with the ability of the Drainage Board to maintain the ditch, the Petitioner agrees to remove said structure either temporarily or permanently as required by the Drainage Board, all at Petitioner's expense. It is understood and agreed that this Consent, its conditions and obligations shall inure to the benefit of the land upon which it is granted and the successors and assigns of the Petitioners.

Petitioner(s): Save Maumee Grassroots Organization Riparian Buffer Initiative will be responsible for all work + liability of this project

Signature Abigail King - Manager of Project  
Printed Name Abigail King  
Mailing Address 1901 Niagara Dr.  
City/State/Zip Fort Wayne IN 46805  
Telephone (include area code) 260-417-2500  
Email Abby@SaveMaumee.org  
Project Address 1730 N. Bernhard Rd. New Haven 46774

Signature Jon W. Koeneman  
Printed Name Jon W. Koeneman  
Mailing Address 1730 N. Bernhard Rd.  
City/State/Zip New Haven IN 46774  
Telephone (include area code) (260) 493-4562  
Engineer Dan Ernst P.L.A. ALSA Earth Source