STATE OF INDIANA)
) SS
COUNTY OF MONTGOMERY)

BEFORE THE DRAINAGE BOARD OF
MONTGOMERY COUNTY, INDIANA

IN THE MATTER OF THE PETITION OF)

_____)
Requesting Variance

PETITION FOR REQUEST OF A VARIANCE

Comes now the undersigned, and hereby files a petition requesting a variance from the statutory setback requirements on the _____ legal drain, for a ____ acre tract of property located in Montgomery County, Indiana, and more particularly described as follows:

1. That the petitioner(s) hereby request that the Montgomery County Drainage Board grant a _____ foot variance from the 75 ft. drainage easement as prescribed by statute for the reason that petitioner(s) are:
   _____ A. Desirous of constructing a permanent structure
   _____ B. Already have an existing permanent structure

   To-Wit: _____ (Type of Structure) Within, but no closer than _____ feet of the legal drain.

2. That this variance request shall apply only to said portions of said legal drain and legal description as designated above.

3. That the petitioner(s) have attached hereto and made a part hereof as labeled Exhibit "A", a plat indicating the legal drain along the location of the variance requested thereto.

4. That the petitioner(s), as well as any other subsequent landowners, shall take the requested variance as ordered by the Drainage Board of Montgomery County, Indiana, at their own risk and peril as to any permanent structures erected by way of this variance; further that in the event that it becomes necessary for any reconstruction or maintenance of said ditch to be done, the damage, if any as may be sustained to said petitioner(s)' structure or property shall be without liability on the part of the Montgomery County Surveyor, Montgomery County Drainage Board, or their duly authorized employees or representatives.

DATE _____ SIGNATURE _____

PRINTED _____