

- who is contractor? Jason Bennett (not licensed, new owner)
- Who knew digging had to be on our property and when? Why and how was this plan approved to dig on our land without any permission or even contact whatsoever? We want to see the plans for the house with set backs marked. City said they would send us plans and never did.
- What is set-back code for window wells? property line, apparently
- WHY did NOBODY speak to us? Saw owner out there before the dig (could have knocked on our door then), backhoe operator told us “I’d have come and knocked on your door if I was going to be digging on your property.” So it was either a lie or incompetence. He kept telling us our fence was infringing on their property. So we strung a line to make sure because we had our land surveyed before the fence was put in. And we could see the property markers without the fence obstructing the view, so we knew it was well within our property lines.
- NOBODY spoke to us and NOBODY had any permission to dig on our property. And going forward, nobody has permission to be on our property unless it is to immediately replace the land and put down new sod and clean up any mess on our property. In reference to nobody being on our property to work, Jason just kept telling Corey, “I don’t know about that we’ll have to ask the builder.” What? No, you have to ask US. WE are the property owners and contractor or not, nobody has asked or been given any permission to be on our property. This should have all been ascertained BEFORE any digging began.
- They were going to go further with the digging (see white paint on our lawn), but gas line stopped them. Gas Co rep came out to check it on Saturday, 9/12/15. He asked if it was marked for the locate, but I said no, because this is *our* property and the locate was for *theirs*. He said they shouldn’t have been digging where they were anyway as it was clearly on our property.
- 9/13/15 Jason Bennett told Corey we “had to do that” (in regards to digging over our line. Then he said “We had to dig on your property because your grade was too high.” (This is in complete contrast to backhoe operator insisting it wasn’t our property, so they obviously knew they were digging on our lot.) Jason also told Corey the white lines were marking gas lines. Todd (backhoe operator) told us the white lines were where the contractor WANTED him to dig to, but he wouldn’t do it because that was so far into our property. **Pretty obvious to us that the real reason he didn’t is that he hit the gas line. No gas lines were marked because the locate was for THE OTHER PROPERTY, NOT OURS!!

Per conversation with Jason today, it is obvious we are not getting straight answers from anyone. Corey had worked all night and hasn’t hardly slept in 3 days because of all of this frustration and stress. I haven’t either, but at least I work days. Nobody is even apologizing for digging into our land. They just keep saying now, “It’s just over-dig” or “It’s just over-lay” (as Jason called it today). No agreement has been reached on anything to do with this work other than Jason saying it will all be put back “as good as new”. Corey kept trying to get assurances that nobody would be working on our lot. Jason kept saying he didn’t know, he’d have to talk to the contractor. We are not okay with this assumption that our land can just be dug up and put back later with no permission and no compensation. When Corey told him we expect it fixed with sod, he scoffed and said, “Sod?”

