

Friday evening, 9/11/15 - Corey and I spoke to the backhoe operator and told him the hole appeared to be on our property. He assured us it was not and said our fence was actually over the line. He said the other owner could make us move it, but he didn't "seem like that kind of guy." He also told us he'd run a string from the markers if we wanted. We should have done it then. It bugged me all night long, so early this morning (9/12/15 at about 7:30), Corey and I ran a string from the survey markers.

The hole is clearly over our property. It is between 12 and 18 inches into our property, 8 feet+ deep and almost 13 1/2 feet (13'4", I believe) long. Our gas line is now also exposed. Nobody spoke to us about the dig or asked any permission. The backhoe operator told us, "I was waiting—I knew you'd be talking to me." He insisted it wasn't on our property, but it just didn't sit right all night.

We tried calling Bender for the name of the person who bought the lot, but they are closed.

This morning, a man came to pick up the backhoe. As soon as I saw him, I asked for the number of the owner. He said he didn't have it, he was just there to pick up the backhoe. He said the contractor is Jason Bennett (I double-checked spelling with him and came inside to call the contractor. I searched online, got a number, and called it. The number I found was 334-9926. I called it and got a Verizon message saying the call didn't go through. I hung up and tried it again. This time I got a recording that the number had been disconnected. The backhoe operator told us he did and asked how we get ahold of him to get the owner's name. He called Todd (that's who he said the backhoe operator was) and told him we ran a string and it is over the line. He walked away from me so I couldn't hear the conversation. I could hear him a couple of times telling Todd that we ran a string and it is on our property, but he walked further away and turned away from me and I couldn't hear anything else. He then got off the phone, came back over to me and said the contractor will be here Monday morning. I told him everything here needs to stop until this gets resolved. He assured me nothing is happening here this weekend and that Jason Bennett will be here Monday morning and we can talk to them. Then he said, that will be back-filled. I said, "It doesn't matter, they dug out our property without our permission." He said, "I understand that." I also said, "they can't build this house without being on our property, either, and they aren't going to be on our property while they're building. It will destroy the whole lawn beside the house." He just told me again that it will be back-filled. I said that is not the point. They dug our property without permission.