

C1 0989 SEQUENCE NO. (DENV USE ONLY)

STATE OF MARYLAND WELL COMPLETION REPORT

THIS REPORT MUST BE SUBMITTED WITHIN 45 DAYS AFTER WELL IS COMPLETED.

COUNTY NUMBER A14817

ST/CO USE ONLY DATE RECEIVED

DATE WELL COMPLETED 11/1/91

Depth of Well 200 (TO NEAREST FOOT)

PERMIT NO. FROM "PERMIT TO DRILL WELL" 40-08-1648

OWNER Shultz last name, Mattio first name, 14507 MacClinton Dr TOWN Glenwood SUBDIVISION WADFIELD ESTATES SECTION LOT 12A

WELL LOG Not required for driven wells STATE THE KIND OF FORMATIONS PENETRATED, THEIR COLOR, DEPTH, THICKNESS AND IF WATER BEARING

Table with columns: DESCRIPTION (Use additional sheets if needed), FEET (FROM, TO), Check if water bearing. Rows include Topsoil, Br. Clay, Br. Sandstone, Tan Sandstone, Br. Sandstone, Tan Sandstone, Granite, Tan Sandstone, Granite, Tan Sandstone, Granite, Tan Sandstone, Granite.

GROUTING RECORD WELL HAS BEEN GROUTED (Y/N) TYPE OF GROUTING MATERIAL CEMENT BENTONITE-CLAY NO. OF BAGS 13 NO. OF POUNDS 1500 GALLONS OF WATER 65 DEPTH OF GROUT SEAL (to nearest foot) from 0 ft. to 30 ft.

CASING RECORD casing types insert appropriate code below. ST CO STEEL CONCRETE PL OT PLASTIC OTHER

MAIN CASING TYPE ST Nominal diameter top (main) casing (nearest inch) 60 Total depth of main casing (nearest foot) 40

OTHER CASING (if used) diameter inch depth (feet) from to

SCREEN RECORD screen type or open hole insert appropriate code below. ST BR HO STEEL BRASS OPEN HOLE PL OT PLASTIC OTHER

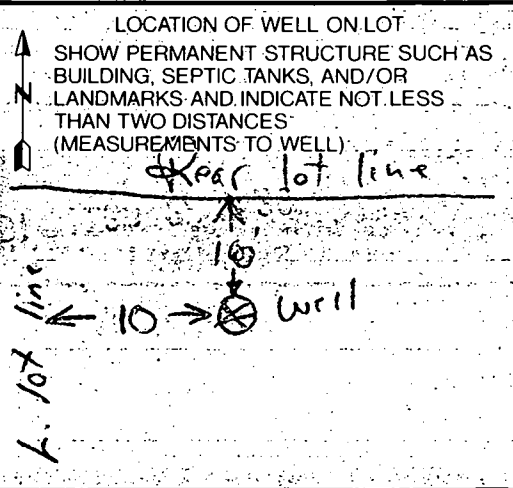
DEPTH (nearest ft.) 40 200. SLOT SIZE 1 2 3 DIAMETER OF SCREEN (NEAREST INCH)

GRAVEL PACK IF WELL DRILLED WAS FLOWING WELL INSERT F IN BOX 68

TELESCOPE CASING LOG INDICATOR OTHER DATA

PUMPING TEST HOURS PUMPED (nearest hour) 3 PUMPING RATE (gal. per min. to nearest gal.) 40 METHOD USED TO MEASURE PUMPING RATE Bucket WATER LEVEL (distance from land surface) BEFORE PUMPING 50 WHEN PUMPING 200 TYPE OF PUMP USED (for test) A air P piston T turbine C centrifugal R rotary O other (describe below) J jet S submersible

PUMP INSTALLED DRILLER WILL INSTALL PUMP YES NO IF DRILLER INSTALLS PUMP, THIS SECTION MUST BE COMPLETED FOR ALL WELLS EXCEPT HOME USE TYPE OF PUMP INSTALLED PLACE (A,C,J,P,R,S,T,O) IN BOX - SEE ABOVE: CAPACITY GALLONS PER MINUTE (to nearest gallon) PUMP HORSE POWER PUMP COLUMN LENGTH (nearest ft.) CASING HEIGHT (circle appropriate box and enter casing height) LAND SURFACE (nearest foot)

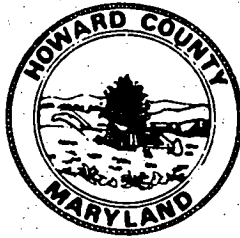


CIRCLE APPROPRIATE LETTER A A WELL WAS ABANDONED AND SEALED WHEN THIS WELL WAS COMPLETED E ELECTRIC LOG OBTAINED P TEST WELL CONVERTED TO PRODUCTION WELL

I HEREBY CERTIFY THAT THIS WELL HAS BEEN CONSTRUCTED IN ACCORDANCE WITH COMAR 26.04.04 "WELL CONSTRUCTION" AND IN CONFORMANCE WITH ALL CONDITIONS STATED IN THE ABOVE CAPTIONED PERMIT, AND THAT THE INFORMATION PRESENTED HEREIN IS ACCURATE AND COMPLETE TO THE BEST OF MY KNOWLEDGE.

DRILLERS IDENT. NO. 41 DRILLERS SIGNATURE (MUST MATCH SIGNATURE ON APPLICATION) SITE SUPERVISOR (sign. of driller or journeyman responsible for sitework if different from permittee)

COUNTY



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**HOWARD COUNTY HEALTH DEPARTMENT**

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*Joyce M. Boyd, M.D., County Health Officer*

December 31, 1991

*Reply to:*

Mr. and Mrs. H. Lee Schultz  
14502 MacClintock Drive  
Glenwood, Maryland 21737

RE: Replacement Well  
Tag Number: HO-88-1648  
Warfield Estates - Lot 12A  
14502 MacClintock Drive

Dear Mr. and Mrs. Schultz:

The well driller reports completion and connection of the above referenced well.

This is to request submission of water sample testing results so that a Certificate-of-Potability may be issued for this well. If you have not already had the well water tested, you may contact a certified private testing laboratory (List Enclosed) or you may arrange for water sampling through this office.

Thank you for your cooperation in this matter.

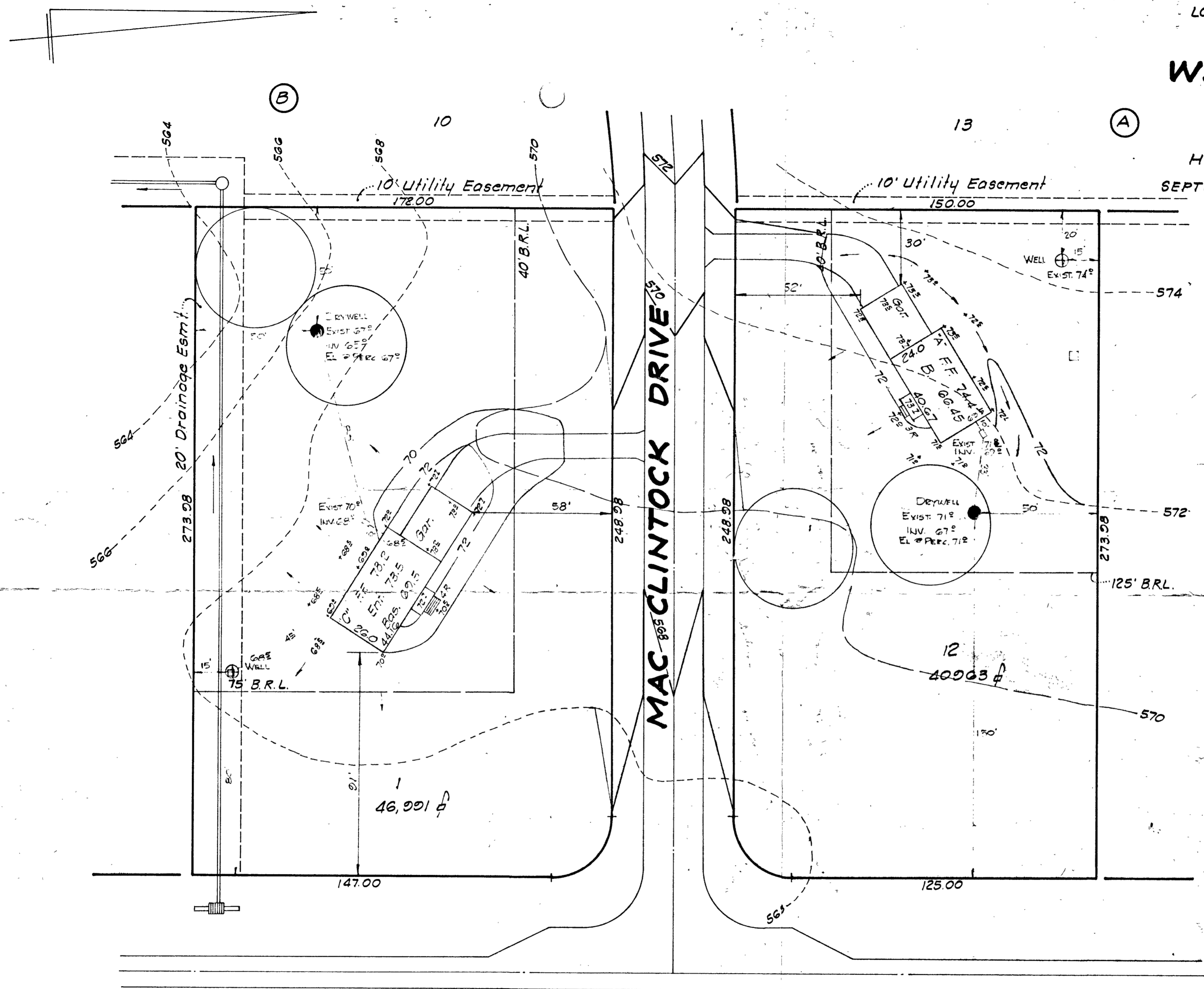
Very truly yours,

*Charles B. Streaker*

Charles B. Streaker, R. S.  
Water and Sewerage Program

CBS:jr

SITE DEVELOPMENT PLAN  
 LOT 12 - BLOCK "A" & LOT 1 - BLOCK "B"  
 SECTION 4  
**WARFIELD ESTATES**  
 P. B. 21 F 98  
 4TH ELECTION DISTRICT  
 HOWARD COUNTY, MARYLAND  
 SEPTEMBER, 1972 SCALE 1"=30'



**SHADY LANE**

9/26/72  
*Ransom*  
*R. Hodges*

BAZIS, CARLIN & ASSOCIATES, INC.  
 Land Surveyors & Planners  
 9332 Defense Highway  
 Lanham, Maryland 20801  
 (301) 577-0200

LAID OUT FOR:  
 HALDO CORP  
 LANHAM, MD

REVISIONS  
 9-25-72 SEPTIC

HAMISH S. OSBORNE  
Attorney at Law  
10440 Little Patuxent Parkway · Suite 1110  
Columbia, Maryland 21044

(301) 740-0690  
(301) 740-0697 (FAX)

October 18, 1990

Howard L. Alderman, Jr., Esquire  
Levin & Gann, P.A.  
305 West Chesapeake Avenue, Suite 113  
Towson, MD 21204

Re: Schultz v. Hammert

Dear Mr. Alderman:

As you requested in our telephone conversation last week, I have discussed Mr. and Mrs. Hammert's proposal that Mr. and Mrs. Schultz drill a new well on their property (the "Schultz Property") and abandon the well which your clients claim to be on their property (the "Hammert Property"), all at the Schultz' expense. My clients were understandably distressed at this suggestion, but, at my request, they have obtained estimates for drilling a new well on the Schultz Property, and abandoning the well which Mr. Hammert claims to be on the Hammert Property. Needless to say, these estimates vary, but drilling a new well could cost as much as \$5,000.00, or more, and abandoning the existing well would cost at least an additional \$500.00. Based on the foregoing, my clients have asked me to convey the following:

(a) The Schultzes have never received any formal written request regarding drilling a new well, nor have they received formal notice that the well is indeed on the Hammert Property. Therefore, please forward to me a survey by a registered surveyor indicating the well location on the Hammert Property at your earliest convenience.

(b) In the event the well is indeed located on the Hammert Property, my clients will be pleased to attempt to resolve this matter to everyone's satisfaction. Because of the significant expense involved with drilling a new well and abandoning the existing well, they would prefer to enter into an easement agreement with the Hammerts which would be approved by both lenders, and would be filed among the Land Records in Howard County. My clients propose that this easement agreement would permit the usage of the well by Mr. and Mrs. Schultz and their successors and assigns, and, further, would obligate Mr. and Mrs. Schultz and their successors and assigns to maintain the well and to indemnify Mr. and Mrs. Hammert and their successors and assigns (the "Indemnitees") from any liability not caused by the gross negligence or willful misconduct of such Indemnitees.

Howard L. Alderman, Jr., Esquire  
October 18, 1990  
Page Two

(c) In the event such an easement agreement is acceptable to your clients, Mr. and Mrs. Schultz would propose to have such an agreement drafted, executed and recorded totally at their own expense. This would include your reasonable fees for reviewing such a document, not to exceed Two Hundred Dollars (\$200.00).

(d) In the event such an easement agreement is not acceptable to Mr. and Mrs. Hammert, the Schultzes will, at the Schultz' expense, locate and drill a new well on the Schultz Property. The Schultzes will not, however, agree to share in the cost of abandonment. If the survey demonstrates that the well is in fact on the Hammert Property, and if the Hammerts prohibit Mr. and Mrs. Schultz from using the well on the theory that the well belongs to the Hammerts because it is located on the Hammert Property, Section 9-1309 of the Environment Article effectively casts the responsibility for abandoning the well on the Hammerts. This is because, pursuant to that Section, the "well owner shall: (i) notify the Department; and (ii) effectively seal and fill the well . . . in accordance with the rules and regulations of the Department." (emphasis added). The Schultzes have also been advised by a well driller whom they have contacted that the well driller will not abandon an existing well without entering into a signed agreement with the owner of the Property on which the well is located.

It is not my clients' intent to escalate this unfortunate matter. To the contrary, they hope that a resolution can be found which is satisfactory to all concerned. However, the Schultzes will not agree to your clients' demand that the Schultzes pay for the abandonment of the existing well when the placement of the well on the Hammert Property, if it indeed is so located, was not the result of the Schultz' negligence, and they have no apparent legal responsibility to do so.

I look forward to receiving the survey, and hope that we can reach a mutually satisfactory resolution of this matter.

Yours very truly,

  
Hamish S. Osborne

HSO/sam  
cc: Mr. and Mrs. Harry Lee Schultz, III  
LET203  
CS003-1

DRIVER NOTICE

3:30

MEET G.E. 10AM 11/27/90

SI INSPECTION SHEET

INSP 11/14 3:30 Mr.

OWNER: POTTIE SCHULTZ

DATE REQUESTED: 11/13/90

PHONE #: 442-2415

CONTRACTOR: EASTERDAY

ADDRESS: 145012 Mac CLINTOCK DR

WELL TAG #: EXISTING HO-73-0123

LOT 12A WANFIELD SEC IV

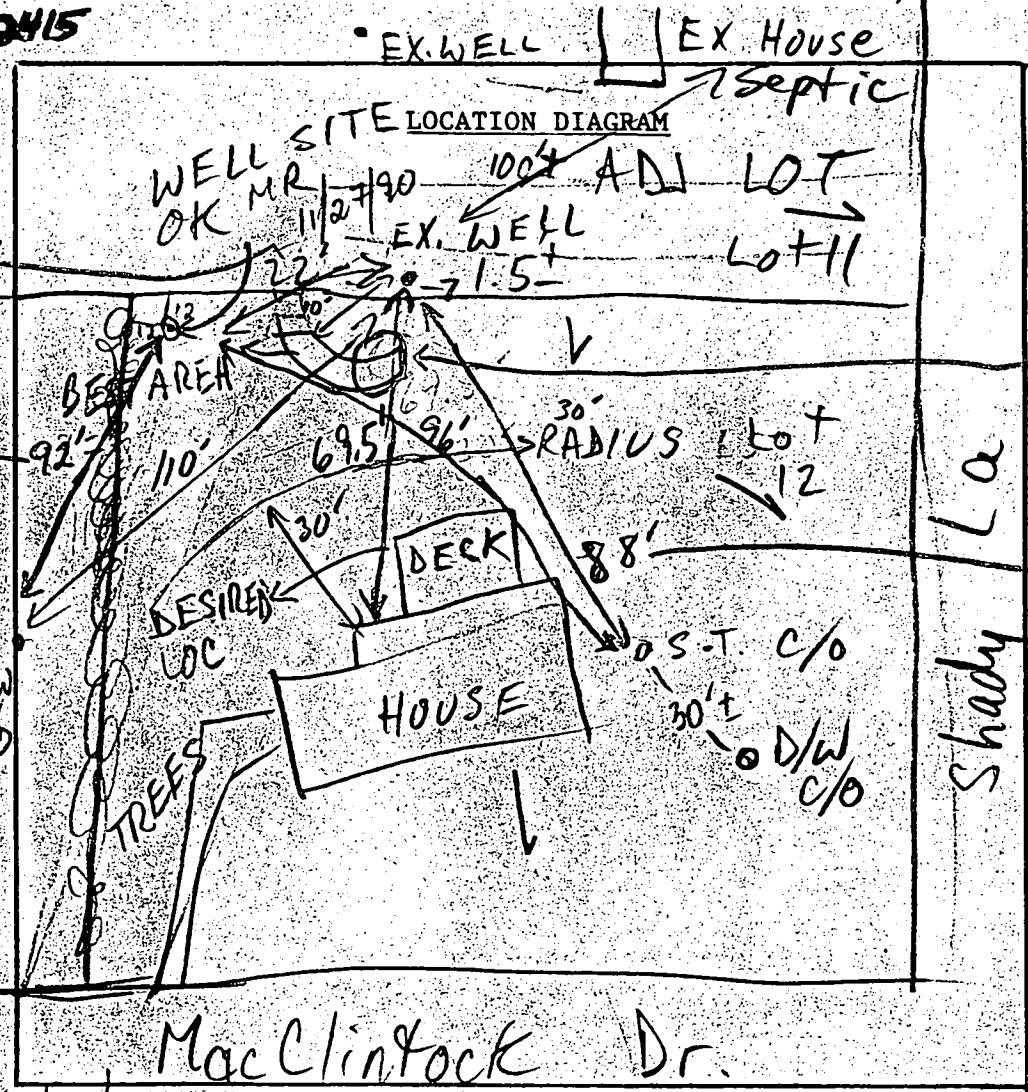
COUNTY #: A14817

PROPOSAL: REQUIRE REPLACEMENT WELL SITE, THEIR EXISTING WELL

HAS BEEN DISCOVERED TO BE OFF LOT. ABANDONMENT REQUESTED BY PROPERTY OWNER.

(BE ALERT TO SEPTIC LOCATIONS LOTS 11, 13 - FILES ACCOMPANYING)

442-2415



MR 4/25/91  
 BEST AREA  
 ~90-91' AWAY  
 FROM SCHULTZ'S  
 S.T. 490-91' FROM  
 LOT 13 D/W EDGE  
 (~98' FROM  
 D/W C/O)  
 90'  
 4/25/91

COMMENTS: 11/14/90 DISCUSSED POSSIBILITIES W/HOMEOWNER,  
INFORMED HER OF TIGHT SITUATION W/RESPECT TO  
SEPTICS; SHE WILL NOTIFY US FOR 2ND INSP W/  
EASTERDAY MR 11/27/90 MET W/GE AT SITE 12/27/90 DAVE KER  
MR MET  
MS. SCHULTZ  
@ SITE

DATE:

INSPECTOR:

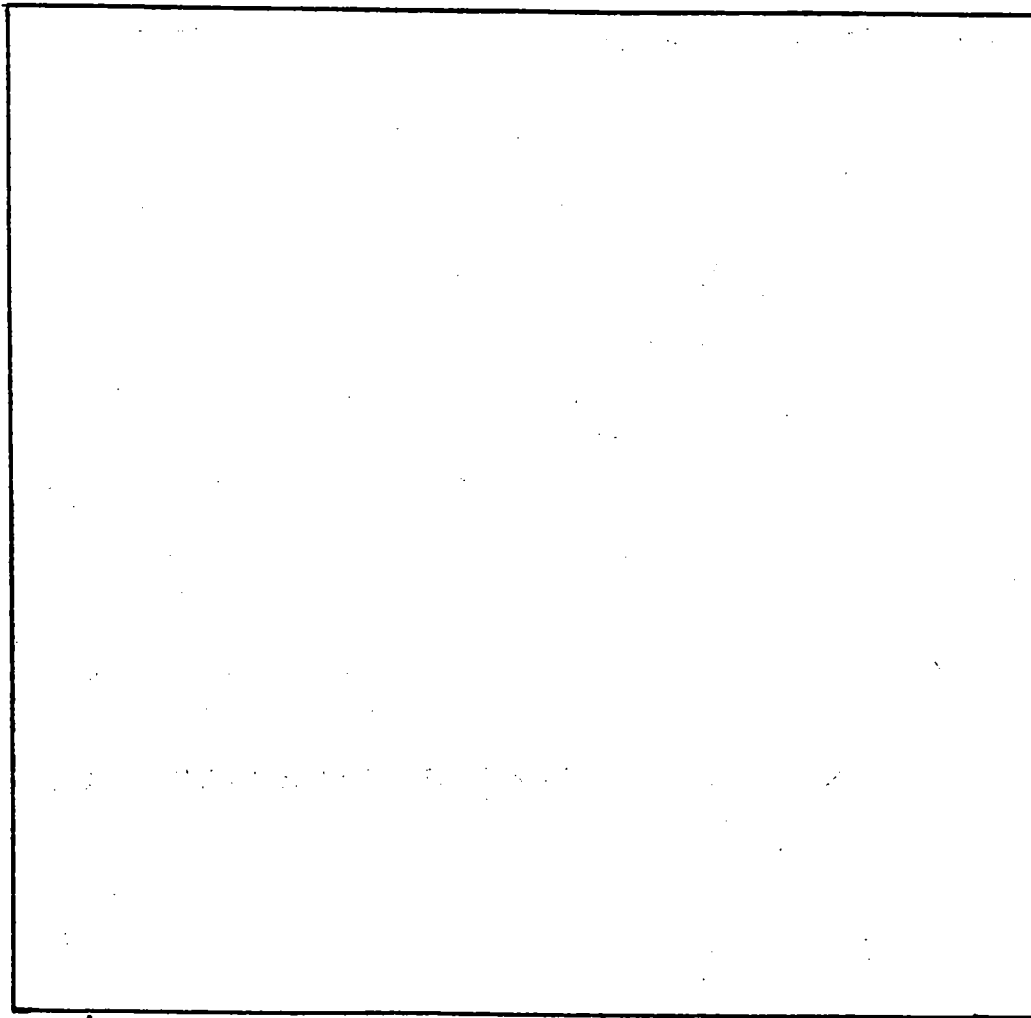
SITE INSPECTION SHEET

OWNER: Schultz  
ADDRESS: 14502 MacClintock Dr  
\_\_\_\_\_  
\_\_\_\_\_

DATE REQUESTED: \_\_\_\_\_  
DRILLER: \_\_\_\_\_  
WELL TAG # \_\_\_\_\_  
COUNTY # \_\_\_\_\_

PROPOSAL: \_\_\_\_\_  
\_\_\_\_\_

LOCATION DIAGRAM



COMMENTS: 4/23/91 SEE OTHER SITE INSP SHEET FOR DRAWING.  
I DID NOT HAVE MEASURING TAPE, SO I WAS UNABLE TO GAIN/  
VERIFY ANY INFO BUT DOES APPEAR TO BE SOME LIMITED  
AREA AVAIL SLIGHTLY CLOSER TO Ms. Schulz's S.T. MR

DATE: \_\_\_\_\_ INSPECTOR: \_\_\_\_\_

14417

LAW OFFICES

LEVIN & GANN

A PROFESSIONAL ASSOCIATION  
305 W. CHESAPEAKE AVENUE  
TOWSON, MARYLAND 21204  
301-321-0600  
FAX 301-296-2801

ELLIS LEVIN (1893-1960)

CARROLL COUNTY OFFICE  
1137 LIBERTY ROAD  
SYKESVILLE, MD 21784

BALTIMORE OFFICE  
MERCANTILE BANK & TRUST BUILDING  
2 HOPKINS PLAZA  
9TH FLOOR  
BALTIMORE, MARYLAND 21201  
301-539-3700  
TELECOPIER 301-625-9050

November 30, 1990

HOWARD L. ALDERMAN, JR.

Frank Skinner, Director  
Bureau of Environmental Health  
Howard County Health Department  
Suite H  
3525 Ellicott Mills Drive  
Ellicott City, Maryland 21043

RE: Well Permit - 14502 MacClintock Drive  
Lot 12, Block A, Section 4-Warfield Estates

Dear Mr. Skinner:

We represent the owners of Lot 11, Block A, Section 4-Warfield Estates, the immediately adjoining neighbors of the above referenced property. It has recently been determined that the potable well providing water for the residence constructed on Lot 12 within Warfield Estates is physically located on Lot 11. Our clients have notified their neighbors, Mr. and Mrs. Schultz (owners of Lot 12, that the well must be removed from Lot 11.

The owners of Lot 12 have retained L. Franklin Easterday, Inc. to drill a new well and install the necessary pump and piping. I am in receipt of recent correspondence from the Easterday firm indicating that a new well will be drilled on Lot 12 and that the necessary permits have been applied for. There is no mention in the correspondence from Mr. Easterday of how the existing well will be abandoned.

It is the position of our clients that although the existing water well serving Lot 12 is physically located on their property, that the owners of Lot 12 are in fact the "owner", as well as user, of this well as defined in Title 26 of COMAR. Therefore, in accordance with applicable state law and regulation our clients have notified the owners of Lot 12 of their responsibility to have the existing well properly abandoned. Our clients will be more than cooperative in assuring that employees of Mr. Easterday's firm have complete access to the existing well in order to abandon the well as required by law.

Frank Skinner, Director  
Bureau of Environmental Health  
Page 2  
November 30, 1990

In your review and approval of the well permit application submitted by the Easterday firm, you should also impose the requirement for proper abandonment of the existing well servicing Lot 12. Should there be any difficulty with your ordering the owners of Lot 12 to properly abandon the existing well, please advise me at your earliest possible convenience.

Very truly yours,



Howard L. Alderman, Jr.

HLAJr:lsp

cc: Mr. and Mrs. Mark Hammert

Hamish Osborne, Esquire

Ms. Denise Swatzbaugh  
Residential Sanitation Program

Willie Evertt, Chairman  
Maryland Board of Well Drillers

L. Franklin Easterday, Inc.



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## HOWARD COUNTY HEALTH DEPARTMENT

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*Joyce M. Boyd, M.D., County Health Officer*

December 12, 1990

*Reply to:*

Ms. Dottie Schultz  
14502 MacClintock Drive  
Glenwood, Maryland 21737

Re: Replacement Well  
Construction Application  
Warfield Estates - Lot 12A  
14502 MacClintock

Dear Ms. Schultz:

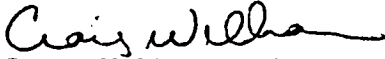
We are in receipt of your replacement well construction application for the above referenced property but have not yet determined a suitable site for the replacement well. There seems to be no accessible location that maintains the recommended 100' minimum separation to surrounding septic systems.

Because of this concern, we have determined not to issue the replacement well permit at this time. Our understanding is that this application is not to resolve an emergency out-of-water condition, but rather is to resolve a property boundary issue that has existed for some time. In this circumstance, drilling a new well at a location that might pose some health risk would not necessarily seem a prudent solution.

We are notifying the Maryland State Division of Residential Sanitation of your circumstance via a copy of this letter. It is likely that we will then request a conference with all concerned parties before determining the appropriate course of action.

Thank you for your patience and cooperation in this matter.

Yours truly,

  
Craig Williams, Director  
Water and Sewerage Program

CW:cm

cc: Dave Kerr  
Greg Mellon  
Howard L. Alderman, Jr., Esquire

File ✓

Bureau of Environmental Health

3525 Ellicott Mills Drive Ellicott City, Maryland 21043-4544

Director 461-9956 Water and Sewerage, Permits 461-9933 Community Environmental Health 461-9944  
Technical Services 461-9955



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## HOWARD COUNTY HEALTH DEPARTMENT

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*Joyce M. Boyd, M.D., County Health Officer*

January 22, 1991

*Reply to:*

Ms. Dottie Schultz  
14502 MacClintock Drive  
Glenwood, Maryland 21737

RE: Replacement Well  
Construction Application  
Warfield Estates - Lot 12A  
14502 MacClintock

Dear Ms. Schultz:

This is to advise that the above referenced replacement well construction permit application is denied because of insufficient site conditions.

In a letter to you dated December 12, 1990, this office expressed concern about establishing a location for the well that maintained the minimum 100 feet separation to surrounding septic systems. Having reviewed that matter further, we find that circumstances do not justify granting a waiver to the standard site criteria when currently no health problem exists. From a health perspective there are better alternatives to settle a lot line dispute than to drill at a location closer to a septic system than the regulations prescribe.

If you are aggrieved by this decision, you may appeal the decision in accordance with provisions of the Maryland Administrative Procedures Act. Any appeal should be filed in writing with this office, within 30 days of receipt of this notice, stating your reasons for appeal.

If you have any questions relative to this matter, please call me at 461-9933.

Very truly yours,

Craig Williams, Director  
Water and Sewerage Program

CW:jr

cc: Dave Kerr ✓  
Greg Mellon  
Howard L. Alderman, Jr., Esquire  
File



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## HOWARD COUNTY HEALTH DEPARTMENT

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*Joyce M. Boyd, M.D., County Health Officer*

February 21, 1991

*Reply to:*

Mr. and Mrs. H. Lee Schultz  
14502 MacClintock Drive  
Glenwood, Maryland 21737

Re: Replacement Well  
Construction Application  
Warfield Estates - Lot 12A  
14502 MacClintock Drive

Dear Mr. and Mrs. Schultz:

On January 22, 1990 a letter was written to you, denying a permit for a replacement well for the above referenced property. That letter specified a 30 day time period for appeal.

On February 20, 1991 the affected parties met to discuss the matter further and consider other possible options to resolve the matter. Further study is required to determine if some other solution is possible.

The deadline for filing a formal appeal will be extended for an indefinite time during the period of study. Written notice from this office will be provided to you prior to re-imposition of a deadline for appeal.

If you have any questions concerning this matter, please feel free to contact me at 461-9933.

Very truly,

*Craig Williams*  
Craig Williams, Director  
Water and Sewerage Program

CW:cm

cc: Dave Kerr ✓  
Greg Mellon ✓  
Howard L. Alderman, Jr., Esquire ✓  
Mr. and Mrs. Mark Hammert ✓  
Mr. Hamish S. Osborne ✓

File  
CW/Letter(15)

4/18/91 OFFICE MEETING WITH HAMMERTS,  
WHO INDICATED THEY HAD EXHAUSTED ALL POSSIBILITIES  
TO RESOLVE THE WELL LOCATION DILEMMA.

THEY COULD NOT REACH AN AGREEMENT SATISFACTORY  
TO BOTH PARTIES TO ALLOW THE WELL TO REMAIN.

RE-ACTING TO THEIR QUESTIONS, I ACKNOWLEDGED  
THAT THE RISK FACTORS TO THE POTENTIAL REPLACEMENT WELL SITE  
WERE NOT SEVERE. I EXPLAINED THOUGH, THAT THERE WAS  
ALWAYS THE POSSIBILITY, REGARDLESS OF LOCATION, THAT SOMETHING  
COULD GO WRONG WITH A WELL. MY GREATEST CONCERN  
~~WAS THAT IF THE EXISTING FUNCTIONAL WELL WERE ABANDONED~~  
WAS THAT IF SOMETHING EVER DID GO WRONG WITH THE REPLACEMENT WELL,  
THERE WOULD BE NO LOCATION TO RECOVER.

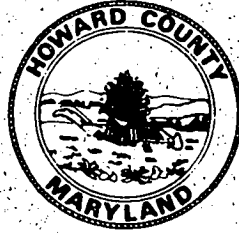
I AGREED TO RE-EXAMINE THE SITE TO DETERMINE  
IF ALTERNATE LOCATIONS, EQUALLY AT MINIMUM RISK WERE AVAILABLE.  
UPON RE-EXAMINATION (4/23/91 MARK RIFKIN) I DETERMINE THAT  
NO SUCH SITES WERE IN EVIDENCE.

4/25/91 I REPORTED TO MR. HAMMERT THE CONCLUSION  
THAT THE DENIAL OF THE WELL PERMIT APPLICATION WAS SUSTAINED.  
A FEW HOURS LATER, HE CALLED BACK TO REPORT THAT HE WOULD  
BE WILLING TO MAINTAIN THE EXISTING WELL AS A BACK-UP, THEREBY  
MEETING THE CRITERIA FOR AN ALTERNATE SITE.

I RESPONDED THAT THIS PROPOSAL WAS WORTHY OF CONSIDERATION  
AND AGREED TO RESPOND WITHIN 3 DAYS OF SEEING THE PROPOSAL  
IN WRITING.

C. Williams

RE: RESOLUTION OF  
REPLACEMENT WELL PERMIT  
APPLICATION -  
SCHULTZ - 17502 MACCLINTOCK DR



**HOWARD COUNTY HEALTH DEPARTMENT**

Joyce M. Boyd, M.D., County Health Officer

MR & MS HAMMERT;

Reply to:

REQUESTED RECONSIDERATION OF THE DECISION  
NOT TO ISSUE THE ABOVE REFERENCED WELL CONSTRUCTION PERMIT.

THE INTENT OF THE APPLICATION WAS TO ALLOW REPLACEMENT  
OF AN OTHERWISE SATISFACTORY WELL WHICH HAD BEEN  
DISCOVERED TO BE LOCATED ACROSS A PROPERTY LINE.

THE HAMMERTS STRESSED THAT EVERY EFFORT HAD  
BEEN MADE TO RESOLVE THE MATTER BY OTHER MEANS,  
BUT THAT THE PROPERTY OWNERS HAD NOT BEEN ABLE TO REACH  
AN AGREEMENT TO EITHER EXCHANGE PROPERTY OR  
PROVIDE FOR AN EASEMENT TO ALLOW THE WELL TO REMAIN.

THE HAMMERTS REQUESTED THAT THE DECISION  
TO DENY THE WELL PERMIT APPLICATION BECAUSE  
OF LIMITED HEALTH RISK BE REEXAMINED IN  
LIGHT OF THE PERCEIVED LIABILITY RISK THEY  
WOULD BE TAKING ON IF THE WELL WERE TO REMAIN IN PLACE.

I RESPONDED, THAT FROM THE POINT OF VIEW OF  
THE HEALTH DEPARTMENT, THE PREFERABLE COURSE  
WOULD CLEARLY BE TO TAKE THE MOST RISK-FREE OPTION;  
LEAVING THE FUNCTIONAL WELL IN PLACE.  
NOW THAT ALL EFFORTS TO RESOLVE THE MATTER BETWEEN THE  
PROPERTY OWNERS APPEAR TO HAVE BEEN EXHAUSTED,  
I DID AGREE TO A RE-EXAMINATION OF THE SITE TO  
DETERMINE IF A CHANGE IN THE DECISION COULD BE JUSTIFIED.

4/23/91  
Cwellen



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## HOWARD COUNTY HEALTH DEPARTMENT

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*Joyce M. Boyd, M.D., County Health Officer*

May 8, 1991

*Reply to:*

Mr. and Mrs. H. Lee Schultz  
14502 MacClintock Drive  
Glenwood, Maryland 21737

Re: Replacement Well  
Construction Application  
Warfield Estates - Lot 12A  
14502 MacClintock Drive

Dear Mr. and Mrs. Schultz,

A tentative decision has been made to issue a replacement well construction permit for the above referenced property. The permit (HO-88-1648) has been mailed to the driller with the stipulation to delay drilling until the health department provides notification to proceed.

The remaining issue is the disposition of the existing well. Options to abandon and seal the well, or to maintain it in reserve have both been discussed. Either arrangement is acceptable to this office. What is needed, is a clear commitment as to which option will be selected, and who will be the responsible party.

It is required that this office have on file, a consent agreement signed by both parties, clearly identifying which option is to be chosen and which party accepts responsibility for its execution. Once this is received, we will authorize the driller to proceed.

If you have any questions concerning this matter, please feel free to contact me at 461-9933.

Very truly yours,

Craig Williams, Director  
Water and Sewerage Program

CW:cm

cc: George F. Easterday  
Dave Kerr  
Greg Mellon  
Howard L. Alderman, Jr., Esquire  
Mr. and Mrs. Mark Hammert  
Mr. Hamish S. Osborne  
File

LAW OFFICES

LEVIN & GANN

A PROFESSIONAL ASSOCIATION

MERCANTILE BANK & TRUST BUILDING

2 HOPKINS PLAZA

9TH FLOOR

BALTIMORE, MARYLAND 21201

301-539-3700

TELECOPIER 301-625-9050

RECEIVED  
HOWARD COUNTY  
HEALTH DEPT.  
JUN 12 AM 9:53

ELLIS LEVIN (1893-1960)

CARROLL COUNTY OFFICE

1137 LIBERTY ROAD

SYKESVILLE, MD 21784

TOWSON OFFICE  
305 W. CHESAPEAKE AVENUE  
TOWSON, MD 21204  
301-321-0600

STANFORD G. GANN, JR.

May 28, 1991

Mr. Craig Williams  
Director of Water and Sewage Program  
Howard County Health Department  
Bureau of Environmental Health  
3525-H Ellicott Mills Drive  
Ellicott City, Maryland 21043-4544

RE: Replacement Well  
Construction Application Warfield Estate  
Lot 12A  
14502 MacClintock Drive

Dear Mr. Williams:

Pursuant to your letter of May 8, 1991, this Letter/Consent Agreement is sent to you to advise of the parties stipulations with respect to the Construction permit for the replacement well as identified above. (Permit H0-88-1648)

The parties stipulate as follows:

1. Mr. and Mr. H. Lee Schultz will, at their sole expense, construct a well on their property pursuant to the permit which will be issued.

2. Mr. and Mrs. Mark Hammert will allow the Schultz's to enter their property for the sole purpose of retrieving the pump in the well which is currently located on the Hammert's property which currently services the Schultz's property. Such expenses of removing that pump will be the sole responsibility of the Schultz's.

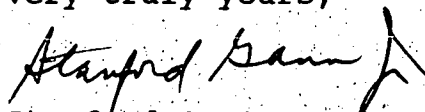
3. The Hammert's will cap and abandon the use of the well currently located on their property which services the Schultz's property and the Hammert's and the Schultz's will split the costs of such capping and abandonment equally. The company or entity that caps and abandons this well will bill each party for 50% of the total cost for such work.

Mr. Craig Williams  
May 28, 1991  
Page 2

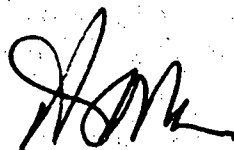
RECEIVED  
HOWARD COUNTY  
HEALTH DEPT.

Thank you for your cooperation in this matter and your adoption of the this Letter/Consent Agreement. Should you have any questions, please feel free to call me.

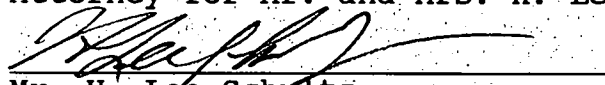
Very truly yours,



Stanford G. Gann, Jr.  
Attorney for Mr. and Mrs. Mark Hammert



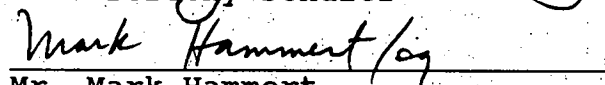
Hamish Osborne, Esquire  
Attorney for Mr. and Mrs. H. Lee Schultz



Mr. H. Lee Schultz



Mrs. Dorothy Schultz



Mr. Mark Hammert



Mrs. Deborah Hammert



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## HOWARD COUNTY HEALTH DEPARTMENT

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*Joyce M. Boyd, M.D., County Health Officer*

June 12, 1991

*Reply to:*

**To:** George Easterday  
L. F. Easterday, Inc.

**From:** Craig Williams, Director *C.W.*  
Water and Sewerage Program

**Re:** Replacement Well  
Construction Permit HO-88-1648  
Lot 12A - Warfield Estates  
14502 MacClintock Drive

We had previously requested that the above referenced well not be drilled until certain agreements had been worked out between the involved parties.

Satisfactory agreements are now on file (copy enclosed). This notice constitutes health department authorization to drill the well. The well tag and paperwork associated with this well permit are already in your possession.

CW:cm

Enclosure

cc: Stanford G. Gann, Jr.  
Mr. and Mrs. H. Lee Schultz