

FOSTORIA INTERCOUNTY DRAIN

(Lapeer and Tuscola Counties)

Legal Opinion

Date Prepared: May 8, 2019

TO: Brady Harrington, Drainage Board Chair
FROM: Stacy L. Hissong, Esq.
DATE: May 8, 2019
RE: Fostoria Intercounty Drain

Municipalities Involved

Lapeer: Rich Township, Deerfield Township
Tuscola: Watertown Township

Establishment of Drain

Year: 1912

Chapter: 6

Jurisdiction of Drain

- Drain Commissioner
 Drainage Board
 Other: _____

Files Reviewed

- MDARD
 Lapeer County
 Tuscola County



Petitioned Proceedings

Date/Type: 1910-1912 Establishment Proceedings

Lapeer County Records

Tuscola County Records (Liber 18, Page 1)

Petition for Locating, Establishing and Constructing a Drain dated September 2, 1910

Order of Necessity dated May 3, 1911

Minutes of Survey

First Order of Determination dated January 2, 1912

Releases of Rights of Way

Final Order of Determination dated May 13, 1912

Apportionment of Tax Between Counties dated May 13, 1912 (Lapeer 31.46%; Tuscola 68.54%)

Notice of Letting dated May 16, 1912

Apportionment of Benefits dated May 28, 1912 (Lapeer)

Computation of Costs dated June 4, 1912

Contract After Letting dated June 4, 1912

Apportionment of Benefits dated June 4, 1912 (Tuscola)

Assessment Roll dated June 11, 1912 (Tuscola)

Assessment Roll dated June 28, 1912 (Lapeer)

Agreement with Pere Marquette Railway dated July 22, 1912

Current Status of Drain

- Abandoned
- Relinquished
- Under Jurisdiction of the Drainage Board

Comments

- I. Based on the information provided, the Fostoria Intercounty Drain is an established intercounty drain under the jurisdiction of the Fostoria Intercounty Drain Drainage Board.