

NOTICE
INCREASED RISK of LOSS to LIFE and PROPERTY

Whereas, Peterson Machinery Sales, currently owns certain equipment located at Boardman and Sabin Dams on the Boardman River in Grand Traverse County, Michigan, and

Whereas, such certain equipment is currently in possession of, and in use by, the Grand Traverse County Department of Public Works and,

Whereas, such certain equipment is used for the purpose of complying with the Boardman River Dams Settlement Agreement dated January 20, 2005 as stipulated and agreed to by the Federal Energy Regulatory Commission (FERC), the Michigan Department of Environmental Quality (MDEQ) and the Michigan Department of Natural Resources (MDNR) et al, to wit, for the express purpose of protecting the population and property of the lower Boardman River Valley and Traverse City from such emergency as could pose risk of loss to life and property, and,

Whereas, Peterson Machinery Sales has gratuitously allowed the free and unencumbered use of said equipment by the Grand Traverse County Department of Public Works since December 6, 2007 and desires to allow continued free and unencumbered use;

Whereas, the Grand Traverse County Administrator has given notice to Peterson Machinery Sales to remove said equipment within 60 days thereby exposing the risk aforementioned;

Now therefore, Peterson Machinery Sales hereby gives notice to whom it may concern, that it is not their desire to expose the population and property of the lower Boardman Valley and Traverse City to the risk(s) aforementioned by removal of their equipment.

Now therefore Peterson Machinery Sales is compelled to remove the equipment, under threat of legal action by Grand Traverse County against Peterson Machinery Sales, and therefore disclaims any and all liability from the aforementioned risk and defers same to Grand Traverse County.

Dated; _____

By; _____

For; _____