

August 26, 2015

William Saturley
PO Box 1318
Concord, NH 03302-1318

RE: Saad Right-of-Way – Rumney School District v. David Saad, et al

I was hired by David Saad to install a 12' gravel travel way across the Rumney School District property as outlined in the Order of the Grafton County Superior Court on July 29th, 2013.

Attached is a copy of the work order describing the work requested by Mr. Saad.

Prior to starting the work and during construction, I, owner of Dave Leone LLC, engaged in a number of conversations with two members of the school board and their agent Peter Helgerson; principal of the Russell Elementary School, who raised the following concerns related to the work that was to be performed:

- Ability of ambulance and other emergency vehicles to access the playing fields after the work was completed
- Ability of the general public to be able to pull off Right-of-Way to park vehicles so that elderly and handicapped persons can be close to the playing fields after the work was completed
- Precautions to minimize dangers to students and public during construction activities
- Limit construction work during planned soccer activities

I voluntarily chose to accommodate the school agent's concerns. As a result, Dave Leone LLC, at no cost to Mr. Saad or the Rumney School District, did the following to satisfy the safety concerns of the school agents:

- Erected a fence to keep students/public away from the construction area and equipment
- Delayed and rescheduled work so that all work was done during times when the playing field was not in use for scheduled soccer activities thus avoiding any disruption to practices and game schedules
- When constructing the shoulders of the 12' gravel travel way, gravel was extended beyond 12' to create a much smoother transition between Mr. Saad's Right-of-Way and the adjacent playing field. The additional gravel placed outside Mr. Saad's Right-of-Way was done to create a safer transition for emergency and other vehicles which pull off the Right-of-Way and park on the grass during soccer games and other events at the school.

As documented in Mr. Saad's work order, he specifically ordered that the gravel area be limited to the area staked out by Sabourn Surveying. The decisions and actions to expand the gravel area past the 12' Right-of-Way was done solely to address safety and practical use issues directly raised between the school board agents and myself prior to and during construction. Mr. Saad was not aware of, approve of, or compensate me for any of my labor or materials used to expand the gravel area outside of the Right-of-Way as staked out by Sabourn Surveying.

On 4/6/2015, Mr. Saad forwarded to me a copy of your letter dated 3/27/15. On 4/15/2015, I attended a school board meeting to explain that the gravel area was wider than 12' as a result of addressing the school's concerns as outlined above.

As I mentioned to you in one of our previous telephone conversations, if the school board has any issues with the gravel that was placed outside of the Right-of-Way area as staked out by Sabourn Surveying, that is a matter to be settled between myself and the school board since that work was done for the benefit of the school district and not requested by Mr. Saad.

Regards,

Dave Leone LLC