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NOV 05 2021

CITY OF MANITOWOC CLAIM FORM**NOTICE OF CIRCUMSTANCES (§893.80(1d)(a) Wis. Stats.)**

NAME Jodi Cherney TELEPHONE NUMBER 920-652-6540
ADDRESS 1610 Holly Drive (Street)
OF CLAIMANT Manitowoc, WI 54220 (City, State, Zip Code)
EMAIL (optional): jodi_rhoden@yahoo.com

CIRCUMSTANCES OF CLAIM: Describe the circumstances of your claim below and attach additional sheets if necessary (who, what, where, when and how). For auto/property damages, attach a copy of the police report, if any; and a diagram of the accident scene including north, south, east or west. For personal injury, indicate the nature of the injury; if medical attention was given, the name of the physician/immediate care/hospital. List the names and addresses of any witnesses to the incident/accident. Give details.

Incident/Accident Information:

Date July 15, July 16 Place Basement of home
Time Wed Evening, Thurs Morning 1610 Holly Drive, Manitowoc

Circumstances of Claim (Attach additional sheets if necessary):

A heavy rain storm started Wednesday evening July 15, 2021. Holly Drive was flooded.
The city sewer system could not handle all the water, so sewage water backed up into the basement.
Approximately 3 inches of sewage water covered the basement floor and caused several items to be destroyed.
DPW was called, and they witnessed the water in the basement. CPR, a restoration company from Green Bay, was hired by the Landlord
to clean up the sewage on the basement floor and dispose of items that were damaged by the sewage water.
See the two attached lists for my items that were contaminated by the sewage water.
One list has pictures of the damaged items. The second list shows replacement cost.

Witnesses (names and addresses):

Department of Public Works 920-686-6550
CPR Restoration 920-863-3473

Procedure for filing claims:

1. In most instances, a signed **Notice of Circumstances of Claim** must be served on the City within 120 days after the happening of the event giving rise to the claim or it will be barred by State Statute.
2. A **Claim** must be filed with the City Clerk, City of Manitowoc, 900 Quay Street, Manitowoc, WI 54220, containing the claimant's address and an itemized statement of the relief or damages sought. This is the bottom portion of the form entitled "Claim Form." No action will be taken until this portion is completed and submitted to the City.
3. The City Attorney and or CVMIC (the City's liability insurance carrier) will then determine if your claim should be paid, compromised or disallowed. You will be notified by letter should the City determine to pay or compromise your claim. The City Attorney has the authority to pay, settle, or disallow claims up to \$5,000. Claims exceeding \$5,000 will be reviewed by the City's Finance Committee, who will present a final recommendation to the Common Council.
4. This procedure is established by Wisconsin Statutes to provide a mechanism for persons to recover damages in the event a municipality is responsible for an incident. This procedure is also designed to protect the municipality and its taxpayers from having to pay out inappropriate and/or nuisance claims.

This document does not constitute legal advice and should not be substituted for the advice of private legal counsel. Claimants have the right to retain an attorney of their choice to assist them with filing a claim solely at their own cost and expense.

Claimants are encouraged to review Wis. Stat. § 893.80 prior to filing a claim.

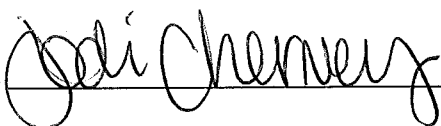
CLAIM FORM (§893.80(1d)(b) Wis. Stats.)

After filing a Notice of Circumstances of claim with the City of Manitowoc you must also file a claim **itemizing** the relief sought (what you want from the City or do not want the City do to). You may file a claim at any time consistent with the applicable statute of limitations. Provide copies of any bills supporting the amount of the claim. For claims involving auto/truck/property damage, please attach two estimates. If the relief sought is non-monetary be as detailed and/or descriptive as possible.

The person signing below makes a claim against the City of Manitowoc arising out of the circumstances above-described. The claim is for relief in the form of money damages as indicated below, and non-monetary relief as follows:

Auto/truck \$ _____ Personal Injury \$ _____
Property \$ 2232.79 Other (specify) \$ _____

Sign and then click Submit Form button below to submit to the City Clerk's Office.

Signed 

SUBMIT FORM

Pictures of Damaged Items

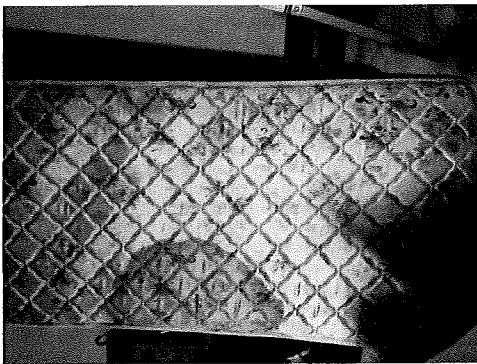
1. BOOKS



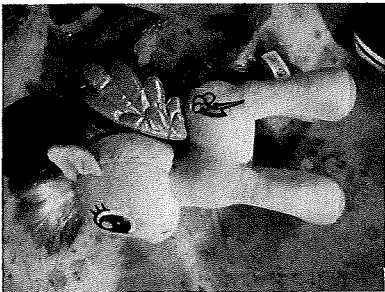
2. Pillow



3. TWIN MATTRESS



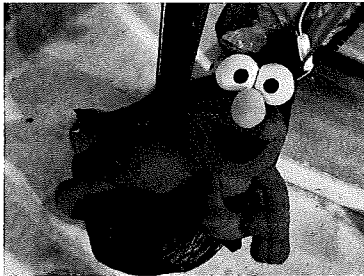
4. Rainbow Pony



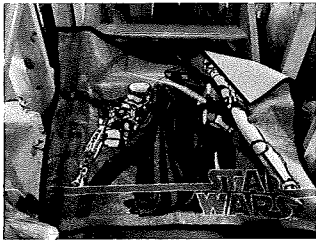
5. MY LITTLE PONY



6. Elmo Plush Toy



7. Star Wars Rug



8. Kids Play Car Mat



9. Oak Book Case



10. Book Case – Cherry Finish



11. Wrapping Paper



12. Projection Television



13.Sauder Chest of Drawers



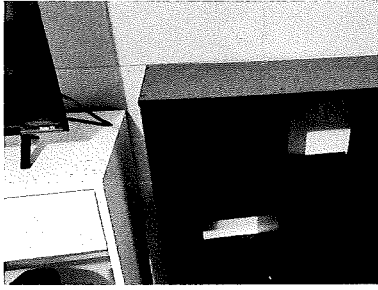
14. AREA RUGS (in Laundry Room)



15.SEALY QUEEN MATTRESS



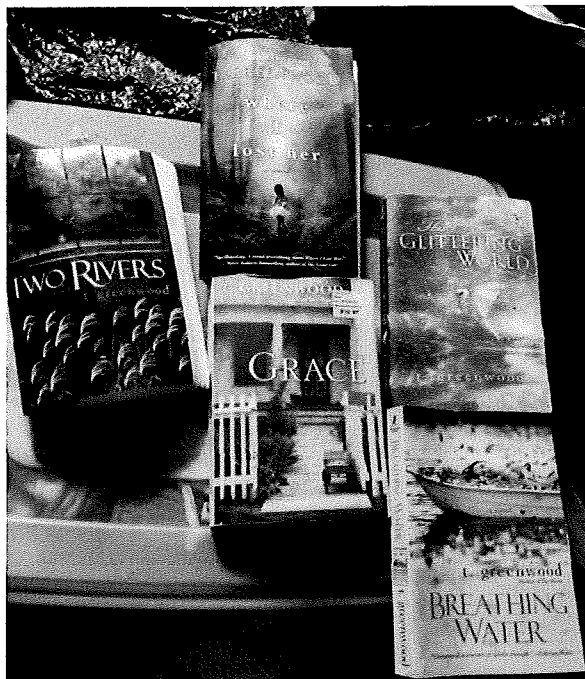
16. CUBE ORGANIZER



REPLACEMENT COST FOR ITEMS DESTROYED BY SEWAGE WATER

Item 1 Five Paper Back Books

Replacement cost is \$10.97 each Total for 5 Books \$54.85 plus tax of \$2.75 equals \$57.60



Item 2 Pillow Replacement cost \$5.96 plus tax of \$.30 equals \$6.26

ONLY AT WALMART



[Mainstays](#)

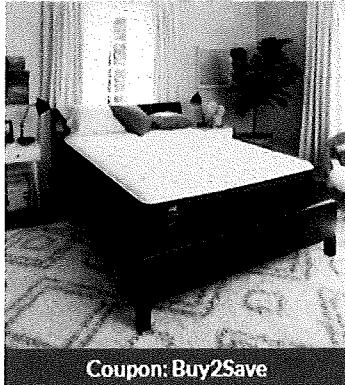
Mainstays Firm Support Pillow

★★★★ (4.1) [89 ratings](#) [6 comments](#) Walmart # 573927992

\$5.96

Item 3 Sealy Posturpedic Twin Mattress

Replacement costs \$679 plus tax \$33.95 equals \$712.95



Twin Sealy Posturepedic
Response Performance Santa
Paula IV Plush 12 Inch Mattress

★★★★★ (151)

\$679.00

Item 4 Rainbow Pony

Replacement cost \$18.95 plus \$.95 tax equals \$19.90



TY MY LITTLE PONY Friendship Is Magic RAINBOW DASH 7"
Plush STUFFED With Tag

★★★★★ 5 product ratings

Condition: New

Price: US \$18.95

Buy It Now

Add to cart

♡ Add to Watchlist

30-day returns

Ships from United States

\$ Have one to sell? Sell now

Shipping: \$5.10 Standard Shipping [See details](#)
Located in: Portland, Oregon, United States

Item 5 My Little Pony

Replacement cost \$17.50 plus tax \$.88 equals \$18.38



My Little Pony Twilight Sparkle 13" Plush Stuffed Animal Doll Purple Unicorn EUC
Pre-Owned

\$17.50
or Best Offer
Free shipping

Item 6 Elmo Plush Toy

Replacement cost \$15.96 plus tax \$.80 equals \$16.76



Fisher Price Sesame Street Plush Elmo L8472 Jumbo Huge Doll 25" 2007 Stuffed Toy
Pre-Owned

\$15.96
Was: \$21.00 24% off
or Best Offer
+\$12.40 shipping

Item 7 Star Wars Rug

Replacement cost \$54.99 plus tax \$2.75 equals \$57.74



Star Wars Darth Vader Rugs Anti-Skid Area Rug Living Room Bedroom
Floor Mat Carp

Condition: New with tags

Size: - Select -

Type: Area Rug

Quantity: 2 available / 1 sold

Price: **US \$54.99**

Buy It Now

Add to cart

♥ Add to Watchlist

Item 8 Kids Play car mat Replacement cost \$31.16 plus tax \$1.56 equals \$32.72



Kids Play Cars Truck Toys Mat Area Rug City

Brand New

★★★★★ 5 product ratings

\$31.16

Buy It Now

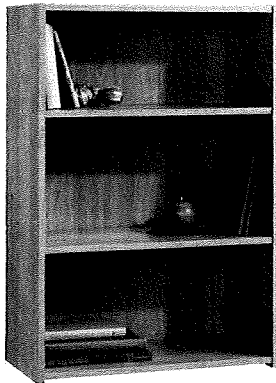
Free 4 day shipping

Last one

6 watchers

Item 9 Oak Bookcase 3 shelf

Replacement cost \$43.99 plus tax \$2.20 equals \$46.19



Sauder Beginnings 35" 3-Shelf Standard Bookcase, Highland Oak Finish

★★★★ (4.4) 631 ratings 242 comments Walmart # 551912701

\$43.99

Actual Color: Highland Oak



Qty:

1

Add to cart

Add-on services (0 Selected) [Show Less](#)

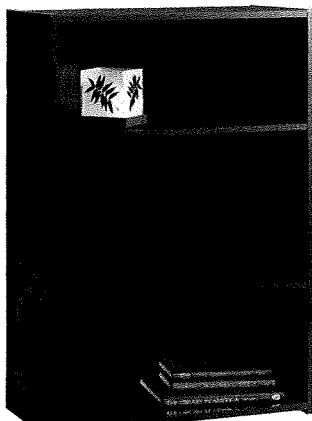
Add [Walmart protection plan](#) powered by Allstate

☒ None ☐ 2 Years - \$5.00 ☐ 3 Years - \$8.50

Add [Expert help](#) with your purchase

Item 10 Bookcase

Replacement cost \$43.99 plus tax \$2.20 equals \$46.19



Sauder Beginnings 35" 3 - Shelf Standard Bookcase, Cinnamon Cherry Finish

★★★★ (4.4) 631 ratings 242 comments Walmart # 563572049

\$43.99

Actual Color: Cinnamon Cherry



Qty:

1

Add to cart

Add-on services (0 Selected) [Show Less](#)

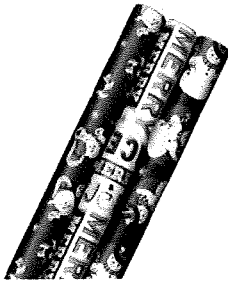
Add [Walmart protection plan](#) powered by Allstate

☒ None ☐ 2 Years - \$5.00 ☐ 3 Years - \$8.50

Add [Expert help](#) with your purchase

Item 11 Wrapping Paper

Replacement costs \$14.99 - had total of six rolls - Total costs \$14.99 times 2 is \$29.98, plus tax of \$1.50 equals \$31.48



Hallmark Assorted Colors
Christmas Gift Wrap Paper, 3 Rol...

★★★★★ 7

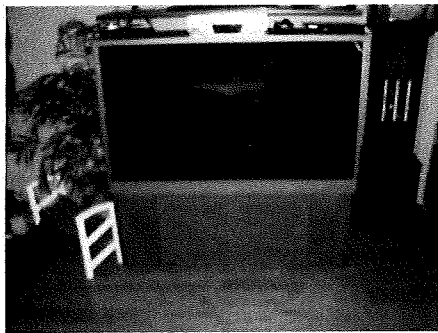
\$14.99

Free delivery on
orders over \$35

W+ free shipping

Item 12 Projector Television

Replacement cost \$75



large screen rear projection 50 + inches, rarely used Mitsubi
HDTV. excellent

🔥 1 viewed per hour

Condition: Used

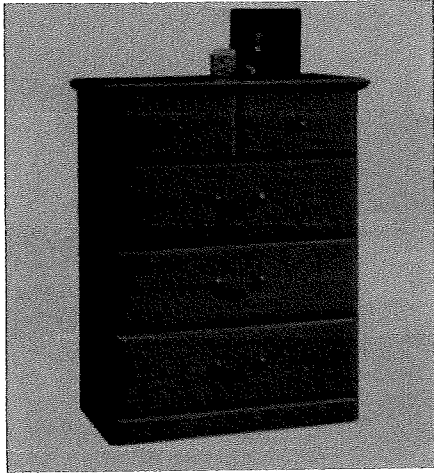
Price: **US \$75.00**

Buy It Now

Add to cart

Item 13 Sauder Chest Of Drawers

Replacement Cost \$152.83 plus tax equals \$160.48



Sauder Orchard Hills 4-Drawer Dresser,
Carolina Oak Finish

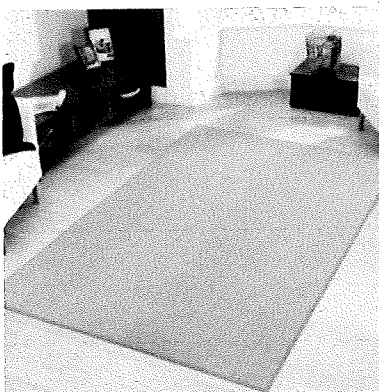
★★★★ 137

\$152.83

A

Item 14 Area Rugs (2)

Replacement Cost \$28.80 plus tax equals \$30.24

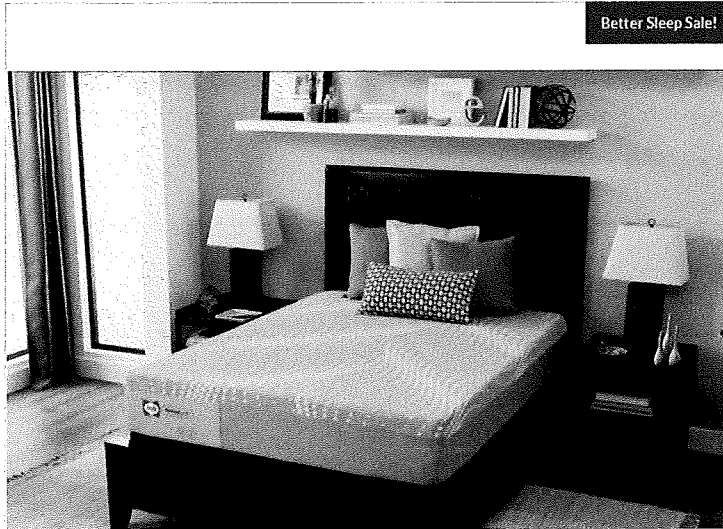


From \$14.40

Ottomanson Oscar Contemporary Area
or Runner Rugs

Item 15 Sealy Queen Mattress

Replacement cost \$829 plus tax equals \$870.45



Queen Sealy Posturepedic Foam Medina Firm 11 Inch Mattress


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Better Sleep Sale!

Up To 60% Off Other Stores »

Sale Ends Nov. 1st Nov. 3rd

\$829 Up to \$99.21 in Reward Points »
\$69.08/mo suggested payments with 12 months
special financing.

Learn How  synchrony™

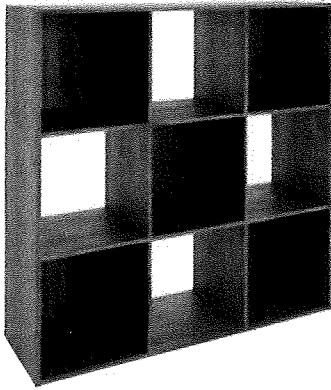



Select Size *

King	Cal King	Queen	Twin
Full	Twin XL		

Item 16 Cube Organizer

Replacement Cost \$48.05 plus tax equals of \$2.40 equals \$50.45



 2 Variations Available

**Designer's Image™ 35-3/4"W x
35-7/8"H 9-Cube Organizer**

☐ Compare ☐ Add To List

Sku # 2114538

\$48.05

SUMMARY OF LOSS at Replacement Cost

Item 1 Books	\$57.60
Item 2 Pillow	\$ 6.26
Item 3 Mattress	\$712.95
Item 4 Rainbow Pony	\$ 19.90
Item 5 Purple Unicorn	\$ 18.38
Item 6 Elmo plush toy	\$ 16.76
Item 7 Star Wars Rug	\$ 57.74
Item 8 Play Car Mat	\$ 32.72
Item 9 Oak Bookcase	\$ 46.19
Item 10 Black Bookcase	\$ 46.19
Item 11 Wrapping Paper	\$ 31.48
Item 12 Projector TV	\$ 75.00
Item 13 Chest of Drawers	\$ 160.48
Item 14 Area Rugs (2)	\$ 30.24
Item 15 Sealy Queen	\$ 870.45
Item 16 Cube Organizer	\$ 50.45
TOTAL LOSS	\$ 2,232.79