

PUBLIC NOTICE

NOTICE OF HEARING ON PROPOSED REPAIRS DRAINAGE DISTRICT NO. 174 HANCOCK COUNTY, IOWA

TO: Stephen P. Boman Life Estate, Jeffrey A. Brakke, Kevin L. Diekhuis, Hancock County Roads, Lance Heimer, Maria Levang, Hertzke Family, LLC, Hudak Land & Cattle Company LLC, Indigo Family Farms, Inc., Naomi Jermeland, Osmund T. Jermeland, Bonnie Handsaker, Richard A. & Nancy J. Krein, Barbara Lovick, Larry W. Lovick Trust, Diane R. Lovick, Harold A. Nyhus Grantor Trust, Robert N. Nyhus Grantor Trust, Robert D. & Dona I. Paulson, Lehman James Pinckney, Jr. Living Trust, Monica D. Pletcher, Lorraine E. Severson, Ilene Smith Revocable Trust, Daniel L. & Rhonda K. Sullivan, Joan A. Swanson, Mary L. Schaefer, Jeremy Tegland, property owners as shown above, encumbrancers, lienholders, unknown heirs and claimants by will, to all whom it may concern, including the actual occupants of the land, or tract of land, described in and including Drainage District No. 174, Hancock County, Iowa.

YOU AND EACH OF YOU ARE HEREBY NOTIFIED that the Board of Supervisors of Hancock County, Iowa, acting as trustees on behalf of Drainage District No. 174 in said county has employed Kent L. Rode, P.E., Bolton & Menk as an engineer to determine the feasibility or the necessity of having repairs, and/or improvements, all concerning the drainage facilities of Drainage District No. 174 in order to provide adequate drainage and relief for the lands included in said Drainage District No. 174.

YOU ARE FURTHER NOTIFIED that the Board of Supervisors of Hancock County requested that said engineer make a preliminary survey and investigation of the possible repairs, improvements of Drainage District No. 174.

YOU ARE FURTHER NOTIFIED that drainage engineer, Kent L. Rode, P.E. has filed his report with the Auditor of Hancock County in which he recommends certain repairs and/or improvements. That the engineer's estimate for the costs of the proposed repairs and improvements and potential annexation and reclassification are as follows:

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| Total Estimated Project Cost: | |
| \$135,000.00 | |
| Estimated Average Cost Per Acre: | |
| \$140.77 | |

YOU ARE FURTHER NOTIFIED that this report and recommendations in full are on file in the office of the Hancock County Auditor at the Courthouse in Garner, Iowa, for your information. Electronic copies of the report may be obtained via email by contacting the Auditor's office at ann.hinders@hancockcountyaia.org. You are encouraged to obtain a copy and review the same prior to the date set for hearing in this notice. Said reports have been reviewed and considered by the Board of Supervisors and they have been tentatively approved as the board has determined that the repairs and/or improvements are necessary and feasible. The engineers' report also contains the following recommendations and proposals:

1. Right of Way. If the report recommends, or it is later determined, acquisition of additional right of way for this project may be considered at this hearing or a continuation thereof.

2. Annexation. That at a later date an annexation of additional lands may be considered by the board, if needed.

3. Reclassification. That at a later date the board may consider reclassification with appropriate adjustment of assessments, if needed.

4. Interest Rate and Waivers. The board will consider the appropriate interest to charge and determine the length of time that assessments may be paid of not less than ten (10) nor more than twenty (20) years and the interest rate for this project.

For further particulars, you are referred to the engineer's report for Drainage District No. 174, now on file in the office of the Hancock County Auditor.

YOU ARE FURTHER NOTIFIED that the Board of Supervisors of Hancock County, acting on behalf of Drainage District No. 174 has fixed a time and place of hearing on said report and proposed repairs, improvements, for September 14th, 2020 at 10:00 a.m., in the Hancock County Supervisor's Board Room, Hancock County Courthouse, 855 State Street, Garner, Iowa. At said hearing, the Board of Supervisors shall hear objections to the feasibility of such repairs, improvements, and of the drainage district as may be presented by and for any landowner in the district. The report of the engineer as filed herein may be amended before final action is taken thereon by this Board of Supervisors. This hearing may be continued from time to time without further notice as determined by this Board of Supervisors.

YOU ARE FURTHER NOTIFIED THAT ALL OBJECTIONS TO THE ENGINEER'S REPORT OR TO ANY MATTER CONNECTED WITH THIS HEARING MUST BE IN WRITING AND FILED WITH THE HANCOCK COUNTY AUDITOR AT OR BEFORE THE TIME FIXED FOR HEARING. Any interested party may be heard in an argument by himself or by counsel. Anyone who fails to object in writing shall be held to have waived all objections and claims for damages. Any interested party may file a written supporting statement with the Auditor, at or before the date for hearing.

YOU ARE FURTHER NOTIFIED that if you fail to object, the Board of Supervisors can make a final decision to make repairs, improvements, acquire additional right of way, annex additional lands and reclassify. As a consequence of your failure to object you lose your right to appeal the final decision within twenty (20) days to the Iowa District Court.

This notice is published and mailed as provided by law at the direction of the Board of Supervisors of Hancock County, Iowa, acting on behalf of Drainage District No. 174.

Michelle K. Eisenman
Hancock County Auditor

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