

NOTICE OF HEARING

NOTICE OF HEARING OF ANNEXATION TO DRAINAGE DISTRICT NO. 3 & 4, LATERAL 9 HANCOCK COUNTY, IOWA

TO: Dean Cataldo, Marceline Chizek, Thomas C. Chizek, Tad M. & Mallory R. Hartwig, Gordon & Marilyn J. Pringnitz, Nancy L. Rayhons, Mark J. Rayhons, Ryan & Jamie Smith, owners owning lands described below which are the subject matter of this annexation procedure, lien holders of record, and actual occupants of said lands and to all other persons whom it may concern.

YOU ARE FURTHER NOTIFIED that the Board of Supervisors have appointed Kent L. Rode, P.E., a qualified engineer, to examine such additional lands, to make a survey and plat thereof showing the relation, elevation and condition of drainage with reference to Drainage District No. 3 & 4, Lateral 9 and to make and file with the County Auditor a report as provided by law. Said report to specify the character of benefits received. Said report provides as follows:

PARCELS RECOMMENDED FOR ANNEXATION DRAINAGE DISTRICT NO. 3 & 4 LATERAL 9 HANCOCK COUNTY, IOWA

Hancock County Deedholder(s)	Parcel Number	Sec-Twp -Rng	Legal Description	Benefited Acres
Cataldo, Dean	0715401000	15-96-24	NE SE 15 96 24	22.36
	0715426000		NW SE EXC TR 15 96 24	11.18
	0715452000		SW SE EXC TR 15 96 24	27.71
	0715476000		SE SE 15 96 24	11.98
Deed Holder: Chizek, Marceline Contract Buyer: Chizek, Thomas C	0715427000	15-96-24	TR IN NW SE 15 96 24	28.82
Chizek, Thomas C	0715451000		TR IN SW SE 15 96 24	8.54
Hartwig, Tad M & Mallory R Jtrs	0716476001	16-96-24	TRACT SE SE 16 96 24	4.28
Pringnitz, Gordon & Marilyn J	0715101000	15-96-24	NE NE 15 96 24	19.42
	0715176000		SE NE 15 96 24	17.01
Rayhons, Nancy L	0721101000	21-96-24	NE NE 21 96 24	2.91
Rayhons, Mark J	0722226000	22-96-24	NW NW 22 96 24	1.06
Smith, Ryan & Jamie	0715126000	15-96-24	TR 406' X 782.2' NW NE 15 96 24	0.98
Total Recommended Hancock County Annexation Area			156.25 Ac	

YOU ARE FURTHER NOTIFIED that said report has been filed with the County Auditor of Hancock County, Iowa, and the Board of Supervisors have set the time and place of hearing on said report for March 8, 2021 at 11:00 a.m. at the Basement Meeting Room, Hancock County Law Enforcement Center, 875 State Street, Garner, Iowa. Additionally, the meeting will be held online using go to meeting link: <https://global.gotomeeting.com/join/469669877> or by calling: 1 (646) 749-3122 and using access code: 469-669-877.

At said hearing, the Board of Supervisors shall consider such report, plats and profiles and if satisfied that any of such lands are materially benefited by the district and that such annexation is feasible, expedient, and for the public good, it shall proceed to annex said lands to Drainage District No. 3 & 4, Lateral 9 as provided by law.

YOU ARE FURTHER NOTIFIED that all objections to the proposed annexation of said lands and any claim for damages must be in writing and filed with the County Auditor of Hancock County at or before the time set for hearing.

YOU ARE FURTHER NOTIFIED that at such hearing, the Board may hear evidence both for and against the approval of the report or any portion thereof, but it shall not be competent to show that any of the land in the district assessed for benefits will not be benefited by such repairs or improvements to some degree. Any interested party may be heard in argument by himself or counsel.

If Landowners have private tile maps that display water being tiled into or out of the watershed as depicted in the Engineer's Report, they are asked to provide these maps to the Engineer before the time set for hearing so that the impact of such maps can be determined.

YOU ARE FURTHER NOTIFIED that if you fail to object, the Board of Supervisors can make a final decision to make repairs and/or improvements of Drainage District No. 3 & 4, Lateral 9, 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 as Trustees of Drainage District No. 3 & 4, Lateral 9. At the time fixed for hearing, the Board shall examine said report and may hear evidence thereon, both for and against the annexation of said lands to said district. For further particulars, you are referred to the Engineer's Report of Annexation which is on file at the County Auditor's Office of Hancock County, Iowa.

Dated this 25th day of January, 2021, at Garner, Iowa.

By order of the Board of Supervisors of Hancock County, Iowa.

Michelle K. Eisenman

Hancock County Auditor

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