

NOTICE OF HEARING ON OPEN DITCH REPAIR - DRAINAGE DISTRICT NO. 1 & 2

NOTICE OF HEARING ON OPEN DITCH REPAIR DRAINAGE DISTRICT NO. 1 & 2, EAST MAIN HANCOCK COUNTY, IOWA

TO: Laura Abbas, Sara M. Abbas, Phillip & Amanda J. Achemire, Lorry D. & Mary Ann Andersen, James A. & Linda R. Anderson Life Estate, James & Monica Artes Revocable Trust, Mark Attig, Ronald E. Aukes, Twylla R. Baker, Alvin G. & Cecelia Mardelle Bakkum, Marjory J. Ball Survivor's Trust, Jason T. Barnes, Jeremy R. Barnes, Donald N. Basler Living Trust, Dallas Bauer, Rachel Greenly Beck, Rita J. Bemis, Thomas G. Madole, Kathleen Valikai, Ryan A. Benson, Benjamin K. & Alissa R. Bergman, Jon W. & Robin A. Blesmer, Laura Ann Blocker, Branstad Farms Land, LLC, Jordan Louis Branstad, Andrew Joseph Branstad, David Branstad, Ann Brighton, James D. & Judy K. Brozik, Brunsen Farm, LLC, Daryl & Karen Brunsen, Seth E. Buck, Brian D. & Tora E. Buffington, Allan K. & JoAnn M. Burgardt, Connie D. & Norma J. Burgardt Revocable Living Trust, The Burgardt Surviving Spouse Trust, Jay & Jill Burgardt Revocable Trust, John H. Burgardt & Imogene C. Burgardt Revocable Living Trust, Nicholas Burgardt, Ricky J. & Laureen S. Burgardt, Nicholas Allan & Patricia L. Burma, Shirley R. Burma, Ricky James & Betty Diane Burruss, Russell & Carol Burruss Revocable Trust, Busch Farms, Inc., John C. Busch, Rick E. & Cathy A. Caldwell, Braden Carlson, Daniel J. Carlson & Lisa M. Howard, Casper Family Trust, Casper Trust, Gary W. & Sheryl L. Chizek, Kenneth J. Chizek & Cynthia L. Chizek Revocable Trust, Christensen Farms Midwest, LLC, Veronica M. Corkill, Gary J. Craycroft Separate Property Trust, Crystal Lake United Methodist Church, City of Crystal Lake, Vesta G. Pearce, James M. Dahlgren, Kenneth B. & Patricia A. Dahlke, Kurt D. & Doris A. Dallman, Pamela M. Daniel, Cynthia M. Coberley, William F. & Diana L. Deibler, David A. DeWaard, Joyce N. DeWaard & Joyce N. DeWaard Life Estate, Benjamin A. Dirksen, George C. Dirksen, Kevin Dirksen, Todd Disland, Jason K. & Shannon M. Doege, Janice Rae & Lyle H. Doege, Shawn R. & Samantha J. Dontje, Todd A. & Amy Jo Doyle, Eagle Estates, Inc, Toni K. Eckenrod, Robert S. & Jeri S. Edel, Ronnie & Pamela Eden, Edward Branstad Farm, LLP, Sarah K. Ehrhardt Revocable Living Trust, Craig Eisenman, Robert Eisenman, Mark Eisenman, Peggy E. Eisenman, David L. Eisenman, Kevin D. & Michelle K. Eisenman, Sandra K. Eisenman, Dean H. & Jannean M. Eliason, Duane & Mary Lou Engstler, Ashley J. Erdman,

Jeri L. Fardal, Kevin D. & Elizabeth Fickel, Donald R. Finch, Ronald Lee & Lori L. Finch, Johnny Finch, Jr., Fischer and Family, LLC, Jon S. Wood, Larry J. & Wanda Folkerts, Bernard J. & Lorrie L. Formanek, Eric S. & Rebecca A. Formanek, Lorraine L. Formanek, Marie A. Formanek Life Estate, Michael A. & Hilary J. Formanek, Rich J. Jr. & Becky S. Formanek, Richard J. & Marcia P. Formanek, Steven M. Formanek, Richard A. & Bonnie S. Freesemann, Jeannine M. Garman Life Estate, Merle & Teresa Garman Revocable Trust, Pete & Monica Gau, Glatte Family Trust, Ellen Kathleen Dekoker & Thomas Findlow, GLW Trust, Michael J. Gouge & Judy K. Leibrand, Green Cap Land Management LLC, Daniel Ralph Jr. & Carol Lynn Grey, Beau A. Haes, Jeramie Craig & Shari Lynn Hagen, Lynn D. & Julie A. Hagenson, Muriel Halfpap, Wray A. & Thresaa A. Hallett Trust, Hancock County Conservation, Hancock County Farm Company Limited Liability Partnership, Hancock County Roads, Hancock County, Iowa, Loran L. Hand, Lucas H. Hanna, Timothy Hanna, Hanna's Campground, LLC, Jay R. & Karen P. Hansell, Geraldine J. Hansmeier Life Estate, Pamela Hargrafen, Dean L. Harms, Duane & Ruth Harms, Nancy Edna Harms, Ronald W. & Agnes J. Hartman, Ronald E. Haugen & Linda L. Haugen Revocable Trust, Dan & Catherine Haugland, Dean B. & Doris D. Haugland, Marvin K. & Janice I. Haugland, Ruth E. Haugland, Daryl Heimer & Jostin Sampson, Hejlik Grain & Livestock, Ltd., Gary R. & Marcella M. Hejlik, John C. & Rebecca (Becky) Hejlik, Kenneth V. & Charlotte Hejlik, Mark R. & Dena Hejlik, Donald G. & Sarah A. Hejlik, Michael F. & Kristi Kay Hejlik, Jon M. Heller, Karin G. Heller, Steven D. Heller, Adam S. Helm, Russell K. & Marilyn M. Helm, Marcus L. Heyer, Randal & Melodie Hiscoks, Ryan Hobbs, Troy D. & Angie R. Hobscheidt, Michael P. & Nedra M. Horstman, Hrubes SAC LP, David Hrubes, Gerry Hrubes, Ray Hrubes Farm, LLC, Charles T. & Lora J. Hunt, Iowa Department of Transportation, Iowa Chicago & Eastern Railroad Corporation, Mary & Russell Imoehl, J. & J. Masonary, Donna M. Jacobsen Revocable Trust Under Agreement, Eugene W. & Dorene M. Jakoubek, Robert J. Jakoubek Revocable Trust Agreement, JBR Farms, LLC, Floyd B. & Vicki L. Jefson, Nels Jensen, Wendy S. & Clinton LeRoy Jensen, David A. & Martha J. Buns, Leona L. Jensen Revocable Trust, Craig L. Johnson, Joshua & Amy Johnson, Jeffry S. Moore, Lorraine L. & Gregory Johnson, Mary Lou Johnson, Tammy S. & Scott Johnson, Carol A. Juhl & Mark N. Juhl, K & S Malecha Invest-

ments, K & S Malecha Investments, LLP, Daniel R. & Renita L. Kahlstorf, Gary L. Kahlstorf, Kaylene Kiewiet, James Kirschbaum, Perry J. Kirschbaum, Gladys Kirschbaum, Kluver Community Center, LLC, Brett A. & Heather Kluver, Bruce A. & Marcia A. Kluver, De Etta K. & Lynn R. Kluver, Eleanor I. Kluver, Glenys E. Bird Living Trust, Toni K. Williams, Grace E. Kluver Living Trust, Arlene O. Knapper Life Estate & Arlene O. Knapper Revocable Living Trust, Bernard L. & Karen A. Kofron, Vicki Koppen, Jerry D. & Barbara K. Kropp, Kevin J. & Cathy L. Kruse, Andrew James & Angela Marie Kudej, Wayne & Rebecca Kudej, Mark D. & Kimberly A. Kuester, Mark I. Kuhn, Larry H. & Janice K. Kunkel, Terry H. Kunkel, Lake Edwards Ranch, LLC, Brian K. Larson, Calvin J. & Barbara J. Larson, Debra Larson, Spencer A. Larson, Roger W. & Marilyn M. Leerar, Leslie & Belinda Leibrand, Pete K. & Doris A. Leuwerke Decedent's Trust, Pete K. & Doris A. Leuwerke Survivor's Trust, Charles P. & Carol B. Lewis Revocable Living Trust, Michelle E. Linkvis, Gary Loeschen, Todd A. & Ellen S. Lundgren, Ronald D. Lusson, Cody D. & Allison N. Lycke, Orlen & Veronica M. Maas, Madham Acres, LLC, Evelyn Ilene Magruder Trust, Mark M. & Mary J. Manness, Mattox Farms, LLC, James D. Mattox, Della Mae McCroskey, Arleen Coats Living Trust, Laurie Lou Hanson, Linda Lou Hanson, Charles R. Hanson, Helen R. & Charles T. McLaughlin Trust, Gerald G. Meier, Steven D. Menuet & Connie J. Askeland, Anthony J. & Britney Meyer, Timothy C. & Carol A. Meyer, MG Waldbaum Company, John R. & Kim T. Miller, Mark F. Miller III, James E. Miller, Angela J. Miller-Wilson, MMM, LLC, Nicholas J. & Holly A. Moore, Sheryl Lynn Moore, Leuwerke Family Trust, David L. & Alberta K. Nedved, Donald J. & Donna M. Nedved, Elmer E. & Betty Nedved Life Estate, Gregory C. Nedved, Leola Nedved Life Estate, Lewis A. & Andrea K. Nedved, Gregory Allen & Mary Jane Nehls, Amanda J. Achemire, Nelson Family Trust, Blake A. Nelson, Dominic N. Nelson, NFF, LLC, Lucas A. & Heather A. Noble, Northern Border Pipeline Company Property Tax Department, Marvin Nygaard Revocable Trust & Celia Nygaard Revocable Trust, Teresa K. & Daniel S. Olson, Ryan L. & Jennifer M. Osterkamp, Terry L. & Loretta K. Oudekerk, Alexander Mitchell Padilla, Dennis Pannkuk, Joshua Pannkuk, Pavelka River Farm, LLC, Gary W. & Sherylee F. Peacock, Dawn M. Perschbacher, Merle Alan & Shirlee K. Peterson, Justin Pigman, Paul A. & Vicki M. Pigman, Diane K. Taylor, William C. Pigman, Francis Pistek, Mary Hutchinson, Carol Moline,

Leonard Pistek, Jr., Barbara Swift, Joseph Pistek, Teresa Decker, Patricia Birkey, Paul Pistek, Leonard Frank Jr. & Cynthia Ann Pistek, PK7, LLC, Plow Back, LLC, Profarm, Inc., Robert W. & Doris B. Prohaska, Steven L. & Gina R. Prohaska, Kristopher Mason & Valerie Jo Quayle, Quercus, LLC, Craig Quisling, Michael J. & Sandi J. Randall, Timothy & Lori Ranes, Diane Ranes, Shirley D. Rasche Revocable Trust, Kathleen M. Rasmussen, James Post Rasmussen, Dale V. Rayhons, RD McKim Trust, Duane Reese Trust, Verna Reese, Reindl Revocable Living Trust, Daniel J. Hampe, John P. Reinken Jr., John D. Riherd & Jodi Washek, Sandra K. Riherd, Timothy Arnold & Cheryl Jean Riherd, Kent Ring, Adam Roberts & Pamela J. Trca-Roberts, Loren G. Roberts, Donna Mae Roberts, Mona Jean Roberts, Mark Rogers, Doug Rogers, Rome Farms, LLP, Curt R. Rootkie, Lyle R. & Brenda J. Ross, Tyler E. Runneberg, Sandy Loam Investments, Ltd., Linda R. Sanger, Mark & Taylor Sanger, Victorio Julian Saunders Jr. & Cheri Lynn Grossenbacher, Daniel L. Schleuger & Julie Lentz, Daniel L. Schleuger 2007 Revocable Trust Agreement, Donald Dean & Kay L. Schleusner, Travis J. & Laura M. Schleusner, Cody M. & Megan K. Schmidt, Jessica M. Schott, Lacinda E. Schubert, Winona R. Schulz Life Estate & Winona R. Schulz, Kathleen & Timothy Schwan, Jeffrey H. & Vivian E. Schwarz, Scott Leff Roth 401K Trust, Joel D. Showalter Sr. & Stacey Trager, Joyce & Lewis Shropshire, Arlene M. Siemens, David D. Sr. & Sandra K. Snider, Lois B. Sornius, Preston Sowder, State of Iowa Department of Natural Resources, Adam R. & Shylouh Stenberg, Strategic Ventures, LLP, Summit Port III, LLP, Donna L. Swalve, Rex Swalve, Matthew Swanson, Ronald C. & Darlene Evelyn Swanson, Vickie L. Swanson, Teget, LLC, B & J Terhark Family Living Trust, Thompson Chops & Crops, Inc., Gerald Roger & Judy Marie Thompson, Linda & Lynn M. Thompson, Richard D. & Darlene M. Thompson, Dennis John & Carolyn Sue Threlkeld, Tier 2 Livestock, LLC, Beverly Ann Tindall Life Estate, Jerry J. & Carol Ann Tlach, Raymond F. & Kathryn Tlach, Donald C. Trca & Jacquelyn L. Trca Revocable Trust Under Agreement, Vincent S. & Kelli M. Trent, Trustees Of Ellsworth College, Mary Lou Tusha, Timothy J. Tusha, United Methodist Church of Crystal Lake, United States of America Fish & Wildlife Service, Amelia Villela, Diane L. Ward, DeLores A. Ashpool, Cole J. & Taylor A. Weiland, Wellik Family Trust, Frank E. Wellik, James P. & Carla J. Wellik, Roger A. & Sharla L. Wellik, Leo

G. Wellik Life Estate, Gertrude T. Wellik Life Estate, Thomas L. & Darsi L. Wellik, George H. & Phyllis L. Wessling, Kevin & Bonnie Wilhite, Luke Wilhite, Kevin B. Williams, Willms Family Trust, Tony & Nanette Wilson, Winnebago and Hancock Counties (For Conservation Purposes), Kimberly K. Wirth, Gregory A. & Kristi K. Wirtjes, Violet J. Wolters Life Estate, Marvin J. Young, 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. 1 & 2, East Main, 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. 1 & 2, EAST MAIN IN SAID COUNTY HAS EMPLOYED KENT L. RODE, P.E., BOLTON & MENK AS AN ENGINEER TO DETERMINE THE FEASIBILITY OF THE NECESSITY OF HAVING REPAIRS, AND/OR IMPROVEMENTS, ALL CONCERNING THE DRAINAGE FACILITIES OF DRAINAGE DISTRICT NO. 1 & 2, EAST MAIN IN ORDER TO PROVIDE ADEQUATE DRAINAGE AND RELIEF FOR THE LANDS INCLUDED IN SAID DRAINAGE DISTRICT NO. 1 & 2, EAST MAIN.

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 OF DRAINAGE DISTRICT NO. 1 & 2, EAST MAIN OPEN DITCH.

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. THAT THE ENGINEER'S ESTIMATE FOR THE COSTS OF THE PROPOSED REPAIRS ARE AS FOLLOWS:

Total Estimated Project Cost: \$198,100.00

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@hancock-countyia.org. YOU ARE ENCOURAGED TO OBTAIN A COPY AND REVIEW THE SAME PRIOR TO THE DATE SET FOR HEARING IN THIS NOTICE. SAID REPORT HAS BEEN REVIEWED AND CONSIDERED BY THE BOARD OF SUPERVISORS AND HAS 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. 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. 1 & 2 East Main, 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. 1 & 2, EAST MAIN HAS FIXED A TIME AND PLACE OF HEARING ON SAID REPORT AND PROPOSED REPAIRS FOR NOVEMBER 15, 2021 AT 11:00 a.m., at the Basement Meeting Room, Hancock County Law Enforcement Center, 855 State Street, Garner, Iowa. AT SAID HEARING, THE BOARD OF SUPERVISORS SHALL HEAR OBJECTIONS TO THE FEASIBILITY OF SUCH REPAIRS 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, AND ACQUIRE ADDITIONAL RIGHT OF WAY. 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. 1 & 2, East Main.

Michelle K. Eisenman
Hancock County Auditor

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