

**NOTICE OF HEARING ON DRAINAGE REPAIRS
DRAINAGE DISTRICT NO. 28 LATERAL 1
HANCOCK COUNTY, IOWA**

TO: Lorny Andersen, Scott L. & JoAnn B. Aukes, Dennis R. Barnes, Jeremy R. Barnes, Rita J. Bemis, Thomas G. Madole, Kathleen Valikai, Shaun T. & Myla M. Brown, Tristen J. & Nina M. Eden, David Eisenman, Steven Eisenman, Donald R. Finch, Ronald L. & Lori L. Finch, Martin A II & Rita J. Furst, Hancock County Roads, Dean L. Harms, Paul & Dawn Harrington Revocable Trust, Gary Hayungs, Randy Hayungs, Dale E. & Susan M. Helgeland, LeAnn Lamaak, Jeffrey & Jennifer Leerar, Joseph Andrew Leerar, Hunter N. & Maria K. McNeese, Plow Back, LLC, Mary L. & Douglas W. Reisetter, Bradley Sorenson, Iowa Department of Natural Resources, LeRoy Vrieze, James I. Wood, all landowners, lienholders or encumbrancers, 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. 28 Lateral 1, 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. 28 Lateral 1 will consider the feasibility, desirability or the necessity of repairs concerning the drainage facilities of Drainage District No. 28 Lateral 1 in order to provide adequate drainage and relief for the lands included in said District.

YOU ARE FURTHER NOTIFIED that the Board of Supervisors, acting as Trustees, of Hancock County requested that an estimate of repairs to improvement in Drainage District No. 28 Lateral 1 be provided and the total cost of all repairs, including repairs completed to date, is anticipated to be \$103,320.80.

YOU ARE FURTHER NOTIFIED that the estimate for the costs of the proposed repairs exceeds the amount of Fifty Thousand Dollars (\$50,000.00) but is less than the adjusted competitive bid threshold as defined by sections 468.3(1) and 314.1B of the Iowa Code. Therefore, a hearing will be held by the Board of Supervisors to determine whether the repairs are necessary to restore or maintain the drainage improvement in its original efficiency or capacity, including repairs to remove silt and debris, repairs of any damaged structures, removal of weeds and other vegetable growth, and whatever other repairs may be needed to restore or maintain such efficiency or capacity or to prolong its useful life.

YOU ARE FURTHER NOTIFIED that an estimate of the costs of proposed repairs is on file in the office of the Hancock County Auditor at the Courthouse in Garner, Iowa, for your information. Electronic copies of the estimate of the costs of proposed repairs may be obtained on the county's website at https://hancockcountyiowa.gov/auditor/drainage_districts/ and via email by contacting the Auditor's office at ann.hinders@hancockcountyiowa.org. You are encouraged to review the estimate of proposed repairs prior to the date set for hearing in this notice. Said estimate has been reviewed and considered by the Board of Supervisors, acting as Trustees, and it has been tentatively approved as the Board, acting as Trustees, have determined that the repairs are necessary, desirable and feasible.

YOU ARE FURTHER NOTIFIED that the Board of Supervisors, of Hancock County, acting as Trustees on behalf of Drainage District No. 28 Lateral 1 has fixed a time and place of hearing on the proposed repairs for July 29, 2025 at 10:00 a.m. at the Hancock County Supervisors' Board Room, Hancock County Courthouse in Garner, IA. At said hearing, the Board of Supervisors, acting as Trustees, shall hear objections to the necessity, desirability and feasibility of such repairs as may be presented by and for any landowner in the District. The estimate of repairs may be amended before final action is taken thereon by the Board of Supervisors, acting as Trustees. This hearing may be continued from time to time without further notice as determined by the Board of Supervisors, acting as Trustees.

YOU ARE FURTHER NOTIFIED THAT ALL OBJECTIONS TO THE REPAIRS 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. The right of remonstrance does not apply to this repair.

YOU ARE FURTHER NOTIFIED that if you fail to object, the Board of Supervisors, acting as Trustees, can make a final decision to make the proposed repairs. **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 on behalf of Drainage District No. 28 Lateral 1.

Michelle K. Eisenman
Hancock County Auditor