

**NOTICE OF HEARING ON
PROPOSED IMPROVEMENTS**

**JOINT DRAINAGE DISTRICT NO. 3
BRANCH 152, BRANCH 152-178, & BRANCH 152-178-78 TILES
OSCEOLA & DICKINSON COUNTIES, IOWA**

TO: Osceola and Dickinson County Engineers, all owners, encumbrancers, lienholders, unknown heirs and claimants by will, and to all others to whom it may concern, including actual occupants of all the lands within Joint Drainage District No. 3 Branch 152.

YOU AND EACH OF YOU ARE HEREBY NOTIFIED that the Joint Board of Supervisors of Osceola and Dickinson Counties, Iowa, acting as Trustees on behalf of Joint Drainage District No. 3 Branch 152 in said counties has employed Ivan Droessler, P.E. of ISG as an engineer to make surveys and investigations to determine the feasibility or the necessity of making repairs, and/or improvements, all concerning the drainage facilities of Joint Drainage District No. 3 Branch 152 in order to provide adequate drainage and relief for the lands included in said watershed.

YOU ARE FURTHER NOTIFIED that drainage engineer Ivan Droessler, P.E. has filed his report, dated June 28, 2022, to the Osceola and Dickinson County Auditors setting forth a detailed description of his findings, showing what improvements are recommended for each of the facilities studied. The various improvement options and the engineer’s estimate for the construction costs of the proposed improvements is shown below:

<i>Facility</i>	<i>Construction Cost Estimate</i>	<i>Total Project Cost Estimate</i>	<i>Cost Per Acre*</i>	<i>Cost Per Acre Per Year (20 years, 5%)*</i>	<i>Estimated Levy Multiplier</i>
<i>Branch 152</i>					
<i>Option #1</i>	\$5,483,135	\$6,597,744	\$1468	\$119	65.98
<i>Option #2</i>	\$4,794,953	\$5,769,669	\$1284	\$104	57.70
<i>Option #3</i>	\$671,920	\$922,759	\$205	\$17	9.23
<i>Branch 152-178</i>					
<i>Option #1</i>	\$1,353,774	\$1,628,968	\$1129	\$91	16.29
<i>Branch 152-178-78</i>					
<i>Option #1</i>	\$258,502	\$311,050	\$581	\$47	6.22
<i>Option #2</i>	\$406,609	\$489,265	\$914	\$74	9.79

*Based on Average Cost Across Watershed. Landowners can estimate their cost by use of the Levy Multiplier and their assessment units on the pre-construction reclassification assessment schedules enclosed in Appendix E.

YOU ARE FURTHER NOTIFIED that this report and recommendations in full are on file in the offices of the Osceola Auditor, Courthouse, 300 7th Street, Sibley, Iowa 51249; and Dickinson County Auditor, Courthouse, 1802 Hill Ave, Spirit Lake, Iowa 51360. The Engineer’s Report was tentatively approved by the Osceola and Dickinson County Supervisors acting as Trustees of Joint Drainage District No. 3 Branch 152 on June 28, 2022. The report includes recommendations for improvements, annexation, reclassification, interest rate and time for installment payments for assessments. For further particulars you are referred to the Engineer’s Report viewable on Osceola County’s web site @ www.osceolacountyia.gov or Dickinson County’s website @ www.dickinsoncountyiowa.gov.

You are encouraged to obtain a copy and to review it prior to the date set for hearing in this notice.

YOU ARE FURTHER NOTIFIED that the Joint Board of Supervisors of Osceola and Dickinson Counties, acting on behalf of Joint Drainage District No. 3 Branch 152, has fixed a time and place of hearing on said report and proposed improvements, interest rate and length of time for payment of annual installments for assessments for the 9th day of August 2022, at 1:00 P.M. at the Harris Community Center in Harris, Iowa. At said hearing the Joint Board of Supervisors shall hear objections to the feasibility of such improvements of the Joint Drainage District as may be presented by and for any landowner in the District. The report of the engineer as filed may be amended before final action is taken thereon by this Joint Board of Supervisors. This hearing may be continued from time to time without further notice as determined by this Joint Board of Supervisors.

YOU ARE FURTHER NOTIFIED that at a later date the annexation of additional lands will be considered by the board. That at a later date the reclassification with appropriate adjustment or assessments will be considered by the board.

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 OSCEOLA AND/OR DICKINSON COUNTY AUDITOR AT OR BEFORE THE DATE AND TIME FIXED FOR HEARING. Objections may be made to all or any portion of the engineer's report; therefore, separately to the improvements of Branch 152, Branch 152-178, & Branch 152-178-78 Tiles. Any interested party may be heard in argument by themselves or by counsel. Anyone who fails to object in writing at or before the date and time fixed for hearing 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 and time for hearing.

YOU ARE FURTHER NOTIFIED that the Joint Board will also consider the interest rate for this project and may consider installment payments and length of time that assessments may be paid of not less than ten (10) nor more than twenty (20) years.

YOU ARE FURTHER NOTIFIED that if you fail to object, the Joint Board of Supervisors can make a final decision to make improvements as recommended by the engineer or as modified by them. **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 Joint Board of Supervisors of Osceola and Dickinson Counties, Iowa, acting on behalf of Joint Drainage District No. 3 Branch 152.

Rochelle Van Tilburg,
Osceola County Auditor

Lori Pedersen,
Dickinson County Auditor