

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF TUSCOLA

IN RE MURPHY LAKE, LOCATED IN
TUSCOLA COUNTY, MICHIGAN

**ORDER SETTING REMOTE
HEARING TO AMEND LAKE
LEVEL ORDER, ESTABLISH
SPECIAL ASSESSMENT
DISTRICT, AND CONFIRM
SPECIAL ASSESSMENT
DISTRICT BOUNDARIES**

Hon. Amy Grace Gierhart

Case No. 19-31006-CZ

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**ORDER SETTING REMOTE HEARING TO
AMEND LAKE LEVEL ORDER, ESTABLISH
SPECIAL ASSESSMENT DISTRICT, AND
CONFIRM SPECIAL ASSESSMENT
DISTRICT BOUNDARIES**

At a session of said Court, held in the Tuscola
County Circuit Court, State of Michigan, this 19
day of May, 2020

PRESENT: Honorable Amy Grace Gierhart, Circuit Judge

On reading of all filed pleadings in this matter and under guidance related to the current
coronavirus pandemic (including Michigan Supreme Court Administrative Order 2020-14):

IT IS HEREBY ORDERED that due to the coronavirus pandemic and to avoid the public from congregating, a remote hearing shall take place before this Court on Zoom, at **9:00 a.m. on June 22, 2020** to receive evidence for amending the lake level order, establishing a special assessment district, and confirming the special assessment district's boundaries for Murphy Lake in Millington and Watertown Townships, Tuscola County, Michigan, consistent with the provisions of MCL 324.30707.

IT IS FURTHER ORDERED that the Tuscola County Drain Commissioner shall give notice of this hearing by publication in one or more newspapers of general circulation in Tuscola County, and the notice shall be published at least once each week for three successive weeks before the date set for the hearing as provided in MCL 324.30707(1).

IT IS FURTHER ORDERED that the Tuscola County Drain Commissioner shall serve a copy of the published notice of hearing by first-class mail at least three weeks prior to the date set for the hearing to each person whose name appears upon the latest township tax assessment roll as owning land within the tentative special assessment district at the address shown on the roll and to the county and each township included in the tentative special assessment district as provided in MCL 324.30707(2).

IT IS FURTHER ORDERED that the Tuscola County Drain Commissioner must provide notice of the hearing to the Michigan Department of Environment, Great Lakes, and Energy at least twenty-one days prior to the hearing as provided in MCL 324.30707(3).

IT IS FURTHER ORDERED that all mailing and publication notices described above must indicate that the public has the ability to participate in the hearing by submitting notarized written testimony to this Court by either e-mailing or mailing notarized

correspondence to: (1) Court e-mail address: khipps@tuscolacounty.org; or (2) mailing address: Clerk of the Court, Tuscola County Circuit Court, 440 North State Street, Caro, MI 48723.

IT IS FURTHER ORDERED that all mailing and publication notices required by this Order must contain language that indicates the public can receive the Zoom link to this remote hearing upon request by e-mailing the Court at khipps@tuscolacounty.org or by calling 989-673-3330. The Drain Commissioner shall also post the petition for this matter on the website of the Drain Commissioner.



Hon. Amy Grace Gierhart, Circuit Court Judge

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STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF TUSCOLA

**NOTICE OF REMOTE HEARING TO AMEND LAKE LEVEL ORDER, ESTABLISH
SPECIAL ASSESSMENT DISTRICT, AND CONFIRM SPECIAL ASSESSMENT
DISTRICT BOUNDARIES**

To Whom It May Concern:

NOTICE IS HEREBY GIVEN that on December 3, 2019, a petition was filed with the Circuit Court for the County of Tuscola to amend the lake level order, establish a special assessment district, and confirm the special assessment district's boundaries for Murphy Lake. The Tuscola County Circuit Court originally scheduled a hearing on March 23, 2020 to review the petition, but the March 23, 2020 hearing was postponed due to the current coronavirus pandemic.

NOTICE IS FURTHER GIVEN that pursuant to an Order of the Tuscola County Circuit Court due to the coronavirus pandemic, the Court will review the petition during a remote hearing using the video-conferencing platform Zoom at **9:00 AM on June 22, 2020** to receive evidence to amend the lake level order, establish a special assessment district, and confirm the special assessment district's boundaries for Murphy Lake located in Millington and Watertown Townships, Tuscola County, Michigan, consistent with the provisions of MCL 324.30707.

NOTICE IS FURTHER GIVEN that the December 3, 2019 lake level petition and the preliminary special assessment district for payment of all costs associated with the maintaining of the lake level is posted on the Drain Commissioner's website at <https://www.tuscolacounty.org/drain/>. Further, the public is encouraged to submit notarized written testimony regarding the petition to the Court. The Court will accept notarized written testimony by e-mail at kphipps@tuscolacounty.org or by mail addressed to Clerk of the Tuscola County Circuit Court, 440 North State Street, Caro, MI 48723. Please call (989) 726-0286 if you have any questions about notarizing written testimony.

NOTICE IS FURTHER GIVEN that should any member of the public wish to participate in the remote Zoom hearing, he or she must contact the Tuscola County Circuit Court by e-mail at kphipps@tuscolacounty.org or by phone at (989) 673-3330 for details to join the remote hearing. All property owners affected may participate in this hearing by either submitting notarized written testimony for consideration by the Court or requesting to join the Zoom hearing, if so desired.

Robert Mantey
Tuscola County Drain Commissioner
(989) 726-0286