

"The case of the Board of County Commissioners of Douglas County vs. the Leavenworth Lawrence and Galveston rail road Company is now pending in the Supreme Court of the State of Kansas.

I am informed that the Supreme Court does not propose taking up cases for argument until the month of August or September except by agreement of the parties to the action. Judge S. O. Thacher, attorney for said rail road company in said action, offers to argue the case on the 5th inst. and the court will hear the argument at that time.

I have favored an early disposition of the case, but I do not propose to argue the case now without specific instructions from you. It is therefore left with you as the agents of the county to determine what shall be done now in the premises.

I therefore wish you to instruct me at once whether I shall argue the case now or wait till the regular call of the case in that court. We are fully prepared to do as you shall direct

Signed W. W. Morrison

July 2nd 1876

Having the same under consideration the Board of Commissioners directed the County Clerk to hand to Hon. Morrison, a copy of the following in reply.

Office of County Clerk

Lawrence Kansas, July 2nd 1876

To the Hon. W. W. Morrison

Geo. Attorney

The Board of Commissioners in reply to your application for instructions of this date, desire to say that they were anxious to have the appeal case against the L. & G. Railroad argued before the proposition to compromise the bonds was voted upon, but we were informed by Judge S. O. Thacher, that he had been informed by Judge Valentine that it could not be heard until it came up in regular order on the docket which would perhaps be twelve months.

If the opinion of the Board had been asked since the proposition was submitted we should have decided that no good could come by special arrangements for submitting the case at an earlier date, and that prudence would dictate that it be argued when reached on the docket, but as the advice of the Board was not requested until within two days of the time set to hear the case, we have no advice to give you

Very Respectfully

Signed John Siskins Chrm. Pro tem.

Appointment of Commissioners

To fill vacancy,

3 The Commissioners and County Clerk having under consideration the appointment of a member of the Board to fill the vacancy occasioned by the resignation of Geo. Fochler appointed Hon. Geo. Shearer of the City of Lawrence