

And after hearing all the evidence offered by the petitioners, and after having investigated all the matter and facts fully in connection with this application, the Board do find, that said petition was signed by more than two-fifths of the resident taxpayers of the District sought to be established.

And the Board finds that the lands included in the District described in said petition are subject to damage and injury from the overflow of one water course, known as the Kansas River, and that the improvements of the channel of said water course, the construction of levees, drains and other works are necessary to prevent such overflow, and such improvement will be conducive to the public welfare:

That said petition is in conformity to the requirements of the law as found in chapter 215 of the Session Laws of Kansas for the year 1905; and that all the allegations of said petition are true.

And the Board of County Commissioners doth here now declare the territory described in said petition, To Wit: "Beginning at N.W. cor. of Sec. 2, T. 12 - R. 17 East; thence S. one and one half miles to the center of the N. line of Sec. 11; East one half mile to center of Sec. 11; South  $4\frac{67}{100}$  ch.; East one mile; North  $24\frac{67}{100}$  ch.; E. one half mile to the East boundary line of Sec. 12; North on said boundary line of said Sec. 12 to a point where said boundary line intersects the North boundary line of the right-of-way of the Union Pacific Rail Road Co., thence North Westerly along the said North boundary line of said right-of-way to the point where the said North boundary of said right-of-way intersects the North boundary line of Sec. 2 - T. 12 - R. 17; West one half mile to the point of beginning;" To constitute a public Corporation and the inhabitants within such bounds are hereby incorporated as a Drainage District under the name of the Midland Drainage District of Douglas County Kansas.

And it is further ordered by the Board that the time and place of holding the first election to choose officers for such drainage district be set and fixed as follows: On the 19<sup>th</sup> day of November, 1908, between the hours of 8 A.M. & 6 P.M. at Showengerdt's Mill, situated within said drainage district in the said County aforesaid. And the following Tax payers residing within said district are hereby designated to act as Judges & Clerks at said election; for Judges, Edwin Showengerdt, Wm. A. Spray, R. Enoch; for Clerks, H. M. Corder & Peter Laptach. The County Clerk is hereby directed to cause notice of said election to be published in the official County Paper.

In the matter of the petition of A. A. Hicks & 15 others to form a Drainage District, as petitioned for on Oct. 14, 1908.

#### Order of the Board.

And now on this 22<sup>nd</sup> day of October, 1908, came the above named A. A. Hicks and fifteen others who signed the petition filed herein on the 10<sup>th</sup> day of Oct., 1908, and thereupon said petition came regularly on for hearing before the Board of County Commissioners, this being the day set for such hearing in the order made Oct. 14, 1908.

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