

Saturday, March 16 - 1918

The Board of County Commissioners met in regular session, all members present, and Commissioner & Sheriff, Mr. R. R. Allen presiding.

The depository board of the Merchants National Bank, in the sum of \$30,000, extending from March 7 - 1918, to March 6, 1919; and the depository board of the Merchants Loan & Savings Bank, in the sum of \$15,000, covering the period between March 8 - 1918, and March 7 - 1919, were received, inspected & approved.

The following opinion by the County Attorney, Mr. J. B. Wilcox, was read & ordered filed:

To the Honorable Board of County Commissioners, Douglas County, Kans -

Gentlemen - Referring again to the petitions filed with the County Clerk of this County praying for the improvement of a part of the Fort to Fort Highway road, the same being in Benefit District No. 4, west of the City of Lawrence, Kans., and popularly known as the Big Springs road petition, I now beg leave to advise further that there has been filed in the office of the County Clerk, on March 13 - 1918, a petition supplementary in all form & effect to the petition referred to, and which is legally a part of said petition, and upon careful examination I now find that said petition in all contains 150 proper legal & valid resident owners of land by way of signers to said petition, being 56 $\frac{2}{10}$ % of the resident land owners within said benefit district, as defined by the statute referred to in my former opinion, submitted to you on February 28 - 1918, and said resident land owners own more than 35% of all the land within said district. Thus, the petition now complies with the first condition as set out in the Statute.

I further find that the said resident land owners signing said petition, as it now stands, own more than 51%, or to be exact, 51 $\frac{34}{100}$ %, of all the land within the said district. Thus you will see that the petition now complies also with the second condition set out in said statute. I further find that in all other respects the petition now complies with the law in this state in such case made and provided.

You are, therefore, now advised that if, upon proper deliberation you find that the project prayed for is a public utility, you may pass a proper resolution granting said petition be passed.