

COMMISSIONER'S RECORD M

assessed against Union Pacific Railroad property are unjust inequitable, arbitray and a spricious, and deny to this company the equal protection of the laws and deprive it of its property without due process of law in violation of its rights under the Constitution of the United States and the Constitution of the State of Kansas. Signed: T. M. Lillard (?), Bruce Hurd, O. B. Edson, M. A. Gorrill, Attorney for the Union Pacific Railroad Company.

Ernest A Richardson appeared before the Board and protested against the assessment placed on NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ sec.1, T12, R19.

C. B. Young appeared before the Board and protested the assessment against the W $\frac{1}{2}$ of N $\frac{1}{2}$ of SE $\frac{1}{4}$ and W $\frac{1}{2}$ of S60 acres of NE $\frac{1}{4}$ sec.7, T12, R19, on the ground that property is already in a Road Benefit District, and can not be assessed in two districts. These protests were taken under advisement by the Board of County Commissioners

This being the day advertised in in the Lawrence Daily Journal World under date of April 12, 1928, for opening the bids on advertised Jetty work on the Kansas River, Northwest of Eudora city, and the hour of eleven o'clock A. M. having arrived, the bids were opened by the County Clerk and tabulated by the County Engineer.

Tabulation

Engineer's Estimate \$4176.93. Bid of Penny & Baldwin, \$4491.10. Bid of A.F. Lewis of Wellsville, \$4711.40. Bid of R. A. Finley, Nebraska City, \$3667.30. Bid of Topeka Bridge Co., \$5221.60. Bid of J. C. Constant, 5483.40, Bid of Brune Bro., \$4054.08

The bid of R. A. Finley, Nebraska City, Neb. being the lowest, the Board on motion properly made and unanimously passed, awarded to contract to R. A. Finley of Nebraska City, Neb. for the sum of \$3667.30

The minutes for the month of April, and those for the 2nd of May were read approved May 7, 1928

Attest: *C. O. Bowman*
County Clerk

G. E. Kretsinger
Chairman

May 7, 1928.

The Board of County Commissioners met in regular session for the month of May, with G. E. Kretsinger, chairman, X. J. Kennedy and D. L. Burton, Commissioners and the County Clerk present. The minutes of the regular session April 2, 4, 7, and 11, and and the special advertised meetings of April 23, 26 and May 2, were read and approved. Claims against the county were presented and allowed as per Allowance Register.

Report of Condemnation Proceedings

We, the Board of County Commissioners in the matter of condemnation of the following described land: Beginning at a point 380 feet south and 8 feet east of the north-west of the east of the NE $\frac{1}{4}$ of sec. 12; T13S; R19E; thence south 2260 feet, thence east 12 feet, thence north 2260 feet, thence west 12 feet to point of beginning; award to the owner the following damages: For .623 acres of land at \$300 per acre \$186.90 For 137 rods of new fence at \$1.00 per rod, \$137.00 ; Total, \$323.90.

-----Chairman

Resolution

Whereas, the Board of County Commissioners of Douglas County, Kansas, did by resolution adopted April 4, 1928, levy a special assessment on the real property (land and improvements) contained within the boundaries of a duly authorized Road Benefit District, known as Federal Aid Project No. 229, Section D; and,

Whereas, said Board of County Commissioners did by the same resolution fix May 2, 1928, and their office in the Court House, Lawrence, Kansas, as the time and place for hearing complaints, protests or written objections of property owners against said assessment, and

Whereas, the Board of County Commissioners were in session on May 2, 1928, and the following persons: The Union Pacific Railroad Company, Ernest A Richardson, and C. B. Young, appeared before the Board and entered protest against the assessment placed against their respective properties, and the Board of County Commissioners having carefully considered these separate protests do not find sufficient reasons for modifying or abating said assessment.

Therefore, be it resolved by the Board of County Commissioners of Douglas County, Kansas, in regular session this 7th day of May, 1928, that the County Clerk of Douglas County, Kansas, be ordered to spread said assessment on the tax rolls of Douglas County, Kansas, as a just and lawful charge against the real property (land and improvements) within the boundaries of the Road Benefit District, No 229, Section D.

G. E. Kretsinger
Chairman
Commissioner

Attest: C. O. Bowman, County Clerk

Commissioner

The report of the Viewers of the S. A. Porter road in Willow Springs Township is to the effect that it is impractical to locate a road as petitioned.

The report of the Viewers on the petition of The H. R. Wright petition for the vacation of a road in Marion Township recommend that the road in question be not officially vacated.

The above reports are ordered made a part of the Commissioners records by the Board of County Commissioners.

May 9, 1928

The Board of County Commissioners met in adjourned regular session with G. E. Kretsinger, Chairman, X. J. Kennedy and D. L. Burton, Commissioners and the County Clerk present. Claims against the county were presented and allowed as per Allowance Record.

RESOLUTION.

Heretofore and on April 4, 1928, the Board of County Commissioners adopted a resolution with reference to the improvement of Est Fifteenth Street in the City of Lawrence, and eastward therefrom in Douglas County, Kansas, and in said resolution provided that on May 9, 1928, the Board would hear complaints and such protests as might be filed against the proposed improvements, and,

Bids on Jetty work

Report on Condemnation Proceedings

Federal Aid Project 229 D

Porter Road

Est 15th St.

Edson

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D. Co. P. E.

Rex De John