

of the right-of-way of the Atchison, Topeka and Santa Fe Railway Company, thence westerly along the northerly boundary of said right-of-way through sections 4, 33, 32 and 31 to the subdivision line between the east  $\frac{1}{2}$  and the west  $\frac{1}{2}$  of the N. E.  $\frac{1}{4}$  of Section 31, Township 12 S., Range 20 E; thence northerly on said subdivision line to a point where it intersects the southerly boundary of the Kansas River at low water mark; thence easterly along the southerly boundary of said river and through sections 31, 32, 33, 34, 27, 26 and 25 of Township 12 S., Range 20 E., and Sections 31 and 32 of Township 12 S.; Range 21 E; and Sections 5 and 4 of Township 13 S., Range 21 E to the point of beginning.

All of which are subject to damage and injury from surface water and overflow from water courses known as the Wakarusa and Kansas Rivers.

The said Board of County Commissioners will meet those interested on the 1st day of October, 1935 at 10 o'clock A. M. in the Courtroom of the Douglas County Courthouse for the purpose of listening to such objections as may be made, and all parties concerned will then take notice they are to appear and show cause why said Drainage District should not be organized in the manner provided by law.

*U. S. E. Davis*  
County Clerk, Douglas County, Kansas

IN THE MATTER OF A HEARING OF A PETITION  
FOR THE ORGANIZATION OF THE SOUTH SIDE  
KAW DRAINAGE DISTRICT.

## ORDER OF THE BOARD

Now on this 1st day of October, 1935, came Benjamin Neis, L. L. Kindred, Carl Perkins and others who signed Petition filed herein on the 23rd day of September, 1935, whereupon said Petition comes regularly on for hearing of the Board of Commissioners, Douglas County, Kansas, this being the day set for such hearing in the order made on the 23rd day of September, 1935.

And the Board upon examination of the proof of publication in this matter this day filed does find that Notice has been given of the time of the hearing of said Petition as heretofore ordered by this Board and as required by law; and thereupon the Board proceeds to hear all persons in favor of, or opposed to granting the prayer of said Petition, and all other evidence offered for the purpose of ascertaining whether said Petition contains the proper number of signatures possessing the qualifications prescribed by law, and whether the statements of said Petition are true.

After hearing of the evidence offered by the Petitioners, and after having investigated the matters and facts in connection with this application, the Board does find that said Petition was signed by more than two-fifths of the tax payers residing in said District and all those owning land in said District residing in Douglas County, Kansas,

And the Board finds that the lands included in the District described in said Petition are subject to damage and injury from overflow of water-courses known as Kansas River and Wakarusa River, and that the improvement of the channel of the said water-courses, 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 24, Article 4, Revised Statutes 1923 and as since amended, and that all the allegations of said Petition are true,

THE BOARD OF COUNTY COMMISSIONERS DO HERE NOW DECLARE the territory described in said Petition, as follows, to-wit:

### EUDORA TOWNSHIP:

Beginning at a point on the southerly bank of the Kansas River at low water mark, and on the section line between Sections 26 and 27, Township 12 S., Range 21 E of the 6th Principal Meridian, thence southerly along said section line to the SE corner of the NE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of Section 34, thence westerly along the southerly boundary of said subdivision to the SW corner thereof; thence northerly along the westerly boundary of said subdivision to a point where it intersects the northerly boundary of the right-of-way of the Atchison, Topeka and Santa Fe Railway Company; thence westerly along the northerly boundary of said right-of-way through sections 34, 33, and 4 to a point where it intersects the southerly bank of the Kansas River at low water mark; thence easterly along the southerly bank of said river through sections 4, 33, 28 and 27, Township 12 S., Range 21 E to the point of beginning.

### WAKARUSA AND EUDORA TOWNSHIPS:

Beginning at a point on the southerly bank of the Kansas

*Drainage  
South Side*