

COMMISSIONER'S RECORD N

421

Douglas County Republican, Lawrence

to be submitted to a vote of the people at the primary election in August.

No further business, the board adjourned to meet Wednesday, March 13th.

ATTEST:

T. R. Gerhart
T. R. Gerhart, County Clerk.

L. H. Griffith
L. H. Griffith, Chairman of the Board of
County Commissioners of Douglas County.

March 13, 1946

The Board of County Commissioners of Douglas County met in regular adjourned session, all members of the board being present.

Charles D. Stough attorney, appeared before the board in re the personal property tax of Paul Sherman of Topeka, for taxes due on a rock crusher and bin located in Lecompton City. After some discussion the assessed value and tax were ordered reduced as per County Commissioners Order No. 417:

Cancel the following personal property tax item in Lecompton City for the year 1945, School Districts 36 and 4.
Paul Sherman, Topeka, Kansas.
Tangible Property \$8100. Tangible Tax \$219.20

Substitute the following tax:
Paul Sherman, Topeka, Kansas.
Tangible Value \$1100. Tangible Tax \$29.77
Erroneous assessment.

The bid of David J. Higgins for painting the outside of the Convalescent Hospital at 1004 West 4th, was accepted as per the bid now on file in the office of the County Clerk.

Clarence Gorrill, Gilbert Francis, James Moore and Dave McCreath, appeared before the board, asking the county to help dike and raise the road at Lake View. The expense and work to be divided, Wakarusa Township to furnish 1 truck, the county to furnish 5 trucks and Lake View Club to furnish shelter, and Dave McCreath to furnish \$500. in cash, as per the following contract:

CONTRACT AND PROPOSAL

Intended to form and constitute a basis for the action and approval of the respective and various Boards of the various entities hereinafter mentioned and of the individuals hereinafter mentioned.

PARTIES:

- (1) The Board of County Commissioners, of Douglas County, Kansas.
- (2) The Township Trustees of Wakarusa Township, Douglas County, Kansas.
- (3) The Board of Directors of the Lake View Fishing and Shooting Association of Douglas County, Kansas.
- (4) David McCreath, of Douglas County, Kansas.
- (5) Owen Mitchell, of Douglas County, Kansas.

PURPOSE:

The purpose and intention of this agreement is to improve and provide a system of drainage and water control for the improvement of the real estate belonging to the said David McCreath and other adjoining property owners and to the said The Lake View Fishing and Shooting Association, and to improve the County and Township roads hereinafter mentioned, in Section 15, Township 13, Range 19, in Douglas County, Kansas, all of which proposed work is agreed to be for the mutual advantage and benefit of all the parties hereto.

WORK TO BE PERFORMED:

- The work to be performed under this agreement is substantially and approximately as follows:
1. The construction of an earth dike or levee along the North and Northwest bank of the creek known as Baldwin's Branch, commencing at the County road on the East boundary of the real estate belonging to the said David McCreath and running West and Southwesterly along Baldwin's Branch to the drainage ditch now running from Baldwin's Branch into Lake View, and continuing over and across said ditch about 150 yards into a Southwesterly direction along said creek, for the purpose of retaining surface water and overflow water in said Baldwin's Branch and preventing it from overflowing into the lands North of said dike or levee and into Lake View.
 2. The construction of a water way controlled by a flood gate to regulate the flow of water between the said Baldwin's Branch and the said Lake View.
 3. The raising in elevation of substantially two feet of the County road running along the East side of the real estate of the said David McCreath to a point where it joins the Township road running North and East from the Northeast corner of the said land of David McCreath.
 4. The raising in elevation of substantially two feet of the Township road adjoining the County road at the Northeast corner of the David McCreath property and extending from that point North and Easterly to the right-of-way of the Atchison, Topeka and Santa Fe Railway Company.

CONSIDERATION:

The consideration for this agreement is agreed to be the mutual advantage and benefit of all the parties hereto and the mutual promises and agreements of the parties hereto as embraced herein, and the further consideration of money and equipment furnished or to be furnished by the parties hereto as follows:

- (a) The Lake View Fishing and Shooting Association agrees to furnish and install at its own expense not less than 80 running feet of concrete pipe or tile commencing at the junction of the said

Contract to McCreath & raise the road at Lake View