

COMMISSIONERS RECORD R, DOUGLAS COUNTY

Term, 19

day of

19

LOCKWOOD CO., INC. REORDER NO. 12818B-6-72

(1) That the Board of Directors of Douglas County Rural Water District No. 1, Douglas County, Kansas, has duly executed its endorsement and consent that the Board of County Commissioners of Douglas County, Kansas, issue a Certificate stating that the lands involved are released and separated from Douglas County Rural Water District No. 1, Douglas County, Kansas, all as required by Statute.

(2) That the statements contained in Petition are true; that it would be in the best interests of the Petitioners if said Petition were granted and the Certificate of Release issued by this Board.

Therefore it is ordered by the Board of County Commissioners, Douglas County, Kansas, that the following lands be separated and released from Douglas County Rural Water District No. 1, Douglas County, Kansas:

All that portion of the West Half of Section 24, Township 12 South, Range 18 East, Douglas County, Kansas, lying South of the South right-of-way line of the Kansas Turnpike; the Northwest Quarter of Section 25, Township 12 South, Range 18 East, Douglas County, Kansas; the Northwest Quarter of Section 26, Township 12 South, Range 18 East; the Northeast Quarter of Section 26, Township 12 South, Range 18 East, except the right-of-way of U.S. Highway 40 and except a tract of land described as follows: The West twenty acres of the North one-half of the Northeast Quarter of Section 26, Township 12 South, Range 18 East. Also, the West half of the Southeast Quarter of Section 26, Township 12 South, Range 18 East; the North one-half of the East one-half of the Southeast Quarter of Section 26, Township 12 South, Range 18 East; the North one-half of the East one-half of the Southwest Quarter of Section 26. The North seven and one-half acres of the South one-half of the East one-half of the Southwest Quarter of Section 26, all of the above described portions of Section 26 being in Douglas County, Kansas. All that portion of the East half of the Southeast Quarter of Section 23, Township 12 South, Range 18 East, Douglas County, Kansas, lying South of the South right-of-way line of U.S. Highway 40, containing fourteen and one-half acres, more or less.

After review of this Certificate of Release it was moved by Mrs. Bradley that it be approved, seconded by Mr. Neis, and carried unanimously.

The Board then considered a Petition for Attachment of Adjoining Lands to Douglas County Rural Water District No. 3, Douglas County, Kansas. The matter comes on for hearing before this Board based upon a Petition heretofore filed with the County Clerk of Douglas County, Kansas, by and on behalf of more than fifty percent of the owners of lands situated within areas of Douglas County, Kansas and Shawnee County, Kansas, and more particularly described in said Petition, petitioning to have certain lands attached to Douglas County Rural Water District No. 3, Douglas County, Kansas. The petitioners appear by and through their attorneys, Stumbo, Stumbo, Palmer, McCallister & Buening of Topeka, Shawnee County, Kansas. There are no other appearances, either in person or by counsel. In consideration of this Petition the Board of County Commissioners makes the following findings:

(1) That all proceedings had in this matter are in accordance with the laws of this State pertaining thereto, including the giving of notice, as required by K.S.A. 82a-615 to K.S.A. 82a-624 inclusive.

(2) That the statements contained in the Petition are true.

(3) That all members of the Board of Directors of Douglas County Rural Water District No. 3, representatives of the Farmers Home Administration, and the Petitioners named in the Exhibits attached to the aforesaid Petition, have all duly acknowledged receipt of a copy of said Petition, waived formal notice of the hearing of said Petition, and voluntarily entered their appearance herein, all as heretofore duly filed in the office of the County Clerk. That other interested persons and organizations have been given notice by the County Clerk of the filing and pendency of said Petition, as required by law, and that none have entered any opposition to the said Petition.

An Affidavit in Proof of Publication was presented in support of this Petition. Having thus found, it is therefore ordered by the Board of County Commissioners of Douglas County, Kansas, that said Petition be and the same is hereby allowed and that all lands situated and located within areas of Douglas County, Kansas and Shawnee County, Kansas, which are described as follows:

TRACT 1

The Northeast Quarter of Section 36, Township 11 South, Range 17 East; all that portion of the Southeast Quarter of Section 25, Township 11 South, Range 17 East, situated and lying South of the Kansas River; all that portion of Section 30, Township 11 South, Range 18 East, lying South of the Kansas River; the North half of Section 31, Township 11 South, Range 18 East; all that portion of Section 29, Township 11 South, Range 18 East, lying South of the Kansas River; the North one-half of Section 32, Township 11 South, Range 18 East; all that portion of Section 28, Township 11 South, Range 18 East, lying South of the Kansas River; all that portion of the Southwest Quarter of Section 27, Township 11 South, Range 18 East, lying South of the Kansas River; all that portion of Section 34, Township 11 South,