

TEXAS #1, #2 & #3

THE STATE OF KANSAS



PAUL R. SHANAHAN · SECRETARY OF STATE

To all to whom these presents shall come, Greeting:

I, PAUL R. SHANAHAN, Secretary of State of the State of Kansas, do hereby certify that the following and hereto attached instruments include the petition for formation and all endorsements and proceedings thereon currently on file with the office of the Secretary of State of the State of Kansas for

FALL RIVER WATERSHED
Joint District No. 21
Butler, Chase and Greenwood Counties, Kansas

I further certify that this Certificate of Incorporation for

FALL RIVER WATERSHED
Joint District No. 21
Butler, Chase and Greenwood Counties, Kansas

in the form of the attached certified copy, is issued by the Secretary of State of the State of Kansas in compliance with the provisions of Chapter 226, Laws of Kansas, 1957.

IN TESTIMONY WHEREOF:

I hereto set my hand and cause to be affixed my official seal.

Done at the City of Topeka, this

23rd

day of

July

A. D. 19 58

Signature of Paul R. Shanahan
SECRETARY OF STATE

By

ASSISTANT SECRETARY OF STATE



Original Compared With Record

FOR WT4 USED SEE VOL 238 PS 609

BEFORE R. V. SMITH, CHIEF ENGINEER, DIVISION OF WATER RESOURCES
KANSAS STATE BOARD OF AGRICULTURE


IN THE MATTER OF THE PETITION FOR ORGANIZATION OF
THE FALL RIVER WATERSHED JOINT DISTRICT NUMBER
TWENTY-ONE OF GREENWOOD, BUTLER AND CHASE COUNTIES,
KANSAS.

R E P O R T

On this 23rd day of July, 1938, after consideration of the petition for organization of Fall River Watershed Joint District Number Twenty-One of Greenwood, Butler and Chase Counties, Kansas, a certified copy of which was transmitted to him by the Secretary of State on July 21, 1938, and having made an investigation of the proposed district, its territory and purposes, the Chief Engineer makes the following report of his findings:

1. The map attached to and made a part of the petition, showing the lands to be included in the district, was prepared in consultation with the Chief Engineer. The lands to be included within the proposed district, as described in paragraph 5 of this report, comprise substantially a natural watershed.
2. The lands to be included within the proposed district, as described in paragraph 5 of this report, do not conflict with the lands in any existing watershed district.
3. The statement of purposes contained in the petition conforms with the intents and purposes of Sections 24-1201 to 24-1226, General Statutes Supplement of 1933, as amended, and the conservation and flood control problems existing on the lands proposed to be included in the district.
4. The organization of the proposed district would promote the general welfare and be conducive to the conservation of soil and water, to the retardation of floods, and to the development of the water resources of the state.
5. The list of lands to be included in the Fall River Watershed Joint District Number Twenty-One, Greenwood, Butler and Chase Counties, Kansas, as shown in the petition, should and hereby is revised to be as shown in Exhibit A attached hereto and made a part hereof as fully as if set forth herein.
6. The petition for organization of Fall River Watershed Joint District Number Twenty-One of Greenwood, Butler, and Chase Counties, Kansas, as revised in paragraph 5 herein, should be and herewith is approved.


Done at Topeka, Kansas, this 23rd day of July, 1938.


 R. V. Smith, Chief Engineer
 Division of Water Resources
 Kansas State Board of Agriculture

C E R T I F I C A T E

I hereby certify that the above and foregoing copy of the Report of Findings of the Chief Engineer of the Division of Water Resources, Kansas State Board of Agriculture, on the petition of the Fall River Watershed Joint District Number Twenty-One of Greenwood, Butler and Chase Counties, Kansas, is a true and correct copy of the original as purported.

Dated at Topeka, Kansas, this 23rd day of July, 1938.


 R. V. Smith, Chief Engineer
 Division of Water Resources
 Kansas State Board of Agriculture

Township 24 South, Range 10 East:

Section 3: $\frac{W}{2}$ of NE $\frac{1}{4}$; $\frac{W}{2}$ of SE $\frac{1}{4}$; $\frac{W}{2}$
Sections 4, 5, 6, 7 and 8: All
Section 9: NE $\frac{1}{4}$; NE $\frac{1}{4}$ of SW $\frac{1}{4}$
Section 10: NE $\frac{1}{4}$ of NW $\frac{1}{4}$; SW $\frac{1}{4}$ of NW $\frac{1}{4}$
Section 17: NW $\frac{1}{4}$; NE $\frac{1}{4}$ of SW $\frac{1}{4}$; SW $\frac{1}{4}$ of SW $\frac{1}{4}$
Sections 18 and 19: All
Section 20: $\frac{W}{2}$ of NW $\frac{1}{4}$; $\frac{W}{2}$ of SW $\frac{1}{4}$
Section 30: NW $\frac{1}{4}$; NE $\frac{1}{4}$ of NE $\frac{1}{4}$; SW $\frac{1}{4}$ of NE $\frac{1}{4}$; NE $\frac{1}{4}$ of SW $\frac{1}{4}$; SW $\frac{1}{4}$ of SW $\frac{1}{4}$
Section 31: NW $\frac{1}{4}$ of NW $\frac{1}{4}$; SE $\frac{1}{4}$ of NW $\frac{1}{4}$; SE $\frac{1}{4}$ of NE $\frac{1}{4}$; SW $\frac{1}{4}$; SE $\frac{1}{4}$
Section 32: SW $\frac{1}{4}$ of SW $\frac{1}{4}$

Township 25 South, Range 8 East:

Sections 1, 2 and 3: All
Sections 10, 11, 12, 13, 14 and 15: All
Sections 22, 23, 24, 25, 26 and 27: All
Sections 34, 35 and 36: All

Township 25 South, Range 9 East:

Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18,
19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33,
34, 35 and 36: All

Township 25 South, Range 10 East:

Section 4: SW $\frac{1}{4}$ of SW $\frac{1}{4}$
Section 5: SE $\frac{1}{4}$; SW $\frac{1}{4}$; SE $\frac{1}{4}$ of NW $\frac{1}{4}$; NW $\frac{1}{4}$ of NW $\frac{1}{4}$
Sections 6, 7 and 8: All
Section 9: SW $\frac{1}{4}$; SE $\frac{1}{4}$ of NW $\frac{1}{4}$; NW $\frac{1}{4}$ of NW $\frac{1}{4}$; NW $\frac{1}{4}$ of SE $\frac{1}{4}$
Section 16: NW $\frac{1}{4}$; SW $\frac{1}{4}$
Sections 17, 18, 19 and 20: All
Section 21: NW $\frac{1}{4}$; SW $\frac{1}{4}$; SE $\frac{1}{4}$; $\frac{W}{2}$ of NE $\frac{1}{4}$
Section 25: SW $\frac{1}{4}$; SW $\frac{1}{4}$ of SE $\frac{1}{4}$
Section 26: SE $\frac{1}{4}$; SW $\frac{1}{4}$; SW $\frac{1}{4}$ of NW $\frac{1}{4}$
Section 27: SE $\frac{1}{4}$; SW $\frac{1}{4}$; NW $\frac{1}{4}$; $\frac{W}{2}$ of NE $\frac{1}{4}$; SE $\frac{1}{4}$ of NE $\frac{1}{4}$
Sections 28, 29, 30, 31, 32 and 33: All
Section 34: That portion lying outside corporate limits of City of
Eureka
Section 35: That portion lying outside corporate limits of City of
Eureka
Section 36: All

Township 25 South, Range 11 East:

Section 31: NW $\frac{1}{4}$ of SW $\frac{1}{4}$; SE $\frac{1}{4}$ of SW $\frac{1}{4}$; SE $\frac{1}{4}$ of SE $\frac{1}{4}$; NE $\frac{1}{4}$ of SE $\frac{1}{4}$
Section 32: SW $\frac{1}{4}$; SW $\frac{1}{4}$ of SE $\frac{1}{4}$

Township 26 South, Range 8 East:

Sections 1, 2 and 3: All
Sections 10, 11, 12, 13, 14 and 15: All
Sections 22, 23, 24, 25, 26 and 27: All
Sections 34 and 35: All
Section 36: $\frac{W}{2}$; NE $\frac{1}{4}$; NE $\frac{1}{4}$ of SE $\frac{1}{4}$; SW $\frac{1}{4}$ of SE $\frac{1}{4}$

Township 26 South, Range 9 East:

Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17,
18, 19, 20, 21, 22, 23, 24, 25 and 26: All
Section 27: SW $\frac{1}{4}$ of SE $\frac{1}{4}$; SE $\frac{1}{4}$ of SE $\frac{1}{4}$; NE $\frac{1}{4}$ of NE $\frac{1}{4}$; NE $\frac{1}{4}$ of NW $\frac{1}{4}$
Section 28: NE $\frac{1}{4}$; NW $\frac{1}{4}$
Section 29: NE $\frac{1}{4}$; NW $\frac{1}{4}$; NE $\frac{1}{4}$ of SW $\frac{1}{4}$; SW $\frac{1}{4}$ of SW $\frac{1}{4}$
Section 30: All
Section 31: NW $\frac{1}{4}$; NW $\frac{1}{4}$ of NE $\frac{1}{4}$
Section 34: NE $\frac{1}{4}$; NE $\frac{1}{4}$ of SE $\frac{1}{4}$
Section 35: NE $\frac{1}{4}$; NW $\frac{1}{4}$; NE $\frac{1}{4}$ of SE $\frac{1}{4}$; NE $\frac{1}{4}$ of SW $\frac{1}{4}$
Section 36: NE $\frac{1}{4}$; NW $\frac{1}{4}$

PT #1 &
#2

K-77
10-56

RIGHT OF WAY AGREEMENT

In consideration of the sum of \$ 1.00, receipt of which is hereby acknowledged, and the payment to the undersigned before construction is started of the additional sum of \$ 1.00 per rod, the undersigned, ~~their~~ ^{his} heirs and assigns, hereby grant to the Southwestern Bell Telephone Company, its associated and allied companies, their respective successors, assigns, lessees, and agents a permanent right of way and easement one (1) rod in width across the following described land situated in the County of Greenwood State of Kansas, owned by the grantors, to wit:

The West Ninety-five (95) rods of the Southwest Quarter (SW $\frac{1}{4}$) of Section Five (5) Township Twenty-six (26) South, Range Nine (9) East of the Sixth (6) Principal Meridian.



with the right and privilege of constructing, reconstructing, operating, maintaining, and placing thereon and removing therefrom a communication system consisting of underground cable or cables, as grantee may from time to time require, together with manholes, markers, fixtures and other appurtenances thereto. The route of said right of way and easement shall be selected by the grantee and after the installation of the first cable or cables the SOUTH boundary of said right of way and easement shall be a line parallel to said cable or cables and 5 feet SOUTH thereof.

Said cable or cables and all appurtenances thereto shall be placed so as not to interfere with the ordinary cultivation of said land.

Grantee shall have the right to trim, remove, cut down, and keep cut down trees, brush, stumps, and roots on and within eight feet on each side of said one-rod easement located on said described land or the roads, streets, or highways adjoining, and the right of ingress and egress over and across said land, together with the right to install gates in any fences crossing said strip.

Without written consent of the grantee, no transmission line, pipe line, or other structure or obstruction will be permitted on said land which interferes or might interfere with grantee's service or endanger its cables or lines; nor shall any excavation be made by the grantor, ~~their~~ ^{his} heirs or assigns, on the right of way used by grantee; and no structure will be erected or permitted on said one-rod right of way and easement.

The grantor, ~~their~~ ^{his} heirs or assigns, shall be entitled to recover from the grantee the reasonable amount of any damage caused to crops, fences or livestock by the grantee or its employees in the construction, reconstruction, operation, maintenance or removal of said communication system.

Signed and sealed this 3rd day of December, 1956, at EUREKA, KANSAS

Witness:
Robert L. Johnson
Robert L. Johnson

D. T. Hinson
D. T. Hinson

Loona Hinson
(Land Owner)

STATE OF KANSAS
COUNTY OF Greenwood ss:

BE IT REMEMBERED, That on this 5th day of December, A.D. 1956, before me, the undersigned, a Notary in and for the County and State aforesaid, came D. T. Hinson and Loona Hinson, his wife who personally known to me to be the same person 6 who executed the within instrument of writing and such person 6 duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official seal, the day and year last above written.

Alberta Braden
Notary Public
Term expires Sept. 29, 1960

STATE OF KANSAS
GREENWOOD CO. 1
This instrument was filed for record on 12/21/56 at 4:00 PM and duly acknowledged by Edith B. Hinson 57 4:00
5 Noel 543
Edith B. Hinson

PT #1 + #2

8-57
10-56

RIGHT OF WAY AGREEMENT

In consideration of the sum of \$ 1.00, receipt of which is hereby acknowledged, and the payment to the undersigned before construction is started of the additional sum of \$ 1.00 per rod, the undersigned, their heirs and assigns, hereby grant to the Southwestern Bell Telephone Company, its associated and allied companies, their respective successors, assigns, lessees, and agents a permanent right of way and easement one (1) rod in width across the following described land situated in the County of Greenwood State of Kansas, owned by the grantors, to wit:

The East sixty-five (65) rods of the Southwest Quarter (SW 1/4) of Section Five (5), Township Twenty-six South, Range Nine (9) East of the Sixth (6) Principal Meridian.

with the right and privilege of constructing, reconstructing, operating, maintaining, and placing thereon and removing therefrom a communication system consisting of underground cable or cables, as grantee may from time to time require, together with manholes, markers, fixtures and other appurtenances thereto. The route of said right of way and easement shall be selected by the grantee and after the installation of the first cable or cables the SOUTH boundary of said right of way and easement shall be a line parallel to said cable or cables and 5 feet SOUTH thereof.

Said cable or cables and all appurtenances thereto shall be placed so as not to interfere with the ordinary cultivation of said land.

Grantee shall have the right to trim, remove, cut down, and keep cut down trees, brush, stumps, and roots on and within eight feet on each side of said one-rod easement located on said described land or the roads, streets, or highways adjoining, and the right of ingress and egress over and across said land, together with the right to install gates in any fences crossing said strip.

Without written consent of the grantee, no transmission line, pipe line, or other structure or obstruction will be permitted on said land which interferes or might interfere with grantee's service or endanger its cables or lines; nor shall any excavation be made by the grantor, their heirs or assigns, on the right of way used by grantee; and no structure will be erected or permitted on said one-rod right of way and easement.

The grantor, their heirs or assigns, shall be entitled to recover from the grantee the reasonable amount of any damage caused to crops, fences or livestock by the grantee or its employees in the construction, reconstruction, operation, maintenance or removal of said communication system.

Signed and sealed this 14 day of February, 1957 at EUREKA, KANSAS

Witness:

Robert L. Johnson
Robert L. Johnson

Earl F. Hamblet
Earl F. Hamblet

Leona Hamblet
Leona Hamblet
(Land Owner)

STATE OF KANSAS)
COUNTY OF Greenwood ss:

BE IT REMEMBERED, That on this 14th day of FEBRUARY, A.D. 1957, before me, the undersigned, a Notary in and for the County and State aforesaid, came Earl F. Hamblet and Leona Hamblet, his wife who personally known to me to be the same person S who executed the within instrument of writing and such person S duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official seal, the day and year last above written.

Alberta Brader
Notary Public
Term expires Sept - 29, 1960

STATE OF KANSAS)
GREENWOOD CO.) ss
This instrument was filed on this 13th day of Aug 1957 at 4:00 P. M. and duly entered in book 541 of me page 541
Earl F. Hamblet
Notary
Dept.

PIPE LINE RIGHT OF WAY GRANT

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, Bryce B. Smith, H. C. Jobes, Jobes Investment Company hereinafter called grantors, for and in consideration of the sum of _____ Dollars (\$288.00) paid by Skelly Oil Company, a corporation, receipt of which is hereby acknowledged, do hereby grant and convey unto Skelly Oil Company, a corporation, hereinafter called Grantee, its successors and assigns, the right of way to construct, maintain, use, repair and remove a pipe line, or lines, for the transportation of oil, gas and/or water, upon and across the following described lands, to-wit:

NW/4 Sec 7 and Sec 11-24S-14E, Woodson County, Kansas

NE/4 Sec.9 and Sec. 10-24S-13E, Greenwood County, Kansas.

situated in _____ County, Kansas, with the right of ingress and egress to and from the same.

The Grantors, their heirs and assigns, shall have the right to use and enjoy said premises, except for the purpose hereinabove granted to Grantee, and Grantee shall pay all damages which may be caused by it to crops, timber, fences, or buildings of Grantors, or their tenants, in exercising any of the rights herein granted.

It is further agreed that the said Grantee, its successors or assigns, may at any time lay an additional pipe line or lines, along side of the said first line, as herein provided, upon the payment of the same consideration per linear rod as paid for this right of way, and subject to the same conditions; and the said Grantee shall also have the right to change the size of its pipes, the damages, if any, in making such change to be paid by the said Grantee.

All pipe laid under this grant shall be buried to such depth as not to interfere with the ordinary cultivation of said land.

TO HAVE AND TO HOLD the said easements, rights, and rights of way unto the said Grantee, its successors and assigns,

This agreement shall be binding upon the parties hereto, their heirs, personal representatives, successors and assigns.

IN TESTIMONY WHEREOF the said Grantors have hereunto set their hands and seals this the 17th day of June 1936,

(BCS) Bryce B. Smith.

(HCJ) Harry C. Jobes H. C. Jobes
Jobes Investment Company

By Harry C. Jobes Pres.

State of Missouri, County of Jackson, ss.

BE IT REMEMBERED, That on this 17th day of June, A. D. 1936, before me, a Notary Public in and for said County and State, came Bryce B. Smith, H. C. Jobes, Harry C. Jobes President Jobes Investment Co. who are personally known to me to be the same persons who executed the within and foregoing instrument of writing and as such persons duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal the day and year last above written.

My commission expires: My Commission Expires Mar. 10, 1937. (SEAL)

Flora I. Anderson, Notary Public.

The instrument of which the foregoing is a true copy was filed for record on the 27th day of June, 1936, at 8:00 o'clock A. M.

Anna Parkable
Register of Deeds.

IN THE DISTRICT COURT OF GREENWOOD
COUNTY, KANSAS

NN PAGES
27-32

IN THE MATTER OF CONDEMNATION OF LAND
FOR STATE HIGHWAY PURPOSES.

No. 16,498

P E T I T I O N

TO THE HONORABLE GEORGE J. JENSON, Judge of the District Court of Greenwood County, Kansas.

The State Highway Commission of the State of Kansas for its petition alleges:

1. That the State Highway Commission is a body corporate, created and existing by virtue of the laws of the State of Kansas, and has authority to designate, adopt and establish and may lay out, open, relocate, alter, construct, improve and maintain highways in every county in the State of Kansas.

2. That said State Highway Commission desires to acquire in the name of the State of Kansas for establishing, laying out, opening, constructing, maintaining, improving and draining of the State Highway System in Greenwood County, Kansas, certain lots and parcels of land situated in said county, hereinafter described; said tracts being shown of record to be owned and subject to liens as follows:

The Stanolind Pipe Line Company, a corporation, of Neodosha, Kansas,

(a) A tract of land lying in part of the southeast quarter of section 2, township 26 south, range 8 east the center line of the proposed highway being described as follows: Beginning at a point on the east line 1742 feet south of the northeast corner of said quarter section; thence in a southwesterly direction 60 feet on the left and 65 feet on the right 208.2 feet; thence on a curve of 5729.65 feet radius to the right 276.3 feet; thence continue on same curve 60 feet on the left and 50 feet on the right 300 feet to a point 686.4 feet north of the south line of said section. The above contains 1.9 acres, more or less, exclusive of the existing highway.

(b) A tract of land lying in part of the southwest quarter of section 1, township 26 south, range 8 east, the center line of the proposed highway being described as follows: Beginning at a point on the west line 1742 feet south of the northwest corner of said quarter section; thence in a northeasterly direction 65 feet on the left and 60 feet on the right 715 feet; thence continue 30 feet on the left and 60 feet on the right 280 feet more or less to a point on the westerly right of way line of the Missouri Pacific Railroad 1512 feet south of the North line of said quarter section. The above contains 3.02 acres, more or less.

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(c) .05 acres for construction of a ditch 20 feet in width, the center line of which is described as follows: Beginning at a point on the south right of way line of the proposed highway 420 feet easterly of the west line of section 1, township 26 south, range 8 east as measured along said right of way line; thence southerly at right angles to said right of way line 100 feet.

2.

A. L. Stevenson & Mabel W. Stevenson, his wife, of Alta Dena, Calif.

(a) A tract of land 100 feet in width lying in the southwest quarter of section 2, township 26 south, range 3 east, the center line of which is described as follows: Beginning at a point on the east line 623 feet north of the southeast corner of said quarter section; thence in a westerly direction 1673 feet to a point 606.3 feet north of the south line of said section. The above contains .38 acres, more or less, exclusive of the existing highway.

(b) A tract of land lying in the southeast quarter of section 2, township 26 south, range 8 east, the center line of the proposed highway being described as follows: Beginning at a point on the west line 623 feet north of the southwest corner of said quarter section; thence in an easterly direction 50 feet each side of said center line 1131.25 feet; thence on a curve of 5729.65 feet radius to the left 50 feet on the left and 60 feet on the right 710.75 feet to a point 686.4 feet north of the south line of said section. The above contains .7 acres, more or less, exclusive of the existing highway.

3.

L. H. Batchelor & Hattie Batchelor, his wife, of Eagle Grove Iowa, John R. Batchelor & Opal Batchelor, his wife, of _____; Mary Klein, a single woman, of Keece, Kansas; Fern Hoffman & I. D. Hoffman, her husband, of Sallyards, Kansas; Nellie Lockard & Frank Lockard, her husband, of Eldorado, Kansas; Mamie Smith & R. H. Smith, her husband; Clifford Smith, a single person; A. G. Batchelor & Jessie C. Batchelor, his wife, of Burkbank, California

A tract of land lying in part of the southwest quarter of section 3, township 26 south, range 9 east described as follows: Beginning at the southeast corner of said quarter section; thence north 50 feet; thence west 1072.5 feet; thence south 50 feet to the south line of said section; thence east along said section line to the place of beginning. The above contains .49 acres, more or less, exclusive of the existing highway.

4.

Mary A. Pedroja, a single woman, of Buffalo Kansas; Joseph F. Pedroja & Lena Pedroja, his wife, of Madison Kansas; D. A. Pedroja & Mrs. D. A. Pedroja, his wife, of _____; Louise Waymire & Dale Waymire, her husband, of Ottowa Kansas; Lydia F. Simpson & George G. Simpson, her husband, of Santa Anna Calif., subject to a lien in favor of Sam J. Edwards, of Blue Rapids, Kansas.

A tract of land 100 feet in width lying in part of section 1, township 26 south, range 9 east the center line of which is described as follows: Beginning at a point on the east line 857.4 feet south of the northeast corner of the southeast quarter of said section; thence in a southwesterly direction on a curve of 1146.26 feet radius to the left 358.4 feet; thence on a tangent to said curve 2191.1 feet; thence on a curve of 1146.24 feet radius to the left 794.66 feet; thence on a tangent to said curve 399.2 feet to a point 3 feet south of the south line of said section 8. The above contains 3.12 acres, more or less, exclusive of the existing highway and that portion lying in section 12, township 26 south, range 9 east.

5.

Joseph F. Pedroja & Lena Pedroja, his wife, of Madison, Kansas, Mary J. Pedroja, a single woman, of Buffalo, Kansas; D. A. Pedroja & Mrs. D. A. Pedroja, his wife, of _____; Louise Waymire & Dale Waymire, her husband, of Ottowa Kansas; Lydia F. Simpson & George G. Simpson, her husband, of Santa Anna, California; subject to a lien in favor of Sam J. Edwards of Blue Rapids, Kans.

(a) A tract of land lying in part of the Southwest quarter of section 6, township 26 south, range 10 east described as follows:

5 (a) Con't

Beginning at a point on the west line 857.4 feet south of the northwest corner of said quarter section; thence in an easterly direction on a curve of 1146.26 feet radius to the right 413 feet; thence on a tangent to said curve to a point on the east line 761.2 feet south of the northeast corner of said quarter section; thence south to a point 50 feet south at right angles to the previously described line; thence in a westerly direction parallel and 50 feet from the previously described line to the west line of said section; thence north along said line to the place of beginning. The above contains 1.21 acres, more or less, exclusive of the existing highway.

(b) A tract of land 100 feet in width lying in the southwest quarter of section 5, township 26 south, range 10 east the center line of which is described as follows: Beginning at a point on the west line 733 feet south of the northwest corner of said quarter section; thence in an easterly direction 1206.5 feet; thence on a curve of 1146 feet radius to the left 250.33 feet; thence on a tangent to said curve 1227.8 feet to a point on the east line 2273.3 feet north of the southeast corner of said quarter section. The above contains 2.47 acres, more or less, exclusive of the existing highway.

3. That on the 28th day of January, 1936, the State Highway Commission of Kansas, in regular session, found it necessary in order to establish, lay out, open, construct, improve, maintain and drain the State Highway system in Greenwood County, Kansas, to acquire for such purposes the lots and parcels of land above described and ordered that said lots and parcels of land be acquired by the State Highway Commission for the State of Kansas by the exercise of the right of eminent domain, as provided by R. S. 68-413, 1933 Supplement.

4. That the State Highway Commission of Kansas, under and by virtue of R. S. 68-413, 1933 Supplement, may acquire in the name of the State of Kansas said lots and parcels of ground or interests or rights therein by the exercise of the right of eminent domain in accordance with the provisions of Section 1, Chapter 179, of the Session Laws of Kansas, 1935.

WHEREFORE, the State Highway Commission of Kansas respectfully petitions the Hon. George J. Benson, Judge of the District Court of Greenwood County, Kansas, to examine this petition and find that this petitioner has the power of eminent domain and that said lands are necessary to said petitioner's lawful corporate purposes in the establishment, laying out, opening, construction, improving, maintenance and drainage of the State Highway System of Kansas, and that he appoint three disinterested householders of Greenwood County, Kansas, to view and appraise such lands and parcels of ground; that such appraisers be ordered to take an oath to well and truthfully make such appraisal and to report their appraisal of each tract in writing under oath to said Judge; that said Judge order that notice of this proceeding be given to each owner and all lien holders of record, and that publication notice be given in one issue of the official paper designated to carry legal notices in the county in which said property is situated, as required by R. S. 68-413, 1935 Supplement and Section 1, Chapter 179, of the Session Laws of Kansas, 1935; that said report when so made be ordered filed with the Clerk of the District Court; and if the petitioner shall deposit the amount of the appraisement with the Clerk of the District Court, as provided, then a copy of the proceeding shall be filed with the Register of Deeds and recorded in the same manner as other conveyances of title.

{ Hi-Way }
{ Commission }
{ Seal }

THE STATE HIGHWAY COMMISSION OF KANSAS.

By Harry Darby, Director.
Wint Smith
Attorney for the State Highway
Commission.
Henry E. Martz
Assistant Attorney, State Highway
Commission
Clay C. Carper, Atty for State
Highway Commission.

DETERMINATION OF SUFFICIENCY
OF PETITION AND ORDER OF
NOTICE

The foregoing petition having been presented to me, George J. Benson, Judge of the District Court of Greenwood County, Kansas, on this, the 24th day of February, 1936, I examined the same and determined and hereby find that the petitioner has the power of eminent domain and that the lands described in said petition are necessary to petitioner's lawful corporate purposes as set out in said petition.

The appraisers shall give notice to any owner and all lienholders of record and by publication, as the law provides.

George J. Benson, Judge of the District Court.

APPOINTMENT OF APPRAISERS.

The foregoing petition having been presented to me, George J. Benson, Judge of the District Court of Greenwood County, Kansas, and I having examined said petition and having determined and found that said petitioner has the power of eminent domain and that the lands described in said petition are necessary to petitioner's lawful purposes, which determination and finding has been entered in the records of the District Court of Greenwood County, Kansas;

NOW, THEREFORE, You, Roy A. Moore, Max Downard, and D. S. McNeill, three disinterested householders of Greenwood County, Kansas, are hereby appointed to view and appraise the lots and parcels of ground described in said petition and to report to me your appraisement of each tract in writing under oath and you are ordered to file such report with the Clerk of said court.

Dated this 24th day of February, 1936.

George J. Benson.
Judge of the District Court.

OATH OF APPRAISERS.

STATE OF KANSAS, COUNTY OF GREENWOOD, SS.

We, the undersigned, having been appointed appraisers to view and appraise certain lots and parcels of ground described in the foregoing petition, do solemnly swear that we will well and truthfully make such appraisal and otherwise perform our duty as such appraisers as provided by law.

Roy A. Moore
Max Downard
D. S. McNeill

Subscribed and sworn to by Roy A. Moore, Max Downard and D. S. McNeill before me this 24th day of February, 1936.

(SEAL) Warren R. Willis, Clerk of the District Court.

Subscribed and sworn to by Roy A. Moore, Max Downard and D. S. McNeill before me this 24th day of February, 1936.

Warren R. Willis Clerk of the District Court.

IN THE DISTRICT COURT OF GREENWOOD COUNTY, KANSAS

In the Matter of Condemnation of Land for
State Highway Purposes

No. 16,493

REPORT OF APPRAISERS

TO THE HONORABLE GEORGE J. BENSON, Judge of the District Court of Greenwood County, Kansas:

We, the undersigned appraisers, appointed by your Honor to view and appraise certain lots and parcels of ground as described in a certain petition presented to your Honor by the State Highway Commission of the State of Kansas, on the 24th day of February, 1936, now report as follows:

On the 27th day of February, 1936, we gave notice of this preceeding to all landowners and lienholders of record, both in writing and by one publication in the official county paper, of the date on which this appraisement would be made; and on the 27th day of February, 1936, we began to view the lots and parcels of land herein-after described and continued viewing said lots and parcels of ground until the 9th day of March, 1936, which date was set for the appraising of said land in the said above-mentioned notices, and on which date we met at the City of Eureka, Greenwood County, Kansas, for the purpose of making our final appraisement. That after making such view and after taking all matters and things into consideration concerning the viewing and appraisement of such lots and parcels of ground, we have appraised such lots and parcels of ground, as shown in the following schedule, to wit:

1.

The Stanolind Pipe Line Company, a corporation, of Neodosha, Kansas.

(a) A tract of land lying in part of the southeast quarter of section 2, township 26 south, range 8 east the center line of the proposed highway being described as follows: Beginning at a point on the east line 1742 feet south of the north-east corner of said quarter section; thence in a southwesterly direction 60 feet on the left and 65 feet on the right 208.2 feet; thence on a curve of 5729.65 feet radius to the right 276.8 feet; thence continue on same curve 60 feet on the left and 50 feet on the right 300 feet to a point 686.4 feet north of the south line of said section. The above contains 1.3 acres, more or less, exclusive of the existing highway.

APPRAISEMENT:

Land Taken	\$57.00
Fence	\$45.00
Tenants Crop Loss	
Land Damage	\$10.00
Total	\$112.00

(b) A tract of land lying in part of the southwest quarter of section 1, township 26 south, range 8 east, the center line of the proposed highway being described as follows: Beginning at a point on the west line 1742 feet south of the north-west corner of said quarter section; thence in a northeasterly direction 65 feet on the left and 60 feet on the right 715 feet; thence continue 90 feet on the left and 60 feet on the right 220 feet more or less to a point on the westerly right of way line of the Missouri Pacific Railroad 1512 feet south of the north line of said quarter section. The above contains 3.02 acres, more or less.

APPRAISEMENT:

Land Taken	\$96.00
Fence	\$50.00
Tenants Crop Loss	
Land Damage	\$20.00
Total	\$166.00

(c) .05 acres for construction of a ditch 20 feet in width, the center line of which is described as follows: Beginning at a point on the south right of way line of the proposed highway 420 feet easterly of the west line of section 1, township 26 south, range 8 east as measured along said right of way line; thence southerly at right angles to said right of way line 100 feet.

APPRAISEMENT:

Land Taken	\$5.00
Fence	
Tenants Crop Loss	
Total	\$5.00

2.

A. L. Stevenson & Mabel W. Stevenson, his wife, of Alta Dena, California

(a) A tract of land 100 feet in width lying in the southwest quarter of section 2, township 26 south, range 8 east, the center line of which is described as follows: Beginning at a point on the east line 623 feet north of the southeast corner of said quarter section; thence in a westerly direction 1673 feet to a point 606.3 feet north of the south line of said section. The above contains .38 acres, more or less, exclusive of the existing highway.

APPRAISEMENT:

Land Taken	\$11.40
Fence	\$97.00
Tenants crop Loss	
Total	\$108.40

(b) A tract of land lying in the southeast quarter of section 2, township 26 south, range 8 east, the center line of the proposed highway being described as follows: Beginning at a point on the west line 625 feet north of the southwest corner of said quarter section; thence in an easterly direction 80 feet each side of said center line 1131.25 feet; thence on a curve of 5729.65 feet radius to the left 50 feet on the left and 60 feet on the right 710.75 feet to a point 686.4 feet north of the south line of said section. The above contains .7 acres, more or less, exclusive of the existing highway.

APPRAISEMENT:

Land Taken	\$21.00
Fence	\$100.00
Tenants Crop Loss	
Total	\$121.00

3.

L. R. Batchelor & Hattie Batchelor, his wife, of Eagle Grove Iowa, John R. Batchelor & Opal Batchelor, his wife, of Wayne, Michigan; Mary Klein, a single woman, of Heece, Kansas; Fern Hoffman & I. D. Hoffman, her husband, of Sallyards, Kansas; Nellie Lockard & Frank Lockard, her husband, of Eldorado, Kansas; Mamie Smith & R. H. Smith, her husband; Clifford Smith, a single person; A. G. Batchelor & Jessie C. Batchelor, his wife, of Burbank, California.

A tract of land lying in part of the southwest quarter of section 5, township 26 south, range 9 east described as follows: Beginning at the southeast corner of said quarter section; thence

3 Con't/
north 50 feet; thence west 1072.5 feet; thence south 50 feet to the south line of said section; thence east along said section line to the place of beginning. The above contains .49 acres, more or less, exclusive of the existing highway.

APPRAISEMENT:

Land Taken	\$14.70
Fence	\$32.50
Tenants Crop Loss	
4 Evergreen trees, 4 apple trees	\$100.00
Total	\$147.20

4.

Mary A. Pedroja, a single woman, of Buffalo, Kansas; Joseph F. Pedroja & Lena Pedroja, his wife, of Madison, Kans.; D. A. Pedroja & Mrs D. A. Pedroja, his wife, of Arma, Kansas; Louise Waymire & Dale Waymire, her husband, of Ottowa, Kansas; Lydia F. Simpson & George G. Simpson, her husband, Santa Ana, Calif.; subject to a lien in favor of Sam J. Edwards, of Blue Rapids Kansas.

A tract of land 100 feet in width lying in part of section 1, township 26 south, range 9 east the center line of which is described as follows: Beginning at a point on the east line 857.4 feet south of the northeast corner of the southeast quarter of said section; thence in a southwesterly direction on a curve of 1146.26 feet radius to the left 794.66 feet; thence on a tangent to said curve 399.2 feet to a point 3 feet south of the south line of said section 8, The above contains 3.12 feet acres, more or less, exclusive of the existing highway and that portion lying in section 12, township 26 south, range 9 east.

APPRAISEMENT:

Land Taken	\$33.50
Fence	\$201.25
Tenants Crop Loss	
Total	\$234.75.

5.

Joseph F. Pedroja & Lena Pedroja, his wife, of Madison Kansas; Mary J. Pedroja, a single woman, of Buffalo, Kansas; D. A. Pedroja & Mrs. D. A. Pedroja, his wife, of Arma Kansas; Louise Waymire & Dale Waymire, her husband, of Ottowa, Kansas; Lydia F. Simpson & George G. Simpson, her husband of Santa Ana, Calif; subject to a lien in favor of Sam J. Edwards, of Blue Rapids, Kans.

(a) A tract of land lying in part of the southwest quarter of section 6, township 26 south, range 10 east described as follows:

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Beginning at a point on the west line 857.4 feet south of the northwest corner of said quarter section; thence in an easterly direction on a curve of 1146.26 feet radius to the right 413 feet; thence on a tangent to said curve to a point on the east line 761.2 feet south of the northeast corner of said quarter section; thence south to a point 50 feet south at right angles to the previously described line; thence in a westerly direction parallel and 50 feet from the previously described line to the west line of said section; thence north along said line to the place of beginning. The above contains 1.21 acres, more or less, exclusive of the existing highway.

APPRAISEMENT:

Land Taken	\$36.30
Fence	\$101.50
Tenants Crop Loss	
Total	\$137.80

(b) A tract of land 100 feet in width lying in the southwest quarter of section 5, township 26 south, range 10 east the center line of which is described as follows: Beginning at a point on the west line 733 feet south of the northwest corner of said quarter section; thence in an easterly direction 1206.5 feet; thence on a curve of 1146 feet radius to the left 250.33 feet; thence on a tangent to said curve 1227.8 feet to a point on the east line 2273.8 feet north of the southeast corner of said quarter section. The above contains 2.47 acres, more or less, exclusive of the existing highway.

APPRAISEMENT:

Land Taken	\$74.10
Fence	\$161.00
Tenants Crop Loss	
Total	\$235.10

That the foregoing report is a true and correct report of the view and appraisement made by the undersigned appraisers.

IN WITNESS WHEREOF, We have hereunto affixed our signatures this 9th day of March, 1936.

APPRAISERS:

Roy A. Moore
Max Downard
D. S. McNeill

Subscribed and sworn to before me this 9th day of March, 1936.
(COURT SEAL) Warren R. Willis, Clerk of the District Court.

IN THE DISTRICT COURT OF GREENWOOD COUNTY, KANSAS.

IN THE MATTER OF CONDEMNATION OF LAND FOR STATE HIGHWAY PURPOSES.

No. 16,498

CERTIFICATE OF NOTICE

We, the appraisers appointed by the court in the above entitled action, hereby certify that on 27th, February, 1936, we caused to be published in the Eureka Herald, a newspaper of general circulation in Greenwood County, Kansas, where the property to be viewed and appraised was situated, a notice setting forth the time and place that we, as such appraisers, would meet and view the said property and assess damages thereon.

There is attached hereto an affidavit of publication from said newspaper by the publisher thereof.

We further certify that in addition to said published notice we caused to be mailed to each of the landowners as shown on the list which is attached hereto and made a part hereof, a notice of the time and place of our meeting to view and appraise said property; that said notices were mailed as shown below, to the last known address

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or addresses of said parties, were sealed in envelopes and, postage prepaid, were deposited in the United States mail on the 27th day of February, 1936.

Dated this 9th day of March, 1936.

Roy A. Moore
Max Downard
D. S. McNeill
APPRAISERS.

Sworn to in my presence this 9th day of March, 1936.
(COURT SEAL) Warren R. Willis, Clerk of the District Court.

IN THE DISTRICT COURT OF GREENWOOD COUNTY KANSAS.
IN THE MATTER OF CONDEMNATION OF LAND
FOR STATE HIGHWAY PURPOSES.

No. 16,498.

COSTS AND APPRAISERS' FEES AND
ORDER THAT PROCEEDINGS BE RECORDED.

Now on this 14th day of March, 1936, the appraisers having filed their report of appraisement, herein, the court now assesses court costs and appraisers' fees as follows:

	<u>Amount</u>
Court Costs (including Publication notice)	\$9.95
Appraisers' Fees	
Roy A. Moore	\$7.50
D. S. McNeill	\$7.50
Max Downard	\$7.50
Mileage	
Max Downard	\$2.80

And now, the court finds that due notice of said proceedings and of the time and place when and where such appraisement would be made and damages assessed, has been duly given by said appraisers to all landowners and lienholders of record, affected by said proceedings, by publication notice, and by written notice to each such landowner and lienholder of record all within the time and in the manner provided by law, and orders that the record of these proceedings be filed with the Register of Deeds of Greenwood County, Kansas, to be recorded in the same manner as other conveyances of title.

A. T. Ayres, Judge.

THE STATE OF KANSAS,
Thirteenth Judicial District,
GREENWOOD COUNTY, SS.

I, Warren R. Willis, Clerk of the District Court of the 13th Judicial District of the State of Kansas, sitting within and for the County aforesaid do hereby certify the above and foregoing to be a true, full and complete copy of the originals of The Petition, Certificate of Notice, report of appraisers, and Costs and appraisers' fees and order that proceedings be recorded in the therein entitled cause, as the same remains of record in my office.

Witness my hand and the Seal of said Court, affixed at my office the 29th day of June, A. D., 1936.

(DIST. COURT SEAL) Warren R. Willis, Clerk of the District Court.

The instrument of which the foregoing is a true copy was filed for record on the 1st day of July 1936, at 8:05 o'clock A. M.

Anna Purkale
Register of Deeds.

RELEASE OF OIL AND GAS LEASE

WHEREAS, On the 1st day of June, 1935, a certain oil and gas mining lease was made and entered into by and between THE PRUDENTIAL INSURANCE COMPANY OF AMERICA Lessor, and THE UNION OIL & ROYALTY COMPANY Lessee, covering the following described land situate in the County of GREENWOOD, and State of KANSAS, to-wit:

THE EAST HALF OF SECTION 18, TOWNSHIP 24s, RANGE 12e.

Said lease being recorded in the office of the Register of Deeds in and for said County in Book 16, Page 366, and,

WHEREAS, THE UNION OIL & ROYALTY COMPANY under the terms of said lease, has the right to surrender said lease at any time after the expiration of one year from date thereof.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, That THE UNION OIL & ROYALTY COMPANY for and in consideration of the premises and the exercises of ITS said right under said lease, does hereby release all its rights under said lease, and that its has removed all personal property from said premises, and does hereby surrender possession of the same unto said lessor its successors and assigns and legal representatives; the purpose being to release unto the said lessor all further rights under said lease, and surrender said premises and all rights therein to its successors and assigns and legal representatives, in so far as said lease covers

THE NORTH HALF OF THE NORTHEAST QUARTER OF SECTION 18,
Twp. 24s, Rge 12e. Greenwood County, Kansas

IN WITNESS WHEREOF, We the undersigned lessees, or assignees of the lessees, affix our hands and seals this 27th day of June, 1936.

WITNESS:
ATTEST: (CORP SEAL) THE UNION OIL & ROYALTY COMPANY
Fay Snyder, Secretary. By Geo. H. Snyder
President.

State of Kansas, County of Sedgwick, ss. ACKNOWLEDGMENT OF CORPORATION

Before me, the undersigned, a Notary Public, within and for said County and State, on this 27th day of June, 1936, personally appeared Geo H. Snyder to me known to be the identical person who subscribed the name of the maker thereof to the within and foregoing instrument as its President and acknowledged to me that he executed the same as his free and voluntary act and deed, and as the free and voluntary act and deed of such corporation, for the uses and purposes therein set forth.

In testimony whereof I have hereunto set my hand and official seal the day and year last above written.

My commission expires April 5th 1939 (SEAL) V. D. Martin, Notary Public.