

357009	Smith Brothers Abstract	Dist 12	Property Reports	\$112.00
357005	W. O. Dickinson	"	Viewer	300.00
357006	Robt. G. Fry	"	"	300.00
357007	C. J. Rush	"	"	300.00
357000	Cal Crum Court Clerk	"	Award	175.00
357002	" "	"	"	315.00
357001	" "	"	"	210.00
356999	Court Common Pleas	"	Court Costs	27.95
357003	Cal Crum Court Clerk	"	Award	360.00
357008	Grace B. Simms	"	Salary	30.00
357004	Cal Crum Court Clerk	"	Award	200.00

Motion made by Commissioner Greer, seconded by Commissioner Gray, that the following affidavits of Robt. G. Fry, W. O. Dickenson, C. J. Rush, Viewers and Conn Linn, Attorney for Drainage District No. 12 of Tulsa County, Oklahoma, be accepted and filed. Upon roll call, all members voting in the affirmative, motion was by the Chairman declared carried.

STATE OF OKLAHOMA

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COUNTY OF TULSA

Before the Board of
County Commr's acting
as Comr's. for Tulsa
County Drainage Dist.
No. 12.

Thursday, January 13th, 1944

Whereas, on January 13th, 1944 at a regular adjourned meeting of the Commissioners for Drainage District No. 12 of Tulsa County, Oklahoma, Attorneys for Oklahoma Natural Gas Company appeared before said Board and contended, that the assessment of \$5000.00 made and levied by the viewers of said Drainage District, against the property of the Oklahoma Natural Gas Company, within said District, was void because made against the individual corporation and not against land, and

Whereas, such contention was denied and controverted by Counsel for said Board, but by inadvertance and oversight, the Minutes of the Board fail to disclose the contention of Counsel for said Drainage District on that question.

Now therefore, in order to supply such omission, Counsel for said Drainage District is hereby granted leave at this time to file herein, his contention then made in order to complete such record, which was and is in words and figures in substance as follows; to-wit:

Conn Linn, Attorney for Tulsa County Drainage District No. 12 contends:

1st That the assessment of \$5000.00 made by the viewers of said Drainage District against the property of Oklahoma Natural Gas Company was not made, as contended by its Counsel "against the individual corporation", instead of "against Land"; but same was made against the total property of said Company, within said Drainage District, including all property and property rights owned or controlled by Oklahoma Natural Gas Company as a public service corporation, within the Drainage District.

2nd That the Oklahoma Natural Gas Company is a public service corporation; that it owns in addition to certain described lands, valuable property and property rights within said Drainage District, all of which was materially benefited by the improvement project of building a chain and system of levees, drains, ditches and other kindred improvements within said District to control flood waters and prevent damage and injury to agricultural, industrial and residential properties in such area.

That the assessment of \$5000.00 against the Oklahoma Natural Gas Company as reported and made by the viewers of said Drainage District was ratified and confirmed by the Board of Drainage Commissioners in all respects regular, valid and according to law; that the amount thereof was consented and agreed to and furnished by said Company through its authorized officers: that same was duly advertised as required by law, and that no exception of protest was filed or made thereto; that no appeal was granted or prosecuted therefrom, and that same is a valid assessment, and said Company is now estopped to complain, and the Board is without authority or jurisdiction in the premises.

Most respectfully submitted,

(Signed) Conn Linn

Conn Linn, Attorney for Tulsa Co.
Drainage District No. 12.