

February 15th, 1943.

1. "Provide all land, easements and rights-of-way when and as required.
2. Hold United States free from all damages due to construction.
3. Maintain and operate all works after completion in accordance with regulations prescribed by The Secretary of War.
4. That the State of Oklahoma, by proper legislation, assure that no bridges or other works will effect the flood-carrying capacity of the channel in that locality.

That, therefore, under such condition, we deem it unnecessary that your viewers make recommendations as to the manner in which such construction work should be let.

That said viewers report, hereinafter described the lands, routes, courses and distance of said proposed improvements and said proposed drainage and improvement district with some particularity, and

WHEREAS, upon the filing of said viewers verified written report on January 20th, 1943, the Board of County Commissioners, by an Order of record, fixed the time and place for a hearing on the petition and viewers' report at 10:00 o'clock A.M., Monday, February 15th, 1943, at the office of the Board of County Commissioners at the Court House in Tulsa, Tulsa County, Oklahoma, and ordered and directed that notice of such hearing on said petition and viewers' report be given as required by law by publication for two weeks in some newspaper printed and of general circulation in said County of the pendency of said petition, the appointment and report of viewers, the description of property effected and the time and place of hearing thereon at which time and place any person interested or affected may appear and show cause for or against such proposed improvement project, or file written protest against same which notice was published in both Legal News of Tulsa, Oklahoma, and Sand Springs Leader of Sand Springs, Oklahoma, and proof of publication in each of these papers with copy of Notice published attached thereto has been filed with County Clerk of Tulsa County, and

WHEREAS, written protests were filed as follows, to-wit:

James F. Haus      Rt. 6, Tulsa, Okla.      Atty. C. S. Walker  
F. M. Baker  
M.K. & T. Railway

and oral protests, as follows, to-wit:

Mrs. A. B. Christenson, 6505 W. 7th St., Tulsa (Bruner Sta.)

E. E. Cooper      )  
Otto Barrett      )      On pavement N.S.S. Rd., near Green House

Therefore, and thereupon, this day, February 15th, 1943, the Board heard and considered such oral and written protests against the creation of said Drainage and Improvement District, and proposed improvements thereof and at the said hearing finds, decrees and resolves that such protests are now well taken and emanate from only a very small majority of persons owning property to be effected by the creation of the proposed district as well as owning only a small fraction of the acreage to be effected thereby and that said protests are hereby overruled and denied; that the notice of this hearing and the proof of publication attached thereto and filed herein offered in evidence in support of the petition is examined and approved and found to be in all respects as required by law; that the prayer of said petition is sustained and granted and the Drainage and Improvement District is hereby created and established as hereinafter described and is named and designated as TULSA COUNTY DRAINAGE DISTRICT NO. 12; that the cost bond filed by petitioners be cancelled and principal and sureties therein be released, that in order to defray the legitimate and necessary costs and expenses of creating and establishing said Drainage District, and acquiring lands, easements and rights-of-way for such improvements, provide protection against possible injury or damage arising by reason of such construction and to maintain said improvements after completion and all other necessary expenses chargeable to said Tulsa County Drainage District No. 12 as well as to expedite said project; that a bond issue as prayed for in the petition and as provided by law in such cases should be authorized and set up but the question of a bond issue is deferred at this time; that the viewers' report filed herein be accepted and confirmed and said viewers be released from further service.

DESCRIPTION OF TULSA COUNTY DRAINAGE DISTRICT NO. 12.

On the North side of the Arkansas River:

Beginning at a point on the east line of Lot 2, Section 11, Township 19 North, Range 12 East, where said east line intersects the Government meander line of the Arkansas River; thence westerly and following the meander line of the Arkansas River to a point where it intersects the North and South center line of Section 15; ~~Sxx~~ Township 19 North, Range 11 East; thence north to the northwest corner of the southwest quarter, southeast quarter of Section 10, Township 19 North, Range 11 East; thence east 660 feet more or less to the southwest corner of Halls Garden, an addition to Sand Springs; thence southerly and following the southerly boundary line of Halls Garden Addition, a distance of 1085.2 feet; thence east 496.3 feet; thence north 512.0 feet to a point on the south right of way line of the M.K. & T. RR.; thence easterly along the said south right-of-way of the M.K. & T. R.R., through Section 10 and Section 11 to the east line of Section 11, Township 19 North, Range 11 East; thence north to a point 998 feet, more or less, south of the east quarter corner