

## Packet for Drainage District #7

- 1 Aug 1934** Petition to organize Drainage District #7, including the following:
- Exhibit A – map showing proposed boundaries (unknown whether this is actually in the packet or not. One map in this packet is Exhibit B, the other shows only Richland Acres)
  - Exhibit B – map showing drainage tile already laid
  - Exhibit C – Assessment Roll, 1934
  - Exhibit D – List of Non-Residents
  - Exhibit E – Undertaking
- 8 Aug 1934** Minute entry and resolution to schedule a hearing
- 13 Aug 1934** Certificate of posting information for the hearing
- 18 Aug 1934** Protest by H.G. Hughes for removal of his land from the district
- 5 Sep 1934** Minute entry and Resolution approving the organization of Drainage District 7
- 1935-1936** Loan register for packet

BEFORE THE BOARD OF COUNTY COMMISSIONERS,  
Cache County, State of Utah.

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In the Matter of the Organization of a  
drainage district to be known as the  
CACHE COUNTY DRAINAGE DISTRICT NUMBER  
SEVEN, in Cache County, State of Utah.

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P E T I T I O N

TO THE HONORABLE BOARD OF COUNTY COMMISSIONERS  
IN AND FOR THE SAID CACHE COUNTY, STATE OF UTAH.

Your petitioners, as undersigned, respectfully submit the  
following:

I.

That your petitioners are the owners of a major portion  
of the lands proposed to be reclaimed or benefitted, or which are  
susceptible for drainage in the area proposed to be organized as a  
drainage district in the name of CACHE COUNTY DRAINAGE DISTRICT NUM-  
BER SEVEN, in Cache County, State of Utah, and that they are a maj-  
ority of such owners who represent a majority of one-third in area  
of lands proposed to be reclaimed or benefitted, included in the  
organization, which lands are susceptible of reclamation by drain-  
age, and your petitioners desire to provide for the reclamation of  
the said lands by maintaining the drains that are already on the said  
lands included within the area as herein bounded and described.

That attached hereto is a map of the said lands, showing  
the proposed boundaries of the said district, which map is marked  
EXHIBIT "A", to which reference is hereby made for further particu-  
ars, thereof.

II.

The lands which your petitioners desire to have included  
within the proposed drainage district are situated in the said County

of Cache, State of Utah, described as follows:

"All of Lots 1, 2, ~~X~~ 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15, in Section 7, Township 11 North, Range One East of the Salt Lake Meridian.

All of Lots 39, 40, 41, 42, and ~~X~~ in Section 6, Township 11, North Range One East of the Salt Lake Meridian.

All of Lots 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and part of Lot 26, in Section 12, Township 11 North, Range One West of the Salt Lake Meridian.

Part of Lot 26, and all of Lots 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 46, 47, 48, 50, 51, 52, 53, 54, in Section 1, Township 11 North, Range One West of the Salt Lake Meridian.

All of Lots 59, 60 and 65 in Section 11, Township 11 North, Range One West of the Salt Lake Meridian.

All of Lots 55, 56, 57, 58, 61, 62, 63, 64, 66, 67, 68, 69 and 70, 71, 72, 73, 74, 75, 76, 77, 78, 79 and 83 in Section 2, Township 11 North, Range 1 West of the Salt Lake Meridian.

All of Lots 93, 94, 95, 108 and 109, in Section 3, Township 11 North, Range 1 West of the Salt Lake Meridian.

All of Lots 80, 81, 82, 84, 85, 86, 87 and 88 in Section 35 Township 12 North, Range 1 West of the Salt Lake Meridian.

an area of approximately 2063.67 acres.

and all of the above Lots of Richland Acres, situated according to the plat thereof on record in the office of the County Recorder of Cache County, Utah, a sub-division of Cache County, State of Utah.

### III.

That the drainge tile has already been laid according to the description of the map hereto attached and marked EXHIBIT "B" to which reference is hereby made for further particulars, which map shows the main drains and the lateral drains, which said drains are of tile.

### IV.

Your petitioners herewith submit a true copy of the equalized county assessment roll for the year 1934, being the roll next preceding the presentation of this petition for the organization of



of the said drainage district, as shown by the records and assessment roll in the office of the County assessor of Cache County, State of Utah, as evidence of the ownership and title to the said described lands, which said copy of said assessment roll is attached hereto, marked EXHIBIT "C" and made a part of this petition.

V.

That your petitioners herewith append an affidavit giving a list of non-residents who own land within the boundaries of the proposed district, together with their places of residence, which said affidavit is attached hereto, marked EXHIBIT "D" and made a part of this petition.

VI.

Your petitioners herewith present an indemnity bond in the sum of \$ 500.00, which is equivalent to 2% of the estimated cost of the proposed drainage work, conditioned for the payment of any organization, preliminary and other lawful costs, in the event that this petition is denied or that, upon investigation, it is found that the cost of improvement will be in excess of the benefits to be derived, thereby necessitating the dismissal of the proceeding, which said indemnity bond is attached hereto, marked EXHIBIT "E" and made a part of this petition.

WHEREFORE, your petitioners respectfully pray as follows:

1. That pursuant to the provisions of Title 26 of the Compiled Laws of Utah, 1917, and amendments thereto, the land above described and bounded be organized into a drainage district to be known as CACHE COUNTY DRAINAGE DISTRICT NUMBER SEVEN, in the County of Cache, State of Utah, and the said lands may be drained and reclaimed and protected.

2. That your Honorable body fix a time and place for a hearing on this petition, and that due and legal notice of the time and place of the hearing upon said petition and the purpose for which the petition will be heard, be given as required by law, to all parties interested.

3. Your petitioners further pray that the said petition be granted; that the proposed drainage district be organized as a body

corporate, and that three drainage supervisors be appointed as provided by Statute.

WITNESS the hands of your petitioners at Cache County, State of Utah, this 1st day of Aug., A. D. 1934.

	(Acres)
<u>John H. Schend</u>	_____
<u>Edward Shrew</u>	_____
<u>McKinley Couch</u>	<u>50</u>
<u>E H Bench</u>	<u>97</u>
<u>George Speth No</u>	<u>79</u>
<u>John Pearson</u>	<u>19.24</u>
<u>Mrs. Sallie Lehman</u>	<u>36.28</u>
<u>Parley Savage</u>	_____
<u>E. F. Passey</u>	_____
<u>Joseph E. Cardon</u>	_____
<u>Lester Keen</u>	_____
<u>Ernest Stear</u>	_____
<u>Fred W. Speth</u>	_____
<u>Douglas Chen</u>	<u>18.54</u>
<u>Daniel S. Snow</u>	_____
<u>Moss Thatcher</u>	<u>56.</u>
_____	_____

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BEFORE THE BOARD OF COUNTY COMMISSIONERS

Cache County, State of Utah.

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In the Matter of the Organization of a drainage district to be known as the CACHE COUNTY DRAINAGE DISTRICT NUMBER SEVEN in Cache County, State of Utah.

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A F F I D A V I T

STATE OF UTAH )  
                  ) ss  
County of Cache )

L. C. KEARL, JOSEPH E. CARDON, and FRED W. SPETH, each being first duly sworn upon oath, do severally, and not for one another, depose and say: That they are one of the signers of the petition to the Honorable Board of County Commissioners of Cache County, State of Utah, praying for the organization of the Drainage district to be known as CACHE COUNTY DRAINAGE DISTRICT NUMBER SEVEN, of Cache County, State of Utah, and praying for other things necessary in the organization of the said District, signed by John E. Schenk and 15 others, bearing date 1st August 1934.

That I am acquainted with the locality of the said proposed district and with the owners of the land within the said district; that the said petition is signed by the owners or title or evidence of title of a major portion in area of the lands proposed to be reclaimed or benefitted, or which are susceptible of drainage, and which are now being drained, within the area proposed to be benefitted and herein proposed to be organized as a drainage district in the name of CACHE COUNTY DRAINAGE DISTRICT NUMBER SEVEN in Cache County, State of Utah, and is also signed by a majority of such owners who represent at least one-third (1/3) in area of the land proposed to be reclaimed or benefitted included in the organization, which lands are now being drained and are susceptible of reclamation by drainage.

Lester C. Kearl  
Joseph E. Cardon  
Fred W. Speth

Subscribed and sworn to before me this 1st day of August, A. D. 1934.

Newel G. Daines  
NOTARY PUBLIC, residing at  
Logan, Utah

My commission expires: 8/14/37.



EXHIBIT "C".

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CERTIFIED EQUALIZED COUNTY ASSESSMENT ROLL  
OF PROPOSED  
CACHE COUNTY DRAINAGE DISTRICT NUMBER SEVEN  
Cache County, State of Utah,  
for the year 1934.

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<u>Name of Owner</u>	<u>Description of Parcel</u>	<u>Acreage</u>	<u>Assessed Valuation</u>
Harlow E. Smoot	All of Lot 1 Section 7, Twp. 11N Range 1 E Richland Acres	23.78	665
Moses Thatcher	36.36 acres of following: All of Lots 2 & 6 Richland Acres in Section 7, Twp. 11N Range 1E	36.36	1705
<del>Ernest F. Passey</del>	<del>All of Lot 3 Richland Acres in Section 7, Twp. 11 N Range 1E</del>	<del>31.20</del>	<del>1861</del>
Ernest Heber Kearl	All that part of Lot 4 Richland Acres lying W of the designated road running across said Lot, Section 7, Twp. 11N Range 1E; Also beginning at the SE Corner of Lot 15 Richland Acres Section 7, Twp. 11N Range 1E North 85°-42' W 0.75 chains to the main canal of the Logan River & Blacksmith Fork Irrigation Co. NWLY along the center of said Canal to the N line of Lot 15 Section 7, N 85°42' E 1.75 chains, S 0°-26' E 9.49 chains to beginning	18.36	1216
D. F. Fullmer	All that part of Lot 4 Richland Acres Section 7, Twp. 11N Range 1E lying E of designated road	4.40	345
Ernest F. Passey	All of Lot 5 Richland Acres Section 7, Twp. 11N Range 1E	19.84	815
Moses Thatcher c/o Ernest F. Passey	All that part of Lots 6 & 14 lying E & N of Main Canal Logan River & Blacksmith Fork Irrig. Co. Section 7, Twp. 11N, Range 1E	3.01	90



<u>Name of Owner</u>	<u>Description of Parcel</u>	<u>Acreage</u>	<u>Assessed Valuation</u>
Moses Thatcher	All of Lot 7 Richland Acres Section 7, Twp. 11N Range 1E	19.22	535
Fred Speth	All of Lots 8 & 9 Richland Acres Section 7, Twp. 11N Range 1E	39.10	1045
Harlow E. Smoot	All of Lots 10, 11, 12, 13 14, & 15 of Richland Acres Section 7, Twp. 11 N Range 1E	113.06	2790
Harlow E. Smoot	All of Lot 16 Richland Acres Section 12, Twp. 11N Range 1W	19.44	310.
Harlow E. Smoot	All of Lot 17 in Richland Acres Section 12, Twp. 11N Range 1W	19.91	555
H. G. Hughes	All of Lots 18 & 19 Richland Acres Section 7, Twp. 11N Range 1E	38.80	2551
Federal Land Bank of Berkeley,	All of Lots 20 & 21 of Rich- land Acres, NW $\frac{1}{4}$ Section 12, Twp. 11N Range 1W	37.50	1190
Miller & Viele	All of Lot 23 Richland Acres in Section 12, Twp. 11N Range 1W	19.18	670
Harlow E. Smoot	All of Lot 22 in Richland Acres Section 12, Twp. 11N Range 1W	19.60	560
Harlow E. Smoot	All of Lot 24 in Richland Acres Section 12, Twp. 11N Range 1W	27.85	775
Miller & Viele	All of Lot 26 Richland Acres Section 1, Twp. 11N, Range 1W	25.06	725
Harlow E. Smoot	All of Lot 25 in Richland Acres Section 12, Twp. 11N Range 1W	24.10	670
Harlow E. Smoot	All of Lot 27 in Richland Acres Section 1, Twp. 11N Range 1W	24.89	795
Federal Land Bank of Berkeley,	All of Lots 28, 29, 53, & 54 Section 1, Twp. 11N Range 1W	76.80	3405
Harlow E. Smoot	All of Lot 30 in Richland Acres Section 1, Twp. 11N Range 1W	24.63	585
Harlow E. Smoot	All of Lot 31 in Richland Acres Section 1, Twp. 11N Range 1W	21.52	510



<u>Name of Owner</u>	<u>Description of Parcel</u>	<u>Acreage</u>	<u>Assessed Valuation</u>
Federal Land Bank of Berkeley, c/o Sallie L. Lehmann,	All of Lots 32 & 33 Richland Acres Section 1, Twp. 11N Range 1W	36.28	1780
John P. Cardon	All of Lot 34 Richland Acres Section 1, Twp. 11N Range 1W	19.24	795
Linnie M. Telford	W $\frac{1}{2}$ of Lot 35 Richland Acres in Section 1, Twp. 11N Range 1W	9.62	395
Parley Savage	E $\frac{1}{2}$ of Lot 35 Richland Acres in Section 1, Twp. 11N Range 1W	9.62	400
Joseph E. Cardon c/o Lewis Olson	W $\frac{1}{2}$ of Lot 36 Richland Acres Section 1, Twp. 11N Range 1W	9.61	345
Parley Savage	E $\frac{1}{2}$ of Lot 36 Richland Acres Section 1, Twp. 11N Range 1W	9.37	445
Ed Bauer	All Lot 37 Richland Acres in Section 1, Twp. 11N Range 1W, SE $\frac{1}{4}$ of Section 1	17.81	695
Harlow E. Smoot	All of Lot 38 Richland Acres in Section 1, Twp. 11N Range 1W	21.81	890
Logan Land & Drainage Co. c/o Parley A. Hill	All of Lot 39 Richland Acres in Section 6, Twp. 11N Range 1E	13.27	210
Lester Craven Kearl	Beginning at the SE corner of Lot 39 Richland Acres in SW $\frac{1}{4}$ Section 6, Twp. 11N Range 1E S 85°42' W 13.25 chains, th <sup>v</sup> NWLY along the center of Main Canal of the Logan River & Blacksmith Fork Irrig. Co. to the N line of said Lot 39, N 89°52' E 13.20 chains, S 27°-15' E 6.64 chains to beginning	8.23	1111
Lester Craven Kearl	All of Lot 40 Richland Acres SW $\frac{1}{4}$ Section 6, Twp. 11N Range 1E; Beginning at the NW Corner of Lot 44 Section 6, Twp. 11N Range 1E N 78°0' E 1.20 chains, S 30°0' E 3.55 chains S 85°0' E 12.30 chains, S 54°-0' E 3.80 chains, S 47°0' E 7.30 chains, S 8°50' W 11.40 chains, S 70°30' W 8 chains, S 10°0' E 3.90 chains, S 25°-15' W 4.80 chains, S 85°42' W 8.40 chains, N 27°15' W 14.-50 chains, N 15°0' W 19.04 chains to beginning	67.84	3630

<u>Name of Owner</u>	<u>Description of Parcel</u>	<u>Acreage</u>	<u>Assessed Valuation</u>
William T. Knowles c/o P. Hill	All of Lots 41 & 42 Richland Acres in W $\frac{1}{2}$ of Section 6, Twp. 11N Range 1E	45.59	3897
Aaron Christiansen	The W $\frac{1}{2}$ of Lot 45 & all Lots 46 & 47 in Richland Acres Section 6, Twp. 11N Range 1E	72.61	2965
<del>Parley Savage</del>	<del>E<math>\frac{1}{2}</math> of Lot 45 Richland Acres Section 1, Twp. 11N Range 1W</del>	<del>14.61</del>	<del>655</del>
Joseph E. Cardon c/o Lewis Olsen	All Lot 48 Richland Acres Section 1, Twp. 11N Range 1W	35.28	1175
Olga Fuhriman	All of Lot 49 Richland Acres Section 1, Twp. 11N Range 1W	18.65	430
Harlow E. Smoot	All of Lot 50 of Richland Acres Section 1 Twp. 11N Range 1W	19.74	720
Federal Land Bank of Berkeley	All Lots 51 & 52 Richland Acres, Section 1, Twp. 11N Range 1 W	38.62	1500
Douglas Olsen	All of Lot 55 Richland Acres Section 2, Twp. 11N Range 1W	18.64	1251
Edwin H. Bench, et al,	All of Lot 56 Richland Acres Section 2, Twp. 11N Range 1W	19.63	1512
Edwin H. Bench et al,	All of Lot 57 Richland Acres Section 2, Twp. 11N Range 1W	19.01	815
Edwin H. Bench, et al,	All of Lot 58 Richland Acres Section 2, Twp. 11 N Range 1W	19.02	815
Joseph Jenks	All of Lots 59 & 60 Richland Acres Section 2, Twp. 11N Range 1W	29.62	1285
The Amalgamated Sugar Co.	Beginning at the SE corner of Lot 59 Richland Acres NE $\frac{1}{4}$ Section 11, Twp. 11N Range 1W, & running thence S 85°25' W 228 feet; thence North 0°31' W 200 feet; N 85°25' E 228 feet; S 0°31' E 200 feet to place of beginning	1.05	
Harlow E. Smoot	All of Lot 61 Richland Acres, Section 2, Twp. 11N Range 1W	19.55	740



<u>Name of Owner</u>	<u>Description of Parcel</u>	<u>Acreage</u>	<u>Assessed Valuation</u>
Harlow E. Smoot	All of Lot 63 Richland Acres Section 2, Twp. 11N Range 1W	19.54	830
Edwin Harry Bench	All of Lot 63 Richland Acres Section 2, Twp. 11N Range 1W	19.71	1015
Edwin Harry Bench	All of Lot 64 Richland Acres Section 2, Twp. 11N Range 1W	19.68	690
Harlow E. Smoot	All of Lots 65 & 66 Richland Acres Section 2, Twp. 11N Range 1W	32.70	520
Harlow E. Smoot	All of Lot 67 Richland Acres Section 2, Township 11 N Range 1W	25.26	450
Harlow E. Smoot	All of Lot 68 Richland Acres Section 2, Twp. 11N, Range 1W	20.97	410
Harlow E. Smoot	All of Lot 69 in Richland Acres Section 2, Twp. 11N Range 1W	21.01	370
George Speth Jr.	All of Lots 70, 71, 73, & 73 Richland Acres, Section 2, Twp. 11N Range 1 W	78.70	3565
Harlow E. Smoot	All of Lots 74, 75, 76, 77, 78, & 79 in Richland Acres Section 2, Twp. 11 N Range 1W	163.70	4120
John H. Schenk	All of Lots 80, 81, 82, 83, 84, 85, 86, 87, & 88 Rich- land Acres, Section 35 Twp. 12N Range 1 W	295.09	2780
John H. Schenk	All of Lots 93, 94, 95, 108, 109 also part of Lot 107 lying S of a line Due W on S line of Lot 96 through Spring Creek, Richland Acres Section 12, Twp. 11N Range 1W	141.86	



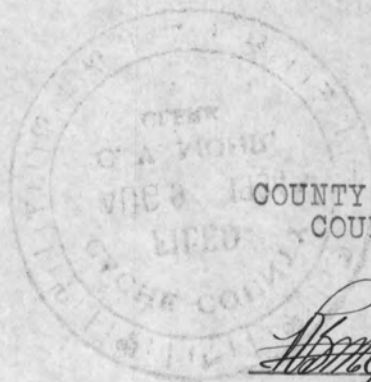
CERTIFICATE

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STATE OF UTAH            )  
                              (  
County of Cache         )        SS

I, R. S. McQUARRIE, Assessor in and for the County of Cache, State of Utah, hereby certify that the foregoing is a true and correct list of names of owners, descriptions of lands, acreage and assessed valuation of the owners of land within the boundaries of the proposed Cache County Drainage District Number Seven, of Cache County, Utah, as appears from the official equalized assessment roll for the year 1934, as shown by the records of my office, and that the same is a correct transcript of such assessment roll.

IN WITNESS WHEREOF I have hereunto set my hand and seal at Logan, Cache County, Utah, this 21<sup>st</sup> day of June, A. D. 1934.



COUNTY ASSESSOR OF CACHE  
COUNTY, STATE OF UTAH,

*R. S. McQuarrie*

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
Cache County, State of Utah.

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In the Matter of the Organization of  
a drainage district to be known as  
the CACHE COUNTY DRAINAGE DISTRICT  
NUMBER SEVEN in Cache County, State  
of Utah.

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EXHIBIT "D".

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LIST OF NON-RESIDENTS

Following is a list of non-residents who own land in the  
area proposed to be organized as a drainage district to be known as  
CACHE COUNTY DRAINAGE DISTRICT NUMBER SEVEN, in Cache County, State  
of Utah, together with their places of residence.

<u>Names of Non-Residents</u>	<u>Addresses</u>
Harlow E. Smoot Federal Land Bank of Berkeley, Miller & Viele,	Provo, Utah, Berkeley, California 16 Exchange Place, Salt Lake City, Utah, Ogden, Utah.
Amalgamated Sugar Company,	

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STATE OF UTAH            )  
                                  )    ss  
County of Cache        )

Joseph E. Cardon, being first duly sworn, deposes and says;  
that the hereunto attached list of non-residents, marked EXHIBIT "D"  
is a true and correct copy of the names and places of residence of the  
non-residents in the proposed Cache County Drainage District Number  
Seven, where known; that affiant has made diligent search and inquiry  
as to all of the places of residence of land owners within the said  
district, and that in case the residence as given is not correct such  
places of residence, upon diligent search cannot be ascertained.

Joseph E. Cardon

Subscribed and sworn to before me this 20 day of July, A.D.  
1934.

Newell G. Daines  
NOTARY PUBLIC, residing at  
Logan, Utah.

My commission expires:  
August 14, 1937.



BEFORE THE BOARD OF COUNTY COMMISSIONERS

Cache County, State of Utah.

\*\*\*\*\*

In the Matter of the Organization of a  
Drainage district to be known as the  
CACHE COUNTY DRAINAGE DISTRICT NUMBER  
SEVEN in Cache County, State of Utah.

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EXHIBIT "E".

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UNDERTAKING.

WHEREAS, John H. Schenk and 15 others have filed with  
the Board of County Commissioners of Cache County, State of Utah,  
their petition praying for the organization of a drainage district  
in Cache County, State of Utah; and,

WHEREAS, the estimated cost of the proposed maintaining  
of the said drains of the said district is about the sum of 25¢  
per acre for approximately 2063.67 acres, and that the sum of \$500.00  
is in excess of 2% of the total cost thereof;

NOW, THEREFORE, we, the undersigned residents of Cache  
County, State of Utah, in consideration of the premises, jointly and  
severally, undertake in the sum of \$500.00 and promise and undertake  
that the condition of this undertaking shall be to the effect, that if  
the said Board of County Commissioners upon or after the hearing of  
the said petition, shall find no merit in the petition or shall find  
that the cost of the proposed improvement, or improvements, shall be  
in excess of the benefit, or benefits, to be derived therefrom, that  
the petitioners will pay all costs of preliminary surveys and for the  
publication of notice, and such other lawful expenses as may have been  
incurred by the Board of County Commissioners, to which amount we ack-  
nowledge ourselves, jointly and severally, bound to said Board of  
County Commissioners.

Lester Keal  
Fred W. Speth  
J. E. Gardner

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STATE OF UTAH )  
County of Cache ) ss

Lester Kearn, Fred W. Speth

and \_\_\_\_\_ sureties, whose names are subscribed to the above Undertaking, being severally sworn, each for himself, says; that he is a resident and householder in the said County and State and is worth the sum in said Undertaking specified, as the penalty thereof, over and above his just debts and liabilities exclusive of the property exempt from execution.

Lester Kearn  
Fred W. Speth  
J. E. Larkin

Subscribed and sworn to before me this 2nd day of August,

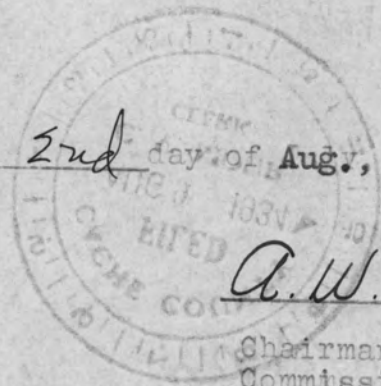
A. D. 1934.

Mabel G. Daines  
NOTARY PUBLIC, residing at  
Logan, Utah.

My commission expires:  
August 14, 1937.

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Approved this 2nd day of Aug., A. D. 1934.



A. W. Chambera

Chairman of the Board of County  
Commissioners.

FORM OF MINUTE ENTRY.

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A committee composed of Joseph E. Cardon, L. C. Kearl, and Fred W. Speth presented a written petition on behalf of John S. Schenk and 15 others, which petition purports to contain the signatures of a majority of the owners of title or evidence of title to the land within the proposed district, who own or control not less than one-third in area of the lands to be reclaimed or benefitted and also purports to contain the signatures of the owners of title or evidence of title of a major portion in area of the lands proposed to be reclaimed or benefitted in a Drainage District to be known as CACHE COUNTY DRAINAGE DISTRICT NUMBER SEVEN,

On motion of Comm. W<sup>m</sup> Warby seconded by Comm. Thomas Muir, it was ordered that the petition as presented by the committee be accepted and filed by the Clerk.

Whereupon Comm. W<sup>m</sup> Warby moved the adoption of the following resolution:



R E S O L U T I O N

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In the Matter of the Organization of a drainage district to be known as the CACHE COUNTY DRAINAGE DISTRICT NUMBER SEVEN, in Cache County, State of Utah.

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WHEREAS, Joseph E. Cardon and fifteen others, presented a written petition, which petition purports to contain the signatures of a majority of the owners of title or evidence of title to the lands within the said proposed district, who own or control not less than one-third in area of the lands to be reclaimed or benefitted and also purports to contain the signatures of the owners of title or evidence of title of a major portion in area of the lands proposed to be reclaimed or benefitted in a drainage district to be known as CACHE COUNTY DRAINAGE DISTRICT NUMBER SEVEN, which petition contains a general description of the land whereon the said drains have been constructed, together with a list of the land owners and the amount of land owned by each, as shown by the equalized assessment roll of Cache County, Utah, next preceding the presentation of the petition, together with an undertaking in the sum of \$500.00, being 2 per cent of the estimated costs of the said district, and the said petition being in all matters in manner and form required by law and praying for the creation of the said district.

NOW, THEREFORE, in consideration of the premises be it resolved by the Board of County Commissioners of Cache County, Utah, that Wednesday the 8<sup>th</sup> day of August A. D. 1934 at 10:00 o'clock A.M. of said day at the Commissioners Room in the County Court House in Logan City, Cache County, Utah, at a special meeting of the Board of County Commissioners be and the same is hereby fixed as the time and place for the hearing of the said petition or for any contest thereto on the part of any land owner within the proposed district and that the Clerk of Cache County, Utah, shall give notice of the time and place of the hearing of the said peti-



tion by publication in the Cache American a daily newspaper printed and published in Logan City, Cache County, State of Utah, for at least three weeks the last date of which publication shall be at least one week before the said date of hearing and by posting a copy of the said notice at the front door of the Court House of Cache County, State of Utah, and shall cause a copy of the said notice to be posted in at least three public places in the proposed district; that the said notice shall be substantially in the following form:

Passed this 9 day of August, 1934

Board of County Commissioners

A. W. Chambers  
Chairman

Thos Muir  
Commissioner

Wm Worley  
Commissioner

Attest \_\_\_\_\_ Clerk

Commissioners voting against said resolution: None

BEFORE THE BOARD OF COUNTY COMMISSIONERS

Cache County, State of Utah.

\*\*\*\*\*

In the Matter of the Organization of  
a drainage district to be known as  
the CACHE COUNTY DRAINAGE DISTRICT  
NUMBER SEVEN in Cache County, State  
of Utah.

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CERTIFICATE OF POSTING

I, Newel G. Daines, hereby certify that I am a citizen of the United States and over the age of twenty-one years, and that on the 8th day of August, A. D. 1934, I posted a true and correct copy of the attached notice "To all the Persons Interested," being a notice of the time and place of hearing the petition for the organization of Cache County Drainage District Number Seven, as required by Section 2042 Compiled Laws of Utah, 1917, as amended by Chapter 41 of the Session Laws of Utah, 1919, as follows:

One at the front door of the Cache County Court House, in Logan City, Cache County, Utah; one on the bulletin board on the corner of second north and Main Streets, Logan, Utah; one on the bulletin board on 2nd North and 1st West Streets, Logan, Utah; and three on the property proposed to be reclaimed or benefitted by the said Drainage District.

Dated this 13th day of August, A. D. 1934.

*Newel G. Daines*



In the Matter of the Organization of  
a Drainage District to be known as  
the CACHE COUNTY DRAINAGE DISTRICT  
NUMBER SEVEN, in Cache County, State  
of Utah.

\*\*\*\*\*

PROOF OF MAILING NOTICE

I, Marr Bryson, being first duly sworn on oath says; that I am a citizen of the United States of America and over the age of twenty-one years; that on the 8th day of August, A. D. 1934, I mailed full, true and correct copies of the annexed notice, by depositing the same in the United States Post Office at Logan, Utah, postage prepaid to the following named persons and addressed, to-wit:

Harlow E. Smoot, Provo, Utah,  
Federal Land Bank of Berkeley, Berkeley,  
California,  
Miller & Viele, 16 Exchange Place,  
Salt Lake City, Utah,  
Amalgamated Sugar Company, Ogden, Utah.

and that between the said places and Logan, Utah, there is regular communication by mail.

Marr Bryson

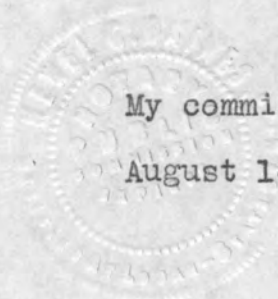
Subscribed and sworn to before me this 13th day of August,

A. D. 1934.

Rewell G. Daines  
NOTARY PUBLIC, residing at  
Logan, Utah.

My commission expires:

August 14, 1937.



BEFORE THE BOARD OF COUNTY COMMISSIONERS,  
Cache County, State of Utah.

\*\*\*\*\*

In the Matter of the Organization of  
a drainage district to be known as  
the CACHE COUNTY DRAINAGE DISTRICT  
NUMBER SEVEN, in Cache County, State  
of Utah.

\*\*\*\*\*

NOTICE

TO ALL PERSONS INTERESTED:

Notice is hereby given that the petition of Joseph E. Cardon and fifteen others, praying for the organization of a drainage district, to be known and named as CACHE COUNTY DRAINAGE DISTRICT NUMBER SEVEN, in Cache County, State of Utah, was presented to the Board of County Commissioners of Cache County, State of Utah, on the 8 day of August, A. D. 1934, and was filed with the County Clerk of said Cache County, in the Court House in Cache County, State of Utah, at Logan City, on the 8 day of August, A.D. 1934, and said petition is now on file in the office of the said County Clerk.

The boundaries of the land proposed to be included in said proposed Drainage District are described as follows, to-wit:

"All of Lots 1, 2, ~~X~~, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15, in Section 7, Township 11 North, Range One East of the Salt Lake Meridian.

All of Lots 39, 40, 41, 42, and ~~45~~ in Section 6, Township 11 North, Range One East of the Salt Lake Meridian.

All of Lots 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and part of Lot 26, in Section 12, Township 11 North, Range One West of the Salt Lake Meridian.

Part of Lot 26, and all of Lots 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 46, 47, 48, 50, 51, 52, 53, 54, in Section 1, Township 11 North, Range One West of the Salt Lake Meridian.

All of Lots 59, 60 and 65 in Section 11, Township 11 North, Range One West of the Salt Lake Meridian.



All of Lots 55, 56, 57, 58, 61, 62, 63, 64, 66, 67, 68, 69 and 70, 71, 72, 73, 74, 75, 76, 77, 78, 79 and 83 in Section 2, Township 11 North, Range 1 West of the Salt Lake Meridian.

All of Lots 93, 94, 95, 108 and 109 in Section 3, Township 11 North, Range 1 West of the Salt Lake Meridian.

All of Lots 80, 81, 82, 84, 85, 86, 87 and 88 in Section 35 Township 12 North, Range 1 West of the Salt Lake Meridian.

an area of approximately 2063.67 acres.

and all of the above Lots of Richband Acres, situated according to the plat thereof on record in the office of the County Recorder of Cache County, Utah, a sub-division of Cache County, Utah.

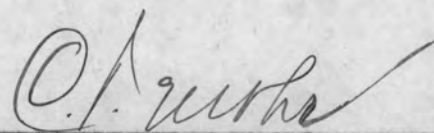
That the drains of the said drainage district have been constructed and are now reclaiming and protecting the lands within the proposed district.

That the purpose of organizing the said drainage district is to maintain the drains that have been constructed on the said above described lands, that are now protecting the lands within the proposed district.

The said petitioners will ask for a hearing on said petition and will request that the same be granted at the regular meeting of the said Board of County Commissioners to be held on Wednesday the 5th day of September A. D. 1934, at the hour of 10:00 o'clock A.M. of said day, or as soon thereafter as they can be heard at the court house in Logan City, Cache County, Utah, and on the hearing of the said petition all parties interested and through or upon whose lands the drains have been constructed, or whose lands may be damaged or benefitted thereby, may appear and contest the same, and contestants and petitioners may offer any competent evidence in regard thereto.

WITNESS my hand at Logan City, in Cache County, Utah, this

8th day of August 1934.



County Clerk.



In the Matter of the Organization  
of DRAINAGE DISTRICT NUMBER SEVEN.

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The protestant, H. G. Hughes, protests against the inclusion of lands belonging and owned by him within the boundaries of the proposed Drainage District, which land is situated in Cache County, State of Utah, and described as follows:

All of Lots 18 & 19 Richland Acres,  
Section 7, Township 11 North, Range  
1 East, Salt Lake Meridian.

This protest is made upon the grounds that the said lands are drained by a private drain and the said lands will not be benefitted by the proposed drainage system, and that the inclusion of the lands within the said district and the assessments of the alleged benefits against the same will not, in any way, help his said lands.

Dated at Logan, Cache County, Utah, this 18th day of  
August, A.D. 1934.

H. G. Hughes



MINUTE ENTRY.

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Regular meeting of the Board of County Commissioners of Cache County, State of Utah, held at the Court House at Logan City, Cache County, State of Utah, on Wednesday, the 5th day of September, A. D. 1934.

Present:

Hon. A.W. Chambers, Chairman,  
Thos. Muir, Commissioner,  
Wm. Worley, Commissioner.  
C. V. Mohr, Clerk.

The hearing of the petition for the organization of the CACHE COUNTY DRAINAGE DISTRICT NUMBER SEVEN and no objections to the organization of the said district, except by H. G. Hughes, came on regularly to be heard, and the commissioners having personally examined said petition and all proceedings to date, and it appearing that said petition is signed by the owners of title or evidence of title of a major portion in area of the lands proposed to be reclaimed or benefitted and which are now being drained within the area proposed to be organized as a district in the name of CACHE COUNTY DRAINAGE DISTRICT NUMBER SEVEN in Cache County, Utah, and also that the said signers are a majority of such owners who represent at least one-third in area of such lands proposed to be reclaimed or benefitted and which are now being drained, Commissioner William Worley thereupon introduced and moved the adoption of the following resolution:

R E S O L U T I O N .

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WHEREAS, a petition signed by the owners of title or evidence of title of a major portion in area of the lands proposed to be reclaimed or benefitted and which are now being drained within the area proposed herein to be organized as a drainage district in the name of CACHE COUNTY DRAINAGE DISTRICT NUMBER SEVEN in Cache County, State of Utah, and the said signers being a majority of such owners who represent at least one-third in area of lands proposed to be reclaimed or benefitted, on the 9th day of August, A. D. 1934, duly filed in this office their petition in the manner and form prescribed by law, requesting the organization of a drainage district to be known as the CACHE COUNTY DRAINAGE DISTRICT NUMBER SEVEN, and,

WHEREAS, the County Commissioners of Cache County, State of Utah, thereupon fixed Wednesday, the 5th day of September, A. D. 1934, at 10:00 o'clock A.M. of the said day, at the Commissioners Room in the County Court House in Logan City, Cache County, Utah, as the time and place for the hearing on the said petition, and caused due notice thereof to be posted and published in the manner and form prescribed by law, proof of which appears in the files herein, and,

WHEREAS, the Board of County Commissioners duly met pursuant to the order and notice on the said day and heard the evidence concerning the said petition and examined the original equalized assessment roll in the County Assessor's Office of Cache County, State of Utah, for the year 1934, and the Board having visited and viewed the lands within the proposed boundaries of the said district.

NOW, THEREFORE, be it Resolved by the Board of County Commissioners of Cache County, State of Utah, as follows:

1. That the Board of County Commissioners of Cache County, Utah, hereby find that the total number of land owners within the said proposed district is 24 and the number of signers on the said petition who are owners of land within the said district is 16 and that the total number of acres of land within the proposed district



is 2017.86 acres, and that the signers of the said petition are the owners, as appears from the said records, of \_\_\_\_\_ acres of the land in the said total and that the petition is made by a majority of the owners of title or evidence of title of lands within the district proposed to be organized into the said drainage district, who own or control more than one-half in area of the lands to be reclaimed and benefitted and which are now being drained, and are the owners of title of a major portion in area of the lands to be reclaimed or benefitted within the said district; that a written protest against the creation of the proposed district and request for the exclusion of his land within the proposed district has been filed herein by H. G. Hughes, and no other objections or protests have been made or filed.

2. That the objection and protest of the above mentioned party is justified and is hereby allowed.

3. That no petitions for inclusion of lands were presented and that the petition above mentioned for exclusion of land from the said district is based upon facts which would justify such petition being granted and the said petition is hereby granted.

4. That this Board of County Commissioners further finds that the proposed drains, ditches and other works are necessary and will be useful for the drainage of the lands proposed to be drained thereby and which are now being drained for agricultural or sanitary purposes and are conducive to the public health and welfare.

5. That the said petition of the said Joseph E. Cardon and others for the creation of the district be and the same is hereby granted and that there is hereby created a drainage district, all of the lands of which are situated in Cache County, State of Utah, to be known as and the same is hereby named and designated as CACHE COUNTY DRAINAGE DISTRICT NUMBER SEVEN and the boundaries of the said district are hereby established and defined as more particularly hereinafter fully set forth and described.

6. That the following named persons be and they are hereby appointed supervisors of the said drainage district for the respective terms set opposite their names:

John S. Schenk, R.F.D. #1, Logan, Utah, for the term of 3 years,  
Lester C. Kearl, Logan, Utah, for the term of 2 years,  
Fred W. Speth Jr., R.F.D. #1, Logan, Utah, for the term of 1  
years.

7. That the said Board of Supervisors shall before entering upon the duties of their office, take and subscribe to an oath faithfully to discharge their duties without favor or partiality, and to render a true account of their doings to the County Commissioners by whom they are appointed, whenever required by law or order of the commissioners, which oath shall be filed with the Clerk and shall each execute an official bond to the District in the sum of \$500.00, hereby fixed by the County Commissioners as a reasonable bond to be furnished by such supervisors, which said bond shall be in the form prescribed by law for the official bond of County Officers.

8. That this Board has not modified the proposed boundaries of the said district so as to except from the said district any land within the boundaries of the district proposed by the said petitioners which is now being drained by the system of works applicable to the other lands in such proposed district, except as hereinbefore stated.

9. That this Board within ten days after passage of this resolution shall publish in the manner prescribed by law, in the Cache American, a by-weekly newspaper published in Logan City, Cache County, State of Utah, for at least ten days its proclamation made herein and the said County Commissioners hereby make and enter in its minutes the following proclamation:



P R O C L A M A T I O N

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Made and Given Pursuant to Order of the Board of County Commissioners of Cache County, State of Utah, entered September 5, 1934,

OFFICE OF THE BOARD OF COUNTY COMMISSIONERS  
COUNTY OF CACHE, STATE OF UTAH, A.D. 1934.

In the Matter of the Petition of the  
Organization of the Cache County Drain-  
age District Number Seven,

PROCLAMATION ORDER.

RE: Cache County Drainage  
District Number Seven.

The petition having been heard in the manner required by law and the Board of County Commissioners having fully examined said petition, and having heard evidence concerning the same, and considered all objections to the same, it is ordered by the Board of County Commissioners, that the petition be, and the same is hereby granted; and the Board of County Commissioners further find that the work proposed in said petition to be done will be useful for agricultural or sanitary purposes to the owners of land within the proposed district; and the Board of County Commissioners also find that the persons who have signed said petition are of lawful age and are a majority of the adult landowners representing a major portion (more than one-half) of the lands to be affected by such work, and are the owners of title of a major portion in area of the lands to be reclaimed or benefitted or which are now being drained within the said district and of the lands to be affected by such work. And the Board of County Commissioners further find that the said Drainage District to be known as, and hereby named CACHE COUNTY DRAINAGE DISTRICT NUMBER SEVEN, the land to be included in which are all situated in the County of Cache, State of

Utah, and the boundaries of which said district are hereby fixed as follows:

All of Lots 1, 2, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15 in Section 7, Township 11 North, Range One East of the Salt Lake Meridian.

All of Lots 39, 40, 41 and 42 in Section 6, Township 11, North Range One East of the Salt Lake Meridian.

All of Lots 16, 17, 20, 21, 22, 23, 24, 25 and part of Lot 26, in Section 12, Township 11 North, Range One West of the Salt Lake Meridian.

Part of Lot 26, and all of Lots 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 46, 47, 48, 50, 51, 52, 53, and 54 in Section 1, Township 11 North, Range One West of the Salt Lake Meridian.

All of Lots 59, 60 and 65 in Section 11, Township 11 North, Range One West of the Salt Lake Meridian.

All of Lots 55, 56, 57, 58, 61, 62, 63, 64, 66, 67, 68, 69 and 70, 71, 72, 73, 74, 75, 76, 77, 78, 79 and 83 in Section 2, Township 11 North, Range 1 West of the Salt Lake Meridian.

All of Lots 93, 94, 95, 108 and 109 in Section 3, Township 11 North, Range 1 West of the Salt Lake Meridian.

All of Lots 80, 81, 82, 84, 85, 86, 87 and 88 in Section 35, Township 12 North, Range 1 West of the Salt Lake Meridian.

an area of approximately 2017.86 acres.

is duly established as provided by law.

And the following named persons are to be known as the Board of Supervisors for the terms set opposite their names:

John H. Schenk, R.F.D.#1, Logan, Utah, 3 years,  
Lester C. Kearl, Logan, Utah, 2 years,  
Fred W. Speth Jr., R.F.D. #1, Logan, Utah, 1 years.

Adopted by the Board of County Commissioners this 5th day of September, A. D. 1934.

A. W. Chambers

Thos Muir

Wm Worley

Board of County Commissioners  
Cache County, Utah.

Attest:

O. V. Wicks

County Clerk, Cache County, Utah.



The motion for the adoption of the resolution was duly seconded by Commissioner Thos. Muir and a vote taken upon the same showed the following:

Whereupon Chairman A. W. Chambers declared the motion carried and the resolution duly adopted.

The foregoing minutes are hereby approved as correct.

A. W. Chambers  
Chairman

ATTEST

C. W. W. W.  
Clerk.

Case No. ....

*Drainage Dist #7*

In the Matter of ~~the Estate of~~

.....  
Deceased.

**FIRST DISTRICT COURT**

**CACHE COUNTY, STATE OF UTAH.**

DATE LOANED			PARTY BORROWING PAPERS	DATE RETURNED		
Month	Day	Year		Month	Day	Year
<i>1</i>	<i>17</i>	<i>35</i>	<i>Wm. &amp; A. ...</i>	<i>Jan</i>	<i>19</i>	<i>1935</i>
<i>12</i>	<i>4</i>	<i>36</i>	<i>Jesse P. Rich</i>	<i>12</i>	<i>10</i>	<i>36</i>