

# Judge to Rule Soon in School District Suits

HILL CITY — (Special)—  
A test case of the new school unification laws, brought by 18 school districts, was taken under advisement Friday by Judge C. E. Birney in District Court here.

The judge said he will render a decision early next week.

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**ORIGINALLY**, 10 districts filed suit, called the unification act unconstitutional and an encouragement to school districts to raid each other's territory.

Eight more districts joined the action Friday morning. All 18 were represented by Marion W. Chipman, Hill City, Earl H. Hatcher, Topeka, and Bernard J. Brungardt, Hays, attorneys. The state was represented by Edward Curry, an assistant attorney general.

Chipman stuck closely to the particulars of the suit, which maintains the act is not only unconstitutional, but also vague and indefinite.

Chipman charged the act makes an unlawful delegation of legislative authority to county school superintendents.

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**IN REBUTTAL**, Curry denied the act is vague and said weaknesses can be corrected in the courts. He conceded, however, the act does not fix a cutoff date by which school districts must stop acquiring territory so that a county unification plan can be outlined and voted upon.

Hatcher told the court, "Whenever you permit the people to go out and strive to bring territory into their own districts, you have confusion, not uniformity."