

IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF GEORGIA

UNITED STATES OF AMERICA, )

Plaintiff, )

v. )

CIVIL ACTION NO. \_\_\_\_\_

THE MUSCOGEE COUNTY BOARD OF )

EDUCATION, Muscogee County, )

Georgia; B. H. HARDAWAY, )

President, JOHN R. KINNETT, )

SR., First Vice President, )

T. HIRAM STANLEY, Second Vice )

President, G. NATHAN HUNTER, )

Treasurer, and CECIL W. )

ANTHONY, JOE W. BLACKMON, )

J. W. FEIGHNER, E. D. FINCH, )

MRS. JOHN R. ILLGES, JR., )

LOUIS C. KUNZE, SR., JOHN T. )

MILLER, S. RODDENBERY, DAVID )

ROTHSCHILD II, MRS. JOSEPH J. )

SPANO, R. SPENCER WADDELL and )

C. CODY WHITE, Members of the )

Muscogee County Board of )

Education; and WILLIAM HENRY )

SHAW, SUPERINTENDENT OF )

EDUCATION of Muscogee County, )

Defendants. )

COMPLAINT

The United States alleges as a claim against the defendants:

1. This is an action to protect the interest of the United States that its civilian employees and members of its Armed Forces, and their dependents, be not unconstitutionally discriminated against on account of race or color in the use and enjoyment of educational facilities which have been built or are being maintained and operated with the use of funds of the United States under the provisions

of P. L. 815 and P. L. 874, 81st Cong. (Chapters 13 and 19 of Title 20 U.S.C.), with the resultant detriment to their service and morale.

2. This Court has jurisdiction of this action under Sections 1343 and 1345 of Title 28, United States Code.

3. The Muscogee County Board of Education of Muscogee County, Georgia (hereinafter referred to as the Board), is an agency of the State of Georgia and is responsible, under the laws of Georgia, for the operation of public schools within the County. The principal office of the Board is located in Columbus, Georgia.

4. B. H. Hardaway is President, John R. Kinnett, Sr. is First Vice President, T. Hiram Stanley is Second Vice President, G. Nathan Hunter is Treasurer and Cecil W. Anthony, Joe W. Blackmon, E. D. Finch, J. W. Feighner, Mrs. John R. Illges, Jr., Louis C. Kunze, Sr., John T. Miller, S. Roddenbery, David Rothschild II, Mrs. Joseph J. Spano, R. Spencer Waddell and C. Cody White are members of the Board. Each resides in Muscogee County.

5. William Henry Shaw is Superintendent of Education of Muscogee County, Georgia, and is responsible for the administration of the public schools of the County under the general supervision of the Board. He resides in Muscogee County.

6. The City of Columbus is located in Muscogee County and has a population of approximately 115,000 persons. Muscogee County has a population of approximately 155,000 persons.

7. The plaintiff maintains Fort Benning in Muscogee County, Georgia, as a part of its national defense

establishment. Fort Benning is the headquarters of the Second Infantry Division and the United States Army Infantry School. It is the infantry training center of the United States Army.

8. There are approximately 30,000 military personnel stationed at Fort Benning and approximately 3,100 civilians employed by the plaintiff at Fort Benning.

9. The plaintiff maintains and operates certain elementary schools at Fort Benning for the education of the children of military personnel of the plaintiff residing within Fort Benning. The plaintiff does not operate any schools in Muscogee County for the education of the children of its military personnel and civilian employees residing outside of Fort Benning.

10. The Board maintains and operates 58 public schools for the education of children residing within Muscogee County, including dependents of members and civilian employees of the plaintiff's Armed Forces. These schools are Beallwood, Benning Hills, Bibb City, Brown Avenue, Clubview, Daniel, David, Double Churches, East Highlands, Eastway, Edgewood, Fox, Gentian, Johnson, Key, McIlhenny, Midland, Morningside, Muscogee, Nankipooch, Reese Road, Rigdon Road, River Road, Rose Hill, Rosemont, St. Elmo, St. Marys, South Columbus, Tillinghurst, Waverly Terrace, Winterfield, Wood, Woodall, Wynnton, Carver Heights, Claflin, Cusseta Road, Davis, Dawson Drive, Fifth Avenue, Forrest Road, Harrison Avenue, Manly Taylor, Mathews, Pou Street, Radcliff, Second Avenue and Thirtieth Avenue elementary schools; Arnold, Columbus, Eddy, Richards and Marshall junior high schools; and Baker, Columbus, Jordan Vocational, Carver and Spencer senior high schools.

11. Under the provisions of Chapter 13 of Title 20 of the United States Code, the Commissioner of Education has approved and the plaintiff has paid to the Board during the period from 1951 to the present time a total of \$6,584,382.00 for the maintenance and operation of its schools. These grants were approved and the payments made on account of the Board providing public education for the dependents of the military personnel and civilian employees of the plaintiff, and the proceeds have been used by the Board to defray the general cost of maintaining and operating its public schools. A tabulation of the grants paid and the number of dependents on whose account they were paid, for each year since 1951, is set forth in Appendix A to this complaint.

12. Under the provisions of Chapter 19 of Title 20, United States Code, the United States Commissioner of Education has approved and the plaintiff has paid grants in the total amount of \$5,316,480.90 during the period from 1950 to the present time for the construction and improvement of the schools under the operating jurisdiction of the Board. A tabulation of the funds paid by the plaintiff to the Board on individual construction projects appears as Appendix B to this complaint.

13. Davis Elementary School is located on 1822 Shepherd Drive in Columbus. Its construction, consisting of fourteen classrooms, combination auditorium-cafeteria with stage, kitchen, office suite, toilets, boiler room, and equipment, was completed on April 12, 1952, at a total cost of \$224,333.93. Of this total cost of construction, the plaintiff has paid \$193,165.00 to the defendant Board under a grant applied for by the Board and

approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code. An addition to Davis Elementary School, consisting of six classrooms, toilets, covered walkway, and site improvements, was completed on October 29, 1953, at a total cost of \$80,232.70. Of this total cost of construction, the plaintiff has paid \$67,790.00 to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code.

14. Carver Heights Elementary School is located on 3042 Eighth Avenue in Columbus. The cost of its construction, consisting of twenty-two classrooms, band room, boiler room, book room, clinic, kitchen, cafetorium, office, storage rooms, janitor's room, toilets, and stage, was \$280,683.04. On or about September 24, 1954, under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code, the plaintiff reimbursed \$139,589.00 of the total cost of construction to the defendant Board.

15. Winterfield Elementary School is located on 3025 Dawson Street in Columbus. The cost of its construction, consisting of ten classrooms, cafetorium, kitchen, book room, boiler room, clinic, janitor's room, office, stage, teachers' room, storage room, and toilets, was \$161,865.00. On or about September 24, 1954, under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code, the plaintiff reimbursed \$87,871.00 of the total cost of this construction

to the defendant Board. An addition to Winterfield Elementary School, consisting of four regular classrooms, general storage room, library with combination work and conference room, heating room, auxiliary rooms, covered passages, porch, walks, driveway, and parking area, was completed on January 7, 1955, at a total cost of \$66,568.00. Of this total cost of construction, the plaintiff has paid \$19,500.00 to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code.

16. Brown Avenue Elementary School is located on 539 Brown Avenue in Columbus. Its construction, consisting of seven classrooms, two kindergarten rooms, library, multi-purpose room with stage and kitchen, office suite, toilets and boiler room, was completed on January 6, 1952, at a total cost of \$183,603.97. Of this total cost of construction, the plaintiff has paid \$162,080.00 to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code. An addition to Brown Avenue Elementary School, consisting of five regular classrooms, storage room, auxiliary facilities, connecting walks, and covered passageways, was completed on November 8, 1956, at a total cost of \$60,545.88. Of this total cost of construction, the plaintiff has paid \$55,000.00 to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code.

17. Daniel Elementary School is located on 1042 45th Street in Columbus. The cost of its construction, consisting of twenty-two classrooms, cafeteria, clinic room, kitchen, home economics unit, two book rooms, two kindergarten rooms, library room, two teachers' rooms, shop, office, boiler room, janitor's room, four storage rooms, and ten toilet rooms, was \$316,527.00. On or about September 24, 1954, under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code, the plaintiff reimbursed \$152,955.00 of the total cost of this construction to the defendant Board.

18. Edgewood Elementary School is located on 3835 Forrest Road in Columbus. An addition to Edgewood Elementary School, consisting of four classrooms, cafetorium, library, clinic, office, and boiler room, was constructed by the defendants at a total cost of \$118,677.35. On or about September 24, 1954, under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code, the plaintiff reimbursed \$51,916.00 of the total cost of construction to the defendant Board.

19. South Columbus Elementary School is located on 1964 Torch Hill Road in Columbus. Its construction, consisting of ten classrooms, multi-purpose room with kitchen and stage, clinic, storage rooms, boiler room, office and necessary service rooms, was completed on December 9, 1952, at a total cost of \$238,546.62. Of this total cost of construction, the plaintiff has paid \$225,000.00 to the defendant Board under a grant applied for by the Board and approved by the Commissioner of

Education pursuant to the provisions of Chapter 19 of Title 20, United States Code. An addition to South Columbus Elementary School, consisting of five classrooms, toilet, storage room, covered passage, drainage and sidewalks, was completed on January 29, 1954, at a total cost of \$72,547.25. Of this total cost of construction, the plaintiff has paid \$68,500.00 to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code. A further addition to South Columbus Elementary School, consisting of ten regular classrooms, storeroom, boiler room, connecting passage and auxiliary facilities, was completed on January 24, 1957, at a total cost of \$104,797.96. The plaintiff has paid to the defendant Board the entire cost of this addition under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code.

20. Cusseta Road Elementary School is located on 4200 Cusseta Road in Columbus. Its construction, consisting of nine regular classrooms, kindergarten, library, principal's office, teachers' room, multi-purpose room, kitchen, boys' and girls' toilets, and boiler room, was completed on November 30, 1953, at a total cost of \$130,145.92. Of this total cost of construction, the plaintiff has paid \$120,000.00 to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code.

21. Spencer High School is located on 1830 Shepherd Drive in Columbus. Its construction, consisting



of twenty-eight classrooms, general science room, two laboratories, library, storage rooms, administration suite, book room, clinic, toilets, shop, gymnasium, cafeteria and kitchen, home economics unit, auditorium with stage, ROTC unit, and connecting walks, was completed on March 26, 1954, at a total cost of \$974,912.11. Of this total cost of construction, the plaintiff has paid \$600,000.00 to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code.

22. Manly Taylor Elementary School is located on 1152 Cusseta Road in Columbus. An addition to Manly Taylor Elementary School, consisting of four classrooms, clinic, library, cafeteria, kitchen, and two toilet rooms, was constructed by the defendants at a total cost of \$72,916.00. On or about September 24, 1954, under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code, the plaintiff reimbursed \$43,297.00 of the total cost of this addition to the defendant Board.

23. Eastway Elementary School is located on Buena Vista Road, two miles from the city limits of Columbus. The cost of its construction, consisting of nine classrooms, cafetorium, kitchen, library, clinic, stage, kindergarten, book room, teachers' room, boiler room, janitor's room, office, two storage rooms, and six toilet rooms, was \$162,782.00. On or about September 24, 1954, under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code, the plaintiff reimbursed \$95,898.00 of the total cost of this construction

to the defendant Board. An addition to Eastway Elementary School, consisting of four self-contained classrooms, mechanical room, and covered passage, was completed on February 21, 1958, at a total cost of \$58,697.23. Of this total cost of construction, the plaintiff has paid \$54,617.00 to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code. A further addition to Eastway Elementary School, consisting of six regular classrooms, mechanical room, auxiliary facilities, connecting covered walkways, garbage area, improvements to existing kitchen, new drives, and parking areas, was completed on March 1, 1961, at a total cost of \$79,500.00. Of this total cost of construction, the plaintiff has paid \$77,520.00 to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code.

24. Carver High School is located at 3100 Eighth Avenue in Mobile. Its construction, consisting of ten classrooms, two science rooms with auxiliary rooms, two home economics rooms and workroom, vocational agricultural shop, industrial arts shop, two tool rooms, cafeteria with kitchen, multi-purpose room, library with conference room, office suite, clinic, teachers' room, boiler room, auxiliary rooms, and covered passages, was completed on September 1, 1954. Also completed on the same date was an addition to Carver Heights Elementary School, previously referred to in paragraph 14, which addition consisted of nine classrooms, library with workroom, auxiliary rooms, and covered passages. Both construction projects were completed at a

total cost of \$648,171.82. Of this total cost of construction, the plaintiff has paid \$600,000.00 to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code.

25. Columbus High School is located at 1700 Cherokee Avenue in Columbus. An addition to Columbus High School, consisting of ten classrooms, covered passages, auxiliary rooms, a multi-purpose building, a band and music room, and the enlargement and extension of the heating system, was completed on June 24, 1955, at a total cost of \$452,792.49. Of this total cost of construction, the plaintiff has paid \$300,000.00 to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code.

26. Rigdon Road Elementary School is located at 1282 Rigdon Road near Columbus. Its construction, consisting of ten classrooms, library with workroom, office suite, teachers' room, cafeteria with stage, kitchen, boiler room, covered walks, and loading dock, was completed on November 9, 1955, at a total cost of \$264,495.94. Of this total cost of construction, the plaintiff has paid \$250,000.00 to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code.

27. Forrest Road Elementary School is located on Forrest Road near Columbus. Its construction, consisting of ten classrooms, library, office, clinic, teachers' room, cafeteria with stage, kitchen, boiler room, auxiliary rooms,

covered walks, and loading dock, was completed on October 25, 1955, at a total cost of \$207,288.05. Of this total cost of construction, the plaintiff has paid \$200,000.00 to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code.

28. St. Marys Elementary School is located at 4408 St. Marys Road near Columbus. Its construction, consisting of six regular classrooms and four self-contained classrooms, office suite, library with workroom, exhibition room, cafetorium with stage, kitchen and service areas, boiler room, covered walks, and site work, was completed on April 20, 1957, at a total cost of \$218,121.50. Of this total cost of construction, the plaintiff has paid \$196,200.00 to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code.

29. Benning Hills Elementary School is located at 61 Munson Drive in Columbus. Its construction, consisting of ten classrooms, library, administrative area, combination auditorium and cafeteria, was completed on July 25, 1953, at a total cost of \$212,501.56. Of this total cost of construction, the plaintiff has paid \$200,000.00 to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code. An addition to Benning Hills Elementary School, consisting of six regular classrooms, auxiliary facilities, connecting walks and covered passageways, was completed on March 15, 1957, at a total cost of \$68,004.30.

Of this total cost of construction, the plaintiff has paid \$62,502.00 to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code.

30. Muscogee Elementary School is located at 3900 Baker Plaza near Baker Village, Georgia. Its construction, consisting of nine regular classrooms, two self-contained classrooms, library with work and book storage rooms, lunch and assembly room with stage, kitchen with service rooms, administrative suite with clinic, teachers' lounge, boiler room, auxiliary facilities, covered walkways and site work, was completed on February 24, 1958, at a total cost of \$211,163.71. Of this total cost of construction, the plaintiff has paid \$200,000.00 to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code.

31. Reese Road Elementary School is located on Reese Road near Edgewood, Georgia. Its construction, consisting of seven regular classrooms, four self-contained classrooms, library with work and book storage rooms, multi-purpose room with stage, kitchen with service rooms, administrative suite with clinic, teachers' lounge, boiler room and auxiliary facilities, was completed on May 29, 1958, at a total cost of \$210,968.86. Of this total cost of construction, the plaintiff has paid \$200,000.00 to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code.

32. River Road Elementary School is located at 516 Heath Drive in Columbus. Its construction, consisting of four self-contained classrooms, seven regular classrooms, administrative suite with clinic, lobby, cafeteria with stage, kitchen with service rooms, library with workroom, book storage, boiler room, covered walks and site work, was completed on September 19, 1958, at a total cost of \$217,950.26. Of this total cost of construction, the plaintiff has paid \$204,633.00 to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code.

33. Key Elementary School is located at 2520 Broadmoor Drive in Columbus. Its construction, consisting of seven regular classrooms, four self-contained classrooms, library with workroom, administrative suite, cafetorium with stage, kitchen with service area, boiler room, auxiliary facilities, and site work, was completed on July 29, 1959, at a total cost of \$230,535.20. Of this total cost of construction, the plaintiff has paid \$169,650.00 to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code. An addition to Key Elementary School, consisting of four regular classrooms and additional toilet facilities, was completed on February 27, 1961, at a total cost of \$41,870.00. The plaintiff has paid the entire cost of this addition to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code.

34. Thirtieth Avenue Elementary School is located on 151 30th Avenue in Columbus. Its construction, consisting of two self-contained classrooms, seven regular classrooms, library and workroom, principal's suite, teachers' lounge, clinic, cafetorium with stage, kitchen and storage area, boiler room, service areas, auxiliary facilities, and site work, was completed on April 13, 1961, at a total cost of \$194,254.82. Of this total cost of construction, the plaintiff has paid \$194,210.00 to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code.

35. Dawson Drive Elementary School is located on Dawson Drive near Fort Benning. Its construction, consisting of two self-contained classrooms, seven regular classrooms, library and workroom, clinic, principal's suite including lounge, cafetorium with stage, kitchen with service areas, boiler room, auxiliary facilities, bus loading dock, and site work, was completed on May 5, 1961, at a total cost of \$177,919.94. The plaintiff has paid the entire cost of this construction to the defendant Board under a grant applied for by the Board and approved by the Commissioner of Education pursuant to the provisions of Chapter 19 of Title 20, United States Code.

36. In connection with each of its applications for a grant under Chapter 19 of Title 20, United States Code, as referred to in paragraphs 12 through 35, the defendant Board gave written assurance, as required by 20 U.S.C. 636, that the school facilities of the Board "will be available to the children for whose education contributions are provided . . . on the same terms, in

accordance with the laws of the State in which applicant is situated, as they are available to other children in applicant's school district."

37. Approximately 9,900 children of military personnel and civilians stationed or employed at Fort Benning attend the public schools operated by the defendants. These children include members of the white and Negro races.

38. It is the policy and practice of the defendants in operating the public schools under their jurisdiction to segregate Negro students in separate schools maintained and operated solely for students who are of the Negro race.

39. The defendants have operated and are presently operating Beallwood, Benning Hills, Bibb City, Brown Avenue, Clubview, Daniel, David, Double Churches, East Highlands, Eastway, Edgewood, Fox, Gentian, Johnson, Key, McIlhenny, Midland, Morningside, Muscogee, Nankipooch, Reese Road, Rigdon Road, River Road, Rose Hill, Rosemont, St. Elmo, St. Marys, South Columbus, Tillinghurst, Waverly Terrace, Winterfield, Wood, Woodall and Wynnton elementary schools; Arnold, Columbus, Eddy and Richards junior high schools; and Baker, Columbus and Jordan Vocational high schools for the education of children of the white race exclusively. The defendants have operated and are presently operating Carver Heights, Claflin, Cusseta Road, Davis, Dawson Drive, Fifth Avenue, Forrest Road, Harrison Avenue, Manly Taylor, Mathews, Pou Street, Radcliff, Second Avenue and Thirtieth Avenue elementary schools; Marshall junior high school; and Carver and Spencer high schools for the education of children of the Negro race exclusively.



40. Pursuant to the policy and practice of the defendants to assign students to schools according to their race, all Negro school age dependents of military personnel and civilian employees of plaintiff's Armed Services stationed or employed at Fort Benning and attending the public schools of Muscogee County, are compelled to attend schools operated exclusively for members of the Negro race and are not permitted to attend schools available to white children similarly situated.

41. The defendants have failed and are now failing to make the public school facilities under their jurisdiction available to Negro dependents of the members and employees of the Armed Services of the plaintiff upon the same terms as such facilities are available to white children of Muscogee County.

42. The Board has failed and is now failing and refusing to perform each of its assurances referred to in paragraph 36.

43. The acts and conduct of the defendants herein alleged violate the Fourteenth Amendment to the Constitution.

44. The defendants will, unless restrained by order of this Court, continue unconstitutionally to discriminate against the dependents of Negro military personnel and civilian employees of the plaintiff because of their race, thereby violating the written assurances described in paragraph 36 and causing irreparable injury to the plaintiff, consisting of impairment of the service and morale of its military and civilian personnel and the separation of servicemen from their families when Negro servicemen send their children to schools outside the area of Fort Benning

in order to avoid subjecting the children to racial discrimination in the children's education.

45. The plaintiff has no adequate remedy at law.

WHEREFORE, plaintiff prays that the Court enter an order enjoining the defendants, their successors in office, agents, employees, and all persons in active concert or participation with them from segregating or discriminating against, among, or between, upon the basis of their race or color, any dependents of the members or employees of the Armed Services of the plaintiff in the operation of public schools in Muscogee County, together with such additional relief as may be appropriate.

UNITED STATES OF AMERICA,  
Plaintiff,

By:

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BURKE MARSHALL  
Assistant Attorney General

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FLOYD M. BUFORD  
United States Attorney

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ST. JOHN BARRETT, Attorney  
Department of Justice

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DAVID H. MARLIN, Attorney  
Department of Justice

Appendix A

FEDERAL PAYMENTS MADE TO MUSCOGEE COUNTY SCHOOL DISTRICT, GEORGIA, FOR CORRECT OPERATING EXPENSES OF SCHOOLS UNDER PUBLIC LAW 874 AND THE NUMBER OF FEDERALLY CONNECTED CHILDREN BY CATEGORY COUNTED FOR PAYMENT FOR EACH FISCAL YEAR 1951-1963

Fiscal Year	Number of Children Counted for Payment			Federal Payment
	3(B) Category <sup>1/</sup>	3(B) Category <sup>2/</sup>	Section 4 <sup>3/</sup>	
1951	3,549	1,479	1,939	\$ 442,602
1952	3,860	311	1,939	404,558
1953	3,754	--	1,939	302,103
1954	3,731	--	1,939	239,809
1955	3,731	--	--	182,488
1956	4,420	--	1,506	360,185
1957	6,598	--	--	534,033
1958	7,114	--	--	517,527
1959	6,890	--	--	517,133
1960	8,002	--	--	648,470
1961	8,356	--	--	704,770
1962	9,212	--	--	823,316
1963 <sup>4/</sup>	9,600	--	--	907,388
<b>Total</b>	<b>78,817</b>	<b>1,790</b>	<b>9,262</b>	<b>\$6,584,382</b>

<sup>1/</sup> These are children who either live on Federal property with a parent employed on private property or live on private property with a parent employed on Federal property, not both.

<sup>2/</sup> These are children for whom entitlement was increased by the amount of State aid for which the school district was not yet eligible (State aid lag). This provision was eliminated by Public Law 248, effective July 1, 1954.

<sup>3/</sup> Sec. 20 U.S.C. 239(b).

<sup>4/</sup> Data for 1963 are estimated on the basis of applicant's claim.

Appendix B

SCHOOL CONSTRUCTION PROJECTS APPROVED UNDER PUBLIC LAW 815 FOR MUSCOGEE COUNTY  
SCHOOL DISTRICT OF MUSCOGEE COUNTY, COLUMBUS, GEORGIA, INCLUDING APPLICATION  
PERIODS, PROJECT NUMBERS, DATES OF PROJECT APPROVAL, FEDERAL AND LOCAL  
FUNDS EXPENDED AND TOTAL PROJECT COSTS FOR FISCAL 1951 THROUGH 1962

Application Period	Project Number	Date Project Approved	Federal Funds	Local Funds	Total Cost
1950-52	51-C-16A	June 20, 1951	\$193,165.00	\$31,168.93	\$224,333.93
1950-52	51-C-16B-X	September 24, 1954	<u>1/</u> 139,589.00	--	139,589.00
1950-52	51-C-16C-X	September 24, 1954	<u>1/</u> 87,871.00	--	87,871.00
1950-52	51-C-16D	July 20, 1951	162,080.00	21,523.97	183,603.97
1950-52	51-C-16E-X	September 24, 1954	<u>1/</u> 152,955.00	--	152,955.00
1950-52	52-C-16G	September 24, 1954	<u>1/</u> 51,916.00	--	51,916.00
1950-52	52-C-16G	March 24, 1952	225,000.00	13,546.62	238,546.62
1950-52	52-C-16H	September 19, 1952	200,000.00	12,501.56	212,501.56
1950-52	52-C-16I	October 30, 1952	120,000.00	10,145.92	130,145.92
1950-52	52-C-16J	November 20, 1952	600,000.00	374,912.11	974,912.11
1950-52	52-C-16K-X	September 24, 1954	<u>1/</u> 43,297.00	--	43,297.00
1950-52	52-C-16L-X	September 24, 1954	<u>1/</u> 95,898.00	--	95,898.00
1950-52	52-C-16M	January 26, 1953	600,000.00	48,171.82	648,171.82
1950-52	52-C-16N	December 4, 1952	68,500.00	4,047.25	72,547.25
1950-52	52-C-16O	October 30, 1952	67,790.00	12,442.70	80,232.70
1952-54	54-C-16AA	April 5, 1954	300,000.00	152,792.49	452,792.49
1952-54	54-C-16CC	April 27, 1954	250,000.00	14,495.94	264,495.94
1952-54	54-C-16EE	October 13, 1954	19,500.00	47,068.00	66,568.00
1952-54	54-C-16FF	August 11, 1954	200,000.00	7,288.05	207,288.05

1/ Reimbursement payment.

Appendix B, Cont'd

Appendix B cont'd

Application Period	Project Number	Date Project Approved	Federal Funds	Local funds	Total Cost
1954-56	56-C-16A6	April 20, 1956	\$196,200.00	\$21,921.50	\$218,121.50
1954-56	56-C-16D6	May 1, 1956	104,797.96	--	104,797.96
1954-56	56-C-16E6	May 1, 1956	55,000.00	5,545.88	60,545.88
1954-56	56-C-16F6	May 1, 1956	62,502.00	5,502.30	68,044.30
1956-58	58-C-16A8	June 3, 1957	200,000.00	11,163.71	211,163.71
1956-58	58-C-16B8	June 3, 1957	200,000.00	10,968.86	210,968.86
1956-58	58-C-16D8	July 5, 1957	204,633.00	13,317.26	217,950.26
1956-58	58-C-16F8	July 9, 1957	54,617.00	4,080.23	58,697.23
1957-59	59-C-16A9	October 6, 1958	169,650.00	60,855.20	230,535.20
1959-61	61-C-16A11	June 7, 1960	194,210.00	44.82	194,254.82
1959-61	61-C-16E11	June 7, 1960	177,919.94	--	177,919.94
1959-61	61-C-16F11	June 3, 1960	77,520.00	1,980.00	79,500.00
1959-61	61-C-16G11	June 3, 1960	41,870.00	--	41,870.00
Totals ...			\$5,316,480.90	\$885,515.12	\$6,201,996.02