No further business transacted.

Motion by Commissioner Sallee, seconded by Commissioner Morley, that a recess be taken until Wednesday, October 18th, 1939, at the hour of 10:00 o'clock A.M. Upon roll call, the following vote was taken: Shepard, Aye; Morley, Aye; Sallee, Aye. Motion carried.

ATTEST: ANDY STOKES, COUNTY CLERK.

BY: M. Sendleton

CHAIRMAN, BOARD OF COUNTY COMMISSIONERS.

WEDNESDAY, OCTOBER 18th, 1939.

Pursuant to recess heretofore taken, the Board of County Commissioners reconvened at the hour of 10:00 o'clock A.M., with all members present: G. H. Shepard, Chairman; Ralsa F. Morley and Lincoln Sallee, members. Andy Stokes, County Clerk.

G. H. Shepard, Chairman presiding, the following business was transacted.

Motion by Commissioner Sallee, seconded by Commissioner Morley, that the petition for allowance of refund payment filed by Mick Marinoff, be and the same is hereby denied in accordance with the opinion of the Assistant County Attorney. Upon roll call, the following vote was taken: Shepard, Aye; Morley, Aye; Sallee, Aye. Motion carried. To which Nick Marinoff objects and excepts and gives notice of intention to appeal to the District Court and asks the County Commissioners to fix the amount of the bond and suggests that a bond of \$50.00 be ample to secure the costs and asks that a bond of \$50.00 be made within twenty days.