

O R D E R

This matter coming on to be heard before the Board of County Commissioners upon the petition of Mary F. Chase to strike and set aside erroneous taxes upon petitioner's homestead allotment, and the petitioner appearing in person and by her attorney, S. R. Lewis, and the Board having heard the testimony of the petitioner and having received written opinion from Mr. John Conway, Assistant County Attorney, as to the legality of taxes levies and assessed against said lands, finds as follows: That Mary F. Chase, nee Collins, is enrolled as a Cherokee Indian opposite roll No. 12578 of the final rolls of the Cherokee Nation, and that she is the owner of the following described lands, to-wit:

The Northeast Quarter of the Southeast Quarter of the Northwest Quarter, 6-20-13

conveyed to her by homestead patent No. 23254, dated January 31, 1908, recorded in Book P, Page 740, in the office of the County Clerk, Tulsa County, State of Oklahoma. That said lands are a part of her Cherokee homestead and are now held and owned by her.

The Board further finds that said homestead allotment is exempt from taxation by the provision of the Cherokee Agreement dated July 1, 1902 (The 32nd Statute 716), and by Federal Laws; and that all taxes assessed, levied against said homestead allotment of land are void and illegal and should be stricken, abrogated and set aside by this Board.

The Board further finds that both ad valorem and water taxes are special improvement taxes assessed against said lands are void, illegal and should be abrogated, set aside and held for naught. That all of said above described lands included in the Turley Water Improvement District are exempt from taxation as above set forth and should be dis-annexed, withdrawn and eliminated from said Water Improvement District and that said petitioner have all proper relief in the premises.

IT IS THEREFORE ORDERED AND ADJUDGED by the Board of County Commissioners that the homestead allotment of the said petitioner is exempt from taxation, and that all ~~ad~~ ad valorem taxes and all water improvement taxes are void and illegal and should be cancelled, stricken, set aside and held for naught by the County Assessor and by the County Treasurer of this County and it is ordered that said officials trike, cancel and eliminate said taxes from their respective tax records.

IT IS FURTHER ORDERED AND ADJUDGED by this Board that the County Clerk of Tulsa County be and he is hereby ordered and directed to strike, vacate and withdraw all of the homestead allotment of said petitioner, being the lands above described, from the Turley Water Improvement District and that petitioner have all proper relief in the premises.

IT IS FURTHER ORDERED that a copy of this order be served upon the County Assessor, the County Treasurer and the County Clerk, respectively, of Tulsa County, State of Oklahoma.

Dated this 26th day of August, 1940.

Attest: Andy Stokes, Secretary of Board.
By: M. Pendleton, Deputy.
Seal.

Signed: G. H. Shepard, Chairman, Board
of County Commissioners

Ralsa F. Morley, Board Member.

Lincoln Sallee, Board Member.

Motion by Commissioner Sallee, seconded by Commissioner Morley, that a recess be taken until Tuesday, August 27th, 1940, at the hour of 3:00 o'clock P.M. All members voting in the affirmative, motion was by the Chairman declared carried.

ATTEST: ANDY STOKES, COUNTY CLERK.

BY: M. Pendleton
DEPUTY.

G. H. Shepard
CHAIRMAN, BOARD OF COUNTY COMMISSIONERS.
