

June 30th, 1943.

WEDNESDAY, JUNE 30th, 1943.

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: J. B. Gray, Chairman; Ralsa F. Morley and Curtis Greer, members. Andy Stokes, County Clerk.

J. B. Gray, Chairman presiding, the following business was transacted.

Motion by Commissioner Morley, seconded by Commissioner Gray, that the report filed by the Clerk, Court of Common Pleas, for the month May, 1943, be and the same is hereby accepted and filed. Upon roll call, all members voting in the affirmative, motion was by the Chairman declared carried.

The following Resolution was introduced by Commissioner Morley, who moved its adoption; said motion being seconded by Commissioner Gray. The Chairman ordered the Resolution read.

R E S O L U T I O N

WHEREAS, on February 28, 1935, in Case No. 59737, in the District Court of Tulsa County, Oklahoma, in which The State of Oklahoma, ex rel, Holly L. Anderson, County Attorney of Tulsa County, Oklahoma, was plaintiff, and John W. Riley, Ashley Russell and Jessie Roberts were defendants, judgment was rendered and entered in favor of the plaintiff and against the defendants on a bond executed by said defendant for the sum of Two Thousand and No/100 (\$2000.00) Dollars and interest and costs; and

WHEREAS, on the 14th day of March, 1935, there was issued an execution in said case and under said Execution certain lands of said defendants were levied upon and sold to John H. Miller, Harry L. Hopkins and J. B. Gray, the then Board of County Commissioners of Tulsa County, Oklahoma, for the sum of Two Thousand and No/100 (\$2000.00) Dollars, which sale was confirmed by the Court on December 3, 1937, and on said date, to-wit: December 3, 1937, A. Garland Marrs, as Sheriff of Tulsa County, Oklahoma, executed and delivered to said Board of County Commissioners of Tulsa County, Oklahoma, a Sheriff's Deed, conveying to said Board the lands sold under said Execution; and

WHEREAS, on May 1, 1935, in Case No. 57533, in the District Court of Tulsa County, Oklahoma, in which The State of Oklahoma, ex rel, Holly L. Anderson, County Attorney of Tulsa County, Oklahoma, was plaintiff, and Carl Whitaker, Lorraine M. Cotton and J. W. Bailey were defendants, judgment was rendered in favor of said plaintiff and against said defendants on a bond executed by said defendants for the sum of One Thousand and No/100 (\$1000.00) Dollars and interest and costs, which judgment was entered on May 21, 1935, and

WHEREAS, no Execution was ever issued upon said judgment and said judgment is now barred by the Statute of Limitations; and

WHEREAS, John W. Riley, one of the defendants in said Case No. 59737, and J. W. Riley, one of the defendants in said Case No. 57533, is one of the same person; and

WHEREAS, there has been realized on the judgment in said Case No. 49737 substantially the amount due thereunder; and

WHEREAS, said judgments are, and at all times herein mentioned were, owned by the Board of County Commissioners of Tulsa County, Oklahoma, in their official capacity, subject to the statutory right of the County Attorney of Tulsa County to a percentage of the proceeds thereof; and

WHEREAS, it is made to appear to this Board of County Commissioners of Tulsa County, Oklahoma, that the defendant, John W. Riley and/or J. W. Riley, being one and the same person in the cases aforesaid, has no other property subject to execution and there is no prospect of realizing anything further on either of said judgments out of the property of said defendant, John W. Riley or J. W. Riley; and

WHEREAS, said John W. Riley and/or J. W. Riley desires said judgments released of record as to him and has tendered to the Board of County Commissioners of Tulsa County, Oklahoma, the sum of One Hundred and No/100 (\$100.00) Dollars in consideration of a release of said judgment as to him; and

WHEREAS, the County Attorney of Tulsa County has recommended to this Board that the officer by said John W. Riley and/or J. W. Riley be accepted; and