

COMMISSIONER'S RECORD N

Douglas County Republican, Lawrence

After considerable discussion, the Board was of the opinion that such claim of Mr. Mitchell is made in good faith and that he did, at one time, pay to the county, through the tax collector's office, the personal property taxes for the years 1933 to and including 1938. Therefore, pursuant thereto, the following resolution was adopted by motion of M. N. Penny, seconded by Ed Johnson and unanimous vote:

RESOLUTION

WHEREAS, the matter of an offer to compromise personal property tax judgments against A. B. Mitchell, came on for consideration by the Board of County Commissioners of Douglas County, Kansas, at a regular adjourned meeting this 3rd day of May, 1944, said liens appearing in Judgment Docket 8, Page 178 in the office of the clerk of the district court of Douglas County, Kansas, and being more particularly described as follows:

Warrant No. 1869, for the year 1933, in the sum of \$40.26, plus fees and interest, filed April 5, 1937.

Warrant No. 3451, for the year 1934, in the sum of \$26.66 plus fees and interest, filed April 5, 1937.

Warrant No. 4832, for the year 1935, in the sum of \$45.57 plus fees and interest, filed April 5, 1937.

Warrant No. 6154, for the year 1936, in the sum of \$31.86 plus fees and interest, filed October 12, 1938.

Warrant No. 7385, for the year 1937, in the sum of \$22.90 plus fees and interest, filed January 16, 1940.

Warrant No. 8633, for the year 1938, in the sum of \$9.90 plus fees and interest, filed March 29, 1941.

THEREUPON, after hearing evidence presented by the said A. B. Mitchell, and being full convinced that these delinquent taxes had been paid to the Tax Collector of Douglas County, and error was made in that no credit was allowed on the books for same, the Board finds it only fair and just to cancel the tax lien judgments including all penalties and interest.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Douglas County, Kansas, that the Clerk of the District Court, be ordered to cancel the tax judgments described above, in the total amount of \$177.15, plus all interest and penalties now on his docket against A. B. Mitchell, sworn affidavit of said Mr. Mitchell being attached hereto.

ATTEST:

T. R. Gerhart
T. R. Gerhart,
County Clerk.

L. H. Griffith
Chairman

Ed Johnson
Member

M. N. Penny
Member
Board of County Commissioners,
of Douglas County, Kansas.

AFFIDAVIT

STATE OF KANSAS)
COUNTY OF DOUGLAS) SS

A. B. Mitchell of lawful age, being first duly sworn deposes and says: That he is a resident of Douglas County, Kansas, and that there appears against his name at page 178 of the judgment docket 8 in the office of the clerk of the district court of Douglas County, Kansas, personal property taxes for the years 1933, 1934, 1935, 1936, 1937, 1938 and 1939. That the personal property tax claims for the years 1933, 1934, 1935 were filed with said clerk on April 5, 1937; that the tax claim for the year 1936 was so filed October 12, 1938; that the tax claim for the year 1937 was so filed January 16, 1940; that the tax claim for the year 1938 was so filed March 29, 1941; that the tax claim for the year 1939 was so filed October 20, 1942.

Affiant further states that this affiant received no notice of and had no knowledge of such filings but that said taxes have by him been paid to the sheriff's office for each of the years herein listed. That during said years such collections were made from this affiant by Starkweather and Parnell for said sheriff's office, and were in truth and in fact paid by this affiant.

Affiant further states that in fairness to all concerned said personal property taxes as they appear upon said judgment docket should be cancelled and removed from said judgment docket.

Further affiant saith not.

A. B. Mitchell

Subscribed and sworn to before me this 3rd day of May, 1944.

R. E. Melvin
Notary Public

My Commission expires April 5, 1946.

The Board agreed to allow Bill Stevens, Manager of the County Farm, the sum of \$20.00 per month for a period of two months, for the boarding of Elmer Byford, hired man.

The Board adjourned to meet Wednesday, May 10, 1944.

ATTEST: T. R. Gerhart
T. R. Gerhart,
County Clerk.

L. H. Griffith
L. H. Griffith, Chairman of the Board of
County Commissioners.