

Sept. 2, 1947

COMMISSIONERS PROCEEDINGS

REGULAR MEETING

The Board of Commissioners met at 10:00 A. M. Sept. 2, 1947 all members present, John Cheesbrough presiding.

The minutes of meetings held Aug. 4, 5 and 6 were read and approved.

APPOINTMENT: Upon the recommendation of County Attorney J. J. Hickey, William I. Felton was appointed as Deputy County Attorney.

The following bills were audited and approved for payment.

Western Steel Buildings, Inc.	Fair Building	\$15207.70
Western Steel Buildings, Inc.	" "	3323.00
Western Steel Buildings, Inc.	" "	1000.00
R. G. Engstrom	County Clerk	222.70
Ruth Petersen	"	173.40
Ellen W. Erickson	"	153.20
Mary J. Goffar	"	153.20
Mary A. Milliken	"	150.00
Betty Engstrom	"	124.30
W. H. Jordan	R & B Labor	264.20
L. W. Alameda	"	218.00
J. J. Olson	"	57.30
Wm. E. Dobbins	"	145.85
James L. Garvin	"	222.30
Harry Daugherty	"	43.25
Edwin Nelson	"	202.20
Charles Siltamaki	"	202.20
Dave Sommers	"	202.20
John White	"	218.00
Routt County	"	10.00
M. E. Anderson	"	400.00
Walter P. Backstrom	County Treasurer	222.70
Mina T. Woodhouse	"	173.40
Beverly Lyon	"	124.30
LaVerne J. Ziler	"	161.10
Patricia V. Mangus	"	20.20
Virginia Spatero	"	20.20
Wm. A. Johnson	County Assessor	230.70
R. A. Hakala	"	189.20
Marie Spatero	"	153.20
Sara R. Busillo	"	45.00
Glenn Penland	County Sheriff	230.70
John Terrill	"	197.10
Evan Jones	"	75.60
Bert Oldman	"	68.48
Frank Schilt	"	63.56
George Sheehan	"	84.32
W. C. West	"	86.81
B. A. Foote	Jailer & Dep. Sheriff	200.00
Lloyd Woodbury	" "	93.24
Crawford Wood	Jailer	82.60
Charlotte Romick	Clerk of Court	214.50
Mary Cooper	"	173.40
Helen A. Irving	Supt. of Schools	214.50
Ella Hakala	"	46.74
Jamie Rochelle	"	40.32
Martha Hart	"	67.30
Ann Pearson	"	161.10
J. J. Hickey	County Attorney	181.30
Jeen W. Jones	"	132.30
A. E. Robertson	Custodian	222.70
Louis A. Medina	"	132.30
Mary Claire Nealon	County Agent	144.50
John Brown	Fair Grounds Caretaker	148.10
B. A. Foote	Mileage	24.96
Glenn Penland	Mileage & Expense	96.08
J. J. Hickey	"	28.20
R. G. Engstrom	"	28.20
S. K. Briggs	Mileage	27.68
R. A. Hakala	Mileage & Expense	36.57
John Terrill	"	221.15
Helen A. Irving	"	48.82
Nels L. Dahlquist	Mileage	9.84
Frank Boyd	Justice Peace	18.50
Robert R. Molyneux	"	41.66

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C. A. Kinney	Justice Peace	20.00
Wm. N. Brimmer	"	100.00
David W. Ellis	"	23.43
Paul W. Pearson	"	51.66
James Jones	"	10.00
Sirchie Finger Print Lab.	Supplies	9.36
Glenn Penland	Board of Prisoners	987.50
Brighten-Up Shop	Supplies	63.78
Rawlins Drug Store	"	1.45
The Mills Company	"	213.43
Prairie Publishing Co.	"	31.92
Geo. D. Barnard Co.	"	54.84
Household Appliance Shop	"	1.00
The Comp Publishing Co.	"	8.25
Hammond & Stephens Co.	"	38.95
City of Rawlins	Water Service	45.40
Wm. B. Humphreys	Drayage	8.50
Lower Snake River Tel. Co.	Telephone Service	2.74
Rawlins Electric Co.	Electric Service	82.91
Western Union	Telegraph Service	23.15
Mountain States T & T Co.	Telephone Service	169.85
Rocky Mountain Gas Co.	Gas Service	11.10
D. C. Kinnaman & Son	R & B Supplies	22.56
C. A. Needham	R & B Lumber	70.00
Dixon Garage	R & B Supplies	1.00
H. Rasmusson	"	18.50
Rice Auto Service	"	20.60
Standard Oil Co.	"	92.18
U. S. Welding Works	"	1.54
Continental Oil Co.	"	380.40
Forest Products Treating Co.	R & B Lumber	300.80
Dinsmore Realty Co.	R & B Insurance	615.47
H. Larsen	R & B Supplies	52.87
Rawlins Gas & Oil Co.	"	35.00
Rawlins Tire Service	R & B Tires	137.20
Wyoming Automotive Co.	R & B Supplies	15.60
Tri-State Lumber Co.	R & B Lumber	1600.89
Gerald F. Jordan	R & B Labor	93.06
J. C. Kilburn	R & B Supplies	49.71
Studer Tractor & Equip. Co.	"	29.88
Rawlins One-Stop Station	"	1.13
Sundin Chevrolet Co.	"	15.96
John's Standard Service	CH Supplies	14.51
Pershing, Bosworth, Lick & Dawson	Services - Fair Bonds	295.26
Rocky Mountain Bank Note Co.	Fair Grounds Bonds	73.04
Wm. N. Brimmer	Coroner's Inquest	5.00
Martha Gustafson	"	12.50
Dr. E. Ben Sturges	Coroner	35.00
S. S. Sharp	Water Commissioner	111.96
Nat. Assn. of County Officials	Dues	30.00
Girls' Industrial Institute	Girls' Care	46.50
Dr. James E. Cashman	Prisoners' Care	5.00
American Law Book Co.	Court Library	28.00
Donald Kortess	Mileage - Election Returns	10.00
John Cheesbrough	County Commissioner	199.24
Eugene McCarthy	"	131.17
Jack Sullivan	"	180.29
The Todd Company	Equipment	120.00
Burroughs Add. Mach. Co.	Machine Service	28.42
John Terrill	Stock Inspection	41.50
Patricia Murry	Sal. - Supt. of Schools	30.00
Marchant Calculating Mach. Co.	Equipment	225.00
First National Bank	Income tax deductions	724.04
Workmen's Compensation Dept.	Compensation	14.90
County Treasurer	Assignments	86.45
Carbon County Fair Board	County Fair Expense	1500.00
Carbon County Fair Board	"	1000.00
S. K. Briggs & W. A. Muir	Attorney Fees	1200.00
Dr. R. V. Batterton	Health Officer	175.00
County Clerk	Postage	9.00

RIVERSIDE-WALDEN ROAD - Project No. S-259:

It was called to the attention of the Board of Commissioners that an error had been made in the description of the land involved relative to the alteration of the Riverside-Walden Road. The action taken by the Board on August 8, 1947 was rescinded and a corrected resolution adopted as follows:

A motion was made by Commissioner Sullivan, seconded by McCarthy and unanimously carried whereby the following resolution was adopted:

Sept. 2, 1947

RESOLUTION TO ALTER PUBLIC ROAD

RIVERSIDE-WALDEN ROAD
Project No. S-259

WHEREAS, public necessity requires that the following described road be altered,
NOW, THEREFORE, be it resolved by the Board of County Commissioners that the following described road be located and established as follows, to-wit:

NOTICE OF ALTERATION OF PUBLIC ROAD

TO WHOM IT MAY CONCERN:

The Board of County Commissioners of Carbon County, Wyoming have decided to locate a road to be known as Riverside-Walden. Commencing at a point which is S. 85° 36' W. a distance of 1723 feet from a point which is N. 52° 31' W. a distance of 1191.2 feet from a point on the East boundary of Section 2, T. 14 N., R. 83 W., which is 2211.1 feet North of the East $\frac{1}{4}$ corner of said Section 2, thence in an Easterly direction through Section 35, T. 15 N., R. 83 W.; thence in a Southeasterly direction through Sections 2 and 1, T. 14 N., R. 83 W. and through Sections 6, 7, 8, 17, and 16, T. 14 N., R. 82 W. to a point which is N. 40° 36' W. a distance of 1420 feet, more or less, from a point on the South boundary of Section 16, T. 14 N., R 82 W. which is 847.5 feet East of the South $\frac{1}{4}$ corner of said Section 16.

The proposed location and width of right of way required are set forth in detail on Map on file with the County Clerk and may be examined at his office.

All objections thereto and claims for damages must be filed in writing with the County Clerk of said County before noon on the 7th day of Oct., A. D., 1947, or such road will be established without reference to such objections or claims for damages.

R. G. Engstrom, County Clerk

Dated September 2, A. D., 1947.

Thereupon the Board adjourned until the following day.

Sept. 3, 1947

The Board resumed its session, all members present.

MONTHLY REPORTS of County Officers were read and approved and placed on file.

BONDS as follows were approved by the Board:

R. E. Cooper	Medicine Bow, Wyo.	Treasurer School District No. 6	\$1500.00
Lowell Wolfe	Ft. Steele, Wyo.	" " " 14	1000.00
Leeland U. Grieve	Savery, Wyoming	" " " 28	1000.00
Christian W. Keldsen	Rawlins, Wyo.	Treasurer Memorial Hospital	5000.00

TAX REBATE - Merenciana Lujan, Rawlins, Wyo. Tax Rebate Order No. 1505, Account Poll Tax \$ 2.00

CERTIFICATE OF PURCHASE No. 3423, Richard K. Hirshey, Lot 13, Block 21, and Lots 19 and 20 in Block 16, Encampment was sold to Walter Bender for the sum of \$10.28.

A motion was made by Commissioner Eugene McCarthy, seconded by Jack Sullivan and carried unanimously whereby the following resolution was adopted:

R E S O L U T I O N

WHEREAS, in the criminal case of the State of Wyoming vs. Gladys N. Hambrick, the defendant was tried and convicted in the District Court of the County of Carbon, State of Wyoming, on three certain criminal informations filed in said Court against the defendant, wherein said defendant is charged in fifty-one separate counts with a crime of embezzlement, and at the trial of said criminal cases was convicted on forty-six of said counts, and was sentenced by said District Court as provided by law, and

WHEREAS, said defendant by and through her attorneys has perfected an appeal in said criminal cases to the Supreme Court of Wyoming and has filed in the office of the Clerk of the Supreme Court of Wyoming the Record in said criminal cases on appeal, consisting of nine typewritten volumes, together with an Abstract of the Record consisting of three hundred pages,

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and that it is now necessary that the County of Carbon, by and through its County Commissioners, retain and employ counsel to defend said appeal and furnish said Supreme Court with a supplemental Abstract of the Record, together with a brief on behalf of the Respondent, State of Wyoming, and also for the purpose of appearing in said Supreme Court and presenting oral arguments on behalf of said Respondent, as is provided by the adopted rules of said Supreme Court, and

WHEREAS, the present County and Prosecuting Attorney of Carbon County, J. J. Hickey, was formerly a member of the Board of Trustees of the Memorial Hospital of Carbon County and was heretofore employed and retained by the defendant and appellant, Gladys N. Hambrick, in connection with said criminal cases, and for these reasons is unable and prevented from representing the State of Wyoming, or appearing in the Supreme Court in behalf of the State of Wyoming in said criminal cases, and the Attorney General of the State of Wyoming, having advised the members of the Board of Commissioners of the County of Carbon that because of the voluminous record and his lack of information in said cases, it would be practically impossible for him to defend said appeal in said Supreme Court properly and efficiently, and that said County Commissioners should retain and employ counsel familiar with said criminal cases in connection with said appeal, and

WHEREAS, the defendant, Gladys N. Hambrick, was convicted of several different crimes of embezzlement and as charged in said criminal informations was convicted of having embezzled several thousands of dollars, the property of The Memorial Hospital of Carbon County, which is a public County Hospital, owned, controlled, and supported by the tax payers of Carbon County, Wyoming, and

WHEREAS, the County of Carbon and the tax payers thereof are directly and financially interested in the defense of said appeal of said criminal cases in said Supreme Court,

NOW, THEREFORE, BE IT RESOLVED, that the County of Carbon and The Board of the County Commissioners of the County of Carbon retain and employ S. K. Briggs and W. A. Muir, attorneys at law, to represent the County of Carbon and State of Wyoming, and defend said appeal in said criminal cases of the State of Wyoming vs. Gladys N. Hambrick, and perform all proper and necessary professional and legal services in connection with said appeal in said Supreme Court,

AND BE IT FURTHER RESOLVED that the Chairman and Clerk of this Board of County Commissioners be and they are hereby authorized and directed to enter into, make and sign an agreement with the said S. K. Briggs and W. A. Muir, retaining and employing them as attorneys to represent the County of Carbon and State of Wyoming, as provided for in this Resolution, which agreement shall provide that in consideration of the professional and legal services rendered by said attorneys, the County of Carbon shall pay to them as attorney fees and expenses, the sum of Twenty-four Hundred Dollars (\$2400.00), which shall be paid to said attorneys by said County by proper check or voucher as follows: Twelve Hundred Dollars (\$1200.00) on or before the 4th day of September, A. D. 1947, and the further sum of Twelve Hundred Dollars (\$1200.00) on or before the 4th day of November, A. D. 1947.

Adopted and approved this 2nd day of September, A. D. 1947, upon motion made by Eugene McCarthy, seconded by Jack Sullivan, and carried unanimously.

Attest:

R. G. Engstrom
Clerk

THE BOARD OF THE COUNTY COMMISSIONERS
OF THE COUNTY OF CARBON.

By John Cheesbrough
Chairman

Eugene McCarthy

Jack Sullivan

S E A L

This above Resolution and Agreement therewith having been exhibited to the County Attorney after its passage and the execution of said agreement, said County Attorney, J. J. Hickey, advised the Board of County Commissioners that the expenditure of the funds in said agreement and resolution was illegal and they were not warranted to make said expenditures, based upon the Statute setting forth the duties of the Attorney General of the State of Wyoming, together with copies of the letters directed to said J. J. Hickey as County and Prosecuting Attorney, by the office of the Attorney General of the State of Wyoming.

There being no further business, the meeting was adjourned, subject to the call of the Chairman.

BOARD OF COUNTY COMMISSIONERS

ATTEST:

R. G. Engstrom Clerk

John Cheesbrough Chairman