

LEACH *v.* ARKANSAS COUNTY.

5-1729

321 S. W. 2d 206

Opinion delivered March 2, 1959.

APPEAL AND ERROR—RECORD ON APPEAL, MATTERS TO BE SHOWN IN.—
An appeal complaining of the action of the circuit court in sustaining certain county court orders will be affirmed where the record fails to include the county court orders.

Appeal from Arkansas Circuit Court, Southern District; *W. J. Waggoner*, Judge; affirmed.

W. A. Leach, for appellant.

Wilbur Botts and *Virgil R. Moncrief*, for appellee.

SAM ROBINSON, Associate Justice. On November 30, 1957, the County Clerk of Arkansas County, pursuant to an order of the County Court, gave notice of a public hearing on a petition to employ professional appraisers to appraise all real and personal property within the County. Appellant filed objections to the appointment

of such appraisers. In all probability the County Court appointed the appraisers, because appellant appealed to the Circuit Court. But the record does not contain any order made by the County Court. In a hearing in Circuit Court it was the judgment of that Court that "the orders made in this cause by the County Court should be sustained and affirmed." But the record does not contain the orders of the County Court sustained and affirmed by the Circuit Court. Therefore, of course, we cannot say the orders are invalid.

Affirmed.
