

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

REGULAR SESSION.

EDUCATION, OKLAHOMA.

MONDAY, JANUARY, 3, 1927.

Court convened pursuant to adjournment, Monday, January, 3rd, 1927, at 9:30 o'clock A.M. Present:

Hon. F. E. Keenemer, Judge of U. S. District Court.
H. P. Warfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

HENRY BUFFINGTON, et al., Plaintiff.)
vs.) 170 Equity.
PRAIRIE OIL & GAS COMPANY, Defendant.)

On this 3rd day of January, 1927, it is ordered by the Court that the petition in Intervention heretofore filed in above entitled cause, be and same is hereby set for hearing January, 13, 1927.

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA.

W. S. McCRAY. Plaintiff.)
vs.) No. 26 Equity.
SAPULPA PETROLEUM COMPANY)
ET AL., Defendants.)

ENLARGEMENT OF TIME TO FILE RECORD IN CIRCUIT COURT OF APPEALS.

Time to file the record in the Circuit Court of Appeals in this case is hereby extended to January, 30th., 1927.

F. E. Keenemer,

U. S. District Judge.

ENDORSED: Filed Jan. 3, 1927. H.P. Warfield, Clerk U. S. District Court.
H.W.J.

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA.

JOHN H. DYLES, RECEIVER,)
FIRST NATIONAL BANK, MARSDALL, OKLA.,)
Plaintiff.) No. 184 Equity.
vs.)
G. R. LITTLE, MARY E. LITTLE, AND)
H. R. LITTLE,)
Defendants.)

O R D E R.

Now on this 3rd day of January, 1927, this cause came on for hearing upon special appearance and motion to quash service of process filed by defendants, and there appeared Widdows & McCoy, attorneys for defendants, and Robert B. Keenan, attorney for plaintiff. Counsel for defendants with leave of court, withdrew their motion.

IT IS THEREFORE ordered that special appearance and motion to quash be withdrawn and the appearance of defendants in said cause is entered and at the request of counsel for defendants, the defendants are

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of

OKLAHOMA.

TULSA, OKLAHOMA.

MONDAY, JANUARY, 3, 1927.

given ten days in which to plead or twenty days in which to answer.

F. E. Hennamer,

Judge.

ENDORSED: Filed Jan. 3, 1927. H.P. Worrield, Clerk U. S. District Court.
H. W. J.

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN
DISTRICT OF OKLAHOMA.

JOHN H. DYKES, RECEIVER
FIRST NATIONAL BANK, BARNSDALL, OKLA.

Plaintiff.

vs.

GROVER C. LITTLE, AND MARY E. LITTLE,

Defendants.

No. 185 Equity.

O R D E R.

Now on this 3rd. day of January, 1927, this cause came on for hearing upon special appearance and motion to quash service of process filed by defendants, and there appeared widows & McCoy, attorneys for defendants, and Robert B. Keenan, attorney for plaintiff. Counsel for defendant with leave of court withdrew their motion.

IT IS THEREFORE ordered, that special appearance and motion to quash be withdrawn and the appearance of defendants in said cause is entered and at the request of counsel for defendants, the defendants are given ten days in which to plead or twenty days in which to answer.

F. E. Hennamer, Judge.

ENDORSED: Filed Jan. 3, 1927, H.P. Worrield, Clerk U.S. District Court.
H.W.J.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

JOHN H. DYKES, RECEIVER,
FIRST NATIONAL BANK, BARNSDALL, OKLA.

Plaintiff.

vs.

FRANK BRICEHANS, G. R. LITTLE AND
MARY E. LITTLE,

Defendants.

No. 186 Equity.

O R D E R.

Now on this 3rd day of January, 1927, this cause came on for hearing upon special appearance and motion to quash service of process filed by defendants, and there appeared Widows & McCoy, attorneys for defendants, and Robert B. Keenan, attorney for plaintiff. Counsel for defendant with leave of court withdrew their motion.

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

~~EQUITY DIVISION.~~

TULSA, OKLAHOMA.

MONDAY, JANUARY, 3, 1927.

IT IS THEREFORE ORDERED that special appearance and motion to quash be withdrawn and the appearance of defendants in said cause is entered and at the request of counsel for defendant, the defendants are given ten days in which to plead or twenty days in which to answer.

F. E. Kennamer,

Judge.

ENDORSED: Filed Jan. 3, 1927. H. P. Warfield, Clerk U. S. District Court, H.W.J.

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA.

JOHN H. DYKES, RECEIVER)
FIRST NATIONAL BANK BARNSDALL, OKLA.)

Plaintiff.)

vs.)

No. 186 Equity.

FRANK PRITCHARD, G. R. LITTLE,)
AND MARY E. LITTLE,)
Defendants.)

O R D E R.

Now on this 3rd. day of January, 1927, this cause came on for hearing upon the demurrer of the defendant Frank Pritchard, and the court being advised in the premises, said demurrer is overruled and the defendant Frank Pritchard, given twenty days in which to answer.

F. E. Kennamer

Judge.

ENDORSED: Filed Jan. 3, 1927. H.P. Warfield, Clerk U. S. District Court. H.W.J.

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA.

JOHN H. DYKES, RECEIVER)
FIRST NATIONAL BANK BARNSDALL, OKLA.)

Plaintiff.)

vs.)

No. 187 Equity.

G. R. LITTLE AND H. R. LITTLE,)
Defendants.)

O R D E R.

Now on this 3rd. day of January, 1927, this cause came on for hearing upon special appearance and motion to quash service of process filed by defendants, and there appeared Widdows & McCoy, attorneys for defendants, and Robert B. Keemen, attorney for plaintiff. Counsel for defendants with leave of court withdraw their motion.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
MONDAY, JANUARY, 3, 1927.

It is Therefore Ordered, that special appearance and motion to quash be withdrawn and the appearance of defendants in said cause is entered and at the request of counsel for defendant, the defendants are given ten days in which to plead or twenty days in which to answer.

F. E. Kennamer,
Judge.

ENDORSED: Filed Jan. 3, 1927, H. P. Warfield, Clerk U. S. District Court.
H.W.J.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

JOHN H. DYKES, RECEIVER,
FIRST NATIONAL BANK, BARNSDALL, OKLA.

Plaintiff.

vs.

W. R. SANDERS, H. R. LITTLE AND
GROVER C. LITTLE,

Defendants.

No. 198 Equity

O R D E R.

Now on this 3rd. day of January, 1927, this cause came on for hearing upon special appearance and motion to quash service of process filed by the defendant, and there appeared Widdows & McCoy, attorneys for defendant, with leave of court, withdrew their motion.

IT IS THEREFORE ORDERED that special appearance and motion to quash be withdrawn and the appearance of defendant in said cause is entered and at the request of counsel for defendant the defendant is given ten days in which to plead or twenty days in which to answer.

F. E. Kennamer,
Judge.

ENDORSED: Filed Jan. 3, 1927, H.P. Warfield, Clerk U.S. District Court.
H.E.J.

Court adjourned until January 4, 1927.

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

EQUITY SESSION.

TULSA, OKLAHOMA.

TUESDAY, JANUARY, 4, 1927.

Court convened pursuant to adjournment, Tuesday, January, 4, 1927, at 9:30 A.M. Present:

Hon. F. E. Kennamer, Judge of U. S. District Court.
H. P. Warfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA.

S. C. FULLERTON AND W. W. DOBSON, Plaintiffs. vs. THE EAGLE-PICHER LEAD COMPANY, A CORPORATION, Defendant. No. 66 Equity.

FINAL DECREE.

This cause having been heard by this Court, Honorable Franklin E. Kennamer, regular Judge presiding, on October, 23rd, 1926, on the pleadings, evidence and argument of counsel, at the close of which hearing this court took the case under advisement on briefs but indicated to counsel for both parties that he was inclined to the opinion that plaintiffs were not entitled to a decree for the specific performance of the December, 1920, contract, but were entitled to an accounting for the unpaid royalties accruing during the unexpired term of their leases on the Slim Jim and Sin-Tah-hah-hah allotments and any unpaid royalties of two and one-half per cent on Parcels A, B, C, and D, described in the April 8th, 1915, contract, and that defendant was not entitled to any cross-relief unless it appears that defendant had paid plaintiffs royalties after the expiration of its leases on Parcels A, B, C, and D, existing at the time said 1915 contract was made; and now on this 4th day of January, 1927, same being a regular day of a term of this Court at Tulsa, Oklahoma this cause came on for decision and judgment, whereupon there appeared Ray McNaughton and Geo. S. Ramsey, counsel for plaintiffs, and A. C. Wallace, counsel for defendant, whereupon the court announced its decision and thereupon counsel for the parties announced that to avoid the necessity of a reference and the delay and expense incident to a complicated accounting running over the period of years involved, they had, in anticipation of the decision of the court, agreed on October, 23rd, 1926, to submit the accounting to Wade Kurtz for an audit of the books and records of the parties for the purpose of determining from their mutual accounts and any evidence pertaining thereto the amounts due plaintiffs and defendants, if any and stated that said auditor had made an audit and report satisfactory to them in view of the Court's decision just announced, which report and audit was submitted to the Court.

NOW, THEREFORE, IT IS ORDERED, ADJUDGED, CONSIDERED AND DECREED as follows:

FIRST, that the defendant is the owner of an approved Departmental Indian Lease dated the 1st day of August, 1922, wherein Harry Crawfish is lessor and The Eagle-Picher Lead Company is lessee, covering the following described lands, to-wit:

South-east Quarter (SE 1/4) of the South-east Quarter (SE 1/4) of Section Seventeen (17), and the Southeast Quarter (SE 1/4) of the South-east Quarter (SE 1/4) of Section Twenty (20) and the South-half (SE 1/2) of the North-east Quarter (NE 1/4) of Section Twenty-one (21), all in Township Twenty-nine (29) North, Range Twenty-three (23) East of the Indian Meridian, Ottawa County, Oklahoma.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA,

OKLAHOMA.
TUESDAY, JANUARY, 4, 1927.

same being the original allotment of Harry Crawfish, a Quapaw Indian; a copy of said lease being attached to plaintiffs' Bill as Exhibit No. 4, and that plaintiffs have no interest in said lease of any kind or description or right to share in the gross proceeds, royalties or profits resulting from mining operations being conducted on said land under said lease by the defendant, its sub-lessees or assignees, and that plaintiffs take nothing by reason of any matter or thing alleged in said Bill with reference to said lease, to which the plaintiffs are allowed an exception.

SECOND: That the defendant is the owner of an approved Departmental Indian Lease dated the 1st day of August, 1922, wherein Flora Whitebird, et al., are lessors and the Eagle-Picher Lead Company is lessee, covering the following described lands, to-wit:

Lots One (1) Two (2) Three (3) and Four (4) and the South half (S $\frac{1}{2}$) of the North-west Quarter (NW $\frac{1}{4}$) and the North Half (N $\frac{1}{2}$) of the South-west Quarter (SW $\frac{1}{4}$) and the South-west Quarter (SW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section Sixteen (16), Township Twenty-nine (29) North, Range Twenty-three (23) East of the Indian Meridian, Ottawa County, Oklahoma.

same being the original allotment of Mary Whitebird, a deceased Quapaw Indian and owned by her heirs who are named as lessors in said lease; a copy of said lease being attached to plaintiffs' bill as Exhibit No. 5, and that plaintiffs have no interest in said lease of any kind or description or right to share in the gross proceeds, royalties or profits resulting from mining operations being conducted on said land under said lease by the defendant, its sub-lessees or assignees, and that plaintiffs take nothing by reason of any matter or thing alleged in said Bill with reference to said lease, to which the plaintiffs are allowed an exception.

THIRD: That the defendant is the owner of an approved Departmental Indian Lease dated the 1st day of August, 1922, wherein Meh-hun-ka-zhe-ka Beaver, et al., are lessors and the Eagle-Picher Lead Company is lessee, covering the following described lands to-wit:

Lot One (1) of Section Eighteen (18) and the Southwest Quarter (SW $\frac{1}{4}$) of the North-west Quarter (NW $\frac{1}{4}$) and Lot Four (4) of Section Seventeen (17), and the North Half (N $\frac{1}{2}$) of the South-east Quarter (SE $\frac{1}{4}$) and the South Half (S $\frac{1}{2}$) of the North-east Quarter (NE $\frac{1}{4}$) of Section Twenty (20), all in Township Twenty-nine (29) North, Range Twenty-three (23) East of the Indian Meridian, Ottawa County, Oklahoma.

same being the original allotment of Slim Jim, deceased Quapaw Indian and now owned by his heirs who are named as lessors in said lease; a copy of said lease being attached to plaintiffs' Bill as Exhibit No. 7, and that plaintiffs have no interest in said lease of any kind or description or right to share in the gross proceeds, royalties or profits resulting from mining operation being conducted on said land under said lease by the defendant, its sub-lessees or assignees, and that plaintiffs take nothing by reason of any matter or thing alleged in said bill with reference to said lease, to which the plaintiffs are allowed an exception.

FOURTH: That the defendant is the owner of an approved Departmental Indian Lease dated the 1st day of August, 1922, wherein Anne Slagle et al., are lessors and the Eagle-Picher Lead Company is lessee, covering the following described lands, to-wit:

SOUTH-east Quarter (SE $\frac{1}{4}$) of the North-west Quarter (NW $\frac{1}{4}$) and the Southwest Quarter (SW $\frac{1}{4}$) of Section Seventeen (17), Township Twenty-nine (29) North, Range Twenty-three (23) East of the Indian Meridian, Ottawa County, Oklahoma.

same being the original allotment of Sin-tah-hah-hah, deceased Quapaw Indian, now owned by her heirs who are named as lessors in said lease; a copy of said lease being attached to plaintiffs' Bill as Exhibit No. 9; and that plaintiffs have no interest in said lease of any kind or description or right to share in the gross proceeds, royalties or profits re-

In the District Court of the United States in and for the

NORTHERN
DISTRICT OF
OKLAHOMA.

District of
OKLAHOMA.

OKLAHOMA.
TUESDAY, JANUARY, 4, 1927.

sulting from mining operations being conducted on said land under said lease by the defendant, its sublessees or assignees, and that plaintiffs take nothing by reason of any matter or thing alleged in said Bill with reference to said lease, to which the plaintiffs are allowed an exception.

FIFTH: That plaintiffs and defendant prior to the 1st day of August, 1922, by their acts and conduct mutually rescinded and wholly abandoned the contract of December, 20, 1920, wherein, The Eagle-Picher Lead Company was party of the first part and S. C. Fullerton and W. W. Johnson were parties of the second part, same being attached to plaintiffs Bill and marked Exhibit No. 3, to which the plaintiffs are allowed an exception.

SIXTH: That plaintiffs have no interest in the lease dated the 12th day of April, 1921, wherein W. I. Bingham is party of the first part and the Eagle-Picher Lead Company is party of the second part, covering the

West Half ($W\frac{1}{2}$) of the North-west Quarter ($NW\frac{1}{4}$) of Section Twenty-one (21) Township Twenty-nine (29) North, Range Twenty-three (23) East of the Indian Meridian, Ottawa County, Oklahoma.

copy of said lease being attached to plaintiffs' bill and marked Exhibit No. 10, and are not entitled to recover from said defendant any interest whatsoever either of the gross production, royalties or profits derived by the defendant, its sub-lessees or assignees, in the operation of said property under said lease, to which the plaintiffs are allowed an exception.

SEVENTH: That plaintiffs are entitled to recover from the defendant under and by virtue of the terms of said contract of April, 8th 1915, Exhibit No. 2 in plaintiffs' Bill two and one-half per cent of the gross production of lead and zinc ores mined and sold from the

North-west Quarter ($NW\frac{1}{4}$) and the South-east Quarter ($SE\frac{1}{4}$) of the South-east Quarter ($SE\frac{1}{4}$) of Section Thirty-one (31) Township Twenty-nine (29) North, Range Twenty-three (23) East of the Indian Meridian, Ottawa County, Oklahoma.

same being Parcel "A" in the 1915 contract, between the 1st day of December, 1922, and the 13th day of October, 1923, which amount with interest thereon to December, 31st, 1926, as determined by said audit, is four Thousand, Seven Hundred Eighty-six and $28/100$ (\$4,786.28) Dollars, and judgment is accordingly rendered in favor of plaintiffs for that amount to which the defendant is allowed an exception.

EIGHTH: That plaintiffs are entitled to recover from the defendant under and by virtue of the terms of said contract of April 8th, 1915, Exhibit No. 2, in plaintiffs' Bill, two and one-half per cent of the gross production of lead and zinc ores mined and sold from the

West Half ($W\frac{1}{2}$) of the North-west quarter ($NW\frac{1}{4}$) of Section Twenty-one (21) Township Twenty-nine (29) North, Range Twenty-three (23) East of the Indian Meridian, Ottawa County, Oklahoma.

same being Parcel "B" in the 1915 contract, between the 2nd. day of November, 1922, to December, 6th, 1924, which amount, with interest thereon to December, 31st, 1926, as determined by said audit, is Twenty Three Thousand, Eight Hundred Thirty-five and $73/100$ (\$23,835.73) Dollars, and judgment is accordingly rendered in favor of plaintiffs for that amount, to which the defendant is allowed an exception.

NINTH: That defendant is entitled to recover from the plaintiffs by reason of over-payment as shown by said audit on Parcel "C" described in the April 8th, 1915 contract, principal and interest in the sum of One Thousand, Three Hundred Eighty-four and $67/100$ (\$1,384.67) Dollars, for which judgment is rendered in favor of defendant, to which plaintiffs except.

TENTH: That as shown by said audit plaintiffs are not entitled to recover from the defendant any sum of Parcel "D" described in the 1915

In the District Court of the United States in and for the

NORTHERN
CITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, JANUARY, 4, 1927.

contract, to which plaintiffs except,

ELEVENTH: That on October, 10th, 1913, the plaintiffs were the owners of valid mining leases from the heirs of Slim Jim, deceased Quapaw Indian, expiring on the following dates, to-wit:

On an undivided $\frac{2}{3}$ ds, expiring June 2nd, 1923;
On an undivided $\frac{1}{6}$ th, expiring September, 25th, 1923.
On an undivided $\frac{3}{7}$ 2nds, expiring September 5th, 1923.
On an undivided $\frac{9}{7}$ 2ds, expiring June 2nd, 1923.

said land being described as the

South-west Quarter (SW $\frac{1}{4}$) of the North-west Quarter (NW $\frac{1}{4}$) and Lot Four (4) of Section Seventeen (17), Lot one (1) of Section Eighteen (18) and the North Half (N $\frac{1}{2}$) of the South-east Quarter (SE $\frac{1}{4}$) and the South Half (S $\frac{1}{2}$) of the North-east Quarter (NE $\frac{1}{4}$) of Section Twenty (20), all in Township Twenty-nine (29) North, Range Twenty-three (23) East of the Indian Meridian, Ottawa County, Oklahoma.

and that by virtue of said mining lease dated October, 10th, 1912, between S. C. Fullerton and C. S. Picher, covering the lands last hereinbefore described, attached to plaintiffs' Bill and marked Exhibit No. 6, defendant should account to plaintiffs for twelve and one-half per cent ($12\frac{1}{2}$) of the gross production of lead and zinc ores mined and sold from said land between the 11th day of August, 1922, to the expiration dates of plaintiffs' said leases as last hereinbefore set forth less five per cent (5%) of the gross production for lead and zinc ores mined and sold from said land paid by the defendant as royalties to the Secretary of the Interior for the use and benefit of the Indian owners of said land, which amount, with interest thereon up to December 31st, 1926, as shown by said audit, is One Hundred Twelve Thousand, Seven Hundred Seventy-three and $\frac{99}{100}$ (\$12,773.99) Dollars, for which amount judgment is rendered in favor of plaintiffs and against the defendant, to which the defendant is allowed an exception.

TWELFTH: That on October, 10th, 1913, the plaintiffs were the owners of valid mining lease from the heirs of Sin-Tah-Hah-Pah, deceased Quapaw Indian, expiring on the following dates, to-wit:

On an undivided $\frac{1}{3}$ d, expiring June 2d, 1923;
On an undivided $\frac{1}{3}$ d, expiring September, 25th, 1923;
On an undivided $\frac{1}{3}$ d, expiring June 2d, 1923:

said land being described as the

South-west Quarter (SW $\frac{1}{4}$) and the South-east Quarter (SE $\frac{1}{4}$) of the North-west Quarter (NW $\frac{1}{4}$) of Section Seventeen (17), Township Twenty-nine (29) North, Range Twenty-three (23) East of the Indian Meridian, Ottawa County, Oklahoma.

and that by virtue of said mining lease dated October, 10th, 1913 between S. C. Fullerton and C. S. Picher, covering the lands last hereinbefore described, attached to plaintiffs' Bill and marked Exhibit No. 6, defendant should account to plaintiffs for twelve and one-half per cent ($12\frac{1}{2}$) of the gross production of lead and zinc ores mined and sold from said land between the 11th day of August, 1922, to the expiration dates of plaintiffs' Indian Lease as last hereinbefore set forth, less five per cent (5%) of the gross production of lead and zinc ores mined and sold from said land paid by the defendant as royalty to the Secretary of the Interior for the use and benefit of the Indian Owners of said land, which amount, with interest thereon up to December, 31st, 1926, as shown by said audit, is sixty-two Thousand, Five Hundred Forty-two and $\frac{14}{100}$ (\$62,542.14) Dollars, for which judgment is rendered in favor of plaintiffs and against the defendant, to which the defendant is allowed an exception.

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

CRIMINAL SESSION.

TULSA, OKLAHOMA.

TUESDAY, JANUARY 4, 1927.

THIRTEENTH: That the defendant has no interest in that certain mining lease dated the 27th day of September, 1921, between Chas. A. Douthat, et al., and W. W. Dobson, covering the

East Half (E $\frac{1}{2}$) of the North-west Quarter (NW $\frac{1}{4}$) and Lots One (1) and Two (2) of the North-west Quarter (NW $\frac{1}{4}$) of Section Thirty-one (31), Township Twenty-nine (29) North, Range Twenty-three (23) East of the Indian Meridian, Ottawa County, Oklahoma.

same being attached to plaintiffs' Bill and marked Exhibit No. 13, and is not entitled to have and receive a sub-lease on said land or an assignment of said lease as aforesaid under and by virtue of any of the contracts heretofore existing between the parties to which the defendant is allowed exceptions.

FOURTEENTH: That plaintiffs should forthwith make, execute and deliver to the defendant herein pursuant to said contract of April, 6th Exhibit No. 2 of Plaintiffs' Bill, a sub-lease on the

North-west Quarter (NW $\frac{1}{4}$) and the North-west Quarter (NW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section Thirty-six (36) Township Twenty-nine (29) North, Range Twenty-two (22) of the Indian Meridian, Ottawa County, Oklahoma,

at a royalty of twelve and one half per cent (12 1/2%) for the full term acquired by plaintiffs in that certain mining lease dated the 27th day of May, 1922, between Newkiss Hampton and S. C. Fullerton covering the land last above described, attached to plaintiffs' Bill as Exhibit No. 14, to which the plaintiffs are allowed an exception.

FIFTEENTH: That plaintiffs should forthwith make, execute and deliver to the defendant herein, pursuant to said contract of April, 6th 1916, Exhibit No. 2, of plaintiffs' Bill, a sub-lease on the

North-east Quarter (NE $\frac{1}{4}$) of the South-east Quarter (SE $\frac{1}{4}$) and the North-east Quarter (NE $\frac{1}{4}$) of Section Thirty-six (36), Township Twenty-nine (29) North, Range Twenty-two (22) East of the Indian Meridian, Ottawa County, Oklahoma.

at a royalty of twelve and one half per cent (12 1/2%) for the full term acquired by plaintiffs in that certain mining lease dated the 10th day of February, 1920, between Ta-Meh-Heh Quispaw and S. C. Fullerton, covering the land last above described, attached to plaintiffs' Bill as Exhibit No. 15, to which the plaintiffs are allowed an exception.

SIXTEENTH: That plaintiffs or either of them have no right, title, interest or estate or right to recover or share in the gross production, rents, royalties or profits of any lease or lands held, owned or controlled by the defendant herein and sought to be recovered in the Bill filed herein, except as hereinbefore set forth, to which plaintiffs are allowed an exception.

SEVENTEENTH: That plaintiffs have and recover from and of the defendant the sum of two Hundred Three Thousand, Nine Hundred Thirty-eight and 14/100 (\$203,938.14) Dollars, less a set-off of One Thousand, Three Hundred Eighty-four and 67/100 (\$1,384.67) Dollars, same being the aggregate of the sums hereinbefore decreed to be due from the defendant to plaintiffs, and that said judgment to the amount of Two Hundred Two Thousand, Five Hundred Fifty-three and 47/100 (\$202,553.46) Dollars bear interest at the rate of six per cent per annum from December 31st, 1925 to which defendant is allowed an exception.

Eighteenth: That the defendant take nothing by reason of its Gross Bill, except as herein decreed, on account of royalties paid to plaintiffs on Parcels A, B, C, and D, as described in said contract of April, 6th, 1916, Exhibit No. 2 to plaintiffs' Bill, to which the defendant is allowed an exception.

NINETEENTH: That the costs of this action be taxed equally to the parties hereto.

Plaintiffs except to the action of the court in refusing their request for a decree ordering and adjudging defendant to account to them for the two and one half (2 1/2%) per cent royalty on defendant's renewal

In the District Court of the United States in and for the

NO OTHER
SESSION.

District of
MUSKA, OKLAHOMA.

OKLAHOMA.
TUESDAY JANUARY, 4, 1927.

or new leases on Parcels, A, B. and C, described in the April, 8th, 1925, contract, and defendant excepts to the action of the court in refusing its motion to make special findings of fact and conclusions of law.

Both the plaintiffs and defendant having signified their intention to appeal from the Decree entered herein as aforesaid, execution of the Decree is stayed without bond for a period of thirty five (35) days from and after this date and the appeal and supersedeas bond of the plaintiffs is fixed at two Thous and (\$2,000.00) Dollars and the appeal and supersedeas Bond of the defendant is fixed at Two Hundred Twenty-five Thousand (\$225,000.00) Dollars.

Made and Ordered entered this 4th day of January 1927.

H. E. Hemminger,

Judge.

ENDORSED: Filed Jan. 4, 1927. H.P. Warfield, Clerk U.S. District Court.
H.W.J.

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

ROSS J. BEATTY, ASSIGNEE,

Plaintiff.

vs.

WALTER P. Dorman, Bertha O.
Dorman, his wife, Frank S. Perick,
C. R. Hinkley, Ed George, William
H. Byington and H. B. Jett,

Defendants.

No. E. 156
In Equity.

FINAL DECREE OF FORECLOSURE

Now on this 4th day of January A.D. 1927, the same being one of the regular judicial trial days of the January, 1927, term of said court, and this cause coming on to be further heard and the plaintiff appearing by his solicitors Twyford & Smith and Robert C. Fergus, and none of the defendants appearing in person or by counsel.

It appearing to the court that decree pro confesso has been entered herein against the defendants, C. R. Hinkley and Ed George on the 29th day of October, 1926, more than sixty days prior hereto, and it further appearing that no motion or application has been made to set aside said decree, and that the same still stands in full force and effect, and it further appearing that the plaintiff obtained leave to amend and join the defendant H. B. Jett, as a defendant herein and did amend his bill joining said party and alleging that he, said H. B. Jett, claims interest in or to and was in possession of the real estate described in plaintiff's bill, and it further appearing that the said defendant, H. B. Jett, has filed a waiver of subpoena and entered a general appearance herein. And it further appearing that the defendants C. R. Hinkley and Ed George have been served with a Warning order and Subpoena recited in the decree pro confesso, and that this court has jurisdiction over each and all of said defendants, C.R. Hinkley, Ed George and H. B. Jett and of the subject matter herein involved in this suit.

Thereupon the plaintiff introduced his evidence and rested and the defendants offered no evidence, and the court finds from the plaintiff's evidence that all and each of the allegations of the plaintiff's petition and bill are supported by the proof and are true; that the plaintiff holds a first mortgage lien upon the real estate hereinafter described, and that the rights and claims of the defendants, C. R. Hinkley, Ed George and H. B. Jett, are junior and inferior hereto as alleged in Plaintiff's petition.

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

1928 SEN.

MUSKA, OKLAHOMA.

CHIEF J. J. JEFFREY, S. 1927.

The Court further finds that the defendant, Ed George, holds a second mortgage lien on said property but that the same is subject to the first mortgage lien of the plaintiff; that the defendant, C. K. Hinkley, holds the legal and equitable title to said premises subject to the first mortgage lien of the plaintiff and the second mortgage lien of the defendant, Ed George. That the defendant, E. B. Jett, is in possession of the premises but that such possession and any right or title he may claim in said premises is inferior and junior to the mortgage lien of the plaintiff and subject thereto. The Court further finds that the mortgagors in plaintiff's mortgage expressly waive the appraisement of said real estate and all benefit of the homestead and Exemption and Stay Laws of the State of Oklahoma, and that the plaintiff is entitled to foreclosure of said mortgage, without appraisement.

NOW THEREFORE, it is considered, ordered, adjudged and decreed by the court, that the plaintiff do have and recover judgment establishing a first lien upon all of the real estate hereinafter described in the sum of \$58,750.00, together with 7 per cent interest thereon per annum from June 9, 1926, and the sum of 10,000.00 attorneys and solicitors fees and the costs of this action.

It is further ordered, adjudged and decreed that said first mortgage lien be foreclosed upon all of the lands and premises hereinafter described, situated and located in Osage County, State of Oklahoma, to-wit:

East Half (E 1/2) of the South-East Quarter(SE 1/4) of South half (S.1/2) of South-west Quarter(S.W. 1/4) of North-west Quarter(NW 1/4) of Southeast Quarter(SE 1/4) of South-east Quarter (SE 1/4) of North-west Quarter(NW 1/4) of South-East Quarter (SE 1/4) of Section Fourteen (14) Township Twenty-three (23) Range Eleven (11); the South-half (S.1/2) of the North-west Quarter(NW 1/4) of the North-east Quarter.

L.

(N.E.1/4) of Section Twenty-seven (27), Township Twenty-three (23), Range Eleven (11) the East half of Section Twenty-one (21), Township Twenty-three (23) North Range Eleven (11); the North half (N. 1/2) of the South-west Quarter (S.W. 1/4) North-west Quarter (N.W.1/4) of South-west Quarter (S.W. 1/4) of South-west Quarter (S.W.1/4) North North-East quarter (N.E.1/4) of South-west Quarter (S.W. 1/4) of South-west Quarter (S.W.1/4) of Section Twenty-three (23) Township twenty-three (23) North, Range eleven (11); the South-west Quarter (S.W.1/4) of Section fourteen (14) Township twenty-three (23) Range eleven (11); the North-east quarter (N.E.1/4) of South-east Quarter (S.W. 1/4) less 3.26 acres right of way of K.V. Ry. Co.; North-east quarter (N.E.1/4) of South-west Quarter S.W.1/4) less 8.20 acres right of way of K.V. Ry. Co.; North-west Quarter (N.W.1/4) of South East Quarter (S.E. 1/4) less 4.13 acres right of way of the K.V. Ry. Co.; South-west quarter (S.W. 1/4) of South-east quarter S.E. 1/4) of Section Eleven (11), Township Twenty-three (23), Range eleven (11) north-west quarter N.W.1/4) of North-east quarter(N.E.1/4) North-East quarter (N.E.1/4) of North-west Quarter (N.W.1/4, South half (S. 1/2) of North-west quarter (NW.1/4; South-west quarter (S.W. 1/4) of North-East quarter (NE.1/4) North-west quarter (NW 1/4) of North-west quarter (N.W. 1/4) of Section Fourteen (14) Township twenty three (23), Range eleven (11); East half (E.1/2) of North-east quarter (N.E. 1/4, North Half of North-west Quarter (N.W. 1/4) of North-east quarter (N.E. 1/4) North Half (N.1/2) of South half (S. 1/2) of Northwest quarter (N.W.1/4) of North East quarter (N.E.1/4), North Half (N.1/2) of South half (S.1/2) of South half (S.1/2) of North-west quarter N.W.1/4) of North-east Quarter (N.E. 1/4) of Section fifteen (15) Township twenty-three (23) Range eleven (11) north half (N. 1/2) of South-East quarter (S.E.1/4) North East quarter N.E.1/4) of South-west quarter (S.W. 1/4) East half (E. 1/2) of North-west quarter (N.W.1/4) of south-west quarter (S. W. 1/4) South-east quarter (S.E. 1/4) of North-west quarter (N.W. 1/4) South-west quarter (S.W.1/4) of North-east quarter (N.E. 1/4) South half (S.1/2) of South half (S.1/2) of South half (S. 1/2) of North-west quarter (N.W. 1/4) of North-east quarter (N.E. 1/4) of Section Fifteen (15) Township Twenty-three (23) North Range

In the District Court of the United States in and for the

NORTHERN
COURT SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, JANUARY, 4, 1927.

Eleven (11); North half of South-west quarter, (S.W. 1/4)
North-west quarter (NW.1/4) of South -

2.

East quarter (S.E.1/4) of Section Twenty-five (25); North-
East quarter (N.E.1/4) of North-east quarter (N.E. 1/4) of
Section twenty-six (26) Township Twenty-four (24), Range
Eleven (11), South-west quarter (S.W. 1/4) of North-East
quarter (N.E. 1/4) South half (S.1/2) of North-west quarter
N.W. 1/4) of Section Twenty-five (25) South-east quarter
(S.E. 1/4) of North-east quarter (N.E. 1/4) of Section
twenty-six (26) Township Twentyfour (24) Range eleven (11);
South-East quarter (S.E. 1/4) of North-East quarter (N.E.
quarter (N. E. 1/4) North-East quarter (N.E. 1/4) of south-
east quarter (S.E. 1/4) of Section Twenty-five (25) Township
twenty-four (24) Range eleven (11) all North (N) and East
(E) of the Indian Base and Meridian.

It is further ordered, adjudged and decreed that the right
title interest and possession of the defendants, C. R. Hinkley, Ed.
George and H. B. Jett, be and are hereby foreclosed and forever barred,
and said defendant, and each of them are hereby perpetually enjoined and
restrained and from ever claiming or setting up and right, title or in-
terest in or possession to said premises, or any part thereof.

It is further ordered, adjudged and decreed that said real
estate and premises and all and each part thereof, shall be sold at public
auction to the highest bidder for cash in hand at the front door of the
County Court House in the County of Osage, State of Oklahoma, by a special
master, and Ben H. Ashe of Tulsa, Oklahoma, is hereby appointed as special
Master to hold and conduct said sale, he being a proper person so to do.

It is further ordered, adjudged and decreed that notice of such
sale shall be published at least once a week for four weeks in the Osage
County News published at Pawhuska, the Countyseat of Osage County, Oklahoma
and that at least thirty days notice of such sale shall be given.

It is further ordered, adjudged and decreed that said lands and
premises shall be sold to satisfy this judgment, without appraisalment,

It is further ordered, adjudged and decreed that the proceeds
of said sale shall be applied as follows, to-wit:

1. In payment of the costs of this action and of this sale,
including the attorneys fees.
2. In payment of the judgment herein rendered in favor of the
plaintiff in the amount therein stated.
3. If there be any sum after paying the costem attorneys fees
and the amount of the plaintiff's liens as above establish-
ed, the same shall be paid to the Clerk of the United States
District Court, by him to be paid to the former record owner
of the said premises, to-wit: C. R. Hinkley.

It is further ordered and adjudged that after said sale the
Special Master shall make a report thereof to this Court and that upon
confirmation of said sale that said Master shall issue a good and suffi-
cient deed conveying said real estate and premises to the purchaser at
said sale.

It is further ordered and adjudged by this court, that from and
after the sale of said real estate, under and by virtue of this judgment
and decree, and in conformity therewith, the said defendants, and each

In the District Court of the United States in and for the

NORTHERN
DISTRICT OF OKLAHOMA

District of
TULSA, OKLAHOMA.

OKLAHOMA.
JANUARY 4, 1927.

of them, O. R. Hinkley, Ed George, and E. R. Jett, and all persons claiming under them, or either of them since the filing of the petition herein, be and they are forever barred and foreclosed or end from any and every lien upon, right, title, interest, estate or equity or, in to or possession of said real estate, or any part thereof.

Done in open court this 4th day of January, A.D. 1927.

F. M. Kennamer,

Judge United States District Court in and for the Northern District of Oklahoma.

Approved: Tyford Smith,
Solicitors for the plaintiff

ENDORSED: Filed Jan. 4, 1927. H.P. Warfield, Clerk U.S. District Court.
H.W.J.

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

LUSANNA BRINK, AN INCOMPETENT
BY HOMER D. KEYS, her guardian,
and by J. T. SMITH, her next
friend.

No. 183 Equity.

Plaintiff.

vs.

QUAKER OIL & GAS COMPANY,
of Oklahoma, et al.,

Defendants.

O R D E R.

This cause came on for hearing on January, 4th, 1927, the same being a regular day of a term of this Court at Tulsa, Oklahoma, Honorable Franklin E. Kennamer, regular judge presiding, on the stipulation of counsel agreeing that the correct corporate name of Pure Oil Company is The Pure Oil Company and that plaintiff's petition and the answer filed in the name of Pure Oil Company may be considered amended.

IT IS THEREFORE ORDERED AND CONSIDERED, that the plaintiff's petition and the said defendant's answer be amended so as to read "The Pure Oil Company" instead of Pure Oil Company.

Made and Ordered Entered this January, 4th, 1927.

F. M. Kennamer,

Judge.

O.K. J.T. Smith,
Attorney for Pltf.,
Geo. S. Ramsey,
Attorney for The Pure Oil Co.

ENDORSED: Filed Jan. 4, 1927. H.P. Warfield, Clerk U.S. District Court.
H.W.J.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, JANUARY, 4, 1927.

A. C. MILES, Plaintiff.)
vs.) # 157 Eq.
VERLAND OIL & GAS COMPANY,)
Defendant.)

On this 4th day of January, 1927, it is by the Court ordered that hearing in above entitled cause be and same is hereby passed

FLORA WHITEHEAD, et al., Plaintiffs.)
vs.) # 176 Eq.
EAGLE PITCHER-LEAD CO., Defendants.)

On this 4th day of January, 1927, it is by the Court ordered that cause be passed to January, 30th, 1927.

B. C. FULLERTON ET AL., Plaintiffs.)
vs.) # 67 Equity
EAGLE PITCHER LEAD CO., Defendants.)

On this 4th day of January, 1927, it is by the Court ordered that above entitled cause be and same is hereby stricken.

RUTH DeHANNAS, ET AL., Plaintiff.)
vs.) # 166 Eq.
R. E. KEIGH, ET AL., Defendants.)

On this 4th day of January, 1927, it is by the Court ordered that above entitled cause be submitted on briefs.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

LEONARD D. INGRAM, Plaintiff.)
vs.) No. 177 Equity.
F. E. CLARK AND)
J. P. FLANAGAN, Defendants.)

F I N A L D E C R E E

NOW, on this 4th day of January, 1927, came on to be heard the above entitled and numbered action; and IT APPEARING that the defendant F. E. Clark was duly served with process on the 18th day of October, 1926, and that he the said defendant F. E. Clark failed to appear or to plead or answer, and that an order for a decree pro confesso was duly entered on the 18th day of November, 1926, and that more than thirty days have passed and elapsed since the entry of said order for decree pro confesso, and that he has failed to appear in said action and has failed to move to set aside said order, the Court therefore finds, adjudges and decrees that Plaintiff is entitled to a final judgment and decree against the defendant F. E. Clark.

In the District Court of the United States in and for the

NORTHERN
DISTRICT OF
OKLAHOMA

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, JANUARY, 4, 1927.

IT IS THEREFORE ADJUDGED AND DECREED BY THE COURT that the plaintiff is the sole owner in fee simple of

The Southwest Quarter of Section Two (2) Township Nineteen (19) North, Range Seven (7) East, in Creek County, in the State of Oklahoma.

and it is further ORDERED, ADJUDGED AND DECREED BY THE COURT that the instrument dated September, 2, 1926, purporting to be a mineral deed and a conveyance and assignment of an undivided one-half interest in and to all the oil, gas, and other minerals in and under said

Southwest Quarter of Section Two (2), Township Nineteen (19) North, Range Seven (7) East, in Creek County, State of Oklahoma.

and which purported to have been signed by the plaintiff Leonard D. Ingram, and which instrument is recorded in book 333 at page 144 of the records in the office of the county clerk and ex officio recorder of deeds of Creek County, Oklahoma, was not in fact signed or executed by said plaintiff, and that same was and is a forgery, and it is further CONSIDERED, ORDERED, ADJUDGED AND DECREED that said instrument be, and the same is hereby, cancelled, set aside and held for naught.

And, IT IS FURTHER CONSIDERED, ORDERED, ADJUDGED AND DECREED that the instrument dated September, 2, 1926, purporting to be an assignment made by the said defendant, F. E. Clark, to the defendant J. P. Flanagan, purporting to transfer and assign from the said F. E. Clark to the said J. P. Flanagan, an undivided one-half interest in and to the oil, gas and other minerals in and under

The Southwest Quarter of Section Two (2), Township Nineteen (19) North, Range Seven (7) East, in Creek County, Oklahoma.

which instrument is recorded in book 337 at page 930 of the records of the office of the county clerk and ex officio recorder of deeds of Creek County, Oklahoma, was and is invalid and made without right or title and ineffective to convey any interest in and to the property purporting to be assigned and transferred thereby, and IT IS FURTHER CONSIDERED, ADJUDGED, ORDERED and DECREED that the same be, and it is hereby, cancelled set aside and held for naught.

And, Thereupon, the defendant, J. P. Flanagan appeared by his attorneys, Messrs Hagen & Gavin, and in open court consented that a decree should be entered against the said defendant J. P. Flanagan cancelling the instrument described in plaintiff's petition, and the plaintiff in open court expressly waived his rights to recover damages against the defendant J. P. Flanagan.

IT IS THEREFORE BY THE COURT CONSIDERED, ORDERED, ADJUDGED AND DECREED that the plaintiff is the sole owner in fee simple of the

Southwest Quarter of Section Two (2), Township Nineteen (19) North, Range Seven (7) East, in Creek County, Oklahoma.

and that the defendant J. P. Flanagan owns no interest in or to said lands and IT IS FURTHER CONSIDERED, ORDERED, ADJUDGED AND DECREED that the instrument dated September, 2, 1926, purporting to be a mineral deed and a conveyance and assignment of an undivided one-half interest in and to all the oil, gas and other minerals in and under said lands, and which purported to have been signed by the plaintiff Leonard D. Ingram, and which instrument is recorded in Book 333 at page 144 of the records in the office of the county clerk and ex-officio recorder of deed of Creek County, Oklahoma, was not in fact signed or executed by said plaintiff, and that same was, and is a forgery, and IT IS FURTHER CONSIDERED, ORDERED, ADJUDGED AND DECREED that said instrument be, and the same is hereby cancelled, set aside and held for naught; and IT IS FURTHER CONSIDERED, ORDERED, ADJUDGED AND DECREED that the instrument dated September, 2, 1926, purporting to

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, JANUARY, 4, 1927.

be an assignment made by the said defendant F. E. Clark to the defendant J. P. Flanagan, purporting to transfer and assign from the said F. E. Clark to the said J. P. Flanagan, an undivided one-half interest in and to the oil, gas and other minerals in and under said

Southwest Quarter of Section Two (2) Township Nineteen
(19) North, Range Seven (7), East, in Creek County,
Oklahoma.

which instrument is recorded in book 337 at page 930 of the records of the office of the County Clerk and ex-officio recorder of deed of Creek County, Oklahoma, was, and is invalid, and made without right or title and the same was ineffectual to convey any interest in and to the property purporting to be assigned and transferred thereby, and that the defendant J. P. Flanagan did not obtain, nor receive any interest in and to said property, nor any part thereof by reason of the said purported assignment, and IT IS FURTHER CONSIDERED, ORDERED, ADJUDGED AND DECREED that the same be, and it is hereby, cancelled, set aside and held for naught.

IT IS FURTHER CONSIDERED, ORDERED, ADJUDGED AND DECREED that the defendants, F. E. Clark and J. P. Flanagan, each and both of them be, and they are hereby, enjoined from claiming or asserting any right, title or interest, estate or equity in and to said lands, and from asserting any right, title, interest, estate or equity in and to the oil, gas and other minerals in or under said lands.

IT IS FURTHER CONSIDERED, ORDERED, ADJUDGED AND DECREED that the plaintiff Leonard D. Ingram shall have the right, and he is hereby authorized to record in the office of the county clerk and ex-officio recorder of deeds of Creek County a certified copy of this decree, which shall be notice to all persons whomsoever of the cancellation of the instruments hereinabove cancelled and set aside. IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT that the plaintiff do have and recover of and from the defendants all his costs in this behalf expended to amt \$17.50.

F. E. Hemminger,

Judge.

ENDORSED: Filed Jan. 4, 1927. R.P. Warfield, Clerk U.S. District Court.
F.W.J.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA, SITTING
AT TULSA.

| | | | |
|-------------------------------|--------------|---|-----------------|
| W. S. HALL, | Complainant. |) | |
| | |) | |
| vs. | |) | |
| | |) | No. 193 Equity. |
| GUSTAVA DAVIS, nee MARSHALL, | |) | |
| A. T. HUNT, A. C. HUNT, W. P. | |) | |
| PERLER, T. D. UTT, AND C. C. | |) | |
| GORSUCH, | |) | |
| | Defendants. |) | |

O R D E R.

Now on this 4th day of January, 1927, plaintiff having requested permission to withdraw motion heretofore filed to make more definite and certain, defendants' answer, and further asking permission to file an amended petition.

It is ordered by the court that the motion heretofore filed by plaintiff to require defendants to make their answer more definite and certain, be, and the same is hereby withdrawn.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, JANUARY, 4, 1927.

Judged and decreed as follows, viz:

That the motions to dismiss and each of them are hereby over-ruled and exceptions allowed, and the said County Treasurer, Board of County Commissioners, and the said Perrier, motioners, are hereby given thirty days in which to answer the amended bill of complaint herein.

Done this 4th day of January, 1927.

F. A. Penninger,
Judge.

ENDORSED: Filed Jan. 4, 1927. H.P. Warfield, Clerk U.S. District Court.
H.W.J.

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN
DISTRICT OF OKLAHOMA.

JOHN H. DYLES, RECEIVER)
FIRST NATIONAL BANK, BARNSDALL, OKLA.)
Plaintiff,) No. 184 Equity.
vs.)
G. R. LITTLE, MARY E. LITTLE,)
AND H. R. LITTLE,)
Defendants.)

O R D E R.

Now on this 4th day of January, 1927, this cause came on for hearing upon the motion of plaintiff for revivor of said cause in the name of Mary E. Little, the duly appointed, acting and qualified executrix of the estate of G. R. Little, deceased, the death of the said G. R. Little, on October 9, 1926, having been suppressed.

IT IS ORDERED, that plaintiff notify the said Mary E. Little, executrix, that unless she show cause, if any, why said cause should not be revived within fifteen days after this date, that said application will be sustained.

It is further ordered that plaintiff notify the said Mary E. Little, that unless she file objection to said revivor within the time allowed, she must within ten days thereafter plead, answer or demur in said cause or judgment will be rendered by default in accordance with the prayer of the bill herein filed.

F. A. Penninger, Judge.

ENDORSED: Filed Jan. 4, 1927. H.P. Warfield, Clerk U.S. District Court.
H.W.J.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

JOHN H. DYLES, RECEIVER)
FIRST NATIONAL BANK, BARNSDALL, OKLA.)
Plaintiff,) No. 186 Equity
vs.)
FRANK BRITCHARD, G. R. LITTLE,)
AND MARY LITTLE,)
Defendants.)

O R D E R.

Now on this 4th day of January, 1927, this cause came on for hearing upon the motion of plaintiff for revivor of said cause in the name of Mary E. Little, the duly appointed, acting and qualified executrix of the estate of G. R. Little, deceased, the death of the said G. R. Little, on October 9, 1926, having been suppressed.

In the District Court of the United States in and for the

NORTHERN
DISTRICT OF OKLAHOMA
EQUITY SESSION.

District of
OKLAHOMA

OKLAHOMA.
TUESDAY, JANUARY, 4, 1927.

IT IS ORDERED, that plaintiff notify the said Mary E. Little executrix, that unless she show cause, if any, why said cause should not be revived within fifteen days after this date, that said application will be sustained.

It is further ordered that plaintiff notify the said Mary E. Little, that unless she file objection to said revivor within the time allowed, she must within ten days thereafter plead, answer or demur in said cause or judgment will be rendered by default in accordance with the prayer of the bill herein filed.

F. E. Kennamer, Judge.

ENDORSED: Filed Jan. 4, 1927. H.P. Warfield, Clerk, U.S. District Court.
L.W.J.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

| | | |
|---------------------------------------|---|-----------------|
| JOHN H. DYKES, RECEIVER |) | |
| FIRST NATIONAL BANK, BARNSDALL, OKLA. |) | |
| |) | |
| Plaintiff |) | No. 187 Equity. |
| vs. |) | |
| |) | |
| G. R. LITTLE AND R. R. LITTLE, |) | |
| Defendants. |) | |

O R D E R.

Now on this 4th day of January, 1927, this cause came on for hearing upon the motion of plaintiff for revivor of said cause in the name of Mary E. Little, the duly appointed, acting and qualified executrix of the estate of G. R. Little, deceased, the death of the said G. R. Little, on October, 9, 1926, having been suggested.

IT IS ORDERED, that plaintiff notify the said Mary E. Little executrix, that unless she show cause, if any, why said cause should not be revived within fifteen days after this date, that said application will be sustained.

It is further ordered that plaintiff notify the said Mary E. Little, that unless she file objection to said revivor within the time allowed, she must within ten days thereafter plead, answer or demur in said cause or judgment will be rendered in accordance with the prayer of the bill herein filed.

F. E. Kennamer,
Judge.

ENDORSED: Filed Jan. 4, 1927. H.P. Warfield, Clerk U. S. District Court
L. W. J.

Court adjourned until January, 5, 1927.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
WEDNESDAY, JANUARY, 5, 1927.

Court convened pursuant to adjournment, Wednesday, January, 5th, 1927, at 9: o'clock A.M. Present:

Hon. F. E. Kennamer, Judge of U. S. District Court
H. P. Warfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered,
to-wit:

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE NORTHERN DISTRICT OF OKLAHOMA

RUFERFORD B. BUTTS, RECEIVER)
OF FIRST NATIONAL BANK IN)
KEIZER, OKLA.,)
Plaintiff.)
vs.) Equity No. 173
F. BASKETT,)
Defendant.)

ORDER PRO CONFESSEO

Now comes the complaint, by its solicitors and elects to take
order pro confesso against F. Baskett, defendant, for failure to plead
or answer.

Dated this 5 day of January, 1927.

Clerk.

PRECISE.

To the Clerk of said Court:

Enter the above in the Order Book in Equity of said Court.

Miller Stephenson.

ENDORSED: Filed Jan. 5, 1927. H.P. Warfield, Clerk U.S. District Court.
L.W.J.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

JOHN H. DYLES, RECEIVER OF)
FIRST NATIONAL BANK,)
OF SAPULPA, OKLAHOMA.)
Plaintiff.) No. 43 Equity.
vs)
F. B. REED, A. H. STONE,)
et al.,)
Defendants.)

ORDER.

On this 5th day of January, 1927, the parties to the above cause
being present or represented in court by their respective solicitors, ap-
plication is made by the defendants to amend an order heretofore entered
in this cause on the 22nd day of September, 1926, so as to make the re-
cord speak the truth in respect thereto; and it is by consent of all per-
ties ORDERED AND ADJUDGED that no order heretofore entered on the 22nd
day of September, 1926, overruling the various motions of the defendants
in said cause, be and is hereby amended so as to show that each and all
of said defendants excepted to the order overruling their respective
motions.

F. E. Kennamer,
District Judge.

C.E. Robt. B. Keenan
Atty. for plf.

ENDORSED: Filed Jan. 5, 1927. H.P. Warfield, Clerk U.S. District Court.
L.W.J.

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

REGULAR SESSION.

TULSA, OKLAHOMA.

WEDNESDAY, JANUARY 4, 1927.

IN THE DISTRICT COURT OF THE UNITED STATES
WITHIN AND FOR THE NORTHERN DISTRICT
OF OKLAHOMA.

| | | | |
|-------------------------------|-------------|---|----------------|
| JOHN E. PIERCE, | Plaintiff, |) | |
| | |) | |
| vs. | |) | |
| INTERNATIONAL SUPPLY COMPANY, | |) | Equity No. 118 |
| ATLAS SUPPLY COMPANY, AND | |) | |
| FRANKLIN VALVELESS ENGINE | |) | |
| COMPANY, | |) | |
| | Defendants. |) | |

ORDER SUSTAINING MOTION TO QUASH SUBPOENA.

Now, on this 5 day of January, 1927, there regularly comes on for hearing the motion of the defendant, Franklin Valveless Engine Company, to quash the subpoena issued for C. H. Sheasley, President, Franklin Valveless Engine Company, on December, 6th, 1926, and served upon the said C. H. Sheasley, President of Franklin Valveless Engine Company, on December, 6th, 1926, and the said plaintiff appears by his solicitors and the defendant, Franklin Valveless Engine Company, appears by its solicitors, and the Court, having considered said motion and arguments of counsel for the respective parties, finds that said motion is well taken and should be sustained.

IT IS, THEREFORE, BY THE COURT, ORDERED, ADJUDGED AND DECREED that the said motion be, and it is hereby sustained, and that the said subpoena and service be, and the same are hereby, quashed, vacated and held for naught.

F. E. Kennemer,
Judge.

ENDORSED: Filed Jan. 5, 1927. H.P. Warfield, Clerk U.S. District Court.
L. J.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

| | | | |
|-----------------------------|-------------|---|-----------|
| GERALDINE HEMMATT, | Plaintiff, |) | |
| | |) | |
| vs. | |) | In Equity |
| J. O. DENTON, & W. E. GAGE, | Defendants. |) | No. 152 |

JOURNAL ENTRY.

Now on this 5th day of January, 1927, the motion to dismiss amended bill of complaint, filed herein by J. O. Denton defendant, came on for hearing and the court after hearing the argument of counsel, and being fully advised in the premises finds that said motion should be overruled.

It is therefore ordered, adjudged and decreed by the court that the motion of the defendant J. O. Denton to dismiss the amended bill of complaint herein be and the same is hereby overruled and said defendant J. O. Denton, is given fifteen days from this date to file his answer in said cause.

F. E. Kennemer.

United States District Judge.

ENDORSED: Filed Jan. 5, 1927. H.P. Warfield, Clerk U. S. District Court.
L.W.J.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
WEDNESDAY, JANUARY, 6, 1927.

IN THE UNITED STATES DISTRICT COURT FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

| | | | |
|----------------------------|-------------|---|-----------------------|
| GERALDINE HEMMITT, | Plaintiff. |) | |
| | |) | |
| vs. | |) | |
| J. C. DENTON & W. E. CAGE, | Defendants. |) | In Equity No. 152. |

JOURNAL ENTRY.

Now on this 5th day of January, 1927, the motion of W. E. Cage defendant to set aside order and judgment Pro Confesso came on for hearing, and the court after hearing the arguments of counsel and being fully advised in the premises, finds that said motion should be overruled.

It is therefore ordered, adjudged and decreed by the Court that the motion of the defendant W. E. Cage to set aside order and judgment Pro Confesso filed herein, be, and the same is hereby overruled, to which ruling of the court the defendant W. E. Cage is allowed his acceptation

F. E. Leander,

United States District Judge,
Northern District of Oklahoma.

EMDORSED: Filed Jan. 6, 1927. H.P. Warfield, Clerk U. S. District Court.
L.W.S.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

| | | | |
|---|-------------|---|-----------------------|
| GERALDINE HEMMITT, | Plaintiff. |) | |
| | |) | |
| vs. | |) | No. 153 In Equity. |
| F. H. COONROD, T. E. MANN AND ELISA SCOTT, | Defendants. |) | |

JOURNAL ENTRY.

Now on this 5th day of January, 1927, the above cause came on for hearing on motion of defendant, T. E. Mann, to dismiss the Bill of Complaint, and the court after hearing the argument of counsel and being fully advised in the premises, finds that said motion should be sustained.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the court that the motion of T. E. Mann to dismiss the Bill of Complaint herein, be, and the same is hereby sustained, and said cause is dismissed as to the said defendant, T. E. Mann,

F. E. Leander,

United States District Judge,
Northern District of Oklahoma.

F. H. B.S. Williams,
Atty for pltf.
Davis & Frazier,
attys for Def.

EMDORSED: Filed Jan. 6, 1927. H.P. Warfield, Clerk U. S. District Court.
L.W.S.

In the District Court of the United States in and for the

NORTHERN
DISTRICT OF OKLAHOMA

District of
TULSA, OKLAHOMA.

OKLAHOMA.
WEDNESDAY, JANUARY, 5, 1927.

IN THE UNITED STATES DISTRICT COURT FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

| | | | |
|-----------------------|-------------|---|-----------|
| GERALDINE HEMMITT, | Plaintiff, |) | |
| | |) | |
| vs. | |) | |
| F. M. COONROD, T. B. | |) | In Equity |
| LANN, & ELISHA SCOTT. | Defendants. |) | No. 183 |

JOURNAL ENTRY.

Now on this 5th day of January, 1927, the motion of the defendant F. M. Coonrod to dismiss the amended Bill of complaint filed herein came on for hearing and the court after hearing the argument of counsel and being fully advised in the premises, finds that said motion should be overruled.

It is therefore ordered, adjudged and decreed by the court that the motion of the defendant F. M. Coonrod to dismiss the amended bill of complaint in said cause be, and the same is hereby overruled and said defendant F. M. Coonrod is given fifteen days from this date in which to file his answer herein. To which ruling of the court the defendant F. M. Coonrod accepts and the same is by the court allowed.

F. E. Kennemer,
United States District Judge.
Northern District of Oklahoma.

ENDORSED: Filed Jan. 5, 1927. H.P. Warfield, Clerk U.S. District Court.
L.W.J.

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

| | | | |
|---|-------------|---|----------------|
| LUSANNA BRINK, AN INCOMPETENT, by Homer D. Keys, her guardian and by J.T. Smith, her next friend. | Plaintiff. |) | |
| | |) | |
| vs. | |) | No. 183 Equity |
| QUAKER OIL & GAS COMPANY, OF OKLAHOMA, ET AL., | Defendants. |) | |

D E C R E E.

This cause came on for hearing on this 5th day of January, 1927, same being a regular day of the January, 1927, term of this Court, at Tulsa Oklahoma, Honorable F. E. Kennemer, regular Judge presiding, upon the several motions of the respective defendants to dismiss, and the defense set forth in the 1st paragraph of the answer and cross-bill of The Pure Oil Company, and the defense set forth in the 20th paragraph of the answer of the Quaker Oil & Gas Company, and the defense set forth in the 1st paragraph of the answer of The Pure Oil Pipe Line Company, and after hearing the argument of counsel said motions to dismiss and said defenses set forth in said answer are hereby sustained, to which action of the court the plaintiff excepts, and plaintiff's counsel having declined to plead further.

IT IS HEREBY ORDERED, CONSIDERED, AND DECREED that plaintiff's suit be, and the same is hereby dismissed with prejudice at plaintiff's cost, to all of which ruling and decree plaintiff excepts.

Made and Ordered Entered this 5th day of January, 1927.

F. E. Kennemer, Judge.

ENDORSED: Filed Jan. 5, 1927. H. P. Warfield, Clerk U.S. District Court
L.W.J.

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

REGULAR SESSION.

TULSA, OKLAHOMA.

WEDNESDAY, JANUARY, 5, 1927.

person, which amendment was accordingly made and thereupon the motion to quash service was overruled, to which holding and judgment of the court defendants, Louis Jacobs and Fannie Jacobs, excepted.

IT IS FURTHER ORDERED by the court that the defendant, Louis Jacobs and Fannie Jacobs, are given ten days from this date in which to plead to the bill of complaint of complainants, or twenty days in which to answer said bill of complaint.

F. M. Kennemer, Judge.

O.K. Mason, Honnold, Carter & Harper,
Attorneys for Complainants.

Robinson & Jones,
Attorneys for Defendants,
Louis Jacobs and Fannie Jacobs.

ENDORSED: Filed Jan. 5, 1927. H.P. Warfield, Clerk U.S. District Court.
L.W.J.

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

OLIVER D. SCHNAARE AND REAL ESTATE
MORTGAGE TRUST COMPANY, TRUSTEE,

Complainants,

No. 196 Equity.

vs.

LOUIE JACOBS, ET AL.,

Defendants.

ORDER OVERRULING MOTION TO DISMISS.

Now on this the 5th day of January 1927, the same being a regular motion day of the present term of the court, the above entitled cause came on for hearing on regular call of the motion docket upon the motion of defendant, Pittsburgh Plate Glass Company, to dismiss the bill of complaint herein, upon consideration of which motion the court is of the opinion that the same is not well taken and should be overruled.

IT IS THEREFORE ORDERED by the court that the motion of defendant, Pittsburgh Plate Glass Company, to dismiss be, and the same is hereby overruled, and said defendant is given ten days from this date in which to answer the bill of complaint herein.

F. E. Kennemer, Judge.

O.K. Mason, Honnold, Carter & Harper
Attorneys for Complainants.

ENDORSED: Filed Jan. 5, 1927. H.P. Warfield, Clerk U.S. District Court.
L.W.J.

In the District Court of the United States in and for the

NORTHERN
DISTRICT OF OKLAHOMA

District of
OKLAHOMA, OKLAHOMA.

OKLAHOMA.
WEDNESDAY, JANUARY 6, 1927.

WHEREFORE, it is ordered, adjudged, and decreed by the Court that the defendant be allowed 10 days in which to answer.

F. E. Kennamer, Judge.

ENDORSED: Filed January, 6, 1927. H.P. Warfield, Clerk U.S. District Court.
L.W.J.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

L. R. KERSHAW, AS RECEIVER
FOR THE MUSKOGEE-SECURITY
NATIONAL BANK, a corporation,

Plaintiff.

vs.

STEPHEN B. NELSON, AND
FRANCES E. NELSON, HIS WIFE,
LAURA EASLEY, AND GEORGE A.
EASLEY,

Defendants.

No. 197 Equity.

JOURNAL ENTRY.

Now on this 5th day of January, 1927, the above entitled and numbered cause coming regularly on for hearing on application of the defendant, it is hereby considered, ordered and adjudged by the court that they be and they are hereby granted permission to withdraw their motion heretofore filed herein to require plaintiff to separate state and number his causes of action, and said defendants are granted five (5) days from this date in which to file a motion to dismiss the action for want of equity.

F. E. Kennamer,

Judge.

ENDORSED: Filed Jan. 5, 1927. H.P. Warfield, Clerk U.S. District Court.
H.W.J.

VIOLA E. SHAWNEE, Plaintiff.

vs.

WALTER L. PIERPONT, Defendant.

171 Eq.

On this 5th day of January, 1927, it is by the Court ordered, that leave be granted plaintiff in above entitled cause to amend her petition and Fifteen (15) days be granted to make said amendment.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
WEDNESDAY, JANUARY, 6, 1927.

| | | |
|---------------------------|---|-------------|
| PURE OIL COMPANY, ET AL., |) | |
| Plaintiffs. |) | |
| vs. |) | 189 Equity. |
| JUSANNA BRINK, ET AL., |) | |
| Defendants. |) | |

On this 5th day of January, 1927, the Motion to Dismiss heretofore filed in above entitled cause is heard by the Court and overruled and exceptions allowed and thirty (30) days allowed defendants to answer.

Court adjourned until January, 6, 1927.

In the District Court of the United States in and for the

NORTHERN
JUDICIAL DISTRICT

District of
OKLAHOMA

OKLAHOMA
TULSA, OKLAHOMA
MONDAY, JANUARY 9, 1927.

Court convened pursuant to adjournment, Thursday, January, 6th, 1927, at 9:30 A.M. Present:

Hon. P. E. Kemmerer, Judge of U. S. District Court.
H. P. Warfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

A. C. D. DAGUE, Plaintiff.)
vs.) 70 Equity.
ASTEC OIL COMPANY, Defendant.)

On this 6th day of January, 1927, it is ordered that the above entitled cause be set for hearing January, 13th, 1927.

JACQUELINE S. SANKY, et al., Plaintiff.)
vs.) 141 Equity.
W. G. SKELLY, ET AL., Defendants.)

On this 6th day of January, 1927, it is ordered that the above entitled cause be and same is hereby stricken from this assignment.

UNITED STATES OF AMERICA, Complainant,)
vs.) No. 204 Equity.
ZIM GREENWOOD, ALBERT WORTHINGTON,)
BOB HANSEITH, J. G. BERRYHILL,)
H. E. CHAMBERS AND ALBERT HEATHERLY, Defendants.)

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE NORTHERN JUDICIAL DISTRICT
OF OKLAHOMA.

And now on this the 6th day of January, A.D. 1927, this matter comes on to be heard upon the bill of complaint heretofore filed in the office of the Clerk of this Court and upon the affidavit of R. P. Rowe and Charley W. Scott, duly filed in open court; and it appearing to the satisfaction of the Court by inspection of the bill of complaint and said affidavit and otherwise, that a nuisance exists as described in said bill of complaint on the premises hereinafter mentioned, it is

Ordered, that pending the final hearing and determination of this application and entry of an order thereon, the defendants above named, their agents, servants and employees are restrained and enjoined from manufacturing, selling and bartering any intoxicating liquor, as defined in Section 1 of Title 11, of the National Prohibition Act, upon the premises described in the bill of complaint, and from removing or in any way interfering with the liquor or fixtures or other things upon said premises, used, kept and maintained in connection with the manufacturing, sale, keeping and bartering of such liquor, and from conducting or permitting the continuance of a common nuisance upon said premises.

P. E. Kemmerer,
United States District Judge.

ENCLOSED: Filed Jan. 6, 1927. H.P. Warfield, Clerk U.S. District Court.
H.W.J.

In the District Court of the United States in and for the

NORTHERN EQUITY SESSION. DISTRICT OF OKLAHOMA. TULSA, OKLAHOMA. THURSDAY, JANUARY, 6, 1927.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA.

ANNA BEAVER HALLAM,)
 Plaintiff.)
 vs.) No. 103 Equity.
 COMMERCE MINING AND ROYALTY)
 COMPANY, ET AL.,)
 Defendants.)

ORDER ALLOWING AMENDMENT.

On Motion of counsel for the plaintiff, plaintiff is allowed to file on this date amendment to amended bill of complaint, and defendants are allowed thirty (30) days from this date in which to plead thereto.

Made and ordered entered this 6th day of January, 1927,

F. E. Hennemer,

Judge.

C.R. GEO. S. RAMSEY,
 Atty. for Def.

ENDORSED: Filed Jan. 6, 1927. H.D. Warrfield, Clerk U. S. District Court.
 L.W.J.

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA.

A. P. C. DAGUE,)
 Plaintiff.)
 vs.) No. 70 Equity.
 AZTEC OIL COMPANY, AND)
 EXCHANGE TRUST COMPANY,)
 Defendants.)
 OIL WELL SUPPLY COMPANY,)
 Intervenor.)

ORDER CONFIRMING GAS CONTRACT.

Now on this the 6th day of January, 1927, it appearing to the Court that Charles A. Coskley, the Receiver herein, has, under date of November, 26, 1926, entered into a contract with the Prairie Oil & Gas Company agreeing to purchase from said company certain gas from its wells on what is known as the Bolton Farm in Payne County, Oklahoma, to be used in the gasoline plant of the Aztec Oil Company at Ingalls, Oklahoma;

And it appearing to the Court that said contract provided for said gas to be bought upon tests to be made of the content thereof and to be paid for upon the basis of the market price of gasoline, and that said contract may be cancelled at any time upon thirty days' notice;

And it further appearing to the Court that said contract is in all things fair and equitable:

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA

WESTERN DISTRICT OF OKLAHOMA

OKLAHOMA CITY, OKLAHOMA

MINNESOTA, DECEMBER 19, 1926.

IT IS REPORTED BY THE COURT ORDERED, considered and adjudged that the contract entered into by and between the Arctic Oil & Gas Company and Charles A. Soukley, Receiver of the Arctic Oil Company, dated November, 20, 1926, providing for the purchase of one from the Pleasant Hillton Farm located in the NW¹/₄ of NW¹/₄ of Section 14, Township 19 North, Range 4 East, Payne County, Oklahoma, be and the same is hereby approved and confirmed.

W. J. Heintz,

Judge.

ENDORSED: Filed Jan. 3, 1927. W.P. Corfield, Clerk U.S. District Court.
L. W. J.

Court adjourned until January, 7, 1927.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
OKLAHOMA.

OKLAHOMA.
TUESDAY, JANUARY, 7, 1927.

Court convened pursuant to adjournment, January, 7th., 1927,
at 9: 30 P. M. Present:

Hon. F. E. Kennamer, Judge of U. S. District Court.
H. P. Warfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to
wit:

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

CLARK WASSON, RECEIVER,
FIRST NATIONAL BANK, SAPULPA, OKLA.
Plaintiff.

vs.

F. B. REED, I. E. MCGEE, J. A. BOYD,
SAM DREYFUS, A. E. STONE, J. W. ADAMS
A. E. HILLER AND ROSE G. CREEGAN,
EXECUTRIX OF THE ESTATE OF E. C. CREEGAN
Deceased.
Defendants.

No. 47 Equity.

ORDER OF REFERENCE.

This cause coming on to be heard by the Court, upon the pleadings and the merits thereof, it appearing to the Court that the nature of the controversy arising therein is one of accounting and involves a multiplicity of complicated questions of fact, necessitating the taking of a large amount of evidence, oral and documentary, which will require the consumption of much time, the Court finds that the disposition of the matters and things involved herein will be best subserved by the reference of the same to a Special Master, for the purpose of taking the testimony to be submitted by the parties hereto, with directions to report to this Court, his findings of fact and conclusions of law. Wherefore the Court

Orders, of its own motion, that this cause be and hereby is referred to a Special Master, to take the testimony and report to this Court his findings of fact and conclusions of law, with the recommendation as to what orders and decrees should be entered therein.

It is ordered that John S. Reserve Esquire, within said District, be and he hereby is appointed Special Master in this cause, to take and hear the testimony and to report the same with exceptions of parties to this Court with his findings of fact and conclusions of law, with all convenient dispatch, subject to exceptions according to the usual course of Chancery practice.

To which order of reference, the defendants severally object which objection is overruled by the Court and exceptions allowed.

Dated this 5th day of January, 1927.

F. E. Kennamer, Judge.

RECORDED: Filed Jan. 7, 1927. H. P. Warfield, Clerk U. S. District Court.
L. W. J.

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

OKLAHOMA DIVISION.

OKLAHOMA, OKLAHOMA.

OKLAHOMA, JANUARY 7, 1927.

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE OKLAHOMA DISTRICT OF OKLAHOMA.

HENRY BUFFINGTON, et al.,
Plaintiffs,)
vs.)
THE PRAIRIE OIL & GAS COMPANY,
a corporation,)
Defendant.)

No. 170 Equity.

O R D E R.

On this the 7th day of January, 1927, the plaintiffs Henry Buffington, and others, being present by their attorney Carter Smith, and the defendant Prairie Oil & Gas Company being present by its attorney Stewart, Gibson, Sherman, Davidson & Hull, and Jean Martin and William Neff asking leave of court to file their petition in intervention herein claiming an assignment from the plaintiffs of a portion of the judgment awarded to these plaintiffs in this action, and the plaintiffs and the defendant Prairie Oil & Gas Company in open court ask that said Jean Martin and William Neff be made additional parties in this cause and be permitted to file their petition of intervention herein, and it appearing to the court that leave to file same should be given, as said parties are necessary to a complete and full determination of this matter.

IT IS HEREBY ORDERED, AND ADJUDGED that the said Jean Martin and William Neff be permitted to file their petition of intervention herein, and they are hereby ordered to file the same immediately, without prejudice to trial.

W. E. Kennamer,

Judge.

ENDORSED: Filed Jan. 7, 1927. W. D. Garfield, Clerk U.S. District Court.

Court adjourned until January 8, 1927.

In the District Court of the United States in and for the

NORTHERN
DISTRICT
EQUITY SESSION.

District of
MUSKOGEE, OKLAHOMA.

OKLAHOMA.
SATURDAY, JANUARY, 8, 1927.

Court convened pursuant to adjournment, Saturday, January, 8th, 1927. at 9: 30 P. M. Present:

Hon. F. E. Hennamer, Judge of U. S. District Court.
H. P. Worfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings, were had and entered, to-wit:

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

HARVEY HARRISON,)
Plaintiff.)
vs.)
FRANK B. LONG, et al.,) No. 199 Equity.
Defendants.)

ORDER.

Now on this the 8th day of January, 1927, it is ordered that the defendant, Frank B. Long, Chas. Ruge, Sands Springs Home, Gen Oil Company and United States Fidelity & Guaranty Company be allowed until February, 1, 1927, in which to file answer or motion herein.

F. E. Hennamer,
District Judge.

ENCLOSED: Filed Jan. 8, 1927, H.P. Worfield, Clerk U.S. District Court.
D.W.J.

Court adjourned until January, 10th, 1927.

In the District Court of the United States in and for the

NORTHERN DISTRICT OF OKLAHOMA

District of OKLAHOMA, DISTRICT OF

OKLAHOMA, DISTRICT OF, 1927.

Court is open pursuant to adjournment, Monday, January, 10th, 1927, at 9:30 P. M. Present:

Hon. F. E. Kennamer, Judge of U. S. District Court.
E. I. Garfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to wit:

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA.

THE FUTURE LIFE INSURANCE COMPANY, OF NEW YORK, A CORPORATION, Plaintiff. vs. CARL R. MATHEWS, DAVIS MATHEWS AND FLOY MATHEWS, Defendants. No. 100 In Equity.

ORDER.

Upon verified application therefor, and it appearing that the three life insurance policies sought to be rescinded and cancelled in this action, since the institution of this action, have been surrendered to the plaintiff by the defendants for cancellation, and have been cancelled, and that plaintiff has returned to the defendant all premiums paid upon said policies by the defendants, together with interest thereon;

IT IS ORDERED that this action be, and the same is hereby dismissed with prejudice, at plaintiff's cost, and that the Clerk of this Court, return to the plaintiff the sum of (\$360.00) Three hundred sixty and 00/100 Dollars, deposited by the plaintiff with the Clerk herein in support of tender made in plaintiff's petition, less Clerk's poundage of 1% there-of.

Done in open court this 10th day of January, 1927,

F. E. Kennamer, Judge.

O.K. EMBRY, JOHNSON & HOLBUT, Raymond A. Talbot, Attys for plaintiff.

ENDORSED: Filed Jan. 10, 1927, E. I. Garfield, Clerk U. S. District Court. P.W.J.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA.

VICTOR CLIFFORD, Plaintiff. vs. JOHN-MANVILLE INC., a corporation, MAGNOLIA PETROLEUM CO., OF TEXAS, A CORPORATION, Defendants. No. 201 Equity

ORDER TO VACATE AND SET ASIDE SERVICE ON SUBPOENA'S.

This cause coming on to be heard before Honorable F. E. Kennamer,

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
MONDAY, JANUARY, 10, 1927.

United States District Judge of the Northern District of Oklahoma, on the 10th day of January, 1927, upon a motion to vacate and set aside service of subpoenas served upon Johns-Manville INC. a corporation, and the Agnolia Petroleum Company, of Texas, a corporation, the Court being sufficiently advised in the premises, and upon consideration thereof, finds that the said Subpoenas should be cancelled and held for naught.

WHEREFORE, it is considered, ordered, adjudged and decreed by this Court that the said service of subpoenas in the above cause be cancelled and held for naught.

F. E. Henniger,

United States District Judge.

Filed.

ENDORSED: Jan. 10, 1927. H.P. Garfield, Clerk U.S. District Court.
L.W.J.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

UNITED STATES, Plaintiff,)

ve.)

No. 151 Eq.

PRICE CLARK, MRS JENNIE
SCUDDER, JOEL CLARK, LEVI CLARK,
BLUE D. CLARK AND ROBERT L. CLARK,)
Defendants.)

ORDER OF DISMISSAL.

Now on this 10th day of January, 1927, this matter coming on to be heard upon the motion of the above named plaintiff, stating and alleging that the interests of all defendants herein have been procured in and to the lands subject to this litigation, and that the interests of the defendant, Robert L. Clark, has been covered by a decree herein, and that said cause as to said defendants other than the said Robert L. Clark, should be dismissed.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that said cause be and is hereby dismissed as to the following defendants, to-wit:

Price Clark, Mrs Jennie Scudder, Joel Clark, Levi Clark
and Blue D. Clark,

F. E. Henniger,

Judge.

ENDORSED: Filed Jan. 10, 1927, H.P. Garfield, Clerk U.S. District Court.
L.W.J.

In the District Court of the United States in and for the

NORTHERN
CIVIL DIVISION.

District of
TULSA, OKLAHOMA.

OKLAHOMA
MONDAY, FEBRUARY, 10, 1925.

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE NORTHERN DISTRICT OF OKLAHOMA.

| | | |
|--|---|-----------|
| F. D. SULLIVAN, doing business under the name of THE SULLIVAN COMPANY, |) | |
| |) | |
| Plaintiff, |) | |
| vs. |) | In Equity |
| |) | |
| JAMES H. THOMAS AND EUGENIA THOMAS, |) | No. 5. |
| |) | |
| Defendants. |) | |

FINAL DECREE.

This cause came on to be heard and tried by the court on May 27, 1926, the plaintiff appearing in person and by his attorneys, Herbert D. Mason, Arthur B. Homhold, Fred M. Carter and Roscoe E. Harper, and the defendants appearing in person and by their attorneys, Clarence F. Morse and Paul P. Pinson. After both the plaintiff and the defendants had announced ready the court proceeded to hear and try the cause upon the amended bill of complaint, amended and supplemental answer, exhibits, agreements of parties, evidence and proof in the case, and the arguments of counsel. At the conclusion thereof the parties having rested, the court took the cause under advisement. Thereafter, the court upon consideration, finds that this court has jurisdiction over the parties and subject matter of this action; that the issues in this action should be and are hereby determined in favor of the plaintiff and against the defendants; and that the relief prayed for in plaintiff's amended bill of complaint should be granted; that the plaintiff is the assignee of a judgment recovered on the 27th day of March, 1924, by the Guaranty Bank and Trust Company of Memphis Tennessee, in the sum of Fifty Two Hundred (\$5200) Dollars, together with interest thereof at the rate of six per cent per annum from said date until paid, and for the costs of said action amounting to Eleven and 80/100ths (\$11.80) Dollars, against James H. Thomas and Thomas Guinn, as partners, in an action then pending in the District Court of Tulsa County, State of Oklahoma, wherein the National City Bank of Memphis, Tennessee, was the original plaintiff and the Guaranty Bank and Trust Company of Memphis, Tennessee, was later substituted as plaintiff in place of said National City Bank, and James H. Thomas and Thomas Guinn, partners doing business as Thomas & Guinn, were defendants, said cause being No. 24344 in said court; that said judgment so obtained was founded upon a trade acceptance dated April, 26, 1923 and due ninety days after date, drawn by the plaintiff, upon said partnership of Thomas & Guinn and accepted by them on May 2, 1923; that there is now due, owing and unpaid on said judgment, including interest to this date, the sum of Forty-two Hundred Eighty-two Hundred Eighty-three and 12/100ths (\$4283.12) Dollars; that defendant, James H. Thomas, conveyed the land, together with the improvements thereon, hereinafter described, to his wife, Eugenia Thomas, a defendant, by said claim deed, without consideration, on or about July 19, 1923, at a time when he was insolvent, and said partnership and each of said partners were insolvent, with intent to defraud his creditors, including the plaintiff herein and the National City Bank of Memphis, Tennessee, the then endorser and holder respectively of said trade acceptance, the said National City Bank through its successor the said Guaranty Bank and Trust Company being plaintiff's predecessors in interest.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that there is still unpaid on said judgment rendered in favor of the Guaranty Bank and Trust Company of Memphis, Tennessee, and against James H. Thomas and Thomas Guinn the sum of Forty-two Hundred Eighty-three and 12/100ths (\$4283.12) Dollars, and that said sum is due, owing and payable by said judgment debtors to the plaintiff herein as assignee of said judgment; that the deed of conveyance by James H. Thomas to Eugenia Thomas under date of July 19, 1923, conveying the following described land, to-wit:

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, JANUARY 10, 1927.

Lot 4, Block 181, Old Town, in the City of Tulsa, Oklahoma, together with all and singular, and hereditaments and appurtenances thereunto belonging.

be, and it is hereby set aside as fraudulent; and that plaintiff have a lien as of and from the date of March 27, 1924, the date of said judgment upon said land by virtue of said judgment in the sum of Forty-two Hundred Eighty-three and 13/100ths (\$4283.13) Dollars, being the amount unpaid and still due on said judgment, including interest thereon to this date, together with interest thereon from said date at the rate of six per cent per annum until paid, to secure the payment of said sum, and of the costs of this action.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that said land, together with the improvements thereon, shall be sold to satisfy said unpaid balance; that the United States Marshal of this district be, and he is hereby directed to make and conduct said sale in the manner provided by law; that said land, together with improvements thereon, shall be duly appraised; that the said sale shall be made at public auction to the highest bidder thereof at 12:00 o'clock noon at the west front door of the Court House of Tulsa County, Oklahoma, situated in the City of Tulsa, in said County and State, on a date to be named by the Marshal in his notice of sale; and that before making said sale the Marshal shall publish a notice thereof once a week for at least four consecutive weeks prior to such sale in one newspaper printed regularly, issued and having a general circulation in the County of Tulsa and State of Oklahoma.

The Court will reserve the jurisdiction of this proceeding to make such other and further orders in the premises as shall be necessary to make the lien herein decreed effectual, and in this connection the court also reserves the jurisdiction to appoint a receiver of said land and the rents and profits therefrom pending the consummation of said sale whenever to the court it shall seem proper.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the funds to arise from said sale shall be applied as follows:

First: To the payment of all proper expenses attendant upon said sale, including the expenses, outlays and compensation of the Marshal to make said sale to such expenses, outlays and compensation may be hereafter fixed and allowed.

Second: To the payment of the costs of this suit.

Third: To the payment of the unpaid balance due plaintiff on said judgment.

Fourth: If after making all the above payments there shall be any surplus the same shall be paid according to the further order of this court in that regard.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that from and after the sale of said lands and tenements under and by virtue of this judgment and decree that the said defendants, James E. Thomas and Eugenia Thomas, and each of them, and all persons claiming under them, or either of them since the commencement of this action, be, and are hereby forever barred and foreclosed of and from all lien upon the right, title, interest, estate or equity of, in or to said land and improvements thereon, and the appurtenances thereunto appurtenant, or any part thereof.

To the foregoing findings and decree, and each and every part thereof, the defendants, James E. Thomas, and Eugenia Thomas, and each of them, except and give notice of their intention to appeal, and request the court to fix the amount of the supersedeas bond and to allow their appeal.

WHEREUPON, IT IS ORDERED, ADJUDGED AND DECREED by the court that the amount of the supersedeas bond be, and it is hereby fixed at \$4000.00.

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

~~WESTERN DISTRICT~~

TULSA, OKLAHOMA.

MONDAY, JANUARY, 10, 1927.

which bond is to be good and sufficient and with sufficient securities; and the defendants, and each of them, be given 30 days within which to file said bond; and that in the meantime enforcement of this decree shall be stayed.

Enter this 10 day of January, 1927.

W. E. Kennesser,

Judge.

C.M. as form,
Clarence M. Morley and Paul P. Pinson of
Linsbaugh & Pinson,
attorneys for defendants.

ENDORSED: Filed January, 10, 1927. E.P. Garfield, Clerk U.S. District Court
H.W.J.

FIRST NATIONAL BANK, Plaintiff.)
vs.) 59 Eq.
NATIONAL HARDWOOD CO., Defendant.)

On this 10th day of January, 1927, it is by the Court ordered that the hearing in above entitled cause on priority of claims be and it is set for January, 15, 1927.

(First published in The Osage County News, January, 10, 1927,
& Times)

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

W. J. FOSBER, Plaintiff,

vs.

AMELIA V. GIRARD, OSAGE ALLOTTEE NO. 1278.
C. E. Keefer, Maggie Keefer, Chas. A. Lessert,
Osage Allottee No. 1449, Rena B. Lessert,
Martin A. Palmer, Napoleon Perrier, Osage
Allottee, No. 1849, Peter Perrier, Osage Allottee
No. 1653, Leo Perrier, Osage Allottee No. 1652,
Lon Stensbury, if living, but if dead, the un-
known heirs, devisees, trustees, administrators,
executors, and assigns of each of said defendants, if
any; The Deposit Guaranty State Bank of Ponce City,
Oklahoma, Sanford Oil Company of Bartlesville, Oklahoma,
both corporations if existing, but if dissolved and not existing
the unknown successors, trustees, and assigns of each
of said corporation, if any; Harry Buzan, Commissioners of the
County of Osage, State of Oklahoma.

Defendants.

No.
168 E.

WARNING ORDER.

On this 10th day of January, 1927, at Tulsa, Oklahoma, in the
United States District Court for the Northern District of Oklahoma, came

In the District Court of the United States in and for the

NORTHERN DISTRICT OF OKLAHOMA.
TULSA, OKLAHOMA. MONDAY, JANUARY, 10, 1927.

to be heard the application of W. C. Keefe, Plaintiff, in the above styled and numbered cause, for an order directing the absent defendants Amelia V. Girard, Osage Allottee No. 1278, C. E. Keefe, Maggie Keefe, Chas. A. Lessert, Osage Allottee No. 1449, Rena B. Lessert, Martha A. Palmer, if living, but if dead, the unknown heirs, devisees, trustees, administrators, executors and assigns of each of said defendants, if any, to appear and plead, answer or demur herein by a day certain to be designated by the Court. And it appearing to the Court that this suit is commenced by plaintiff who is a resident, citizen and inhabitant of the State of Illinois to Quiet Title in plaintiff to and remove cloud from certain lands situated in the County of Osage in the State of Oklahoma, being in the Northern District of said State, and to require the defendants to appear, answer, and set up the exact nature and character of any interest said defendants may have in said lands, and the said defendants, Amelia V. Girard Osage Allottee No. 1278, C. E. Keefe, Maggie Keefe, Chas. A. Lessert, Osage Allottee No. 1449, Rena B. Lessert, Martha A. Palmer, if living, but if dead, the unknown heirs, devisees, trustees, administrators, executors, and assigns of each of said defendants, if any, being defendants therein named, are not inhabitants or resident of or in the said Northern District of Oklahoma, nor can they, or any of them, be found in said State, and have not voluntarily appeared in said suit.

And the Court being of the opinion that said application should be granted, it is ordered that the said Amelia V. Girard, Osage Allottee No. 1278, C. E. Keefe, Maggie Keefe, Chas. A. Lessert, Osage Allottee No. 1449, Rena B. Lessert, Martha A. Palmer, defendants, if living, but if dead, the unknown heirs, devisees, trustees, administrators, executors, and assigns of each of said defendants, if any, shall appear, plead, answer or demur to said bill of the plaintiff on or before the 14 day of March, A.D. 1927, the same being the 1st day in March at the term of this court at the Court Room thereof in the City of Tulsa, in the County of Tulsa in the State of Oklahoma.

It appearing that it is impractical to serve a copy of this order and a copy of the bill on the defendants, Amelia V. Girard, Osage Allottee No. 1278, C. E. Keefe, Maggie Keefe, Chas. A. Lessert, Osage Allottee No. 1449, Rena B. Lessert, and Martha A. Palmer, if living, but if dead, the unknown heirs, devisees, trustees, administrators, executors and assigns of each of said defendants, because the residence or place of business where said defendants may be found are unknown. It is therefore ordered and directed that a copy of this order be published for six consecutive weeks in the Cause County News, a newspaper, being a legal publication in the City of Pawhuska, and County of Osage, State of Oklahoma,

Done in open court this 10th day of January, A.D. 1927.

F. E. Heinicke,

Judge, United States District Court for the Northern District of Oklahoma.

Twyford & Smith,
Leo L. Mann,
Oklahoma City, Oklahoma.

Eawara A. Jacobson,
Pawhuska, Oklahoma,
Attorneys for plaintiff.

RECORDED: Filed Jan. 10, 1927. H.T. Washburn, Clerk U. S. District Court.
F.W.S.

In the District Court of the United States in and for the

NORTHERN

District of

ILLINOIS.

ROSELLEY 33337 M.

HALL, CH. 10000

TRICKEY, JANUARY, 11, 1927.

Court convened pursuant to adjournment, Thursday, January, 11th, 1927, at 9:10 A.M. Present:

Hon. F. M. Kernsmer, Judge of U. S. District Court.
H. P. Worfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered,
to-wit:

IN THE DISTRICT COURT OF THE UNITED STATES OF
AMERICA FOR THE NORTHERN DISTRICT OF
ILLINOIS.

F. D. SULLIVAN, et al.,)
Plaintiffs,)
vs)
JAMES H. THOMAS, ET AL.,)
Defendants.) No. 5 Equity.

O R D E R.

Now on this 11 day of January, 1927, upon application of the
defendant, J. E. Vance,

IT IS BY THE COURT ORDERED that said defendant, J.E. Vance,
be, and he hereby is, allowed to file herein on this date his answer
and cross-complaint herein.

F. M. Kernsmer,
Judge.

ENDORSED: Filed Jan. 11, 1927. H.P. Worfield, Clerk U. S. District Court.
R.C.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ILLINOIS.

H. J. HALL,)
Complainant,)
vs.)
GUSTAVA DAVIS NEE MARSHALL,)
A. C. HUNT, A. C. HUNT,)
W. F. PARKER, T. D. UTT,)
AND C. C. JORSUCH,)
Defendants.) No. 195 Equity

O R D E R.

Now on this 11th day of January, 1927, the court on motion of
the defendants' filed herein, requesting that the amended bill of com-
plaint and the answer thereto be set for a day certain to pass upon and
dispose of the points of law raised in said bill of complaint and ans-
wer:

IT IS THEREFORE, considered, ordered and adjudged by the
Court that said amended bill of complaint and the answer thereto in this
cause be set for hearing upon the law points raised therein on the 17
day of January, 1927, at 10 o'clock A.M.

F. M. Kernsmer,
Judge.

ENDORSED: Filed Jan. 11, 1927. H.P. Worfield, Clerk U.S. District Court.
R.C.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, JANUARY 11, 1927.

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

ST. LOUIS-SAN FRANCISCO RAILWAY
COMPANY,)
Plaintiff.)

vs.)

J. F. LAWRENCE, C. C. TAYLOR,
EDWIN DABNEY, ATTORNEY GENERAL OF
THE STATE OF OKLAHOMA, FRANK C.
CARTER, FRED CAPSHAW AND C. C.
CHILDERS, INDIVIDUALLY AND AS
MEMBERS OF THE CORPORATION COMMISSION
OF THE STATE OF OKLAHOMA,)
Defendants.)

No. 207, E.

TEMPORARY RESTRAINING ORDER.

This matter coming on for hearing before the Honorable Frank E. Kemmerer, Judge of the United States District Court for the Northern District of the State of Oklahoma, upon the verified petition of the plaintiff, St. Louis-San Francisco Railway Company, and it appearing to the Court that the plaintiff, upon the facts alleged in said petition, is entitled to the relief prayed for, and that the said J. F. Lawrence, C. C. Taylor, Edwin Dabney, Attorney General of the State of Oklahoma, Frank C. Carter, Fred Capshaw and C. C. Childers, individually, and as members of the Corporation Commission of the State of Oklahoma, should be enjoined and restrained until further order of this Court, from proceeding further in a certain action pending before the Corporation Commission of the State of Oklahoma, wherein the said J. F. Lawrence and C. V. Taylor are complainants, and the St. Louis-San Francisco Railway Company is defendant, said cause bearing Corporation Commission's No. 2812 which said action has for its purpose the prevention on the part of the St. Louis-San Francisco Railway Company from removing its shops and division point from the City of Sapulpa, and from putting into effect certain changes in the runs of its interstate passenger trains, according to a schedule about to be put into effect by said Railway Company;

WHEREFORE, it is ordered and adjudged that said defendants J. F. Lawrence, C. C. Taylor, Edwin Dabney, Attorney General of the State of Oklahoma, Frank C. Carter, Fred Capshaw and C. C. Childers, individually, and as members of the Corporation Commission of the State of Oklahoma, their agents, servants, employees and all persons acting by or under them, or any of them, or by the authority of any of them, and all persons for whom said defendants, J. F. Lawrence and C. C. Taylor appear in said above described cause, be, and they are hereby enjoined and restrained from prosecuting, hearing or conducting or permitting a hearing to be had, or taking or permitting any further proceedings to be had in the above described cause of action now pending before the Corporation Commission; that said defendants, and all of them, are hereby further restrained and enjoined from making, promulgating, or enforcing, or causing to be made, promulgated, or enforced, any other prohibiting the above named plaintiff from removing from Sapulpa, or any part thereof, or from changing the runs of any of its passenger trains, so that the crews thereon will change at the city of Tulsa instead of the City of Sapulpa, or doing anything that will in any manner interfere with, or prohibit said removal, or the said change in the runs of said railway Company's trains, until further order of this Court. It is further ordered that the plaintiff in this case take no action toward removing its shops, division point, or changing the runs of its trains until further order of this Court. It is further ordered that the application of plaintiff for a temporary injunction is hereby set for hearing at 10 o'clock A.M. on the 19th day of January, 1927, at the United States District Court room, in the City of Tulsa, County of Tulsa, State of Oklahoma, and that notice thereof be given to said defendants, and all of them at least 5 days prior to said hearing.

Bonds fixed in sum of \$1000.00

A. M. ...

United States District Judge.

In the District Court of the United States in and for the

NORTHERN District of OKLAHOMA.
EQUITY SESSION. TULSA, OKLAHOMA. TUESDAY, JANUARY, 11, 1927.

"Dear Mr Kirchner:

I have this day written Mr Simons to make the assignment on the Mikey lease direct to you,"etc.

and concludes as follows:

"Thanking you, I am,

Yours very truly,
Purdy Petroleum Corporation,
By W. J. Purdy, President."

and the court being fully advised in the premises,

IT IS HEREBY ORDERED that the Clerk of this Court issue a subpoena duces tecum addressed to R. K. Kirchner, of Bristow, Oklahoma, commanding him to produce said letter into this court and to testify concerning the same upon the trial of this cause on the 18th day of January, 1927.

F. E. KENNISMER,

Judge.

ENDORSED: Filed January, 11, 1927. H.P. McField, Clerk U. S. District Court L.W.J.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA.

PURDY PETROLEUM CORPORATION, Plaintiff,)
vs.) No. 61 Equity.
E. M. PURDY, ET AL., Defendants.)

ORDER AUTHORIZING SERVICE OF SUBPOENAS BY A PRIVATE PERSON.

Now on this 11th day of January, 1927, this cause comes on for hearing on the application of attorney for the plaintiff for the Court to appoint a private person to serve certain subpoenas in said application mentioned, and the Court being fully advised in the premises, finds that said application should be granted.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that K. A. Robinson, of Bristow, Oklahoma, be and he is hereby appointed, designated and empowered to serve the following process this day issued out of the office of the Clerk of this Court, to-wit:

A subpoena duces tecum addressed to R. K. Kirchner, Bristow, Oklahoma, commanding him to appear before the Judge of the District Court of the United States for the Northern District of Oklahoma, at 9:00 o'clock A.M. at Tulsa, Oklahoma, on the 18th day of January, 1927, and to bring with him a certain letter in said subpoena described:

A subpoena addressed to E. P. McMurtry, Bristow, Oklahoma, commanding him to appear before the Judge of the District Court of the United States for the Northern District of Oklahoma, at 9:00 o'clock A.M., at Tulsa, Oklahoma, on the 18th day of January, 1927, to testify as a witness on behalf of the plaintiff;

A subpoena addressed to C. D. Groom, Bristow, Oklahoma, commanding him to appear before the Judge of the District Court of

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

~~Return to Substitution.~~

OKLA., OKLAHOMA.

WEDNESDAY, JAN. 11, 1927.

the United States for the Northern District of Oklahoma,
at 9:00 o'clock A.M. at Tulsa, Oklahoma, on the 10th day of
January, 1927, to testify as a witness on behalf of the plain-
tiff:

A subpoena addressed to Ira Bethel, Bristow, Oklahoma, com-
manding him to appear before the Judge of the District Court of
the United States for the Northern District of Oklahoma, at 9:
o'clock A.M. at Tulsa, Oklahoma, on the 10th day of January,
1927, to testify as a witness on behalf of the plaintiff:

and that he make his return as provided by law and the rules of this
Court, and that said process, when so served, shall be of the same force
and effect as if served by the Marshal of this Court, or his deputy.

M. E. Kennamer,

Judge.

ENCLOSED: Filed Jan. 11, 1927. H.P. Warfield, Clerk U.S. District Court
Tulsa, Ok.

Court adjourned until January 11, 1927.

In the District Court of the United States in and for the

NORTHERN District of OKLAHOMA.
TRINITY SESSION. TULSA, OKLAHOMA. WEDNESDAY, JANUARY, 12, 1927.

Court convened pursuant to adjourned, Wednesday, January 12th 1927, at 9:30 A. M. Present:

Hon. F. E. Kennamer, Judge of U. S. District Court.
H. P. Warfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA.

PURDY PETROLEUM CORPORATION,)
Plaintiff.)
vs) No. 61 Equity.
G. H. PURDY, ET AL.,)
Defendants.)

ORDER AUTHORIZING SERVICE OF SUBPOENAS BY A PRIVATE PERSON.

Now on this 12th day of January, 1927, this cause comes on for hearing on the application of attorney for the plaintiff for an order appointing a private person to serve certain subpoenas in said application mentioned, and the Court being fully advised in the premises, finds that said application should be granted.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that M. A. Robinson, of Bristow, Oklahoma, be and he is hereby appointed, designated and empowered to serve the following process this day issued out of the office of the Clerk of this Court, to-wit:

A subpoena addresses to Frank Wolfe, Bristow, Oklahoma, commanding him to appear before the Judge of the District Court of the United States for the Northern District of Oklahoma, at 9:00 o'clock A. M. at Tulsa, Oklahoma, on the 12th day of January, 1927, to testify as a witness on behalf of the plaintiff;

A subpoena addresses to L. E. Hoss, Bristow, Oklahoma, commanding him to appear before the Judge of the District Court of the United States for the Northern District of Oklahoma, at 9:00 o'clock A. M. at Tulsa, Oklahoma, on the 12th day of January, 1927, to testify as a witness on behalf of the plaintiff;

and that he make his return thereon as provided by law and the rules of this Court, and that said process, when so served, shall be of the same force and effect as if served by the Marshal of this Court, or his deputy.

F. E. Kennamer,
Judge.

ENDORSED: Filed Jan. 12, 1927. H.P. Warfield, Clerk U. S. District Court. M.W.J.

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

~~WESTERN~~ DIVISION.

TULSA, OKLAHOMA.

WEDNESDAY, JANUARY 12, 1927.

Court convened pursuant to adjournment, Wednesday, January 12th., 1927, at 9:30 A. M. Present:

Hon. F. E. Kennamer, Judge of U. S. District Court.
H. P. Warfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to wit:

IN THE UNITED STATES COURT FOR THE FOREMAN DISTRICT OF OKLAHOMA.

FIRST NATIONAL BANK OF
TULSA, OKLAHOMA,
Plaintiff.

vs.

NATIONAL HARDWOOD COMPANY,
Defendants.
KENWOOD MERCANTILE COMPANY, et al
Intervenors.

No. 39 Equity.

ORDER ACCEPTING RESIGNATION OF L. M. POE
AS ATTORNEY FOR RECEIVER, AND APPOINTING
LEONARD ROACH AS ATTORNEY FOR RECEIVER

Now on this 12 day of January, 1927, the above entitled cause came on regularly for hearing upon the resignation of L. M. Poe as attorney for the Receiver heretofore appointed in this cause and for the appointment of his successor, and the court being fully advised in the premises, finds:

That the resignation of L. M. Poe as attorney for Receiver in the above styled cause should be accepted, and that Leonard Roach an attorney enrolled in this court is a suitable and qualified person to act as attorney for the Receiver, and that said resignation should be accepted and a successor appointed.

IT IS THEREFORE ORDERED that the resignation of L. M. Poe as attorney for Title Guarantee and Trust Company, as Receiver in the above entitled cause be and the same hereby is accepted, and Leonard Roach of Tulsa, Oklahoma, is hereby appointed as attorney for said Receiver to succeed the said L. M. Poe.

F. E. Kennamer,

Judge.

ENDORSED: Filed Jan. 12, 1927. H.P. Warfield, Clerk U. S. District Court.
H.W.J.

Court adjourned until January, 13, 1927.

709

In the District Court of the United States in and for the

NORTHERN
DISTRICT SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
THURSDAY, JANUARY, 13, 1927

Court convened pursuant to adjournment, Thursday, January, 13th 1927, at 9:30 A. M. Present:

Hon. F. E. Memamer, Judge of U. S. District Court.
H. P. Warfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

ANNA BEAVER HALLAM,
Plaintiff.

vs.

COMMERCE MINING AND ROYALTY COMPANY, A VOLUNTARY
ASSOCIATION COMPOSED OF JAMES F. ROBINSON, GEORGE
L. COLEMAN AND CHARLES M. HARVEY, AS TRUSTEES AND
SUBSCRIBERS THEREOF, AND ALFRED E. COLEMAN, AS A
SUBSCRIBER THEREOF.

JAMES F. ROBINSON, GEORGE L. COLEMAN, CHARLES M.
HARVEY AND ALFRED E. COLEMAN, AS INDIVIDUALS AND AS
COPARTNERS, DOING BUSINESS UNDER THE STYLE AND NAME
OF THE COMMERCE MINING AND ROYALTY COMPANY:

BULMELEY WELLS, FOR HIMSELF AND AS AGENT FOR UN-
DISCLOSED PRINCIPALS:

R. H. SHANNING, JR., FOR HIMSELF AND AS AGENT FOR
UNDISCLOSED PRINCIPALS:

THE BOARD OF DIRECTORS OF THE STANDARS ZIP LEAD
MINING COMPANY, FORMERLY A CORPORATION ORGANIZED
AND EXISTING UNDER THE LAWS OF THE STATE OF OKLAHOMA.

THE CREECH-DOKE MINING COMPANY:

J. W. CREECH, LEROY COOK, WILLIAM LOWE, AND E. LACY,
AS INDIVIDUALS AND AS COPARTNERS, DOING BUSINESS UNDER
THE STYLE AND NAME OF THE CREECH-DOKE MINING COMPANY:

HUGH POYNOR: O. W. SPARKS: AND

THE BLUE STREAK MINING COMPANY, A CORPORATION.

Defendants.

In Equity
No. 103.

ORDER FOR SERVICE ON NON-RESIDENT DEFENDANT
BLUE STREAK MINING CO.

Upon motion of the Solicitor for Plaintiff, it appearing to the Court that this is a suit to enforce a claim to real estate and personal property within this District, and to remove cloud from the title to said real estate, and that defendant, the Blue Streak Mining Company is not an inhabitant or nor found within this District, and has not voluntarily appeared to this action;

IT IS ORDERED, That said defendant appear, plead, answer or demur to plaintiff's Bill of Complaint by the 15th day of February, 1927, and in default thereof the Court will proceed to the hearing and adjudication of this suit; and that a certified copy of this order be served on the defendant named herein wherever found.

Done at Tulsa, Oklahoma, this 12th day of January, 1927.

F. E. Memamer,

Judge.

Witnesses called Jan. 12, 1927. H. P. Warfield, Clerk. U. S. District Court, Tulsa, Oklahoma.

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

NORTHERN DISTRICT OF OKLAHOMA.

OKLAHOMA, DISTRICT OF OKLAHOMA.

WASHINGTON, DISTRICT OF OKLAHOMA, 1927.

A. J. C. DAVIS, Plaintiff.)
 vs.)
 ACRES OIL COMPANY, Defendant.) No. 70 Equity.

On this 13th day of January, 1927, it is by the Court ordered that cause be and same is hereby continued to January, 14, 1927.

IN THE UNITED STATES DISTRICT COURT FOR
 THE NORTHERN DISTRICT OF OKLAHOMA.

HENRY BUFFINGTON, ET AL.,)
 Plaintiffs,)
 vs.) No. 170 Equity.
 THE PRAIRIE OIL & GAS CO.,)
 Defendants.)
 ANNA L. TOWNSELL,)
 Intervenor.)

D E C R E E.

The plaintiffs in this cause, as the heirs or assignees or grantees of the heirs at law of Frank McDade Jr., deceased, having recovered judgment against the Prairie Oil & Gas Company, the defendant herein, on September, 24th 1926, for the sum of \$8016.34, the proceeds derived from oil runs produced on the allotment of Luster McDade, a deceased brother of the said Frank McDade Jr., deceased, the said Frank McDade Jr., having inherited said land, and at the time of his death was seized in fee of the said land.

It appearing that on November, 23rd. 1926, Anna L. Townsell filed herein her motion claiming the said plaintiffe in truth and in fact were not the heirs of said Frank McDade Jr., deceased, and were not the assignees or grantees of any lawful heirs, and were not entitled to said money so awarded by said judgment, claiming that she the said Anna L. Townsell, was the sole and only heir of said Frank McDade Jr., and the court, having by proper order on November, 27th 1926, permitted the said intervenor to file her petition herein, which said petition of intervention was filed on December, 7th 1926, and,

Now, on this, the 13th day of January, 1927, the claims of the intervenor on her petition, coming on to be heard in its regular order, after the plaintiffs had joined issue thereon, and after the same had been duly assigned for hearing, the said intervenor appearing by her attorneys George Miller, Jr., and Cecil Moore, and the plaintiffs herein by their attorneys Carter Smith, Archibald Bonds, Ed Brooks, Emmett Stewart, and S. E. Dunn, whereupon, the attorneys for Anna L. Townsell stated in open court, that they had made error in their petition of intervention wherein they alleged in said petition that at the time of the death of said Frank McDade Jr., deceased, Willie Tyner, the brother of Mollie Tyner, was the next of kin and heir at law of Frank McDade, Jr., and therefore inherited said property, and wished to strike out said allegation from their petition and amend their said petition to read "that upon the death of the said Frank McDade Jr., deceased, said lands and estate ascended to one Dan Pinder Jr., the brother of said Emily Pinder, the grandmother of said deceased, and that after the death of Dan Pinder Jr., which occurred subsequently to the death of Frank McDade, Jr., to Anna L. Townsell as the only heir of the estate of Dan Pinder, which permission was by the Court granted.

Court adjourned until February, 14, 1927.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
PULSA, OKLAHOM .

OKLAHOMA.
WEDNESDAY, JANUARY, 13, 1927.

Whereupon, the attorneys for the plaintiff asked leave to amend their reply to the petition of intervention herein, and their original petition, by setting out as exhibits all of the decrees and judgments of the County and District Courts of Muskogee County, State of Oklahoma, the Supreme Court of the State of Oklahoma, and the Supreme Court of the United States, pertaining to the administration and distribution of the estate of the said Frank McDade Jr., deceased, wherein plaintiffs alleged that by the consideration of the judgments of said courts that Henry Buffington, Stella Thornton, Robert Thornton, Sadie Welch, Alice Gordon, Kittle Foreman, Joe Thompson, Johnnie Mackey, Henrietta Thornton, Seymour Johnson, Eunice Welch, and Lone Welch were held to be the next of kin and sole heirs of Frank McDade Jr. deceased, and that the same were conclusive and binding as to the rights of all parties interested in said estate, which request of the plaintiff to so amend was granted.

WHEREUPON, the plaintiffs move the court to render judgment for the plaintiffs herein upon the pleadings of the plaintiffs as so amended, and the amended petition of the interpleader as so amended, and the motion having been duly presented, argued, and submitted by the respective counsel, and the Court having fully considered the same and being fully advised, sustains the motion of the said plaintiff and orders judgment in favor of the plaintiff as prayed for in their reply, and against the interpleader.

NOW, THEREFORE, IN pursuance of the foregoing, it is hereby ordered, adjudged and decreed that Henry Buffington, Stella Thornton, Robert Thornton, Sadie Welch, Alice Gordon, Kittle Foreman, Joe Thompson, Johnnie Mackey, Henrietta Thornton, Seymour Johnson, Eunice Welch, and L. Lone Welch, on their lawful assignees and grantees, Carter Smith, A. M. Shurum, and I. O. Stewart, were at the commencement of this action, and now are, seized in fee of the real property described in the pleadings herein, to-wit:

The Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$), and the Northwest Quarter of the Southwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 18; the North Half of the Southeast quarter of the Northwest Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$) and the Southwest Quarter of the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$), and the West Half of the Southeast Quarter of the Southwest Quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 7; all in Township 25 North, Range 14 East.

Also, the East half of the Northeast Quarter of the Southeast Quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$) and the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 12, and the North Half of the Northeast Quarter of the Northeast Quarter (N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 13, Township 25, Range 13; all in Washington County State of Oklahoma

and that by reason of the judgment set forth in the pleadings of the plaintiff that the same are conclusive as to all of the rights of the parties herein interested in the estate of Frank McDade Jr., deceased, and that such decrees are not subject to collateral attack, and the prayer of said intervenor, Anna L. Townsell, that she be awarded the judgment had and obtained by said plaintiffs against the Prairie Oil & Gas Company is denied to all of which the Intervenor Anna L. Townsell excepts.

P. E. Kennamer,
Judge

O.K. as to form,
Geo Miller, Jr.
O.K. as to form
J.S.Hull, Atty. for P.O.G. Co.
O.K. Ed H. Brock, atty for I.O. Stewart.

ENDORSED: filed Jan. 13, 1927. H.P. Warfield, Clerk U.S. District Court.
H.W.J.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
FRIDAY, JANUARY, 14, 1927.

On this 14th day of January, 1927, the District Court convened pursuant to adjournment, Friday, January, 14, 1927. at 9: o'clock A.M.
Present:

Hon. F. E. Kennamer, Judge of U. S. District Court.
H. P. Warfield, Esq., Clerk of U. S. District Court.

Thereupon the following proceedings were had and entered, to-wit:

BROWN CRUMMER INV. COMPANY,)
Plaintiff.) # 34 Equity.
vs.)
TIBBETS & PLEASANT ET AL.)
Defendant.)

On this 14th day of January, 1927, it is by the Court ordered that the above entitled cause be and same is hereby continued for the term

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

A. B. C. DAGUE,)
Plaintiff.)
vs.) No. 70 Equity.
AZTEC OIL COMPANY AND)
EXCHANGE TRUST COMPANY,)
Defendants.)

O R D E R.

Now on this the 14th day of January, 1927, certain claims filed herein by creditors coming on for hearing, and it being stipulated by and between the counsel for the respective parties herein that the herein-after claims should be allowed and given a priority of payment as against the bondholders and all other creditors of the Aztec Oil Company;

It is therefore ordered that the claim of C. E. Sykes for drilling operations in the sum of \$4400.00, the claim of the State of Oklahoma through its Auditor for gross production tax for the period commencing January, 1, 1926, and ending March 31, 1926, and the claim of M. C. Clerk and W.C. McIntosh for unpaid gas royalties, be and the same are hereby allowed and given a preference as against the bondholders and all other creditors, and the receiver herein is hereby ordered to pay said claims forthwith.

F. E. Kennamer,
District Judge.

ENDORSED: Filed Jan. 14, 1927. H.P. Warfield, Clerk U.S. District Court.
L.W.J.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
FRIDAY, JANUARY, 14, 1927.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

| | | |
|-------------------------------|---|-----------------|
| D. W. MOORE, |) | |
| Plaintiff. |) | |
| vs. |) | |
| REXANA PETROLEUM CORPORATION, |) | No. 188 Equity. |
| Defendant. |) | |

O R D E R.

Now on this 14th day of January, 1927, come the parties hereto and file herein the following stipulation;

"It is Stipulated and Agreed by and between the parties hereto by their respective counsel that L. J. Roach may be appointed by this court as examiner to take depositions of witnesses in the State of Texas for use in the trial of the above case, and the parties hereto expressly waive the naming of said witnesses in the order of court appointing such examiner, and agree that either party may take the depositions of any or all witnesses desired.

"The appearance of the parties by their respective counsel at the taking of the depositions shall be a waiver of all notices.

"Executed this 14th day of January, 1927"

And the Court having read and considered said stipulation doth approve the same, and

IT IS THEREFORE ORDERED that L. J. Roach be and he is hereby appointed examiner in the above entitled case to take depositions in the State of Texas with full power and authority to compel the attendance of witnesses desired by either party and swear said witnesses, and said examiner is directed to cause the testimony to be taken in shorthand and properly transcribed and filed in this court before January, 27th, 1927.

P. E. Kennamer,

Judge.

RECORDED: Filed Jan. 14, 1927. H.P. Garfield Clerk U.S. District Court.
L.W.J.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

| | | |
|---|---|-------------|
| L. R. KERSHAW, RECEIVER OF THE MUSKOGEE, SECURITY NATIONAL BANK, A CORPORATION, |) | |
| Plaintiff. |) | No. 210 Eq. |
| vs. |) | |
| NETTA B. DIRICKSON, |) | |
| Defendant. |) | |

O R D E R.

Now, on this the 14th day of January, 1927, notice having been heretofore filed, and both parties being present in person, and by their attorneys, the Defendant, Netta B. Dirickson files her affidavit for con-

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

~~REGULAR~~ SESSION.

OKLAHOMA.

FRIDAY, JANUARY, 14, 1927.

tinuance for the reason that Wayne Dayless, who has represented her in all matters involved in said suit is busily engaged holding court at Claremore, and the Court, after reading said motion, and being fully advised in the premises, finds that said motion should be granted, but authorizes and allows the plaintiff to introduce such testimony as he may have in support of his contention, and after said witnesses being sworn and examined, the Court continued said cause until the 5th day of February, 1927, at 10 o'clock, A.M.

F. S. Kennamer,

Judge.

ENDORSED: Filed Jan. 14, 1927. H.P. Warfield, Clerk U.S. District Court.
H.W.J.

Court adjourned until January, 15, 1927.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
SATURDAY, JANUARY, 15, 1927.

Court convened pursuant to adjournment, Saturday, January, 15th, 1927, at 9: o'clock A.M. Present:

Hon. F. E. Kennamer,
E. P. Warfield, Req.,

Judge of U.S. District Court.
Clerk of U.S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

THE PURE OIL COMPANY, A CORPORATION)
ELLIOTT L. JONES, D. A. Mc DOUGAL,)
L. O. LITTLE, AND GEORGE McMILLAN,)

Plaintiffs.)

No. 189 Equity.)

vs.)

LUSANNA BRINK, HOMER D. KEY,)
JOHN T. SMITH, R. L. WILKINSON,)
AND EUGENE B. SMITH,)

Defendants.)

ORDER ALLOWING AMENDMENT AND DIRECTING
THE ISSUANCE OF ALIAS SUBPOENA.

This cause came on for hearing on this 15th day of January, 1927, same being a regular day of the January, 1927, term of this Court, at Tulsa, Oklahoma, Oklahoma, upon the written motion of plaintiffs for leave to amend their bill so as to make Homer D. Key a defendant in his capacity as guardian of the defendant, Lusanna Brink, and for an order directing the Clerk of this Court to issue an alias subpoena for service on defendant, Lusanna Brink, and defendant, Homer D. Key, as her guardian, and it appearing to the Court that a proper subpoena was issued by the Clerk of this Court on October, 9th, 1925, for service on Lusanna Brink, that said subpoena was in proper form and duly delivered to the United States Marshal for the Northern District of Oklahoma, and served by said Marshal on October 23rd, 1925, but not returned until November, 1st, 1926, although said subpoena was returnable into the Clerk's office twenty (20) days from the issuance thereof, and it appearing that plaintiffs' said motion should be allowed.

IT IS THEREFORE ORDERED, ADJUDGED AND CONSIDERED that plaintiffs' bill be and is hereby amended so as to make Homer D. Key a party defendant in his capacity as guardian of Lusanna Brink, and

IT IS FURTHER ORDERED AND CONSIDERED that the Clerk of this Court issue an alias subpoena in the above styled cause for service on said Lusanna Brink, as defendant, and for service on Homer D. Key in his capacity as guardian of Lusanna Brink,

Made and ordered sentenced this 15th day of January, 1927.

F. E. Kennamer,
Judge.

ENDORSED: Filed Jan. 17, 1927. E. P. Warfield, Clerk U.S. District Court.
L.W.J.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
SATURDAY, JANUARY, 15, 1927.

| | | |
|-------------------------------|---|--------------|
| FIRST NATIONAL BANK OF TULSA, |) | |
| Plaintiff. |) | |
| vs. |) | |
| NATIONAL HARDWOOD CO. ET AL., |) | # 39 Equity. |
| Defendants. |) | |

On this 15th day of January, 1927, hearing in above entitled cause was had and J. W. Hoffman testified in behalf of plaintiff and thereafter, it was by the Court ordered that further hearing in said cause be and same is hereby continued to Feb. 4, 1927.

IN THE UNITED STATES DISTRICT COURT IN AND FOR
NORTHERN DISTRICT OF THE STATE OF
OKLAHOMA.

| | | | |
|--|------------|---|----------------|
| MONT MORRIS, | Plaintiff, |) | |
| vs. | |) | No. 203 Equity |
| FRANK V. WRIGHT, UNITED STATES | |) | |
| PROHIBITION ADMINISTRATOR FOR THE | |) | |
| STATES OF OKLAHOMA AND TEXAS, | |) | |
| AND JOHN M. GOLDSBERRY, UNITED STATES | |) | |
| DISTRICT ATTORNEY, FOR THE NORTHERN | |) | |
| DISTRICT OF OKLAHOMA, AND THEIR AGENTS AND DEPUTIES. | |) | |
| Defendants. | |) | |

ORDER SUSTAINING MOTION TO DISMISS BILL.

Now on this 15th day of January, 1927, there coming on for hearing a motion on behalf of the above named defendants, for the dismissal of Plaintiff's Bill herein, and said plaintiff now appearing through his Attorneys, Bicking & Wilson, and said defendants appearing by and through John M. Goldsberry, United States District Attorney, and Louis N. Stivers, Assistant United States District Attorney, and the Court after hearing the argument of counsel, and being fully advised in the premises, finds that said motion to dismiss should be sustained,

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that said motion be and hereby is sustained and Plaintiff's Bill herein is hereby dismissed at cost of plaintiff.

F. E. Kemmerer,
Judge.

ENDORSED: Filed Jan. 15, 1927. H.P. Warfield, Clerk U.S. District Court.
L.W.J.

Court adjourned until January, 17, 1927.

In the District Court of the United States in and for the

NORTHERN EQUITY SESSION. DISTRICT OF TULSA, OKLAHOMA. OKLAHOMA. MONDAY, JANUARY, 17, 1927.

On this 17th day of January, 1927, Court convened pursuant to adjournment, at 9:30 A.M. Present:

Hon. F. E. Kennamer, Judge of U.S. District Court.
H. P. Warfield Esq., Clerk of U.S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

GEORGE W. BESK, Jr. Plaintiff.
vs.
EAGLE PIGHER LEAD CO. Defendants.
30 Eq.

On this 17th day of January, 1927, it is by the Court ordered that above entitled cause be and same is hereby stricken from this assignment.

UNITED STATES TITLE & GUARANTY CO. Plaintiff.
vs.
OTTAWA COUNTY NAT'L BANK, Defendant.
32 Eq.

On this 17th day of January 1927, it is by the Court ordered that above entitle cause be stricken upon agreement of counsel.

IN THE UNITED STATES DISTRICT COURT IN AND FOR THE NORTHERN DISTRICT OF THE STATE OF OKLAHOMA.

UNITED STATES OF AMERICA, Plaintiff.
vs.
TRUSTEE OF THE M. E. CHURCH, PETTIE CHAPEL, COL. AND J. F. PAUTLER, Defendants.
No. 46 Equity.

ORDER OF DISMISSAL.

Now on this 17th day of January, 1927, this matter coming on to be heard upon the motion of the Plaintiff herein to dismiss the within cause, and the Court, after hearing the argument of the counsel, and being fully advised in the premises, finds that the within cause was for the purpose of cancelling a certain void deed covering restricted Indian Lands, and that in the meantime, under the supervision of the Secretary of the Interior, said restricted Indian has executed and delivered to the defendants herein a good and sufficient deed covering said premises, and duly approved by the Secretary of the Interior.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that said motion be and hereby is sustained, and that said cause be dismissed.

F. E. Kennamer,
Judge.

ENDORSED: Filed Jan. 17, 1927. H.P. Warfield, Clerk U. S. District Court. L.W.J.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
MONDAY, JANUARY, 17, 1927.

| | | | |
|---------------------------------------|-------------|---|-----------|
| W. S. HALL, | Plaintiff. | } | # 193 Eq. |
| vs. | | | |
| GUSTAVA DAVIS, NEE MARSHAL ET AL., | Defendants. | | |

On this 17th day of January, 1927, it is ordered that both parties herein submit briefs in said cause and that said cause be taken under advisement.

IN THE UNITED STATES DISTRICT COURT IN AND FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

| | | | |
|-------------------------------------|-------------|---|---------------|
| UNITED STATES, | Plaintiff. | } | # 196 Equity. |
| vs. | | | |
| RUAH C. MOORE AND JOHN D. MOORE, | Defendants. | | |

ORDER APPOINTING GUARDIAN AD LITEM.

Now on this 17th day of January, 1927, there coming on to be heard the application of the Plaintiff herein, asking that a guardian ad litem be appointed for the above named defendant, John D. Moore, and the court after hearing the evidence offered, and being fully advised in the premises, finds;

That the said Defendant, John D. Moore, is a minor of the age of 20 years and that he is a Defendant in the within cause and has been duly served with process herein, and that he has neglected for more than twenty days since the return of said process, to make application to this court for a guardian ad litem, which the court finds is necessary for his defense herein.

The court further finds that one Joe Chambers, 14 East Third Street, Tulsa, Oklahoma, is a practicing attorney, and a personal friend of the above named defendant, John D. Moore, and that he is a fit and proper person to act herein as guardian ad litem.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that Joe Chambers be and hereby is appointed guardian ad litem herein, for and on behalf of the above named defendant, John D. Moore, a minor, and is directed on behalf of said minor, and is given twenty days time herein to plead in the within cause at cost of plaintiffs.

F. E. Kennamer,

Judge.

ENDORSED: Filed Jan. 17, 1927, H.P. Warfield, Clerk U.S. District Court.
E.W.J.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
MONDAY, JANUARY, 17, 1927.

UNITED STATES DISTRICT COURT, NORTHERN DISTRICT
OF OKLAHOMA.

THE BASSICK MANUFACTURING CO.,
Plaintiff.

vs.

W. W. HAYNES, ET AL.,
Defendants.

No. 105 Equity

O R D E R.

On agreement of counsel for the parties and good cause shown,
it is
ORDERED that this cause which has been set for hearing on Jan-
uary, 24, 1927, be stricken from the assignment of causes on the present
trial calendar.

Done in open court this January, 1927.

F. E. Kennamer,

United States District Judge.

O.K. WEST, GIBSON, SHERMAN DAVIDSON & HULL,
OF COUNSEL FOR PLAINTIFF.

Albert T. Patrick,
Counsel for Defendants.

ENDORSED: Filed Jan. 17, 1927. T.P. Warfield, Clerk U.S. District Court.
L.W.J.

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE NORTHERN DISTRICT OF
OKLAHOMA.

THE LIQUID CARBONIC COMPANY,
AND ELIHU C. GRACE,
Plaintiffs.

vs.

PAIGE BOTTLE ICER COMPANY,
ET AL.,
Defendants.

No. 139 Equity.

O R D E R.

This cause coming on to be heard upon the stipulation and agree-
ment of the parties hereto, and the Court having read and considered said
stipulation, is of the opinion for good cause shown, that said cause
should be stricken from the present equity assignment.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that said cause
be, and the same is hereby stricken from said assignment in accordance
with the stipulation herein signed and filed with the consent of the
parties hereto.

F. E. Kennamer,

Judge.

O.K. Villard Martin.

ENDORSED: Filed Jan. 17, 1927. F.P. Warfield, Clerk U.S. District Court.
L.W.J.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
MONDAY JANUARY, 17, 1927.

IN THE UNITED STATES DISTRICT COURT WITHIN AND
FOR THE NORTHERN DISTRICT OF OKLAHOMA.

| | | |
|------------------------------|---|---------------|
| PURDY PETROLEUM CORPORATION, |) | |
| Plaintiff. |) | |
| vs. |) | No. 61 Equity |
| E. M. PURDY, ET AL., |) | |
| Defendants. |) | |

O R D E R.

This cause coming on to be heard upon this the 17th day of
January, 1927, upon the stipulation of the parties this day filed, and
the Court being fully advised in the premises;

IT IS ORDERED that the above entitled cause be dismissed as to
all of the defendants, with prejudice to the institution of another suit,
at the costs of the plaintiff.

IT IS FURTHER ORDERED that the defendant, E. M. Purdy be and
she is hereby released and relieved from an accounting on account of all
or any of the matters complained of by the plaintiff in said Bill of
Complaint, and from all liability to the plaintiff of any kind and charac-
ter whatsoever whether arising from the things complained of in said
Bill of Complaint or otherwise.

F. E. Kennamer,
Judge.

O.K. Edger deMules, For Plaintiff.
O.K. Mason, Honnold, Carter & Harper, Eben I. Taylor,
C.C. Cooker,
Solicitor for Defendant.

Court adjourned until January, 18, 1927.

In the District Court of the United States in and for the

NORTHERN EQUITY SESSION. DISTRICT OF OKLAHOMA. TULSA, OKLAHOMA. TUESDAY, JANUARY, 18, 1927.

Court convened pursuant to adjournment, Tuesday, January, 18th 1927, at 9:30 A.M. Present:

Hon. F. E. Kemmerer, Judge of U. S. District Court.
H. P. Warfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA.

UNITED STATES, OF AMERICA, Complainant,
vs. # 57 Equity.
W. H. AARON AND MR. LEVINE, Defendants.

JOURNAL ENTRY.

Now this the 18th day of January, 1927, the above entitled matter coming on to be heard upon application of W. H. Aaron Defendant herein to have a judgment pro confesso heretofore rendered against him set aside and the court being fully advised in the premises orders that the judgment pro confesso heretofore rendered against the said W. H. Aaron be set aside and that he have five days from this date to file his answer herein.

F. E. Kemmerer,
Judge of the District Court of the United States for the Northern District of Okla.

ENDORSED: Filed Jan. 18, 1927. H.P. Warfield, Clerk U.S. District Court. H.W.J.

UNITED STATES, Plaintiff.
vs. # 57 Eq.
W. H. AARON, et al. Defendants.

On this 18th day of January, 1927, it is by the Court ordered that the above entitled cause be and same is hereby stricken from this assignment.

NATIONAL ROYALTIES CO., plaintiff.
vs. # 64 Equity.
B. L. FAIN, ET AL., Defendants.

On this 18th day of January, 1927, it is by the Court ordered that the above entitled cause be and same is hereby stricken from this assignment upon agreement of counsel.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, JANUARY, 18, 1927.

"1. A hat having a crown of soft and flexible material and having a brim formed of two thicknesses of soft and flexible material of difference colors, the hat being reversible to bring either face of the brims outside, the two thicknesses of the brim being unattached to each other except at the junction with the Crown throughout nearly the entire extent of the brim to permit independent manipulation of these two thicknesses."

"2. A hat having a brim of soft and flexible material formed of two thicknesses of material free from attachment to each other except at the junction with the crown throughout nearly the entire extent of the brim each thickness ending at its opposite ends in tabs adapted to overlap the opposed tabs, the brim at one end adjacent the base of one of pairs of tabs, being formed with a transversely extending slot through which the other pair of tabs may be inserted to thereby constitute the similitude of a bow."

SECOND: That said Josephine M. Bernhill was the first true and sole original inventor of the invention and improvement described and claimed in said Letters Patent, and particularly recited in said claims 1 and 2 thereof.

THIRD: That the plaintiff, Frederick A. Brinkman, is the lawful owner of said Letters Patent,

FOURTH: That before the filing of the Bill of Complaint herein the defendants, Paul J. Corn and H. G. Zimmerman, were doing business at Tulsa, Oklahoma, and elsewhere, under the name of Novelty Hat Company, and that after the filing of the Bill of Complaint herein the defendant Paul J. Corn continued doing business at Tulsa, Oklahoma, and elsewhere under the name Novelty Hat Company.

FIFTH: That the defendants, Paul J. Corn and H.G. Zimmerman, did, prior to the filing of the Bill of Complaint herein, infringe upon the said Letters Patent in suit No. 1,569,942, and particularly the said claims 1 and 2 thereof, and each of them, and upon the exclusive rights of the plaintiff under the same by making and selling hats of the type and structure represented by the hat identified herein by plaintiff's Exhibit B. and the defendant Paul J. Corn has since the filing of the Bill of Complaint herein, infringed upon the said Letters Patent in suit No. 1, 1, 569,942, and particularly the said claims 1 and 2 thereof, and each of them and upon the exclusive rights of the plaintiff under the same, by making and selling hats of the type and structure represented by the hat identified herein by plaintiff's Exhibit G. which Exhibit G. corresponds to Exhibit B, except in that the edges of the brims of the hat are sewed together at their outer edges.

SIXTH: That the plaintiff do receive of the defendants the profits, gains and advantages which the said defendants have derived, received or made since January, 19, 1926, the date of the patent in suit, by reason of said infringement of said claims 1 and 2 of said Letters Patent, and that the plaintiff do recover of the said defendants any and all damages which the plaintiff has sustained since said date, or shall sustain by reason of such infringement by the said defendants, but not on account of the sale of any Reversible Hats made and completed or sold prior to the said 19th day of January, 1926, the date of issuance of the patent in suit.

SEVENTH: That before the filing of the Bill of Complaint herein the defendants, Paul J. Corn and H. G. Zimmerman, competed unfairly with the plaintiff in Tulsa, Oklahoma, and elsewhere, and since the filing of the Bill of Complaint herein the defendant Paul J. Corn has competed unfairly with the plaintiff in Tulsa, Oklahoma, and elsewhere,

EIGHTH: That the plaintiff is entitled to an injunction against and an accounting and damages from the defendants and each of them because and on account of the unfair competition with the plaintiff which

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.
188318

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, JANUARY, 16, 1927

the defendant have carried on at Tulsa, Oklahoma, and elsewhere.

NINTH: That this cause be and it is hereby referred to A. L. Harbison, Tulsa, Okla., as a Special Master of this said court, who is hereby appointed to take and state the account of said gains, profits and advantages derived by the defendants from the infringement of said patent, and from their unfair competition with the plaintiff, and to assess such damages and to report thereof with all convenient speed; and the defendants, their associates, attorneys, clerks, servants and workmen are hereby directed and required to attend before said master from time to time, as required, and to produce before him such books, papers vouchers and documents, and to submit to such oral examination as the master may require.

TENTH : That a perpetual injunction issue out of and under the seal of this Court, directed to the said defendants, their associates, attorneys, clerks, agents, servants and workmen, enjoining and restraining them and each of them from directly or indirectly making or causing to be made, using or causing to be used, or vending to others to be used, in any manner, any articles, devices, apparatus or Reversible Hats containing or embodying or employing the said inventions granted by the said Letters Patent, and particularly claimed in claims 1 and 2 thereof, or any Reversible Hat capable of being combined or adapted to be used in infringement of said claims or either of them, or from infringing upon or violating the said Letters Patent in any way whatsoever during the life of said Letters Patent; from directly or indirectly manufacturing and/or selling Reversible Hats so similar in appearance to the reversible hats made and sold by the plaintiff as to be liable to confusion therewith; from copying or simulating plaintiff's trade-mark and/or trade name; and from otherwise engaging in unfair competition with the plaintiff.

ELEVENTH* That the plaintiff do recover of the defendants his costs and disbursements of this suit to be taxed, and that the question of increase of damages and all further questions be reserved until the coming in of the master's report.

Defendants except and same are allowed.

F. E. Kennamer,

Judge United States District Court

Tulsa, Oklahoma,
Jan. 21, 1927.

O.K. as to form
J.D. Johnston.

ENDORSED: Filed Jan. 18, 1927. H.P. Warfield, Clerk U.S. District Court.
H.W.J.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

UNITED STATES OF AMERICA,)
Plaintiff.)
vs.) No. 213 Equity.
)
C. B. WILCOX,)
Defendant.)

TEMPORARY RESTRIANING ORDER.

Now on this 18th day of January, 1927, this matter coming on to be heard upon the verified Bill of Complaint of the above named Plaintiff, the United States, and the Court after hearing the evidence offered, and being fully advised in the premises, finds:

That all the allegations contained in plaintiff's verified Bill

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, JANUARY, 18, 1927.

of Complaint are true and correct, and for the purpose of this order are hereby adopted as findings of this Court.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that said defendant, C. S. Wilcox, or any person or persons claiming by, through or under him and each of them be, and hereby are temporarily restrained from interfering with the Honorable J. George Wright, Superintendent of the Osage Indian Agency, or any other representative of the Department of the Interior in their exercise of supervision and control over the lands of Red Corn, described as follows:

West Half (2) of the Northeast Quarter NE4);
East Half of the Northwest Quarter (NW4) of
Section Ten (10), Township Twenty-six (26)
North, Range Nine (9) East,

situate in Osage County, in the Northern District of the State of Oklahoma or from preventing or interfering with any lessee or person privileged to enter upon or occupy said premises up to and including January, 29, 1927, at which time said defendant is directed to appear herein, at 9 o'clock A. M. and show cause, if any he has, why he should not be permanently enjoined from so interfering.

F. E. Kennamer,
Judge.

ENDORSED: Filed Jan. 18, 1927. H.P. Warfield, Clerk U.S. District Court.
H.W.J.

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

WILLIAM J. CREEKMORE, Plaintiff.)

vs.)

ANNA OVERTON, T. G. CHAMBERS, JR.
HARRY CAMPBELL AND H. M. PRICE,)

Defendant.)

Equity No. 114 E.

ORDER PRO CONFESSIO.

Now comes the defendant, Ann Overton and T. G. Chambers, Jr. by their solicitors, and do to take order pro confesso against William J. Creekmore, Plaintiff of the counter claim & cross action plead in the answer of said defendants for failure to reply to the counter claim set up in said defendants answer.

Dated this 18th day of January, 1927.

((SEAL))

H.P. Warfield, Clerk
By L.W. Jones, Deputy.

Court adjourned until January, 19, 1927.

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

~~Equity~~ SESSION.

TULSA, OKLAHOMA.

WEDNESDAY, JANUARY, 19, 1927.

Court convened pursuant to adjournment, Wednesday, January, 19th, 1927, at 9: o'clock A. M. Present:

Hon. F. E. Kennamer, Judge of U. S. District Court.
H. P. Warfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

IN THE DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA.

GERALDINE HEMITT,)
Plaintiff.)
vs.) In Equity
J. O. DENTON AND) No.152.
W. E. GAGE,)
Defendants.)

ORDER EXTENDING TIME TO ANSWER.

Now on this the 19th day of January, 1927, upon the application of the defendant J. O. Denton, and for good cause shown, said defendant is hereby given until the 30 January, 1926 to file answer herein.

F. E. Kennamer,
District Judge.

ENDORSED: Filed Jan. 19, 1927. H.P. Warfield, Clerk U. S. District Court.
L.W.J.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA.

ST. LOUIS-SAN FRANCISCO RAILWAY)
COMPANY, Plaintiff.)
vs.)
J. F. LAWRENCE, C. C. TAYLOR, EDWIN DABNEY,) No. 207 E.
ATTORNEY GENERAL OF THE STATE OF OKLAHOMA,)
FRANK G. CARTER, FRED CAPSHAW AND C. C.)
CHILDERS, INDIVIDUALLY AND AS MEMBERS OF)
THE CORPORATION COMMISSION OF THE STATE)
OF OKLAHOMA.)
Defendants.)

TEMPORARY INJUNCTION.

This matter coming on for hearing on plaintiff's application for a temporary injunction on this 19th day of January, 1927, before the Honorable Arba S. Van Valkenburg, Circuit Judge for the Eighth Circuit, and the Honorable Albert L. Reeves, District Judge, and the Honorable Franklin E. Kennamer, District Judge, pursuant to the order heretofore on the 11th day of January, 1927, made by the Honorable Franklin E. Kennamer, District Judge, granting a temporary restraining order herein, and the plaintiff appearing by its attorneys, Stuart, Cruce & Franklin, and the defendants appearing by their attorneys, Judge C. B. Ams, Houston B. Teehe and T. L. Blakemore, and all parties having announced ready for hearing, said matter was by agreement submitted on affidavits introduced in evidence by both plaintiff and defendants, and the court having considered said affidavits and having heard argument of counsel both for plaintiff

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
WEDNESDAY, JANUARY, 19, 1927.

and defendants, is of the opinion that the temporary injunction prayed for by plaintiff herein should be in all things granted, and that the defendants, J. F. Lawrence, C. C. Taylor, Edwin Dabney, Attorney General of the State of Oklahoma, Frank C. Carter, Fred Cepshaw and C. C. Childers individually and as members of the Corporation Commissioner of the State of Oklahoma, and all persons similarly situated, and all persons with or by the authority of any of said defendants, should be enjoined until further order of this Court from proceeding further in a certain action pending before the Corporation Commissioner of the State of Oklahoma wherein the said J. F. Lawrence and C. C. Taylor are complainants and the St. Louis San Francisco Railway Company is defendant, said cause being cause No 2812 of the Corporation Commissioner of the State of Oklahoma, which said action has for its purpose the prevention on the part of the said St. Louis-San Francisco Railway Company from removing its shops and division point from the City of Sapulpa and from putting into effect certain changes in the runs of its trains according to its schedule about to be put into effect by said railway company.

WHEREFORE, it is ordered, adjudged and decreed that said defendants, J. F. Lawrence, C. C. Taylor, Edwin Dabney, Attorney General of the State of Oklahoma, Frank C. Carter, Fred Cepshaw, and C. C. Childers, individually and as members of the Corporation Commissioner of the State of Oklahoma, and all persons similarly situated, and all persons acting with them, their agents, servants, employees and all persons acting by or under their authority or the authority of any of them, and all persons for whom the said J. F. Lawrence and C. C. Taylor appeared in the said above described cause so pending before the Corporation Commissioner of the State of Oklahoma, be and all of them are hereby enjoined and restrained from prosecuting, hearing or conducting or permitting a hearing to be had, or taking or permitting any further proceedings to be had in the above described cause of action now pending before the Corporation Commissioner; that said defendants, and each and all of them, are hereby further restrained and enjoined from making or enforcing, or causing to be made, promulgated or enforced, any order prohibiting the above named plaintiff from removing any of its shops or appurtenances thereto, its division point or any part thereof, or from changing the run of any of its trains named in the schedule above referred to or changing the run of any crews on said trains now in said schedule, or doing anything that will in any manner interfere with or prohibit from removing its shops or any appurtenances thereto, or its division point or any part thereof, or in changing the run of any of its trains until the further order of this Court.

It is the further order of this court that no proceedings had herein or by the Corporation Commissioner of the State of Oklahoma, or any order heretofore issued by said Corporation Commissioner, shall in any event prohibit plaintiff from putting into effect on the 23rd day of January, 1927, its train schedule above referred to herein.

This order is to become effective upon the filing by the plaintiff and the approval thereof of the Clerk of this Court of a bond properly conditioned according to law in the sum of \$50,000.00

Arbe S. Van Valkenburgh,
Circuit Judge.
Albert L. Reeves,
District Judge.
F. E. Kemmer,
District Judge.

ENDORSED: Filed Jan. 19, 1927. F.P. Garfield, Clerk U.S. District Court.

Court adjourned until January, 20, 1927.

In the District Court of the United States in and for the

NORTHERN
DISTRICT OF OKLAHOMA

District of
CITY OF OKLAHOMA

OKLAHOMA
THURSDAY, JANUARY, 20, 1927

Court convened pursuant to adjournment, Thursday, January, 20th, 1927, at 9:30 A.M. Present:

Hon. F. E. Kennamer, Judge of U. S. District Court.
H. P. Warfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered,
to-wit:

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

UNITED STATES OF AMERICA,)
) plaintiff.)
)) No. 214 Eq.
vs.))
J. G. RUTHERFORD,))
) Defendant.)

TEMPORARY RESTRAINING ORDER.

Now on this 20th day of January, 1927, this matter coming on to be heard upon the verified bill of complaint of the above named plaintiff, The United States, and the Court after hearing the evidence offered and being fully advised in the premises finds:

That all the allegations contained in Plaintiff's verified Bill of Complaint are true and correct, and for the purpose of this order are hereby adopted as findings of this Court.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that said defendant J. G. Rutherford, or any person or persons claiming by, through or under him, and hereby are temporarily restrained from interfering with the Honorable J. George Wright, Superintendent of the Department of the Interior in their exercise of supervision and control over the lands of Paul Beach described as follows:

N/2 of the NW/4 of Section 32, and
N/2 of the NW/4 of Section 33,
Township 23 North, Range 7 East,

situate in Osage County, in the Northern District of the State of Oklahoma, or from preventing or interfering with any lessee or person privileged to enter upon or occupy said premises up to and including January, 31, 1927, at which time said defendant is directed to appear herein at 9 o'clock A.M., and show cause, if any he has, why he should not be permanently enjoined from so interfering.

F. E. Kennamer,
Judge.

ENDORSED: Filed Jan. 20, 1927. H.P. Warfield, Clerk U.S. District Court
H.W.J.

FLORA WHITEBIRD, et al.,) Plaintiff.)
))) # 178 Eq.
vs.))
EAGLE PICHER LEAD CO.) Defendants.)

On this 20th day of January, 1927, it is ordered that all Motions in above entitled cause be submitted on briefs and all parties allowed ten days to file additional briefs.

Court adjourned until January, 21, 1927.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
FRIDAY, JANUARY, 21, 1927.

Court convened pursuant to adjournment, Friday, January, 21, 1927, at 9: 30 A. M., Present:

Hon. F. E. Kennamer, Judge of U. S. District Court.
H. P. Warfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

VIOLA E. SHAWNEE, Realtor,)
vs.) No. 171 Equity.
WALTER L. PIERPOINT, Respondent.)

ORDER OF COURT.

Upon application of Relator and for good cause shown, the Relator is granted the further time of fifteen days in which to file their amended Bill of Complaint.

F. E. Kennamer,
Judge.

ENDORSED: Filed Jan. 21, 1927. H.P. Warfield, Clerk U.S. District Court.
H.W.J.

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE NORTHERN DISTRICT OF
OKLAHOMA.

F. D. SULLIVAN, DOING BUSINESS)
UNDER THE NAME OF THE SULLIVAN)
COMPANY,)
vs.) Plaintiff.) In Equity
) No. 5.
JAMES H. THOMAS AND EUGINIA THOMAS,)
STANDARD TIRE COMPANY, A CORPORATION,)
S. E. VANCE, AND THE FIRST NATIONAL BANK)
OF TULSA, OKLAHOMA, A CORPORATION,)
) Defendants.)

ORDER ALLOWING APPEAL.

On this 21st day of January, 1927, came on to be heard the petition of the defendants, James H. Thomas and Eugenia Thomas, for an order allowing appeal; and thereupon, it was by the Court ordered that said petition be granted and the appeal allowed upon the defendants giving a bond in the sum of Eight Thousand and no/100 Dollars (\$8,000.00) conditioned as required by law, and with good and sufficient sureties to be approved by this Court or the Clerk thereof, and that the enforcement of the decrees herein be stayed for thirty days pending the giving and approval of such bond.

F. E. Kennamer,
Judge.

ENDORSED: Filed Jan. 21 1927, H.P. Warfield, Clerk U.S. District Court
H.W.J.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
FRIDAY, JANUARY, 21, 1927.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

CARRIE LINDLEY AND MARTHA HALL,)
NEE LINDLEY,)
Plaintiffs.)

vs.)

T. E. BROTTON, C. R. KING, G. L.)
SANDLIN, E. W. SMITH, P. M. SANDLIN, WINEY)
CLINTON, WILLIE COSER, SAMUEL SIMMER,)
WINEY POLK, ELIZA TAYLOR, JIMMIE BARNETT,)
NELLIE BARNETT, ROBERT BARNETT, IDA BARNETT,)
MARY BARNETT, MILBA TAYLOR, THE UNKNOWN)
HEIRS, ADMINISTRATORS, EXECUTORS, DEVISEES,)
TRUSTEES OR ASSIGNS OF WAXIE HARJO, ABBIE)
HARJO, YOPACHOLAHSEE, WADDIE HARJO, SOMDAYA)
HARJO, PARCHESE OR OSCAR HARJO, SILLA HARJO,)
NANCY BARNETT, DAVID BARNETT, WILLIE COSER,)
MARY BARNETT, JAMES BARNETT, HOTICE THOLOCCO)
AND HULLY HOLMS AND COSER HARJO,)

No. 95 Equity.

Defendants.)

O R D E R.

Now, on this 21st day of January, 1927, the above matter comes on to be heard before the Court and the Court being fully advised in the premises finds that from the affidavit of plaintiffs' attorney, certain of the defendants who were made party defendant to this action cannot be served with the process of this Court within this District or within the State of Oklahoma; that said parties are necessary to a determination of the facts alleged in the petition; that this cause has been set for hearing on the merits on the 21st day of January, 1927, that said cause should be stricken from the assignment on that date and service had on defendants mentioned in Plaintiffs' affidavit, either by publication or by personal service or process; that defendants be required to answer according to law.

F. E. Kennamer,
Judge.

O.K. Green & Green
Attys for Deft.
W.N. Dandenberg,
Atty for T.E.Brotton.

ENDORSED: Filed Jan. 21, 1927. H.P. Warfield, Clerk U.S. District Court.
H.W.J.

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

THE OIL WELL IMPROVEMENTS COMPANY,)
a corporation,)
Plaintiff.)

vs.)

In Equity No. 65

BENJAMINE F. PALMER,)
Defendant.)

FINAL DECREE.

This cause coming on to be heard upon the report of F. A. Rodovitz, Esq., as Special Master, to whom it was referred to take, state and report an accounting of profits in accordance with the interlocutory

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
FRIDAY, JANUARY, 21, 1927.

decree herein, which report is dated the 4th day of November, 1926, and no exceptions having been taken to the said report on the part of the plaintiff nor on the part of the defendant, it is

ORDERED, ADJUDGED AND DECREED: That the said defendant pay to the said plaintiff the sum of Eleven Thousand, Five Hundred Twenty One Dollars and Forty Five Cents (\$11,521.45), which is the amount found by the special master, as stated in his report above referred to, to be due from the defendant to the plaintiff, and it is

FURTHER ORDERED, ADJUDGED AND DECREED: that the said defendant pay to the said plaintiff his costs in said suit to be taxed, and that said plaintiff have execution for such costs, and for the sums above decreed, to be paid to said plaintiff.

F. E. Kennamer,

Judge United States District Court.

Tulsa, Oklahoma,
January, 21, 1927.

ENDORSED: Filed Jan. 21, 1927. H.P. Warfield, Clerk U. S. District Court.
L.W.J.

| | | |
|---|---|--------|
| FIRST NATIONAL BANK OF KANSAS CITY, Mo. |) | |
| |) | |
| PLAINTIFF. |) | |
| VS. |) | 85 Eq. |
| SECURITY STATE BANK OF MIAMI, |) | |
| |) | |
| Defendant. |) | |

On this 21st day of January, 1927, it is ordered that above entitled cause be and same is hereby continued for the term, on motion of defendant herein.

| | | | |
|-----------------------|-------------|---|--------|
| GEORGE W. MILLS, | Plaintiff. |) | |
| | |) | |
| vs. | |) | 86 Eq. |
| GEORGE SHORT, ET AL., | Defendants. |) | |

On this 21st day of January, 1927, it is ordered that above entitled cause be and same is hereby dismissed for want of prosecution.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF THE STATE OF
OKLAHOMA.

| | | | |
|---|------------|---|----------------|
| THE NORTHWESTERN MUTUAL LIFE INSURANCE COMPANY OF MILWAUKEE, WISCONSIN, A CORPORATION. | Plaintiff. |) | Equity No. 186 |
| | |) | |
| vs. | |) | |
| ANNIE MARIE WASSON, AND ELIZABETH E. WASSON, A MINOR, AND ANNIE MARIE WASSON AS EXECU TRIX OF THE ESTATE OF OWEN M. WASSON, Deceased. | |) | |

ORDER APPOINTING GUARDIAN AD LITEM.

Now on this 21 day of January, 1927, a regular day of a regular term of this court, this cause comes on for hearing on the application

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

~~EQUITY~~ SESSION.

TULSA, OKLAHOMA.

TUESDAY, JANUARY, 25, 1927.

Court convened pursuant to adjournment, Tuesday, January, 25th 1927, at 9: 30 A.M. Present:

Hon. F. E. Kennamer, Judge of U.S. District Court
H. P. Warfield, Esq., Clerk of U.S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

IN THE UNITED STATES DISTRICT COURT FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

WILLIAM F. ZUMBRUNN AND
ANNA MOSS SWELL ZUMBRUNN, Plaintiffs.)

vs.)

THE BROADWAY BANK OF KANSAS
CITY, MOSSOURI, Defendants.)

COURT ORDER DISMISSING ACTION.

Now on this 25th day of January, A. D. 1927, this matter coming on for hearing on the motion of the plaintiff to dismiss this action in accordance with the stipulation of the parties now on file, and the Court being fully advised in the premises hereby dismisses this cause on motion of plaintiffs' with prejudice at plaintiff's costs.

F. E. Kennamer,
Judge of United States District
Court, Northern District of Oklahoma.

ENDORSED: Filed Jan. 25, 1927. H.P. Warfield, Clerk U.S. District Court.
H.W.J.

IN THE UNITED STATES DISTRICT COURT IN AND FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

JOHN H. DYKES, Receiver,)
Plaintiff.)

vs.)

J. B. WATKINS, ET AL., Defendants.)

In Equity No. 163.

O R D E R.

This matter coming on for hearing before me the undersigned judge, upon application of Fred Sample, Trustee for leave to intervene in the above styled cause.

It appearing from the application and from the testimony introduced in support thereof that the applicant is a necessary party to this action.

WHEREFORE, Permission is hereby granted for Fred Sample Trustee of the bankrupt estate of E.F. Watkins to file his complaint in intervention in the above styled cause.

F. E. Kennamer, Judge.

ENDORSED: Filed Jan. 25, 1927. H.P. Warfield, Clerk U. S. District Court.

In the District Court of the United States in and for the

NORTHERN District of OKLAHOMA.
 EQUITY SESSION. TULSA, OKLAHOMA. THURSDAY, JANUARY, 27, 1927.

Court convened pursuant to adjournment Thursday, January, 27th 1927, at 9: 30 A.M. Present:

Hon. F. E. Kemmerer, Judge of U. S. District Court.
 H. P. Werfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

FIRST NATIONAL BANK OF BUREBURNETT,)
 Plaintiff.)
 vs.) # 33 Eq.
 R. C. GECK, ET AL.,)
 Defendant.)

On this 27th day of January, 1927, the above entitled cause comes on for further hearing, all parties present as before and counsel as before. Whereupon, it is by the Court ordered that said cause be and same is taken under advisement.

JOHN H. DYZES, RECEIVER,)
 Plaintiff.)
 vs.) # 163 Eq.
 B. F. WATKINS, ET AL.)
 Defendant.)

On this 27th day of January, 1927, it is ordered that above entitled cause be stricken from assignment.

IN THE UNITED STATES DISTRICT COURT FOR THE
 NORTHERN DISTRICT OF THE STATE OF
 OKLAHOMA.

RUTHERFORD B. BUTTS, RECEIVER OF THE)
 FIRST NATIONAL BANK OF KEIZER, OF)
 KEIZER, OKLAHOMA.)
 Plaintiff.) No. 175 In Equity.
 vs.)
 I. W. McDANIEL,)
 Defendant.)

JOURNAL ENTRY OF JUDGMENT.

Now on this 27th day of January, 1927, there came on regularly for trial the above entitled cause, the plaintiff appearing in person and by counsel and the defendant appearing in person and by counsel, and

The Court after hearing the evidence and the argument of counsel and being fully advised in the premises, finds the issues in favor of the defendant and against the plaintiff.

It is, therefore, by the Court ordered, adjudged and decreed that the plaintiff take nothing by his Bill of Complaint herein, and that the defendant go hence without day.

F. E. Kemmerer,
 United States District Judge.

D. E. John R. Miller, Attorney for Plaintiff.
 C. F. Wilkinson & Smith, Attorneys for Defendant.

ENDORSED: Filed Jan. 27, 1927. H. P. Werfield, Clerk U. S. District Court
 H.W.J.

In the District Court of the United States in and for the

NORTHERN
DISTRICT OF OKLAHOMA.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
THURSDAY, JANUARY, 27, 1927.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

| | | |
|-------------------------------|---|-------------|
| D. W. MOORE , |) | |
| Plaintiff. |) | |
| vs. |) | |
| ROXANA PETROLEUM CORPORATION, |) | No. 188 Eq. |
| A CORPORATION, |) | |
| Defendant. |) | |

O R D E R.

On stipulation of the parties hereto, by their respective Coun-
se, for a dismissal of the above styled cause with prejudice at the de-
fendant's cost, the same is hereby dismissed with prejudice at the de-
fendants costs.

F. H. Kennamer,

Judge.

ENDORSED: Filed Jan. 27, 1927. H.P. Warfield, Clerk U.S. District Court
R.O.

Court adjourned until January, 28, 1927.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
FRIDAY, JANUARY, 28, 1927.

Court convened pursuant to adjournment, January, 28th., 1927,
at 9:30 A.M. Present:

Hon. F. E. Kennamer, Judge of U. S. District Court.
H. P. Warfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered,
to-wit:

IN THE UNITED STATES DISTRICT COURT IN AND FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

| | | |
|------------------------------------|---|-----------------|
| UNITED STATES OF AMERICA, |) | |
| Plaintiff. |) | |
| vs. |) | No. 104 Equity. |
| ZIM GREENWOOD, ALBERT WORTHINGTON, |) | |
| BOB MANTEITH, J. G. BERRYHILL, |) | |
| H. E. CHAMBERS & ARTHUR HEATHERLY, |) | |
| Defendants. |) | |

PERMANENT INJUNCTION.

Now on this 28th day of January, 1927, this matter coming on to be heard, and the above named Plaintiff appearing by its solicitor, Louis N. Stivers, Assistant United States Attorney, and the Defendants, H. E. Chambers and Arthur Heatherly appearing by their solicitors, John T. Harley, and W. P. Wilson, respectively, and the Defendants, Zim Greenwood, Albert Worthington, Bob Manteith and J. G. Berryhill each having been duly served with process, and having failed to plead herein, appear not, and the court after hearing the evidence offered, argument of counsel, and being fully advised in the premises, finds:

That the real estate and premises in the City of Tulsa, County of Tulsa, State of Oklahoma, described as follows, to-wit:

The Hub Drug Store, better known as Greenwood Drug Store, at 3821 South Peoria Street, Tulsa, Oklahoma, described as the South portion of 20 feet frontage and 35 feet length of brick building on Lot No. 1, Block No. 1, Oliver Addition to the City of Tulsa, Tulsa, County, Oklahoma,

was on the 6th day of January, 1927, a common nuisance.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that said property aforesaid, so described, was on the 6th day of January, 1927, a common nuisance, and,

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that an injunction be and hereby is issued, enjoining the Defendants, Zim Greenwood, Albert Worthington, Bob Manteith, J. G. Berryhill, H. E. Chambers and Arthur Heatherly, their agents, servants, subordinates, employees, co-adjustors, or any person or persons claiming by, through or under said defendants, and each and every one of them, from manufacturing, selling, bartering or storing in said premises, or any part thereof, liquor containing one-half of one percent, or more, of alcohol by volume, and that said real estate and premises hereinabove described shall not be occupied or used for Five Months subsequent to the date of this decree.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that said common nuisance be abated, and that the United States Marshal for the Northern District of Oklahoma is hereby directed summarily to abate said nuisance, and to close same and to keep the same closed for a period of Five Months from the date hereof, and for the costs of so doing the said Marshal shall be allowed a reasonable sum on application to this court, which sum shall be taxed in the costs.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
OKLAHOMA.

OKLAHOMA.
FRIDAY, JANUARY, 28, 1927.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the United States of America, Plaintiff herein, recover of and from said Defendants Jim Greenwood, Albert Worthington, Bob Mantelth, J. G. Berryhill, H. E. Chambers and Arthur Heatherly all the costs taxed in this cause, and that execution issue therefor.

F.E. Kennamer,
United States District Judge.

O.K. John T. Harley,
O.K. Louis N. Stivers,

ENDORSED: Filed Jan. 28, 1927. W.E. Warfield, Clerk U.S. District Court.
H.W.J.

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

| | | |
|---|---|-----------------|
| THE NORTHWESTERN MUTUAL LIFE INSURANCE COMPANY OF MILWAUKEE, WISCONSIN, A CORPORATION, |) | |
| |) | |
| Plaintiff. |) | |
| vs. |) | No. 125 Equity. |
| ANNIE MARIE WASSON, AND ELIZABETH E. WASSON, A MINOR, AND ANNIE MARIE WASSON as executrix of the estate of Owen M. Wasson, deceased, |) | |
| |) | |
| Defendants. |) | |

ORDER APPOINTING GUARDIAN AD LITEM.

Now on this 28th day of January, 1927, a regular day of a regular term of this Court, this cause comes on for hearing on the application of the plaintiff for the appointment of a guardian to represent the minor defendant Elizabeth E. Wasson, and the Court being fully advised in the premises, finds that said application should be granted and that Annie Marie Wasson is a fit and proper person to be appointed as guardian ad litem.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that Annie Marie Wasson be and she is hereby appointed guardian ad litem for Elizabeth E. Wasson, minor defendant herein, with full power to represent said minor and protect her interests in this cause.

F.E. Kennamer,
Judge.

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

| | | |
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| THE NORTHWESTERN MUTUAL LIFE INSURANCE COMPANY, OF MILWAUKEE, WISCONSIN, A CORPORATION, |) | |
| |) | |
| plaintiff. |) | |
| vs. |) | No. 126 Equity. |
| ANNIE MARIE WASSON, AND ELIZABETH E. WASSON, A MINOR AND ANNIE MARIE WASSON AS EXECUTRIX OF THE ESTATE OF OWEN M. WASSON DECEASED. |) | |
| |) | |

O R D E R.

This cause coming on to be heard on this 28th day of January, 1927, upon the resignation of Leonard E. Roach as guardian ad litem for

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
FRIDAY, JANUARY, 26, 1927.

the minor defendant, Elizabeth E. Wasson, and the Plaintiff appearing by its attorney, Edgar A. deMeules, it is agreed that the resignation of said Leonard E. Roach should be accepted and that an order be entered discharging him as guardian ad litem for the minor defendant, Elizabeth E. Wasson, and the Court being fully advised,

IT IS HEREBY ORDERED that the resignation of said Leonard E. Roach, as guardian ad litem for the minor defendant, Elizabeth E. Wasson, be, and the same is hereby accepted, and

IT IS FURTHER ORDERED that the said Leonard E. Roach be, and he is hereby discharged as such guardian ad litem.

F. E. Kennamer,
Judge.

ENDORSED: Filed Jan. 26, 1927. H.P. Warfield, Clerk U.S. District Court.
R.C.

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

THE NORTHWESTERN MUTUAL LIFE
INSURANCE COMPANY OF MILWAUKEE,
WISCONSIN, A CORPORATION,
Plaintiff.

vs.

ANNIE MARIE WASSON AND MAJORIE
E. WASSON, A MINOR, AND ANNIE
MARIE WASSON AS EXECUTRIX OF THE ESTATE
OF OWEN M. WASSON, deceased,

Defendants.

No. 127 Equity.

O R D E R,

This cause coming on to be heard on this 26th day of January, 1927, upon the resignation of Leonard E. Roach as guardian ad litem for the minor defendant, Majorie E. Wasson, and the plaintiff appearing by its attorney, Edgar A. de Meules, it is agreed that the resignation of said Leonard E. Roach, should be accepted and that an order be entered discharging him as guardian ad litem for the minor defendant, Majorie E. Wasson, and the Court being fully advised,

IT IS HEREBY ORDERED that the resignation of said Leonard E. Roach, as guardian ad litem for the minor defendant, Majorie E. Wasson, be, and the same is hereby accepted, and

IT IS FURTHER ORDERED that the said Leonard E. Roach be, and he is hereby discharged as such guardian ad litem.

F. E. Kennamer,
Judge.

ENDORSED: Filed Jan. 26 1927, H.P. Warfield, Clerk U. S. District Court.
R.C,

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
FRIDAY, JANUARY 28, 1927.

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

| | | |
|--|---|----------------|
| A. B. C. DAUGE, |) | |
| |) | |
| Plaintiff. |) | |
| vs. |) | |
| |) | |
| AZTEC OIL COMPANY, A CORPORATION, AND EXCHANGE TRUST COMPANY, A CORPORATION, |) | No. 70 Equity. |
| |) | |
| Defendants. |) | |
| |) | |
| OIL WELL SUPPLY COMPANY, |) | |
| Intervenor. |) | |

O R D E R.

Now on this the 28th day of January, 1927, it appearing to the court that the claim of C.H. Stoker filed herein for amount due for drilling an oil well on the properties of the Aztec Oil Company has been heretofore allowed by this court and declared to have a preference in payment against other claims against the Receivership, and to have a priority in payment as against the bonds outstanding against the Aztec Oil Company,

And it further appearing that said claim should be paid and that the current income of the Receivership is insufficient to pay the same at this time by reason of the fact that the income from the properties of the said Aztec Oil Company is lower during the months of January and February than at any other time during the year, and that the payment of said claim out of the current funds might prejudice the payment of the current expenses of the Receivership.

IT IS ORDERED that the Receiver herein, Charles A. Cookley, be and he is hereby authorized and directed to issue to the said C. H. Stoker a Receiver's Certificate in the sum of thirty-four Hundred (\$3400.00) Dollars, being balance due on his claim, bearing interest at the rate of six per cent. (6%) per annum from this date, said Certificate to provide that it shall be due on or before six (6) months from date but same to be paid first, out of the proceeds of any sale of the properties of the said Aztec Oil Company, or to be paid out of the current receipts of the Receivership at any time prior to the due date thereof whenever in the judgment of the Receiver, the same can be paid out of the current receipts.

F. E. Kennamer,
District Judge.

ENDORSED: Filed Jan. 28, 1927. H.P. Warfield, Clerk U.S. District Court.
H.W.J.

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

| | | |
|---|---|-----------------|
| THE NORTHWESTERN MUTUAL LIFE INSURANCE COMPANY OF MILWAUKEE, WISCONSIN, A CORPORATION, |) | |
| |) | |
| Plaintiff, |) | |
| vs. |) | No. 127 Equity. |
| |) | |
| ANNIE MARIE WASSON AND MAJORIE E. WASSON, A MINOR, AND ANNIE MARIE WASSON, AS EXECUTRIX OF THE ESTATE OF OWEN M. WASSON, DECEASED, |) | |
| |) | |
| Defendants. |) | |

ORDER APPOINTING GUARDIAN AD LITEM.

Now on this 28th day of January, a regular day of a regular term of this Court, this cause comes on for hearing on the application of the plaintiff for the appointment of a guardian to represent the minor

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
FRIDAY, JANUARY, 28, 1927.

defendant Marjorie E. Wesson, and the Court being fully advised in the premises, finds that said application should be granted and that Annie Marie Wesson, is a fit and proper person to be appointed as guardian ad litem,

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that Annie Marie Wesson be and she is hereby appointed guardian ad litem for Marjorie E. Wesson, minor defendant herein, with full power to represent said minor and protect her interests in this cause.

T. E. Lehmann,

Judge.

ENDORSED: Filed Jan. 28, 1927. H.P. Worfield, Clerk U.S. District Court.
R.O.

Court adjourned until January, 29, 1927.

In the District Court of the United States in and for the

NORTHERN
DISTRICT OF OKLAHOMA

District of
OKLAHOMA

OKLAHOMA
SARASOTA, FLORIDA, U.S.A.

Court convened pursuant to adjournment, docket, January 29, 1927, at 9:30 A.M. Present:

Hon. F. M. Johnson, Judge of U.S. District Court.
H. P. Warfield, Clerk, Clerk of U. S. District Court.

Thereupon, the following proceedings were had and ordered to-wit:

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

UNITED STATES, Plaintiff.)
vs.) Equity No. 189 Eq.
JOE COCKRUM Defendant.)

ORDER PRO CONFESSO,

Now comes the complainant, by its solicitors, and elects to take order pro confesso against Joe Cockrum for failure to plead or answer.

Dated this 29th day of January, 1927.

(((SEAL))) H.P. Warfield, Clerk.
By L.W. Jones, Deputy Clerk.
ENDORSED: Filed Jan. 29, 1927, H.P. Warfield, Clerk U.S. District Court.
L.W.J.

A.B.C. DAGUE, Plaintiff.)
vs.) # 70 Eq.
AZTEC OIL CO. Defendant.)

On this 29th day of January, 1927, it is ordered that the hearing on labor claims be had and C.H. Wachury is called to testify in behalf of plaintiff. Whereupon it is ordered that said cause be and same be hereby taken under advisement.

IN THE UNITED STATES DISTRICT COURT IN AND FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

ANGLO-TEXAS OIL COMPANY,)
A CORPORATION, Plaintiff.)
vs.) No. 121 In Equity.
C. W. WILSON, OLLIE A. WILSON,)
W. P. BROWN, MAUDE E. BROWN, J. S. TODD,)
ETA SWEENEY TODD, D. M. SMITH, JOHN L.)
TOWNSEND AND GEORGE R. SPINNEY,)
Defendants.) JOURNAL ENTRY.

Now to-wit, on this 25th day of January, 1927, this cause having been regularly set on the docket of this Court for trial the parties thereto appeared, and both plaintiff and defendants announced ready for trial thereof, and the trial was proceeded with, and all parties having introduced all their evidence in the cause, and argued the same to the court, the cause is by the court taken under advisement until the 29th day of January, 1927,

And now, to-wit, on this 29th day of January, 1927, pursuant to the order of this Court in this cause previously made, this cause comes regularly on for judgment, decision and decree, all parties to the said cause appearing therein at this time; and the court being fully advised in the premises finds all the allegations of plaintiff's bill of complaint in this cause to be true; and that the certain oil and gas lease therein mentioned and thereto attached and marked "Exhibit A" whereby the defendants, C. W. Wilson, Ollie A. Wilson, W. P. Brown, Maude E. Brown, J. S. Todd, leased to complainant herein all the following described tract of land, to-wit:

In the District Court of the United States in and for the

NORTHERN District of OKLAHOMA. EQUITY SESSION. TULSA, OKLAHOMA. SATURDAY, JANUARY 22, 1927.

The Southwest Quarter (SW1/4) of the Southwest Quarter (SW1/4) of Section Two (2), and the Northwest Quarter (NW1/4) of the Northwest Quarter (NW1/4) of Section Eleven (11), all in Township Eleven (11), North, Range Eleven (11) East, Oklahoma County, Oklahoma.

for oil and gas purposes, as described in said lease, is and has been since the execution thereof a valid and subsisting oil and gas lease upon the said premises, and in full force and effect according to its terms.

And that on or about the 20th day of November, 1924, the plaintiff and defendant, George R. Spinney, entered into a certain agreement in writing, described in complainant's bill which said contract and agreement in writing is now and has been since the said 20th day of November, 1924, in full force and effect, and that the said lease and leasehold interest in the above described premises is subject thereto, and has been subject thereto since the 20th day of November, 1924.

That the complainant herein has complied with all the conditions of the said lease referred to in said complaint as "Exhibit A", and with all the terms and conditions of the said agreement between complainant and the said George R. Spinney, and that the said George R. Spinney has complied with all the terms and conditions of the said contract between himself and the complainant herein, except that since the 26th day of January, 1925, he has denied the right, title and interest of the complainant herein in and to the said lease, and in and to an undivided one-half interest therein.

And the court further finds that all the defendants have denied since the 26th day of January, 1925, that the complainant had or has any right, title, interest or equity in or to the said lease or leasehold estate therein granted, and have refused to permit complainant to develop the said property for oil or gas purposes, and prevented complainant from securing the product and proceeds of the well drilled upon said premises, and from collecting the purchase price of oil sold therefrom; and that their claims constitute a cloud upon the title of complainant in and to an undivided one-half interest in and to the said leasehold estate; and that the said George R. Spinney has continued the occupation of the said leasehold estate, denying complainant any right, title, interest or equity therein, and to the rents, issues and profits thereof. And that the proceeds of the sale of oil therefrom are held by the purchaser thereof pending the determination of title thereto as between the complainant and the defendants in this action.

IT IS THEREFORE, BY THE COURT CONSIDERED, ORDERED ADJUDGED AND DECREED, that the complainant is the owner of an undivided one-half interest in and to the said leasehold estate, and to the rents, issues and profits thereof from and since the 26th day of January, 1925, and has been such owner during all said period and its title thereto is quieted; and that the defendants and each of them be forever enjoined from asserting the invalidity of said lease, and from asserting or claiming that the complainant is not the owner of the said undivided one-half interest in and to the said lease and leasehold estate, or in and to the oil and gas that may be produced therefrom, subject to the one-eighth (1/8) royalty interest in said lease provided. And said defendant are forever enjoined from preventing in any manner the exercise by the said complainant of all the rights as the owner of an undivided one-half interest in and to the said lease and leasehold estate, and from in any manner interfering with or preventing the complainant jointly with said George R. Spinney, his heirs, executors or assigns from producing any and all oil and gas from the said premises under the terms and conditions of the said lease; and from in any manner preventing the complainant from collecting from the purchaser thereof the proceeds of the purchase price of all oil or gas heretofore or hereafter produced, or that may be hereafter sold therefrom while said complainant is the owner of the interest therein as herein decreed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the said complainant recover from the defendants the amount of the rents, issues and profits herein.

To each, all the costs of this action, and all the costs and judgments of the court the defendant shall pay, the same to be paid by the court allowed.

U.S. _____

AND ALSO: ALL THE COSTS OF THIS ACTION, AND ALL THE COSTS AND JUDGMENTS OF THE COURT THE DEFENDANTS SHALL PAY, THE SAME TO BE PAID BY THE COURT ALLOWED.

In the District Court of the United States in and for the

NORTHERN

District of

Oklahoma

Session.

Tulsa, Oklahoma

Monday, Jan. 31, 1927.

Court convened pursuant to adjournment, Monday, January 31, 1927, at 9:30 A.M. Present:

Hon. F. B. ... Judge of U.S. District Court
H.P. Warfield, Esq., Clerk of U.S. District Court

Thereupon, the following proceedings were had and entered to wit:

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA.

UNITED STATES Plaintiff.)
vs.) Equity No. 190.
RUAH C. MOORE, &)
J. D. MOORE, Defendants.)

ORDER PRO CONFESSO.

Now comes the complaint, by its solicitors, and moves to take order pro confesso against Ruah C. Moore, for failure to plead or answer.

Date this 21st day of January, 1927.

H.P. Warfield, Clerk
By L.W. Jones, Deputy.

To the Clerk of said Court.

Enter the above in the Order Book in Equity of said Court.

Louis N. Stivers,
Solicitor for Complainant.

ENDORS DE Filed Jan. 31, 1927. H. P. Warfield, Clerk U.S. District Court
L.W.J.

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA.

W. S. HALL, Complainant,)
vs.) No. 193.
GUSTAVA DAVIS, Nee MARSHALL,)
W. T. HUNT, A. C. HUNT,)
A. F. PARKER, T. D. UTT,)
AND C. C. GORSUCH, Defendants.)

ORDER.

Be it remembered that the motion heretofore filed by defendants herein moving the court to set a day certain to pass upon and dispose of the law points set out in plaintiff's amended bill of complaint and the answer of the defendants hereto, and said motion having been regularly set for hearing on the 17th day of January, 1927, at 10:00 o'clock A.M. and the plaintiff and defendants appearing by their respective attorneys and a hearing had upon said motion on said date, after which the court took same under advisement.

Now on this 31st day of January, 1927, this cause coming on for further hearing, the parties hereto being represented by their respective

In the District Court of the United States in and for the

NORTHERN EQUITY SESSION. District of OKLAHOMA. TULSA, OKLAHOMA. MONDAY, JANUARY, 31, 1927.

attorneys, and the court after due consideration and being otherwise well and sufficiently advised, finds;

First; That the court has jurisdiction of the parties and of the subject matter.

Second: That this action is not barred by the statute of limitation.

Third: That the judgment in Cause No. 8868 in the District Court of Creek County, Oklahoma, wherein this Complaint was a defendant, alleged, set out and relied upon by the defendants herein in their answer to complaints amended Bill of Complaint, is void as to this complaint for the reason that service was not had upon him as is required by law, and, therefore, said judgment is not res adjudicata as to this complaint.

To which findings of the court the defendants except.

It is, therefore, ordered and adjudged that said cause be hereafter set down for hearing, and defendants having asked leave of court to file an amended answer and cross bill:

It is further ordered that the defendants be and are hereby allowed twenty (20) days from this date in which to file an amended answer and cross bill to complainant's amended bill of complaint.

F. E. Kennamer, Judge.

O.K. V. H. Albertson, Attorney for Complainant.

W.T. Hunt, Attorney for Defendants.

ENDORSED: Filed Jan. 31, 1927. H.P. Warfield, Clerk U.S. District Court. L.W.J.

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA.

LUSANNA BRINK, by HOMER D. KEY, her guardian, and by J. T. Smith, her next friend,

Plaintiff.

vs.

THE QUAKER OIL AND GAS COMPANY,

Defendants.

No. 183 Equity.

JOURNAL ENTRY.

Now on this the 31st day of January, 1927, same being a regular judicial day of the January, term of this court, this cause came on for hearing upon the amended motion of plaintiff to make the following amendments to the bill of complaint filed herein, to-wit:

(That the names of Colonel Jack and Sine Crow, later being spelled thereon Sene Crow, appear as members of the Creek tribe of Indians on the last authenticated tribal roll of said tribe approved by the council of said nation, being the 1895 tribal roll, and on the 1890 and 1882 tribal rolls of said nation.

That the Dows Commission where no application was made for enrollment treated the fact that a member's name appeared on the 1895 roll of the Creek Nation as an application for enrollment and if the member was domiciled in good faith in said nation and living on the 1st day of April, 1899, enrolled said member on the tribal rolls of said Creek Nation.)

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

~~WESTERN~~ SECTION.

TULSA, OKLAHOMA.

MONDAY, JANUARY, 31, 1927.

And it appearing to the court that notice of this hearing had been given by mailing of notice to attorneys of record for all defendants served herein, and the plaintiff appearing by counsel, J. T. Smith, and L. O. Lytle appearing in his own proper person and for H. W. Bartlett, D. J. McDougal, E. L. Jones and George McMillan, and the Southwestern Petroleum Company appearing by counsel of record, B. W. Griffith, and Fannie Fulson, Bessie Crow and Mollie Tiger appearing by their counsel, the Hon. Lewis C. Lewson, and the court being fully advised in the premises, doth find:

That said amended motion heretofore mentioned should be denied for the following reason; That said amendment adds nothing to the bill of complaint filed herein which would change or effect the action of the court heretofore taken in sustaining the motions to dismiss heretofore filed by the several defendants herein and in dismissing the plaintiff's said bill of complaint, had said amendments been included in the bill prior to the dismissal of said cause on said motions to dismiss, To all of which the plaintiff excepts. Said exceptions by the Court allowed.

WHEREFORE, it is by the court considered, ordered, adjudged and decreed for said reason that said motion be and the same is hereby denied. To all of which the plaintiff excepts. Said exceptions by the court allowed.

F. E. Kemmerer

Judge.

O.K. as to form
L. O. Lytle
B.W. Griffith.

ENDORSED: Filed Jan. 31, 1927. H. P. Warfield, Clerk U.S. District Court.
L.W.J.

Court adjourned until February, 1st, 1927.

In the District Court of the United States in and for the

NORTHERN EQUITY SESSION. TULSA, OKLAHOMA. OOKLAHOMA. TUESDAY, FEBRUARY, 1, 1927.

Court convened pursuant to adjournment, Tuesday, February, 1st, 1927, at 9:30 A.M. Present: Hon. F. E. Kennamer, Judge of U.S. District Court. H. P. Warfield, Esq., Clerk of U.S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

IN THE DISTRICT COURT OF THE UNITED STATES WITHIN AND FOR THE NORTHERN JUDICIAL DISTRICT OF OKLAHOMA.

EUGENE N. CATLETT, ET AL.)
 Plaintiffs.)
 vs.) In Equity No. 155.
)
 OKAMA PETROLEUM CORPORATION,)
 a corporation,)
 Defendant.)

O R D E R.

Pursuant to stipulation filed herein, it is hereby ordered that the above entitled cause is dismissed with prejudice at plaintiffs' cost.

F. E. Kennamer,
 District Judge.

ENDORSED: Filed Feb. 1, 1927. H.P. Warfield Clerk U.S. District Court. H.W.J.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA,

W. S. McCRAE, Complaint,)
 vs.)
) No. 113 Equity.
)
 SAPULPA PETROLEUM COMPANY,)
 a CORPORATION, et al.,)
 Defendants.)

JUDGMENT.

This matter coming on for hearing on the complaint, answer and reply and the written motion of the Sapulpa Petroleum Company, through its receiver, J. A. Fulp, and the same being fully argued to the Court and the court being fully advised finds that the Sapulpa Petroleum Company is now in the hands of J. A. Fulp, receiver appointed by the District Court of Creek County, Oklahoma, on August, 1st, 1924, and that said receivership is still in existence in the District Court of Creek County, Oklahoma, and that the receiver has under the orders of the District Court of Creek County, Oklahoma, possession of all the properties of the Sapulpa Petroleum Company for the purpose of administration.

The Court further finds that even though this court might have jurisdiction to maintain a suit against the property of the Sapulpa Petroleum Company for the purpose of declaring a lien thereon that it would be improper to act in this case, but the parties should assert their lien in the receivership case in the state court.

The court further finds it unnecessary to pass on the question of res adjudicata, limitations and estoppel and other questions raised in the answer and acts in this matter solely on the ground of the existence

In the District Court of the United States in and for the

NORTHERN
DISTRICT OF OKLAHOMA

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, FEBRUARY, 1, 1927.

of the receivership in the District Court of Creek County, Oklahoma, at the time this action was brought.

It is, therefore, considered, ordered and adjudged that complainant's complaint be dismissed for the reasons and on the grounds of the Receivership pending as aforesaid and the defendants herein recover their costs, to all of which the complainant excepts.

DONE in open court in Tulsa, this February, 1st, 1927.

F. B. Kennamer,

U. S. District Judge.

ENDORSED: Filed Feb. 1 1927, H.P. Warfield, Clerk U.S. District Court.
H.W.J.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

J. F. SHAFER COMPANY,)
COMPLAINANT,)
vs.) No. 45 Equity.
SMITH SEPARATOR COMPANY,)
Defendant.)

JOURNAL ENTRY.

This cause coming on to be heard on this the 1st day of February, 1927, and Complaint being present in person and by its Solicitors, A. L. Jackson, and C. H. Thurwel, and defendant being present by its General Manager, M. F. Wagers, and its Solicitors, George A. Provost, George M. Provost and Hagen & Gavin, and the Complaint and defendant in said cause having denounced ready for trial, and witnesses having been sworn in open court, and their testimony having been heard and the Solicitors for plaintiff and defendant having argued said cause to the Court, and the issues therein being presented to the Court for decision, and the Court being fully advised in the premises and finding that he has jurisdiction to hear and determine said cause, and having concluded that the issues in said cause should be decided in favor of the defendant and against the complainant,

IT IS HEREBY ORDERED, ADJUDGED CONSIDERED AND DECREED that Judgment in said cause should be awarded to the defendant, and that the Bill of Complaint in said cause be and is hereby dismissed; to all of which the Complainant excepts, and said exception is duly noted of record

WHEREUPON the Complainant gave notice in open court of its intention to appear to the Circuit Court of Appeals, and for said purpose it is granted an extension of thirty (30) days within which to prepare and file its transcript or record in said cause.

F. B. Kennamer,

United States District Judge.

OKED C.H. Thurwel,
A. L. Jackson,
Solicitors for Complainant.

OKED Hagen & Gavin,
Geo. A. Provost
Geo. M. Provost,
Solicitors for Defendant.

ENDORSED: Filed Feb. 1, 1927. H.P. Warfield, Clerk U.S. District Court.
H.W.J.

Court adjourned until February, 2, 1927.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
WEDNESDAY, FEBRUARY 2, 1927.

Court convened pursuant to adjournment Wednesday, February, 2nd 1927, at 9:30 A.M. Present:

Hon. F. E. Kennamer, Judge of U.S. District Court.
H. P. Warfield, Esq., Clerk of U.S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

ARMAN BEAVER HALLAM,)
Plaintiff,)
vs.) No. 103 Equity.
COMMERCE MINING AND ROYALTY)
COMPANY, et al.)
Defendants.)

O R D E R.
EXTENDING TIME FOR FILING ANSWERS.

Upon satisfactory showing to the Court, and pursuant to a stipulation filed herein this date, signed by counsel for the respective parties, it is hereby ordered that the defendants be and they are hereby allowed to February 24, 1927, within which to file their answers to the amendment to the amended bill filed in this cause on the 6th day of January, 1927.

Made and entered this 2nd day of February, 1927.

F. E. Kennamer,
Judge.

RECORDED: Filed Feb. 2, 1927. H. P. Warfield, Clerk U. S. District Court.
H.W.J.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

THE PURE OIL COMPANY, ET AL.,)
Plaintiffs.)
vs.) No. 189 Equity.
LUSANNA BRINK ET AL.,)
Defendants.)

JOURNAL ENTRY.

Now on this 2nd day of February, 1927, same being a regular judicial day of the January term of this Court requested additional time to answer herein, and the Court being fully advised finds that 20 days additional time should be granted herein.

WHEREFORE it is by the Court Ordered, considered, adjudged and decreed that the defendants herein be and they are given twenty days additional time to answer herein.

F. E. Kennamer, Judge.

RECORDED: Filed: Feb. 2, 1927. H.P. Warfield, Clerk U. S. District Court.
H.W.J.

Court adjourned until February, 3rd. 1927.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
THURSDAY, FEBRUARY, 3, 1927.

Court convened pursuant to adjournment Thursday, February, 3rd,
1927, at 9:30 A. M. Present:

Hon. F. B. Kemmamer, Judge of U.S. District Court.
H. P. Werfield, Esq. Clerk of U.S. District Court.

Thereupon, the following proceedings were had and entered, to-
wit:

IN THE UNITED STATES DISTRICT COURT IN AND FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

UNITED STATES, Plaintiff,)
vs.) No. 146 Equity.
MRS KATE COLBAUGH, Defendant.)

PERMANENT INJUNCTION.

Now on this 3rd. day of February, 1927, this matter coming on
to be heard upon the verified Bill of Complaint on behalf of Plaintiff
herein, and filed herein on the 22nd day of April, 1926, and the Court
after hearing the evidence offered, and being fully advised in the pre-
mises finds:

That, upon the filing of said verified Bill of Complaint there
was duly issued herein a certain order to show cause directed at and serv-
ed upon the defendant, Mrs Kate Colbaugh, requiring that she appear here-
in on or before the 5th day of May, 1926, at the hour of 9 o'clock A.M.
and then and there show cause why she should not be permanently enjoined
from interfering with any and all persons, and particularly with the Hon-
orable J. Geo. Wright, Superintendent of the Osage Indian Agency, from ex-
ercising supervision and control over and concerning the following describ-
ed lands, to-wit:

East Half (2) of the Southwest Quarter (SW4); Southwest
Quarter (SW4) of the Southwest Quarter (SW4); West Half
(W2) of the Southeast Quarter (SE4); Southeast Quarter
(SE4) of the Southeast Quarter (SE4) of Section Thirteen
(13), Township Twenty-two (22), Range Eight (8), except
that part used for highway by county,

said lands being the restricted allotment of Louis Black Dog Tamen, a
full blood Osage Indian.

The Court further finds that said Plaintiff now appears by its
Attorney, Louis N. Stivers, Assistant United States Attorney, and that the
said defendant, Mrs Kate Colbaugh, appears by and through her Attorney,
Charles A. Holden, and,

The Court further finds that the said Mrs Kate Colbaugh, defen-
dent herein, has no legal right, title of claim to the possession of said
premises, and that by her failure and refusal to surrender the possession
of the same she has interfered with the discharge of the duties of the said
Superintendent of Osage Indian Agency and has interfered with the super-
vision exercised by said Plaintiff over said ward and others of a similar
status.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the temporary
restraining order hereinbefore issued be, and the same is hereby made per-
manent, to be and become absolute and effective on this the 3rd. day of
February, 1927, and said defendant Mrs Kate Colbaugh, and all persons
claiming by, through or under her, are hereby ordered and directed to
desist from interfering with said Plaintiff or any of its agencies in hand-
ling the supervision of the land herein described, and,

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
THURSDAY, FEBRUARY, 3, 1927.

Said defendant is further ordered and directed, as well as all persons claiming by, through or under her to surrender up the absolute possession of said lands herein described to said Plaintiff, or its proper agents, forthwith, and upon her failure so to do, the United States Marshal in and for this the Northern District of Oklahoma, is hereby ordered and directed to dispossess of said premises, the said defendant, Mrs Kate Colbaugh, or any and all persons claiming by through or under her.

F. E. Kennemer,
Judge.

O.K. Louis N. Stivers,
Assistant United States Attorney,
Attorney for plaintiff.

O.K. Charles A. Holden,
Attorney for Defendant.

ENDORSED: Filed Feb, 3, 1927. H.P. Warfield, Clerk U. S. District Court.
R.C.

A. B. C. DAGUE, Plaintiff,)
vs.) 70 Equity
AZTEC OIL COMPANY, Defendant.)

On this 3rd. day of February, 1927, it is by the Court ordered that above entitled cause be passed.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

MAUDE P. LIVINGSTON, Complainant,)
vs.) In Equity No. 206.
EXCHANGE TRUST COMPANY,)
A CORPORATION, Defendant.)

ORDER EXTENDING TIME TO ANSWER.

On this 3rd. day of February, 1927, this cause came on for hearing upon the oral application of the defendant for an order extending the time in which it shall file answer to the bill of complaint filed in this cause by the complainant;

And, for good cause shown, the time for the defendant to answer the complainant's bill of complaint is hereby extended for a period of thirty (30) days from this date, and said defendant is allowed such period of time to file its answer.

F. E. Kennemer,
Judge.

Feb.
ENDORSED: Filed 3, 1927, H.P. Warfield, Clerk U. S. District Court.
H.W.J.

Court adjourned until February, 4, 1927.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
FRIDAY, FEBRUARY, 4, 1927.

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE NORTHERN DISTRICT OF OKLAHOMA.

| | | |
|---|---|----------------|
| FIRST NATIONAL BANK OF TULSA, OKLAHOMA, A CORPORATION, |) | |
| |) | |
| Plaintiff, |) | |
| vs. |) | No. 39 Equity. |
| |) | |
| NATIONAL HARDWOOD COMPANY, a corporation, et al., |) | |
| Defendants, |) | |

JOURNAL ENTRY.

NOW, on this the 4th day of February, A.D. 1927, this cause came on to be heard on Motion of the plaintiff, the First National Bank of Tulsa, Oklahoma, praying that its Amended Bill in Equity heretofore filed in said Cause be withdrawn without prejudice; and the court, being fully advised in the premises, finds that said motion should be sustained;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that said Motion be and the same is hereby sustained, and said Amendment to the Bill in Equity heretofore filed by the plaintiff be and the same is hereby dismissed without prejudice to the rights of the plaintiff under the pleadings and the Master's Report heretofore filed in said cause.

F. E. Kenamer,
Judge.

ENDORSED: Filed Feb. 4, 1927. H.P. Warfield, Clerk U.S. District Court.
H.W.J.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

| | | |
|--|---|-------------|
| ST. LOUIS-SAN FRANCISCO RAILWAY COMPANY, A CORPORATION, |) | |
| |) | |
| Plaintiff. |) | |
| vs. |) | No. 116 Eq. |
| |) | |
| JAMES E. PAYNE, COUNTY TREASURER OF CREEK COUNTY, OKLAHOMA, AND ABNER BRUCE, SHERIFF OF CREEK COUNTY, OKLAHOMA. |) | |
| Defendants. |) | |

JUDGMENT AND PERMANENT INJUNCTION.

Now on this 4th day of February, 1927, the above cause coming on for trial by agreement of the parties, the parties appearing in open court and through their counsel, the defendants appearing through W.M. Pardoe, County Attorney of Creek County, Oklahoma, and the court, after consideration of the evidence and being sufficiently advised in the premises, finds the issues joined herein in favor of the plaintiff and that the plaintiff is entitled to the injunction as prayed for in the bill of complaint herein.

It is, therefore, ordered, adjudged and decreed by the court that the defendant herein, James E. Payne, as County Treasurer of Creek County, Oklahoma, and Abner Bruce, as Sheriff of Creek County, Oklahoma, and their successors in office, or either of them, be and they are hereby perpetually restrained and enjoined from taking any steps or performing any of the acts pertaining to the collection of taxes from the plaintiff for the last one-half of the fiscal year commencing July, 1st, 1923, or taking any steps toward the service of tax warrants or the levying of process

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
FRIDAY, FEBRUARY 4, 1927.

of the seizing of any of plaintiff's property by virtue of such tax warrants on account of said payment of the second one-half of the taxes for said fiscal year, and it is further ordered, adjudged and decreed by the court that the pretended tax warrants heretofore issued and now outstanding in the hands of the defendants, or either of them, described as tax warrants of Creek County, Oklahoma, Nos 732, 733, 734 and 735, be cancelled, set aside and held for naught, and that the defendants, and all persons acting by, through and under them be perpetually enjoined and restrained from taking any steps under the authority of said above numbered tax warrants, or any steps to enforce the collection of the same.

IT IS FURTHER ordered by the court that the costs in this case be adjudged one-half against the plaintiff herein, and one-half against the defendants herein, and that for such costs so adjudged against each of the parties hereto execution may issue.

F. E. Kennamer,

Judge.

O.K. Stuart, Ames & Frankling
Attorneys for Plaintiff.

W. F. Pardoe,
County Attorney of Creek County,
Oklahoma.

ENDORSED: Filed Feb. 4, 1927. W.P. Warfield, Clerk U. S. District Court.
H.W.J.

COURT ADJOURNED UNTIL FEBRUARY, 5, 1927.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
SATURDAY, FEBRUARY 5, 1927.

Court convened pursuant to adjournment, Saturday, February 5,
1927, at 9:30 A. M. Present:

Hon. F.E. Kennamer, Judge of U.S. District Court.
R. P. Warfield, Esq., Clerk of U.S. District Court.

Thereupon, the following proceedings were had and entered, to
wit:

IN THE UNITED STATES DISTRICT COURT WITHIN AND
FOR THE NORTHERN DISTRICT OF OKLAHOMA.

| | | |
|-------------------------------|---|------------|
| UNITED STATES OF AMERICA, |) | |
| Complainant, |) | |
| vs. |) | |
| LOUISA BROWN, WASH E. HUDSON, |) | In Equity. |
| AND THOMPSON & BLACK, INC. |) | No. 18 |
| A corporation, |) | |
| Defendant. |) | |

FINAL DECREE.

Now on this 5th day of February, 1927, this matter coming on
for hearing on application of defendants, Wash E. Hudson, Louise Brown,
and Thompson & Black, Inc., for final decree and it appearing to the Court
that all matters and things in controversy herein, between the last named
parties, have been compromised, settled, paid off and satisfied.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the decree or
judgment heretofore rendered herein, on the 13th day of November, 1926,
be, and the same is hereby declared to a final decree.

IT IS FURTHER ORDERED AND ADJUDGED that all pending motions and
applications by the parties named herein, now on file in this cause, be,
and they are hereby withdrawn.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the accounting
provided for in the judgment or decree of this court, dated November, 13
1926, be, and the same is hereby dispensed with and that no accounting
shall or will be held and that the said Wash E. Hudson, take nothing by
reason of the production and sale of oil and/or gas from said lease and
leasehold estate and that by virtue of the assignment of said oil and gas
mining lease by Wash E. Hudson to the assignee of Thompson & Black, Inc.,
that the said Assignee, to-wit: Continental Oil Company be, and become the
owner of said oil and gas mining lease, together with all oil and gas here-
tofore or hereafter produced, saved and sold from said premises, includ-
ing all of the producing wells, materials and equipment thereon, said
premises and property being described as the Northeast Quarter (NE $\frac{1}{4}$) of
the Northeast Quarter (NE $\frac{1}{4}$) of Section Seven (7), Township, Nineteen (19)
North, Range Twelve (12) East, Tulsa County, Oklahoma,

Done in open court, the day and year first above written.

F. E. Kennamer,

United States District Judge for
the Northern District of Oklahoma.

C.K. deMeules.

ENDORSED: Filed Feb. 5, 1927. R.P. Warfield, Clerk U.S. District Court.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
SATURDAY, FEBRUARY 4, 1927.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

| | | | |
|-----------------------|--------------|---|----------------|
| WILLIAM J. CREEKMORE, | Complainant, |) | |
| | |) | |
| vs. | |) | No 114 Equity. |
| | |) | |
| ANN OVERTON, ET AL., | Defendants. |) | |

O R D E R.

Now on this the 5th day of February, 1927, complainant having filed here his motion to set aside the order pro confesso heretofore entered on the cross-bill of the defendants, Ann Overton and T. G. Chambers and said defendants appearing by their counsel A. F. Moss and stating in open court that they do not oppose the motion.

It is ordered that the order pro confesso heretofore entered herein be and the same is hereby set aside and the complainant is allowed until February, 8th, in which to file answer to said cross-bill.

F. E. Keunemer,

Judge.

ENDORSED: Filed Feb. 5, 1927. H.P. Warfield, Clerk U.S. District Court.
L.W.J.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

| | | | |
|--|------------|---|----------------|
| E. L. WERSHAW, as Receiver for THE INSURETY SECURITY NATIONAL BANK, a corporation. | Plaintiff. |) | |
| | |) | |
| vs. | |) | No 120 Equity. |
| | |) | |
| WALTER BIRN SPORN, | Defendant. |) | |

ORDER OF PROVISIONAL APPOINTMENT
TO RECEIVE PART OF THE ASSETS OF COMPLAINT.

Now, to-wit, on this 5th day of February, 1927, this being a regular court day of the January, 1927, term of said court, the cause entitled as above came on to be heard in the Tulsa District Court, the motion of the defendant to dismiss the plaintiff's Bill of Complaint.

The defendant appeared by counsel, Messrs. J. H. Marshall and J. S. Robinson, heretofore, the plaintiff by counsel, Messrs. J. H. Marshall and J. S. Robinson, heretofore, the plaintiff by counsel, Messrs. J. H. Marshall and J. S. Robinson, heretofore.

Counsel for the defendant presented the following motion to the court, to-wit, that the court should set aside the order pro confesso entered on the cross-bill of the defendant, and that the court should allow the complainant to file answer to said cross-bill.

After hearing had been given to the defendant and the plaintiff, and the court had been advised of the facts of the case, the court has concluded that the motion of the defendant to dismiss the plaintiff's Bill of Complaint should be denied, and that the order pro confesso entered on the cross-bill of the defendant should be set aside, and that the complainant is allowed until February, 8th, in which to file answer to said cross-bill.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA,

OKLAHOMA.
MONDAY, FEBRUARY, 7, 1927.

Court convened pursuant to adjournment, Monday, February, 7th, 1927, at 9:30 A.M. Present:

Hon. F. E. Kennamer, Judge of U. S. District Court.
H. P. Worfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

| | | |
|---|---|----------------|
| JOHN H. DYKES, RECEIVER OF FIRST NATIONAL BANK OF SAPULPA, OKLAHOMA. |) | |
| |) | |
| |) | |
| |) | |
| vs. |) | No. 43 Equity. |
| |) | |
| F. B. REED, et al., |) | |
| |) | |
| Defendants. |) | |

O R D E R.

Now on this 7th day of February, A.D. 1927, it is ordered by the Court, that the plaintiff and the defendants, herein be and they hereby are ordered and directed to pay into the hands of the Special Master heretofore appointed in this cause, at once, the sum of One Thousand Dollars, one-half thereof to be paid by the plaintiff and one-half to be paid by the defendants, to apply upon fees and expenses in connection with the hearing of this cause by said Special Master.

F. E. Kennamer,
Judge.

ENDORSED: Filed Feb. 7, 1927. H.P. Worfield, Clerk U.S. District Court.
H.W.J.

| | | |
|---------------------|---|----------|
| CHARLES D. SCHNOOR, |) | |
| |) | |
| |) | |
| vs. |) | #195 Eq. |
| |) | |
| LOUIS JACOBS, |) | |
| |) | |
| Defendant. |) | |

On this 7th day of February, 1927, it is by the Court ordered that the Motion in above entitled cause is set for hearing Saturday Feb. 12, 1927.

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

| | | |
|---|---|-----------------|
| THE NORTHWESTERN MUTUAL LIFE INSURANCE COMPANY OF MILWAUKEE, WISCONSIN, |) | |
| |) | |
| |) | |
| vs. |) | No. 126 Equity. |
| |) | |
| ANNIE MARIE WASSON, AND ELIZABETH E. WASSON, A MINOR, AND ANNIE MARIE WASSON AS EXECUTRIX OF THE ESTATE OF OWEN M. WASSON, Deceased, |) | |
| |) | |
| Defendants. |) | |

ORDER AUTHORIZING GUARDIAN AD LITEM
TO COMPROMISE CASE AND JOIN IN CON-
SENT DECREE.

Now on this 7th day of February, 1927, a regular day of a regular

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

Equity Session.

TULSA, OKLAHOMA.

MONDAY, FEBRUARY, 7, 1927.

day of a regular term of this court, this cause comes on for hearing before Honorable F. E. Kennamer, regular judge, presiding, upon the application of Annie Marie Wasson, as guardian ad litem for the defendant Elizabeth E. Wasson, a minor, for authority to accept an offer of compromise and to join a consent decree for plaintiff; the guardian ad litem appearing in person, and the other parties hereto appearing by their counsel;

And the court having read and considered all the pleadings on file herein, and having read the depositions heretofore taken on behalf of the plaintiffs, and having heard the testimony of witnesses sworn and examined in open court with reference to the merits of plaintiff's case and with reference to the propriety and advisability of the acceptance of the offer of settlement referred to in said application, and having heard the argument of counsel, and having made further inquiry into all the facts and circumstances surrounding the matter in dispute, finds; that if this case be tried on the merits the plaintiff will, in all probability, prevail; that it is manifestly for the benefit and best interests of the defendant Elizabeth E. Wasson, a minor, that the offer of compromise set out in the application of her guardian ad litem be accepted; and that Annie Marie Wasson, as guardian ad litem for said defendant should be authorized to effect said compromise and settlement and to join in a consent decree for plaintiff; that said minor defendant has no legal guardian.

IT IS THEREFORE CONSIDERED, ORDERED, ADJUDGED AND DECREED by the Court that Annie E. Wasson, a minor, be and she is hereby authorized and directed to enter into an agreement with the plaintiff compromising and settling all claims by defendants against plaintiff under and by virtue of the issuance of the contract of insurance set out in plaintiff's bill for the sum of Two Thousand (\$2,000.00) dollars to be paid by plaintiff to defendants.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that said settlement is for the benefit of and to the best interests of said Elizabeth E. Wasson a minor, and that Annie Marie Wasson, as guardian ad litem, be and she is hereby authorized to enter into a consent decree in favor of the plaintiff and against the defendants in this cause.

F. E. Kennamer,

Judge.

WDO BLD: Filed Feb. 7, 1927. R.P. Garfield, Clerk U.S. District Court.
L.W.J.

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

THE NORTHWESTERN MUTUAL LIFE)
INSURANCE COMPANY OF MILWAUKEE,)
WISCONSIN, A CORPORATION,)
Plaintiff.)
vs.)
ANNIE MARIE WASSON, AND ELIZABETH)
E. WASSON, A MINOR, AND ANNIE MARIE)
WASSON, AS EXECUTRIX OF THE)
ESTATE OF OWEN M. WASSON, DECEASED,)
Defendants.)

No. 126 Equity.

D E C R E E.

This cause coming on to be heard on this 7th day of February, 1927, upon the bill of complaint of plaintiff, the answer of each of the defendants, the written consent of the defendant, Annie Marie Wasson, in her own right, and the written consent of Annie Marie Wasson as executrix of the estate of Owen M. Wasson, deceased, and the written consent of

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
MONDAY, FEBRUARY, 7, 1927.

Annie Marie Wasson, as guardian ad litem of the defendant, Elizabeth E. Wasson, a minor, that a decree be entered for the plaintiff; the plaintiff being represented in open court by its attorney, Edgar A. deMeules, and the defendants being represented in open court by their attorneys, Leonard E. Rouch and Thomas D. Lyon, and the guardian ad litem appearing in open court;

The Court, having found on an inquiry heretofore made that it is for the benefit and for the best interests of the minor defendant, Elizabeth E. Wasson, that said written consent for a decree for plaintiff be entered into, and having read and considered all of the pleadings on file herein and having read the depositions heretofore taken on behalf of the plaintiff, and having heard the testimony of witnesses sworn and examined in open court with reference to the merits of plaintiff's case, and having made further inquiry into all of the facts and circumstances surrounding the matter in dispute with particular reference to the propriety and advisability of entering a consent decree in the above entitled cause as against the defendant, Elizabeth E. Wasson, a minor, and having examined said guardian ad litem in respect thereto in open court, and having heard the arguments of counsel in respect thereto, finds:

That no guardian has been appointed for the minor defendant, Elizabeth E. Wasson, and that Annie Marie Wasson, as guardian ad litem, has the sole and exclusive right to represent the minor defendant; that if this case be tried on the merits the plaintiff will in all probability prevail; that it is manifestly for the benefit and best interests of the defendant, Elizabeth E. Wasson, a minor, that the consent decree be entered upon the payment, in open court of the sum of \$2,000.00 to the said Annie Marie Wasson, as guardian ad litem of the said minor, Elizabeth E. Wasson.

And the said sum of Two Thousand (\$2,000.00) Dollars having been paid in open court to the said Annie Marie Wasson, as guardian ad litem for the defendant, Elizabeth E. Wasson,

IT IS THEREFORE ORDERED, CONSIDERING AND ADJUDGED that the Filing by Annie Marie Wasson, as guardian ad litem of the defendant, Elizabeth E. Wasson, of the written consent for a decree in favor of the plaintiff, be, and the same is hereby approved.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the certain policy issued by the plaintiff, The Northwestern Mutual Life Insurance Company of Milwaukee, Wisconsin, to the defendant, Owen M. Wasson, numbered, 1,761,161, wherein and whereby the plaintiff agreed to pay, upon proof of the death of the said Owen M. Wasson, the sum of Five Thousand (\$5,000) Dollars, in manner and form as in said policy provided, be, and the same is hereby declared null and void and is hereby cancelled and set aside; that the plaintiff be released from all liability under said policy; and that the defendants surrender up said policy in open court.

IT IS FURTHER ORDERED that upon surrender of said policy of insurance the Clerk endorse thereupon the following:

"Cancelled as per decree of the United States District Court for the Northern District of Oklahoma, entered on the 7th day of February, 1927, in Equity Cause No. 126, entitled, The Northwestern Mutual Life Insurance Company, of Milwaukee, Wisconsin, a corporation, plaintiff, vs. Annie Marie Wasson, et al., defendants."

F. E. Keamsmer,
Judge.

ENDORSED: Filed Feb. 7, 1927. E.P. Worfield, Clerk U.S. District Court.
L.W.J.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
MONDAY, FEBRUARY, 7, 1927.

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

THE NORTHWESTER MUTUAL LIFE
INSURANCE COMPANY OF MILWAUKEE,
WISCONSIN, A CORPORATION,

Plaintiff.

vs.

No. 127 Equity.

ANNIE MARIE WASSON, AND MARJORIE
E. WASSON, A MINOR, AND ANNIE
MARIE WASSON, AS EXECUTRIX OF THE
ESTATE OF OWEN M. WASSON, Deceased,

Defendant.

D E C R E E.

This cause coming on to be heard on this 7th day of February, 1927, upon the bill of complaint of plaintiff, the answer of each of the defendants, the written consent of the defendant, Annie Marie Wasson, in her own right, and the written consent of Annie Marie Wasson, as executrix of the estate of Owen M. Wasson, deceased, and the written consent of Annie Marie Wasson, as guardian ad litem of the defendant, Marjorie E. Wasson, a minor, that a decree be entered for the plaintiff; the plaintiff being represented in open court by its attorney, Edgar A. deMeules, and the defendants being represented in open court by their attorneys, Leonard E. Roach, and Thomas D. Lyon, and the guardian ad litem appearing in open court:

The Court, having found on an inquiry heretofore made that it is for the benefit and for the best interests of the minor defendant, Marjorie E. Wasson, that said written consent for a decree for plaintiff be entered into, and having read and considered all of the pleadings on file herein and having read the depositions heretofore taken on behalf of the plaintiff, and having heard the testimony of witnesses sworn and examined in open court with reference to the merits of plaintiff's case, and having made further inquiry into all of the facts and circumstances surrounding the matter in dispute with particular reference to the propriety and advisability of entering a consent decree in the above entitled cause as against the defendant, Marjorie E. Wasson, a minor, and having examined said guardian ad litem in respect thereto in open court, and having heard the arguments of counsel in respect thereto, finds:

That no guardian has been appointed for the minor defendant, Marjorie E. Wasson, and that Annie Marie Wasson, as guardian ad litem, has the sole and exclusive right to represent the minor defendant; that if this case be tried on the merits the plaintiff will in all probability prevail; that it is manifestly for the benefit and best interest of the defendant, Marjorie E. Wasson, a minor, that the consent decree be entered upon the payment in open court of the sum of Two Thousand (\$2,000.00) Dollars, to the said Annie Marie Wasson, as guardian ad litem of the said minor, Marjorie E. Wasson:

And the said sum of Two Thousand (\$2,000.00) Dollars having been paid in open court to the said Annie Marie Wasson, as guardian ad litem for the defendant, Marjorie E. Wasson,

IT IS THEREFORE ORDERED, CONSIDERED AND ADJUDGED that the filing by Annie Marie Wasson, as guardian ad litem of the defendant Marjorie E. Wasson, of the written consent for a decree in favor of the plaintiff, be, and the same is hereby approved.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that that certain policy issued by the Plaintiff, The Northwestern Mutual Life Insurance Company of Milwaukee, Wisconsin, to the defendant, Owen M. Wasson, numbered 1,781,150, wherein and whereby the plaintiff agreed to pay, upon proof of the death of the said Owen M. Wasson, the sum of Five Thousand (\$5,000.00) Dollars in manner and form as in said policy provided, be, and the same is hereby declared null and void and is hereby cancelled and set aside; that the plaintiff be released from all liability under said policy; and that the defendants surrender up said policy in open court.

IT IS FURTHER ORDERED that upon surrender of said policy of in-

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

~~WESTERN~~ SESSION.

OKLAHOMA.

MONDAY, FEBRUARY, 7, 1927.

surence the Clerk endorse thereupon the following:

"Cancelled as per decree of the United States District Court for the Northern District of Oklahoma entered on the 7th day of February, 1927, in Equity Cause No. 127, entitled, The Northwestern Mutual Life Insurance Company of Milwaukee, Wisconsin, a corporation, plaintiff, vs. Amie Marie Wasson, et al., defendants."

F. E. Kammemer, Judge.

ENDORSED: Filed Feb. 7, 1927. W. P. Warfield, Clerk U.S. District Court.
L. W. J.

Court adjourned until February, 8, 1927.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
MONDAY, FEBRUARY, 1927.

Court convened pursuant to adjournment, Monday, February, 6, 1927,
at 9: 30 A. M. Present:

Hon. F. E. Kenmamer, Judge of U. S. District Court.
H. P. Worfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

| | | | |
|--------------------------------------|-------------|---|----------------|
| S. C. FULLERTON AND W. W. DOBSON, | Plaintiffs, |) | |
| | |) | |
| vs. | |) | No. 68 Equity. |
| | |) | |
| THE EAGLE RICHER LEAD COMPANY, | Defendants. |) | |

ORDER EXTENDING TIME TO FILE
SUPERSEDEAS.

Now on this 8th day of February, 1927, this matter coming on for hearing upon the application of the defendant, The Eagle-Richer Lead Company for an order extending time in which to make and file supersedeas and staying execution of the judgment heretofore entered on the 4th day of January 1927, in this cause, without bond, and the Court being fully advised in the premises and for good cause shown.

IT IS ORDERED, ADJUDGED AND DECREED that the time heretofore given in which to file supersedeas be and the same is hereby extended until and including February, 28, 1927, and execution of the decree and judgment heretofore entered be and the same is hereby stayed without bond until February 28, 1927.

Done in open court this 8 day of February, 1927.

F. E. Kenmamer, Judge.

ENDORSER: Filed Feb. 8, 1927. H. P. Worfield, Clerk U. S. District Court/
H.W.J.

IN THE UNITED STATES DISTRICT COURT IN AND FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

| | | | |
|--|-------------|---|----------------|
| UNITED STATES OF AMERICA, FOR THE USE OF THE MUSKOGEE (CREEK) NATION, | Plaintiff. |) | |
| | |) | |
| vs. | |) | No. 211 Equity |
| | |) | |
| W. P. WILSON, MARGARET E. WILSON, SOLOMON BLEVINS, MOLISSE BLEVINS, DAVID H. CALHOON, GERTRUDE WEBB, R. M. WOODS, E. E. NEWPORT, BUD WEAVER, W. H. WEAVER, M. W. CAIN, G. L. HOLT, W. J. MORTARTY, SEDENA RICH, CATHERINE E. HOLDEN, E. E. HOLDEN, H. T. JONES, BELA RICE, J. H. COY, H. G. COY, FRANK C. THOMPSON, TABITHA A. GAY, | Defendants. |) | |

WARNING ORDER

Now on this 8th day of February, 1927, came on to be heard in open court the application of the plaintiff in the above entitled cause for an order directing the absent and non resident defendants, W. P. Wilson, Margaret E. Wilson, Solomon Blevins, Molisse Blevins, David H. Calhoon, Gertrude Webb, R. M. Woods, E. E. Newport, Bud Weaver, W. H. Weaver, G. L. Holt

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

~~REGULAR~~ SESSION.

TULSA, OKLAHOMA.

WEDNESDAY, FEBRUARY, 8, 1927.

W. J. Moriarty, Medena Rice, Catherine E. Holden, E. E. Holden, J. H. Cox, and Tabitha A. Gay to appear, plead or answer herein, and it appearing to the Court that this suit is commenced by the plaintiff by a Bill of Complaint filed herein on the 14th day of January, 1927, seeking to set aside and cancel certain instruments therein set forth, and to remove a cloud from the title to certain lands situate in the County of Tulsa, State of Oklahoma, and in the Northern District, of Oklahoma, described as follows:

Lots One, (1) Nine (9) Ten (10) and Eleven (11) in Block Sixty-five (65) in the original town of Tulsa, Tulsa County, Oklahoma, except that part of Lot Eleven (11) described as follows: Beginning at a point at the northwest corner of Lot Eleven (11) Block Sixty-five (65) original townsite of Tulsa, thence southerly along the west line of said lot a distance of sixty-five feet; thence northeasterly to a point which is one hundred twelve feet from point of beginning, measured along the north line of said lot; thence westerly a distance of one hundred twelve feet to point of beginning, containing eighty three thousand and ~~the~~ acres, more or less,

and now located within the Northern District of Oklahoma, said lands being a portion of the Muskogee (Creek) Nation, and belonging to such Nation at the time of the execution of said instruments aforesaid.

That diligent search for said defendants aforesaid, has been made, and they can not be found within the said Northern District of the State of Oklahoma, and their whereabouts are to said Plaintiff unknown, and personal service on them can not be had within said district, and that said defendants have not voluntarily appeared herein to plead to or answer Plaintiff's said Bill of Complaint, and the Court being of the opinion that said order should be granted:

IT IS THEREFORE ORDERED that said defendants, W. F. Wilson, Margaret E. Wilson, Solomon Blevins, Melissa Blevins, Davis N. Calhoun, Gertrude Webb, R. M. Wood, E. E. Newport, Bud Weaver, W. H. Weaver, G. L. Holt, W. J. Moriarty, Medena Rice, Catherine E. Holden, E. E. Holden, J. H. Cox and Tabitha A. Gay and each of them appear herein and plead to or answer said Bill of Complaint on or before the 24th day of March, 1927, and that a certified copy of this order be served upon said defendants and each of them, if possible, and otherwise to be published once a week for six consecutive weeks, in the Tulsa Daily Legal News, a newspaper published at Tulsa, in Tulsa County, and in the Northern District of the State of Oklahoma, where said cause is now pending.

F. E. Kernamer,

Judge.

ENDORSED: Filed Feb. 8, 1927. -P. Warfield, Clerk U.S. District Court.
L.W.J.

Court adjourned until February, 10, 1927.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
THURSDAY, FEBRUARY, 10, 1927.

Court convened pursuant to adjournment, Thursday, February, 10th, 1927, at 9: o'clock A. M. Present:

Hon. F. E. Kennamer, Judge of U.S. District Court.
H. P. Warfield, Esq., Clerk of U.S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE NORTHERN DISTRICT OF OKLAHOMA.

F. P. SULLIVAN, SOLE TRADER,
DOING BUSINESS AS THE SULLIVAN CO.,
Plaintiff.
vs.
JAMES H. THOMAS, ET AL.,
Defendants.
Equity No. 5.

Now on this 10th day of February, 1927, this matter comes for hearing upon the oral application of the defendants, James H. Thomas and Eugenie Thomas, for extension of time in which to make and file super-secess bond in the above styled and numbered cause; and the court having heard the statement of counsel, and being advised, finds that good cause shown for said extension, and that said extension of time should be granted.

IT IS THEREFORE, ORDERED, by the court that the said named defendants be, and they are hereby given additional time of ten (10) days from this date in which to make and file said bond.

F. E. Kennamer,
Judge.

ENDORSED: filed Feb. 10, 1927. H. P. Warfield, Clerk U.S. District Court.
H.P.W.

IN THE U. S. DISTRICT COURT WITHIN AND FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

FIRST NATIONAL BANK OF TULSA,
OKLAHOMA, A CORPORATION,
Complainant.
vs.
NATIONAL HARDWOOD COMPANY, A
CORPORATION, ET AL.,
Defendants.
In Equity # 39

O R D E R.

Now on this 10th day of February, 1927, this matter coming on for hearing and consideration upon the application of the Receiver for the appointment of a custodian of the properties, real, personal and mixed of the defendant, National Hardwood Company, a corporation, such properties being situated within the counties of Cherokee, Delaware, Paws and Adair, Oklahoma; and the Court having considered the application, and being fully advised, finds that said order should be granted.

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

AMERICAN MERIT N.

TULSA, OKLAHOMA.

THURSDAY, FEBRUARY, 10, 1927.

It is, therefore, ordered, so judged and decreed, by this court, that said Receiver, The First Trust & Savings Bank of Tulsa, Oklahoma, successors to the Title Guaranteed Trust Company, of Tulsa, Oklahoma, Receiver, be and the same is hereby authorized to appoint a custodian of all the properties of the National Hardwood Company, and he be given such power as may be necessary or expedient for the care, preservation and protection of such property, and all such other and further powers as are had, held and exercised by custodians of property in similar cases; and such Receiver is given further power to discharge such custodian at any time that said Receiver deems it necessary and advisable.

F. E. Kennemer,

U. S. District Judge, Northern District
of Oklahoma.

ENDORSED: Filed Feb. 10, 1927. H. D. Warfield, Clerk U.S. District Court.
L.W.J.

Court adjourned until February, 12, 1927.

In the District Court of the United States in and for the

NORTHERN DISTRICT OF OKLAHOMA.

District of TULSA, OKLAHOMA.

OKLAHOMA, this 13th day of FEBRUARY, 1927.

Court convened pursuant to adjournment, February, 1927, 1927. Present:

1 Hon. F. E. Edinger, Judge of the District Court. H. P. Wolford, Esq., Clerk of the District Court.

Thereupon, the following proceedings were had and entered in said:

IN THE MATTER OF THE ESTATE OF JOHN W. BIRKHOFF, DECEASED, THE NORTHERN DISTRICT OF OKLAHOMA.

I. R. HERSHAW, as Receiver for the Trust Company National Bank, Corporation,

Plaintiff,

vs.

vs.

WILLIAM B. BIRKHOFF,

Defendant.

VERDICT.

Now, on this the 13th day of February, 1927, said court came on for hearing on the application of the plaintiff herein and the said receiver, said court having heard the evidence on the 11th day of February, at which time evidence was submitted in support of the appointment of said receiver and was, by said court, sustained on the 11th day of February, 1927, and the court further heard the argument of attorneys representing plaintiff and defendant, and that said receiver should not be appointed.

It is therefore ordered that the application of I. R. Hershaw, Receiver for the Trust Company National Bank, be and the same be hereby denied for the appointment of a receiver of the property known as the Birkhoff ranch, which is fully described in said plaintiff's petition filed in this cause, to all of which the plaintiff excepts.

F. E. Edinger,

Judge.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA.

ELIZABETH SCHNAIRE and EARL ESTELLE SCHNAIRE TRUST COMPANY, TRUSTEES,

Complainants,

vs.

vs.

JOHN JACOBS and WIFE, PAULINE JACOBS, THE WATTS COMPANY, A CORP., W. B. BRIDGEMAN RUBBER COMPANY, A CORP., THE WARD-BARNETT GROCERY COMPANY, CANTONVILLE, FIRST NATIONAL BANK OF CANTONVILLE, OKLAHOMA, and THE OKLAHOMA PURCHASING TRUST COMPANY, INC.,

Defendants.

Complainants,

vs.

Defendants.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA
MURKIN, FEBRUARY, 14, 1927.

Court convened pursuant to adjournment, Monday, February, 14th,
1927, at 9:00 A. M. Present:

Hon. F. E. Lemmer,
H. P. Warfield, Esq.,

Judge of U. S. District Court.
Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

UNITED STATES OF AMERICA,

Plaintiff.

vs.

T. R. WILCOX,

Defendant.

No. 218 Equity.

PERMANENT INJUNCTION.

Now on this 14th day of February, 1927, this matter coming on to be heard, and the Court after hearing the evidence offered, and being fully advised in the premises, finds all issues in favor of the plaintiff and against the defendant, and further finds that a permanent injunction should be granted herein.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Defendant T. R. Wilcox, and any person or persons claiming by, through or under him, he and hereby is permanently enjoined from interfering with the Honorable J. George Wright, Superintendent of the Cerge Indian Agency, or any other representative of the Department of the Interior, in their exercise of supervision or control over the lands of Red Coals, described as follows, to-wit:

West Half (WE) of the Northeast Quarter (NE34)
East Half (EE) of the Northwest Quarter (NW34)
of Section Ten (10), Township Twenty-six (26)
North, Range Nine (9) East,

situate in Cerge County, in the Northern District of the State of Oklahoma, or from preventing or interfering with any person or person privileged to enter upon or occupy said premises, and is also permanently enjoined from remaining in possession thereof, or from interfering with the possession of any other person with reference to said lands.

F. A. WOODRUFF,
Judge.

G.L. Louis N. Stivers,
Attorney for Plaintiff.

G.F. L.M. Colville,
Attorney for Defendant.

Court adjourned until February 21, 1927.

In the District Court of the United States in and for the

N. K. ...
...
...

District of

...
...

...
...

Court convened at ...
1927, at 9:30 A. M.

Hon. J. E. ...
H. P. ...

Thereupon, the following proceedings were had at said court:

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

| | | | |
|--|--------------|---|---------------------|
| FIRST NATIONAL BANK OF OKLAHOMA, OKLAHOMA, A CORPORATION, | Complainant, | } | In Equity No. 39 |
| vs. | | | |
| NATIONAL HARDWOOD COMPANY, A CORPORATION, ET AL., | Defendants. | } | |

C O U R T

Now on this 15th day of February, 1927, this matter coming on for hearing on the application of the receiver for an order sitting certain persons therein named to appear before this court on a day certain, do answer for contempt of this court, at the court having read and explained said application and being fully advised in the premises, since that the application should be granted and the relief given.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that J. E. Taylor, L. Jackson, Calvin Owen, W. W. Tolman, R. W. Dimeson, Earl ... Donohew, Ray Graham, C. C. Richardson, and G. M. Richardson, Huey ...

be and they are hereby required to appear before this court on the 16th day of February, 1927, at the hour of 10 o'clock A. M. and if they fail to do so each of them be required to show cause why they should not be punished for contempt of this court in interfering with the property of the complainant, National Hardwood Company.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the United States Marshal serve this order by the delivery of a true and correct copy thereof upon each of the persons or individuals named, at least 24 (24) days before the return date hereof.

F. E. Keimover,
United States District Judge.

Court adjourned until February, 16, 1927.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
COLUMBIA, DISTRICT OF COLUMBIA.

WEDNESDAY, MARCH, 16, 1927.

Court convened pursuant to adjournment, Wednesday, March, 16, 1927, at 9:30 A. M. Present:

Hon. P. E. Kennamer, Judge of U. S. District Court.
H. P. Warfield, Esq., Clerk of U. S. District Court.

Thereupon, the following process was read and entered, to-wit:

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF COLUMBIA.

| | | | |
|---|------------|---|-----------------|
| L. R. YERBROW, AS RECEIVER OF THE INSHOGEE-SECURITY NATIONAL BANK, A CORPORATION, | Plaintiff. |) | |
| vs. | |) | No. 210 Equity. |
| METTA B. DIRICKSON, | Defendant. |) | |

ORDER ALLOWING DEFENDANT TO ANSWER INSTANTLY.

Now on this 16th day of March, 1927, the above entitled cause comes on for hearing upon the oral application of defendant for leave to file out of town. And the Court, being fully advised of the facts and being fully advised, allows such application.

IT IS THEREFORE BY THE COURT, ORDERED, ADJUDGED AND DECREED, that the defendant, Metta B. Dirickson, be and she is hereby granted leave to answer instantly the proposed bill of complaint of the plaintiff.

P. E. Kennamer,
United States District Judge.

Court adjourned until March, 22, 1927.

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA

WILLIAMSON, Oklahoma

1927

February 22, 1927

Court came on for the hearing of the application, filed on the 21st day of February, 1927, at 9:30 A. M. Present:

Hon. J. E. Keenan, Judge of the District Court,
W. P. Harshbarger, Clerk of the U. S. District Court.

Thereupon, the following proceedings were had and ordered, to-wit:

UNITED STATES OF AMERICA,)
Complainant,)
vs.) No. 120 Equity.
ROY W. BRUMBLE AND J. W. BARR,)
Defendants.)

INTERIM RESTRAINING ORDER.

Now on this the 17 day of February, 1927, this court came on for the hearing upon the Bill of Complaint heretofore filed in the office of the Clerk of this Court and upon the affidavit of Charles L. ... and the affidavit of R. P. Howe only filed in open court and it appearing to the satisfaction of the court by inspection of the bill of complaint and affidavits and otherwise, that a nuisance exists as described in said bill of complaint on the premises therein mentioned, it is

ORDERED, that pending the final hearing and determination of this application and entry of a decree thereon, the defendants, their agents, servants and employees, are restrained and enjoined from manufacturing, selling and bartering any intoxicating liquor, as defined in Section 1 of Title 11 of the National Prohibition Act, upon the premises described in the bill of complaint, and from removing or in any way interfering with the liquor or fixtures or other things upon said premises, used kept or maintained in connection with the manufacturing, selling and bartering of such liquor, and from conducting or permitting the continuance of a common nuisance upon said premises.

F. J. Henderson,
United States District Judge.

IN THE U. S. DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA.

FIRST NATIONAL BANK OF PAISA,)
OKLAHOMA, A CORPORATION,)
Complainant,)
vs.) In Equity. No. 129
NATIONAL HARDWOOD COMPANY, A)
CORPORATION, ET AL.,)
Defendants.)

ORDER.

Upon the application of the First Trust and Savings Bank, a corporation, successors to the Title Guaranty Trust Company, a corporation Receiver, on the 15th day of February, 1927, this Court issued an order citing certain persons, therein named, to appear before this Court on the 26th day of February, 1927, to answer for contempt of this Court; and the Court having read and considered said application and being fully advised in the premises, ordered the following persons:

F. M. Taylor, L. Jackson, C. R. Holdman, R. M. Denson,
Ernest Donohew, Ray Graham, C. C. Richardson, G. M.
Richardson, and Hovey Taylor.

to appear before this Court and show cause why they should not be punished.

In the District Court of the United States in and for the

728

NORTHERN
EQUITY SESSION.

District of
OKLAHOMA.

OKLAHOMA.
THURSDAY, FEBRUARY, 17, 1927.

ed for contempt of this Court.

Now on this 17 day of February, 1927, upon the application of the Receiver, this Court hereby appoints E. W. Irwin, whose post-office address is Flint Oklahoma, and who is the custodian of the properties of the National Hardwood Company, to serve a copy of said order, dated the 14th day of February, 1927, upon each of the within named persons and to make his return of the same, according to law.

F. E. Fennell,
U.S. District Judge.

Court adjourned until February, 21, 1927.

In the District Court of the United States in and for the

WESTERN

District of

ONTARIO

W. S. HALL, Plaintiff.

vs

GUSTAVA DAVIS, NEP MARSHALL, A. C. HUNT, A. F. PARKER, T. D. UTT, and G. C. GORSUCH, Defendants.

Court convened at 9:30 A. M. on February 11, 1927.

Hon. F. E. Hunter, Judge of U. S. District Court, Clerk of U. S. District Court.

Thereupon, the following proceedings were had in open court:

IN THE UNITED STATES DISTRICT COURT WITHIN AND FOR THE DISTRICT OF ONTARIO.

W. S. HALL, Plaintiff.)
vs) No. 133 Equity.
GUSTAVA DAVIS, NEP MARSHALL,)
A. C. HUNT, A. C. HUNT,)
A. F. PARKER, T. D. UTT,)
and G. C. GORSUCH,)
Defendants.)

C O U R T.

Now on this 18 day of February, 1927, come the defendants W. T. Hunt, A. C. Hunt, A. F. Parker, T. D. Utt, and G. C. Gorsuch, and they the court for an extension of fifteen days from this date to file an amended answer to the amended bill of complaint herein, and for good cause shown said extension should be granted.

IT IS THEREFORE, CONSIDERED, ORDERED AND ADJUDGED, that said defendants be and they are hereby granted an extension of fifteen days from this date within which to file an amended answer to plaintiff's amended bill of complaint filed herein.

F. E. Hunter, Judge.

to Court adjourned February, 21, 1927.

In the District Court of the United States in and for the

District of

COCKLE
NEW YORK

NEW YORK

AND, C. E. Verney, Harry F. ...
C. Mosier, have had ...
and Charles Page, the ...
have execution thereon.

... December 17, 1917.

IN THE MATTER OF THE ESTATE OF ...
THE ...

ANNA BEAVER HALLAM,
Plaintiff,

vs.

WALTERS MINING AND
ROYALTY COMPANY, ET AL

Defendants.

No. 107 Equity.

... R.

... ANSWERS.

Upon satisfactory showing to the Court, and pursuant to a ...
petition filed herein this day, signed by counsel for the respondents,
it is hereby ordered that the said costs be and they are hereby al-
lowed to March 15, 1917, within which to file their answers to the ...
petition to the amended bill filed in this case on the 6th day of February,
1917.

Made and entered this 21 day of February, 1917.

/
W. E. ... Judge.

C.E. Joseph W. Howell.

Court adjourns until February, 22, 1917.

In the District Court of the United States in and for the

NORTHERN
DISTRICT OF MISSISSIPPI.

District of
MISSISSIPPI, OMAHA.

FILE NO. 12,
MEMPHIS, MISSISSIPPI, FEBRUARY 17, 1937

Court convened pursuant to adj. order of 16th day, February, 1937 at 9:30 A. M. Present:

Hon. W. A. Farnham, Judge, U. S. District Court.
E. J. Griffith, Esq., Clerk, U. S. District Court.

Therefore, the following proceedings were had and entered, to-wit:

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE NORTHERN DISTRICT OF MISSISSIPPI.

W. B. MCGRAY, Plaintiff.

vs.

THE ASTROPHOT COMPANY, Defendant.

vs. J. A. Philp, et al.

ORDER RECALLING BOND.

Wherefore on the 19 day of February, 1937, J. A. Philp, Receiver, filed his appeal herein in the amount of One Hundred Dollars (\$100.00) which was approved by the court with cost of \$25.00 as hereby.

It now appears from proceedings of the said Surety Company that the local agent thereof did not have the amount of said bond unless the Surety Company is indemnified by cash or its equivalent placed in its hands. To further appearing, it is noted that the Memphis Telephone Company, through J. A. Philp, receiver, has tendered a new appeal bond signed by C. B. Jacobs, and H. E. Barnett, deputies, and that each of them have made affidavit that they have each here before One Hundred Dollars (\$100.00) available or its cash or equivalent. Said bond is now approved by the court and the bond limitations are hereby reduced to by National Surety Co. as surety is hereby amended.

H. E. Webster,

United States District Judge.

Court adjourned until following day, 1937.

In the District Court of the United States in and for the

District of

Court held at St. Louis, Missouri, on the 14th day of February, 1927. Present:

Hon. F. B. Wainman, Judge of the District Court,
H. D. Donnelly, Plaintiff,
The defendants, The Oil Field Development and Refining Company, Inc.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT OF ST. LOUIS.

H. D. DONNELLY, Plaintiff,
vs.
O. D. B. DRILLING COMPANY, a
CORPORATION, H. D. DONNELLY,
INDIVIDUALLY AND AS TRUSTEE, H. D.
SHARBIT, W. D. HALL, AND ROBERT O.
OIL COMPANY, a CORPORATION,
Defendants.

No. 127
In Equity.

ORDER OF DISMISSAL.

This cause came on for trial on the 14th day of February, 1927 the same being a regular day of court at this court at St. Louis, Missouri. Honorable F. B. Wainman, Judge of said court, presiding, upon motion of the plaintiff, H. D. Donnelly, to dismiss this suit with prejudice as to all the defendants, which motion after the consideration of the law, and

IT IS HEREBY ORDERED, ADJUDGED, CONSIDERED, AND DECREED, that the plaintiff's suit be and the same be hereby dismissed as to all defendants with prejudice as to all defendants, and that the plaintiff pay all costs of this suit, claims or demands as hereinbefore set forth, and all other claims or demands of any of the matters set forth herein in said Bill of Complaint, and any wise relating thereto. All costs taxed to plaintiff.

Made, ordered, and entered on this, the 14th day of February, 1927.

F. B. Wainman, Judge.

J. H. Clay Donley,
Attorney for Plaintiff.

Court adjourned until February, 21, 1927.

In the District Court of the United States in and for the

773

NORTHERN
EQUITY SESSION.

District of

INDIANA, CHARLETTA.

COLUMBIA.

WEDNESDAY, FEBRUARY 22, 1937.

Court convened pursuant to adjournment, Monday, February, 15th., 1937, at 10:30 A. M. Present.

Hon. F. D. Mansner, Judge of U. S. District Court.
H. F. Bartfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

IN THE UNITED STATES DISTRICT COURT OF THE DISTRICT OF COLUMBIA.

CLARE ENGELBERG, Complainant, }
vs. } No. 133
MARGIA VALLIERE ELIOTER, }
Defendant. }

ORDER FOLLOWING APPEAL.

Now on this 22nd day of February, 1937, upon a motion for leave to file a notice and application of plaintiff Clara Engelberg for appeal to the United States Circuit Court of Appeals for the 8th Circuit and said motion and petition having been duly considered and the Court being fully advised in the premises, and all parties being duly notified by advertisement of errors duly filed,

It is therefore ordered, adjudged and decreed that said motion and application be allowed and the appeal be and is hereby allowed, except that it is given security for costs in the sum of Ten Hundred and Fifty Dollars to be approved by said Court, said bond to be filed within ten (10) days from this date.

F. D. Mansner, JUDGE, S.

IN THE DISTRICT COURT OF THE UNITED STATES
OF THE DISTRICT OF COLUMBIA.

HENRY RUSHINGTON, JR., Plaintiff, }
vs. } No. 310 Equity.
THE PRAIRIE OIL & GAS COMPANY }
& CORPORATION, }
Defendants. }
JEAN MARTIN AND WILLIAM NEFF, }
Interveners. }

ORDER FOLLOWING APPEAL.

Now on this 22nd day of February, 1937, upon a motion for leave to file a notice and application of plaintiff Henry Rushington, Jr. for appeal to the United States Circuit Court of Appeals for the 8th Circuit and said motion and petition having been duly considered and the Court being fully advised in the premises, and all parties being duly notified by advertisement of errors duly filed,

It is therefore ordered, adjudged and decreed that said motion and application be allowed and the appeal be and is hereby allowed, except that it is given security for costs in the sum of Ten Hundred and Fifty Dollars to be approved by said Court, said bond to be filed within ten (10) days from this date.

In the District Court of the United States in and for the

WEST VIRGINIA

District of

WEST VIRGINIA

FILED IN CASE NO. 10000

WEST VIRGINIA

WEST VIRGINIA

The intervenors, Joe ...
before decreed ...
paid the sum of \$2500.00 ...
Severance ...
this plaintiffs, and ...
created and delivered ...
Oil & Gas Company, except ...
A. H. Shuron.

A. H. Shuron, Clerk

C.K. William Neff
West Gibson, Sherman ...
By Neff.

Archibald Blend,
Attorney for ...

Court adjourned until ...

In the District Court of the United States in and for the

NORTHERN
DISTRICT SESSION.

District of
OKLAHOMA, OKLAHOMA.

OKLAHOMA.
Saturday, February, 26th, 1927.

On this 26th day of February, 1927, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January, 1927 session at Tulsa, met pursuant to adjournment, Hon. D. E. Zimmerman, Judge, present and presiding:

H. P. Garfield, Esq., Clerk of U. S. District Court.
John M. Goldsberry, Esq., U. S. Attorney.
H. G. Beard, Esq., U. S. Marshal.

Thereupon, the following proceedings were had and entered, to-wit:

| | | | |
|--|-----------------|-----|----------------------|
| FIRST NATIONAL BANK OF TULSA, OKLAHOMA, |) Plaintiff. | vs. |) FIDELITY CO., INC. |
| HARRISON COMPANY, |) Defendant. | | |

On this 26th day of February, 1927, it is by the Court ordered that an attachment for Fidelity Co. Inc. be issued and that said cause be continued to March, 8, 1927.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

| | | | | |
|--|-----------------|-----|-------------------------------|----------------|
| INSURANCE BRINK, AN ASSIGNMENT, BY HOMER E. HOY, BY WELSHIAN AND BY J. T. SMITH, EXECUTORS, |) Plaintiff. | vs. |) THE PURE OIL COMPANY, INC., | No. 169 Equity |
| |) Defendant. | | | |

COURT REPORT.

Now on this 26th day of February, 1927, upon being a regular day of this Court this cause came on for hearing on the application of plaintiff to dismiss without prejudice and to set aside, Ralph Hochstetter, as Special Administrator of the Estate of David Gansburg, deceased, Bertha E. Gansburg, Walter P. Cook and Ralph Hochstetter as executor and trustees of the estate of David Gansburg, deceased, and it appearing to the Court that said defendants have not been served with process and are non residents of this state and cannot be served with process herein find that plaintiff is entitled to dismiss as to the said cause.

WHEREFORE, it is by the Court ordered, a decree, entered and agreed that this cause be to set aside and to be dismissed, Ralph Hochstetter, Special Administrator of the estate of David Gansburg, deceased, Bertha E. Gansburg, Walter P. Cook and Ralph Hochstetter as executor and trustees of the estate of David Gansburg, deceased, to be dismissed without prejudice, as to said defendants.

Dated this 26th day of February, 1927. Judge.

In the District Court of the United States in and for the

District of

ESAUWA BRINK, NEY JOSEPHINE M. BRINK, D.
MAY, NEY GUARDIAN OF NEY J. M. NEY, NEY
NEXT FRIEND.

vs.

No. 12345

WOMER OIL & GAS COMPANY, INC.,
Defendants.

ORDINARY WRITING APPEAL.

Now on this 10th day of December, 1937, some Minutes held, the
Incompetent by Homer B. May, next friend, and by J. T. Smith, next
friend and presented her petition for an appeal and an assignment of
error accompanying the same, and petition, upon consideration of the
Court, is hereby allowed, and the writ allow to appeal to the United
States Circuit Court of Appeals for the Eighth Circuit, upon the filing
of bond by the plaintiff in the sum of Five Hundred and No. 100,000.00
Dollars, with good and sufficient securities, to be approved by the Court.

WHEREFORE, it is ordered that Esauwa Brink, D. May, M. J. M. Ney,
her guardian, and by J. T. Smith her next friend, plaintiff herein, is
hereby granted her appeal, and allowed, to the United States Circuit
Court of Appeals for the Eighth Circuit.

W. H. Henderson,
District Judge.

Court held on 10th day of December, 1937.

In the District Court of the United States in and for the

786

MEMPHIS
SOUTH SESSION.

District of
CIVIL, OKLAHOMA.

OKLAHOMA.
NOVEMBER, TWENTY, 1917.

On this 18th day of February, 1917, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular Session, 1917, session at Tulsa, met and was held in open court, Hon. F. V. Tompkins, Judge, present and presiding:

H. D. McFalls, Esq., Clerk of the District Court.
John W. Goldsberry, Esq., Plaintiff's Attorney.
E. C. Beard, Esq., Defendant's Attorney.

Whereupon, the following process was read and entered, to-wit:

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE
NORTH DISTRICT OF OKLAHOMA.

H. D. McFALLS,
AND JOHN W. GOLDSBERRY,
Plaintiffs,
vs.
E. C. BEARD,
Defendant.

C O R D E R.

This matter being on for hearing on the 18th day of February, A. D. 1917, upon the stipulation of the parties who were filed with the clerk in preparation of this record on April 1, 1917, and it appearing to the Court that plaintiffs desire to proceed to appeal to the United States Circuit Court of Appeals for the Eighth Circuit from the decree of this Court rendered and entered on the 13th day of January, A. D. 1917, and,

That the defendant desires to waive both an appeal and writ of error to the United States Circuit Court of Appeals for the Eighth Circuit from the decree rendered herein on the 13th day of January, A. D. 1917, and has asked that the time be one month to file and have approved and settled a Bill of Exceptions to the ruling of the Court in the trial of said cause, and that said Bill of Exceptions be filed in the present and consideration thereof and the Bill of Exceptions filed by the parties.

IT IS ORDERED that the defendant do hereby agree to and to comply the 1st day of April, A. D. 1917, to file and have approved and settled a Bill of Exceptions to the ruling of the Court in the trial of said cause, provided that the defendant shall give three (3) days notice of the filing and preparation for settlement of such Bill of Exceptions to Ray McNaughton, one of plaintiffs' counsel and to Geo. J. Manning, one of plaintiffs' counsel, or either one of them.

It is further ordered that only one transcript of the record shall be made and filed in said United States Circuit Court of Appeals for the Eighth Circuit, which transcript, when filed there, shall contain a copy of any Bill of Exceptions filed by the defendant and settled by the trial Court and that the evidence submitted in the Bill of Exceptions shall be considered as a part of the transcript of the record filed in support of the appeal proper, and that the defendant and the appeal proper for the same shall be filed in the Court of the trial Court as herein directed on the 13th day of January, A. D. 1917, as fully and completely as the same were required to be prepared and settled in accordance with the Rules of Practice in this matter, and that the same shall be filed in the Court thereof, to the end that said appeal may be heard in due time.

WITNESSED my hand and seal of office this 20th day of November, 1917.

F. V. TOMPKINS, Judge.

In the District Court of the United States in and for the

Western

District of

Colorado

Rocky Mountain Division

Denver, Colorado

Case No. 101

IN RE: ...

FOR CLIFFORD, Plaintiff
vs.
JOHNS-MANVILLE, INC.,
A CORPORATION, et al., Defendant.

No. 101
In Equity.

ORDER

This cause came on for hearing this 14th day of February, 1927, upon a stipulation signed by the Attorney of Record appearing for the plaintiff and defendants, in the orders and decrees of the Court on the defendants to amend the Bill of Complaint, and sustained, and that the plaintiff be granted leave of court to file the amended Bill of Complaint on or before the 19th day of March, 1927.

That the defendant Johns-Manville Inc. be granted until the 19th day of March, 1927, to which he file his answer, or other pleadings to the amended Bill of Complaint.

That the plaintiff be granted the right to dismiss the Bill of Complaint against the defendant Pennell Petroleum Company of the same is hereby dismissed without prejudice or cost.

Done in open court this 14th day of February, 1927.

F. E. Harwood,

Judge.

Court adjourned until March, 1, 1927.

In the District Court of the United States in and for the

NORTHERN
DISTRICT OF OKLAHOMA.

District of
OKLAHOMA.

OKLAHOMA.
TULSA, MARCH 1, 1917.

On this 1st day of March, 1917, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January, 1917 session at Tulsa, met pursuant to adjournment, Hon. F. E. Vinson, Judge, present and presiding.

H. D. Warfield, Esq., Clerk of U. S. District Court
John M. Goldsberry, Esq., U. S. Attorney.
H. C. Beard, Esq., U. S. Marshal.

Whereupon the following proceedings were had and entered to wit:

IN THE UNITED STATES DISTRICT COURT WITHIN AND
FOR THE NORTHERN DISTRICT OF OKLAHOMA.

FIRST NATIONAL BANK OF OKLA.,
OKLAHOMA RECEIVING ASSOCIATION,
Complainant.

vs.

NATIONAL HARDWOOD COMPANY,
A CORPORATION, ET AL.,
Defendants.

In Equity : 39

C. R. D. R.

Now on this 1st day of March, 1917, this matter coming on for hearing, upon the application of receiver, this court sitting certain persons therein to appear before this court, to be duly sworn, to answer for contempt of this court, and the court having read and considered said application and being fully advised in the premises, finds that the application should be granted and the relief given.

It is, therefore, ordered, adjudged and decreed that, John Malley, George October, Degen Pain, John Longford, John Rogers, George Rogers, John Earl, Tony Beck, Carl Abbott, H. B. Warner, E. L. Walker, Sam Davis, Charles Glass, Henry Rogers, G. R. Holman, H. H. Loman, Earl Loman, Ernest Donohue,

and one Peterson, whose first and last names are and they are hereby required to appear before this court, on the 1st day of March, 1917, at the hour 10 o'clock A.M. and that they shall be required to show cause why they should not be punished for contempt of this court as interfering with the property of the receiver, National Hardwood Company.

It is further ordered, adjudged and decreed that H. T. Green, whose post-office address in Tulsa, Oklahoma, is hereby the custodian of the properties of the National Hardwood Company, serve a copy of this order upon each and all of the within named persons and to file his return of the same, according to law.

H. C. Beard,
United States Marshal.

C. R. D. R.

In the District Court of the United States in and for the

District of

OKLAHOMA

Court convened at Tulsa, Oklahoma, this 2nd day of March, 1917, at 10:30 A. M.

Hon. P. E. Kestamer, Judge, presiding.
H. E. McNeil, Clerk.

Thereupon, the following case was called for trial:

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT OF OKLAHOMA.

| | | | |
|--|------------|---|---------|
| EMPIRE NATURAL GAS COMPANY, A CORPORATION, | Plaintiff. |) | |
| vs. | |) | No. 117 |
| SOUTHWEST PIPE LINE COMPANY, A CORPORATION, | Defendant. |) | No. 117 |

C. A. S. R.

On this 2nd day of March, 1917, by consent of the parties, it is ORDERED that the matter be tried at 10:30 A. M. on the above named date at Tulsa, Oklahoma, on March 9, 1917.

P. E. Kestamer,
United States District Judge.

The above order requested:

Warren A. Spies,
Attorney for Plaintiff.

H. E. McNeil,
Attorney for Defendant.

IN THE UNITED STATES DISTRICT COURT IN AND FOR THE NORTHERN DISTRICT OF THE STATE OF OKLAHOMA

| | | |
|---|---|------------|
| FANNIE S. CARR, ET AL., Complainant, |) | |
| vs. |) | No. 91 |
| THE TULSA STREET RAILWAY COMPANY, A CORPORATION, |) | In Equity. |
| Defendant, |) | |
| C. KLINE, RECEIVER OF SAID THE TULSA STREET RAILWAY COMPANY, |) | |

ORDER GRANTING LEAVE TO SUE.

Now on this 2 day of March, 1917, this cause comes on for hearing upon the petition of Sallie M. Copeland, widow of Fayette Copeland, deceased, for leave to sue The Tulsa Street Railway Company, and its Receiver in the above entitled cause and after hearing Clyde Morse, for the petitioner and A. F. Moss and Breckenridge & Bostick for the receiver and after consideration of said bill: It is ordered, adjudged and decreed that the said Sallie M. Copeland be and she is hereby granted leave to file her action against The Tulsa Street Railway Company and C. Kline, Receiver of The Tulsa Street Railway Company, a Corporation, for damages in the court having jurisdiction thereof.

P. E. Kestamer,
United States District Judge.

C.M. A.F. Moss, &
Breckenridge & Bostick,
Attorneys for Receiver.

In the District Court of the United States in and for the

WESTERN DISTRICT OF MISSOURI, District of MISSOURI, Kansas City, Missouri, March 14, 1947.

Under the Writ

IT IS ORDERED that the writ of habeas corpus be granted to the petitioner herein.

WILLIAM W. WARD,)
Petitioner,)
vs.)
The State of Missouri,)
Respondent.)

ORDER THE COURT

Now comes the petitioner, William W. Ward, by and through his undersigned counsel, and states to the Court that he is a citizen of the State of Missouri, and that he is a resident of the State of Missouri.

That he is a citizen of the State of Missouri.

That he is a resident of the State of Missouri.

WHEREFORE

He prays that the Court will grant him the writ of habeas corpus, and that he be released from the custody of the State of Missouri.

That he be released from the custody of the State of Missouri.

That he be released from the custody of the State of Missouri.

IT IS ORDERED that the writ of habeas corpus be granted to the petitioner herein.

WILLIAM W. WARD,)
Petitioner,)
vs.)
The State of Missouri,)
Respondent.)

ORDER THE COURT

Now comes the petitioner, William W. Ward, by and through his undersigned counsel, and states to the Court that he is a citizen of the State of Missouri, and that he is a resident of the State of Missouri.

That he is a citizen of the State of Missouri.

That he is a resident of the State of Missouri.

WHEREFORE

He prays that the Court will grant him the writ of habeas corpus, and that he be released from the custody of the State of Missouri.

That he be released from the custody of the State of Missouri.

That he be released from the custody of the State of Missouri.

In the District Court of the United States in and for the

Equity Session. District of Oklahoma. TULSA, OKLAHOMA. TUESDAY, MARCH, 8th, 1927.

On this 8th day of March, 1927, Court convened pursuant to adjournment, Tuesday, March, 8, 1927. Present:

Hon. F. E. Kennemer, Judge of U. S. District Court.
H. P. Warfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to wit:

IN THE UNITED STATES COURT IN AND FOR THE NORTHERN DISTRICT OF THE UNITED STATES TULSA, DIV.

VIOLA B. SHAWNEE, Relator,
vs.
WALTER L. PIERPOINT AND WILLIAM KREMER, Respondents.
No. 171 Equity.

ORDER.

This matter coming on for hearing this 8th day of March, 1927, upon the motion of the respondents to dismiss said cause, and the Court having heard said motions finds there is no diversity of citizenship alleged in the bill of complaint herein, and that the motion to dismiss should be sustained.

It is, therefore, by the Court, Ordered that the motion of respondents to dismiss said cause be, and the same hereby is sustained, and said cause is hereby dismissed.

F. E. Kennemer, Judge.

S. C. FULLERTON, ET AL., Plaintiff
vs.
EAGLE PITCHER LEAD CO., Defendant.
67 Eq.

On this 8th day of March, 1927, it is ordered that above entitled cause be and same is hereby stricken.

IN THE DISTRICT COURT OF THE UNITED STATES WITHIN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA.

JOHN K. PIERCE, Plaintiff.
vs.
INTERNATIONAL SUPPLY COMPANY, ATLAS SUPPLY COMPANY AND FRANKLIN VALVELESS ENGINE CO., Defendants.
Equity No. 118

ORDER SUSTAINING MOTION TO QUASH SUBPOENA.

Now, on this 8th day of March, 1927, there regularly comes on for hearing the motion of the defendant, Franklin Valveless Engine Company, to quash the subpoens issued for said defendant, on December, 15th

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, MARCH, 8, 1927.

1926, and served upon Co. R. A. Sneed, Secretary of State of the State of Oklahoma, on December 17th, 1926, and the said plaintiff appears by his solicitors and the defendant, Franklin Valveless Engine Company, appears by its solicitors, and the Court, having considered, said motion and arguments of counsel for the respective parties, finds that said motion is well taken and should be sustained.

IT IS, THEREFORE BY THE COURT, ORDERED, ADJUDGED AND DECREED that the said motion be, and it is hereby, sustained, and that the said subpoena and service be, and same are hereby, quashed, vacated and held for naught.

F. E. Kennamer,
Judge.

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

FREDERICK A BRINKMAN, DOING
BUSINESS AS BETTY B. HAT COMPANY,
Plaintiff.

vs.

SIDNEY P. CORN AND MARIOS
SCHULLENBARGER, CO-PARTNERS
DOING BUSINESS AS SPORT HAT CO.,
Defendants.

Equity No. 142 Pat.
#1,569.942.

O R D E R.

The above entitled cause coming before the Court on defendants' motion to modify the decree and injunction therein, and counsel for plaintiff having been heard, there being no appearance for the defendants,

IT IS HEREBY ORDERED That said motion be and the same is hereby overruled.

F. E. Kennamer,
Judge of the United States
District Court.

IN THE UNITED STATES DISTRICT COURT IN AND
FOR THE NORTHERN DISTRICT OF OKLAHOMA.

EDDIE JACK, Plaintiff,

vs.

JOHN M. HOOD, LULA A. HOOD, Wifw
of John M. Hood, Roxana Petroleum
Corporation; Norwin Company, a Corp;
American Petroleum Corporation; J. A.
Hull & Company, a Corp; Mid-Continent
Royalty Corporation; Banksdell Oil
Company, a Corp; Waite Phillips Co.
a Corp; E. S. Horn, Trustee, Phillips
Petroleum Co. a Corp. Middle States
Petroleum Co. a Corp; Pure Oil Company,
Defendants;

Equity
No. 158

O R D E R.

Now, on this 8th day of March, 1927, it being a special March Term of the Federal Court in and for the Northern District of Oklahoma, this cause coming on for hearing upon defendants separate and joint motions to dismiss Plaintiff's petition in the foregoing entitled case, and

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, MARCH, 8, 1927.

the defendants appearing by H. F. Rambo, of counsel for Defendants, and Plaintiff appearing by W. M. Leise, of counsel for plaintiff, and the Court having heretofore heard arguments of counsel for both plaintiff and defendants, and being fully advised in the premises, and having taken the same under advisement, finds that the said motion and motions to dismiss plaintiff's petition should be denied:

IT IS THEREFORE By this Honorable Court Ordered, Adjudged and Decreed that said motion and motions to dismiss plaintiff's petition in the above entitled action are overruled and denied, and held for naught; and that the said defendants shall have twenty days from date hereof in which to make their answer. Defendants except and their exceptions are allowed.

F. E. Kennamer, Judge.

O.K. Leahley & Rambo.

| | | |
|---------------------------|---|-----------|
| RUTH B. DeHANNAS, ET AL., |) | |
| Plaintiff. |) | |
| vs. |) | # 166 Eq. |
| R. E. KEITE, et al, |) | |
| Defendant. |) | |

On this 8th day of March, 1927, it is ordered that the above entitled cause be stricken from assignment.

| | | |
|---------------------------|---|-----------|
| RUTHERFORD B. BWTTS, Rec. |) | |
| Plaintiff. |) | |
| vs. |) | # 172 Eq. |
| W. O. KING, |) | |
| Defendant. |) | |

On this 8th day of March, 1927, it is ordered that the above entitled cause be stricken from this assignment.

| | | |
|---------------------------|---|---------|
| UNITED STATES OF AMERICA, |) | |
| Plaintiff. |) | |
| vs. |) | 179 Eq. |
| S. W. BROWN, ET AL., |) | |
| Defendants. |) | |

On this 8th day of March, 1927, the above entitled cause is stricken from this assignment pending settlement.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

| | | |
|--|---|--------------------|
| L. R. KERSHAW, AS RECEIVER FOR MUSKOGEE-SECURITY NATIONAL BANK, A CORPORATION, |) | |
| Plaintiff, |) | |
| vs. |) | No. 197 Equity. |
| STEPHEN B. NELSON AND FRANCES W. NELSON HIS WIFE, LAURA BASLEY AND GEORGE A. BASLEY |) | |
| Defendants. |) | |

JOURNAL ENTRY.

Now on this 8th day of March, 1927, the same being one of the

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

EQUITY SESSION.

TULSA, OKLAHOMA.

TUESDAY, MARCH 8, 1927

judicial days of the March, 1927 term of this Court sitting at Tulsa, Oklahoma, the above entitled and numbered cause comes regularly on for hearing, pursuant to assignment, on the motion of the defendants to dismiss plaintiff's Bill of Complaint, plaintiff appearing by his counsel C. A. Ambrister, Esq., and the defendants appearing by counsel H. L. Smith, Esquire.

Thereupon on application of the defendants filed herein they are granted leave to file instanter in open court amended motion to dismiss plaintiff's Bill of Complaint, and said amended motion is thereupon filed in open court.

And the Court having seen and considered defendants' amended motion to dismiss plaintiff's bill of Complaint, and having heard the argument of counsel with respect thereto and being fully advised in the premises finds that said motion should be sustained.

IT IS THEREFORE CONSIDERED, ORDERED, ADJUDGED AND DECREED by the Court that defendants' amended motion to dismiss plaintiff's Bill of Complaint be and it is hereby sustained, and plaintiff's Bill of Complaint is accordingly dismissed. Whereupon plaintiff asks leave of court to file an amended Bill of Complaint herein and it is CONSIDERED, ORDERED, ADJUDGED AND DECREED by the Court that plaintiff have five (5) days from this date in which to file in this cause an amended Bill of Complaint, the defendants to have ten (10) days from the filing of such amended Bill of Complaint to plead thereto, or twenty (20) days to answer.

F. E. Kennamer, Judge.

O.K. Broadus & Ambrister, Attorneys for Plaintiff.

Allen Underwood & Smith, Attorney for Defendants.

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA.

A. L. ROMINE, BEING THE SAME PERSON AS AUBREY L. ROMINE, Complainant. vs WESTLAND OIL CORPORATION, AND L. C. COLLINS, Defendants. EQUITY NO. 202.

ORDER.

BY AGREEMENT of the parties, plaintiff is given ten days from this date within which to file an amended Bill of Complaint, in which the plaintiff shall specifically name the persons alleged to be the officers, agents, servants and employees who made the alleged misrepresentations set forth in the Bill of Complaint filed.

DONE in open court this 8th day of March, 1927.

F. E. Kennamer, Judge.

BARNSDALL STATE BANK, Plaintiff. vs. JOHN H. DYKES, RECEIVER, Defendant. # 223 Eq.

On this 8th day of March, 1927, it is ordered that both parties herein submit briefs in said cause.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, MARCH, 8, 1927.

| | | | |
|---------------------------|------------|---|---------|
| JOSEPH KEMAHAN, | Plaintiff. |) | |
| | |) | |
| vs. | |) | 218 Eq. |
| | |) | |
| J. GEORGE WRIGHT, ETC. | Defendant. |) | |

On this 8th day of March, 1927, it is ordered that leave be granted plaintiff to amend instanter by expunging part of Bill of Complaint and by interlineation. And it is further ordered that said cause be taken under advisement.

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA.

| | | | |
|---|-------------|---|-----------------|
| JOHN H. DYKES, RECEIVER, FIRST NATIONAL BANK, BARNSDALL, OKLA. | Plaintiff. |) | |
| | |) | |
| vs. | |) | No. 184 Equity. |
| | |) | |
| G. R. LITTLE, MARY E. LITTLE, AND H. R. LITTLE, | Defendants. |) | |

ORDER OVERRULING OBJECTION TO JURISDICTION.

This cause came on for hearing upon the objection to jurisdiction of H. R. Little and Mary E. Little. The Court being advised in the premises finds that said objections are not well taken and same are therefore overruled.

IT IS SO ORDERED, and defendant H. R. Little and Mary E. Little, are given five days from this date in which to demur or fifteen days in which to answer. To which order said defendants except.

Dated this 8th day of March, 1927.

F. E. Kennamer,
Judge.

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA.

| | | | |
|---|-------------|---|-----------------|
| JOHN H. DYKES, RECEIVER, FIRST NATIONAL BANK BARNSDALL, OKLA., | Plaintiff. |) | |
| | |) | |
| vs. | |) | No. 184 Equity. |
| | |) | |
| G. R. LITTLE AND MARY E. LITTLE, H. R. LITTLE, | Defendants. |) | |

ORDER REVIVING CAUSE.

This cause came on for hearing upon the motion of plaintiff to revive cause in the name of Mary E. Little, executrix of the estate of G. R. Little, deceased, it having been suggested to the court that the defendant, G. R. Little, departed this life on the 9th day of October, 1926/

It appearing to the court that on January, 4, 1927, this court entered its order directing the plaintiff to notify the said Mary E. Little

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, MARCH, 8, 1927.

executrix, that unless she show cause if any, why said cause should not be revived within fifteen days, that said application be sustained. It was further ordered that unless objection be filed within that time she should plead within ten days after the fifteen days allowed.

It further appears to the Court that notice in accordance with said order was duly served on Mary E. Little, personally, upon January 6, 1927, as shown by the affidavit of E. F. Bollinger, which notice recited that application has been filed to revive said cause in the name of Mary E. Little, the duly appointed, acting and qualified executrix of the estate of G. R. Little, deceased; that the court had entered its order on January 4, 1927, requiring that she be noticed that unless she show cause within fifteen days from said January, 4, 1927, that said cause be revived and motion sustained.

It further appears to the court that the said Mary E. Little, filed within the time allowed by said notice, objection to the revivor of said cause upon the ground that :

"that order for notice to show cause was not entered, made, given, served and returned as required by law."

The court finds that said notice was given and served as required by law, and said objection is therefore overruled.

IT IS THEREFORE ORDERED, that the motion to revive said cause be sustained and that said cause be revived in the name of Mary E. Little, Executrix of the estate of G. R. Little, deceased, and that the said Mary E. Little, executrix be required to plead within ten days from this date or judgment will be rendered against her in accordance with the prayer of the bill filed herein. Dated this 8th day of March, 1927. To which Mary E. Little, executrix, excepts.

F. E. Kennamer, Judge.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

JOHN H. DYKES, RECEIVER OF FIRST
NATIONAL BANK OF BARNSDALL, OKLAHOMA,
A CORPORATION.

Plaintiff.

vs.

G. R. LITTLE, H. R. LITTLE
AND MARY E. LITTLE,

Defendants.

No. 104 Eq.

O R D E R.

On this 8th day of March, 1927, it appearing to the Court that the order entered herein on January, 3, 1927, is erroneous, it is ordered by the court, that said order of January, 3, 1927, be and the same hereby is corrected and amended to read as follows:

Now on this 3rd. day of January, 1927, this cause came on for hearing upon special appearance and motion to quash service of process filed by the defendants Mary E. Little and H. R. Little, and there appeared Widdows & McCoy, attorneys for said defendants, and Robert B. Keenan, attorney for plaintiff. Counsel for defendants Mary E. Little and H. R. Little with leave of court withdrew their motion.

It is therefore ordered that special appearance and motion to quash be withdrawn and the appearance of defendants Mary E. Little, and H. R. Little in said cause is entered, and at the request of counsel for said defendants, said defendants are given ten days in which to plead or twenty days in which to answer.

F. E. Kennamer,
United States District Judge.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, MARCH, 6, 1927.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

JOHN H. DYKES, RECEIVER
FIRST NATIONAL BANK, BARNSDALL, OKLA.)

Plaintiff.)

vs.)

GROVER C. LITTLE AND
MARY E. LITTLE,)

Defendants.)

No. 185 Equity.

ORDER OVERRULING OBJECTIONS TO JURISDICTION.

This cause came on for hearing upon the objection to jurisdiction of Grover C. Little and Mary E. Little. The Court being advised in the premises finds that said objections are not well taken and same are therefore overruled.

IT IS SO ORDERED, AND DEFENDANTS, Grover C. Little, and Mary E. Little, are given five days from this date in which to demur or fifteen days in which to answer, to which said defendants except.

Dated this 8th day of March, 1927.

F. E. Kennamer, Judge.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

JOHN H. DYKES, RECEIVER,
FIRST NATIONAL BANK, BARNSDALL, OKLA.,)

Plaintiff.)

vs.)

FRANK PRITCHARD, G. R. LITTLE,
AND MARY E. LITTLE,)

Defendants.)

No. 186 Equity.

ORDER REVIVING CAUSE.

This cause came on for hearing upon the motion of plaintiff to revive cause in the name of Mary E. Little, executrix, of the estate of G. R. Little, deceased, it having been suggested to the court that the defendant, G. R. Little, departed this life on the 9th day of October, 1926.

It appearing to the court that on January, 4, 1927, this court entered its order directing the plaintiff to notify the said Mary E. Little, executrix, that unless she show cause if any why said cause should not be revived within fifteen days, that said application be sustained, it was further ordered that unless objection be filed within that time she should plead within ten days after the fifteen days allowed.

It further appears to the court that notice in accordance with said order was duly served on Mary E. Little, personally, upon January, 8, 1927, as shown by the affidavits of F. E. Bollinger, which notice recited that application had been filed to revive said cause in the name of Mary E. Little, the duly appointed, acting and qualified executrix of the estate of G. R. Little, deceased; that the court had entered its order on January 4, 1927, requiring that she be notified that unless she show cause within fifteen days from said January, 4, 1927, that said cause be revived and motion sustained.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, MARCH, 6, 1927.

It further appears to the court that the said Mary E. Little, filed within the time allowed by said notice, objection to the revivor of said cause, upon the ground that:

"that order for notice to show cause was not entered, made, given, served and returned as required by law."

The court finds that said notice was given and served as required by law, and said objection is therefore overruled.

IT IS THEREFORE ORDERED, that the motion to revive said cause be sustained and that said cause be revived in the name of Mary E. Little executrix of the estate of G. R. Little, deceased, and that the said Mary E. Little, executrix be required to plead within ten days from this date or judgment will be rendered against her in accordance with the prayer of the bill filed herein. To which Mary E. Little excepts.

Dated this 6th day of March, 1927.

F. E. Kennamer, Judge.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

JOHN H. DYKES, RECEIVER,
FIRST NATIONAL BANK, BARNSDALL,
OKLA.

Plaintiff.

vs.

FRANK PRITCHARD, G. R. LITTLE,
AND MARY E. LITTLE,

Defendants.

No. 186 Equity.

ORDER OVERRULING OBJECTIONS TO JURISDICTION.

This cause came on for hearing upon the objection to jurisdiction of Mary E. Little. The Court being advised in the premises finds that said objection is not well taken and same is therefore overruled.

IT IS SO ORDERED, AND defendant Mary E. Little is given five days from this date in which to demur or fifteen days in which to answer, To which Mary E. Little Executrix excepts.

Dated this 6th day of March, 1927.

F. E. Kennamer, Judge.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

JOHN H. DYKES, RECEIVER
OF THE FIRST NATIONAL BANK OF
BARNSDALL, OKLAHOMA.

Plaintiff.

vs.

FRANK PRITCHARD, G. R. LITTLE AND
MARY E. LITTLE,

Defendants.

No. 186 Eq.

O R D E R.

On this 6th day of March, 1927, it appearing to the court that the order entered herein on January, 3, 1927, is erroneous, it is ordered by the court, that said order of January, 3, 1927, be and the same hereby is corrected and amended to read as follows:

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, MARCH, 8, 1927.

Now on this 3rd. day of January, 1927, this cause came on for hearing upon special appearance and motion to quash service of process filed by defendant Mary E. Little, and there appeared Widdows & McCoy, attorneys for said defendant, and Robert B. Keenan, attorney for plaintiff. Counsel for defendant Mary E. Little with leave of court withdrew said motion.

It is therefore ordered that special appearance and motion to quash be withdrawn and the appearance of defendant Mary E. Little in said cause is entered, and at the request of counsel for said defendant, said defendant is given ten days in which to plead or twenty days in which to answer.

F. E. Kennamer,
United States District Judge.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

JOHN H. DYKES, RECEIVER,
FIRST NATIONAL BANK, BARNSDALL, OKLA.)

Plaintiff.)

vs.)

No. 187 Equity.)

O. R. LITTLE AND H. R. LITTLE,)

Defendants.)

ORDER OVERRULING OBJECTIONS TO JURISDICTION.

This cause came on for hearing upon the objection to jurisdiction of H. R. Little, The court being advised in the premises finds that said objection is not well taken and same is therefore overruled.

IT IS ORDERED, and defendant H. R. Little, is given five days from this date in which to demur or fifteen days in which to answer. To which H. R. Little excepts.

Dated this 8th day of March, 1927.

F. E. Kennamer, Judge.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

JOHN H. DYKES, RECEIVER,
FIRST NATIONAL BANK, BARNSDALL, OKLA.,)

Plaintiff)

vs.)

No. 187 Equity.)

O. R. LITTLE AND H. R. LITTLE,)

Defendants.)

ORDER REVIVING CAUSE.

This cause came on for hearing upon the motion of plaintiff to revive cause in the name of Mary E. Little, executrix of the estate of G. R. Little, deceased, it having been suggested to the court that the defendant G. R. Little, departed this life on the 9th day of October, 1926.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, MARCH, 8, 1927.

It appearing to the court that on January, 4, 1927, this court entered its order directing the plaintiff to notify the said Mary E. Little, executrix, that unless she show cause if any, why said cause should not be revived within fifteen days, that said application be sustained, It was further ordered that unless objection be filed within that time she should plead within ten days after the fifteen days allowed.

It further appears to the court that notice in accordance with said order was only served on Mary E. Little, personally, upon January 6, 1927, as shown by the affidavit of E. F. Bollinger, which notice recited that application had been filed to revive said cause in the name of Mary E. Little, the duly appointed, acting and qualified executrix of the estate of G. R. Little, deceased; that the court had entered its order on January, 4, 1927, requiring that she be notified that unless she show cause within fifteen days from said January, 4, 1927, that said cause be revived and motion sustained.

It further appears to the court that the said Mary E. Little, filed within the time allowed by said notice, objection to the revival of said cause upon the ground that:

"that order for notice to show cause was not entered, made, given, served and returned as required by law."

The court finds that said notice was given and served as required by law, and said objection is therefore overruled.

IT IS THEREFORE ORDERED, that the motion to revive said cause be sustained and that said cause be revived in the name of Mary E. Little, executrix of the estate of G. R. Little, deceased, and that the said Mary E. Little, executrix be required to plead within ten days from this date of judgment will be rendered against her in accordance with the prayer of the bill filed herein. To which Mary E. Little Executrix, excepta.

Dated this 8th day of March, 1927.

F. E. Kennemer, Judge.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

JOHN H. DYKES, RECEIVER OF
FIRST NATIONAL BANK OF
BARNSDALL, OKLAHOMA, Plaintiff.

vs.

G. R. LITTLE AND
H. R. LITTLE, Defendants.

No. 187 Eq.

O R D E R.

On this 8th day of March, 1927, it appearing to the court that the order entered herein on January, 3, 1927, is erroneous, it is ordered by the court, that said order of January, 3, 1927, be and the same hereby is corrected and amended to read as follows:

Now on this 3rd. day of January, 1927, this cause came on for hearing upon special appearance and motion to quash service of process filed by defendant H. R. Little, and there appeared Widdows & McCoy, attorneys for said defendant, and Robert B. Keenan, attorney for plaintiff. Counsel for defendant H. R. Little with leave of court withdrew his motion

It is therefore ordered that special appearance and motion to quash be withdrawn and the appearance of defendant H. R. Little in said cause is entered, and at the request of counsel for said defendant, said defendant is given ten days in which to plead or twenty days in which to answer.

F. E. Kennemer,

United States District Judge.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY MARCH, 8, 1927.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

JOHN H. DYKES, RECEIVER
OF THE FIRST NATIONAL BANK
OF BARNSDALL, OKLAHOMA.

Plaintiff.

vs.

W. R. SANDERS, H. R. LITTLE
AND GROVER C. LITTLE,

Defendants.

No. 198 Eq.

O R D E R.

On this 8th day of March, 1927, it appearing to the Court that the order entered herein on January, 3, 1927, is erroneous, it is ordered by the court, that said order of January, 3, 1927, be and the same hereby is corrected and amended to read as follows:

Now on this 3rd. day of January, 1927, this cause came on for hearing upon special appearance and motion to quash service of process filed by the defendants H. R. Little and Grover C. Little, and there appeared Widdows & McCoy, attorneys for said defendants, and Robert B. Keenen, attorney for plaintiff. Counsel for defendants H. R. Little and Grover C. Little with leave of court withdrew their motion.

It is therefore ordered that special appearance and motion to quash be withdrawn and the appearance of defendants H. R. Little and Grover C. Little in said cause is entered, and at the request of counsel for said defendants the said defendants are given ten days in which to plead or twenty days in which to answer.

F. E. Kennamer,

United States District Judge.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

JOHN H. DYKES, RECEIVER,
FIRST NATIONAL BANK OF BARNSDALL, OKLA.

Plaintiff.

vs.

GROVER C. LITTLE AND MARY E. LITTLE,

Defendants.

No. 198 Equity.

ORDER OVERRULING OBJECTIONS TO JURISDICTION.

This cause came on for hearing upon the objection to jurisdiction of Grover C. Little and Mary E. Little. The court having advised in the premises finds that said objections are not well taken and same are therefore overruled.

IT IS SO ORDERED, and defendants Grover C. Little, and Mary E. Little, are given five days from this date in which to demur or fifteen days in which to answer. To which said defendants except.

Dated this 8th day of March, 1927.

F. E. Kennamer,

Judge.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, MARCH, 8, 1927.

IN THE DISTRICT COURT OF THE UNITED STATES
WITHIN AND FOR THE NORTHERN DISTRICT

| | | |
|---|---|----------------|
| JANE JEFFERSON, AN INCOMPETENT, BY HER GUARDIAN, R. C. VINCENT AND A. L. WALLACE, |) | |
| |) | |
| Plaintiff. |) | |
| vs. |) | No. 29 Equity. |
| THE GYPSY OIL COMPANY, NOBLE OIL & GAS COMPANY, JOHN H. KING, IDA H. KING, H. H. BELL, ERMINIE H. BELL AND H. G. BARNARD, |) | |
| |) | |
| Defendants. |) | |

ORDER DISMISSING BILL.

Now on this the 8th day of March, 1927, this cause came on for hearing upon the motion of the defendants to dismiss the bill herein and the court, after hearing the argument of counsel, takes the same under advisement.

Now on this the 8th day of March, 1927, the court being well and sufficiently advised in the premises, finds that the bill herein should be dismissed for the reason that the plaintiff is not in possession of the lands involved and the further reason that the restrictions thereon had been removed at the time of the conveyances upon which the title of defendants is based.

It is therefore by the court ordered, considered and adjudged that the bill herein be and the same is hereby dismissed for the reasons heretofore stated, to which action and judgment of the court the plaintiff excepts.

F. E. Kennamer,
District Judge.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

| | | | |
|----------------------------------|-------------|---|----------------|
| GERALDINE HAMMITT, | Plaintiff, |) | |
| | |) | |
| ve. | |) | No. 152 Equity |
| J. O. DENTON, and W. E. GAGE, | Defendants. |) | |

ORDER OVERRULING MOTION TO STRIKE

This cause coming on for hearing on this the 8th day of March, 1927, upon motion of the plaintiff to strike certain portions of the answer of the defendant, J. O. Denton, the plaintiff, appearing by counsel, W. L. Bagleton, and the Court after being fully advised in the premises finds that said motion should be overruled.

IT IS THEREFORE, ORDERED, that said motion of the plaintiff to strike parts of defendant's answer be, and the same is hereby overruled to which order of the court the plaintiff excepts. The plaintiff is allowed fifteen days to file answer to pleas in bar or to file reply.

F. E. Kennamer,
District Judge.

O.K. Miller and Stephens,
O.K. Hunt & Bagleton,
Atty. for J.O. Denton.

Court adjourned until March, 11, 1927.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
FRIDAY, MARCH, 11, 1927.

Court convened pursuant to adjournment, Friday, March, 11th, 1927, at 9:30 A. M. Present:

Hon. F. E. Kennamer, Judge of U. S. District Court.
H. P. Warfield, Esq., Clerk of U. S. District Court.

The-eforeupon, the following proceedings were had and entered,
to-wit:

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

| | | |
|---------------------------|---|----------------|
| UNITED STATES OF AMERICA, |) | |
| |) | |
| Plaintiff. |) | No. 27 Equity. |
| vs. |) | |
| |) | |
| W. H. AARON, et al., |) | |
| Defendants. |) | |

ORDER RE-ASSIGNING CAUSE FOR TRIAL.

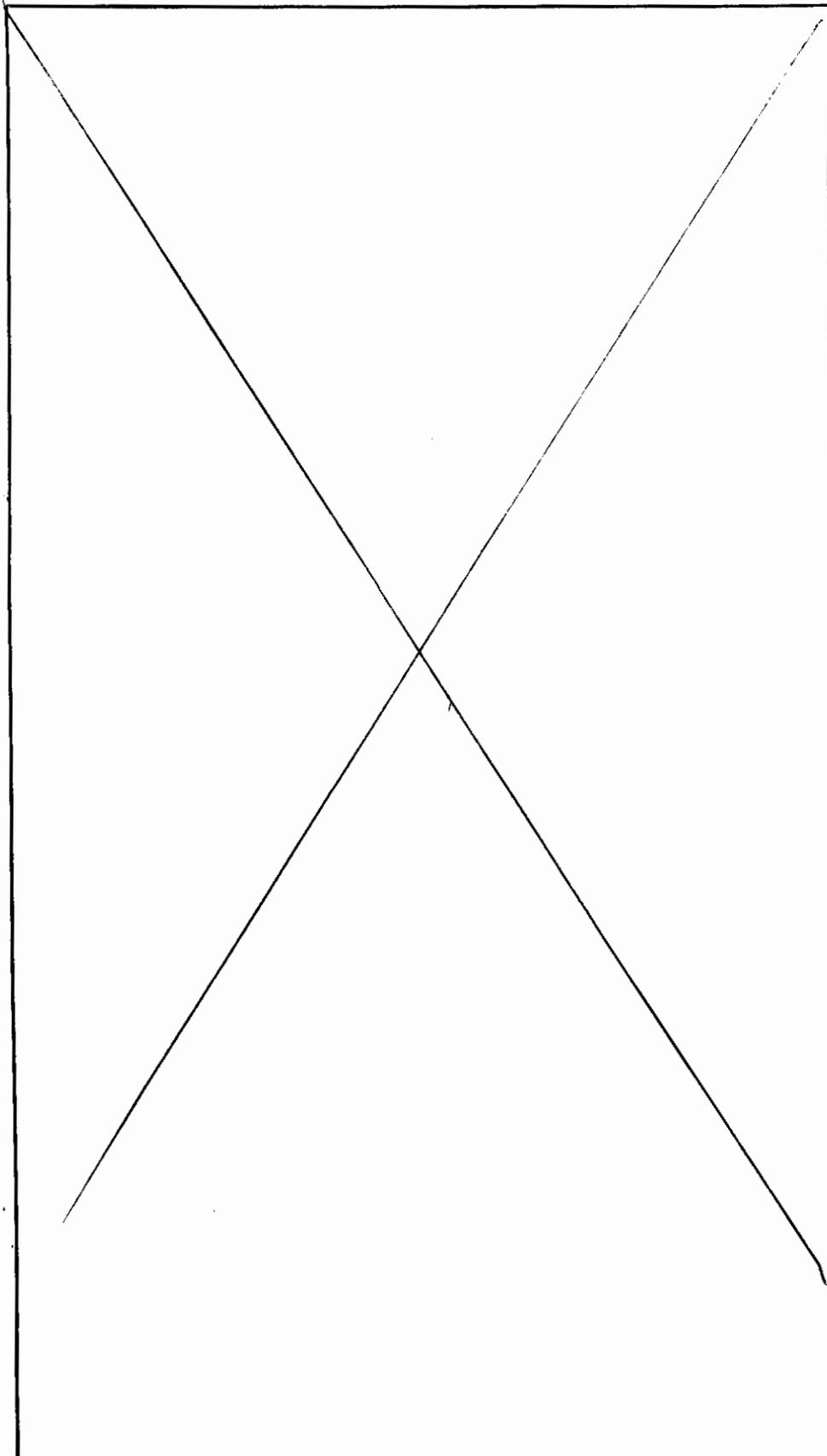
Now on this 11th day of March, 1927, the above entitled cause is hereby stricken from the trial assignment of April, 8, 1927, and re-assigned and set for trial and final hearing on Friday, April, 29th., 1927.

F. E. Kennamer, Judge.

Court adjourned until March, 12, 1927.

In the District Court of the United States in and for the
District of

STANDARD PAPER OFFICE 100-518



In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
SATURDAY, MARCH, 12, 1927.

Court convened pursuant to adjournment, Saturday, March, 12th, 1927, at 9:30 A. M. Present:

Hon. F. E. Kennamer, Judge of U. S. District Court.
H. P. Warfield, Esq., Clerk of U. S. District Court

Thereupon, the following proceedings were had and entered, to-wit:

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

| | | | |
|---|--------------|---|------------------|
| FIRST NATIONAL BANK OF TULSA, OKLAHOMA, A CORPORATION, | Complainant. |) | |
| | |) | |
| vs. | |) | In Equity No. 39 |
| NATIONAL HARDWOOD COMPANY, A CORPORATION, ET AL. | Defendants. |) | |

ORDER ALLOWING INTERVENTION.

Now on this 12th day of March, 1927, come William Odle and Etta Odle, and in open court present their petition for permission to intervene herein, and the Court having examined said petition, and it appearing that good cause exists therefor, it is ordered that leave be, and it is hereby granted said parties to intervene herein and to file their complaint in intervention.

F. E. Kennamer,
United States District Judge.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

| | | | |
|---|--------------|---|------------------|
| FIRST NATIONAL BANK OF TULSA, OKLAHOMA, A CORPORATION, | Complainant. |) | |
| | |) | |
| vs. | |) | In Equity No. 39 |
| NATIONAL HARDWOOD COMPANY, A CORPORATION, ET AL., | Defendants. |) | |

ORDER ALLOWING INTERVENTION.

Now on this ___ day of March, 1927, comes, C. L. Collins, and in open court presents his petition for permission to intervene herein, and the Court having examined said petition, and it appearing that good cause exists therefor, it is ordered that leave be, and same is hereby granted said party to intervene herein and to file his complaint in intervention.

F. E. Kennamer,
United States District Judge.

Court adjourned until March, 14, 1927.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
MONDAY, MARCH, 14, 1927.

Court convened pursuant to adjournment, Monday, March, 14th.,
1927, at 9:30 A. M. Present:

Hon. F. E. Kennamer, Judge of U. S. District Court.
H. P. Werfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to-
wit:

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

| | | | |
|-------------------------|------------|---|-----------|
| R. W. MARK, | Plaintiff. |) | |
| | |) | |
| vs. | |) | |
| THE PRAIRIE OIL & GAS | |) | In Equity |
| COMPANY, A CORPORATION, | |) | No. 212 |
| Defendant. | |) | |
| | |) | |
| GUM BROTHERS COMPANY, | |) | |
| A CORPORATION, | |) | |
| Intervener | |) | |

ORDER ALLOWING GUM BROTHERS COMPANY,
a Corporation, to Intervene.

Now on this 14th day of March, 1927, this cause coming on to be heard on petition of Gum Brothers Company, intervener in this suit, to be made a party plaintiff, said petitioner and said plaintiff and defendant appearing by their respective counsel, and the said petition having been duly considered and it appearing to the court that the said Gum Brothers Company, petitioner, is the sole beneficiary of the trust under which plaintiff, R. W. Merk, holds title to the premises described in plaintiff's amended bill of complaint, and as to which he seeks cancellation of the oil and gas mining lease claimed by defendant thereon, and that said petitioner furnished all of the consideration paid by plaintiff, R. W. Merk, when he acquired the legal title to said premises, and that said petitioner, Gum Brothers Company, is a proper party plaintiff in this action and should be allowed to appear as a co-plaintiff with said R. W. Merk;

IT IS, THEREFORE ORDERED, ADJUDGED AND DECREED that Gum Brothers Company, petitioner, has leave to intervene in said suit, and to that end, may appear in said suit within 1 days from the date of this order, in the same manner and with like effect as if named in the original bill, as a party plaintiff, and said petitioner and said plaintiff, R. W. Merk, are allowed 1 days from this date in which to file their second amended bill of complaint herein;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that defendant have 20 days from this date in which to plead to said second amended bill of complaint, and that this cause, which is set on the equity docket for April 8, 1927, be stricken from said assignment.

F. E. Kennamer,
Judge of the United States Court for
the Northern District of Oklahoma.

In the District Court of the United States in and for the

NORTHERN EQUITY SESSION. DISTRICT OF TULSA, OKLAHOMA. OKLAHOMA. MONDAY, MARCH, 14, 1927.

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA.

UNITED STATES OF AMERICA,)
Plaintiff.)
vs.) No. 150 Equity.
JOE COCKRUM,)
Defendant.)

D E C R E E.

Now on this, the 14th day of March, 1927, the above styled cause comes on for hearing upon the Bill of Complaint filed herein, and the Plaintiff appears by its counsel, Louis N. Stivers, Assistant United States Attorney, but the defendant having been three times duly called in open court, appears not, neither has he heretofore made any appearance or filed herein any plea or answer, and he is adjudged to be in default.

From said Bill of Complaint and from proof submitted, it appears to the Court, and the Court finds that the defendant's true and correct name is Joe Cockrum, and that he is some times mistakenly Joe Cockren, and that he, the said Joe Cockrum, has been duly and regularly served herein by order of this Court, as required by law, and that the answer day therein named has long since passed, and that order pro confesso was duly taken against the defendant, Joe Cockrum, on the 29th day of January, 1927, and that more than thirty days have elapsed since the taking of said order pro confesso.

That the Plaintiff by its counsel, having submitted strict proof of the allegations contained in its Bill of Complaint, the Court further finds all the allegations contained therein to be true, and that the lands involved herein are now, and have at all times been restricted against alienation and incumbrance, and in the possession of the allottee Bunch Diver, a full blood citizen of the Cherokee Nation, enrolled opposite No. 30533, and it also appears to the Court, and the Court finds that the title to said lands is clouded by the instrument described in the Bill of Complaint, and finds all issue in favor of the Plaintiff and against the defendant.

IT IS THEREFORE CONSIDERED, ORDERED, ADJUDGED AND DECREED that the defendant, Joe Cockrum, has no right, title or interest in or to the said allotment of the said Bunch Diver, described as follows, to wit:

The East Twenty Acres of Lot One (1) section Twelve (12), Township Twenty-two (22) North, Range Fifteen (15) East,

situates in Rogers County, in the Northern District of the State of Oklahoma.

IT IS FURTHER ORDERED, that the certain instruments of conveyance executed on the 28th day of October, 1908, and on the 13th day of April, 1909, respectively, purporting to be warranty deeds, purporting to convey to Joe Cockrum, his heirs and assigns, the certain land herein before described in said instruments of record in Books 44, page 270, and 53, Page 316, of the records of Rogers County, Oklahoma, in so far as they described or effect any part of the land above described, be and the same hereby are set aside, cancelled and held for naught.

In the District Court of the United States in and for the

NORTHERN
EQUITY MARCH, 1927 TERM

District of
TULSA, OKLAHOMA.

OKLAHOMA.
MONDAY, MARCH, 14 1927.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the title in and to the said hereinbefore described be, and the same hereby is, declared to be in the said Bunch Dyer, aforesaid, and is quieted in him and the defendant, Joe Cookrum, is hereby enjoined and restrained from claiming or asserting any right, title or interest therein.

IT IS FURTHER ORDERED that each party pay his, her or its own costs in this action.

F. E. Kernmer, Judge.

Court adjourned until March, 16, 1927.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
WEDNESDAY, MARCH, 16, 1927.

Court convened pursuant to adjournment, Wednesday, March, 16th 1927, at 9:30 A. M. Present:

Hon. F. E. Kennamer, Judge of U. S. District Court
H. P. Warfield, Esq., Clerk of U. S. District Court

Thereupon, the following proceedings were had and entered, to-wit:

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

| | | |
|---------------------------------------|---|-----------------|
| THE PURE OIL COMPANY, A CORPORATION, |) | |
| ELLIOTT L. JONES, D. A. McDOUGAL, L. |) | |
| O. LYTLE, AND GEORGE McMILLAN, |) | |
| Plaintiffs. |) | |
| vs. |) | No. 189 Equity. |
| LUSANNA BRINK, HOMER D. KEYS, JOHN T. |) | |
| SMITH, R. L. WILKINSON AND EUGENE B. |) | |
| SMITH, |) | |
| Defendants. |) | |

O R D E R.

Now on this 16th day of March, 1927, all of the parties above named having presented their stipulation to the effect that said cause should be stricken from the trial docket, it is hereby ordered, adjudged and decreed that the above entitled cause which is set for trial on the 7th day of April, 1927, in this court, be and the same is hereby stricken from the trial docket.

F. E. Kennamer,

Judge of the District Court of
the United States for the Northern
District of Oklahoma.

O.K. Geo. S. Ramsay, by L. C. Lytle.
Attorneys for Pure Oil Company.

O.K. Thrift & Davenport,
Attorneys for Elliott L. Jones.
& George McMillan.

O.K. L. C.
Attorneys for L.C. Lytle &
D. A. McDougal.

O.K. I. T. Smith, R. L. Wilkinson, Eugene B. Smith
Attorneys for Lusana Brink, Homer D. Keys,
John T. Smith, R. L. Wilkinson and
Eugene B. Smith.

Court adjourned until March, 17, 1927

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
FRIDAY, MARCH, 18, 1927.

Court convened pursuant to adjournment, Friday, March, 18th.,
1927, at 9:30 A. M. Present:

Hon. F. E. Kennemer, Judge of U. S. District Court.
H. P. Warfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to-
wit:

W. C. FOSTER, Plaintiff.)
vs.) 168 Eq.
AMELIA V. GIRARD, ET AL.,)
Defendants.)

On this 18th day of March, 1927, it is by the Court ordered
that above entitled cause be stricken from this assignment.

THE BOSSICK MFG., CO., Plaintiff.)
vs.) 105 Eq.
WILLIAM H. HAYNES, ET AL., Defendants.)

On this 18th day of March, 1927, it is by the Court ordered
that above entitled cause be stricken from this assignment.

Court adjourned until March, 19, 1927.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
SATURDAY, MARCH, 19, 1927.

of Income Taxes claimed by the Treasury Department in the sum of \$35,013.72 (\$35,013.72).

Said application is presented, and the court after reading the application, and hearing the argument of counsel, and being fully advised in the premises, finds that said order should be made, and said receiver be authorized to make said offer and compromise, and to accompany same with a certified check in the sum of \$3,000.00.

IT IS, THEREFORE, ORDERED, That C. Kline, receiver aforesaid, be, and he is hereby authorized and empowered to make and offer in compromise the sum of \$3,000.00, and to accompany the same with certified check, payable to the United States Internal Collector.

F. E. Kennamer,
Judge.

Court adjourned until March, 21st, 1927.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
MONDAY, MARCH, 21, 1927.

Court convened pursuant to adjournment, Monday, March, 21st.,
1927, at 9:30 A. M. Present:

Hon. F. E. Kennamer, Judge of U. S. District Court.
H. P. Werfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to-
wit:

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

| | | | |
|---|-------------|---|---------|
| S. C. FULLERTON AND W. W. DOBSON, | Plaintiffs, |) | |
| | |) | |
| vs. | |) | No. 68 |
| | |) | Equity. |
| THE EAGLE PITCHER LEAD COMPANY, A CORPORATION, | Defendant . |) | |

ORDER ALLOWING WRIT OF ERROR.

Now, on this 21st day of March, 1927, came the defendant, The Eagle-Picher Lead Company, by its solicitors, and files herein and presents to the Court its Petition praying for the allowance of an Writ of Error and that an Assignment of Errors filed in this cause on the 28th day of February, A. D. 1927, in connection with an appeal sued out of this Court on said day be treated and considered as the Assignment of Error in connection with the application for Writ of Error herein, also that the Appeal and Supersedeas Bond filed in connection with said appeal so prosecuted as aforesaid be treated and considered, approved and allowed to the same extent in connection with this application for Writ of Error and that a transcript of the record, proceedings and papers upon which the judgment herein was rendered, duly authenticated, may be sent to the United States Circuit Court of Appeals for the Eighth Circuit and that such other and further proceedings may be had as may be proper in the premises,

And it appearing to the Court that the defendant, out of an abundance of precaution, is seeking to have reviewed the decree and judgment entered herein on the 4th day of January, A. D. 1927, both by appeal and Writ of Error;

And the Court being fully advised in the premises and on consideration thereof, does allow the petition of the defendant filed herein and said Writ of Error so prayed for therein and

IT IS ORDERED that said Assignment of Errors, Appeal and Supersedeas Bond filed in this Court by the defendant on the 28th day of February, 1927, in connection with said appeal sued out on said day in this cause shall be treated and considered and approved as if filed in connection with and pursuant to the Writ of Error so prayed for in said Petition filed herein on the 21st day of March, A.D. 1927.

F. E. Kennamer,
U.S. District Judge.

Court adjourned until March, 22, 1927.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
MARCH, 22, 1927. (TUESDAY)

Court convened pursuant to adjournment, Tuesday, March, 22nd., 1927, at 9:30 A. M. Present:

Hon. F. E. Kennamer, Judge of U. S. District Court
H. P. Warfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered,
to-wit:

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

W. C. MILES, Complainant,)
vs.)
VERLAND OIL & GAS COMPANY,) In Equity No. 157
et al.,)
Defendants.)

ORDER OF DISMISSAL.

It appearing to the Court that the plaintiff herein has filed a dismissal of this cause without prejudice.

IT IS, THEREFORE, CONSIDERED, ORDERED, ADJUDGED AND DECREED BY THE COURT that the dismissal be, and the same is hereby, approved, and the cause dismissed without prejudice as the cost of the plaintiff.

Dated this the 22nd. day of March, 1927.

F. E. Kennamer, Judge.

Court adjourned until March, 23, 1927.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
WEDNESDAY, MARCH, 23, 1927.

Court convened pursuant to adjournment, Wednesday, March, 23
1927, at 9:30 A. M. Present:

Hon. F. E. Kennamer, Judge of U. S. District Court.
H. P. Werfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to-
wit:

UNITED STATES OF AMERICA, SS:

THE PRESIDENT OF THE UNITED STATES OF AMERICA,

TO THE HONORABLE THE JUDGES OF THE DISTRICT COURT
OF THE UNITED STATES FOR THE NORTHERN DIS-
TRICT OF OKLAHOMA.
(((SEAL)))

GREETING:

WHEREAS, lately in the District Court of the United States for
the Northern District of Oklahoma before you, or some of you in a cause
between Dewey Hawkins, Plaintiff, and Lloyd J. Seay, J. Arthur Wilson,
Ralph H. Blake and Ray H. Weakley, Defendants, No. 110, in Equity, where-
in the decree of the said District Court in said cause, entered on the
2nd. day of February, A. D. 1926, was in the following words, viz:

"This cause coming on for final hearing on the bill of
complaint and upon the answer of the defendants filed herein,
and the parties appearing by their respective counsel; there-
upon, the court having heard the evidence on the part of all
the parties hereto, and the evidence having been concluded, and
the case being submitted to the court upon the evidence, was
argued by counsel. Upon consideration whereof, the court be-
ing fully advised in the premises, finds that the equity in the
case is with the plaintiff and against the defendants, and that
the said plaintiff, Dewey Hawkins, is entitled to the relief
for which he prays as against said defendants.

It is, Therefore, Ordered, adjudged and decreed by the
court that the preliminary injunction heretofore granted in
this cause on the 9th day of January, 1926, against the said
defendants and each of them be and they are hereby perpetually
forbidden, restrained and enjoined from issuing any other or
further tax warrants or other process against the plaintiff's
property, either real or personal, in the State of Oklahoma, and
that the said defendants, and each of them be, and they are
hereby perpetually restrained and enjoined from selling or of-
fering for sale, or advertising for sale, any of the plaintiff's
property, either real or personal, situate as aforesaid, for the
purpose of foregoing the collection of taxes, interest, penal-
ties and costs against said property as omitted property for
the years 1917 to 1922, both inclusive, upon the pretended as-
sessment and extension thereof upon the tax rolls of Creek
County heretofore made, and that the said defendants pay all
the costs herein accrued, to which decree and judgment of the
court the defendants, and each of them, except, which excep-
tions are by the court allowed.

F. E. Kennamer, Judge. "

as by the inspection of the transcript of the record of the said District
Court, which was brought into the United States Circuit Court of Appeals,
Eighth Circuit, by virtue of an appeal agreeably to the act of Congress
in such case made and provided, fully and at large appears;

AND WHEREAS, at the December term in the year of our Lord one
thousand nine hundred and twenty-six, the said cause came on to be heard

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
WEDNESDAY, MARCH, 23, 1927.

before the said United States Circuit Court of Appeals, on the transcript of record from the said District Court, and was argued by counsel.

On Consideration Whereof, it is now here ordered, adjudged and decreed by this Court, that the decree of the said District Court, in this cause be, and the same is hereby, modified by eliminating the county treasurer therefrom; and as so modified the said decree is affirmed with costs, and that Dewey Hawkins have and recover against Lloyd J. Seay, J. Arthur Wilson, Ralph E. Blake and Ray H. Weakley the sum of twenty dollars for his costs herein to be collected according to law.

January, 20, 1927.

You therefore are hereby commended that such proceedings be had in said cause, in conformity with the opinion and decree of this court, as according to right and justice, and the laws of the United States, ought to be had, the said appeal notwithstanding.

WITNESS, the Honorable William H. Taft, Chief Justice of the United States, the twenty-second day of March, in the year of our Lord one thousand nine hundred and twenty-seven.

Costs of Appellee: Paid by Alleppants. Printed below. Attorney \$20.00

R. E. Koch,

Clerk of the United States Circuit
Court of Appeals, Eighth Circuit.

Court adjourned until March, 25, 1927.

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

EQUITY SESSION.

TULSA, OKLAHOMA.

FRIDAY, MARCH, 25, 1927.

Court convened pursuant to adjournment, Friday, March, 25, 1927, at 9:30 A. M. Present:

Hon. F. E. Kennamer, Judge of U. S. District Court.
H. P. Warfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE NORTHERN DISTRICT OF OKLAHOMA.

UNITED STATES, FOR USE OF THE)
MUSKOGEE (Creek) NATION,)
) plaintiff.)
))
vs.))
)) Equity No. 211 E.
W. P. WILSON, ET AL.,)
) Defendants.)

ORDER PRO CONFESSO.

Now comes the complainant by its solicitors, and elects to take order pro confesso against W. P. Wilson, Margaret E. Wilson, Solomon Blevins, Melissa Blevins, David N. Calhoun, Gertrude Webb, R. M. Woods, E. E. Newport, Bud Weaver, W. E. Weaver, M. W. Cain, G. I. Holt, W. J. Moriarty, Zedena Ricer, Catherine E. Holden, E. E. Holden, H. T. Jones, Ella Rike, J. H. Cox, H. G. Coy, Frank C. Thompson and Tabitha A. Gay, for failure to plead or answer.

Dated this 25th day of March, 1927.

H. P. Warfield, Clerk.
By L. W. Jones, Deputy

PRÆCIPERE.

To the Clerk of said Court:

Enter the above in the Order Book in Equity of said Court.

Louis N. Stivers,
Solicitor for Complainant.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

A. B. C. DAGUE, Plaintiff,)
))
vs.)) No. 70 Equity.
))
AZTEC OIL COMPANY, ET AL.,)
) Defendants.)

ORDER.

Now on this 25th day of March, 1927, by agreement of counsel it is ordered that the hearing on the Receiver's Application to sell certain land and oil and gas leases belonging to the Aztec Oil Company, which is set for hearing on this date, and the hearing on the Receiver's Report, which is set for hearing on Saturday, March, 26th, and the hearing on the Plaintiff's application for a sale of all the properties, which is set for Saturday, March, 26th, be and the same are hereby continued until Wednesday, March, 30th, 1927, at the hour of 9:00 o'clock A. M.

F. E. Kennamer,
District Judge.

In the District Court of the United States in and for the

NORTHERN District of OKLAHOMA.
 EQUITY SESSION, TULSA, OKLAHOMA. FRIDAY, MARCH, 25, 1927.

IN THE DISTRICT COURT OF THE UNITED STATES FOR
 THE NORTHERN DISTRICT OF OKLAHOMA.

| | | |
|--|---|------------|
| AMERICAN NATIONAL BANK OF ARDMORE, A NATIONAL BANKING CORPORATION |) | |
| |) | |
| VS. |) | |
| Plaintiff. |) | No. 192 E. |
| |) | |
| NATIONAL BANK OF CLAREMORE, A NATIONAL BANKING CORPORATION, ET AL. |) | |
| |) | |
| Defendants. |) | |

ORDER OF DISMISSAL.

On this the 25th day of March, 1927, is presented to the Court the written application of plaintiff for permission to dismiss the above entitled cause, and the court being well advised in the premises,

It is Ordered, Adjudged and Decreed that this cause be dismissed without prejudice, at the cost of plaintiff.

F. E. Kennamer,
 Judge.

IN THE DISTRICT COURT OF THE UNITED STATES FOR
 THE NORTHERN DISTRICT OF OKLAHOMA.

| | | |
|---|---|-----------------|
| UNITED STATES OF AMERICA, |) | |
| Complainant, |) | |
| vs. |) | |
| ZIM GREENWOOD, ALBERT WORTHINGTON, BOB MANTETH, J. G. BERRYHILL, H. E. CHAMBERS AND ARTHUR HEATHERLY, |) | Equity No. 204. |
| |) | |
| Defendants. |) | |

ORDER MODIFYING INJUNCTION.

This cause coming on to be heard upon the application of H. E. Chambers and Arthur Heatherly, defendants, by their attorney John T. Herley, to modify the order heretofore entered herein enjoining the above named defendants and others from entering the premises described as the South 20 feet frontage and 38 feet length of brick building located on Lot 1, Block 1, Oliver Addition to the City of Tulsa, Oklahoma, and representing that they have an opportunity to sell their lien interest or right which they claim upon the fixtures and stock in said building by reason of their rentals due under the lease executed by them, provided said fixtures and stock can be removed from said building, and the court being advised

IT IS ORDERED that the permanent injunction heretofore ordered herein prohibiting the defendants from going upon said premises, and ordering same to be closed for a period of five months from the date of said order, is hereby modified to the extent that the fixtures and stock may be sold and removed from said premises, upon the payment of the Clerk's and United States Marshal's costs herein,

AND IT IS FURTHER ORDERED that the United States Marshal is hereby authorized to open said building at such reasonable time as he may designate and permit the removal of said fixtures and stock.

Done this 25th day of March, 1927, at Tulsa, Oklahoma.

F. E. Kennamer, Judge.

In the District Court of the United States in and for the

NORTHERN
DISTRICT OF OKLAHOMA
EQUITY SESSION.

District of
Oklahoma, Oklahoma.

RECEIVED
MARCH 25 1927

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

AETNA LIFE INSURANCE COMPANY,
Complainant,

vs.

NOT FOR EQUITY.

GEORGE H. MOLAND,

Respondent.

ROBERT L. GERRIT.

This cause being set to be heard on the 25th day of March, 1927 being a regular judicial day of the March Term of the United States Court for the Northern District of the State of Oklahoma, a complaint appearing by its attorneys, Linebaugh & Pinson, and respondent appearing in person, and by his attorneys, Frank L. Montgomery, F. A. Green, Otto Greene and Hazen Green, and the Court having entered its order consolidating this cause for trial with cause No. 287 Law, George H. Moland, Plaintiff, vs. Aetna Life Insurance Company, defendant, pending and regularly set for trial on this date, and a stipulation in writing, signed by all parties, containing an express waiver of the right to trial by jury, having been filed in this consolidate cause, the cause on to be tried by the Court without a jury, upon complainant's complaint in this cause and defendant's answer and cross petition in said cause number 287, Law; and the Court having heard the evidence of witnesses and the hour of adjournment having arrived, the court adjourned until March, 26, 1927.

And on said 25th day of March, 1927, both parties appearing, the further trial of said cause was proceeded with and the Court having heard the evidence of witnesses sworn and examined in open court, and having heard oral argument, and having fully considered the cause, and being fully advised in the premises; the Court finds the issues of fact in favor of the complainant, Aetna Life Insurance Company, in this cause, and defendant and in said cause No. 287 Law, and against the respondent, George H. Moland, in this cause, and plaintiff in said cause No. 287 Law, and concludes the issues of law in favor of said complainant and defendant, Aetna Life Insurance Company, and against the said respondent and plaintiff, George H. Moland.

IT IS THEREFORE, CONSIDERED, ORDERED AND ADJUDGED That decree and judgment be and the same is hereby rendered in favor of the Aetna Life Insurance Company, and against George H. Moland, forfeiting, cancelling, setting aside, avoiding and holding null and void the insurance policies sued on herein, being two certain life insurance policies, one being numbered N447514, for the sum of fifteen Hundred Dollars, and one being numbered N462797, for the sum of Three Thousand Dollars, issued by the said Aetna Life Insurance Company upon the life of Hannah A. Moland, in which the said George H. Moland was made beneficiary; that said Aetna Life Insurance Company pay to the said George H. Moland the sum of \$44.10, being the amount of premiums paid on said policies; and that the said George H. Moland take nothing by his action in cause number 287 Law, and that the said George H. Moland shall pay the costs.

To all of which the said George H. Moland objects and excepts and saves his exceptions.

Done in open court on this the 25th day of March, 1927.

F. E. Kennamer, Judge.

G.K.

Attorneys for George H. Moland

G.K. Linebaugh & Pinson,
Attorneys for Aetna Life
Insurance Company.

Court adjourned until March, 26, 1927.

In the District Court of the United States in and for the

NORTHERN District of OKLAHOMA.
EQUITY SESSION. TULSA, OKLAHOMA. SATURDAY, MARCH, 26, 1927.

Court convened pursuant to adjournment, Saturday, March, 26 1927, at 9:30 A. M. Present:

Hon. F. E. Kennamer, Judge of U.S. District Court.
H. P. Warfield, Esq., Clerk of U.S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA.

THE UNITED STATES OF AMERICA,)
Plaintiff.)
vs.)
ALBERT KELLY, AND THE H. F.) No. 226
WILCOX OIL & GAS COMPANY,) In Equity.
a corporation,)
Defendants.)

O R D E R.

Upon application of defendant, H. F. Wilcox Oil & Gas Company, one of the defendants in the above entitled cause, it is hereby ordered by the Court that said defendant herein be granted an extension of fifteen (15) days from the twenty-ninth day of March, 1927, in which to plead or an extension of thirty (30) days from the twenty-ninth day of March, 1927, in which to answer in this cause.

Done in open court this twenty-sixth day of March, 1927.

F. E. Kennamer, Judge.

O.K. Louis N. Stivers,
Asst. U. S. Atty.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA.

ANNA BRAVER HALLAM,)
Plaintiff.)
vs.)
COMMERCE MINING AND ROYLATY) No. 103 Equity
COMPANY, ET AL.,)
Defendants.)

O R D E R.

On motion of counsel for defendants, Commerce Mining and Royalty Company, a Trust, and James F. Robinson, George L. Coleman and Charles M. Harvey, Trustees, and Alfred E. Coleman, and with the consent of counsel for plaintiff, the aforesaid defendants are this day permitted to file their amended answer to the plaintiff's amended Bill of amendments thereto.

Made and ordered entered this March, 26th., 1927.

F. E. Kennamer, Judge.

In the District Court of the United States in and for the

NORTHERN
EQUITY DIVISION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, MARCH, 26, 1927.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DIVISION OF OKLAHOMA.

A. B. S. DAGUE, Plaintiff,
vs.
AZTEC OIL COMPANY, A CORPORATION,
AND EXCHANGE TRUST COMPANY, A CORPO-
RATION,
Defendants.
OIL WELL SUPPLY COMPANY,
Intervenor.

No. 70 Equity.

O R D E R.

Now on this 26th day of March, 1927, it appearing to the court that Charles A. Caskley, a duly appointed, qualified and acting Receiver of the Aztec Oil Company has in his possession and control certain oil well casing belonging to Spartan Pipe Company, described as follows:

179 Ft. 11 in. of 8 1/4" 24# casing.
119 " 0 " " 8 1/4" 28# casing

That said casing was loaned to said Aztec Oil Company by the Spartan Pipe Company prior to the appointment of said Receiver and that the same has never been paid for and that said casing was used in drilling well #4 on the Florence White lease, said lease covering the Northwest Quarter of the Northeast Quarter of Section 11, Township 14 North, Range 8 East, Creek County, Oklahoma.

And it further appearing to the court that the Receiver has no further need for said casing, and the Spartan Pipe Company having requested the Receiver to return the same, or in lieu thereof the said Spartan Pipe Company has agreed to accept 6-5/8" 17# casing.

IT IS, THEREFORE, ORDERED ADJUDGED AND DECREED that the said Receiver, Charles A. Caskley, be and he hereby is authorized, empowered and directed to return to said Spartan Pipe Company said casing hereinabove described or in lieu thereof to return to said Spartan Pipe Company a like amount in value of 6-5/8" 17# second hand casing.

IT IS FURTHER ORDERED that the aforesaid casing shall be delivered to the pipe yard of said Spartan Pipe Company in the City of Tulsa, from which the same was received by the Aztec Oil Company.

F. E. Kennamer,
Judge.

Court adjourned until March, 28, 1927.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
MONDAY, MARCH, 28, 1927.

Court convened pursuant to adjournment, Monday, March, 28th
1927, at 9:30 A. M. Present

Hon. F. E. Kennamer, Judge of U. S. District Court.
H. P. Warfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered to-
wit:

IN THE UNITED STATES DISTRICT COURT IN AND FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

EDDIE JACK, Plaintiff.)
vs.) In Equity
JOHN M. HOOD, ET AL.,)
Defendants.) No. 158

O R D E R.

Now on this 28th day of March, 1927, upon application of the
defendants and for good cause shown, the defendants in this action be
and they hereby are granted an extension of time of twenty (20) days
from and after this date, in which to file their answer or answers in
this cause.

F. E. Kennamer, Judge.

Court adjourned until March, 29, 1927.

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

SESSION.

TULSA, OKLAHOMA.

TUESDAY, MARCH, 29, 1927.

Court convened pursuant to adjournment, Tuesday, March, 29, 1927, at 9:30 A. M. Present:

Hon. F. E. Kennamer, Judge of U. S. District Court.
H. P. Warfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA.

VICTOR CLIFFORD, Plaintiff.)
vs.)
JOHNS-MANVILLE, INC., Defendant) No. 201 Equity.

O R D E R.

The above entitled matter coming on to be heard before Honorable Franklin E. Kennamer, Judge of said Court, on the 29th day of March, 1927, and it appearing to the Court that the complainant has filed his objections to the interrogatories, filed by the Defendant for answer thereto by Victor Clifford, the Complainant, and it further appearing to the Court that notice of the purpose and intention of the Complainant to file objections to the said interrogatories was served by the attorneys for the Complainant, by mailing notice to the attorneys for the Defendant and by mailing a copy of the objections and notice by Registered Mail.

IT IS HEREBY ordered by the Court that answer to the interrogatories filed by the Defendant, to be answered by Victor Clifford, Complainant, be deferred until objections filed by the Defendant are determined by the Court.

F. E. Kennamer, Judge.

March, 29, 1927.

J. P. EVERS, Plaintiff.)
vs.) 233 Eq,
MINTIE CHATFIELD, ET AL., Defendants.)

On this 29th day of March, 1927, it is ordered that cause be set for trial for April, 11, 1927.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA.

A. B. C. DAGUE, Plaintiff.)
vs.)
AZTEC OIL COMPANY, A CORPORATION, AND EXCHANGE TRUST COMPANY, A CORPORATION, Defendants.) No. 70 Equity.
Oil Well Supply Company, Bessemer Gas Engine Co. Interveners.)

O R D E R.

Now, on this 29th day of March, 1927, the above cause coming

In the District Court of the United States in and for the

NORTHERN District of OKLAHOMA.
EQUITY SESSION. TULSA, OKLAHOMA. TUESDAY, MARCH, 29, 1927.

on for hearing on the application of Bessemer Gas Engine Company to intervene in this action, and the petition having been duly considered, and it appearing to the Court that a multiplicity of suits will be avoided if the said Bessemer Gas Engine Company is granted leave to intervene in this action.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Bessemer Gas Engine Company have leave to intervene in this action; and,

IT IS FURTHER ORDERED that the Bessemer Gas Engine Company shall file forthwith its petition in intervention.

IT IS FURTHER ORDERED that this order shall be without prejudice to any proceedings heretofore had in this action.

F. E. Kennamer,
Judge.

Court adjourned until March, 30, 1927.

In the District Court of the United States in and for the

NORTHERN
CIRCUIT, DISTRICT OF
TULSA, OKLAHOMA.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
WEDNESDAY, MARCH, 30, 1927.

Court convened pursuant to adjournment Wednesday, March, 30,
1927, at 9:30 A.M. Present:

Hon. F. E. Kennedy, Judge of U.S. District Court.
H. P. Warfield, Esq., Clerk of U.S. District Court.

Thereupon, the following proceedings were had and entered,
to-wit:

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

UNITED STATES, Plaintiff.)
vs.) No. 225 Equity.
RUTH THOMAS MURRAY, Defendant.)

PERMANENT INJUNCTION.

Now on this 30 day of March, 1927, this matter coming on to be
heard upon the verified Bill of Complaint on behalf of Plaintiff herein,
and filed herein on the 8th day of March, 1927, and the Court, after
hearing the evidence offered, and being fully advised in the premises,
finds:

That the said defendant herein, Ruth Thomas Murray, was duly
and regularly served with process of this Court on the 9th day of March
1927, at Picher, Oklahoma, and the Court further finds that the defen-
dent aforesaid, has been three times fully called in open court, and ap-
peareth not, and having failed to plead or answer herein is adjudged in
default, and the said plaintiff now appearing by and through its soli-
citor, Louis N. Stivers, Assistant United States Attorney in and for the
Northern District of the State of Oklahoma, said cause proceeds to trial,
and the Court further finds:

1.

That under the provisions of the laws of the United States,
the following described land, to-wit:

The Southwest Quarter (SW4) of the
Southeast Quarter (SE4) of Section
Sixteen (16), Township Twenty-nine
(29) North, Range Twenty-three (23)
East.

situate in Ottawa County, in the Northern District of the State of Okla-
homa, was duly allotted to Eudora Whitebird, a full blood Quapaw Indian,
and duly enrolled as such, as a part and portion of her tribal allotment,
and that the patent therefor was duly executed and approved by the Secre-
tary of the Interior, as required by law.

11.

That the land so allotted, patented and described in paragraph
1 is, and was at all times hereinafter mentioned, reserved by law from
alienation and encumbrance, and has not at any time been, and is not now,
subject to alienation or incumbrance by the allottee, or any other person,
to any extent, except by and with the approval of the Secretary of the
Interior.

111.

That notwithstanding the supervision thereof by the Secretary of
the Interior, the defendant, Ruth Thomas Murray, is interfering with such
supervision, and the performance of his duties incident thereto, through
his representative, the Honorable J. L. Suffecool, Superintendent of the
Quapaw Indian Agency, at Miami, Oklahoma, and is now in possession of said
premises, and preventing the said Superintendent of the Quapaw Indian
Agency from placing thereon a proper lessee.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
WEDNESDAY, MARCH, 30, 1927.

IV.

That Plaintiff has no adequate remedy at law, except through the interposition of a Court of Equity, and will, and is suffering irreversible wrong and damages, and is entitled to a permanent injunction against said defendant.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, and Plaintiff is hereby granted a permanent injunction herein against the defendant, Ruth Thomas Murray, and that she, and all persons claiming by, through or under her, are hereby ordered and directed to desist and refrain from interfering with said Plaintiff, or any of its Agencies, and in particular the said J. L. Suffecool, Superintendent of the Cusapaw Indian Agency, at Miami, Oklahoma, in the handling or supervision of the aforesaid described land, and said defendant is further ordered and directed, as well as all persons claiming by, through or under her, to surrender up the absolute possession of said land herein described to the said Plaintiff, or its proper agent, and up her failure so to do the United States Marshal in and for the Northern District of Oklahoma, is hereby ordered and directed to dispossess of said premises the said defendant, Ruth Thomas Murray, and any and all persons claiming by, through or under her.

F. E. Kennamer,
Judge.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

A. B. C. DAGUE, Plaintiff.)
vs.) No. 70 Equity.
AZTEC OIL COMPANY, ET AL. Defendants.)
OIL WELL SUPPLY COMPANY, Intervenor.)

ORDER APPROVING RECEIVER'S REPORT.

Now on this 30th day of March, 1927, this cause coming on to be heard upon the report of the Receiver herein, and it appearing to the Court that all parties to this cause have been given due notice of the hearing hereof.

The court finds that notice of this hearing has been personally made upon and accepted by the attorneys of record for all parties to this cause and that the plaintiff appeared in person and by his attorneys Hal Rambo and E. S. Lundy, and the Aztec Oil Company appeared by its Attorney Roy F. Ford, and Oil Well Supply Company appeared by its Attorneys, Randolph, Haver & Shirk, and Frick-Reid Supply Company appeared by its Attorneys Ahy & Tucker, and Pawnee Oil Production Company appeared by its Attorney N. A. Gibson, and W. H. Gray appeared by his Attorney N. A. Gibson, and no objection being made to said report the court finds that the same is true and correct in all particulars, and finds that the expenditures and disbursements made by said Receiver are necessary, legal and proper and should be approved, and that true account has been made for all funds received during said Receivership.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED that said Report be and the same is hereby approved and confirmed in all respects.

F. E. Kennamer
District Judge.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
WEDNESDAY, MARCH, 30, 1927.

and similar products the necessary current expenses of the Receivership exceed the current receipts, and it appearing to the court that the Receiver has been authorized to sell certain oil and gas leases and certain real estate belonging to said company:

And it further appearing to the court that it is necessary for the efficient operation of the Receivership and the protection of the properties that the proceeds of said sales be applied to the expenses of said Receivership.

And Plaintiff appearing by his Attorneys and Aztec Oil Company, Oil Well Supply Company, Frick-Reid Supply Company, Pawnee Oil Production Company and W. H. Gray appearing by their attorneys of record and no objection being made thereto and the plaintiffs expressly consenting thereto by his attorneys.

IT IS BY THE COURT ORDERED AND ADJUDGED that Charles A. Cookley, the Receiver herein, be and he is hereby authorized and directed to use the cash received from the sale of real estate and oil and gas leases of said Aztec Oil Company in the operation of said Receivership and to apply the same to the expenses incurred by said Receivership.

F. E. Hemmeser,
District Judge.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

| | | | |
|----------------------------|-------------|---|----------------|
| A. B. C. DAGUE, | Plaintiff. |) | |
| vs. | |) | |
| AZTEC OIL COMPANY, ET AL., | Defendants. |) | No. 70 Equity. |
| OIL WELL SUPPLY COMPANY, | Intervenor. |) | |

ORDER AUTHORIZING SALE OF OIL AND GAS LEASE:

Now on this 30th day of March, 1927, this matter coming on to be heard upon the application of Charles A. Cookley, the Receiver herein, for authority to sell to E. S. Hammond an oil and gas lease upon the hereinafter described land.

Said Receiver appears in person and the plaintiff A. B. C. Dague, appears by his attorneys, Hal Rumbo and E. S. Lundy, the defendant Aztec Oil Company appears by its attorney Roy F. Ford, and the Oil Well Supply Company appears by its attorneys, Randolph, Hever & Shirk and the Intervenor, Pawnee Oil Production Company appears by its attorney K. A. Gibson, and Frick Reid Supply Company appears by its attorneys Aby & Tucker; and it further appearing to the court that due notice of said hearing has been made upon the parties to this cause and service of same accepted by their attorneys of record, and the parties above described being present in court by their attorneys, consent and agree to said sale and agree in open court that an order should be made forthwith directing said sale.

The Court finds that the Aztec Oil Company is the owner of an undivided one-half interest in an oil and gas lease covering 160 acres of land in Section 23, Township 12 North, Range 7 East, Okfuskee County, Oklahoma; that said leases are dated January, 16, 1925, and are for a term of 5 years from July 16, 1925, with an annual rental of \$1.00 per acre; said land is at present undeveloped and unproductive; that one E. S. Hammond in attempting to secure sufficient acreage in the vicinity of this lease to warrant him in drilling a well for oil and gas offers the sum of \$1100.00 for an assignment of the said one-half interest of the Aztec Oil Company in an oil and gas lease on the following described lands, to-wit:

South Half of the Northwest Quarter of the Northwest Quarter and the South Half of the West Quarter of Section 23, Township 12 North, Range 7 East,

In the District Court of the United States in and for the

EQUITY SESSION. District of TULSA, OKLAHOMA. MARCH, WEDNESDAY, 30, 1927.

Slues Contract which reserved title to said gas engine in the Bessemer Gas Engine Company, and the Court finds that title to said Gas engine has been passed to the Aztec Oil Company or to Chas. A. Cookley, as receiver for said Company, but remains in said Bessemer Gas Engine Company, and the court further finds that said gas engine should be delivered by the receiver to said Bessemer Gas Engine Company, and the court further finds that the value of said gas engine is less than the present balance of the purchase price thereon due the said Bessemer Gas Engine Company.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the receiver shall be and he is hereby authorized and directed to release and deliver at the Meehan Plant of said Aztec Oil Company one certain gas engine described as

One 65 HPEC Twin-Cylinder Gas Engine #33605,

and that a certified copy of this order when delivered to said receiver shall constitute the authority for such delivery, and

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Bessemer Gas Engine Company shall waive and release its claim against the receiver and the property in his hands for the unpaid balance of the purchase price for said engine, and upon such release said receiver shall forthwith deliver said engine to the Bessemer Gas Engine Company at the Meehan Plant of the Aztec Oil Company, and said Bessemer Gas Engine Company is hereby granted permission to dismantle and remove said gas engine from said plant

F. E. Kennemer,

Judge of the United States District Court

O.K. C. A. Cookley, Recr.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA.

A. B. C. DAGUE, Plaintiff. vs. AZTEC OIL COMPANY, ET AL. Defendants. No. 70 In Equity.

DECREE.

On this 27 day of January, 1927, this action came on for hearing upon the application of John Box and others hereinafter named, who have heretofore filed with Charles A. Cookley, the Receiver hereinbefore appointed for the defendant, Aztec Oil Company, their respective claims as creditors of said defendant, for an order allowing said claims as preferred claims against the assets of said defendant with priority and preference in order of payment by said Receiver over the other claims and debts against said defendant.

The said applicants appeared by their attorneys, Day & Taylor; the plaintiff, A.B.C. Dague, by his attorneys, Poe & Lundy and Leshley and Rambo; the intervenors, W. H. Gray and Pawnee Oil Production Company, by their attorneys, West, Gibson, Sherman, Davidson & Hull, and Charles A. Cookley, Receiver of defendant, Aztec Oil Company, appeared in person and on behalf of said defendant.

In open court, the plaintiff, A.B.C. Dague, made objection to the allowance of said claims as preferred.

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

REGULAR SESSION.

TULSA, OKLAHOMA.

WEDNESDAY, MARCH, 30, 1927.

After hearing the evidence and argument of counsel, the Court took said matter under advisement, and on this 30 day of March, 1927, being well and sufficiently advised, the Court finds, as follows:

1. That said applicants, John Box and others hereinafter named at the time of the appointment herein of said Receiver, and for some time thereafter, were employees doing labor and service in the regular employ of said defendant, Aztec Oil Company.

2. That at the time of the appointment herein of said Receiver said applicants were respectively due from said defendant as wages for labor and service theretofore done in the regular employ of said defendant, the amounts hereinafter set opposite their respective names;

3. That during said times said defendant was, and is, a corporation organized and existing under the laws of the State of Delaware, and was, and is, involvent;

4/ That the said laws of the State of Delaware under which said corporation was organized and exists provided that whenever any such corporation becomes insolvent, the employees doing labor and service of what ever character in the regular employ of such corporation, shall have a lien upon the assets thereof for the amount of the wages due to them, not exceeding two months wages, respectively, which shall be paid prior to any debt or debts of said corporation:

5. That, therefore, said applicants, as such employees of said defendant, are, respectively, entitled to a lien upon the assets of said defendant for the amount of wages due to them at the time of the appointment herein of said Receiver for labor and service done in the regular employ of said defendant during the period of two months next preceding September, 21, 1926, the date of the appointment of the said Receiver, the said amount so due each of said applicants being hereinafter set out opposite the name of such respective applicant; and that, because of said lien, the claims of said applicants, or such portions of said claims which include and embrace such labor and service done during said two months period, are allowed as preferred claims against the assets of said defendant in the amounts hereinafter set out as aforesaid, with priority and preference in order of payment by the Receiver out of the assets of said defendant over all other claims, debts and obligations against said defendant, save and except the claim of C. H. Stoker heretofore allowed in the sum of \$4,440.00, the fees and expenses of receivership, and the cost and expenses of any sale or sales of the assets of a said defendant necessary to provide funds for the payment of debts and claims:

6. That all other amounts due said applicants on their said claims, as hereinafter set out, are allowable only as general, unsecured claims against the defendant.

It is, therefore, ordered, adjudged and decreed by the Court as follows:

1. That the following names of said applicants be, and they hereby are, allowed the sum below set out opposite their respective names (said sums being the amounts due said applicants, respectively for wages for labor and service done in the regular employ of defendant during the two months period next preceding the appointment of said Receiver) as preferred claims of equal rank against the said defendant, to-wit:

| | | | |
|----------------|----------|----------------|-----------|
| John Box | \$ 20.62 | W. H. Nesfus | \$ 294.00 |
| R. M. Box | 7.50 | R. L. Norbury | 270.00 |
| Geo. Cotts | 12.00 | P. D. Outcalt | 280.00 |
| High Cotts | 98.22 | Glenn Parker | 197.93 |
| R. L. Cundiwif | 7.50 | N. P. Phillips | 16.00 |

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
WEDNESDAY, MARCH, 30, 1927.

| | | | |
|------------------|----------|------------------|----------|
| Henry Evans | \$ 45.00 | Bill Rich | \$ 46.00 |
| H. A. Farley | 63.77 | Nuel Sanders | 181.60 |
| Floyd Flowers | 182.90 | Lewis Schoenheit | 280.00 |
| Willie Franks | 190.68 | C. L. Shoupe | 280.00 |
| H. W. Gilbert | 260.00 | S. A. Simmons | 26/00 |
| G. L. Gregory | 4.00 | Barton Smith | 140.70 |
| Jesse Griffey | 8.00 | Durbin Smith | 80.00 |
| H. Grubbe | 280.00 | Harry Snyder | 37.50 |
| R. H. Harman | 206.80 | H. S. Stacy | 140.00 |
| Gordon Henderson | 88.00 | Claude Sturman | 11.25 |
| W. L. Hogen | 8.00 | P. Thorn | 373.95 |
| Marie Hollister | 105.00 | N.L. Tow | 12.00 |
| E. C. Howard | 45.00 | Frank Troop | 168.00 |
| Lee Howard | 302.78 | B. W. Vetter | 162.09 |
| Chas Inhofe | 150.00 | Fred Weaver | 248.00 |
| W. F. Jackson | 4.00 | C. C. Wellshear | 370.64 |
| V. H. Johnson | 98.00 | Robert Wellshear | 172.00 |
| D. H. Jones | 16.75 | Bill Williams | 250.00 |
| J. B. Lakey | 183.42 | O. A. Williams | 350.00 |
| Ode Merler | 5.63 | C. H. Zachry | 265.76 |
| J. F. Moore | 250.00 | D. H. Zachry | 5.20 |
| A. C. Mynhier | 183.79 | | |

2. That for the payment of the hereinabove allowed preferred claim of each of said above named applicants, equally and ratably, a lien is hereby declared in favor of each of said named applicants in the amount listed opposite his respective name upon and against the assets and properties of said defendant in the custody and possession of said above-named Receiver, first, senior, superior and preferred to any and all the other liens, claims, or debts due or allowed in favor of other creditors of said defendant, save and except the claim of C. H. Stoker, hereinabove described, the fees and expenses of receivership, and the cost and expenses of any sale or sales of the assets of said defendant necessary to provide funds for the payment of debts and claims, which last claim, fees and expenses of receivership, and costs and expenses of sales, shall be and are prior and preferred in order of payment to the preferred claims herein allowed.

3. That in the payment of claims and debts against said defendant, and in the distribution of its assets, the said Receiver be, and he hereby is, authorized and directed to pay and discharge the preferred claims of said applicants herein above allowed, first, prior and in preference to all other debts and claims against said defendant, save and except the claim of C. H. Stoker aforesaid, the fees and expenses of receivership, and cost and expenses of sales, if any, described in the preceding paragraph:

In the District Court of the United States in and for the

NORTHERN

District of

OKLAHOMA.

EQUITY SESSION.

TULSA, OKLAHOMA.

WEDNESDAY, MARCH, 30, 1927.

4. That any order of sale of the assets and properties of said defendant herein made shall recite and provide that application of the proceeds derived therefrom in the payment of claims and debts of defendant shall be made with priority and preference in favor of the preferred claims herein allowed to the extent as hereinabove provided; To which ruling of the Court the plaintiff A.B.C. Dague excepted and exceptions were duly allowed.

5. That the following named of said applicants be, and they hereby are, allowed the sums below set opposite their respective names (said sums being the amounts due said applicants, respectively for wages due to them, as set out in said claims, but not work and labor done within the two months period next preceding the appointment of said Receiver) as general, unsecured claims against said defendant of equal rank with all other general, unsecured claims, proved and allowed against said defendant, but junior and inferior in rank and order of payment to all preferred claims, to-wit:

| | | | |
|------------------|---------|------------------|----------|
| R. M. Box | \$ 1.88 | P. D. Outosult | \$ 72.60 |
| P. W. Davis | 4.00 | Robert Richard | 11.00 |
| H. W. Gilbert | 8.82 | Lewis Schoneheit | 98.00 |
| H. Grubbe | 178.00 | C. L. Shoupe | 214.00 |
| J. T. Harrah | 21.00 | John Taylor | 7.50 |
| Gordon Henderson | 2.00 | P. Thorn | 137.71 |
| Chas Inhofe | 127.50 | Fred Weaver | 84.00 |
| D. H. Jojes | 27.00 | C. C. Wellshear | 113.90 |
| J. F. Moore | 337.50 | Bill Williams | 303.75 |
| W. H. Neefus | 102.90 | Geo. Williams - | 13.50 |
| R. L. Norbury | 364.50 | O. A. Williams | 647.50 |

F. E. Keimamer,
Judge.

APPROVED:

Lashley & Rembo,
Poe & Lundy
Attorneys for Plaintiff A.B.C. Dague

H. A. Gibson
Attorneys for Interveners, W. H. Gray
and Pawnee Oil Production Company.

Chas. A. Coakley
Receiver for defendant, Aztec Oil Company.

Day & Taylor,
Attorney for Applicant.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
WEDNESDAY, MARCH, 30, 1927.

IN THE DISTRICT COURT OF THE UNITED STATES,
FOR THE NORTHERN DISTRICT OF OKLAHOMA.

| | | | |
|------------------------------------|-------------|---|----------------|
| A. B. C. DAGUE, | Plaintiff. |) | |
| | vs. |) | No. 70 Equity. |
| AZTEC OIL COMPANY, A CORPO- | |) | |
| RATION AND EXCHANGE TRUST COMPANY, | |) | |
| A CORPORATION, | Defendants. |) | |

O R D E R.

Now, on March, 30th., 1927, the court having made and entered its order directing a sale of the property foreclosed by its order and judgment of May 6th, 1926, heretofore made in the above styled and numbered cause, and it being shown to the court that there are numerous and diverse persons, firms and corporations holding first mortgage bonds or notes of the Aztec Oil Company secured and claimed to be secured by the mortgage and deed of trust foreclosed in its judgment of May 6th 1926, and which said bonds or notes are entitled to share or are claiming to be entitled to share ratable with all other bonds secured by said mortgage and deed of trust and issued thereunder,

It is by the court, CONSIDERED, ORDERED, ADJUDGED AND DECREED that the owners and holders of the bonds or notes issued or claiming to be issued under the mortgage and deed of trust hereinbefore referred to which said mortgage and deed of trust was ordered foreclosed by said judgment of May 6th, 1926, be, and appear in this court on April, 18th. 1927, at the hour of 9:00 o'clock in the forenoon and present for approval, validation and allowance of disallowance, any and all of said bonds or notes so held or owned.

It is further ordered, adjudged and decreed that the Receiver herein give notice to the holders and owners of said bonds and notes, as the same appear from the books and records of the Aztec Oil Company, or as may appear from any knowledge otherwise obtained by him, to be and appear at said day for the purpose hereinabove set forth.

F.E. Kemmerer,

Judge.

O.H. C.A. Coakley,
Receiver.

IN THE DISTRICT COURT OF THE UNITED STATES, FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

| | | | |
|------------------------------|-------------|---|-------------------|
| A. B. C. DAGUE, | Plaintiff. |) | |
| | vs. |) | No. 70 In Equity. |
| AZTEC OIL COMPANY A COR- | |) | |
| PORATION, AND EXCHANGE TRUST | |) | |
| COMPANY, A CORPORATION, | Defendants. |) | |

ORDER OF SALE.

Now on the 30th day of March, 1927, came on for hearing in open court, pursuant to regular assignment thereof, the motion of A.B.C. Dague, the plaintiff above named, and the judgment creditor in one certain judgment made and entered in this court on May 6th, 1926, by which said motion the said plaintiff asked that an order of sale issue for the sale of the property ordered foreclosed in the order and judgment aforesaid of May 6th 1926, and the Aztec Oil Company being present by its attorneys and by its

In the District Court of the United States in and for the

NORTHERN
COURT SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
WEDNESDAY, MARCH, 30, 1927.

receiver, Charles A. Coakley, and the plaintiff being present in person and by his attorneys, Poe & Lundy, and Leshley & Rembo, and the other parties interested being present by their respective counsel, and counsel having been heard the court is of the opinion that the motion should be granted and the order of sale made, as therein prayed.

It is, therefore, CONSIDERED, ORDERED, ADJUDGED AND DECREED that Charles A. Coakley, present receiver under the order heretofore made appointing a receiver for the properties of the Mitec Oil Company, be and he is hereby named Special Master and ordered to sell all and singular the real estate, personal property, choses in action, leases, equipment, plants, tools, stocks automobile, furniture and law books and any and all other equipment, all as is more particularly set forth in the bill of complaint of the plaintiff herein and in the judgment of May 6th 1926, together with additions, increase and betterments to said property, if any, save and except such property as has heretofore been sold by order of the court with the consent of the parties hereto, and save and except such nonproducing oil and gas leases as the said receiver may sell at private sale, if any, upon proper order of the court and with the consent of the parties between the date of this order and the time mentioned for the sale thereof, the court reserving to itself the right to make such orders for the sale of such non-producing leases at private sale as deemed advisable and expedient so to do. And save and except one certain oil and gas mining lease known as the Onate Johnson lease, covering the Southeast Quarter (SE4) of the Southeast Quarter (SE4) of Section 14, Township 17 North, Range 8 East in Creek County, Oklahoma, which said last named lease was not ordered sold under said present order.

It is further ORDERED, ADJUDGED AND DECREED by the court that the sale be held by the said Charles A. Coakley as Special Master at Public auction and outcry at the court room of the United States District Court for the Northern District of Oklahoma in the Federal Building at the Northwest corner of third Street and Boulder Avenue in the city of Tulsa, Oklahoma, between the hours of 10:30 o'clock A.M. and 2:00 o'clock P. M. of June 30th, 1927.

It is further ORDERED, ADJUDGED AND DECREED by the court that the Special Master shall advertise the said sale for not less than thirty days immediately prior to the day of said sale, by publishing proper notice thereof in some paper published in Tulsa County, Oklahoma, having a bona fide circulation therein and that said property be sold by said Special Master to the highest bidder for cash to him in hand paid and to be paid, as hereinafter provided, and that said Special Master will, after said sale, report the same to this court for approval or rejection.

It is further ORDERED, ADJUDGED AND DECREED by the court that the Special Master before offering said property for sale and publishing the notice thereof, shall divide said property into such parcels or divisions as may be by him deemed most advantageous and shall describe said parcels and the contents thereof in the said notice of sale and that at the sale of said property he shall offer the same for sale in such separate parcels as may have been determined and advertised by him, and shall also offer said property for sale as a whole, and that he shall accept the bid as a whole only if it exceeds the sums of the bids for the properties offered and sold in parcels or divisions.

It is further ORDERED, ADJUDGED AND DECREED by the Court that the Special Master shall receive no bid from anyone offering to bid on the entire property hereinabove described by reference to said Judgment, who has not first deposited with him, not later than 12:00 o'clock M. on June 29th, 1927, as a pledge that he will make good his bid in case of its acceptance, the sum of \$10,000.00 in money or by certified check upon or cashier's check of any National Bank approved by the Special Master.

It is further ORDERED, ADJUDGED AND DECREED by the court that the Special Master shall receive no bid from anyone offering to bid on a separate parcel of the said property as determined and advertised by him who has not first deposited with him not later than 12:00 o'clock M. on the 29th day of June, 1927, as a pledge that he will make good his bid in case of its acceptance the sum of \$1,000.00 in money or in certified check upon or cashier's check of any National Bank approved by the Special Master.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
WEDNESDAY, MARCH, 30, 1927.

It is further Ordered, Adjudged and Decreed by the Court that upon acceptance of any bid for such property as a whole the purchaser shall within ten days after the confirmation of said sale by this court deposit with the said Special Master the amount of his bid for such property; PROVIDED, however, that in case any person, firm or corporation owning first mortgage bonds or notes of the Aztec Oil Company secured by the mortgage and deed of trust foreclosed in said judgment of May 6, 1926, and which said bonds and notes have prior to the date of said sale been declared by this court to be valid and subsisting bonds and notes secured by said mortgage and entitled to participate ratably with other bonds secured by said mortgage and deed of trust shall purchase said property it shall not be necessary for such person, firm or corporation to pay the full amount of said bid in cash, but said bidder may pay in cash (1) - an amount sufficient to pay all claims which may be determined to be prior to the bonds and notes secured by said mortgage, including the costs and expenses of the receivership herein and of said sale, and (2) - of the remainder of his bid may use for payment bonds secured by said mortgage or deed of trust in the proportion which the bonds and notes held by said bidder and so declared valid and legal as aforesaid, shall bear to all the bonds and notes so declared to be legal and valid as aforesaid, and (3) - shall pay the remainder of his bid in cash as hereinabove provided.

It is further ORDERED AND ADJUDGED that a deposit received from any unsuccessful bidder shall be returned when the property shall be struck down, and that the deposit received from the successful bidder or purchaser shall be held and applied on account of the purchase price of the property of which said bid was made.

It is further CONSIDERED, ORDERED, ADJUDGED and DECREED that in the event any bidder or purchaser shall fail to make good his bid upon its acceptance by the Special Master, or after such acceptance shall fail to comply with any order of the court relative to the payment thereof or the consummation of the purchase, then and same in cash, certified check or cashier's check so deposited by such purchaser or purchasers, as hereinbefore provided, shall be forfeited as a penalty for such failure and shall be applied towards the expense of the re-sale and towards making good any deficiency or loss in case the property shall be sold thereafter at a price less than that bid at the prior sale; PROVIDED, if the court shall not confirm the sale for which any deposit shall have been made, such deposit shall be returned to the bidder.

It is further ORDERED, ADJUDGED AND DECREED that the court reserve the right to order the property sold upon such notice as it may direct in case the purchaser thereof shall fail or omit to make any payment on account of any unpaid balance of the purchase price after the delivery of the order approving such sale.

It is further ORDERED, ADJUDGED AND DECREED that if for any reason the Special Master herein named should be unable to carry out the said sale that the court shall have the right to appoint in his stead, some other person as Special Master to carry out the terms of this order of sale.

It is further ORDERED, ADJUDGED AND DECREED that the Special Master shall hold the sums received by him as deposits, if any, for the sale of said property either as a whole or in parcels or divisions, and submit said bids so accepted by him and said sale so made by him to this court for approval of said sale or sales, either in whole or in part, he shall collect the balance due therefor and shall hold the same subject to the orders of distribution of this court, and shall disburse the same upon orders made or to be made by this court directing the same.

It is further ORDERED, ADJUDGED AND DECREED that the court reserves the right to make any other or further orders respecting the sale herein as deemed necessary, expedient or advisable so to do without prejudice to the sale of said property on the date herein specified and set forth.

F. E. Kummer,
Judge.

O.K. Poe & Lundy, Lashley & Rambo, Attys for Pltff.
H. A. Gibson, Attys for Aztec Oil Co.

In the District Court of the United States in and for the

NORTHERN District of OKLAHOMA.
EQUITY SESSION. TULSA, OKLA. TUESDAY, MARCH, 31, 1927.

Court adjourned pursuant to adjournment, Tuesday, March, 31, 1927, at 9:30 o'clock A. M. Present:

Hon. F. E. Kemmerer, Judge of U.S. District Court.
H. P. Worfield, Esq., Clerk of U.S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

MANDATE- MINERVA JONES, PHILLIP A. LEWIS CARTER W. WESLEY.

UNITED STATES OF AMERICA, vs.

TO THE HONORABLE THE JUDGE OF THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA.

000SEAL000

GREETING:

Whereas, lately in the District Court of the United States for the Northern District of Oklahoma, before you, in a cause between Minerva Jones, Phillip A. Lewis, and Carter W. Wesley, Trustees, Operating and Doing Business as "The Ingram Trust," and Leonard D. Ingram, Relators, and the Prairie Oil and Gas Company, respondent, wherein the decree of the said District Court, entered in said cause on the 27th day of April, A. D. 1925, is in the following words, viz:

"Now on this 27th day of April, 1925, the above cause came on for hearing by agreement of all parties upon the motion of the defendant herein filed to dismiss the second amended bill of complaint; and thereupon the plaintiffs prayed leave to further amend the said second amended bill of complaint by attaching thereto exemplified copies of an order transferring the guardianship proceeding involved herein from Wagoner County, Oklahoma, to Muskegee County, Oklahoma, of the order of the County Court of Wagoner County dated December, 15, 1910, setting the application for guardianship for hearing upon January, 3, 1911, and of the notice of the said hearing, which prayer and request was by the court granted and the second amended bill of complaint further amended accordingly. And thereupon the said motion to dismiss the second amended bill of complaint as so amended was ordered refilled as of this date to the said second amended bill of complaint as so amended and proceeded to hearing; and the court having heard the arguments of counsel, the said motion to dismiss is by the court sustained, to which the plaintiffs except, and thereupon the plaintiffs elected to stand upon their second amended bill of complaint as so amended this day.

Therefore, it is by the court ordered, adjudged and decreed that the said motion to dismiss is sustained, and the said second amended bill of complaint as amended this day be and the same is dismissed for want of equity at plaintiffs' costs; to all of which the plaintiffs except.

F. E. Kemmerer, Judge."

as by the inspection of the transcript of the record of the said District Court, which was brought into the Supreme Court of the United States by virtue of an appeal agreeably to the act of Congress, in such case made and provided, fully and at large appears.

AND WHEREAS, in the present term of October in the year of our Lord one thousand nine hundred and twenty-six, the said cause came on to be heard before the said Supreme Court, on the said Transcript of record, and was argued by counsel:

ON CONSIDERATION HEREOF, it is now here ordered, adjudged, and decreed by this Court that the decree of the said District Court, in this cause be, and the same is hereby, affirmed with costs; and that the said respondent, The Prairie Oil and Gas Company, recover against

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
TUESDAY, MARCH, 31, 1927.

the said relators twenty dollars for its costs herein expended and have execution therefor.

January 24, 1927.

You, therefore, are hereby commanded that such execution and proceedings be had in such cause, as according to right and justice, and the laws of the United States, ought to be had, the said appeal notwithstanding.

WITNESS, the Honorable William H. Taft, Chief Justice of the United States, the twenty-eighth day of March, in the year of our Lord one thousand nine hundred and twenty seven.

Costs of respondent.

| | | |
|--------------------|---|-------------------|
| Clerk |) | |
| Printing record..) |) | Paid. |
| Attorney |) | \$20.00 |
| |) | <u> </u> |
| |) | \$20.00 |

Wm. P. Gensburg,
Clerk of the Supreme Court
of the United States,

IN THE UNITED STATES DISTRICT COURT OF THE
DISTRICT COURT OF OKLAHOMA.

LIQUID CARBONIC COMPANY,
A CORPORATION, ET AL.,
Plaintiff.

vs.

PAIGE BOTTLE ICER COMPANY,
CHESTER PAIGE ET AL.,
Defendants.

Equity No. 139

O R D E R.

On this 31st day of March, 1927, the defendant Chester Paige, having filed his motion herein, asking permission to file his supplemental answer and cross petition in said Cause, and asking that one W. H. Smith be made a party defendant: and it appearing to the Court that the defendant is entitled to the relief sought, and that W. H. Smith is a necessary party and that the new issues have arisen herein since the filing of the answer of the defendant Chester Paige,

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that a chancery subpoena issue out of the Clerk's office for W. H. Smith, and that he be served in the usual and legal manner.

IT IS FURTHER ORDERED that the defendant Chester Paige be and he is hereby granted permission to file a supplemental answer and cross petition in this cause.

F. E. Kennamer,
Judge.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
THURSDAY, MARCH, 31, 1927.

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

| | | | |
|-------------------------------------|------------|---|----------------|
| CITY OF PAWHUSKA, | Plaintiff. |) | |
| | |) | |
| vs. | |) | No. 277 Equity |
| | |) | |
| MIDLAND VALLEY RAILROAD COMPANY, | Defendant. |) | |

O R D E R.

On this 31st day of March, 1927, upon application of the defendant and for good cause shown,

It is by the Court ordered and directed that the Clerk of this Court issue a subpoena duces tecum to C. M. Hirt, commanding him to appear herein on April, 6, 1927, at 9:30 O'Clock A. M. and bring and have with him instruments and documents as follows:

1. Ordinance No. 2 dated August, 6, 1906, fixing the boundary of the City of Pawhuska, in Lynn Avenue between 12th and Fourth Streets.

2. Resolutions adopted Aug. 1, 1923, declaring necessity to improve Lynn Avenue from the South line of Main Street to the North line of Fourth Street.

3. Resolution adopting plans, specifications and estimates and declaring the necessity for paving Street Improvements District No. 18 adopted August, 13, 1923.

4. Resolution providing for the improvement of Street Improvement District No. 18, adopted the 10th day of September, 1923.

5. Resolution amending Section 4 of the Resolution adopted September 10th, approved the 24th day of September, 1923.

6. Paving Resolution No. 6 being resolution appointing a time and place for holding a session to hear complaints or objections that may be improvement District No. 18.

7. Resolution confirming and approving the report made and returned by Board of Appraisers appointed to appraise and apportion the benefit to the several lots and tracts of land chargeable with costs of the paving or otherwise improving Street Improvement District No. 18, passed the 11th day of February, 1924.

8. A resolution providing for the issuance of Street Improvement Bonds for the payment of the contract price for the paving and other wise improving streets and public places in the City of Pawhuska Oklahoma, passed and approved the 17th day of March, 1924.

9. Proof of publication for the resolution adopting plans, specifications and estimates and declaring the necessity for the paving of Street Improvement District No. 18 and the Proof of Publication of Notice of meeting of the Board of Commissioners in the City of Pawhuska for hearing and adjudging complaints concerning appraisement and apportionment of benefits to the several lots and tracts of land chargeable with the cost of paving Street Improvement District No. 18, and Ordinance No. 63-M, assessing cost of paving Street Improvement District No. 18, passed the 11th day of February, 1924, and the publication of the same.

F. E. Hennamer, Judge.

O.K. Allen Underwood & Smith, N.C. Orr & Eugene Leat,
Attorneys for Plaintiff.

Christy Russell, Attorney for Defendant.

In the District Court of the United States in and for the

NORTHERN EQUITY SESSION. District of TULSA, OKLAHOMA. OKLAHOMA. FRIDAY, APRIL, 1, 1927.

Court convened pursuant to adjournment, Friday, April, 1, 1927, at 9:30 A. M. Present:

Hon. F. E. Kennamer, Judge of U. S. District Court. H. P. Werfield, Esq., Clerk of U. S. District Court.

Thereupon, the following proceedings were had and entered, to-wit:

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF THE STATE OF OKLAHOMA.

A. L. ROMINE, BEING THE SAME PERSON AS AUDREY L. ROMINE, Plaintiff,

vs.

WESTLAND OIL CORPORATION, AND L. C. COLLINS,

Defendants.

No. 202 Equity.

ORDER ENLARGING TIME TO FILE ANSWER TO AMENDED BILL OF COMPLAINT.

By agreement of the parties, the time within which to file answer to the amended complaint is enlarged and extended to and including the 20th day of April, A. D. 1927,

Done in open court on this the 1st day of April, A. D. 1927.

F. E. Kennamer, Judge.

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA.

THE UNITED STATES OF AMERICA, Plaintiff,

vs.

ALBERT KELLY, AND THE H. P. WILCOX OIL & GAS COMPANY A CORPORATION,

Defendants.

No. 226 In Equity.

ORDER.

Upon application of defendant, Albert Kelly, one of the defendants in the above entitled cause, it is hereby ordered by the Court that said defendant herein be granted an extension of fifteen (15) days from the 1st day of April, 1927, in which to plead, or an extension of thirty (30) days from the 1st day of April, 1927, in which to answer, in this cause.

Done in open court this first day of April, 1927,

F. E. Kennamer, Judge.

C. N. Louis R. Shivers,

In the District Court of the United States in and for the

NORTHERN DISTRICT OF OKLAHOMA.

District of OKLAHOMA.

OKLAHOMA. FRIDAY, APRIL 1, 1927.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA.

MARY L. HUTCHISON, Plaintiff. vs. HUTCHISON LUMBER COMPANY, Defendant. No. 28 Equity.

RECEIVERS DISCHARGE.

This matter coming on for hearing on this 1st day of April, 1927, on the application of Hugh Webster and Ed M. Kelly, receivers herein, for their discharge as such receivers and for the release of their bondmen, and it appearing to the court that heretofore on the 24th day of May 1926, an order was issued by this court directing the discharge of said receivers upon their filing proper receipt from the President and Secretary of the Hutchison Lumber Company, and it appearing that said receivers have this day filed in the office of the Court Clerk a proper receipt from the President and Secretary of the Hutchison Lumber Company and that said receivers have in all things performed and completed their duties as said receivers and that said receivers should be discharged and their bondsmen released.

It is therefore ordered and the said Hugh Webster and Ed M. Kelly are hereby discharged as receivers herein and their bondsmen, the Columbia Casualty Company, is hereby released of all further obligations under the receivers bond made and filed in this cause.

F. E. Kennamer, Judge.

JOHN H. DYKES, RECEIVER, Plaintiff. vs. R. F. WATKINS, Defendant. 153 Equity.

On this 1st day of April, 1927, it is ordered that the above entitled cause be and same is hereby stricken from this assignment.

In the District Court of the United States in and for the

NORTHERN
DISTRICT OF OKLAHOMA

District of
WHEELER, OKLAHOMA

Case No.

WHEELER, OKLAHOMA, APRIL 7, 1927.

ing through their sale from time to time as funds were required the necessary money to supply the city with an adequate amount of water. Following this it entered into a contract with a firm of engineers to make surveys, prepare plans and specifications necessary for the construction of a water conduit from the source of the supply on Spavinaw Creek to carry the water to a large reservoir to be constructed in close proximity to the city a distance of about sixty miles. Also, for the construction of a dam and impounding the waters of Spavinaw Creek. Approximately half of this distance from the source of supply in the Spavinaw hills or twenty eight and one-half miles was to be laid with sixty inch reinforced concrete pipe line extending from the source of supply to station 1416-0 and the remainder of the flow line about twenty four and one-half miles from station 82-00 to a receiving well or reservoir designated as Mohawk, prepared for the purpose near the city to be fifty four inch reinforced concrete piping. Between these lines the conduit was made by a tunnel through the hills. This part of the work is not involved in this litigation. In all the doing of the work for this water project of the City was divided into twelve different subject-matters and was let to contractors under the terms of many contracts. We are concerned in this suit alone with contracts numbered four and six.

Generally considered these two contracts provide for the furnishing of the labor, materials, tools, equipment and all facilities necessary for the construction of a pre-cast reinforced concrete lock joint pipe line to conduct water from the dam on Spavinaw Creek in Wagon County, Oklahoma, to the receiving well at Mohawk near the city of Tulsa, and including the work of clearing the right of way, settling the trench, manufacturing, distributing and laying said pipe line in the trench, joining the pipe, back-filling around and over the pipe, and all other necessary operations incident to the construction of said pipe line according to the plans and specifications for the distance hereinbefore stated. The work was submitted to bidders and contracts four and six were entered into between plaintiff and the Board of Commissioners acting for the city about September 25, 1922, and these contracts were by resolution of the city October, 4, 1922, approved.

The estimate for the work to be done under these contracts four and six was estimated at four millions of dollars. By the bid of plaintiff it proposed to lay the pipe line main of pre-cast concrete pipe, manufactured by the Lock-Joint Pipe Company, a New Jersey Corporation, and the plaintiff entered into a contract with that company to furnish and lay this piping required under the two contracts for the sum of about two million nine hundred thousand dollars. The work of excavating the trenches for the laying of the water piping, also, the work of back-filling into the trenches around and over the pipe when laid and certain other work, was by the plaintiff sublet to intervenor Pitts-Buteman Company. On the ground the plaintiff was indebted to this company for the work it had performed in a large amount, and on the ground it was asserting a lien in any sum plaintiff might recover from the city, it was allowed to intervene in this suit, although under its sub-contract with plaintiff which was not approved by the city and was taken by the intervenor at a less cost price for the doing of the work than plaintiff was to receive from the city for the doing of the same work. The contentions of the plaintiff were, in brief, that the classification of the work of excavation done by intervenor for plaintiff as made by the engineer was not in accordance with the terms of the contract, hence there was a large amount of money coming to the plaintiff and through it to intervenor. On the execution of these contracts the plaintiff and intervenor promptly entered upon the performance of the work required to be done under the terms of their contracts. Soon thereafter, however, differences of opinion arose as to the classification of the work of excavation required to be done, and after a part of the mains had been laid by the Lock-Joint Pipe Company it was found the mains had been so tamped and back-filled the concrete pipes sagged and cracked. In order to overcome this defect it became necessary to widen the trench a foot in order to properly tamp the earth underneath and around the mains. And, further than that, the back-filling should be only partially performed until the earth should settle around and under the pipes that the great weight of the earth above the mains should not break the same. While the parties in disagreement as to who was liable for the expense of this extra work, and as to the

In the District Court of the United States in and for the

NORTHERN DISTRICT OF OKLAHOMA. TULSA, OKLAHOMA. FRIDAY, APRIL 1, 1927.

right of the engineers to settle such disputes, and until such difference might, if possible, be adjudged between the parties, a stipulation was entered into in order that the work should proceed, and as plaintiff was in need of money to prosecute its work with the added burden of expense beyond what plaintiff had contemplated, certain advancements were agreed upon to be made by the city to plaintiff which were made until about January 20, 1924, when the differences between the parties not having been adjusted plaintiff notified the Water Commissioner of the city it would no longer continue performance of its contract under the unsettled condition of affairs, but elected to rescind the same for breach of its conditions by the city, and this suit was thereupon by the plaintiff instituted to procure the relief hereinbefore stated.

As has been seen, on the filing of the bill of complaint a temporary order of injunction was applied for, and on a full hearing was denied. Plaintiff seasonably thereafter applied for a review of this decree in the Circuit Court of Appeals for this Circuit and that court upon full hearing and review of the case affirmed the ruling of the trial court. See, Walbridge-Aldinger Company v. Road et al., 1 Fed. (2) 187. Thereupon, the case coming back for final hearing, the trial court by consent of all parties referred the case to a special master who took and considered the proofs, made findings of fact, conclusions of law and recommendations as to the proper decree to be entered herein. This hearing is an exception of plaintiff and intervenor to said report.

Coming now to the merits of the exceptions taken to the findings of the special master, it is important to first consider what weight shall be attached to them. And this for the reason the order of reference in this case appears to be a special one made by consent of all parties in interest, as follows:

"This matter coming on for hearing on this the 16th day of April, 1926, the same being a regular day of the regular day of the regular January, 1926, term of said court at Tulsa, Oklahoma, plaintiff appearing by the firm of West & Petry and Stuart, Sharp, Crane & Oakley, and the defendants, City of Tulsa and members of the Water Commission of the City of Tulsa appearing by May & Tucker, Hasingale & Duff, H. O. Bland and W. S. Robinson, and the defendant, Lock Joint Pipe Company appearing by the firm of Davidson & Williams, and the intervenor, Pitts-Bateman Company, appearing by the firm of West & Petry, and all parties in open court agree that the case may be referred to a Master for determination, and all parties further agreeing in open court that the court may appoint the Honorable O. L. Rider as such Master:

"It is, therefore, ordered, decreed and adjudged by the court that O. L. Rider of Tulsa, Oklahoma, be, and he is hereby appointed Special Master, with directions to hear the testimony on the issues of fact joined by the pleadings, make findings of fact and enter his conclusions of law, and recommend proper decree in the case, and return the same in to this court thirty days from this date, together with all evidence taken and rulings thereon.

"It is further ordered by the court that the Special Master may permit the filing of additional pleadings, and determine the right to file supplemental pleadings in said cause. F. E. Manser, Judge."

It appears to be the rule under such special orders of reference the findings of the master on the merits and the facts are conclusive on the court reviewing the same unless shown by any legal evidence or they are contrary to all the evidence, and the conclusions of law only are reviewable. Kimberly v. Ames, 229 U. S. 111; Davis v. Schwartz, 184 U. S. 637; Purser vs. Beardsley, 71 Ind. 180; United Tr. Co. v. Merchants Trust Co., 18 Fed. 112. And in this settled rule the fact of this case we find the master's findings taken and considered by him finds they are practically the same as those determined by the court on the appeal, and the court has agreed to plaintiff and order on that point as follows: "An order was made...

In the District Court of the United States in and for the

NORTHERN District of OKLAHOMA. EQUITY SESSION. TULSA, OKLAHOMA. FRIDAY, APRIL, 1, 1927.

Is this rule applicable on appeals from interlocutory orders.

In Smith v. Vulcan Iron Works, 165 U. S. 516, the same learned Judge in speaking of the provision of section seven of the act of 1891, said:

"The manifest intent of this provision, read in the light of the previous practice in the courts of the United States, contrasted with the practice in courts of equity of the highest authority elsewhere, appears to this court to have been, not only to permit the defendant to obtain immediate relief from an injunction, the continuance of which throughout the progress of the cause might seriously affect his interest; but also to save both parties from the expense of further litigation, should the appellate court be of opinion that the plaintiff was not entitled to an injunction because his bill had no equity to support it."

In stating the questions presented to the court in that case it is said:

"The questions presented by each of these cases are whether, in a suit in equity for the infringement of a patent, an appeal to the Circuit Court of Appeals from an interlocutory order or decree of the Circuit Court, granting an injunction, and referring the case to a master to take an account of damages and profits, may be from the whole order or decree, or must be restricted to that part of it which grants the injunction; and whether the Circuit Court of Appeals, upon such an appeal, may consider and decide the merits of the case, and, if it decides them in the defendant's favor, may order the bill to be dismissed."

In Brown v. Lanyon Zino Co. 179 Fed. 309, Judge VanDeventer, now Mr Justice VanDeventer, said

"We are requested to reconsider our prior ruling that no infringement resulted from the use of the Gappeau type of furnace, with the rabble operator mechanism in an open or uninclosed space underneath the main roasting chamber, but this we may not do. That ruling turned upon the interpretation of the claim in suit and is now a part of the law of the case, whether it was right or wrong. It was adhered to after due consideration of a timely petition for a rehearing, and the Circuit Court, as in duty bound, has respected and enforced it in the subsequent proceedings. True, it was made upon an appeal from an interlocutory decree granting an injunction, but that did not render it less obligatory upon the Circuit Court, and does not except it from the settled rule that propositions once decided by an appellate court are not open to reconsideration in that court upon a subsequent appeal or writ of error." Smith v. Vulcan Iron Works, 165 U. S. 516, 525, 526, 17 Sup. Ct. 407, 41 L. Ed. 810; In re Potts, 166 U. S. 263, 267, 17 Sup. Ct. 520, 41 L. Ed. 994; United States v. California, etc., Land Co., 148 U. S. 31, 38, 13 Sup. Ct. 458, 37 L. Ed. 354; In re Sanford Fork & Tool Co., 160 U. S. 247, 255, 16 Sup. Ct. 291, 40 L. Ed. 414; Illinois v. Illinois Central R. R. Co., 164 U. S. 77, 90-93, 22 Supt. Ct. 300, 46 L. Ed. 440; Bissell Carpet Sweeper Co. v. Sashen Sweeper Co., 19 C. C. A. 25, 40 72 Fed. 545, 560; Burns v. Cooper, 82 C. C. A. 300, 153 Fed. 148; Crotty v. Chicago Great Western Ry. Co., 95 C. C. A. 91, 169 Fed. 593; Messinger v. ANDERSON, 96 C. C. A. 445, 171 Fed. 785."

As against this view there is cited and much relied upon the decision of the Circuit Court of Appeals for this Circuit in the case of City of Council Bluffs, v. Omaha & C. R. St. Ry. Co., 9 Fed. (2) 246. In the course of the opinion in that case Judge Sanborn said:

"We recognize the established rule that, under an appeal from a decree for a preliminary injunction, the appellate court ought not to determine crucial questions conditioning the merits of the case; (1) because their adjudication of such questions ought not to be made until after the parties have had an opportunity to present their evidence and their arguments upon the entire proof; (2) because such an adjudication would not estop any of the parties in the subsequent trial of the issues of the

In the District Court of the United States in and for the

NORTHERN
CITY SESSION.District of
COLUMBIA, DISTRICT OF COLUMBIA.OKLAHOMA.
FRIDAY, APRIL 1, 1927.

case or otherwise; and (3) because such a decision would in many cases be made on a difference state of facts and upon differences arguments from those presented at the final hearing, and we neither decide nor intimate our opinion upon those questions."

However, the question arising for decision in that case did not concern itself with the legal effect of a decision on appeal from the granting or refusal of an interlocutory order involving the merits of the case on such appeal. On the contrary that case was as to what should be decided on the review of an interlocutory order granted or refused and not the effect of a decision on such a question when rendered on the merits of the case. Hence, in so far as the question here presented is concerned, that decision is clearly obiter dictum.

It follows from what has been said, I am clearly of the opinion from adjudicated cases controlling here all questions put in issue and determined by the Circuit Court of Appeals on the appeal from its order denying a temporary injunction to plaintiff in so far as questions of law are concerned are re adjudicated and conclusive on this court at this final hearing.

Turning now to the decision of the Court of Appeals reviewing the order of this court denying a temporary injunction, in so far as that court for the purpose of decision made considered the merits of the controversy of the issues therein presented and determined, it is found; (1) The contract rights of the parties are established by the writing made between them and not as by defendants contended, they should have been established by a reformation of the written contract; (2) that this contract was not breached by defendant city as by plaintiff alleged in its bill of complaint; (3) that plaintiff was not justified in its attempted rescission of said contract; (4) that the contract remaining in force the defendant city had the right to take over the further prosecution and completion of the work and in so doing the tools, equipment and appliances owned and employed by plaintiff on the premises in the prosecution of its work under the contract; (5) the right of the city to prosecute the work undertaken by plaintiff under its contract to completion, and to have and receive from plaintiff on an accounting taken between them such reasonable costs and expenses incurred by the city in so doing as exceed the contract price agreed to be paid by the city and received by the plaintiff for the doing of the work; (6) Inhering in this determination so made, of necessity, there was involved the true meaning and legal intent of the language employed in the contract, including the scope and power of the engineers by their decisions to bind and conclude the rights of the parties proceeding under the contracts; (7) Further, all other questions put in issue by the pleadings and necessarily inhering in the former decision made.

Treating, therefore, all such questions as concluded by the law of the case as determined and declared by the Court of Appeals, which must be done, the few remaining questions are of comparatively small moment

Coming to a determination of the same, and giving the findings of fact made by the Special Master that weight which as above seen must be given them, but few remain in the case. True, there is a question of law as to the right of the city under the circumstances of this case to pay off and discharge the indebtedness owned by the plaintiff to the Lock Joint Pipe Company at the time the plaintiff gave notice to the City it elected to rescind its contract. While this was a debt of the plaintiff under the contract and not primarily an obligation of the city, yet the circumstances as shown by the record under which this payment was made were peculiar. There appears to have been no contention made by the plaintiff at the trial before the master but that the amount paid by the city to the Lock Joint Company was the amount justly due and owing by the plaintiff to that company. If any such contention could have been made by plaintiff, as the Lock Joint Company was primarily made a party defendant to plaintiff's bill and do remained until after a reference to the special master, and was then dismissed from the suit by the plaintiff, such order should not have been applied for or made but the Lock Joint Company should have remained a party in order that all issues between the parties could have been settled in one suit by one decree. The fact that the Lock Joint Company was dismissed from the suit by the plaintiff after

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.

District of
TULSA, OKLAHOMA.

OKLAHOMA.
FRIDAY, APRIL, 1, 1927.

it had been by plaintiff brought into the suit must be taken as an admission that plaintiff had no controversy with that company.

Again, under the express terms of the contract between the city and plaintiff, Article XXII, the city reserved to itself the right to pay the Lock Joint Company for it had furnished materials and performed labor under its contract with plaintiff in the doing of the work. Again, the record shows in practical effect an assignment made by the Lock Joint Company on receiving its pay from the city of the claim of that company against plaintiff.

All things considered, as found by the master, I am of the opinion the payment made by the city to the Lock Joint Company out of the retained percentages was proper and just under the circumstances in this case. Taking the law heretofore declared by the Circuit Court of Appeals where put in issue and determined by the decision of that court in the prior hearing as the law of the case binding on this court on this hearing, and giving to the findings of fact as made by the master under the peculiar circumstances of the reference of this case the weight to which they are justly entitled, I am of the opinion no error entitling the plaintiff or intervener, Pitts-Bateman Company to have the exceptions taken to the report of the Master sustained and the findings set aside is made to appear.

It is therefore ordered the exceptions taken by plaintiff, and intervener as well, to the report of the special master be, and the same are overruled and denied and the findings upheld as the facts of the case. And a decree thereon ordered to enter as by the special master recommended in his report.

It is so ordered.

John C. Pollock,
U.S. District Judge.

IN THE UNITED STATES DISTRICT COURT FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

| | | |
|-----------------------------|---|----------------|
| WALBRIDGE-ALDINGER COMPANY, |) | |
| Plaintiff. |) | |
| vs. |) | |
| CITY OF TULSA, ET AL., |) | No. 19 Equity. |
| Defendants. |) | |
| PITTS-BATEMAN COMPANY, |) | |
| Intervener. |) | |

D E C R E E.

Pursuant to the decision of this court filed on the 1st day of April, 1927, affirming the report of the Hon. O. L. Rider, Special Master, heretofore filed in this case:

It is ordered, adjudged and decreed that the defendants, City of Tulsa, Oklahoma, have and recover of and from the plaintiff Walbridge-Aldinger Company, a corporation, the sum of \$111,947.68, with interest thereon at the rate of 6% per annum from the date of this decree.

It is further ordered, adjudged and decreed that the defendant City of Tulsa, have and recover of and from John M. Pitts and Carter-Walbridge-Aldinger Company, a corporation doing business under the name of Pitts-Bateman Company, the sum of \$10,278.69, with interest thereon at the rate of 6% per annum from this date.

It is further ordered, adjudged and decreed that the proper of the plaintiff's petition be in all things denied and that said plaintiff recover nothing against said defendant City of Tulsa.

In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION.District of
TULSA, OKLAHOMA.OKLAHOMA.
FRIDAY, APRIL, 1, 1927.

It is further ordered, adjudged and decreed that the prayer of the petition of said intervener be in all things denied, and that said Intervener recover nothing against said defendant City of Tulsa, Oklahoma.

It is further ordered, adjudged and decreed by the court that the costs herein be taxed against and paid by the plaintiff and the said intervener, to all of which plaintiff excepts.

Dated this 1st day of April, 1927.

John C. Pollock,
District Judge.

- O.K. As to form.
Stuart, Coakley & Doerner, Everett Petry.
Attorneys for plaintiff.
- O.K. Stuart Coakley & Doerner, Everett Petry
Attorneys for Intervener.
- O.K. H. A. Bland, W. F. Tinker, J. A. Duff,
Attorneys for Defendants.

IN THE DISTRICT COURT OF THE UNITED STATES FOR
NORTHERN DISTRICT OF OKLAHOMA.

| | | |
|----------------------------|---|-----------------|
| LOYAL PROTECTIVE INS. CO., |) | |
| Plaintiff. |) | |
| vs. |) | No. 162 Equity. |
| SUE EDWARDS, |) | |
| Defendant. |) | |

JOURNAL ENTRY.

And now on this April, 1, 1927, this cause comes on to be further heard upon special setting by application of the plaintiff herein.

Whereupon defendant asks the court for permission to withdraw her motion to dismiss the bill and to grant her time in which to prepare and file her answer herein; And thereupon, upon consideration said application is granted by the Court and the defendant is hereby granted leave to withdraw her motion to dismiss the bill and to file her Answer herein within ten days from this date.

F. E. Kennamer,
Judge.

- O.K. McDougal, Allen & Pryor,
Keaton, Wells & Johnston,
Attorneys for plaintiff.
- O.K. Grace Arnold,
Attorney for Defendant.

Court adjourned until April, 4, 1927.