

NORTHERN District of OKLAHOMA.
REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 2, 1927.

On this 2nd. day of January, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular 1928 session, met at Tulsa, pursuant to adjournment, Honorable F. E. Konnamer, Judge present and presiding.

H. P. Warfield, Esq., Clerk of U.S. District Court.
John M. Goldsberry, Esq., U. S. Attorney.
H. G. Beard, Esq., U. S. Marshal.

Public proclamation having been duly made the following proceedings were had and entered, to-wit:

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

UNITED STATES OF AMERICA,)
Plaintiff.)
vs.) No. 48 Law.
SOUTHERN SURETY COMPANY,)
A CORPORATION, AND TULOMA)
OIL COMPANY, A CORPORATION.)
Defendant.)

JOURNAL ENTRY OF JUDGMENT.

Now on this 2nd day of January, 1928, same being one of the regular judicial days of the January, 1928, term of this Court the above matter comes on for trial, before me, the undersigned Judge of this Court.

The plaintiff, United States of America, appeared by its attorney, Louis H. Stivers,

The defendant Southern Surety Company, a corporation, appeared by its attorneys, Allen, Underwood & Smith,

The defendant Tuloma Oil Company a corporation, did not appear either by officer or attorney but made default.

All parties appearing announced ready for trial and waived trial by a jury and consented that the trial of the issues involved in this action be tried to the Court.

Thereupon the plaintiff, United States of America introduced its testimony and rested and the defendant, Southern Surety Company, introduced its testimony and rested.

And the Court having heard all the testimony of witnesses sworn and examined in open Court and upon consideration thereof finds:

That all the averments and allegations contained in the plaintiff's United States of America petition are true, as therein set forth.

That the defendant, Tuloma Oil Company, a corporation, as principal and the Southern Surety Company, a corporation, as surety are justly indebted to the plaintiff, United States of America, on the first cause of action in the sum of \$4,300.00 as principal and the further sum of \$322.50 as interest.

That the defendant, Tuloma Oil Company, a corporation, as Principal and the Southern Surety Company, a corporation, as surety, are jointly indebted to the plaintiff, United States of America, on the Second cause of action in the sum of \$18,000.00 as principal and the further sum of \$900.00 as interest.

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

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OKLAHOMA.

REGULAR JANUARY, 1928, term TUES., OKLAHOMA. HOLIDAY, JANUARY 2, 1928.

That the defendant, Tuloma Oil Company, a Corporation, as principal and the Southern Surety Company, a corporation, as surety, are justly indebted to the plaintiff, United States of America, on the third cause of action in the sum of \$1,000.00 as principal and the further sum of \$75.00 as interest.

That the defendant, Tuloma Oil Company, a Corporation, as principal and the Southern Surety Company, a corporation, as surety, are justly indebted to the plaintiff, United States of America, on the fourth cause of action in the sum of \$3,500.00 as principal and the further sum of \$262.50 as interest.

The court further finds that the fifth cause of action in plaintiff's petition has been dismissed for the reason that same had been paid.

That the defendant, Tuloma Oil Company, a corporation, as principal and the Southern Surety Company, a corporation, as surety, are justly indebted to the plaintiff, United States of America, on the sixth cause of action in the sum of \$20,000.00 and the further sum of \$1,500.00 interest.

That the defendant Tuloma Oil Company, a corporation, as principal and the Southern Surety Company, a corporation, as surety, are justly indebted to the plaintiff, United States of America, on the seventh cause of action in the sum of \$400.00 as principal and the further sum of \$50.00 as interest.

That the defendant Tuloma Oil Company, a Corporation, as principal and the Southern Surety Company, a corporation, as surety, are justly indebted to the plaintiff, United States of America, on the eighth cause of action in the sum of \$2,150.00 and the further sum of \$161.25 as interest.

That the defendant, Tuloma Oil Company, a corporation, as principal and the Southern Surety Company, a corporation, as surety, are justly indebted to the plaintiff, United States of America, on the ninth cause of action in the sum of \$2,050.00 and the further sum of \$153.75, as interest.

The Court further finds that the tenth cause of action in plaintiff's petition has been dismissed for the reason that same has been paid.

That the defendant, Tuloma Oil Company, a Corporation, as principal and the Southern Surety Company, a corporation, as surety, are justly indebted to the plaintiff, United States of America, on the eleventh cause of action in the sum of \$400.00 as principal and the further sum of \$50.00 as interest.

It is therefore by the Court ordered, adjudged and decreed that the plaintiff, United States of America, have judgment against and recover from the defendant Tuloma Oil Company, a corporation, as principal and the Southern Surety Company, a corporation, as surety, upon the first, second, third, fourth, sixth, seventh, eighth, ninth and eleventh causes of action in the total sum of \$51,800.00 together with all the costs of this action.

It is further ordered, adjudged and decreed that said plaintiff have judgment against and recover from said defendants, as principal and surety, respectively for interest due on the amounts in each and all of said causes, of action above mentioned in the total sum of \$3,435.00.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the fifth and tenth causes of action contained in plaintiff's petition be and the same are dismissed for the reason that the liability claimed thereunder has been heretofore settled and discharged.

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It is further ordered, adjudged and decreed that in the event the defendant Southern Surety Company is required to or does pay the Judgments herein rendered against it and the defendant Tuloma Oil Company, a corporation, that it have judgment over against the said Tuloma Oil Corporation for all of the principal and interest paid hereunder, together with all costs, accrued and accruing, together with interest on said judgments, at 6% per annum from this date until paid by the said Tuloma Oil Company, a Corporation, for all of which let execution issue.

F. E. Kennamer,
Judge.

O. H. Louis H. Stivers, Attorney for United States of America.
O.K. Allen Underwood & Smith Attorneys for Southern Surety Company.

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

LEE CLINTON, AND LEE CLINTON,)
AN INCORPORATE, BY H. E.)
WHITEHEAD, GUARDIAN,)
Plaintiff,)
vs.) No. 526 L.
TWIN STATE OIL COMPANY, A)
DOMESTIC CORPORATION,)
AND JIM BIGHNEY,)
Defendants.)

ORDER.

Upon motion of the defendant, Twin State Oil Company, it is hereby allowed to file amended answer and counter claim and strike from trial calendar.

Dated this 2nd. day of January, 1928,

F. E. Kennamer,
Judge.

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

UNITED STATES OF AMERICA,)
Plaintiff,)
vs.) No. 1626
J. H. MORRISON,)
Defendant.)

Now on this day this matter coming on to be heard and it appearing to the court that heretofore on the 13th day of December, 1927, at Pawhuska, Oklahoma, the defendant herein entered his plea of guilty to an indictment of the crime of possession of intoxicating liquors, and having been fined the sum of \$125.00 and a sentence of sixty days in the Osage County Jail beginning Jan 2nd. 1928, Now then it being satisfactorily shown to the court that the said defendant is a farmer and is unprepared at this time to serve his sentence for the reason that he has part of his crop yet to harvest and for the further reason that he has been unable to secure the services of any one to harvest his crop and look after his stock and other farm stuff. It is by the court ordered that upon payment of his fine of \$125.00 dollars heretofore assessed, he be and he is hereby granted an extension of thirty days in which to begin serving his time of sixty days heretofore assessed upon him by this court.

This the 2nd. day of Jan. 1928.

F. E. Kennamer,
U.S. Dist. Judge for said Dist.

O.K. John H. Colasberry,
U.S. Dist. Atty.

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

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OKLAHOMA.

REGULAR JANUARY, 1927 TERM TULSA, OKLAHOMA.

MONDAY, JANUARY, 2, 1927.

UNITED STATES,	Plaintiff.	}	1756 Cr.
vs.			
NEELEY BUXTON,	Defendant.		

On this 2nd. day of January, 1928, comes W. B. Blair, Asst. U. S. Attorney, representing the government herein and John Harley, representing defendant. Defendant is arraigned and enters plea of not guilty. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

A fine of \$50.00 to be paid United States.

Whereupon, it is ordered that upon payment of the fine assessed herein and costs in Case # 580 Law that Bond forfeiture may be set aside.

UNITED STATES,	Plaintiff.	P)	2192 Cr.
vs.			
J. M. RUTHERFORD,	Defendant.		

On this 2nd. day of January, 1927, comes W. B. Blair, Asst. U. S. Attorney, representing the Government herein. Defendant is called for judgment and sentence upon plea of guilty heretofore entered herein, Whereupon, it is by the Court ordered that Judgment and sentence be imposed as follows:

Count 1, Six (6) months in Osage County Jail,
and a fine of \$100.00.
Count 2, Six (6) months to run concurrently with
sentence imposed in Count 1.

UNITED STATES,	Plaintiff.	}	1101 Cr.
vs.			
BIG BOY, LLOYD McCLEERKIN,	Defendant.		

On this 2nd. day of January, 1928, defendant in above entitled cause is arraigned and enters plea of guilty to counts one and two of indictment heretofore filed herein. Whereupon, it is by the Court ordered that Judgment and sentence be imposed upon said defendant as follows:

Count 1, Eighteen (18) months in Federal Penitentiary,
Leavenworth, Kansas and a fine of \$100.00.
Count 2, Six (6) months in Federal Penitentiary, Leavenworth, Kansas to run concurrently with sentence imposed in Count 1,

And it is further ordered that the Bond forfeiture be and same is hereby set aside upon payment of fine assessed herein.

UNITED STATES,	Plaintiff.	}	2109 Cr.
vs.			
S. L. BOND,	Defendant.		

On this 2nd. day of January, 1928, comes W. B. Blair, Asst. U. S. Attorney, representing the Government herein and John T. Harley, representing defendant herein. Defendant waives arraignment and enters

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REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 2, 1928.

UNITED STATES, Plaintiff.)
 vs.) 2109 Cr.
 S. L. BOND, Defendant.)

On this 2nd. day of January, 1928, comes W. B. Blair, Asst. U. S. Attorney, representing the Government herein, and John Harley representing defendant. Defendant waives arraigned and enters plea of guilty. Whereupon, it is ordered that judgment and sentence be imposed upon said defendant as follows:

- Count 1, Thirty (30) days in Creek County Jail and a fine of \$50.00.
- Count 2, Thirty (30) days in Creek County Jail and a fine of \$50.00.

And it is further ordered by the Court that jail sentence imposed herein be suspended upon payment of fines assessed herein.

UNITED STATES, Plaintiff.)
 vs.) 2110 Cr.
 S. L. BOND, Defendant.)

On this 2nd. day of January, 1928, comes W. B. Blair, Asst. United States Attorney, representing the Government herein, and John T. Harley, representing defendant. Defendant waives arraignment and enters plea of guilty to counts one and two of charge heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed said defendant as follows.

- Count 1, Thirty (30) days in Creek County Jail, and a fine of \$50.00.
- Count 2, Thirty (30) days in Creek County Jail, and a fine of \$50.00.

And it is further ordered by the Court that sentence be suspended upon payment of fine.

JOHN H. DYKES, Plaintiff.)
 vs.) 31 L.
 MASSACHUSETTS BONDING CO.,
 Defendant.)

On this 2nd. day of January, 1928, it is by the Court ordered that leave be granted to file stipulations in above entitled cause and and that said cause be stricken from the trial assignment.

WAYNE L. DICKEY, Plaintiff.)
 vs.) 42 L.
 CARTER OIL COMPANY, Defendant.)

On this 2nd. day of January, 1928, it is by the Court ordered that aboveentitled cause be passed to January, 3rd. 1928.

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

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OKLAHOMA.

REGULAR, JANUARY, 1927 TERM TULSA, OKLAHOMA.

MONDAY, JANUARY, 2, 1928.

ST. LOUIS-SAN-FRANCISCO RAILROAD CO.
Plaintiff.

vs.

E. D. MORRIS, CO TREASURER,
Defendant.

282 L.

On this 2nd. day of January, 1928, it is by the Court ar-
deered that the demurrer filed herein be and same is hereby over-ruled and
exceptions allowed and twenty days allowed defendants to file answer herein

UNITED STATES, Plaintiff.

vs.

BRIGHT RODDY, GDN. Defendant.

295 L.

On this 2nd. day of January, 1928. it is by the Court or-
dered, that above entitled cause be passed to January, 19, 1928.

UNITED STATES, Plaintiff.

vs.

AETNA CASUALTY & SURETY CO.,
Defendant.

322 Law.

On this 2nd. day of January, 1928, it is by the Court order
ed that the above entitled cause be passed to January, 19, 1928.

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

JOHN H. DYKES, RECEIVER OF THE
NOWATA NATIONAL BANK OF
NOWATA, OKLAHOMA, Plaintiff.

vs.

B. H. ROBERTSON, AS LIQUADATING
AGENT OF THE CITIZENS STATE BANK
OF NOWATA, OKLAHOMA, Defendant.

No. 397 Law.

O R D E R.

Now on this 2nd. day of January, 1928, the above entitled
cause came on for hearing upon the motions of the plaintiff herein for a
judgment upon the pleadings directed against the defendant. B. H. Robert-
son, in his representative capacity, and as an individual, and the Court
having heard the said motions and the arguments in support thereof, doth
overrule both of said motions, to which the plaintiff excepts.

IT IS THEREFORE ORDERED by the Court that the plaintiff
have ten days from and after this date within which to file a reply to
the answer herein.

F. E. Kennamer.

Judge.

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REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 2, 1928.

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

UNITED STATES,	Plaintiff.	}	No. 440 Law.
vs.			
ELIZABETH GREER, ET AL.,	Defendants.		

ORDER OVERRULING DEMURRERS.

The demurrers of the defendant to the amended petition came on for hearing this 2nd day of January, 1928, plaintiff appeared by Louis N. Stivers, and the defendants by Green & Farmer, and said demurrers were duly presented and the Court being fully advised finds that the same should be overruled.

IT IS THEREFORE, CONSIDERED, ORDERED AND ADJUDGED that the separate demurrers to the amended petition of the plaintiff should be and they are hereby overruled, exceptions are allowed and the defendants are granted twenty days from this day in which to answer.

F. E. Kennamer,
Judge.

O.K. Louis N. Stivers
Attorney for Plaintiff.
O.K. Green & Farmer,
Attorneys for defendants.

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

BARTLETT-COLLINS COMPANY,	}	No. 470 Law.
Plaintiff.		
vs.		
NATIONAL SURETY COMPANY,	Defendant.	

O R D E R.

On this 2nd. day of January, 1928, this cause came on for hearing upon defendants's motion to require plaintiff to make its petition more definite and certain, the plaintiff appearing by W. O. Lytle, Esq., and the defendant by J. L. Hull, Esq., After being duly advised the court finds that said motion should be sustained wherefore

IT IS ORDERED that said motion be, and it hereby sustained to which plaintiff excepts, and plaintiff thereupon was given ten days within which to file an amended petition in compliance with the order the defendant to have ten days thereafter within which to plead to the same or twenty days thereafter within which to answer the same.

F. E. Kennamer,
District Judge.

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REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY JANUARY, 2nd, 1928.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.RUTHERFORD B. BUTTS, AS RECEIVER,
OF THE FIRST NATIONAL BANK IN
KIEFER, OKLAHOMA.

Plaintiff.

vs.

UNITED STATES FIDELITY AND GUARANTY
COMPANY, OF BALTIMORE, MARYLAND,

Defendant.

No. 472 Law.

O R D E R.

Now on this 2nd. day of January, 1928, the above entitled cause came on for hearing upon the demurrer of the defendant herein, and the Court being advised in the premises the said demurrer is hereby overruled, to which the defendant excepts.

IT IS THEREFORE ORDERED, by the Court that the defendant be, and it is hereby allowed thirty days from and after this date in which to file answer herein.

F. E. Kennamer,

Judge.

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

MRS. W. E. McKinney,

Plaintiff.

vs.

NORTH BRITISH & MERCANTILE
INSURANCE COMPANY,

Defendant.

No. 510 Law.

O R D E R.

The above matter coming on for hearing on this the 2nd. day of January, 1928, on the motion of Defendant, said defendant appearing by its attorney Hugh Webster and Plaintiff appearing by her attorneys Nolen & Woods, said defendant asks leave to withdraw its motion to quash summons and to file instant Motion to Make more Definite and Certain and said request is by the court granted, whereupon said defendant files its motion to make more definite and certain and thereupon attorney for plaintiff confesses said motion and requests time within which to file amended petition.

It is therefore ordered and adjudged that defendants motion to plaintiffs petition more definite and certain be and the same is hereby sustained and plaintiff is given three days from date hereof within which to file amended petition and defendant given ten days thereafter to answer or further plead.

F. E. Kennamer, Judge.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.SUNLIGHT CARBON COMPANY,
Plaintiff.

vs.

ST. LOUIS-SAN FRANCISCO
RAILWAY COMPANY,

Defendant.

480 Law.

JOURNAL ENTRY ON MOTION TO REQUIRE
MORE DEFINITE AND CERTAIN PETITION.

This matter coming on to be heard on the motion of the defendant

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REGULAR JANUARY 1928 SESSION. TULSA, OKLAHOMA. MONDAY, JANUARY, 2, 1928.

to require the plaintiff to make its petition more definite and certain Mather M. Eakes, appearing for the plaintiff, and Ben Franklin and Stewart Coakley & Doerner, appearing for the defendant, after hearing argument of counsel, and being fully advised in the premises, the court finds that the motion of the defendants be and the same is hereby sustained on the second, third, fourth and fifth grounds thereof, the plaintiff confessing the same; and the court further finds that the motion of the defendants should be and the same is hereby over-ruled on the first ground thereof, to which ruling and order of the court the defendant is allowed an exception.

It is further ordered that the plaintiff be allowed ten days from this date within which time to file an amended petition, and that the defendant be allowed ten days from the date to the filing of the amended petition in which to answer the same.

This 2nd day of January, 1928.

F. E. Kennamer, Judge.

O.K. as to form.

Attorney for plaintiff.

Attorney for defendant.

ALEXANDER JAMISON, Plaintiff. }
vs. } 502 L.
DIAMOND REFINING CO, Defendant. }

On this 2nd. day of January, 1928, the above entitled cause is ordered stricken from the motion docket.

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

OLIVER R. DODSON, Plaintiff. }
vs. } No. 237 Law.
SUN COMPANY, A FOREIGN CORPORATION, Defendant. }

ORDER.

Now on this 2 day of January, A.D. 1928 the same being one of the regular days of the above entitled court, this cause came on for consideration by the court.

It appearing to the court from investigation of the files that in accordance with the written stipulation of the respective parties to this cause now on file in this court said cause should be dismissed against the defendant, Sun Company, without prejudice, at the plaintiff's cost:

It is therefore, by the court considered, ordered and adjudged that the cause be and the same is hereby dismissed against the defendant, Sun Company, at the cost of the plaintiff but without prejudice against the plaintiff's rights.

F. E. Kennamer, Judge.

O.K. R.M. Dick Attorney for plaintiff.

W.J. Gregg. Atty for Deft.

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

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REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA.

MONDAY, JANUARY, 2, 1928.

SILLER KEMOHAB, Plaintiff.)
 vs.) 512 Law.
 SHAFER OIL & REFINING CO.)
 Defendant.)

On this 2nd. day of January, 1928, it is by the Court ordered that the Motion to make more definite and certain heretofore filed in above entitled cause be and same is hereby overruled and exceptions allowed. Defendant is granted thirty (30) days to answer, and it is further ordered that the Twin State Co. be given ten (10) days from date in file its amended answer herein and that the plaintiff herein be granted thirty days to file Memo. Brief in support of Motion to Dismiss the answer and cross petition heretofore filed herein, and that defendant be granted leave to reply.

J. F. AYERS, ADMR. Plaintiff,)
 vs.) 517 Law.
 ROXANA PETROLEUM CO. Defendant.)

On this 2nd. day of January, 1928, it is by the Court ordered that above entitled cause be passed to Friday January, 6, 1928.

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

ISAIAH NEWMAN, Plaintiff.)
 vs.) No. 521.
 LEONARD INGRAM AND)
 CHARLES A. CHANDLER AS TRUSTEE.)
 Defendants.)

ORDER SUSTAINING IN PART AND OVERRULING
 IN PART DEFENDANTS' MOTION TO DISMISS.

Now on this 2nd. day of January, 1928 came on to be heard the motion of the defendants to dismiss the petition of the plaintiff in the above entitled and numbered action, and after hearing same the Court finds that the motion to dismiss plaintiff's first alleged cause of action should be sustained and that the Motion to dismiss the second alleged cause of action should be overruled;

It is therefore by the Court considered ordered adjudged and decreed that plaintiff's first alleged cause of action set forth in said petition be and the same is hereby dismissed; and it is further ordered adjudged and decreed that the motion to dismiss said alleged second cause of action be and it is hereby overruled and it further ordered that the defendants plead to said alleged second cause of action within five days from this date.

F. E. Kennamer, Judge.

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REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 2, 1928.

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

R. C. REID, Plaintiff.
vs.
WILBUR T. FUNK, Defendant.
No. 529
Law Term 1927.

ORDER.

Now on this 2nd. day of January, 1928, comes on for hearing the Motion of the defendant to make the petition herein more definite and certain, and the Court having heard the statements of Counsel,

IT IS ORDERED that said motion and both grounds thereof be sustained, to which the plaintiff excepts and the plaintiff asks and is given thirty days to file amended petition and the defendant is given ten days thereafter to plead, or twenty days to answer.

F. E. Kennamer, Judge.

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

FRANK R. HAYES, Plaintiff,
vs,
WILBUR, I. Funk, Defendants.
No. 530
Law Term, 1927.

ORDER.

Now on this 2nd. day of January, 1928, comes on for hearing the Motion of the defendant to make the petition herein more definite and certain, and the Court having heard the statements of Counsel,

IT IS ORDERED that said motion and both grounds thereof be sustained, to which the plaintiff excepts and the plaintiff asks and is given thirty days to file an amended petition and the defendant is given ten days thereafter to plead, or twenty days to answer.

F. E. Kennamer, Judge.

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

S. W. CLEAVES, Plaintiff,
vs.
WILBUR T. FUNK, Defendant.
No. 531
Law Term, 1927.

ORDER.

Now on this 2nd. day of January, 1928, comes on for hearing the Motion of the defendant to make the petition herein more definite and certain, and the court having heard the statements of Counsel,

IT IS ORDERED. that said motion and both grounds thereof be sustained, to which the plaintiff excepts and the plaintiff asks and is given thirty days to file an amended petition and the defendant is given ten days thereafter to plead, or twenty days to answer.

F. E. Kennamer, Judge.

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

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REGULAR JANUARY, 1928 TERM

TULSA, OKLAHOMA.

MONDAY, JANUARY, 2, 1928.

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

J. R. BANGERT,	Plaintiff,	}	No. 532
vs.			
WILBUR T. FUNK,	Defendant.			Law Term 1927.

O R D E R.

Now on this 2nd. day of January, 1928, comes on for hearing the Motion of the defendant to make the petition herein more definite and certain, and the Court having heard the statements of Counsel.

IT IS ORDERED that said motion and both grounds thereof be sustained, to which the plaintiff excepts and the plaintiff asks and is given ten days thereafter to plead, or twenty days to answer.

F. E. Kennamer,
Judge.

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

HOWARD SMITHMAN,	Plaintiff.	}	No. 533
vs.			
WILBUR T. FUNK,	Defendant.			Law Term, 1927.

O R D E R.

Now on this 2nd. day of January, 1928, comes on for hearing the Motion of the defendant to make the petition herein more definite and certain, and the Court having heard the statements of Counsel,

IT IS ORDERED that the said motion and both grounds thereof be sustained, to which the plaintiff excepts and the plaintiff asks and is given thirty days to file an amended petition and the defendant is given ten days thereafter to plead, or twenty days to answer.

F. E. Kennamer,
Judge.

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

F. B. HALL, F. R. HAYES AND A. E. MACKINTOSH, PARTNERS, trading and doing business as F. B. HALL COMPANY,	Plaintiffs.	}	No. 534
vs.			
WILBUR T. FUNK,	Defendant.			Law Term, 1927.

O R D E R.

Now on this 2nd. day of January, 1928, comes on for hearing the motion of the defendant to make the petition herein more definite and certain, and the Court having heard the statements of Counsel.

IT IS ORDERED that said motion and both grounds thereof be sustained, to which the plaintiffs except and the plaintiffs ask and are given thirty days to file an amended petition and the defendant is given ten days thereafter to plead, or twenty days to answer.

F. E. Kennamer, Judge.

NORTHERN

District of

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REGULAR JANUARY, 1927 Term TULSA, OKLAHOMA.

MONDAY, JANUARY, 2, 1928.

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

F. B. HALL, Plaintiff,)
vs.) No. 536
WILBUR T. FUNK, Defendant.) Law Term 1927.

ORDER.

Now on this 2nd. day of January, 1928, comes on for hearing the Motion of the defendant to make the petition herein more definite and certain, and the Court having heard the statements of Counsel,

IT IS ORDERED that said motion and both grounds thereof be sustained, to which the plaintiff excepts and the plaintiff asks and is given thirty days to file an amended petition and the defendant is given ten days thereafter to plead, or twenty days to answer.

F. E. Kennamer, Judge.

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

N. A. THOMAS, Plaintiff,)
vs.) No. 536
WILBUR T. FUNK, Defendant.) Law Term 1927.

ORDER.

Now on this 2nd. day of January, 1928, comes on for hearing the Motion of the defendant to make the petition herein more definite and certain, and the Court having heard the statements of Counsel,

IT IS ORDERED that said motion and both grounds thereof be sustained to which the plaintiff excepts and the plaintiff asks and is given thirty days to file an amended petition and the defendant is given ten days thereafter to plead, or twenty days to answer.

F. E. Kennamer, Judge.

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

S. R. McCURDY, Plaintiff,)
vs.) No. 537
WILBUR T. FUNK, Defendant.) Law Term 1927.

ORDER.

Now on this 2nd. day of January, 1928, comes on for hearing the Motion of the defendant to make the petition herein more definite and certain, and the Court having heard the statement of Counsel,

IT IS ORDERED that said motion and both grounds thereof be sustained, to which the plaintiff excepts and the plaintiff asks and is given thirty days to file an amended petition and the defendant is given ten days thereafter to plead, or twenty days to answer.

F. E. Kennamer, Judge.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 2, 1928.

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

A. W. KINNEY,	Plaintiff,	}	No. 538
vs.			
WILBUR T. FUNK,	Defendant.			Law Term 1927.

O R D E R.

Now on this 2nd. day of January, 1928, comes on for hearing the Motion of the defendant to make the petition herein more definite and certain, and the Court having heard the statements of Counsel,

IT IS ORDERED that said motion and both grounds thereof be sustained, to which the plaintiff excepts and the plaintiff asks and is given thirty days to file an amended petition and the defendant is given ten days thereafter to plead, or twenty days to answer.

F. E. Kennamer,
Judge.

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

D. C. BELDING,	Plaintiff.	}	No. 539
vs.			
WILBUR T. FUNK,	Defendant.			Law Term 1927.

O R D E R.

Now on this 2nd. day of January, 1928, comes on for hearing the Motion of the defendant to make the petition herein more definite and certain, and the Court having heard the statements of Counsel,

IT IS ORDERED that said motion and both grounds thereof be sustained, to which the plaintiff excepts and the plaintiff asks and is given thirty days to file an amended petition and the defendant is given ten days thereafter to plead or twenty days to answer.

F. E. Kennamer, Judge.

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

MOSES GOLDSTEIN,	Plaintiff,	}	No. 540
vs.			
WILBUR T. FUNK,	Defendant.			Law Term, 1927.

O R D E R.

Now on this 2nd. day of January, 1928, comes on for hearing the Motion of the defendant to make the petition herein more definite and certain, and the Court having heard the statements of Counsel,

IT IS ORDERED that said motion and both grounds thereof be sustained, to which the plaintiff excepts and the plaintiff asks and is given thirty days to file an amended petition and the defendant is given ten days thereafter to plead, or twenty days to answer.

F. E. Kennamer,
Judge.

NORTHERN District of OKLAOMA.
REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 2, 1928.

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

DAN GOLDSTEIN, Plaintiff,)
vs.) No. 541
WILBUR T. FUNK, Defendant.) Law Term 1927.

O R D E R.

Now on this 2nd. day of January, 1928, comes on for hearing the Motion of the defendant to make the petition herein more definite and certain, and the Court having heard the statements of Counsel,

IT IS ORDERED that said motion and both grounds thereof be sustained, to which the plaintiff excepts and the plaintiff asks and is given thirty days to file an amended petition and the defendant is given ten days thereafter to plead, or twenty days to answer.

F. E. Kennamer, Judge.

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

UNITED STATES OF AMERICA, Plaintiff,)
vs.) No. 544 Law.
JOE LYNCH, EFFIE B. COX,)
AND W. A. WISE. Defendants.)

JOURNAL ENTRY.

And now on this, the 2nd. day of January, the same being the day of the regular January, A.D. 1928, term of the aforesaid Court, present and presiding the Honorable Franklin E. Kennamer, Judge thereof.

This cause being on the regular Calendar of said Court, the same having been set as provided for by law on motion to set aside Bond forfeiture and the same having been reached in its regular order and neither the Defendants nor their Attorney of record were present to present said motion and thereupon, the Court examines the files in said cause and finds that said Motion to set aside forfeiture should be denied.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the motion to set aside the bond forfeiture be and the same is hereby denied.

F. E. Kennamer,
U. S. District Judge.

IN THE DISTRICT COURT OF THE UNITED STATES OF
AMERICA, NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES,)
vs.) No. 548 L.
ELLA ATKINS, Defendant.)

This cause came regularly on to be heard in this Court on motion of the above named defendant and her bondsmen, on this the 2nd. day of January, 1928, the same being one of the regular days of the January, term of this Court, praying the court to set aside a forfeiture heretofore taken against them in this Court.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 2, 1928.

The Court having heard the request of the said defendant and her said bondsmen and having been informed by the attorney for the government, that there would be no objection to the court sustaining the said motion of the said defendant and her bondsmen, provided, that the same be at the cost of the defendant.

It was therefore by the Court ordered and adjudged, that the said forfeiture be set aside on the payment of the cost of the same by the said above named defendant and her bondsmen.

F. E. Kennamer,
U.S. District Judge.

SUSAN A. TAGUE,	Plaintiff.	}	553 Law.
vs.			
C. H. LEHUE,	Defendant.		

On this 2nd. day of January, 1928, it is by the Court ordered that cause be passed subject to call.

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

JOHN H. DYKES, RECEIVER OF THE FIRST NATIONAL BANK AT COLLINSVILLE, OKLAHOMA.	Plaintiff.	}	No. 561 Law.
vs.			
JOHN A CARTER, ET AL.,	Defendants.		

JOURNAL ENTRY OF JUDGMENT.

Now on this 2nd. day of January, 1928, the above styled cause came on regularly for hearing upon the motion of the plaintiff for judgment on the pleadings against the defendant A. McCartney, and for judgment by default against the defendant John A. Carter; plaintiff appearing by his attorney of record and no one appearing for either of the defendants, and after considering said motion, and being fully advised in the premises, the court finds:

That the plaintiff is entitled to judgment on the pleadings against the defendant A. McCartney, as prayed for in plaintiff's petition and that the defendant John A. Carter has been duly served with process in this action in the manner provided by law and is in default and has failed to demur, answer or otherwise plead to the plaintiff's petition filed herein, and is adjudged to have confessed all of the material allegations of plaintiff's petition.

That the defendants John A. Carter and A. McCartney and each of them, are justly indebted to the plaintiff in the manner and in the amount set out in plaintiff's petition, and that plaintiff is entitled to judgment against said defendant, and each of them, as per the prayer of plaintiff's petition.

IT IS THEREFORE ORDERED, adjudged and decreed by the court that the plaintiff have and recover judgment against the defendants John A. Carter and A. McCartney, and each of them, for the sum of \$179.25 with interest thereof at the rate of ten per cent per annum from October, 24, 1927, until paid, and for the further sum of \$26.50 as Attorney's fees and the costs of this action taxed at \$_____. Whereof let execution issue.

F. E. Kennamer, Judge.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA.

MONDAY, JANUARY, 2, 1928.

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

JOHN H. DYKES, AS RECEIVER OF THE FIRST NATIONAL BANK AT COLLINSVILLE OKLAHOMA, Plaintiff.

vs.

C. F. BARRETT AND W. L. CLARK,

Defendants.

No. 563 Law.

ORDER.

Now on this 2nd. day of January, 1928, the above cause came on regularly for hearing upon the demurrer of the defendant W. L. Clark, filed in said cause, plaintiff appearing by his attorney of record, and the defendant W. L. Clark appearing by his attorneys of record, and the defendant W. L. Clark in open court obtained permission to withdraw his demurrer and requested a reasonable time within which to file an answer.

IT IS THEREFORE ORDERED by the court that the defendant W. L. Clark be and he hereby is permitted to withdraw his demurrer heretofore filed in this cause, and said defendant is hereby given fifteen days from this date within which to file an answer to the petition of the plaintiff on file herein.

F. E. Kennamer, Judge.

EMMA NEWRIDER, ET AL., Plaintiffs.

vs.

ED NEWBLOCK, Defendant.

565 L.

On this 2nd. day of January, 1928, the Motion requiring plaintiff to elect which of its four causes of action it will stand on is hereby ordered withdrawn and fifteen days granted defendant in which to answer.

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

IDA M. BLANTON, Plaintiff,

vs.

THE MIDLAND VALLEY RAILROAD COMPANY, A CORPORATION, AND KANSAS, OKLAHOMA & GULF RAILWAY COMPANY, A CORPORATION,

Defendants.

No. 567 Law.

ORDER REMANDING CAUSE.

On this the 2nd. day of January, A.D. 1928, being a regular judicial day of a regular term of said District Court of the United States within and for the Northern District of Oklahoma, there comes on for hearing in said last mentioned court, before the undersigned Judge thereof, the motion of plaintiff in the above entitled cause to remand said cause to the district court within and for Tulsa County, State of Oklahoma, the plaintiff being present by her attorney, Hunter L. Johnson, and the said defendants being present by their attorney, Christy Russell,

NORTHERN

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OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 8, 1928.

and said motion being heard by the court, the court finds that such suit does not really and substantially involve a dispute or controversy properly within the jurisdiction of said United States District Court, and that said suit was wrongfully and improperly removed to this court, and that said motion to remand should be sustained.

IT IS THEREFORE ORDERED, CONSIDERED AND ADJUDGED BY THE COURT that the motion of plaintiff to remand said suit and cause to the District Court within and for Tulsa County, State of Oklahoma, be and the same is hereby sustained and granted; that said suit and cause do not really and substantially involve a dispute or controversy properly within the jurisdiction of this court; that said suit was wrongfully and improperly removed to this court; and that said suit and cause be, and the same hereby is, remanded to the said District Court within and for the said Tulsa County, State of Oklahoma, to proceed in such last mentioned court as in such cases provided by law, and that this court proceed no further in said cause.

AND IT IS FURTHER ORDERED, CONSIDERED AND ADJUDGED BY THE COURT that the defendant, The Midland Valley Railroad Company, pay the costs of this court in said cause, as well as the costs of removing and remanding said cause; and that the clerk of this court forthwith transmit to the clerk of the said District Court of Tulsa County, Oklahoma, the files and proper transcript of the record of this court in said cause, including this order, and that said cause and suit be proceeded with in said State District Court in manner and form as provided by law, this suit and cause being civil cause numbered 40341 in said District Court of Tulsa County, Oklahoma, with the same plaintiff and defendants as in this court.

To all of which the defendants except, and such exceptions are allowed.

F. E. Kennamer, Judge.

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

L. O. CARTER, Plaintiff,

vs.

THE ARGO OIL COMPANY,
A CORPORATION, Defendant.

No. 576 Law.

ORDER SUSTAINING IN PART AND OVERRULING IN PART MOTION OF DEFENDANT TO MAKE PLAINTIFF'S PETITION MORE DEFINITE AND CERTAIN.

Now on this the 2nd. day of January, 1928, comes on for hearing the motion of the defendant herein to require the plaintiff to make his petition more definite and certain; the parties appearing by their respective counsel, and the court, upon consideration of said motion, after hearing the argument of counsel, sustains the same as to subdivision 1 thereof, and overrules the same as to subdivision 2 thereof, and hereby gives the plaintiff five (5) days from this date in which to amend his petition in accordance with subdivision 1, and the defendant is given twenty (20) days thereafter in which to answer.

F. E. Kennamer, Judge.

O.K. Biddison, Campbell, Biddison & Cantrell,
Attorneys for plaintiff.

Dudley & Roddie,
Attorneys for Defendant.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 2, 1928.

APPOINTMENT OF W. T. WARD.

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

UNITED STATES OF AMERICA,)
NORTHERN DISTRICT OF OKLAHOMA,) SS:

By virtue of the authority in me vested by the laws of the United States of America, William T. Ward, of the City of Tulsa, and State of Oklahoma, is hereby appointed Deputy Clerk of the U. S. District Court for the Northern District of Oklahoma.

IN TESTIMONY WHEREOF, I, the undersigned Clerk of the District Court of the United States, for the Northern District of Oklahoma, have hereunto set my hand and seal of said Court at Tulsa, in said District, this 2nd day of January, A.D. 1928.

H. P. Warfield, Clerk
United States District Court
Northern District of Oklahoma.

OATH OF OFFICE OF W. T. WARD.

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

UNITED STATES OF AMERICA,)
NORTHERN DISTRICT OF OKLAHOMA.) SS:

O A T H .

I, William T. Ward, being appointed a Deputy Clerk of the District Court of the United States for the Northern District of Oklahoma, do solemnly swear that I will truly and faithfully enter and record all the orders, decrees, judgment and proceedings of the said court, and that I will faithfully and impartially discharge and perform all the duties of my said office, according to the best of my ability and understanding. That I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties of the office of which I am about to enter. So Help me God.

William R. Ward.

Subscribed and sworn to before me this 2nd. day of January.
1928.

F. E. Kennamer,
U.S. District Judge.

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

L. O. CARTER, Plaintiff,)
vs.) No. 577 Law.
THE ARGO OIL COMPANY,)
A CORPORATION, Defendant.)

ORDER SUSTAINING IN PART AND OVERRULING IN PART MOTION
OF DEFENDANT TO MAKE PLAINTIFF'S PETITION MORE DEFINITE
AND CERTAIN.

Now On this the 2nd. day of January, 1928, comes on for hearing

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District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 2, 1928.

the motion of the defendant herein to require the plaintiff to make his petition more definite and certain; the parties appearing by their respective counsel, and the Court, upon consideration of said motion, after hearing the argument of counsel, sustains the same as to subdivision 1, thereof, and overrules the same as to subdivision 2 thereof, and hereby gives the plaintiff five (5) days from this date in which to amend his petition in accordance with subdivision 1, and the defendant is given twenty (20) days thereafter in which to answer.

F. E. Kennamer,

Judge.

O.K. Biddison, Campbell, Biddison & Cantrell.

Attorneys for Plaintiff.

Dudley & Roddin,

Attorneys for Defendant.

MANDATE - MONTY MORRIS & PAUL MORRIS.

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 DISTRICT 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 the United States of America, Plaintiff, and Paul Morris and Monty Morris, Defendants, No. 1623, wherein the judgments and sentences of the said District Court in said cause, entered on the 21st day of July, A.D. 1927, were against the defendants, 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 a writ of error, 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 seven, the said cause came on to be heard before the said United States Circuit Court of Appeals, upon the motion of Mont Morris, one of the plaintiffs in error, for an order dismissing the writ of error as to himself alone, and the objections of his attorneys of record, and in pursuance of the motion, but without prejudice to the right of co-plaintiff in error, Paul Morris, to prosecute said writ of error in his own behalf. It is now here ordered and adjudged by this Court that the writ of error to the said District Court in this cause, as to the plaintiff in error Mont Morris, only, be, and the same is hereby dismissed, without costs to either party in this Court.

It is further ordered that a mandate in this cause be forthwith issued to the said District Court with directions to the defendant, Mont Morris, to surrender himself to the custody of the United States Marshal for the Northern District of Oklahoma within the thirty days from and after the date of the filing of the mandate in said District Court.

---December, 28, 1927 ---

You, therefore, are hereby commanded that such proceedings be had in said cause, as according to right and justice and the laws of the United States, ought to be had, the said writ of error notwithstanding.

WITNESS, the Honorable William H. Taft, Chief Justice of the United States, the thirtieth, day of December, in the year of our Lord one thousand nine hundred and twenty seven.

E. E. Koch.

Clerk of the United States Circuit
Court of Appeals, Eighth Circuit.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 1928.

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

UNITED STATES OF AMERICA,
vs. T. V. HOWARD,
Plaintiff, Defendant.
No. 1744

ORDER.

Now on this 2nd. day of January, 1928, the same being one of the regular judicial days of the Regular January, 1928, Term of said Court, this matter comes on before the Court upon the motion of the Government to set aside the order of the Court heretofore made probating the above named defendant from the judgment and the sentence of the Court entered herein on the 9th day of June, 1927, sentencing the above named defendant to Six months in the Tulsa County Jail, and it appearing to the Court from the report of Sturley B. Jenks, acting Deputy Prohibition Administrator, that the said defendant has violated the said order of probation in that since the making of said order of probation, the said defendant, T. V. Howard, has had in his possession and under his control and keeping, intoxicating liquor, and that the said defendant since said order of probation has further violated the same in that the said defendant has made a sale of intoxicating liquor;

IT IS THEREFORE, ORDERED AND ADJUDGED BY THE COURT, that the order of probation heretofore granted the said defendant be and the same is hereby revoked, and set aside, and the United States Marshal in and for the Northern District of Oklahoma is hereby ordered and directed to take the said defendant, T. V. Howard, into custody and cause him to serve the sentence of the Court heretofore imposed on the 9th day of June, 1927, namely, Six Months in the Osage County Jail.

F. E. Kennamer, Judge.

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

THE UNITED STATES OF AMERICA, vs. CHARLEY BEAL,
Plaintiff, Defendant.
No. 1869 Cr.

ORDER ALLOWING WRIT OF ERROR.

This, the second day of January, 1928, came the defendant, Charley Beal, by his attorney, H. C. Hargis, and filed herein and presented to the Court, his petition praying for the allowance of a writ of error intended to be urged by him praying also that a transcript of the records and proceedings and papers upon which the judgment herein was rendered, duly authenticated, 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.

On Consideration whereof the Court does allow the Writ of Error upon the defendant giving bond to law in the sum of Five Thousand Dollars, which shall operate as a supersedeas bond.

F. E. Kennamer,

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA.

MONDAY, JANUARY, 2, 1928.

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

WILLIE EDWARDS,	Plaintiff.	}	
	vs.	}	No. 588 Law.
CHAS R. DEIHL, AND		}	
THE PRARIE OIL AND GAS COMPANY,		}	
A CORPORATION.	Defendant.	}	

ORDER OVERRULING DEFENDANT DEIHL'S DEMURRER
TO PLAINTIFF'S DECLARATION OF PETITION.

Now, on this 2nd. day of January, 1928, this cause coming on to be heard upon the demurrer of the defendant, Charles R. Deihl, to the petition or declaration of plaintiff above named, and the Court having heard the argument of counsel, and being fully advised in the premises, finds that said demurrer to the declaration or petition of plaintiff should be overruled.

IT IS, THEREFORE, ORDERED that the defendant's (Chas R. Deihl's) demurrer to the petition or declaration of plaintiff be, and the same is hereby overruled, and the defendant, Charles R. Deihl, is hereby allowed twenty (20) days from this date within which to file an answer to said petition or declaration of plaintiff named above.

F. E. Kennamer,
District Judge.

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

CLARENCE CLEMONS,	Plaintiffs	}	
	vs.	}	No. 590 Law.
FRANK CHILDRESS AND		}	
DEAN SHOWALTER,	Defendants.	}	

O R D E R.

On this 2nd. day of January, 1928, this cause coming regularly to be heard upon the motion of the defendant, Frank Childress, to transfer the same to the Equity side of the Court, and upon consideration thereof.

IT IS ORDERED that said motion be and is hereby sustained and said cause be and is hereby transferred to the Equity said of the court to be there proceeded with as a case in Equity.

Upon agreement of the parties it is further ordered that said cause be stricken from the present assignment to be reset at a later date.

F. E. Kennamer, Judge.

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District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 2, 1928.

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

UNITED STATES OF AMERICA,)	
Plaintiff.)	
vs.	)	No. 580 Law.
NEELEY BUXTON,)	
Defendant.)	

JOURNAL ENTRY.

And now on this, the end. day of January, the same being the day of the regular January A.D. 1928, term of the aforesaid Court, present and presiding the Honorable Franklin E. Kennamer, Judge thereof.

This cause was brought to the attention of the Court by the Attorney for the Defendant, asking that the bond forfeiture in the above entitled matter be set aside, and upon consideration thereof, the Court finds that said Bond forfeiture heretofore had should be set aside upon the payment of the fine and costs of this action.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that upon the payment of the fine in the sum of \$50.00, FIFTY DOLLARS AND THE COSTS OF THIS ACTION accrued and accounting, the forfeiture heretofore taken in Criminal cause No. 1756, be set aside and held for naught,

F. E. Kennamer,
U. S. District Judge.

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

MIDLAND VALLEY RAILROAD COMPANY,)	
Plaintiffs,)	
vs.	)	No. 452 Law.
SOLOW PETROLEUM & SUPPLY COMPANY,)	
a corporation,)	
Defendant.)	

O R D E R.

Now on this 2nd. day of January, 1928, this cause comes on for hearing upon plaintiff's motion for judgment on the pleadings. Both parties appearing by counsel and the Court having examined the pleadings and heard argument of counsel finds that said motion should be overruled.

It is, therefore, by the court considered and ordered that said motion for judgment on the pleadings be and the same hereby is overruled, to which ruling of the court the plaintiff is allowed an exception.

F. E. Kennamer,
U. S. District Judge.

O.K. Christy Russell
Attorney for Plaintiff.
O.K. C. H. Rosensteinn
Attorney for defendant

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Regular January, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 2, 1927.

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

ZURICH GENERAL ACCIDENT AND
LIABILITY INSURANCE COMPANY,
LIMITED, a corporation, Plaintiff,

vs.

MID-CONTINENT PETROLEUM
CORPORATION, A CORPORATION,
Defendant.

No. 509

JOURNAL ENTRY .

Now, on this 2nd. day of January, 1928, upon the hearing of the demurrer of the above named defendant to the petition of the above named defendant,

IT IS ORDERED, ADJUDGED AND DECREED that said demurrer be, and the same is hereby overruled, to which said defendant excepts and its exceptions are hereby allowed,

It is further Ordered that said defendant be given fifteen days from this date within which to file its answer to said petition.

F. E. Kennamer,
Judge,

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

J. W. LUSE, Plaintiff,

vs.

H. RICHARDSON, Defendant.

No. 550 Law.

ORDER SUSTAINING MOTION TO QUASH.

This cause coming on regularly for hearing on this 2nd. day of January, 1928, on the motion of the defendant to quash the summons and service and return thereof, and the plaintiff appearing by his attorney, E. C. Monnet, and the defendant appearing by his attorney, H. C. Thurman, and the defendant having introduced in evidence his verified motion with the exhibits thereto attached, and the affidavit of the defendant with the exhibit attached, and having introduced in evidence the stipulation concerning the taking of depositions in the case of Etta Luse vs. H. Richardson, being case No. 551 pending in this court, and the certificate of the County Judge of Creek County, State of Oklahoma, attached to said deposition; and the plaintiff having introduced in evidence the verified response, and the court having heard the argument of counsel, finds that the defendant, H. Richardson a citizen and resident of the City of St. Louis, in the state of Missouri, while passing through the town of Mannford, Creek County, State of Oklahoma, on his way from Oklahoma City, Oklahoma, to St. Louis, Missouri, was, on August 12, 1927, served with summons issued by J. A. Elledge, a Justice of the Peace in and for the town of Mannford, in Creek County, in the State of Oklahoma, commanding him to appear before said Justice of the Peace at his court room in said town on August 15, 1927, at the hour of ten o'clock A. M. to defend in an motion commenced against him by J. W. Luse, who is the same person as the plaintiff herein, and at the same time of the service of said summons the automobile in which the defendant was traveling was levied upon and seized under an attachment issued by said Justice of the Peace; that on

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

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District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY 2, 1928.

August, 15, 1927, at ten o'clock A. M., the defendant in obedience to the summons served upon him, appeared at the office of court room of said Justice of the Peace in said town of Mannford for the purpose of defending in the action commenced against him by said J. W. Luse, and testifying as a witness in said action; and thereupon, while the said defendant was in said court room waiting for said case to be tried, the said J. W. Luse appeared in person, accompanied by his attorney, E. O. Monnet; who was also attorney for Etta Luse, the wife of J. W. Luse, and who had previously on the same day filed in District Court in and for Creek County Oklahoma, a certain action, being case No. 16890, wherein Etta Luse was plaintiff and H. Richardson was defendant, which case has been removed to this court and is now pending herein being case No. 561 in this court; and the said J. W. Luse was also accompanied by one Rankin, a deputy sheriff of Creek County, Oklahoma; and thereupon said J. W. Luse, acting through his attorney, E. O. Monnet, dismissed the action brought against the defendant, H. Richardson, in said Justice of the Peace Court, and thereupon directed the said deputy Sheriff to proceed to serve the papers in his possession on the defendant, Richardson, and while said defendant was still in said court room, in obedience to and under the process of said justice of the Peace, and before he could depart therefrom, the said deputy sheriff delivered to said defendant a copy of the summons issued by the court clerk of Creek County in said case No. 16890, and a copy of an order of attachment issued therein, and a notice that the plaintiff in that case, Etta Luse, would take depositions of witnesses on August, 17, 1927, at the County Court room, County Court House, Sapulpa, Oklahoma, between the hours of eight o'clock A. M. and six o'clock P.M. and delivered to and served upon the said defendant a subpoena issued by said court Clerk in said case No. 16890, commanding said defendant to appear before the District Court of Creek County, Oklahoma, at the court house of said County in Sapulpa, Oklahoma, on August, 17, 1927, at ten o'clock A. M. to testify as a witness in said case on the part of plaintiff, and not depart without leave of court; and thereupon E. O. Monnet, attorney for said J. W. Luse and Etta Luse, agreed that the said depositions might be taken pursuant to said notice before the County Judge of Creek County in the court house at Sapulpa, Oklahoma, on August 16, 1927, pursuant to said notice, instead of August, 17, 1927, as therein stated, and directed the defendant to appear as a witness for the plaintiff, Etta Luse, under said subpoena so served upon him before the County Judge of said Creek County at the court house in Sapulpa, Oklahoma, on August 16 instead of August 17, 1927, as directed in said subpoena; that pursuant to said notice to take depositions and the subpoena so served on him as modified by the direction of said attorney, the defendant, H. Richardson, did appear at the County Court House of Creek County, Oklahoma, at Sapulpa, Oklahoma, on the morning of August, 16, 1927, and while he was waiting in said court house to be called as witness and to testify in said case No. 16890, and after the noon hour, this action was filed by the plaintiff against said H. Richardson, and the summons herein was issued and a copy thereof was delivered to and said summons served on the defendant, H. Richardson while he was in said court house and before he had any opportunity to depart therefrom, and at a time when the said H. Richardson was privileged, exempt and immune from the issuance and service of any process upon him; and the court further finds that the attempted commencement of this action, the issuance of said summons and the service and return thereof were and are illegal and void, and the same should be quashed, vacated and held for naught, and this purported action should be abated and dismissed at the costs of the plaintiff.

IT IS THEREFORE CONSIDERED, ORDERED AND ADJUDGED by the Court that the summons issued by the Court clerk of Creek County, State of Oklahoma, in this action, and the purported service of said subpoena and the return of the sheriff of Creek County, State of Oklahoma, thereon, be and the same are hereby quashed, set aside and held for naught, and that this purported action be and the same is hereby abated and dismissed at the costs of the plaintiff; to all of the foregoing findings, conclusions and orders the plaintiff excepts and he is allowed an exception.

F. E. Kennamer,

District Judge.

O.K. _____
Attorney for Plaintiff.

O.K. Ross & Thurman,
Attorney for Defendant.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 2, 1928.

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

ETTA LUSE,	Plaintiff,	}	No. 551 Law.
vs.			
H. RICHARDSON,	Defendant.		

ORDER SUSTAINING MOTION TO QUASH.

This cause coming on regularly for hearing on this 2nd day of January, 1928, on the motion of the defendant to quash the summons and attachment and service and return thereof, and the plaintiff appearing by her attorney, H. C. Thurman, and the defendant having introduced in evidence his verified motion with the exhibits thereto attached, and the affidavit of the defendant with the exhibit attached, and having introduced in evidence the stipulation concerning the taking of depositions filed herein, and the certificate of the County Judge of Creek County in the State of Oklahoma, attached to said deposition; and the plaintiff introduced in evidence the verified response, and the court having heard the argument of counsel, finds that the defendant, H. Richardson, a citizen and a resident of the City of St. Louis in the State of Missouri, while passing through the town of Mannford, Creek County, State of Oklahoma, on the way from Oklahoma City, Oklahoma, to St. Louis, was, on August, 12th 1927, served with summons issued by J. A. Elledge, a Justice of the Peace in and for the town of Mannford, Creek County, State of Oklahoma to appear before said Justice of the Peace at his Court room in said town of Mannford on August, 13th, 1927, at the hour of ten o'clock A. M. to defend in an action commenced against him by J. W. Luse, who is the husband of the plaintiff herein, and at the same time of the service of said summons, the automobile in which the defendant was traveling was levied upon and seized under an attachment issued by said Justice of the Peace: that on August, 15, 1927, at ten o'clock A. M. the defendant, in obedience to the summons served upon him, appeared at the office of court room of said Justice of the Peace in said town of Mannford for the purpose of defending in the action commenced against him by said J. W. Luse, and testifying as a witness in said action; and thereupon, while the said defendant was in said court room waiting for said case to be tried, the said J. W. Luse appeared in person, accompanied by his attorney, E. C. Monnet, who was also attorney for Etta Luse, the plaintiff herein, and who had previously on the same day filed in District Court in and for Creek County, Oklahoma, this action, being case No. 16890, in the state Court wherein Etta Luse was plaintiff and H. Richardson was defendant, which case has been removed to this Court and is now pending herein, being case No. 551 in this court: And the said J. W. Luse, was also accompanied by one Rankin, a deputy sheriff of Creek County, Oklahoma; and thereupon said J. W. Luse, acting through his attorney, E. C. Monnet, dismissed the action brought against the defendant, H. Richardson, in said Justice of the Peace Court, and thereupon directed the said deputy sheriff to proceed to serve the papers in his possession on the defendant, Richardson, and while said defendant was still in said court room, in obedience to and under the process of said Justice of the Peace, and before he could depart therefrom, the said deputy sheriff delivered to said defendant a copy of the summons issued by the court clerk of Creek County in said case No. 16890, and a copy of an order of attachment issued therein, and did thereupon under said order of attachment levy upon, seize and take possession, of the automobile belonging to the defendant which defendant had used in conveying himself and his family from Oklahoma City to said town of Mannford, and which was the defendant's only available means of traveling and continuing the journey to his home in St. Louis, Missouri, and which the defendant intended to use on departing from the court room of said Justice of the Peace and the Town of Mannford immediately after the trial of said case before said Justice of the Peace.

The court further finds that the summons and writ of attachment were issued in this case at the time of the filing of the petition

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District of

OKLAHOMA.

REGULAR JANUARY, 1928, Term TULSA, OKLAHOMA. MONDAY, JANUARY, 2, 1928.

on August, 1927, and at a time when the defendant H. Richardson, was privileged, exempt and immune from the issuance and service of any process upon him, and they, together with the purported service of each and the returns by the sheriff thereon are illegal, void and a nullity.

The court further finds that no other process warning order of publication order was issued, served or published herein within sixty days after the filing of said petition and the issuance and purported levy of said writ of attachment, and that said attachment and the levy thereof are illegal and void and of no effect.

IT IS THEREFORE CONSIDERED, ORDERED AND ADJUDGED that the summons and the writ of attachment, together with the purported service and levy made thereunder, and the returns of the sheriff on each of and are hereby quashed, vacated and held for naught, and the property of the defendant levied upon be and the same is hereby released, and the re-delivery or forthcoming bond given herein is hereby released, and the surety discharged, and that this action be and the same is hereby abated and dismissed at the costs of the plaintiff.

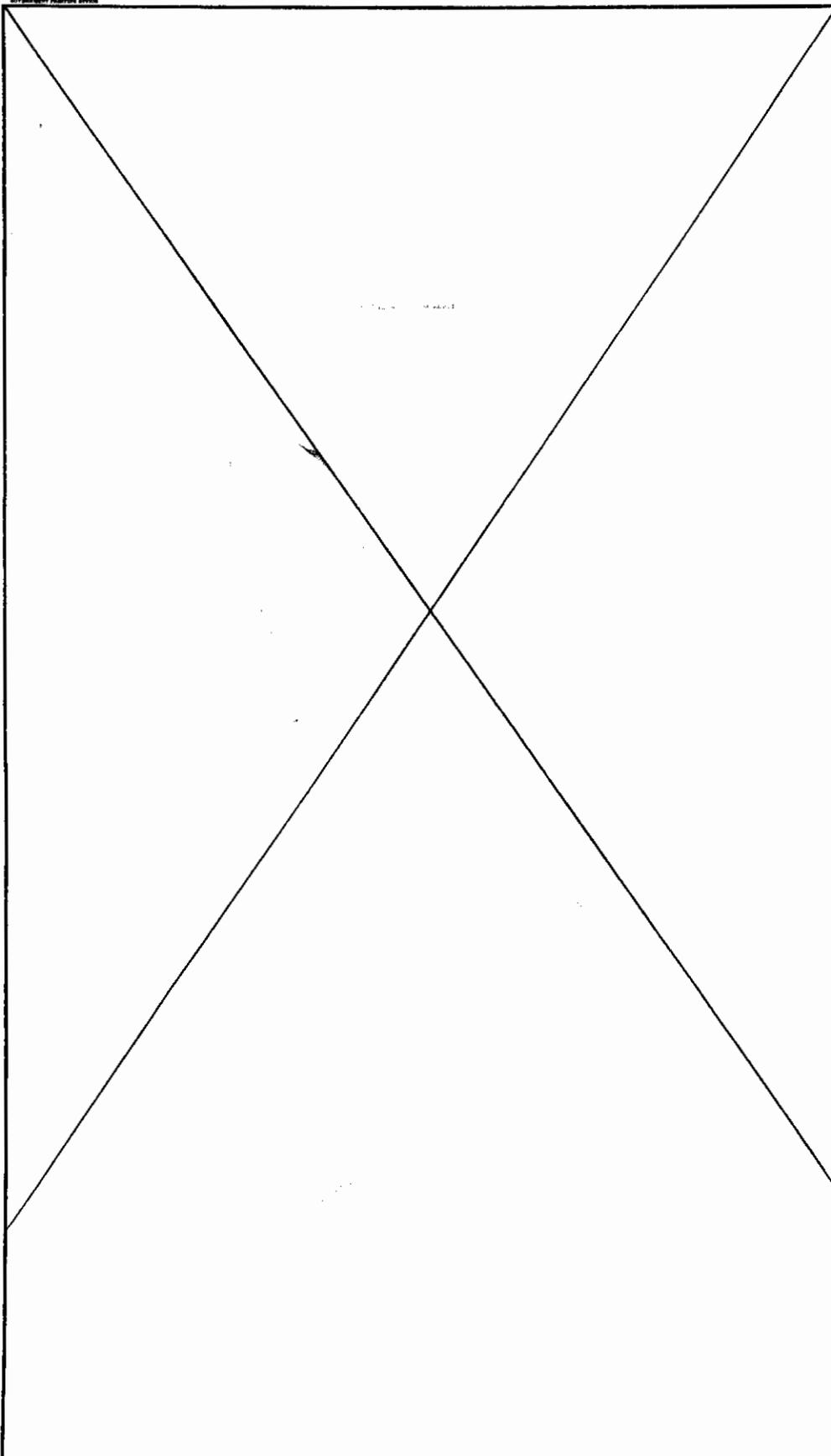
R. E. Kennamer,
District Judge.

O.K. Attorney for Plaintiff.

O.K. Ross & Thurman,
Attorneys for Defendant.

Court adjourned until January, 3, 1928.

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



NORTHERN District of OKLAHOMA.
REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. TUESDAY, JANUARY, 3, 1928.

On this 3rd. day of January, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January, 1928 session at Tulsa, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

H. P. Warfield, Esq., Clerk of U. S. District Court.
Louis N. Stivers, Esq., Asst. U. S. Attorney.
H. G. Beard, Esq., U. S. Marshal.

Public proclamation having been duly made the following proceedings were had and entered, to-wit:

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

JOHN H. DYKES, RECEIVER OF }
FIRST NATIONAL BANK, SAPULPA, OKLA., }
Plaintiff. } No. 31 Law.
vs. }
MASSACHUSETTS BONDING & INSURANCE }
COMPANY, A CORPORATION, }
Defendant. }

ORDER APPOINTING SPECIAL MASTER

This cause coming on to be heard upon this 2nd. day of January 1928, upon stipulation and motion of counsel for both parties, jury trial having been waived in open court and counsel having agreed to submit said cause to a special master to be appointed by this court.

IT IS ORDERED that Guy S. Monett, Tulsa, Oklahoma, within said district, be and he hereby is appointed special master in this cause to join the issues, to take the testimony and report his findings of fact and conclusions of law to the court, with all convenient speed, subject to exceptions in accordance with the usual procedure.

This order is made upon the showing that the determination of the matters herein involved will take more time on account of the voluminous testimony than this court can give to hear same.

F. E. Kennamer,
Judge.

O.K. Robt. B. Keenan,
Attorney for Plaintiff.

O.K. James W. Cosgrove,
Attorney for Defendant.

WAYNE L. DICKEY, Plaintiff. }
vs. } 42 Law.
CARTER OIL COMPANY, Defendant. }

On this 3rd. day of January, 1928, it is by the Court ordered that the motions in above entitled cause be passed until Friday January 6th, 1928.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA.

TUESDAY, JANUARY, 3, 1928

UNITED STATES,	Plaintiff.	}	569 L.
vs.			
DAVID POWELL, ET AL.,	Defendant.		

On this 3rd. day of January, 1928, it is by the Court ordered that the Motion filed in above entitled cause to set aside Bond forfeiture is taken under advisement.

UNITED STATES.	Plaintiff.	}	570 L.
vs.			
DAVID POWELL, ET AL.	Defendant.		

On this 3rd. day of January, 1928, it is by the Court ordered that the motion to set aside Bond Forfeiture in above entitled cause be and same is hereby taken under advisement.

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

J. T. O'REILLY,	Plaintiff.	}	No. 585 Law.
vs.			
H. AND H. OIL CORPORATION, ET AL.,	Defendants.		

O R D E R.

This matter coming on for hearing on this the 3rd. day of January, 1928, on the motion of defendant H. and H. Oil Corporation, said defendant appearing by its attorney Hugh Webster, said defendant asks leave to withdraw its motion to quash summons and to refile its separate demurrer heretofore filed on December 16th, 1927m which request is by the court granted and it is hereby so ordered.

Thereupon said defendant presents its separate demurrer to plaintiffs petition and the court being advised in the premises overrules said demurrer to which ruling defendant H. and H. Oil Corporation excepts and its exceptions are allowed and said defendant is given twenty (20) days from date hereof within which to answer.

F. E. Kennamer,
Judge.

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

UNITED STATES OF AMERICA,	Plaintiff;	}	No. Criminal 834.
vs.			
ED HULL,	Defendant.		

O R D E R.

WHEREAS, the above named defendant entered his plea of guilty in the above entitled cause in the above court at Pawhuska in said State and District, on the 14th day of December, 1927, and was sentenced to serve

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District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. TUESDAY, January, 3rd, 1928.

six months in the County Jail of Pawhuska County and pay a fine of \$100.00; and,

WHEREAS, and application has been made by the defendant for a suspension of said sentences until May 1st, 1928, on account of the destitute condition of the family of the defendant, said family consisting of a wife and eight children, and an account of the further fact that the wife of the defendant expects to give birth to another child in less than two months.

NOW, THEREFORE, it is hereby ordered by the Court that the sentence pronounced in the above cause shall be suspended until the first day of May, 1928, and that said defendant be released from custody and that he present himself to the Marshal of this District, for the serving of said sentence on or before noon of the first day of May, 1928.

F. E. Kennamer,

Judge of the United States District Court

O.K. Goldsberry,
U.S. Atty.

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

JOHN H. DYKES, RECEIVER,
FIRST NATIONAL BANK OF BARNSDALL,
OKLAHOMA,

Plaintiff,

vs.

H. R. LITTLE,

Defendant.

No. 402 Law.

O R D E R.

On this 3rd. day of January, 1928, this cause comes on for hearing upon the petition and answer of the defendant H. R. Little, plaintiff, appearing by his attorney, R. B. Keenan, and the defendant H. R. Little appearing by his attorneys, Widdows & McCoy. Thereupon both parties in open court waive trial by jury and agree to submit said cause to the court for determination. Upon consideration of the evidence herein, the court finds that said defendant H. R. Little has heretofore been duly adjudged a bankrupt by order of this court, and that on the 14th day of June, 1927, said bankrupt was duly granted his discharge in bankruptcy and that by reason thereof he is wholly discharged from the claim of plaintiff herein.

It is therefore considered, ordered and adjudged that plaintiff take nothing against said defendant H. R. Little, and that said defendant be discharged from all liability in this case at the costs of plaintiff.

F. E. Kennamer,

United States District Judge.

O.K. Robt. B. Keenan,
Atty for Plt.

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District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. TUESDAY, JANUARY, 3, 1928.

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

JOHN H. DYKES, RECEIVER FIRST NATIONAL BANK OF BARNSDALL, OKLAHOMA.

Plaintiff.

vs.

W. R. SAIDERS, ET AL.,

Defendants.

No. 483 Law.

ORDER.

On this 3rd. day of January, 1928, this cause comes on for hearing upon the petition and answer of the defendant H. R. Little, plaintiff appearing by his attorney, R. B. Keenan, and the defendant H. R. Little appearing by his attorneys, Widdows & McCoy. Thereupon, both parties in open court waive trial by jury and agree to submit said cause to the court for determination. Upon consideration of the evidence herein, the court finds that said defendant H. R. Little has heretofore been duly adjudged a bankrupt by order of this court, and that on the 14th day of June, 1927, said bankrupt was duly granted his discharge in bankruptcy, and that by reason thereof he is wholly discharged from the claim of plaintiff herein.

It is therefore considered, ordered and adjudged that plaintiff take nothing against said defendant H. R. Little, and that said defendant be discharged from all liability in this case at the costs of plaintiff.

F. E. Kennamer, United States District Judge.

O.K. Robt. B. Keenan, Atty. for Pltff.

UNITED STATES, Plaintiff.

vs.

VIRGIL WILLISON, Defendant.

1598 Cr.

On this 3rd. day of January, 1928, comes W. B. Blair, Asst. U. S. Attorney, representing the Government in above entitled cause, whereupon, the defendant is called for judgment and sentence upon plea of guilty heretofore entered, and it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

Count 1, Two (2) years, in Federal Penitentiary, Leavenworth, Kansas and \$100.00 fine to run on execution.

Count 2, Six (6) months in Federal Penitentiary, Leavenworth, Kansas, to run concurrently with sentence imposed in Count 1.

And it is further ordered that execution of Jail sentence be stayed during good behavior and until further order of Court.

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District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA.

TUESDAY, JANUARY, 3, 1928.

UNITED STATES,	Plaintiff.	}	2322 Cr.
vs.			
JOHN E. BRYANT,	Defendant.		

On this 3rd. day of January, 1928, it is by the Court ordered that defendant herein stand on order of Court heretofore made staying execution of sentence until further order of Court.

ADMISSION TO BAR

On this 3rd. day of January, 1928, it being made satisfactorily to appear that Paul A. Wilson and A. P. Carr, are qualified for admission to the bar of this Court, the oath prescribed by the Court is administered and said Paul A. Wilson and A. P. Carr, are declared admitted to the bar of this Court.

ALEXANDER JAMISON,	Plaintiff,	}	502 Law.
vs.			
DIAMOND REMINING CO.,	Defendant.		

On this 3rd. day of January, 1928, it is by the Court ordered that various motions be set for January, 4, 1928.

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

MADÉLINE PEMBERTON WHITAKER,	Plaintiff,	}	No. 568 At Law.
vs.			
JOSEPH G. WHITAKER AND KATIE SLACK WHITAKER,	Defendants.		

O R D E R .

This cause came on regularly to be heard on January, 3, 1928, on the special appearance and plea to the jurisdiction of the defendants. The plaintiff appearing by her attorneys and the defendant appeared specially and for the purpose of this plea only, by their attorney, Remington Rogers, attorney for the purpose of this plea to the jurisdiction only, and the court having heard the argument of counsel, and being fully advised in the premises, finds that the defendants in this cause, themselves removed this cause, and that by reason of such removal, are not entitled to the jurisdiction.

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District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. TUESDAY, JANUARY, 2, 1928.

IT IS THEREFORE BY THE COURT ORDERED, ADJUDGED AND DECREED that the plea to the jurisdiction heretofore filed by the said defendants, be and the same is hereby overruled to which the said defendants and each of them duly excepted. and which exceptions were by the court allowed.

And on application of the plaintiff, it is further ordered, adjudged and decreed that the defendants herein be required to answer the petition of the plaintiff within twenty (20) days from this date.

F. E. Kennamer,
District Judge.

O.P. Mess & Young
Attorneys for Plaintiff

O.H. As to form,
Remington Rogers,
Attorney for Defendants.

Court adjourned until January, 4, 1928.

NORTHERN District of OKLAHOMA.

REGULAR JANUARY 8, 1928. TULSA, OKLAHOMA. WEDNESDAY, JANUARY, 4, 1928.

On this 4th day of January, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January, 1928 session, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Esq., Clerk of U.S. District Court.
John M. Goldsberry, Esq., U. S. Attorney.
H. G. Beard, Esq., U. S. Marshal.

Thereupon, public proclamation having been duly made the following proceedings were had and entered, to-wit:

ADMISSION TO BAR.

On this 4th day of January, 1928, it being made satisfactorily to appear Wm. H. Martin, is qualified for admisionn to the bar of this Court, the oath perscribed by the Court is administered and said Wm. H. Martin, is declared admitted to the bar of this Court.

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

SECURITY BENEFIT ASSOCIATION, A CORPORATION, Plaintiff, vs. TOWN OF SLICK, OKLAHOMA, A MUNICIPAL CORPORATION, AND CHARLIE SPROTT, PRESIDENT OF BOARD OF TRUSTEES, Defendants. No. 587 L.

ORDER FOR HEARING FOR TEMPORARY INJUNCTION.

Now on this the 4th day of January, 1928, bill of complaint having been filed and for good cause shown,

It is ordered that hearing for Temporary Injunction in the above case be set for the 14 day of January, 1928, at the hour of 10 o'clock A.M., or as soon there after as same may be heard.

IT IS FURTHER ORDERED that copy of this order be served on the defendants herein at least five (5) days before said hearing.

F. E. Kennamer, District Judge.

UNITED STATES, Plaintiff, vs. MARION LANDERS, Defendant. 1784 Cr.

On this 4th day of January, 1928, it is by the Court ordered that defendant be granted sixty (60) days additional time in which to pay fine assessed herein.

NORTHERN District of OKLAHOMA.
 REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. WEDNESDAY, JANUARY, 4, 1928.

UNITED STATES, Plaintiff.)
 vs.) 2069 Cr.
 JACK EDWARDS, Defendant.)

On this 4th day of January, 1928, comes W. B. Blair, Asst. U.S. Attorney, and Mr Pierson, of Pawhuska, representing defendant herein Whereupon, it is by the Court ordered that defendant be called for Judgment and sentence upon plea of guilty heretofore entered, herein., and it is ordered that Judgment and sentence be imposed upon said defendant as follows:

Six (6) months in Osage County Jail, and a fine of \$100.00.

JAY C. HESS, Plaintiff.)
 vs.) 219 Law.
 ST. LOUIS & SANTA FE R. R. CO.)
 Defendant.)

On this 4th day of January, 1928, it is by the Court ordered that above entitled cause be dismissed on Motion of Plaintiff.

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

BOARD OF COUNTY COMMISSIONERS OF)
 NOWATA COUNTY, OKLAHOMA, COMPOSED)
 OF CHARLES MEHLIN, CHAIRMAN, C. T.)
 DAUGHERTY AND S. E. KEITH, Plaintiff,)
 vs.) No. 508 Law.
 FIDELITY AND DEPOSIT COMPANY,)
 OF MARYLAND, A CORPORATION,)
 Defendant.)

JOURNAL ENTRY OF JUDGMENT UPON
 STIPULATION.

Now on this the 4th day of January, 1928, the aboveentitled cause of action comes on regularly in its order to be heard upon the stipulation of settlement filed herein by the parties to this action, the plaintiff appearing by Lloyd G. Colter, the duly qualified and acting County Attorney of Nowata County, Oklahoma, and the defendant appearing by its attorney of record. J. Wood, Glass; and both parties requesting that judgment be entered upon said stipulation;

IT IS ORDERED, ADJUDGED AND DECREED BY THE COURT that the stipulation of the parties herein be and same is hereby approved and that the plaintiff have and recover judgment against the defendant in the amount of \$11,623.13, with interest at 6% per annum from the date of the entry hereof.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that said sum of money so found to be due to plaintiff deem said defendant is the entire amount and sum of money due which plaintiff is entitled to recover upon its claims and demands against the defendant, as set out in its petition filed herein.

F. E. Kennamer,
 Judge.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA.

WEDNESDAY, JANUARY, 4, 1928.

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

GEORGE M. SWIFT, Plaintiff,
vs.
MARTHA JACKSON, AN INCOMPETENT, AND HILL MOORE, AS GUARDIAN OF SAID MARTHA JACKSON, AN INCOMPETENT, Defendant.

At Law
No. 514.

ORDER.

It having been brought to the attention of the court that in the above styled cause of action is instituted against said Martha Jackson as an incompetent and the court being of the opinion that for the protection of the rights and interests of Martha Jackson a guardian ad litem should be appointed.

It is therefore ordered and adjudged by the court that James H. Gernert an attorney at law be and he is hereby by the court appointed guardian ad litem for Martha Jackson with full power and authority to appear for and represent the said Martha Jackson in said cause and to do any all things and to take any and all action for the protection of the said Martha Jackson in said action.

WITNESS my hand as Judge of the United States District Court in and for the Northern District of Oklahoma on the 4 day of January, 1928.

F. E. Kennamer,
Judge.

ORDER APPROVING UNITED STATES COMMISSIONERS ACCOUNT - Edwin L. O'Neil.

At a stated Term of the District Court of the United States within and for the Northern District of Oklahoma, begun and held at the City of Tulsa on the 4th day of January, A.D. nineteen hundred and Twenty Eight.

PRESENT, the Honorable F. E. Kennamer, Judge. Among the proceedings had were the following to-wit:

WHEREAS, Edwin L. O'Neil, United States Commissioner for the Northern District of Oklahoma, has forwarded an account for his official services for the quarter ended December, 31, 1927, duly certified by oath attached to the account, and the District Attorney has submitted said account for approval in open court, and it appearing to the satisfaction of the court that the services therein charged have been actually and necessarily performed as therein stated; and it being proced to the satisfaction of the Court that in each of the cases wherein more than one per diem is charged the hearing could not be completed in one day, two per diems in each of said cases are specially approved and allowed by the court; and whereas the charges in said account appear to be just and according to law, it is ordered that said account amounting to One Hundred Twenty Seven & 10/100 (\$127.10) be and same is hereby approved this 4th day of January 1928.

F. E. Kennamer,
Judge.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. WEDNESDAY, JANUARY, 4, 1928.

ORDER OF COURT APPROVING UNITED STATES COMMISSIONER'S ACCOUNT. * Darrough

At a States Term of the District Court of the United States within and for the Northern District of Oklahoma begun and held at the City of Tulsa, on the 4th day of January, A.D. nineteen hundred and twenty eight.

Present, the Honorable Franklin E. Kennamer, Judge. Among the proceedings had were the following, to-wit:

WHEREAS, Laura G. Darrough, United States Commissioner for the Northern District of Oklahoma, has forwarded an account for his official services for the quarter ended December, 31, 1927, duly certified by oath attached to the account and the District Attorney has submitted said account for approval in open court, and it appearing to the satisfaction of the court that the services therein charged have been actually and necessarily performed as therein stated; and it being proved to the satisfaction of the court, that in each of the cases wherein more than one per diem is charged the hearing could not be completed in one day, two per diems in each of said cases are specially approved and allowed by the court; and whereas the charges in said account appear to be just and according to law, it is ordered that said account, amounting to Two Hundred Eighty-eight & 70/100 (\$288.70) be and the same is hereby approved this 4th day of January, 1928.

F. E. Kennamer, Judge.

ORDER OF COURT APPROVING UNITED STATES COMMISSIONER'S ACCOUNT- ROACH

At a Stated Term of the District Court of the United States within and for the Northern District of Oklahoma begun and held at the City of Tulsa, Oklahoma, on the 4th day of January, A.D. nineteen Hundred and twenty eight.

Present, the Honorable F. E. Kennamer, Judge. Among the proceedings had were the following to-wit:

WHEREAS, Wilson R. Roach, United States Commissioner for the Northern District of Oklahoma has forwarded an account for his official serviced for the quarter ended December, 21, 1927, duly certified by oath attached to the account, and the District Attorney has submitted said account for approval in open court, and it appearing to the satisfaction of the court that the services therein charged have been actually and necessarily performed as therein stated; and it being proved to the satisfaction of the court that in each of the cases wherein more than one per diem is charged the hearing could not be completed in one day, two per diems in each of said cases are specially approved and allowed by the court; and whereas the charges in said account appear to be just and according to law, it is ordered that said account, amounting to Nine Hundred thirty three and 85.100 (\$933.85) be and the same is hereby approved this 4th day of January, 1928.

F. E. Kennamer,

Judge.

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

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NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. WEDNESDAY, JANUARY, 4, 1928.

UNITED STATES,	Plaintiff.	}	1021 Cr.
vs.			
C. C. KIDD,	Defendant.		

On this 4th day of January, 1928, it is by the Court ordered that the Bond Forfeiture heretofore had in above entitled cause be and same is hereby set aside, and that Count two (2) of said cause be and same is hereby dismissed.

Court adjourned until January, 5, 1928.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA.

THURSDAY, JANUARY, 5, 1928.

On this, 5th day of January, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January, session met at Tulsa, pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Esq., Clerk of U. S. District Court.
John M. Goldsberry, Esq., U. S. Attorney.
H. G. Beard, Esq., U. S. Marshal.

Public proclamation having been duly made 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,)	
Plaintiff,)	
vs.	)	No. 598 Law.
RUTH DUKE, N. M. MAYFIELD,)	
AND H. E. MILLS,)	
Defendants.)	

JOURNAL ENTRY OF DISMISSAL.

And now on this 5 day of January, the same being a day of the regular January, A.D. 1928, term of the aforesaid Court, the United States District Attorney orally moving that the above entitled action be dismissed for reason that the Bond on which forfeiture was heretofore taken, was filed in the United States District Court for the Western District of Oklahoma and that no bond was ever duly and regularly filed and approved as provided for by law in the United States District Court for the Northern District and that this Court does not have a jurisdiction over said matter, and the Court being fully advised in the premises,

IT IS THEREUPON, ORDERED, ADJUDGED AND DECREED, that the said cause be and the same is hereby dismissed .

F. E. Kennamer,
U. S. District Judge.

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

UNITED STATES OF AMERICA,)	
Plaintiff.)	
vs.	)	No. 467 Law.
EARL TANNEHILL, H. KOHLMAYER,)	
AND R. T. GOSNEY,)	
Defendants.)	

JUDGMENT OF FORFEITURE OF BAIL BOND.

BE IT REMEMBERED that on this 5 day of January, the same being a day of the regular January, A.D. 1928, term of the aforesaid Court, present and presiding the Honorable Franklin E. Kennamer, Judge thereof, this cause was brought to the attention of the Court by the United States Attorney for the Northern District of Oklahoma, and it appearing to the Court from examination of the whole record herein, that the defendant Earl Tannehill was heretofore duly and regularly arrested and duly arraigned before a United States Commissioner for the Northern District of Oklahoma, charged with an offense against the laws of the United States at which time his bail was fixed by the said Commissioner in the sum of \$500.00 Five Hundred Dollars, and thereafter said defendant presented for approval said bond signed by himself and H. Kohlmeier, of Avant Oklahoma and B. T. Gosney

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. THURSDAY, JANUARY, 5, 1928.

of Avant, Oklahoma, as sureties, which bond was duly and regularly approved by said United States Commissioner and filed herein. The Material condition of said bond being that said Defendant appear before this Court on the 11th day of November, 1926, at Tulsa, Oklahoma, and from time to time thereafter to which this case might be continued, to answer said charge. That said defendant failed to appear in accordance with the stipulations of said bond, after due notice, thereupon on the 11th day of November, 1926, the said Bond was declared forfeited by the Court, and a Writ of Scire Facias ordered by the Court against the Defendant and the signers upon said bond, commanding them to appear before the Court and also show cause why the forfeiture of the aforesaid bond should not be made absolute; that the same was duly issued and returned by the United States Marshal, showing that the same had been served upon H. Kohlmeier and B. T. Gosney, the aforesaid sureties, that the aforesaid sureties did not appear upon the return day of the Scire Facias as directed therein, and on the 19th day of December, 1927, said defendants by or through their Attorney, J. Van Long, filed herein their General Appearance, waived further service of Summons, and further time herein to plead; and that said Defendants have failed, refused and neglected to file any pleadings herein, showing any legal cause why said judgment should not be made absolute, and upon oral motion of the United States District Attorney for judgment herein and the Court being fully advised in the premises,

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the forfeiture heretofore taken upon the bail bond herein is hereby made absolute, and judgment is hereby rendered in favor of the United States of America, against H. Kohlmeier and B. T. Gosney, sureties on said bond, for the aforesaid sum of FIVE HUNDRED DOLLARS, with interest thereon at the rate of six per cent per annum from this date until paid, and for all costs in this behalf laid out and expended, for all of which let execution issue.

F. E. Kennamer,

U. S. District Judge.

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

UNITED STATES OF AMERICA,)
Plaintiff,)

vs.)

No. 2432.

PAUL E. GREGORY AND ONE HUDSON,)
COACH AUTOMOBILE, MOTOR NO. 272800.)

Defendants.)

R. F. CAMPBELL,

Intervenor.

JOURNAL ENTRY.

Now on this 5th day of January, 1928, the court heard the interplea of R. F. Campbell for the delivery to him of the Hudson Coach automobile above mentioned, heretofore seized by the United States Prohibition authorities from the defendant Paul E. Gregory, and it having been made to appear to the court that said automobile, on the day of said seizure, was the property of one J. Nord, and that the intervenor, R. F. Campbell, on said day, owned and held a certain not and chattel mortgage against said automobile, executed by the said J. Nord on September, 6th, 1927, for the principal sum of \$432.25, which mortgage had been duly filed for record in the County Clerk's office of Oklahoma County on September, 7th, 1927, and that the use of said automobile by said Paul E. Gregory was without the knowledge and consent and against the will of the said J. Nord and the said intervenor, and it having been further made to appear to the court that the value of said automobile is not greater than said mortgage indebtedness, and that said mortgage is a bona fide lien and encumbrance against said automobile.

NORTHERN District of OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. THURSDAY, JANUARY, 5, 1928.

IT IS ORDERED that said Hudson Coach automobile Motoe No. 272800, be and the same is hereby restored and delivered to said intervenor, R. F. Campbell, he to pay and discharge all storage charges accrued against the same.

F. E. Kennamer,
District Judge.

O.K. Louis N. Stivers,
Asst. U. S. Atty.

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

UNITED STATES OF AMERICA,	}	No. 2313.
Plaintiff.		
vs.	}	
A. E. HAWKINS,			Defendant.

O R D E R.

This cause comes upon application of the defendant herein for additional time within which to pay the fine herein, and upon the showing made, and there appearing good cause for same,

IT IS THEREFORE ORDERED, that the defendant be, and he is hereby given an additional thirty days from the 11th day of January, 1928, to pay into the court Clerk the \$100.00 fine.

F. E. Kennamer,
Judge.

O. K. John M. Goldsberry,
United States District Atty.

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

UNITED STATES OF AMERICA,	}	No. 2014
Plaintiff.		
vs.	}	
ROSIE HOFFMAN,			Defendant.

ORDER DISCHARGING BAIL.

It appearing to the court that the above named defendant, Rosie Hoffman, on December, 16, 1927, entered a plea of guilty to the charges contained in the indictment in this case, and the court being fully advised, ordered that sentence be deferred during the good behavior of the said defendant, and that no order was at that time made concerning the defendant's bail, and it now appearing to the court that the defendant has a cash bail deposit with the Clerk of this court in the sum of One Thousand (\$1000) Dollars and the court being fully advised,

IT IS THEREFORE ORDERED that said bail be released and the clerk of this court is hereby directed to pay over said cash deposit in lieu of bail to the proper parties or owners thereof, less 1% poundage.

F. E. Kennamer, Judge.

O.K. Goldsberry,
U.S. Atty.

NORTHERN District of OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. THURSDAY, JANUARY, 5, 1928.

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

ORDER FOR PETIT JURY.

On this the 5th day of January, A.D. 1928, it is Ordered by the Court that there be publicly drawn by the Marshal for the Northern District of Oklahoma, or one of his deputies, in the presence of the Clerk or one of his deputies, in accordance with the law and the rules of this Court, the names of thirty-six (36) persons, good and lawful men, from said District, duly qualified to serve as Petit Jurors at the Regular January, 1928, Term of this Court to be held at Tulsa, Oklahoma,

It is further ordered by the Court that a writ of Venire Facias be issued out of this Court, in due form, as provided by law, commanding the said Marshal to summon said Petit Jurors drawn as aforesaid, to be and appear before said Court, to be held at Tulsa, Oklahoma, in the Northern District of Oklahoma, on Monday, January, 16th, 1928, at 9 o'clock A.M. then and there to serve as Petit Jurors of the United States in and for said District at the Regular January, 1928, Term of said Court.

F. E. Kennamer, U. S. District Judge.

UNITED STATES OF AMERICA,)
NORTHERN DISTRICT OF OKLAHOMA.) SS.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA, BEFORE THE GRAND JURY IN SAID DISTRICT.

ORDER FOR SUBPOENA DUCES TECUM.

It appearing to the Court upon application this day made by the United States Attorney for the Northern District of Oklahoma, that C. F. Cluck, Manager of the Southwestern Bell Telephone Company, is a material and important witness for the Government in the presentation of the case of the United States of America vs. R. L. Stephens, Bessie Stephens, et al, to the Grand Jury in this District, on the 10th day of January, 1928, and that said officer has in his possession certain records material as evidence in the presentation of said cause, to-wit:

Records showing the location of phones 9057 and 4-0241, and the person of persons for whom said phones were installed, and the contract with the Telephone Company for such phones.

and it further appearing that said application calls for the issuance of a subpoena duces tecum for the appearance of said witness, together with said records on said date;

IT IS THEREFORE BY THE COURT ORDERED, that the Clerk of this Court issue forthwith a subpoena duces tecum for the said C. F. Cluck, to appear before said Grand Jury on the 10th day of January, 1928, at 10 o'clock A.M., in the Federal Building at Tulsa, Oklahoma, commanding and admonishing him to bring and produce the records aforementioned.

Done and ordered at Tulsa in the Northern District of Oklahoma. this 5 day of January, 1928.

F. E. Kennamer, Judge.

Court adjourned until January, 6, 1928.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928, TERM TULSA, OKLAHOMA. FRIDAY, JANUARY, 6, 1928.

On this 6th day of January, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January, 1928, session at Tulsa, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Esq., Clerk of U. S. District Court.
 John M. Goldsberry, Esq., United States Attorney.
 H. G. Beard, Esq., United States Marshal.

Public proclamation having been duly made the following proceeding were had and entered, to-wit:

UNITED STATES,	Plaintiff,)	
vs		)	1859 Cr.
FRANK GILLEY,	Defendant.)	

On this 6th day of January, 1928, it is by the Court ordered that additional time of thirty (30) days be granted defendant in which to pay fine assessed herein.

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

W. S. SMITH, ET AL.,	Plaintiffs,)	
vs.		)	No. 108 Law.
LAUREL OIL & GAS COMPANY, A CORPORATION,	Defendants.)	

ORDER OF DISMISSAL.

This cause coming on to be heard on this the 6th day of January, 1928, on the stipulation of the parties hereto, this day filed in the above entitled cause, and the court being fully advised in the premises.

IT IS ORDERED that the above entitled cause be dismissed with prejudice to the institution of another suit.

F. E. Kennamer,
 Judge.

O.K. Guy Monott,
 Attorneys for Plaintiffs.

Ramsey, deMeules & Martin,
 Attorneys for Defendant.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUAR , 1928 TERM TULSA, OKLAHOMA. FRIDAY, JANUARY, 6, 1928.

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

GEORGE W. SWIFT,
VS.
MARTHA JACKSON, ET AL.,
No. 514 Law.

On this 6th day of January, 1928, it is ordered that James H. Gernert, Guardian Ad Litem, is permitted to withdraw files in the above entitled cause for a period of 8 days.

F. E. Kennamer,
U. S. District Judge.

Received this 6th day of January, 1928.

James H. Gernert.

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

GEORGE M. SWIFT, Plaintiff.
vs.
MARTHA JACKSON, ET AL., Defendants.
No. 514 Law.

ORDER.

Now on this 7th day of January, 1928, there comes on to be heard the demurrer filed by Martha Jackson in the above styled cause and the plaintiff appearing by his attorneys, Chester I. Long and J. B. Campbell, and the defendant, Martha Jackson appearing by her attorney, Webster Ballenger. The court being fully advised in the premises, after hearing the argument of counsel, is of the opinion that said demurrer should be overruled.

It is therefore ordered, adjudged and decreed by the Court that the demurrer of Martha Jackson be and the same is hereby overruled.

It is further ordered that the defendant, Martha Jackson, be and she is hereby given fifteen (15) days to file an answer in said cause and the plaintiff is given ten (10) days thereafter to file a reply.

F. E. Kennamer,
United States District Judge.

UNITED STATES, Plaintiff.
vs.
WALKER DONELSON, Defendant.
2267 Cr.

On this 6th day of January, 1928, it is by the Court ordered that the bond in above entitled cause in the sum of \$2500.00 be and same is hereby reduced to \$1500.00

Court adjourned until January, 7, 1928.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928, TERM Tulsa, Oklahoma. SATURDAY, JANUARY, 7, 1928.

On this 7th day of January, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January, 1928 session, at Tulsa, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Esq., Clerk of U. S. District Court.
 John M. Goldsberry, Esq., U. S. Attorney,
 H. G. Beard, Esq., U. S. Marshal.

Public proclamation having been duly made the following proceedings were had and entered, to-wit:

ADMISSION TO BAR

On this 7th day of January, 1928, it being made satisfactorily to appear that Chester I. Long, Webster Ballinger and W. E. Hunley are qualified for admission to the bar of this Court, the oath prescribed by the Court is administered and said Chester I. Long, Webster Ballinger and W. E. Hunley are declared admitted to the bar of this Court.

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

GEORGE M. SWIFT,	Plaintiff,	}	No. 514 Law.
vs.			
MARTHA JACKSON, ET AL.,	Defendants.		

O R D E R.

Now on this 7th day of January, 1928, there comes on to be heard the demurrer filed by Martha Jackson in the above styled cause and the plaintiff appearing by his attorneys, Chester I. Long, and J. B. Campbell, and the defendant, Martha Jackson appearing by her attorney, Webster Ballinger. The Court being fully advised in the premises, after hearing the argument of counsel, is of the opinion that said demurrer should be overruled,

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED by the court that the demurrer of Martha Jackson be and the same is hereby overruled.

It is further ordered that the defendant, Martha Jackson, be and she is hereby given fifteen (15) days to file an answer in said cause and the plaintiff is given ten (10) days thereafter to file a reply.

F. E. Kennamer,
 United States District Judge.

J. F. AYERS, ADMR.	Plaintiff.	}	517 Law.
vs.			
ROXANNA PETROLEUM CO.,	Defendant.		

On this 7th day of January, 1928, it is ordered that above entitled cause be passed to Monday, January, 9th, 1928, for hearing on Motion to Remand.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. SATURDAY, JANUARY, 7, 1928.

UNITED STATES,	Plaintiff.	}	1833 Cr.
vs.			
PAULINE PRESCOTT,	Defendant.		

On this 7th day of January, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to charge heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

Two (2) years in Federal Penitentiary, Leavenworth, Kansas, and \$125.00 fine.

And it is further ordered that the Bond forfeiture heretofore had in said cause be set aside upon payment of fine and that Penitentiary sentence be stayed during good behavior and that ten days be allowed for payment of fine.

ORDER OF COURT APPROVING UNITED STATES COMMR'S ACCOUNT. Wm. M. Jenkins.

At a Stated Term of the District Court of the United States within and for the Northern District of Oklahoma, begun and held at the City of Tulsa, on the 7th day of January, A.D. nineteen hundred and Twenty eight.

Present, The Honorable Franklin E. Kennamer, Judge. Among the proceedings had were the following, to-wit:

WHEREAS, Wm/ M. Jenkins, United States Commissioner for the Northern District of Oklahoma, has forwarded an account for his official services for the quarter ended Dec. 31st, 1927, duly certified by oath attached to the account and the District Attorney has submitted said account for approval in open court, and it appearing to the satisfaction of the court that the services therein charged have been actually and necessarily performed as therein stated; and it being proved to the satisfaction of the Court that in each of the cases wherein more than one per diem is charged the hearing could not be completed in one day, two per diems in each of said cases are specially approved and allowed by the court; and whereas the charges in said account appear to be just and according to law, it is ordered that said account, amounting to Four Hundred Eighty and No/100 Dollars, (\$480.00) be, and the same is hereby approved this 7th day of January, 1928.

F. E. Kennamer,
Judge.

Court adjourned until January, 9, 1928.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1927, TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 9, 1928.

On this 9th day of January, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January, 1928, session, at Tulsa, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Esq., Clerk of U. S. District Court.
John M. Goldsberry, Esq., U. S. Attorney.
H. G. Beard, Esq., U. S. Marshal.

Public proclamation having been duly made the following proceedings were had and entered, to-wit:

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

R. L. HOFFHINE, ET AL.,	}	No. 393 Law.
Plaintiffs,		
vs.	}	
A. D. MACDONNELL,		
Defendants.		

DISMISSAL

Come now the plaintiffs herein and dismiss this case without prejudice, at the plaintiffs' costs.

Groves & Watkins.

West, Gibson, Sherman, Davidson & Hull.

Attorneys for plaintiffs.

ORDER EMPANELING GRAND JURY

On this 9th day of January, 1928, comes the United States Marshal into Open Court and makes his return on the Venire heretofore issued out of this Court for Grand Jurors for this Regular January, 1928 term of Court. Thereupon, upon order of the Court, the Clerk calls the names of the Grand Jurors so summoned and served, which is as follows: E. Dickerson, Bob Wellingford, Clint Baker, N. C. Langfors, O. P. Warlick, Louis Muller, Claude Masters, Fred L. Mason, Walter S. Koons, M. P. Powers, W. R. Bingham, Clyde Frazier, L. B. Forbes, Charles Silvis, Charles Coats, Vernon H. Day, Morton Harrison, Emmett Knight, T. L. Coonce, Robert Griffin, A. D. McDonell, L. B. Snider, and E. B. Payne. Thereupon, said array of Grand Jurors are sworn by the Clerk upon their Voir Dire and are examined by the Court as to their qualifications, and it appearing to the Court that Clint Baker, W. R. Bingham, L. B. Forbes and Emmet Knight, who were not served, it is ordered that their names as well as the name of M. P. Powers, who did not report, and of Charles Silvis, who was excused be stricken from the jury roll.

Thereupon, the Court offers the entire array to any and all persons for challenge, and no challenge being offered, it is ordered that said array be accepted as the Grand Jury for the Regular January, 1928, term of Court.

ADMISSION TO BAR

On this 9th day of January, 1928, it being made satisfactorily to appear that L. O. Grant and Guy Woodward, are qualified for admission to the bar of this Court, the oath prescribed by the Court is administered and said L. O. Grant and Guy Woodward are declared admitted to the bar of this Court.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 9, 1928.

UNITED STATES, Plaintiff. }
 vs. } 544 L.
 JOE LYNCH, Defendant. }

On this 9th, day of January, 1928, it is ordered that the motion to reinstate motion to set aside bond forfeiture, and Bondsment are given until Monday to produce Defendant Joe Lynch.

UNITED STATES, Plaintiff. }
 vs. } 1859 Cr.
 FRANK GILLEY, Defendant. }

On this 9th day of January, 1928, it is by the Court ordered that the fine of defendant in above entitled cause in the sum of \$100.00 be and same is hereby placed on execution.

UNITED STATES, Plaintiff. }
 vs. } 1830 Cr.
 WILL REVARD, Defendant. }

On this 9th day of January, 1928, that the sentence suspended in above entitled cause on Dec. 8, 1927, be and same is hereby revoked and commitment is now ordered for said defendant.

UNITED STATES, Plaintiff. }
 vs. } 2285 Cr.
 MAY WEAY, Defendant. }

On this 9th day of January, it is by the Court ordered that the defendant herein be granted to February, 10, 1928 to pay balance of fine herein.

ORDER OF COURT APPROVING UNITED STATES COM'R ACCOUNT- Floyd C. Dooley.

At a States Term of the District Court of the United States within and for the Northern District of Oklahoma begun and held at the City of Tulsa, on the 9th day of January, A.D. nineteen Hundred and Twentyeight.

Present, the Honorable Franklin E. Kennamer, Judge. Among the proceedings had were the following, to-wit:

WHEREAS, Floyd C. Dooley, United States Commissioner in the Northern District of Oklahoma, has forwarded an account for his official service for the quarter ended December, 31st. 1927, duly certified by oath attached to the account, and the District Attorney has submitted said account therein charged have been actually and necessarily performed as therein stated; and it being proved to the satisfaction of the Court that in each of the cases wherein more than one per diem is charged the hearing could not be completed in one day, two per diems in each of said cases are specially approved and allowed by the court; and whereas the charges in said account appear to be just and according to law, it is ordered that said account, amounting to sixty-five and 65/100 (\$65.65) be and the same is hereby approved this 9th day of January, 1928.

F. E. Kennamer, Judge.

NORTHERN District of OKLAHOMA.
 REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, January, 9, 1928.

IN THE DISTRICT COURT OF THE UNITED STATES IN
 AND FOR THE NORTHERN DISTRICT OF OKLAHOMA
 AT THE REGULAR JANUARY, A.D. 1928
 TERM THEREOF, AT TULSA, OKLA.

ORDER OF COURT.

Now on this 9th day of January, A.D. 1928, it appearing to the Court, upon showing made by John M. Goldsberry, United States Attorney for the Northern District of Oklahoma, that Beatrice Sullivan, a material witness before the United States Grand Jury in an important case, and that subpoena for her appearance before said Grand Jury was issued in care of O. Z. Graves, U. S. Special Officer, Hominy, Oklahoma, a better address for said witness being unknown to the United States Attorney's office, and that said witness was residing at Dillworth, Oklahoma, at said time, and answered said subpoena in response to word received from the said O. Z. Graves, U. S. Special Officer, and that in order for her to appear in Tulsa, as said witness, it necessitated, her traveling from Dillworth, Oklahoma, to Tulsa, Oklahoma,

IT IS THEREFORE ORDERED that the said Beatrice Sullivan be allowed and paid mileage and per diem as witness from Dillworth, Oklahoma, as follows:

3 Days at	\$2.00 per day	\$ 6.00
3 Days at	\$3.00 per day	9.00
286 miles at	5¢ per mile	<u>14.30</u>
Total		\$ 29.30

F. E. Kennamer,

United States District Judge.

J. F. AYERS, ADMINISTRATOR
 Plaintiff.
 vs.
 ROXANA PETROLEUM CO.
 Defendant.

} 517 L.

On this 9th day of January, 1928, it is by the Court ordered that the Motion to Remand aboveentitled cause be and same is hereby overruled and exceptions allowed.

Court adjourned until January, 10, 1928.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928, TERM TULSA, OKLAHOMA. TUESDAY, JANUARY, 10, 1928.

On this 10th day of January, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January, 1928, term, at Tulsa, met pursuant to adjournment, Honorable F. E. Kennamer, Judge present and presiding:

H. P. Warfield, Esq., Clerk of U. S. District Court.
 John M. Goldsberry, Esq., U. S. Attorney.
 H. G. Beard, Esq., U. S. Marshal.

Public proclamation having been duly made the following proceedings were had and entered, to-wit:

UNITED STATES,	Plaintiff.	}	2406 C.
vs.			
THOMAS WOOD,	Defendant.		

On this 10th day of January, 1928, it is by the Court ordered that upon payment of \$32.50 that the balance of fine assessed herein be placed on execution upon recommendation of U. S. Attorney.

UNITED STATES,	Plaintiff.	}	1768 Cr.
vs.			
Wm. M. WELCH,	Defendant.		

On this 10th day of January, 1928, it is by the Court ordered that the Order suspending sentence imposed herein be and same is hereby revoked and Clerk directed to issue commitment in above entitled cause.

UNITED STATES,	Plaintiff.	}	751 Cr.
vs.			
JESS ROGERS,	Defendant.		

On this 10th day of January, 1928, it is by the Court ordered that the defendant herein be granted ninety days to pay balance of fine assessed herein.

MISCL ORDER OF COURT.

On this 10th day of January, 1928, it is by the Court ordered that Leonard Smith a witness in case of United States vs. Chas Kastel, now pending before the Grand Jury, be allowed to sign his own bond in the sum of \$500.00.

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

THE SECURITY BENEFIT ASSOCIATION, A CORPORATION,	Plaintiff.	}	No. 587
vs.			
TOWN OF SLICK, OKLAHOMA, A MUNICIPAL CORPORATION, CHARLIE SPROTT, MAYOR.				Defendants.

ORDER EXTENDING TIME TO PLEAD.

Now on this the 10th day of January, 1928, upon the application

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. TUESDAY, JANUARY, 10, 1928.

of the defendants, and for good cause shown, the defendants are hereby given until January, 20th, 1928, to plead to the amended petition filed herein.

F. E. Kennamer,

District Judge.

Court adjourned until January, 11, 1928.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928.

Tulsa, Oklahoma.

Wednesday, January, 11, 1928.

On this 11th day of January, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January, 1928, session, met pursuant to adjournment, at Tulsa, Honorable F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Esq., Clerk of U. S. District Court.
John M. Goldsberry, Esq., United S.S. Attorney.
H. G. Beard, Esq., United States Marshal.

Public proclamation having been duly made 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.) Misc
ANNA BARNETT, ET AL., Defendants.)

ORDER EXONERATING SURETIES.

WHEREAS, M. L. Chance and Sim L. Lyle have heretofore executed their bail bond for the due appearance of the above named defendant, Anna Barnett, and said bond was duly and regularly approved, and the defendant released, and said sureties, aforesaid, have since then, and now surrendered the custody and possession of said defendant, Anna Barnett, to the United States Marshal of this district, and move the Court for an exoneration of their bond, and the Court finds that the said defendant, Anna Barnett, is in such custody of said United States Marshal;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that said bond and the sureties thereon be, and hereby are exonerated.

F. E. Kennamer,
Judge.

UNITED STATES, Plaintiff.)
vs.) 544 L.
JOE LYNCH, ET AL., Defendant.)

On this 11th day of January, 1928, it is by the Court ordered that the Bondsmen in above entitled cause be granted twenty (20) days from date to surrender Deft. Lynch to United States Marshal.

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

CORA WASS, Plaintiff)
vs.) No; 121. Law.
LAUREL OIL AND GAS CO., Defendant.)
A CORPORATION,

O R D E R.

This cause coming on to be heard on this 11th day of January 1928, upon the dismissal of plaintiff on this day filed in the above entitled cause, and the Court being fully advised in the premises.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. WEDNESDAY, JANUARY, 11, 1928.

IT IS HEREBY ORDERED that the above entitled cause be, and the same is hereby dismissed without prejudice to the institution of another suit.

F. E. Kennamer,

Judge.

ORDER OF COURT APPROVING U. S. COMMISSIONER'S ACCOUNT. Geo. B. Mellott.

At a stated Term of the District Court of the United States within and for the Northern District of Oklahoma begun and held at the City of Tulsa, Oklahoma, on the 11th day of January, A.D. nineteen hundred and twenty eight.

Present, the Honorable F. E. Kennamer, Judge. Among the proceedings had were the following, to-wit:

WHEREAS, George B. Mellott, United States Commissioner for the Northern District of Oklahoma, has forwarded an account for his official services for the quarter ended December, 31st 1927, duly certified by oath attached to the account, and the District Attorney has submitted said account for approval in open court, and it appearing to the satisfaction of the court that the services therein charged have been actually and necessarily performed as therein stated; and it being proved to the satisfaction of the court that in each of the cases, wherein more than one per diem is charged the hearing could not be completed in one day, two per diems in each of said cases are specially approved and allowed by the court; and whereas the charges in said account appear to be just and according to law, it is ordered that said account, amounting to Three Hundred Fifty Nine and 70/100 (\$359.70) be, and the same is hereby approved this 11th day of January, 1928.

F. E. Kennamer,

Judge.

Court adjourned until January, 12, 1928.

In the District Court of the United States in and for the 377

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. THURSDAY, JANUARY, 12, 1928.

On this 12th day of January, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January, 1928, session, at Tulsa, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Esq., Clerk of U. S. District Court.
John M. Goldsberry, Esq., United States Attorney.
H. G. Beard, Esq., United States Marshal.

Public proclamation having been duly made the following proceedings were had and entered, to-wit:

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

E. A. HAWLEY, A. S. BUCHANAN AND)	
O. B. WAED, CO-partners, doing business)	
under the firm name and style of)	
Pawhuska, Refining Company,	)	No. 284 Law.
)	
Plaintiffs.)	
vs.)	
H. E. CLARK,)	
)	
Defendants.)	

O R D E R.

Now on this 12th day of January, 1928, the plaintiffs, appearing by their attorneys, D. H. Cecil, James P. Gilmore and H. R. Williams and the defendant, appearing by his attorneys, Randolph, Haver, Shirk & Bridges, stipulate and agree in open court that a settlement of the controversies between the plaintiff's and the defendant in this action has been effected by compromise and that the plaintiffs' petition and amended petition herein be dismissed with prejudice.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED, that the plaintiffs' petition and amended petition in this action be, and the same hereby are, dismissed with prejudice at the cost of the plaintiffs.

F. E. Kennamer,
Judge.

O.K. D. H. Cecil, James P. Gilmore and H. R. Williams,
Attorneys for the plaintiffs.

Randolph, Haver, Shirk & Bridges,
Attorneys for the defendant.

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA. AT THE REGULAR JANUARY, A.D. 1928. TERM WHEREOF, AT TULSA, OKLA.

ORDER OF COURT.

Now on this 12th day of January, A.D. 1928, it appearing to the Court, upon showing made by John M. Goldsberry, United States Attorney for the Northern District of Oklahoma, that D. E. Fields, a material witness before the United States Grand Jury in an important case, and that subpoena for his appearance before said Grand Jury was issued to him at Tulsa, Oklahoma, a better address for said witness being unknown to the United States Attorney's office, and that said witness was residing at Seminole, Oklahoma, at said time, and answered said subpoena in response to word received from his wife at Tulsa, with whom copy of Subpoena was left, and that in order for him to appear in Tulsa as said witness, it

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

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District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA.

THURSDAY, JANUARY, 12, 1928.

necessitated his traveling from Seminole, Oklahoma, to Tulsa, Oklahoma.

IT IS THEREFORE ORDERED that the said D. E. Fields be allowed and paid mileage and per diem as witness from Seminole, Oklahoma, as follows:

2 days at \$2.00 per day,	\$4.00
2 Days at \$3.00 " "	6.00
233 Miles at 5¢ per mile	11.65
Total	21.65

F. E. Kennamer,

United States District Judge.

O.K. Goldsberry,
U.S. Atty.

JENT JENKINS, Plaintiff.

vs.

JAMES L. ANTHIS, ET AL.,
Defendants.

No. 455 Law.

On this 12th day of January, 1928, it is by the Court ordered that leave be granted to defendant to file motion to transfer above entitled cause to the Equity side as per journal entry filed herein. And it is further ordered by the Court that leave be granted defendant to file separate answer of E. B. Martindale et al., and that fifteen days be allowed said parties to plead to separate answer. Whereupon, it is ordered that said cause be stricken from this assignment.

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

JENT JENKINS, PLAINTIFF.

VS.

JAMES L. ANTHIS, ET AL.,
Defendants.

No. 455 Law.

ORDER TRANSFERRING CAUSE TO EQUITY SIDE OF COURT.

The motion of the defendants, Phillips Petroleum Company, Skelly Oil Company, and George S. Bole, for the transfer of this cause to the equity side of the Court coming on regularly to be heard, and it appearing to the Court that said defendants have interposed equitable defenses in said cause,

IT IS ORDERED that said cause be, and the same is hereby transferred to the equity side of this Court.

DONE in open court this 12 day of January, 1928.

F. E. Kennamer, Judge.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. THURSDAY, JANUARY, 12, 1928

ORDER APPROVING REPORT OF U. S. MARSHAL.

In the United States District Court for said District at a term thereof begun and held at Tulsa, Okla., on the 12th day of January, 1928. Present; The Honorable Franklin E. Kennamer, Judge, the following order was made and entered, of record, to-wit:

WHEREAS, Henry G. Beard, United States Marshal has rendered to this Court an account of his disbursements under the several appropriations mentioned in the account current during the period from October, 1st, 1927, to December, 31st., 1927, with the vouchers and items thereof, and in presence of John M. Goldsberry, United States Attorney, has proved on oath to the satisfaction of the Court that the services therein mentioned as having been rendered by the United States Marshal and his deputies have been actually and necessarily performed as therein stated, and that all the disbursements charged have been fully paid in lawful money; and whereas said charges appear to be just and according to law;

IT IS HEREBY ORDERED that the said account, amounting to fifty four thousand five Hundred Thirty Five dollars and seventy six cents, be and the case is hereby approved.

The above is a true copy of the record of an order made by said Court on the 12th day of January, 1928.

Witness my hand and the seal of said Court this 12th day of January, 1928.

H. P. Warfield, Clerk,
By Deputy.

UNITED STATES, Plaintiff, }
vs. } 1402 Cr.
CLARENCE CHARLESTON, Defendant. }

On this 12th day of January, it is by the Court ordered that thirty (30) days additional time from this date, be allowed defendant herein in which to pay balance of fine assessed in said case.

UNITED STATES, Plaintiff. }
vs. } 2315. Cr.
JOE WHITE, Defendant. }

On this 12th day of January, 1928, it is by the Court ordered that defendant be granted thirty days additional time from this date in which to pay fine.

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

UNITED STATES OF AMERICA, Plaintiff, }
vs. } No. 2086
TOM WILLIAMS, Defendant. }

ORDER EXTENDING TIME TO PAY FINE.

Now on this the 12 day of January, 1928, this matter comes on for hearing before the Court upon the application of the defendant to allow said defendant a period of ninety days in which to pay the fine assessed against him in this cause, and it appearing to the Court that said

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OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. THURSDAY, JANUARY, 12, 1928.

defendant was on the 5th day of Aug. 1927, sentenced to serve a period of six months and to pay a fine of One Hundred (\$100.00) dollars in the above styled and numbered cause and that said jail sentence has been served at this time, and that said defendant is unable to pay a fine of One Hundred (\$100.00) Dollars, at this time, but if allowed a period of ninety days in which to pay the same that said fine will be paid,

IT IS THEREFORE ORDERED, by the Court that said defendant be, and he is hereby allowed and given ninety days from this date, in which to pay said fine and upon receipt of a copy of this order the United States Marshall will release said defendant.

F. E. Kennamer,

Judge.

O.K. Goldsberry,
U.S. Atty.

IN THE DISTRICT COURT OF THE UNITED STATES IN
AND FOR THE NORTHERN DISTRICT OF OKLAHOMA
AT THE REGULAR JANUARY, A. D. 1928
TERM THEREOF, AT TULSA, OKLA.

ORDER OF COURT.

Now on this 12th day of January, A.D. 1928, it appearing to the Court, upon showing made by John M. Goldsberry, United States Attorney for the Northern District of Oklahoma, that Roy Hanna, a Material witness before the United States Grand Jury in an important case, and that subpoena for his appearance before said Grand Jury was issued to Fairfax, Oklahoma, and returned "Not Found", a better address for said Witness being unknown to the United States Attorneys' Office, and witness learning what process had been issued for him, responded voluntarily and came from St. Joseph, Missouri, and that in order for his to appear in Tulsa as said Witness, it necessitated him traveling from St. Joseph, Missouri to Tulsa, Oklahoma.

IT IS THEREFORE ORDERED that the said Roy Hanna be allowed and paid mileage and per diem as Witness from St. Joseph, Missouri, as follows:

3 Days at \$ 2.00 per day,	\$6.00
3 " " 3.00 " "	9.00
652 Miles at 5¢ per mile	32.60

Total \$ 47.60

F. E. Kennamer,

United States District Judge.

O.K. Goldsberry,
U.S. Atty.

RETURN OF GRAND JURY, - Partial.

On this 12th day of January, 1928, comes the Grand Jury into open Court and upon being called each answers his name and is present. Thereupon, the Grand Jury being asked by the Court if they have anything to present and through their foreman answer they have, present to the Court their ninety six true bills which are by the Court ordered filed and numbered in open court, which said indictments are as follows:
to-wit:

And it is further ordered by the Court that warrant issue for the arrest of each defendant not now on bond and thereafter the Grand Jury were excused until February, 27, 1928, and the Clerk is ordered to pay mileage and per diem to said Grand Jurors and Witnesses. List of indictments as follows:

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. THURSDAY, JANUARY, 12, 1928.

PARTIAL REPORT OF GRAND JURY,
OF JANUARY, 12, 1928.

#2453	Charles Kastel,	2500.
2454	Dod Pace	1000
2455	Charles Negem	2500
"	Lewis Bay	2500.
2456	Calvin Nunn	2000.
2457	Joseph C. Dowdy	4000.
2458	Joseph W. Barlow, Jr.	10,000
2459	Joseph Barlow, Jr.	5000.
"	Dan T. Huff	5000.
2460	Mattie Williams,	2500.
2461	George Dorsch	2500.
"	Katie A. Dorsch	2500.
2462	Edward Wilkerson	2500
2463	Claude Bailey	3000.
"	W. H. Grimes	1000.
"	Ewell Phillips	1000.
2464	Wm. Holmes	2500
"	Alex Hamilton	2500.
"	Mack Island	2500.
2465	Ed Lee	2500.
2466	Robert Johnson	2500.
"	Lee Johnson	2500.
2467	Homes Jones	1000.
"	Olan Jones	1000.
2468	John Quincy Adams Howard	2500.
2469	Breda Bartlett	2500.
2470	John Curry	2500.
"	Mabel Curry	2500.
2471	A. H. Harty	2500.
2472	C. C. Potter	2500.
"	Charles Jenkins	2500.
2473	Sam Vitimis	3000.
2474	Albert Scrimminger	3000.
2475	D. A. (Dutch) White	2500.
2476	C. E. Jones	5000.
"	Jack Carlyle,	2500.
2477	John White	2500.
2478	F. L. Roberts	2500.
2479	Millard Marlar	2500.
"	Fate Colbaugh	1000.
2480	Charles Jenkins	2500.
2481	Waite Kingsberry	3500.
"	Ralph Moore	1500.
2482	Ralph Peltier	2000.
"	Joy Latta	2500.
2483	John Ernest	3000.
2484	J. M. Childers	3000.
"	Mrs Dee Childers	3000.
"	Riley Childers	3000.
2485	Jim Fisher	2500.
2486	Alva Boring	2500.
2487	Joe Harrison	1000.
2488	Gail Schreffler	2500.
"	Ed Hartsell	2500.
2489	R. L. Phipps	3000.
2490	Walter Jones	2500.
2491	Simon Wilford	2500.
2492	Henry J. Palmer alias Harvey Peugh	2500.
2493	Willie Williams	2500.
2494	Jap Turnbow	2500.
"	Will Jones	2500.
2495	M. E. Clark	2500.
2496	M. E. Clark	3500.
2497	Art Beck	500.
2498	Frank Turner	2500.
2499	Bob Moore	3000
"	Creekmore Hodge	3000

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM

TULSA, OKLAHOMA.

THURSDAY, JANUARY, 12, 1928.

2500	Francisco Gonsolas		3000.
2501	Dewey Newton		2500.
2502	Maude Campbell	} each	2500.
	M. T. Kinkeade		
	W. H. Terry		
	C. L. Williams		
	W. O. Hardy		
2503	Bill Hix		2500.
"	Reba Bean		2500.
2504	Tom McGinty		2500.
2505	Fred Berry		3000.
"	John Burough		3000.
"	Derby Kersey		3000.
2506	Joe Kelso		4000.
	Georgia White		4000.
2507	O. L. Dowell		2000.
	H. C. Casteel		2000.
2508	E. T. Pignet		2500.
"	Pearl Pignet		2500.
2509	Art Little		2500.
2510	W. A. Pennington		3000.
"	Mrs Pennington		3000.
2511	Francis Glendenning		2500.
"	Sussie Glendenning		2500.
2512	F. O. Patton		2500.
2513	F. E. Moore		2500.
2514	Ora Woodruff		2500.
2515	Oscar Cisson		2000.
2516	Eula Mae Wright		1000.
2517	Bert Jones,	} each	2500.
"	George Williams		
"	Jake Spoon.		
2518	B. H. Bowman,		2500.
"	Sid Clark		2500.
2519	Joe Farbe	}	2500.
"	Curley DeBose		
"	Josie DeBose		
2520	Josie DeBose		2500.
"	Curley DeBose.		2500.
2521	Joe Farbe		2500.
2522	Mae Reese,	}	2500.
"	John Stephens		
"	Raymond Boden		
2523	Duffy McIntosh		2500.
"	John Stephens		2500.
2524	J. B. Stephens and		2500.
"	John Stephens		2500.
2525	B. D. Stevens		2500.
2526	A. C. Hill		2500.
"	J. B. Stephens		2500.
2527	W. A. King		2500.
2528	Frank Bowden		1000.
2529	Maggie Barber		1000.
"	John Barber		1000.
2530	Charley Brashears,	}	2500.
"	Jim Farrow		
"	Richard Clegg		
2531	Elva Workman		2500.
"	Runt Robins		2500.
2532	Lige LaGrande		2500.
"	Runt Robbins		2500.
2533	E. C. LaGrande		2500.
"	Minnie LaGrande		2500.
"	Okla Mitchell		2500.

NORTHERN District of OKLAHOMA.
 REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. THURSDAY, JANUARY, 12, 1928.

2534	Will Wilkerson	2000.
2535	Frank Sandlin	1000.
2536	Arthur W. Boccock,	2500.
	Ace Stafford and	2500.
	Arley Francis	2500.
2537	Asa Hadley	4000.
2538	W. M. Welch	2500.
2539	Frank Dailey	4000.
2539	Frank Johnson	4000.
2540	Cecil Rowell	2500.
2541	Thomas Jefferson Brumer	2500.
"	Charles Campbell	2500.
2542	J. W. Evans	3000.
2543	Charles Beck	1000.
"	Pearl Beck	1000.
2544	A. B. Eversole	1000.
2545	Clarence McQuirt	2500.
"	Jimmie McQuirt	2500.
2546	G. F. Ernie	1000.
2547	Henry Pehsemoie	} each 2500.
"	Richard Newalla and	
2548	Rock Stephens,	} each 5000.
"	Bess Stephens	
"	George Kelley,	
"	James Evans and	
"	Peggy Smith	

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

BEN S. HARRINGTON,	Plaintiff.	}	No. 478 Law.
vs.			
GILLILAND OIL COMPANY,	Defendant.	}	
A CORPORATION,			

O R D E R.

Upon this the 12 day of January, A. D. 1928, the plaintiff in the above styled and numbered cause of action dismissing his third cause of action, and moves the court to remand the cause to the State Court.

The Court being fully and well advised in the premises and on due consideration thereof, finds that less than Three Thousand (\$3000.) Dollars, be involved in this cause and finds that the same should be remanded to the State Court.

It is therefore considered, ordered, adjudged and decreed that plaintiff's motion to remand be, and the same is hereby sustained and said cause is remanded to the State Court.

Done in open court, at Tulsa, Tulsa County, Oklahoma, on this the 12th day of January, 1928,

F. E. Lennamer,
 United States District Judge.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA.

THURSDAY, JANUARY 12, 1928.

ISAIAH NEWMAN, Plaintiff.)
 vs.) 521 Law.
 LEONARD INGRAM ET AL.,)
 Defendants.)

On this 12th day of January, 1928, all parties in above entitled cause agree to hear this case with 261 Eq. and decision in same to be at same time. It is ordered by the Court that leave be granted plaintiff to file amended petition in open court, and leave granted defendants to file answer to amended petition. Decision rendered as per journal entry as follows:

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

ISAIAH NEWMAN, Plaintiff.)
 vs.) No. 521.
 LEONARD INGRAM AND
 CHARLES A. CHANDLER,
 AS TRUSTEE,)
 Defendants.)

JOURNAL ENTRY.

Now, on this 12th day of January, 1928, came on to be heard the above entitled and numbered action, and the counsel for respective parties announce ready for trial and filed a written stipulation waiving a jury and agreeing that the court should hear the evidence and decide all questions of law or fact; and thereupon the trial proceeded and after hearing the evidence, and the argument of counsel and being well and sufficiently advised the court finds the issues in favor of the defendants.

It is thereupon by the Court considered, ordered adjudged and decreed that the plaintiff Isaiah Newman take nothing by his petition and that the defendants Leonard Ingram and Charles A. Chandler, do have and recover of and from the plaintiff all their costs in this behalf expended for which execution may issue. To all of which the plaintiff excepts.

F. E. Kennamer,
 Judge.

O. K. Linbaugh & Pinson
 Attys for plaintiff.
 O.K. R. Emmett Stewart,
 Attorney for plaintiffs.
 Malcolm E. Rosser,
 Attorney for Defendants.

Court adjourned until January, 13, 1928.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA.

FRIDAY, JANUARY, 13, 1928.

On this 13th day of January, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January, 1928, session met at Tulsa, pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

H. P. Warfield, Esq., Clerk of U. S. District Court.
John M. Goldsberry, Esq., U. S. Attorney.
H. G. Beard, Esq., U. S. Marshal.

Public proclamation having been duly made, the following proceedings were had and entered, to-wit:

AMERICAN WHOLESALE CORP,)
Plaintiff.)
vs) 375 L.
J. PUTTER, Defendant.)

On this 13th day of January, 1928, it is by the Court ordered that above entitled cause be stricken from this assignment.

BROWN-CRUMMER,)
Plaintiff.)
vs.) 473 Law.
BOARD OF EDUCATION,)
Defendant.)

On this 13th day of January, 1928, it is by the Court ordered that the abovesentitled cause be stricken from this assignment.

JOHN H. DYKES, RECEIVER,)
Plaintiff.)
vs.) 408 L.
V. P. WILSON,)
Defendant.)

On this 13th day of January, 1928, the above entitled cause comes on for trial and the opening statements of counsel are heard. Defendant's attorney moves for a continuance of said cause. The Court being well and fully advised in the premises, that the testimony of witnesses present be taken, whereupon all witnesses are sworn in open court and plaintiff presents his testimony and evidence and proof and rest and thereafter the defendant presents his evidence and proof and introduces various checks and affidavits in evidence and thereafter rests on account of absence of F. B. Reed, a witness for said defendant. Whereupon, it is by the Court ordered that said case be continued to 11:30 January, 14, 1928.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928. SESSION. TULSA, OKLAHOMA. FRIDAY, JANUARY, 13, 1928.

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

U. S. OF AMERICA,	Plaintiff.	}	No. 1811 Criminal.
vs.			
CLARENCE CORNATZER,	Defendant.		

JOURNAL ENTRY.

Now on this 13th day of January, 1928, the same being one of the regular judicial days of the December, 1927, term of the District Court of the Northern District of Oklahoma, sitting at Pawhuska, in said District, the above cause comes on for trial upon the regular assignment thereof.

The defendant, Clarence Cornatzer, having entered his plea of guilty to the charge made and the Court after having heard the defendant and after being fully advised in the premises, did sentence the said Clarence Cornatzer to one year in jail and imposed a fine of \$100.00, the said jail sentence being suspended upon continued good behavior of the defendant.

IT IS THEREFORE CONSIDERED, ORDERED AND ADJUDGED that the appearance bond of said Clarence Cornatzer with United States Fidelity & Guaranty Company as surety thereon be and the same hereby is exonerated and set for naught.

F. E. Kennamer,

Judge.

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

GUNN-RUSH WELDING & MANUFACTURING COMPANY, A CORPORATION,	} Plaintiff,	} No. 603 Law.
vs.		
THE TRUMAN-SMITH ENGINEERING & CONSTRUCTION COMPANY, A CORPORATION,			} Defendant.
EMPIRE OIL AND REFINING COMPANY, A CORPORATION,	} Garnishee,	

O R D E R.

Now on this 13th day of January, 1928, this cause comes on for hearing for the discharge of the above named garnishee herein, and it appearing to the Court that said defendant above named has duly filed his bond for the discharge of the garnishee herein as required by law and said bond is approved.

IT IS, THEREFORE, NOW ORDERED That the garnishee herein, Empire Oil & Refining Company, a corporation, is hereby discharged and released from further obligation herein.

F. E. Kennamer,

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. FRIDAY, JANUARY, 13 1928.

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

BARTLETT-COLLINS COMPANY,	}	No. 470 Law.
Plaintiff.		
vs.	}	
NATIONAL SURETY COMPANY,		
Defendant.		

O R D E R.

On this 13th day of January, 1928, upon application of the plaintiff, its time to file Amended Petition herein is hereby extended until the 28th day of January, 1928.

F. E. Kennamer,
District Judge.

Court adjourned until January, 14, 1928.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928, SESSION TULSA, OKLAHOMA. SATURDAY, JANUARY, 14, 1928

On this 14th day of January, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January, 1928 SESSION, met at Tulsa pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

H. P. Warfield, Esq., Clerk of U.S. District Court.
John M. Goldsberry, Esq., United States Attorney.
H. G. Beard, Esq., United States Marshal.

Public proclamation having been duly made 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. 2240
BILL HICKS, Defendant.

O R D E R.

Now on this 14th day of January, A.D. 1928, the same being one of the regular judicial days of the Regular January, A.D. 1928, term of said Court, this matter comes on before the Court upon the motion of the Government to set aside the order of the Court heretofore made, suspending the sentence of the Court herein entered on the 12th day of December, 1927, sentencing the above named defendant to twelve months in the Osage County Jail, and it appearing to the Court that the said defendant has violated the said order, in that since the making of said order, the said defendant, Bill Hicks, has had in his possession and under his control and keeping intoxicating liquor, in violation of the Act of May, 25, 1918.

IT IS, THEREFORE, CONSIDERED, ORDERED, ADJUDGED AND DECREED by the Court, that the said order suspending the sentence of said defendant, heretofore made, be and the same is hereby revoked and set aside and the United States Marshal in and for the Northern District of Oklahoma, is hereby ordered, and directed to take the said defendant, Bill Hicks, into custody and cause him to serve the sentence of the Court heretofore imposed on the 12th day of December, 1927, namely, Twelve Months in the Osage County Jail,

F. E. Kennamer,
Judge.

UNITED STATES, Plaintiff.
vs. 2495 Cr.
M. E. CLARK, Defendant.

On this 14th day of January, 1928, comes W. B. Blair, Asst. United States Attorney, representing the Government herein and J. T. Harley, representing the defendant. Defendant waives reading of indictment and enters plea of guilty as charged in indictment heretofore filed herein. Whereupon, it is by the Court ordered that Judgment and sentence be imposed as follows:

One Year and One Day in Federal Penitentiary, Leavenworth, Kansas and fine of \$100.00.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. SATURDAY, JANUARY, 14, 1928.

UNITED STATES, Plaintiff.)
 vs.) 2496 Cr.
 M. E. CLARK, Defendant.)

On this 14th day of June, 1928, comes W. B. Blair, Asst. U. S. Attorney, representing the Government and J. T. Harley, representing defendant herein. Now at this time defendant waives reading of indictment and enters plea of guilty to charge heretofore entered herein. Whereupon, it is by the Court ordered that Judgment and Sentence be imposed upon said defendant as follows:

Count 1, One year and One day in Federal Penitentiary, Leavenworth, Kansas and a fine of \$100.00.
 Count 2, A fine of \$50.00.

And it is further ordered that sentence imposed in count one shall run concurrently with sentence imposed in indictment #2495

UNITED STATES, Plaintiff.)
 vs.) 2470 Cr.
 JOHN CURRY, Defendant.)

On this 14th day of January, 1928, comes W. B. Blair, Asst. U. S. Attorney, representing the Government herein and E. E. Wensick representing defendant. Now at this time defendant waives arraigned and enters plea of guilty to charge heretofore filed herein. Whereupon, it is by the Court ordered that Judgment and sentence be deferred until January, 17, 1928.

UNITED STATES, Plaintiff.)
 vs.) 2527 Cr.
 W. A. KING, Defendant.)

On this 14th day of January, 1928, comes W. B. Blair, Asst. U. S. Attorney, representing the Government herein and John T. Harley, representing the defendant. Defendant is arraigned and waives reading of indictment and enters plea of guilty to counts one and two and three heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

Count 1, Twelve months in Osage County Jail, and a fine in the sum of \$100.00 to run on execution.
 Count 2, Fine of \$50.00.
 Count 3, Twelve months in Osage County Jail, and a fine in the sum of \$100.00 to run on execution, Said sentence to run concurrently with sentence imposed in count one.

And it is further ordered that jail sentence imposed herein shall run concurrently and be suspended during good behavior.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA, SATURDAY, JANUARY, 14, 1928.

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

J. M. McMANMON,	Plaintiff,	}	No. 153 Law.
vs.			
THOMPSON, & BLACK INC.	Defendant.		

O R D E R.

This cause coming on to be heard on this the 14th day of January, 1928, upon the stipulation filed herein by the plaintiff, and the court being fully advised:

IT IS HEREBY ORDERED That the above entitled cause be, and the same is hereby dismissed as to each and every cause of action in the petition contained with prejudice to the institution of another suit.

F. E. Kennamer,
Judge.

O.K. W. V. Biddison,
for plaintiff.

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

THE REPUBLIC NATIONAL BANK OF ST. LOUIS, MISSOURI, A CORPORATION,	Plaintiff.	}	No. 234 Law.
vs.			
CORA LEE BROWN,	Defendant.		

ORDER OF DISMISSAL

On this 14th day of January, 1928, this cause came on from application made in open court by the plaintiff to dismiss the same with prejudice for the reason that all payments as provided for in the stipulation for settlement heretofore entered into by and between the parties to this cause having been made into court and it appearing to the court that the cause has been fully compromised and settled,

IT IS ORDERED that the same be and it is hereby dismissed with prejudice at the plaintiff's costs.

F. E. Kennamer,
District Judge.

O.K. West, Gibson, Sherman, Davidson & Hull,
Attorneys for plaintiff.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. SATURDAY, JANUARY 14, 1928.

UNITED STATES, Plaintiff.)
 vs.) 2502 Cr.
 MAUDE CAMPBELL, Defendant.)

On this 14th day of January, 1928, defendant in above entitled cause is arraigned and enters plea of guilty to counts one and two and three and four in charge heretofore filed herein. Whereupon it is by the Court ordered that sentence be deferred during good behavior of said defendant.

UNITED STATES, Plaintiff.)
 vs.) 2298 Cr.
 MAUDE CAMPBELL, Defendant.)

On this 14th day of January, 1928, defendant is arraigned and enters plea of guilty to counts one and two as charged. Whereupon, it is by the Court ordered that sentence be deferred during good behavior.

ALEXANDER JAMISON, Plaintiff.)
 vs.) 502 Law.
 DIAMOND RETURNING CO., Defendant.)

On this 14th day of January, 1928, leave is granted plaintiff to file affidavit of said Alexander Jamison, and thereafter various motions are heard and arguments of counsel had, and the Court being well and fully advised in the premises it is ordered that Plaintiff herein shall file briefs and that the defendant is granted leave to file reply briefs herein.

H. M. BARTSELL, Plaintiff.)
 vs.) 511 Law.
 CHRISTOPHER C. WALKER, ET AL.,)
 Defendants.)

On this 14th day of January, 1928, it is by the Court ordered that leave be granted to defendants to file separate amended answers herein.

Court adjourned until January 16, 1928.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 16, 1928.

On this 16th day of January, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January, 1928 session, met at Tulsa, pursuant to adjournment, Honorable F. E. Kennamer, Present and presiding:

H. D. Warfield, Esq., Clerk of U.S. District Court.
John M. Goldsberry, Esq., United States Attorney.
H. G. Beard, Esq., U. S. Marshal.

Public proclamation having been duly made the following proceedings were had and entered, to-wit:

ORDER EMANELING PETIT JURY.

On this 16th day of January, 1928, comes the United States Marshal and makes return on the Venire heretofore issued out of this court for petit jurors for this January, 1928 term of Court. Thereupon the Clerk calls the names of the jurors so summoned: B. S. Berton, Ben Parsons, D. C. Powers, Fred J. Spies, Jr., W. D. Casey, J. F. Pautler, W. W. Bodson, J. H. Carothers, G. B. Bledsoe, John Shellenbarger, W. W. Warner, R. E. Borden, W. R. Ritchey, M. C. Williams, W. E. Hixon, C. F. Lake, J. M. Hackensmith, C. L. Essley, John Cole, E. E. Johnson, J. D. Mosby, James B. Bragassa, L. W. Custer, W. H. Dunham, C. C. Conrad, C. E. Dial, Geo. M. Ramson, I. M. Cantrell, Maurice B. Lassley, Walter B. Vincent, Harry Kerkman, Richard Lloyd Jones, C. P. Beck, A. C. Hayes, Clarence Wilson, and E. S. Gapps. Thereupon, the Court examines said jurors as to their qualifications, and for good cause shown is ordered that J. H. Hackensmith be excused until January, 23, 1928, and James B. Bragassa, A. C. Hayes, E. E. Johnson, Harry Kerkman, George M. Ransom, W. R. Ritchey, John Shellenbarger, J. S. Mosby, W. H. Dunham and Maurice B. Lassley are excused from service as jurors and that their names be stricken from the jury roll.

Thereupon, the balance of said array are accepted as petit jurors for this January, 1928 term of Court.

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

WALTER G. BOLING, Plaintiff,

vs.

COSDEN & COMPANY AND
HILL OIL AND GAS COMPANY,
A CORPORATION,

Defendants.

No. 155 Law.

ORDER.

The above entitled cause comes on upon the oral motion of the plaintiff to dismiss the same without prejudice,

It is ordered by the Court that said cause be and the same is hereby dismissed without prejudice at the cost of plaintiff.

Done at Tulsa, Oklahoma, this 16th day of January, 1928.

F. E. Kennamer,
Judge.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 16, 1928.

BROWN-CRUMMER, et al.,	}	177 Law.
Plaintiff.		
vs.	}	
CITY OF TULSA, ET AL.,		
Defendants.	}	

On this 16th day of January, 1928, it is by the Court ordered that the above entitled cause be stricken upon agreement of parties.

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

JOHN R. SCHLIDT,	}	No. 220 Law.
Plaintiff,		
vs.	}	
M. J. DELANEY,		
Defendant.	}	

O R D E R.

The above entitled cause comes on upon the oral motion of the plaintiff to dismiss the same without prejudice.

It is ordered by the Court that said cause be and the same is hereby dismissed without prejudice, at the cost of plaintiff,

Done at Tulsa, Oklahoma, this 16th day of January, 1928.

F. E. Kennamer,
Judge.

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

ROSE MIKE SAUNDERS, ET AL.,	}	No. 286 Law.
Plaintiffs,		
vs.	}	
BELLE HARRISON ET AL.		
Defendants.	}	

O R D E R.

This cause coming on this 16 day of January, 1928, to be heard upon motion of the Plaintiffs by their attorneys of record, and it appearing to the court that all matters at issue between the said plaintiffs and defendants have been amicably adjusted.

IT IS BY THE COURT, upon said motion, adjudged and ordered that the action of the plaintiffs be, and the same are hereby dismissed with prejudice as against the defendants and each of them,

F. E. Kennamer,
Judge.

O.K. Saunders & Emerick,
Hagan & Gavis,
Attorneys for Plaintiffs.

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District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA.

MONDAY, JANUARY, 16, 1928.

UNITED STATES,	Plaintiff.	}	2470 Cr.
vs.			
JOHN CURREY AND MABEL CURRY,	Defendants.		

On this 16th day of January, 1928, comes W. B. Blair, Asst. U. S. Attorney representing the Government herein and C. S. Fenwick, representing defendants. Defendant, John Curry is called for Judgment and sentence upon plea of guilty heretofore entered, herein. It is ordered by the Court that Judgment and sentence be imposed upon said defendant as follows:

Six (6) months in Osage County Jail, Pawhuska, Oklahoma, and a fine in the sum of \$100.00 to run on execution.

And it is further ordered that said defendant, John Curry, be placed on probation and C. S. Fenwick be named probation officer.

And it is further ordered that the tent be released to said defendant John Curry.

And it is further ordered by the Court that said cause be dismissed as to Mabel Curry.

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

IN RE: JOHN CURRY, DEFENDANT, No. 2470 Criminal.

Now on this 16th day of Jan. 1928, the cause of the United States vs. John Curry, defendant, coming on for consideration before this Court, and said defendant having offered, in open court his plea of guilty to the charge of possession of intoxicating liquor, and the Court having been, and being fully advised in the premises, and for good cause shown, and it further appearing that said defendant has been confined in custody for a period of seventy eight days, and that his wife is now at an approximate point of death, it is therefore considered, ordered and adjudged, that said defendant John Curry be confined in Jail at Pawhuska, Oklahoma, and a period of 6 months and fined \$100.00 on execution, and it is further ordered that pending good behavior of said defendant the said John Curry be and he is hereby placed on Probation to C. S. Fenwick, attorney at law of Tulsa, Okla. during said sentence.

It further appearing that at the time of the arrest of said defendant, certain tents, blankets and goods were seized by the officers of the United States, and it appearing that said goods aforesaid were not being used by said defendant for the purpose of violation of the U. S. Liquor laws.

It is therefore ordered that all of said goods seized by said officers be released to said defendant aforesaid or his order.

E. E. Hennamer,

Judge.

O.K. W. B. Blair.

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District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM. TULSA, OKLAHOMA. MONDAY, JANUARY, 16, 1928

HOFFER OIL CORPORATION,	Plaintiff,	}	191 L.
vs.			
J. L. HESTLER,	Defendant.		

On this 16th day of January, 1928, it is by the Court ordered that leave be granted defendant to file amended answer, to which plaintiff excepts and exceptions are allowed said plaintiff.

M. P. DONOHUE,	Plaintiff.	}	469 L.
vs.			
BI VI BAR PETROLEUM CORP.	Defendant.		

On this 16th day of January, 1928, it is by the Court ordered that above entitled cause be stricken from this assignment by agreement of parties.

J. G. BENNETT,	Plaintiff.	}	122 Law.
vs.			
PRAIRIE OIL & GAS CO.,	Defendant.		

On this 16th day of January, 1928, the above entitled cause comes on for hearing. Plaintiff is present in person and by his attorneys E. A. deMeules, C. H. Moore, and J. T. Blanton and defendant is represented by Nate Gibson, Joe Hull, Frank Burford and Paul B. Mason. All parties announce ready for trial. Defendant moves the Court for judgment on pleadings which is by the Court overruled and exceptions allowed. Now at this time leave is granted plaintiff to refile reply of September, 27, 1927, to which exceptions are allowed. Now at this time a jury is empaneled and sworn to try said cause and a true verdict render. Opening statements of counsel are made by Mr deMeules for plaintiff and by Mr Burford for defendant. Now at this time plaintiff presents his evidence and proof and rests.

Now at this time the hour for adjournment of court having arrived it is by the Court ordered that said cause be continued to January, 17th, 1928 at 9:30 A.M.

Now at this time defendant dismisses cross petition and plaintiff dismisses petition without prejudice. It is ordered by the court that Jury be excused and Journal Entry furnished in said cause, which is as follows:

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

J. G. BENNETT,	Plaintiff,	}	No. 122 Law.
vs.			
THE PRAIRIE OIL & GAS COMPANY, A CORPORATION,	Defendants.		

O R D E R.

Now on this 16th day of January, 1928, a jury having been em-

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OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 16, 1928.

empaneled in this cause and the plaintiff having offered evidence herein, comes the plaintiff and moves to dismiss his cause with prejudice, whereupon the defendant The Prairie Oil & Gas Company moves to dismiss its cross petition against the plaintiff with prejudice.

And upon consideration thereof said motions and each of them are sustained and plaintiff's cause of action against the defendant and the defendant's cross complaint against the plaintiff are both hereby dismissed with prejudice.

F. E. Kennamer,

U. S. District Judge.

O.K. deluels.

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

NANNIE PAGUE,	Plaintiff,	}	No. 2 Law.
vs.			
TEXAS & PACIFIC RY. CO.,	Defendant.		

JOURNAL ENTRY.

On January, 16th, 1928, the above cause came on for trial, the same having been duly and regularly placed on the trial docket for that purpose.

It appearing to the Court that no service of summons had been duly and lawfully had upon the defendant Texas & Pacific Railway Company and that the motion to quash service of summons had heretofore sustained and that no alias summons had been issued, that said cause should be and the same is hereby dismissed.

IT IS THEREFORE Ordered, adjudged and decreed that the above action be and the same is hereby dismissed for failure to prosecute.

F. E. Kennamer,

Judge.

CHARLES E. BULLIS,	Plaintiff.	}	161 Law.
vs.			
CITY OF KEIFER, ET AL.	Defendant.		

On this 16th day of January, 1928, it is by the Court ordered that the above entitled cause be and same is hereby dismissed without prejudice on statement of Counsel for plaintiff.

Court adjourned until January, 17, 1928

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District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. TUESDAY, JANUARY, 17, 1928.

On this 17th day of January, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January, 1928, session at Tulsa met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

H. P. Warfield, Esq., Clerk of U S. District Court.
John H. Goldsberry, Esq., United States Attorney.
H. G. Beard, Esq., United States Marshal.

Public proclamation having been duly made the following proceedings were had and entered, to-wit:

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

W. L. BERRY, Plaintiff,)
vs.) 438 Lav.
FORD MOTOR COMPANY,)
A CORPORATION,)
Defendant.)

ORDER OF DISMISSAL.

Now on this 17 day of January, 1928, there comes on for hearing the motion of the plaintiff, W. L. Berry, that the above entitled cause be dismissed at Plaintiff's costs without prejudice, the said plaintiff, appearing by Ray McNaughton, one of his attorneys, and the defendant not appearing; and it appearing to the court that said motion should be granted,

IT IS THEREFORE ORDERED BY THE COURT that said motion to dismiss be and the same is hereby sustained, and the above entitled cause is hereby dismissed without prejudice at the cost of the plaintiff.

F. E. Kennamer,
Judge.

BROWNE-CRUMMER INVESTMENT CO., Plaintiff,)
vs.) 179 Lav.
CITY OF TULSA, ET AL., Defendant.)

On this 17th day of January, 1928, it is by the Court ordered that the above entitled cause be stricken from this assignment upon agreement of counsel.

OLIVER A. DODSON, Plaintiff,)
vs.) 237 L.
SUN SOCIETY, ET AL., Defendant.)

On this 17th day of January, 1928, it is by the Court ordered that above entitled cause be dismissed for want of prosecution.

NORTHEN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM

TULSA, OKLAHOMA.

TUESDAY, JANUARY, 17, 1928.

G. D. HOLLOWAY,	Plaintiff,	}	520 L.
vs.			
JOHN H. DYKES, ET AL.,	Defendant.		

ORDER STRIKING CAUSE FROM PRESENT ASSIGNMENT.

The above cause came on for hearing upon the stipulation of parties for a continuance and the Court Being fully advised finds that that said stipulation should be approved.

IT IS THEREFORE, CONSIDERED, ORDERED AND ADJUDGED that the above cause be stricken from the present jury docket and continued for the term.

Done in open Court this 17 day of January, 1928.

F. E. Kennamer,
Judge.

EMMA B. HYATT,	Plaintiff.	}	549 Law.
vs.			
ST. L. S. R. RY. CO.,	Defendant.		

On this 17th day of January, 1928, it ordered that above entitled cause be set for hearing on Demurrer herein on Saturday, January, 21, 1928.

UNITED STATES,	Plaintiff.	}	1833 Cr.
vs.			
PAULINE PRESCOTT,	Defendant.		

On this 17th day of January, 1928, it is by the Court ordered that the Clerk of U. S. Court shall accept Fifty (\$50.00) dollars on fine heretofore assessed against said defendant and that defendant be granted thirty (30) days to pay balance of said fine.

SHAFER OIL CORPORATION,	Plaintiff.	}	191 Law.
vs.			
W. D. KISTLER,	Defendant.		

On this 17th day of January, 1928, it is by the Court ordered that the above entitled cause be continued to January, 18, 1928.

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District of

OKLAHOMA.

REGULAR, JANUARY, 1928 TERM TULSA, OKLAHOMA. TUESDAY, JANUARY, 17, 1928.

F. C. GRR, ADMR., Plaintiff.)
 vs.) 206 Lew.
 A. T. S. & F. Ry. CO. Defendant.)

On this 17th day of January, 1928, it is by the Court ordered that the above entitled cause be continued to January, 18, 1928.

HENRY MAX, Plaintiff.)
 vs.) 222 Lew.
 BELL OIL & GAS CO., Defendant.)

On this 17th day of January, 1928, it is by the Court ordered that the above entitled cause be continued to January, 18, 1928.

ORDER LEAVE TO FILE INFORMATION

On this 17th day of January, 1928, comes the United States Attorney, and asks and is granted leave to file information herein and to prosecute thereunder, and it is ordered by the Court that warrant is sue for the arrest of each defendant, and the bond of each defendant is hereby fixed in the sums, as follows:

2549	S. H. Griggs,	2500.
2550	Claude V. Johnson,	2500.
2551	John Moore,	1500.
2552	Jesse Vance,	1500.
	Mexican Mike	2500.
2553	Frank Daniels	2500.
2554	Earl King,	1000.
	Ruchard Lee	2500.
	Oscar Ellis	2500.
2555	Gilbert Alexander	1500.
2556	Roy Johnson	1500.
2557	Luther Green	3500.
	Louis Mulholland	3500.
	Louise Mulholland Adams	3500.
2558	Lucile Smith	2000.
2559	Joe Wright	500.
2560	Jim Swan	2500.
2561	George Helton	1500.
2562	W. A. Wells	1000.
2563	James Todd	2500.
2564	Eugene Beach	2500.
2565	Robert T. Watson	2500.
2566	Tom Gunn and	2000.
	Willie Gunn	2000.
2567	Dorris Baugh and	2500.
	G. F. Berryhill	2500.00
2568	Georgie Walker	2500.
2569	A. K. (Shorty) Trimble	2500.
2570	Bob Wallace	500.
2571	Sam Berryhill	2500.
2572	Otho Landers	2000.
2573	Dewey Barton	2500.
2574	Ella Mays	2000.
2575	Barry Paterson	1000.
2576	Jack Johnson	1000.
2577	C. E. Gatewood	2000.
2578	B. Toms	2000.
2579	Albert Adams	1500.
2580	Herbert Starr and	500.
	George Martin	2500.
	Ebin Martin	2500.

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OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. TUESDAY, JANUARY, 17, 1928.

2581	Ethel Gordon	750.00
2582	L. C. Dowell	1000.00
2583	Arthur T. Parks	2500.00
2584	William Crouser	1000.00
2585	Ed White	2000.00
2586	James Garrett	1500.00
2587	O. B. Horn	2000.00
2588	Pink Gotham	1000.00
2589	Dewey Collins	500.00
2590	Scott Mounts	2500.00
2591	John Rash	2500.00
2592	Tehodore Cudgoe	1000.00
	Newt Callahan	2500.00
2593	Gus Baker	1000.00
2594	T. L. Colvin	100.00
	W. H. Sawyer	100.00
	D. D. Wall	100.00

EMMA E. PRIEST, ADMR.	} Plaintiff.	193 Law.
vs.		
ST. LOUIS SAN FRANCISCO R. R. CO.	} Defendant.	

On this 17th day of January, 1928, it is by the Court ordered that the above entitled cause be and same is hereby dismissed upon Motion of Plaintiff.

Court adjourned until January, 18, 1928.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. WEDNESDAY, JANUARY, 16, 1928

On this 16th day of January, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January, 1928 session met pursuant to adjournment, Honorable E. E. Kennamer, judge present and presiding:

H. P. Warfield, Esq., Clerk of U. S. District Court.
John M. Goldsberry, Esq., U. S. Attorney.
H. G. Beard, Esq., Esq., U. S. Marshal.

Public proclamation having been duly made the following proceedings were had and entered, to-wit:

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

W. C. ORR, Plaintiff,
vs. No. 206 Law.
THE ATCHISON, TOPEKA & SANTA FE RAILWAY COMPANY, Defendant.

JOURNAL ENTRY.

Now, to-wit, on this the 16th day of January, 1928, the above cause coming on for hearing upon the stipulation of the parties hereto, The plaintiff appearing by W. E. Mabon, her attorney, and the defendant appearing by George M. Green one of its attorneys, thereupon said journal entry between the parties hereto was duly presented and considered by the Court.

IT IS THEREFORE ordered, adjudged and decreed that the above cause be and the same is hereby dismissed with prejudice to a new action at the cost of the defendant, except the plaintiff is to pay witness fees incurred by the plaintiff.

E. E. Kennamer,
Judge.

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

HOFFER OIL CORPORATION, AND E. B. HOFFER, TRUSTEE, Plaintiffs, No. 191 Law.
vs.
W. L. WISTLER, Defendant.

JOURNAL ENTRY.

Now on this 16th day of January, 1928, the above entitled case came on for hearing upon the action of the defendant to transfer the second cause of action stated in the Amended Petition herein filed to the

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District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. WEDNESDAY, JANUARY, 18, 1928

Equity Docket of this court and to have the equitable issues therein contained tried before the trial of the first cause of action and thereupon the parties filed their stipulation consenting that the second cause of action be transferred to Equity and tried as an equitable cause and that the rights of the parties shall be determined by the decision in the said second cause of action and the first cause of action shall abide by and follow the result of the decision and decree in the matter of the second cause of action.

And the court having heard the said stipulation and being advised in the premises,

IT IS ORDERED that the said stipulation be approved and that the second cause of action contained in the Amended Petition hereing be transferred to and heard upon the Equity Docket of this Court.

F. E. Kennamer,
Judge.

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

ACCO OIL COMPANY,	Plaintiff,	}	No. 278 At Law.
vs.			
FURMAN OIL COMPANY, A CORPORATION,	Defendant.	}	

O R D E R.

On motion of F. B. Dillard, attorney for plaintiff, it is ORDERED that the above cause be and the same is hereby dismissed at plaintiff's cost.

Dated this 18th day of January, 1928.

F. E. Kennamer,
District Judge.

LILLIE SHOBE,	Plaintiff.	}	251 Law.
vs.			
CITY OF TULSA,	Defendant.	}	

On this 18th day of January, 1928, it is by the Court ordered that the above entitled cause be dismissed for want of prosecution.

JIM CHERRY,	Plaintiff.	}	252 Law.
vs.			
TULSA CITY CO.,	Defendant.	}	

On this 18th day of January, 1928, it is by the Court ordered that the above entitled cause be dismissed for want of prosecution.

NORTHERN District of OKLAHOMA.
 REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. WEDNESDAY, JANUARY, 18, 1928

F. R. WILLIAMS, Plaintiff.)
 vs.) 253 Law.
 CITY OF TULSA, Defendant.)

On this 18th day of January, 1928, it is by the Court ordered that the above entitled cause be dismissed for want of prosecution.

MRS EMMA GURLEY, Plaintiff.)
 vs.) 254 Law.
 CITY OF TULSA, Defendant.)

On this 18th day of January, 1928, it is by the Court ordered that the above entitled cause be dismissed for want of prosecution.

J. N. GAGE, Plaintiff.)
 vs.) 274 Law.
 JOHN POOLE, ET AL., Defendant.)

On this 18th day of January, 1928, it is by the Court ordered that the above entitled cause be dismissed for want of prosecution.

ROSE B. VAUGHN, Plaintiff.)
 vs.) 276 Law.
 MISSOURI, KANSAS AND TEXAS RY. CO., Defendant.)

On this 18th day of January, 1928, it is by the Court ordered that leave be granted plaintiff, to file amendment to supplemental Petition and exceptions allowed defendant.

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

UNITED STATES, Plaintiff.)
 vs.) No. 319 Law.
 J. O. CALES GUARDIAN OF CLARENCE DANIELS, Defendant.)

ORDER OF DISMISSAL.

Now on this 18th day of January, 1928, this matter coming on to be heard upon the motion of the above named plaintiff, asking that said cause be dismissed, and the Court, after hearing the evidence offered and being fully advised in the premises, finds;

That the obligation sued upon by said plaintiff, at the instance and request of the Secretary of the Interior, has been fully paid by the defendant herein, to the Department of the Interior; that said matter is now fully satisfied, and there is no further occasion for litigation herein.

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

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District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. WEDNESDAY, JANUARY, 18, 1928

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that said cause be, and hereby is dismissed, upon payment of the costs herein,

M. E. Kennamer,

ROSA B. VAUGHN,	Plaintiff.	}	276 L.
vs.			
M. I. C. T. Ry. co.,	Defendant.		

On this 18th day of January, 1928, it is by the Court ordered that the above entitled cause be continued to January, 19, 1928.

HENRY MAR,	Plaintiff.	}	222 Law.
vs.			
BELL OIL & GAS CO.,	Defendant.		

On this 18th day of January, 1928, the above entitled cause come on for trial. Plaintiff is present in person and by Roy Todd and Mr. Barton, his attorneys, and defendant is represented by E. D. Green and Aby & Tucker, Mr. Silverman and C. S. Walker, its attorneys. Both sides announce ready for trial and a jury is empaneled and sworn to try said cause and a true verdict render. All witnesses are sworn and thereafter opening statements of for plaintiff and defendant are heard. Plaintiff presents his testimony and evidence and depositions are read to the jury. The hour for the adjournment of Court having arrived it is ordered that above entitled cause be continued to January, 19th, 1928.

Court adjourned until January, 19th, 1928.

NORTHERN District of OKLAHOMA.
 REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. WEDNESDAY JANUARY, 18, 1928.

On this 19th day of January, 1928, the District court of the United States for the Northern District of Oklahoma sitting in Regular January, 1928, term at Tulsa, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

H. P. Warfield, Esq., Clerk of U. S. District Court.
 John M. Goldsberry, Esq., U. S. Attorney.
 H. G. Beard, Esq., U. S. Marshal.

Public proclamation having been duly made the following proceedings were had and entered, to-wit:

J. W. CROSSENO, et al.,	Plaintiff.	}	250 Law.
vs.			
F. S. & W. Ry. Co.,	Defendant.		

On this 19th day of January, 1928, it is by the Court ordered that the above entitled cause be stricken from this assignment.

MISCL. ORDER OF COURT, RELEASING DEFTS. & EXHONORATING BONDSMEN OF DEFENDANTS "NO BILLED".

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

ORDER OF COURT.

and now on this 19th day of January, A.D. 1928, the same being one of the regular judicial days of the Regular January, 1928, Term of said Court, this matter comes on before the Court upon the motion of the District attorney in and for the Northern District of Oklahoma moving the Court to make an order releasing from custody certain defendants, the charges against whom were No. Billed by the United States Grand Jury with in and for the Northern District of Oklahoma, which recessed on the 12th day of January, 1928, and it appearing to the Court that the following named persons were so No. Billed by said Grand Jury and that said persons are still in custody in the various jails within the Northern District of Oklahoma, or have made bond for their appearance to answer to the charge against them, said parties being as follows, to-wit:

C. B. Peters	Dave Alexander.
A. L. Charmers	C. A. Terry
Claude Penn	Everett Wallace
Tom Green	Harold Harbison
Clay Kirkpatrick	Arch Mathison
Leo Holdner	R. B. Merrott
Jack Murry	A. B. Clark
J. A. Antry	Paul Johnson
Willard Oller	Harve Oller
Oscar Hindman	

It is therefore, ordered adjudged and decreed by the Court, that such of the above named parties as are in the custody of the United States Marshal in the various jails within the Northern District of Oklahoma, be discharged from custody and that the bonds of such of the above named persons as have given bond for their appearance to answer charge against them, be and the same are hereby ordered and decreed to be exonerated.

F. E. Kennamer, Judge.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA

THURSDAY, JANUARY, 19, 1928.

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

UNITED STATES OF AMERICA, Plaintiff, vs. VIRGIL L. WELLS, AND CLARENCE MILLER, ET AL., Defendants

No. MISD.

ORDER.

It appearing to the court that heretofore on the 16th day of July, 1927, the above defendants were held by George B. Mellott, United States Commissioner of the Northern District of Oklahoma, to await the action of a Grand Jury, each made a surety bond fixed in the sum of \$500.00 which said bonds were duly approved and filed.

It further appearing to the Court that on the 23rd. day of September, 1927, said matter was presented to the Grand Jury of the Northern District of Oklahoma and said Grand Jury on said 23rd. day of September, 1927, made a return finding of no bill.

IT IS THEREFORE ORDERED AND ADJUDGED THAT the defendants and each of them be discharged and the bondsmen be and the same are exonerated

Dated this 19th day of January, 1928.

F. E. Kennamer, Judge.

O.K. John M. Goldsberry United States District Attorneys. By W. B. Blair, Assistant U. S. District Attorney. By E. McNeil Attorney for Defendants.

THOMAS L. ROGERS, Plaintiff. vs. G. A. ROGERS, Defendant. 391 La.w

On this 19th day of January, 1928, it is by the Court ordered that leave be granted defendant herein to file Motion for permission to file amended answer and for a continuance and that five (5) days be granted to amend answer herein. And it is further ordered that cause be stricken from this assignment.

MARGARET FISHBACK, ADMR. Plaintiff. vs. BELL OIL & GAS CO. Defendant. 291 Law.

On this 19th day of January, 1928, it is by the Court ordered that the above entitled cause be stricken from this assignment.

FORNIE V

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TUESDAY, OKLAHOMA. THURSDAY, JANUARY, 19, 1928

DEBRA McCOOL, ADMR., Plaintiff.)
 vs.) 292 Law.
 BELL OIL & GAS COMPANY, Defendant.)

On this 19th day of January, 1928, it is by the Court ordered that the above entitled cause be stricken from this assignment.

UNITED STATES, Plaintiff.)
 vs.) 295 Law.
 BRIGHT RODDY, GDN., Defendant.)

On this 19th day of January, 1928, it is by the Court ordered that the above entitled cause be stricken from this assignment.

UNITED STATES, Plaintiff.)
 vs.) 322 Law.
 BRIGHT ROODY, GDN., Defendant.)

On this 19th day of January, 1928, it is by the Court ordered that the above entitled cause be stricken from this assignment.

P. B. STERLING, Plaintiff.)
 vs.) 302 Law.
 SEABOARD OIL & GAS COMPANY, Defendant.)

On this 19th day of January, 1928, it is by the Court ordered that the above entitled cause be passed until January, 20, 1928, upon agreement of parties.

ROSA B. VAUGHAN, ADMR., Plaintiff.)
 vs.) 276 Law.
 M. K. & T. RY. CO, ET AL. Defendants.)

On this 19th day of January, 1928, the above entitled cause came on for trial. Plaintiff is present in person and by E. B. Martin and S. J. Montgomery, her attorneys, and the Defendant is represented by Cottingham, McInnis & Green and C. B. Walker, its attorneys. Both sides announce ready for trial, and a Jury is empaneled and sworn to try said cause and a true verdict render. All witnesses are sworn, and thereafter plaintiff presents testimony. Now at this time it is by the Court ordered that said cause be continued to January, 20, 1928.

UNITED STATES, Plaintiff.)
 vs.) 377 Law.
 J. D. EVANS, ET AL., Defendant.)

On this 19th day of January, 1928, it is by the Court ordered that the above entitled cause be stricken from this assignment upon statement of counsel.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. THURSDAY, JANUARY, 19, 1928.

UNITED STATES,	Plaintiff.	}	422 Law.
vs.			
J. D. EVANS, ET AL.,	Defendant.		

On this 19th day of January, 1928, it is by the Court ordered that the above entitled cause be stricken from this assignment upon statement of counsel.

LOUVINA HARJO,	Plaintiff.	}	433 Law.
vs.			
JAMES SCOTT, ET AL.,	Defendants.		

On this 19th day of January, 1928, it is by the Court ordered that the above entitled cause be stricken from this assignment.

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

UNITED STATES OF AMERICA,	Plaintiff,	}	No. 1754.
vs.			
PERCY JOHNSON,	Defendant.		

O R D E R.

This cause coming on for hearing upon the application of the defendant for an order of Court remitting, or extending the time within which to pay the fine of One Hundred (\$100.00) Dollars, heretofore assessed by this Court against said defendant, Percy Johnson, on the 21st day of November, 1927, said defendant being present in person and by his attorney, William H. McClarin, Mr John M. Goldsberry, United States District Attorney, appearing for the Government, and it appearing to the Court that said defendant, after diligent effort, has been and now is unable to pay said fine, or any part thereof, at this time, and it further appearing to the Court that said defendant, though desirous of paying said fine, is unable to do so unless given a further extension of time within which to earn or provide the necessary funds, and it further appearing to the Court that said defendant is married and that his services are needed for the support and maintenance of his wife, it is therefore, by the Court,

ORDERED, ADJUDGED AND DECREED, that said defendant Percy Johnson, be and he is hereby granted a further extension of ninety days from the date hereof within which to pay one-half of said fine, or the sum of Fifty (\$50.00) dollars, and that upon payment of said sum of Fifty (\$50.00) Dollars, within said period of ninety days from date hereof, the remainder of said fine, to-wit, the sum of Fifty (\$50.00) dollars may be carried on execution to be issued in said cause against said defendant,

FURTHER ORDERED, that upon payment by said defendant of said sum of Fifty (\$50.00) Dollars within said period of ninety days from date hereof, as above set forth, said defendant shall thereupon stand discharged.

Done in open court this 19th day of January, 1928.

F. E. Kennamer,
Judge.

Approved John M. Goldsberry,
United States District Attorney.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. THURSDAY, JANUARY, 19, 1928.

AND WHEREUPON, AND AT THE REQUEST OF PLAINTIFF AND FOR GOOD CAUSE SHOWN, PLAINTIFF IS GRANTED 60 days extension of time from this date within which to prepare and serve bill of exceptions on appeal from the judgment and order of the court.

F. E. Lennamer,

Judge.

Court adjourned until January, 20, 1928

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA.

THURSDAY, JANUARY, 19, 1928.

On this 20th day of January, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January, 1928, session at Tulsa, met pursuant to adjournment, Friday, January, 20, 1928, Honorable E. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Esq., Clerk of U. S. District Court.
John M. Goldsberry, Esq., U. S. Attorney.
H. G. Beard, Esq., U. S. Marshal.

Public proclamation having been duly made the following proceedings were had and entered, to-wit:

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

HARRY SACHER AND JENT JENKINS, Plaintiff.)
vs.) 439 Law.
ROY E. WIEDMAN, Defendant.)
ET AL.,)

O R D E R.

Now, on this 20th day of January, 1928, come the plaintiffs by their attorneys, Brainerd, Gotwals & Gibson, and thereupon on motion,

IT IS ORDERED by the Court that this cause be and the same hereby is dismissed, without prejudice, at the cost of the plaintiffs.

E. E. Kennamer,
Judge.

GIBSON OIL COMPANY, Plaintiff.)
vs.) 330 Law.
FIRST NATIONAL BANK, Defendant.)

On this 20th day of January, 1928, the above entitled cause is stricken from this assignment.

C. B. CARSON, Plaintiff)
vs.) 335 Law.
K. I. & E. RY. CO., Defendant.)

On this 20th day of January, 1928, it is by the Court ordered that the above entitled cause be and same is hereby stricken from this assignment.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. FRIDAY, JANUARY, 20, 1928.

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

J. L. SEIDENBACH,	Plaintiff,	}	No. 342 At Law.
vs.			
AUTOMOBILE INSURANCE COMPANY, OF HARTFORD, CONNECTICUT, A CORPORATION,	Defendants.		

ORDER TO DISMISS.

Now, on this 20th day of January, 1928, on application of the plaintiff herein, this cause is dismissed without prejudice.

F. E. Kennamer,

Judge of the District Court
Northern District of Oklahoma.

P. B. STERLING,	Plaintiff.	}	302 Law.
vs.			
SEABOARD OIL & GAS CO.,	Defendant.		

On this 20th day of January, 1928, it is ordered that the above entitled cause be passed to January, 23, 1928.

ROSA B. VAUGHAN,	Plaintiff.	}	276 Law.
vs.			
THE K. K. & E. RY. CO.,	Defendant.		

On this 20th day of January, 1928, the above entitled cause comes on for further trial. Counsel and all parties present as before and the jury each and every member present. Plaintiff presents further testimony and rests. Now at this time comes the defendant and demurs to the evidence of plaintiff because same does not state cause of action, which demurrer is heard by the Court and overruled and exceptions allowed. At this time defendant presents its testimony and evidence and proof and rests. Defendant moves for Judgment in their favor, which is by the Court overruled and exceptions allowed.

It is further ordered by the Court that said entitled cause be continued to January, 21, 1928.

Court adjourned until January, 21, 1928.

This matter coming on this day upon the application of the Defendant for an order for subpoena duces tecum to issue to C. N. Sellers, Cashier of the Union National Bank of Bartlesville, Oklahoma, to bring

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. SATURDAY, JANUARY, 21, 1928.

On this 21st day of January, 1928, the United States District Court for the Northern District of Oklahoma, sitting in Regular January, 1928, session at Tulsa, met pursuant to adjournment, Saturday, January, 21, 1928, Honorable F. E. Monnamer, Judge, present and presiding.

H. F. Warfield, Esq., Clerk of U. S. District Court.
John M. Coldsberry, Esq., U. S. Attorney.
H. G. Beard, Esq., U. S. Marshal.

Public proclamation having been duly made the following proceedings were had and entered, to-wit:

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

W. D. HAWKER, Plaintiff, }
vs. } No. 463 Inv.
H. F. WORLEY, Defendant. }

ORDER FOR SUBPOENA DUCES TECUM.

This matter coming on this day upon the application of the defendant for an order for subpoena duces tecum to issue to C. V. Sellers, Cashier of the Union National Bank of Bartlesville, Oklahoma, to bring with him certain letters, telegrams, checks and drafts relating to a sale of an oil and gas lease from W. D. Hawker to the Empire Gas & Fuel Company dated between May 15th, 1922 and June 6, 1922.

And to H. M. Damon, Manager of the Western Union Telegraph Company of Tulsa, Oklahoma, to bring three telegrams sent by H. F. Worley of Tulsa, Oklahoma, to Dr. W. D. Hawker, St. Louis, Missouri between May 18th, and June 6th, 1922, and a telegram from the Mercantile Trust Company sent from St. Louis, Missouri to the Union National Bank at Bartlesville, Oklahoma, dated May 24, 1922 and it appearing that said letters, drafts and telegrams are necessary as part of defendant's claim.

It is Therefore Ordered, Adjudged and decreed by this Court that the Clerk be authorized to issue said subpoena duces tecum.

F. E. Monnamer,
Judge.

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

UNITED STATES OF AMERICA Plaintiff, }
vs, } No. 1658
EARL MAYBEE, Defendant. }

O R D E R.

Now on this 20th day of January, 1928, the same being one of the regular judicial days of the regular January, 1928, term of said Court, this matter comes on before the Court upon the application of the Defendant above named, for an additional thirty days within which to pay the remaining Fifty Dollars (\$50.00) of the Fine assessed against said defendant in said cause on the 12th day of December, 1927, and the Court being fully advised in the premises.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA.

SATURDAY, JANUARY, 21, 1928.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED by the Court that the said Defendant be and he hereby is allowed an additional thirty days from this date within which to pay the said sum of Fifty Dollars, the remainder of the above mentioned fine now remaining unpaid.

F. E. Kennamer,
Judge.

O.K. John M. Goldsberry,
U. S. Attorney

ROSA B. VAUGHAN, Plaintiff.)
vs.) 276 Law.
THE M. K. & T. Ry. CO. Defendant.)

The above entitled cause come on for further trial, on this 21st day of January, 1928, Counsel and all parties present as before and the Jury each and every member present. Counsel for plaintiff and defendant make their closing arguments and thereafter the jury is instructed as to the law in the case and retire in charge of a sworn bailiff to deliberate upon their verdict herein. On this same day the Jury return into Court and present to the Court their verdict which is in words and figures as follows:

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

ROSA B. VAUGHAN ADMR.,
OF THE ESTATE OF WILLIAM W.
VAUGHAN, DECEASED. Plaintiff.)
vs.) Case No. 276 L.
MISSOURI, KANSAS & TEXAS
RY. AND THE PULLMAN
CO., CORP., Defendant.)

We, the jury in the above entitled case, duly empaneled and sworn upon our oaths find for the defendants,

C. F. Lake, Foreman.

The jury announcing this to be their true verdict are excused from further consideration of said cause.

EMMA B. HYATT, Plaintiff.)
vs.) 549 Law.
ST. LOUIS S. F. RY. CO., Defendant.)

On this 21st day of January, 1928, it is by the Court ordered that the Demurrer heretofore filed herein be and same is hereby overruled and thirty days allowed defendants herein to answer. And it is further ordered that said cause be stricken from this assignment.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. SATURDAY, JANUARY, 21, 1928.

UNITED STATES, Plaintiff.)
 vs.) 2548 Cr.
 R. L. STEPHENSON, Defendant.)

On this 21st day, January, 1928, comes John M. Goldsberry, U. S. Attorney, representing the Government herein and C. S. Fenwick, attorney for defendant. Defendant is arraigned and enters plea of guilty to counts one to nineteen inclusive as charged in indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed on said defendant as follows:

- Count 1, Two (2) years in Federal Pen. at Atlanta, Ga. and a fine of \$500.00.
- Count 2, Two (2) years in Federal Pen. at Atlanta, Ga. to run concurrently with sentence in count 1, and fine of \$100.
- Count 3, Fine in sum of \$50.00.
- Count 4, Two (2) years in Federal Pen. at Atlanta, Ga. to run concurrently with sentence in count 1, and fine of \$100.
- Count 5, Fine in sum of \$50.00.
- Count 6, One (1) year and One (1) day in Federal Pen. at Atlanta Ga. to run consecutively with sentence heretofore imposed and a fine in sum of \$100.00
- Count 7. A fine in sum of \$50.00.
- Count 8. One (1) year and One (1) day in Federal Pen. at Atlanta, Ga. to run concurrently with sentence imposed in count six and a fine in sum of \$100.00.
- Count 9. A fine in sum of \$50.00.
- Count 10 One (1) year and One (1) day in Federal Pen. Atlanta, Ga. to run concurrently with sentence imposed in count six and a fine in sum of \$100.00.
- Count 11 A fine in sum of \$50.00.
- Count 12. One (1) year and One (1) day in Federal Penitentiary, Atlanta Ga. to run concurrently with sentence imposed in count 6 and a fine of \$100.00
- Count 13 A fine in sum of \$50.00
- Count 14 One (1) year and One (1) day in Federal Pen. Atlanta, Ga. to run concurrently with sentence imposed in count six and a fine of \$100.00
- Count 15 A fine in sum of \$50.00.
- Count 16 One (1) year and One (1) day in Federal Pen. at Atlanta Ga. to run concurrently with sentence imposed in count Six and a fine in sum of \$100.00
- Count 17, A fine in sum of Fifty (\$50.00) dollars.
- Count 18, One (1) year and One (1) day in Federal Pen. at Atlanta Ga. to run concurrently with sentence imposed in count Six and a fine in sum of \$100.00.
- Count 19 A fine in sum of Fifty (\$50.00) dollars.

UNITED STATES, Plaintiff.)
 vs.) 2548 Cr.
 BESS STEPHENS, Defendant.)

On this 21st day of January, 1928, comes John M. Goldsberry, U. S. Attorney, representing the Government and C. S. Fenwick representing defendant herein. Defendant is arraigned and enters plea of guilty to counts one to nineteen inclusive of indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant the same as imposed upon defendant R. L. Stephens, and defendant Bess Stephens to be committed to some institution to be designated by Department of Justice.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. SATURDAY, JANUARY, 21, 1928.

UNITED STATES, Plaintiff.)
 vs.) 2548 Cr.
 GEORGE KELLY AND)
 JAMES EVANS. Defendant.)

On this 21st day of January, 1928, the defendant in above entitled cause are arraigned and enter plea of not guilty to counts one to nineteen inclusive of indictment heretofore filed herein.

UNITED STATES, Plaintiff.)
 vs.) 2522. Cr.
 RAYMOND SODEN, Defendant.)

On this 21st day of January, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to counts one and two of indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

- Count 1, Ninety (90) days in Creek County Jail, and a fine in sum of \$100.00.
 Count 2, Ninety Days in Creek County Jail to run concurrently with sentence imposed in count one.

UNITED STATES, Plaintiff.)
 vs.) 2420 Cr.
 OSCAR CORNETT AND)
 MERRILL LUCKENBILL, Defendants.)

On this 21st day of January, 1928, defendants in above entitled cause are arraigned and each enter pleas of guilty to counts one and two of indictments heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendants as follows:

OSCAR CORNETT

- Count 1, Fifteen (15) months in Federal Penitentiary, Leavenworth, Kansas and \$100.00 fine.
 Count 2, A fine in sum of \$50.00.

MERRILL LUCKENBILL

- Count 1, Fifteen (15) months in Federal Penitentiary, Leavenworth, Kansas, and \$100.00 fine
 Count 2, a fine in sum of \$50.00.

UNITED STATES, Plaintiff,)
 vs.) 2519 Cr.
 JOE FARHE, Defendant.)

On this 21st day of January, 1928, the above entitled cause comes on for hearing. Defendant is arraigned and enters plea of guilty to charge heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

- Count 1, Four (4) months in Creek County Jail, and a fine of \$100.00.
 Count 2, A fine in sum of \$50.00.

UNITED STATES, Plaintiff.)
 vs.) 2464.
 HACK ISLAND. Defendant.)

Defendant is arraigned and enters plea of not guilty,

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. SATURDAY, JANUARY, 21, 1928.

UNITED STATES, Plaintiff.)
 vs.)
 A. M. TRIMBLE, Defendant.) 2569 Cr.

On this 21st day of January, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to counts one and two and three and four in charge heretofore filed herein. Whereupon, it is by the Court ordered that Judgment and sentence be imposed upon said defendant as follows:

- Count 1, Ninety (90) days in Creek County Jail and fine of \$100.00.
- Count 2, Ninety (90) days in Creek County Jail, to run concurrently with sentence imposed in count one.
- Count 3, Ninety (90) Days in Creek County Jail, concurrently with sentence imposed in Count 1, and a fine in sum of \$100.00 to run on execution.

UNITED STATES, Plaintiff.)
 vs.)
 C. L. WILLIAMS, Defendant.) 2502. Cr.

On this 21st day of January, 1928, the defendant in above entitled cause is arraigned and enters plea of not guilty to counts one, two three and four. Now at this time defendant withdraws plea of not guilty and now enters plea of Nolle Contende. Whereupon, it is by the Court Ordered that Judgment and sentence be imposed upon said defendant as follows:

- Count 1, Dismissed upon recommendation of U. S. Attorney
- Count 2, A Fine of \$50.00.
- Count 3, Dismissed upon recommendation of U. S. Attorney
- Count 4, Six (6) Months in Osage County jail.

And it is further ordered that execution of jail sentence be stayed during good behavior.

UNITED STATES, Plaintiff.)
 vs.)
 BILL HIX, Defendant.) 2503 Cr.

On this 21st day of January, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to charge heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

Ninety (90) days in Osage County Jail, and a fine of \$100.00.

UNITED STATES, Plaintiff.)
 vs.)
 FRANCIS GONZOLAS, Defendant.) 2500 Cr.

On this 21st day of January, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty. Whereupon, it is by the Court ordered that Judgment and sentence be imposed upon said defendant as follows:

Ninety (90) days in Osage County Jail, and a fine of \$100.00.

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

NORTHERN District of OKLAHOMA.
 REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. SATURDAY, JANUARY, 21, 1928.

UNITED STATES, Plaintiff.)
 vs.)
 EARNEST SMITH AND 2433 Cr.
 FRED SMITH. Defendants.)

On this 21st day of January, 1928, the defendants in above entitled cause are arraigned and enter pleas of guilty to counts one and two in charge heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be deferred during good behavior, of each defendant.

UNITED STATES, Plaintiff.)
 vs.)
 E. L. ROBERTS, Defendant.) 2478 Cr.

On this 21st day of January, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to count one and not guilty to count two. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

Count 1, Twelve (12) months in Osage County Jail and a fine of \$100.00.
 Count 2, Dismissed on recommendation of United States Attorney.

And it is further ordered by the Court that jail sentence be stayed during good behavior and thirty days allowed in which to pay fine.

UNITED STATES, Plaintiff.)
 vs.)
 W. E. MOORE, Defendant.) 2513 Cr.

On this 21st day of January, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to counts one and two of charge heretofore filed herein. Whereupon, it is by the Court ordered that sentence be deferred during good behavior.

UNITED STATES, Plaintiff.)
 vs.)
 BOB MOORE, Defendant.) 2499 Cr.

On this 21st day of January, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

Twelve (12) months in Osage County Jail, and a fine in the sum of \$100.00.

And it is further ordered that execution of jail sentence be deferred during good behavior and that thirty days be allowed defendant in which to pay fine.

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

NORTHERN District of OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. SATURDAY, JANUARY, 21, 1928.

UNITED STATES,	Plaintiff.	}	2514 Cr.
vs.			
ARA G. WOODRUFF,	Defendant.		

On this 21st day of January, 1928, comes the United States Attorney, John H. Goldsberry, representing the Government herein and C. S. Fenwick, representing the defendant. Defendant is arraigned and enters plea of guilty to counts one and two of charge heretofore filed herein. Whereupon, it is by the Court ordered that Judgment and sentence be imposed upon said defendant as follows:

Count 1, Six (6) months in Osage County Jail and a fine of \$100.00 sentence deferred during good behavior.
 Count 2, a fine in the sum of \$25.00.

And it is further ordered by the Court that upon payment of fine defendant may be released during good behavior.

UNITED STATES,	Plaintiff.	}	2403 Cr.
vs.			
JESS RILEY,	Defendant.		

On this 21st day of January, defendant is arraigned and enters plea of guilty to charge heretofore filed herein. Whereupon, it is by the Court ordered that Judgment and Sentence be imposed upon said defendant as follows:

Count 1, Six months in Osage County Jail and a fine of \$100.00.
 Count 2, Six months in Osage County jail to run concurrently with sentence imposed in count one,

UNITED STATES,	Plaintiff.	}	2489 Cr.
vs.			
R. L. PHIPPS,	Defendant.		

On this 21st day of January, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

Five (5) months in Craig County jail, sentence to run from date of original incarceration and a fine in the sum of \$100.00 on execution.

UNITED STATES,	Plaintiff.	}	2461 Cr.
vs.			
WAITE KINGSBERRY, AND RALPH MOORE.	Defendants.		

On this 21st day of January, 1928, comes John H. Goldsberry, representing the Government herein and C. S. Fenwick representing the defendant Ralph Moore. Defendants are arraigned and defendant Waite Kingsberry enters plea of guilty to counts one and two and defendant Ralph Moore enters plea of not guilty to charge heretofore filed herein. Whereupon, it is by the Court ordered that Judgment and sentence be imposed upon said Waite Kingsberry as follows:

Count 1, Eighteen (18) months in Federal Penitentiary, Leavenworth, Kansas to run consecutively with sentence imposed in No. 2171 and a fine of \$100.00.
 Count 2, Twenty five (\$25.00) dollar fine.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. SATURDAY, JANUARY, 21, 1928.

UNITED STATES,	Plaintiff.	}	2171
vs.			
WAITE KINGSBERRY, AND	Defendants.	}	
RALPH MOORE,			

On this 21st day of January, 1928, comes John M. Goldsberry, United States Attorney, representing the Government herein and C. S. Fenwick representing Defendant Ralph Moore. Defendants are arraigned and defendant Waite Kingsberry enters plea of guilty to counts one and two and defendant Ralph Moore enters plea of not guilty. Whereupon, it is by the Court ordered that Judgment and Sentence be imposed upon said defendant Waite Kingsberry as follows:

Count 1, Eighteen (18) months in Federal Penitentiary, Leavenworth Kansas and a fine in the sum of \$100.00.

Count 2, A fine in the sum of \$25.00.

UNITED STATES,	Plaintiff.	}	2490 Cr.
vs.			
WALTER JONES,	Defendant.	}	

On this 21st day of January, 1928, comes John M. Goldsberry, United States Attorney, representing the Government herein and C. S. Fenwick representing the defendant. Defendant is arraigned and enters plea of guilty to charge heretofore filed herein. Whereupon, it is by the Court ordered that Judgment and sentence be imposed upon said defendant as follows:

Eighteen (18) months in Federal Penitentiary, Leavenworth, Kansas and a fine in the sum of \$100.00.

UNITED STATES,	Plaintiff.	}	2212 Cr.
vs.			
WALTER JONES.	Defendant.	}	

On this 21st day of January, 1928, comes John M. Goldsberry, United States Attorney, representing the Government herein and C. S. Fenwick, representing the defendant. Defendant is arraigned and enters plea of not guilty to charge heretofore filed herein.

UNITED STATES,	Plaintiff.	}	2491 Cr.
vs.			
SIMON WIEFORD,	Defendant.	}	

On this 21st day of January, 1928, defendant in above entitled cause is arraigned and enters plea of guilty to charge heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be deferred during good behavior.

UNITED STATES,	Plaintiff.	}	2564 Cr.
vs.			
EUGENE BEACH,	Defendant.	}	

On this 21st day of January, 1928, the defendant herein is arraigned and enters plea of guilty to counts one and two. Whereupon, it is by the Court ordered that judgment and sentence be deferred during good behavior.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA.

SATURDAY, JANUARY, 31, 1928.

UNITED STATES, Plaintiff.)
 vs.) 2595 Cr.
 RALPH G. BRINK, Defendant.)

On this 21st day of January, 1928, comes John H. Goldsberry, United States Attorney representing the Government herein and Tom Buffitt, representing the defendant. Defendant is arraigned and enters plea of Guilty to charge heretofore filed herein. Whereupon, it is by the Court ordered judgment and sentence be deferred during good behavior.

UNITED STATES, Plaintiff.)
 vs.) 1923 Cr.
 W. LILLHARD, Defendant.)

On this 21st day of January, 1928, comes John H. Goldsberry, United States Attorney, representing the Government herein. Defendant is arraigned and enters plea of guilty to counts one and not guilty to count three. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

- Count 1, Twelve (12) months in Osage County Jail, and a fine in the sum of \$100.00.
- Count 2, Dismissed on recommendation of United States Attorney.

And it is further ordered that Judgment and sentence be deferred during good behavior of defendant, and that thirty (30) days be allowed in which to pay fine.

UNITED STATES, Plaintiff.)
 vs.) 1807 Cr.
 THOMAS SLATER, Defendant.)

On this 21st day of January, 1928, comes John H. Goldsberry, United States Attorney, representing the Government herein and J. E. Nixon representing the defendant. Defendant is arraigned and enters plea of guilty to counts one and not guilty to counts two. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

- Count 1, A fine in the sum of \$50.00.
- Count 2, Dismissed upon recommendation of United States Attorney.

UNITED STATES, Plaintiff.)
 vs.) No. 1841 Cr.
 JOSEPH ESAU, Defendant.)

On this 21st day of January, 1928, it is by the Court ordered that the Parole heretofore allowed defendant herein be and same is hereby revoked and commitment ordered issued for said defendant. Order revoking parole is as follows:

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

NORTHERN

District of

OKLAHOMA.

REGULAR SESSION, 1928 TERM TULSA, OKLAHOMA. SATURDAY, JANUARY, 21, 1928.

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

UNITED STATES OF AMERICA,
Plaintiff.
vs.
JOSEPH ESAU,
Defendant.

No. 1841 Cr.

O R D E R.

Now on this 21st day of January, A.D. 1928, same being one of the Regular days of the January, A.D. 1928, term of said court, this matter comes on for hearing, upon the application of John M. Goldsberry, filed herein, for an order of this court revoking the former order of September, 19, 1927, placing the above named defendant on probation, and for reasons and grounds thereof, shows to the court from the statements of C. M. Sponsler, probation officer, that said defendant has been using narcotics and conducting himself not in accordance with the terms of said order, and by reason thereof, recommends that said order be vacated and commitment issue.

IT IS THEREFORE ORDERED that said order of September, 19, 1927, be, and the same is hereby vacated and set aside and commitment ordered to issue for the commitment of said defendant to serve the sentence imposed by the court.

IT IS FURTHER ORDERED that said commitment run to the Osage County Jail instead of the Washington County Jail as contained in the original order of judgment and sentence.

F. E. Mannamer,

United States Judge.

Court adjourned until January, 23, 1928.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928, term TULSA, OKLAHOMA. MONDAY, JANUARY, 23, 1928.

On this 23rd. day of January, 1928, the District Court for the Northern District of Oklahoma, sitting in Regular January, session, met pursuant to adjournment at Tulsa Okla., Honorable F. E. Kennamer, Judge, present and presiding:

H. E. Warfield, Esq., Clerk of U. S. District Court.
John M. Goldsberry, Esq., U. S. Attorney.
H. G. Beard, Esq., U. S. Marshal.

Public proclamation having been duly made the following proceedings were had and entered, to-wit:

L. P. B. STERLING, Plaintiff.)
vs.) 302 Law.
SEABOARD OIL & GAS CO., Defendant.)

On this 23rd. day of January, 1928, the aboveentitled cause is ordered stricken from this assignment pending settlement.

SOUTHWESTERN AUTO SALES CO., Plaintiff.)
vs.) 398 Law.
MARGARET I. COLLINS, Defendant.)

On this 23rd. day of January, 1928, it is by the Court ordered that above entitled cause be stricken from this assignment.

EVA PARKER, Plaintiff.)
vs.) 392 Law.
UNITED STATES, Defendant.)

On this 23rd. day of January, 1928, it is by the Court ordered that the above entitled cause be stricken from this assignment and that sixty (60) days be allowed plaintiff to amend.

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

IN THE MATTER OF THE FIRST NATIONAL BANK OF BARNSDALL, OKLAHOMA, AN IN SOLVENT NATIONAL BANKING ASSOCIATION IN LIQUIDATION,)
No. 459 Law.)

O R D E R.

Upon considering the application of John H. Dykes, Receiver of the First National Bank of Barnsdall, Oklahoma, for authority to sell five items of realty fully described in his application, the Court upon hearing the evidence and being fully advised in the premises finds that the said properties were duly advertised for sale at a public auction and sold at public auction on December, 12th, 1927, and that the high bids were as follows:

The sum of Two Hundred and No/100 Dollars \$200.00 was offered by W. E. Clem for the six inch (6) strip along the west side of Lot three (3), Block Twenty-four (24) and all of Lot Four (4) Block Twenty-four (24) in the city of Barnsdall, Oklahoma. The sum of Fifteen and No/100 dollars

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 23, 1928.

(\$15.00) was offered by Mrs C. M. King for Lot Seven (7), Block Four (4), Wrangle Heights Addition to the City of Barnsdall, Oklahoma. The sum of Three Hundred Seventy-Five and No/100 Dollars (\$375.00) was offered by W. E. Glen for Lot Three (3) Block Twenty-seven (27) of the original town of Bighart, now Barnsdall, Oklahoma. The sum of Two Hundred Fifty and No/100 Dollars (\$250.00) was offered by S. H. Wilson for Lots Eleven and Twelve (11 & 12), Block Forty-one (41) of the original town of Bighart, now Barnsdall, Oklahoma. The sum of Twenty-five and No/100 Dollars (\$25.00) was offered by S. H. Wilson for Lots Eleven and Twelve (11 & 12) Block Four (4) Wrangle Heights Addition to the City of Barnsdall, Oklahoma.

The Purchaser will assume any and all delinquent taxes or other liens thereon and will accept from the Receiver a quit claim deed to said property.

It is deemed to be to the best interests of said receiver's said trust that these sales be confirmed, and the Receiver under date of December 13th, 1927, recommended approval of the sale to the Comptroller of the Currency, and the Comptroller of the Currency authorized same under date of January, 14th, 1928.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that John H. Dykes, Receiver of the First National Bank of Barnsdall, Oklahoma, is hereby authorized to convey by quit claim deed the above described realty at the figures above stated.

Dated at Tulsa, Oklahoma, this 23 day of January, A.D. 1928.

F. E. Kennamer,
Judge.

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

IN THE MATTER OF JOHN H. DYKES, RECEIVER OF THE FIRST NATIONAL BANK OF BARNSDALL, OKLAHOMA, AN INSOLVENT NATIONAL BANKING ASSN., IN LIQUIDATION.) No. 459 L.

O R D E R

Upon considering the application of John H. Dykes, Receiver of the First National Bank of Barnsdall, Oklahoma, for authority to compromise the indebtedness of S. A. Wrangle, said indebtedness consisting of two promissory notes, being asset # 451 on which there is a balance due on the principal of \$136.12 plus accrued interest at the rate of ten percent from 6-18-26, and asset #452 in the original principal sum of \$2500.00 plus accrued interest from 6-18-26 at the rate of ten per cent, the Court being fully advised in the premises finds:

That it would be to the best interests of said receiver's said trust to compromise the indebtedness of S. A. Wrangle, which is fully described above for the sum of Twenty-four Hundred and No/100 (\$2400.00) Dollars, per the approval of the Comptroller of the Currency under date of December, 17th, 1927.

AND UPON CONSIDERING the petition of said Receiver of said trust for authority to compromise the indebtedness of J. C. Blankenship, deceased, consisting of promissory note, asset #37, in the original principal sum of \$110.70, which note is endorsed by G. W. Holloway, the Court being fully advised in the premises finds:

That it would be to the best interest of said receiver's said trust to accept the offer of compromise of G. W. Holloway, the endorsed, who is insolvent, to pay the principal of the note only, or \$110.70, in full settlement of the described indebtedness, which is in accordance with

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

NORTHERN District of OKLAHOMA. REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 23, 1928.

petitioner's letter of recommendation under date of September, 13th, 1927 and the comptroller's letter of authorization dated September, 16th, 1927,

IT IS THEREFORE BY THE COURT ORDERED, ADJUDGED AND DECREED, that John H. Dykes, Receiver of the First National Bank of Bartlesville, Oklahoma, be and he is hereby authorized to compromise the indebtedness of S. A. Wrangle being asset #451 in the amount of \$136.15 and asset #452 in the amount of \$2500.00, for the sum of Twenty-four Hundred and No/100 Dollars (\$2400.00), and to compromise the indebtedness of J. C. Blankenship, deceased, being asset #37 endorsed by G. W. Holloway, for the sum of One Hundred Ten and 70/100 Dollars (\$110.67).

Dated at Tulsa, Oklahoma, this 23 day of January, 1928.

E. E. Konnumer, Judge.

UNITED STATES FIDELITY & GUARANTEE CO., Plaintiff. vs. W. D. SANDM ET AL., Defendants. 414 L.

On this 23rd day of January, 1928, it is order that the above entitled cause be dismissed.

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

BESSIE SMITH, Plaintiff, vs. REESE DRILLING COMPANY, A CORPORATION, Defendant. No. law 503

DISMISSAL WITH REJUDICE.

Come now the plaintiff and dismisses the above entitled action with prejudice.

DATED at Tulsa, Oklahoma, this 23rd day of January, A.D. 1928.

Bessie Smith, Plaintiff. Worrester & Williams, Attorney for Pl. Petitioner.

H. C. STOUT, Plaintiff. vs. C. KLINE, RECEIVER, Defendant. 400 Law.

On this 23rd day of January, 1928, it is by the Court ordered that above entitled cause be stricken from this assignment on agreement of parties.

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

MCKINNEY District of OKLAHOMA.
 REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 22, 1928.

GERARDINE STOUT, Plaintiff.)
 vs.) 401 Law.
 TULSA STREET RY. CO., Defendant.)

On this 23rd day of January, 1928, it is by the Court ordered that the above entitled cause be stricken from this assignment by agreement of parties.

MRS W. E. MCKINNEY, Plaintiff.)
 vs.) 510 Law.
 NORTH BRITISH MERCANTILE)
 LBR. CO., Defendant.)

On this 23rd. day of January, 1928, it is ordered that above entitled cause be stricken from this assignment by agreement of parties.

MANDATE - Ed T. Egan.

UNITED STATES OF AMERICA, SS:

THE PRESIDENT OF THE UNITED STATES OF AMERICA,

((SEAL)) TO THE HONORABLE THE JUDGES OF THE DISTRICT COURT
 OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF
 OKLAHOMA.

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 the United States of America, Plaintiff, and Ed T. Egan, Defendant, No. 858, wherein the judgment and sentence of the said District Court in said cause, entered on the 25th day of October, A. D. 1926, was in the following words, viz:

"On this 25th day of October, 1926, the defendant in above entitled cause is called for sentence upon verdict of guilty heretofore filed herein. And it is ordered that fifteen (15) days be allowed defendant to prepare and file Bill of Exception herein and that stay of execution be allowed for that time.

It is thereupon by the Court here considered, ordered and adjudged that the defendant Ed T. Egan, for the crime by him committed as charged in the indictment be imprisoned in the Federal Penitentiary, Leavenworth, Kansas, and confined for the term of Eighteen (18) months, and that he pay a fine unto the United States in the sum of Five Hundred (\$500.00) Dollars and in default thereof further stand committed to the Federal Penitentiary, at Leavenworth, Kansas, until said fine is paid, or, until released by due process of law. And it is further

Ordered that the Marshal of said District transport the said defendant Ed T. Egan to the Federal Penitentiary, Leavenworth Kansas, and deliver him to the Warden of said Federal Penitentiary, at Leavenworth, Kansas, without delay."

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 a writ of error, agreeably to the act of Congress in such case made and provided, fully and at large appears:

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 23, 1928.

AND WHEREAS, at the September term in the year of our Lord one thousand nine hundred and twenty-seven, the said cause came on to be heard 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 and adjudged by this Court, that the judgment and sentence of the said District Court, in this cause, be, and the same is hereby, affirmed without costs to either party in this Court.

It is further ordered by this Court that the defendant in the Court below, Ed T. Egan, do surrender himself to the custody of the United States Marshal for the Northern District of Oklahoma, in execution of the judgment and sentence imposed upon him, within thirty days from and after the date of the filing of the mandate of this Court in the said District Court.

November, 21, 1927.

You, therefore, are hereby commanded that such proceedings be had in said cause, as according to right and justice and the laws of the United States ought to be had, the said writ of error notwithstanding.

WITNESS, the Honorable William H. Taft, Chief Justice of the United States, the twenty-first day of January, in the year of our Lord one thousand nine hundred and twenty eight.

E. E. Koch,

Clerk of the United States Circuit Court of Appeals Eighth Circuit.

THE E. C. MEIER LUB. CO.,	}	394 L.
Plaintiff.		
vs.	}	
THE OILIST CO., A CORP.		
Defendant.		

On this 23rd. day of January, 1928, the above entitled cause comes on for trial and West & Petry represent plaintiff herein and West Gibson, Sherman, Davidson and Hill represent defendant. Both sides announce ready for trial and a jury is sworn and empaneled to try said cause and a true verdict render. Now at this time defendant objects to introduction of any testimony of plaintiff for the reason that the plaintiff fails to state cause of action, which is by the Court overruled and exceptions allowed. All witnesses are sworn and thereafter plaintiff presents their testimony and proof and rest. Now at this time defendant demurs to evidence of plaintiff, which is by the Court overruled and exceptions allowed. Defendant presents their evidence and proof and rest. The hour having arrived for the adjournment of Court it is ordered that cause be continued to January, 24, 1928.

Court adjourned until January, 24 1928.

NO. 10,000

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. TUESDAY, JANUARY, 24, 1928.

On this 24th day of January, 1928, the District Court of the United States for the Northern District of Oklahoma sitting in Regular January, 1928, session at Tulsa, met pursuant to adjournment, Honorable T. E. Keenan, Judge, present and presiding:

H. P. Warfield, Esq., Clerk of U. S. District Court.
 John M. Goldsberry, Esq., United States Attorney.
 H. G. Beard, Esq., United States Attorney.

Public proclamation having been duly made the following proceedings were had and entered, to-wit:

S. E. HENSON, Plaintiff.)
 vs.) 554 Law.
 GILLILAND OIL CO., Defendant.)

On this 24th day of January, 1928, it is by the Court ordered that the above entitled cause be stricken by agreement of parties.

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

GILLILAND OIL COMPANY, A CORPORATION,)
 Plaintiff.)
 vs.) Number 552 Law.
 S. E. HENSON, SOLE OWNER AND TRADING)
 UNDER THE FICTITIOUS NAME AND STYLE)
 OF R. E. SUPPLY COMPANY,)
 Defendant.)

JOURNAL ENTRY.

On this 24th day of January, 1928, being one of the regular judicial days of said term of court, the plaintiff herein appearing by its attorney, Robert N. Maxey, and the defendant appearing by his attorney, Joe Simpson, and the attention of the Court being called to the fact that the above entitled cause has been set down upon the regular assignment docket of this Court on the 30th day of January, 1928, for trial, and upon it being further called to the attention of the Court by the attorney, for the plaintiff herein that in the above entitled action, being an action of replevin in which the plaintiff did on or about the 10th day of October, 1927, file its affidavit for replevin, petition in replevin and a bond duly executed in twice the amount of value of the property sought to be recovered by said plaintiff, which said bond was duly approved by this Court; that the said defendant was long in default by reason of the fact that said defendant had made no defense to such replevin action and had filed no answer to the said petition or affidavit of said plaintiff; and that in said cause of action the issues were not joined; and the attorney for said plaintiff having in open court moved that the court strike the said cause from said assignment docket, that thereupon the said attorney, Joe Simpson, who is the attorney of record in this Court for the defendant herein, confessed judgment in open court in said cause of action upon the part of said defendant, and stated that said plaintiff should be allowed judgment in this cause of action.

NOW, THEREFORE, IT IS ORDERED ADJUDGED AND DECREED that said plaintiff shall recover of and from said defendant named in the above entitled action all of the property which is now in the possession of the United States Marshal taken upon the said writ of replevin duly

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. TUESDAY, JANUARY, 24, 1928.

issued in this cause, and that the same shall be forthwith delivered to said plaintiff, and for such other relief as is set forth and prayed for in the original petition of said plaintiff herein filed, including the costs expended by said plaintiff herein, for which let execution issue.

F. E. Hennamer,
District Judge.

O.L. Joe W. Simpson.

BENSON WILSON, Plaintiff.)
vs.) 428 Law.
SHANNER OIL & REF. CO. Defendant.)

On this 24th day of January, 1928, it is by the Court ordered that the above entitled cause be strick from this assignment upon agreement of parties.

MRS BLANCHE WETZEL, ADMR., Plaintiff.)
vs.) 435 Law.
SHELLEY OIL COMPANY, Defendant.)

On this 24th day of January, 1928, it is by the Court ordered that the above entitled cause be stricken from assignment by agreement of parties.

COSDEN OIL COMPANY, Plaintiff.)
vs.) 441 Law.
C. C. TIBBONS, Defendant.)

On this 24th day of January, 1928, the above entitled cause being pending on demurrer it is ordered that same be stricken from this assignment,

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

P. C. BAKER, Plaintiff.)
vs.) H. 435 Law.
MIDLAND VALLEY RAILROAD COMPANY, A CORPORATION, Defendant.)

O R D E R.

This cause comes on for trial this 24th day of January, 1928, the parties appearing by their attorneys and thereupon in open court it is announced by the attorneys for the respective parties that by agreement of the parties this cause shall be dismissed with prejudice at the cost of the defendant, and upon consideration thereof and being fully advised in the premises it is by the court

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

NORFOLK

District of

OKLAHOMA.

REGULAR JANUARY, 1926 TERM WUESSA, OKLAHOMA. TUESDAY, JANUARY, 24, 1926.

ORDERED, ADJUDGED AND DECREED that the above entitled cause be and the same is hereby dismissed with prejudice at the cost of the defendant.

F. E. Kennamer,

Judge.

C. M. Mathew . Eakes,
Attorney for Plaintiff.

O. K. Christy Russell,
D. E. Swan,
Attorneys for defendant.

THE E. C. MEIER LUBR. CO.,	Plaintiff.	}	394 Law.
vs.			
THE OILIFT CO.,	Defendant.		

On this 24th day of January, 1926, the above entitled cause comes on for further trial. Defendant presents further testimony and thereafter both sides rests, and defendant moves the Court to direct verdict in favor of Defendant, which is by the Court overruled and exceptions allowed. Now at this time arguments of counsel are heard and thereafter the Jury is instructed as to the law in the case and the jury retires in charge of a sworn bailiff to deliberate upon their verdict. On this same day the jury return verdict in favor of defendant, which verdict is as follows:

VERDICT

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

THE E. C. MEIER LUBRICATING COMPANY, A CORPORATION,	Plaintiff.	}	Case No. 394 Law.
vs.			
THE OILIFT COMPANY, A CORPORATION,	Defendant.		

We, the jury in the above entitled case, duly empaneled and sworn, upon our oaths find for the defendant.

Richard Floyd Jones.
Foreman.

KARL COCORAN, A MINOR,	Plaintiff.	}	471 Law.
vs.			
CONSOLIDATED LEAD & ZINC COMPANY.	Defendant.		

On this 24th day of January, 1926, it is by the Court ordered that the above entitled cause be stricken from this assignment. And it is further ordered that defendant herein pay costs of subpoenaing plaintiff's witnesses.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. TUESDAY, JANUARY, 24, 1928.

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

BURNHAM, MUNGER ROOT DRY GOODS COMPANY, A MISSOURI CORPORATION,)	
Plaintiff.)	
vs.	)	No. 436 At Law.
MAX MEYERS,)	
Defendant.)	

JOURNAL ENTRY.

Now on this the 24th day of January, 1928, being one of the regular judicial days of this court, this cause came on to be heard in its order; and the plaintiff appeared by Joe S. Simpson, Esq., its attorney, and the defendant Max Meyers failed to appear, to further answer or plead in this cause.

And the plaintiff having answered ready for trial the court heard all the evidence and the oral testimony of witnesses sworn and examined in open court, and being fully advised in the premises, and on consideration thereof, finds that all the averments of plaintiff's petition are true as therein set forth; that Max Meyers, the defendant herein, is indebted to the plaintiff in the sum of Thirty-three Hundred Seventy-six and 53/100 Dollars (\$3376.53) with interest thereon at the rate of 6% per annum from the 17th day of January, 1927, until paid, and attorneys fees in the sum of Three Hundred Thirty-seven and 10/100 (\$337.20) Dollars, for and on account of three certain promissory notes fully set out, in plaintiff's petition in three causes of action, and which are herewith cancelled in judgment.

IT IS THEREFORE ORDERED ADJUDGED AND DECREED that the plaintiff Burnham, Munger, Root Dry Goods Company, a Missouri Corporation have judgment against the defendant, Max Meyers, in the sum of Thirty-three Hundred Seventy-six and 53/100 (\$3376.53) Dollars together with interest thereon at the rate of 6% per annum and attorneys fees of Three Hundred Thirty-seven and 10/100 (\$337.20) Dollars, together with the costs of this action, for which let execution issue.

F. E. Kennamer,
Judge.

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

LEE CLINTON, AND LEE CLINTON AN INCORPORATED, BY H. E. WHITEHEAD, GUARDIAN,)	
Plaintiff.)	
vs.	)	No. 526 Law.
TWIN STATE OIL COMPANY, A DOMESTIC CORPORATION, AND JIM BIGHNEY,)	
Defendants.)	

ORDER EXTENDING TIME IN WHICH UNITED STATES MAY PLEAD.

Now on this 24th day of January, 1928, upon oral motion of the United States Attorneys's office, in the Northern District of the State of Oklahoma, it appearing to the Court that good cause is shown, and does exist, for the extension of time herein for the United States to plead:

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the said United States be, and hereby is given thirty days additional time from this date in which to plead herein.

F. E. Kennamer,
Judge.

Court adjourned until January, 25, 1928

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

DISTRICT OF

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. WEDNESDAY, JANUARY, 25, 1928.

On this 25th day of January, 1928, the United States Court for the Northern District of Oklahoma, sitting in Regular session at Tulsa, met pursuant to adjournment, January, 25, 1928, Hon. F. E. Kennamer, Judge present and presiding:

H. C. Warfield, Esq., Clerk of U. S. District Court.
John L. Goldsberry, Esq., U. S. Attorney.
H. G. Beard, Esq., U. S. Marshal.

Public proclamation having been duly made the following proceedings were had and entered, to-wit:

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

LOUVINA HARJO,	Plaintiff,	}	No. 443 Bar.
vs.			
JAMES SCOTT, ET AL.,	Defendants.		

ORDER APPOINTING GUARDIAN AD LITEM.

Now on this the day of January, 1928, comes on to be heard the motion of the plaintiff for the appointment of a Guardian Ad Litem to protect the interests of Ellis Scott, a minor, one of the defendants in the above entitled cause; the Court being fully advised in the premises finds:

That Ellis Scott, one of the defendants in this cause is a minor under the age of twenty-one years, that he should have a guardian ad litem to protect the rights of said minor in all things.

That Dick Jones is a licensed, practicing attorney, capable of representing said minor in this litigation.

IT IS THEREFORE ordered, adjudged, and decreed that the said Dick Jones be and he is hereby appointed Guardian Ad Litem for the defendant Ellis Scott, a minor, to appear in all proceedings in this cause where the rights of said minor are involved.

F. E. Kennamer,
Judge of the U. S. District Court

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

ORDER FOR PETIT JURY.

On this 25th day of January, A.D. 1928, it is Ordered by the Court that there be publicly drawn by the Marshal for the Northern District of Oklahoma, or one of his deputies, in the presence of the Clerk, or one of his deputies, in accordance with the law and the rules of this Court, the names of forty-five (45) persons, good and lawful men, from said District, duly qualified to serve as Petit Jurors at the Regular January, 1928, Term of this Court to be held at Tulsa, Oklahoma,

IT IS FURTHER ORDERED by the Court that a writ of Venire Facias be issued out of this Court, in due form, as provided by law, commanding the said Marshal to summon said Petit Jurors, drawn as aforesaid, to be and appear before said Court, to be held at Tulsa, Oklahoma, in the Northern District of Oklahoma, on Monday, the 6th day of February, A.D. 1928, at 9 o'clock A. M. then and there to serve as Petit Jurors of the United States in and for said District at the Regular January, 1928, Term of said Court.

F. E. Kennamer,
U. S. District Judge.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. WEDNESDAY, JANUARY, 25, 1928.

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

UNITED STATES,	Plaintiff,	}	
		}	
vs.		}	No. 447 Law.
A. L. THIGPEN, W. C. FRANKS,		}	
AND J. T. EVANS,	Defendants.	}	

MONEY JUDGMENT.

Now on this 25 day of January, 1928, this matter coming on to be heard upon petition of Plaintiff, and the Court, after hearing the evidence offered, and being fully advised in the premises, finds:

That said plaintiff, the United States now appears and announces ready for trial, by and through its Attorney, Louis N. Stivers, Assistant United States Attorney in and for the Northern district of the State of Oklahoma.

That the defendants, A. L. Thigpen, W. C. Franks and J. T. Evans have each been duly and regularly served with summons herein, and that the answer day specified in said summons has long since passed, and each of said defendants having been three times duly called in open Court, appeareth not, and having failed to plead herein, are adjudged in default.

The Court further finds all the allegations contained in plaintiff's petition to be true, and that by virtue thereof said defendants, and each of them, are indebted to said Plaintiff in the principal sum of \$200.00, with interest thereon at the rate of 6% per annum from November 1, 1922, and for costs of this suit.

IT IS WHEREFORE ORDERED, ADJUDGED AND DECREED that said Plaintiff, the United States, do have and recover judgment against said defendants, A. L. Thigpen, W. C. Franks and J. T. Evans, and each of them, in the principal sum of \$200.00, with interest thereon at the rate of 6% per annum from November, 1, 1922, and for costs of this suit, for all of which let execution issue.

P. E. Lannamer,

Judge.

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

MIDLAND VALLEY RAILROAD COMPANY, A CORPORATION,	Plaintiff.	}	
		}	
vs.		}	No. 452 Law.
SOLOL PETROLEUM & SUPPLY COMPANY, A CORPORATION,	Defendant.	}	

JOURNAL ENTRY.

This cause comes on for trial this 25th day of January, 1928, the parties appear and announce ready and call attention to the fact that they have heretofore duly waived a jury and agreed to try this cause to the court; thereupon the evidence is heard, together with the statements and argument of counsel, and the court being fully advised in the premises upon consideration thereof it is

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OKLAHOMA.

REGULAR JANUARY, 1928, EVENING SESSION, OKLAHOMA. WEDNESDAY JANUARY 3, 1928.

ORDERED, ADJUDGED AND DECREED that the MIDLAND VALLEY RAILROAD COMPANY, A CORPORATION, do have and recover of and from the defendant, Solow Petroleum & Supply Company, a corporation, the sum of One Hundred and Twenty-Five dollars and twenty cents (\$125.00) with interest thereon at six per centum per annum from August 4, 1925, together with the costs of this action, for all of which let execution issue.

F. E. Kennamer,
Judge.

O. E. Swan; and Christy Russell
Attorneys for Plaintiff.

C. H. Rosenstein,
Attorney for Defendant.

CHAS A. COAKLEY,	Plaintiff.	}	484 Law.
vs.			
IRA E. CONNELIUS,	Defendant.		

On this 25th day of January, 1928, it is by the Court ordered that above entitled cause be stricken from this assignment upon agreement of parties.

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

OLA ERYANT,	Plaintiff,	}	No. 558 Law.
vs.			
SOUTHWEST MISSOURI RAILROAD COMPANY, A CORPORATION,	Defendant.		

ORDER CONTINUING CAUSE.

On this 25th day of January, 1928, upon consideration of the motion of plaintiff for continuance of this cause, the court having considered said motion, and being advised that A. C. Wallace, counsel for the defendant, has by letter agreed to the granting of said motion:

It is ordered by the Court that the motion of plaintiff be and the same is hereby granted, and this cause is continued for the term.

F. E. Kennamer,
Judge.

TRAILOR ENGINEERING & MFG. CO.,	Plaintiff.	}	476 Law.
vs.			
D. G. HALLER, ET AL.,	Defendant.		

On this 25th day of January, 1928, it is by the Court ordered, that the Motion to Intervene by Trustee be and same is hereby overruled.

District of CINCINNATI.

REGULAR JANUARY, 1928 TERM TULSA, O. LA. WEDNESDAY, JANUARY, 25, 1928

MRS. W. E. MCHEENEY,	Plaintiff.	}	
vs.		}	510 Law.
NORTH BRITISH & ICE CANAL INSURANCE		}	
COMPANY,	Defendant.	}	

On this 25th day of January, 1928, it is by the Court ordered, that the demurrer heretofore filed herein be set for hearing February, 2, 1928.

W. D. HAWKER,	Plaintiff.	}	
vs.		}	463 Law.
E. F. WORLEY,	Defendant.	}	

On this 25th day of January, 1928, the above entitled cause comes on for hearing. The plaintiff present in person and by Beck, Gibbert and Ir West and defendant by H. E. McNeil. Now at this time it is ordered that leave be granted to file amended reply herein. Defendant asks and is granted leave to file motion for judgment on pleadings, and arguments of counsel are heard thereon, and it is by the Court ordered that said motion for judgment on pleadings be and same is hereby overruled. Thereupon hearing is had on Equity as to Contract. All witnesses are sworn and thereafter defendant objects to testimony which is by the Court overruled and exceptions allowed. Plaintiff and defendant rests, and thereafter the Court sustains bar to any law action herein. And it is further ordered that Judgment be filed which Journal entry is as follows:

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

W. D. HAWKER,	Plaintiff.	}	
vs.		}	No. 463 Law.
E. F. WORLEY,	Defendant.	}	

JUDGMENT.

This cause coming on for trial this 25th day of January, 1928, upon the amended reply of the plaintiff to vacate and set aside a release executed by the plaintiff, W. D. Hawker, to E. F. Worley, on the 6th day of June, 1922, pleaded by defendant in his answer as a bar to plaintiff's cause of action upon the ground said release was obtained by fraud and without consideration, the plaintiff appearing in person and by his attorney, and the defendant appearing in person and by his attorneys; and the court having heard the evidence and argument of counsel in the equity proceeding to vacate and set aside said release, finds the issues in favor of the defendant and against the plaintiff and finds that the contract and release dated June 6, 1922, is valid and in full force and effect and is a full settlement and discharge of all claims between the plaintiff and defendant arising out of and by virtue of the sale of leases referred to in said contract.

IT IS THEREFORE CONSIDERED, ORDERED, ADJUDGED AND DECREED by the Court that the prayer of the plaintiff to vacate and set aside said release and discharge dated June 6th 1922, between the plaintiff and the defendant be denied.

IT IS FURTHER CONSIDERED, ORDERED, ADJUDGED AND DECREED by the Court that the contract of June 6, 1922, is a full and complete settlement and discharge of the legal claim of said plaintiff prayed for in his petition against said defendant.

IT IS FURTHER CONSIDERED, ORDERED, ADJUDGED AND DECREED THAT the plaintiff take nothing by his suit, and that the said cause be and the

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

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REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. WEDNESDAY, JANUARY, 25, 1928.

same is hereby dismissed, and that the defendant go hence with his costs and the costs of this action be taxed against the plaintiff; to each and all of which findings, holdings, orders, Judgment and decree the plaintiff now and here is open court objects and excepts, and his exceptions are allowed.

And thereupon the plaintiff in open court, by his solicitors and attorneys, Preston C. West and T. A. Peek, give notice that they desire to appeal this cause to the Circuit Court of Appeals for the Eighth Circuit and also to sue out writ of error thereon to the said Circuit Court of Appeals for the eighth Circuit because of the fact that they are in doubt as to which of said methods is appropriate to the review of all of the issues of law and fact herein, and the plaintiff thereupon in Open court moves the allowance of both an appeal and a writ of error in this cause from the judgment and decree made and entered herein, which said motion is by the court granted, and it is ordered that both an appeal and a writ of error be allowed, to plaintiff, W. D. Hawker, and that a certified transcript of the record, testimony, exhibits, stipulations and all proceedings be transmitted to the United States Circuit Court of Appeals for the Eighth Circuit; and in as much as this term is about to expire and it will not be possible on account of the shortness of time to prepare and file bill of exceptions and condensed statement of evidence for the purpose of said appeal and writ of error, it is further ordered by the court that the plaintiff, W. D. Hawker, be and it is hereby allowed sixty (60) days from this date within which to prepare and serve and have allowed and filed his bill of exceptions herein and his condensed statement of the evidence at the final hearing of this cause.

And it is further ordered that the bond of appeal be fixed at the sum of Five Hundred (\$500.00) dollars for costs on said appeal.

Done at Tulsa, Oklahoma, this 25th day of January, A. D. 1928.

E. E. Lonnagan,

Judge.

O.H. Preston C. West

T. A. Peek,
Attorneys for Plaintiff.

O.H. H. E. McNeil,

Attorneys for Defendant.

Court adjourns until January, 26, 1928.

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

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OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. THURSDAY, JANUARY, 26, 1928.

On this 26th day of January, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January, 1928, session met at Tulsa pursuant to adjournment, Honorable, F. E. Kennamer, Judge, present and presiding:

H. T. Warfield, Esq., Clerk of U.S. District Court.
John M. Goldsberry, Esq., United States Attorney.
E. G. Beard, Esq., United State Marshal.

Public proclamation having been duly made 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.	)	No. 599 Law.
FLOYD FLOWERS, ROY S. McCLAIN,)	
AND CLARA MCCOOL,)	
Defendants.)	

JUDGMENT OF FORFEITURE ON BAIL BOND.

BE IT REMEMBERED THAT on this 26th day of January, the same being a day of the Regular January, A. D. 1928, Term of the aforesaid Court, present and presiding the Honorable Franklin E. Kennamer, Judge thereof, this cause was brought to the attention of the Court by the United States Attorney for the Northern District of Oklahoma, and it appearing to the Court from an examination of the whole record herein that the defendant Floyd Flowers was heretofore duly and regularly arrested and duly arraigned before a United States Commissioner for the Northern District of Oklahoma, charged with an offense against the laws of the United States, at which time his bail was fixed by said Commissioner in the sum of \$1000.00, ONE THOUSAND DOLLARS, and thereafter said defendant presented for approval his bond for said sum signed by himself, and Roy S. McClain, Bartlesville, Oklahoma, and Clara McCool, Bartlesville, Oklahoma, as sureties, which bond was duly and regularly approved by said United States Commissioner and filed herein, the material conditions of said bond being that the defendant appear before this Court on the 9th day of December, 1927, at Tulsa, Oklahoma, and from time to time thereafter to which the case might be continued, to answer said charge; that the defendant failed to appear in accordance with the stipulations of said bond, after due notice, thereupon, on the 9th day of December, 1927, the said bond was duly declared forfeited by the Court, and a writ of Scire Facias ordered by the Court against the defendant and the signers upon said bond, commanding them to appear before the Court and show cause why the forfeiture of the aforesaid bond should not be made absolute; that the same was duly issued and returned by the United States Marshal, showing that the same had been served upon Roy S. McClain and Clara McCool of the aforesaid sureties, that the aforesaid sureties did not appear upon the return day of said Writ of Scire Facias, as directed therein and have not appeared in this cause since said date; showing any legal cause why said judgment should not be made absolute and the Court being fully advised in the premises,

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the forfeiture heretofore taken upon the bail bond herein is hereby made absolute and judgment is hereby rendered in favor of the United States of America against Roy S. McClain and Clara McCool, sureties on said bond, for the aforesaid sum of One Thousand Dollars, with interest thereon at the rate of six per cent per annum from this date until paid, and for all costs in this behalf laid out and expenses, for all of which let execution issue.

F. E. Kennamer,

United States District Judge.

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

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RENEWAL WARRANT, 1928 TERM TULSA, OKLAHOMA. WEDNESDAY, JANUARY, 26, 1928.

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

UNITED STATES OF AMERICA,)	
Plaintiff.)	
vs.	)	No. 1611 Criminal.
BILL OWENS,)	
Defendant.)	

O R D E R.

And now on this the 21st day of January, A.D. 1928, there coming on for a hearing the oral motion of the Defendant Bill Owens, for further time in which to pay the fine heretofore imposed by this Court, the said Defendant Bill Owens appearing in his own proper person, and the Plaintiff appearing by and through the United States District Attorney, John L. Goldsberry, and the Court being fully advised in the premises,

FINES WHAT SAID Defendant should be and is hereby given an additional ninety days from this date, to-wit: January, 21, 1928, in which to pay said fine and costs.

W. E. Kennamer,

United States District Judge.

C.L. John L. Goldsberry,
U.S. Atty.

JOHN H. DYKES, RECEIVER,)	
Plaintiff.)	
vs.	)	482
MARY E. LITTLE, ET AL.,)	
Defendants.)	

On this 26th day of January, 1928, the defendant herein was granted Judgment as per Journal Entry in said cause as follows:

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHEAST DISTRICT OF OKLAHOMA:

JOHN H. DYKES, RECEIVER OF)	
THE FIRST NATIONAL BANK OF)	
BARNSDALE, OKLAHOMA.)	
Plaintiff.)	
vs.	)	No. 482 Law.
FRANK PRITCHARD, G. R. LITTLE)	
AND MARY LITTLE,)	
Defendants.)	

JOURNAL ENTRY OF JUDGMENT.

This cause came on for hearing upon this 26th day of January, 1928, in its regular order, it appearing that heretofore, on June 2, 1927, said cause was dismissed without prejudice as to Mary E. Little, executrix of the estate of G. R. Little, deceased; it further appearing that on motion of plaintiff in open court, said cause is dismissed as to Mary E. Little, and it further appearing that on January 3, 1927, the demurrer of the defendant Frank Pritchard was duly overruled, and said defendant given twenty days time in which to answer. It appears that the defendant Frank Pritchard has failed to answer as required by said order and has wholly made default. The defendant Frank Pritchard having been three

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REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. THURSDAY, JANUARY, 26, 1928.

time called in open court, plaintiff's motion for judgment by default is sustained.

The Court being advised in the premises, finds that the defendant Frank Pritchard was the owner on the 4th day of June, 1926, of ten shares of the capital stock of the First National Bank of Barnsdall, Oklahoma, of the par value of \$100.00 per share; that upon the 4th day of June, 1926, the First National Bank of Barnsdall, Oklahoma, a banking corporation, failed and suspended payment, and by resolution of the board of directors thereof, closed its doors; that subsequently the comptroller of Currency after due proceedings, had, appointed the plaintiff herein receiver of said bank; that under and by virtue of the terms of the National Bank Act, the Comptroller of Currency having determined that the assets of said bank are insufficient to pay its debts, levied an assessment against all of the stockholders of said bank to pay ratably on or before the 3rd day of September, 1926, a 100 per cent assessment on the stock of said bank that pursuant to said judgment of the Comptroller of Currency, plaintiff sent a notice, including a copy of the order of the Comptroller directing defendant to pay said assessment; that defendant Frank Pritchard received a copy of said notice and has failed and refused to pay said assessment since said date.

IT IS THEREFORE, CONSIDERED, ORDERED, ADJUDGED AND DECREED THAT PLAINTIFF, John H. Dykes, receiver of the First National Bank of Barnsdall, Oklahoma, have judgment against the defendant Frank Pritchard for the sum of \$1000.00, together with interest thereon at the rate of and six per cent per annum from the 3rd. day of September, 1926, until paid/for his costs herein laid out and expended, taxed at \$ _____/

E. E. Hennamer,
Judge.

G. H. Meadows & McCoy
Attorneys for Mary E. Little.

R. B. BURNS, RECEIVER,	}	474 Law.
Plaintiff.		
vs.		
G. J. EASTERDAY,	}	
Defendant.		

On this 26th day of January, 1928, the above entitled cause comes on for trial. All parties are present and plaintiff is represented by Miller & Stephenson, his attorneys and defendant by Eldon J. Dick his attorney. Both sides announce ready for trial, and a jury is empaneled and sworn to try said cause and a true verdict render. All witnesses are sworn and thereafter opening statements of counsel are heard. Upon stipulation of attorneys the record of stock is admitted in court record and the burden placed upon defendant. Plaintiff presents his evidence and proof and thereafter the defendant presents his evidence and proof, and both sides rest. Now at this time the motion for judgment on part of each side is by the Court overruled and exceptions allowed. Now at this time the Jury is instructed as to the law in the case, and the jury retire in charge of sworn bailiff to deliberate upon their verdict herein. On this same day the Jury return into Court and present to the Court their verdict which is in words and figures, as follows:

VERDICT

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

R. B. BURNS, RECEIVER, OF THE FIRST NATIONAL BANK IN KEIFER, OKLA.	}	Case No. 474 Law.
Plaintiff.		
vs.		
G. J. EASTERDAY,	}	
Defendant.		

So, the jury in the above entitled case, duly empaneled and sworn

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 OREGON.
 REGULAR JURY, 1928 TERM. SUISA, CLINGMAN. TRIALS, 27 TERM, 28, 1928.

upon our oaths and for the defendant.

J. M. Partler, Foreman.

The Jury announcing this to be their true verdict are excused from further consideration of said cause.

IN THE UNITED STATES DISTRICT COURT OF THE
 NORTHERN DISTRICT OF OREGON.

ALICE SIVADON,	Plaintiff,	}	
vs.			No. 489 Law.
ST LOUIS-SAN FRANCISCO RAILWAY COMPANY, A CORPORATION,	Defendant.	}	

JUDGMENT OF DISMISSAL.

Now on this 26th day of January, 1928, the above case was called for trial, and neither plaintiff nor her attorneys made any appearance.

It is therefore ordered, adjudged and decreed that said cause be dismissed at plaintiff's cost without prejudice and that judgment be and the same is hereby rendered against plaintiff for all costs in the case.

E. E. Moninger,

District Judge.

WHOLESON & BLACK,	Plaintiff,	}	
vs.			477 Law.
FRED ADAMS,	Defendant.	}	

On this 26th day of January, 1928, it is by the Court ordered that above entitled cause be and same is hereby continued to January, 27, 1928.

JOHN H. DINES,	Plaintiff.	}	
vs.			481 Law.
CHARLES C. LEMUS,	Defendant.	}	

On this 26th day of January, 1928, it is by the Court ordered that the above entitled cause be and same is hereby continued to January, 27th, 1928.

JOHN L. DINES,	Plaintiff.	}	
vs.			483 Law.
W. R. SANDERS,	Defendant.	}	

On this 26th day of January, 1928, it is by the Court ordered that the above entitled cause be continued to January, 27, 1928.

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REGULAR JANUARY, 1926 TERM TULSA, OKLAHOMA. WEDNESDAY, JANUARY, 26, 1926.

L. M. A. JOHNSON,	Plaintiff.	} 485 Law.
vs.		
R. G. JENNINGS,	Defendant.	

On this 26th day of January, 1926, it is by the Court ordered that the above entitled cause be continued to January, 27th, 1926.

TRAYLOR ENGINEERING & MFG. CO.,	Plaintiff.	} 476 Law.
vs.		
D. G. WATNER, JR., et AL.,	Defendants.	

On this 26th day of January, 1926, the aboveentitled cause comes on for trial. All parties are present in person and by their attorneys, Maddison & Cantrell for plaintiff and G. C. Spillers and H. O. Bland for defendant. Both sides announce ready for trial and a jury is empaneled and sworn to try said cause and a true verdict render. Counsel for plaintiff and defendant make their opening statements to the jury and thereafter all witnesses are sworn, and the Court places the burden of proof on defendant. Plaintiff presents its testimony and proof and thereafter defendant presents their evidence and proof and both parties rest. Plaintiff demurs to the evidence, which is by the Court overruled and exceptions allowed. Plaintiff moves the court to instruct the jury to return verdict in favor of plaintiff. Now at this arguments of counsel are heard and thereafter the hour for the adjournment of court having arrived it is ordered that cause be continued to January, 27, 1926.

Court adjourned until January, 27th, 1926.

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

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District of

OKLAHOMA.

REGULAR JANUARY, 1926 TERM TULSA, OKLAHOMA. FRIDAY, JANUARY, 27, 1926.

On this 27th day of January, 1926, the District Court for the United States for the Northern District of Oklahoma, sitting in Regular January, 1926 session, at Tulsa, met pursuant to adjournment, Honorable W. E. Mannamer, Judge, present and presiding.

H. P. Warfield, Esq., Clerk of U. S. District Court.
John H. Goldsberry, Esq., U. S. Attorney.
H. G. Beard, Esq., U. S. Marshal.

Public proclamation having been duly made the following proceedings were had and entered, to-wit:

UNITED STATES, Plaintiff. }
vs. } 2007 Cr.
JOHN N. WORTH, Defendant. }

On this 27th day of January, 1926, upon recommendation of John Vickrey, Pro. Sgt, it is by the Court ordered that the fine in above entitled cause be placed on execution.

TRAYLOR ENGINEERING & MFG., CO.,)
Plaintiff.)
vs.) 476 Law.
P. G. WALKER, JR. ET AL.)
Defendant.)

On this 27th day of January, 1926, the above entitled cause comes on for further trial. All parties present as before and Counsel as before and the jury each and every member present. Now at this time both plaintiff and defendant present further testimony and thereafter both sides rest. Plaintiff renews Motion to instruct Jury to return verdict for plaintiff, which is by the Court sustained and judgment rendered as per journal entry to be in favor of plaintiff for sum of \$7675.27 and \$777.57 and attorneys fees and costs, to all of which defendant excepts. It is further ordered that twenty (20) days be allowed defendant to file Superseades Bond and sixty (60) days to prepare and file exceptions.

VERDICT

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

TRAYLOR ENGINEERING & MANUFACTURING)
COMPANY, A CORPORATION. Plaintiff.)
vs.) Case No. 476 Law.
P. G. WALKER, JR., G. O. STEBBINS)
AND O. H. EYSENBACH, Defendant.)

We, the jury in the above entitled case, duly empaneled and sworn upon our oaths find for the plaintiff, and assess its recovery at \$7675.77 dollars and \$777.57 Attorneys Fees & costs.

E. E. Johnson, Foreman.

The jury announcing this to be their true verdict are excused from further consideration of said cause. Whereupon, it is by the Court ordered that Journal Entry be filed in said cause.

REGULAR SESSION, 1928 TERM TULSA, OKLAHOMA. FRIDAY, JANUARY, 27, 1928.

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

TRAYLOR ENGINEERING & MANUFACTURING COMPANY, Plaintiff. vs. P. G. WALKER, ET AL., Defendants. No. 476 Law.

JOURNAL ENTRY OF JUDGMENT.

Now, to-wit, on this 26th day of January, 1928, this cause comes regularly on for hearing upon the issues joined by the pleadings herein, and there appeared for the plaintiff, Biddison, Campbell, Biddison & Cantrell, its attorneys, and for the defendants there appeared C. C. Spillers and O. H. Bland, and came also a jury of good and lawful men who were duly examined, selected and sworn, according to law, to serve as jurors in said action and all parties announce ready for trial, and said cause having been duly revived in the name of Late C. Stebbins, administrator of the Estate and thereupon, the court finding that the burden of proof is upon defendants, they introduce their evidence and rest, and the hour of adjournment having arrived, the further hearing of said cause is adjourned until the 27th day of January, 1928, at which time the further hearing of said cause is proceeded with and the evidence of the defendants completed, and the defendant rest, and the plaintiff introduces its evidence and rests; and all parties having completed their evidence, the plaintiff moves the court to instruct the jury to return a verdict for the plaintiff, which motion is by the court sustained, and the court instructs the jury to return a verdict in favor of the plaintiff and against the defendants for the amount of the note sued upon, less payments endorsed thereon, together with interest and attorneys fees, and thereupon the jury returned into open court the following verdict, to-wit:

"In the District Court in and for the Northern District of Oklahoma, sitting at Tulsa

Traylor Engineering & Manufacturing Company, Plaintiff, vs. P. G. WALKER, ET AL., Defendants. No. 476 Law.

We, the jury in the above entitled cause, duly empaneled and sworn upon our oaths find for the plaintiff and assess its recovery at \$7675.77 Dollars and \$777.57 attorneys fees and costs.

(Signed) E.E. Johnson, Foreman.

which verdict is by the Court approved;

And it is thereupon by the court Considered, ordered and adjudged that the plaintiff have and recover of and from the defendants the sum of Seven Thousand Six Hundred Seventy-Five Dollars and Seventy-seven Cents (\$7,675.77) principal, and accrued interest on said note, and seven Hundred Seventy-Seven Dollars and Fifty-seven Cents (\$777.57) attorneys fees, and the costs of this action, all to bear interest from this date at 6 per cent per annum, together with the costs of this action, whereof let execution issue.

M. E. Hennamer, Judge.

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

NORthern

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA.

FRIDAY, JANUARY, 27, 1928.

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.IRVING PAGE, AS RECEIVER OF THE
AMERICAN NATIONAL BANK OF STIGLER,
OKLAHOMA, A CORPORATION,

Plaintiff,

vs.

FRED COTTON,

Defendant.

No. 494 Law.

J U D G M E N T.

On this 27th day of January, 1928, the above entitled cause came regularly on for hearing, the plaintiff, Irving Page as Receiver of the American National Bank of Stigler, Oklahoma, a corporation, appeared in person and also by his attorney and announced ready for trial, but the defendant, Fred Cotton, although duly called, came not and failed to appear in person or by Attorney.

Thereupon, the plaintiff in open court moves the court that said defendant be adjudged to be in default and to have confessed as true all of the material allegations as set out in plaintiff's Complaint as filed herein, and that judgment be entered against said defendant for the sum of Two Hundred Dollars (\$200.00) as set out in plaintiff's said Complaint and in accordance with the prayer therein contained.

And it further appearing to the court from the summons and the return of the officer thereon that said defendant, Fred Cotton, was personally served with summons in this cause on 9th day of January, 1927, in manner and form as by law provided and that the time provided by law for filing pleadings has long since expired, and that said defendant has wholly failed to answer, demur or otherwise plead to the Complaint as filed herein against him.

IT IS THEREFORE ORDERED BY THE COURT that said defendant, Fred Cotton, be, and he is hereby adjudged to be in default in this action.

And it further appearing to the court from the allegations as contained in the Complaint as filed herein, that said defendant, Fred Cotton, was a stockholder and owner of two (2) shares of Capital Stock of the American National Bank of Stigler, Oklahoma, a corporation, on February, 14, 1927; and that on said date the said Bank was by order of the Comptroller of the Currency of the United States, closed as an insolvent institution; and that on March, 1, 1927, Irving Page, the plaintiff in this action, was by the said Comptroller appointed as Receiver of said Bank; and that the said Irving Page duly qualified as such Receiver on said date and has at all times thereafter been and now is the duly qualified and acting Receiver for said Bank and authorized to maintain this action.

The court finds that on March, 20, 1927, upon an accounting with the Receiver the Comptroller of the Currency by authority of law levied an assessment of Twenty-Five Thousand Dollars (\$25,000.00), the full amount of the Capital Stock of said Bank, being One Hundred Dollars (\$100.00) upon each and every share thereof; and that said defendant as the owner of said two (2) shares of Capital Stock of said Bank, then and there by reason of the provisions of law regulating the liability of Stockholders of National Banks and by reason of said assessment, so made as aforesaid by the Comptroller, became legally liable and obliged to pay the sum of Two Hundred Dollars (\$200.00) the par value of said two (2) shares of Capital Stock of said Bank and the amount assessed against said defendant.

And it further appearing to the court that due notice was given to said defendant of the said assessment, so made as aforesaid, and due demand for payment of the amount thereof was made upon said defendant as by law provided; and that said defendant has failed and refused to pay the same or any part thereof and that plaintiff, as such Receiver, is therefore

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District of

OKLAHOMA.

WEDNESDAY, JANUARY, 1928 TULSA, OKLAHOMA. FRIDAY, JANUARY, 27, 1928.

entitled to judgment against said defendant for the said sum of Two Hundred Dollars (\$200.00), together with interest thereon at the rate of Six per cent per annum from April 28, 1927, until paid, the said date being the time fixed for the payment of said assessment.

IT IS WHEREFORE BY THE COURT CONSIDERED, ORDERED AND ADJUDGED That the plaintiff, Irvin Page, as Receiver of the American National Bank of Stigler, Oklahoma, a Corporation do have and recover of and from the said defendant, Fred Cotton, judgment for the said sum of Two Hundred Dollars (\$200.00) with interest on said amount from April, 28, 1927, at the rate of Six per cent per annum until paid, together with all costs herein expended and that execution issue therefor.

F. E. Kennamer,
U.S. District Judge.

JOSEPH REYNOLDS, Plaintiff,)
vs.) 507 Law.
HARRY E. SCHMIDT, Defendant.)

On this 27th day of January, 1928, it is by the Court ordered that the above entitled cause be and same is hereby set for Wednesday, February, 1, 1928.

H. M. BOTSELL, Plaintiff.)
vs.) 511 Law.
C. C. WALKER, et al., Defendant.)

On this 27th day of January, 1928, it is by the Court ordered that the above entitled cause be and same is hereby set for Thursday, February, 2, 1928.

SILLER MEMOHAN, Plaintiff.)
vs.) 512 Law.
SEAFOR OIL & REFG. CO, Defendant.)

On this 27th day of January, 1928, it is by the Court ordered that the above entitled cause be stricken from this assignment.

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

H. G. BURE AND C. E. WILEY,)
CO PARTNERS, DOING BUSINESS UNDER THE)
FIRM AND NAME OF OSAGE ROCK CRUSHER)
COMPANY,) Plaintiffs.) No. 522 Law.
vs.)
RIBBETS & PLEASANT, A)
CORPORATION,) Defendant.)

ORDER OF DISMISSAL.

Now on this 27th day of January, 1928, the above cause came on for trial after having been regularly set down for trial in this court,

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District of

OKLAHOMA.

REGULAR JANUARY, 1928, TERM TULSA, OKLAHOMA. FRIDAY, JANUARY, 27, 1928.

and the court called the above case on the regular call, at which time the plaintiff failed to answer, either in person or by attorneys, and the defendant, Tibbets & Pleasant being present and answering ready for trial by and through their attorneys of record, Allen, Underwood & Smith, and the Court finds that the above case should be dismissed for failure to prosecute.

IT IS THEREFORE by the Court ORDERED, ADJUDGED AND DECREED that the above cause be dismissed for failure to prosecute.

F. E. Mannamer, Judge.

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

THE SECURITY BENEFIT ASSOCIATION,
A CORPORATION,

Plaintiff,

vs.

TOWN OF SLICK, OKLAHOMA, A
MUNICIPAL CORPORATION, AND
CHARLIE SPROTT, PRESIDENT OF
BOARD OF TRUSTEES,

Defendants.

No. 567

RESTRAINING ORDER.

Whereas, in the above cause, the plaintiff has filed its verified Bill of Complaint, praying for a temporary injunction, and

WHEREAS, five days notice has been given the defendants herein, and it having been made to appear that the Town of Slick at this time, has no qualified treasurer, and that there is on deposit to the credit of W. B. Highsmith, Treasurer of the Town of Slick, in the First National Bank, in Bristow, Oklahoma, the sum of Three Thousand Five Hundred Forty Eight and 15/100 (\$3548.15) Dollars, and that Ralph Blake, County Treasurer of Creek County, Oklahoma, now has in his possession certain sums of money, to-wit: Taxes which have been paid to him upon property in the Town of Slick, and it having been made to appear that there is a danger of irreparable injury caused to complainant before the hearing of said application for the writ of injunction unless the said defendants are, pending such hearing, restrained as herein set forth:

Now, Therefore, take notice that you, the Town of Slick, and Charlie Sprott, President of the Board of Trustees of said town, your officers, agents servants and attorneys, and each of you, are hereby specially restrained and enjoined from making any expenditures of the funds in the First National Bank of Bristow, Oklahoma, directly or indirectly, or of any of the sinking funds received from the Treasurer of Creek County, Oklahoma, for the use and benefit of the town of Slick, or of any other part of the sinking fund of the town of Slick, until the next order of this Court in the premises.

Done at chambers, this 27th day of January, 1928.

F. E. Mannamer, Judge.

O.K. B.B. Blakemore.

NORTHERN

District of

OKLAHOMA.

JANUARY, 1928 TERM TULSA, OKLAHOMA. 225 1928, 225 1928, 225 1928.

On this 25th day of January, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular 1928 session met at Tulsa, pursuant to adjournment, Honorable W. W. Barnard, Judge, present and presiding:

H. P. Warfield, Esq., Clerk of U. S. District Court.
 John M. Goldsberry, Esq., United States Attorney.
 H. G. Beard, Esq., United States Marshal.

Public proclamation having been duly made the following proceedings were had and entered, to-wit:

THOMPSON & BLACK,	Plaintiff.	}	477 Sav.
vs.			
FRED ADAMS,	Defendant.		

On this 28th day of January, 1928, the above entitled cause comes on for trial. All parties present as before and the jury each and every member present, and counsel as before. Defendant presents further testimony and rests. Now at this time the above entitled cause is withdrawn and submitted to the Court as per stipulation and both sides are required to submit itemized statement. Whereupon, it is by the Court ordered that the jury be and it is hereby discharged,

UNITED STATES,	Plaintiff.	}	547 Sav.
vs.			
OLMO FELLOWAY,	Defendant.		

On this 28th day of January, 1928, it is by the Court ordered that the above entitled cause be continued to February, 25, 1928.

D. A. JOHNSON & CO.,	Plaintiff.	}	485 Sav.
vs.			
A. G. JERNINGS,	Defendant.		

On this 28th day of January, 1928, it is by the Court ordered that the above entitled cause be continued to January, 30, 1928.

UNITED STATES,	Plaintiff.	}	2430 Cr.
vs.			
MOERIS PACI,	Defendant.		

On this 28th day of January, 1928, comes W. B. Blair, Asst. U. S. Attorney, representing the Government herein and Ed Hirsch, representing defendant. Defendant herein is arraigned and enters plea of guilty to charge heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be deferred and defendant committed to custody of United States Marshal for further investigation.

NORTHWEST

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. SATURDAY, JANUARY, 28, 1928.

JOHN H. DYKES, RECEIVER,)
 Plaintiff.)
 vs.) 481 Law.
 GEORGE C. BICHLE ET AL.,)
 Defendant.)

On this 28th day of January, 1928, it is by the Court ordered that the above entitled cause be passed to January, 30th, 1928.

JOHN H. DYKES, RECEIVER,)
 Plaintiff.)
 vs.) 483 Law.
 W. R. SANDERS,)
 Defendant.)

On this 28th day of January, 1928, it is by the Court ordered that the above entitled cause be passed to January, 30th, 1928.

UNITED STATES,)
 Plaintiff.)
 vs.) 2043 Cr.
 EDWIN BRIPLETT,)
 Defendant.)

On this 28th day of January, 1928, it is by the Court ordered that stay of execution of jail sentence heretofore imposed upon said defendant, be revoked upon recommendation of John Vickery Pro. Agt., and that commitment be issued for said defendant.

H. C. PRINCE,)
 Plaintiff.)
 vs.) 506 Law.
 MARCELLA SMITH,)
 Defendant.)

On this 28th day of January, 1928, the above entitled cause comes on for trial. Plaintiff is present in person and represented by Sam Montgomery and Ed Crossland his attorneys. Defendant, Marcella Smith is represented by John T. Harley, her attorney. Now at this time comes counsel for defendant and asks for a continuance which is by the Court overruled. A jury is sworn and empaneled to try said cause and a true verdict render. All witnesses are sworn and thereafter opening statements of counsel are heard. The Court permits answer of defendant to be filed herein and plaintiffs reply to answer is filed herein. Now at this time plaintiff moves for judgment on pleadings, which is by the Court overruled. Plaintiff presents his evidence and testimony and rests, and thereafter Counsel for Defendant presents testimony and rests. Both plaintiff and defendant request the Court for an instructed verdict, which is by the Court overruled and exceptions allowed. Now at this time closing statements of Counsel are heard, and thereafter the jury is instructed as to the law in the case and retire in charge of a sworn bailiff to deliberate upon their verdict. On this same day the jury return into court and present to the Court their verdict which is in words and figures as follows:

VERDICT.

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

H. C. PRINCE,)
 Plaintiff.)
 vs.) Case No. 506 Law.
 MARCELLA SMITH,)
 Defendant.)

So, the jury in the above entitled case, duly empaneled and

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District of

OKLAHOMA.

REGULAR JANUARY, 1926 TERM TULSA, OKLAHOMA. WEDNESDAY, JANUARY, 28, 1926.

Sworn upon our oaths find for the plaintiff, and assess his recovery THIRTEEN THOUSAND (\$13,000.00) Dollars less fine in case No. 740 Crim., sum of \$2,000.00 and fine in case No. 749 Crim., sum of \$200.00, and 1/2 poundage, amounting to \$130.00, and title of the funds in the hands of the Court is in the plaintiff.

T. J. Spies, Jr., Foreman.

The Jury announcing this to be their true verdict are excused from further consideration of said cause.

Counsel for defendant excepts to verdict and asks for an appeal. Thereupon, twenty (20) days are allowed defendant to file Supercedeas Bond herein in the sum of \$2500.00, and thirty (30) days granted in which to file bill of Exceptions, as per journal entry which is as follows:

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

H. C. PRINCE,	Plaintiff,)	
	vs.	)	Case No. 506 Law.
MARCELLE SMITH,	Defendant.)	

JOURNAL ENTRY.

Now on this the 28th day of January, 1926, came plaintiff, H. C. Prince in person and by his attorneys, Ed. Crossland and S. J. Montgomery, and also came the defendant by her attorney, John Harley, and this came on for trial in its regular order.

The Defendant's Attorney, John Harley filed a motion and application for continuance of said case, and it appearing to the Court that said continuance should not be granted the same was denied.

THEREUPON, the said Defendant's Attorney asked leave of Court to file out of time the answer of the said Defendant, which was by the Court allowed, and it was thereupon ordered that the cause proceed to trial before a jury of twelve good men, who being impaneled and sworn well and truly to try the issues joined between plaintiff and defendant and a true verdict render according to the evidence and having heard the evidence, argument of counsel and charges of the Court, upon their oaths did return the following verdict:

"We the Jury in the above entitled case, duly impaneled and sworn upon our oaths find for the Plaintiff and assess his recovery at Thirteen Thousand Dollars (\$13,000.00) less fine in case No. 740 Crim. sum of \$2,000.00 and fine in Case No. 749 Crim., sum of \$200.00, and 1/2 poundage, amounting to \$130.00, and title of the funds in the hands of the Court is in the plaintiff.

T. J. Spies, Foreman."

To which verdict the defendant excepted, and such exceptions was allowed. Thereupon the said Defendant by Counsel in open court gives notice to the defendants intention to appeal.

Upon due consideration, it is ordered, adjudged and decreed by the Court that the plaintiff, H. C. Prince, have and recover of and from the Defendant, Marcella Smith, the sum of \$10,670.00 and that the title to said \$10,670.00 in controversy in this case now in the registry of the Court by the Clerk thereof, is hereby, decreed in said plaintiff and it is further ordered by the Court that the Clerk of the said Court turn over and pay to the plaintiff said above amount of money held by him, which is the subject of this controversy.

IT IS FURTHER ORDERED BY THE Court that the defendant shall have twenty (20) days from the date of this judgment to supercede the same

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1936, TERM TULSA, OKLAHOMA. SATURDAY, JANUARY, 28, 1936.

by making sufficient bond in the sum of \$2500.00 and shall have thirty (30) days from said date wherein to file the bill of exceptions, and upon failure to file said bond within said time, or failure to have said bill of exceptions filed and allowed, it is ordered that the Clerk of this Court shall pay over to said plaintiff the monies before stated.

F. E. Kennamer,

Judge of the District Court of the
United States for the Northern Dis-
trict of Oklahoma.

IN THE DISTRICT COURT OF CREEK COUNTY,
STATE OF OKLAHOMA.

BARLETT COLLINS COMPANY,
Plaintiff.

vs.

THE NATIONAL SURVEY COMPANY,
Defendant.

No. 470

ORDER EXTENDING TIME TO PLEAD.

For good cause shown, the plaintiff in the above entitled cause is hereby granted fifteen days from this date within which to file an amended petition herein, the defendants to have twenty days thereafter within which to plead to the same.

F. E. Kennamer, Judge.

O.H. Lyle & Field,
Attys For Pltf.,

O.H. Jas. E. Hull,
Attorneys for defendant.

Court adjourned until January. 30, 1936.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928, TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 30, 1928.

On this 30th day of January, 1928, United States District Court for the Northern District of Oklahoma, sitting in regular session, at Tulsa, not pursuant to adjournment, Honorable F. E. Hennamer, Judge present and presiding:

H. A. Warfield, Esq., Clerk of U. S. District Court.
John M. Goldsberry, Esq., United States Attorney.
H. G. Beard, Esq., U. S. Marshal.

Public proclamation having been duly made the following proceedings were had and entered, to-wit:

NICK KARONIS, Plaintiff.)
vs.) 573 Law.
EAGLE FISHER LEAD COMPANY, Defendant.)

On this 30th day of January, 1928, it is by the Court ordered that the above entitled cause be stricken from the assignment.

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

T. A. JOHNSTON & CO., Plaintiff.)
vs.) No. 483 Law.
R. G. JEANINGS, Defendant.)

JOURNAL ENTRY ON JUDGMENT.

On this 30th day of January, A. D. 1928, comes on to be heard the above styled and numbered cause upon stipulation of plaintiff and defendant herein.

And it appearing to the Court that the said Plaintiff T. A. Johnston & Co. a corporation, and the Defendant, R. G. Jeanings, have stipulated and agreed in writing that whereas the matters in controversy herein have been compromised and settled and payment made in accordance with said agreed compromise, that this action be dismissed with prejudice and at plaintiff's cost.

And the Court having considered the matter and being well and sufficiently advised in the premises.

IT IS BY THE COURT CONSIDERED, ADJUDGED AND ORDERED that plaintiff's petition herein and the causes of action therein set up be dismissed, with prejudice, and at plaintiff's cost.

DONE at Tulsa, Oklahoma, this 30th day of January, A. D. 1928.

F. E. Hennamer,
Judge.

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District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM

TULSA, OKLAHOMA.

MONDAY, JANUARY, 30, 1928.

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.

No. 483

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

Defendants.

JOURNAL ENTRY OF JUDGMENT.

This cause came on for hearing upon this 30th day of January, 1928, in its regular order, it appearing that heretofore on the 3rd day of January, 1928, the court discharged E. R. Little from further liability in this cause because of the bankruptcy of the said E. R. Little and upon motion of the plaintiff made in open court this day, said cause was dismissed as to E. R. Little without prejudice. It further appearing that the defendant W. R. Sanders, although regularly served with process, has failed to plead or answer as required by law, and is now wholly in default; that W. R. Sanders being three times called in open court to show cause if any, why he should not be declared in default and a judgment rendered in accordance with the petition herein, failed to appear and the Court accordingly adjudged him in default and rendered judgment in favor of the plaintiff.

The Court being advised in the premises, finds that the defendant W. R. Sanders, was the owner, on the 4th day of June, 1926, of six shares of the capital stock of the First National Bank of Barnsdall, Oklahoma, of the par value of \$100.00 per share; that upon the 4th day of June, 1928, the First National Bank of Barnsdall, Oklahoma, a banking Corporation, failed and suspended payment and by resolution of the board of directors thereof, closed its doors. That subsequently the Comptroller of Currency, after due proceedings had, appointed the plaintiff herein receiver of said bank; that under and by virtue of the terms of the National Bank Act, the Comptroller of Currency having determined that the assets of said bank are insufficient to pay its debts, levied an assessment against all stockholders of said bank to pay ratably on or before the 3rd day of September, 1926, a one hundred per cent assessment on the stock of said bank; that in pursuance of said judgment of the Comptroller of the Currency, plaintiff sent a notice, inclosing a copy of the order of the Comptroller of Currency, directing the defendant to pay said assessment; that the defendant W. R. Sanders received a copy of said notice; that on September, 3, 1926, W. R. Sanders gave his promissory note in the sum of \$800.00 to John H. Dykes, receiver, to cover said assessment; that said note was payable on demand bearing interest at the rate of ten per cent per annum from date until paid and providing for an attorney's fee of \$75.00 if placed in the hands of an attorney for collection; that on September 3, 1926, said W. R. Sanders made a payment in the sum of \$50.00 on said note, leaving a balance due thereon of \$550.00.

The Court further finds that W. R. Sanders is indebted to the plaintiff upon his promissory note dated November, 4, 1925, upon which note there is a balance due in the sum of \$262.14, together with interest thereon at the rate of ten percent per annum from October, 21, 1926, and the further sum of \$125.00 attorneys' fees in accordance with the terms of the note.

The Court further finds that pursuant to a garnishment affidavit and bond filed herein, a garnishment summons was served upon E. T. McCuen directing him to report to the court funds in his hands due W. R. Sanders not exempt by law; in accordance with said garnishment summons, E. T. McCuen answered that twenty-five per cent of the money on hand due W. R. Sanders for work and labor constituted \$102.66.

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

NORTHERN

District of

OKLAHOMA.

NORTHERN DISTRICT, 1926 TERM OKLAHOMA, OKLAHOMA. NORTHERN DISTRICT, 30, 1926.

IT IS HEREBY CONSIDERED, ORDERED ADJUDGED AND DECREED that plaintiff, John K. Dykes, receiver of the First National Bank of Muskogee, Oklahoma, have judgment against the defendant W. R. Sanders for the sum of \$550.00 together with interest thereon at the rate of ten per cent per annum from the 3rd. day of September, 1926, until paid, and for the further sum of \$75.00 attorneys's fees in accordance with the terms of the note.

It is further considered, ordered adjudged and decreed that plaintiff have judgment against the defendant W. R. Sanders for the sum of \$262.14 together with interest thereof at the rate of ten per cent per annum from the 23rd. day of May, 1926, until paid, and for the further sum of \$125.00 attorney's fees in accordance with the term of the note; and that plaintiff have judgment against defendant W. R. Sanders for his costs herein laid out and expended, taxed at \$_____.

It is further ordered, adjudged and decreed, that E. T. McCuen, garnishee herein, is directed to pay the sum of \$103.66 shown by the answer of said garnishee filed herein, to be due the defendant W. R. Sanders, and that said amount be paid to the clerk of this Court and credited upon the judgment in favor of said plaintiff.

F. E. Hennamer,
Judge.

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

UNITED STATES OF AMERICA,)
vs. Plaintiff.) No. 1403
GEORGE SHYDER,)
Defendant.)

O R D E R.

Now on this 20th day of January, 1928, the same being one of the regular judicial days of the Special March 1927, Term of Court, this matter comes on before the court upon the application of the defendant for an extension of time within which to pay his fine of \$50.00 heretofore assessed against the defendant on the 29th day of September, 1927, and the court being fully advised in the premises

IT IS HEREBY ORDERED, ADJUDGED AND DECREED by the Court that the said defendant be and he is hereby allowed sixty days additional time within which to pay the fine, in addition to the time already allowed by the Court.

F. E. Hennamer,
Judge.

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

UNITED STATES,)
vs.) No. 2430 Criminal.
MORRIS PACK,)

O R D E R.

On this 30th day of January, comes on for hearing the oral application of the surety on the bond of the within named defendant Morris Pack for an order exonerating said surety and it appearing that the said defendant has heretofore entered, his plea of guilty herein, and has been remanded to the custody of the U. S. Marshal, to await sentence, it is

ORDERED that said bond be and the same is hereby exonerated and set aside.

F. E. Hennamer,
U.S. District Judge.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, JANUARY, 30, 1928.

JOHN H. DIXES, RECEIVER,
Plaintiff.

vs.

R. E. KIMMERLING, JR. AL.,
Defendants.

528 Law.

On this 30th day of January, 1928, the above entitled cause comes on for trial. All parties announce ready for trial. Plaintiff is represented by Mr. Buchanan and R. B. Keenan, his attorneys and defendants are represented by E. A. Jackson. Now at this time leave is granted defendants to file answer out of time and thereafter a Jury is empaneled and sworn to try said cause and a true verdict render. All witnesses are sworn, and thereafter opening statements of counsel are heard. Plaintiff presents his testimony and proof and rests and thereafter defendants presents their testimony and proof and rest. The taking of testimony is closed and thereafter Closing arguments of counsel are heard, and thereupon the Court directs jury to return verdict in favor of plaintiff to which defendants except and exceptions are allowed. Verdict is filed herein and is as follows:

VERDICTIN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA.JOHN H. DIXES, RECEIVER
OF THE FIRST NATIONAL BANK,
BARNSDALE,
OKLA.,

Plaintiff.

vs.

R. E. KIMMERLING, JR.
C. E. MARSH.

Defendant.

Case No. 528 Law.

Do, the jury in the above entitled case, duly empaneled and sworn upon our oaths find for the plaintiff, and assess its recovery at Eighty Six 41/100 Dollars with interest from Aug. 1, 1926 at 10% and Twenty Dollars attorneys fees & costs.

Walter B. Vincent,
For man.IN THE DISTRICT COURT OF THE UNITED STATES OF
AMERICA IN AND FOR THE NORTHERN DISTRICT OF
OKLAHOMA.JOHN H. DIXES, RECEIVER
OF THE FIRST NATIONAL BANK OF
BARNSDALE, OKLAHOMA,

Plaintiff.

vs.

C. M. MARTIN, & R. E. KIMMERLING,

Defendants.

At Law No. 528

JOURNAL ENTRY OF JUDGMENT.

On this the 30th day of January, 1928, came the plaintiff in person and by his attorney and also came the defendant, C. M. Martin, by his attorney, and the defendant, R. E. Kimmerling, having wholly made default appeared not, and this cause came on for trial in its regular order before a jury of twelve (12) good men, who being duly impaneled and sworn, well and truly to try the issues joined by the plaintiff and defendants, and a true verdict render according to the evidence, and having heard the

NORTHERN

District of

OKLAHOMA.

RECEIVED JANUARY, 1928 WELM TULSA, OKLAHOMA. MONDAY, JANUARY, 30, 1928.

evidence and being directed by the court to hold for the plaintiff the jury upon their oath say, that the plaintiff have and recover from the defendants the sum of \$86.41, together with interest thereon at the rate of 10% per annum from the 1st day of August, 1926, until paid, and a further sum of \$20.00 as attorneys fee as is evidenced by promissory note sued upon and surrendered herewith for cancellation, and for costs of this action.

It is further CONSIDERED, ORDERED AND ADJUDGED by the Court that the plaintiff herein have and recover from the defendants who are jointly and severally liable hereunder, the sum of \$86.41, with interest thereon at the rate of 10% per annum from the 1st day of August, 1926, until paid, and the further sum of \$20.00 as attorneys fee and for the costs of this action.

M. E. Kennamer, Judge.

BEN MORGAN, Plaintiff.)
 vs.) No. 586 Law.
 SAUNDERS SYSTEM TULSA)
 COMPANY, A CORPORATION)
 Defendant.)

On this 30th day of January, 1928, the above entitled cause comes on for trial. Plaintiff is represented by Font Allen and C. D. Little his attorneys and defendant by Lawrence Miller and Travis L. Milstein their attorneys. Both sides announce ready for trial and a jury is empaneled and sworn to try said cause and a verdict render, and thereafter all witnesses are sworn and counsel makes their opening statements to the jury. Plaintiff presents his testimony and proof and rests Defendant presents its testimony and proof and rests. Defendant demurs to the evidence, which demurrers is by the Court overruled. Closing arguments of Counsel are heard and thereafter the Jury is instructed as to the law in the case and retire in charge of sworn bailiff to deliberate upon their verdict herein. On this same day the Jury return into Court and present to the Court their verdict which is in words and figures as follows:

VERDICT

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

BE. MORGAN, Plaintiff.)
 vs.) Case No. 586 Law.
 SAUNDERS SYSTEM TULSA COMPANY,)
 A CORPORATION,)
 Defendant.)

We, the jury in the above entitled case, duly impaneled and sworn, upon our oaths find for the plaintiff, and assess his damages at Four Thousand & NO/100 (\$4000.00) Dollars.

J. T. Pautler, Foreman.

The Jury announcing this to be their true verdict are excused from further consideration of said cause, and it is by the Court ordered that Journal Entry be filed herein.

JOURNAL ENTRY.

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

BEN MORGAN, Plaintiff.)
 vs.) No. 586 Law.
 SAUNDERS SYSTEM TULSA COMPANY,)
 A CORPORATION,)
 Defendant.)

JOURNAL ENTRY.

Now, on this 30th day of January, 1928, came again said plaintiff

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

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District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM OKLAHOMA. MONDAY, JANUARY, 30, 1928.

Ben Morgan, with his attorneys, Mont L. Allen, and C. D. Little; and the said defendant with its attorneys; and came again also the jury heretofore empaneled and sworn herein, when the trial of this cause was again resumed, and the jury having heard the testimony, and listening to the arguments of counsel and receiving the charge of the Court, upon their oaths do say;

That they find the issues herein joined to be in favor of the said plaintiff and against the said defendant, and that they assess the amount of plaintiff's damage and recovery herein against the defendant at the sum of Four Thousand Dollars (\$4000).

On Motion of the plaintiff, it is THEREFORE, HEREBY CONSIDERED AND DECREED BY THE COURT, That said plaintiff, Ben Morgan, do have and recover of and from the said defendant, The Saunders System Tulsa Company, a corporation, said sum of Four Thousand Dollars (\$4000.), and the costs of this suit, for the collection of which said sum and costs, execution is hereby awarded.

R. B. Kennamer, Judge.

O.H. Lawrence Hills.

UNITED STATES,	Plaintiff.	}	541 Fav.
vs.			
CLINT WHITMAN, et al.,	Defendants.		

On this 30th day of January, 1928, it is by the Court ordered that the above entitled cause be and same is hereby continued to January, 31, 1928.

John BYRES, RECEIVER,	Plaintiff.	}	461 Law.
vs.			
GROVER C. LITTLE, et al.,	Defendants.		

On this 30th day of January, 1928, the above entitled cause comes on for trial. Plaintiff is represented by Widdows & McCoy and the Defendants by R. B. Keenan and Wash Hudson. Both sides announce ready for trial, and a jury is empaneled and sworn to try said cause and a true verdict render. All witnesses are sworn, and thereafter opening statements of counsel are heard. Plaintiff presents its testimony and proof and rest. The defendant demur to the evidence herein. Whereupon, the Court directs a verdict in favor of Plaintiff against Defendant Grover C. Little in amount of \$1000.00 and 6% interest from Sept. 3, 1926.

And it is further ordered by the Court that said cause as to Mary C. Little be taken from the Jury and submitted to the Court for decision, whereupon, the jury is discharged and verdict filed as to Grover C. Little.

VERDICT

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

JAMES H. BYRES, RECEIVER, FIRST NATIONAL BANK OF BARNESDALE, OHIO.	Plaintiff.	}	Case No. 461 Fav.
vs.			
GROVER C. LITTLE & MARY C. LITTLE	Defendants.		

We, the jury in the above entitled case, duly impaneled and

NORTHERN

District of

OKLAHOMA.

WEDNESDAY, JANUARY, 1928 TERM TULSA, OKLAHOMA.

WEDNESDAY, JANUARY, 23, 1928.

sworn, upon our oaths find for the plaintiff, and assess its recovery at One Thousand Dollars against Grover C. Little, with interest at 6% from Sept. 3, 1926.

B. S. Berton, Foreman.

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

UNITED STATES OF AMERICA,
Plaintiff.

VS.

No. 546 Law.

MELTON HENTHORN, C. A. MALOTTE
AND L. J. REYNOLDS,
Defendants.

Defendants.

JOURNAL ENTRY.

Now on this 30th day of January, 1928, this matter coming on to be heard upon the petition of the plaintiff herein, who now appears by its solicitor, Harry Seaton, Assistant United States Attorney in and for the Northern District of the State of Oklahoma, and said Defendants, Melton Henthorn, C. A. Malotte and L. J. Reynolds having been duly and regularly served with summons herein, and having each been three times duly called in open court, and having failed to appear, are adjudged in default, and the Court, after hearing the evidence offered, and being fully advised in the premises, finds:

That all the allegations contained in plaintiff's petition are true, and that by virtue thereof said defendants and each of them are indebted to said plaintiff in the principal sum of Three Hundred Dollars (\$300.00) with interest thereon at the rate of 6% per annum from the 23rd day of September, 1927, until paid.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that said plaintiff, the United States of America, do have and recover judgment against said defendants Melton Henthorn, C. A. Malotte and L. J. Reynolds, and each of them, in the principal sum of Three Hundred (\$300.00) with interest thereon at the rate of 6% per annum from the 23rd day of September, 1927, until paid, and for costs of this suit, for all of which let execution issue.

E. E. Lemmer,

United States District Judge.

Court adjourned until January, 31, 1928.

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

NORTHERN

District of

OKLAHOMA.

REGULAR, JANUARY, 1928 TERM TULSA, OKLAHOMA. TUESDAY, JANUARY 31, 1928.

On this 31st day of January, 1928, the District Court for the United States for the Northern District of Oklahoma, sitting in Regular January, 1928, session, at Tulsa, met pursuant to adjournment, Honorable F. M. Kennamer, Judge, present and presiding:

H. A. Bartfield, Esq., Clerk of U. S. District Court.
John M. Goldsberry, Esq., U. S. Attorney.
E. G. Beard, Esq., U. S. Marshal.

Public proclamation having been duly made the following proceedings were had and entered, to-wit:

EMMA HEWLETT, LEE JOHNSON,)
Plaintiff.)
vs.) 565 Law.
ED HEWLETT, et al.,)
Defendant.)

On this 31st day of January, 1928, it is by the Court ordered that the above entitled cause be stricken from the assignment.

WALTER STANES, Plaintiff.)
vs.) 571 Law.
DAVID HOWELL, et al.,)
Defendant.)

On this 31st day of January, 1928, it is by the Court ordered that the aboveentitled cause be and same is hereby stricken from the assignment.

WALTER STANES, Plaintiff.)
vs.) 544 Law.
JOE BUSH, et al. Defendants.)

On this 31st day of January, 1928, that time be extended to third Monday in February, to produce defendant in court.

WALTER STANES, Plaintiff.)
vs.) 555 Law.
CHAS WELI, Defendant.)

On this 31st day of January, 1928, it is by the Court ordered that a bench warrant be issued for Ed Coins, 17 miles South of Sapulpa, Oklahoma.

MOBILE

District of

MISSISSIPPI

RECORDED JANUARY, 1928 TERM TULSA, OKLAHOMA, TUESDAY, JANUARY 31, 1928

IN THE UNITED STATES COURT FOR THE
DISTRICT OF OKLAHOMA

UNITED STATES,	Plaintiff.	}	No. 1956 Cr.
vs.			
WENE ADAIR AND TOMMY GREEN,	Defendants.		

ORDER REINSTATING PROBATION ORDER.

Now on this 31st day of January, A.D. 1928, it appearing to the court for good cause shown that the above named defendant Tommy Green is a minor of the age of 19 years; that on to-wit: August, 31, 1927, the said Tommy Green upon arraignment on a charge of illegal possession of intoxicating liquor, entered a plea of guilty and was, by the court, sentenced to a term of six months in the Osage County Jail and to pay a fine of \$100.00. Execution of jail sentence being stayed during good behavior and the defendant given ninety days to pay said fine.

It further appearing to the Court that on to-wit: November, 29, 1927, same being 90 days from date upon which defendant was given to pay fine, the attention of the court being called to the fact that said fine had not been paid, thereupon the Court made and entered an order revoking the original probation order of August 31, 1927. And it now appearing to the court that said defendant was in the court room on November, 29, 1927 and was ready, willing and able to pay said fine of \$100.00, but failed to give information to the court of his present intention and willingness to abide by the previous order of the court, said defendant not having any counsel or attorney to represent him, or to speak for him; and not knowing his rights and privileges in the matter, but now comes into court and tenders and offers to pay said fine of \$100.00, and makes the further showing of his intention to abide by the law and to follow and practice a course of good behavior. And the court being fully advised in the premises finds that the order made by the court on to-wit: November, 29, 1927 revoking probation order of August 31, 1927 should be revoked, cancelled and set aside and the original order staying jail sentence of said defendant during good behavior should be revived and reinstated and said defendant Tommy Green be permitted to go hence and to be and remain at liberty during good behavior.

Witness my hand this 31st day of January, 1928,

F. E. Lennamer,

O.H. W.B. Blair.

United States District Judge.

UNITED STATES,	Plaintiff.	}	555 Law.
vs.			
CHAS HALL,	Defendant.		

On this 31st day of January, 1928, the above entitled cause comes on for trial. The United States is represented by Louis F. Stivers Asst. U. S. Attorney and Don Vickers and Defendant Chas. Hall, by Glenn C. Young his attorney. Both sides announce ready for trial and a jury is empaneled and sworn to try said cause and a true verdict render. All witnesses are sworn and thereafter the Plaintiff presents its testimony and proof and rests. Now at this time defendant demurs to the testimony of Plaintiff, and the Court being well and fully advised in the premises overrules said demurrer to which defendant excepts. Defendant presents his testimony and proof and rests. The taking of testimony is closed and thereafter the closing arguments of counsel are heard. Now at this time the Court instructs the jury as to the law in the case, and the jury retire in charge

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1933 TERM TULSA, OKLAHOMA.

TUESDAY, JANUARY, 31, 1933.

of a sworn juror to deliberate upon their verdict. On this same day, to-wit January, 31, 1933, the Jury return into court and present to the Court their verdict which is in words and figures as follows:

VERDICT

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

UNITED STATES,	Plaintiff.	}	Case No. 555 Law.
vs.			
CHAS HALL,	Defendant.		

We, the jury in the above entitled case, duly empaneled and sworn upon our oaths find for the plaintiff, and that title of one horse mule is in plaintiff.

G. B. Bledsoe, Foreman.

The Jury announcing this to be their true verdict are excused from further consideration of said cause and it is ordered that journal entry be filed herein by plaintiff, which journal entry is as follows: Defendant excepts to findings of the jury with exceptions are allowed by the Court. Whereupon, Bill of Sale is filed herein as exhibit.

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

UNITED STATES,	Plaintiff.	}	No. 555 Law.
vs.			
CHAS HALL,	Defendant.		

JOURNAL ENTRY OF JUDGMENT.

Now on this 31st day of January, 1933, this matter coming on to be heard, pursuant to a setting hereof, and said plaintiff appearing by its solicitors, Louis H. Stivers, Assistant United States Attorney, and Don Vickers, and said Defendant, Chas Hall, appearing in person, and by and through his solicitor, Glenn O. Young, and both parties hereto announced ready for trial, and a jury being duly and regularly empaneled and sworn, said cause proceeds to trial; and after hearing of the evidence offered, and under instructions given by the court, said jury returned a verdict in favor of the Plaintiff herein, for the possession of the certain personal property, to-wit:

One certain black mule, about sixteen hands high, of the age of seven years, weighing about eleven hundred pounds, with no visible mark or brand, and of the value of \$125.00.

which said personal property has been taken by said Plaintiff, at the institution of this suit, under a writ of replevin, the right to the possession thereof being the basis of the within cause.

That upon the return of said verdict by said jury in favor of said Plaintiff, it is duly accepted by said Court, and upon said verdict it is hereby ordered, adjudged and decreed that said Plaintiff, the United States, do have and recover judgment against said defendant, Chas, Hall, herein, for the right and possession of the following personal property to-wit:

One certain black horse mule, about sixteen hands high, of the age of seven years, weighing about eleven hundred pounds with no visible mark or brand, and of the value of \$125.00.

which said personal property is now in the possession of said plaintiff, by virtue of a writ of replevin; to all of which said Defendant, Chas Hall objects and excepts, and such exceptions are by the court duly allowed.

E. E. Hennamer, Judge.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA.

TUESDAY, JANUARY, 31, 1928.

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

UNITED STATES OF AMERICA,)	
	Plaintiff,	
vs	)	No. 1636
J. H. MORRISON,	Defendant.)

ORDER SUSPENDING JAIL SENTENCE DURING GOOD BEHAVIOR.

Now on this 31st day of January, 1928, same being one of the days of the Regular January, A. D. 1928, term of said court, this matter coming on for hearing, and the court being fully advised in the premises, finds that on the 18th day of December, 1927, the above named defendant entered a plea of guilty to two counts in an indictment returned and filed against him, and was by the court sentence on the first count to 12 months in the Osage County Jail and fined \$100.00 and further on the second count thereof was fined \$25.00, and the court being further advised in the premises, finds that said fines in the sum of \$125.00 have been paid to the Clerk of said Court, and from the statements made in behalf of said defendants, is of the opinion that the jail sentence imposed should be suspended, and

IT IS THEREFORE BY THE COURT ORDERED that said jail sentence be, and the same is hereby suspended, during good behavior of said defendant, upon condition that he refrain from violation of any law of the United States, State or City, and upon his violation of any such law, this order to be vacated and set aside and defendant required to serve the sentence imposed by the court in said case.

F. E. Lammner,

United States District Judge.

W.D. Blair,
Assistant United States Attorney.

E. R. MERSHAW, RECEIVER,)	
	Plaintiff.	
vs.	)	556 Law.
R. H. CAMBERBERRY,	Defendant.)

On this 31st day of January, 1928, it is ordered by the Court that the above entitled cause be and same is hereby passed.

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

LOUVINA HARJO,)	
	Plaintiff.	
vs.	)	No. 443 Law.
SCOTT, ET AL.,	Defendants.)

ORDER REMANDING CASE TO THE STATE COURT.

It appearing to the Court on this 31st day of January, 1928, that the plaintiff, Louvina Harjo, has dismissed her cause of action as

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

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OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. WEDNESDAY, FEBRUARY, 1, 1928

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

SILLER KEMOHAH AND AMOS TIGER, JOSEPHINE TIGER AND WILLIAM TIGER, MINORS, BY THEIR GUARDIAN SILLER TIGER, NOW SILLER KEMOHAH,

Plaintiffs.

vs.

SHAFFER OIL AND REFINING COMPANY, A CORPORATION, ET AL.,

Defendants.

No. 512. Law.

CORPORATION, ET AL.,

ORDER.

For good cause shown, the defendant Shaffer Oil and Refining Company, a corporation, is hereby granted ten days additional time from this the 1st day of February, 1928, within which to file its answer.

F. E. Kennamer,

Judge.

JOSEPH REYNOLDS, ET AL., Plaintiffs.

vs.

HARRY E. SCHMIDT, et al., Defendants.

507 Law.

On this 1st day of February, 1928, the above entitled cause comes on for trial. Plaintiff is present in person and by West & Petry their attorneys, and defendants by their attorneys Biddison, Cantrell, Biddison & Campbell and Wright Frerick and W. B. Robinson. Both sides announce ready for trial and a Jury is sworn and empaneled to try said cause and a true verdict render. All witnesses are sworn and there after Opening statements of Counsel are heard. Plaintiffs presents their testimony and evidence. Now at this time the hour for adjournment of Court having arrived it is by the Court ordered that said cause be continued to February, 2, 1928.

Court adjourned until February, 2, 1928.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. THURSDAY, FEBRUARY, 2, 1928.

MANDATE- JOHN O'FALLON -- 644 Cr.

UNITED STATES OF AMERICA, SS:

THE PRESIDENT OF THE UNITED STATES OF AMERICA,

(((SEAL))) To the Honorable The Judges of the District Court of
the United States for the Northern District of
Oklahoma.

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 the United States of America, Plaintiff, and John O'Fallon, Defendant, No. 644, Criminal, wherein the judgment and sentence of the said District Court in said cause entered on the 26th day of February, A. D. 1927, was against the said defendant, 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 a writ of error, agreeably to the act of Congress in such case made and provided, fully and at large appears;

AND WHEREAS, at the January, term in the year of our Lord one thousand nine hundred and twenty eight, the said cause came on to be heard before the said United States Circuit Court of Appeals, on the motion of plaintiff in error for an order dismissing the writ of error herein.

On Consideration Whereof, and in pursuance of said motion, it is now here ordered and adjudged, by this Court, that the writ of error in this cause be, and the same is hereby, dismissed without costs to either party in this Court.

It is further ordered by this Court that the defendant in the Court below, John O'Fallon, do surrender himself to the custody of the United States Marshal for the Northern District of Oklahoma, in execution of the Judgment and sentence imposed upon him, within thirty days from and after the date of the filing of the mandate of this Court in the said District Court.

And it is further ordered by this Court that the mandate in this cause issue forthwith to the said District Court.

January, 24, 1928.

You, therefore, are hereby commanded that such proceedings be had in said cause, according to right and justice, and the laws of the United States, ought to be had, the said writ of error notwithstanding.

WITNESS, the Honorable William H. Taft, Chief Justice of the United States, the thirty-first day of January, in the year of our Lord one thousand nine hundred and twenty eight.

E. E. KOCH

Clerk of the United States Circuit
Court of Appeals, Eighth Circuit.

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

NORTHERN District of OKLAHOMA.
REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. THURSDAY, FEBRUARY, 2, 1928.

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

MRS. W. E. MCKINNEY, Plaintiff,
vs.
NORTH BRITISH & MERCANTILE, INSURANCE COMPANY, Defendant.
Law No. 510

ORDER OVERRULING DEMURRER.

On this the 2nd. day of February, 1928, this matter came on for hearing on the demurrer of the defendant to plaintiff's petition, and the court having heard and considered same,

It is Ordered by the Court that said demurrer be and the same is hereby overruled, To which action of the court the defendant excepts and the exception is allowed.

It is further ordered by the court that defendamt be and is hereby granted twenty days from this date within which to file answer herein.

F. E. Kennamer, Judge.

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

H. M. BATSELL,
vs.
C. C. WALKER, ET AL.,
No. 511 Law.

ORDER ALLOWING WITHDRAWAL OF FILES.

Now on this the 2nd. day of February, 1928, upon the application of James S. Watson, Attorney at Law, of Tulsa, Oklahoma, to withdraw the files in the above styled and numbered cause for the purpose of inspecting the same with a view of intervening herein, and for good cause shown.

It is ordered that said James S. Watson, Attorney at law, of Tulsa, Oklahoma, be and he is hereby authorized to withdraw the files in the above cause and the same to be returned within five days from this date.

F. E. Kennamer, Judge.

Rec'd with files
2/2/28, James E. Watson,
by John F. Barnette.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. FRIDAY, FEBRUARY, 2, 1928.

On this 3rd. day of February, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in regular January, 1928 SESSION, met pursuant to adjournment, February, 3rd., Honorable F. E. Kennamer, Judge, present and presiding:

H. P. Warfield, Esq., Clerk of U. S. District Court.
John M. Goldsberry, Esq., United States Attorney.
H. G. Beard, Esq., United States Marshal.

Public proclamation having been duly made the following proceedings were had and entered, to-wit:

UNITED STATES,	Plaintiff.	}	1623 Cr.
vs.			
MONT MORRIS,	Defendant.		

On this 3rd. day of February, 1928, it is by the Court ordered that motion to modify sentence in above entitled cause be and same is hereby overruled.

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

UNITED STATES OF AMERICA,	Plaintiff.	}	No. 1592.
vs.			
HORACE CALVERT,	Defendant.		

O R D E R.

Now on this 3rd. day of February, 1928, the same being one of the regular judicial days of the Regular January, 1928, Term of said Court, this matter comes on before the Court upon the application of said defendant, Horace Calvert, for additional time from January, 31, 1928, within which to pay the fine of \$100.00 assessed against said defendant by the court on the 22nd day of July, 1927, and the court being fully advised in the premises:

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court, that this defendant, Horace Calvert, be and he hereby is, allowed until March, 1, 1928 within which to pay his fine of \$100.00 assessed herein by the Court on the said day of July, 1927.

F. E. Kennamer, Judge.

JOSEPH REYNOLDS,	Plaintiff.	}	507 Law.
vs.			
HARRY E. SCHMIDT, ET AL.	Defendants.		

On this 3rd. day of February, 1928, the above entitled cause comes on for further trial, all parties present as before and the jury each and every member present, and counsel as before. Now at this time leave is asked and granted F. E. Dillard to correct answer by ad-

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. FRIDAY, FEBRUARY, 3, 1928.

ding name of Mary Moore, and granting counsel to withdraw from case. Now at this time arguments of counsel are heard and the Court instructs the jury as to the law in the case and the Jury retire in charge of a sworn bailiff to deliberate upon their verdict herein. On this same day the Jury return into open court and present to the Court their verdict which is words and figures as follows:

VERDICT

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

JOSEPH REYNOLDS, ET AL., Plaintiffs, vs. HARRY SCHMIDT, ET AL., Defendants. Case No. 507 Law.

We, the jury in the above entitled case, duly impaneled and sworn, upon our oaths find for the defendants.

J. F. Pautler, Foreman.

The Jury announcing this to be their true verdict are excused from further consideration of said cause, and it is by the Court ordered that Journal Entry be filed herein, which Journal entry is as follows:

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

JOSEPH REYNOLDS, ET AL., Plaintiffs, vs. HARRY E. SCHMIDT ET AL., Defendants. No. 507 Law.

JOURNAL ENTRY JUDGMENT.

Now, to-wit, on this 1st day of February, 1928, this cause comes regularly on for hearing, and there appears for the plaintiff, Charles E. West, and for the defendant, Biddison, Campbell, Biddison & Cantrell, and Wright & Frerichs, and W. B. Robinson, and all parties announce ready for trial, and there is called, examined, and duly empaneled and sworn a jury of twelve good and lawful men as jurors in said cause; and the plaintiff's proceed with their evidence, and the hour of adjournment having arrived, the further proceedings herein are continued until the 2nd. day of February, 1928, and the court convening pursuant to order on said 2nd. day of February, 1928, the further hearing of said cause is proceeded with, and the plaintiffs complete their evidence and rest their case; and the defendants introduce their evidence and rest, and the plaintiffs introduce evidence in rebuttal, and the said cause is argued to the jury; and the court instructs the jury, and the said jury retired to consider their verdict and, thereafter, and on the same date, return into court the following verdict, to-wit:

"In the District Court of the United States in and for the northern district of Oklahoma.

Joseph Reynolds, et al., Plaintiffs, vs. Harry E. Schmidt, et al., Defendants. No. 507 Law.

VERDICT.

We, the jury in the above entitled case, duly empaneled and sworn, upon our oaths find for the defendant.

(Signed) J. F. Pautler, Foreman, "

And which verdict is by the court approved:

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. FRIDAY, FEBRUARY, 3rd. 1928.

And it is thereupon by the court considered, ordered and adjudged that the plaintiffs, and none of them, take anything by this action, and that the defendants have and recover of and from the plaintiffs their costs in this behalf expended, to be taxed by the Clerk of the Court, whereof let execution issue.

F. E. Kennamer, Judge.

Court adjourned until February, 4, 1928.

X

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. SATURDAY, FEBRUARY, 4, 1928.

On this 4th day of February, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January, 1928, session, at Tulsa, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Esq., Clerk of U. S. District Court.
John M. Goldsberry, Esq., United States Attorney.
H. G. Beard, Esq., United States Marshal.

Public Proclamation having been duly made the following proceedings were had and entered, to-wit:

UNITED STATES,	Plaintiff.	}	
vs.		}	2548 Cr.
GEORGE KELLY,	Defendant.	}	

On this 4th day of February, 1928, comes the United States Attorney, representing the Government herein and Mr. Moffet representing defendant. Defendant asks and is granted leave to withdraw former plea of not guilty and now enter plea of guilty to counts one and eleven inclusive. Whereupon, it is by the Court ordered that Judgment and sentence be imposed upon said defendant as follows:

- Count 1, Two (2) years in Fed. Pen. Leavenworth, Ks., said sentence to run concurrently with sentence imposed in indictment #2217.
- Count 2, One (1) year in Fed. Pen. Leavenworth, Ks. to run consecutively with count 1 and indictment 2217 and that he pay a fine in sum of \$100.00.
- Count 3, A fine in sum of \$50.00.
- Count 4, One (1) year in Fed. Pen. Leavenworth, Ks. to run concurrently and that he pay a fine in the sum of \$100.00
- Count 5, A fine in the sum of \$50.00.
- Count 6, One (1) year in Federal Pen. Leavenworth, Ks. to run concurrently and that he pay a fine in sum of \$100.00
- Count 7, A fine in sum of \$50.00.
- Count 8, One (1) year in Fed. Pen. Leavenworth, Kansas to run Concurrently, and a fine in the sum of \$100.00.
- Count 9, A fine in sum of \$50.00.
- Count 10, One year (1) Federal Pen. Leavenworth, Ks. to run concurrently and a fine in sum of \$100.00
- Count 11, A fine in sum of \$50.00

United States;	Plaintiff.	}	
vs.		}	2217
GEORGE KELLY,	Defendant.	}	

On this 4th day of February, 1928, comes W. B. Blair, Asst. U. S. Attorney, representing the Government herein and Mr Moffett representing the defendant. Defendant is arraigned and enters plea of guilty to charge heretofore filed herein. Whereupon, it is by the Court ordered that Judgment and sentence be imposed upon said defendant as follows:

Two (2) years in Federal Penitentiary, Leavenworth, Kansas,
and a fine in sum of \$100.00

UNITED STATES,	Plaintiff.	}	
vs.		}	2475
D. A. (DUTCH) WHITE.	Defendant.	}	

On this 4th day of February, 1928, comes W. B. Blair, Asst. U. S. attorney, representing the Government herein and Tom Monroe representing defendant. Defendant is arraigned and enters plea of guilty to charge heretofore filed herein. Whereupon, it is by the Court ordered that

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

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District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM

Tulsa, Okla.

SATURDAY, FEBRUARY, 4, 1928.

judgment and sentence be imposed upon said defendant as follows:

- Count 1, Six (6) months, in Washington County Jail, and a fine in the sum of \$100.00 said fine to run on execution
 Count 2, A fine in the sum of \$25.00 to run on execution.

And it is further ordered that jail sentence be suspended during good behavior.

UNITED STATES,	Plaintiff.	}	2548 Cr.
vs.			
JAMES EVANS,	Defendant.		

On this 4th day of February, 1928, comes W. B. Blair, Asst. U. S. Attorney, representing the Government, herein and Mr Moffett, representing the defendant. Now at this time defendant asks and is granted leave to withdraw former plea of not guilty and now enters plea of guilty to all counts as charged in indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

- Count 1, Two (2) years in Fed. Pen. Leavenworth, Ks.
 Count 2, Two (2) years in Fed. Pen. Leavenworth Ks. and that he pay a fine unto the United States in sum of \$100.00.
 Count 3, A fine in the sum of \$50.00.
 Count 4, Two (2) years in Fed. Pen. Leavenworth, Ks. and a pay a fine in sum of \$100.00.
 Count 5, A fine in sum of \$50.00.
 Count 6, Two (2) years in Federal Penitentiary, Leavenworth, Kansas and a fine in sum of \$100.00
 Count 7, A fine in sum of \$50.00
 Count 8, Two (2) years in Federal Penitentiary, Leavenworth, Kansas and a fine in sum of \$100.00
 Count 9, A fine in sum of \$50.00
 Count 10, Two (2) years in Federal Penitentiary, Leavenworth, Kansas and a fine in sum of \$100.00
 Count 11, Fine in the sum of \$50.00
 Count 12, Two (2) years in Federal Penitentiary, Leavenworth, Kansas and a fine in sum of \$100.00
 Count 13, A fine in sum of \$50.00
 Count 14, Two (2) years in Federal Penitentiary, Leavenworth, Kansas and a fine in sum of \$100.00
 Count 15, A fine in sum of \$50.00.
 Count 16, Two (2) years in Federal Penitentiary, Leavenworth, Kansas, and a fine in sum of \$100.00.
 Count 17, A fine in sum of \$50.00.
 Count 18, Two Years (2) in Federal Penitentiary, Leavenworth, Kansas and a fine in sum of \$100.00.
 Count 19, A fine in sum of \$50.00.

And it is further ordered by the Court that sentence imposed in Counts 2, 4, 6, 8, 10, 12, 14, 16, and 18 shall run concurrently with sentence imposed in count one of this indictment.

UNITED STATES,	Plaintiff.	}	2488
vs.			
J. H. FREEMAN,	Defendant.		

On this 4th day of February, 1928, it is by the Court ordered that the above entitled cause be and same is hereby dismissed upon recommendation of United States Attorney.

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

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NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. SATURDAY, FEBRUARY, 4, 1928.

UNITED STATES,	Plaintiff.)	
vs.		)	2164 Cr.
J. H. FREEMAN,	Defendant.)	

On this 4th day of February, 1928, comes the Asst. U.S. Attorney W. B. Blair, representing the Government herein and Grace Arnold representing the defendant. Defendant is arraigned and enters plea of guilty to charge heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be deferred during good behavior of said defendant.

Court adjourned until February, 6, 1928.

NORTHERN District of OKLAHOMA.
 REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. SATURDAY, FEBRUARY, 1928.

On this 6th day of February, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular, January, 1928, session, at Tulsa, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

H. P. Warfield, Esq.,	Clerk of U.S. District Court.
John M. Goldsberry, Esq.,	United States Attorney.
H. G. Beard, Esq.,	United States Marshal.

Public proclamation having been duly made the following proceedings were had and entered, to-wit:

ADMISSION TO BAR

On this 6th day of February, 1928, it being satisfactorily made to appear that Ethel M. Proffit and H. M. Jones, are qualified for admission to the bar of this Court, the oath prescribed by the Court is administered and the said Ethel M. Proffit and H. M. Jones are declared admitted to the bar of this Court.

EMPANELING OF PETIT JURY

On this 6th day of February, 1928, cometh the Marshal and makes return on the Venire heretofore issued out of this Court for Petit Jurors for this January, 1928 term of Court. Thereupon, the Clerk calls the names of the jurors so summoned which is as follows: Dawes McGinnis, L. T. Mitchell, Clay L. Adams, Fred Massey, W. T. Jones, Walter Hairston, Henry Condon, N. H. Hanes, Claude Crutchfield, Frank Mathias, B. A. Hamilton, Henry Keplinger, Floyd Powell, Elmer Gormley, H. H. Haywood, Earl Webster, James K. Gardner, M. A. Gould, H. C. Payne, J. H. Hamilton, J. Joe Perry, Merle Mentzer, John Mayberry, S. D. Pickering, D. C. Shuemaker, L. E. Medlin, Chauncey Strain, Lee Judd, Fred Lucas, Fred Page, Jesse Abbott, Joe Reasonover, Henry Goad, T. C. Raffety, William Delaney, James E. Sanger, W. B. Springston, T. H. Steffens, Wm. H. Mosing, John Newton, Fred Vickery, J. W. Hestwood, Jim Hunt, L. E. Cudgell and James Lundy and George M. Ranson. Thereupon the Court examines said jurors for their qualifications, and for good cause shown Clay L. Adams, J. H. Hamilton, H. H. Haywood, Henry Keplinger, Dawes McGinnis, John Newton, J. Joe Perry, T. H. Steffens, Chauncey Strain, Earl Webster and W. F. Jones are excused from service as jurors for the term, and it is ordered that their names as well as the names of N.M. Hanes be and they are hereby stricken from the Jury Roll. Thereupon, the balance of said array are accepted as Petit Jurors for this Regular January, 1928, Term of Court.

UNITED STATES,	Plaintiff,	}	1752 Cr.
vs.			
JOHN MYERS,	Defendant.		

On this 6th day of February, 1928, defendant in above entitled cause is thrice called in open court but answers not. Sureties, R. R. Smith and J. W. Harris, are thrice called in open court but answer not. Whereupon, it is by the Court ordered that the bond of said defendant in the sum of \$1500.00 be and same is hereby forfeited and Scire Facias awarded and warrant ordered issued for said defendant. And it is further ordered that the amount of new bond be and same is hereby set in the sum of \$2000.00.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, FEBRUARY, 6, 1928

sending defendant. It is by the Court ordered that cause be stricken and continued for the term.

UNITED STATES,	Plaintiff.	}	1898 Cr.
vs.			
PAUL LLOYD,	Defendant.		

On this 6th day of February, 1928, defendant in above entitled cause is arraigned and enters plea of guilty to charge heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

Twelve (12) months in Creek County Jail, and a fine in the sum of \$100.00

And it is further ordered by the Court that Jail sentence imposed herein be suspended during good behavior and upon payment of said fine, And it is further ordered that sixty (60) days be allowed defendant in which to pay fine.

UNITED STATES,	Plaintiff.	}	2589
vs.			
DEVNEY COLLINS,	Defendant.		

On this 6th day of February, 1928, comes W. B. Blair, Asst. U. S. Attorney, representing the Government herein and John T. Harley, representing defendant. Defendant is arraigned and enters plea of guilty to charge heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

Count 1, Fine in the sum of \$75.00 to run on execution.
Count 2, Fine in the sum of \$25.00 to run on execution.

UNITED STATES,	Plaintiff.	}	1888 Cr.
vs.			
JOHN PATTON AND LORA PATTON,	Defendants.		

On this 6th day of February, 1928, comes W. B. Blair, Asst. U. S. Attorney, representing the Plaintiff herein and W. T. Church representing defendant. All parties announce ready for trial and a jury is empaneled and sworn to try said cause and a true verdict render. All witnesses are sworn and opening statement of Counsel are heard and thereafter plaintiff presents its testimony and proof. Now at this time the defendant moves the Court to direct verdict for defendant, which demurrer is overruled and exceptions allowed. Defendants present evidence and testimony. Now at this time the taking of evidence is closed, both sides rest and closing arguments of counsel are heard. Defendant renews motion for an instructed verdict for defendants, which is heard by the court and overruled and exceptions allowed. Now at this time the Court instructs the jury as to the law in the case and the jury retire in charge of a sworn bailiff to deliberate upon their verdict. On this same day, to-wit: Feb. 6, 1928, the jury return into open court and present to the court their verdict, which verdict is as follows:

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM.

TULSA, OKLAHOMA.

MONDAY, FEBRUARY, 6, 1928.

VERDICT-

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

UNITED STATES OF AMERICA, Plaintiff. vs. JOHN PATTON, Defendant. No. 1888

VERDICT.

We, the jury in the above-entitled cause, duly empaneled and sworn, upon our oaths find the defendant John Patton guilty, as charged in the first count of the indictment.

We further find the defendant, John Patton, not guilty, as charged in the second count of the indictment.

Fred Lucas, Foreman.

VERDICT

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

UNITED STATES OF AMERICA, Plaintiff. vs. LOLA PATTON, Defendant. No. 1888

VERDICT.

We, the jury in the above-entitled cause, duly empaneled and sworn, upon our oaths, find the defendant Lola Patton, guilty, as charged in the first count of the indictment.

We, further find the defendant Lola Patton, not guilty, as charged in the second count of the indictment.

Fred Lucas, Foreman.

The Jury announcing these verdicts to be their true verdicts, are excused from further consideration of said cause. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendants as follows:

JOHN PATTON Count 1, Twelve (12) months in Creek County Jail, and fine in the sum of \$100.00

And it is further ordered that judgment and sentence be imposed upon said defendant and that he be required to serve sixty (60) days of jail sentence and that the balance of ten months be suspended during good behavior.

LULA PATTON.

And it is further ordered that sentence as to Lula Patton be deferred during good behavior.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, FEBRUARY, 6, 1928.

UNITED STATES, Plaintiff)
 vs.) 1896 Cr.
 FOSTER VADEN, Defendant.)

On this 6th day of February, 1928, comes W. B. Blair, Asst. U. S. Attorney, representing the Government herein and H. T. Church, representing defendant. All parties announce ready for trial and a jury is empaneled and sworn to try said cause and a true verdict render. Opening statements of United States Attorney are heard and thereafter plaintiff presents its evidence and proof and rests. Defendant presents his evidence and proof and rests. Closing arguments of counsel are heard, and thereafter the Court instructs the jury as to the law in the case and the jury retire in charge of a sworn bailiff to deliberate upon their verdict herein. On this same day the jury return into open court and present to the Court their verdict which verdict is as follows:

VERDICT

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

UNITED STATES OF AMERICA,)
 Plaintiff.)
 vs.) No. 1896
 FOSTER VADEN, Defendant.)

V E R D I C T.

We, the jury in the jury in the above entitled cause, duly empaneled and sworn, upon our oaths, find the defendant Foster Vaden, guilty, as charged in the first count of the indictment.

We, further find the defendant, Foster Vaden guilty, as charged in the second count of the indictment.

T. P. Rafferty, Foreman.

The Jury announcing this to be their true verdict are excused from further consideration of said cause. And it is ordered by the Court that judgment and sentence be imposed upon said defendant as follows-

- Count 1, Eight (8) months in Creek County Jail, and a fine in sum of \$100.00 to run on execution.
- Count 2, A fine in the sum of \$25.00.

UNITED STATES, Plaintiff.)
 vs.) 1924. Cr.
 MATTIE JACKSON. Defendant.)

On this 6th day of February, 1928, comes W. B. Blair, Asst. U. S. Attorney, representing the Government herein. Defendant is arraigned and enters plea of guilty herein. Whereupon, it is by the Court ordered that sentence be deferred until further order of the Court upon good behavior

UNITED STATES, Plaintiff.)
 vs.) 2498 Cr.
 Frank Turner. Defendant.)

On this 6th day of February, 1928, defendant in above entitled cause is thrice called in open court, but answers not. Sureties, John

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OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. MONDAY, FEBRUARY, 6, 1928.

W. Turner, Carl Turner and Alice Turner, are thrice called open court but answer not. Whereupon, it is by the Court ordered that the bond of said defendant be, and same is hereby forfeited, Scire Facias awarded and Warrant ordered issued for said defendant. And amount of new bond is hereby set in sum of \$3000.00

UNITED STATES,	Plaintiff.	}	2328 Cr.
vs.			
FRANK TURNER,	Defendant.		

On this 6th day of February, 1928, defendant in above entitled cause is thrice called in open court, but answers not. Sureties, H. C. Turner and Ira Self are thrice called in open court but answer not. Whereupon, it is by the Court ordered that the bond in the sum of \$2000.00 be and same is hereby forfeited, Scire Facias awarded and alias capias ordered and new bond set in sum of \$2500.00.

UNITED STATES,	Plaintiff.	}	1940 Cr.
vs.			
BAXTER ARY, JESS MORTICA, AND BILL MORTICA,	Defendants.		

On this 6th day of February, 1928, comes W. B. Blair, Asst. U. S. Attorney, representing the Government herein and W. C. Peters, representing defendants. All parties announce ready for trial and a jury is empaneled and sworn to try said cause and a true verdict render. All witnesses are sworn, and thereafter opening statements of counsel are heard. Plaintiff presents its evidence and proof and rest. Whereupon, it is by the Court ordered that said cause be dismissed on account of sufficient evidence, and that jury be and they are discharged and cause dismissed.

Court adjourned until February, 7, 1928

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. TUESDAY, FEBRUARY, 7, 1928.

On this 7th day of February, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in regular January, 1928, session at Tulsa, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

H. P. Warfield, Esq., Clerk of U.S. District Court.
 John M. Goldsberry, Esq., United States Attorney.
 H. G. Beard, Esq., United States Marshal.

Public proclamation having been duly made the following proceedings were had and entered, to-wit:

UNITED STATES, Plaintiff.)
 vs.) 2439 Cr.
 JOHN ANTRIKEN, Defendant.)

On this 7th day of February, 1928, it is by the Court ordered that the Marshal shall bring John Antriken into Court as witness on February, 9, 1928.

UNITED STATES, Plaintiff.)
 vs.) 1760 Cr.
 A. B. FROGGIE, Defendant.)

On this 7th day of February, 1928 it is by the Court ordered that Judgment and sentence be imposed upon said defendant, as follows upon his arraignment and plea of guilty entered herein.

A fine in the sum of \$25.00 to be paid United States.

UNITED STATES, Plaintiff)
 vs.) 1890 Cr.
 C. W. WILSON, Defendant.)

On this 7th day of February, 1928, it is by the Court ordered that the above entitled cause be stricken and continued for the term.

UNITED STATES, Plaintiff.)
 vs.) 1897 Cr.
 F. C. RILEY AND ROY MOTHERLY, Defendant.)

On this 7th day of February, 1928, comes W. B. Blair, Asst. U. S. Attorney, representing the Government herein and Creekmore Wallace, representing defendant F. C. Riley. Defendant is arraigned and enters plea of guilty. It is by the Court ordered that sentence be deferred during good behavior. Defendant Roy Motherly is arraigned and enters plea of not guilty to charge. Whereupon, it is ordered that said cause be dismissed upon recommendation of Asst. U. S. Attorney.

UNITED STATES, Plaintiff.)
 vs.) 1909 Cr.
 Alex Proctor, Defendant.)

On this 7th day of February, 1928, it is by the Court ordered that the above named and entitled cause be stricken from the assignment and continued for the term.

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

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. TUESDAY, FEBRUARY, 7, 1928.

UNITED STATES,	Plaintiff.	}	1923 Cr.
vs.			
BERNARD, QUIGG,	Defendant.		

On this 7th day of February, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to counts one and not guilty to count two as charged in information heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

Count 1, Six (6) months in Creek County Jail, and a fine in the sum of \$100.00.

And it is further ordered that execution of jail sentence be stayed during good behavior and sixty (60) days allowed to pay fine.

And it is further ordered that count 2, of said cause be dismissed on recommendation of Asst. U. S. Attorney.

ORDER TO PAY WITNESS

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA, AT THE REGULAR JANUARY, A.D. 1928, TERM THEREOF, AT TULSA, OKLAHOMA.

ORDER OF COURT.

Now on this 7th day of February, A.D. 1928, it appearing to the Court, upon showing made by John M. Goldsberry, United States Attorney for the Northern District of Oklahoma, that Harry Morris, a material witness before the United States District Court in an important case, and that subpoena for his appearance before said District Court was issued in care of W. I. Eades, Narcotic Agent, a better address for said witness being unknown to the United States Attorneys' office, and that said witness was residing at Oklahoma City, Oklahoma, at said time, and answered said subpoena in response to word received from the said W. I. Eades, Narcotic Agent, and that in order for him to appear in Tulsa as said witness, it necessitated him traveling from Oklahoma, City, Oklahoma, to Tulsa, Oklahoma;

IT IS THEREFORE ORDERED that the said Harry Morris, be allowed and paid mileage and per diem as witness from Oklahoma City, Oklahoma, as follows:

Two Days at \$2.00 per day,	\$4.00
Two Days at \$3.00 per day	\$6.00
236 Miles at 5¢ per mile	\$11.80

Total \$ 21.80

F. E. Kennamer,

United States District Judge.

UNITED STATES,	Plaintiff.	}	1657 Cr.
vs.			
LAWRENCE MAYBERRY	Defendant.		

On this 7th day of February, 1928, comes W. B. Blair, Asst. U. S. Attorney representing the Government herein and Jas. Ingraham, who was appointed by the Court to represent the defendant. Defendant is arraigned and enters plea of not guilty. Whereupon, it is by the Court ordered that said cause be dismissed on recommendation of Asst. U. S. Attorney, on account of insufficient evidence.

NORTHERN

District of

OKLAHOMA.

REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. TUESDAY, FEBRUARY, 7, 1928.

UNITED STATES,	Plaintiff.	}	2204 Cr.
vs.			
HOUSTON MOORE,	Defendant.		

On this 7th day of February, 1928, comes W. B. Blair, Asst. U. S. Attorney, representing the Government herein, and defendant represents himself in said cause. Defendant is arraigned and enters plea of not guilty to counts one and two as charged in indictment heretofore filed here in. All parties announce ready for trial and a jury is empaneled and sworn to try said cause, and thereafter the Government presents its evidence and proof and rests. Defendant presents his evidence and proof and rests. Arguments of counsel are waived, and thereafter the Court instructs the jury as to the law in the case and the jury retires in charge of a sworn bailiff to deliberate upon their verdict herein. On this same day the jury return into open court and present to the Court their verdict which is in words and figures as follows:

VERDICT

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

UNITED STATES OF AMERICA,	Plaintiff.	}	No. 2204.
vs.			
HOUSTON MOORE,	Defendant.		

V E R D I C T.

We, the jury in the above entitled cause, duly empaneled and sworn, upon our oaths, find the defendant, Houston Moore, not guilty as charged in the first count of the indictment.

We, further find the defendant Huston Moore, not guilty as charged in the second count of the indictment.

W. B. Springston.
Foreman.

The Jury announcing this to be their true verdict are excused from further consideration of said cause.

UNITED STATES,	Plaintiff.	}	2347 Cr.
vs.			
CLARENCE WEBB,	Defendant.		

On this 7th day of February, 1928, comes W. B. Blair, Asst. U. S. Attorney, representing plaintiff and Chas. O'Conner, who was appointed by the Court to represent defendant. Defendant is arraigned and enters plea of not guilty to counts one and two. All parties announce ready for trial and a jury is empaneled and sworn to try said cause and a true verdict renders. All witnesses are sworn and opening statements of counsel waived, and thereafter plaintiff presents its evidence and proof and rests. Defendant presents his evidence and proof and rest. Closing arguments of counsel are heard and thereafter the jury is instructed as to the

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

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REGULAR JANUARY, 1928 TERM TULSA, OKLAHOMA. TUESDAY, FEBRUARY, 7, 1928.

law in the case and the jury retire in charge of a sworn bailiff to deliberate upon their verdict herein. Now on this same day the jury return into open court and present to the Court their verdict which is in words and figures as follows:

VERDICT

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

UNITED STATES OF AMERICA, Plaintiff. }
vs. } No. 2349.
CLARENCE WEBB, Defendant. }

V E R D I C T.

We, the jury in the above entitled cause, duly empaneled and sworn, upon our oaths, find the defendant Clarence Webb not guilty, as charged in the first count of the information.

We further find the defendant, Clarence Webb, not guilty as charged in the second count of the information.

J. H. Hestwood, Foreman.

The jury announcing this to be their true verdict are excused from further consideration of said cause.

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

ROSA B. VAUGHN, ADMINISTRATRIX, OF THE ESTATE OF WILLIAM W. VAUGHN, Plaintiff. }
vs. } No. 276 Law.
MISSOURI, KANSAS & TEXAS RAILROAD COMPANY, A CORPORATION, AND THE PULLMAN COMPANY, A CORPORATION }
Defendants. }

JOURNAL ENTRY.

Now to-wit on this 19th day of January, 1928, the above cause came on for trial the plaintiff appearing by H. B. Martin and Montgomery, and the defendant Missouri, Kansas & Texas Railroad Company appearing by M. D. Green, G. S. Walker and W. S. Hamilton and the defendant The Pullman Company appearing by George M. Green, and thereupon both parties announce ready for trial. Thereupon a jury of twelve good and lawful men were duly empaneled and sworn to try the issues in said cause.

Thereupon the plaintiff proceeded with the introduction of her evidence, and the hour of adjournment having arrived said cause was continued until Friday January, 20th, at which time the parties appeared as heretofore, and thereupon the plaintiff proceeded with the introduction of her testimony and rested her case.

Thereupon the defendant separately demurred to the evidence of the plaintiff upon the grounds and for the reason that the evidence so

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

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introduced by the plaintiff failed to prove a cause of action in favor of the plaintiff and against the defendants or either of them, which demurrer was by the court considered and overruled, and to which ruling of the court the defendants excepted.

Thereupon the defendants introduced their evidence and rested their case; thereupon plaintiff introduced her evidence in rebuttal and closed her case. Thereupon the defendant Pullman Company moved in open court to direct the jury to return a verdict in favor of the defendants and against the plaintiff, which was duly considered by the court and overruled, and to which ruling the defendants excepted.

Thereupon the defendant Missouri, Kansas & Texas Railroad Company moved the court to return a verdict for the defendant and against the plaintiff, and which said motion was by the court duly considered and overruled, and to which ruling the defendant excepted.

The hour of adjournment having arrived, the said cause was continued until Saturday, January, 21st, and on said date the parties appeared as heretofore. Thereupon the said cause was argued to the jury by all parties.

Thereupon the court instructed the jury as to the law of the case and said jury retired in charge of the sworn bailiff to consider their verdict. Thereafter and on the same day the jury returned into open court with a verdict in favor of the defendants and against the plaintiff, which said verdict is in words and figures as follows. to-wit:

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

ROSE B. VAUGHN, ADMR'S OF THE ESTATE
OF WILLIAM VAUGHN DECEASED.

Plaintiff.

vs.

MISSOURI-KANSAS-TEXAS &
THE PULLMAN CAR CO. A CORP.

Defendant.

No. 276 L.

We, the jury in the above entitled case, duly impaneled and sworn, upon our oaths find for the defendants.

J. P. Lake. Foreman.

Thereupon the court proceeds to render judgment upon said verdict.

Therefore it is CONSIDERED, ORDERED, ADJUDGED AND DECREED by the court that the plaintiff Rose E. Vaughn take nothing by reason of the verdict in said action being in favor of the defendants and against the plaintiff. That the defendants have judgment for the costs herein expended to which ruling of the court the plaintiff duly excepted and still excepts.

F. E. Kennamer, Judge.

O.K. Missouri, Kansas & Texas R.R.Co.

Geo. M. Green.
The Pullman Company.

