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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, TUESDAY, OCTOBER 30, 1928.

On this 30th day of October, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 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. Goldesberry, Esq., United States District Attorney  
Henry C. Beard, Esq., United States Marshal.

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

MISCELLANEOUS ORDER

IN THE MATTER OF )  
ARCH ELLIOTT ) Miscellaneous Order.  
FOR REDUCTION OF BOND )

On this 30th day of October A. D. 1928, comes on for hearing the matter of reduction of bond for defendant Arch Elliott, and it is ordered by the Court that the bond of the defendant above named be and same is hereby fixed in the amount of \$5,000.00, which said order is made over the recommendation of the United States District Attorney that the bond be fixed in the sum of \$7,500.00.

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

UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 2929-Criminal.  
E. B. WOOLBRIGHT, Defendant. )

O R D E R

Now on this the 30th day of October, A. D. 1928, there coming on for hearing the above entitled matter, the defendant appearing by his Attorney of record, Robert B. Keenan, and the Government appearing by the United States Attorney's office, and it appearing to the Court that on the 9th day of August, 1928, the defendant plead guilty as to the first count and on the first count was given a fine in the sum of \$25.00, and was given 30 days to pay said fine from and after the said 9th day of August, 1928. That in preparing the written order based upon the said judgment and findings of the Court, counsel for defendant inadvertently inserted the word "sixty" days from and after said date in which said fine should be paid, whereas said order should have read "ninety" days.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that said Defendant be and he is hereby given 30 days from and after the 9th day of October, 1928, to pay said fine, in accordance with the judgment rendered in open Court on said date.

F. E. KENNAMER,  
United States District Judge.

O.K: Harry Seaton,  
Assistant United States Attorney  
Attorney for Plaintiff

Robt. B. Keenan  
Attorney for Defendant.

ENDORSED: Filed October 30, 1928.

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Court adjourned until October 31, 1928.

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, WEDNESDAY, OCTOBER 31, 1928

On this 31st day of October A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 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. Goldesberry, Esq., United States District Attorney  
Henry 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

ORDER TO OPEN AND ADJOURN COURT,  
MIAMI, OKLAHOMA.

Now on this 31st day of October, A. D. 1928, it appearing that the Judge of the District Court of the United States for the Northern District of Oklahoma is unable to be in attendance at Miami, Oklahoma, on the first Monday in November, 1928, the same being the regular statutory day for the opening of the regular November 1928 Term of said court, at Miami, Oklahoma. It is

ORDERED that the United States Marshal in and for the Northern District of Oklahoma be and he is hereby directed to open the District Court of the United States at Miami, on Monday, November 5, 1928, at 9:30 A. M. by proclamation in the manner and form provided by law, and that said Marshal adjourn said court, to Monday, December 3, 1928.

Said Marshal shall make due return thereof how he has executed this order.

F. E. KENNAMER,  
United States District Judge.

ENDORSED: Filed October 31, 1928.

MISCELLANEOUS ORDER

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

UNITED STATES, Plaintiff, )  
vs. ) Miscellaneous Order.  
W. L. SEAY, Defendant. )

ORDER REDUCING BAIL

Now on this 31st day of October 1928, comes Harry Seaton, Assistant United States Attorney for Plaintiff and Frank P. Smith attorney for the defendant, and the Court on motion of the defendant and for good cause shown doth order that his bail be reduced from \$2500. as heretofore fixed to \$1000. Bail bond in that amount to be approved by the Clerk.

F. E. KENNAMER, Judge

O.K: Harry Seaton  
Asst. U. S. Atty.

ENDORSED: Filed October 31, 1928.

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

NORTHERN District of OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, WEDNESDAY, OCTOBER 31, 1928

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

UNITED STATES OF AMERICA,	Plaintiff,	}	No. 1174-Criminal.
vs.			
LEE MEAGHERS,	Defendant.		

O R D E R

Now on this the 31st day of October, 1928, there coming on for hearing the motion in the above entitled matter and the Plaintiff appearing by the United States District Attorney, and it appearing to the Court that said Defendant Lee Meaghers, on the 16th day of October, 1928, plead guilty and was sentenced in Count 1 to 12 months in the Craig County Jail and to pay a fine of \$100.00, and thereupon he entered upon the service of said sentence, and on the 24th day of February, 1927, was by proper order of this Court probated until the further order of the Court, and the Court having heard the evidence and being fully advised in the premises, finds:

That Lee Meaghers has violated the conditions of his probation by having in his possession on the 11th day of June, 1928, at 1 mile NW of Bluejacket, Oklahoma, 2 and 3/4 gallons of corn whiskey, 39 pints of home brew beer and ten gallons of strawberry wine; and for having in his possession the following property and material; one 55 gallon barrel, twenty one 1 gallon jugs, 66 beer bottles, and two 10 gallon kegs.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the United States Marshal for the Northern District of Oklahoma apprehend the said Defendant Lee Meaghers and bring him before the Court on the 2 day of November, 1928, to show cause why he should not serve the remainder of the sentence imposed in this case.

F. E. KERNHAMER,  
United States District Judge.

O.K: Harry Seaton, Assistant  
United States Attorney.

ENDORSED: Filed October 31, 1928.

UNITED STATES OF AMERICA,	Plaintiff,	}	No. 546-Law.
vs.			
MELTON HENTHORN,	Defendant.		

On this 31st day of October, 1928, it is by the Court ordered that the order of November 11, 1927, in Criminal case No. 208, be, and the same is hereby entered on the law docket in case No. 546, setting aside the bond forfeiture on payment of costs.

Court adjourned until November 1, 1928.

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, THURSDAY, NOVEMBER 1, 1928

On this 1st day of November, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, met pursuant to assignment, Honorable F. E. Kennamer, Judge, present and presiding:

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

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

UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 2484-Criminal.  
RILEY CHILDERS, and )  
MRS. DEE CHILDERS, Defendants. )

On this 1st day of November, A. D. 1928, the defendants appear in court for sentence and the Court being well and fully advised in the premises and upon recommendation of the United States Attorney, it is ordered that said cause be, and same is hereby passed to November 7, 1928, for sentence.

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

MADELINE PEMBERTON WHITAKER, Plaintiff, )  
vs. ) No. 568-Law.  
JOSEPH G. WHITAKER AND )  
KATIE SLACK WHITAKER, Defendants. )

O R D E R

Now on this 1st day of November, 1928, on application of the defendants that this cause be stricken from its present setting of cases for jury trial, it appearing to the court that the defendants left the jurisdiction of this court prior to the assignment of the case for trial, and it further appearing that counsel for the defendants in the case is seriously ill at this time.

IT IS BY THE COURT ORDERED that this case be stricken from the present setting of cases for civil jury trial.

F. E. KENNAMER,

Judge of the United States  
District Court.

O.K: Moss & Young  
Attorneys for Plaintiff

O.K: Remington Rogers,  
Attorney for Defendants.

ENDORSED: Filed November 1, 1928.

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ORDER LEAVE GRANTED TO FILE INFORMATION

On this 1st day of November, A. D. 1928, comes the United States District Attorney and asks and is granted leave to file information herein and to prosecute thereunder, and it is ordered by the Court that warrants issue for the arrest of ALEX MITCHELL, SAM MITCHELL, CLARENCE WILLIAMS, and MAGGIE WILLIAMS, and that their bonds be fixed in the amount of \$2,500.00 each.

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

NORTHERN District of OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, THURSDAY, NOVEMBER 1, 1928

UNITED STATES OF AMERICA, Plaintiff,

vs.

ALEX MITCHELL, and  
SAM MITCHELL,

Defendants.

No. 3200-Criminal.

On this 1st day of November, A. D. 1928, defendants in above entitled cause are arraigned and each enters plea of guilty as charged in the information heretofore filed herein. Whereupon, it is by the Court ordered that said cause as to SAM MITCHELL, be, and same is hereby dismissed on the recommendation of U. S. District Attorney; and it is further ordered that sentence of ALEX MITCHELL be deferred during good behavior for a period of two years, or, until further order of the Court.

UNITED STATES OF AMERICA, Plaintiff,

vs.

CLARENCE WILLIAMS, and  
MAGGIE WILLIAMS,

Defendants.

No. 3201-Criminal.

On this 1st day of November, A. D. 1928, the defendants in above entitled cause are arraigned and each enters plea of guilty to counts 1 and 2, as charged in the information heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed as follows upon each defendant:

CLARENCE WILLIAMS: Count 1. A fine of Twenty-five (\$25.00) Dollars and in default thereof, defendant to stand committed to the Creek County Jail until said fine is paid, or, until released by due process of law.  
Count 2. Thirty (30) days in Creek County Jail.

MAGGIE WILLIAMS: Count 1. A fine of Twenty-five (\$25.00) Dollars and in default thereof, defendant to stand committed to the Creek County Jail until said fine is paid, or, until released by due process of law.  
Count 2. Thirty (30) days in Creek County Jail.

UNITED STATES OF AMERICA, Plaintiff,

vs.

WILLIAM K. HALE,

Defendant.

No. 3200-Criminal.

On this 1st day of November, A. D. 1928, came on for hearing the application for bond of the defendant herein, the Government being represented by Honorable John H. Goldsberry, United States District Attorney, and Roy St. Lewis and John Leahy, Special Assistants to the District Attorney; the defendant in person and by counsel, C. B. Stuart, J. I. Howard, and John Tillman.

Both sides having announced ready for trial, leave is thereupon granted by the Court to have filed and read in open court the affidavits of Harry Corbett, Stella J. Corbett, Matt E. Williams, and Hugh M. Washburn, and which affidavits and information are read in open court over the objections of the defendant. Whereupon, the following witnesses are sworn and testify on the behalf of the defendant: Matt E. Williams and J. I. Howard. Both sides rest and after argument of a week it is ordered that the United States Marshal for the Northern District of Oklahoma do have and produce William K. Hale, Irvin Thompson and Hugh M. Washburn in court in the City of Tulsa at the hour of 9:30 A.M., November 2, 1928, and it is further ordered that said cause be and same is hereby continued to November 2, 1928, at 9:30 o'clock A.M.

Court adjourned until November 2, 1928.

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, FRIDAY, NOVEMBER 2, 1928.

On this 2nd day of November, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, met pursuant to adjournment, Honorable F. E. Kermamer, Judge, present and presiding:

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

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

ORDER LEAVE GRANTED TO FILE INFORMATION

On this 2nd day of November A. D. 1928, comes the United States District Attorney, and asks and is granted leave to file information herein, and to prosecute thereunder, and it is ordered that warrant issue for the arrest of each of the following and that their bonds be fixed in the amounts of \$2,500.00 each:

No. 3202-Cr. U. S. vs. Curt Goad	\$2,500.00
" " Mike Henderson	2,500.00
3203-Cr. U. S. vs. J. P. Bryce	2,500.00
3204-Cr. U. S. vs. C. R. Reynolds	2,500.00
3205-Cr. U. S. vs. John Golden	2,500.00
3206-Cr. U. S. vs. Tom Johnson	2,500.00
" " W. C. McDaniel	2,500.00
3207-Cr. U. S. vs. F. S. Allhouse	2,500.00

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3203-Criminal.  
 J. P. BRYCE, Defendant. )

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

Count 1. A fine of Twenty-five (\$25.00) Dollars; in default thereof to stand committed until paid.  
 Count 2. Thirty (30) days in Tulsa County Jail; time to run from October 13, 1928, date defendant was first placed in jail.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3204-Criminal.  
 C. R. REYNOLDS, Defendant. )

On this 2nd day of November A. D. 1928, the defendant in above entitled cause is arraigned and enters plea of guilty as charged in counts 1 and 2 of the information heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon the defendant as follows:

Count 1. A fine of Fifty (\$50.00) Dollars; in default thereof to stand committed to Washington County Jail until paid.  
 Count 2. Ninety (90) days in Washington County Jail.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3205-Criminal.  
 JOHN GOLDEN, Plaintiff. )

On this 2nd day of November, A. D. 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to counts one, two and three, as charged in the information heretofore filed herein.

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, FRIDAY, NOVEMBER 2, 1928

Whereupon, it is by the Court ordered that judgment and sentence be imposed upon the defendant as follows:

- Count 1. A fine of Twenty-five (\$25.00) Dollars to run on execution.
- Count 2. Six (6) months in Washington County Jail.
- Count 3. A fine of Twenty-five (\$25.00) Dollars to run on execution.

And it is the further order of the Court that jail sentence be suspended during good behavior for a period of two years, or, until further order of the Court.

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UNITED STATES OF AMERICA, Plaintiff,	}	
vs.	}	
TOM JOHNSON, and W. C. McDANIEL,	}	No. 3206-Criminal.
Defendants.	}	

On this 2nd day of November, A. D. 1928, the defendants in above entitled cause are arraigned and enter their pleas of guilty to counts 1 and 2, as charged in the information heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon each defendant as follows:

- TOM JOHNSON -
- Count 1. A fine of Fifty (\$50.00) Dollars
  - Count 2. Ninety (90) days in Washington County Jail.
  - Count 3. A fine of Twenty-five (\$25.00) Dollars.

- W. C. McDANIEL -
- Count 1. A fine of Fifty (\$50.00) Dollars
  - Count 2. Ninety (90) days in Washington County Jail.
  - Count 3. A fine of Twenty-five (\$25.00) Dollars.

And in default of fines, defendants stand committed to Washington County jail until paid.

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UNITED STATES OF AMERICA, Plaintiff,	}	
vs.	}	
F. S. ALLHOUSE,	}	No. 3207-Criminal.
Defendant.	}	

On this 2nd day of November, A. D. 1928, defendant in above entitled cause is arraigned and enters plea of guilty as charged in the information heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon defendant as follows:

A fine of Fifty (\$50.00) Dollars; in default of payment of fine, to be committed to Tulsa County Jail until paid.

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UNITED STATES OF AMERICA, Plaintiff,	}	
vs.	}	
JESS RILEY,	}	No. 3094-Criminal.
Defendant.	}	

On this 2nd day of November, A. D. 1928, the above entitled cause comes on for further hearing as to defendant, Jess Riley. At this time defendant changes his former plea of not guilty on count 1, to guilty, as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed as follows:

- Count 1. A fine of One Hundred (\$100.00) and Ninety (90) days in Washington County Jail. defendant to stand committed to jail until fine is paid.
  - Count 2. Dismissed on recommendation of District Attorney.
-

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH, 1928 SESSION TULSA, OKLAHOMA, FRIDAY, NOVEMBER 2, 1928.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 2900-Criminal.  
 WILLIMA K. HALE, Defendant. )

On this 2nd day of November, A. D. 1928, comes on the above entitled cause for hearing the application for bail of defendant, William K. Hale, said hearing being continued from November 1, 1928, and after the introduction of testimony and argument of counsel, it is ordered that bail be and same is hereby denied and that this order is made without prejudice to the defendant herein.

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MISCELLANEOUS ORDER

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) Miscellaneous.  
 THEOPHILS FLEMING, Defendant. )

On this 2nd day of November, A. D. 1928, comes on for hearing the application of the defendant herein for reduction in the amount of bond fixed by the Court and it is ordered that said bond be, and same is hereby reduced from \$2,500.00 to \$1,500.00, which defendant herein is ordered to make.

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MISCELLANEOUS ORDER

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

ORDER FOR PETIT JURY

On this 2nd day of November, 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 (40) persons, good and lawful men, from said District, duly qualified to serve as Petit Jurors at the Special October 1928 Term of this Court to be held at Pawhuska, 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 Pawhuska, Oklahoma, in the Northern District of Oklahoma, on Monday the 12th day of November, A. D. 1928, at 9:00 o'clock A. M., then and there to serve as Petit Jurors of the United States in and for said District at the Special October 1928 Term of said Court.

F. E. KENNAMER,

United States District Judge.

ENDORSED: Filed November 2, 1928.

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 Court adjourned until November 5, 1928.

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

NORTHERN District of OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, MONDAY, NOVEMBER 5, 1928.

On this 5th day of November, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

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

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

UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 1174-Criminal.  
LEE MEAGERS, Defendant. )

On this 5th day of November, A. D. 1928, comes on for hearing the application of the District Attorney to revoke the parole of defendant herein and it is ordered by the Court that said cause be, and same is hereby continued to November 7, 1928.

ORDER LEAVE GRANTED TO FILE INFORMATION

On this 5th day of November, A. D. 1928, comes the United States District Attorney and asks and is granted leave to file information herein and to prosecute thereunder, and it is ordered by the Court that warrant issue for the arrest of JACK LEE and MRS. JACK LEE, and that their bonds be fixed in the amount of \$2,500.00 each. NO. 3208-Cr.

UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 3208-Criminal.  
JACK LEE, and )  
MRS. JACK LEE, Defendants. )

On this 5th day of November, A. D. 1928, comes W. B. Blair, Assistant District Attorney, representing the Government herein, and defendants in person and by counsel, B. Forman. Defendants are arraigned and each enters plea of guilty to counts one and two, as charged in the information heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon each defendant as follows:

MRS. JACK LEE - Count 1. A fine of Twenty-five (\$25.00) Dollars and thirty (30) days to pay same and in default of payment of fine, at that time, to stand committed to Tulsa County Jail until paid.  
Count 2. Dismissed on recommendation of District Attorney

JACK LEE - Count 1. A fine of Twenty-five (\$25.00) Dollars and a period of thirty (30) days granted in which to pay same and in default thereof, at that time to stand committed to jail until paid.  
Count 2. Thirty (30) days in Tulsa County Jail; sentence to run from October 26, 1928, when defendant was first placed in jail.

UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 3066-Criminal.  
VIRGIL JOHNSON, Defendant. )

On this 5th day of November, A. D. 1928, the defendant in above entitled cause is arraigned and enters plea of guilty as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

Count 1. A fine of One Hundred (\$100.00) Dollars and Sixty (60) days in Washington County Jail.  
Count 2. Dismissed on recommendation of U. S. Dist. Atty.  
Defendant to stand committed to jail in default of fine of \$200.00

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, MONDAY, NOVEMBER 5, 1928.

ORDER SPREADING MANDATE OF RECORD

CLIFTON L. RICHARDS,	Plaintiff,	)	
	vs.	)	No. 429-Law.
UNITED STATES OF		)	
AMERICA,	Defendant.	)	

On this 5th day of November, A. D. 1928, it is by the Court ordered that the Clerk of the court file and spread Mandate of Record in above entitled cause, same being in words and figures as follows:

MANDATE

UNITED STATE OF		)
AMERICA,		)
	Plaintiff in Error,	)
	vs.	)
CLIFTON L. RICHARDS.		)

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 Clifton L. Richards, Plaintiff, and the United States of America, Defendant, No. 429, At Law, wherein the judgment of the said District Court in said cause, entered on the 6th day of July, A. D. 1927, was in the following words, viz:

"Now on this 6th day of July, 1927, comes on for hearing the above entitled cause, the plaintiff appearing by Ralph A. Smith, Esquire, and the defendant appearing by John M. Goldsberry, United States District Attorney, and it appears to the Court that heretofore on the 6th day of June, 1927, the demurrer of the defendant herein was by the court overruled, and the defendant given twenty days in which to answer; and it now to the Court appearing that the said defendant is in default of answer or other plea herein, and refuses to plead further, the Court adopts the allegations set forth and contained in the petition of the plaintiff as its findings of fact herein; and finds that plaintiff is entitled to judgment thereon in the total sum of \$24,373.45.

It is therefore by the Court now here considered, ordered and adjudged that the plaintiff Clifton L. Richards, do have and recover of and from the defendant, United States of America, the sum of Sixteen Thousand Three Hundred Forty-seven dollars and Eighty cents, as principal, and the sum of Eight Thousand and Twenty-five dollars and Sixty-five cents, as interest, making the total sum of Twenty-four Thousand Three Hundred Seventy-three Dollars and Forty-five cents which said sum of Twenty-four Thousand Three Hundred Seventy-three Dollars and Forty-five cents let the defendant pay as provided by law.

To which judgment of the Court defendant excepts and exceptions are by the Court allowed; and the Court allows sixty days in which to file bill of exceptions; execution stayed pending appeal.

F. E. KENNAMER, Judge."

as by the inspection of the transcript of the record of the said District Court, which was brought into the United States Circuit Court of Appeals, Eighth Circuit, by virtue of a writ of error, agreeably to the act of Congress, in such case made and provided, fully and at large appears;

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, MONDAY, NOVEMBER 5, 1928

AND WHEREAS, at the May 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 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 of the said District Court, in this cause, be, and the same is hereby, reversed without costs to either party in this Court. -----

----- June 13, 1928. -----

You, therefore, are hereby commanded that such proceedings be had in said cause, in conformity with the opinion and judgment of this Court, as according to right and justice, and the laws of the United States ought to be had, the said writ of errors notwithstanding.

WITNESS, the Honorable William H. Taft, Chief Justice of the United States, the Second day of November, 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.

ENDORSED: Filed November 5, 1928.

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

UNITED STATES OF AMERICA, Plaintiff, )  
vs. )  
TOMMIE HAMILTON, Defendant. )

No. 628-Law.

ORDER ALLOWING WITHDRAWAL OF  
ATTORNEY

On this 5th day of Nov., 1928, this cause came on for hearing upon the application of James A. Ingraham, attorney of record for the defendants herein, for permission to withdraw from any further participation in this case; and it appearing from said application, which is certified as true by said attorney, that said attorney accepted said employment in consideration of the payment of \$50.00 by the defendants for his services herein, and which the defendant Tommie Hamilton agreed to pay within thirty days after the filing of his answer herein, and it appearing that no part of said consideration has been paid; and that said defendant, Tommie Hamilton, has been notified by said attorney of his intention to withdraw herein.

It is therefore ordered that said attorney, James A. Ingraham, be and he is hereby granted permission to withdraw as attorney of record for the defendants in this case.

F. E. KENNAMER, Judge.

ENDORSED: Filed November 5, 1928.

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IN THE DISTRICT COURT OF THE UNITED STATES  
NORTHERN DIVISION OF OKLAHOMA AT TULSA

J. W. HOFFMAN, Plaintiff, )  
vs. )  
INTERSTATE ZINC & LEAD )  
COMPANY, A CORPORATION, )  
AND R. M. ATWATER, JR., Defendants, )

No. 645-Law.

The parties hereto, both plaintiff and defendants, by their respective attorneys having filed a stipulation of dismissal of this cause by the plaintiff.

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, MONDAY, NOVEMBER 5, 1928

It is therefore ordered by the Court that in accordance with said stipulation this cause be and is hereby dismissed by plaintiff with prejudice to the presenting of any other action on account of any of the matters set forth in plaintiff's petition herein and that the costs in said cause shall and are hereby taxed against the defendants.

Dated November 5th, 1928.

F. E. KENNAMER, Judge.

ENDORSED: Filed November 5, 1928.

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

A. W. LOHMAN,	Plaintiff,	}	No. 670-Law.
vs			
DEVONIAN OIL COMPANY, ET AL.,	Defendants.	)	

O R D E R

This cause coming on to be heard this 5th day of November, 1928, upon the oral application of the plaintiff to dismiss the above entitled cause, and for good cause shown, it is

Ordered that this cause be, and it is hereby dismissed with prejudice as to the defendant, Devonian Oil Company, and without prejudice as to the defendant, Tidal Oil Company, at the costs of plaintiff.

It is further ordered that this motion and order to dismiss is entered herein without prejudice to plaintiff's rights or cause or causes of action against any other parties, other than the Devonian Oil Company. Said plaintiff specifically reserves all of his rights against every person, firm or corporation, other than the said defendant, Devonian Oil Company.

F. E. KENNAMER,

District Judge.

O.K: Widdows & McCoy  
Attorneys for Plaintiff

Randolph, Haver, Shirk & Bridges,  
Attys for Devonian Oil Co.

ENDORSED: Filed November 5, 1928.

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Court adjourned until November 7, 1928.

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, WEDNESDAY, NOVEMBER 7, 1928

On this 7th day of November, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, 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 District Attorney
Henry G. Beard, Esq., United States Marshal

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

UNITED STATES OF AMERICA, Plaintiff,
vs.
RILEY CHILDERS, and MRS. DEE CHILDERS, Defendants.
No. 2484-Criminal.

On this 7th day of November, A. D. 1928, the above entitled cause comes on for hearing and at this time it is by the Court ordered that same be continued for hearing on November 9, 1928.

W. J. LASTER, ET AL., Plaintiff,
vs.
LEIDECKER TOOL COMPANY, Defendant.
No. 654-Law.

On this 7th day of November, A. D. 1928, the above entitled cause comes on for hearing. Whereupon, it is by the Court ordered that same be stricken from this assignment.

ORDER LEAVE GRANTED TO FILE INFORMATION

On this 7th day of November, A. D. 1928, comes the United States District Attorney and asks and is granted leave to file information herein and to prosecute thereunder, and it is ordered by the Court that warrant issue for the arrest of MARY BARNES, and that her bond be fixed in the amount of \$2,500.00

UNITED STATES OF AMERICA, Plaintiff,
vs.
MARY BARNES, Defendant.
No. 3209-Criminal.

On this 7th day of November, A. D. 1928, defendant in above entitled cause is arraigned and enters plea of guilty as charged on counts 1 and 2 of the information heretofore filed herein. Whereupon, it is by the Court ordered that sentence be deferred during good behavior for a period of two years, or, until further order of the court.

UNITED STATES OF AMERICA, Plaintiff,
vs.
LEE MEAGHERS, Defendant.
No. 3001-Criminal.

On this 7th day of November, A. D. 1928, defendant in above entitled cause is arraigned and enters plea of not guilty on counts 1 and 2, as charged in the indictment heretofore filed herein. At this time it is ordered by the Court that said cause be passed temporarily.

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

NORTHERN District of OKLAHOMA  
 SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, WEDNESDAY, NOVEMBER 7, 1928

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 1904-Criminal.  
 CHARLES PERRY, Defendant. )

On this 7th day of November, A. D. 1928, defendant in above styed case comes into court and asks and is granted leave by the Court to plead under the name of "Charlie" Perry. At this time defendant enters his plea of not guilty as charged in the indictment heretofore filed herein. Defendant being without counsel, the Court appoints H. A. Grove, of Tulsa, as the attorney in the case, and at this time, this cause is set for trial at Fawnuska, Oklahoma, November 13, 1928.

-----  
 LUCILE E. CHASTAIN, Plaintiff, )  
 vs. ) No. 715-Law.  
 NEW YORK LIFE INSURANCE COMPANY, Defendant. )

Now on this 7th day of November, A. D. 1928, came on for trial the above entitled cause. Both sides having announced ready for trial, a jury was duly empanned, all witnesses sworn, and opening statements of counsel were heard. At this time plaintiff presents her motion for judgment on the pleadings, which motion is heard by the Court, overruled, and exceptions allowed. Whereupon testimony of witnesses for both defendant and plaintiff were heard and having concluded the testimony, both sides rest. Whereupon defendant moves for a directed verdict which said motion is heard, overruled, and exceptions allowed. Upon agreement of counsel, jury is waived and the jury being excused, the case was submitted to the court and defendant and plaintiff are each granted Ten days from this date to file briefs with the court.

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

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 1174-Criminal.  
 LEE MEAGHERS, Defendant. )

ORDER

And now on this the 7th day of November, A. D. 1928, the above entitled matter coming on for hearing upon Motion of the United States District Attorney's office, and an Order of this Court directing the Defendant to appear and show cause why the Order heretofore made on the 24th day of February, 1927, probating said Defendant should not be revoked, and the Plaintiff appearing by the United States District Attorney and the Defendant appearing in person and by his Attorney of record, Rollie Clark, Esq., of Vinita, Oklahoma, and the Court having considered said Motion, Order and evidence adduced at said hearing, finds,

That said Motion should be granted, and that the Order of Probation heretofore made herein should be revoked.

The Court further finds that said Defendant was committed to the Craig County Jail on the 18th day of October, 1926, and was incarcerated in said Jail until the 24th day of February, 1927. That said Defendant should be incarcerated until May 21, 1929, to complete the sentence of twelve months heretofore given him.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that said Order heretofore made herein probating said Defendant be and the same is hereby set aside.

IT IS FURTHER ORDERED that said Defendant be committed to the Craig County Jail by the United States Marshal of this District and that he be incarcerated therein until May 21, 1929.

F. E. KENNAMER,  
 United States District Judge.

O.K: Harry Seaton, Asst. U. S. Atty.  
 Rollie C. Clark, Atty for Defendant.

ENDORSED: Filed November 7, 1928.

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

NORTHERN District of OKLAHOMA

SPECIAL MARCH 1928 SESSION TULSA, OKLAHOMA, WEDNESDAY, NOVEMBER 7, 1928

UNITED STATES OF AMERICA,	Plaintiff,	}	No. 1906-Criminal.
vs.			
B. G. LIPSCOMB,	Defendant.		

On this 7th day of November, A. D. 1928, it is by the Court ordered that the Clerk of the court file and spread Order of the Circuit Court of Appeals denying motion for commitment and approving appearance bond of plaintiff in error, in above entitled cause, same being in words and figures as follows:

### UNITED STATES CIRCUIT COURT OF APPEALS EIGHTH CIRCUIT

SEPTEMBER TERM, A. D. 1928.  
FRIDAY, NOVEMBER 2, 1928.

B. G. LIPSCOMB,	}	In Error to the District Court of the United States for the Northern District of Oklahoma.
Plaintiff in Error,		
vs		
UNITED STATES OF AMERICA,	}	No. 8060.
Defendant in Error.		

### O R D E R

The court having considered the motion of defendant in error to commit the plaintiff in error to the penitentiary at Leavenworth in execution of the judgment of the district court herein, and also a certain bail bond, dated October 22, 1928, and executed by the plaintiff in error, as principal, and Leulla Palmer and W. A. Palmer, as sureties, it is

Ordered that said motion be denied, and that said bond be and is ordered approved and filed, such approval to be evidenced thereon by the signature of the senior judge of this court.

Dated this 2nd day of November, 1928.

### UNITED STATES CIRCUIT COURT OF APPEALS EIGHTH CIRCUIT.

I. E. E. Koch, Clerk of the United States Circuit Court of Appeals for the Eighth Circuit, do hereby certify that the foregoing contains a full, true and complete copy of the order of this Court of November 2, 1928, denying motion for commitment and approving appearance bond of plaintiff in error in the case of B. G. Lipscomb, Plaintiff in Error, v. United States of America, No. 8060, as full, true and complete as the original of the same remains on file and of record in my office.

I do further certify that the approved bond of plaintiff in error in the sum of Seven Thousand Five Hundred (\$7500.00) Dollars has been filed in this office.

In Testimony Whereof, I hereunto subscribe my name and affix the seal of the United States Circuit Court of Appeals for the Eighth Circuit, at office in the City of St. Louis, Missouri, this third day of November, A. D. 1928.

E. E. KOCH

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

(SEAL)

ENDORSED: Filed November 7, 1928.

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Court adjourned until November 8, 1928.

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, THURSDAY, NOVEMBER 8, 1928.

On this 8th day of November, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, 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
Henry 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.
THEODORE CUDJOE, MATY CUDJOE AND LUCY CUDJOE, Defendants.
No. 741-Law.

ORDER OF DISMISSAL

Now on this 8th day of November, 1928, the within matter coming on to be heard, and the above named plaintiff appearing by and through its solicitor, Harry Seaton, Assistant United States Attorney in and for the Northern District of Oklahoma, and said defendant, Theodore Cudjoe, being present in person, and by and through his solicitor, J. Hugh Nolan, and the Court, after hearing the argument of counsel, and being fully advised in the premises, finds:

That of even date herewith, in Criminal Cause No. 2592, the above named defendant duly appeared and entered a plea of guilty, and sentence was duly imposed.

The Court further finds that the defendant's failure to appear was in no wise wilful, and that his sureties should be exonerated.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the within cause be, and hereby is dismissed, upon the payment of all costs herein, and upon the payment of the fine imposed upon said defendant, aforesaid, in Criminal Cause No. 2592.

F. E. KENNAMER, Judge.

ENDORSED: Filed November 8, 1928.

MISCELLANEOUS ORDER - Discharging all Jurors.

On this 8th day of November A. D. 1928, it is ordered by the Court that all Petit Jurors be and same are hereby discharged for this Special March 1928 Term of this court.

ORDER LEAVE GRANTED TO FILE INFORMATION

On this 8th day of November, A. D. 1928, comes the United States District Attorney and asks and is granted leave to file information herein, and prosecute thereunder, and it is ordered by the Court that warrants issue for the arrest of each of the following:

Table with 3 columns: No., Name, Amount. Lists individuals like Willard Topping, Opal Drain, Dona Rowden, etc., with amounts of \$2,500.00.

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

NORTHERN District of OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, THURSDAY, NOVEMBER 8, 1928

UNITED STATES OF AMERICA, Plaintiff, )
vs. ) No. 1998-Criminal.
HENRY A. MARTIN, Defendant. )

On this 8th day of November, A. D. 1928, it is by the Court ordered that above entitled cause be and same is hereby dismissed, on recommendation of the District Attorney.

UNITED STATES OF AMERICA, Plaintiff, )
vs. ) No. 742-Criminal.
HORACE SIMMONS, Defendant. )

On this 8th day of November, A. D. 1928, it is by the Court ordered that above entitled cause be and same is hereby dismissed, on recommendation of the District Attorney.

UNITED STATES OF AMERICA, Plaintiff, )
vs. ) No. 2592-Criminal.
THEODORE CUDJOE, Defendant. )

On this 8th day of November, A. D. 1928, defendant Theodore Cudjoe, in above entitled cause is arraigned and enters plea of guilty as charged in the information heretofore filed herein. Whereupon it is by the Court ordered that judgment and sentence be imposed upon defendant Theodore Cudjoe as follows:

A fine of Fifty (\$50.00) Dollars and costs; ten days granted to pay fine and costs.

And it is further ordered that the two bond forfeitures heretofore taken, be, and they are hereby set aside upon payment by the defendant, Theodore Cudjoe, of the fine and costs imposed in cases Nos. 2592-Criminal and 741-Law.

C. D. HOLLOWAY, Plaintiff, )
vs. ) No. 520-Law.
JOHN H. DYKES, AS RECEIVER, )
FIRST NATIONAL BANK OF )
COLLINSVILLE, OKLAHOMA, )
Defendant. )

On this 8th day of November, A. D. 1928, this cause coming on for trial, both sides announce ready and a jury is waived. At this time, leave is granted by the Court to file stipulation of counsel and introduce same in evidence. Plaintiff presents his evidence and rests; defendant waives introduction of evidence. On agreement of both sides, it is by the Court ordered that above numbered case, No. 520-Law, be and same is hereby transferred to the Equity side of the docket. At this time leave is granted by the Court to re-file answer to original petition and to reply also to amended petition and plaintiff given until November 10, 1928, to file brief.

Court adjourned until November 9, 1928.

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

NORTHERN

District of

OKLAHOMA

~~SPECIAL MARCH~~ 1928 SESSION, TULSA, OKLAHOMA, FRIDAY, NOVEMBER 9, 1928

On this 9th day of November, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

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

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

ORDER LEAVE GRANTED TO FILE INFORMATION

On this 9th day of November, A. D. 1928, comes the United States District Attorney and asks and is granted leave to file information herein and prosecute thereunder, and it is ordered that warrants issue for the arrest for the following and that their bonds be fixed, each, in the amount of \$2,500.00:

No. 3222 Woody Ragland  
3223 Johnnie Moran  
3224 Lizzie Risner  
" W. J. Yooham  
" Mrs. Idelle Yooham.

-----  
UNITED STATES OF AMERICA, Plaintiff, }  
vs. } No. 3222-Criminal.  
WOODY RAGLAND, Defendant. }

On this 9th day of November, A. D. 1928, defendant in above entitled cause is arraigned and enters plea of guilty as charged in the information heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed as follows upon defendant, Woody Ragland:

A fine of Fifty (\$50.00) to run on execution.

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UNITED STATES OF AMERICA, Plaintiff, }  
vs. } No. 3223-Criminal.  
JOHNNY MORAN, Defendant. }

On this 9th day of November, A. D. 1928, defendant, Johnny Moran, in above entitled cause is arraigned and enters his plea of Nolle Contendere, which plea is accepted by the Court and the following judgment and sentence imposed:

Count 1. A fine of Twenty-five (\$25.00) Dollars.  
Count 2. Six (6) months in Tulsa County Jail.  
Count 3. A fine of Twenty-five (\$25.00) Dollars.

And it is further ordered by the Court that defendant be granted time of sixty (60) days within which to pay the fines, and that jail sentence imposed on Count 2 be suspended during good behavior for a period of two years, or, until further order of the Court. In the event of default of fines assessed in Counts 1 and 3, defendant stands committed to the Tulsa County Jail for both the fines and the jail sentence imposed in Count 2, until said fines are paid.

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UNITED STATES OF AMERICA, Plaintiff, }  
vs. } No. 3224-Criminal.  
LIZZIE RISNER, Defendant. }

On this 9th day of November, A. D. 1928, defendant Lizzie Risner,

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

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SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, FRIDAY, NOVEMBER 9, 1928.

is arraigned and enters plea of guilty to counts 1 and 2, as charged in the information heretofore filed herein. Whereupon, it is by the Court ordered that sentence be deferred during good behavior for a period of two years, or, until further order of the Court.

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UNITED STATES OF AMERICA, Plaintiff, )

vs. )

RILEY CHILDERS, AND  
MRS. DEE CHILDERS, Defendants. )

No. 2484-Criminal.

On this 9th day of November, A. D. 1928, the above entitled cause comes on for sentence. Defendants, Riley Childers and Mrs. Dee Childers, are thrice called in open court but answer not. Sureties, I. C. Clardy and Mrs. L. M. Hutton for Riley Childers, and sureties, H. B. Van Peck and G. M. Castle for Mrs. Dee Childers, are thrice called in open court but answer not. Whereupon, it is by the Court ordered that the bonds of each defendant, in the sum of \$2,000.00 each, in the above entitled cause, be, and the same are hereby forfeited, Scire Facias awarded, and alias capias ordered to be arrested "for sentence" issued.

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

UNITED STATES OF AMERICA, Plaintiff, )

vs. )

LELA MURRAY, Defendant. )

No. 2329-Criminal.

O R D E R

Now on this 9th day of November, 1928, the same being one of the regular judicial days of the Special March A. D. 1928 term of said court, this matter comes on for hearing before the Court upon the motion of the Plaintiff for an order setting aside the order of Court heretofore made on the 7th day of February, 1928, suspending the sentence of Six Months in the Creek County jail under the first count of the information, and a sentence of Six Months in the Creek County jail to run consecutively with the sentence under the first count, under the second count of the information, imposed upon the said defendant, Lela Murray, on the grounds and for the reason that on or about the 27th day of February, 1928, the said defendant, Lela Murray, violated the terms of said order suspending said sentence, by being guilty of the crime of manslaughter at and within the County of Okfuskee, State of Oklahoma, and that since the date of the commission of said offense, the said defendant Lela Murray has been convicted of said charge and received a sentence of two years in the Oklahoma State Penitentiary at McAlester, Oklahoma.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the United States Marshal in and for the Northern District of Oklahoma be and he hereby is, directed to cause the above named defendant, Lela Murray, to be apprehended and to serve the total sentence of Twelve Months in the Creek County Jail heretofore imposed by the Court.

F. E. KENNAMER,

O.K: W.B.B.

Judge.

ENDORSED: Filed November 9, 1928.

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

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OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, FRIDAY, NOVEMBER 9, 1928.

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

UNITED STATES OF AMERICA, Plaintiff, )
vs. ) No. 2606-Criminal.
LULA BUTLER, Defendant. )

ORDER

Now on this 9th day of November, 1928, the same being one of the regular judicial days of the Special March A. D. 1928 term of said court, this matter comes on for hearing upon the motion of the Plaintiff for an order of Court heretofore made on the 19th day of September, 1928, suspending the sentence of Six Months in the Creek County Jail during the good behavior of the defendant Lula Butler, and for a period of two years on the grounds and for the reason that on or about the 3rd day of October, 1928, the said defendant, Lula Butler, violated the terms of said order suspending said sentence, by having in her possession in the city of Sapulpa, Creek County, Oklahoma, one pint of whiskey, in violation of the Act of June 30, 1919, and by selling one pint of whiskey to C. M. Bray and J. N. Coonrod, in the City of Sapulpa, Creek County, Oklahoma, in violation of the National Prohibition Act.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED, BY THE Court, that the United States Marshal in and for the Northern District of Oklahoma be and he hereby is, ordered and directed to cause the above named defendant, Lula Butler to be apprehended and brought into this court on the 10th day of November, 1928, at 9:30 A. M. to show cause why the order of this court made herein on the 19th day of September, A. D. 1928, suspending the sentence of the said defendant Lula Butler, during good behavior, for a period of two years, should not be set aside and vacated.

F. E. KENNAMER, Judge.

C.K: W.B.B.

ENDORSED: Filed November 9, 1928.

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

MRS. HELEN FRIDDLE, AS WIDOW AND NEXT OF KIN OF NORMAN H. FRIDDLE, DECEASED, Plaintiff, )
vs. ) No. 669-Law.
LEE C. MOORE & COMPANY, INC., A CORPORATION, ET AL., Defendants. )

JOURNAL ENTRY

The above entitled and numbered cause coming on for trial this 9th day of November, 1928, plaintiff being present in person and by her attorneys, Moss & Young, and the defendant Mid-Continent Petroleum Corporation being present by its attorney, I. E. Lockwitz, the defendant Slater Brothers Turnbuckle Derrick Company, a corporation, being present by Stuart, Coakley & Doerner, its attorneys, and the defendant Lee C. Moore & Company, Inc., a corporation, being present by Kleinschmidt & Johnson, its attorneys, all parties announcing ready for trial, a jury was waived in open court.

The Court having heard the evidence of witnesses sworn and examined in open court, and being fully advised upon consideration finds that the said plaintiff has sustained the allegations of her petition; that her husband, Norman H. Friddle, died intestate on the 14th day of February, 1928, leaving surviving him as next of kin his widow, Mrs. Helen Friddle, plaintiff herein, and three minor children, to-wit: Gelene Cathryn Friddle, Doyne Curtis Friddle, and Cecil Duane Friddle, and that there have been no administration proceedings upon the estate of the said Norman H. Friddle, deceased.

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

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SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA,

FRIDAY, NOVEMBER 9, 1928

The Court further finds that said Norman H. Friddle, on the 14th day of February, 1928, sustained injuries while in the employ of the defendant Slater Brothers Turnbuckle Derrick Company, a corporation, as a result of which he was instantly killed, and that he suffered no conscious pain.

The Court further finds from the evidence that the said plaintiff, for the benefit of herself and the said minor children of the deceased, to-wit: Gelene Cathryn Friddle, Doyme Curtis Friddle and Cecil Duane Friddle, is entitled to recover from the said defendants as and for damages on account of the wrongful death of the said Norman H. Friddle, deceased, the sum of Nine Thousand Dollars (\$9,000.00).

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the plaintiff, Mrs. Helen Friddle, as widow of Norman H. Friddle, deceased, for the benefit of herself and the sole surviving children of the said deceased, to-wit: Gelene Cathryn Friddle, Doyme Curtis Friddle and Cecil Duane Friddle, do have and recover from the said defendants the sum of Nine Thousand Dollars (\$9,000.00), for which let execution issue.

F. E. KENNAMER,

United States District Judge.

O.K: Moss & Young  
Attys for Pltf.

Stuart, Coakley & Doerner,  
Attys for Slater Bros. Turnbuckle Derrick Company.

Kleinschmidt & Johnson  
Attys for Dft. Lee C. Moore & Co., Inc.

J. C. Denton; J. H. Crocker; R. H. Mills;  
H. M. Gray; I. L. Lockovitz;  
Attys for Mid-Continent Petroleum Corporation,

ENDORSED: Filed November 9, 1928.

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

MRS. HELEN FRIDDLE, AS WIDOW AND  
NEXT OF KIN OF NORMAN H. FRIDDLE,  
DECEASED,

Plaintiff,

vs.

No. 669-Law.

LEE C. MOORE & COMPANY, INC., A  
CORPORATION; HARRY SLATER AND GUY P. SLATER,  
PARTNERS, DOING BUSINESS UNDER THE FIRM  
NAME AND STYLE OF SLATER BROS., AND MID-  
CONTINENT PETROLEUM COMPANY, A  
CORPORATION,

Defendants.

ORDER OF DISMISSAL

On motion of plaintiff the above styled cause of action is dismissed with prejudice as to Harry Slater and Guy P. Slater, Partners doing business under the firm name and style of Slater Bros., at the cost of plaintiff.

Dated this 9th day of November, A. D. 1928.

F. E. KENNAMER, Judge.

ENDORSED: Filed November 9, 1928.  
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# In the District Court of the United States in and for the

NORTHERN District of OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, FRIDAY, NOVEMBER 9, 1928.

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

UNITED STATES OF AMERICA,	Plaintiff,	}	No. 3196-Criminal.
vs.			
A. E. HARSHA,	Defendant.		

### ORDER OF COURT.

Upon the application of the Defendant herein, duly presented, on Monday 9th 1928, it is by the court ordered that the sentence of 30 days heretofore imposed upon the above named defendant, expire on the 13th day of November, 1928, for the reason defendant served in Tulsa Co. Jail said time prior to being actually transferred to Vinita.

F. E. KENNAMER,  
District Judge.

Approved: Jno. M. Goldesberry  
District Attorney.

ENDORSED: Filed November 9, 1928.

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

UNITED STATES OF AMERICA,	Plaintiff,	}	No. 3013-Criminal.
vs.			
CHARLES ISBELL,	Defendant.		

### ORDER OF COURT

Upon the application of the defendant, Charles Isbell, herein presented, it is, by the court ordered that the sentence heretofore imposed upon the said Charles Isbell, on the 21st day of September, 1928, expire and end upon the 21st day of November, 1928, and that the said Charles Isbell be discharged and released on said 21st day of November, 1928, the same being sixty days from the date of the defendant's sentence in this case, provided the fines totaling \$125.00 are paid, and in default of the payment of said fines on or before November 21, 1928, the defendant shall stand committed to the Craig County jail until said fines are satisfied as provided by law.

Dated this 9th day of November, 1928.

F. E. KENNAMER, District Judge.

Approved: Harry Seaton  
Asst. District Attorney

ENDORSED: Filed November 9, 1928.

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

UNITED STATES OF AMERICA,	Plaintiff,	}	No. 1234-Criminal.
vs.			
FRANCIS GLENDENNING,	Defendant.		

### ORDER

Now on this the 9th day of November, 1928, it being made to appear to the court that the above named defendant is now imprisoned in the Osage County Jail of Osage County, Oklahoma, under a committment issued on the 3rd day of August, 1928, and served on the 22nd day of October, 1928, on account of the non-payment of a balance due of Fifty (\$50.00) Dollars on the fine heretofore imposed in said cause, and it now appearing to the

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

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SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, FRIDAY, NOVEMBER 9, 1928

court that on the 31st day of October 1928, said balance on said fine was paid and that the fines heretofore imposed against the defendant in said cause have been paid in full and it further appearing to the court that on the 2nd day of April, 1928, an order was made by the terms of which it was intended that the defendant should receive credit on his jail sentence for the time he served in the Osage County Jail prior to his entering a plea of guilty in this cause and the passing of sentence by the court upon him, which was from the month of March to the 16th day of October, 1926, and it then being made to appear to the court that the defendant had served altogether approximately one year in the Osage County Jail on account of the charges pending against him in said cause, but that no formal order was made of record crediting defendant with such jail sentence.

IT IS THEREFORE ORDERED, CONSIDERED, AND ADJUDGED that the defendant be and he is hereby given credit on the judgment and sentence heretofore imposed in this cause for the time served by him in the Osage County Jail prior to his plea of guilty and the passing of the judgment and sentence of the court, to-wit, from March 1926 to October 16, 1926, to expire on the 2nd day of April, 1928, and that he be discharged and released from further imprisonment on account of the judgment and sentence imposed against him in said cause.

F. E. KENNAMER, Judge.

Approved:

Jno. M. Goldesberry  
United States Attorney

ENDORSED: Filed November 9, 1928.

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Court adjourned until November 10, 1928.

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, SATURDAY, NOVEMBER 10, 1928

On this 10th day of November, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

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

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

UNITED STATES OF AMERICA, Plaintiff,
vs
MANUEL BLACK and FRANK BLACK, Defendants.
No. 2888-Criminal.

On this 10th day of November, A. D. 1928, above named defendants are arraigned and each enter pleas of guilty as charged in the information heretofore filed herein. Whereupon, it is by the Court ordered that sentence be deferred until first Monday in January, 1929.

UNITED STATES OF AMERICA, Plaintiff,
vs.
LULA BUTLER, Defendant.
No. 2606-Criminal.

Now on this 10th day of November, A. D. 1928, comes on for hearing the above entitled cause as to defendant Lula Butler to revoke order of parole heretofore made herein and at this time the Court takes same under advisement pending further investigation by the District Attorney, and it is further ordered that defendant Lula Butler stand on her present bond.

Court adjourned until November 15, 1928.

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

NORTHERN

## District of

OKLAHOMA

SPECIAL OCTOBER 1928 SESSION, PAWHUSKA, OKLAHOMA, NOVEMBER 12, 1928.

On this 12th day of November, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special October 1928 Session, at Pawhuska, Oklahoma, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

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

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

### ORDER EMPANELING PETIT JURY

On this 12th day of November, A. D. 1928, comes the Marshal and makes return on the Venire, heretofore issued out of this Court for Petit Jurors for this Special October 1928 Term of this Court. Thereupon, the Clerk calls the names of the Jurors so summoned, as follows:

R. T. West	J. C. Potts
Clay Livergood	J. B. Morrow
H. A. Heinmiller	A. H. Boles
C. H. Hubbard	H. G. Wiley
Will Stalnaker	Sutton Burt
J. H. Comer	John Stuart
O. H. Christiansen	R. A. Alby
Preston Straight	Geo. B. Wilson
Tandy C. Young	John H. Miller
L. C. Haggard	Frank Townsend
R. W. Ridley	Clarence Pignet
J. D. Moseby	G. A. Gunn
W. M. Simpson	Robert McBirney
H. G. Stecher	S. E. Wallen
Herbert Porter	Douglas Young
M. M. Durham	Oscar King
E. F. Walsh	John Dart
Roy Bingham	John H. Middleton
H. T. Thomas	L. B. McCammon
James Victor	C. W. Arthurs

Thereupon the Court examines the said Jurors who are present, as to their qualifications and for good cause shown the following names, who were previously excused -

Herbert Porter  
E. F. Walsh  
H. G. Wiley  
Oscar King  
John H. Middleton  
L. B. McCammon

as well as the following who were served but not reporting -

C. H. Hubbard  
J. H. Miller  
J. D. Moseby  
Robert McBirney  
Will Stalmaker  
W. M. Simpson  
H. T. Thomas

and those excused in open court, this date, as follows -

Frank Townsend  
George B. Wilson

be, and they are hereby stricken from the jury roll. Thereupon the balance of said array are accepted as Petit Jurors for this Special October 1928 Term of Court.

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

NORTHERN

District of

OKLAHOMA

SPECIAL OCTOBER 1928 SESSION, PAWHUSKA, OKLAHOMA, NOVEMBER 12, 1928.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 2724-Criminal.  
 VIC CUMMINGS, Defendant. )

On this 12th day of November, A. D. 1928, comes Honorable John M. Goldesberry, United States District Attorney, representing the Government herein, and defendant Vic Cummings in person and by counsel, Fred Tillman. Defendant is arraigned and enters plea of not guilty on counts 1 and 2, as charged in the indictment heretofore filed herein. Both sides announce ready for trial and a jury is duly empaneled and sworn to try said cause and a true verdict render. All witnesses are sworn and thereafter opening statements of counsel are heard. The Government presents its evidence and proof and rests. Defendant presents his evidence and proof and rests; and at this time, the Government presents its rebuttal testimony, and rests. Closing arguments 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 through their foreman present to the Court their verdict, which verdict is in the 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. 2724  
 VIC CUMMINGS, )  
 Defendant. )

VERDICT

We, the jury in the above entitled cause, duly empaneled, and sworn, upon our oaths, find the defendant, Vic Cummings, guilty, as charged in the first count of the indictment.

We further find the defendant, Vic Cummins, guilty, as charged in the second count of the indictment.

C. W. ARTHURS, Foreman"

ENDORSED: Filed Nov. 12, 1928.

The jury announcing this to be their true verdict are excused from further consideration of the case; thereupon, it is by the Court that the following judgment and sentence be imposed upon defendant Vic Cummings as follows:

- Count 1. Sixty (60) days in Osage County Jail and a fine of One Hundred (\$100.00) Dollars
- Count 2. Six (6) months in Osage County Jail.

And it is the further order of Court that jail sentence imposed in Count 2 be stayed for a period of two years, on good behavior of the defendant, or, until further order of Court; and it is further ordered that defendant stand committed to jail until the fine assessed in count 1 is paid.

-----  
 UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3018-Criminal.  
 JACK BURGESS, Defendant. )

On this 12th day of November, A.D. 1928, defendant in above entitled cause, Jack Burgess, is thrice called in open court but answers not. Sureties, William L. Cooper and Eva Florence Burgess, are thrice called in open court but answer not. Whereupon, it is by the Court ordered that the bond in the sum of \$3,500.00, in the above entitled cause, be, and the same is hereby forfeited, Scire Facias awarded, alias capias ordered and new bond set in the amount of \$4,000.00

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

NORTHERN

District of

OKLAHOMA

SPECIAL OCTOBER 1928 SESSION, PAWBUKA, OKLAHOMA, NOVEMBER 12, 1928.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3038-Criminal.  
 MABEL BUTLER, Defendant. )

On this 12th day of November, A. D. 1928, the defendant in above entitled cause, Mabel Butler, is thrice called in open court but answers not. Sureties, Costello Anderson Tolley and Ella N. Steward, are thrice called in open court but answer not. Whereupon, it is by the Court ordered that the bond in the sum of \$500.00 in the above entitled cause, be, and the same is hereby forfeited, Scire Facias awarded, alias capias ordered and new bond set in the amount of \$1,000.00

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3080-Criminal.  
 W. C. LAMB, Defendant. )

On this 12th day of November, A. D. 1928, it is by the Court ordered that above entitled cause be, and same is hereby dismissed, as to defendant W. C. Lamb, on the recommendation of the District Attorney.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3068-Criminal.  
 ARTHUR BROWN, Defendant. )

On this 12th day of November, A. D. 1928, comes Hon. John M. Goldesberry, United States District Attorney, representing the Government herein, and defendant Arthur Brown in person and by counsel, H. T. Church. Defendant is arraigned and enters plea of guilty as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

- Count 1. Sixty (60) days in Osage County Jail and a fine of \$100.00
- Count 2. Sixty (60) days in Osage County Jail to run concurrently with sentence imposed in Count 1.

And it is the further order of Court that defendant stand committed in Osage County Jail until the \$100.00 fine is paid.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3019-Criminal.  
 ROSCOE McMURRAY, Defendant. )

On this 12th day of November, A. D. 1928, comes Honorable John M. Goldesberry, United States District Attorney, representing the Government herein and defendant in person and by counsel, I. E. Long. Defendant is arraigned and enters plea of not guilty as charged in counts 1 and 2, of the indictment heretofore filed herein. Both sides announce ready for trial and a jury is duly empaneled and sworn to try said cause and a true verdict render. All witnesses are sworn and opening statements of counsel are waived. At this time plaintiff presents its evidence and proof and rests. Now comes the defendant and demurs to Government's evidence, which demurrer is heard by the Court, overruled and exceptions allowed. Defendant now presents his evidence and proof and rests and thereupon the Government presents its rebuttal testimony to all of which defendant demurs, said demurrer being heard by the Court, overruled, and exceptions allowed. Closing arguments of counsel are waived 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. On this same day the jury return into open court and through their foreman present to the Court their verdict, which verdict is in the words and figures as follows:

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

NORTHERN

District of

OKLAHOMA

SPECIAL OCTOBER 1928 SESSION, PAWUSKA, OKLAHOMA, NOVEMBER 12, 1928.

"VERDICT

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

UNITED STATES OF AMERICA, Plaintiff, vs. ROSCOE McMURRAY, Defendant. No. 3019.

VERDICT

We, the jury in the above entitled cause, duly empaneled and sworn, upon our oaths, find the defendant, Roscoe McMurray, not guilty, as charged in the first count of the indictment.

We further find the defendant, Roscoe McMurray, not guilty, as charged in the second count of the indictment.

Tandy C. Young, Foreman."

Filed Nov. 12, 1928.

The jury announcing this to be their true verdict, it is ordered by the Court that said Jury be discharged and the defendant dismissed.

UNITED STATES OF AMERICA, Plaintiff, vs. MARCELLE WHITETAIL, ROBERT HERROD, AND LORENA KANEY, Defendants. No. 2722-Criminal.

On this 12th day of November, A. D. 1928, the above entitled cause comes on for sentence and at this time, it is by the Court ordered that judgment and sentences be imposed upon the defendants as follows:

- ROBERT HERROD - Count 1. Dismissed on recommendation of District Attorney. Count 2. A fine of Twenty-five (\$25.00) Dollars. Count 3. Dismissed on recommendation of District Attorney. Count 4. A fine of Twenty-five (\$25.00) Dollars.

And it is further ordered by the Court that defendant Robert Herrod be granted time until November 16, 1928, to pay both fines, and in default thereof to stand committed to jail until paid.

- LORENA KANEY - Count 1. Dismissed on recommendation of District Attorney. Count 2. A fine of Twenty-five (\$25.00) Dollars. Count 3. Dismissed on recommendation of District Attorney. Count 4. A fine of Twenty-five (\$25.00) Dollars.

In default of payment of fines imposed in counts 2 and 4, defendant Lorena Kaney to stand committed to jail until paid.

- MARCELLE WHITETAIL - Count 1. Two (2) years in some Institution to be designated later by the Court; a fine of One Hundred (\$100.00) Dollars to run on execution. Execution of jail sentence on this count deferred for a period of five years during defendant's good behavior, or, until further order of the Court. Count 2. Sixty (60) days in Osage County Jail. Count 3. Two (2) years in some Institution to be designated later by the Department of Justice. A fine of One Hundred (\$100.00) Dollars to run on execution. Execution of sentence imposed in this count to be

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

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District of

OKLAHOMA

SPECIAL OCTOBER 1928 SESSION, PAWBUSKA, OKLAHOMA, MONDAY, NOVEMBER 12, 1928.

stayed for a period of five (5) years during defendant's good behavior, or, until further order of the court. Sentence also to run concurrently with sentence in count 1.
Count 4. A fine of One Hundred (\$100.00) Dollars; to be paid after expiration of sixty day sentence imposed in count 2, and at that time, to stand committed until paid, in default of payment thereof.

MISCELLANEOUS ORDER

UNITED STATES OF AMERICA, ) ( In the Matter of
vs. ) ( Contempt of Court.
CHARLES WEST, ) (

On this 12th day of November, A. D. 1928, comes on the matter of contempt of court, filed by Honorable John M. Goldesberry, United States District Attorney against the defendant, Charles West, who moves the Court that the said Charles West be held in direct contempt of this court for his appearance in said court in an intoxicated condition and for further using boisterous and profane language. After hearing the charges and being well and fully advised in the premises, it is ordered by the Court that judgment and sentence be imposed against said defendant as follows:

NINETY (90) days in Osage County Jail.

UNITED STATES OF AMERICA, Plaintiff, )
vs. ) No. 3020-Criminal.
W. B. WILSON, and )
MRS. W. B. WILSON, Defendants. )

On this 12th day of November, A. D. 1928, the defendants in above entitled cause are arraigned and enter their pleas of not guilty as charged in the indictment heretofore filed herein. Now, at this time, comes the defendant, W. B. Wilson, and asks and is granted permission by the Court to change his former plea of not guilty and enter his plea of guilty to counts 1, 2, 3 and 4, as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that said cause as to Mrs. W. B. Wilson be and same is hereby dismissed, upon the recommendation of the District Attorney; and it is further ordered that sentence as to defendant W. B. Wilson be deferred for a period of two (2) years during his good behavior, or, until further order of the Court.

UNITED STATES OF AMERICA, Plaintiff, )
vs. ) No. 3023-Criminal.
BERT MAY WEBSTER, and )
LEE CALL, Defendants. )

On this 12th day of November, A. D. 1928, the defendants in above entitled cause are arraigned and defendant Bert May Webster enters plea of not guilty to counts 1 and 2, as charged in the indictment heretofore filed herein; defendant Lee Call enters plea of guilty to counts 1 and 2 of the same indictment. Whereupon, it is by the Court ordered that said cause be passed as to each defendant until Tuesday, November 13, 1928.

UNITED STATES OF AMERICA, Plaintiff, )
vs. ) No., 3025-Criminal.
CHRIS RIDGEWAY, Defendant. )

On this 12th day of November A. D. 1928, defendant in above

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

NORTHERN

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OKLAHOMA

SPECIAL OCTOBER 1928 SESSION, PAWUSKA, OKLAHOMA, MONDAY, NOVEMBER 12, 1928.

entitled cause is arraigned and enters plea of not guilty as charged in the indictment heretofore filed herein. Whereupon, upon the recommendation of the District Attorney, it is by the Court ordered that said cause be and same is hereby dismissed.

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UNITED STATES OF AMERICA,	Plaintiff,	}	No. 3178-Criminal.
vs.			
C. R. ALLEN,	Defendant.		

On this 12th day of November A. D. 1928, defendant C. R. Allen, in above entitled case is arraigned and enters plea of not guilty to counts 1 and 2, as charged in the information heretofore filed herein. Whereupon, upon motion of the District Attorney, it is by the Court ordered that said cause be continued until 9:30 A. M., Tuesday, November 13, 1928.

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UNITED STATES OF AMERICA,	Plaintiff,	}	No. 3091-Criminal.
vs.			
MRS. LARK BELL,	Defendant.		

On this 12th day of November, A. D. 1928, defendant in above entitled cause is arraigned and enters plea of Nolo Contendere, to charges contained in the indictment heretofore filed herein, which plea is accepted by the Court. Whereupon, it is by the Court ordered that sentence be deferred during the good behavior of the defendant for a period of two years, or, until further order of the Court.

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

UNITED STATES OF AMERICA,	Plaintiff,	}	No. 2900-Criminal.
vs.			
W. K. HALE,	Defendant.		

ORDER

Now on this 12th day of November, 1928, this matter coming on for hearing before the court, and it appearing that on the 1st day of October, 1928, when this case was set for trial at Pawhuska, one F. W. Reynolds, then at Manahans, Texas, appeared as a witness for the Government, and was discharged on said date for the reason said cause had been continued to November 12, 1928, and was by the court ordered to appear back on November 12, 1928, with-out further order or further process being served upon him; That prior to November 12, 1928, an order was made continuing said cause to January 2, 1929, and all witnesses were notified by the Government of said continuance by letter, and that the said F. W. Reynolds, employed by the Atlas Motor Products Co. was notified by mailing a letter of said continuance to him at St. Louis, Mo. also a letter to the address where he was located at the time he reported on October 1st, 1928, and also a letter to his former place of residence at Oklahoma City, Oklahoma, however due to the fact that he was traveling for said Atlas Motor Products Co. he failed to receive notice of said continuance and appeared on November 12, 1928, incurring expenses from San Antonio, Texas, where he was located at the time it was necessary for him to come to Pawhuska, and where he will have to return, and by reason thereof, he should be and

IT IS HEREBY ORDERED that he be paid his mileage and fees as a witness from San Antonio, Texas, the same as if regularly served with the process of the court at that place.

O.K. Goldesberry	6 days at \$2.00 per day,	\$12.00
U. S. Atty	6 days at \$3.00 per day,	\$18.00
	1358 miles at 5¢ per mile,	\$67.90
	Total .....	\$97.90

ENDORSED: Filed Nov. 12, 1928. F. E. KENNAMER, Judge.

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

NORTHERN District of OKLAHOMA

SPECIAL OCTOBER 1928 SESSION, PAWHUSKA, OKLAHOMA, MONDAY, NOVEMBER 12, 1928

UNITED STATES OF AMERICA, Plaintiff,
vs.
ROSE COOK, and CASEY FRANKLIN, Defendants.
No. 3021-Criminal.

On this 12th day of November A. D. 1928, defendant Rose Cook is arraigned and enters her plea of Nolle Contendere, which plea is accepted by the Court. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon defendant Rose Cook as follows:

Six (6) months in Osage County Jail and a fine of One Hundred (\$100.00) Dollars to run on execution.

And it is the further order of Court that sentence imposed upon above named defendant be suspended during her good behavior for a period of two years, or, until further order of the Court. At this time, on motion of the District Attorney, it is by the Court ordered that said cause as to defendant CASEY FRANKLIN, be, and same is hereby dismissed account officers were not able to locate any one by that name.

UNITED STATES OF AMERICA, Plaintiff,
vs.
DODE PACE, Defendant.
No. 2454-Criminal.

On this 12th day of November, A. D. 1928, the defendant in above styled cause is arraigned and enters of guilty to counts 1 and 2, as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

- Count 1. Fifteen (15) months in Leavenworth Penitentiary and a fine of One Hundred (\$100.00) Dollars.
Count 2. Six (6) months in Leavenworth Penitentiary to run concurrently with sentence in count 1.

UNITED STATES OF AMERICA, Plaintiff,
vs.
ROSALIO HERDIA, Defendant.
No. 3006-Criminal.

On this 12th day of November, A. D. 1928, defendant in above entitled cause is arraigned and enters plea of guilty as charged in the 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 Penitentiary at Leavenworth, Kansas, and a fine of One Hundred (\$100.00) Dollars, to run on execution.
Count 2. Thirty (30) days in Osage County Jail.

And it is further ordered by the Court that jail sentence imposed in count 1 be suspended during good behavior of said defendant for a period of five (5) years, or, until further order of the Court.

UNITED STATES OF AMERICA, Plaintiff,
vs.
JOE EXINDINE, Defendant.
No. 3009-Criminal.

On this 12th day of November, A. D. 1928, the defendant in above entitled cause is arraigned and being deaf and dumb, enters his plea, by written statement, of guilty to counts 1, 2, and 3, as charged in the indictment heretofore filed herein. Whereupon, it is by the Court

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

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SPECIAL OCTOBER 1928 SESSION, PAWBUSKA, OKLAHOMA, MONDAY, NOVEMBER 12, 1928

ordered that sentence be deferred for a period of two (2) years, during the good behavior of said defendant, or, until further order of the Court, and the defendant was so acquainted in writing of the Court's order.

-----  
 UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3010-Criminal.  
 W. N. RAMSEY, Defendant. )

On this 12th day of November A. D. 1928, defendant in above entitled cause is arraigned and enters plea of not guilty as charged as charged in the indictment heretofore entered herein. At this time defendant asks and is granted permission to withdraw his former plea of not guilty and now enters his plea of guilty. Whereupon, it is by the Court ordered that matter of sentence be passed until first Monday in March, 1929.

-----  
 UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3011-Criminal.  
 TOM HOWELL, Defendant. )

On this 12th day of November, A. D. 1928, comes John M. Goldsberry, United States District Attorney, representing the Government herein, and defendant in person and by counsel, I. F. Long. Defendant is arraigned and enters his plea of not guilty to counts 1, 2, 3, 4, and 5, as charged in the indictment heretofore filed herein. Now comes the defendant and asks and is granted permission by the Court to withdraw his former plea of not guilty to counts 1, 2, 3, 4, and 5, and at this time enters his plea of guilty to counts 1 and 3. Whereupon, 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 at Leavenworth, Kansas. \$100.00 fine to run on execution
- Count 2. Dismissed on recommendation of District Attorney
- Count 3. Two (2) years in Federal Penitentiary at Leavenworth, Kansas, and a fine of One Hundred (\$100.00) Dollars to run on execution. Sentence to run concurrently with sentence imposed in count 1.
- Count 4. Dismissed on recommendation of District Attorney
- Count 5. Dismissed on recommendation of District Attorney

And it is the further order of the Court that execution of sentences imposed in counts 1 and 2, be stayed for a period of Five (5) years during the good behavior of the defendant, or, until further order of the Court.

-----  
 UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3030-Criminal.  
 PERRY COTTON, and )  
 CARROLL TRIMM, Defendant. )

On this 12th day of November, A. D. 1928, the defendants in above entitled cause are arraigned and each enters plea of guilty as charged in the indictment heretofore filed herein. Whereupon it is by the Court ordered that sentence be deferred for a period of One (1) year during the good behavior of the defendants, or, until further order of the Court.

-----  
 UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3048-Criminal.  
 CHESTER PONTON, Defendant. )

On this 12th day of November, A. D. 1928, the defendant in above entitled cause is arraigned and enters plea of guilty as charged in counts

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

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OKLAHOMA

SPECIAL OCTOBER 1928 SESSION, PAWHUSKA, OKLAHOMA, MONDAY, NOVEMBER 12, 1928

1 and 2, as charged in the indictment heretofore filed herein. Whereupon it is by the Court ordered that sentence be deferred during the good behavior of the defendant for a period of two years, or, until further order of the Court.

-----  
UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 3074-Criminal.  
W. C. LAMB, Defendant. )

On this 12th day of November, A. D. 1928, the defendant in above entitled cause is arraigned and enters plea of guilty as charged in the indictment heretofore filed herein. Whereupon it is by the Court ordered that sentence be deferred for a period of two years during defendant's good behavior, or, until further order of the Court.

-----  
UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 3049-Criminal.  
CHARLES E. ALLISON, and )  
JIM ALLISON, Defendants. )

On this 12th day of November, A. D. 1928, it is by the Court ordered that above entitled cause be and same is hereby stricken from this assignment, account defendants not having been apprehended.

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

NORTHERN

District of

OKLAHOMA

SPECIAL OCTOBER 1928 SESSION, PAWHUSKA, OKLAHOMA, TUESDAY, NOVEMBER 13, 1928

On this 13th day of November, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special October 1928 Session, at Pawhuska, Oklahoma, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

H. P. Warfield, Esq., Clerk of U. S. District Court
John M. Goldesberry, Esq., United States District Attorney
Henry 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

UNITED STATES, Plaintiff,
vs. No. 615-Law.
JOHN A. HUNTER, COUNTY TREASURER OF OSAGE COUNTY, OKLAHOMA, Defendant.

PETITION FOR AND ORDER ALLOWING APPEAL

TO THE HONORABLE F. E. KENNAMEY, DISTRICT JUDGE:

The above named Plaintiff, the United States, feeling aggrieved by the Decree rendered and entered in the above entitled cause on the 20th day of October, 1928, does hereby appeal from said decree to the Circuit Court of Appeals for the Eighth Circuit because and for the reason set forth in its assignment of error filed herewith.

WHEREFORE, said Plaintiff, the United States, prays that its appeal be duly allowed.

(Signed) LOUIS N. STIVERS

Louis N. Stivers, Assistant United States Attorney Federal Building, Tulsa, Okla. Attorney for Plaintiff.

The within and foregoing appeal prayed for is hereby duly allowed in open court, this the 13th day of Nov. 1928.

F. E. KENNAMEY, Judge.

ENDORSED: Filed November 13, 1928.

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

UNITED STATES, Plaintiff,
vs. No. 745-Law.
BOARD OF COUNTY COMMISSIONERS OF OSAGE COUNTY, OKLAHOMA, Defendants.

ORDER SUSTAINING DEFENDANT'S DEMURRER

Now on this 13 day of Nov. 1928, there coming on to be heard on behalf of the above named defendant, Board of County Commissioners of Osage County, Oklahoma, a certain demurrer interposed to Plaintiff's Petition herein, and said Plaintiff now appearing by and through its solicitor, John M. Goldesberry, United States District Attorney in and for the Northern District of the State of Oklahoma, and said defendant now appearing by and through its solicitor, C. K. Templeton, County Attorney of Osage County, State of Oklahoma, and the Court after hearing argument of counsel and being fully advised in the premises, finds that defendant's demurrer aforesaid, should be sustained.

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

NORTHERN

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OKLAHOMA

SPECIAL OCTOBER 1928 SESSION, PAWHUSKA, OKLAHOMA, TUESDAY, NOVEMBER 13, 1928

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that demurrer of said defendant be, and is hereby sustained, to which ruling of the Court the above named Plaintiff objects and excepts, and such exceptions are by the Court duly allowed, and whereupon said Plaintiff, the United States, is offered additional time in which to amend its petition herein, but upon such offer declines to further plead and elects to stand upon its said petition as herein presented, and in presence of opposing counsel and in open court serves notice of its intention to appeal from the within judgment.

F. E. KENNAMER, Judge.

O.K: Jno. M. Goldesberry  
Attorney for Plaintiff

C. K. Templeton  
County Attorney of Osage County, Oklahoma,  
Attorney for Defendant.

ENDORSED: Filed November 13, 1928.

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UNITED STATES OF AMERICA,	Plaintiff,	}	
vs.		}	No. 2986-Criminal.
ELMER BOUDINIER,	Defendant.	}	

On this 13th day of November, 1928, defendant, Elmer Boudinier, is arraigned and enters plea of guilty to counts 1, 2, and 3, as charged in the indictment heretofore filed herein. Whereupon it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

- Count 1. Five (5) years in Federal Penitentiary at Leavenworth, Kansas.
- Count 2. Five (5) years in Federal Penitentiary at Leavenworth, Kansas, to run concurrently with sentence in Count 1.
- Count 3. Five (5) years in Federal Penitentiary at Leavenworth, Kansas, to run concurrently with sentence in Count 1.

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UNITED STATES OF AMERICA,	Plaintiff,	}	
vs.		}	No. 2987-Criminal.
ELMER BOUDINIER, and FRED MILLS,	Defendant.	}	

Now on this 13th day of November, A. D. 1928, comes Honorable John M. Goldesberry, representing the Government herein, and defendants in person; defendant Elmer Boudinier being also represented by counsel; F. A. Tillman and defendant Fred Mills, being without counsel; it is by the Court ordered that L. A. Justus be appointed to represent said defendant, Fred Mills. Defendants are arraigned and defendant Elmer Boudinier enters plea of guilty to Counts 1 and 2, as charged in the indictment heretofore filed herein; defendant Elmer Mills enters plea of not guilty to counts 1 and 2 of the said indictment. Both sides announce ready for trial and a jury is duly empaneled and sworn to try said cause and a true verdict render. At this time Count 3 of the indictment, as to both defendants, is dismissed by the Court, having been found to be repetition of Count 1 of said indictment. All witnesses are sworn and opening statements of counsel are heard. Government now presents its evidence and proof and rests. Now come the defendants and demur to the evidence of the Government, which demurrer is heard by the Court and overruled. Defendants now present their evidence and proof and rest and thereupon the Government presents its rebuttal testimony and thereafter closing arguments of counsel are heard. The Court now 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 the jury return into open court and through their foreman present to the Court their verdict, which said verdict is in the words and figures as follows:

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SPECIAL OCTOBER 1928 SESSION, PAWUSKA, OKLAHOMA, TUESDAY, NOVEMBER 13, 1928

"VERDICT

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

UNITED STATES OF AMERICA, )  
 )  
 vs. Plaintiff, ) No. 2987  
 )  
 FRED MILLS, Defendant. )

VERDICT

We, the jury in the above entitled cause, duly empaneled and sworn, upon our oaths, find the defendant, Fred Mills, guilty, as charged in the first count of the indictment.

We further find the defendant, Fred Mills, guilty, as charged in the second count of the indictment.

G. A. GUNN, Foreman."

Filed Nov. 13, 1928.

The jury announcing this to be their true verdict, it is by the Court ordered that said Jury be discharged from further consideration of said cause, and the following judgment and sentence is imposed upon said defendants:

FRED MILLS - Count 1. Three (3) years in Federal Penitentiary at Leavenworth, Kansas.  
Count 2. Three (3) years in Federal Penitentiary at Leavenworth, Kansas, to run concurrently with sentence imposed in count 1.

ELMER BOUDINIER -

Count 1. One (1) year in Federal Penitentiary at Leavenworth, Kansas, to run consecutively with sentence imposed in count 1 of indictment No. 2986.  
Count 2. One (1) year in Federal Penitentiary at Leavenworth, Kansas, to run concurrently with sentence imposed in count 1, of this indictment, No. 2987.

At this time, defendant Fred Mills, gives notice in open court of his appeal of this case to the Circuit Court of Appeals.

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UNITED STATES OF AMERICA, Plaintiff, )  
 )  
 vs. ) No. 3085-Criminal.  
 )  
 WALTER BEAN, Defendant. )

On this 13th day of November, A. D. 1928, comes W. B. Blair, Assistant District Attorney, representing the Government herein, and defendant in person and without counsel. Thereupon, defendant is arraigned and enters plea of not guilty to Counts 1, 2, and 3, as charged in the indictment heretofore filed herein. Whereupon, it is ordered by the Court that Attorney F. A. Tillman be, and he is hereby appointed as counsel to represent the said defendant, Walter Bean. Both sides now announce ready for trial, defendant's counsel having been supplied with a copy of the indictment, and a jury is empaneled and sworn to try said cause and a true verdict render. All witnesses are sworn and opening statements of counsel are waived. Government now presents its evidence and proof and rests. At this time defendant demurs to Counts 1 and 2 of the indictment, which demurrer is heard by the Court, overruled, and exceptions allowed. Thereafter 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 the sworn bailiff to deliberate upon their verdict. On this same day the jury return into open court and through their foreman, present to the Court their verdict, which said verdict is in the words and figures as follows:

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

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OKLAHOMA

SPECIAL OCTOBER 1928 SESSION, PAWHUSKA, OKLAHOMA, TUESDAY, NOVEMBER 13, 1928

VERDICT

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

UNITED STATES OF AMERICA,	}	
	Plaintiff,	
vs.	}	No. 3085
	}	
WALTER BEAN,	Defendant.	

VERDICT

We, the jury in the above entitled cause, duly empaneled and sworn, upon our oaths, find the defendant, Walter Bean, guilty, as charged in the first count of the indictment.

We further find the defendant, Walter Bean, guilty, as charged in the second count of the indictment.

We further find the defendant, Walter Bean, guilty, as charged in the third count of the indictment.

A. H. BOLES, JR., Foreman."

Filed: Nov. 13, 1928.

The jury announcing this to be their true verdict, it is ordered by the Court that said jury be discharged and that judgment and sentence be passed until Wednesday, November 14, 1928.

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UNITED STATES OF AMERICA,	}	
	Plaintiff,	
vs.	}	No. 3179-Criminal.
	}	
RALPH MOODY, and	Defendants.	
ARTHUR MOODY,	}	

On this 13th day of November, A. D. 1928, the defendants in above entitled cause are arraigned and each enter pleas of not guilty, as charged in the information heretofore filed herein. Both sides announce ready for trial and a jury is duly empaneled and sworn to try said cause and a true verdict render. All witnesses are sworn and opening statements of counsel are waived. The Government presents its evidence and proof and rests and at this time defendants demur to the testimony as presented by the Government, which said demurrer is heard by the Court, overruled, and exceptions allowed. Defendants present their evidence and proof and rest. Whereupon it is by the Court ordered that said cause be, and same is hereby dismissed, account statement from the Court that it would not sustain verdict in this case.

-----

UNITED STATES OF AMERICA,	}	
	Plaintiff,	
vs.	}	No. 3018-Criminal.
	}	
JACK BURGESS,	Defendant.	

On this 13th day of November, A. D. 1928, comes on the above entitled cause for hearing on the application of defendant herein to set aside bond forfeiture heretofore made and entered herein on the 12th day of November, 1928, and the Court being well and fully advised in the premises, and upon recommendation of the District Attorney, orders that said bond forfeiture, be, and same is hereby set aside and defendant ordered to stand on original bond.

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UNITED STATES OF AMERICA,	}	
	Plaintiff,	
vs.	}	No. 455-Criminal.
	}	
RODNEY JONES,	Defendant.	

On this 13th day of November, A. D. 1928, comes on the above entitled cause for hearing and upon recommendation of the District Attorney, it is by the Court ordered that said cause be stricken from this assignment.

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SPECIAL OCTOBER 1928 SESSION, PAWBUKA, OKLAHOMA, TUESDAY, NOVEMBER 13, 1928

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 689-Criminal.  
 WADE LOWE, Defendant. )

On this 13th day of November, A. D. the above entitled cause comes on for hearing and on recommendation of the District Attorney, it is by the Court ordered that said cause be and same is hereby stricken from this assignment and it is further ordered that said cause be transferred to the next Miami docket.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 1413-Criminal.  
 C. E. TENNYSON, Defendant. )

On this 13th day of November, A. D. 1928, it having been brought to the attention of the Court that defendant in above entitled cause has escaped from jail, it is ordered by the Court that said cause, be, and same is hereby stricken from this assignment.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 1904-Criminal.  
 CHARLES PERRY, Defendant. )

On this 13th day of November A. D. 1928, upon recommendation of the District Attorney, it is by the Court ordered that above entitled cause, be, and same is hereby stricken from this assignment and transferred to the next Tulsa docket.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 2984-Criminal.  
 F. C. BROWN, Defendant. )

On this 13th day of November, A. D. 1928, the defendant in above entitled cause is arraigned and enters plea of not guilty to counts 1, 2, and 3, as charged in the indictment heretofore filed herein. Whereupon it is by the Court ordered that said cause be and same is hereby dismissed account witness is unreliable and an undesirable citizen.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3029-Criminal.  
 A. J. HILL, Defendant. )

On this 13th day of November, A. D. 1928, the defendant in above entitled cause is arraigned and enters plea of not guilty as charged in the indictment heretofore filed herein. Whereupon it is by the Court ordered that said cause be stricken from this assignment and transferred to the next Miami docket.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3140-Criminal.  
 HUGH N. WASHBURN, Defendant. )

On this 13th day of November, A. D. 1928, it is by the Court ordered that above entitled cause be stricken from this assignment and transferred to the next Tulsa docket.

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

NORTHERN District of OKLAHOMA

SPECIAL OCTOBER 1928 SESSION, PAWHUSKA, OKLAHOMA, TUESDAY, NOVEMBER 13, 1928

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3097-Criminal.  
 JAMES HILDEBRAND, Defendant. )

On this 13th day of November, A. D. 1928, defendant in above entitled cause is arraigned and enters plea of Nollo Contendere, which plea is accepted by the Court. At this time, defendant demurs to the indictment, heretofore filed herein, which said demurrer is heard by the Court, overruled, and exceptions allowed. Whereupon, it is by the Court ordered that sentence be deferred during the good behavior of said defendant for a period of six months, or, until further order of the Court.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3092-Criminal.  
 JOHN MOODY, and )  
 CELIA MILLER MOODY, Defendants. )

On this 13th day of November, A. D. 1928, John Moody, defendant herein, is arraigned and enters plea of guilty as charged in the indictment heretofore entered herein; defendant Celia Miller Moody is arraigned and enters her plea of not guilty. Whereupon it is by the Court ordered that said cause as to defendant Celia Miller Moody be and same is hereby dismissed upon the recommendation of the District Attorney, and it is further ordered that the following judgment and sentence be imposed defendant, John Moody.

Count 1. A fine of One Hundred (\$100.00) Dollars; Ninety (90) days in Osage County Jail; jail sentence suspended for a period of Twelve (12) months during defendant's good behavior, or, until further order of Court.

And it is further ordered that defendant stand committed to the Osage County Jail until fine is paid.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3158-Criminal.  
 LOUIS DREXEL, and )  
 EDDIE MACK, Defendants. )

On this 13th day of November, A. D. 1928, defendants in above entitled cause are arraigned and each enters plea of guilty on count 1, and not guilty on count 2, as charged in the indictment heretofore filed herein. Whereupon it is by the Court ordered that judgment and sentence be imposed upon each defendant as follows:

Count 1. A fine of One Hundred (\$100.00) Dollars; Six (6) months in Osage County Jail - sentence to be suspended during good behavior for a period of two years, or, until further order of the Court.  
 Count 2. Dismissed.

And it is further ordered that each defendant be granted time until November 16, 1928, in which to pay their fines, and that defendant Eddie Mack be placed under own recognizance until that date, to-wit: November 16, 1928. And it is further ordered that in default of payment of their fines, at end of extension period, each defendant shall stand committed to the Osage County Jail until said fines are paid.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3023-Criminal.  
 BERT MAY WEBSTER, and )  
 LEE CALL, Defendants. )

On this 13th day of November, A. D. 1928, the above entitled matter coming on for hearing, it is by the Court ordered that said cause

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

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SPECIAL OCTOBER 1928 SESSION, PAWUSKA, OKLAHOMA, TUESDAY, NOVEMBER 13, 1928

as to defendant Bert May Webster, be, and same is hereby dismissed; that said cause as to defendant Lee Call be passed until November 14, 1928.

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UNITED STATES OF AMERICA,	Plaintiff,	)	
vs.		)	No. 3153-Criminal.
CHARLES McLISH,	Defendant.	)	

On this 13th day of November, A. D. 1928, the defendant in above entitled cause is arraigned and enters plea of guilty as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed as follows upon said defendant:

Eighteen (18) months in Federal Penitentiary at Leavenworth, Kansas; a fine of One Hundred (\$100.00) Dollars. Defendant to stand committed until fine is paid.

-----

Court adjourned until November 14, 1928.

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

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OKLAHOMA

SPECIAL OCTOBER 1928 SESSION, PAWUSKA, OKLAHOMA, WEDNESDAY, NOVEMBER 14, 1928

On this 14th day of November, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special October 1928 Session, at Pawhuska, Oklahoma, met pursuant to adjournment, Honorable F. W. Kennamer, Judge, present and presiding:

W. P. Warfield, Esq., Clerk of U. S. District Court  
John M. Goldesberry, Esq., United States District Attorney  
Henry G. Beard, Esq., United States Marshal

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

UNITED STATES OF AMERICA,	Plaintiff,	}	No. 3065-Criminal.
vs.			
C. A. MORRISON, and MARY MORRISON,	Defendants.		

On this 14th day of November, A. D. 1928, the defendants in above entitled cause are arraigned and defendant C. A. Morrison enters plea of guilty to counts 1 and 2, as charged in the indictment heretofore filed herein and defendant Mary Morrison enters her plea of Nolle Contendere, which plea is accepted by the Court. Whereupon it is by the Court ordered that judgment and sentence be imposed upon said defendants as follows:

C. A. MORRISON - Count 1. Ninety (90) days in Washington County Jail and a fine of One Hundred (\$100.00) Dollars.  
Count 2. A fine of Twenty-five (\$25.00) Dollars.

MARY MORRISON - Count 1. Ninety (90) days in Washington County Jail and a fine of One Hundred (\$100.00) Dollars.  
Count 2. A fine of Twenty-five (\$25.00) Dollars.

And it is further ordered by the Court that in default of payment of fines, defendants stand committed to jail until paid.

UNITED STATES OF AMERICA,	Plaintiff,	}	No. 3187-Criminal.
vs.			
LUCY SELLERS,	Defendant.		

On this 14th day of November, A. D. 1928, the defendant in above entitled cause, Lucy Sellers, is thrice called in open court but answers not. Sureties, Mary E. Holland and Charles T. Holland, are thrice called in open court but answer not. Whereupon, it is by the Court ordered that the bond in the sum of \$1,000.00 in the above entitled cause, be, and the same is hereby forfeited, Scire Facias awarded, alias capias ordered and new bond set in the amount of \$1,500.00. Now on this same day comes the District Attorney and recommends that this cause be dismissed and the Court being fully advised in the premises, it is ordered that said cause, be, and same is hereby dismissed and the bond forfeiture set aside.

UNITED STATES OF AMERICA,	Plaintiff,	}	No. 3039-Criminal.
vs.			
MRS. M. SLATER, J. B. BROWN, AND H. RANDOLPH,	Defendants.		

On this 14th day of November, A. D. 1928, come defendants J. B. Brown and H. Randolph, and after being arraigned, enter their pleas of not guilty as charged in the indictment, heretofore filed herein. Both sides announce ready for trial and a jury is duly empaneled and sworn to try said cause and a true verdict render. All witnesses are sworn and opening statements of counsel are heard. The Government now presents its evidence and proof and rests. At this time, defendant

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J. B. Brown demurs to the indictment, heretofore filed herein, which said demurrer is heard by the Court, and overruled as to counts 1 and 3, and sustained as to count 2; now comes the defendant H. Randolph in his own behalf, and moves the Court to dismiss count 2 of the indictment heretofore filed herein, and the Court being well and fully advised in the premises, it is ordered that said Count 2 be and same is hereby dismissed as to defendant H. Randolph. Now defendant J. B. Brown presents his evidence and proof and rests, with H. Randolph appearing as the witness. Defendant J. B. Brown now presents a motion for a directed verdict on counts 1 and 3, which motion is heard by the Court, overruled, and exceptions allowed. Thereafter closing arguments of counsel are heard, 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 the jury return into open court and through their foreman present to the Court their verdicts, which said verdicts are in the 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. 3039
	)	
J. B. BROWN,	)	
Defendant.	)	

VERDICT

We, the jury in the above-entitled cause, duly empaneled and sworn, upon our oaths, find the defendant, J. B. Brown, not guilty, as charged in the first count of the indictment.

We further find the defendant, J. B. Brown, not guilty, as charged in the third count of the indictment.

Filed: Nov 14, 1928. H. A. HEINMILLER, Foreman."

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

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	No. 3039
	)	
H. RANDOLPH,	)	
Defendant.	)	

VERDICT

We, the jury in the above-entitled cause, duly empaneled and sworn, upon our oaths, find the defendant, H. Randolph, guilty as charged in the first count of the indictment.

We further find the defendant, H. Randolph, not guilty, as charged in the third count of the indictment.

FILED: Nov. 14, 1928. H. A. HEINMILLER, Foreman.

The jury announcing these to be their true verdicts, it is by the Court ordered that said jury be discharged from further consideration in the case and defendant J. B. Brown dismissed; and it is further ordered that judgment and sentence as to defendant H. Randolph be imposed:

Count 1. Two (2) years in Federal Penitentiary at Leavenworth, Kansas, and a fine of One Hundred Fifty (\$150.00) Dollars; defendant to stand committed until fine is paid.

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

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

UNITED STATES OF AMERICA, Plaintiff, }
vs. } No. 3039-Criminal.
J. B. BROWN, Defendant. }

ORDER

WHEREAS, the above styled cause came on for trial and was tried before the court above named at the Special October 1928 Term at Pawhuska, Oklahoma, within said district and after the case was submitted to the jury for its consideration, the jury thereupon returned a verdict of not guilty against the said J. B. Brown and it appearing to the court that there is being held one Chrysler Coupe Automobile belonging to the said defendant, J. B. Brown, illegally, it is therefore by the court ordered that said car be released and returned to the said J. B. Brown immediately and all officers and agents of the government are directed to release and relinquish all claims of the United States thereon, and upon payment of all costs incurred by the Department.

O.K: Harry Seaton
Asst U. S. Atty.

F. E. KENNAMER,
District Judge.

ENDORSED: Filed November 14, 1928.

MISCELLANEOUS ORDER

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

UNITED STATES OF AMERICA, Plaintiff, }
vs. } No. Misc. Criminal.
CHAS. WEST, Defendant. }

ORDER

And now on this the 14th day of November, A. D. 1928, the same being a regular day of the Special October 1928 Term of Court at Pawhuska, Oklahoma, the above entitled matter coming on for a hearing upon the motion of the Defendant Chas. West for modification of his sentence for Direct Contempt of Court, and the Court having heard said Motion and it appearing to the Court that said Motion should be sustained.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the sentence and judgment of the Court heretofore made on the 12th day of November, 1928, committing the said Defendant to Jail in the Usage County Jail for a period of 90 days from that date, be and the same is hereby modified to read ten days from the 14th day of November, 1928.

F. E. KENNAMER,
United States District Judge.

O. K: Harry Seaton
Assistant United
States Attorney.

ENDORSED: Filed November 14, 1928.

UNITED STATES OF AMERICA, Plaintiff, }
vs. } No. 3085-Criminal.
WALTER BEAN, Defendant. }

On this 14th day of November, A. D. 1928, the above entitled matter comes on for sentence as to defendant, Walter Bean. Whereupon it

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is by the Court ordered that the following judgment and sentence be imposed:

- Count 1. Ninety (90) days in Washington County Jail and a fine of One Hundred (\$100.00) Dollars; defendant to stand committed until fine is paid.
- Count 2. Ninety (90) days in Washington County Jail, to run concurrently with sentence in Count 1.
- Count 3. Two (2) years in Federal Penitentiary at Leavenworth, Kansas, and a fine of One Hundred (\$100.00) to run on execution.

And it is further ordered by the Court that execution of sentence in Count 3 be stayed until after the expiration of sentence in Count 1, and for a period of three (3) years, during the defendant's good behavior, or, until further order of the Court.

-----  
UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 3172-Criminal.  
MRS. JOHN WARD, Defendant. )

On this 14th day of November, A. D. 1928, the defendant in above entitled cause, Mrs. John Ward, is thrice called in open court but answers not. Sureties, John Ward and B. F. Phillips, are thrice called in open court but answer not. Whereupon, it is by the Court ordered that the bond in the sum of \$500.00 on the above entitled cause, be, and the same is hereby forfeited, Soire facias awarded, alias capias ordered and new bond set in the amount of \$1,500.00. At this time defendant comes into open court and enters plea of guilty to counts 1 and 2, as charged in the information heretofore filed herein. Whereupon it is further ordered by the Court that bond forfeiture be set aside and sentence deferred for a period of twelve (12) months, or, until further order of the Court.

-----  
UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 3023-Criminal.  
LEE CALL, Defendant. )

On this 14th day of November, A. D. 1928, the above entitled matter comes on for sentence as to defendant, Lee Call. Whereupon, it is ordered by the Court that the following judgment and sentence be imposed:

- Count 1. Ninety (90) days in Osage County Jail and a fine of One Hundred (\$100.00) Dollars; defendant to stand committed until fine is paid.
- Count 2. Ninety (90) days in Osage County Jail to run concurrently with sentence in Count 1.

-----  
UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 3033-Criminal.  
JAMES MEEKS, Defendant. )

On this 14th day of November, A. D. 1928, defendant in above entitled cause is arraigned and enters plea of guilty to counts 1 and 2, as charged in the indictment heretofore filed herein. Whereupon it is by the Court ordered that judgment and sentence be imposed as follows:

- Count 1. Ninety (90) days in Washington County Jail and a fine of One Hundred (\$100.00) Dollars; defendant to stand committed until fine is paid.
  - Count 2. Ninety (90) days in Washington County Jail to run concurrently with sentence in Count 1.
-

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

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SPECIAL OCTOBER 1928 SESSION, PAWUSKA, OKLAHOMA, WEDNESDAY, NOVEMBER 14, 1928

UNITED STATES OF AMERICA, Plaintiff,	}	
vs.	}	No. 3005-Criminal.
PERRY ALEXANDER, RAYMOND STOUT, ETHEL STOUT, AND MACK ALEXANDER,	}	Defendants.

On this 14th day of November, 1928, defendant Perry Alexander, in above entitled cause, is thrice called in open court but answers not. Sureties, Nora Conn, and Inza Alexander, are thrice called in open court but answer not. Whereupon, it is by the Court ordered that his bond in the sum of \$500.00, be, and the same is hereby forfeited, Scire Facias awarded, alias capias ordered and new bond set in the amount of \$1,000.00. At this time defendant Perry Alexander comes into open court and it is further ordered by the Court that bond forfeiture heretofore taken as to Perry Alexander, be, and the same is hereby set aside and that defendant Mack Alexander, be, and he is hereby released upon his own recognizance and his cause passed. Defendants, Raymond Stout, Ethel Stout and Perry Alexander are now arraigned and each enter pleas of not guilty. Both sides now announce ready for trial and a jury is duly empaneled to try said cause and a true verdict render. All witnesses are sworn and opening statements of counsel are waived, and thereafter the Government presents its evidence and proof and rests. Whereupon, it is by the Court ordered that said cause, be, and same is hereby dismissed on account of insufficient evidence, and the jury is discharged from further consideration of the case.

UNITED STATES OF AMERICA, Plaintiff,	}	
vs.	}	No. 3079-Criminal.
CHRISTOPHER C. MAXWELL,	}	Defendant.

On this 14th day of November, A. D. 1928, defendant in above entitled cause is arraigned and enters plea of guilty as charged in the indictment 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 Washington County Jail  
and a fine of One Hundred (\$100.00) Dollars;  
defendant to stand committed until fine is paid.

And it is the further order of the Court that jail sentence be deferred for a period of two years during the good behavior of said defendant, or, until further order of Court.

UNITED STATES OF AMERICA, Plaintiff,	}	
vs.	}	No. 3078-Criminal.
TOM BRINK, AND ALBERT HORN,	}	Defendants.

On this 14th day of November, A.D. 1928, defendants in above entitled cause are arraigned and defendant Tom Brink enters plea of guilty to Count 1, and not guilty to count 2, as charged in the indictment heretofore filed herein; defendant Albert Horn enters his plea of guilty to counts 1 and 2. Whereupon it is by the Court ordered that judgment and sentence be imposed upon said defendants as follows:

TOM BRINK - Count 1. Sixty (60) days in Washington County Jail  
and a fine of One Hundred (\$100.00) Dollars;  
defendant to stand committed until fine is paid.  
Count 2. Dismissed.

ALBERT HORN - Count 1. Sixty (60) days in Washington County Jail  
and a fine of One Hundred (\$100.00) Dollars;  
defendant to stand committed until fine is paid.  
Count 2. A fine of Twenty-five (\$25.00) Dollars; defendant  
to stand committed until fine is paid.

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

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SPECIAL OCTOBER 1928 SESSION, PAWBUSKA, OKLAHOMA, WEDNESDAY, NOVEMBER 14, 1928

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3077-Criminal.  
 BEN CARROLL, Defendant. )

On this 14th day of November, 1928, defendant in above entitled cause is arraigned and enters plea of guilty as charged in the indictment heretofore filed herein. Whereupon it is by the Court ordered that judgment and sentence be imposed upon said defendant, Ben Carroll, as follows:

Sixty (60) days in Washington County Jail and a fine of One Hundred (\$100.00) Dollars; defendant to stand committed until fine is paid.

-----  
 UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3178-Criminal.  
 C. R. ALLEN, Defendant. )

On this 14th day of November, A. D. 1928, it is by the Court ordered that above entitled cause be, and same is hereby stricken from this assignment.

-----  
 JAMES STANTON, ET AL., Plaintiffs, )  
 vs. ) No. 124-Law.  
 W. A. CROWE, ET AL., Defendants. )

On this 14th day of November, A. D. 1928, it is by the Court ordered that above entitled cause be, and same is hereby, stricken from this assignment.

-----  
 UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 2484-Criminal.  
 RILEY CHILDERS, AND MRS. DEE CHILDERS, Defendants. )

On this 14th day of November, 1928, it is by the Court ordered that bond forfeiture of defendants herein, heretofore made and entered, be, and same is hereby set aside and it is further ordered that defendants appear in Tulsa for sentence, on November 15, 1928.

-----  
 UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3018-Criminal.  
 JACK BURGESS, Defendant. )

On this 14th day of November, A. D. 1928, it is by the Court ordered that above entitled cause be, and same is hereby, stricken from this assignment, on recommendation of the District Attorney.

-----  
 UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 731-Criminal.  
 CHARLES HARRIS, Defendant. )

On this 14th day of November, A. D. 1928, on recommendation of the District Attorney, it is by the Court ordered that above entitled cause, be, and same is hereby stricken from this assignment and dismissed.

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

NORTHERN

District of

OKLAHOMA

SPECIAL OCTOBER 1928 SESSION, PAWHUSKA, OKLAHOMA, WEDNESDAY, NOVEMBER 14, 1928

UNITED STATES OF AMERICA, Plaintiff, )

vs. )

GEORGE BLACK, AND  
WILLIAM BLACK,

Defendants. )

No. 3062-Criminal.

On this 14th day of November, 1928, it is by the Court ordered that above entitled cause, be, and same is hereby stricken from this assignment.

UNITED STATES OF AMERICA, Plaintiff, )

vs. )

WILLIAM LaFORTE,

Defendant. )

No. 3173-Criminal.

On this 14th day of November, 1928, the defendant in above entitled cause, is thrice called in open court but answers not. Surety, Mary Alice Clawson, is thrice called in open court but answers not. Whereupon, it is by the Court ordered that the bond in the sum of \$1,000.00 in the above entitled cause, be, and the same is hereby forfeited, Scire Facias awarded, alias capias ordered and new bond set in the amount of \$1,500.00.

UNITED STATES OF AMERICA, Plaintiff, )

vs. )

WILLARD OLLER,

Defendant. )

No. 2857-Criminal.

Now on this 14th day of November, 1928, comes on for hearing the above entitled cause and leave being granted to defendant, William Oller, to file his motion to quash the indictment, and after hearing of the matter, the Court being advised in the premises, it is ordered that the indictment be dismissed upon the motion of the District Attorney and leave is granted the United States to file forthwith, information and it is ordered that the defendant file his demurrer to said information. The defendant being arraigned, enters his plea of Nolo Contendere. Thereupon the hearing was had upon the demurrer of the defendant and the same is taken under advisement and the United States District Attorney is granted leave to file briefs on the law. On motion of the District Attorney, it is ordered that an attachment issue for Frank L. Kelly, c/o of Rowe-Kelly Commission Co., St. Joseph, Mo., for his non-appearance as a Government witness after subpoena for his appearance had been served upon him and the United States Marshal is directed to appraise Frank L. Kelly, by telephone, of the issuance of said attachment, and it is further ordered by the Court that the attachment herein for the said Frank L. Kelly, be, and the same is hereby made returnable to the next term of court, on Monday, December 3, 1928, at Miami, Oklahoma.

UNITED STATES OF AMERICA, Plaintiff, )

vs. )

WILLIAM D. TRENT,

Defendant. )

No. 3186-Criminal.

Now on this 14th day of November, 1928, comes on for hearing the above entitled cause, and the defendant being arraigned, enters his plea herein of Nolo Contendere, and thereupon permission is granted to the defendant herein to file his motion to quash said information, and after hearing said information and being advised in the premises, it is ordered that said information be dismissed upon motion of the District Attorney, and leave is hereby granted the United States to file its amended information and the District Attorney herein is granted leave to file his demurrer to the amended information, and thereupon, a hearing was had upon said demurrer to the amended information and the same is taken under advisement by the Court and the United States District Attorney is granted leave to file briefs upon the law.

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

NORTHERN

District of

OKLAHOMA

~~SPECIAL-OCTOBER~~ 1928 SESSION, PAWHUSKA, OKLAHOMA, WEDNESDAY, NOVEMBER 14, 1928

MISCELLANEOUS ORDER - Discharging Jurors.

On this 14th day of November, A. D. 1928, it is by the Court ordered that all Petit Jurors, be, and they are hereby discharged for this Special October 1928 Term of this Court at Pawhuska.

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MISCELLANEOUS ORDER - Recessing Court.

On this 14th day of November, A. D. 1928, it is ordered by the Court that this Special October 1928 Term of Court, at Pawhuska, be, and same is hereby recessed until January 2, 1929.

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Court recessed until January 2, 1928.

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, THURSDAY, NOVEMBER 15, 1928

On this 15th day of November, A. D. 1928, the District Court for the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

H. P. Warfield, Esq., Clerk of U. S. District Court
John M. Goldesberry, Esq., United States Attorney
Henry 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

JOHN H. DYKES AS RECEIVER OF THE FIRST NATIONAL BANK AT COLLINSVILLE, OKLAHOMA, A NATIONAL BANKING ASSOCIATION,

Plaintiff,

vs.

MARY H. YOUNG,

Defendant.

No. 722-law.

ORDER DISMISSING CAUSE

NOW on this 15th day of November, 1928, the above styled cause is hereby dismissed upon the motion of the plaintiff, at the cost of the plaintiff.

F. E. KENNAMER, Judge.

ENDORSED: Filed November 15, 1928.

UNITED STATES OF AMERICA, Plaintiff,

vs.

MRS. DEE CHILDERS, and RILEY CHILDERS,

Defendants.

No. 2484-Criminal.

On this 15th day of November, 1928, comes on the above entitled cause for sentence. Whereupon it is by the Court ordered that the following judgment and sentence be imposed:

RILEY CHILDERS: Count 1. Six (6) months in Creek County Jail and a fine of One Hundred (\$100.00) to run on execution. Count 2. A fine of Fifty (\$50.00) Dollars; defendant granted ten (10) days to pay same and at end of that period to stand committed to jail until the fine is paid, should default of fine be made.

MRS. DEE CHILDERS: Count 1. Six (6) months in Creek County Jail and a fine of One Hundred (\$100.00) Dollars to run on execution. Count 2. Dismissed on recommendation of District Attorney.

And it is the further order of the Court that jail sentence of each defendant be stayed for a period of two (2) years, during their good behavior, or, until further order of Court.

Court adjourned until November 16, 1928.

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

NORTHERN

District of

OKLAHOMA

~~GENERAL MARCH~~ 1928 SESSION, TULSA, OKLAHOMA, FRIDAY, NOVEMBER 16, 1928

On this 16th day of November, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, met pursuant to adjournment, at Tulsa, Oklahoma, Honorable F. E. Kennamer, Judge, present and presiding:

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

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

UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 3110-Criminal.  
H. P. DOWNS, Defendant. )

On this 16th day of November, 1928, comes on the above entitled cause for hearing on motion of defendant herein to vacate and set aside judgment of the Court heretofore made and entered herein, and the Court, being well and fully advised in the premises, it is ordered that said cause be and same is hereby set for further hearing on November 19, 1928; and it is the further order of the Court that the U. S. Marshal have present in court, on the same day, to-wit: November 19, 1928, J. D. Gotcher, to serve as a witness in said case.

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

UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 2929-Criminal.  
E. B. WOOLBRIGHT, Defendant. )

O R D E R

Now on this 16th day of November, 1928, this matter comes on for hearing, the defendant appearing by Robt. B. Keenan, attorney, and the government appearing by the United States District Attorney's office, and it appearing to the court that on the 9th day of August, 1928, the defendant pleaded guilty as to the first count and on the first count was given a fine in the sum of \$25.00, and was given ninety days to pay said fine from the 9th day of August, 1928; that the jail sentence of six months was suspended and the defendant put on probation for a period of two years to Robt. B. Keenan.

It further appears that on the 9th day of November, 1928, the clerk of this court issued a commitment to the United States Marshal because of defendant's failure to pay said fine. It further appears that said fine was paid to the Clerk on the 16th day of November, 1928.

IT IS THEREFORE ORDERED, and the clerk is directed, to recall the commitment, and it is further ordered that the order of August 9, 1928, suspending jail sentence and placing defendant on probation is reinstated.

F. E. KENNAMER,  
United States District Judge.

O.K: Jno. M. Goldesberry,  
United States District Attorney  
Robt. B. Keenan  
Attorney for Defendant.

ENDORSED: Filed November 16, 1928.

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Court adjourned until November 17, 1928.

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION TULSA, OKLAHOMA, SATURDAY, NOVEMBER 17, 1928

On this 17th day of November, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

H. F. Warfield, Esq., Clerk of U. S. District Court
John M. Goldsberry, Esq., United States Attorney
Henry 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.

ST. LOUIS-SAN FRANCISCO RAILWAY COMPANY, A CORPORATION, Plaintiff,
vs. No. 281-Law.
RALPH H. BLAKE, COUNTY TREASURER, OF CREEK COUNTY, OKLAHOMA, Defendant.

PETITION FOR APPEAL AND ORDER ALLOWING SAME.

To the Honorable Franklin E. Kennamer, United States District Judge for the Northern District of Oklahoma, and trial judge in the above entitled cause:

The above named plaintiff, St. Louis-San Francisco Railway Company, in said case, No. 281 Law, feeling itself aggrieved by the decree and judgment of the above named Court, entered in the above entitled case on the 17th day of November, 1928, does hereby appeal from said judgment and decree, to the United States Circuit Court of Appeals for the Eighth Circuit, for the reasons set forth in the Assignment of Errors filed herewith, and prays that its appeal be allowed; and that citation be issued, as provided by law; and that a transcript of the record, proceedings and documents upon which said judgment and decree were based, duly authenticated, be sent to the United States Circuit Court of Appeals for the Eighth Circuit, sitting at St. Louis, under the rules of said court, in such cases made and provided.

And your petitioner further prays that the proper order relating to the required security to be required of plaintiff be made, and that the judgment and decree of this Court, herein appealed from, be superseded as to the fifth, eleventh, fifteenth, sixteenth, nineteenth and twentieth causes of action, pending said appeal.

FRANKLIN

Attorney for Plaintiff.

Now on this 17th day of November, 1928, comes the above named plaintiff, and having presented its petition for appeal, upon due consideration, it is ordered that said appeal be, and the same is hereby allowed upon the giving, within twenty days from this date, of a bond in the sum of \$500.00, which shall operate as both a cost and supersedeas bond; and

It is further ordered that upon the giving of said bond, and the approval thereof by the undersigned Judge of the United States District Court for the Northern District of Oklahoma, the judgment of the trial court herein be superseded, pending the determination of said appeal.

F. E. KENNAMER, Judge.

ENFORCED: Filed November 17, 1928.

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

NORTHERN District of OKLAHOMA  
SPECIAL MARSHAL'S SESSION, TULSA, OKLAHOMA, SATURDAY, NOVEMBER 17, 1928

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

ST. LOUIS-SAN FRANCISCO RAILWAY  
COMPANY, A CORPORATION, )  
Plaintiff, )  
vs. ) No. 281-Law.  
RALPH H. BLAKE, COUNTY TREASURER )  
OF CREEK COUNTY, OKLAHOMA, )  
Defendant. )

CITATION ON APPEAL

United States of America to Ralph H. Blake, as County Treasurer of  
Creek County, Oklahoma, (Complainant):

You are hereby cited and admonished to be and appear in the  
United States Circuit Court of Appeals for the Eighth Circuit, at the  
city of St. Louis, Missouri, 30 days from and after the day this cita-  
tion bears date, pursuant to an appeal filed in the clerk's office of  
the District Court of the United States for the Northern District of  
Oklahoma, in case No. 281 Law, entitled St. Louis-San Francisco Rail-  
way Company, a corporation, plaintiff, vs. Ralph H. Blake, County  
Treasurer of Creek County, Oklahoma, defendant, wherein the said St.  
Louis-San Francisco Railway Company was plaintiff, and is appellant,  
and you are defendant, or appellee, to show cause, if any there be, why  
the judgment rendered against the said plaintiff, upon the fifth, eleventh,  
fifteenth, sixteenth, nineteenth and twentieth causes of action should  
not be corrected, and why speedy justice should not be done the plaintiff  
in that behalf.

WITNESS, the Honorable William Howard Taft, Chief Justice of  
the United States, this 14th day of November, 1928.

F. E. KENNAMER, Judge.

The undersigned attorney for appellee in the above entitled  
cause hereby, on this 14th day of November, 1928, accepts due and person-  
al service of the foregoing citation on behalf of the plaintiff and ap-  
pellant, St. Louis-San Francisco Railway Company.

W. F. PARDOE,

County Attorney of Creek  
County, Oklahoma.

ENDORSED: Filed November 17, 1928.

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

ST. LOUIS-SAN FRANCISCO RAILWAY  
COMPANY, A CORPORATION, )  
Plaintiff, )  
vs. ) No. 281-Law.  
RALPH H. BLAKE, COUNTY TREASURER )  
OF CREEK COUNTY, OKLAHOMA, )  
Defendant. )

ORDER

For good cause shown, this the 17th day of November, 1928, it  
is ordered that the plaintiff herein be allowed until January 10, 1929,  
in which to docket its case and file a transcript of the record herein  
in the United States Circuit Court of Appeals for the Eighth Circuit.

Dated this 17th day of November, 1928.

F. E. KENNAMER, Judge.

ENDORSED: Filed November 17, 1928.

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

NORTHERN EQUITY SESSION, DISTRICT OF OKLAHOMA, TULSA, OKLAHOMA, SATURDAY, NOVEMBER 17, 1928.

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

ST. LOUIS-SAN FRANCISCO RAILWAY COMPANY, A CORPORATION, Plaintiff, vs. RALPH H. BLAKE, COUNTY TREASURER OF CREEK COUNTY, OKLAHOMA, Defendant. No. 281-Law.

JOURNAL ENTRY OF JUDGMENT

The above case came regularly on for trial on the 9th day of June, 1928, both parties appearing in person and by their counsel; and thereupon, said cause was submitted upon an agreed statement of facts that day filed, in open court, and taken under advisement by the Court.

Thereafter, after due consideration of said agreed statement of facts, and briefs of counsel, the above cause comes on for judgment on this 17th day of November, 1928; and the Court, upon said agreed statement of facts, finds:

I. That the levy of Creek County, Oklahoma, for its county highway fund, for the fiscal year commencing July 1, 1925, was authorized and legal, and the defendant is entitled to judgment upon the first cause of action.

II. That, under the agreed statement of facts upon the second cause of action, it is agreed that the levy for Creek County, for its general fund, for said year 1925 was illegal to the extent of 0.02 mill, and plaintiff is entitled to recover the amount sued for in its original and supplemental petitions herein, or \$59.48.

III. That, under the agreed statement of facts upon the third cause of action, it is agreed that the levy for Creek County, for its sinking fund, for said year 1925, was illegal to the extent of 0.02 mill, and plaintiff is entitled to recover the amount sued for in its original and supplemental petitions herein, or \$59.48.

IV. That, under the agreed statement of facts, upon the fourth cause of action, it is agreed that the levy for Shannon Township, for its sinking fund, for said year 1925, was illegal to the extent of 0.357 mill, and plaintiff is entitled to recover the amount sued for in its original and supplemental petitions herein, or \$26.22.

V. The Court further finds, upon the 5th cause of action, that the defendant is entitled to judgment in his favor, which cause of action questions the levy of Sapulpa Township, for its sinking fund, in the amount of 3.42 mills, or \$1824.64. The defendant is entitled to judgment for the reason that the bonds and judgments for which said levy, to such extent, was made had, under previous decision of this Court, become final and res adjudicata as to their validity.

VI. The Court further finds that the plaintiff has moved to dismiss its sixth cause of action, questioning the levy of Sapulpa Township, for its sinking fund, to the extent of 0.29 mill, and in the total amount of \$154.72.

VII. The Court further finds that the plaintiff has moved to dismiss its seventh cause of action, questioning the levy of the town of Shamrock, for its sinking fund, to the extent of 2.97 mills, and in the total amount of \$31.22.

VIII. Upon the Eighth cause of action, the Court finds, from the agreed statement of facts, that 7.5 mills of the levy of the town of Shamrock, for its sinking fund, for said year 1924, in the total amount of \$57.42, was unauthorized and illegal; and plaintiff is entitled to judgment therefor; and that plaintiff has moved to dismiss the remaining portion of the amount sued for in said eighth cause of action, to wit, 2.0 mills, and in the amount of \$15.72.

IX. The Court further finds that the plaintiff has moved to dismiss its ninth cause of action, questioning the levy of the city of Sapulpa, for its sinking fund, to the extent of 0.32 mills, and in the total amount of \$2000.42.

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, SATURDAY, NOVEMBER 17, 1928

X. Upon the tenth cause of action the Court finds, from the agreed statement of facts, that it is conceded the levy of the town of Mounds, for its sinking fund, for said year 1925, was illegal to the extent of 3.26 mills, and plaintiff is entitled to recover the amount sued for, \$59.32.

XI. The Court further finds that the defendant is entitled to judgment in his favor, upon the eleventh cause of action, questioning the levy of the town of Kiefer, for its sinking fund, in the amount of 20.46 mills, or \$647.86. The defendant is entitled to judgment for the reason that the bonds and judgments for which said levy, to such extent, was made had, under previous decisions of this Court, become final and res adjudicata as to their validity.

XII. The Court further finds that the plaintiff has moved to dismiss its twelfth cause of action, questioning the levy of School District No. 56, for its sinking fund, to the extent of 0.62 mill, and in the total amount of \$27.48.

XIII. Upon its thirteenth cause of action, the Court further finds, from the agreed statement of facts that it is conceded, of the levy for said year 1925, for School District No. 33, for its sinking fund, 2.04 mills was illegal, amounting to \$1088.32; and that the plaintiff has moved to dismiss the remaining portion of the amount sued for in said thirteenth cause of action, to wit, 6.619 mills, in the amount of \$3332.34.

XIV. The Court further finds that the plaintiff has moved to dismiss its fourteenth cause of action, questioning the levy of School District No. 23, for its sinking fund, to the extent of 1.8 mill, amounting to \$960.72.

XV. The Court further finds that the defendant is entitled to judgment in his favor, upon the fifteenth cause of action, questioning the levy of School District No. 18, for its sinking fund, in the amount of 5.034 mills, or \$818.66. The defendant is entitled to judgment for the reason that the bonds and judgments for which said levy, to such extent, was made had, under previous decisions of this Court, become final and res adjudicata as to their validity.

XVI. The Court further finds that the defendant is entitled to judgment in his favor, upon the sixteenth cause of action, questioning the levy of School District No. 31, for its sinking fund, in the amount of 1.51 mills, or \$92.20. The defendant is entitled to judgment for the reason that the bonds and judgments for which said levy, to such extent, was made had, under previous decisions of this Court, become final and res adjudicata as to their validity.

XVII. The Court further finds, from the agreed statement of facts, upon the seventeenth cause of action, that the levy of School District No. 25, for its sinking fund, for said year 1925, was unauthorized and illegal to the extent of 0.56 mill, and plaintiff is entitled to recover the amount sued for \$58.98.

XVIII. The Court further finds that plaintiff has moved to dismiss its eighteenth cause of action, questioning the levy of School District No. 2, for its current expense fund, to the extent of 6.215 mills, and in the total amount of \$1498.60.

XIX. The Court further finds that the defendant is entitled to judgment in his favor, upon the nineteenth cause of action, questioning the levy of School District No. 2, for its sinking fund, to the extent of 1.26 mills, or \$303.92. The defendant is entitled to judgment for the reason that the bonds and judgments for which said levy, to such extent, was made had, under previous decisions of this Court, become final and res adjudicata as to their validity.

XX. The Court further finds that the defendant is entitled to judgment in his favor, upon the twentieth cause of action, questioning the levy of Joint Consolidated School District No. 3, for its sinking fund, to the extent of 6.33 mills, in the amount of \$547.42. The defendant is entitled to judgment for the reason that the bonds and judgments for which said levy, to such extent, was made had, under previous decisions of this Court, become final and res adjudicata as to their validity.

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

NORTHERN

## District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, SATURDAY, NOVEMBER 17, 1928

And the Court being sufficiently advised in the premises,

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the plaintiff herein, St. Louis-San Francisco Railway Company, do have and recover from the defendant herein, Ralph H. Blake, as County Treasurer of Creek County, Oklahoma, upon its second cause of action the sum of \$55.48; upon its third cause of action the sum of \$55.48; upon its fourth cause of action the sum of \$26.22; upon its eighth cause of action, to the extent of 7.3 mills, the sum of \$57.45; upon its tenth cause of action the sum of \$59.32; upon its thirteen cause of action, to the extent of 2.04 mills, the sum of \$1088.82; and upon its seventeenth cause of action the sum of \$58.98, or a total sum of \$1401.72, together with its costs herein expended.

It is further ordered by the Court that the sixth cause of action, the seventh cause of action, the eighth cause of action, to the extent of 2.0 mills, the ninth cause of action, the twelfth cause of action, the thirteenth cause of action, to the extent of 6.618 mills, the fourteenth cause of action, and the eighteenth cause of action, and each of them, be, and the same are hereby dismissed.

It is further ordered, adjudged and decreed by the Court that the plaintiff take nothing by reason of its petition herein upon the first cause of action, the fifth cause of action, the eleventh cause of action, the fifteenth cause of action, the sixteenth cause of action, the nineteenth cause of action, and the twentieth cause of action, or either of them, but the defendant go hence as to said causes of action, without day.

To the rendition of said judgment in favor of defendant herein upon said fifth, eleventh, fifteenth, sixteenth, nineteenth and twentieth causes of action, and each of them, the plaintiff, at the time, in open court, duly excepts, and such exceptions are allowed.

It is further ordered by the Court that the defendant herein, Ralph H. Blake, as County Treasurer of Creek County, Oklahoma, do, upon presentation to him of a duly certified copy of this judgment, pay to the plaintiff herein the sums of money, upon the various causes of action herein above specified, adjudged to be due it.

It is further ordered by the Court that the said defendant do release to the various municipalities entitled thereto, the sums of money involved in the causes of action herein which are, by this judgment, dismissed; but that the sums of money now held by said defendant, covered by, and involved in the following named causes of action, to wit, the fifth, eleventh, fifteenth, sixteenth, nineteenth and twentieth causes of action, and each of them, be, by said defendant, retained in his protest fund, and not distributed at this time, pending proceedings by the plaintiff herein, for an appeal to the Honorable Circuit Court of Appeals for the Eighth Circuit; and that upon the perfecting of said appeal within the time provided by law, execution of this judgment upon said last named causes of action, in favor of the defendant, be stayed, pending the determination of said appeal by said Appellate Court.

F. H. KENNEDY, Judge.

O. K. Cruce & Franklin  
Attorneys for Plaintiff  
W. F. Pardoe,  
County Attorney of Creek County

ENDORSED: Filed November 17, 1928.

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

KARL COCORAN, A MINOR, BY  
MELVINA COONS, HIS NEXT  
FRIEND,  
vs.  
CONSOLIDATED LEAD & ZINC  
COMPANY, A CORPORATION,  
Defendant.

No. 471-128.

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, SATURDAY, NOVEMBER 17, 1928

shown the defendant is hereby given and granted leave to file its Second Amended Answer in the above entitled and numbered cause, and is required to furnish the plaintiff a copy thereof, and the plaintiff is hereby given and granted ten days hereafter in which to plead to said Second Amended Answer, without prejudice to trial.

F. E. KENNAMER, Judge.

ENDORSED: Filed November 17, 1928.

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

MISCELLANEOUS ORDER

In Re: Destruction of Liquor.

And now on this the 17th day of November, 1928, the same being a regular day of the Special March, A. D. 1928, term of said Court, the Honorable Sturley B. Jinks, Assistant Deputy Prohibition Administrator in person and by the United States District Attorney and showing to the Court that said Administrator has in his hands a quantity of liquor in the following cases, to-wit:

George Washington, et al.	No. 2168
Goldie Vincent, et al.	No. 2168
Steve Miller,	No. 2168
Oliver Comer,	No. 2278
W. H. Lancaster, et al.	No. 2258
Dolly Gillespie, et al.	No. 2255
Chester Anderson	No. 2254
Phil J. Mayers,	No. 2253

in which it appears that said Assistant Deputy Prohibition Administrator has in his possession the following quantity of intoxicating liquors: Beer, Wine, Whiskey and other liquors which were manufactured, sold and possessed in violation of the National Prohibition Act in said respective cases as follows, to-wit:

6 pints of home brew beer;  
1 pint of whiskey;  
2 pints of beer, and  
2 pints of grape wine;  
2 pints of home brew beer, and  
1 pint and  
1/2 gallon jar nearly full of whiskey;  
1 quart whiskey, and  
1/2 pint of whiskey;  
2 pints of home brew beer;  
4 pints of beer;  
2 pints of home brew beer;  
1 gallon of whiskey.

That the said cases have all been fully, finally and completely disposed of and that there is no reason for the further preservation of said liquors as evidence in any of said cases, and the Court being fully advised in the premises, finds that said liquors should be destroyed.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that said Sturley B. Jinks, be and he is hereby authorized and directed to destroy the liquor hereinabove mentioned and described in the above entitled causes, by pouring the same into the sewer at his office at 803 Daniels Building, Tulsa, Tulsa County, Oklahoma, in the presence of C. T. Warner, and then and there make return of destruction of said liquors on a duly certified copy of this Order.

Done in open Court the day and year first above written.

O.K: Harry Seaton  
Assistant United States  
Attorney.

F. E. KENNAMER,  
United States District Judge.

ENDORSED: Filed November 17, 1928.

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Court adjourned until November 19, 1928.

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

NORTHERN

## District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA MONDAY, NOVEMBER 19, 1928

On this 19th day of November, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

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

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

### ORDER LEAVE GRANTED TO FILE INFORMATION

On this 19th day of November, A. D. 1928, comes the United States District Attorney and asks and is granted leave to file information and prosecute thereunder, and it is ordered that warrants issue for the arrest of the following and that their bonds be fixed in the amount of \$2,500.00, each:

No. 3225 Roy Bradshaw.  
3226 Andy Deal.

UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 3225-Criminal.  
ROY BRADSHAW, Defendant. )

Now on this 19th day of November, 1928, the defendant in above entitled cause, Roy Bradshaw, is arraigned and enters his plea of guilty as charged in the information heretofore filed herein. Whereupon, it is by the Court ordered that a fine of Twenty-five (\$25.00) Dollars be imposed upon said defendant; and it is further ordered that defendant stand committed to the Craig County Jail until said fine is paid.

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

UNITED STATES OF AMERICA, )  
vs. ) No. 3226-Criminal.  
ANDY DEAL, Defendant. )

### PROBATION ORDER.

Now on this 19th day of November, 1928, comes the plaintiff by the United States Attorney, John Goldesberry, and his assistant, Harry Seaton, and the defendant appears in person and by his attorney, Frank P. Smith. The defendant waives arraignment, and enters a plea of guilty as charged in the information filed against him in this cause; and the Court, being fully advised in the premises, upon the plea of the defendant doth find him guilty on the three counts set out in the information; and on the first count he is hereby fined \$25.00 on execution, and on the second count he is hereby sentenced to six months imprisonment in the County Jail of Creek County, Oklahoma, at Sapulpa in said county; and he is hereby committed to Frank P. Smith of Sapulpa, Oklahoma, as probation officer, on parole during his good behavior only, and in the event he shall violate the law, Federal or state, and especially the prohibition law, upon report of the same to this court his parole will be revoked and he will be committed forthwith to serve his sentence of imprisonment; and on the third count of the information he is fined \$25.00 on execution; and the said Frank P. Smith having accepted the trust of probation officer in this cause, IT IS ORDERED that the defendant be and is hereby released and discharged to his home, subject to the terms of his parole, for a term of two years from date.

F. E. KENNAMER, Judge.

O.K. Harry Seaton,  
Asst. U. S. Atty.

ENDORSED: Filed November 19, 1928.

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

NORTHERN

## District of

OKLAHOMA

SPECIAL MARCAH 1928 SESSION, TULSA, OKLAHOMA, MONDAY, NOVEMBER 19, 1928.

IN THE U. S. DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA.

UNITED STATES OF AMERICA,	)	
vs.	)	No. 1564-Criminal.
B. F. MULLINS,	)	Defendant.

### ORDER

Now on this the 19th day of November, 1928, the above cause comes on for hearing upon application of the defendant B. F. Mullins, made on the 23rd day of October, 1928, for permission to pay part of fine and an extension of time in which to pay the balance. The Court having considered same and for good cause shown, finds that said application should be granted and for the balance of the payment of fine extended to December 30th, 1928.

Now, Therefore, Be it ordered, adjudged and decreed that the defendant be and he is hereby given until December 30th 1928 to pay the balance of his fine in said cause in the sum of Three Hundred (\$300.00) Dollars and that execution be stayed until said date. Commitment withdrawn.

F. E. KENHAMER, Judge.

O.K: Jno. M. Goldesberry,  
U. S. District Attorney

ENDORSED: Filed November 19, 1928.

UNITED STATES OF AMERICA,	Plaintiff,	)	
vs.	)	)	No. 496-Criminal.
ARTHUR WALLACE,	Defendant.	)	

On this 19th day of November, A. D. 1928, comes the District Attorney and moves the Court to dismiss the above entitled cause, as to defendant Arthur Wallace; the Court being sufficiently advised thereupon orders that said cause as to defendant Arthur Wallace, be, and same is hereby dismissed.

UNITED STATES OF AMERICA,	Plaintiff,	)	
vs.	)	)	No. 630-Criminal.
JACK LEFEVERE,	Defendant.	)	

Now on this 19th day of November, A. D. 1928, it is by the Court ordered that above entitled cause as to defendant Jack LeFevere, be, and same is hereby dismissed upon the recommendation of the U. S. District Attorney.

UNITED STATES OF AMERICA,	Plaintiff,	)	
vs.	)	)	No. 631-Criminal.
JAMES McTAGGERT,	Defendant.	)	

Now on this 19th day of November A. D. 1928, comes the District Attorney and moves the Court to dismiss the above entitled cause as to defendant, James McTaggart. Whereupon, the Court being sufficiently advised in the premises, it is ordered that said cause as to defendant, James McTaggart, be, and same is hereby dismissed.

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

NORTHERN District of OKLAHOMA  
 SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, MONDAY, NOVEMBER 19, 1928

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 632-Criminal.  
 WILLIAM (BILL) FERRILL, Defendant. )

On this 19th day of November, 1928, upon motion of the District Attorney, it is by the Court ordered that above entitled cause, be, and same is hereby dismissed.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 635-Criminal.  
 OSCAR W. ELLIS, Defendant. )

On this 19th day of November, 1928, upon motion of the District Attorney, it is by the Court ordered that above entitled cause, be, and same is hereby dismissed.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 637-Criminal.  
 HURLEY NEAL, N. A. BOWEN, )  
 EMMETT NEAL, AND CHARLES )  
 ECLESTON, Defendants. )

On this 19th day of November, 1928, upon motion of the District Attorney, it is by the Court ordered that above entitled cause, be, and same is hereby dismissed.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 1845-Criminal.  
 CECIL HUNT, Defendant. )

On this 19th day of November, 1928, comes the United States District Attorney, John M. Goldsberry, and moves the Court to dismiss the above entitled cause as to defendant, Cecil Hunt; the Court being sufficiently advised in the premises, it is ordered that said cause as to said defendant, be, and same is hereby dismissed.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 857-Criminal.  
 HARRY SHERRILL, Defendant. )

On this 19th day of November, 1928, upon motion of the United States District Attorney that above entitled cause as to defendant, Harry Sherrill, be dismissed, it is by the Court ordered that said cause as to said defendant, be, and same is hereby dismissed.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 1006-Criminal.  
 HARRY SHERRILL, Defendant. )

On this 19th day of November, 1928, the United States District Attorney moves the Court to dismiss above entitled cause as to defendant Harry Sherrill, and the Court being fully advised in the premises, it is ordered that said cause as to said defendant, be, and same is hereby dismissed.

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION,

TULSA, OKLAHOMA,

MONDAY, NOVEMBER 19, 1928

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. )  
 MATTHEW THOMAS, Defendant. )

No. 3124-Criminal.

On this 19th day of November, 1928, defendant in above entitled cause is arraigned and enters his plea of not guilty, as charged in the information heretofore filed herein. Whereupon, the Court being sufficiently advised in the premises, it is ordered that said cause, be, and same is hereby dismissed on account of insufficient evidence.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. )  
 B. A. LOVELADY, Defendant. )

MISCELLANEOUS ORDER

Criminal.

NOW on this 19th day of November, 1928, came on for hearing the application of the defendant herein, B. A. Lovelady, for a reduction in the amount of bond heretofore fixed in the sum of \$2,500.00, and after hearing the matter and upon recommendation of the United States District Attorney, it is ordered that the bond of the defendant, be, and the same is hereby reduced from the sum of \$2,500.00 to the sum of \$1,500.00, which the defendant is required to make.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. )  
 H. P. DOWNS, Defendant. )

No. 3110-Criminal.

NOW on this 19th day of November, 1928, the above entitled cause came on for hearing upon motion of the defendant, H. P. Downs, for a modification of the sentence of this Court heretofore imposed on September 29, 1928. Witnesses for defendant give their testimony in open court and after hearing the testimony of the witnesses for the Government, sworn and testified in open court, it is ordered that a subpoena be issued forthwith for the witness Walter Crowe, c/o Henderson Company, National Bank of Commerce Building, Tulsa, Oklahoma, and thereupon Walter Crowe was sworn and testified on behalf of the Government and after hearing the argument of counsel and being advised in the premises, it is ordered that the motion to modify the sentence heretofore imposed, be, and same is hereby denied.

Court adjourned until November 22, 1928.

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

NORTHERN

## District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, THURSDAY, NOVEMBER 22, 1928

On this 22nd day of November, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, met pursuant to adjournment, honorable F. E. Kennamer, Judge, present and presiding:

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

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

### MISCELLANEOUS ORDER

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

#### ORDER FOR PETIT JURY

On this 22nd day of November, 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 name of 40 persons, good and lawful men, from said District, duly qualified to serve as Petit Jurors at the Regular November 1928 Term of this Court to be held at Miami, 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 Miami, Oklahoma, in the Northern District of Oklahoma, on Monday the 23rd day of November, 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 November 1928 Term of said Court.

F. E. KENNAMER, Judge.

ENDORSED: Filed November 22, 1928.

### MISCELLANEOUS ORDER

NOW on this 22nd day of November, A. D. 1928, the bonds of L. W. JONES, WILLIAM F. WARD, FRANK E. KILBUFF, and JOHNNIE MATHIS, Deputy Clerks of this court, are approved by the Court and it is ordered that the Clerk of this court file and spread said bonds of record, same being in words and figures as follows:

UNITED STATES FIDELITY AND GUARANTY COMPANY  
BALTIMORE, MD.

No. \_\_\_\_\_

\$2500.00

KNOW ALL MEN BY THESE PRESENTS:

That we Levi Woodward Jones, Tulsa, Oklahoma, as Principal, and the United States Fidelity and Guaranty Company, a corporation duly incorporated under the laws of the State of Maryland, hereinafter called the Surety, do hereby jointly and severally acknowledge ourselves to be held and bound unto United States of America as \_\_\_\_\_, hereinafter called the Oblige, in the sum of Twenty-Five Hundred (\$2500.00) Dollars in lawful money of the United States, for the true payment of which we bind ourselves, our heirs, executors, administrators, successors, or assigns, jointly and severally, firmly by these presents.

SEALED with our seals and dated this 15th day of November, 1928.

THE CONDITIONS of the above bond are such, that whereas, the said Oblige did on the 1st day of April, 1928, appoint the said Principal to be a Chief Deputy Clerk United States District Court within and for the Northern District, State of Oklahoma, with all the duties and powers required of and conferred upon such officers by the laws of the United States as well as all the responsibilities imposed upon such officers by law.

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH, 1928 SESSION, TULSA, OKLAHOMA, THURSDAY, NOVEMBER 22, 1928

Now, if the said Principal shall well and truly, without favor or partiality, do and perform all the duties required of him by law, and shall daily account for all money or monies collected by him, and make true returns of the same at such times as shall be required of him by the said Oblige, and shall save said Oblige harmless from every act done or neglected to be done by said Principal while acting as such Deputy, then this Bond shall be void; otherwise to remain in full force and virtue.

IN WITNESS WHEREOF, the said Principal has hereunto set his hand and seal and the said Surety has caused this bond to be signed, sealed and dated this 15th day of November, 1928.

Witness as to Principal: Johnnie Mathis

LEVI WOODWARD JONES (Seal)  
Principal

UNITED STATES FIDELITY AND GUARANTY COMPANY

By Wm. F. Stahl

(Wm. F. Stahl, Attorney in Fact)

Approved this 22nd day of November, 1928.

(SEAL)

F. E. KEMMAMER,

U. S. District Judge.

ENDORSED: Filed November 22, 1928.

UNITED STATES FIDELITY AND GUARANTY COMPANY  
BALTIMORE, MD.

No. \_\_\_\_\_

\$2500.00

KNOW ALL MEN BY THESE PRESENTS:

That we, William T. Ward, as Principal, and the United States Fidelity and Guaranty Company, a corporation, duly incorporated under the laws of the State of Maryland, hereinafter called the Surety, do hereby jointly and severally acknowledge ourselves to be held and bound unto United States of America, at \_\_\_\_\_, hereinafter called the Oblige, in the sum of Twenty-five Hundred (\$2500.00) Dollars in lawful money of the United States, for the true payment of which we bind ourselves, our heirs, executors, administrators, successors, or assigns, jointly and severally, firmly by these presents.

SEALED with our seals and dated this 16th day of November, 1928.

THE CONDITIONS of the above bond are such, that whereas, the said Oblige did on the 2nd day of January, 1928, appoint the said Principal to be a Deputy Clerk United States District Court within and for the Northern District, State of Oklahoma, with all the duties and powers required of and conferred upon such officers by the laws of the United States, as well as all the responsibilities imposed upon such officers by law.

Now, if the said Principal shall well and truly, without favor or partiality, do and perform all the duties required of him by law, and shall daily account for all money or monies collected by him, and make true returns of the same at such times as shall be required of him by the said Oblige, and shall save said Oblige harmless from every act done or neglected to be done by said Principal while acting as such Deputy, then this Bond shall be void; otherwise to remain in full force and virtue.

IN WITNESS WHEREOF, the said Principal has hereunto set his hand and seal and the said Surety has caused this bond to be signed, sealed and dated this 16th day of November, 1928.

Witness as to Principal: L. W. Jones

Wm. T. Ward (Seal)  
Principal

UNITED STATES FIDELITY AND GUARANTY COMPANY  
By Wm. F. Stahl, Attorney in Fact.

(SEAL)

APPROVED this 22nd day of November, 1928.

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

ENDORSED: Filed Nov. 22, 1928.

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, THURSDAY, NOVEMBER 22, 1928

UNITED STATES FIDELITY AND GUARANTY COMPANY  
BALTIMORE, MD.

No. \_\_\_\_\_

\$2500.00

KNOW ALL MEN BY THESE PRESENTS:

That we, Frank Emmett Kilduff as Principal, and the United States Fidelity and Guaranty Company, a corporation duly incorporated under the laws of the State of Maryland, hereinafter called the Surety, do hereby jointly and severally acknowledge ourselves to be held and bound unto United States of America at \_\_\_\_\_, hereinafter called the Oblige, in the sum of Twenty-five Hundred (\$2500.00) Dollars, in lawful money of the United States, for the true payment of which we bind ourselves, our heirs, executors, administrators, successors, or assigns, jointly and severally, firmly by these presents.

SEALED with our seals and dated this 16th day of November, 1928

THE CONDITIONS of the above bond are such, that whereas, the said Oblige did on the 16th day of November, 1928, appoint the said Principal to be a Deputy Clerk United States District Court within and for the Northern District, State of Oklahoma, with all the duties and powers required of and conferred upon such officers by the laws of the United States, as well as all the responsibilities imposed upon such officers by law.

Now, if the said Principal shall well and truly, without favor or partiality, do and perform all the duties required of him by law, and shall daily account for all money or monies, collected by him, and make true returns of the same at such times as shall be required of him by the said Oblige, and shall save said Oblige harmless from every act done or neglected to be done by said Principal while acting as such Deputy, then this bond shall be void; otherwise to remain in full force and virtue.

IN WITNESS WHEREOF, the said Principal has hereunto set his hand and seal and the said Surety has caused this bond to be signed, sealed and dated this 16th day of November, 1928.

Witness as to Principal:  
L. W. Jones

Frank Emmett Kilduff (Seal)  
Principal

UNITED STATES FIDELITY AND GUARANTY COMPANY  
By Wm. F. Stahl, Attorney in fact.

APPROVED this 22nd day of November, 1928. (SEAL)

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

ENDORSED: Filed November 22, 1928.

UNITED STATES FIDELITY AND GUARANTY COMPANY  
BALTIMORE, MD.

No. \_\_\_\_\_

\$2500.00

KNOW ALL MEN BY THESE PRESENTS:

That we Johnnie Mathis, as Principal, and the United States Fidelity and Guaranty Company, a corporation, duly incorporated under the laws of the State of Maryland, hereinafter called the Surety, do hereby jointly and severally acknowledge ourselves to be held and bound unto United States of America at \_\_\_\_\_, hereinafter called the Oblige, in the sum of Twenty-five Hundred (\$2500.00) Dollars in lawful money of the United States, for the true payment of which we bind ourselves, our heirs, executors, administrators, successors, or assigns, jointly and severally, firmly by these presents.

SEALED with our seals and dated this 16th day of November, 1928

THE CONDITIONS of the above bond are such, that whereas, the said Oblige did on the 16th day of November, 1928, appoint the said Principal to be a Deputy Clerk United States District Court within and for the Northern District, State of Oklahoma, with all the duties and

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION,

TULSA, OKLAHOMA,

THURSDAY, NOVEMBER 22, 1928.

powers required of and conferred upon such officers by the laws of the United States, as well as all the responsibilities imposed upon such officers by law.

Now, if the said Principal shall well and truly, without favor or partiality, do and perform all the duties required of him by law, and shall daily account for all money or monies, collected by him, and make true return of the same at such times as shall be required of him by the said Oblige, and shall save said Oblige harmless from every act done or neglected to be done by said Principal while acting as such Deputy, then this Bond shall be void; otherwise to remain in full force and virtue.

IN WITNESS WHEREOF, the said Principal has hereunto set his hand and seal and the said Surety has caused this bond to be signed, sealed and dated this 15th day of November, 1928.

Witness as to Principal:

L. W. Jones

JOHNNIE MATHIS (Seal)  
Principal

UNITED STATES FIDELITY AND GUARANTY COMPANY

By Wm. F. Stahl, Attorney in Fact.

APPROVED this 22nd day of November, 1928.

F. E. KENNAMER,

U. S. District Judge.

ENDORSED: Filed November 22, 1928.

Court adjourned until November 24, 1928.

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

NORTHERN

## District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, SATURDAY, NOVEMBER 24, 1928

On this 24th day of November A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, met pursuant to adjournment, Honorable F. E. Kemmerer, Judge, present and presiding:

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

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

### ORDER SPREADING MANDATE OF RECORD

UNITED STATES OF AMERICA, Plaintiff, }  
vs. } No. 2848-Criminal.  
SAM STOKENBERRY, Defendant. }

On this 24th day of November, 1928, it is by the Court ordered that the Clerk of the court file and spread Mandate of Record in above entitled cause, same being in words and figures as follows:

### MANDATE

SAM STOKENBERRY, Appellant }  
vs } No. 2307  
UNITED STATES OF AMERICA, }

UNITED STATES OF AMERICA

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 Sam Stokenberry and Wade Brummell, Defendants, No. 2848, Criminal, wherein the judgment and sentence of the said District Court in said cause, entered on the 22nd day of June, A. D. 1928, was against the defendant Sam Stokenberry, as by the inspection of the transcript of the record of the said District Court, which was brought into the United States Circuit Court of Appeals, Eighth Circuit, by virtue of an appeal prayed by and allowed to the defendant Sam Stokenberry, agreeably to the act of Congress, in such case made and provided, fully and at large appears;

AND WHEREAS, at the September 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 appellant for an order dismissing the appeal herein, and consent of counsel for appellee.

On Consideration Whereof, and in pursuance of said motion and consent, it is now here ordered and adjudged by this Court that the appeal in this cause, be, and 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, Sam Stokenberry, 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 that the mandate of this Court in this cause issue forthwith to the said District Court. -----

----- November 29, 1928. -----

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1929 SESSION,

TULSA, OKLAHOMA,

SAFURDAY, NOVEMBER 24, 1928

You, therefore, are hereby awarded 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 appeal notwithstanding.

WITNESS, the Honorable William H. Taft, Chief Justice of the United States, the 22nd day of November, 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.

ENDORSED: Filed November 24, 1928.

ADMISSION TO THE BAR

On this 24th day of November, A. D. 1928, it being made satisfactorily to appear that HARRY E. BRILL is qualified for admission to the Bar of this Court, the oath prescribed by the Court is administered and said Attorney is declared admitted to the Bar of this Court.

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

SUSIE WRIGHT, FORMERLY WAYBOURNE, ADMINISTRATRIX OF THE ESTATE OF DAVID L. WAYBOURNE, DECEASED, AND SUSIE WRIGHT, FORMERLY WAYBOURNE, IN HER INDIVIDUAL CAPACITY, Plaintiffs,

vs.

THE UNITED STATES OF AMERICA, Defendant.

No. 714-Law.

ORDER DISMISSING CAUSE.

Now on this the 24th day of November, 1928, comes on for hearing the motion of the above named plaintiffs for the dismissal of the above entitled and numbered cause at the cost of the plaintiffs and without prejudice. The Court being sufficiently advised in the premises, finds that said motion should be allowed.

IT IS, THEREFORE, ordered by the Court that said cause be, and same is hereby dismissed at the cost of the plaintiffs and without prejudice.

F. E. KENNAMER, Judge.

ENDORSED: Filed November 24, 1928.

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

UNITED STATES OF AMERICA, Plaintiff,

vs.

MABLE BUTLER, Defendant.

No. 767-Law.

JOURNAL ENTRY

This cause coming on to be heard before me Hon. Franklin E. Kennamer, United States District Judge, within and for the Northern District of Oklahoma, on this the 24th day of November, 1928, upon the motion to vacate and set aside bond forfeiture, filed herein by the defendant, Mable Butler, and the court having heard oral testimony of the defendant, and being fully advised in the premises, and on consideration

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

NORTHERN District of OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, SATURDAY, NOVEMBER 24, 1928

thereof, finds that the bond forfeiture taken in the above styled cause on the 12th day of November, 1928, at Pawhuska, Oklahoma, should be set aside and held for naught, and cause against the defendant Mable Butler be dismissed, upon the payment to United States of the sum of \$25.00.

IT IS THEREFORE CONSIDERED, ORDERED AND ADJUDGED by this court, that upon the payment of the sum of \$25.00, by the defendant, Mable Butler, that the bond forfeiture be set aside, and the case against the defendant, Mable Butler, be dismissed.

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

O.K: W.B.B

ENDORSED: Filed November 24, 1928.

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ORDER LEAVE GRANTED TO FILE INFORMATION

On this 24th day of November, A. D. 1928, comes the United States District Attorney, and asks and is granted leave to file information herein, and to prosecute thereunder, and it is ordered that warrant issue for the arrest of the following and that their bonds be fixed in the amounts of \$2,500.00, each:

- No. 3227-Cr. C. H. DeBell
- " 3228-Cr. Arthur Ferris
- " 3229-Cr. Perry Griffith

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3090-Criminal.  
 MABLE BUTLER, Defendant. )

Now on this 24th day of November, A. D. 1928, came on for hearing the above entitled cause and the defendant being arraigned, enters a plea of Nolo Contendere, which plea is accepted by the Court. Whereupon it is by the Court ordered that upon the payment of the sum of \$25.00 the bond forfeiture heretofore taken in the above entitled cause be, and the same is hereby dismissed upon the recommendation of the United States District Attorney.

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

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3227-Criminal.  
 C. H. DeBELL, Defendant. )

Q U R R

NOW on this the 24th day of November, A. D. 1928, the Defendant C. H. DeBell pleaded guilty and was fined \$25.00, and it appearing to the Court that W. H. Horster has deposited with the Clerk of this Court One Thousand Dollars (\$1000.00) in such as bond for the appearance of said Defendant.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the Clerk turn over to said Bondsmen, W. H. Horster, the said sum of \$1,000.00, less the \$25.00 fine and the impounding fee.

F. E. KENNAMER,  
United States District Judge.

O.K: Harry Seaton,  
Assistant United States  
Attorney.

ENDORSED: Filed November 24, 1928.

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

NORTHERN District of OKLAHOMA  
 SPECIAL TERM, 1928 SESSION, TULSA, OKLAHOMA, SATURDAY, NOVEMBER 24, 1928

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 2278-Criminal.  
 ARTHUR FARRIS, Defendant. )

On this 24th day of November, 1928, comes W. B. Blair, Esq., Assistant District Attorney, representing the Government herein, and defendant in person and by counsel, A. E. Harrison, Esq. Defendant is arraigned and enters plea of guilty to counts one and two, as charged in the information heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

- Count 1. A fine of Twenty-five (\$25.00) Dollars; defendant to stand committed until said fine is paid.  
 Count 2. Sixty days in Washington County Jail.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3220-Criminal.  
 PERRY GRIFFITH, Defendant. )

On this 24th day of November, A. D. 1928, comes W. B. Blair, Assistant District Attorney, representing the Government herein, and defendant, Perry Griffith, in person and by counsel, A. E. Harrison. Defendant is arraigned and enters plea of guilty to counts one and two, as charged in the information heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

- Count 1. A fine of Twenty-five (\$25.00) Dollars; defendant to stand committed to jail until fine is paid.  
 Count 2. Sixty (60) days in Washington County Jail.

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

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

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 2992-Criminal.  
 ALVIN CUNNINGHAM, RINK O'DELL, )  
 AND RALPH MULL, Defendants. )

ORDER GRANTING WRIT OF HABEAS CORPUS AS  
 TESTIFICANDUM

On reading and considering the petition of John M. Goldsberry, United States Attorney, filed herein, whereby it appears that Alvin Cunningham is a necessary witness in a certain cause in this court, which is assigned for trial on Thursday, December 6th, 1928, at Miami, Oklahoma, and it further appearing that said witness is a prisoner and confined in the State Penitentiary at Jefferson City, Missouri, and is under the control and in the charge and custody of the Warden of said Penitentiary, and it appearing that a writ of habeas corpus ad testificandum ought to issue, it is hereby ordered that a writ of habeas corpus ad testificandum issue out of and under the seal of this court, directed to the Warden of said Penitentiary, commanding him to have the body of the said Alvin Cunningham before me in the court room of this court on the 6th day of December 1928, at Miami, Oklahoma, to testify in behalf of the Plaintiffs in a certain cause wherein the United States of America is Plaintiff and Alvin Cunningham, Rink O'Dell and Ralph Mull are defendants, and that the said Warden have then and there the said writ.

Dated this 24th day of November, 1928.

F. E. KENNAMER, Judge.

ENDORSED: Filed Nov. 24, 1928.

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1926 SESSION, TULSA, OKLAHOMA, SATURDAY, NOVEMBER 24, 1928

C. J. BEBWAY,

Plaintiff, )

vs. )

No. 643-LAW.

MISSOURI-KANSAS-TEXAS  
RAILROAD COMPANY, A  
CORPORATION, ET AL.,

Defendants. )

On this 24th day of November, 1928, it is by the Court ordered that motion for new trial, in above entitled cause, be, and same is hereby set for hearing on Wednesday, November 28, 1928, at 9:30 o'clock A. M.

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

NORTHERN

## District of

OKLAHOMA

~~SPECIAL MARCH 1933 SESSION,~~ TULSA, OKLAHOMA, MONDAY, NOVEMBER 12, 1928.

On this 26th day of November, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting at Tulsa, Oklahoma, at its Special March 1933 Session, at Tulsa, Oklahoma, met pursuant to adjournment, Honorable F. E. Kammann, J. J., present and presiding:

A. T. Warfield, Esq., Clerk of U. S. District Court  
John H. Goldschlager, Esq., United States District Attorney  
Henry G. Beaul, Esq., United States Marshal.

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

### ADMISSION TO THE BAR

On this 26th day of November, 1928, it was ordered and adjudged that V. T. Wilson is qualified for admission to the bar of this Court, the oath prescribed by the laws of the United States and an attorney is declared admitted to the Bar of this Court.

### ORDER LEAVE GRANTED TO FILE INFORMATION

On this 26th day of November, A. D. 1928, copies to United States District Attorney, and a subpoena is granted leave to file a motion herein, and to prosecute thereon, and it is ordered that the court issue for the arrest of the following and that their bonds be fixed in the amount of \$5,000.00, to-wit:

No. 8880-1a. Dorothy Peyton, alias Cooper  
No. 8880-2a. Ida Helvern.

UNITED STATES OF AMERICA, Plaintiff,

vs.

No. 8880-1a-1-1.

DEROCHY PEYTON, ALIAS COOPER,  
AND IDA HELVERN, Defendants.

On this 26th day of November, A. D. 1928, the defendants above entitled case are arraigned and each enters plea of guilty to counts one and two, as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon the defendants as follows:

- DEROCHY PEYTON - Count 1. A fine of Twenty-five (\$25.00) Dollars to run on probation.
- Count 2. Thirty (30) days in Tulsa County Jail.
- IDA HELVERN - Count 1. A fine of Twenty-five (\$25.00) Dollars to run on probation.
- Count 2. Twenty (20) days in Tulsa County Jail.

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

UNITED STATES, Plaintiff,

vs.

No. 898-1a.

KENT GOODNER, MARIA JACKSON,  
ARTHUR C. RICKETTS, AND  
ARTIE TALLEY, BEE WARRICK, Defendants.

### JOURNAL ENTRY

Now on this 26th day of November, 1928, this matter is set on to be heard upon a motion for judgment on the pleadings, interposed for and on behalf of the above named plaintiff, the United States, and appears by its solicitor, Louis H. Stevens, Assistant United States Attorney for the Northern District of Oklahoma, and the defendants, Kent Goodner, Arthur C. Ricketts and Artie Talley, and Jeanette Goodner.

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

NORTHERN

## District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, THURSDAY, NOVEMBER 26, 1928

by and through their solicitor, Maurice F. Ellison, and both parties announce ready to be heard upon and make disposition of such said motion for judgment on the pleadings, and said defendants, Maria Jackson, Arthur C. Ricketts and Annie Talley, nee Warren, by and through their said solicitor, aforesaid, announcing in open court that said motion is well founded, and that they have no defense to said action, and thereupon requesting the Court that they be given additional time in the premises; and the Court, after statement of counsel, as aforesaid, and after being fully advised in the premises, finds that there is no merit in defendants' request for additional time, and therefore finds that such request should be denied, and that plaintiff's motion for judgment on the pleadings should be sustained.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that said defendants aforesaid, be denied their request for additional time in the premises, and that said plaintiff's motion for judgment on the pleadings, be, and hereby is sustained.

That from the pleadings herein the Court 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 \$2500.00, with interest thereon at the rate of 6% per annum from the 4th day of June, 1919, until paid.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that said plaintiff the United States, do have and recover judgment against said defendants, Maria Jackson, Arthur C. Ricketts and Annie Talley, nee Warren, and each of them, in the principal sum of \$2500.00, with interest thereon at the rate of 6% per annum, from the 4th day of June, 1919, until paid, and for costs of this suit, for all of which let execution issue.

F. E. KEMMELER, Judge.

ENDORSED: Filed November 26, 1928.

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

NORTHERN

District of

OKLAHOMA

~~Special March 1928 Session, Tulsa, Oklahoma, Tuesday, November 27, 1928.~~

On this 27th day of November, A.D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, and pursuant to the commandment, honorable F.E. Kennamer, Judge, present and presiding:

H.P. Warfield, Esq.,	U.S. District Court,
John H. Goldsberry, Esq.,	United States District Attorney,
Henry F. Beard, Esq.,	United States Marshal.

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

IN THE MATTER OF WRIT )  
 OF HABEAS CORPUS )  
 ) No. 734-Law.  
 )  
 W.K. WILSON )

Now on this 27th day of November, 1928, the above entitled matter comes on for hearing and the Court being fully advised in the premises, orders that said cause, do, and same is hereby dismissed for want of prosecution.

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

A.A. BRINKERD, Plaintiff, )  
 -vs- ) No. 733-Law.  
 )  
 MINNEHOMA OIL AND GAS )  
 COMPANY, A CORPORATION )  
 Defendant )

ORDER OF DISMISSAL

Now, on this 27 day of Nov. 1928, it appearing to the Court from a Stipulation of the parties herein filed that the above entitled cause has been compromised and settled, and that the parties have agreed that the same may be dismissed with prejudice, it is by the Court ordered and decreed that this cause be and the same hereby is dismissed, with prejudice, at the costs of the defendant.

F.E. KENNAMER, Judge.

APPROVED: Wilson & Duncan,  
 Attorneys for Plaintiff,  
 Silverman & Rosenstein  
 Attorneys for defendant.

ENDORSED: Filed November 27, 1928.

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

UNITED STATES OF AMERICA, Plaintiff )  
 -vs- ) No. 3149-Criminal  
 )  
 C.A. THOMPSON, Defendant )

O R D E R

And now on this the 27th day of November A.D. 1928, the above entitled matter coming on for a hearing on the Motion of Defendant to place said fine on execution, and the Court having considered said Motion,

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION - TULSA, OKLAHOMA, TUESDAY, NOVEMBER 27, 1928.

and having heard the evidence in support thereof, finds that said fine should be placed on execution.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that said fine be and the same is hereby placed on execution,

F.E. HENNINGER,

United States District Judge.

C.R. Harry Beaton, Assistant  
United States Attorney.

ENDORSED: Filed November 27, 1928.

AMERICAN WHOLESALE CORPORATION, )  
A CORPORATION, Plaintiff, )  
-vs- )  
J. PUTTER, TRADING AS )  
J. PUTTER & SONS, Defendant. )

No. 375-Law.

On this 27th day of November, 1928, comes S.A. Boorstin, attorney for defendant in above entitled cause and asks and is granted permission by the Court to take the files in said cause and to keep them for a period of three days, at the end of which time they are to be returned to the Clerk of the court.

ORDER LEAVE GRANTED TO FILE INFORMATION

On this 27th day of November, 1928, comes the United States District Attorney and asks and is granted leave to file information herein, and to prosecute thereunder, and it is ordered that warrants issue for the arrest of the following; and that their bonds be fixed in the amount of \$2,500.00 each:

No. 3231-Cr. Ruby Arrington  
" 3231-Cr. Chas. E. Padgett  
" 3231-Cr. Marie Hollis  
" 3231-Cr. John Hollis

UNITED STATES OF AMERICA, Plaintiff }

-vs- }

No. 3231-Criminal.

RUBY ARRINGTON, CHAS. E. PADGETT,  
MARIE HOLLIS, AND JOHN HOLLIS,  
Defendants }

On this 27th day of November, 1928, comes F.B. Blair, Assistant United States District Attorney, representing the Government herein, and defendants in person and by counsel, W. Van Wagman, defendants and arraignees and defendants, John Hollis and Chas. E. Padgett enter their pleas of guilty to counts one and two, as charged in the information heretofore filed herein; defendants Ruby Arrington and Marie Hollis enter their pleas of Hollo Contendere, which pleas are accepted by the Court. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon the defendant as follows:

MARIE HOLLIS - Dismissed.

ROBY ARRINGTON - Count 1. A fine of Twenty-five (\$25.00); defendant to stand committed to jail until fine is paid.  
Count 2. Thirty (30) days in county jail.

CHAS. E. PADGETT - Count 2. A fine of Twenty-five (\$25.00) dollars; defendant to stand committed to jail until fine is paid.  
Count 3. Ten (10) days in county jail.

JOHN HOLLIS - Dismissed as to this information against defendant John Hollis, and ordered that same be referred to the next Grand Jury, for further investigation.

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

NORTHERN

District of

OKLAHOMA

NOVEMBER 27, 1928 SESSION, TULSA, OKLAHOMA, TUESDAY, NOVEMBER 27, 1928.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 1904-Criminal.  
 CHARLES PERRY, Defendant. )

On this 27th day of November, 1928, the above entitled cause comes on for hearing on application of defendant herein, asking that prosecution of said cause proceed under his true name of "Charles Perry" and further asking the Court to appoint H. A. Robinson as his attorney in place of H. A. Grove who was previously appointed by the Court. Whereupon the Court being well and fully advised in the premises, it is ordered that trial of said cause proceed under defendant's true name, Charles Perry, and it is further ordered that H. A. Robinson be appointed to act as defendant's attorney in the place of H. A. Grove previously appointed, and that attorney and defendant be furnished with a copy of the indictment heretofore filed herein.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3088-Criminal.  
 CHARLIE THOMAS, and )  
 STAFFORD THOMAS, Defendants. )

On this 27th day of November, 1928, James Harry Baxter of the District Attorney's office and recommends that the indictment heretofore filed herein in above entitled cause be dismissed and the Court being sufficiently advised in the premises, it is ordered that said cause, be, and same is hereby dismissed.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3220-Criminal.  
 CHARLES THOMAS, and )  
 STAFFORD THOMAS, Defendants. )

On this 27th day of November, 1928, it is by the Court ordered that the information heretofore filed under above number, 3220, be, and the same is hereby amended to include the name of defendant Stafford Thomas. Defendants are arraigned and Charles Thomas enters his plea of guilty to counts one and two and Stafford Thomas enters his plea of guilty to count one and not guilty as to count 3, as charged in the information. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon the defendants as follows:

- CHARLES THOMAS - Count 1. A fine of Twenty-five (\$25.00) Dollars; defendant to stand committed to jail until fine is paid.
- Count 2. Ten (10) days in Craig County Jail.
- STAFFORD THOMAS - Count 1. A fine of Twenty-five (\$25.00) Dollars; defendant to stand committed to jail until fine is paid.
- Count 2. Dismissed.

Court adjourned until November 28, 1928.

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

NORTHERN

## District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, WEDNESDAY, NOVEMBER 28, 1928

On this 28th day of November, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, 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 District Attorney  
Henry 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 OF AMERICA FOR THE NORTHERN DISTRICT OF OKLAHOMA

CHARLES HENSON, Plaintiff, )  
VS ) No. 774-law.  
UNITED STATES OF AMERICA, Defendant. )

#### ORDER OF COURT.

IT IS ORDERED that the above named plaintiff, Charles Henson, do and he is hereby permitted to institute, maintain and prosecute said action to conclusion without payment of fees or costs.

November 28th, 1928.

F. E. KENNAMER,  
District Judge.

ENDORSED: Filed November 28, 1928.

#### ADMISSION TO THE BAR

On this 28th day of November, 1928, it being made satisfactorily to appear that E. B. HICKMAN is qualified for admission to the Bar of this Court, the oath prescribed by the Court is administered and said Attorney is declared admitted to the Bar of this Court.

MRS. A. L. SMITH, OR  
LILLIAN SMITH, ADMINISTRATRIX  
OF THE ESTATE OF A. L. SMITH,  
DECEASED, Plaintiff, )  
vs. ) No. 783-law.  
FITZSIMMONS DRILLING COMPANY, INC.,  
A CORPORATION, ET AL., Defendants. )

On this 28th day of November, 1928, it is by the Court ordered that plaintiff's motion to remand above entitled case back to the District Court be set for hearing on December 1, 1928.

MERLEY B. LAVINNESS, Plaintiff, )  
vs. ) No. 784-law.  
FIDAL OSAGE OIL COMPANY,  
A CORPORATION, ET AL., Defendants. )

On this 28th day of November, 1928, it is by the Court ordered that plaintiff's motion to remand above entitled case back to the District Court be set for hearing on December 1, 1928.

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

NORTHERN

District of

OKLAHOMA

~~PERMANENT~~ MARCH, 1909 SESSION, TULSA, OKLAHOMA, WEDNESDAY, NOVEMBER 30, 1908

C. J. BENWAY,

Plaintiff,

vs.

No. 317-122.

MISSOURI-KANSAS-TEXAS  
RAILROAD COMPANY, A  
CORPORATION, ET AL.,

Defendants.

On this 28th day of November, 1908, came on for hearing the above entitled cause on motion for a new trial, by plaintiff herein, and after hearing statements of counsel, said cause is taken under advisement by the Court.

Court adjourned until November 30, 1908.

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

NORTHERN

## District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, FRIDAY, NOVEMBER 30, 1928.

On this 30th day of November, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, met pursuant to adjournment, Honorable F. E. Konnamer, Judge, present and presiding:

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

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

UNITED STATES OF AMERICA,	Plaintiff,	}	No. 2931-Criminal.
vs.			
JOE E. THOMPSON,	Defendant.		

On this 30th day of November, 1928, defendant Joe E. Thompson is arraigned and enters plea of guilty to count one, and not guilty to count two, as charged in the information heretofore filed herein. Now comes the defendant and at this time asks and is granted permission by the Court to withdraw his former plea of not guilty to count two and enters a plea of guilty to said count 2. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

- Count 1. A fine of Twenty-five (\$25.00) Dollars; defendant to stand committed to jail until fine is paid.
- Count 2. Six (6) months in Tulsa County Jail; execution of jail sentence stayed during good behavior for a period of two years, or, until further order of the Court.

And it is the further order of the Court that bond forfeiture be set aside in case No. 750-Law, on payment of fine of \$25.00 in case No. 2931-Criminal, and of court costs in case No. 750-Law.

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UNITED STATES OF AMERICA,	Plaintiff,	}	No. 750-Law.
vs.			
JOE E. THOMPSON,	Defendant.		

On this 30th day of November, 1928, it is by the Court ordered that above entitled cause, be, and same is hereby dismissed on payment of fine imposed against defendant, Joe E. Thompson, in case No. 2931-Cr., and of additional costs of \$25.00 in case No. 750-Law.

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

NORTHERN

District of

OKLAHOMA

... 1928 SESSION, TULSA, OKLAHOMA, SATURDAY, DECEMBER 1, 1928

On this 1st day of December, 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in special March 1928 Session, at Tulsa, Oklahoma, and presided over by the Honorable F. L. Haskin, Judge, present and presiding:

H. P. Marshall, Esq., Clerk of U. S. District Court
John L. Callahan, Esq., United States District Attorney
Henry S. ... United States Marshal

Public proclamation of the above proceedings were had and returned.

UNITED STATES OF AMERICA, Plaintiff,
vs.
No. 1768-Criminal.
A. L. OWEN, Defendant.

On this 1st day of December, 1928, comes on for hearing application of defendant herein, A. L. Owen, for a reduction in the amount of his bond heretofore made, and the Court being sufficiently advised in the matter it is ordered that said bond, be, and same is hereby reduced from \$10,000.00 to the amount of \$2,000.00. Now, at said time, it is by the Court ordered that the order heretofore made reducing defendant's bond from \$10,000.00 to \$2,000.00, be, and same is hereby vacated and null and defendant ordered to stand on present bond of \$10,000.00. And it is further ordered by the Court that Clerk of this Court give the name of state penitentiary at McAlester, Oklahoma, that is said A. L. Owen's bond is satisfactory for his appearance in the United States District Court at Tulsa, Oklahoma.

MERLEY B. LAVINNESS, Plaintiff,
vs.
No. 727-Law.
FIDAL OSAGE OIL COMPANY, A CORPORATION, ET AL., Defendants.

On this 1st day of December, 1928, comes on the above entitled cause for hearing on plaintiff's motion to remand same back to the State District Court for the state of Oklahoma, and at this time it is by the Court ordered that said hearing be passed until December 8, 1928.

MRS. A. L. SMITH, OR
LILLIAN SMITH, ADMINISTRATRIX
OF THE ESTATE OF A. L. SMITH
DECEASED, Plaintiff,
vs.
No. 720-Law.
FITZSIMMONS DRILLING COMPANY, INC., A CORPORATION, ET AL., Defendants.

On this 1st day of December, 1928, comes on the above entitled cause for hearing on plaintiff's motion to remand same back to the State District Court and at this time it is by the Court ordered that said hearing be continued until December 8, 1928.

UNITED STATES OF AMERICA, Plaintiff,
vs.
No. 689-Criminal.
WADE LOWE, Defendant.

On this 1st day of December, 1928, defendant in above entitled cause is arraigned and enters his plea of guilty as charged in the indictment.

In the District Court of the United States in and for the <sup>471</sup>

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1938 SESSION, TULSA, OKLAHOMA, SATURDAY, DECEMBER 1, 1938

ment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed as follows:

Four (4) months in Washington County Jail.

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UNITED STATES OF AMERICA, Plaintiff, )

vs. )

SHERMAN TURLEY, and Defendants. )

No. 3188-Criminal.

On this 1st day of December, 1938, came on for hearing application of defendants herein for a reduction in amount of bonds heretofore made by said defendant, and the Court after hearing the matter it is ordered that new bonds be made in the amount of \$1,000.00, each, same to be approved by W. M. Jenkins, U. S. Commissioner at Sapulpa, Oklahoma. And it is further ordered that the matter of sentence in this cause, be, and same is hereby passed until first Monday in February, 1939.

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

NORTHERN

District of

OKLAHOMA

REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, MONDAY, DECEMBER 3, 1928

On this 3rd day of December, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular November 1928 Session, at Miami, Oklahoma, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

H. P. WARFIELD, Esq., Clerk of U. S. District Court  
 John M. Goldesberry, Esq., United States District Attorney  
 Henry G. Beard, Esq., United States Marshal

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

ORDER APPROVING REGISTRY REPORT

On this 3rd day of December, A. D. 1928, comes the Clerk of said Court and presents to the court a report showing the condition of the Registry Fund at the close of business September 30, 1928, and the Court being fully advised in the premises, it is ordered that said report be and the same is approved, which report is as follows, to-wit:

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

TO THE HONORABLE FRANKLIN E. KENNAMER, JUDGE OF THE DISTRICT  
 COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF  
 OKLAHOMA.

Sir:

In compliance with the law, I hereby respectively report the condition of the Registry Fund of this Court, at the close of business September 30, 1928, to be as follows:

Balance in the First National Bank, Tulsa,  
 Oklahoma, close of business Sept. 30, 1928 .....\$64,349.74

Received since Sept. 30, 1928.

Oct. 1, 1928	American National Bank	
	Pawhuska Liberty Bonds . . .	\$8,000.00
Oct. 10, 1928	Chas. M. Bates . . . . .	1,000.00
Oct. 10, 1928	Benj. Sunderland . . . . .	500.00
Nov. 21, 1928	W. H. Horster . . . . .	1,000.00
Nov. 30, 1928	Mrs. M. R. Bondinier . . . . .	<u>2,500.00</u>
	Total Received . . . . .	<u>\$13,000.00</u>

Total on hand and received .....\$74,349.74

Disbursed since Oct. 1, 1928

Oct. 6, 1928	C. R. Beller . . . . .	\$1,980.00
Oct. 6, 1928	H. P. Warfield, Clerk . . . . .	20.00
Oct. 8, 1928	Geo. Schell . . . . .	990.00
Oct. 8, 1928	Floyd Schell . . . . .	990.00
Oct. 8, 1928	H. P. Warfield, Clerk . . . . .	20.00
Oct. 17, 1928	Mrs. G. (Gertie) A. Lyford ..	404.72
Oct. 17, 1928	H. P. Warfield, Clerk . . . . .	6.09
Oct. 17, 1928	W. W. Manker . . . . .	<u>\$1,000.00</u>
Oct. 17, 1928	Karl Ustruski . . . . .	865.00
Oct. 17, 1928	H. P. Warfield, Clerk . . . . .	135.00
Nov. 24, 1928	W. H. Horster . . . . .	<u>\$1,000.00</u>
	Total Disbursed	\$7,410.81

Balance Cash Book ..... 7,410.81  
 \$69,938.93

Less \$8000.00 Liberty Bonds in the hands of the  
 Clerk which belong to the American National Bank  
 at Pawhuska, Oklahoma, as surety for Bankruptcy deposits, \$ 8,000.00

Balance on hand and in First National Bank, Tulsa,  
 Oklahoma, at the close of business November 30, 1928, \$61,938.93

Respectfully submitted,

(Signed) H. P. Warfield,  
 H. P. Warfield, Clerk U. S. District  
 Court Northern District Oklahoma.

ENDORSED: Filed Dec. 3, 1928.

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

NORTHERN

District of

OKLAHOMA

REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, MONDAY, DECEMBER 3, 1928

ADMISSION TO THE BAR

On this 3rd day of December, A. D. 1928, it being made satisfactorily to appear that M. A. DODD and CHARLES R. WEAVER are qualified for admission to the Bar of the Court, the oath prescribed by the Court is administered and said attorneys are declared admitted to the Bar of the Court.

ORDER EMPANELING PETIT JURY

On this 3rd day of December, A. D. 1928, comes the Marshal and makes return on the venire, heretofore issued out of this Court for Petit Jurors for this Regular November 1928 Term of this Court. Thereupon, the Clerk called the names of the Jurors so summoned, as follows:

Henry Kuntz	Hugh Cupps
M. J. Glass	Joe F. Gillespey
W. J. Scrivner	S. M. Gilkey
N. E. Infield	C. A. Ward
L. L. Hutchison	A. S. Gentry
J. J. Wade	Azel Harned
W. C. Elliott	Joseph Drouot
Thomas K. Stout	Claud Fought
L. Wall	C. M. Griffith
W. O. Admire	R. B. Finnell
F. H. Williamson	Joe W. Ferguson
John C. Sloan	Frank Bushfield
C. L. Harnage	J. T. Duden
Alf G. Heggam	W. C. Best
B. B. Kirby	A. A. Thomas
Orten Taylor	Roy McIntosh
Paul C. Meyer	Clyde Worsham
R. S. Shade	Ison Musgrove
J. A. Smith	L. H. White
L. L. Barnes	

Thereupon, the Court examines the said Jurors who are present, as to their qualifications and for good cause shown the following names, who previously excused -

Joe W. Ferguson	S. M. Gilkey
A. S. Gentry	N. E. Infield
	L. W. White

as well as the following excused this date -

L. W. Duden

and of those not served -

W. O. Admire	Joe G. Gillespey
C. L. Harnage	Joseph Drouot
R. S. Shade	Claud Fought
L. L. Barnes	C. M. Griffith
	A. A. Thomas

and those who were served but not reporting -

F. H. Williamson	J. A. Smith
	Hugh Cupps.

are hereby stricken from the jury roll. Thereupon, the balance of said array are accepted as Petit Jurors for this Regular November 1928 Term of Court.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. )  
 B. F. MAPLE, Defendant. )

No. 704-Criminal.

On this 3rd day of December, A. D. 1928, the defendant in above entitled cause is thrice called in open court but answers not. Sureties, J. E. Brooks and C. W. Moore, are thrice called in open court but answer not. Whereupon, it is by the Court ordered that the bond in the sum of \$500.00 in the above entitled cause, be and the same is hereby forfeited, Scire Facias awarded, alias capias ordered and new bond set in the amount of \$1,500.00

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

NORTHERN

District of

OKLAHOMA

REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, MONDAY, DECEMBER 3, 1928

IN THE MATTER OF )

ATTACHMENT FOR )

FRANK L. KELLY )

No. 2857-Criminal.

This matter came on for hearing on this 3rd day of December, 1928, upon the attachment issued for Frank L. Kelly, a witness in the case of United States of America, vs. William Oller, Criminal No. 2857, and the Court after hearing the matter orders that the defendant pay the costs of attachment and upon the recommendation of the United States District Attorney orders the cause as to Frank L. Kelly dismissed.

UNITED STATES OF AMERICA, Plaintiff, )

vs. )

HATTIE DONELSON, Defendant. )

No. 2269-Criminal.

On this 3rd day of December, 1928, it is by the Court ordered that above entitled cause be passed to December 4, 1928, for hearing.

UNITED STATES OF AMERICA, Plaintiff, )

vs. )

C. C. POTTER, Defendant. )

No. 2472-Criminal.

On this 3rd day of December, 1928, the defendant in above entitled cause is arraigned and enters his plea of not guilty to counts one and two as charged in the indictment heretofore filed herein. Both sides announce ready for trial. At this time defendant asks and is granted leave by the Court to withdraw his plea of not guilty and thereupon enters plea of Nolo Contendere, which plea is accepted by the Court. The Court being sufficiently advised in the premises, and upon recommendation of the District Attorney, it is ordered that said cause, be, and same is hereby dismissed.

UNITED STATES OF AMERICA, Plaintiff, )

vs. )

DELLA MAYS, Defendant. )

No. 2749-Criminal.

On this 3rd day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to counts one and two as charged in the indictment heretofore filed herein. At this time it is by the Court ordered that sentence be deferred until first Monday in March, 1929, at the Vinita term of court.

UNITED STATES OF AMERICA, Plaintiff, )

vs. )

FLOYD BENNETT, Defendant. )

No. 2952-Criminal.

On this 3rd day of December, 1928, defendant in above entitled cause is arraigned and enters plea of guilty to counts one and three, and not guilty to count two, as charged in the information heretofore filed herein. Whereupon, it is by the Court ordered that the following judgment and sentence be imposed.

- Count 1. A fine of Twenty-five Dollars, (\$25.00).
- Count 2. Dismissed on recommendation of United States District Attorney.
- Count 3. A fine of Twenty-five (\$25.00) Dollars.

And it is the further order of the Court that in default of payment of the fines assessed in this case, that defendant stand committed to the Craig County Jail until said fines are paid.

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

NORTHERN

District of

OKLAHOMA

REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, MONDAY, DECEMBER 3, 1928

UNITED STATES OF AMERICA,	Plaintiff,	} No. 3001-Criminal.
vs	} Defendants.	
LEE MEAGHERS, and BESSIE MEAGHERS,		

Now on this 3rd day of December, 1928, the above entitled cause comes on for trial and at this time, defendant, Lee Meaghers, asks and is granted leave by the Court to withdraw his former plea of not guilty heretofore made herein and enters a plea of guilty to counts one and two as charged in the indictment heretofore filed herein; defendant Bessie Meaghers asks and is granted leave to withdraw her former plea of not guilty to count one and now enters her plea of guilty to said count. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendants as follows:

- |                        |          |  |
|------------------------|----------|--|
| <u>LEE MEAGHERS</u>    | Count 1. | One year (1) and One (1) day in the Federal Penitentiary at Leavenworth, Kansas; and a fine of One Hundred (\$100.00) Dollars to run on execution. |
|                        | Count 2. | A fine of Twenty-five (\$25.00) Dollars to run on execution.   |
| <u>BESSIE MEAGHERS</u> | Count 1. | Six (6) months in Craig County Jail and a fine of One Hundred (\$100.00) Dollars to run on execution.  |
|                        | Count 2. | Dismissed on recommendation of United States District Attorney.  |

And it is the further order of the Court that the jail sentence imposed against defendant, Bessie Meaghers, be, and same is hereby stayed for a period of two years during her good behavior, or, until further order of the Court.

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

UNITED STATES OF AMERICA,	Plaintiff,	} No. 3001-Criminal.
vs.	} Defendant.	
LEE MEAGHERS,		

ORDER MODIFYING SENTENCE

Now on this 3rd day of December, 1928, same being one of the days of the Special December A. D. 1928 Term at Miami, Oklahoma, this matter coming on for hearing, and the court being fully advised in the premises, finds that on the 3rd day of December, 1928, the above named defendant entered a plea of guilty in the above entitled cause, and was by the court sentenced to one year and one day in the Federal Penitentiary at Leavenworth, Kansas, and fined \$100.00 on execution on the first count of said indictment, and was by the court further fined \$25.00 on execution on the second count thereof, and it was further ordered that the remainder of an unexpired sentence in Cases No. 1174 be served at the same time and concurrently with the sentence imposed in this case, and it now appearing to the court that said sentence was probably excessive and should be modified for good reasons shown to the court, it is therefore ordered that said sentence be, and the same is hereby modified to 7 months in the Craig County Jail and \$100.00 fine on execution on the first count, with the remainder of the sentence in No. 1174, to run concurrently therewith, and a further fine of \$25.00 fine on execution on the second count.

F. E. KENNAMER, Judge.

O.K: Jno. M. Goldesberry,  
U. S. Atty.

ENDORSED: Filed December 3, 1928.

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

NORTHERN

District of

OKLAHOMA

REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, MONDAY, DECEMBER 3, 1928.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3002-Criminal.  
 BILL BERRY, Defendant. )

On this 3rd day of December, 1928, comes the United States District Attorney and asks leave to withdraw the indictment heretofore filed herein, and the Court being fully advised in the premises, it is ordered that said indictment, be, and same is hereby dismissed. At this time the District Attorney asks and is granted leave to file information herein and to prosecute thereunder. Defendant is arraigned and enters plea of guilty to counts one and two; whereupon it is by the Court ordered that sentence be deferred until the first Monday in March, 1929, at the Vinita term of this court.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3012-Criminal.  
 J. P. ZELLERS, Defendant. )

On this 3rd day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to count one, as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that sentence be deferred during the good behavior of the defendant for a period of two years, or, until further order of the Court.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3013-Criminal.  
 S. B. WADE, Defendant. )

On this 3rd day of December, 1928, it is by the Court ordered that above entitled cause be, and same is hereby passed, until Thursday, December 6, 1928.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3045-Criminal.  
 CLARENCE SULLIVAN, Defendant. )

On this 3rd day of December 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to count one, as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed as follows:

Ninety (90) days in Craig County Jail and a fine of One Hundred (\$100.00) Dollars to run on execution.

And it is the further order of the Court that the jail sentence imposed above, be, and same is hereby suspended for a period of two (2) years during defendant's good behavior, or, until further order of the Court.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3076-Criminal.  
 WILLIAM CUMPTON, Defendant. )

Now on this 3rd day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to count one, as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed as follows:

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

NORTHERN

District of

OKLAHOMA

REGULAR NOVEMBER 1928 SESSION, MINNI, OKLAHOMA, MONDAY, DECEMBER 3, 1928

Count 1. Six (6) months in Craig County Jail and a fine of One Hundred (\$100.00) Dollars.

And it is the further order of the Court that the defendant have until Thursday, December 6, 1928, to pay his fine and in default thereof, at end of that period, to stand committed to the Craig County Jail until said fine is paid; and it is further ordered that the imposed sentence be suspended during defendant's good behavior for a period of two (2) years, or, until further order of the Court.

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UNITED STATES OF AMERICA,	Plaintiff,	}	No. 3086-Criminal.
vs.			
IRA (BUD) FROMM,	Defendant.		

On this 3rd day of December, 1928, the defendant in above entitled cause is arraigned and enters his plea of guilty as charged in the indictment heretofore filed herein, and the Court being fully advised in the premises, it is ordered that sentence be deferred for a period of two years during defendant's good behavior, or, until further order of the Court.

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UNITED STATES OF AMERICA,	Plaintiff,	}	No. 3089-Criminal.
vs.			
E. E. CRAWFORD,	Defendant.		

On this 3rd day of December, 1928, the defendant in above entitled cause is arraigned and enters his plea of guilty as charged in the indictment heretofore filed herein, and the Court being fully advised in the premises, it is ordered that sentence be deferred for a period of two (2) years during good behavior of the defendant, or, until further order of the Court.

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UNITED STATES OF AMERICA,	Plaintiff,	}	No. 3145-Criminal.
vs.			
BERTHA PARKS,	Defendant.		

On this 3rd day of December, 1928, the defendant in above entitled cause is arraigned and enters her plea of not guilty to Counts one, two and three, as charged in the indictment heretofore filed herein. Now, at this time, comes the defendant and asks and is granted leave by the Court to withdraw her former plea of not guilty and enters her plea of Nolle Contendere, which plea is accepted by the Court. Whereupon, it is by the Court ordered that sentence be deferred during the good behavior of the defendant for a period of two (2) years, or, until further order of the Court. And it is the further order of the Court that Count 3, of the indictment, be, and same is hereby dismissed.

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UNITED STATES OF AMERICA,	Plaintiff,	}	No. 3218-Criminal.
vs.			
MABEL BROWN,	Defendant.		

On this 3rd day of December, 1928, the defendant in above entitled cause is arraigned and enters her plea of guilty to counts one and two, as charged in the information heretofore filed herein, and the Court being fully advised in the premises, it is ordered that sentence be deferred during good behavior of the defendant for a period of two (2) years, or, until further order of the Court.

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MONDAY

District of

OKLAHOMA

REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, MONDAY, DECEMBER 3, 1928

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3219-Criminal.  
 MARY BROWN, Defendant. )

On this 3rd day of December, 1928, the defendant in above entitled cause is arraigned and enters her plea of guilty to count one, as charged in the information heretofore filed herein, and enters plea of Nolle Contendere to count two of the information, which plea is accepted by the Court. Whereupon, it is by the Court ordered that sentence be deferred during the good behavior of the defendant, or, until further order of the Court.

-----  
 UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3027-Criminal.  
 HENRY NEELEY, Defendant. )

On this 3rd day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to count one, as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed as follows:

Count 1. Six (6) months in the Craig County Jail; and a fine of One hundred (\$100.00) Dollars.

And it is the further order of the Court that defendant have until December 6, 1928, to pay his fine and in default thereof, to stand committed to jail until paid; and it is further ordered that jail sentence be suspended during the good behavior of the defendant for a period of two years, or, until further order of the Court.

-----  
 UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3029-Criminal.  
 A. J. HILL, Defendant. )

On this 3rd day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to counts one and two as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed as follows:

Count 1. Ninety (90) days in the Washington County Jail.  
 Count 2. Ninety (90) days in the Washington County Jail, to run concurrently with sentence imposed in Count One.

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 Court adjourned until December 4, 1928.

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

NORTHERN

District of

OKLAHOMA

REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, TUESDAY, DECEMBER 4, 1928

On this 4th day of December, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular November 1928 Session, at Miami, Oklahoma, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

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

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

ADMISSION TO THE BAR

On this 4th day of December, A. D. 1928, it being made satisfactorily to appear that W. R. CHESLET, E.G. AVERY, and N. C. BARRY, are qualified for admission to the Bar of the Court, the oath prescribed by the Court is administered and said attorneys are declared admitted to the Bar of the Court.

MISCELLANEOUS ORDER

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

UNITED STATES, Plaintiff,
vs
W. A. GRIFFIN, Defendant.

ORDER

This cause comes on for hearing before me, the Honorable F. E. Kennamer, Judge of the United States District Court within and for the Northern District of Oklahoma, on this the 4th day of December, 1928, to have returned to the bondsman, in the above styled cause a cash bond deposited for the appearance of the above named defendant, W. A. Griffin.

It appearing from the records of this Court that on the 24th day of May, 1928, the grand jury returned a No Bill against said defendant, W. A. Griffin,

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the clerk of the Federal Court for said District pay to the Surety, Charles Jenkins the sum of \$1000.00, same being the amount deposited by said Surety, less a deduction of one per cent penalty, and the Clerk is so directed.

F. E. KENNAMER,

U. S. District Judge.

O.K: Jno. M. Goldesberry
U. S. Attorney.

ENDORSED: Filed December 4, 1928.

UNITED STATES OF AMERICA, Plaintiff,
vs.
MRS. CHARLIE ALEXANDER, Defendant.
No. 2982-Criminal.

On this 4th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to counts 1, 2, and 3, as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

- Count 1. One (1) year and One (1) day in some institution to be designated later.
Count 2. One (1) year and One (1) day in some institution to be designated later; to run concurrently with sentence imposed in Count 1.

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

NORTHERN

District of

OKLAHOMA

REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, TUESDAY, DECEMBER 4, 1928.

Count 3. One (1) year and One (1) day in some institution to be designated later; to run concurrently with sentence imposed in count 1.

And it is the further order of the Court, upon the recommendation of the United States District Attorney, that above sentences imposed upon defendant, Mrs. Charlie Alexander, be, and same are hereby suspended for a period of two years during her good behavior, or, until further order of the Court; and it is also ordered that defendant stand on her present bond.

UNITED STATES OF AMERICA, Plaintiff,
vs.
MRS. CHARLIE ALEXANDER, Defendant.
No. 3084-Criminal.

On this 4th day of December, A. D. 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to counts 1, 2, 3, and 4, as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed as follows:

- Count 1. One (1) year and One (1) day in some institution to be designated later and a fine of One Hundred (\$100.00) Dollars to run on execution; sentence imposed in this count and indictment to run concurrently with sentence imposed in count 1 of indictment #2982.
Count 2. Six (6) months in same institution to be designated later, in count 1, to run concurrently with sentence imposed in count 1.
Count 3. One (1) year and One (1) day in same institution as in count 1 and to run concurrently with sentence imposed in count 1.
Count 4. Six (6) months in same institution to be designated in count 1, and to run concurrently with sentence imposed in Count 1.

And it is the further order of the Court, upon recommendation of the United States District Attorney, that above sentences imposed be suspended for a period of two years during defendant's good behavior, or, until further order of the Court; and it is further ordered that defendant stand on her present bond.

UNITED STATES OF AMERICA, Plaintiff,
vs.
WILMER FRAZIER, Defendant.
No. 2764-Criminal.

On this 4th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of not guilty to counts 1 and 2, as charged in the indictment heretofore filed herein, and both sides announce ready for trial, with John M. Goldesberry, Esquire, representing the Government and attorney, R. Clark, representing the defendant. Now comes the defendant and asks and is granted permission by the Court to withdraw his plea of not guilty and at this time enters his plea of guilty to count 1 and plea of Nollo Contendere to count 2, which plea is accepted by the Court. Whereupon, the following judgment and sentence is imposed:

- Count 1. Dismissed upon recommendation of the United States District Attorney.
Count 2. A fine of Twenty-five (\$25.00) Dollars; defendant granted until December 6, 1928, to pay said fine, and in default of payment of fine, at that time, to stand committed to the Craig County Jail.

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

NORTHERN

District of

OKLAHOMA

REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, TUESDAY, DECEMBER 4, 1928.

UNITED STATES OF AMERICA, Plaintiff,	}	
vs.	}	No. 3004-Criminal.
JIM ELKINS,	}	
Defendant.	}	

On this 4th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to counts 1 and 2, as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed as follows:

- Count 1. Twelve (12) months in Craig County Jail and a fine of One Hundred (\$100.00) Dollars to run on execution; jail sentence to be suspended during good behavior of defendant for a period of two years, or, until further order of the Court.
- Count 2. Six (6) months in Craig County Jail, to run concurrently with sentence imposed in count 1.
- Count 3. Dismissed, upon the recommendation of the United States District Attorney.

UNITED STATES OF AMERICA, Plaintiff,	}	
vs.	}	No. 3037-Criminal.
H. T. FLEENER,	}	
Defendant.	}	

On this 4th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to counts 1, 2, and 3, as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed as follows:

- Count 1. Twelve (12) months in Craig County Jail, and a fine of One Hundred (\$100.00) to run on execution.
- Count 2. Six (6) months in Craig County Jail to run concurrently with sentence imposed in count 1.
- Count 3. Six (6) months in Craig County Jail to run concurrently with sentence imposed in count 1 and a fine of One Hundred (\$100.00) Dollars to run on execution.

And it is the further order of the Court that jail sentence imposed in count 1 be stayed until December 6, 1928, and that after defendant has served Thirty (30) days of the time, balance of Eleven (11) months of the imposed sentence be suspended during defendant's good behavior for a period of two years, or, until further order of the Court.

UNITED STATES OF AMERICA, Plaintiff,	}	
vs.	}	No. 3044-Criminal.
JENIVIE BOWER, and	}	
JACK KILLIBREW,	}	
Defendants.	}	

On this 4th day of December, 1928, the defendants in above entitled cause are arraigned and at this time defendant, Jack Killibrew, asks and is granted permission by the Court to plead under his true name of Shelby Killibrew and now enters his plea of guilty to counts 1, 2, 3, and 4, as charged in the indictment heretofore filed herein; defendant Jenivie Bower enters her plea of Nollo Contendere, which plea is accepted by the Court. Whereupon, it is by the Court ordered that sentence as to each defendant be deferred during their good behavior for a period of two years, or, until further order of the Court.

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

NORTHERN

District of

OKLAHOMA

REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, TUESDAY, DECEMBER 4, 1928

UNITED STATES OF AMERICA,	Plaintiff,	}	No. 3047-Criminal.
vs.			
DONA ROWDEN, and FLORENCE ROWDEN,	Defendants.		

On this 4th day of December, 1928, the defendants in above entitled cause are arraigned and each enter pleas of guilty to count 3, and not guilty to counts 1 and 2, as charged in the indictment heretofore filed herein. At this time come the defendants and ask and are granted permission by the Court to withdraw their former pleas of not guilty to counts 1 and 2, and now enter their pleas of guilty to said counts. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon each defendant as follows:

- Count 1. Six (6) months in Craig County Jail and a fine of One Hundred (\$100.00) Dollars to run on execution.
- Count 2. Six (6) months in Craig County Jail to run concurrently with sentence imposed in count 1.
- Count 3. Six (6) months in Craig County Jail to run concurrently with sentence imposed in count 1 and a fine of One Hundred (\$100.00) Dollars to run on execution.

And it is the further order of the Court that jail sentence imposed in count 1, be, and same is hereby suspended during the good behavior of the defendants for a period of two years, or, until further order of the Court.

UNITED STATES OF AMERICA,	Plaintiff,	}	No. 3054-Criminal.
vs.			
R. L. JOHNSON, MYRTLE JOHNSON, AND GEORGE JOHNSON,	Defendants.		

On this 4th day of December, 1928, the defendants in above entitled cause are arraigned and defendants R. L. Johnson and Myrtle Johnson enter their pleas of guilty to counts 1 and 2, and defendant George Johnson enters his plea of Nollo Contendere to counts 1 and 2, as charged in the indictment heretofore filed herein; all of the defendants enter pleas of not guilty to count 3, of the indictment, and upon recommendation of the United States District Attorney it is by the Court ordered that said count be, and same is hereby dismissed, as to each defendant, and it is the further order of the Court that judgment and sentence be imposed upon the defendants as follows:

- R. L. JOHNSON- Count 1. Sixty (60) days in Craig County Jail and a fine of One Hundred (\$100.00) Dollars to run on execution.
- Count 2. Six (6) months in Craig County Jail.

And it is further ordered by the Court that sentence in both counts be stayed during his good behavior for a period of two years, or, until further order of the Court.

- MYRTLE JOHNSON - Count 1. Sixty (60) days in Craig County Jail and a fine of One Hundred (\$100.00) Dollars to run on execution; jail sentence to be suspended during good behavior for a period of two years or, until further order of the Court.
- Count 2. Dismissed on recommendation of the United States District Attorney.

- GEORGE JOHNSON - Count 1. Dismissed on recommendation of the United States District Attorney
- Count 2. A fine of Fifty (\$50.00) Dollars; defendant granted until December 6, 1928, to pay fine and in default thereof, at that time, to stand committed to the Craig County Jail until fine is paid.

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

NORTHERN

District of

OKLAHOMA

REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, TUESDAY, DECEMBER 4, 1928

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3057-Criminal.  
 LOYAL CLIFTON VAN AUSDAL, Defendant. )

On this 4th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to counts 1, 2, and 3, as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon the defendant as follows:

- Count 1. Sixty (60) days in Craig County Jail.
- Count 2. Sentence deferred during good behavior for a period of two years, or, until further order of the Court.
- Count 3. Sentence deferred during good behavior for a period of two years, or, until further order of Court.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3095-Criminal.  
 WILLIAM L. ENGLAND, Defendant. )

On this 4th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to count 1, as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed as follows:

- Count 1. Ninety (90) days in Craig County Jail and a fine of One Hundred (\$100.00) Dollars to run on execution.

And it is further ordered by the Court that jail sentence be stayed during good behavior of the defendant for a period of two years, or, until further order of the Court.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3176-Criminal.  
 MRS. OPAL DANIELS, Defendant. )

On this 4th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to counts 1 and 2, as charged in the information heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed as follows:

- Count 1. A fine of Twenty-five (\$25.00) Dollars to run on execution.
- Count 2. Ninety (90) days in Craig County Jail; sentence to be suspended during good behavior of the defendant for a period of two years, or, until further order of the Court.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3212-Criminal.  
 DONA ROWDEN, and )  
 FLORENCE ROWDEN, Defendants. )

On this 4th day of December, 1928, it is by the Court ordered that above entitled cause be, and same is hereby dismissed, the same being a duplication of the indictment in case No. 3047-Criminal.

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

NORTHERN

District of

OKLAHOMA

REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, TUESDAY, DECEMBER 4, 1928.

UNITED STATES OF AMERICA, Plaintiff, }  
 vs. } No. 3211-Criminal.  
 OPAL DRAIN, Defendant. }

On this 4th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to counts 1, 2, and 3, as charged in the information heretofore filed herein. Whereupon it is by the Court ordered that judgment and sentence be imposed as follows:

- Count 1. A fine of Twenty-five (\$25.00) Dollars to run on execution.
- Count 2. Ninety (90) days in Craig County Jail; to be suspended during defendant's good behavior for a period of two years, or, until further order of Court.
- Count 3. A fine of Twenty-five (\$25.00) Dollars to run on execution.

UNITED STATES OF AMERICA, Plaintiff, }  
 vs. } No. 3213-Criminal.  
 R. L. MONTGOMERY, Defendant. }

On this 4th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to counts 1 and 2, as charged in the information heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed as follows:

- Count 1. A fine of Twenty-five (\$25.00) Dollars; defendant granted until December 6, 1928, to pay the fine and in default thereof, at that time, to stand committed to the Craig County Jail until paid.
- Count 2. Six (6) months in Craig County Jail; sentence to be suspended during good behavior of defendant for a period of two years, or, until further order of court.

UNITED STATES OF AMERICA, Plaintiff, }  
 vs. } No. 3214-Criminal.  
 MAE MONTGOMERY, Defendant. }

Now on this 4th day of December, 1928, comes on for hearing the motion of the defendant herein to suppress the evidence and after hearing said cause and being fully advised in the premises, it is ordered that said motion be and same is hereby sustained by the Court, and it is further ordered that the information heretofore filed be, and the same is hereby dismissed.

UNITED STATES OF AMERICA, Plaintiff, }  
 vs. } No. 3215-Criminal.  
 R. L. JOHNSON, MYRTLE JOHNSON,  
 and GEORGE JOHNSON, Defendants. }

On this 4th day of December, 1928, it is by the Court ordered that the above entitled cause be and same is hereby dismissed, the same being a duplication of the indictment in case No. 3054-Criminal.



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

NORTHERN

District of

OKLAHOMA

REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, TUESDAY, DECEMBER 4, 1928

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3216-Criminal.  
 CLYDE PHEBUS, Defendant. )

On this 4th day of December, 1928, the defendant in above entitled cause is arraigned and enters his plea of guilty to counts 1 and 2, as charged in the information heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

- Count 1. A fine of Twenty-five (\$25.00) Dollars to run on execution.
- Count 2. Three (3) months in Craig County Jail; jail sentence to be suspended during good behavior of the defendant for a period of two years, or, until further order of the Court.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3014-Criminal.  
 LESS RICHARDSON, Defendant. )

On this 4th day of December, 1928, the defendant in above entitled cause is arraigned and enters his plea of guilty to counts 1, 2, and 3, as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed against said defendant as follows:

- Count 1. A fine of Twenty-five (\$25.00) Dollars to run on execution. Ninety (90) days in Craig County Jail, to be stayed during good behavior of defendant for a period of two years, or, until further order of the Court.
- Count 2. A fine of Fifty (\$50.00) Dollars; defendant granted until December 6, 1928, to pay said fine and in default thereof, to stand committed to jail until paid.
- Count 3. A fine of One Hundred (\$100.00) Dollars to run on execution. Ninety (90) days in Craig County Jail, to be suspended during good behavior of defendant for a period of two years, or, until further order of the Court.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3013-Criminal.  
 S. B. WADE, Defendant. )

On this 4th day of December, 1928, upon recommendation of the United States District Attorney, it is by the Court ordered that above entitled cause, as to defendant S. B. Wade, be, and same is hereby dismissed.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 2269-Criminal.  
 HATTIE DONELSON, Defendant. )

On this 4th day of December, 1928, upon recommendation of the United States District Attorney, it is by the Court ordered that above entitled cause be, and same is hereby dismissed.

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

NORTHERN

District of

OKLAHOMA

REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, TUESDAY, DECEMBER 4, 1928

UNITED STATES OF AMERICA,	Plaintiff,	)
	vs.	)
BETTIE LEDBETTER,	Defendant.	)

No. 1567-Criminal.

On this 4th day of December, 1928, upon recommendation of the United States District Attorney, it is by the Court ordered that above entitled cause, as to defendant Bettie Ledbetter, be, and same is hereby dismissed.

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Court adjourned until December 5, 1928.

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

NORTHERN

District of

OKLAHOMA

REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, WEDNESDAY, DECEMBER 5, 1928

On this 5th day of December, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular November 1928 Session, at Miami, Oklahoma, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

H. P. Warfield, Esq., Clerk of U. S. District Court
John M. Goldesberry, Esq., United States District Attorney
Henry 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.

EMPIRE GAS AND FUEL COMPANY, Plaintiff,
vs. No. 743-Law.
SOUTHWESTERN ENGINEERING CORPORATION, Defendant.

ORDER DISMISSING WITHOUT PREJUDICE

On this 5 day of December, 1928, upon motion of the Plaintiff Empire Gas and Fuel Company to dismiss without prejudice:

ORDERED, that this cause be and it is hereby dismissed without prejudice at the cost of the Plaintiff.

F. E. KENNAMER,
United States District Judge.

ENDORSED: Filed December 5, 1928.

ORDER LEAVE GRANTED TO FILE INFORMATION - No. 3234-Cr.

On this 5th day of December, 1928, comes the United States District Attorney and asks and is granted leave to file information herein, and to prosecute thereunder, and it is ordered that warrant issue for the arrest of R. C. HUDSON, and that his bond be fixed in the amount of \$2,500.00.

UNITED STATES OF AMERICA, Plaintiff,
vs. No. 3070-Criminal.
LUKE HAMMONDS, Defendant.

On this 5th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty as charged in the indictment heretofore filed herein and the Court being well and fully advised in the premises, it is ordered that sentence be deferred for a period of two years, during good behavior of the defendant, or, until further order of the Court.

UNITED STATES OF AMERICA, Plaintiff,
vs. No. 2653-Criminal.
JOHN GORDON, Defendant.

On this 5th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to count one, as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

Count 1. Sixty (60) days in Craig County Jail and a fine of One Hundred (\$100.00) Dollars; and in default of payment of fine, to stand committed to jail until paid.

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

NORTHERN

District of

OKLAHOMA

REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, WEDNESDAY, DECEMBER 5, 1928

UNITED STATES OF AMERICA, Plaintiff, )  
vs ) No. 2719-Criminal.  
R. D. HOBSON, Defendant. )

On this 5th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to counts 1 and 2, as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

Count 1. Sixty (60) days in Craig County Jail and  
a fine of One Hundred (\$100.00) Dollars.  
Count 2. A fine of Twenty-five (\$25.00) Dollars.

And it is further ordered by the Court that in default of payment of the fines imposed, by the defendant, that he stand committed to the Craig County Jail until said fines are paid.

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UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 2737-Criminal.  
LEO SEARCY, Defendant. )

On this 5th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of Nolle Contendere which plea is accepted by the Court. Whereupon, the Court being well and fully advised in the premises, it is ordered that sentence be deferred during good behavior of the defendant for a period of two years, or, until further order of the Court.

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UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 2738-Criminal.  
JOHN BLACK, Defendant. )

On this 5th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty as charged in the indictment heretofore filed herein, and at this time, it is by the Court ordered that said cause be, and same is hereby passed until December 6, 1928, at 9:30 o'clock A. M.

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UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 2751-Criminal.  
JOHN ERNEST, Defendant. )

On this 5th day of December, 1928, the defendant in above entitled cause is arraigned and enters his plea of Nolle Contendere, which plea is accepted by the Court. Whereupon, the Court being well and fully advised in the premises, it is ordered said cause, be, and same is hereby dismissed.

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UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 2808-Criminal.  
S. J. HEDGER, Defendant. )

On this 5th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty as charged in the information heretofore filed herein. Whereupon the Court imposed the following judgment and sentence:

A fine of Twenty-five (\$25.00) Dollars; and in default thereof, defendant to stand committed to the Craig County Jail until the fine is paid, or, until released by due process of law.

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

NORTHERN

District of

OKLAHOMA

REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, WEDNESDAY, DECEMBER 5, 1928.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 2852-Criminal.  
 KNOX (LEWIS) MOORE, Defendant. )

On this 5th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of Nolo Contendere, which plea is accepted by the Court, and the Court being well and fully advised in the premises, it is ordered that said cause, be, and same is hereby dismissed as to defendant, Knox (Lewis) Moore.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 2853-Criminal.  
 BEN FRANKLIN, Defendant. )

On this 5th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to counts one and two, as charged in the indictment heretofore filed herein. Whereupon, the Court being well and fully advised in the premises, it is ordered that sentence be deferred during good behavior of the defendant for a period of two years, or, until further order of the Court.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3017-Criminal.  
 BERT KING, Defendant. )

On this 5th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to counts 1, 2, and 3, as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

- Count 1. Twelve (12) months in Craig County Jail; and a fine of One Hundred (\$100.00) Dollars to run on execution.
- Count 2. A fine of Twenty-five (\$25.00) Dollars to run on execution.
- Count 3. A fine of Twenty-five (\$25.00) Dollars to run on execution.

And it is the further order of the Court that after defendant has served thirty (30) days of the jail sentence imposed in count 1, that the balance of eleven (11) months be stayed during defendant's good behavior for a period of two years, or, until further order of the Court.

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 3022-Criminal.  
 ORVILLE JAMISON, Defendant. )

On this 5th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to counts 1 and 2, as charged in the indictment heretofore filed herein. Whereupon, the Court after being well and fully advised in the premises, it is ordered that sentence be deferred during good behavior of the defendant for a period of two years, or, until further order of the Court.

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

NORTHERN

District of

OKLAHOMA

REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, WEDNESDAY, DECEMBER 5, 1928.

UNITED STATES OF AMERICA,	Plaintiff,	}	
		}	
vs.		}	No. 3050-Criminal.
		}	
V. A. POPE, and		}	
FIN MARLOW,	Defendants.	}	

On this 5th day of December, 1928, the defendants in above entitled cause are arraigned and each enter pleas of Nolle Contendere, which pleas are accepted by the Court. Whereupon, it is by the Court ordered that said cause as to defendant V. A. POPE, be, and same is hereby dismissed; and it is ordered that judgment and sentence be imposed as to defendant FIN MARLOW, as follows:

Six (6) months in Craig County Jail and a fine of One Hundred (\$100.00) Dollars.

And it is the further order of the Court that the jail sentence imposed above as to defendant Fin Marlow, be stayed during his good behavior for a period of two years, or, until further order of the Court; and it is further ordered that in default of his fine that defendant Fin Marlow stand committed to the Craig County Jail until said fine is paid, or, until released by due process of law.

UNITED STATES OF AMERICA,	Plaintiff,	}	
		}	
vs.		}	No. 3083-Criminal.
		}	
IKE LEE,	Defendant.	}	

On this 5th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to count 1, as charged in the indictment 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 Craig County Jail; jail sentence to be suspended during good behavior of the defendant for a period of two years, or, until further order of the court.

UNITED STATES OF AMERICA,	Plaintiff,	}	
		}	
vs.		}	No. 3090-Criminal.
		}	
FRANK DOWELL, and		}	
CLEO DOWELL,	Defendants.	}	

On this 5th day of December, 1928, the defendants in above entitled cause are arraigned and defendant Frank Dowell enters his plea of guilty as charged in the indictment heretofore filed herein. Defendant Cleo Dowell enters plea of not guilty to said indictment. Now at this time comes the defendant Cleo Dowell and asks and is granted permission by the Court to withdraw former plea of not guilty and enters plea of Nolle Contendere, which plea of accepted by the Court. Whereupon it is by the Court ordered that judgment and sentence be imposed upon said defendants as follows:

FRANK DOWELL - Six (6) months in Craig County Jail. Jail sentence to be suspended during good behavior of defendant for a period of two years, or, until further order of Court. A fine of One Hundred (\$100.00) Dollars. Defendant granted sixty (60) days within which to pay the fine and in default thereof at end of that period, to stand committed to jail until fine is paid.

CLEO DOWELL - A fine of One Hundred (\$100.00) Dollars to run on execution. Sixty (60) days in Craig County Jail; jail sentence to be suspended during good behavior for a period of two years, or, until further order of the Court.

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

NORTHERN

District of

OKLAHOMA

REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, WEDNESDAY, DECEMBER 5, 1928.

UNITED STATES OF AMERICA,	Plaintiff,	)	
vs.		)	No. 3156-Criminal.
HOMER LOYD, and		)	
MOYER LOYD,	Defendants.	)	

On this 5th day of December, 1928, comes W. B. Blair, Assistant United States District Attorney, representing the Government herein, and defendants in person and by counsel, J. M. Hill. Upon recommendation of the Assistant District Attorney, Mr. Blair, it is by the Court ordered that said cause as to defendant Moyer Loyd, be, and same is hereby dismissed. Defendant Homer Loyd is arraigned and enters his plea of guilty to counts 1 and 2, as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon defendant Homer Loyd as follows:

- Count 1. Six (6) months in Craig County Jail; and a fine of One hundred (\$100.00) Dollars to run on execution.
- Count 2. A fine of Twenty-five (\$25.00) Dollars to run on execution.

UNITED STATES OF AMERICA,	Plaintiff,	)	
vs.		)	No. 3217-Criminal.
ZEAK LACEY,	Defendant.	)	

On this 5th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty as charged in the information heretofore filed herein and the Court being well and fully advised in the premises, it is ordered that sentence be deferred during the good behavior of said defendant for a period of two years, or, until further order of the Court.

UNITED STATES OF AMERICA,	Plaintiff,	)	
vs.		)	No. 3221-Criminal.
HAZEL MORGAN,	Defendant.	)	

On this 5th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to counts 1 and 2, as charged in the information 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 Craig County Jail and a fine of One Hundred (\$100.00) Dollars to run on execution;
- Count 2. Twenty (20) days in Craig County Jail.

And it is further ordered by the Court that the jail sentence imposed in Count 1, be, and same is hereby stayed for a period of two years during defendant's good behavior, or, until further order of the Court.

Court adjourned until December 6, 1928.

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

NORTHERN

District of

OKLAHOMA

REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, THURSDAY, DECEMBER 6, 1928

On this 6th day of December, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular November 1928 Session, at Miami, Oklahoma, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

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

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

KARL COCORAN, A MINOR,
BY MELVINA COONS, HIS NEXT FRIEND,
Plaintiff,
vs.
CONSOLIDATED LEAD & ZINC COMPANY, A CORPORATION,
Defendant.
No. 471-Law.

NOW on this 6th day of December A. D. 1928, came on for trial the above entitled cause, plaintiff appearing in person and by his attorney of record, Frank Nesbit, and defendant by its attorneys, Messrs. Williams, Donnold & Harper, and Mr. A. C. Wallace. At this time permission is granted by the Court to allow filing of the first amended reply covering the response to second amended answer.

Both sides announced ready for trial and a jury was duly empaneled as follows, to-wit: John C. Sloan, Frank Bushfield, Thomas K. Stout, Hugh Cupps, Orten Taylor, W. C. Elliott, J. J. Wade, M. J. Glass, L. Wall, Azel Harned, W. C. Best and Alf G. Heggem. Challenged by plaintiff, Clyde Worsham, who was excused; challenged by defendant, C. A. Ward and R. B. Finnell, who were excused.

Thereupon all witnesses were sworn and the rule invoked, and after the opening statements of counsel the defendant moved the Court for an instructed verdict in favor of the defendant on plaintiff's opening statement, which motion was heard by the Court, overruled, and exceptions allowed.

Thereupon the following witnesses were sworn and testified for the plaintiff, to-wit: Karl Cocoran, S. W. Kerr, Mrs. T. Harmon, Mrs. Mizzie Tabor, Mrs. Leona Byrd, H. R. Mahaffey, Dr. V. D. Butler, and Dr. M. H. DeOrmand. Plaintiff rests. Now comes the defendant and moves for an instructed verdict in favor of the defendant and against the plaintiff, which said motion was heard by the Court, overruled, and exceptions allowed. Thereupon, the defendant introduced his evidence and proof and the following witnesses were sworn and testified on defendant's behalf, to-wit: S. W. Kerr, L. A. Stewart, Wm. Zeigel, Mrs. Loyd Brown, Loyd Jamison, Lee Bostick, W. C. Lay, H. R. Mahaffey, C. S. Crook, Fred Carpenter and L. B. Ray, whose deposition was read. Defendant rests. Now comes the plaintiff and introduces Karl Cocoran as a witness in rebuttal. At this time comes the defendant and moves the Court for an instructed verdict, which said motion is heard, overruled, and exceptions allowed.

Thereupon on closing of all testimony and the arguments of counsel, permission of the Court was granted to the defendant to file requested instructions. Now, at this time, the Court instructs the jury as to the law in the case, said jury retires in charge of the sworn bailiff to deliberate upon their verdict herein. On this same day the jury return into open court and through their foreman, M. J. Glass, present to the Court their verdict in favor of the plaintiff and against the defendant. The jury announcing the same to be their true verdict are discharged and the verdict was filed in open court, which said verdict is in words and figures as follows, to-wit:

"VERDICT
IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE NORTHERN DISTRICT OF OKLAHOMA
KARL COCORAN, Plaintiff,
vs.
CONSOLIDATED LEAD & ZINC COMPANY, Defendant.
No. 471-L.



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

NORTHERN

District of

OKLAHOMA

REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, THURSDAY, DECEMBER 6, 1928.

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 through their foreman present to the Court their verdict, which said verdict is in the words and figures as follows, to-wit:

"VERDICT

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

UNITED STATES OF AMERICA, Plaintiff, vs. HARRY O'DELL, Defendant. No. 2992-Cr.

VERDICT

We, the jury in the above-entitled cause, duly empaneled and sworn, upon our oaths, find the defendant, Harry O'Dell not guilty, as charged in the first count of the indictment.

ALF G. HEGGEM, Foreman."

ENDORSED: Filed in Open Court, Dec. 6, 1928.

The jury announcing this to be their true verdict are excused from further consideration of the case; and the defendant is dismissed.

UNITED STATES OF AMERICA, Plaintiff, vs. ALVIN CUNNINGHAM, Defendant. No. 2992-Criminal.

On this 6th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that sentence be deferred until first Monday in March, 1930, at Vinita Term of court.

UNITED STATES OF AMERICA, Plaintiff, vs. MEARLE COFFEY, Defendant. No. 2997-Criminal.

On this 6th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty to counts 1 and 2, as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

- Count 1. Sixty (60) days in Craig County Jail. Count 2. Sixty (60) days in Craig County Jail to run concurrently with sentence imposed in count one.

UNITED STATES OF AMERICA, Plaintiff, vs. JOHN BLACK, Defendant. No. 2738-Criminal.

On this 6th day of December, 1928, the defendant in above entitled cause is arraigned and enters plea of guilty as charged in the

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

NORTHERN District of OKLAHOMA  
REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, THURSDAY, DECEMBER 6, 1928

indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed as follows:

Six (6) months in Craig County Jail and a fine of One Hundred (\$100.00) Dollars to run on execution.

And it is the further order of Court that jail sentence be suspended during good behavior of the defendant for a period of two years, or, until further order of the Court.

-----  
UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 3178-Criminal.  
C. R. ALLEN, Defendant. )

On this 6th day of December, 1928, the above entitled matter came on for trial. At this time defendant asks and is granted permission by the Court to withdraw his former plea of not guilty and now enters plea of Nolle Contendere, which plea is accepted by the Court. Whereupon, the Court being well and fully advised in the premises, it is ordered that the following judgment and sentence be imposed:

- Count 1. A fine of Twenty-five (\$25.00) Dollars; defendant granted until December 15, 1928, to pay same and in default thereof at end of said period, defendant to stand committed to jail until fine is paid.
- Count 2. Six (6) months in Osage County Jail; jail sentence suspended during good behavior of defendant for a period of two years, or, until further order of the Court.
- Count 3. Dismissed upon recommendation the United States District Attorney.

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UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 3156-Criminal.  
HOMER LOYD, Defendant. )

Now on this 6th day of December, 1928, came on for further hearing cause of United States of America versus Homer Loyd, No. 3156-Criminal, and it is further ordered by the Court that the Assistant United States Attorney, Harry Seaton, Esquire, and George W. Lesley, the official reporter, take from the defendant a complete statement in writing with reference to the cause of defendant of paying certain officers for his protection.

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UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 2455-Criminal.  
LEWIS BAY, and Defendants. )  
CHAS. NEGEM,

On this 6th day of December, A. D. 1928, comes Harry Seaton, Esquire, Assistant District Attorney, representing the Government herein, and defendants in person and by counsel, Frank Nesbit, Esquire. The defendants are arraigned and each enter pleas of not guilty to counts 1 and 2, as charged in the indictment heretofore filed herein. Both sides announce ready for trial. At this time come the defendants and ask and are granted permission by the Court to withdraw their former pleas of not guilty and enter their plea, each, of Nolle Contendere, which please are accepted by the Court. Whereupon, it is by the Court ordered that said cause be passed for sentence until first Monday in February, 1929, at Tulsa.

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LEAVE GRANTED TO FILE INFORMATION  
On this 6th day of December A. D. 1928, comes the United States District Attorney and asks and is granted leave to file information herein, and to prosecute thereunder, and it is ordered that warrants issue for the

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

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REGULAR NOVEMBER 1928 SESSION, MIAMI, OKLAHOMA, THURSDAY, DECEMBER 6, 1928

arrest of the following and that their bonds be fixed in the amount of \$2,500.00, each:

No. 3235-Cr. C. Hall  
" 3236-Cr. Robert Moore

UNITED STATES OF AMERICA, Plaintiff, }

vs. }

C. HALL,

Defendant. }

No. 3235-Criminal.

On this 6th day of December, A. D. 1928, the defendant in above entitled cause is arraigned and enters plea of guilty as charged in the information heretofore filed herein. Whereupon it is by the Court ordered that judgment and sentence be imposed as follows:

A fine of Fifty (\$50.00) Dollars; and in default of payment thereof, to stand committed to the Craig County Jail until fine is paid.

UNITED STATES OF AMERICA, Plaintiff, }

vs. }

ROBERT MOORE,

Defendant. }

No. 3236-Criminal.

On this 6th day of December, A. D. 1928, the defendant in above entitled cause is arraigned and enters plea of guilty as charged in the information heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed as follows:

A fine of Fifty (~~\$50.00~~<sup>\$25.00</sup>) Dollars to run on execution.

MISCELLANEOUS ORDER - Discharging Petit Jurors

On this 6th day of December, A. D. 1928, it is ordered by the Court that all Petit Jurors be and same are hereby discharged for this Regular November 1928 Term of this court, at Miami.

MISCELLANEOUS ORDER - Recessing Court.

On this 6th day of December, A. D. 1928, it is ordered by the Court that this Regular November 1928 Term of Court, at Miami, be, and same is hereby recessed subject to call.

Court recessed subject to call.

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

NORTHERN District of OKLAHOMA  
SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, SATURDAY, DECEMBER 8, 1928

On this 8th day of December, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

H. P. Warfield, Esq., Clerk of U. S. District Court  
John M. Goldesberry, Esq., United States District Attorney  
Henry Gee 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. 2986-Criminal.  
ELMER BOUDINIER, Defendant. }

O R D E R

And now on this 8th day of December, 1928, the same being one of the regular judicial days of the Special March, 1928, term of said court, this matter comes on before the court upon application for exoneration of the appearance bond of the defendant in the above-entitled cause, and it appearing to the court that the said defendant has appeared before the court in the above-entitled cause and has subjected himself to the jurisdiction of the court and has entered a plea of guilty herein and has been sentenced to the United States Penitentiary at Leavenworth, in the State of Kansas, and has been committed to said Institution under said sentence.

It is therefore considered adjudged and decreed by the court that the said appearance bond of the said defendant, same being a cash bond in the sum of \$2500.00, be and the same is hereby exonerated, and Clerk of this Court is hereby ordered and directed to pay to Mrs. R. M. Boudinier, the said sum of \$2500.00, less the legal fees provided by law.

F. E. KENNAMER,  
Judge.

O. K.: W. B. Blair,  
Asst U. S. Atty.

ENDORSED: Filed December 8, 1928.

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Court adjourned until December 11, 1928.

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

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OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, TUESDAY, DECEMBER 11, 1928.

On this 11th day of December, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

H. P. Warfield, Esq., Clerk of U. S. District Court  
John M. Goldesberry, Esq., United States District Attorney  
Henry Gee 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

LUCILE E. CHASTAIN, ET AL., Plaintiff,	}	
vs.	}	No. 715-Law.
NEW YORK LIFE INSURANCE COMPANY, A CORPORATION,	}	Defendant.

JOURNAL ENTRY

NOW on this 7th day of November, 1928, came this cause on for hearing before the Court without jury, trial by jury being by the respective parties in writing waived, said plaintiffs appearing by Madden & Bland, their attorneys, and the said defendant appearing by Wilson & Wilson, its attorneys.

Thereupon the defendant presented its motion to the court to remove said cause from the Law docket and transfer the same to the Equity docket of the court, which being by the Court duly considered was overruled;

Thereupon the plaintiffs Helen Malloy and Clara F. Hardy, by their attorneys, Madden & Bland, having filed disclaimer of any interest in the subject-matter herein, which being by the Court duly considered, is hereby sustained; thereupon trial was had between the plaintiff Lucile E. Chastain and defendant, the New York Life Insurance Company, and the defendant assumed the burden of proof and introduced its evidence and rested; thereupon the plaintiff, Lucile E. Chastain, introduced her evidence and rested, and said cause was thereupon submitted to the court upon oral argument of counsel and written briefs.

Now thereafter, on this 11 day of December, 1928, said cause came on for final disposition by the Court,

The Court, pursuant to the request of the parties made before the termination of trial, filed its written findings herein, in which it found the issues in favor of the defendant New York Life Insurance Company and against the plaintiff Lucile E. Chastain, to which findings of the court the plaintiff excepted;

Thereafter and on the same day the plaintiff Lucile E. Chastain presented her written exceptions to the findings of fact by the Court, which being by the Court duly considered, are hereby overruled, to which ruling of the Court the plaintiff then and there excepted.

Thereupon said cause came on for final judgment upon the findings of the Court.

IT IS HEREBY by the Court CONSIDERED, ORDERED AND ADJUDGED that said plaintiff, Lucile E. Chastain, take nothing by her action herein against the defendant, and that the defendant, New York Life Insurance Company, have and recover judgment against the defendant, Lucile E. Chastain, for the costs of this action; to which final decree and judgment of the court the plaintiff then and there excepted and gave notice in open court of intention to appeal on said judgment and award of the Court to the United States Circuit Court of Appeals, Eighth Circuit.

O.K: Madden & Bland  
Attorneys for Plaintiff  
O.K: Wilson & Wilson  
Attorneys for Defendant.

F. E. KENNAMER, Judge.

ENDORSED: Filed December 11, 1928.

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

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SPECIAL MARCH, 1928 SESSION, TULSA, OKLAHOMA, TUESDAY, DECEMBER 11, 1928

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

MRS. EMMA E. McCANN, AS WIDOW  
AND NEXT OF KIN OF GEORGE P. McCANN,  
DECEASED,  
Plaintiff,

vs.

THE CARTER OIL COMPANY, A CORPORATION,  
AND N. H. ARMSTRONG,  
Defendants.

No. 734-Law.

ORDER OF DISMISSAL

Now on this 11th day of December, A. D. 1928, the motion of the plaintiff, to dismiss this cause with prejudice, is called to the attention of the Court, and the Court being fully advised in the premises,

IT IS BY THE COURT ORDERED that said motion be sustained and this cause dismissed with prejudice to a new action in this behalf.

F. E. KENNAMER, Judge.

ENDORSED: Filed December 11, 1928.

UNITED STATES OF AMERICA }  
NORTHERN DISTRICT OF OKLAHOMA } ss

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

UNITED STATES OF AMERICA, Plaintiff,  
vs.  
W. K. HALE, Defendant.

No. 2900-Criminal.

ORDER GRANTING WRIT OF HABEAS CORPUS AD TESTIFICANDUM

On reading and considering the petition of John M. Goldesberry, United States Attorney, by Harry Seaton, Asst. United States Attorney, filed herein, whereby it appears that Kelsey Morrison, W. J. Emery, Frank Pack, and Buster Jarrett are necessary and material witnesses in a certain cause in this court, which is assigned for trial on Wednesday, January 2, 1929, and it further appearing that said witnesses are prisoners and confined in the State Penitentiary, at McAlester, Oklahoma, and are under the control and in charge and custody of the Warden of said penitentiary, and it appearing that a writ of Habeas Corpus Ad Testificandum ought to issue, it is hereby ordered that a Writ of Habeas Corpus Ad Testificandum issue out of and under seal of this court, directed to the Warden of said Penitentiary commanding him to have the bodies of the said Kelsey Morrison, W. J. Emery, Frank Pack and Buster Jarrett before me in the court room of this court on the 2nd day of January, 1929, at Pawhuska, Oklahoma, to testify in behalf of the Plaintiff, in a certain cause wherein the United States of America is Plaintiff and W. K. Hale is Defendant, and that the said Warden have then and there the said writ.

Dated this 11th day of December, 1928.

F. E. KENNAMER, Judge.

ENDORSED: Filed December 11, 1928.

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA. TUESDAY, DECEMBER 11, 1928

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

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

UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 2900-Criminal.  
W. K. HALE, Defendant. )

ORDER GRANTING WRIT OF HABEAS CORPUS AD TESTIFICANDUM

On reading and considering the petition of John M. Goldesberry, United States Attorney, by Harry Seaton, Assistant United States Attorney, filed herein, whereby it appears that one Dewey Selph is a necessary and material witness in a certain cause in this court, which is assigned for trial on Wednesday, January 2, 1929, and it further appearing that said witness is a prisoner and confined in the United States Penitentiary, at Leavenworth, Kansas, and is under the control and in the charge and custody of the Warden of said Penitentiary, and it appearing that a writ of Habeas Corpus Ad Testificandum ought to issue, it is hereby ordered that a writ of Habeas Corpus Ad Testificandum issue out of and under seal of this court, directed to the Warden of said Penitentiary, commanding him to have the body of the said Dewey Selph before me in the court room of this court on the 2nd day of January, 1929, at Pawhuska, Oklahoma, to testify in behalf of the Plaintiff in a certain cause wherein the United States of America is Plaintiff and W. K. Hale is defendant, and that the said Warden have then and there the said writ.

Dated this 11th day of December, 1928.

F. E. KENHAMER, Judge.

ENDORSED: Filed December 11, 1929.

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Court adjourned until December 12, 1928.

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

NORTHERN District of OKLAHOMA  
SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, WEDNESDAY, DECEMBER 12, 1928

On this 12th day of December, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

H. P. Warfield, Esq., Clerk of U. S. District Court  
John M. Goldesberry, Esq., United States District Attorney  
Henry 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 COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA.

UNION CENTRAL LIFE INSURANCE COMPANY, A CORPORATION, Plaintiff, }  
vs. } No. 604-Law.  
GEORGE BULLEN, ET AL., Defendants. }

ORDER

NOW, on this 12th day of Dec. 1928, the parties file stipulation and upon said stipulation it is order that the judgment heretofore entered in this cause is merged in the reinstatement agreement entered into by and between the plaintiff on the one side and L. R. Kewshaw as receiver for Muskogee Security National Bank, and by Ella Schaber, the present equity owner of said premises, all as per stipulation this day filed in said cause, and Tom L. Walkinshaw, receiver, is discharged.

F. E. KENNAMER,  
Judge.

- O.K.: Langley & Langley  
Attorneys for Plaintiff
- O.K.: L. R. Kreshaw  
Receiver for himself
- O.K.: Ella Schaber  
Present equity owner for herself
- O.K.: Tom L. Walkinshaw,  
Receiver in this foreclosure for himself.

ENDORSED: Filed December 12, 1928.

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

UNITED STATES OF AMERICA, Plaintiff, }  
vs. } No. 1655-Criminal.  
HOMER STEVENS, Defendant. }

ORDER

And now on this the 12th day of December, A. D. 1928, it being called to the Court's attention that heretofore to-wit, and on February 7, 1927, the above named Defendant Homer Stevens, by proper judgment of this Court, was sentenced to serve twelve months in the Tulsa County Jail, and that thereafter and of even date therewith such sentence was suspended during good behavior and the said Defendant aforesaid was paroled to his father, Hiram Stevens, and that on or about March 26, 1927, upon due complaint and for good cause shown, said parole was duly revoked and said Defendant thereafter under said sentence was committed and confined to the Washington County Jail and Rogers County Jail until May 23, 1927, at which time said sentence was further suspended and said Defendant was paroled to his father, the said Hiram Stevens, during good behavior.

And Complaint now on this day being made to the Court that said defendant has and is again violating such parole and is drunk and intoxicated, and at the instance and request of his father, Hiram Stevens, he is now being held in the City Jail at Chelsea, Oklahoma, in the custody of the Chief of Police of said town aforesaid, and after consideration of

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

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SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, WEDNESDAY, DECEMBER 12, 1928.

said Complaint and the facts in connection therewith, the Court finds that said parole hereinbefore last granted, should be revoked.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that said parole or Order of Probation hereinbefore granted to the said defendant, Homer Stevens under and by virtue of which he was released from custody under date of May 23, 1927, be and hereby is revoked, and,

IT IS HEREBY FURTHER, ORDERED, ADJUDGED AND DECREED that said Defendant Homer Stevens be committed in the County Jail of Tulsa County, Oklahoma, and there held to serve the remaining portion of the twelve months sentence hereinbefore imposed that has not been actually served by said defendant, to-wit: a period of twelve months from this date, less the time served by said defendant as hereinbefore mentioned, from March 26, 1927, to May 23, 1927.

F. E. KENNAMER,

United States District Judge.

O.K: Louis N. Stivers,  
Asst. United States Attorney.

ENDORSED: Filed December 12, 1928.

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

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OKLAHOMA

SPECIAL MARCH, 1928 SESSION, TULSA, OKLAHOMA, THURSDAY, DECEMBER 13, 1928.

On this 13th day of December, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, met pursuant to adjournment, Honorable F. E. Kenamer, Judge, present and presiding:

H. P. Warfield, Esq., Clerk of U. S. District Court
John M. Coldesberry, Esq., United States District Attorney
Henry Gee Beard, Esq., United States Marshal.

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

UNITED STATES OF AMERICA, Plaintiff,
vs.
E. A. ADAMS, Defendant.
No. 3191-Criminal.

On this 13th day of December A. D. 1928, comes on the above entitled cause for sentence, the Government represented by W. B. Blair, Esq., Assistant United States Attorney, and defendant in person and by counsel, W. C. Peters. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

- Count 1. A fine of Twenty-five (\$25.00) Dollars.
Count 2. Sentence deferred during good behavior of defendant for a period of ONE year, or, until further order of the Court.
Count 3. A fine of Twenty-five (\$25.00) Dollars.

And it is the further order of the Court that in default of fines imposed in counts 1 and 3, defendant stand committed to Creek County jail until said fines are paid, or, until released by due process of law.

ORDER LEAVE GRANTED TO FILE INFORMATION

On this 13th day of December, A. D. 1928, comes the United States District Attorney, and asks and is granted leave to file information herein, and to prosecute thereunder, and it is ordered that warrant issue for the arrest of JIM BROUGHTON and that his bond be fixed in the amount of \$2,500.00. No. 3237-Cr.

UNITED STATES OF AMERICA, Plaintiff,
vs.
JIM BROUGHTON, Defendant.
No. 3237-Criminal.

On this 13th day of December, A. D. 1928, comes W. B. Blair, Esq., Assistant United States Attorney, representing the Government herein, and defendant in person and by counsel, C. T. Byrd, Esq. Defendant is arraigned and enters plea of guilty as charged in the information heretofore filed herein. Whereupon, the Court, being sufficiently advised in the premises, it is ordered that judgment and sentence be imposed upon said defendant as follows:

- Count 1. A fine of Twenty-five (\$25.00) to run on execution.
Count 2. Six (6) months in Tulsa County Jail.
Count 3. A fine of Ten (\$10.00) Dollars to run on execution.

And it is further ordered by the Court that sentence imposed in count 2, be, and same is hereby suspended for a period of two (2) years during the good behavior of said defendant, or, until further order of the Court.

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

IN RE:
Destruction of Liquor
Miscellaneous Order.

And now on this the 13th day of December, 1928, the same being a regular day of the Special March A. D. 1928 term of said Court, the Honor-

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

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OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, THURSDAY, DECEMBER 13, 1928

able Sturley B. Jinks, Assistant Deputy Prohibition Administrator appearing in person and by the United States District Attorney and showing to the Court that said Administrator has in his hands a quantity of liquor in the following cases, to-wit:

F. J. Bickenhouser,	No. 3185
Lonnie West,	No. 3174
Joe Lonsdale,	No. 3142
John Picamon,	No. 3135
Pearl Henderson,	No. 3101
James Fowler,	No. 3052
Ethel Reed,	No. 3041

in which it appears that said Assistant Deputy Prohibition Administrator has in his possession the following quantity of intoxicating liquors: Beer, Wine, Whiskey, Gin and other liquors which were manufactured, sold and possessed in violation of the National Prohibition Act in said respective cases as follows: to-wit:

- 1 8-oz. flask of gin
- 1/3 pint corn whiskey
- 6 oz. gin
- 1/4 pt. corn whiskey
- 1 bottle beer
- 4 oz. gin
- 2 oz. gin, and
- 6 oz. gin;
- 1 pt. whiskey;
- 1/3 pt. whiskey;
- 2 pts. blackberry wine;
- 1 pt. whiskey
- 1/4 pt. whiskey
- 3 qts. beer, and
- 1 pt. beer;

That the said cases have all been fully, finally, and completely disposed of and that there is no reason for the further preservation of said liquors as evidence in any of said cases, and the Court being fully advised in the premises, finds that said liquors should be destroyed.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that said Sturley B. Jinks, he and he is hereby authorized and directed to destroy the liquor hereinabove mentioned and described in the above entitled causes, by pouring the same into the sewer at his office at 803 Daniels Building, Tulsa, Tulsa County, Oklahoma, in the presence of C. T. Warner, and then and there make return of destruction of said liquors on a duly certified copy of this order.

Done in open court the day and year first above written.

F. E. KENHAMER,

United States District Judge.

O.K.: Harry Seaton, Assistant  
United States Attorney.

ENDORSED: Filed December 13, 1928.

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MISCELLANEOUS ORDER

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

UNITED STATES OF AMERICA,	Plaintiff,	)	
		)	
vs.		)	Miscellaneous Order
		)	
JOW OWENS, ALIAS JESS EVANS,	Defendant.	)	

ORDER OF REMOVAL

Now on this 13th day of December, 1928, the same being one of the regular judicial days of the Special March A. D. 1928 term of said Court, this matter comes on before the Court upon the application

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

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SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, THURSDAY, DECEMBER 13, 1928

of the Government for an Order from this Court releasing the above-named Defendant to the Sheriff of Montgomery County, Kansas, and it appearing to the Court that this Defendant is being held in the Tulsa County Jail on a fugitive warrant issued under and by virtue of a fugitive complaint filed before Wilson R. Roach, one of the United States Commissioners of this Court, for the purpose of removing the above named Defendant to the United States District Court in and the District of Idaho to answer to an indictment there pending, charging the above named Defendant with Violation of the Motor Vehicle Transportation Act, and,

It now appearing to the Court that the United States District Court for the District of Idaho desires to surrender the above named Defendant to the Sheriff of Montgomery County, Kansas,

IT IS THEREFORE, CONSIDERED, ORDERED, ADJUDGED AND DECREED by the Court that the United States Marshal in and for the Northern District of Oklahoma be and he is hereby authorized and directed to deliver the above named Defendant to the Sheriff of Montgomery County, Kansas, taking the receipt from said officer for said prisoner.

F. E. KENNAMER,

United States District Judge.

O.K.: W. B. Blair, Asst.  
U. S. Attorney.

ENDORSED: Filed December 13, 1928.

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

C. C. CARTER, AS ADMINISTRATOR,  
OF THE ESTATE OF D. O. WILLIAMS,  
DECEASED,

Plaintiff,

vs.

ST. LOUIS-SAN FRANCISCO RAILWAY  
COMPANY, A CORPORATION,

Defendant.

No. 667-Law.

JOURNAL ENTRY OF ORDER OVERRULING  
MOTION TO REMAND

Now on this 10 day of September, 1928, the same being a regular judicial day of the term of this court, this matter comes on to be heard upon the special appearance and motion heretofore filed by the plaintiff herein to remand this cause to the District Court of Tulsa County, Oklahoma, and the parties appearing by their respective counsel said motion is argued and is taken under advisement by the court pending the submission of further authorities.

And now on this 17th day of September, 1928, the same being a regular judicial day of the term of this court, said motion comes on for further argument and the parties appearing by their respective counsel, said motion is reargued and is taken under advisement by the court and the parties are required to submit further authorities.

No evidence was introduced but the following facts have been stipulated on the hearings on this motion, to-wit, that the decedent, D. O. Williams, for whose alleged wrongful death this action was brought in the District Court of Tulsa County, Oklahoma, was at the time of his death a resident of Tulsa County, Oklahoma, that there are no assets belonging to his estate and subject to general administration for the benefit of creditors, that the surviving spouse, Hattie F. Williams, and five minor children are the next of kin of said decedent, and that these next of kin at the time of the death of the decedent and continuously since including the time when this action was filed have been and are residents of Tulsa County, Oklahoma, That subsequently to the death of the decedent said Hattie F. Williams, as his surviving spouse, brought an action in the District Court of Tulsa County, Oklahoma, for his alleged wrongful death against the defendant herein, which action was removed to this court upon the motion of the defendant, after which said Hattie F. Williams as plaintiff therein moved to remand said action to

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

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District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, THURSDAY, DECEMBER 13, 1928.

the District Court of Tulsa County, Oklahoma, and that pending the disposition of said motion in this court said Mattie F. Williams dismissed said cause without prejudice. That thereafter the plaintiff herein, C. C. Carter, was appointed administrator of the estate of said decedent by the County Court of Tulsa County, Oklahoma, upon the petition of said Mattie F. Williams, that at the time of said appointment, and at all times since including the time when this action was filed, said C. C. Carter was and has been a bona fide resident and citizen of the State of Missouri, under the laws of which State of Missouri the defendant, St. Louis- San Francisco Railway Company, was, at the time of the filing of this action, and ever since has been a corporation and citizen. That said C. C. Carter was, at the time of the filing of this action in the District Court of Tulsa County, Oklahoma, and ever since has been the legally qualified and acting administrator of the estate of said decedent.

And now on this 13th day of December, 1928, the same being a regular judicial day of the term of this court, the court having considered the arguments of counsel and the authorities, said stipulation and memorandum of authorities submitted upon the motion, and being fully and duly advised in the premises, upon consideration thereof finds that a non-resident was selected to be appointed administrator for the sole purpose of preventing a removal of the contemplated action to the Federal Court.

From the facts the court concludes and adjudges that C. C. Carter is a nominal party, that the widow and children for whose exclusive benefit this action may be prosecuted are the real parties in interest, and that their residence controls on the question of diversity of citizenship, and the jurisdiction of this court.

IT IS, THEREFORE, CONSIDERED, ORDERED AND ADJUDGED that the motion of the plaintiff herein, C. C. Carter, as administrator of the estate of D. O. Williams, deceased, to remand this action to the District Court of Tulsa County, Oklahoma, be and the same is denied.

To which findings, conclusions, rulings, decision and judgment and each and every part thereof the said plaintiff now at the rendition thereof in open court duly and legally excepts and gives notice of his intention to appeal therefrom at the time and in the manner provided by law. Said exceptions are allowed and said notice entered upon the dockets of the court.

F. E. KENNAMER,

United States Judge.

ENDORSED: Filed December 13, 1928.

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

KARL COCORAN, A MINOR, BY MELVINA COONS, HIS NEXT FRIEND, Plaintiff,

vs.

CONSOLIDATED LEAD & ZINC COMPANY, A CORPORATION, Defendant.

No. 471-Law.

JOURNAL ENTRY OF ORDER OVERRULING MOTION FOR NEW TRIAL AND FIXING APPEAL BOND

Now on this the 13th day of December, 1928, there comes on for hearing the motion of the defendant, Consolidated Lead & Zinc Company, a corporation, for a new trial of the above entitled and numbered cause. Plaintiff is present by his attorney of record, Frank Nesbitt, and the defendant by its attorneys, Mason & Williams. The Court having heard the arguments of counsel and being fully advised, upon due consideration finds that the said motion for new trial should be overruled.

IT IS THEREFORE BY THE COURT CONSIDERED, ORDERED AND ADJUDGED that the motion of the defendant for a new trial be and the same is hereby overruled; to which ruling of the Court defendant then and there excepts and its exception is by the Court allowed.

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

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SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, THURSDAY, DECEMBER 13, 1928

Said defendant desiring to appeal to the United States Circuit Court of Appeals for the Eighth Circuit, appeal bond is hereby fixed in the sum of Thirty Thousand Dollars (\$30,000.00) with sufficient surety, to be approved by the Court.

F. E. KENNAMER,  
District Judge.

ENDORSED: Filed December 13, 1928.

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IN THE UNITED STATES COURT FOR THE NORTHERN  
DISTRICT OF OKLAHOMA

C. J. BENWAY, Plaintiff, )  
vs. ) No. 643-Law.  
MISSOURI-KANSAS-TEXAS RAILROAD )  
COMPANY, A CORPORATION, ET AL., Defendants. )

ORDER OVERRULING MOTION FOR A NEW TRIAL

On this 13th day of December, 1928, plaintiff's motion for a new trial as to the defendant, Kansas City Structural Steel Company, is hereby overruled, and plaintiff is allowed an exception.

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

ENDORSED: Filed December 13, 1928.

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

MERLEY B. LAVINESS, Plaintiff, )  
vs. ) No. 727-Law.  
TIDAL OSAGE OIL COMPANY, A )  
CORPORATION, FRED SHELL AND )  
F. R. McDOUGALL, Defendants. )

D I S M I S S A L

Now on this 13th day of December, A. D. 1928, on motion of counsel for the plaintiff, the above cause is dismissed without prejudice at plaintiff's costs.

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

ENDORSED: Filed December 13, 1928.

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

MRS. A. L. SMITH (OR LILLIAN SMITH)  
ADMINISTRATRIX OF THE ESTATE OF )  
A. L. SMITH, DECEASED, Plaintiff, )  
vs. ) No. 730-Law.  
FITZSIMMONS DRILLING COMPANY, )  
INCORPORATED, A CORPORATION, )  
ET AL., Defendants. )

D I S M I S S A L

Now on this 13th day of December, A. D. 1928, on motion of

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

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SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, THURSDAY, DECEMBER 13, 1928.

counsel for the plaintiff, the above cause is dismissed without prejudice at plaintiff's costs.

F. E. KENNAMER,

U. S. District Judge.

ENDORSED: Filed December 13, 1928.

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Court adjourned until December 15, 1928.

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, SATURDAY, DECEMBER 15, 1928

On this 15th day of December, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

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

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

MISCELLANEOUS ORDER

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

IN RE

APPOINTMENT OF UNITED STATES MARSHAL:

Now on this the 15th day of December, 1928, the same being a regular day of the Special March, A. D. 1928, Term of said court, it appearing to the court on authority of The Honorable, The Attorney General, John G. Sargent, that the United States Marshal for the Northern District of Oklahoma, to-wit, Henry G. Beard, has been removed from said office by Executive Order of the President of the United States of America effective December 14, 1928, and that on request of The Honorable, The Attorney General of the United States, and in accordance with the law as provided in Section 511 of the United States Statutes at Large, Volume 44, Part 1, the said court is authorized, directed and empowered to appoint an United States Marshal for the Northern District of Oklahoma ad interim;

And it further appearing to the court that S. Grant Victor of Miami, Oklahoma, is a fit and proper person to act as such United States Marshal in and for the Northern District of Oklahoma ad interim;

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the said S. Grant Victor, be, and he is, hereby appointed United States Marshal in and for the Northern District of Oklahoma ad interim, and that he shall qualify as such Marshal by taking the oath of office required by law, and by executing a good and sufficient bond in the sum of \$20,000.00, and such additional sums as may by law and by order of The Attorney General from time to time be required, said bond to be approved in the manner and by the proper authorities as is directed by the statute laws of the United States of America.

DONE in open court this the day and year first above written.

F. E. KENNAMER,

United States District Judge.

ENDORSED: Filed in Open Court; Dec. 15, 1928;  
H. P. Warfield, Clerk.

MISCELLANEOUS ORDER

Now on this 15th day of December, A. D. 1928, the bond of SAMUEL GRANT VICTOR, United States Marshal, is approved by the Court and it is ordered by the Court that the Clerk of this court file and spread said bond of record, same being in words and figures as follows:

Official Bond NO. 5 Form P.O. 515

HARTFORD ACCIDENT AND INDEMNITY COMPANY  
HARTFORD, CONNECTICUT

KNOW ALL MEN BY THESE PRESENTS, That we Samuel Grant Victor, of Tulsa, Oklahoma, (hereinafter called "Principal",) as "Principal," and the Hartford Accident and Indemnity Company, a corporation organized and existing under the laws of the State of Connecticut, having its

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principal office in the City of Hartford, Connecticut, (hereinafter called "Surety"), as "Surety", are held and firmly bound unto United States of America in the sum of Twenty Thousand and No/100 Dollars, (\$20,000.00), lawful money of the United States, to the payment whereof, well and truly to be made and done, the "Principal" binds himself, his heirs, executors and administrators, and the "Surety" binds itself, its successors and assigns, jointly and severally, firmly by these presents;

SIGNED, sealed and dated this 15th day of December, A. D., Nineteen Hundred and twenty-eight.

THE CONDITION OF THE FOREGOING OBLIGATION IS SUCH, that whereas, the "Principal" has been duly elected or appointed United States Marshal in and for the Northern District of Oklahoma, for the term beginning December 15th, 1928,

NOW, THEREFORE, if the said "Principal" shall, during the period beginning December 15th, 1928, well and faithfully discharge all the duties and trusts imposed upon him by reason of his election or appointment as said United States Marshal except as hereinafter limited, and honestly account for all monies coming into his hands as said United States Marshal according to law, then this obligation shall be null and void; otherwise, to be and remain in full force and virtue.

THIS BOND is executed by the "Surety" upon the following express conditions, which shall be conditions precedent to the right of recovery hereunder:

FIRST: That the "Surety" shall not be liable to the said United States of America for any loss occasioned by any act or omission of the said "Principal", nor for any shortage in the accounts of the said "Principal", existing at the commencement of the term for which this bond is given, nor for any default, the proceeds of which shall have been applied to the payment of a pre-existing official debt or default.

SECOND: That the "Surety" shall not be liable hereunder for any loss sustained by the said United States of America by reason of any act or omission of any deputy or subordinate in the office of the said "Principal" whether such deputy or subordinate is the personal appointee of said "Principal" or not.

THIRD: That the "Surety" shall not be liable hereunder for the loss of any public monies or funds occurring through or resulting from the failure of, or default in payment by, any banks or depositories in which any public monies or funds have been deposited, or may be deposited by, or placed to the credit, or under the control, of the "Principal", or for any public monies or funds heretofore or hereafter placed in any banks or depositories of which public monies and funds he is or may be the custodian by virtue of his office, whether or not such banks or depositories were or may be selected or designated by the "Principal" or by other persons; or by reason of the allowance to or acceptance by the "Principal" of any interest on said public monies or funds, any law, decision, ordinance or statute to the contrary notwithstanding.

FOURTH: That the total liability of the "Surety" under this or any and all bonds executed by the "Surety" on behalf of said "Principal" shall not exceed the penalty hereof.

FIFTH: That if the "Surety" shall so elect, this bond may be cancelled by giving thirty (30) days' notice in writing to the said United States of America and this bond shall be deemed cancelled at the expiration of said thirty (30) days; the "Surety" remaining liable, however, subject to all the terms, conditions and provisions of this bond, for any act or acts covered by this bond which may have been committed by the "Principal" up to the date of such cancellation; and the "Surety" shall, upon surrender of this bond and its release from all liability hereunder, refund the premium paid, less a pro rata part thereof for the time this bond shall have been in force.

IN TESTIMONY WHEREOF, the said "Principal" has hereunto set his hand and seal and the "Surety" has caused this bond to be signed by

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its duly authorized officers and its corporate seal to be hereunto affixed the day and year first above written.

(SEAL)

SAMUEL GRANT VICTOR

HARTFORD ACCIDENT AND INDEMNITY COMPANY

By C. C. GORSUCH

C. C. Gorsuch, Attorney-in-fact.

APPROVED: F. E. KENNAMER, U. S. District Judge.

ENDORSED: Filed December 15, 1928.

UNITED STATES OF AMERICA, Plaintiff, )
vs. ) No. 2848-Criminal.
SAM STOKENBERRY, Defendant. )

Now on this 15th day of December, A. D. 1928, it is by the Court ordered that commitment issue for the defendant, Sam Stokenberry, in accordance with the mandate, heretofore filed and spread of record in this court, from the Circuit Court of Appeals.

UNITED STATES OF AMERICA, Plaintiff, )
vs. ) No. 2414-Criminal.
CAL PERKINS, Defendant. )

On this 15th day of December A. D. 1928, it is by the Court ordered that defendant, Cal Perkins, be confined in the Tulsa County Jail instead of the Usage County Jail, for non-payment of fines heretofore imposed against him in this court.

ORDER LEAVE GRANTED TO FILE INFORMATION

On this 15th day of December A. D. 1928, comes the United States District Attorney and asks and is granted leave to file information herein, and to prosecute thereunder, and it is ordered that warrants issue for the arrest of the following and that their bonds be fixed in the amount of \$2,500.00, each:

- No. 3238-Cr. Raymond Allen
3238-Cr. Hyder Barrett
3239-Cr. James A. Hancock
3240-Cr. Wayne Wiley

UNITED STATES OF AMERICA, Plaintiff, )
vs. ) No. 3236-Criminal.
RAYMOND ALLEN and
HYDER BARRETT, Defendants. )

On this 15th day of December A. D. 1928, comes W. B. Blair, Assistant United States Attorney, representing the Government herein, and defendants in person and attorney W. M. Church also appearing for defendant, Hyder Barrett. Defendants are arraigned and each enters plea of guilty to counts 1 and 2, as charged in the information heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon each defendant as follows:

- RAYMOND ALLEN - Count 1. A fine of Twenty-five (\$25.00) Dollars; defendant to stand committed to Tulsa County Jail until said fine is paid.
Count 2. Six (6) months in Tulsa County Jail; sentence suspended during good behavior of defendant

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for a period of Two (2) years, or, until further order of the Court.

HYDER BARRETT - Count 1. A fine of Twenty-five (\$25.00); defendant to stand committed to Tulsa County Jail until said fine is paid. Count 2. Six (6) months in Tulsa County Jail; sentence suspended for a period of two years during defendant's good behavior, or, until further order of the Court.

UNITED STATES OF AMERICA, Plaintiff, vs. JAMES A. HANCOCK, Defendant. No. 3239-Criminal.

On this 15th day of December, 1928, comes the defendant in person and the plaintiff by W. B. Blair, Assistant United States Attorney. Defendant is arraigned and enters plea of guilty to counts 1 and 2, as charged in the information heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

Count 1. A fine of Twenty-five (\$25.00) Dollars; defendant to stand committed to the Creek County Jail until the fine is paid. Count 2. Six (6) months in Creek County Jail; sentence suspended during good behavior of the defendant for a period of Two (2) years, or, until further order of the Court.

UNITED STATES OF AMERICA, Plaintiff, vs. WAYNE MILEY, Defendant. No. 3240-Criminal.

On this 15th day of December, 1928, comes the defendant in person and the plaintiff by W. B. Blair, Assistant United States Attorney. Defendant is arraigned and enters plea of guilty to counts 1 and 2, as charged in the information heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon the defendant as follows:

Count 1. A fine of Twenty-five (\$25.00) Dollars; and in default thereof, defendant to stand committed to the Tulsa County Jail until paid. Count 2. Sixty (60) days in Tulsa County Jail; sentence suspended during good behavior for a period of Two (2) years, or, until further order of the Court.

UNITED STATES OF AMERICA, Plaintiff, vs. R. D. HOBSON, Defendant. No. 2719-Criminal.

Now on this 15th day of December, 1928, comes on for hearing the application of R. D. Hobson for an order of this court, transferring him from the jail at Vinita, Oklahoma, to a hospital in the City of Fisher, Oklahoma, and the Court being sufficiently advised in the premises, it is ordered that the defendant R. D. Hobson be transferred in accordance therewith; and it is also ordered that the defendant shall pay any additional costs that may be incurred on his transfer from the jail at Vinita to the hospital at Fisher, Oklahoma.

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

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UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 3062-Criminal.  
WILLIAM BLACK, Defendant. )

On this 15th day of December, 1928, comes the defendant, William Black, in person and the plaintiff by W. B. Blair, Assistant United States Attorney. Defendant is arraigned and enters plea of guilty as charged in the indictment heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

A fine of One Hundred (\$100.00) Dollars to run on execution;  
Ninety (90) days in the Washington County Jail; sentence to be suspended for a period of two (2) years, during good behavior, or, until further order of the Court.

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

KARL COGORAN, A MINOR, BY MELVINA COONS, HIS BEST FRIEND, Plaintiff, )  
vs. ) No. 471-Law.  
CONSOLIDATED LEAD & ZINC COMPANY, A CORPORATION, Defendant. )

ORDER EXTENDING TIME FOR BILL OF EXCEPTIONS.

Now on this the 15th day of December, 1928, the defendant, Consolidated Lead & Zinc Company, a corporation, desiring to appeal to the United States Circuit Court of Appeals for the Eighth Circuit, and desiring an extension of time within which to prepare and to present to the Court for allowance its bill of exceptions, it is hereby ordered that an extension of time of sixty (60) days from this date, be, and the same hereby is, granted said defendant in which to prepare and present for allowance its bill of exceptions.

F. E. KENNAMER,  
District Judge.

ENDORSED: Filed December 15, 1928. \*\*\*\*\*

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

UNITED STATES, Plaintiff, )  
vs. ) No. 618-Law.  
CITIZENS NATIONAL BANK OF PAWUSKA, OKLAHOMA, Defendant. )

ORDER PERMITTING DEFENDANT TO AMEND ANSWER BY INTERLINEATION

Now on this 15th day of December, 1928, the above named defendant, Citizens National Bank, Pawhuska, Oklahoma, having requested that it amend its answer herein by interlineation by striking from the eleventh and twelfth lines of paragraph Ten the following language:

"The expiration of three years or more from the date of the failure of said collection."

and in lieu thereof it insert the following:

"June 7, 1926, when a letter from the Interior Department at Washington directed to this defendant demanded that credit be given therefor."

and for good cause shown such request is hereby granted.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that said answer,

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aforesaid, be and hereby is amended to read as above set out, and that such amendment may be made by the Clerk of this Court, pursuant to this order.

F. E. KENNAMER, Judge.

ENDORSED: Filed December 15, 1928.

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

UNITED STATES,	Plaintiff,	}	
	vs	}	No. 700-Law.
F. C. BENNETT, M. E. HENDERSON, and S. C. PONTON,		}	
	Defendants.	}	

MONEY JUDGMENT

Now on this 15th day of Dec. 1928, this matter coming on to be heard upon the petition of the plaintiff herein, who now appears by its solicitor, Louis N. Stivers, Assistant United States Attorney in and for the Northern District of Oklahoma, and said defendants, F. C. Bennett and S. C. Ponton having been duly and regularly served with summons herein, and the answer day therein designated having expired, and said defendants and each of them having failed to plead herein, and having 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 \$200.00, with interest thereon at the rate of 6% per annum from the 1st day of November, 1927, and for costs of this suit,

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the said plaintiff, the United States, do have and recover judgment against said defendants, F. C. Bennett and S. C. Ponton, and each of them, in the principal sum of \$200.00, with interest thereon at the rate of 6% per annum from November 1, 1927, and for costs of this suit.

F. E. KENNAMER, Judge.

ENDORSED: Filed December 15, 1928.

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

CORA FERTILIZER,	Plaintiff,	}	
	vs	}	No. 451-Law
THE UNITED STATES,		}	
	Defendant.	}	

ORDER PERMITTING THE UNITED STATES  
TO FILE ITS SECOND AMENDED ANSWER

Now on this 15th day of December, 1928, the above named defendant, the United States, having requested permission to withdraw its joint motion and demurrer hereinbefore filed, and to interpose and file its second amended answer in the within cause; and the Court being fully advised in the premises, and for good cause shown, grants such permission.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that said joint motion and demurrer heretofore interposed by the above named defendant,

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the United States, be and hereby is withdrawn, and said defendant is hereby authorized and permitted to file herein its second amended answer.

F. E. KENNAMER, Judge.

ENDORSED: Filed December 15, 1928.

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IN THE UNITED STATES COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

JOHN H. DYKES AS RECEIVER OF )  
THE FIRST NATIONAL BANK AT )  
COLLINSVILLE, OKLAHOMA, A )  
NATIONAL BANKING ASSOCIATION, )  
Plaintiff, )  
vs. ) No. 762-Law.  
ROBT. F. AUTEN, )  
Defendant. )

JOURNAL ENTRY OF JUDGMENT

NOW on this 15th day of December, 1928, the above cause came on regularly for trial upon the petition of the plaintiff filed herein, the plaintiff appearing by his attorney of record, but the defendant appeared not either in person or by attorney, and after being called three times at the bar of the court and failing to answer, was by the court adjudged in default; and being fully advised in the premises, the court finds:

That although the defendant has been duly and legally served personally with summons in this action in the manner provided by law, and the time specified in the summons within which the defendant had the right to plead or answer to the petition of the plaintiff filed herein having expired, and the defendant having failed to demur, answer or otherwise plead to the petition of the plaintiff filed herein, was by the court adjudged in default and to have confessed the material allegations of plaintiff's petition.

The court further finds that the defendant is justly indebted to the Trust represented by the plaintiff in the sum of \$1054.63 with interest thereon at the rate of ten per cent per annum from November 14, 1928, until paid, and in the additional sum of \$98.50, as attorney's fees, as alleged in plaintiff's petition; and plaintiff is entitled to judgment against the defendant as prayed for in plaintiff's petition.

IT IS THEREFORE ordered, adjudged and decreed by the court that the plaintiff have and recover judgment against the defendant Robt. F. Auten in the sum of \$1054.63, with interest thereon at the rate of ten per cent per annum from November 14, 1928, until paid, and for the additional sum of \$98.50 as attorney's fees, and the costs of this action.

WHEREOF let execution issue.

F. E. KENNAMER, Judge.

ENDORSED: Filed December 15, 1928.

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IN THE UNITED STATES COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

JOHN H. DYKES AS RECEIVER OF THE )  
FIRST NATIONAL BANK AT COLLINSVILLE, )  
OKLAHOMA, A NATIONAL BANKING ASSOCIATION, )  
Plaintiff, )  
vs. ) No. 761-Law.  
M. D. ARBUCKLE, )  
Defendant. )

JOURNAL ENTRY OF JUDGMENT

NOW on this 15th day of December, 1928, the above cause came on regularly for trial, the plaintiff appearing by his attorney of record, but the defendant appeared not either in person or by attorney,

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and after being called three times at the bar of the court failed to answer and was by the court adjudged in default, and being fully advised in the premises, the court finds:

That the defendant has been duly and legally served personally with summons in this action, in the manner provided by law, and although the time fixed in said summons within which the defendant had the right to plead or answer to the petition of the plaintiff filed herein has expired, said defendant has failed to demur, answer or otherwise plead to the petition of the plaintiff filed herein and was adjudged by the court to have made default and to have confessed all of the material allegations of plaintiff's petition.

The court further finds that all the material allegations of plaintiff's petition are true and that the defendant is indebted to the Trust represented by the plaintiff in this action, as alleged in plaintiff's first and second causes of action therein, and that plaintiff is entitled to judgment against the defendant under said first and second causes of action of plaintiff's petition, as therein prayed for, in the aggregate sum of \$3912.79, with interest thereon at the rate of ten per cent per annum from November 14, 1928, until paid, and the additional sum of \$352.75 as attorney's fees.

IT IS THEREFORE ordered, adjudged and decreed by the court that the plaintiff have and recover judgment against the defendant M. D. Arbuckle in the sum of \$3912.79 with interest thereon at the rate of ten per cent per annum from November 14, 1928, until paid, and in the further sum of \$352.75 as attorney's fees, and the costs of this action.

WHEREOF let execution issue.

F. E. KENNAMER, Judge.

ENDORSED: Filed December 15, 1928.

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

UNITED STATES OF AMERICA, Plaintiff, )

vs. )

LELA MURRAY, Defendants, )

No. 2329-Criminal.

O R D E R

Now on this the 15th day of December, A. D. 1928, same being one of the regular judicial days of the Special March A. D. 1928 term of said court, this matter coming on for hearing upon the application of the Skelly Oil Company, for an order of court ordering and directing the United States Marshal in and for said District to release the defendant, Lela Murray, under proper guard for the purpose of making preparation for the trial of a certain civil cause pending in the District Court in and for Oklahoma County, State of Oklahoma, at Oklahoma City, Oklahoma, in which said cause the said defendant, Lela Murray, is a material witness,

And it appearing to the court that the said Lela Murray is a material witness in said cause, and that it is necessary for her to be released under guard in order that said cause may be properly prepared for trial,

IT IS THEREFORE CONSIDERED, ORDERED, ADJUDGED AND DECREED BY THE COURT that the United States Marshal in and for the Northern District of Oklahoma, be, and he is hereby ordered and directed to release the said defendant, Lela Murray, under proper guard for a period of ten days for the purpose of making preparation for the trial of said civil cause heretofore mentioned, and

IT IS FURTHER ORDERED by the court that all expense of caring for and guarding said defendant, Lela Murray, during said interim shall be at the expense of the Skelly Oil Company, and that at the expiration of said time, the said defendant, Lela Murray, shall be re-committed

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

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for the purpose of abiding the judgment and sentence of the court herein.

F. E. KENNAMER, Judge.

O.K.: W. B. Blair,

ENDORSED: Filed December 15, 1928.

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

UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 2900-Criminal.  
W. K. HALE, Defendant. )

O R D E R

NOW on this the 15th day of December, 1928, it appearing that the case of United States v. W. K. Hale, criminal No. 2900, set for trial at Pawhuska, in said district, for the 2nd day of January, 1929, at the Special October Term of said court, cannot be ready for trial on said date, and the case having been reassigned for trial on the 7th day of January, 1929, and the Judge of said District Court will be unable to be present and in attendance on said 2nd day of January, 1929;

It is ordered that the United States Marshal in and for the Northern District of Oklahoma, be, and he is, hereby directed to open the District Court of the United States for the Northern District of Oklahoma at Pawhuska on the 2nd day of January, 1929, at 9:30 o'clock A. M., and by public proclamation in the manner and form provided by law, and that said Marshal adjourn said court until 9:30 o'clock A. M. on the 7th day of January, 1929.

Said Marshal shall make due return hereof how he has executed this order.

F. E. KENNAMER, Judge.

UNITED STATES MARSHAL'S RETURN:

I hereby certify that pursuant to the foregoing Order, I did, on the 2nd day of January, 1929, at 9:30 o'clock A. M. open by public proclamation in the manner and form provided by law, the Special October A. D. 1928 Term of Court at Pawhuska, Oklahoma, and adjourned said court until 9:30 o'clock A. M. the 7th day of January, A. D. 1929.

For espense serving this process see Ry Doc 5630

S. G. VICTOR

Paul A. Johnson  
Dep. U. S. Marshal.

ENDORSED: Filed December 15, 1928.

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U. S. MARSHAL'S OATH OF OFFICE. NORTHERN DISTRICT OF OKLAHOMA.

I, SAMUEL GRANT VICTOR, do solemnly swear that I will faithfully execute all lawful precepts directed to the Marshall of the Northern District of Oklahoma, under the authority of the United States, and true returns make, and in all things well and truly and without malice or partiality, perform the duties of the office of United States Marshal of the Northern District of Oklahoma, during my continuance in said office, and take only my lawful fees; and that I will support and defend the Constitution of the United States against all enemies, foreign and domestic; and 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 upon which I am about to enter; So Help Me God.

SAMUEL GRANT VICTOR.

Sworn to and subscribed before me, this 15th day of December, A.D.1928.

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

Date of birth: November 17, 1867.

Date of entry on duty: December 15, 1928.

ENDORSED: Filed Dec. 15, 1928. H. P. Warfield, Clerk.

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Court adjourned until December 22, 1928.

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, SATURDAY, DECEMBER 22, 1928

On this 22nd day of December, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

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

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

### MISCELLANEOUS ORDER

NOW on this 22nd day of December, 1928, the bond of Samuel Grant Victor, United States Marshal, is approved by the Court and it is ordered by the Court that the Clerk of this court file and spread said bond of record, same being in words and figures as follows:

### BOND U. S. MARSHAL

KNOW ALL MEN BY THESE PRESENTS:

That we, Samuel Grant Victor, as Principal, and Hartford Accident and Indemnity Company, a corporation, created and existing under the laws of the State of Connecticut, as Surety, are held and firmly bound unto the United States of America in the full and just sum of Twenty-Five Thousand and No/100 (\$25,000.00) Dollars, lawful money of the United States to be paid to the United States; for which payment well and truly to be made the said Samuel Grant Victor binds himself, his heirs, executors, administrators, and the said Hartford Accident and Indemnity Company binds itself, its successors, and assigns firmly by these presents.

Signed with our hands and sealed with our seals this 15th day of December, in the year one thousand nine hundred and twenty-eight.

The condition of the foregoing obligation is such that, whereas, the President of the United States hath pursuant to law appointed the said Samuel Grant Victor to be temporary Marshal of the United States for the northern district of Oklahoma for an indefinite term, said term commencing on the 15th day of December, 1928, as by a commission to him dated the 15th day of December, 1928, more fully expressed.

NOW, THEREFORE, if the said Samuel Grant Victor by himself and by his deputies shall faithfully perform all the duties of the said office of Marshal for the Northern district of Oklahoma, then this obligation to be void; otherwise, to remain in full force and effect.

Signed, sealed and delivered in the presence of -

H. W. HUFFMAN

SAMUEL GRANT VICTOR

GLADYS MAGEE

As to Principal

Principal

HARTFORD ACCIDENT & INDEMNITY CO.

H. W. H. W. Huffman

By: C. C. Gorsuch

Gladys Magee

Surety

As to Surety

C. C. Gorsuch - Attorney-in-Fact.

(SEAL)

ENDORSED: Filed December 22, 1928. H. P. Warfield, Clerk, U.S. Dist. Court.

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

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SPECIAL MARCH 1928 SESSION,

TULSA, OKLAHOMA,

SATURDAY, DECEMBER 22, 1928

ORDER SPREADING MANDATE OF RECORD

UNITED STATES OF AMERICA,	Plaintiff,	}	No. 257-Criminal.
vs.			
WILLIAM COOK,	Defendant.		

On this 22nd day of December, A. D. 1928, it is by the Court ordered that the Clerk file and spread Mandate of Record, in above entitled cause, same being in words and figures as follows:

MANDATE

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 William Cook, Defendant, No. 257, Criminal, wherein the judgment and sentence of the said District Court in said cause, entered on the 26th day of July A. D. 1927, was in the following words, viz:

"We, the jury in the above entitled cause, duly impaneled and sworn, upon our oaths, find the defendant William Cook, guilty, as charged in the indictment.

G. T. LEFFLER, Foreman.

Endorsed: Filed in District Court July 26, 1927.

Judgment and sentence and order granting time for defendant to prepare and file Bill of Exceptions and committing defendant to Creek County Jail, during said time.

(Caption omitted.)

(Before F. E. Kennamer, Judge.)

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 judgment and sentence be imposed upon said defendant as follows:

Eighteen (18) months in Federal Penitentiary, Leavenworth, Kansas, and Fine \$100.00 to be paid United States.

Now at this time defendant excepts to judgment and sentence and it is ordered that five (5) days be allowed defendant to prepare and file his Bill of Exceptions and it is further Ordered that defendant be committed to Creek County Jail, during the five (5) days time allowed to prepare and file said Bill of Exceptions."

as by the inspection of the transcript of the record of the said District Court, which was brought into the United States Circuit 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 September 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 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.

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

NORTHERN

## District of

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SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, SATURDAY, DECEMBER 22, 1928

It is further ordered that the defendant in the Court below, William Cook, 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. -----

----- October 13, 1928. -----

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 14th day of December, in the year of our Lord one thousand nine hundred and twenty-eight.

F. F. KOCH

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

ENDORSED: Filed December 22, 1928.

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ORDER LEAVE GRANTED TO FILE INFORMATION

On this 22nd day of December, A. D. 1928, comes the United States District Attorney and asks and is granted leave to file information herein, and to prosecute thereunder, and it is ordered that warrants issue for the arrest of the following and that their bonds be fixed in the amount of \$2,500.00 each:

- No. 3241-Cr. Wes. B. Garrison
- " 3241-Cr. Nash Poe
- " 3242-Cr. George C. Staton

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UNITED STATES OF AMERICA,	Plaintiff,	)
vs.		)
WES. B. GARRISON and		)
NASH POE,	Defendants.	)

No. 3241-Criminal.

On this 22nd day of December, A. D. 1928, the defendants in above entitled cause are arraigned and each enters plea of guilty as charged in the information heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon each defendant as follows:

- WES. B. GARRISON - A fine of Twenty-five (\$25.00) Dollars to run on execution.
- NASH POE - A fine of Twenty-five (\$25.00) Dollars to run on execution.

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UNITED STATES OF AMERICA,	Plaintiff,	)
vs.		)
GEORGE C. STATON,	Defendant.	)

No. 3242-Criminal.

On this 22nd day of December, 1928, comes W. B. Blair, Assistant United States Attorney, representing the Government herein and defendant in person and by counsel, H. T. Church. Defendant is arraigned and enters plea of guilty as charged in the information heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence

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

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be imposed upon said defendant as follows:

- Count 1. A fine of Ten (\$10.00) Dollars; in default thereof to stand committed to Tulsa County Jail until paid.
- Count 2. Ninety (90) days in Tulsa County Jail; sentence to be suspended during good behavior of defendant for a period of two years, or, until further order of the Court.

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

UNITED STATES, Plaintiff, )  
 vs. ) No. 745-law.  
 BOARD OF COUNTY COMMISSIONERS )  
 OF OSAGE COUNTY, OKLAHOMA, )  
 Defendant.)

ORDER VACATING JUDGMENT

Now on this 22nd day of Dec, 1928, being a day of the Special March term of said Court, there coming on for consideration a stipulation herein filed by the parties hereto, requesting that the judgment of this Court rendered herein on the 13th day of November, 1928, being a day of the Special March term of this Court, be vacated and set aside, for the reason that all of the questions herein involved will be decided by certain causes now pending before the Circuit Court of Appeals for the Eighth Circuit; and the Court, after considering said stipulation heretofore filed, and being fully advised in the premises, finds that said judgment, aforesaid, duly entered by this Court, as aforesaid, should be vacated and set aside.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the judgment of this Court, rendered herein on the 13th day of November, 1928, sustaining a demurrer on behalf of the above named defendant, and in effect holding that the lands herein involved, are taxable, be, and the same is hereby vacated and set aside, without prejudice to either party to the within cause.

F. E. KENNAMER, Judge.

O.K: Louis N. Stivers  
 Assistant United States Attorney  
 Tulsa, Oklahoma,  
 Attorney for Plaintiff.

C. K. Templeton, County Attorney of  
 Osage County, Oklahoma, Pawhuska,  
 Oklahoma, Attorney for defendant.

ENDORSED: Filed December 22, 1928.

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

UNITED STATES OF AMERICA, Plaintiff, )  
 vs. ) No. 478-Criminal.  
 GEORGE LUCAS, ET AL., Defendants. )

ORDER OF PROBATION

Now on this the 22nd day of December, 1928, the same being a regular day of the Special March A. D. 1928 term of this Court, the Defendant appearing in his own proper person, and the United States District Attorney appearing on behalf of Plaintiff, and the Defendant

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

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SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, SATURDAY, DECEMBER 22, 1928

making application that he be paroled under the order and sentence heretofore pronounced in this cause, to-wit: On the 24th day of October, 1925, the said Court directed that said Defendant serve six months in Jail and pay a fine of \$300.00, and the Court having heard the application, the evidence and argument in support thereof, and it appearing to the Court that the fine of \$300.00 heretofore imposed herein has been fully paid, and that in the interests of justice that said application for parole should be granted, and that H. G. House, Esquire, of Muskogee, Oklahoma, is a fit and proper person to act as Probation officer of this Court.

And it further appearing to the Court that said Defendant, since his arrest and conviction in the above entitled and styled cause, has secured permanent employment and is making a useful and valuable citizen in his community.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that said application for parole be and the same is hereby granted. That said Defendant be incarcerated in Jail for a period of thirty days from and after the first day of January, 1929, in accordance with the judgment and sentence of the Court heretofore rendered, and that said Defendant be placed on probation for five months of said six months.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that said Defendant be probated to H. G. House, Esquire, of Muskogee, Oklahoma, and that the said H. G. House shall act as Probation officer for a period of five years and until the further order of this Court.

IT IS FURTHER ORDERED that the said H. G. House shall report to the United States District Attorney once each year until the termination of this probation, and that he shall report to said District Attorney on the first day of January of each and every succeeding year until said period of probation has expired.

F. E. KENNAMER,

United States District Judge.

C.C. Harry Seaton, Assistant  
United States Attorney

ENDORSED: Filed December 22, 1928.

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

UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 2329-Criminal.  
LELA MURRAY, Defendant. )

### ORDER OF COURT

Now on this the 22nd day of December, 1928, the same being one of the term days of the Special March, 1928, Term of court, comes on the application of the defendant, Mrs. Lela Murray, for an additional stay of execution of the judgment and sentence of the court heretofore imposed for a period of ten (10) days, and the court having been fully advised in the premises finds that such request should be granted.

It is, therefore, ordered, considered, and adjudged that the defendant, Lela Murray, be given, and hereby is granted an additional stay of execution of the judgment and sentence of the court heretofore imposed upon and against her of ten (10) days from the date of the expiration of the original stay of the execution of said judgment heretofore granted. Deft. to be under guard as in original order.

C.C. Jno. M. Goldsberry, F. E. KENNAMER, Judge.  
District Attorney.

ENDORSED: Filed December 22, 1928.

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

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SPECIAL MARCH, 1928 SESSION, TULSA, OKLAHOMA, MONDAY, DECEMBER 24, 1928

ON THIS 24th day of December, A.D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

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

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

ORDER LEAVE GRANTED TO FILE INFORMATION - No. 3243-Cr.

On this 24th day of December, 1928, comes the United States District Attorney and asks and is granted leave to file information herein, and to prosecute thereunder, and it is ordered that warrant issue for the arrest of E. A. OGG, and that his bond be fixed in the amount of \$2,500.00.

UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 3243-Criminal.  
E. A. OGG, Defendant. )

On this 24th day of December, A. D. 1928, the defendant in above entitled case is arraigned and enters plea of guilty as charged in the information heretofore filed herein. Whereupon, it is by the Court ordered that judgment and sentence be imposed upon said defendant as follows:

A fine of Twenty-five (\$25.00) Dollars.

And it is further ordered by the Court that defendant be granted a period of ten (10) days within which to pay the fine and in default thereof, at that time, to stand committed to the Tulsa County Jail until said fine is paid, or, until released by due process of law.

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MISCELLANEOUS ORDER

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

ORDER FOR PETIT JURY

On this 24th day of December, 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 One Hundred-twenty-five (125) persons, good and lawful men, from said District, duly qualified to serve as Petit Jurors at the Special October, 1928, Term of this Court to be held at Lawhuska, 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 Lawhuska, Oklahoma, in the Northern District of Oklahoma, on Tuesday, the 8th day of January, A. D., 1929, 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 Special October, 1928, term of said Court.

F. E. KENNAMER,

U. S. District Judge.

ENDORSED: Filed December 24, 1928.

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

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SPECIAL MARCH, 1928 SESSION, TULSA, OKLAHOMA, MONDAY, DECEMBER 24, 1928.

That, although the defendants, and each of them, have been served personally with summons in this action in the manner provided by law, and although the time fixed in said summons within which said defendants were given to answer the petition of the plaintiff filed herein has expired, and said defendants, and each of them, have failed to demur, answer or otherwise plead to the petition of the plaintiff, and said defendants, and each of them, have made default and are by the court adjudged in default and adjudged to have confessed all of the material allegations of plaintiff's petition.

The court further finds that all the material allegations of plaintiff's petition contained in the first and second causes of action thereof are true, and that the defendants, and each of them, are indebted to the Trust represented by this plaintiff, under plaintiff's first and second causes of action, in the aggregate sum of \$2027.41 with interest thereon at the rate of ten per cent per annum from November, 17, 1928, until paid, and for the additional sum of \$177.25 as attorney's fees, and that plaintiff is entitled to judgment against said defendants in said sums.

IT IS THEREFORE ordered, adjudged and decreed by the court that plaintiff have and recover judgment against the defendants Mary Ann Payne and O. W. Payne, and each of them, for the sum of \$2027.41 with interest thereon at the rate of ten per cent per annum from November 17, 1928, until paid, and in the additional sum of \$177.25 as attorney's fees and for the costs of this action.

WHEREOF let execution issue.

F. E. KENNAMER, Judge.

ENDORSED: Filed December 24, 1928.

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Court adjourned until December 31, 1928.

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

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SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, MONDAY, DECEMBER 31, 1928.

On this 31st day of December, A. D. 1928, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1928 Session, at Tulsa, Oklahoma, met pursuant to adjournment, Honorable F. E. Kennamer, Judge, present and presiding:

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

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

### ADMISSION TO THE BAR

On this 31st day of December, A. D. 1928, it being made satisfactorily to appear that THOMAS F. SHEA is qualified for admission to the Bar of the Court, the oath prescribed by the Court is administered and said Attorney is declared admitted to the Bar of the Court.

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

FILL CLARK, Plaintiff, )  
vs ) No. 695-Law.  
JAMES M. ANTHIS, ET ALS., Defendants. )

### O R D E R

By consent of parties by counsel filed in writing in this cause it is ordered that the defendants, Ethel Ricks, Jean Ricks, Agnes Elizabeth Ricks and James Moore Ricks are granted an extension of time of fifteen days from and after this date to plead to the petition of the plaintiff filed herein.

Done this 31st day of December, 1928.

F. E. KENNAMER, Judge.

ENDORSED: Filed December 31, 1928.

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

R. E. DAVIS, Plaintiff, )  
vs ) No. 771-Law.  
F. W. WOOLWORTH COMPANY, Defendant. )

### O R D E R

Now on this 31st day of December, 1928, for good cause shown, the defendant above named is granted an extension of time until this date, within which to file its answer to the plaintiff's petition.

Dated this 31st day of December, 1928.

F. E. KENNAMER,

Judge of the U. S. District Court  
for the Northern District of  
Oklahoma.

ENDORSED: Filed December 31, 1928.

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

NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, MONDAY, DECEMBER 31, 1928.

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

UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 1564-Criminal.  
B. F. MULLINS, Defendant. )

O R D E R

Now on this 31st day of December, A. D. 1928, same being one of the regular days of the Special March A. D. 1928 term at Tulsa, Oklahoma, this matter coming on for hearing, and the court being fully advised in the premises, find that on the 3rd day of March 1928, the above named defendant was sentenced to pay a total of fine of \$500.00, and that on the 4th day of June 1928, the sum of \$150 was paid on said fine, and on October 25, 1928, the sum of \$50.00 was paid on said fine, leaving a balance due of \$300.00. On this date, to-wit, December 31, 1928, the sum of \$200.00 has been paid on said fine, leaving a balance due of \$100.00, which said defendant states he is not at this time able to pay, and it appearing to the court that for good cause shown, the time should be further extended to pay said balance of \$100.00.

IT IS THEREFORE BY THE COURT ORDERED that said time be and the same is hereby extended until June 1st, 1929, to pay the balance of \$100.00 due on said fine. Commitment this day issued ordered withdrawn.

F. E. KENNAMER, Judge.

O.K.: Jno. M. Goldesberry,  
U. S. Atty.

ENDORSED: Filed December 31, 1928.

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

UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 2855-Criminal.  
W. T. RICKMAN, Defendant. )

O R D E R

It appearing to the court that W. T. Rickman is confined in the Sapulpa hospital as a Federal prisoner, and that the time expires on this the 31st day of December, 1928, and it further appearing to the court that his condition is not such that it would be safe to remove him from the hospital on the statement of Dr. P. K. Lewis,;

It is ordered that the United States Marshal may extend the time until the 2nd day of January, 1929.

Dated at Tulsa, Oklahoma, December 31, 1928.

F. E. KENNAMER, Judge.

ENDORSED: Filed December 31, 1928.

UNITED STATES OF AMERICA, NORTHERN DISTRICT OF OKLAHOMA, ss.

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

UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 2900-Criminal.  
W. K. HALE, Defendant. )

ORDER GRANTING WRIT OF HABEAS CORPUS AD TESTIFICANDUM

On reading and considering the petition of Harry Seaton, Assistant United States Attorney filed herein, whereby it appears that one Gray E. McNeer is a necessary and material witness in a certain cause in this

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

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SPECIAL MARCH 1928 SESSION, TULSA, OKLAHOMA, MONDAY, DECEMBER 31, 1928.

court, which is assigned for trial on Monday, January 7th, 1929, and it further appearing that said witness is a prisoner and confined in the State Penitentiary at McAlistar, Oklahoma, and is under the control and in the charge and custody of the Warden of said Penitentiary, and it appearing that a writ of habeas corpus ad testificandum ought to issue, it is hereby ordered that a writ of habeas corpus ad testificandum issue out of and under seal of this court, directed to the Warden of said penitentiary, commanding him to have the body of the said Gray E. McNeer before me in the court room of this court on the 7th day of January 1929 at Pawhuska, Oklahoma, to testify in behalf of the Plaintiff in a certain cause wherein the United States of America is Plaintiff and W. K. Hale is defendant, and that the said Warden have then and there the said writ.

Dated this 31 day of December, 1928.

F. E. KENNAMER, Judge.

ENDORSED: Filed December 31, 1928.

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Court adjourned until January 2, 1929.