

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

NORTHERN District of OKLAHOMA

EQUITY SESSION TULSA, OKLA. TUESDAY, JULY 9, 1929.

Court convened pursuant to adjournment July 9, 1929.
Present: Hon. F.E. Kennamer, Judge, U.S. Dist. Court.
H.P. Warfield, Esq. Clerk, U.S. Dist. Court.

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

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

United States,)
Plaintiff,)
vs.)
J.U. Kellar,)
Defendant.)

No. 270 Equity.

ORDER OF DISMISSAL.

Now on this 9th day of July, 1929, on representation made by the office of the United States Attorney in and for the Northern District of Oklahoma that the within cause has been satisfactorily settled through the Osage Indian Agency, at Pawhuska, Oklahoma, and the Court, after consideration of such representation, finds that there is no occasion for further litigation in connection herewith, and that said cause should be dismissed.

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

F.E. Kennamer, Judge.

ENDORSED: Filed Jul. 9, 1929
H.P. Warfield, Clerk.

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

Nowata Oil & Refining Company,
a corporation,)
Plaintiff)
vs)
Thos. E. Elliott,)
Defendant.)

436-Equity.

ORDER ALLOWING PETITION FOR EXTENDED TIME.

This cause came on this 9th day of July 1929, on the petition of Thos. E. Elliott, defendant and appellant in the above styled cause, praying for an enlargement of the in which to file the record in this cause in the Circuit Court of Appeals of the 10th Circuit of the United States Court.

And, it appearing to the Court that the printing of the record is incomplete, although in the hands of the printer, and that the complainant will hardly have time to file the same in the Circuit Court of Appeals of the 10th Circuit of the United States Court by the 15th day of July, 1929, which is the time fixed by the citation.

2
In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION

District of
TULSA, OKLA

OKLAHOMA.
TUESDAY, JULY 9th, 1929.

It is therefore ordered, adjudged and decreed, that the said defendant and appellant be, and he is hereby allowed thirty days from the 15th day of July 1929 in which to file the record in this cause in the Circuit Court of Appeals of the 10th Circuit of the United States Court.

Ordered, adjudged and decreed this 9th day of July,
1929.

F.E. Kennamer,

District Judge.

ENDORSED: Filed July 9, 1929
In open court
H.P. Warfield, Clerk.

Court adjourned until July 10, 1929.

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

NORTHERN
EQUITY SESSION

District of
TULSA, OKLA

OKLAHOMA

WEDNESDAY, JULY 10, 1929.

same probably not being sufficient to justify the taking of an account, it is further ORDERED, ADJUDGED AND DECREED that the plaintiff have and recover of the defendant as his damages the sum of One (\$1.00) Dollar.

Fifth. It is further ORDERED, ADJUDGED AND DECREED that the defendant, within thirty days after the filing of this decree, surrender and deliver to plaintiff or to the United States Marshal at Tulsa, Oklahoma, for delivery to plaintiff for purpose of dismantling the same, the two certain Indoor Golf games or machines, referred to in the evidence, used and operated by defendant, and constituting the infringing games referred to in the evidence.

Sixth. It is further ORDERED, ADJUDGED AND DECREED that a perpetual injunction be issued pursuant to the prayer of the Bill of Complaint herein, enjoining and restraining said defendant, Paul Snyder, his agents, attorneys, servants, clerks and employees, and each of them, for the remainder of the term of said letters patent, from directly or indirectly, making or causing to be made and vended or causing to be vended, sold, leased or otherwise disposed of to others to be used and from using or causing to be used in any manner any Indoor Golf machines, articles, devices or parts thereof, made in accordance with or containing or embodying the said invention and improvements described in said letters patent, Number 1,669,640, and claimed in the claims thereof, and from infringing upon or violating the said letters patent in any way whatsoever.

Seventh. It is further ORDERED, ADJUDGED AND DECREED that the plaintiff have and recover of the defendant costs of this suit to be taxed and that execution issue accordingly.

F.E. Kennamer,

United States District Judge.

Approved as to form:

Biddison Campbell Biddison & Cantrell
Solicitors for the Defendant.

ENDORSED: Filed Jul. 10, 1929.
H.P. Warfield, Clerk.

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

Walter J. Reilly, E.G. Sailor,
Catherine S. Faurot and G.M.
Silverthorne,
Complainants,

vs

In Equity.

Nowata Oil & Refining Company,
a corporation,
Producers National Bank and
N.T. Gilbert,
Donald P. Oak, Receiver for Nowata
Oil & Refining Company, H.W. Han-
dolph, John A. Haver, Randolph
Shirk and Richard K. Bridges, partners
doing business under the firm name
of Randolph, Haver, Shirk & Bridges,
H.R. McGill and C.H. Seger,

No. 460.

Respondents.

ORDER.

This day came on to be heard the petition of Producers National Bank and N.T. Gilbert for rule to show cause, and the answers

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

NORTHERN

District of

OKLAHOMA

EQUITY SESSION

TULSA, OKLA

WEDNESDAY, JULY 10, 1929.

of respondents filed thereto, which were filed on July 10, 1929;

And the Honorable John C. Pollock, the Judge sitting in this cause, being unable to be present, by agreement of the parties,

IT IS ORDERED that said hearing be and the same hereby is continued until September 16, 1929, at the hour of 10 o'clock A.M., and the rule to show cause, heretofore issued by this Court, be and the same hereby is continued in force and effect until September 16, 1929.

It appearing to the Court on July 10, 1929, that Donald P. Oak, Receiver, filed a petition in the above cause for leave to file suit against N.T. Gilbert and H.R. McGill to recover the sum of \$1500.00 money advanced, materials furnished and services rendered by and at the expense of Nowata Oil & Refining Company;

IT IS ORDERED that said petition be and the same is hereby assigned for hearing September 16, 1929, at the hour of 10 o'clock A.M.

Made and entered this 10th day of July, 1929.

By the Court.

F.E. Kennamer, Judge.

O.K.
N.A. Gibson
C.C. Cooper

ENDORSED: Filed Jul. 10, 1929
H.F. Warfield, Clerk.

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

NORTHERN District of OKLAHOMA.
EQUITY SESSION TULSA, OKLA. THURSDAY, JULY 11, 1929.

July 11, 1929. Court convened pursuant to adjournment, Thursday

Present: Hon. F.E. Kennamer, Judge, Dist. Court
H.P. Warfield, Esq. Clerk, Dist. Court

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

Jackson Barnett, an Inc.)
Plaintiff)
vs) In Equity
Gypsy Oil Co.)
Defendant) No. 216.

Now on this 11th day of July, A.D. 1929, it is ordered by the Court that the United States Attorney, Jno. M. Holdesberry, return the check of Guardian ad Litem, C.B. Stuart, in the amount of \$2500.00 to proper parties, after receiving same from Guardian ad Litem in open Court.

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

Jackson Barnett, an incompetent,
by Fred T. Hildt, his next friend,
Plaintiff,
vs
Gypsy Oil Company, et al.,
Defendants.
and
Gypsy Oil Company, et al.,
Plaintiffs,
vs
Jackson Barnett,
Defendant.)
Consolidated
Cause No. 216,
Equity.

FINAL DECREE.

This cause came on for hearing on the 11th day of July, 1929, at a regular day of a term of this Court at Tulsa, Oklahoma, Honorable Franklin E. Kennamer, regular judge presiding, whereupon there appeared counsel for the plaintiff, Jackson Barnett, and his guardian ad litem, and counsel for the Gypsy Oil Company, F.A. Gillespie and Sons Company, Cushing Gasoline Company, Mid-Continent Petroleum Corporation, and counsel for the United States of America, and submitted to the court a written compromise agreement bearing date of May 14th, 1929, executed by C.B. Stuart, guardian ad litem of Jackson Barnett by appointment of this court, Fred T. Hildt, as next friend of Jackson Barnett, the Gypsy Oil Company, a corporation, F.A. Gillespie and Sons Company, a corporation, Cushing Gasoline Company, a corporation, and Mid-Continent Petroleum Corporation, a corporation, and George Riley Hall, as guardian of the estate of Jackson Barnett by appointment of the Okmulgee County Court, and C.B. McCallon, as guardian of the estate of Jackson Barnett by appointment of the Creek County Court, and approved by the Secretary of the Interior on the 27th day of June, 1929, and approved on June 26th 1929, by Seth W. Richardson, designated by the Attorney General of the United States to act for the Department of Justice in the approval of

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

NORTHERN District of OKLAHOMA

EQUITY SESSION TULSA, OKLA. THURSDAY, JULY 11, 1929.

said compromise agreement and settlement and approved by the County Court of Creek County, Oklahoma, on June 6th, 1929, and approved by the County Court of Okmulgee County, Oklahoma, on June 7th, 1929, from which compromise agreement it appears that Jackson Barnett by and through his said representatives has ratified, confirmed and adopted the Departmental oil and gas mining lease executed by him on March 5th, 1912, to H.U. Bartlett, covering his allotment, to-wit:

The Southeast Quarter of Section Five (5) Township Seventeen (17) North, Range Seven (7) East, lying in Creek County, Oklahoma,

and the assignments thereof, and released and discharged and acquitted the Gypsy Oil Company, F.A. Gillespie and Sons Company, Cushing Gasoline Company and Mid-Continent Petroleum Corporation, and their assignors, of all liability, if any, arising out of their possession of said land under said Departmental lease and all liability, if any, for the value of oil, gas and casing-head gas produced by the aforesaid corporations and their assignors, and it further appearing to the court that said compromise agreement provides that it shall be "submitted to the United States District Court for the Northern District of Oklahoma and a judgment and decree rendered and entered, dismissing with prejudice the plaintiff's bill in Equity No. 216, and the counterclaim filed in his behalf in Equity No. 260, and quieting the title of the defendants, Gypsy Oil Company, F.A. Gillespie and Sons Company, Cushing Gasoline Company and Mid-Continent Petroleum Corporation and their assignors, in Equity No. 216, and plaintiffs in Equity No. 260, to the oil and gas leasehold estate in and to said land under said lease of March 5th, 1912, as their respective interest appears", and it appearing to the court that the Gypsy Oil Company and F.A. Gillespie and Sons Company are the joint and equal owners by assignments of said lease of March 5th, 1912, insofar as it covers the

South Half of the South Half of the North Half of the Southeast Quarter and the South Half of the Southeast Quarter of Section Five (5), Township Seventeen (17) North, Range Seven (7) East, containing 100 acres more or less,

and that the Cushing Gasoline Company and Mid-Continent Petroleum Corporation are the joint and equal owners by assignments of said lease of March 5th, 1912, insofar as it covers the

North Half of the North Half of the Southeast Quarter, and the North Half of the South Half of the North Half of the Southeast Quarter of Section Five (5), Township Seventeen (17) North, Range Seven (7) East, containing 60 acres,

and it appearing to the court that it is to the best interest of Jackson Barnett to enter into said compromise agreement, it is hereby approved and confirmed by this court; and

IT IS HEREBY ORDERED, ADJUDGED, CONSIDERED AND DECREED that the plaintiff's bill in Equity No. 216 be and the same is hereby dismissed with prejudice, and the counterclaim filed on behalf of Jackson Barnett in Equity No. 260 be and the same is hereby dismissed with prejudice, and the title of the Gypsy Oil Company and F.A. Gillespie and Sons Company in and to the leasehold estate under said March 5th, 1912 lease, in the

South Half of the South Half of the North Half of the Southeast Quarter and the South Half of the Southeast Quarter of Section Five (5), Township Seventeen (17) North, Range Seven (7) East, containing 100 acres more or less,

be and the same is hereby quieted, and the title of the Cushing Gasoline Company and Mid-Continent Petroleum Corporation in and to the leasehold estate under said March 5th, 1912 lease, in the

North Half of the North Half of the Southeast Quarter and the North Half of the South Half of the North Half of the Southeast Quarter of

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

NORTHERN EQUITY SESSION District of OKLAHOMA
TULSA, OKLA THURSDAY, JULY 11, 1929.

Section Five (5), Township Seventeen (17)
North, Range Seven (7) East, containing 60 acres.

be and the same is hereby quieted, and Jackson Barnett and all persons claiming through him are hereby perpetually enjoined from clouding or disputing the title of the Gypsy Oil Company, F.A. Gillespie and Sons Company, Cushing Gasoline Company and Mid-Continent Petroleum Corporation in and to the oil and gas mining leasehold rights under said lease of March 5th, 1912.

IT IS FURTHER ORDERED, ADJUDGED, CONSIDERED AND DECREED that all the cost accruing in Consolidated Cause No. 216 Equity be, and the same is hereby taxed to the Gypsy Oil Company, F.A. Gillespie and Sons Company, Cushing Gasoline Company, and Mid-Continent Petroleum Corporation, for which execution may issue.

F.E. Kennamer, Judge.

ENDORSED: Filed in open court
Jul. 11, 1929
H.P. Warfield, Clerk.

The Lorraine Corporation,)

Plaintiff)

vs)

In Equity,
No. 479.

Percy D. Hammer, et al.)

Defendants)

Now on this 11th day of July, A.D. 1929 there comes on for hearing an Application for temporary Injunction. It is ordered by the Court that the same be passed to the 1st Monday in September, 1929, for the reason that Service was not obtained on the Defendant.

The Lorraine Corporation,)

Plaintiff)

vs)

In Equity
No. 480.

Percy D. Hammer, et al)

Defendants)

Now on this 11th day of July, A.D. 1929 there comes on for hearing on Application for temporary Injunction. Thereupon it is ordered by the Court that the same be passed to the 1st Monday in September, A.D. 1929.

Court adjourned until July 12, 1929.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. FRIDAY July 12, 1929.

Court convened pursuant to adjournment Friday, July 12, 1929.

Present: Hon. F. E. Kemmerer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

ORDER TO SPREAD MANDATE OF RECORD

EMPIRE NATURAL GAS COMPANY, Plaintiff,)
vs.) No. 217 Equity.
SOUTHWEST PIPE LINE COMPANY, Defendant.)

Now on this 12th day of July, A. D. 1929, it is by the Court ordered that the Clerk file and spread Mandate of Record, in the 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 Empire Natural Gas Company, a Corporation, Plaintiff and the Southwest Pipe Line Company, a corporation, Defendant, No. 217 in Equity, wherein the decree of the said District Court in said cause, entered on the 13th day of April, A. D. 1928, was in the following words, viz:

"This cause having been heard on _____ 1927, at the _____ term of this court held at Bartlesville, Oklahoma, and having been submitted and argued by counsel, and the court finding all the issues herein in favor of the plaintiff and against the defendant, now, on this 13th day of April, 1928, it is hereby

ORDERED and decreed: That the defendant, Southwest Pipe Line Company, and its assigns be enjoined from piping or removing natural gas from the following real estate in Creek County, Oklahoma, to-wit:

West Half of the Southeast Quarter of Section Nineteen, Township Seventeen North, Range Nine East;

that the defendant and its assigns cease and desist from interfering in any way with the possession of Cities Service Gas Company (whose name was formerly Empire Natural Gas Company) and its assigns of the real estate above described for the purpose of obtaining the production of natural gas therefrom; that the Southwest Pipeline Company and its assigns be required to specifically perform the terms of that certain gas purchase contract dated April 27, 1923, executed by Neville Oil Company in favor of Empire Natural Gas Company and covering the real estate above described; and that the defendant Southwest Pipeline Company exhibit to the plaintiff within sixty days from the date hereof its verified statement showing the quantities of natural gas removed from said real estate by it.

It is further ordered, that this court retain jurisdiction of this cause for the purpose of determining and assessing damages occasioned the plaintiff by the removal by it of natural gas from the real estate above described or other acts complained of in plaintiff's bill, and for the assessment of costs herein; that the above and foregoing provisions of this order, enjoining the defendant, Southwest Pipe Line Company, from piping or removing gas, and enjoining said defendant from interfering with the possession of the plaintiff for the purpose of obtaining gas, and requiring the defendant specifically to perform the gas purchase contract mentioned, be and the same are hereby ordered stayed and not to take effect for a period of one hundred twenty (120) days from the date of entry of this decree; that said provisions, however, are to take effect immediately upon the expiration of said one hundred twenty (120) days unless said defendant has within this period appearing and being heard.

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

NO. 453

District of

OKLAHOMA

~~PROPERTY~~ EQUITY

TULSA, OKLAHOMA. FRIDAY, JULY 12, 1929.

Further order of this court, granting an appeal and staying this order during the pendency of said appeal.

Defendant Southwest Pipe Line Company excepts to the find- of the court herein and to the entry of this decree, and said exception is hereby allowed.

F. E. KENNAMER
United States District Judge."

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

AND WHEREAS, at the May term, in the year of our Lord one thousand nine hundred and twenty-nine, 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, adjudged and decreed by this Court, that the decree of the said District Court, in this cause be, and the same is hereby, affirmed with costs; and that the Empire Natural Gas Company have and recover against the Southwest Pipeline Company the sum of Twenty Dollars for its costs herein and have execution therefor.

--- May 6, 1929 ---

You, therefore, are hereby commanded that such execution and 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 8th day of July, in the year of our Lord one thousand nine hundred and twenty-nine.

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

Costs of Appellee:
Paid by Appellant
Clerk Printing Record: Printed below
Attorney, \$20.00
\$20.00

ENCLOSED: No. 217 E. Mandate
Filed Jul. 12, 1929
H. P. Garfield, Clerk.

OIL WELL SUPPLY COMPANY, A CORPORATION, Plaintiff,)
vs.) No. 453 - Equity.
CHARLES F. NOBLE, et al, Defendant.)

Now on this 12th day of July, A. D. 1929, comes on for hearing in the above entitled cause the application of Receiver for order to sell property herein. It is, thereupon, ordered by the Court that Receiver sell property at public auction sale, same to be subject to the approval of the Court, exceptions to which are allowed the Osage Petroleum Company. (Note: Journal Entry of the above Order will be found on Page 33 of this Journal. Filed Aug 1, 1929.)

Court adjourned until July 13, 1929.

11

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

NORTHERN District of OKLAHOMA.

EQUITY SESSION TULSA, OKLA. SATURDAY, JULY 13, 1929.

July 13, 1929. Court convened pursuant to adjournment Saturday,
Present: Hon. F.E. Kennamer, Judge U.S. Dist Court
H.P. Warfield, Esq. Clerk U.S. Dist Court

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

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

Osage Oil & Refining Company, et al,	}	Plaintiffs	
		vs	No. 224-Equity.
Mulber Oil Company, et al	}	Defendants.	

D E C R E E.

BE IT REMEMBERED:

This cause came on to be heard on this 10th day of May, 1929 before the Honorable Franklin E. Kennamer, United States District Judge, and at said time the plaintiffs were present by their solicitors, J.E. Whitehead, Esq., and B.C. Logsdon, Esq., and the defendants Elm Oil Company, Felix Quinlan and E.A. Babcock were present by their solicitor, Horace H. Hagan, Esq., and the defendant Mulber Oil Company was present by its solicitor, Neal A. Sullivan, Esq., and defendant Gypsy Oil Company appeared by its solicitor, C.L. Billings, and it appearing that the only relief prayed against defendant, Gypsy Oil Company, is that the proceeds of oil and gas run from said premises subsequent to the filing of this action be impounded in its hands and distributed in accordance with the final order of the Court, and it further appearing from the answer of said defendant, and announcement of counsel in open Court, that said proceeds were being so held pending the final termination of this action, and upon agreement of counsel in open Court, said defendant is excused from further attendance at the trial of said cause, and thereupon all of the remaining of said parties announced ready for trial and the trial of said cause was regularly commenced, and the plaintiffs introduced their evidence and rested, and said defendants introduced their evidence and rested, and the plaintiffs introduced their evidence in rebuttal and rested, and all parties having rested, the Court announced that said cause would be assigned for oral argument at a later date.

And thereafter said cause was regularly assigned for oral argument for the 15th day of June, 1929, and on said date the plaintiffs and said defendants were present by their respective solicitors, as hereinabove set out, and thereupon said cause was argued to the Court, and at the conclusion of said argument the Court found the issues herein against the plaintiffs and in favor of the defendants, and, in particular, found that the plaintiffs' causes of action, and each of them, are barred by laches, and further found that the plaintiffs are attempting to foreclose herein alleged liens, neither of which has ever been approved by the Secretary of the Interior, and that said alleged liens, and each of them, in the absence of such approval, are void and cannot be the foundation of a cause of action against the defendant, or any of them. The Court further found that if the plaintiff herein, Osage Oil and Refining Company, ever had a vendor's lien on the oil leasehold, described in plaintiffs' petition, and covering the

Northeast Quarter of Section 23, Township 22
North, Range 10 East, Osage County, Oklahoma,

the same was waived by the taking, by said Osage Oil and Refining Company, of the mortgage described in plaintiffs' second cause of action herein. The Court further found that if the plaintiff herein, Osage Oil and Refining Company, ever had a vendor's lien on the oil leasehold above described that the defendant Elm Oil Company took its title to the said property as a bona fide purchaser of the same and without knowledge of any such lien.

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

NORTHERN District of OKLAHOMA
TULSA, OKLA SATURDAY, JULY 13, 1929.

or lien claim. To each of which findings of the Court the plaintiffs, and each of them, duly excepted.

The Court further found that the plaintiff, Osage Oil and Refining Company, had heretofore, in September, 1917, complied with the laws of the State of Oklahoma in regard to foreign corporations entering the State of Oklahoma and transacting business, and, pursuant to the compliance with said law, duly appointed an authorized Service Agent, as provided by the State statute; that the said Osage Oil and Refining Company maintained a service agent in Oklahoma until September, 1922, after which time no such service agent resided in the State of Oklahoma; that after the removal of the said service agent from the State of Oklahoma, the plaintiff, Osage Oil and Refining Company, was a party defendant in suit No. 8620, in Osage County, Oklahoma, instituted by L.D. Edgington, Trustee, involving the same leasehold estate above described, and that service was had in said action upon said Osage Oil and Refining Company by service upon the Secretary of State, as provided by Section 3, Art. 1, of Chapter X, of the Session Laws of Oklahoma, 1909.

The court further found that the said Section 3, Art. 1, of Chapter X, of the Session Laws of Oklahoma, 1909, providing for service, in certain instances, on foreign corporations by serving the Secretary of State of the State of Oklahoma, is unconstitutional, but it was the further finding of the Court that it was unnecessary for it, in this action, to decide whether or not the plaintiff, Osage Oil and Refining Company is estopped to urge the unconstitutionality thereof, and the Court, therefore, declined to decide said question. It was the further finding of the Court that it was unnecessary for it to decide the other questions involved in said cause.

IT WAS, THEREFORE, ORDERED, ADJUDGED AND DECREED BY THE COURT as follows:

That the first cause of action of plaintiffs' amended complaint herein be and the same hereby is dismissed with prejudice and at the cost of the plaintiffs. To which judgment of the Court the plaintiffs, and each of them, duly excepted.

That the second cause of action of plaintiffs' amended complaint herein be and the same hereby is dismissed with prejudice, and at the cost of the plaintiffs. To which judgment of the Court the plaintiffs, and each of them, duly excepted.

F.E. Kennamer,
United States District Judge.

O.K.
Neal A. Sullivan,
Solicitor for Defendant Mulber Oil Company.

O.K.
Horace H. Hagan,
Solicitor for defendants Elm Oil Company
Felix Quinlan and E.A. Babcock.

ENDORSED: Filed in open court
July 13, 1929.

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

Harriett Hosey, et al,)
Plaintiffs,)
vs) Equity No. 238.
James A. Chapman, et al)
Defendants.)

ALLOWANCE TO SPECIAL MASTER.

Now on this 13th day of July, A.D. 1929 comes on for

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

NORTHERN District of OKLAHOMA

EQUITY SESSION TULSA, OKLAHOMA. SATURDAY, JULY 13, 1929.

hearing the application of John B. Meserve, Special Master heretofore appointed in this cause, for a further allowance of fees for his services rendered in this cause and the Court being fully advised in the premises finds that an allowance of Five Thousand Dollars should be allowed and paid to said Special Master to apply on fees for services rendered.

It is therefore ordered that the parties hereto be and are hereby ordered and directed to pay to John B. Meserve, Special Master herein, the sum of Five Thousand Dollars, to apply on fees as such Special Master.

F. E. Kennamer, Judge.

ENDORSED: Filed Jul. 13, 1929
H. P. Warfield, Clerk.

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

Minnie Pfeifer, Plaintiff,
vs. Rosa B. Wright, Executrix of the Estate of James H. Wright, and in her personal capacity, Defendant.
No. 432-Equity.

ORDER

This cause came on for hearing on the motion of the defendant to dismiss the plaintiff's bill, and the court having heard the argument of counsel and considered the briefs filed in said cause, is of the opinion that the motion to dismiss is well taken.

It is, therefore, ordered and decreed by the court that the motion to dismiss should be sustained, and it is so ordered. The plaintiff excepts, and exception is allowed.

Done at Tulsa, Oklahoma, July 13, 1929.

F. E. Kennamer, Judge.

ENDORSED: Filed Jul. 13, 1929.
H. P. Warfield, Clerk.

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

Oil Well Supply Company, a corporation, Plaintiff,
vs. Chas. F. Noble, et al. Defendants.
In Equity No. 452.

ORDER CONTINUING CAUSE.

It appearing to the Court that the above entitled cause is set for trial on Monday July 15th, 1929, at which time it will be inconvenient for the Court to hear same.

IT IS ORDERED AND ADJUDGED, on the Court's own motion, that said cause, be, and the same hereby is, continued for trial until 9:30 o'clock A.M. on the 3 day of Sept. 1929; and all witnesses heretofore subpoenaed are directed to appear at the time said cause is set for trial and the subpoenas duces tecum are continued in force.

F. E. Kennamer, Judge.

ENDORSED: Filed Jul. 13, 1929.
H. P. Warfield, Clerk.

14
In the District Court of the United States in and for the

NORTHERN
EQUITY SESSION

District of
TULSA, OKLAHOMA,

OKLAHOMA
SATURDAY, JULY 13, 1929.

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

Harwood Keaton, Receiver of
the First National Bank of
Barnsdall, Oklahoma, Plaintiff,)

vs.)

Mary E. Little, Executrix
of the Estate of G. R.
Little, Deceased, Defendant.)

No. 187 - Equity.

O R D E R

And now on the 13th day of July, 1929, the same being a day within the term at which the court tried the above entitled cause, comes the defendant, by her attorneys, and prays the court that the above and foregoing transcript may be settled, signed and ordered filed as a true and correct transcript and statement of the evidence and proceedings had upon the trial of said cause.

And the parties herein desiring that all of said proceedings and evidence shall be reproduced in full, and the court having considered said request, it is ordered by the court, that said proceedings and evidence be reproduced in full, and that said transcript be, and the same hereby is, settled, signed, and allowed as a true, correct and complete transcript of the evidence and proceedings had upon the trial of said cause, and the same is ordered filed by the clerk of this court and made a part of the record herein.

And the same hereby is, approved as the statement of the proceedings, evidence, objections, exceptions and rulings of the court made therein at the trial in compliance with Equity Rule No. 75 as a true and correct copy, and the clerk is ordered to file same as such, and I do find that same is a true, complete and properly prepared statement and transcript of said evidence and proceedings, and do hereby approve the same.

F. E. KENNAMER, Judge.

ENDORSED: Filed July 13, 1929.
H. P. Warfield, Clerk.

Court adjourned until July 18, 1929.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA, THURSDAY, JULY 18, 1929.

Court convened pursuant to adjournment, Thursday, July 18, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

IN THE UNITED STATES CIRCUIT COURT OF APPEALS
FOR THE TENTH JUDICIAL CIRCUIT
SITTING AT DENVER, COLORADO
FIFTH DAY, JUNE TERM, MONDAY, JUNE 10TH, A. D. 1929.

Present: Honorable Robert E. Lewis, Senior Circuit Judge,
Honorable John H. Cotteral, Circuit Judge,
Honorable Oris L. Phillips, Circuit Judge,
And other officers as noted on the third day of June,
A. D. 1929.

Florence MacDonald, nee Hickman,) (Equity No. 386)
Appellant,)
101. vs.) Appeal from the District
Roxana Petroleum Corporation,) Court of the United States
et al., Appellees.) for the Northern District of
Oklahoma.

This cause comes on this day to be heard, pursuant to notice, on the motion of appellee to docket and dismiss the appeal herein, counsel not being present for either of the parties, and is submitted.

Upon consideration thereof, it is ordered by the court that said motion be and the same is hereby granted and that said appeal be and the same is hereby dismissed out of this court at the costs of appellant; that the Roxana Petroleum Corporation and Marland Refining Company have and recover against Florence MacDonald, nee Hickman, the sum of twenty dollars for its costs herein and have execution therefor.

A true copy as of record.

(SEAL) TESTE: ALBERT TREGO,
Clerk.

ENDORSED: Filed Jul 18, 1929,
H. P. Warfield, Clerk.

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

NORTHERN
EQUITY SESSION
1929

District of
TULSA, OKLAHOMA, FRIDAY, JULY 26, 1929.

OKLAHOMA

Court convened pursuant to adjournment, Friday, July 26th, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Clerk, U. S. District Court.

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

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

JAMES W. GULLETT, RECEIVER FOR SUBSCRIBERS AT ASSOCIATED EMPLOYERS RECIPROCAL,	Complainant,	} Equity No. 325. } Ancillary to Missouri Valley } Bridge & Iron Company v. } J. H. Middleton, et al., } Equity No. 284-E.
vs.		
THE TULSA PRINTING COMPANY, A CORPORATION,	Defendant.	

FINAL DECREE

Now on this 26 day of July, 1929, this cause came on to be heard at this term upon the application of complainant herein for a Final Decree, and the complainant appearing by one of his solicitors of record, James P. Melone, and the court after being fully advised in the premises and upon consideration thereof finds that an Order Pro Confesso has heretofore been entered in this action on the 1st day of March, 1929, and that the complainant is at this time entitled to have a Final Decree entered giving said complainant judgment against the defendant, The Tulsa Printing Company, a corporation, in the sum of Ninety and 47/100 (\$90.47) Dollars, and the costs of this action.

IT IS THEREFORE BY THE COURT CONSIDERED, ORDERED, ADJUDGED, AND DECREED, that the complainant herein have and recover of and from the defendant, The Tulsa Printing Company, a corporation, judgment in the sum of Ninety and 47/100 (\$90.47) Dollars, and the costs of this action, for all of which let execution issue.

ENDORSED: F. E. KENNAMER, Judge.
Filed July 26, 1929.
H. P. Warfield, Clerk.

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

James W. Gullett, Receiver for Subscribers at Associated Employers Reciprocal,	Complainant,	} Equity No. 328. } Ancillary to Missouri Valley } Bridge & Iron Company v. } J. H. Middleton, et al., } Equity No. 284-E.
vs.		
T. T. Wortham,	Defendant.	

FINAL DECREE

Now on this 26th day of July, 1929, this cause came on to be heard at this term upon the application of complainant herein for a Final Decree, and the complainant appearing by one of his solicitors of record, James P. Melone, and the court after being fully advised in the premises and upon consideration thereof finds that an Order Pro Confesso has heretofore been entered in this action on the 1st day of March, 1929, and that the complainant is at this time entitled to have a Final Decree entered giving said complainant judgment against the defendant, T. T. Wortham, in the sum of One Hundred Twenty-eight and 61/100 (\$128.61) Dollars, and the costs of this action.

IT IS THEREFORE BY THE COURT CONSIDERED, ORDERED, ADJUDGED, AND DECREED, that the complainant herein have and recover of and from the defendant, T. T. Wortham, judgment in the sum of One Hundred Twenty-eight and 61/100 (\$128.61) Dollars, and the costs of this action, for all of which let execution issue.

ENDORSED: F. E. KENNAMER, Judge.
Filed Jul 26, 1929.
H. P. Warfield, Clerk.

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

NORTHERN District of OKLAHOMA
 EQUITY SESSION TULSA, OKLAHOMA, FRIDAY, JULY 26, 1929.

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

James W. Gullett, Receiver for)
 Subscribers at Associated Employers) Equity No. 358.
 Reciprocal, Complainant,)
 -vs-) Ancillary to Missouri Valley
) Bridge & Iron Company v.
) J. R. Middleton, et al.,
 Crystal White Gasoline Company,) Equity No. 284-E.
 a corporation, Defendant.)

Final Decree.

Now on this 26 day of July, 1929, this cause came on to be heard at this term upon the application of complainant herein for a Final Decree, and the complainant appearing by one of his solicitors of record, James P. Melone, and the court after being fully advised in the premises and upon consideration thereof finds that an Order Pro Confesso has heretofore been entered in this action on the 1st day of March, 1929, and that the complainant is at this time entitled to have a Final Decree entered giving said complainant judgment against the defendant, Crystal White Gasoline Company, a corporation, in the sum of One Hundred Thirty-five and 03/100 (\$135.03) Dollars, and the costs of this action.

IT IS THEREFORE BY THE COURT CONSIDERED, ORDERED, ADJUDGED, AND DECREED, that the complainant herein have and recover of and from the defendant, Crystal White Gasoline Company, a corporation, judgment in the sum of One Hundred Thirty-five and 03/100 (\$135.03) Dollars and the costs of this action, for all of which let execution issue.

F. E. KENNELMER, Judge.

ENDORSED: Filed Jul 26, 1929
 H. P. Warfield, Clerk.

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

James W. Gullett, Receiver for)
 Subscribers at Associated Employers) Equity No. 359.
 Reciprocal, Complainant,)
 -vs-) Ancillary to Missouri Val-
) ley Bridge & Iron Company
) v. J. R. Middleton, et al.,
 Mark Finston,) Defendant.) Equity No. 284-E.

FINAL DECREE

Now on this 26 day of July, 1929, this cause came on to be heard at this term upon the application of complainant herein for a Final Decree, and the complainant appearing by one of his solicitors of record, James P. Melone, and the court after being fully advised in the premises and upon consideration thereof finds that an Order Pro Confesso has heretofore been entered in this action on the 1st day of March, 1929, and that the complainant is at this time entitled to have a Final Decree entered giving said complainant judgment against the defendant, Mark Finston, in the sum of Two Hundred Twenty-two and 70/100 (\$222.70) Dollars, and the costs of this action.

IT IS THEREFORE BY THE COURT CONSIDERED, ORDERED, ADJUDGED, AND DECREED, that the complainant herein have and recover of and from the defendant, Mark Finston, judgment in the sum of Two Hundred Twenty-two and 70/100 (\$222.70) Dollars, and the costs of this action, for all of which let execution issue.

F. E. KENNELMER, Judge.

ENDORSED: Filed Jul 26, 1929.
 H. P. Warfield, Clerk.

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

NORTHERN
EQUITY SESSION

District of

OKLAHOMA

TULSA, OKLAHOMA, FRIDAY, JULY 26, 1929.

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

James V. Gullett, Receiver for	)	Equity No. 361.
Subscribers at Associated Employers		
Reciprocal, Complainant,		
-vs-	)	Ancillary to Missouri Valley
	)	Bridge & Iron Company v.
Interstate Oil & Gas Company,	)	J. H. Middleton, et al.,
a corporation, Defendant.	)	Equity No. 284-E.

FINAL DECREE

Now on this 26 day of July, 1929, this cause came on to be heard at this term upon the application of complainant herein for a Final Decree, and the complainant appearing by one of his solicitors or record, James P. Melone, and the court after being fully advised in the premises and upon consideration thereof finds that an Order Pro Confesso has heretofore been entered in this action on the 1st day of March, 1929, and that the complainant is at this time entitled to have a Final Decree entered giving said complainant judgment against the defendant, Interstate Oil & Gas Company, a corporation, in the sum of One Hundred Seventy-four and 58/100 (\$174.58) Dollars, and the costs of this action.

IT IS THEREFORE BY THE COURT CONSIDERED, ORDERED, ADJUDGED AND DECREED, that the complainant herein have and recover of and from the defendant, Interstate Oil & Gas Company, a corporation, judgment in the sum of One Hundred Seventy-four and 58/100 (\$174.58) Dollars, and the costs of this action, for all of which let execution issue.

ENDORSED: Filed Jul 26, 1929. F. E. KENNAMER, Judge.
H. P. Warfield, Clerk.

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

James V. Gullett, Receiver for	)	Equity No. 365.
Subscribers at Associated Employers		
Reciprocal, Complainant,		
-vs-	)	Ancillary to Missouri Valley
	)	Bridge & Iron Company v.
W. J. Matych,	)	J. H. Middleton, et al.,
Defendant.	)	Equity No. 284-E.

FINAL DECREE

Now on this 26 day of July, 1929, this cause came on to be heard at this term upon the application of complainant herein for a Final Decree, and the complainant appearing by one of his solicitors or record, James P. Melone, and the court after being fully advised in the premises and upon consideration thereof finds that an Order Pro Confesso has heretofore been entered in this action on the 1st day of March, 1929, and that the complainant is at this time entitled to have a Final Decree entered giving said complainant judgment against the defendant, W. J. Matych, in the sum of Three Hundred Eighty-nine and 68/100 (\$389.68) Dollars, and the costs of this action.

IT IS THEREFORE BY THE COURT CONSIDERED, ORDERED, ADJUDGED AND DECREED, that the complainant herein have and recover of and from the defendant, W. J. Matych, judgment in the sum of Three Hundred Eighty-nine and 68/100 (\$389.68) Dollars, and the costs of this action, for all of which let execution issue.

ENDORSED: Filed Jul 26, 1929. F. E. KENNAMER, Judge.
H. P. Warfield, Clerk.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA, FRIDAY, JULY 26, 1929.

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

James W. Gullett, Receiver for)
Subscribers at Associated Employers) Equity No. 372.
Reciprocal, Complainant,)
-vs-) Ancillary to Missouri Valley
Robinson Packer Company,) Bridge & Iron Company v.
a corporation, Defendant.) J. H. Middleton, et al.,
Equity No. 284-E.

FINAL DECREE

Now on this 26 day of July, 1929, this cause came on to be heard at this term upon the application of complainant herein for a Final Decree, and the complainant appearing by one of his solicitors of record, James P. Melone, and the court after being fully advised in the premises and upon consideration thereof finds that an Order Pro Confesso has heretofore been entered in this action on the 1st day of March, 1929, and that the complainant is at this time entitled to have a Final Decree entered giving said complainant judgment against the defendant, Robinson Packer Company, a corporation, in the sum of Two Hundred Eighty-four and 35/100 (\$284.35) Dollars, and the costs of this action.

IT IS THEREFORE BY THE COURT, CONSIDERED, ORDERED, ADJUDGED AND DECREED, that the complainant herein have and recover of and from the defendant, Robinson Packer Company, a corporation, judgment in the sum of Two Hundred Eighty-four and 35/100 (\$284.35) Dollars, and the costs of this action, for all of which let execution issue.

F. B. JOHNSON, Judge.

ENFORCED: Filed Jul 26, 1929
H. P. Warfield, Clerk.

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

James W. Gullett, Receiver for)
Subscribers at Associated Employers) Equity No. 379.
Reciprocal, Complainant,)
-vs-) Ancillary to Missouri Valley
C. C. Van Tine,) Bridge & Iron Company v.
Defendant.) J. H. Middleton, et al.,
Equity No. 284-E.

FINAL DECREE

Now on this 26 day of July, 1929, this cause came on to be heard at this term upon the application of complainant herein for a Final Decree, and the complainant appearing by one of his solicitors of record, James P. Melone, and the court after being fully advised in the premises and upon consideration thereof finds that an Order Pro Confesso has heretofore been entered in this action on the 1st day of March, 1929, and that the complainant is at this time entitled to have a Final Decree entered giving said complainant judgment against the defendant, C. C. Van Tine, in the sum of One Hundred Ninety and 99/100 (\$190.99) Dollars, and the costs of this action.

IT IS THEREFORE BY THE COURT, CONSIDERED, ORDERED, ADJUDGED AND DECREED, that the complainant herein have and recover of and from the defendant, C. C. Van Tine, judgment in the sum of One Hundred Ninety and 99/100 (\$190.99) Dollars, and the costs of this action, for all of which let execution issue.

F. B. JOHNSON, Judge.

ENFORCED: Filed Jul 26, 1929.
H. P. Warfield, Clerk.

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

NORTHERN
 EQUITY SESSION
ESTABLISHED BY ACT OF CONGRESS MARCH 3, 1907

District of
 TULSA, OKLAHOMA,

OKLAHOMA
 FRIDAY, JULY 26, 1929.

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

James J. Gullett, Receiver for Subscribers at Associated Employers Reciprocal, Complainant,	)	Equity No. 395.
-vs-	)	Ancillary to Missouri Valley Bridge & Iron Company v. J. H. Middleton, et al., No. 294-E.
L. D. Gunn and A. W. Rush, Partners, operating as Gunn-Rush Welding and Manufacturing Company, Defendants.)	

FINAL DECREE

Now on this 26 day of July, 1929, this cause came on to be heard at this term upon the application of complainant herein for a Final Decree, and the complainant appearing by one of his solicitors of record, James P. Melone, and the court after being fully advised in the premises and upon consideration thereof finds that an Order Pro Confesso has heretofore been entered in this action on the 1st day of March, 1929, and that the complainant is at this time entitled to have a Final Decree entered giving said complainant judgment against the defendants, L. D. Gunn and A. W. Rush, Partners, operating as Gunn-Rush Welding & Manufacturing Company, in the sum of One Hundred Thirty-six and 27/100 (\$136.27) Dollars, and the costs of this action.

IT IS THEREFORE BY THE COURT, CONSIDERED, ORDERED, ADJUDGED AND DECREED, that the complainant herein have and recover of and from the defendants, L. D. Gunn and A. W. Rush, Partners, operating as Gunn-Rush Welding & Manufacturing Company, judgment in the sum of One Hundred Thirty-six and 27/100 (\$136.27) Dollars, and the costs of this action, for all of which let execution issue.

F. E. KENNAMER, Judge.

ENDORSED: Filed Jul 26, 1929.
 H. P. Warfield, Clerk.

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

James J. Gullett, Receiver for Subscribers at Associated Employers Reciprocal, Complainant,	)	Equity No. 396.
-vs-	)	Ancillary to Missouri Valley Bridge & Iron Company v. J. H. Middleton, et al., Equity No. 284-E.
D. W. Cromwell, an Individual, doing business as Hurry Up Casing Crew, Defendant.)	

FINAL DECREE

Now on this 26 day of July, 1929, this cause came on to be heard at this term upon the application of complainant herein for a Final Decree, and the complainant appearing by one of his solicitors of record, James P. Melone, and the court after being fully advised in the premises and upon consideration thereof finds that an Order Pro Confesso has heretofore been entered in this action on the 1st day of March, 1929, and that the complainant is at this time entitled to have a Final Decree entered giving said complainant judgment against the defendant, D. W. Cromwell, an Individual, doing business as Hurry Up Casing Crew, in the sum of Eighty-two and 94/100 (\$82.94) Dollars, and the costs of this action.

IT IS THEREFORE BY THE COURT, CONSIDERED, ORDERED, ADJUDGED AND DECREED, that the complainant herein have and recover of and from the defendant, D. W. Cromwell, an Individual, doing business as Hurry Up Casing Crew, judgment in the sum of Eighty-two and 94/100 (\$82.94) Dollars, and the costs of this action, for all of which let execution issue.

F. E. KENNAMER, Judge.

ENDORSED: Filed Jul 26, 1929.
 H. P. Warfield, Clerk.

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

NORTHERN
DISTRICT
SESSIONDistrict of
TULSA, OKLAHOMA,OKLAHOMA
FRIDAY, JULY 26, 1929

WHEREFORE, IT IS ORDERED, ADJUDGED AND DECREED, that the said Receiver be and he is hereby authorized to pull, plug and abandon the two wells located on the lease covering the above described lands; and the Receiver is further authorized to dispose of the tubing, casing and other equipment owned by the Company now on said lands and used in the operation of said lease.

F. D. KENNELMAN,
Judge of the District Court.

TESTED: Filed Jul 26, 1929.
H. P. Warfield, Clerk.

1

Court adjourned until July 27, 1929.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA, SATURDAY, JULY 27, 1929.

Court convened pursuant to adjournment Saturday, July 27th, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

UNITED STATES OF AMERICA,)	
Complainant,)	
vs.	)	No. 488 - Equity.
Ralph Hughes, County Treasurer of)	
Osage County, Fred Whiting, County)	
Assessor of Osage County, T. L. Lillard,)	
Earl Gray and F. E. Pennell, Board of)	
County Commissioners of Osage County, and)	
Domer Bell, Tax Ferret of Osage County,)	
Respondents.)	

ORDER FOR HEARING

Now on this 27th day of July, 1929, same being one of the regular days of the special March, A. D. 1929 term of said Court, it appearing to the Court that the Complainant, by and through its solicitors, has filed a verified Bill of Complaint, asking that a temporary injunction be granted, pending the final hearing of said matter, and by oral motion has asked that said matter be heard on the temporary injunction at an early date, and the Court having examined said Bill of Complaint and motion, finds that said matter should be set for hearing on Wednesday, July 31, 1929, at 10 o'clock A. M.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that said Bill of Complaint for a temporary injunction be heard on July 31, 1929, at 10 o'clock A. M., at the Federal Building, in the City of Tulsa, Tulsa County, Oklahoma, and the Clerk is hereby ordered and directed to give notice to said respondents at the earliest practicable date.

F. E. KENNAMER, Judge.

H. P. Warfield,
Harry Beaton, Assistant
United States Attorney.

EMBOUSED: Filed Jul 27, 1929.
H. P. Warfield, Clerk.

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

NORTHERN
DISTRICT OF OKLAHOMA

District of

OKLAHOMA

TULSA, OKLAHOMA, MONDAY, JULY 29, 1929.

Court convened pursuant to adjournment Monday, July 29th, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

Empire Natural Gas Company,)
a corporation, Plaintiff,)
vs.) No. 217 - Equity.
Southwest Pipeline Company,)
a corporation, Defendant.)

FINAL DECREE

On this 29 day of July, 1929, upon motion of the Plaintiff herein and by the consent of the Defendant, it is hereby ORDERED:

1. That there be spread of record in this cause the mandate of the Honorable United States Circuit Court of Appeals for the Eighth Circuit affirming the decree entered in this cause on April 13, 1928, which mandate is now on file in this Court.
2. That that portion of the Plaintiff's bill seeking to require the Defendant to account for gas removed at any time by Defendant from the real estate of interest in this action, and seeking to recover damages therefor, as to which jurisdiction was retained by the decree herein of April 13, 1928, be hereby dismissed with prejudice.
3. That the Plaintiff herein, Cities Service Gas Company (whose name was at the commencement of this suit Empire Natural Gas Company) have and recover judgment against the Defendant Southwest Pipeline Company for all costs of this action, now taxed at Thirty Four & No/100 Dollars (\$34.00).

F. E. KENNAMER,
United States District Judge.

The foregoing decree may enter
by consent

Warren T. Spies
Attorney for Plaintiff

H. E. McNeill
Attorney for Defendant.

EMBOISED: Filed Jul 29, 1929.
H. P. Warfield, Clerk.

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

SAM FORD, Complainant,)
vs.) No. 422 In Equity.
Prairie Oil & Gas Company,)
a Corporation, et al, Defendants.)

ORDER EXTENDING TIME TO MOVE TO REVOKE

Now, on this 29 day of July, 1929, for good cause shown, plaintiff herein is hereby given twenty (20) days additional time to that heretofore allowed by the court, within which to file motion for revivor in the above styled cause.

EMBOISED: Filed Jul 29, 1929. F. E. KENNAMER,
H. P. Warfield, United States District Judge.
Clerk.

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

NORTHERN EQUITY SESSION DISTRICT OF OKLAHOMA TULSA, OKLAHOMA, DISTRICT, JULY 29, 1929.

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

Walter J. Reilly, E. G. Sailor, Catherine S. Faurot and G. H. Silverthorne, Complainants,

vs.

Nowata Oil & Refining Company, a corporation, Defendant.

In Equity - No. 460.

ORDER OF COURT

AND NOW, July 29th, 1929, came on to be heard the petition of Donald P. Oak, Receiver of Nowata Oil & Refining Company, asking for an order authorizing him to enter into a contract with J. W. Merritt, under the terms of which the said J. W. Merritt will drill a well for oil or gas, to the so-called Wilcox sand, on certain lands in Creek County, Oklahoma, described as

The NE 1/4, and the SE 1/4 of the NW 1/4, and the NE 1/4 of the SW 1/4, and the SE 1/4 of the SW 1/4 of Sec. 27, Twp. 18 N., R. 8 W.

All at his own proper cost and expense, and in the event said well produces oil or gas in paying quantities, then the said J. W. Merritt will assign to the Nowata Oil & Refining Company an undivided 1/8 interest in the oil and gas mining leases covering said lands; and the said Donald P. Oak, Receiver, will furnish and deliver on the location the following second-hand casing: Approximately 400 feet of 1 1/2 inch casing; approximately 900 feet of 1 3/8 inch casing; approximately 1400 feet of 10 inch casing; approximately 2400 feet of 8 1/2 inch casing, and approximately 3000 feet of 6-5/8 inch casing; and if the well fails to produce oil or gas in paying quantities the said casing is to be returned to the said Receiver; and in the event the well does produce oil or gas in paying quantities, then the said casing is to be paid for by the parties as their interests appear, - Donald P. Oak, 1/8, and J. W. Merritt, 7/8, at a price of 33-1/2 per cent less than list price for new casing, and that the only expense to which the said Donald P. Oak will be put will be the delivery of said casing on the location where the well is to be drilled.

And the Court being fully advised in the premises,

The said Receiver is hereby authorized to enter into said contract, and to furnish and deliver the casing referred to casing.

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

ENDORSED: Filed Jul 29, 1929. H. P. Warfield, Clerk.

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

NORTHERN DISTRICT OF OKLAHOMA

District of
TULSA, OKLAHOMA,

OKLAHOMA
TUESDAY, JULY 30, 1929.

Court convened pursuant to adjournment Tuesday July 30th, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

Eddie Jack, Plaintiff,

vs.

John M. Hood and Lula A. Hood,
his wife, Roxana Petroleum Corp.
a corp; Morwin Company, a corp;
American Petroleum Corp, a corp;
E. A. Muller Company, a corp; Mid-
Continent Royalty Corp, a corp;
Barnsdall Oil Company, a corp;
Waite Phillips Company, a corp;
Phillips Petroleum Corporation,
a corp; E. S. Horn, Trustee, Middle
States Petroleum Company, a corp;
and Pure Oil Company, a corp;

Defendants.)

Equity No. 158.

O R D E R

Be it remembered that on the 3rd day of July, 1929, this Court entered its order giving and granting the extension of time to the 10th day of August 1929, in which the record for appeal in the above entitled action, as approved, be printed and filed under the direction of the Clerk of this Court.

It appearing to this Court that the time so extended was insufficient, and the Court is of the opinion that the time should be extended to the 10th day of September 1929 in which the record of appeal be printed and filed with the Clerk of the Circuit Court of Appeals in and for the Tenth Circuit.

Wherefore, it is hereby ordered, adjudged and decreed that the time in which to print the record and file the same, of the above entitled case, with the Clerk of the Circuit Court of Appeals for the Tenth Circuit, be extended to and include the 10th day of September 1929, and this order is made a part of the record herein.

Done this 30 day of July, 1929.

F. E. KENNAMER,
Judge of the U. S. District Court.

ENDORSED: Filed Jul 30, 1929.
H. P. Warfield, Clerk.

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

James J. Mars, Executor of the Estate of
Lucanna Brink, deceased, Mattie Robedeaux,
Minnie Gibbs nee Brink, John T. Smith, R. L.
Wilkenson, and Eugene B. Smith,

Plaintiffs,)

vs.

D. A. McDougal, L. O. Lytle, Ada Jack,
Melinda Jack, a minor; Ada Jack Guardian of
Melinda Jack, a minor, D. B. Hughes, guardian
and item of Melinda Jack, a minor, Joseph
Truner Administrator of the Estate of Lolly
Jack, deceased; W. V. Fryor, C. B. Rockwood,
H. W. Bartlett, J. Garfield Buel, and Ethel
E. Buell,

Defendants.)

Equity No. 403.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA, TUESDAY, JULY 30, 1929.

ORDER ALLOWING APPEAL

Now on this 30th day of July, A. D. 1929, came James J. Mars, Executor of the Estate of Lusanna Brink, deceased, Katie Robedeaux, Lizzie Gibbs, nee Brink, John T. Smith, R. L. Wilkenson, and Eugene B. Smith, and presented their petition for an appeal and an assignment of errors accompanying the same, which petition, upon consideration of the Court, is hereby allowed, and the Court allows an appeal to the United States Circuit Court of Appeals for the Tenth Circuit, upon the filing of bond by plaintiffs in the sum of Three Hundred Dollars, with good and sufficient sureties to be approved by the Court.

WHEREFORE, it is ordered that James J. Mars, Executor of the Estate of Lusanna Brink, deceased, Katie Robedeaux, Lizzie Gibbs, nee Brink, John T. Smith, R. L. Wilkenson and Eugene B. Smith be and they are hereby granted their appeal, as aforesaid, to the United States Circuit Court of Appeals for the Tenth Circuit.

F. E. KENHAMER,
District Judge.

ENDORSED: Filed Jul 30, 1929.
H. P. Warfield, Clerk.

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

Minnie Pfeifer, Plaintiff,)
vs.)
Rosa E. Wright, Executrix of) No. 432 - Equity.
the Estate of James H. Wright)
and in her personal capacity,)
Defendant.)

ORDER ALLOWING APPEAL

Now on this 30th day of July, 1929, the same being a regular judicial day of the above styled court, came on for hearing the petition for appeal filed in the above styled cause by the plaintiff.

WHEREFORE, it is considered, ordered, adjudged and decreed that the appeal as prayed for by the plaintiff be and the same is hereby allowed to the United States Circuit Court of Appeals for the Tenth Circuit. It is further ordered that a duly certified transcript of the record in this cause, including the assignments of error filed in said cause with the petition for this appeal, be prepared and transmitted to the United States Circuit Court of Appeals for the Tenth Circuit as provided and required by law and the rules of the court.

It is further ordered that cost here in this appeal be fixed in the sum of Two Hundred Fifty Dollars and that the cost bond in said sum of money be prepared in due form, approved and filed in this cause.

Done at Tulsa, Oklahoma, on the day and date first above written.

F. E. KENHAMER, Judge.

ENDORSED: Filed Jul 30, 1929.
H. P. Warfield, Clerk.

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

RECORDED
INDEXED
JUL 31 1929

District of OKLAHOMA

OKLA, OKLAHOMA, WEDNESDAY, JULY 31, 1929.

Court convened pursuant to adjournment Wednesday, July 31st, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

James Lee and Mary Lee, Plaintiffs,)
vs.) No. 208 - Equity.
Hartford Valley Coal Corporation,)
Defendant.)

O R D E R

Now on this 31st day of July, 1929, the same being one of the regular days of the Special March, A. D. 1929 Term of said court, comes on for consideration the motion of the plaintiffs heretofore filed for judgment on the pleadings, said motion having been presented and briefs filed by the respective parties in support of their respective contentions.

The court being fully advised in the premises, after due consideration of said motion, is of the opinion that the motion is well taken.

It is, therefore, ordered, adjudged and decreed that the plaintiffs' motion for judgment should be, and is hereby sustained. To which action of the court the defendant excepts, and exception is allowed.

F. E. KENNAMER, Judge.

ENDORSED: Filed Jul 31, 1929.
H. P. Warfield, Clerk.

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

J. D. Goodson and Fannie Goodson, Plaintiffs,)
vs.) No. 209 - Equity.
Hartford Valley Coal Corporation,)
Defendant.)

O R D E R

Now on this 31st day of July, 1929, the same being one of the regular days of the Special March, A. D. 1929 Term of said court, comes on for consideration the motion of the plaintiffs heretofore filed for judgment on the pleadings, said motion having been presented and briefs filed by the respective parties in support of their respective contentions.

The court being fully advised in the premises, after due consideration of said motion, is of the opinion that the motion is well taken.

It is, therefore, ordered, adjudged and decreed that the plaintiff's motion for judgment should be, and is hereby sustained. To which action of the court the defendant excepts, and exception is allowed.

F. E. KENNAMER, Judge.

ENDORSED: Filed Jul 31, 1929
H. P. Warfield, Clerk.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA, WEDNESDAY, JULY 31, 1929.

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

Harriett Hosey, et al., Plaintiffs,)
vs.)
James A. Chapman, et al., Defendants.) No. 238 - Equity.
Julia Fish and Ethel May Fish)
and Henry Buckley, et al., Interveners.)

O R D E R

Now on this the 30th day of July, 1929, comes on the application of Julia Fish and Ethel May Fish, Interveners, and Henry Buckley, et al., Interveners, for a consideration of their objections and exceptions to the Master's report filed herein upon the ground of the denial to the intervenors of a jury trial. The intervenors request the court to rule upon that portion of the exceptions to the Master's report involving their right to a jury trial.

The court having heretofore, to-wit, on the 12th day of March, 1927, ordered the cause, over the objections of the plaintiffs to the action, transferred to the equity side of the docket to be heard and determined upon the answer and cross petition of the defendants for a determination of all equitable issues raised, overrules that portion of the intervenors' exceptions to the Master's report involving their right to a jury trial. To which action of the court the intervenors except. Exceptions allowed.

F. L. KENNAMER, Judge.

ENDORSED: Filed Jul 31, 1929.
H. P. Warfield, Clerk.

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

Johns Manville Corporation, Plaintiff,)
vs.)
National Tank Seal Company,) No. 405 - Equity.
a corporation, Defendant.)

O R D E R

It appearing to the court that the brief and memorandum of authorities which have been presented to the court on behalf of the plaintiff were furnished the court after the court entered orders extending on several occasions the time originally allowed the plaintiff in which to prepare and file such memorandum brief and list of authorities, and it now appearing to the court that the defendant should have an extension of time beyond the date July 14th, 1929, in which to present its memorandum brief and list of authorities for good cause shown it is accordingly ordered that the defendant be and it is hereby granted thirty (30) days extension of time from and after July 14, in which to present to the court a memorandum brief and list of authorities.

Dated this 31st day of July, 1929.

F. L. KENNAMER, Judge.

ENDORSED: Filed Jul 31, 1929
H. P. Warfield, Clerk.

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

SOUTHERN DISTRICT OF OKLAHOMA

District of

OKLAHOMA

TULSA, OKLAHOMA, WEDNESDAY, JULY 31, 1929.

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

UNITED STATES OF AMERICA,	Complainant,	}	No. 486 - Equity.
vs.			
Ralph Hughes, County Treasurer of Osage County, Fred Whiting, County Assessor of Osage County, T. L. Lillard, Earl Gray and F. E. Pennell, Board of County Commissioners of Osage County, and Homer O'Dell, Tax Ferret of Osage County,	Respondents.	}	

TEMPORARY RESTRAINING ORDER

Now on this 31st day of July, 1929, the same being a regular day of the special A. D. March, 1929, term of this Court, the above entitled matter coming on for hearing upon the verified complaint of the complainant, said complainant appearing by and through Harry Seaton, County Attorney, Assistant United States Attorney, and J. M. Humphreys, Osage Tribal Attorney, and the respondents, Ralph Hughes, as County Treasurer of Osage County, Fred Whiting, County Assessor of Osage County, T. L. Lillard, Earl Gray and F. E. Pennell, as members of the Board of County Commissioners of Osage County, appearing by and through Sim Carman, Assistant County Attorney of Osage County, and Homer O'Dell, as Tax Ferret of Osage County, appearing by and through Frank T. McCoy, Esq., of Pawhuska, Oklahoma, and _____ Pierson, Esq., of Pawhuska, Oklahoma, appearing for and on behalf of the said Frank T. McCoy, Esq., and said parties appearing in open court, and agreeing that a temporary restraining order might be issued herein upon the verified bill of complaint of the complainant; and it further appearing to the Court that said complainant will suffer irreparable damage and injury unless the said respondents are restrained forthwith,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that said respondents, and each of them, Ralph Hughes, as County Treasurer of Osage County, Fred Whiting, as County Assessor of Osage County, T. L. Lillard, Earl Gray and F. E. Pennell, as members of the Board of County Commissioners of Osage County, and Homer O'Dell, as Tax Ferret of Osage County, their agents, servants, deputies and employees, and all persons acting by or under their authority, be, and they are hereby enjoined and restrained from listing, placing on the tax rolls, assessing or extending for the purpose of assessment, appealing or prosecuting an appeal in the State Courts of the State of Oklahoma, any assessment heretofore made on any of the wards of this complainant who are named and set forth in said bill of complaint, or who are in a like situation, that is to say: The Osage Indians named in said bill of complaint, or those in like situation, or the guardians, executors, administrators, or any other person having personal property of said wards in their possession, or under their custody or control, or any other property belonging to any restricted Osage Indian, or their representatives, title to which is, or of right ought to be in this complainant, or held in trust, or which of right ought to be held in trust for said restricted Osage Indians named in said complaint, or those in like situation, or any moneys, funds or credits held by the complainant, or under its direct supervision and control, until further order of this Court.

IT IS FURTHER ORDERED that the application of this complainant for a temporary injunction is hereby set for hearing at 10 o'clock, A. M. on the 10th day of August, 1929, at the United States District Court room in the City of Tulsa, Tulsa County, Oklahoma.

IT IS FURTHER ORDERED that no notice is necessary of the further hearing of this order, or of the motion of the complainant for a temporary injunction.

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

F. E. KENNAMER,
United States District Judge.

J. M. Humphreys,
Osage Tribal Attorney.

WITNESSED: Filed Jul 31, 1929, H. P. Warfield, Clerk.

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

NORTHERN

District of

OKLAHOMA

EQUITY SESSION

TULSA, OKLAHOMA,

WEDNESDAY, JULY 31, 1929.

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

THE SECURITY BENEFIT ASSOCIATION,
a corporation,

Plaintiff,

Versus

In Equity - No. 490.

JESSE MILLER, DOUGLAS CAPIAU, and
CLEMENT CAPIAU,

Defendants.

ORDER TO INTERPLEAD

NOW on this 31st day of July, 1929, the above entitled cause came on to be heard upon the verified bill of interpleader filed herein, pursuant to assignment heretofore made herein, and same having been duly considered by the Court, and the Court being fully advised in the premises, does herewith order:

That the said defendants, Jesse Miller, Douglas Capiou and Clement Capiou, and each of them, and they are hereby ordered and commanded to interplead herein and settle and adjust their claims between themselves to the said sum of \$968.30, the proceeds of said policy No. 220558, heretofore issued by The National Council of the Knights and Ladies of Security, to and on the life of Ambrose Capiou, deceased, and heretofore paid into this Court by the plaintiff herein.

This is therefore to command you, the said Jesse Miller, Douglas Capiou and Clement Capiou, defendants herein, and each of you, that you appear before the Judge of the District Court of the United States for the Northern District of Oklahoma in the City of Tulsa, Oklahoma, in said Court on or before twenty (20) days after service of this order to answer the bill of interpleader of the plaintiff, The Security Benefit Association, filed in this Court on the 31st day of July, 1929, then and there to receive and abide by said judgment as shall then and thereafter be made, upon pain of judgment being pronounced against you by default.

Let a certified copy of this order be issued to the Marshall of the Northern District of Oklahoma to execute and serve upon the said defendant, Jesse Miller, and let a certified copy of this order be directed to the Marshall of the Southern Division of the Southern District of California to execute and serve upon the defendants, Douglas Capiou and Clement Capiou.

WITNESS the Honorable F. E. Kennamer, Judge of the District Court of the Northern District of Oklahoma.

F. E. KENNAMER, Judge.

ENDORSED: Filed Jul 31, 1929.
H. P. Warfield, Clerk.

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

District of

OKLAHOMA

TULSA, OKLAHOMA,

THURSDAY, AUGUST 1, 1929.

Court convened pursuant to adjournment Thursday, August 1st, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
T. F. Warfield, Esq., Clerk, U. S. Dist. Court.

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

IN THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF OKLAHOMA

John W. Dykes, Receiver of the
First National Bank of Sapulpa,
Plaintiff,

vs.

No. 43 - In Equity.

F. S. Reed, I. F. McKe, W. A. Boyd,
Sam Greyfus, A. M. Stone, J. M. Adams,
T. L. Miller, and Rose S. Creegan,
Administratrix of the Estate of W. T.
Creegan, deceased, Defendants.

D E C R E E

Now on this 1st day of August, 1929, there coming before the above named court the above styled and numbered cause on the motion of the defendants to confirm the report of the special master filed herein on the 17th day of December, 1927, and on the exceptions of the plaintiff to the report of said special master and the court having heretofore heard argument of counsel on said motion and said exceptions and having taken said matter under advisement and considered briefs filed by the parties hereto on said motion and said exceptions, and having duly considered same; and the parties hereto being present in court at this time by their respective counsel, the court finds that the cause of action stated in the amended complaint of the plaintiff herein is barred by the statutes of limitation and that the evidence of the plaintiff introduced in this cause is insufficient to prove a cause of action or to support a judgment in favor of the plaintiff and against the defendants or either of them and the court finds that the exceptions to the master's report above referred to should be overruled and that the motion of the defendants to confirm said report should be sustained and that judgment should be rendered on said master's report herein in favor of the defendants and each of them and against the plaintiff.

IT IS THEREFORE CONSIDERED, ordered, adjudged and decreed that the exceptions of the plaintiff and each of them to the report of the special master herein be and the same are hereby overruled.

IT IS FURTHER ordered, adjudged and decreed that the report of the special master herein, John B. Meserve, be and the same is hereby approved and confirmed by the court.

IT IS FURTHER considered, ordered, adjudged and decreed that the judgment be and the same is hereby rendered in favor of the defendants and each of them against the plaintiff and that the amended bill of complaint of the plaintiff herein be and the same is hereby dismissed all at the cost of the plaintiff.

To which ruling of the court, plaintiff excepts and said exceptions are by the court allowed.

F. E. KENNAMER,
Judge of the District Court.

Robt. W. Keenan
Attorney for Plaintiff.

Madison, Campbell, Widdison & Cantrell.
Law, Tulsa, Sherman, Davidson & Kull.
Attorneys for Defendants.

Filed Aug. 1, 1929.
T. F. Warfield, Clerk.

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

NORTHERN

District of

OKLAHOMA

UNITY SESSION

WESLA, OKLAHOMA,

THURSDAY, AUGUST 1, 1929.

JOSEPH REYNOLDS, ET AL, Plaintiffs, }
 vs. } No. 283 - Equity.
 HARRY E. SCHMIDT, ET AL, Defendants. }

Now on this 1st day of August, A. D. 1929, it is ordered by the Court that the parties hereto be allowed to include narrative statement of evidence taken in State Court and trial in Federal Court in the appealing of case, and cost of same to be divided between the parties hereto.

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

Joseph Reynolds, et al, Plaintiffs, }
 vs. } In Equity - No. 283.
 Harry E. Schmidt, et al, Defendants. }

ORDER EXTENDING TIME TO PERFECT AND FILE APPEAL

Now on this 1 day of August, 1929, upon application of the solicitor for plaintiffs, the Court extends the time within which the appeal herein shall be lodged in the United States Circuit Court of Appeals for the Tenth Circuit at Denver, Colorado, to 1st day of October, 1929, from this time.

F. H. KIMMNER, Judge.

ENDORSED: Filed Aug. 1, 1929.
 H. F. Sarfield, Clerk.

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

OIL WELL SUPPLY COMPANY, a corporation, }
 Plaintiff, }
 vs. } No. 453 - Equity.
 Charles F. Noble, et al, Defendants. }

ORDER AUTHORIZING AND DIRECTING RECEIVER TO SELL PROPERTY

Now on this 13th day of July, 1929, comes on for hearing Application of Receiver, on file herein, for authority to sell the property involved in this action, being the oil and gas leasehold estate conveyed by instrument of lease entered into on the 19th day of January, 1924, by and between W. A. Stuart, a widower, and William H. Matthews and Pearl Matthews, his wife, lessors, and Charles F. Noble, lessee, covering the following described lands, to-wit:

Northeast one-fourth of Northwest One-Fourth (NW¹/₄) and the Northwest One-Fourth of the Southwest One-Fourth of section 20, Township 14 North, Range 10 East, of the I. B. & N., in Creek County, Oklahoma, containing eighty (80) acres, more or less;

together with all oil and gas wells, personal property, machinery, equipment, tools and buildings located thereon or used in connection with the operation or development of said oil and gas leasehold estate.

Plaintiff appears by its attorney, J. H. Foster, defendant Charles F. Noble and F. H. Dumas appear each in person, and defendant Continental Supply Company appears by its attorney, R. W. Kellough, and George Petroleum Corporation, appears by its attorneys, Hal C. Thurman and Wayne A. Jackson, and the Receiver, Elmer L. Frederick, appears in person.

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

District of

OKLAHOMA

TULSA, OKLAHOMA,

THURSDAY, AUGUST 1, 1929.

and all parties being then advised to state what objections they had, if any, to the granting of such application, the attorney for Osage Petroleum Corporation stated its objections to the granting of said application but none of the other parties before the court objecting but agreeing that such application should be granted; and the court after hearing the statements of the parties and arguments of the counsel in favor of such application, and after hearing the statements and arguments of the counsel for Osage Petroleum Corporation consenting the granting of such application, and being fully advised by the premises, finds that said application should be granted and that it is to the best interest of all of the parties claiming an interest in the lease hold estate that same should be sold by the Receiver herein.

The Court further finds that all of the parties who were not before the Court for hearing upon said application, either in person or by counsel, being the First National Bank and Trust Company, of Tulsa, S. O. Noble, and Republic Supply Company, were each duly served with notice of the time and place of hearing upon said application.

The Court further finds that the operation of the oil and gas lease involved herein and above described, was abandoned on or about October 1st, 1928, since which time no oil or gas has been produced from said property; that by reason of such abandonment the lease and all rights thereunder or appurtenant thereto, have become subject to cancellation and forfeiture; that the Receiver has no funds on hand or available to operate said lease and there is, therefore, imminent danger of an action being instituted by the lessors or their assigns to have said lease cancelled, thereby depriving Receiver of his title and possession of same and defeating the liens, claims and interest of the parties hereto, and that said lease should be sold to preserve said lease and the value thereof for the benefit of the parties claiming interest therein.

The Court further finds that at the time of abandonment of said lease and the cessation of the operation thereof, none of the wells on said lease were producing any oil or gas except one, which said well was producing no gas and only about five barrels of oil per day; that because of the nature of the sand from which said well was producing and by reason of the proximity of other non-producing or dry wells, there is great danger of water in considerable quantities having accumulated in said well since and by reason of its abandonment; that there is no way of determining the amount of water which has accumulated in said well or the extent of the damage caused thereby or whether such well can at all be restored to production except by the cleaning out, repairing and pumping of same, which will require considerable expenditure for labor and pumping equipment, and that such would therefore be inexpedient and hazardous for the Receiver to undertake; the Court further finds that if said lease and said well are permitted to continue unoperated, pending litigation, the machinery and equipment located thereon and therein will continue to depreciate in value and water will continue to accumulate in said well, thereby diminishing the possibility of restoring said well and said lease to production.

That for the foregoing reasons the property should be sold forthwith by the Receiver, to the highest and best bidder at public sale.

IT IS THEREFORE ORDERED AND DECREED, that the application of Receiver for authority to sell the property involved herein be, and the same is hereby granted, and the Receiver is hereby ordered and directed to sell the following described property:

The oil and gas leasehold estate, same being a 7/8ths working interest, conveyed by instrument of lease entered into on the 19th day of January, 1924, by and between W. A. Stuart, a widower, and William M. Matthews and Pearl Matthews, his wife, lessors, and Charles F. Noble, lessee, covering the following described lands, to-wit:

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

NORTHERN District of OKLAHOMA
EMPTY SESSION TULSA, OKLAHOMA THURSDAY, AUGUST 1, 1929.

Northeast Quarter (NE $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) and the Northwest Quarter (NW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$), of Section Twenty (20), Township Fourteen North (14N), Range Ten East (10E), in Creek County, Oklahoma, of the I. E. & L., containing eighty (80) acres, more or less,

together with all personal property, oil and gas wells, machinery, equipment, tanks and buildings located thereon or used in connection with the operation or development of said oil and gas leasehold estate,

at public sale at the front door of the court house of Creek County, Oklahoma, at Sapulpa, Oklahoma, to the highest and best bidder for cash, or upon terms of not less than one-half of the amount bid in cash, ten (10) per cent of the amount bid and accepted to accompany the bid, forty (40) per cent of the amount bid and accepted to be paid to the Receiver upon approval and confirmation of said sale by the Court, and the balance of the amount bid to be paid in not more than ninety (90) days from the date of sale, to be secured by a first and prior mortgage lien upon every part of said property.

It is further ordered that the Receiver, before proceeding to sell said property as directed herein, shall cause notice of the time and place of said sale to be given by publication thereof at least once a week for four consecutive weeks in a weekly newspaper published in Creek County, Oklahoma, and having general circulation in said County and State, as required by law.

To the ruling and order of the Court granting said application, defendant Osage Petroleum Corporation excepts in all things, which exception is allowed.

F. D. KENNAMER,
Judge of Said Court.

W. H. as to form -

W. C. Thurman,
Atty. for Osage Pet. Co.

ENDORSED: Filed Aug. 1, 1929.
W. P. Warfield, Clerk.

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

District of

OKLAHOMA

OKLAHOMA, OKLAHOMA,

FRIDAY, AUGUST 2, 1929.

RECORDED IN OFFICE 28818

... adjournment Friday, August

... Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
... Bartfield, Esq., Clerk, U. S. District Court.

... the following proceedings were had and entered

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

Harriet Hoge, et al., Plaintiffs,)
vs.)
James A. Chapman, et al., Defendants.) No. 278 - Equity.
... Interveners.)

O R D E R

Now on this 2nd day of August, 1929, comes on the application of the plaintiffs for a consideration of their objections and exceptions to the Master's report filed herein upon the ground of his denial to the plaintiffs of a jury trial. The plaintiffs request the court to rule upon that portion of the exceptions to the Master's report involving their right to a trial by a jury.

The court having heretofore, to-wit, on the 12th day of March, 1927, ordered the cause, over the objections of the plaintiffs to the action, transferred to the equity side of the docket to be heard and determined first upon the answer and cross petition of the defendant for a determination of all equitable issues raised by said cross petition and answer, reserving for future determination all the issues triable at law until all equitable issues raised by the answer and cross petition have been tried. The court overrules that portion of the plaintiffs' exceptions to the Master's report involving the right to a trial by a jury. To which action of the court the plaintiffs' exceptions are allowed.

F. E. KENNAMER, Judge.

RECORDED: Filed Aug. 2, 1929.
F. E. Bartfield, Clerk.

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

THE HILL IMPROVEMENTS COMPANY,)
Plaintiff,)
vs.) In Equity No. 437
Under Patent No. 1,165,253.
THE ARROW COMPANY, Defendant.)

F I N A L D E C R E E

This cause having been brought on for hearing and it appearing that the bill of complaint herein was filed in this Court on the 17th day of January, 1929; and that a subpoena was issued and duly served on the defendant herein; and that the defendant duly entered its appearance; and that on the 8th day of February, 1929, this Court did order that the defendant, its officers, agents, servants, and employees, be enjoined until further order of the Court from infringing plaintiff's Letters Patent No. 1,165,253, of Alfred G. Heggen, granted December 21, 1915; and that on the 8th day of February, 1929, pursuant to said order, an injunction was duly issued and served enjoining the defendant

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

NORTHERN

District of

OKLAHOMA

UNITY SESSION

OKLAHOMA,

FRIDAY, AUGUST 2, 1929.

from infringing said Letters Patent until the further order of the Court; and that the said injunction so issued and served is still in full force and effect; and that on the 18th day of April, 1929, the defendant filed its answer to the plaintiff's bill of complaint herein:

And whereas, the defendant has declared in open court that it does not desire further to defend the above entitled suit, and that it is willing that the said injunction shall be made perpetual; and whereas, the defendant has also declared and admitted in open court as follows:

(1) That Letters Patent of the United States, No. 1,165,253 of Alfred G. Heggen, granted December 21, 1915, are good and valid in law;

(2) That the plaintiff is the sole and exclusive owner of said Letters Patent, No. 1,165,253, and of all claims and demands arising out of the infringement thereof;

(3) That the defendant, Paul Arbon & Company, has infringed and violated claims numbered 7, 8, 12, 13 and 16 of said Letters Patent, as charged in said bill of complaint, by making or causing to be made, using or causing to be used, and/or selling or causing to be sold, casing heads containing and embodying the inventions of said claims of said Letters Patent;

(4) That the Plaintiff, The Oil Well Improvements Company, is entitled to recover from the defendant all the gains and profits that have accrued to or been obtained or received by the defendant, or to which the defendant may be entitled by reason of said infringements, as well as all damages which the plaintiff has sustained and shall sustain by reason of said infringements;

(5) That the defendant is the owner of the entire right, title and interest in and to Letters Patent of the United States, No. 1,587,070, of Benjamin F. Palmer, granted June 1, 1926, and of all rights there under, including all claims and demands for past infringements of said Palmer patent;

(6) That in lieu of and in full satisfaction of the defendant's profits and the plaintiff's damages, which the plaintiff is entitled to recover from the defendant by reason of the defendant's infringements of said Heggen Letters Patent No. 1,165,253, the defendant is willing to execute and deliver to the plaintiff an exclusive license contract upon the said Palmer Letters Patent No. 1,587,070, for and during the balance of the term of the said Heggen Letters Patent No. 1,165,253, that is to say, to and including December 21, 1922, without reservation of royalties thereon and without obligation of Paul Arbon and Company to defend or protect said Palmer Letters Patent No. 1,587,070 during the subsistence of said exclusive license contract; and the defendant is willing to pay over to the plaintiff the sum of \$2436.59 to reimburse the plaintiff for its expenditures and disbursements incident to this suit; and

(7) That the defendant is willing to pay all the taxable costs of this suit;

And, whereas, the plaintiff, The Oil Well Improvements Company, has declared in open court that it is willing, in lieu of and in full satisfaction of the said profits and damages, it is entitled to recover from the defendant, to accept the said payment by the defendant of \$2436.59 and to accept an exclusive license contract upon the said Palmer Letters Patent No. 1,587,070, for and during the balance of the term of the said Heggen Letters Patent, No. 1,165,253, that is to say, to and including December 21, 1922, without reservation of royalties thereon and without obligation of Paul Arbon and Company to defend and protect said Letters Patent, No. 1,587,070, during the subsistence of said license contract;

Now, therefore, it is hereby ordered, adjudged and decreed as follows:

First: That Letters Patent of the United States, No. 1,165,253, of Alfred G. Heggen, granted December 21, 1915, for improvements in casing heads, are good and valid in law;

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

District of

OREGON

SEASIDE, OREGON,

FRIDAY,

AUGUST 2, 1929.

That the plaintiff, The Oil Well Improvements Company, is the owner of the entire right, title and interest in and to the Letters Patent, No. 1,165,253, and all claims and demands therefor and any infringements thereof;

That the defendant, Paul Arbon and Company, has infringed said Letters Patent, No. 1,165,253, and particularly claims 7, 8, 9, 12 and 13 thereof, by making or causing to be made, using or causing to be used, selling or causing to be sold, casing heads and casing heads and joints, the invention and improvements set forth in said Letters Patent, No. 1,165,253, and claimed in claims 7, 8, 9, 12, 13 and 14 thereof;

That an injunction be issued pursuant to the prayer of the bill of complaint herein, strictly commanding and enjoining the defendant, Paul Arbon and Company, its officers, directors, agents, servants, and employees, and each and every one of them, to desist and refrain forthwith and for the remainder of the term of said Letters Patent, No. 1,165,253, to wit, to and including December 31, 1932, from directly or indirectly making or causing to be made, using or causing to be used, selling or causing to be sold, casing heads and casing heads and joints in violation and infringement of said Letters Patent, No. 1,165,253, and particularly claimed in claims 7, 8, 9, 12, 13 and 14 thereof;

That, as and for the gains and profits the defendant has made and by reason of said infringement and the damages that plaintiff has suffered or shall suffer by reason of said infringements, and in full satisfaction thereof, the plaintiff recover the sum of \$2436.99, with interest thereon from the date of entry of this decree, at six per cent (6%) per annum until paid; and the defendant within five days of entry of this order and decree shall execute and deliver to plaintiff, The Oil Well Improvements Company, an exclusive license contract in writing upon the said Palmer Letters Patent, No. 1,987,030, for and during the balance of the term of the said Letters Patent, No. 1,165,253, that is to say, to and including December 31, 1932, without reservation of royalties thereon or obligation upon Paul Arbon and Company to defend or protect said Palmer Letters Patent, No. 1,987,030, during the subsistence of said exclusive license contract.

That the plaintiff recover of the defendant its costs to be taxed; and,

That plaintiff have judgment and execution for the same herein to be paid to it by defendant.

Dated 2 day of August, 1929.

F. E. KERNAMER,
United States District Judge.

Approved as to form:

Entry of this decree is consented to:

WILLIAM W. HAYES
Attorney for Plaintiff.

PAUL ARBON & COMPANY
By L. M. McLeod, President.

MERRILL S. HAYS
Attorney for Defendant.

THE OIL WELL IMPROVEMENTS COMPANY
By Alf G. Heggem, President.

W. E. HARRIS: filed Aug. 2, 1929.
W. E. Harrfield, Clerk.
U. S. District Court.

Court adjourned until August 3, 1929.

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

NORTHERN

District of

OKLAHOMA

TRINITY SESSION

TULSA, OKLAHOMA,

SATURDAY,

AUGUST 3, 1929.

Court convened pursuant to adjournment Saturday, August 3, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

Minnie Pfeifer,	Plaintiff,)	
)	
vs.		)	No. 432 - Equity.
Rosa B. Wright, Executrix of)	
the Estate of James H. Wright)	
and in her personal capacity,	Defendant.)	

C I T A T I O N

UNITED STATES OF AMERICA,

To Rosa B. Wright, Defendant, Greeting:

You are hereby cited and admonished to be and appear in the United States Circuit Court of Appeals for the Tenth Circuit, at the City of Denver, Colorado, forty (40) days from and after the day this citation bears date, pursuant to appeal from the United States District Court for the Northern District of Oklahoma at Tulsa, where in Minnie Pfeifer is appellant, and you are appellee, to show cause, if any there be, why the judgment rendered by said Court on the 13th day of July, 1929, in the above styled cause, sustaining the motion of the Defendant and dismissing the Bill of Complaint of the Plaintiff in said cause, said judgment being so rendered against appellant, from which said appeal was allowed, should not be corrected, and why speedy justice should not be done the parties in their behalf.

Witness, the honorable F. E. Kennamer, Judge of the United States District Court for the Northern District of the State of Oklahoma, this 30th day of July, A. D., 1929.

F. E. KENNAMER, Judge.

ENDORSED: Filed Aug. 5, 1929.
H. P. Warfield, Clerk.

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

United States of America,	Complainant,)	
)	
vs.		)	No. 468 - Equity.
Ralph Hughes, County Treasurer)	
of Osage County, Oklahoma, et al,)	
	Respondents.)	

ORDER OF COURT.

And now on this 3rd day of August, 1929, the same being a regular day of the Special March, A. D. 1929 term of said Court, upon agreement of the parties hereto the temporary restraining order heretofore made in this cause is hereby held in full force and effect until the 6th day of September, 1929, unless modified by agreement of the parties hereto.

F. E. KENNAMER,
United States District Judge.

E. H. Seaton, Assistant
United States Attorney,
Attorney for Complainant.

ENDORSED: Filed Aug. 5, 1929. By Special Court. H. P. Warfield, Clerk.

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

District of

OKLAHOMA

OKLAHOMA, WASHINGTON, MONDAY, AUGUST 8, 1929.

COURT OF THE UNITED STATES FOR
THE DISTRICT OF OKLAHOMA

No. 103 in Equity

Wm. Weaver Hallam, Plaintiff,

VS.

Commerce Mining and Royalty Company, et al.,
Defendants.

C I T A T I O N

THE BOARD OF DIRECTORS OF THE COMMERCE MINING AND ROYALTY COMPANY, a voluntary association composed of James F. Robinson, George L. Henson, and Charles E. Harvey, as Trustees and Subscribers thereof, and John W. Johnson, as a subscriber thereof; James K. Robinson, as a subscriber thereof; Charles E. Harvey and Alfred E. Coleman, as individuals and as co-partners, doing business under the style and name of the Commerce Mining and Royalty Company; Bulkeley Wells, for himself and as Agent for undisclosed Principals; R. H. Channing, Jr., for himself and as Agent for undisclosed Principals; the Board of Directors of the Standard Fine Lead Mining Company, formerly a corporation organized and existing under the laws of the State of Oklahoma; the Creach-Doke Mining Company; J. W. Creech, Leroy Cook, William Love, and T. Lacy, as individuals and as co-partners, doing business under the style and name of the Creech-Doke Mining Company; Edg. Taylor; O. E. Sparks; and the Blue Streak Mining Company, a corporation, greeting:

You and each of you are hereby cited and admonished to appear in the United States Circuit Court of Appeals for the Tenth Circuit, at the City of Denver, Colorado, forty days from and after the date this citation bears date, pursuant to an appeal allowed and filed in the Clerk's office of the United States District Court for the Northern District of Oklahoma, wherein plaintiff, above named, is appellant and you are appellees, to show cause, if any there be, why the decree rendered against the said appellant, as in said appeal mentioned, should not be corrected and why speedy justice should be done in the party in that behalf.

Witness my hand and the Seal of the Honorable F. E. Kennamer, Judge of the United States District Court for the Northern District of Oklahoma, this 8th day of August, 1929.

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

Filed Aug. 8, 1929.
W. H. Smith, Clerk.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. MONDAY, AUGUST 12, 1929.

SIGNED BY COURT WHILE OUT OF THE DISTRICT

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

FISHER GOVERNOR COMPANY, INC.)
a corporation, Plaintiff,)
Vs,) In Equity No. 292.
D. F. CASE COMPANY,)
a corporation, Defendant.)

ORDER ENLARGING TIME WITHIN WHICH RECORD MAY BE PRINTED AND FILED.

This matter came on for hearing upon the application of plaintiff, Fisher Governor Company, for an order extending and enlarging the time for printing and filing the record in the above case, and it appearing to the Court that good grounds exist therefor;

IT IS ORDERED that the plaintiff be and it hereby is given until September 20, 1929 to complete the record and have the same printed and filed with the Clerk of the Circuit Court of Appeals for the 10th Circuit.

W. L. B. BIRNEY,
Judge.

RECORDED: Filed Aug. 12, 1929.
H. P. Warfield, Clerk.

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

District of OREGON

PORTLAND, OREGON, U.S.A. MONDAY AUGUST 19, 1929.

This cause was returned to adjournment Monday, August 19, 1929.

Present: Wm. E. Kuebler, Judge, U. S. Dist. Court.
Wm. E. Kuebler, Esq., Clerk, U. S. Dist. Court.

On the above day the following proceedings were had and entered,
to-wit:

IN EQUITY

City of Medford, Oregon,)
Plaintiff,)
vs.)
The Lidland Valley Railroad Company,)
Defendant.)
Equity No. 227.

On this 19th day of August, A. D. 1929, it is ordered
by the court that the clerk file and spread the record in the
above entitled cause, same being in words and figures as follows:

WHEREAS

THE UNITED STATES OF AMERICA, ss:

DO hereby certify that

THE JUDGES OF THE DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT OF OREGON, U.S.A.

DO hereby

certify that on the 19th day of August, 1929, in the District Court of the United States for the District of Oregon, before me, or some of me, in a cause between the City of Medford, Oregon, a Municipal Corporation, Plaintiff, and the Lidland Valley Railroad Company, Defendant, No. 227, in Equity, -----

the following order of the said District Court in said cause, entered on the 19th day of August, A. D. 1929, was in the following words, viz:

On this 19th day of August, 1929, the parties appearing by their respective attorneys, after the evidence is heard and is argued and the court, at the conclusion of which said cause was taken, gave the parties with leave to the parties to file briefs, and said briefs having been duly filed, the court having fully considered the same and being fully advised in the premises, on consideration thereof, it is on this 19th day of August, 1929, by the court, adjudged and decreed that the said plaintiff recover by this suit and that the said defendant go away without day, and it is further considered, adjudged and decreed that the costs of this matter be and the same hereby are taxed to the plaintiff, in all of which the plaintiff excepts.

W. E. KUEBLER,
Judge."

On the 19th day of August, 1929, the transcript of the record of the said District Court, which was brought into the United States Circuit Court of Appeals for the Eighth Circuit, by virtue of an appeal, agreeably to the act of Congress, in such case made and provided, fully and at length as follows:

On the 19th day of August, 1929, at the May term, in the year of our Lord, one thousand nine hundred and twenty-nine, the said cause came on to be argued before the said United States Circuit Court of Appeals, on the transcript of record from the said District Court, and was argued by -----

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

NORTHERN DISTRICT OF OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. THURSDAY, AUGUST 19, 1929.

ON CONSIDERATION WHEREOF, it is now here ordered, adjudged and decreed by this Court, that the decree of the said District Court, in this cause, be, and the same is hereby, reversed with costs; and that the City of Pawhuska, Oklahoma, a municipal corporation, ex rel J. B. Graham, have and recover against the Midland Valley Railroad Company, a corporation, the sum of Fifty and 45/100 dollars for its costs in this behalf expended and have execution therefor.

It is further ordered that this cause be, and the same is hereby, remanded to the said District Court with directions to vacate its decree on the merits and remand the case to the state court, for the lack of jurisdiction.

-----June 10, 1929.-----

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

WITNESS, the Honorable WILLIAM H. TAFT, Chief Justice of the United States, the 12th day of August, in the year of our Lord one thousand nine hundred and twenty-nine.

Costs of Appellant:

Clerk \$30.45
Printing Printed below.
Record
Attorney \$20.00
\$50.45

W. E. KOCH,
Clerk of the United States
Circuit Court of Appeals,
Eighth Circuit.

RECORDED: Filed Aug. 19, 1929.
W. F. Warfield, Clerk.

ORDER TO SPREAD FAIRDATE OF RECORD

United States of America, Plaintiff,
vs.
J. W. Boman, Sid Clark,
A. W. Greener, Maggie Greener,
Toonie Hill and Sandy Hill, Defendants.
Equity - No. 293.

Now on this 19th day of August, A. D. 1929, it is ordered by the Court that the Clerk file and spread fairdate of record in the above entitled cause, same being in words and figures as follows:

WITNESSETH

UNITED STATES OF AMERICA, ss:

I, THE PRESIDENT OF THE DISTRICT COURT OF THE DISTRICT OF OKLAHOMA,

(SEAL)

TO THE HONORABLE THE JUDGE 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 J. W. Boman, Sid Clark, A. W. Greener, Maggie Greener, Toonie Hill and Sandy Hill, Defendants, No. 293, Equity, wherein the judgment and sentence of the said District Court in the aforesaid proceedings against Toonie Hill Burns, entered on the 12th day of June, A. D. 1929, was as the following words, viz:

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

District of

OKLAHOMA

OKLAHOMA, OKLAHOMA.

MONDAY, AUGUST 13, 1928.

On the 27th day of March, A. D. 1928, in the 11th term of the term days of the regular court, A. D. 1928 term of said court, comes on the court a bill of complaint for hearing on an accusation for violation of court heretofore filed by the United States District Attorney in and for the Northern District of Oklahoma, which said accusation was so filed on the 27th day of February, 1928, the plaintiff being consent by and through John E. Goldsberry, District Attorney for said District, and the defendant, Madge Karns, being personally represented by counsel, to-wit: John T. Harley, Esq., of Lawton, Oklahoma; John T. Harley, Esq., of Tulsa, Oklahoma, and Rollie C. Clark, Esq., of Tulsa, Oklahoma, and said defendant having heretofore entered a plea of not guilty to charges contained in said accusation, and in open court stating that she did not desire to plead further, and being in default for trial and hearing on said accusation, the court, as aforesaid, and the plea of not guilty of said defendant, and the court having heard the testimony of the witnesses offered on behalf of the plaintiff in said court, and the testimony offered by the defendant, and the court being fully advised in the premises finds that heretofore, to-wit:

On the 2nd day of January, 1928, a bill of complaint was filed in the above entitled and numbered cause, alleging and charging among other things that certain premises located in the Town of South Coffeyville, Nowata County, Oklahoma, to-wit: a certain building located on Lot Twelve (12), Block Four (4), of the townsite of said town of South Coffeyville, to-wit:

A one-story, white stucco building, having no street address, with gasoline filling station in front, known as Tommie Hill's garage,

has been used for the purpose of selling storing and keeping intoxicating liquor in violation of the National Prohibition Act, and thereby constituting a public nuisance, and the court having heretofore, to-wit:

Upon the 3rd day of January, 1928, upon proof of said charges being shown to the court by affidavit and other testimony, that said allegations set forth in the bill of complaint were in fact true, an order for temporary writ of injunction was issued by this court and the temporary injunction issued accordingly and served upon said defendant in the City of South Coffeyville, Oklahoma, and the court further finds that said Temporary Writ of Injunction was issued and served as aforesaid prior to the date of the filing of said accusation for contempt of court, to-wit:

On the 27th day of February, 1928.

The court further finds from the evidence in this case that thereafter, to-wit: on the 31st day of January, 1928, and on the 2nd and 3rd days of February, 1928, liquor was sold, had, kept and possessed, knowingly, willfully and unlawfully in violation of the terms and provisions of said temporary writ of injunction as aforesaid, being selling and permitting to be sold in and upon said premises, so described, kept in intoxicating liquor, to-wit: whiskey; and on said 31st day of January, 1928, two sales of intoxicating liquor were made on said premises with the full knowledge and consent of the said defendant, to W. F. Johnston and Bob Penn, in which two drinks of whiskey and one pint of whiskey were sold to said persons on two separate occasions on said day.

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

NORTHERN

District of

OKLAHOMA

CRIMINAL SESSION

TULSA, OKLAHOMA. MONDAY AUGUST 19, 1929.

That on the 2nd day of February, 1928, two drinks of whiskey were served and sold on said premises with the full knowledge and consent of the said defendant, and also the sale of one pint of whiskey.

The court further finds that Madge Karns is the owner of the premises herein above described, and that the same is located within one hundred (100) yards of the residence of said defendant, and that the driveway leading from the said residence to the highway, leads directly in front of the premises in question; that from and after the serving of the temporary writ of injunction of said defendant, she failed, refused and neglected to visit said premises or any part thereof, except the gasoline filling station in the front of said building to ascertain whether or not intoxicating liquors were being had, kept, possessed and sold in and from said premises. That she failed, refused and neglected to make any inquiry as to whether temporary writ of injunction was being violated by her agents, servants, lessees and assignees; that said premises in and around the community in which said building is located has the reputation of being an open saloon where intoxicating liquors can be had at any time by any person and that said place had such reputation during all the times herein mentioned.

The court further finds that Tommie Hill, the brother of said defendant, aided, assisted and directed the sale of intoxicating liquor from said premises, and A. W. Karns, the husband of said defendant, personally sold and assisted in the sale of intoxicating liquor in and from said building at all times herein mentioned, and by reason of said facts, the court finds that said temporary writ of injunction aforesaid, has been willfully and knowingly violated by said defendant as aforesaid and by reason thereof said defendant, Madge Karns, is guilty of direct contempt of this court and should be so adjudged.

It is further considered, ordered and decreed by the court that said defendant, Madge Karns, is guilty of direct contempt of court as charged in said accusation so filed, and it is the further order and judgment of said court that said defendant, Madge Karns, be sentenced to serve a term of imprisonment in the Osage County Jail for the period and term of six months and to pay a fine of five hundred (500.00) dollars, and that said defendant stand committed until such fine and costs of this prosecution are paid in accordance with law.

It is further ordered and adjudged that said defendant be remanded to the custody of the United States Marshal for the Northern District of Oklahoma, and that the said United States Marshal aforesaid District proceed to execute the judgment and sentence of the court.

W. L. H. [Name],
United States District Court."

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 Madge Hill Karns, agreeably to the act of Congress, in such case made and provided, fully and at large appears;

ALL WITNES, at the City of Tulsa, in the year of our Lord one thousand nine hundred and twenty-nine, 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 thereof, 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 error to either party in this Court.

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

District of

OKLAHOMA

OKLAHOMA, O. L. N. O. A. MONDAY, AUGUST 19, 1929.

It is hereby read by this Court that the defendant in Case No. 293, Mrs. E. H. Williams, do surrender herself to the custody of the Marshal provided for the Northern District of Oklahoma, in compliance of the judgment and sentence imposed upon her, within the time specified in the writ of the filing of the mandate of this Court in said District Court.

-----June 13, 1929.-----

It is hereby commanded that such proceedings be taken as may be necessary to right and justice, and the laws of the United States, and the said appeal notwithstanding.

Witness my hand, the Honorable WILLIAM H. TAFT, Chief Justice of the United States, the 19th day of August, in the year of our Lord one thousand nine hundred and twenty-nine.

E. J. MCCIE,
Clerk of the United States
Circuit Court of Appeals,
Eighth Circuit.

WITNESSED my hand and seal, this 19th day of August, 1929.
W. H. TAFT, Chief Justice.

STATE OF OKLAHOMA vs. E. H. WILLIAMS

State of America, Plaintiff,
vs.
E. H. Williams, Ed. Clark, A. E. Karns,
Maggie Cramer, Fossie Hill and Sandy Hill, Defendants.

No. 293 - In Equity.

On this 19th day of August, A. D. 1929, it is ordered that the Clerk file and spread Mandate of Record in the above entitled cause, same being in words and figures as follows:

Mandate

UNITED STATES OF AMERICA, ss:

TO THE CLERK OF THE DISTRICT COURT OF THE UNITED STATES OF AMERICA,

TO CAUSE THE JUDGES OF THE DISTRICT COURT OF THE UNITED STATES FOR THE EIGHTH DISTRICT OF OKLAHOMA.

TO WIT:

That I, the undersigned, 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 E. H. Williams, Ed. Clark, A. E. Karns, Maggie Cramer, Fossie Hill and Sandy Hill, Defendants, No. 293, In Equity, wherein the judgment and sentence of the said District Court in the Contempt Proceedings against E. H. Williams and A. E. Karns, entered on the 24th day of February, A. D. 1929, was in the following words, viz:

That on this the 24th day of February, A. D. 1929, being one of the term days of the said court, A. D. 1929, term of said court, in the above entitled cause for hearing on the writ of the contempt of court heretofore granted by the United States District Attorney in and for the Northern District of Oklahoma, which writ was so filed on the 21st day of February, 1929, the plaintiff being present by and

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

TO WIT
THE COURTDistrict of
TULSA, OKLAHOMA.

OKLAHOMA

MONDAY, AUGUST 19, 1929.

John M. Goldsberry, the United States Attorney for said District, and Harry Beaton, Assistant United States Attorney for said District, and the defendants, Tommie Hill and A. W. Karns, each being personally present, and represented by counsel, to-wit, John Tillman, Esq., of Pawhuska, Oklahoma, John T. Harley, Esq., of Tulsa, Oklahoma, and Rollie C. Clark, Esq., of Vinita, Oklahoma, and said defendants having heretofore entered a plea of not guilty to the charges contained in said accusation, and in open court state that they do not desire to plead further, said cause is ordered for trial and hearing on said accusation so filed, as aforesaid, and the said pleas of not guilty of said defendants, and the court having heard the testimony of the witnesses offered on behalf of the plaintiff in said cause, and the defendants having offered no testimony or filed or made any statement to the court tending to purge themselves of said charges so contained, and the court being fully advised in the premises, finds that heretofore, to-wit, on the 3rd day of January, 1928, a bill of complaint was filed in the above entitled and numbered cause alleging and charging among other things that certain premises located in the town of South Coffeyville, Nowata County, Oklahoma, to-wit, a certain building located on Lot Twelve (12), Block Four (4) of the townsite of said town of South Coffeyville, to-wit, a two-story, white stucco building, having no street address, with gasoline filling station in front, known as "Tommie Hill's Roadhouse," was being used for the purpose of selling, storing and keeping intoxicating liquors in violation of the National Prohibition Act and thereby constituting a public nuisance, and the court having heretofore, to-wit, on the 3rd day of January, 1928, upon proof of said charges being shown to the court by affidavit and other testimony that said allegations contained in said bill of complaint were in fact true, an order for a temporary writ of injunction was issued by this court, and the temporary injunction issued accordingly and served upon the wives of each of said defendants in the city of South Coffeyville, Oklahoma, and the court further finds that said defendants and each of them had knowledge of said temporary writ of injunction being so issued by this court and served as aforesaid, prior to the said date of filing said accusation for the said court, to-wit, February 21, 1929.

The court further finds from the evidence in this case, that thereafter, to-wit, on the 1st day of January, 1929, and on the 2nd and 3rd days of February, 1929, said defendants and each of them, knowingly, wilfully and unlawfully violated the terms and provisions of said temporary writ of injunction aforesaid, by selling and permitting to be sold in and upon said premises so described, certain intoxicating liquors, to-wit, whiskey; that on and after the 1st day of January, 1929, two sales of intoxicating liquors were made on said premises with the full knowledge and consent of said defendants and each of them, to-wit, W. F. Wolverson and Bob Penn, in which two drinks of whiskey and one pint of whiskey were sold to said persons on two separate occasions on said date; that on the 2nd day of February, 1929, two drinks of whiskey were sold and served on said premises and in said building with the full knowledge and consent of said defendants and each of them, and in fact one of said sales was made personally by said defendant, A. W. Karns, and all of the sale of one pint of whiskey was made under the personal direction of the said defendant, A. W. Karns; the court further finds that on the 1st day of January, 1929, at the time the first sale of liquor was made by said defendant and W. F. Wolverson at about 4:10 in the afternoon, said Tommie Hill was standing on a porch or walk to the upper floor of said building, and said liquor was sold and personally delivered to the wife of defendant, W. F. Wolverson

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

District of OKLAHOMA

OKLAHOMA, TERRITORY. MONDAY AUGUST 19, 1929.

... of said building for the purpose of ...
... liquor, to-wit, whiskey, and ...
... the court finds that said ...
... injunction aforesaid has been wil-
... violated by said defendants and ...
... and that by reason thereof, ...
... and A. W. Karns and each ...
... direct contempt of this court ...

... considered, ordered and decreed ...
... that the said defendants, Tommie Hill and ...
... and each of them, are guilty of direct ...
... as charged in said accusation so ...
... it is the further order and judgment of said ...
... of said defendants, Tommie Hill and ...
... to serve a term of imprisonment ...
... county jail for the period and ...
... that each pay a fine in the sum ...
... dollars, and that said de-
... until said fines and ...
... are paid in accordance with ...

... ordered and adjudged that the said ...
... to be remanded to the custody of the United ...
... for the Northern District of Oklahoma, ...
... United States marshal for said District ...
... the judgment and sentence of the ...

F. E. KERNALER
United States District Judge."

... of the transcript of the record of the said Dis-
... which was brought into the United States Circuit Court ...
... Eighth Circuit, by virtue of an appeal prayed by and al-
... to Tommie Hill and A. W. Karns, agreeably to the act of Congress, ...
... and provided, fully and at large appears;

... the day term, in the year of our Lord one ...
... hundred and twenty-nine, the said cause came on to be ...
... the said United States Circuit Court of Appeals, on the ...
... from the said District Court, and was argued by ...

... thereof, it is now here ordered and ad-
... that the judgment and sentence of the said Dis-
... in this cause, be, and the same is hereby, affirmed ...
... in this Court.

... is further ordered by this Court that the defendants in ...
... Tommie Hill and A. W. Karns, do surrender themselves ...
... for the Northern District ...
... in execution of the judgment and sentence imposed upon ...
... within thirty days from and after the date ...
... of this Court in the said District Court.

-----June 13, 1929.-----

... are hereby commanded that such proceedings be ...
... as according to right and justice, and the laws of ...
... notwithstanding.

... the Honorable WILLIAM H. TAFT, Chief Justice of the ...
... the 13th day of August, in the year of our Lord one ...
... hundred and twenty-nine.

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

Filed Aug. 19, 1929.
... Clerk.

... until August 29, 1929.

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

NORTHERN

District of

OKLAHOMA

REGULAR SESSION

TULSA, OKLAHOMA.

TUESDAY, AUGUST 20, 1929.

Court convened pursuant to adjournment Tuesday, August 20th, 1929.

Present: Hon. F. E. Messner, Judge, U. S. Dist. Court. H. F. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

Anna Beaver Hallam, Plaintiff,)
Vs.) No. 103 Equity.
Conseree Royalty & Mining Co.,)
et al, Defendants.)

ORDER

Enlarging time for docketing case in office of the Clerk for Appellate Court and for filing the record therein.

For satisfactory reasons appearing to the Court, the time for docketing this case in the office of the Clerk for the United States Circuit Court of Appeals for the Tenth Circuit, and for preparing the record for appeal in this cause and for filing said record in said Court, pursuant to the appeal allowed herein on the 12th day of July, 1929, is hereby enlarged and extended for a period of 30 days from and after September 10, 1929.

Dated this 20th day of August 1929.

F. E. MESSNER, Judge.

FILED: Filed Aug. 20, 1929. H. F. Warfield, Clerk.

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

Walter J. Reilly, E. C. Sailer, Catherine S. Paurot and G. L. Silverthorne, Complainants,)
vs.) IN EQUITY
Nowata Oil & Refining Company,) No. 460.
a corporation, Defendant.)

ORDER

NOW on this 20th day of August 1929, the above entitled cause coming on for hearing on the petition of Donald L. Oak, receiver herein, for permission and authority to enter into a contract hereinafter described; and it appearing to the Court that the Nowata Oil & Refining Company owns an oil and gas mining lease covering the following described lands in Hughes County, Oklahoma, to-wit: The Northwest quarter (NW 1/4) of the Southwest quarter (SW 1/4) of Section Twenty-eight (28), Township Nine (9) North, Range Ten (10) East, and that said lease expires by limitation on January 24, 1930, and that no well has been drilled on said lands. And it further appearing to the Court that the said Donald L. Oak, receiver, has entered into a contract with F. C. Iglehart, under the terms of which the said F. C. Iglehart agrees to drill a well on the place described lands to an approximate depth of 3000 feet, all at his own cost and expense, and upon comple-

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. THURSDAY, AUGUST 22, 1929.

Court convened pursuant to adjournment Thursday, August 22nd, 1929.

Present: Hon. F. E. Kenafer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

UNITED STATES OF AMERICA, Plaintiff,)
vs.) No. 463 - Equity.
ABBA FERRYMAN, Defendant.)

JOURNAL ENTRY OF JUDGMENT

Now on this 22nd day of August, 1929, this matter coming on to be heard upon Bill of Complaint filed herein by said Plaintiff, the United States, the said plaintiff now appearing by and through its solicitor, Louis H. Stivers, Assistant United States Attorney in and for the Northern District of the State of Oklahoma, the said defendant, Abba Ferryman, having been duly served with process herein, and having failed to plead in the within cause or make a general appearance and said plaintiff thereafter and in due course having elected to take an order pro confesso against said Abba Ferryman which was duly entered on June 6, 1929, the said defendant Abba Ferryman having been three times duly called in open court and appeareth not, is adjudged in default and said plaintiff now further appearing, and more than thirty days having elapsed since the entry of said order pro confesso, and the Court after hearing the evidence offered and being fully advised in the premises, finds all the issues in favor of the plaintiff, the United States, and against the defendant, Abba Ferryman; the Court further finds:

That Nathaniel Ferryman is a Creek Indian of the half blood, duly enrolled opposite Creek Roll No. 2226, and that by virtue of such blood and enrollment there was duly allotted to him certain lands that were restricted against alienation, save and except by and through the action of the Secretary of the Interior in connection with the removal of restrictions therefrom, and under and by virtue of the rules and regulations in connection therewith, and pertaining particularly to an Act of Congress of May 27, 1906, the Secretary of the Interior removed the restrictions from a portion of such said lands, and permitted them to be sold, retaining the purchase price therefor in his possession and control, as a trust fund for the use and benefit of the said Nathaniel Ferryman.

That thereafter, with such said fund, aforesaid, and under proper rules and regulations the said Secretary of the Interior purchased for the said Nathaniel Ferryman the following described land, to-wit:

North Half (N2) of Southeast quarter (SE4) of
Section Eight (8), Township Sixteen (16) North,
Range Thirteen (13) East, Tulsa County, Oklahoma,

under and by virtue of a certain warranty deed executed and delivered to the said Nathaniel Ferryman by Grant A. McCullough, Clara E. McCullough, his wife, Lawrence L. Jones, and Fannie L. Jones, his wife, bearing date of June 24, 1916, filed for record July 6, 1916, in the office of the County Clerk of Tulsa County, State of Oklahoma, and recorded in Book 250, page 22 of the records of such said office, such said deed, aforesaid, carrying terms and conditions in words and figures as follows:

"To have and to hold said described premises unto the said grantee, his heirs and assigns, forever, free and clear and discharged of all former grants, charges, taxes, judgments, mortgages, and other liens

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

CRIMINAL SESSION
DISTRICT COURT OFFICE 10010

COMMERCIAL

District of

OKLAHOMA

TULSA, OKLAHOMA. TUESDAY, AUGUST 22, 1929.

and incumbrances of whatsoever nature, subject to the condition that no lease, deed, mortgage, power of attorney, contract to sell, or other instrument affecting the land herein described or the title thereto, executed during the lifetime of said grantee at any time prior to April 26, 1951, shall be of any force and effect or capable of confirmation or ratification, unless made with the consent of and approved by the Secretary of the Interior."

That in addition to the terms and conditions of said deed, aforesaid, it also carried the endorsement and approval of the Secretary of the Interior, on the back thereof, through his proper subordinate, Joe E. Strain, Acting Superintendent for the Five Civilized Tribes, as follows:

"I hereby certify that the land described in the above deed was purchased for the said Nathaniel Perryman with funds held in trust by the United States for his benefit derived from the sale of land allotted to him by virtue of his enrollment as a half blood citizen of the Creek Nation opposite No. 2220 on the final approved rolls of citizens by blood of that nation, and that said purchase was made and said deed was executed, and the same is hereby approved pursuant to the Act of Congress of May 27, 1908 which authorized the Secretary of the Interior to remove restrictions from lands of the Five Civilized Tribes, "Wholly or in part under such rules and regulations concerning terms of sale and disposal of the proceeds for the benefit of the respective Indians as he may prescribe."

That because of the facts hereinbefore stated, said land hereinbefore described, and so purchased, is restricted against alienation by the said Nathaniel Perryman, but notwithstanding such restrictions against alienation the said Nathaniel Perryman, under date of July 19, 1926, executed and delivered to the said defendant, Abba Perryman, his wife, a purported warranty deed covering said described land, aforesaid, such said deed being recorded in Book 624, at page 122, of the records of the office of the County Clerk of Tulsa County, State of Oklahoma, and although such said deed is null and void and of no force and effect it is a cloud upon the title of the said Nathaniel Perryman, for the reason that it is filed for record, as aforesaid, and that said deed should, by decree of this Court, be cancelled, set aside and held for naught.

That the plaintiff is without an adequate remedy at law, and cannot obtain the relief to which it is entitled, save through the interposition of a Court of Equity.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED, that the said Nathaniel Perryman, a Creek Indian of the half blood, duly enrolled as such opposite Creek Roll No. 2220, as the owner in fee simple of all the lands herein described and that the defendant Abba Perryman, has not right, title or interest of whatsoever nature therein and that the title thereto be and hereby is quieted in the said Nathaniel Perryman and that the defendant Abba Perryman, be and hereby is, permanently barred and enjoined from further claiming or asserting any right, title or interest of whatsoever nature in and to said described lands and that the certain warranty deed executed by the said Nathaniel Perryman and delivered to the said defendant Abba Perryman, his wife, covering said described land and recorded in Book 624, at page 122 of the records of the office of the County Clerk of Tulsa County, State of Oklahoma, be and the same hereby is, cancelled, set aside and held for naught.

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

ENDORSED: Filed Aug. 22, 1929.
H. P. Warfield, Clerk.

Court adjourned until August 23, 1929.

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

GOVERNMENT DISTRICT OF OKLAHOMA
NORTH TULSA TULSA, OKLAHOMA AUGUST 23, 1929.

Court convened pursuant to adjournment Friday, August 23rd, 1929.

Present: Hon. F. E. Lennaner, Judge, U. S. Dist. Court.
W. L. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

Alber Lee Mosier, Plaintiff, }
vs. } No. 310 - Equity.
John Kennedy, et al., Defendants. }

Verdict

On this 23rd day of August, 1929, it appearing to the court that the plaintiff and his attorney of record have filed hereto their written motion to dismiss this case with prejudice, it is

Ordered that this case be and it is hereby dismissed with prejudice at the costs of plaintiff.

F. E. Lennaner,
District Judge.

FILED: Filed Aug. 23, 1929.
W. L. Warfield, Clerk.

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

NORTHERN
EQUITY SESSION
DISTRICT COURT FOR THE NORTHERN
DISTRICT OF OKLAHOMA

District of OKLAHOMA
TULSA, OKLAHOMA. MONDAY, AUGUST 26, 1929.

Court convened pursuant to adjournment Monday, August 26th, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Clerk, U. S. District Court.

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

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

J. F. Ayers, Administrator
of the Estate of J. White
Johnson, deceased, and P. S.
Johnson, Plaintiffs,)
vs.) No. 384 - Equity.
Roxana Petroleum Company of
Oklahoma, et al., Defendants.)

O R D E R

Now on this 26 day of August, 1929, the above matter came on for hearing and it appears to the Court, upon showing of counsel on behalf of the plaintiffs and of defendants, Roxana Petroleum Company of Oklahoma and Roxana Petroleum Corporation, a foreign corporation, that said cause has been settled as between the plaintiffs and said defendants, Roxana Petroleum Company of Oklahoma and Roxana Petroleum Corporation, a foreign corporation, and that said defendants have executed and filed herein, a dismissal of this cause with prejudice as against said defendants;

IT IS THEREFORE BY THE COURT, ORDERED, ADJUDGED AND DECREED that the above styled and numbered cause, in so far as it affects the defendants, Roxana Petroleum Company of Oklahoma and Roxana Petroleum Corporation, a foreign corporation, be and it is hereby dismissed with prejudice.

F. E. KENNAMER,
District Judge.

O. K.
N. E. McNeil,
Atty. for Plt.

O. K.
Thompson, Mitchell, Thompson & Young,
Joe T. Dickerson,
Attys. for Roxana Pet., Corp.

ENDORSED: Filed Aug. 26, 1929.
H. P. Warfield, Clerk.

S. W. BROWN, Jr., Plaintiff,)
vs.) No. 403 - Equity.
V. V. FRANCHOT, ET AL., Defendants.)

Now on this 26th day of August, A. D. 1929, it is ordered by the Court that hearing on settlement of statement of evidence in the above entitled cause be, and the same is hereby set for 10 o'clock A.M. September 5th, 1929.

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

NORTHERN

District of

OKLAHOMA

EQUITY SESSION

TULSA, OKLAHOMA.

MONDAY, AUGUST 26, 1929.

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

Johns Manville Corporation, Plaintiff,)

-vs-

National Tank Seal Company, Defendant.)
a corporation,

No. 405 - Equity.

O R D E R

It appearing to the court that the brief and memorandum of authorities which have been presented to the court on behalf of the plaintiff were furnished the court after the court entered orders extending on several occasions the time originally allowed the plaintiff in which to prepare and file such memorandum brief and list of authorities, and it now appearing to the court that the defendant should have an extension of time beyond the date August 13th, 1929, in which to present its memorandum brief and list of authorities, for good cause shown it is accordingly ordered that the defendant be and it is hereby granted twenty five (25) days extension of time from and after August 13, in which to present to the court a memorandum brief and list of authorities.

Dated this 26th day of August, 1929.

F. E. KENNAMER,
Judge.

ENDORSED: Filed Aug. 26, 1929.
H. P. Warfield, Clerk.

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

NORTHERN

District of

OKLAHOMA

EQUITY SESSION

TULSA, OKLAHOMA. TUESDAY, SEPTEMBER 3, 1929.

Court convened pursuant to adjournment Tuesday, September 3rd, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

SAM FORD,	Plaintiff,	}	No. 422 - Equity.
vs.			
PRAIRIE OIL & GAS COMPANY,	Defendants.	}	
ET AL,			

Now on this 3rd day of September, A. D. 1929, there came on for hearing the above entitled cause and at this time it is ordered by the Court that the administrator and heirs at law herein be granted fifteen (15) days to file petition to revive.

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

OIL WELL SUPPLY COMPANY, a corporation,	Plaintiff,	}	IN EQUITY NO. 452
-vs-			
CHAS. F. NOBLE, J. M. DUNCAN, NOB GASOLINE COMPANY, a corporation, THE CONTINENTAL SUPPLY COMPANY, a corporation, REPUBLIC SUPPLY COMPANY, a corporation, PICKERING LUMBER COMPANY, a corporation, THE FIRST NATIONAL BANK AND TRUST COMPANY OF TULSA, a corporation, and J. C. PINKERTON, Trustee for The First National Bank and Trust Company of Tulsa,	Defendants.	}	

D E C R E E

This cause came on to be heard on this, the 3d day of September, 1929, having previously been set for trial on this day. Plaintiff, Oil Well Supply Company appeared by its attorney, J. H. Parker; the defendant Continental Supply Company appeared by its attorney, E. W. Kellough and Garland Keeland; the defendant Pickering Lumber Company appeared by its attorneys Ahy & Tucker and Frank Settle; and the defendants The First National Bank and Trust Company of Tulsa and J. C. Pinkerton, Trustee, appeared by their attorneys, Poe & Lundy and B. C. Conner, and all parties appearing announced ready for trial.

Thereupon, the respective parties introduced their evidence and surrendered their notes sued on for cancellation and the Court, after hearing all of said evidence and the argument of counsel, finds that Chas. F. Noble, the Nob Gasoline Company and J. M. Duncan have been duly served with chancery subpoenas to appear in this case and have been served with copies of the answers and cross-petitions of each of the defendants more than twenty (20) days prior to this date; and finds that the plaintiff and the defendants Continental Supply Company, Pickering Lumber Company and The First National Bank and Trust Company of Tulsa are each entitled to recover from the defendant Chas. F. Noble the respective amounts set out in their petition and answers and that said amounts are liens upon the gasoline plant and properties described in said pleadings, except that the Continental Supply Company does not have any lien for its claim set out in its second count or cause of action in its cross-bill.

The Court finds that on the 14th day of December, 1927, the defendant Chas. F. Noble executed an assignment of all of his right, title and interest in and to said property hereinafter described in favor of the defendant Nob Gasoline Company and that said assignment was made without a fair and valuable consideration and was executed

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

57

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. TUESDAY, SEPTEMBER 3, 1929.

by the defendant Chas. F. Noble and received and accepted by the defendant Nob Gasoline Company for the purpose of defrauding the creditors of the defendant Chas. F. Noble and of defeating the claims and liens of the plaintiff and defendants Continental Supply Company and Pickering Lumber company and is therefore void and is ineffective to transfer or convey any right, title or interest in and to said property or any part thereof to the defendant Nob Gasoline Company and that the defendant Nob Gasoline Company has no right, title or interest therein.

The Court further finds that the defendant J. C. Finkerton, Trustee, in taking over said gasoline plant for the benefit of The First National Bank and Trust Company of Tulsa has held and managed said property for the best interest of the parties hereto and that his acts as such Trustee are hereby ratified and approved.

Thereupon, in open Court, the plaintiff and the defendants Continental Supply Company, Pickering Lumber Company and The First National Bank and Trust Company of Tulsa stipulated as to the priority of their respective liens, as follows:

That after the payment of the Court costs, exclusive of attorney fees, that their claims should be paid in the following order:

1. The expenses paid and contracted for by The First National Bank and Trust Company of Tulsa in connection with the repair of said gasoline plant and property, which up to and including the 30th day of April, 1929, amounted to Forty-one Thousand, Two Hundred Eighty Dollars and Sixty-eight Cents (\$41,280.68);
2. To pay eighty-five percent (85%) of the amounts due the Oil Well Supply Company, the Continental Supply Company and the Pickering Lumber Company on the principal amount of their respective claims, with interest at the rate of six percent (6%) per annum from the 15th day of July, 1929;
3. To pay eighty-five (85) percent of the principal amount due The First National Bank and Trust Company of Tulsa, based on its note and mortgage, with interest at six percent (6%) per annum from the 15th day of July, 1929;
4. To be pro rated on the respective balances due on the claims of the Oil Well Supply Company, the Continental Supply Company, the Pickering Lumber Company and The First National Bank and Trust Company of Tulsa, including attorney fees allowed in this proceeding.

Thereupon, upon consideration of the evidence and the stipulation of the parties, the Court finds and hereby ORDERS, ADJUDGES AND DECREES, that Chas. F. Noble is indebted:

- (a) To The First National Bank and Trust Company of Tulsa for money advanced by it or for which it is liable to pay for repairs and replacing the equipment of the gasoline plant and property hereafter described, up to and including the 30th day of April, 1929, the sum of Forty-one Thousand, Two Hundred Eighty Dollars and Sixty-eight Cents (\$41,280.68);
- (b) To the Oil Well Supply Company, the principal sum of Nine Thousand, Nine Hundred Eighty-eight Dollars and Forty-two cents (\$9,980.42), with \$1965.30 interest and One Thousand Dollars (\$1,000) attorney fees, or a total of \$12,953.72.
- (c) To the Continental Supply Company, the principal sum of Seventeen Thousand, Six Hundred Thirty-five Dollars and Eighty-seven cents (\$17,635.67), together with \$3039.45 interest and Seventeen Hundred Sixty-five Dollars (\$1765.00) attorney fees, or a total of \$22,440.32.

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

EQUITY SESSION
NORTHERN
DISTRICT OF OKLAHOMA
TULSA, OKLAHOMA. TUESDAY, SEPTEMBER 3, 1929.

District of
OKLAHOMA
TULSA, OKLAHOMA. TUESDAY, SEPTEMBER 3, 1929.

(d) To the Pickering Lumber Company, the principal sum of Five Thousand, Seven Hundred Ninety Dollars and Eighty cents (\$5,790.80), with Four Hundred Seventy-two Dollars and ninety cents (\$472.90) interest and Six Hundred Dollars attorney fees, or a total of Six Thousand, Eight Hundred Sixty-three Dollars and Seventy cents (\$6,863.70).

(e) To The First National Bank and Trust Company of Tulsa the principal sum of Ninety-six Thousand, Nine Hundred Eighty-nine Dollars and Eighty-seven cents (\$96,989.87) with Six Thousand Forty Dollars and Twenty-five cents (\$6040.25) interest and Nine Thousand, Nine Hundred Fifty-nine Dollars (\$9,959.00) attorney fees, or a total of One Hundred Twelve Thousand, Nine Hundred Eighty-nine Dollars and Twelve cents (\$112,989.12).

That each of the sums so found to be due are liens upon the following described property, situated in Creek County, in the State of Oklahoma, to-wit:

A certain surface lease executed by Margie Bear on the 30th day of July, 1926, and Howard Van Pelt, et al., on the 30th day of August, 1926, covering the following described property:

Beginning at a point 660 feet West of the Northeast Corner of the Northwest Quarter (NW $\frac{1}{4}$) of Section Nineteen (19), Township Fourteen (14) North, Range Ten (10) East; running thence West 660 feet; thence South 330 feet; thence East 660 feet; thence North 330 feet back to the place of beginning, containing five (5) acres, more or less, in Creek County, Oklahoma;

Together with the gasoline plant, buildings, dwellings, machinery, fixtures, equipment, pipes, pipe lines and telephone lines and all other personal property of every kind and character located thereon, or used in connection therewith and all appurtenances and appliances thereunto belonging, and all right-of-way agreements, casinghead gas contracts, and all rights, privileges and immunities and all gathering lines extending from said plant and used for the purpose of conveying casinghead gas to said plant; and all other property of every kind and character used in connection with said plant whether located on said property or not.

That the liens of the plaintiff Oil Well Supply Company and the defendants Continental Supply Company and Pickering Lumber Company are decreed to be valid, subsisting and enforceable mechanics' and materialmen's liens upon said property and every part thereof and duly acquired under and by virtue of the Statutes of the State of Oklahoma and are each of them on a parity with the other and prior and superior to the claim or claims of all other parties hereto, save and except as same may be affected by the stipulation entered into between the parties in open Court and above recited.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that if the respective amounts so found to be due the plaintiff and said defendants, together with interest, attorney fees and costs of this action, are not paid or caused to be paid by the defendant, Chas. F. Noble within five days from the entry of this decree, then John A. Denny, as Special Master, hereby appointed, after giving thirty (30) days notice by advertisement in some newspaper printed, regularly issued and having a general circulation in Creek County, State of Oklahoma once a week for four (4) successive weeks, will sell said gasoline plant and the property above described to the highest bidder for cash at public auction at the South Front Door of the Court House of Creek County, Oklahoma, in the City of Sapulpa, in bar and free of all right and equity of redemption of the defendants or any of them, or those claiming under them subsequent to the commencement of this action. Said Master will report said sale for confirmation or disaffirmance within sixty (60) days from the date of this decree.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. TUESDAY, SEPTEMBER 3, 1929.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, That the defendant Continental Supply Company have and recover of and from the defendant Chas. F. Noble, in addition to the amount found to be due it, as above provided, and on which it has a lien against the gasoline plant and other property above described, the sum of Twenty One Thousand four hundred eighty-eight and 65/100 Dollars, with interest amounting to \$2578.62, or a total of Twenty Four Thousand Sixty Seven and 27/100 Dollars, for which let execution issue.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, and with the consent of all parties appearing herein, that until sale of said gasoline plant is confirmed by the Court, or judgments paid, the same shall continue to be operated by J. C. Pinkerton, as Trustee, under the general supervision of the Independent Oil & Gas Company and he shall report within sixty (60) days from the date hereof his receipts and expenditures in connection with the operation of said gasoline plant subsequent to the 30th day of April, 1929.

F. E. JENNAMEN, Judge.

ENDORSED: Filed Sep. 3, 1929.
H. P. Warfield, Clerk.

G. K.
J. R. Foster,
Attorney for Plaintiff.

R. W. Kellough,
Attorneys for Continental Supply Company.

Aby & Tucker and Frank Settle,
Attorneys for Pickering Lumber Company.

B. C. Conner,
Attorneys for The First National Bank
and Trust Company of Tulsa and
J. C. Pinkerton, Trustee.

PATENT SPECIALTIES CORP., Plaintiff,
vs. No. 467 - Equity.
WILLIAMS BROS., INC., Defendant.

Now on this 3rd day of September, A. D. 1929, the above entitled cause comes on for hearing. Stipulation having been filed by the respective parties hereto asking that the defendants have fifteen (15) days additional time within which to file their answer herein, same is hereby approved by the Court.

DISTRICT COURT OF THE UNITED STATES
NORTHERN DISTRICT OF OKLAHOMA

Patent Specialties Corporation, Plaintiff,
vs. In Equity No. 467 E
Williams Brothers, Inc., Texas-
Empire Pipe Line Company, and
Harold C. Price, sole trader doing
business as the Welding Engineering
Company, Defendants.

STIPULATION

It is hereby stipulated by and between counsel for the respective parties to the above entitled suit that the defendants may have fifteen (15) days additional time within which to file their answer herein.

APPROVED: Sept. 3, 1929.
F. E. JENNAMEN, District Judge.
ENDORSED: Filed in Open Court

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

NORTHERN

District of

OKLAHOMA

EQUITY SESSION

TULSA, OKLAHOMA,

WEDNESDAY, SEPTEMBER 4, 1929.

Court convened pursuant to adjournment Wednesday, September 4th, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court. H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

THE FIRST NATIONAL BANK, TULSA, Plaintiff, }
Vs. } No. 39 - Equity.
NATIONAL HARDWOOD COMPANY, Defendant. }

Now on this 4th day of September, A. D. 1929, the above entitled cause came on for hearing and at this time it is ordered by the Court that same be passed to September 10th, 1929.

HARRIET HOSEY, ET AL, Plaintiffs, }
vs. } No. 238 - Equity.
JAMES A. CHAPMAN, ET AL, Defendants. }

Now on this 4th day of September, A. D. 1929, there came on for hearing motion of the Intervenor herein to offer further evidence. After being fully advised in the premises it is ordered by the Court that said motion be, and the same is hereby overruled.

A. D. WIDDOWS AND FRANK T. MCCOY, Plaintiffs, }
vs. } No. 264 - Equity.
JOHN H. DYKES, RECEIVER, Defendant. }

Now on this 4th day of September, A. D. 1929, the above entitled cause came on for hearing and at this time it is ordered by the Court that same be passed to September 6th, 1929.

SAPESA POLECAT, ET AL, Plaintiffs, }
vs. } No. 349 - Equity.
NORBE, ET AL, Defendants. }

Now on this 4th day of September, A. D. 1929, the above entitled cause came on for hearing and at this time it is ordered by the Court that same be passed to September 5th, 1929.

J. F. AYERS, ADMX., Plaintiff, }
vs. } No. 384 - Equity.
ROKANA PETROLEUM COMPANY, Defendant. }

Now on this 4th day of September, A. D. 1929, there came on for hearing motion to dismiss, which said motion is now and was previously by the Court overruled as heretofore shown on August 28th, 1929.

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

NORTHERN
EQUITY SESSION
DISTRICT OF OKLAHOMA

District of
TULSA, OKLAHOMA. WEDNESDAY, SEPTEMBER 4, 1929.

NOWATA OIL & REFINING COMPANY, Plaintiff,)
vs.) No. 439 - Equity.
H. R. MCGILL, Defendant.)

Now on this 4th day of September, A. D. 1929, the above entitled cause came on for hearing and at this time it is ordered by the Court that said cause be passed to September 7th, 1929, at 9:30 A. M.

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

Herma H. Logan and
Roy C. Logan, Plaintiffs,)
vs.) No. 446 in Equity.
The Tulsa Street Railway
Company, a corporation, et al.,)
Defendants.)

C O R D E R

Now on this 4th day of September, 1929, at a regular term of this court, come the defendants, Charles H. Bosler, Alfred Emanuel and C. Kline, as receiver of the Tulsa Street Railway Company, a corporation, and by leave of the court withdraw their motion to dismiss certain parts of the plaintiffs' bill, and the plaintiffs thereupon ask leave to amend their said bill.

IT IS THEREFORE ordered that plaintiffs be and they are hereby granted ten days in which to amend their bill herein, and the defendants are granted ten days thereafter in which to plead or twenty days in which to answer said amended bill.

F. E. KENNAMER,
United States Judge.

O. K.
Phil W. Davidson,
Attorney for Plaintiffs.

O. K.
Breckinridge & Bostick,
Attorneys for Defendants named.

ENDORSED: Filed Sep. 4, 1929.
H. P. Warfield, Clerk.

EASTMAN RICHARD, ET AL, Plaintiffs,)
vs.) No. 450 - Equity.
B. B. JONES, ET AL, Defendants.)

Now on this 4th day of September, A. D. 1929, the above entitled cause came on for hearing and at this time it is ordered by the Court that said cause be passed until September 5th, 1929.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA, WEDNESDAY, SEPTEMBER 4, 1929.

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

OIL WELL SUPPLY COMPANY, a corporation, Plaintiff,
vs.
Charles F. Noble, Osage Petroleum Corporation, a corporation, The Continental Supply Company, a corporation, Republic Supply Company, a corporation, Pickering Lumber Company, a corporation, The First National Bank and Trust Company, a corporation, J. M. Duncan and S. O. Noble, Defendants.)
In Equity
No. 453-E

ORDER CONFIRMING AND APPROVING RECEIVER'S SALE

Now on this the 4th day of September, 1929, same being a regular juridical day of the Special March 1929 term of said Court, the above entitled cause comes on regularly to be heard upon motion of Hiram B. Frederick, Receiver, to confirm receiver's sale of the following described property, to-wit:

The oil and gas leasehold estate, being a seven-eighths (7/8) working interest, as originally conveyed by instrument of lease entered into on the 19th day of January, 1924, by and between W. A. Stuart, a widower, and William M. Matthews and Pearl Matthews, his wife, lessors, and Chas. F. Noble, lessee, covering the Northeast One-Fourth (NE 1/4) of Northwest One-Fourth (NW 1/4) and North West One-Fourth (NW 1/4) of Southwest One-Fourth (SW 1/4) of Section Twenty (20), Township Fourteen North (14N) Range Ten East (10E), of the T. B. & K., in Creek County, Oklahoma; together with all oil and gas wells, machinery, equipment, tanks, buildings, and all personal property located thereon or used in connection with the operation or development of said oil and gas leasehold estate,

made by receiver on the 15th day of August, 1929, pursuant to the Order of this Court made and entered on the 12th day of July, 1929, all parties hereto appearing either in person or by counsel.

And thereupon the Court having heard the statements of the Receiver and the statements and arguments of counsel and the parties hereto, and being fully advised in the premises, finds:

That in pursuance to the order of this Court entered herein on the 12th day of July, A. D., 1929, directing receiver to offer for sale at public auction to the highest bidder therefor the hereinabove described personal property, the Receiver caused to be published once a week for four consecutive weeks in the County Democrat News, a weekly newspaper printed, issued and having general circulation in Creek County in the State of Oklahoma, notice of the time and place of holding such sale, said notice containing a complete description of the property to be sold and a statement of the terms and conditions of the sale, and appearing in the issues of said newspaper of July 18th, 25th, and August 1st and 8th, 1929.

The Court further finds that in accordance with said notice and with the order of this Court made and entered on the 12th day of July, 1929, Receiver did, on the 15th day of August, 1929, between the hours of 10:00 o'clock A. M., and 2:00 o'clock P. M., at the front door of the County Court House at Sapulpa, Creek County, Oklahoma, offer for sale, and after competitive bidding by divers persons, sold said property to F. S. Hall of Baxter Springs, Kansas, for the sum of Eleven Thousand Five Hundred and no/100 (\$11,500.00) Dollars, said bid being the highest and best bid offered for said property, and that the Receiver has collected from said F. S. Hall the sum of Eleven Hundred Fifty and no/100 (\$1150.00) Dollars, being ten (10) per cent of the amount bid and for which said property was sold, as required by the order authorizing and directing receiver to sell said property entered in this cause on July 12th, 1929.

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

NORTHERN

District of

OKLAHOMA

EQUITY SESSION

TULSA, OKLAHOMA. WEDNESDAY, SEPTEMBER 4, 1929.

The Court further finds that said sale was duly and regularly held and conducted in accordance with law and the orders of this Court and that the amount bid by the said F. S. Hall represents the fair and reasonable value of said property and that said sale should be in all things confirmed.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the sale of the property hereinabove described, made by Receiver to F. S. Hall on the 15th day of August, 1929, be, and the same is hereby in all things confirmed and approved and the Receiver is hereby ordered and directed to immediately collect from the said F. S. Hall the additional sum of \$4600.00 to be applied upon the price for which said property was sold to the said F. S. Hall, and upon receipt thereof, together with one promissory note of said purchaser for the sum of \$5750.00, being the balance due of the purchase price, and payable to the order of Receiver on or before the 15th day of November, 1929, and bearing interest at the rate of 6 per cent per annum and containing the usual clause for the payment of ten per cent attorney's fees, to execute and deliver to said F. S. Hall, the proper deed transferring and conveying to the said F. S. Hall all the right, title and interest of Charles F. Noble, S. O. Noble and Osage Petroleum Corporation, and all persons claiming or holding any interest therein by, through or under either of them, in and to the oil and gas leasehold estate hereinabove described, free and clear of any equity of redemption of said Charles F. Noble, S. O. Noble and Osage Petroleum Corporation, or either of them, and all persons claiming any right, title or interest therein by, through or under the said Charles F. Noble, S. O. Noble and Osage Petroleum Corporation or either of them.

It is further ordered that a lien upon said property and every part thereof be reserved therein in favor of the Receiver, to secure the balance of the purchase price thereof, to be evidenced by the note hereinabove described.

F. E. KENNAMER,
Judge of said Court.

ENDORSED: Filed Sep. 4, 1929.
H. P. Warfield, Clerk.

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

OIL WELL SUPPLY COMPANY, a
corporation, Plaintiff,

vs.

CHARLES F. NOBLE, OSAGE PETROLEUM CORPORATION,
a corporation, THE CONTINENTAL SUPPLY COMPANY,
a corporation, REPUBLIC SUPPLY COMPANY, a corpora-
tion, PICKERING LUMBER COMPANY, a corporation,
THE FIRST NATIONAL BANK AND TRUST COMPANY, a
corporation, J. M. DUNCAN, and S. O. NOBLE,
Defendants.

In Equity
No. 453-Equity.

O R D E R

Now on this the 4th day of September, 1929, the same being a regular juridical day of the March 1929 special term of said Court, this cause comes on regularly for hearing upon the separate motion of defendant, Osage Petroleum Corporation, to dismiss plaintiff's Bill of Complaint, plaintiff appearing by its attorney, J. H. Foster, and defendant, Osage Petroleum Corporation appearing by its attorneys Hal C. Thurman and Byrne K. Bowman.

And the Court having examined said motion and considered the same, and having heard the argument of counsel and being fully advised in the premises, is of the opinion that the motion should be overruled.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the separate motion of defendant, Osage Petroleum Corporation to dismiss

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

NORTHERN District of OKLAHOMA
 EQUITY SESSION TULSA, OKLAHOMA. WEDNESDAY, SEPTEMBER 4, 1929.

plaintiff's Bill of Complaint be, and the same is, hereby in all things overruled, to which ruling defendant, Osage Petroleum Corporation, excepts; and defendant, Osage Petroleum Corporation, is hereby given twenty (20) days from date hereof within which to answer in this cause.

F. E. KERNAMER,
 Judge of Said Court.

ENDORSED: Filed Sep. 5, 1929.
 H. P. Warfield, Clerk.

 WILLIAM BECK, Plaintiff, }
 vs. } In Equity No. 459.
 H. E. COBY, ET AL, Defendants. }

Now on this 4th day of September, A. D. 1929, there came on for hearing defendant's motion to dismiss. After being advised in the premises it is ordered by the Court that said motion be, and the same is hereby overruled, and defendant is given twenty (20) days within which to answer in said cause.

 P. K. FRENCH, Plaintiff, }
 vs. } No. 470 - Equity.
 GLADYS BELLE OIL COMPANY, Defendant. }

Now on this 4th day of September, A. D. 1929, there came on for hearing defendant's motion to dismiss. After being advised in the premises it is ordered by the Court that said motion be, and the same is hereby stricken from this assignment.

 P. K. FRENCH, Plaintiff, }
 vs. } No. 471 - Equity.
 MARQUETTE OIL COMPANY, Defendant. }

Now on this 4th day of September, A. D. 1929, there came on for hearing defendant's motion to dismiss. After being advised in the premises, and by agreement of counsel, it is ordered by the Court that said motion be stricken from this assignment pending settlement.

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

THE LORRAINE CORPORATION, Plaintiff, }
 a corporation, }
 -vs- } In Equity No. 470.
 PERCY D. HAMMER, ET AL, Defendants. }

O R D E R

On this 4th day of September, 1929, this cause came on to be heard upon the application of the plaintiff for a temporary injunction, pursuant to an order of this court setting said application for hearing upon this date, and upon agreement of counsel for the plaintiff and the defendant, Percy D. Hammer, and for good cause shown,

It is ORDERED that the application of plaintiff for a temporary injunction be, and the same is hereby continued to Friday,

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

EQUITY SESSION
NORTHERN DISTRICT OF OKLAHOMA

District of

OKLAHOMA

TULSA, OKLAHOMA. WEDNESDAY, SEPTEMBER 4, 1929.

September 13th, 1929, at 9:30 A. M., and that the defendant, Percy D. Hammer's motion be continued to said date.

It is further ORDERED that the restraining order entered herein, be and the same is continued in force and effect until the further order of this court.

F. E. KENNAMER,
District Judge.

ENDORSED: Filed Sep. 4, 1929.
H. P. Warfield, Clerk.

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

THE LORRAINE CORPORATION,)
a corporation, Plaintiff,)
vs.) In Equity No. 480.
PERCY D. HAMMER,)
Defendant.)

O R D E R

On this 4th day of September, 1929, this cause came on to be heard upon the application of the plaintiff for a temporary injunction, pursuant to an order of this court setting said application for hearing upon this date, and upon agreement of counsel for the respective parties hereto, and for good cause shown,

It is ORDERED that the application of plaintiff for a temporary injunction be, and the same is hereby continued to Friday, September 13th, 1929, at 9:30 A.M., and that the motion of the defendant be continued to said date.

It is further Ordered that the restraining order entered herein, be and the same is continued in force and effect until the further order of this court.

F. E. KENNAMER,
District Judge.

ENDORSED: Filed Sep. 4, 1929.
H. P. Warfield, Clerk.

DELAWARE CONSOLIDATED OIL COMPANY,)
Plaintiff,)
vs.) No. 481 - Equity.
MAX W. RANDALL, ET AL,)
Defendants.)

Now on this 4th day of September, A. D. 1929, the above entitled cause came on for hearing and at this time it is ordered by the Court that said cause be passed to September 7th, 1929.

J. C. HYNDS, TRUSTEE,)
Plaintiff,)
vs.) No. 482 - Equity.
DAVID FISHER,)
Defendant.)

Now on this 4th day of September, A. D. 1929, there came on for hearing motion to transfer said cause to Law Docket. Being advised in the premises, it is ordered by the Court that said be overruled and exceptions are allowed, and permission given plaintiff to file amended petition hereto and defendant twenty (20) days to answer.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. WEDNESDAY, SEPTEMBER 4, 1929.

J. C. HYNDS, TRUSTEE, Plaintiff,)
vs.) No. 483 - Equity.
SAM HANS, Defendant.)

Now on this 4th day of September, A. D. 1929, there came on for hearing motion to transfer said cause to the Law Docket. After being advised in the premises it is ordered by the Court that said motion be overruled. Permission is granted to file amendment to plaintiff's petition and the defendant herein is given twenty (20) days to answer.

THE SINGER MFG. COMPANY, Plaintiff,)
vs.) No. 491 - Equity.
J. A. WILLIAMS, Defendant.)

Now on this 4th day of September, A. D. 1929, there came on for hearing defendant's motion to dismiss said cause. After being advised in the premises it is ordered by the Court that said motion be overruled and the defendant herein is given twenty (20) days to answer.

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

NORTHERN
EQUITY SESSION
ESTABLISHED PURSUANT TO ACT OF 1885

District of OKLAHOMA
TULSA, OKLAHOMA. THURSDAY, SEPTEMBER 5, 1929.

Court convened pursuant to adjournment Thursday, September 5th, 1929.

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

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

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

Sapasa Polecat, William Polecat
and Jim Tiger, Plaintiff,

vs.

No. 340 - Equity

Norbe, the H. F. Wilcox Oil
& Gas Company, a Corp., and the
United States of America, Defendants.

D E C R E E

Now on this 5th day of September, 1929 this cause came on regularly for hearing on the motion of the defendant, H. F. Wilcox Oil and Gas Company, a Corporation and Lydia Warrior, widow of the defendant, Norbe, deceased; Ada Brown, Andrew Warrior, Catherine Warrior, Louis Warrior and Daniel Warrior, children and heirs at law of said defendant, Norbe, and the United States of America, to dismiss the amended petition of the plaintiff for want of sufficient facts.

The plaintiffs appear by their attorneys of record, Dawes and Kyle; the defendant, H. F. Wilcox Oil & Gas Company, a corporation appeared by its attorneys of record, Morace B. Clay and Davisson and Williams. The defendants, Lydia Warrior, Ada Brown, Andrew Warrior, Catherine Warrior, Louis Warrior and Daniel Warrior as heirs at law of the said Norbe, deceased appeared by their attorneys, Wilkinson and Smith, United States of America appear by Hon. Louis H. Stivers, Asst. U. S. Attorney.

Attached to said motion of H. F. Wilcox Oil and Gas Company to dismiss plaintiffs said/Amended Bill appear as an exhibit a certified copy of the following instruments or documents: Citizenship certificate pertaining to Polecat; Letters dated

9/25/03; 9/29/03; 11/12/03; 12/30/03; 1/4/04; 1/7/04;
1/26/04; 3/4/04; 3/23/04; 3/29/04; Plat;

and arbitrary application for allotment in lieu of allotment of land for Polecat, Creek No. 9123, the letters in the exhibit being the correspondence referred to in the petition as the correspondence beginning in 1903 between the Dawes Commission or the Commissioner to the Five Civilized Tribes, the Commissioner of Indian affairs and the Secretary of the Interior relative to the alleged right and status of Polecat, a Creek citizen enrolled opposite roll No. 9123 to hold and maintain his rights, if any and his allotment if any, as such citizen of the Creek Nation because of fact that he had been enrolled as a member of the absentee band of Shawnee Indians and because he had received an allotment of land of and among said absentee band of Shawnee Indians.

Plaintiffs moved to strike from said motion said letter of November 12, 1903 upon the ground and for the reason that same is not a part of the exhibits attached to plaintiffs' said bill and for reason that said letter presents a triable issue of fact and is not evidentially conclusive of the allegations of said motions that the said Polecat had voluntarily relinquished his said Creek allotment which motion of plaintiffs to strike said motion is over-ruled, to which ruling of the Court plaintiffs excepted and permitted said instruments, and particularly the said letter of November 12, 1903 to remain a part of said motion to dismiss and said instruments and documents were made a part of said motion to dismiss, to all of which said plaintiffs excepted.

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

NORTHERN
EQUITY SECTION

District of

OKLAHOMA

TULSA, OKLAHOMA. THURSDAY, SEPTEMBER 5, 1929.

IT IS ORDERED that said motions be, and each of them is hereby sustained.

And thereupon the plaintiffs ask for further time to file an amended bill in equity in compliance with the order heretofore made on April 1, 1929;

It is therefore ordered that plaintiffs have fifteen days from this day within which to comply with the order heretofore made on April 1, 1929, by filing an amended bill in equity in this cause.

It is further ordered that the defendants have ten days thereafter to plead, or twenty days thereafter to answer the same.

F. E. KENNAMER,
District Judge.

O. K.
J. S. Severson,

ENDORSED: Filed Sep. 5, 1929.
H. P. Warfield, Clerk.

Court adjourned until Sept. 6, 1929.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. FRIDAY, SEPTEMBER 6, 1929.

Court convened pursuant to adjournment Friday, September 6th, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

A. M. Widdows and Frank T. McCoy, a co-partnership, doing business under the firm name and style of Widdows & McCoy, Complainants,
Vs. No. 264 - Equity.
Harwood Keaton, Receiver of the First National Bank of Barnsdall, Oklahoma, a Corporation, Defendant.

ORDER

Now, on this 6th day of September, 1929, this cause came on for hearing upon the motion to strike the original cross-bill and amendment to answer to cross-bill of defendant, and there appeared Frank T. McCoy, attorney for plaintiffs and Robt. B. Keenan, attorney for defendant. The court, being fully advised in the premises, finds that the motion should be overruled, and it is therefore, so ordered, and plaintiffs are allowed an exception; and, upon proper request, plaintiffs are allowed twenty (20) days from this date in which to file reply.

F. E. KENNAMER, Judge.

ENDORSED: Filed Sep. 6, 1929.
H. P. Warfield, Clerk.

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

THE LORRAINE CORPORATION, a corporation, Plaintiff,
-vs- In Equity - No. 479.
PERCY D. HAMMER, ET AL, Defendants.

ORDER GRANTING MOTION FOR CONTEMPT

Upon motion of plaintiff, it is ORDERED that a rule be issued on the defendant, Percy D. Hammer, to appear before this court at 9:30 o'clock, A. M., on Friday, the 13th day of September, 1929, to show cause why he should not be committed for contempt for violation of the restraining order heretofore entered and issued in this cause, and which is still in force and effect.

Dated at Tulsa, Oklahoma, this 6th day of September, 1929.

F. E. KENNAMER, District Judge.

ENDORSED: Filed Sep. 6, 1929.
H. P. Warfield, Clerk.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. FRIDAY, SEPTEMBER 6, 1929.

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

THE LORRAINE CORPORATION,
a corporation, Plaintiff.

-vs-

PERCY D. HAMMER, H & P.
SPECIALTY COMPANY, JOHNSTON
MANUFACTURING COMPANY, a
corporation, JACK R. JOHNSTON,
C. A. CONWELL, JOHN ANDERSON,
doing business as TULSA PATTERNS
WORKS, CHESTER A. MATHEY AND
FRANK H. MATHEY, a co-partner-
ship, doing business as MATHEY
MACHINE SHOP, and BIG FOUR
FOUNDRY COMPANY, a corporation,
Defendants.

IN EQUITY NO. 479.

O R D E R

On this 12th day of July, A. D., 1929, this cause coming on to be heard upon the application of the plaintiff for a temporary injunction, pursuant to an order of this court setting said application for hearing upon this date, and it appearing that all of the defendants above named had not been served with process, and for good cause shown,

It is ORDERED, That the application of plaintiff for a temporary injunction be, and the same is hereby continued to Tuesday, September 3d, 1929, at 9:30 o'clock A. M.

It is further ORDERED, That the restraining order entered herein, be and the same is continued in force and effect until the further order of this court.

T. E. KENNAMER,
District Judge.

ENDORSED: Filed Sep. 6, 1929.
H. P. Warfield, Clerk.

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

THE LORRAINE CORPORATION,
a corporation, Plaintiff,

-vs-

PERCY D. HAMMER, Defendant.

IN EQUITY NO. 480.

O R D E R

On this 12th day of July, A. D., 1929, this cause came on to be heard upon the application of the plaintiff for a temporary injunction, pursuant to an order of this court setting said application for hearing upon this date, and it appearing to the court that the defendant above named had not been served with process, and for good cause shown,

It is ORDERED that the application of plaintiff for a temporary injunction be, and the same is hereby continued to Tuesday, September 3d, 1929, at 9:30 o'clock A. M.

It is further ORDERED that the restraining order entered herein, be and the same is continued in force and effect until the further order of this court.

F. E. KENNAMER,
District Judge.

ENDORSED: Filed Sep. 6, 1929.
H. P. Warfield, Clerk.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. FRIDAY, SEPTEMBER 6, 1929.

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

THE LORRAINE CORPORATION, a corporation, Plaintiff, }
-vs- } IN EQUITY NO. 480.
PERCY D. HAMMER, ET AL, Defendants. }

RULE TO SHOW CAUSE

THE PRESIDENT OF THE UNITED STATES OF AMERICA TO PERCY D. HAMMER:

You are hereby cited and admonished to appear before the District Court of the United States within and for the Northern District of Oklahoma, at Tulsa, Oklahoma, on Friday, the 13th day of September, 1929, at 9:30 o'clock, A. M., and show cause, if any you have, why the said Percy D. Hammer, should not be attached for contempt of court in failing to obey the restraining order heretofore allowed and issued by the said court and served upon you.

It is ordered that the marshal of this district make legal service, and due return of this rule, on or before the appearance day above noted.

WITNESS, the Honorable Franklin E. Kennamer, District Judge of the United States, this 6th day of September, A. D., 1929.

F. E. KENNAMER, District Judge.

ENDORSED: Filed Sep. 6, 1929.
H. P. Warfield, Clerk.

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

United States of America, Plaintiff,)
-vs-) No. 488 Equity.
Ralph Hughes, et al., Defendants. }

O R D E R

On this 6 day of September, 1929, it appearing to the court that in the temporary restraining order issued July 31, 1929, it was inadvertently stated that the defendant Homer Odell appeared in open court and agreed that a temporary restraining order might issue, whereas said defendant did not make a general appearance, but were only present informally for the purpose of advising the Court that his attorney looking after the matter at the time was absent from the State and had wired for a continuance. It further appearing that said temporary restraining order is not clear, or does not clearly show whether it intends to restrain the defendants from proceeding against all Osage Indians, or just restricted Indians, or accepting money voluntarily offered the Treasurer in payment of taxes.

IT IS THEREFORE ORDERED, that the part of said restraining order purporting to recite an appearance and agreement by Homer Odell be stricken, and that the other part be corrected to show that the defendants are only restrained from proceeding against restricted Osage Indians, and that the Treasurer is not restrained from accepting taxes voluntarily paid.

And thereafter the court considered the defendants challenge to the jurisdiction, and being duly advised in the premises, it is ordered that said challenge to the jurisdiction, be, and it is hereby overruled and exceptions allowed the defendants, and each of them.

F. E. KENNAMER, District Judge.

ENDORSED: Filed In Open Court
Sep. 6, 1929
H. P. Warfield, Clerk.

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

NORTHERN

District of

OKLAHOMA

EQUITY SESSION

TULSA, OKLAHOMA.

SATURDAY, SEPTEMBER 7, 1929.

Court convened pursuant to adjournment Saturday, September 7th, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

UNITED STATES OF AMERICA, Plaintiff,)
vs.) No. 342 Equity.
GENEVRA OIL COMPANY, Defendant.)
A CORPORATION,

ORDER OVERRULING MOTION TO DISMISS.

Now on this 7th day of September, 1929, there coming on for hearing the motion of defendant, Genevra Oil Company, a corporation, to dismiss the plaintiff's Bill of Complaint, and briefs having theretofore been submitted to the Court, and by it considered, and the Court finding that said motion should be overruled;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that said motion to dismiss plaintiff's Bill of Complaint be, and hereby is overruled. That the defendant, Genevra Oil Company, objects and excepts, and such exceptions were duly allowed, and said defendant given thirty days from this date in which to answer.

F. E. KENNAMER,
Judge.

ENDORSED: Filed Sep. 7, 1929.
H. P. Warfield, Clerk.

NOWATA OIL & REFINING COMPANY, Plaintiff,)
vs.) No. 439 - Equity.
H. B. MCGILL, Defendant.)

Now on this 7th day of September, A. D. 1929, there came on for hearing defendant's motion to dismiss in the above entitled cause. After being advised in the premises it is ordered by the Court that said motion be, and the same is hereby overruled, exceptions are allowed, and the defendant given twenty (20) days to answer.

DELAWARE CONSOLIDATED OIL COMPANY, Plaintiff,)
vs.) No. 461 - Equity.
MAX W. RANDALL, ET AL, Defendants.)

Now on this 7th day of September, A. D. 1929, there came on for hearing defendant's motion to dismiss in the above entitled cause. After being advised in the premises it is ordered by the Court that said cause be continued for hearing the last of next week and for decision in the matter.

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

NORTHERN
EQUITY SESSION

District of
TULSA, OKLAHOMA.

OKLAHOMA
MONDAY, SEPTEMBER 9, 1929.

Court convened pursuant to adjournment Monday, September 9th, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

CENTRAL COAL & COKE COMPANY,
ET AL, Plaintiff. }

vs. }

No. 484 - Equity.

MACK CARSELOWEY, ET AL, Defendants. }

Now on this 9th day of September, A. D. 1929, there came on for hearing motion to strike in the above entitled cause. And at this time said motion is taken under advisement by the Court.

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

CLIFFORD C. JONES, R. BRYSON JONES,
CAREY JONES, MORTON T. JONES, R. L.
STEWART, MOULTON GREENE, JAMES R.
SYDNOR and G. W. KERDOLFF, composing
the firm of R. B. JONES AND SONS, a
co-partnership, Plaintiffs, }

No. 496 Equity.

vs.

UNITED IRON WORKS, INC., Defendant. }

ORDER APPOINTING RECEIVER

Upon reading and filing the verified bill of complaint in this cause, together with the affidavit and exhibits in support thereof, and on motion of counsel for plaintiff, it appearing to the Court that the defendant will make no resistance to the appointment of a receiver, and has waived notice of the application for a receiver, and that John S. Farrington has been appointed receiver of the defendant Company by the United States District Court for the Western Division of the Western District of Missouri, and the Court finding that the business and affairs of the defendant Company are in such condition as to require the immediate appointment of a receiver,

IT IS HEREBY ORDERED by the Court that John S. Farrington, of Springfield, Missouri, be and is hereby appointed Receiver of this Court of all and singular the property of defendant, United Iron Works, Inc., of every description and all monies, claims in action, credits, bonds, stocks, leasehold interests, or operating contracts, and all other assets of every kind, and all other property, real, personal or mixed, held or possessed by said Company, to have and to hold the same as an officer of and under the orders and direction of this Court.

The said Receiver is hereby authorized and directed to take immediate possession of all and singular the property, above described, and to continue the business of said Company.

IT IS HEREBY ORDERED that the Receiver shall immediately insure the property and take all steps necessary to preserve the property in every way possible.

IT IS FURTHER ORDERED that the Receiver is hereby empowered to employ such necessary help and labor and employees as shall be required to carry on the business of said Company, and shall also employ necessary legal counsel in the operation and management of said business.

IT IS FURTHER ORDERED that each and every of the officers, directors, agents and employees of said Company are hereby required and commanded forthwith, upon demand of said Receiver, to turn over and de-

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

NORTHERN

District of

OKLAHOMA

EQUITY SESSION

TULSA, OKLAHOMA.

MONDAY, SEPTEMBER 9, 1929.

liver to him all books, papers, money, deeds, property, or vouchers for the property under their control, and are hereby directed immediately to execute and deliver to said Receiver deeds to all real estate now owned or possessed by said Company, and transfers and assignments of all its property, including all property and assets of every kind and nature belonging to said Company.

Said Receiver is hereby fully authorized to institute and prosecute all such suits as he may deem necessary and to defend all such actions instituted against him as such Receiver, or against said Company, and also to appear in and conduct the prosecution or defense of any suit now pending, or which may be brought against said Company, or against him as Receiver.

The said Receiver is hereby authorized and directed out of the monies coming into his hands to pay and discharge all amounts due to the employees upon the current pay-roll.

Said Receiver is required to file with the Clerk of this Court, within ten (10) days from this date, a proper bond, the securities to be approved by the Clerk of this Court, and in the penal sum of Five Thousand Dollars.

All creditors of said defendant, United Iron Works, Inc., are hereby enjoined from in any way intermeddling with the property hereby directed to be turned over to said Receiver, and all officers, directors and agents of said Company are hereby enjoined from interfering with or disposing of said property of said Company in any way except to transfer, convey and turn over the same to said Receiver.

DONE at Tulsa, Oklahoma, this 9th day of September, 1929.

V. E. KENNAMER,
District Judge.

Said Receiver has this day appeared in Court and accepts the appointment.

John S. Farrington.

ENDORSED: Filed Sep. 9, 1929.
H. I. Warfield, Clerk.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. WEDNESDAY, SEPTEMBER 11, 1929.

Court convened pursuant to adjournment Wednesday, September 11th, 1929.

Present: Hon. F. E. Kemmer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

Arthur Stinnett,	Plaintiff,	} No. 497 - In Equity.
vs.		
The Dumarks Mining Corporation,	Defendant..)	

ORDER APPOINTING TEMPORARY RECEIVER

And now on this 4 day of September 1929, this cause came on to be heard upon the verified Bill of Complaint filed on said date and upon the application, contained therein, for the appointment of a receiver, and after considering said complaint and said application and after hearing attorney for complainant, and after due deliberation, and being fully advised in the premises, the Court finds that said application should be allowed, and that a temporary receiver should forthwith be appointed for the property of the defendant for the preservation of the same and for the protection of the creditors and stockholders of said defendant.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that W. G. Stevens of Ottawa County, Oklahoma, be and he is hereby appointed temporary Receiver of the defendant, The Dumarks Mining Corporation, and of all the property of the said defendant, real, personal and mixed of whatsoever kind and description and wheresoever situated, including all mines and mining leases, mills, machinery and equipment, offices, shops, and all buildings and appurtenances of every kind, and equipment, tools, furniture, fixtures, materials and supplies, books of account, records and other books, papers and accounts, cash in bank, on deposit and in hand, money debts, things in action, credits, stocks, bonds, securities, deeds, leases, contracts, muniments of title, bills receivable, rents, issues, profits and income accruing and to accrue, as well as all interest, easements, privileges and franchises and all assets of every kind; and that the said receiver be, and he is hereby authorized and directed to immediately take possession of the same and to run, manage and operate said properties, mines, leases and equipment in such manner as will in his judgment produce the most satisfactory results for the protection of said properties, the creditors and stockholders, and that the duties obligatory upon the defendant be in all respects discharged, and to exercise the authority and franchises of the defendant, and to protect and preserve the said properties in proper condition and repair, and protect the title and possession, and secure and develop the business of the same, and in his discretion to employ and discharge and fix the compensation of all officers, attorneys, managers, superintendents, agents and employees, and to make such payments and disbursements as may be necessary, needful and proper in so doing; that said receiver be and he hereby is authorized to collect the rents, income, tolls, and profits of said defendant and its properties, and to make appropriate payments therefrom on account of accruing rents and other necessary charges, and he shall have the power to redeem any and all securities of the defendant now pledged as security on loans of money, and shall have power to borrow money, if needful in his judgment, in order to comply with the directions herein, and also, so far as may be needful to pay off current necessities for labor and supplies, but for no other purpose without the further order of this Court; and said Receiver is hereby fully authorized and empowered to institute and prosecute such suits as may be necessary in his judgment for the proper protection of the property, the collection of the assets of the defendant, and the trust hereby imposed in him; and likewise to defend all actions instituted against him as receiver, and also to appear in and conduct the prose-

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

NORTHERN

District of

OKLAHOMA

EQUITY SESSION

TULSA, OKLAHOMA. WEDNESDAY, SEPTEMBER 11, 1929.

oution or defense of any suits now pending in any court against the defendant, the prosecution and defense of which will, in the judgment of said receiver, be necessary for the proper protection of the property placed in his charge, or the interests and rights of creditors connected therewith; and the receiver is hereby authorized, in his discretion, from time to time, out of the funds coming into his hands as receiver, to pay the expenses of operating the said properties and executing his trust, and all taxes and assessments upon the said properties or any part thereof, and all such rentals and royalties and installments as may fall or become due for the use of same, and any and all installments and payments which are or may become due on any securities or liens against said properties; and also to pay and discharge all claims arising from the previous operation of said properties as in his judgment on examination are proper to be paid as expenses of operation and the current and unpaid payrolls and vouchers and supply accounts incurred in the operation of said properties within four months prior hereto.

The said receiver is hereby required to open proper books of account wherein shall be stated the earnings, expenses, receipts and disbursements of his said trust, and preserve proper vouchers for all payments by him made on account thereof.

And it is further ordered that the bond of said receiver in the sum of \$5000, conditioned that he will well and truly perform the duties of his office and duly account for all monies or property which may come into his hands as such receiver and abide by and perform all things which he shall be directed to do, with sufficient sureties, to be approved by the Judge of this Court, be forthwith filed in the office of the Clerk of this Court.

And it is further ordered that each and every of the officers, directors, agents and employees of the defendant, the said Dumarks Mining Corporation, and all other persons whomsoever, be and they are hereby commanded and required to forthwith, upon demand of said receiver or his duly authorized agent, to turn over and deliver to said receiver or his duly authorized agent or representative, any and all books of account, vouchers, papers, deeds, leases, contracts, bills, notes, accounts, moneys or other property in his or their hands or under his or their control, and each of said directors, officers, agents and employees is hereby commanded and required to obey and perform such orders as may be given to them from time to time by the said receiver or his duly constituted representative in conducting the operation of said properties and in discharging his duties as Receiver.

And the defendant, the said Dumarks Mining Corporation, and its officers, directors, agents and employees, and all other persons claiming to act by, through or under the defendant and all other persons whomsoever are hereby enjoined from interfering in any way whatsoever with the possession or management of any part of the property over which the Receiver is hereby appointed, or interfering in any way to prevent the discharge of his duties or his operating said property, and any party in interest may apply for further directions.

And it is further ordered that the parties hereto show cause, if any, before this Court at the United States Post Office Building in the City of Tulsa, Oklahoma, on the 1st day of Oct. 1929, at two o'clock in the afternoon, why the said receivership should not be continued during the pendency of this litigation and suit and upon the hearing thereon any other creditor or stockholder of the defendant or other party in interest may be heard.

Dated: Tulsa, Oklahoma. September 4, 1929.

F. E. KENNAMER,
United States District Judge.

ENDORSED: Filed Sep. 11, 1929.
H. P. Warfield, Clerk.

Court adjourned until September 12, 1929.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. THURSDAY, SEPTEMBER 12, 1929.

Court convened pursuant to adjournment Thursday, September 12th, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

THE OSAGE OIL AND REFINING COMPANY, Plaintiff,
vs.
MAMIE AXELROD, CONTINENTAL OIL COMPANY, et al, Defendants.
No. 222 - Equity.

PETITION FOR APPEAL

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

The above named plaintiff, The Osage Oil and Refining Company, feeling itself aggrieved by the order and decree made and entered in this cause on June 24, 1929 in favor of defendant, Continental Oil Company, does hereby appeal from said order and decree to the Circuit Court of Appeals for the Tenth Circuit for the reasons specified in the assignment of errors, which is filed herewith, and plaintiff prays that its appeal be allowed and that citation issue as provided by law, and that a transcript of the record, proceedings and documents upon which said order and decree was made, duly authenticated, be made and sent to the United States Circuit Court of Appeals for the Tenth Circuit sitting at Denver, in the State of Colorado.

And your petitioner further prays that the proper order touching security for cost required of it to perfect its appeal be made.

F. E. WHITEHEAD,
Solicitor for Plaintiff.

The above petition for appeal is granted and appeal allowed upon plaintiff's giving bond, condition as required by law, in the sum of \$500.00.

F. E. KENNAMER,
District Judge, Northern District
of Oklahoma.

ENDORSED: Filed Sep. 12, 1929.
H. P. Warfield, Clerk.

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

THE OSAGE OIL AND REFINING COMPANY, et al, Plaintiffs,
vs.
MULBER OIL COMPANY, et al, Defendants.
No. 224 - Equity.

PETITION FOR APPEAL

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

The plaintiffs, The Osage Oil and Refining Company and Edward E. Aldridge, Trustee, feeling themselves aggrieved by the decree made and entered in this cause on June 15, 1929 in favor of defendants, Mulber Oil Company and Elm Oil Company, do hereby appeal from said

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

NORTHERN
EQUITY SESSION

District of

OKLAHOMA

TULSA, OKLAHOMA. THURSDAY, SEPTEMBER 12, 1929.

decree to the Circuit Court of Appeals for the Tenth Circuit, for the reasons specified in the assignment of errors, which is filed herewith, and plaintiffs pray that their appeal be allowed and that citation issue as provided by law, and that a transcript of the record, proceedings and documents upon which said decree was made, duly authenticated, be made and sent to the United States Circuit Court of Appeals for the Tenth Circuit sitting at Denver, in the State of Colorado.

And your petitioners further pray that the proper order touching security for cost required of them to perfect their appeal be made.

J. E. WHITEHEAD,
Solicitor for Plaintiff.

The above petition for appeal is granted and the appeal allowed upon plaintiffs' giving bond, condition as required by law, in the sum of \$500.00.

F. E. KENNAKER,
District Judge, Northern District
of Oklahoma.

ENDORSED: Filed Sep. 12, 1929.
H. P. Warfield, Clerk.

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

J. F. Ayers, Administrator,
et al, Plaintiffs, }

-vs-

Donald Prentice, Administrator,
et al, Defendants. }

No. 384 - Equity.

ORDER REMANDING CAUSE

THIS CAUSE coming on to be heard this 12 day of September 1929, on the motion of the plaintiff to remand this cause to the District Court of Creek County, Oklahoma, and counsel for the respective parties have been heard, the same having been duly considered by the court, it is ordered that said motion be, and the same is hereby granted and the cause is hereby remanded to the District Court of Creek County, Oklahoma.

F. E. KENNAKER,
District Judge of the U. S. Court
or the Northern District of
Oklahoma.

ENDORSED: Filed In Open Court
Sep. 12, 1929
H. P. Warfield, Clerk.

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

NORTHERN

District of

OKLAHOMA

EQUITY SESSION

TULSA, OKLAHOMA.

THURSDAY,

SEPTEMBER 12, 1929.

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

James J. Mars, Executor of the estate of
Lusanna Brink, deceased, Katie Robedeaux,
Lizzie Gibbs nee Brink, R. L. Wilkenson,
Eugene B. Smith and John T. Smith, Plaintiffs,

vs.

D. A. McDougal, L. O. Lytle, Ada Jack, Ada
Jack Guardian of Melinda Jack, a minor,
E. B. Hughes, Guardian ad litem of Melinda
Jack, a minor, Joseph Bruner, administrator
of the estate of Lolly Jack, deceased, W. V.
Fryor, C. B. Rockwood, H. U. Bartlett, J.
Garfield Buell and Ethel E. Buell, Defendants.

No. 403 - Equity.

ORDER APPROVING NARRATIVE STATEMENT
OF EVIDENCE

It appearing that plaintiffs duly lodged in due time their narrative statement of the evidence herein, and that notice of such lodgment and of the proposed settlement thereof was duly given to the solicitors for the defendants, and said narrative statement having been redrafted to meet certain exceptions of solicitors for the defendants, and that said redrafted narrative statement is now satisfactory to solicitors for all defendants; and it appearing that said redrafted statement is true, complete and properly prepared; and it further appearing that the decree in cause No. 4233 is set out in the evidence herein and should be omitted in the record as an Exhibit to the answer of D. A. McDougal et al.

IT IS THEREFORE ordered that said redrafted narrative statement be and is hereby settled and allowed as true, complete and correct statement of the evidence introduced in said cause and reduced to a narrative form. It is further ordered that the decree in cause No. 4233 plead as an Exhibit to the answer of D. A. McDougal et al be omitted from the record to prevent a duplication in said record.

Dated this 12th day of September, 1929.

F. E. BUNNELLER,
District Judge.

ENDORSED: Filed Sep. 12, 1929.
H. P. Warfield, Clerk.

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

NORTHERN District of OKLAHOMA

EQUITY SESSION TULSA, Oklahoma. MONDAY, SEPTEMBER 16, 1929.

Court convened pursuant to adjournment Monday, September 16th, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

DELAWARE CONSOLIDATED OIL Co., Plaintiff,)
vs.) No. 481 - Equity.
MAX W. RANDALL, ET AL, Defendant.)

Now on this 16th day of September, A. D. 1929, there came on for hearing motion to dismiss in the above entitled cause. After being advised in the premises and due consideration it is ordered by the Court that said motion be sustained and exceptions are allowed.

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

GENERAL CLERK 1920 EDITION DISTRICT OF OKLAHOMA
TULSA, OKLAHOMA. TUESDAY, SEPTEMBER 17, 1929.

On this 17th day of September, A. D. 1929, court convened pursuant to adjournment.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

CLIFFORD C. JONES, et al., Plaintiffs,)
vs.) No. 496 - Equity.
UNITED IRON WORKS, INC., Defendant.)

ORDER AUTHORIZING CONTINUED PART PERFORMANCE OF
CONTRACT WITH MANUFACTURERS' FINANCE COMPANY

On this 17th day of September, 1929, this matter coming on to be heard upon the petition of John S. Farrington, Ancillary Receiver for defendant United Iron Works, Inc., for an order authorizing and empowering him to continue the performance of a certain contract dated May 1st, 1927, between the defendant, United Iron Works, Inc., and Manufacturers' Finance Company, in so far as the collection of accounts receivable due defendant and heretofore assigned to Manufacturers' Finance Company are concerned, and not otherwise, and upon consideration of said petition,

IT IS ORDERED that John S. Farrington, as Ancillary Receiver for defendant United Iron Works, Inc., be and he is hereby authorized and empowered to carry out and perform the aforesaid contract with Manufacturers' Finance Company in so far as the collection of accounts thereunder assigned and pledged to Manufacturers' Finance Company by United Iron Works, Inc., prior to this date, are concerned, and to forward and remit to Manufacturers' Finance Company the amounts so collected by said Ancillary Receiver upon said accounts assigned and pledged to it, agreeable with the terms and provisions of the aforesaid contract.

IT IS FURTHER ORDERED that nothing herein contained shall be construed as authorizing the adoption of said contract by said Ancillary Receiver or as obligating said Ancillary Receiver in respect to performance thereof, otherwise than as herein stated and set forth.

F. E. KENNAMER,
District Judge.

RECORDED: Filed Sep. 17, 1929.
H. P. Warfield, Clerk.

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

CLIFFORD C. JONES, et al., Plaintiffs,)
vs.) No. 496 Equity
UNITED IRON WORKS, INC., Defendant.)

ORDER DESIGNATING TEMPORARY DEPOSITORY AND AUTHORIZING
ANCILLARY RECEIVER TO MAINTAIN PAY ROLL AND
REVOLVING FUND

On this 17th day of September, 1929, there came on to be heard the petition of John S. Farrington, Ancillary Receiver for defendant in the above entitled cause for order authorizing him to deposit funds in his hands and within the jurisdiction of this court in The First National Bank and Trust Company of Tulsa, at Tulsa, Oklahoma,

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. TUESDAY, SEPTEMBER 17, 1929.

until further order of the court, and for authority to designate depositories in the cities in which plants of defendant are located, and to cause funds in his possession to be kept and maintained at such depositories in said cities for the purpose of meeting labor, pay roll, freight charges, express charges, and other similar items in regular course of business, and the court being advised in the premises,

IT IS ORDERED that said Ancillary Receiver be and he is hereby authorized and empowered, temporarily and until the further order of this court, to deposit funds in his possession as Ancillary Receiver, with The First National Bank and Trust Company of Tulsa, at Tulsa, Oklahoma.

IT IS FURTHER ORDERED that said Ancillary Receiver be and he is hereby authorized and empowered to transmit from this jurisdiction to such depositories as may be designated by him at Independence, Kansas; Pittsburg, Kansas; Springfield, Missouri, and Okmulgee, Oklahoma, such funds as in his judgment are proper and necessary, ther to be kept and used for the purpose of paying labor pay rolls, freight and express charges and other classes of expense necessary to be paid promptly and in the ordinary and usual course of business.

IT IS FURTHER ORDERED that said Ancillary Receiver be and he is hereby authorized to designate such proper person in his employ at the manufacturing plants of defendant in the aforesaid cities, and each of them, to draw checks upon and make disbursements from a revolving and pay roll fund to be established by Receiver under the provisions hereof.

F. E. KENNAMER,
District Judge.

ENDORSED: Filed Sep. 17, 1929.
H. P. Warfield, Clerk.

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

CLIFFORD C. JONES, et al., Plaintiffs,)
vs.) No. 496 - Equity.
UNITED IRON WORKS, INC., Defendant.)

ORDER AUTHORIZING RECEIVER TO SUBSTITUTE
PURCHASE ORDERS

On this 17th day of September, 1929, this matter coming on to be heard on the petition of John C. Farrington, Ancillary Receiver for the defendant herein, for an order authorizing him to substitute Receiver's purchase orders for purchase orders heretofore issued by United Iron Works, Inc., covering materials and supplies not yet filled by sellers of materials and supplies covered by said orders, and it having been made to appear to the court that it is necessary that such materials and supplies should be shipped to receiver and by him used in carrying on the business of said defendant corporation,

IT IS THEREFORE ORDERED that said Ancillary Receiver be and he is hereby authorized and empowered to substitute Receiver's purchase orders for purchase orders of United Iron Works, Inc., heretofore issued and delivered to sellers of necessary materials and supplies which are as yet unfilled and are needed by said Ancillary Receiver in the conduct of the business of said defendant corporation.

F. E. KENNAMER,
District Judge.

ENDORSED: Filed Sep. 17, 1929.
H. P. Warfield, Clerk.

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

SECURITY SERVICE
78518

RECEIVED

District of

OILACOLA

TULSA, OKLAHOMA. WEDNESDAY, SEPTEMBER 18, 1929.

Court convened pursuant to adjournment Wednesday, September 18th, 1929.

Present: Hon. F. E. Kenamer, Judge, U. S. Dist. Court.
M. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

Arthur Stinnett, Plaintiff,)
vs.) No. 497 In Equity.
THE BUXTER SPRINGS BANK,)
Defendant.)

O R D E R

Now then on this 18 day of September 1929, the above en-
titled cause comes regularly on for hearing on the application of the
Receiver for an order to turn over property and after hearing said
application, and considering the same, and being fully advised in the
premises, the Court finds that said application should be allowed.

It is therefore, ordered by the Court that the Baxter State
Bank of Baxter Springs, Kansas, be and it is hereby authorized, direct-
ed and commanded to turn over to the Receiver, E. G. Stevens, all
money which it may have in its possession or under its control which
belongs to the defendant, The Buxters Mining Corporation, or to any
of the stockholders of said defendant, and that said money be so de-
livered upon demand of said Receiver.

F. E. KENAMER,
United States District Judge.

Attest:
M. P. Warfield,
Court Clerk.

RECORDED: Filed Sep. 18, 1929.
M. P. Warfield, Clerk.

Court adjourned until September 19, 1929.

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

NORTHERN EQUITY SESSION District of TULSA, OKLAHOMA. THURSDAY, SEPTEMBER 19, 1929.

Court convened pursuant to adjournment Thursday, September 19th, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court. H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

UNITED STATES OF AMERICA, Plaintiff, vs. B. H. BOWMAN, ET AL., Defendants. No. 293 - Equity.

Now on this 19th day of September, A. D. 1929, it is ordered by the Court that commitments be issued in accordance with Mandate heretofore filed herein as to Madge Hill Karns, A. W. Karns and Tommie Hill.

IN THE UNITED STATES COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

WILLIAM BECK, COMPLAINANT, vs. H. E. COBY, ET AL, DEFENDANTS. No. 459 - Equity.

ORDER OVERRULING MOTION TO DISMISS

NOW on this 4th day of September, 1929, the above cause came on regularly for hearing upon the motion of the defendants for the dismissal of the complainant's bill, complainant and defendants appearing by their respective counsel of record; and the court being fully advised in the premises:

IT IS ORDERED, ADJUDGED and DECREED that the defendants' motion to dismiss complainant's bill be and the same hereby is overruled and denied, to which order and ruling of the court the defendants excepted; and upon request of defendants, the defendants and each of them hereby are allowed twenty days from this date in which to answer the complaint filed herein.

F. E. KENNAMER, Judge.

ENDORSED: Filed Sep. 19, 1929. H. P. Warfield, Clerk.

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

No. 476 In Equity

WILLIE EDWARDS, Plaintiff, vs. Charles R. Diehl, and the Prairie Oil and Gas Company a corporation, Defendants. SUPPLEMENTIAL ORDER

The defendants are required to plead to the bill of the plaintiff herein within thirty days after the filing thereof as recase pursuant to order filed herein on June 15, 1929.

F. E. KENNAMER, Judge.

ENDORSED: Filed Sep. 19, 1929. H. P. Warfield, Clerk.

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

NORTHERN
EQUITY SESSION
1929

District of
TULSA, OKLAHOMA.

OKLAHOMA
FRIDAY, SEPTEMBER 20, 1929.

Court convened pursuant to adjournment, Friday, September, 20th, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

OIL WELL SUPPLY COMPANY, a corporation,	}	IN EQUITY
Plaintiff,		
-vs-	}	No. 452.
CHAS. F. NOBLE, et al.,		
Defendants.		

C R D E R

Now, on this 20th day of September, 1929, it appearing to the Court that in entering the decree herein on the 3d day of September, 1929, the Special Master was directed to advertise and sell the property described in said decree at the "South" Front Door of the Court House in the City of Sapulpa, whereas, the Front door of said Court House is on the "North" side thereof and the word "South" was inserted in said decree through an accidental slip on the part of the attorney preparing the decree.

IT IS THEREFORE ORDERED AND DECREED, That said decree be amended by providing that the Special Master shall advertise and sell the property described in said decree at the "North" Front door of said Court House in the City of Sapulpa instead of at the "South" Front Door of said Court House.

F. E. KENNAMER, Judge.

ENDORSED: Filed Sep. 20, 1929.
H. P. Warfield, Clerk.

Court adjourned until September 21, 1929.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. SATURDAY, SEPTEMBER 21, 1929.

Court convened pursuant to adjournment Saturday, September 21st, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

HERMA H. LOGAN, and
ROY C. LOGAN, Plaintiff,)
vs.) No. 446 - In Equity.
THE TULSA STREET RAILWAY)
COMPANY, a corporation, et al,)
Defendants.)

O R D E R

Upon application of the complainants it is ordered that the time heretofore granted them to file their amended bill of complaint be extended twenty days from this date, and that the defendants, Charles H. Bosler, Alfred Emanuel and C. Kline, as receiver of the Tulsa Street Railway Company, a corporation, have ten days after the service of the copy of said amended bill of complaint upon them to plead thereto, or twenty days after such service to answer said amended bill of complaint.

Dated Sept. 21, 1929.

F. E. KENNAMER,
United States Judge.

O. K.
Phil W. Davis, Jr.,
Attorney for Plaintiffs.

Breckenridge & Bostick
Attorneys for said Defendant.

ENDORSED: Filed Sep. 21, 1929.
H. P. Warfield, Clerk.

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

WALTER J. REILLY, E. G. SAILOR,
CATHERINE S. FAUROT and G. M.
SILVERTHORNE, Complainants,)
vs.)
NOWATA OIL & REFINING COMPANY,)
a corporation, Defendant.) IN EQUITY
PRODUCERS NATIONAL BANK and)
N. T. GILBERT, Petitioners.) NO. 460
DONALD P. OAK, Receiver for Nowata)
Oil & Refining Company, H. W. RAN-)
DOLPH, JOHN A. HAVER, RANDOLPH)
SHIRK and RICHARD K. BRIDGES, part-)
ners doing business under the firm)
name of Randolph, Haver, Shirk &)
Bridges, H. R. MCGILL and C. H. SEGER,)
Respondents.)

O R D E R

ORDERED, that hearing on petition of Producers National Bank and N. T. Gilbert for rule to show cause and the answers of respond-

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

NORTHERN
EQUITY SESSION

District of
TULSA, OKLAHOMA. SATURDAY, SEPTEMBER 21, 1929.

OKLAHOMA

dents filed thereto, be and the same hereby is continued until the 25 day of Sept., 1929, at the hour of 10:00 A. M., and said rule to show cause heretofore issued by this court be and the same hereby is continued in force and effect until said date.

MADE AND ENTERED this 10th day of September, 1929.

BY THE COURT,

JOHN C. POLLOCK,
Judge.

ENDORSED: Filed Sep. 21, 1929.
H. P. Warfield, Clerk.

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

J. C. HYNDS, trustee in bankruptcy,
of the estate of John Christensen,
a bankrupt, Plaintiff,

Vs.

David Fisher, Defendant.

} No. 482 - Equity.

O R D E R

For good cause shown, it is hereby ordered that the defendant shall have until October 10th, 1929, in which to file pleading or answer in this cause.

Dated This 20th day of September, 1929.

F. E. KENNAMER,
DISTRICT JUDGE.

ENDORSED: Filed Sep. 21, 1929.
H. P. Warfield, Clerk.

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

J. C. HYNDS, trustee in bankruptcy
of the estate of JOHN CHRISTENSEN,
a bankrupt, Plaintiff,

Vs.

SAM HANS, Defendant.

} No. 483 - Equity.

O R D E R

For good cause shown, it is hereby ordered that the defendant shall have until October 10th, 1929, in which to file pleading or answer in this cause.

Dated this 20th day of September, 1929.

F. E. KENNAMER,
DISTRICT JUDGE.

ENDORSED: Filed Sep. 21, 1929.
H. P. Warfield, Clerk.

Court adjourned until September 23, 1929.

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

NORTHERN

District of

OKLAHOMA

EQUITY SESSION

TULSA, OKLAHOMA. MONDAY, SEPTEMBER 23, 1929.

preserve the company property from waste and injury and to keep the business now being conducted by the Receiver in going condition and in operation, and it appearing to the Court that it is a proper case and that an emergency exists that the Receiver make a loan of \$30,000.00 for the purposes aforesaid, and that it will be to the benefit of the creditors of the defendant company to make such loan and obtain such money,

IT IS BY THE COURT now here ordered that the said Receiver, John S. Farrington, be, and he hereby is, authorized and directed as such Receiver and for the purposes aforesaid, to borrow the sum of \$30,000.00 to be used by him as such Receiver for the said purposes and to be accounted for to the Court from time to time, to issue his certificate or certificates therefor, payable out of any funds that may come into his hands as such Receiver, with interest thereon from date at such rate as he shall find necessary in order to secure such loan, not to exceed seven per cent per annum, and that said Receiver's certificate or certificates shall become due on or before a time not to exceed ninety days after date, to be fixed by said Receiver, and that said certificates shall be a lien on the funds, property and assets of said defendant now in the hands of the Receiver, or which may come into his hands, prior in right and paramount to any mortgage, trust deed or other lien thereon.

(signed) Albert L. Reeves, Judge.

Dated September 19, 1929."

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the said decree be spread upon the records of this Court and that said decree by and hereby is approved and confirmed and made the decree of this Court in this ancillary cause.

F. E. KENNAMER, Judge.

Dated September 23, 1929.

ENDORSED: Filed Sep. 23, 1929.
H. P. Warfield, Clerk.

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

NORTHERN
EQUITY SESSION
202512

District of
OKLAHOMA
TULSA, OKLAHOMA. TUESDAY, SEPTEMBER 24, 1929.

Court convened pursuant to adjournment Tuesday, September 24th, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

Alemite Corporation, a corporation,
Plaintiff.

vs.

L. S. McCracken, Mrs. L. S.
McCracken and G. P. Beaston and
Mrs. G. P. Beaston, Defendants.

No. 500 - Equity.

O R D E R

This cause having come on to be heard on motion of plaintiff's solicitors for an order for preliminary injunction herein, and upon reading the bill of complaint filed herein and the affidavits filed in support of said motion, it is ordered:

That the above named defendants show cause, if any they have, before this court in the Federal Building in the City of Tulsa, Tulsa County, State of Oklahoma, Northern District of Oklahoma, on the 4th day of October, 1929, at 9 o'clock A.M., or as soon thereafter as counsel can be heard, why a preliminary injunction should not issue pursuant to the bill of complaint and motion for preliminary injunction herein.

And now this cause having come on to be heard upon the motion of the plaintiff for a temporary restraining order and an impounding order, and upon reading the bill of complaint filed herein and the affidavits filed in support thereof and the motion for preliminary injunction and the affidavits filed in support of said motion and the motion for temporary restraining order and the affidavits filed in support thereof and the motion for an impounding order and the affidavits in support thereof, and it appearing therefrom that a writ of injunction preliminary to the final hearing is proper, and that prima facie the complainant is entitled thereto, enjoining the defendants from the acts complained of, and it appearing therefrom clearly that immediate and irreparable injury, loss and damage will result to the applicant before notice can be served and a hearing had upon said motion for preliminary injunction unless defendants are, pending such hearing, restrained as hereinafter set forth and an impounding order issued as hereinafter set forth;

Now, therefore, it is for good cause shown, ORDERED;

That the defendants L. S. McCracken and Mrs. L. S. McCracken and G. P. Beaston and Mrs. G. P. Beaston, their agents, employees, associates and confederates, be TEMPORARILY RESTRAINED until further order of the court, from making, using and/ or selling the lubricating apparatus identified and described in the affidavits of J. E. Otic and Arch D. Booth, filed herein, or any other device or devices embodying the inventions described and claimed in Claims 3, 4 and/ or 5 of Gullborg Patent No. 1,307,733 and/ or claims 1, 2, 3, 4, 8, 10, 14 and/ or 15 of Gullborg Patent 1,307,734 or any of the parts thereof or any other devices adapted to be used in systems or combinations embodying the same, either for original equipment or for replacement under the guise of "repairs" or otherwise, and from offering or advertising so to do, and from aiding or abetting or in any way contributing to the infringement of said patents or either of them.

That the defendants, L. S. McCracken, Mrs. L. S. McCracken, and S. F. Beaston and Mrs. S. F. Beaston, their agents, employees associates and confederates be and they are hereby required and ordered to deliver up to the United States Marshal for the Northern District of Oklahoma, all high pressure lubricating equipment and apparatus in

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

NORTHERN
EQUITY SESSION

District of
TULSA, OKLAHOMA. TUESDAY, SEPTEMBER 24, 1929.

OKLAHOMA

their possession, particularly grease guns, hose and pin fittings of every kind and character, or any device or devices embodying the inventions described and claimed in claims 3, 4, and/ or 5 of Gullborg Patent No. 1,307,733 and/ or claims Nos. 1, 2, 3, 4, 8, 10, 14 and/ or 15 of Gullborg Patent No. 1,307,734.

That said Marshal take into his possession and hold the devices impounded until further order of this court.

That this temporary restraining order be returnable on the 4th day of October, 1929, and that plaintiff's motion for preliminary injunction in the form filed herewith be set for hearing at said time, as aforesaid.

IT IS FURTHER ORDERED that a copy of this order, certified under the hand of the clerk and seals of this court be served on each of the defendants to be restrained hereby.

Done this 24th day of September, 1929.

F. E. KENNAMER,
District Judge.

ENDORSED: Filed Sep. 24, 1929.
H. P. Warfield, Clerk.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. THURSDAY, SEPTEMBER 26, 1929.

Court convened pursuant to adjournment Thursday, September 26th, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

BEFORE HONORABLE JOHN C. POLLOCK, JUDGE

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

WALTER J. REILLY, E. G. SAILOR,
CATHERINE S. FAUROT and G. M.
SILVERTHORNE, Complainants,

vs.

NOWATA OIL & REFINING COMPANY,
a corp., Defendant,

PRODUCERS NATIONAL BANK and
N. T. GILBERT, Petitioners,

IN EQUITY
NO. 460

DONALD P. OAK, Receiver for Nowata
Oil & Refining Company, H. W. RAN-
DOLPH, JOHN A. HAVER, RANDOLPH
SHIRK and RICHARD K. BRIDGES, part-
ners doing business under the firm
name of Randolph, Haver, Shirk &
Bridges, H. R. MC GILL and C. H. SEGER,
Respondents.

O R D E R

This 25th day of September, 1929, came on for hearing the petition of Producers National Bank and N. T. Gilbert for rule to show cause, and the answers of the respondents filed thereto. All respondents appeared in person or by counsel. The Court having heard all of the evidence and upon consideration thereof, it is ORDERED, as follows:

(1) That Donald P. Oak, Receiver for Nowata Oil & Refining Company file with the Clerk of this Court his resignation and final report as receiver of the Nowata Oil & Refining Company, in the above entitled cause, within ten (10) days from the date of this order.

(2) That said Donald P. Oak, Receiver for Nowata Oil & Refining Company, at once dismiss, without prejudice, the cause of Donald P. Oak, Receiver for Nowata Oil & Refining Company, a corporation, plaintiff, v. Producers National Bank, a corporation, and successor to Producers State Bank, a corporation, N. T. Gilbert, C. H. Seger and H. R. McGill, defendants, pending in the District Court of Tulsa County, State of Oklahoma, being No. 45245, and personally, and not as receiver, pay the costs of such proceeding.

(3) That the costs of this proceeding be assessed against Donald P. Oak as receiver.

The respondents Donald P. Oak and Randolph, Haver, Shirk and Bridges except.

MADE AND ENTERED this 25th day of September, 1929.

BY THE COURT,

JOHN C. POLLOCK, Judge.

O. K. N. A. Gibson,
Attorney for Respondents.
O. K. C. R. Cooper,
Atty. for N. T. Gilbert
O. K. Allen, Underwood & Canterbury
Atty. for Producers Nat. Bk.

ENDORSED: Filed Sep. 26, 1929.
H. P. Warfield, Clerk.

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

NORTHERN
EQUITY SESSION
DISTRICT COURT OF THE UNITED STATES
188518

District of OKLAHOMA
TULSA, OKLAHOMA. THURSDAY, SEPTEMBER 26, 1929.

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

WALTER J. REILLY, E. G. SAILOR,
CATHERINE S. FAUROT and G. M.
SILVERTHORNE, Complainants,)
v.) IN EQUITY
NOWATA OIL & REFINING CO.,) NO. 4 6 0.
a corp., Defendant.)

ORDER GRANTING H. R. MCGILL LEAVE TO INTERVENE

This day come on to be heard the application of G. R. McGill for leave to intervene in the above entitled cause, and it appearing to the Court that said H. R. McGill has an interest in the subject matters in litigation in the above entitled cause, it is there

ORDERED that said H. R. McGill be and hereby is granted leave to file his bill of intervention submitted with said application.

IT IS FURTHER ORDERED that a copy of this order, together with copy of intervenor's bill be served upon the defendant, Nowata Oil & Refining Company by the United States Marshall.

MADE AND ENTERED this 26th day of September, 1929.

BY THE COURT, F. E. KENNAMER, Judge.

ENDORSED: Filed Sep. 26, 1929.
H. P. Warfield, Clerk.

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

United States of America, Complainant,)
vs.) No. 488 - Equity.
Ralph Hughes, et al, Respondents.)

JOURNAL ENTRY

This matter coming on for hearing upon the application of the Complainant for a Temporary Injunction, the complainant appearing by the United States Attorney and J. M. Humphreys, Esq., of Pawhuska, Oklahoma, Tribal Attorney for the Osage Indians, and the Respondents appearing by V. P. Crowe, Esq., Assistant Attorney General of Oklahoma City, J. P. Devine, Esq., County Attorney of Osage County, Oklahoma, Frank T. McCoy, Esq., L. A. Justus, Jr., Esq., and John R. Pearson, Esq., all of Pawhuska, Oklahoma; and the court having heard the evidence and arguments of counsel and being fully advised in the premises finds that a temporary injunction should issue and reserves his opinion on the various questions presented until the final hearing on the merits.

The court further finds that it is necessary to appoint a Special Master in this case for the purpose of taking testimony in relation to the facts surrounding the individual Osage Indians not having a certificate of competency named in said Bill, and those similarly situated.

The court further finds that John B. Spence, Esq., of Pawhuska, Oklahoma, is a fit and suitable person to act as said Special Master;

The court further finds that it will be necessary for said Special Master to have a fund in the sum of Fifteen Hundred Dollars (\$1500.00) for the purpose of employing stenographic help, and other expenses incident to the holding of said hearing;

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. THURSDAY, SEPTEMBER, 26, 1929.

The court further finds that said sum of Fifteen Hundred Dollars (\$1500.00) should be borne equally by the Complainant, the United States of America and respondent Osage County, Oklahoma;

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that said Respondents and each of them as named in the Bill of Complainant, and their agents, servants, deputies, employees and all persons acting by or under their authority, be, and they are hereby enjoined from listing, placing on the tax rolls, assessing, extending for the purpose of assessment or otherwise attempting to place on the tax rolls any and all personal property held in trust, by this complainant, or which by right ought to be held in trust, for Osage Indians not having a certificate of competency mentioned in said Bill of Complaint, and those similarly situated, until said matter can be fully, finally and completely heard by this court, and the personal property held by Guardians, Executors or Administrators, who have possession of monies, funds, credits or personal property belonging to Osage Indians not having a certificate of competency named in said bill of complaint, and those similarly situated, which said property is held by this complainant in trust for said Osage Indians not having a certificate of competency, or which of right ought to be held in trust. This shall not apply to rentals, except on the homestead allotment and any part of the \$4000.00 per year allowed for maintenance and expenses that was on hand on January 1st of each year involved, and any other unrestricted funds such as funds prior to 1921; To the last sentence plaintiff excepts.

It is further ordered, adjudged and decreed, that John B. Spence, Esq., be and he is hereby appointed Special Master and directed to immediately take testimony in relation to the various members of the Osage Tribe of Indians not having a certificate of competency mentioned in the Bill of Complaint herein, and those similarly situated, and to report to this court his findings of fact and conclusions of law in relation thereto.

It is further ordered, adjudged and decreed that for the purpose of taking the testimony and reducing same to writing, that the complainant herein pay to the John B. Spence, Special Master of this Court the sum of Seven Hundred Fifty Dollars (\$750.00), and Osage County, Oklahoma, pay to the said Special Master of this court the sum of Seven Hundred Fifty Dollars (\$750.00) to be spent by said Special Master in the taking of testimony and of reducing the same to writing and for such other lawful purposes for which said money may be properly expended.

It is further ordered, adjudged and decreed that this temporary injunction be in full force and effect until said matter can be finally heard and disposed of by this court or until the further order of this court. To all of which the defendants and each of them except and their exceptions are allowed.

Dated this 11th day of September, 1929.

P. E. KENNAMER,
District Judge.

O. K.
HARRY SEATON
J. M. HUMPHREYS
Osage Tribal Attorney
Attorneys for Complainant

V. P. CROWE, J. P. DEVINE,
FRANK T. MCCOY, JOHN R. PEARSON
L. A. JUSTUS, JR.
Attorneys for Respondents.

ENDORSED: Filed Sep. 26, 1929.
H. P. Warfield, Clerk.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. FRIDAY, SEPTEMBER 27, 1929.

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

Walter J. Reilly, et al., Complainants, }
vs. } In Equity No. 460.
Nowata Oil & Refining Company, }
a corporation, Defendant. }

O R D E R

Now on this 27th day of September, 1929, on the application of Donald P. Oakes, receiver,

IT IS ORDERED AND DECREED, that Donald P. Oakes, receiver, be and he is hereby authorized and directed to settle the claim of the defendant against N. T. Gilbert and H. R. McGill, on the terms set forth in his application for instructions in regard to settlement filed as of this date.

F. E. KENNAMER,
District Judge.

ENDORSED: Filed Sep. 27, 1929.
H. P. Warfield, Clerk.

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

Walter J. Reilly, E. G. Sailor, }
Catherine S. Faurot and G. M. }
Silverthorne, Plaintiffs, }
vs. } No. 460 - Equity.
Nowata Oil & Refining Company, }
a corporation, Defendant. }

C R D E R

AND NOW, On this 27th day of September, 1929, there coming on to be heard the application of the Receiver, Donald P. Oak, for instructions as to the action commenced by the said Donald P. Oak in the District Court of Tulsa County, Oklahoma, entitled Donald P. Oak, Receiver for the Nowata Oil & Refining Company, a corporation, vs. Tulsa National Bank, a corporation; and the Court having heard said application and considered all things in the premises, finds that said action should be dismissed without prejudice.

IT IS THEREFORE ORDERED that the Receiver, Donald P. Oak, be, and he hereby is, instructed to dismiss without prejudice the aforesaid action commenced in the District Court of Tulsa County, Oklahoma, against the Tulsa National Bank, a corporation.

F. E. KENNAMER, Judge.

ENDORSED: Filed Sep. 27, 1929.
H. P. Warfield, Clerk.

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

Mississippi Valley Trust Co., }
a corporation, Trustee, Plaintiff, }
-vs- } No. 478 - Equity.
Oklahoma Union Railway Co., }
a corporation, Defendant. }

ORDER AUTHORIZING RECEIVERS TO PURCHASE STREET CARS

On this 27th day of September, 1929, upon the verified applica-

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

NORTHERN

District of

OKLAHOMA

EQUITY SESSION

TULSA, OKLAHOMA. FRIDAY, SEPTEMBER 27, 1929.

tion of J. A. Frates and F. A. Bodovitz, Receivers for the Oklahoma Union Railway Company, a corporation, this matter came on for hearing; and it appeared to the Court that the said Receivers are in need of additional street cars to maintain their operations, and that the Birney-type street cars offered for sale by the city of Detroit, Michigan, will aid the Receivers in said operation, and that said street cars are well worth the price asked therefor.

IT IS, THEREFORE, BY THE COURT ORDERED, That J. A. Frates and F. A. Bodovitz, Receivers for the Oklahoma Union Railway Company, a corporation, be, and they are hereby authorized to purchase six (6) used Birney-type street cars from the City of Detroit, Michigan, for the total consideration of \$6,000.00, f.o.b. Detroit.

F. E. KENNAMER,
District Judge.

ENDORSED: Filed Sep. 27, 1929.
H. P. Warfield, Clerk.

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

MISSISSIPPI VALLEY TRUST CO.,
a corporation, Trustee, Plaintiff,)

-vs-

OKLAHOMA UNION RAILWAY CO.,
a corporation, Defendant.)

No. 478 - Equity.

ORDER AUTHORIZING RECEIVERS TO COMPROMISE AND
ADJUST CLAIMS

On this 27th day of September, 1929, upon the verified application of J. A. Frates and F. A. Bodovitz, Receivers of the Oklahoma Union Railway, and it being made to appear that certain persons have been injured and damaged by reason of the operation of street cars of the Receivers, above named, and that said claim for damages can be compromised and adjusted by the Receivers, and that said compromises and adjustments are for the best interests and operation of the Receivers;

IT IS, THEREFORE, BY THE COURT ORDERED, that J. A. Frates and F. A. Bodovitz, Receivers above named, be, and they are hereby authorized and directed to compromise, adjust and pay to J. W. Hollinsworth, sum of \$50.00; that they be authorized and directed to compromise claim of C. O. Brown, in the sum of \$23.50; claim of Robert F. Dowell, sum \$67.65; claim of Wiley Welch, sum of \$7.00; and that they be authorized and directed to pay St. John's Hospital the sum of \$11.50 and the Martin Fleming Undertaking Company the sum of \$8.00 for services rendered in connection with injuries sustained by Lester Creekpaun and Edward Creekpaun.

It is further ordered, that upon the payment of the above claims, that Receivers obtain releases from the claimants, above named, and that said payments constitute satisfaction in full for all claims for injuries and damages by reason of the accidents described in the Receivers' application on file herein.

F. E. KENNAMER,
District Judge.

ENDORSED: Filed Sep. 27, 1929.
H. P. Warfield, Clerk.

105

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. FRIDAY, SEPTEMBER 27, 1929.

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

THE LORRAINE CORPORATION,
a corporation, Plaintiff,

-vs-

PERCY D. HAMMER, H. & P.
SPECIALTY COMPANY, JOHNSTON
MANUFACTURING COMPANY, a
corporation, JACK R. JOHNSTON,
C. A. CONWELL, JOHN ANDERSON,
doing business as TULSA PATTERN
WORKS, CHESTER A. MATHEY AND
FRANK H. MATHEY, a co-partner-
ship, doing business as MATHEY
MACHINE SHOP, and BIG FOUR
FOUNDRY COMPANY, a corporation,
Defendants.

IN EQUITY NO. 479.

ORDER FOR PRELIMINARY INJUNCTION

This cause having come on to be heard on the motion and application of plaintiff for a preliminary injunction, and it being made to appear that notice of plaintiff's motion and application had been given the parties hereto, and the plaintiff appearing by its attorney, F. A. Bodovitz, and the defendant, Percy D. Hammer, appearing in person and by his attorneys, Aby & Tucker and Frank Settle, and the other defendants appearing not, and the court having heard the testimony of witnesses, and counsel for the defendant as well as for the plaintiff have been heard, and the same having been duly considered by the court, and it appearing that letters patent of the United States No. 1,634,859, were issued in due form of law, for a sucker rod rack is vested exclusively in the plaintiff, and that the defendant, Percy D. Hammer, has infringed on the rights secured by the aforesaid letters patent by making and having made, and selling to others sucker rod racks embodying the invention and device set forth in said patent contrary to form of the statute in such case made and provided.

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED, That a preliminary injunction be issued pursuant to the prayer herein, and the defendants herein, and each of them, their clerks, attorneys, agents, servants, workmen, are strictly commanded and enjoined under the pains and penalties which may fall upon them and each of them, in case of disobedience, that said defendants, their servants, agents, employees, workmen and clerks forthwith, and until the further order, judgment, and decree of this court, desist from making and selling, attempting to make and sell, and causing, or attempting the causing to be made and/or sold, any sucker rod racks embodying the invention of said letters patent, substantially as described and claimed in the said letters patent.

Dated at Tulsa, Oklahoma, this 13th day of September, A. D. 1929.

Form approved:
ABY & TUCKER
Attorneys for defendant
Percy D. Hammer.

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

ENDORSED: Filed Sep. 27, 1929.
H. P. Warfield, Clerk.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. FRIDAY, SEPTEMBER 27, 1929.

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

J. C. Hynds, Trustee, etc., Plaintiff, }
vs. } No. 482 - Equity.
David Fisher, Defendant. }

JOURNAL ENTRY

Now, on this 4th day of September, 1929, the same being a regular judicial day of the Special March, 1929, term of this court, this cause comes on for hearing in open court in its regular order as heretofore set, upon the motion filed herein by the defendant to transfer this cause to the law docket of this court; the defendant appeared by his attorneys Yancey & Fist, and W. M. Taylor, and the plaintiff appeared by his attorney Don Welch; after hearing the motion and the argument of counsel thereon, and after full and fair consideration thereof and being well and sufficiently advised in the premises the court doth conclude that said motion is not well taken and should be overruled;

It is therefore ordered, considered, adjudged and decreed by the court that the motion of the defendant to transfer this cause to the law docket of this court be and the same is hereby denied; to which ruling the defendant duly excepted and still excepts and his exceptions are allowed.

Whereupon, the plaintiff asked and was granted leave to file an amendment to his petition herein and such amendment was thereupon filed in open court;

Whereupon, the defendant is given and granted twenty (20) days from this date within which to answer plaintiff's petition and the amendment thereto.

O. K. DON WELCH Attorney for Plaintiff.
F. E. KENNAMER, Judge of said Court.
O. K. YANCEY & FIST Attorney for Defendant.

ENDORSED: Filed Sep. 27, 1929.
H. P. Warfield, Clerk.

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

J. C. Hynds, Trustee, etc., Plaintiff, }
vs. } No. 483 - Equity.
Sam Hans, Defendant. }

JOURNAL ENTRY

Now, on this 4th day of September, 1929, the same being a regular judicial day of the Special March, 1929, term of this court, this cause comes on for hearing in open court in its regular order as heretofore set, upon the motion filed herein by the defendant to transfer this cause to the law docket of this court; the defendant appeared by his attorneys Yancey & Fist, and W. M. Taylor, and the plaintiff appeared by his attorney Don Welch; after hearing the motion and the argument of counsel thereon, and after full and fair consideration thereof and being well and sufficiently advised in the premises the court doth conclude that said motion is not well taken and should be overruled;

It is therefore ordered, considered, adjudged and decreed by the court that the motion of the defendant to transfer this cause to the law docket of this court be and the same is hereby denied; to

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

NORTHERN

District of

OKLAHOMA

EQUITY SESSION

TULSA, OKLAHOMA. FRIDAY, SEPTEMBER 27, 1929.

which ruling the defendant duly excepted and still excepts and his exceptions are allowed.

Whereupon, the plaintiff asked and was granted leave to file an amendment to his petition herein and such amendment was thereupon filed in open court;

Whereupon, the defendant is given and granted twenty (20) days from this date within which to answer plaintiff's petition and the amendment thereto.

F. E. KENNAMER,
Judge of said Court.

O.K.:
DON WELCH
Attorney for Plaintiff.

O.K.:
YANCEY & FIST
Attorneys for Defendant.

ENDORSED; Filed Sep. 27, 1929.
H. P. Warfield, Clerk.

Court adjourned until September 28, 1929.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. SATURDAY, SEPTEMBER 28, 1929.

Court convened pursuant to adjournment Saturday, September 28th, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

Fannie S. Carr, et al., Complainants, }
vs. } No. 91 - Equity.
Tulsa Street Railway Company, Defendant. }

JOURNAL ENTRY

Pursuant to the order of the Court made and entered on the 23rd day of September, 1929, this cause comes on to be heard in its regular order upon final report of the receiver, Clarence Kline of said cause, and his application for the approval of said report and prayer for discharge from further obligation or duty as such receiver; the said receiver appearing by his counsel, MOSS & YOUNG, and the auditor and bookkeeper of said corporation in the person of B. Hilburn appearing and the Court being fully advised in the premises finds:

That the said report of said receiver was filed in this cause on the 19 day of October, 1928, and that no objection or exception thereto has been filed; and the Court having heard the evidence of witnesses sworn and examined in Open Court further finds that said report should in all things be approved and confirmed, and said receiver discharged from further duty or obligation as such receiver in said cause.

IT IS, THEREFORE, ORDERED that the final report of Clarence Kline as receiver of the defendant corporation be, and the same is hereby in all things approved and confirmed.

IT IS FURTHER ORDERED that said receiver be, and he is hereby released and discharged from further obligation, duty or liability as receiver of said defendant corporation in this cause, and the sureties upon the receiver's bond herein be, and they are hereby released and discharged from further obligation or liability as such sureties upon said bond.

Done in Open Court this 28 day of September, 1929.

F. E. KENNAMER,
District Judge.

ENDORSED: Filed In Open Court
Sep. 28, 1929
H. P. Warfield, Clerk.

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

MISSISSIPPI VALLEY TRUST COMPANY, }
a corporation, Trustee, Plaintiff, }
-vs- } No. 478 - Equity.
OKLAHOMA UNION RAILWAY COMPANY, }
a corporation, Defendant. }

C O U R T

On this 28 day of September, 1929, the Court having under consideration the motion of the plaintiff for the appointment of a

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

NORTHERN
EQUITY SESSION

District of OKLAHOMA
TULSA, OKLAHOMA. SATURDAY, SEPTEMBER, 28, 1929.

Special Master herein, and being fully advised, finds that such Special Master should be appointed as prayed for, and it is accordingly ordered that C. M. Oakes, of Tulsa, Oklahoma, be, and he is hereby appointed Special Master for the purpose of ascertaining and reporting to this Court the creditors of the defendant, the amount, character, lien and priority, if any, of each claim of such creditors, for the consideration of the Court.

IT IS FURTHER ORDERED that the Special Master herein be ordered and directed to publish a notice to all creditors of the defendant requiring each creditor to file with the Special Master herein, with 40 days after the first publication of such notice, the claim of such creditor, duly verified, on the form to be provided by the Special Master for that purpose, such notice to be published for four consecutive weeks in a newspaper of general circulation in the City of Tulsa, Oklahoma. The Special Master is further ordered and directed to mail a copy of such notice to each creditor of the defendant so far as known.

IT IS FURTHER ORDERED that any and all claims not filed accordingly shall be forever barred as against the defendant and the property of the defendant in the hands of the Receivers herein.

IT IS FURTHER ORDERED that after the expiration of the time for filing such claims the said Special Master shall proceed as promptly as possible to pass on each claim filed and shall afford a hearing to any creditor as to any claim, the amount or priority of which is in dispute, and shall report to this Court his findings and conclusions, and all evidence submitted, as to all such claims and the amount of each allowed or disallowed, and the lien or priority of each as allowed or disallowed, within 90 days from this date.

F. E. KENNAMER,
United States District Judge.

G. K.
T. E. Pierce
S. Mayner Wallace
Attorneys for Plaintiff.

G. K.
J. H. Grant,
Attorneys for Defendant.

ENDORSED: Filed Sep. 28, 1929.
H. P. Warfield, Clerk.

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

Security Mutual Life Insurance
Company, Plaintiff,)

vs.)

Viola Lambert and Harry C.
Ballinger, Administrator, Defendants.)

No. 487 - Equity.

DECREE

On the 28th day of September, 1929, this cause came on to be heard and the Court having considered the pleadings, stipulations and evidence offered, and being advised in the premises, it was by the court

DECREED that the certain policy of insurance executed upon the life of William W. Lambert by the plaintiff, the Security Mutual Life Insurance Company, a corporation of Lincoln, Nebraska, being policy No. 35196 for the sum of \$5,000.00, payable to Viola Lambert as beneficiary, be and the same is hereby cancelled and decreed void and of no effect, and the defendants Viola Lambert and Harry C. Ballinger,

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

NORTHERN

District of

OKLAHOMA

EQUITY SESSION

TULSA, OKLAHOMA. SATURDAY, SEPTEMBER 28, 1929.

as administrator of the estate of William W. Lambert, deceased, and each of them, are hereby required and directed to deliver up the said policy to the Clerk of this Court for cancellation within ten (10) days from the date hereof.

It Was Further Ordered and Decreed that the said defendants and each of them be and they are hereby enjoined and restrained from ever hereafter prosecuting any action at law or in equity based upon the said policy or any claim thereunder.

It Was Further Ordered that the plaintiff pay to the Clerk, and the Clerk pay to the defendant, Viola Lambert or Mrs. B. F. Doke, the sum of \$203.23, being the amount tendered into this court by way of return of premiums by the plaintiff less the costs actually expended in this case, which are hereby ordered taxed to the defendants and which have been paid by the plaintiff.

F. E. KENNAMER, Judge.

O. K. as to form.

Dyke Ballinger
Attorney for Defendant
Ballinger, Administrator.

ENDORSED: Filed Sep. 28, 1929.
H. P. Warfield, Clerk.

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

NORTHERN
EQUITY SESSION

District of
TULSA, OKLAHOMA. MONDAY SEPTEMBER 30, 1929.

OKLAHOMA

Court convened pursuant to adjournment Monday, September 30th, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

THE OSAGE OIL & REFINING COMPANY,
a corporation, Plaintiff,)

-vs-

MAMIE AXELROD, CONTINENTAL OIL
COMPANY, a corporation, ET AL, Defendants.)

IN EQUITY NO. 222.

C O R D E R

Upon directions of the Honorable United States Circuit Court of Appeals for the Tenth Judicial Circuit, and upon the authority of Osage Oil & Refining Company, versus Continental Oil Company and F. E. Kennamer, Judge, Numbers 124 and 125 Original actions in said Tenth Circuit Court;

IT IS ORDERED That the decree entered in this cause on the 24th day of June, 1929, be, and the same is set aside, vacated and annulled.

Dated At Tulsa, Oklahoma, this 30th day of September, 1929.

F. E. KENNAMER,
United States District Judge.

ENDORSED: Filed Sep. 30, 1929.
H. P. Warfield, Clerk.

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

THE EAGLE PICHER LEAD COMPANY, Plaintiff,)

-vs-

ROBINSON PACKER COMPANY, Defendant.)

EQUITY NO. 291.

JOURNAL ENTRY OF DECREE

This cause came on to be heard on February 22, 1929, upon the pleadings of the parties and upon the law applicable thereto, The Eagle Picher Lead Company, the plaintiff being present in person by one of its officers and by its attorneys of record, and Robinson Packer Company, the defendant, being present by one of its officers and by its attorneys of record. Both parties announced ready for trial; witnesses after having been sworn were heard and thereafter both parties rested. Counsel for the respective parties then requested time to file briefs. Time was thereafter, upon the request of counsel for plaintiff, enlarged, and both parties finally filed their respective briefs; and thereupon, upon consideration of the testimony heard and the arguments made by respective counsel, the court found against the plaintiff and in favor of the defendant and accordingly determined the issues of fact and law against the plaintiff and in favor of the defendant. In the bill of complaint it appears to be charged among other things that the defendant infringed the patent of the plaintiff which is more particularly described in the bill-

"by making, using and selling parts of the patented invention (of the plaintiff) to other persons;"

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

NORTHERN
EQUITY SESSION

District of
TULSA, OKLAHOMA. MONDAY, SEPTEMBER 30, 1929.

OKLAHOMA

but after considering the facts and the respective arguments of the attorneys of record and the law applicable to the facts the court was and is now of the opinion that the patent described in the bill of complaint and alleged to have been infringed by the defendant was and is invalid because at the time the Letters Patent were issued the prior state of the art was such as to anticipate and avoid the alleged invention claimed for the patent- the prior state of the art being such that the alleged inventors discovered nothing new or novel; and further because the thing patented or the new and novel combination of things alleged to have been covered by the patent was not such a thing or such a combination of things as to require inventive skill or inventive genius in bringing about the discovery thereof and the application thereof to some useful purpose.

The exhibit attached to the bill of complaint covers an oil well plug patented by T. C. Carter et al on November 30, 1926, as No. 1,609,153 upon application filed September 2, 1924, under Serial No. 735,256; and the plaintiff claims to be the owner of said patent; but as above stated the court is of the opinion and so finds that said patent is invalid and is not subject to infringement both because the prior state of the art was such that at the time the patent was issued no one was entitled to any such patent, and because the invention was not such as to require in its alleged discovery the use and application of inventive genius.

WHEREFORE, IT IS CONSIDERED, ORDERED, ADJUDGED AND DECREED, that the plaintiff is without right to have an injunction or any other remedy or relief; that the bill of complaint be and is hereby dismissed; and that the defendant have and recover its costs.

The plaintiff excepts to the general finding of the court against it and in favor of the defendant and likewise to the specific findings of the court with reference to the invalidity of the patent sued on; and the plaintiff excepts to the act of the court in concluding the law against it and in favor of the defendant; and the plaintiff excepts to the dismissal of its bill and to the rendition of judgment in favor of the defendant.

Done in open court in regular order of business on this the 30 day of September, 1929.

F. E. KENNAMER, Judge.

ENDORSED: Filed Sep. 30, 1929.
H. P. Warfield, Clerk.

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

James W. Gullett, Receiver for
Subscribers at Associated
Employers Reciprocal, Complainant,

Equity No. 367.

vs.

G. L. Morrow and W. G. Morrow,
Partners doing business as
G. L. Morrow & Son, Defendants.

Appellatory to Missouri Valley
Electric Light Company, Inc.
E. H. Miskelton, et al.,
Equity No. 364 - A.

ORDER GRANTING EXTENSION OF TIME

Now on this the 30th day of September, A. D. 1929, upon the request of the Special Master in the above entitled cause and for good cause shown the time for trying, returning and report the above entitled cause hereby is extended to the 10th day of November, 1929.

Made in open court the day and year first above written.

F. E. KENNAMER, Judge.

ENDORSED: Filed Sep. 30, 1929.
H. P. Warfield, Clerk.

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

NORTHERN
EQUITY SESSION
REVENUE PLATING ACTS 1961B

District of
TULSA, OKLAHOMA.

OKLAHOMA
MONDAY, SEPTEMBER 30, 1929.

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

JAMES W. GULLETT, Receiver
for Subscribers at Associated
Employers Reciprocal, Complainant,

vs.

C. W. MURRAY, JAMES L. MURRAY,
TOM ROZELLE and NEAL SILFORD,
partners, doing business as
ROZELLE DRILLING COMPANY, Defendants.

} Equity No. 592.

} Ancillary to Missouri
Valley Bridge & Iron
Company, vs. T. H.
Middleton, et al.,
Equity No. 384 - 1.

ORDER GRANTING EXTENSION OF TIME

Now on this the 30th day of September, A. D. 1929, upon the
request of the Special Master in the above entitled cause and for
good cause shown the time for trying, determining and reporting the
above entitled cause hereby is extended to the 10 day of October,
1929.

Made in open court the day and year first above written.

F. E. KENRAMER, Judge.

ENDORSED: Filed Sep. 30, 1929.
H. P. Warfield, Clerk.

Court adjourned until October 1, 1929.

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

NORTHERN
EQUITY SESSION

District of
TULSA, OKLAHOMA.

OKLAHOMA
TUESDAY, OCTOBER 1, 1929.

Court convened pursuant to adjournment Tuesday, October 1st, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

ANNA BEAVER HALLAM,

Plaintiff,

VS.

Commerce Mining and Royalty Company, a Voluntary Association composed of James F. Robinson, George L. Coleman, and Charles M. Harvey, as Trustees and Subscribers thereof, and Alfred E. Coleman, as a Subscriber thereof; James F. Robinson, George L. Coleman, Charles M. Harvey and Alfred E. Coleman, as individuals and as Co-partners, doing business under the style and name of the Commerce Mining and Royalty Company; Bulkeley Wells, for himself and as Agent for undisclosed principals; R. H. Channing, Jr., for himself and as Agent for undisclosed Principals; the Board of Directors of the Standard Zinc Lead Mining Company, formerly a corporation organized and existing under the laws of the State of Oklahoma; the Creech-Doke Mining Company; J. W. Creech, Leroy Cook, William Lowe, and Z. Lacy, as individuals and as co-partners, doing business under the style and name of the Creech-Doke Mining Company; Hugh Poyner; O. W. Sparks; and the Blue Streak Mining Company, a corporation,

Defendants.

In
Equity
No. 103.

O R D E R

Enlarging time for docketing case in office of the Clerk for Appellate Court and for filing the record therein.

For satisfactory reasons appearing to the Court, the time for docketing this case in the office of the Clerk for the United States Circuit Court of Appeals for the Tenth Circuit, and for preparing the record for appeal in this cause and for filing said record in said Court, pursuant to the appeal allowed herein on the 12th day of July, 1929, is hereby enlarged and extended for a period of 60 days from and after October 9, 1929.

Dated this 1 day of Oct., 1929.

F. E. KENNAMER, Judge.

RECORDED: Filed Oct. 1, 1929.
H. P. Warfield, Clerk.

ARTHUR STINEBET, Plaintiff,

vs.

TULSARNS MINING CO., Defendant.

No. 105 - Equity.

Now on this 1st day of October, A. D. 1929, it is ordered by the Court that the application of E. W. K... to intervene be, and the same is hereby granted. And it is further ordered that plaintiff be allowed to file amended complaint. And thereafter said cause is continued until October 10th, 1929, for further hearing.

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

NORTHERN
EQUITY SESSION
DISTRICT COURT OFFICE 28812

District of
TULSA, OKLAHOMA. WEDNESDAY, OCTOBER 9, 1929.

OKLAHOMA

Court convened pursuant to adjournment Wednesday, October 2nd, 1929.

Present: Hon. F. E. Kennanay, Judge, U. S. Dist. Court.
H. T. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

A. B. C. Dague,	Plaintiff,	}	Number 70 - Equity.
vs.			
Aztec Oil Company,	Defendant,	}	
Oil Well Supply Company,	Intervenor.		

C O U R T O R D E R

Now on this the 2nd day of October, 1929, it appearing to the court from the petition of Charles A. Coakley, Receiver of the Aztec Oil Company, and Special Master appointed to conduct the sale of the properties of the Aztec Oil Company, that he has paid and distributed to the persons entitled thereto the balance of the funds remaining in his hands as Receiver of the properties of the Aztec Oil Company, and Special Master herein, to the persons and in the proportions fixed by a previous order of this court, said persons and corporations, and the amounts paid to each, being as follows:

Estate of L. A. Carlton.....	\$ 426.60
R. A. Welch.....	426.60
A. B. C. Dague.....	831.21
Frick-Reid Supply Company.....	3103.21
Thomas F. Keeley.....	1701.38
Expense accountant L. E. Cahill & Co. covering period from November 1928 to date.....	124.00

Total.....\$6617.00

That due and legal notice has heretofore been given, as prescribed by order of this court, requiring all persons having claims against the Aztec Oil Company and against the said Receiver, for indebtedness incurred during the operation of the receivership, to present the same or be forever barred.

The court therefore finds that all persons, firms and corporations having claims against the Aztec Oil Company which were secured or were entitled to preference have been paid in proportion to the amounts to which said persons were entitled, and the persons having unsecured claims are barred from collecting the same because there are no funds or properties available to pay the same.

The court further finds that all persons having claims against the said Receiver for indebtedness incurred during the operation of the receivership, who have presented the same, have been fully and duly paid.

The court further finds that all other persons having claims against the Aztec Oil Company or against said Receiver for indebtedness incurred during the operation of the receivership are barred by reason of their failure to file the same pursuant to notice given under order of this court, and that said Receiver and Special Master has fully administered and distributed to the persons entitled thereto all properties and funds coming into his hands as such Receiver or Special Master, and that there are no other funds or properties available for the payment of creditors of said estate.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. WEDNESDAY, OCTOBER 2, 1929.

That said Receiver and Special Master has fully administered and distributed said estate, pursuant to orders of this court, and that said receivership should not be terminated and said Receiver and Special Master discharged.

That said Receiver and Special Master has filed herein his final report showing the receipt and disposition of funds coming into his hands in said capacities and the court finds that said report is correct and that all funds coming into the hands of the Receiver and Special Master have been properly accounted for and disbursed and that said report should be approved.

IT IS THEREFORE BY THE COURT ordered, considered and adjudged that the report of Charles A. Coakley, as Receiver and Special Master, be and the same is hereby approved, and the receivership herein be and the same is hereby terminated and closed and that said Charles A. Coakley, said Receiver, be and he is hereby discharged as such, and that all persons having claims against said Aztec Oil Company or said Receiver for indebtedness incurred during the operation of the receivership be and they are hereby forever barred from claiming or asserting any claim against said Receiver or said estate or the properties heretofore administered herein, and that said Receiver and the surety on his bond be and they are hereby exonerated and said bond released.

It is further ordered that the said Charles A. Coakley be and he is hereby released and discharged as Special Master herein, and that all the acts of said Charles A. Coakley, in distributing the funds received by him as Receiver or as Special Master, be and the same are hereby approved and confirmed.

F. M. KEMMNER, District Judge.

Final report of Receiver and Special Master examined and we approve the above order.

A. B. C. Dague, Plaintiff,
By Lashley & Rambo,
His Attorneys.

Estate of L. A. Carlton,
By N. A. Gibson,
Attorneys.

M. A. Welch,
By N. A. Gibson,
Attorney.

Frick-Reid Supply Company,
By Aby & Tucker,
Attorneys.

Thomas F. Keeley,
By N. A. Gibson,
Attorney.

RECORDED: Filed Oct. 2, 1929.
H. P. Warfield, Clerk.

POTENT SPECIALTIES CORP., Plaintiff, }
vs. Defendant. } No. 407 - Equity.
WILLIAMS BROS., INC.,

Now on this 2nd day of October, A. D. 1929, the above entitled cause came on for hearing and at this time stipulations are filed extending time to file interrogatories to December 2nd, 1929, which stipulations are hereby approved by the Court.

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

NORTHERN

District of

OKLAHOMA

SPECIAL MARCH 1929 SESSION

TULSA, OKLAHOMA. THURSDAY, OCTOBER 3, 1929.

Court convened pursuant to adjournment Thursday, October 3rd, 1929.

Present: Hon. F. L. Kammmer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OKLAHOMA

ALEMITE CORPORATION, Plaintiff, }

vs. }

L. S. McCracken and MRS. L. S.
McCracken, G. P. BEASTON and
MRS. G. P. BEASTON, Defendants. }

IN EQUITY NO. 500.

FINAL DECREE

This cause having come on to be heard upon the record and proceedings herein comprising plaintiff's bill of complaint and affidavits filed in support of motions of injunctive relief upon which a temporary restraining and impounding order was granted by the court, upon the return of the said temporary restraining order and it appearing that service has been had on the defendants, L. S. McCracken and Mrs. L. S. McCracken, it is now ORDERED, ADJUDGED AND DECREED as follows:

1. That the plaintiff Alemite Corporation is the owner of the United States letters patent to Arthur V. Gullborg Nos. 1307733 and 1307734 of June 24, 1919, and to Oscar Zerk No. 1475980 of December 4, 1923; the inventions disclosed therein and of all rights and privileges under the said letters patent.
2. That the said patents are good and valid in law.
3. That the defendants L. S. McCracken, and Mrs. L. S. McCracken have infringed claims Nos. 3, 4 and 5 of said Gullborg patent No. 1307733 and claims Nos. 1, 2, 3, 4, 8, 10, 14 and 15 of said Gullborg patent No. 1307734, by the sale of "Hy-Pressure Replacement Fittings", as illustrated in the accompanying circular of Jobbers Supply Company, and have infringed claims Nos. 1, 2, 3, 4, 5, 6, 7, 8, 10, 14 and 15 of said Gullborg patent No. 1307734, by the sale of "Hy-Pressure Grease Guns", and "Hy-Pressure Metal Hose", of the type illustrated in the accompanying circular of Jobbers Supply Company, and have infringed claims Nos. 2, 3 and 5 of said Zerk patent No. 1475980, by the sale of "Cone Type Replacement Fittings", of the kind illustrated in the accompanying circular of Jobbers Supply Company, and thereby violated the rights of the plaintiff under the said letters patent.
4. That a writ of perpetual injunction issue forthwith against L. S. McCracken and Mrs. L. S. McCracken, their agents, employees, associates and confederates enjoining them, and each of them from making, using and/or selling the "Hy-Pressure Replacement Fittings", "Hy-Pressure Grease Guns", "Hy-Pressure Metal Hose" and "Cone Type Replacement Fittings" of the kind illustrated in the circular of Jobbers Supply Company attached to the final decree, or any other device or devices embodying the inventions of claims Nos. 3, 4 and/or 5 of Gullborg patent No. 1307733 and/or Nos. 1, 2, 3, 4, 5, 6, 7, 8, 10, 14 and/or 15 of Gullborg patent No. 1307734 and/or claims Nos. 2, 3 and/or 5 of Zerk patent No. 1475980, or any of the parts thereof, or any other devices adapted for use in systems or combinations embodying the said inventions, either for original equipment or for replacement under the guise of "repairs" or otherwise, and from advertising or offering so to do, and from aiding or abetting or in any way contributing to the infringement of said claims of said patents.
5. That the lubricating equipment impounded by the Marshal under the order previously entered herein comprising lubricant compressors, couplers and fittings be delivered to the plaintiff together with all the books and records of the defendants pertaining to the infringing

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. THURSDAY, OCTOBER 3, 1929.

business and that upon the delivery thereof to the plaintiff the accounting prayed by the plaintiff be discharged as to the defendants, L. S. McCracken and Mrs. L. S. McCracken.

6. That the plaintiff is entitled to recover its costs and disbursements of this suit but the plaintiff and L. S. McCracken and Mrs. L. S. McCracken having agreed upon a settlement this decree is without costs.

F. E. KEISLER,
United States District Judge.

ENDORSED: Filed Oct. 3, 1929.
H. P. Warfield, Clerk.

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

H. U. Bartlett, Complainant,)
vs.)
Katie Roubedeaux; Lizzie Gibbs, nee) No. 503 - Equity.
Brink; James T. Mars, Executor of the)
Estate of Lusanna Brink, deceased;)
John Ebry; Chas. E. Johnson; R. A.)
Telbert; J. T. Smith; and Streeter)
Speakman, Respondents.)

O R D E R

Now on this 3rd day of October, 1929, petition in the above styled cause is presented to the Court and the Court being fully advised in the premises, ORDERS, ADJUDGES AND DECREES, that the matters, facts and things in said petition, be set for hearing before this Court on Thursday, the 10th day of October, 1929, on a hearing for temporary injunction. The prayer of the petition being that you the above named respondents be enjoined from proceeding further in cause 16167 of the causes pending in the Supreme Court of the State of Oklahoma, wherein Katie Roubedeaux, et al, are plaintiffs, and H. U. Bartlett is the defendant. That said hearing will take place in United States District court room at Tulsa, at the hour of 2 o'clock A. M., thereof or as soon thereafter as the same may be heard by the court. That this order be served on each of the defendants herein named.

F. E. KEISLER,
U. S. Dist. Judge.

ENDORSED: Filed Oct. 3, 1929.
H. P. Warfield, Clerk.

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

NORTHERN
DISTRICT OF
OKLAHOMA
EQUITY SESSION

District of
TULSA, OKLAHOMA. FRIDAY, OCTOBER 4, 1929.

Court convened pursuant to adjournment Friday, October 4th, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

Walter J. Reilly, E. G. Sailor,
Catherine M. Faurot and G. L.
Silverthorne, Complainants, }
vs. } IN EQUITY NO. 460.
Nowata Oil & Refining Company,
a corporation, Defendant. }

O R D E R

NOW, On this 4 day of October, 1929, the application of Donald P. Oak, Receiver, for an enlargement of time within which to file his final report herein as Receiver coming on for hearing, the Court finds that he is entitled to an order as prayed.

IT IS THEREFORE ORDERED that the time within which Donald P. Oak, as Receiver, is required to file his final report as such Receiver herein be, and the same hereby is, extended to and including the 14 day of Oct., 1929.

/ F. E. KENNAMER, Judge.

ENDORSED: Filed Oct. 4, 1929.
H. P. Warfield, Clerk.

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

United States of America, Complainants, }
v. } Equity No. 504.
Clara Elliott, Alice Tedford,
Emily Barham, and Ella Clemishire, Respondents. }

ORDER FOR TEMPORARY WRIT OF INJUNCTION

And now on this 4 day of October 1929, the same being a regular day of the Special March A. D. 1929 term of this court, this matter comes on to be heard upon the Bill of Complaint heretofore filed in the office of the Clerk of this court and upon the affidavits of Ted L. Staubus, John A. Liming, W. M. Pauly and F. F. Wolverton, duly filed in open court and it appearing to the satisfaction of the court by inspection of the Bill of Complaint and said affidavits and otherwise, that a nuisance existed as described in said bill of complaint, on the premises therein mentioned, it is,

ORDERED, That, pending the final hearing and determination of this application and entry of an order thereon, the defendants above named, their agents, servants and employees are restrained and enjoined from manufacturing, selling bartering any intoxicating liquors, as defined in Section 1 of Title II of the National Prohibition Act, upon the premises described in the bill of complaint, and from removing or in any interfering with the liquor or fixtures or other things upon

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. FRIDAY, OCTOBER 4, 1929.

said premises used, kept or maintained in connection with the manu-
facturing selling, storing, keeping and bartering of such liquor, and
from continuing or permitting the continuance of a common nuisance
upon said premises.

F. E. KENNAMER,
United States District Judge.

ENLORSED: Filed Oct. 4, 1929.
H. P. Warfield, Clerk.

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

United States of America, Complainant, }
vs. } Equity No. 508.
Alice Tadford and Ella Glenishire, }
Respondents. }

ORDER FOR TEMPORARY WRIT OF INJUNCTION

And now on this 4th day of October 1929, the same being a
regular day of the Special March A. D. 1929 term of this court, this
matter comes on to be heard upon the Bill of Complaint heretofore
filed in the office of the Clerk of this court and upon the affida-
vits of Ted L. Staubus, John A. Lining, E. M. Pauly and W. F. Hol-
verson, duly filed in open court and it appearing to the satisfaction
of the court by inspection of the Bill of Complaint and said affida-
vits and otherwise, that a nuisance existed as described in said bill
of complaint, on the premises therein mentioned, it is,

ORDERED, That, pending the final hearing and determination of
this application and entry of an order thereon, the defendants above
named, their agents, servants and employees are restrained and en-
joined from manufacturing, selling bartering any intoxicating liquors,
as defined in Section 1 of Title II of the National Prohibition Act,
upon the premises described in the bill of complaint, and from re-
moving or in any way interfering with the liquor or fixtures or other
things upon said premises used, kept or maintained in connection with
the manufacturing selling, storing, keeping or bartering of such
liquor, and from continuing or permitting the continuance of a common
nuisance upon said premises.

F. E. KENNAMER,
United States District Judge.

ENLORSED: Filed Oct. 4, 1929.
H. P. Warfield, Clerk.

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

NORTHERN
EQUITY SESSION
1929

District of

OKLAHOMA

TULSA, OKLAHOMA. SATURDAY, OCTOBER 5, 1929.

Court convened pursuant to adjournment Saturday, October, 5th, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

Delaware Consolidated Oil Company, a corporation,	Complainant,	}	No. 481 - Equity.
vs.			
Max. W. Randall and J. W. McCracken, County Treasurer of Nowata County, Oklahoma,	Respondents.	}	

ORDER SUSTAINING MOTION TO DISMISS FOR LACK OF
JURISDICTION

This cause coming on for hearing on this 7th day of September, 1929, upon the respondents' motion to dismiss the bill of complainant herein, all parties being present in court by their counsel and thereupon the County Attorney of Nowata County, Oklahoma, counsel for the respondent, J. W. McCracken, County Treasurer of Nowata County, State of Oklahoma, states and agrees in open court that said County Treasurer will not execute or deliver any tax deeds herein until the final disposition of this case. The Court, after having heard and considered said motion to dismiss and the argument of counsel, directs that said cause be submitted on briefs, to be filed by the respective parties herein, and

NOW on this 16th day of September, 1929, the above cause comes on for further hearing upon said motion to dismiss, and the court, after being fully advised in the premises, finds that said motion to dismiss should be sustained upon the sole ground that this court has no jurisdiction of this cause for the reason that the value of the matter in controversy, to-wit, the taxes referred to herein, is less than Three Thousand (\$3000.00) Dollars.

WHEREFORE, it is by the Court adjudged and decreed that the respondents' motion to dismiss be and the same is hereby sustained and the temporary restraining order heretofore entered herein is hereby dissolved, to which ruling of the Court the complainant in open court excepts and prays an appeal from such ruling to the Circuit Court of Appeals, which appeal is in open court allowed by the Court; and this judgment is stayed fifteen days from this date and the complainant is granted fifteen days from this date in which to file a supersedeas bond in the sum of \$_____, to be approved by the Clerk of this Court, and in case said bond is filed within said time then this judgment to be stayed and superseded pending the final disposition of this case.

C. K.
Alvin Richards,
F. A. Calvert,
Solicitor for Complainant.

F. E. KENNAMER, Judge.

C. K.
W. A. Chase,
L. J. Coffman,
Solicitor for Respondents.

ENDORSED: Filed Oct. 5, 1929.
H. P. Warfield, Clerk.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. SATURDAY, OCTOBER 5, 1929.

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

The Rogers Bread Company,
an Oklahoma corporation, Plaintiff,

vs.

Southwestern Stores, Inc.,
a corporation, Defendant,

R. S. Henderson, Ronald T.
Lyman, Jr., Fred Wallitz,
and Leo Whiteman, Interveners.

In Equity, No. 520.

O R D E R

Upon reading the Motion of R. S. Henderson, Ronald T. Lyman, Jr., Fred Wallitz and Leo Whiteman, and it appearing to the Court that said Movants are entitled to the relief therein prayed for, it is by the Court

ORDERED, that R. S. Henderson, Ronald T. Lyman, Jr., Fred Wallitz, and Leo Whiteman, be and they are hereby permitted to file, forthwith their Plea in Intervention in the above entitled cause.

F. E. KERRAMER, Judge.

RECORDED: Filed Oct. 5, 1929.
H. P. Warfield, Clerk.

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

The Rogers Bread Company,
an Oklahoma corporation, Plaintiff,

vs.

Southwestern Stores, Inc.,
a corporation, Defendant,

R. S. Henderson, Ronald T.
Lyman, Jr., Fred Wallitz,
and Leo Whiteman, Interveners.

In Equity No. 502.

ORDER APPOINTING RECEIVERS

Upon the Plea in Intervention of R. S. Henderson, Ronald T. Lyman, Jr., Fred Wallitz, and Leo Whiteman, verified the fifth day of October, 1929, filed herein against the Southwestern Stores, Inc., in the office of the Clerk of this Court on the fifth day of October, 1929, and upon the consent to the appointment of Receivers by said defendant, filed, and approved herewith, and it appearing that a subpoena has been duly issued against the defendant as required by law, and that the appointment of Receivers is absolutely necessary for the preservation of this estate:

IT IS ORDERED that Thomas E. Varney, and Jake Easton, be and they are hereby appointed receivers of the property, assets, and effects of the above named defendant, Southwestern Stores, Inc., with all the usual rights and powers thereof, until the further order of this Court, in the premises, and IT IS FURTHER ORDERED that the said receivers shall give a joint bond to the people of the United States, such bond to be in the sum of \$50,000, conditioned for the satisfactory discharge of their duties as such receivers, and:

IT IS FURTHER ORDERED that the said defendant forthwith deliver to said Receivers all of its property, assets, and effects now in its possession or under its control, and that the defendant

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

NORTHERN
EQUITY SESSION
RECEIVED CLERK'S OFFICE 10/5/29

District of OKLAHOMA
TULSA, OKLAHOMA. SATURDAY, OCTOBER 5, 1929.

and all other persons, firms, corporations, or creditors of the said defendant, as well as their and each of their attorneys, agents, and servants, and all sheriffs, marshals, and other officers, deputies and their employees are hereby jointly and severally restrained and enjoined from removing, transferring or otherwise interfering with the property, assets, and effects of the above named Southwestern Stores, Inc., and from prosecuting, executing or suing out of any court, any process, attachment, replevin, or other writ for the purpose of taking possession, impounding or interfering with the property, assets or effects of the Southwestern Stores, Inc., and from molesting, disturbing or interfering with the said receivers herein appointed in the discharge of their duties, and

IT IS FURTHER ORDERED that the said defendant, its officers, managers, superintendents, agents and employees shall deliver up forthwith to such receivers the possession of all books of account, vouchers, and papers in any way relating to its business or its operation.

IT IS FURTHER ORDERED by the COURT that the said receivers are hereby instructed to operate the business of said Southwestern Stores, Inc., until the further order of this Court.

E. E. KENNAMER, Judge.

ENDORSED: Filed Oct. 5, 1929.
H. P. Warfield, Clerk.

Court adjourned until October 7, 1929.

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

NORTHERN EQUITY SESSION District of OKLAHOMA TULSA, OKLAHOMA. MONDAY, OCTOBER 7, 1929.

Court convened pursuant to adjournment Monday, October 7th, 1929.

Present: Hon. F. E. Kenmanor, Judge, U. S. Dist. Court. H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

THE OSAGE OIL AND REFINING COMPANY, et al, Plaintiffs, vs. RUBBER OIL COMPANY, et al, Defendants. No. 224 - Equity.

CITATION

THE UNITED STATES OF AMERICA TO ELM OIL COMPANY, A CORPORATION:

You are hereby notified that in a certain case in equity, in the United States District Court in and for the Northern District of Oklahoma, wherein The Osage Oil and Refining Company and Edward E. Aldridge, Trustee, were plaintiffs, and Rubber Oil Company, Elm Oil Company and others were defendants, an appeal has been allowed to the plaintiffs, The Osage Oil and Refining Company and Edward E. Aldridge, Trustee, therein to the United States Circuit Court of Appeals for the Tenth Circuit.

You are therefore hereby cited and admonished to be and appear in said Circuit Court of Appeals at Denver, in the State of Colorado sixty days after the date of this citation, to show cause, if any there be, why the order and decree appealed from should not be corrected, and why justice should not be done to the parties in that behalf.

Witness the Honorable F. E. Kenmanor, Judge of the United States District Court for the Northern District of Oklahoma, this the 13th day of September, 1929.

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

Service of the above and foregoing citation is acknowledged to have been made upon defendant, Elm Oil Company, a corporation, upon this the 30th day of September, 1929.

ELM OIL COMPANY, a corporation, Defendant. H. P. Warfield, Clerk.

Witness: Filed Oct. 7, 1929. H. P. Warfield, Clerk.

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

THE OSAGE OIL AND REFINING COMPANY, et al, Plaintiffs, vs. RUBBER OIL COMPANY, et al, Defendants. No. 224 - Equity.

CITATION

THE UNITED STATES OF AMERICA TO RUBBER OIL COMPANY, A CORPORATION:

You are hereby notified that in a certain case in equity, in the United States District Court in and for the Northern District of Oklahoma, wherein The Osage Oil and Refining Company and Edward E. Aldridge, Trustee, were plaintiffs, and Rubber Oil Company, Elm Oil Company and others were defendants, an appeal has been allowed to the defendants, Rubber Oil Company, Elm Oil Company and others, therein to the United States Circuit Court of Appeals for the Tenth Circuit.

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

NORTHERN

District of

OKLAHOMA.

RECEIVED BY CLERK

TULSA, OKLAHOMA. MONDAY, OCTOBER 7, 1929.

Oklahoma, wherein The Osage Oil and Refining Company and Edward E. Albridge, Trustee, were plaintiffs, and Mulber Oil Company, Ed. Oil Company and others were defendants, an appeal has been allowed to the plaintiffs, The Osage Oil and Refining Company and Edward E. Albridge, Trustee, therein to the United States Circuit Court of Appeals for the Tenth Circuit.

You are therefore hereby cited and admonished to be and appear in said Circuit Court of Appeals at Denver, in the State of Colorado sixty days after the date of this citation, to show cause, if there be, why the order and judgment of the District Court should be reversed, and why justice should not be done to the parties in that behalf.

Witness the Honorable F. E. Kennafer, Judge of the United States District Court for the Northern District of Oklahoma, this the 12th day of September, 1929.

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

Service of the above and foregoing citation is acknowledged to have been made upon defendant, Mulber Oil Company, a corporation, upon this the 3th day of September, 1929.

MULBER OIL COMPANY, a Corporation,
Defendant.
Sullivan & Sullivan,
Its Attorney of Record.

ENDORSED: Filed Oct. 7, 1929.
H. P. Warfield, Clerk.

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

WALTER J. REILLY, E. G. SAILOR,
CLEMENTE S. FAURCT and G. M.
SILVENTECRME, Complainants,

v.

NOWATA OIL & REFINING COMPANY,
a corporation, Defendant.

IN EQUITY NO. 468.

ORDER APPOINTING TEMPORARY RECEIVER

IT APPEARING to the court that on September 25, 1929, an order was made and entered by this court directing Donald P. Oak, receiver for Nowata Oil & Refining Company, heretofore appointed by this court on April 15, 1929, to file with the clerk of this court his resignation and final report as receiver of the Nowata Oil & Refining Company within ten (10) days from September 25, 1929; and pursuant to said order said Donald P. Oak did on October 4, 1929 file with the clerk of this court his resignation as receiver for said Nowata Oil & Refining Company in the above entitled cause; and,

IT FURTHER APPEARING that on October 4, 1929 this court made and entered an order enlarging time to October 14, 1929 for said Donald P. Oak to file his final report as receiver of Nowata Oil & Refining Company; and,

IT FURTHER APPEARING that it is to the best interest of the estate of Nowata Oil and Refining Company and all parties interested that a temporary receiver be appointed for the Nowata Oil and Refining Company and its properties and assets to succeed said Donald P. Oak.

IT IS THEREFORE ORDERED by the court as follows:

1. That the resignation of Donald P. Oak, receiver for Nowata Oil and Refining Company, be and the same hereby is accepted, and said

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

NORTHERN

District of

OKLAHOMA

EQUITY SECTION

TULSA, OKLAHOMA. MONDAY, OCTOBER 7, 1930.

Donald P. Oak shall be discharged as receiver for said Nowata Oil and Refining Company immediately upon the approval by this court of his final report; but from this date said Donald P. Oak's authority as receiver of the Nowata Oil and Refining Company shall cease.

2. That Guy S. Monett, of Tulsa, Oklahoma, be and he hereby is appointed receiver of this court, with the usual powers of a receiver in like cases, over all the property, real and personal, equitable interests, things in action, effects, moneys, receipts and earnings, rights, privileges, franchises, accounts, and immunities of said defendant Nowata Oil and Refining Company, a corporation, and over all other property thereof of every kind and description wheresoever situated, within the jurisdiction of this court.

3. That said Donald P. Oak, the defendant company, and each and every of its officers, directors, agents and employees, and all other persons, be and they hereby are required and commanded, forthwith upon demand of the temporary receiver herein appointed, or his duly authorized agent, to turn over and deliver to said receiver any and all books of accounts, documents, papers, deeds, leases, contracts, bills, notes, accounts, moneys, and all other properties of or controlled by said defendant, real, personal or mixed in his or their possession or control.

4. That said temporary receiver is hereby authorized and directed to take charge of the assets, effects and business of said defendant corporation, and to continue its business and operations, with power to prosecute and defend in the name of said corporation, or otherwise, all claims or suits until the same can be brought by motion or order to the attention of this court.

4. That said temporary receiver shall have full power to employ and discharge and to fix the compensation of such officers, agents and employees as may be necessary to do in the discharge of his duties, and that out of the moneys which shall come into his hands he shall pay all current expenses incident to the administration of said receivership.

5. That said receiver shall keep proper books of accounts, wherein shall be kept the earnings, expenses, receipts, and disbursements of said trust under this order of appointment, and preserve vouchers; and shall file in the office of the clerk of this court within thirty (30) days from this date an inventory of all property of every description which shall have come into his possession.

6. That said defendant company, and each and every of its officers, directors, agents and employees, and all other persons, acting, acting, by through, under or for said defendant, and all other persons, firms, and corporations, including creditors and stockholders of said defendant, and including all sheriffs, marshals, constables, their agents and deputies, and all other officers, are hereby enjoined and restrained from removing, transferring, disposing of, or attempting in any way to remove, transfer, or dispose of, or in any way interfere with any of the properties, assets, or effects owned by or in possession of said defendant, and all of said persons, firms and corporations are hereby enjoined from doing any act whatsoever to interfere with the possession or management of said temporary receiver of any of the properties of said defendant, or in any way interfere with said temporary receiver in the discharge of his duties, or from in any way to interfere with the administration and disposition in this proceeding with the affairs and assets of the defendant, and all creditors and all other persons, firms and corporations, are hereby enjoined from instituting or prosecuting, or continuing the prosecution of any pending action, suits or proceedings at law or in equity against said defendant, and from levying any attachments, executions, or other process upon or against the properties of said defendant, or from taking or attempting to take into their possession any of the said properties of said defendant, and from issuing or causing the execution or issuance of any writ, process, summons, injunction, or any other proceedings, for the purpose of impounding, or taking possession of any of the property of said defendant.

7. That said temporary receiver, before entering upon his duties, shall be sworn to perform them faithfully, and shall also execute and file with the clerk of this court a bond in the sum of \$50,000, conditioned that he will faithfully execute the duties

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

NORTHERN
EQUITY SESSION

District of
TULSA, OKLAHOMA.

OKLAHOMA
MONDAY, OCTOBER 7, 1929.

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

Lee Clinton, and Lee Clinton,
an incompetent, by H. E. White-
head, guardian, Plaintiff,

vs.

The Twin State Oil Company, a cor-
poration, and Jim Bighney, Defendants.

No. 449 - Equity.

D E C R E E

This cause came on for trial on the 23rd day of May, 1929, the same being a regular day of a term of this Court at Tulsa, Oklahoma, Honorable Franklin E. Kennamer, regular judge presiding, and after hearing the evidence from day to day the case was taken under advisement until October 7th, 1929, the same being a regular day of a term of this court at Tulsa, Oklahoma, upon which day the cause came on for decision and after consideration of the pleadings, the evidence, and briefs of counsel, the court finds all the issues in favor of defendants and against the plaintiff, and

IT IS HEREBY ADJUDGED, CONSIDERED AND DECREED that the plaintiff take nothing and that his bill be and the same is hereby dismissed for the want of equity, and the plaintiff is taxed with all the costs, for which execution may issue. And the court further finds that defendant, The Twin State Oil Company, a corporation, is entitled to cross relief on its counter-claim, and

IT IS THEREFORE ADJUDGED, CONSIDERED AND DECREED that The Twin State Oil Company is the owner of the oil and gas mining leasehold rights in and to the

East Half of the North-west Quarter of Section 15, Township 15 North, Range 10 East lying in Creek County, State of Oklahoma,

vested in it by virtue of a Departmental oil and gas mining lease executed by George Clinton, as guardian of Lee Clinton, plaintiff, on the 19th day of April, 1913, and duly approved by the Creek County Court on said date and thereafter approved by the Secretary of the Interior, being the lease in controversy in this case and shown by the pleadings and evidence; and

IT IS ORDERED, ADJUDGED AND CONSIDERED that the said defendant's title to the oil and gas mining lease hold rights in and to said 80 acres is hereby quieted against all claims of every kind and character of the plaintiff, Lee Clinton, and any and all claims of the plaintiff's guardian, H. E. Whitehead, to all of which findings and decree plaintiff excepts.

Made and ordered entered this 7th day of October, 1929.

F. E. KENNAMER, Judge.

ENDORSED: Filed Oct. 9, 1929.
H. P. Warfield, Clerk.

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

NORTHERN
EQUITY SESSIONDistrict of
TULSA, OKLAHOMA. WEDNESDAY, OCTOBER 9, 1929.

OKLAHOMA

Court convened pursuant to adjournment October 9th, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.Thereupon, the following proceedings were had and entered,
to-wit:IN THE DISTRICT COURT OF THE UNITED STATES FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States,	Plaintiff,	}	No. 320 Equity.
vs.			
Chas. W. Mandler, Tahperscoyke Tiger, W. L. Ransom, C. G. Tibbons and Independent Oil and Gas Company, a Corporation,	Defendants.)		

ORDER DISMISSING ORIGINAL AND AMENDED BILL OF
COMPLAINT AS AGAINST DEFENDANTS, C. G. TIBBONS
AND INDEPENDENT OIL & GAS COMPANY, A CORPORATION.

Now on this 9th day of October, 1929, there coming on for hearing the plaintiff's motion herein to dismiss its original and amended Bill of Complaint as against the defendants, C. G. Tibbons and the Independent Oil & Gas Company, a Corporation, and after hearing argument of counsel, and being fully advised in the premises, the Court finds that said defendants, aforesaid claim all their right, title and interest in and to the land in question under and by virtue of a duly and regularly approved Departmental oil and gas lease from the Government's ward, Katie Grayson, full-blood Creek Indian, Roll No. 8582, on whose behalf this suit was instituted, and that they in no wise claim title adverse to the plaintiff herein, or plaintiff's ward, the said Katie Grayson, and that said motion should be sustained, and said original and amended Bill of Complaint dismissed as to said defendants, aforesaid.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, pursuant to said motion, that said original and amended Bill of Complaint be and hereby is dismissed as to said defendants, C. G. Tibbons and the Independent Oil & Gas Company, a Corporation.

F. E. KENNAMER,
United States District Judge.

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

ENDORSED: Filed Oct. 9, 1929.
H. P. Warfield, Clerk.

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

United States,	Plaintiff,	}	No. 320 Equity.
vs.			
Chas. W. Mandler, Tahperscoyke Tiger, W. L. Ransom, C. G. Tibbons and Inde- pendent Oil & Gas Company, a Corporation,	Defendants.)		

JOURNAL ENTRY OF ORDER OVERRULING MOTION TO
DISMISS, AND OF FINAL JUDGMENT

Now on this 9th day of October, 1929, there coming on to be heard a motion to dismiss plaintiff's amended Bill of Complaint, interposed by the defendants, Chas. W. Mandler, Tahperscoyke Tiger and W. L. Ransom, said plaintiff now appearing by and through its solicitor,

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

NORTHERN

District of

OKLAHOMA

EQUITY SESSION

TULSA, OKLAHOMA.

WEDNESDAY, OCTOBER 9, 1929.

Louis N. Stivers, Assistant United States Attorney in and for the Northern District of Oklahoma, and said defendants appearing by and through their solicitor, Paul Pinson, and the Court, after hearing argument of counsel, and being fully advised in the premises, finds that said motion to dismiss plaintiff's amended Bill of Complaint should be overruled.

That upon so finding said defendants are offered additional time in which to answer, but decline to further plead in the premises, and elect to stand upon their said motion to dismiss.

And, thereupon, the Court finds all issues in favor of said plaintiff, and against said defendants, aforesaid.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that said motion to dismiss plaintiff's amended Bill of Complaint be, and hereby is overruled; and that one Katie Grayson, full-blood Creek Indian, Roll No. 8582, in whose behalf this suit was instituted, be, and hereby is declared to be the owner in fee simple of the land that is the subject of this litigation, to-wit:

The East Half (E2) of the Northwest Quarter (NW4), and the Southwest Quarter (SW4) of the Northeast Quarter (NE4) of Section Twenty-seven (27), Township Fifteen (15) North, Range Eight (8) East, Creek County, Oklahoma,

and that the title thereto is declared to be, and hereby is quieted in her, subject only to restrictions against alienation, and the supervision of plaintiff herein.

IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED that the defendants Chas. W. Mandler, Tahperscoyke Tiger and W. L. Ransom have no right, title or interest of whatsoever nature in and to said land, and are hereby enjoined from further claiming or asserting any such right, title or interest.

IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED that each of the following instruments, to-wit:

A certain instrument in writing, dated January 10, 1925, purporting to be a warranty deed from Tahperscoyke Tiger to Chas. W. Mandler, filed on the 26th day of January, 1925, and now of record in the office of the County Clerk of Creek County, Oklahoma, in Book 308, at Page 149 of the records of that office.

A certain instrument in writing, dated April 15, 1925, purporting to be a quit claim deed from Tahperscoyke Tiger to W. L. Ransom filed on the 15th day of April, 1925, and now of record in the office of the County Clerk of Creek County, Oklahoma, in Book 314, at Page 103 of the records of that office.

A certain instrument in writing, dated January 15, 1925, filed on the 15th day of January, 1925, and now of record in the office of the County Clerk of Creek County, Oklahoma, in Book 308, at Page 592 of the records of that office, and purporting to be an order of the County Judge of Creek County, approving the warranty deed from Tahperscoyke Tiger to Chas. W. Mandler.

A certain instrument in writing, dated April 19, 1926, filed April 21, 1926, and now of record in the office of the County Clerk of Creek County, Oklahoma, in Book 330, at Page 347 of the records of that office, and purporting to be an oil and gas mining lease, executed by the defendant Chas. W. Mandler and W. L. Ransom in favor of the defendant, C. G. Tibbons.

A certain instrument in writing, dated _____, 1927, filed February 14, 1927, and now of record in the office of the County Clerk of Creek County, Oklahoma, in Book 329, at Page 511 of the records of that office, and purporting to be a quit claim deed from Tahperscoyke Tiger to Chas. W. Mandler.

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

NORTHERN
EQUITY SESSIONDistrict of OKLAHOMA
TULSA, OKLAHOMA. WEDNESDAY, OCTOBER 9, 1929.

A certain instrument in writing, dated February 7, 1927, filed February 14, 1927, and now of record in the office of the County Clerk of Creek County, Oklahoma, in Book 339, at Page 531 of the records of that office, and purporting to be an order of the County Court of Creek County, Oklahoma, approving the aforesaid quit claim deed from Tahperscoyke Tiger to Chas. W. Mandler.

A certain instrument in writing, dated February 7, 1927, filed February 14, 1927, and now of record in the office of the County Clerk of Creek County, Oklahoma, in Book 339, at Page 531 of the records of that office, and purporting to be a contract executed by Chas. W. Mandler, W. L. Ransom and Tahperscoyke Tiger not to partition the mineral rights in the certain land hereinbefore described.

A certain instrument in writing, dated February 7, 1927, filed February 14, 1927, and now of record in the office of the County Clerk of Creek County, Oklahoma, in Book 340, at Page 401 of the records of that office, and purporting to be a quit claim deed from Chas. W. Mandler to Tahperscoyke Tiger.

A certain instrument in writing, dated January 10, 1925, filed February 14, 1927, and now of record in the office of the County Clerk of Creek County, Oklahoma, in Book 340, at Page 402 of the records of that office, and purporting to be a deed of compromise executed by W. L. Ransom and Chas. W. Mandler in favor of Tahperscoyke Tiger.

A certain instrument in writing, dated February 24, 1928, filed on the _____ day of _____, 19____, and now of record in the office of the County Clerk of Creek County, Oklahoma, in minute journal _____, at Page _____ thereof, and purporting to be a certain journal entry of judgment, made and entered by the District Court of Creek County, Oklahoma, in cause numbered 14186, filed on the 15th day of May, 1925, wherein Chas. W. Mandler is plaintiff and Katie Grayson, et al, are defendants, and which purports to find and hold that the said Katie Grayson has no right, title or interest in or to the land in question, and in favor of the plaintiff in and to said cause of action, insofar as they affect, or purport to convey any right, title or interest in and to said described land, be, and hereby are adjudged to be null and void, and of no force and effect, and canceled of record, to all of which said defendants, aforesaid, object and except, and which exceptions are by the Court duly allowed.

F. E. KENNAMER,
United States District Judge.

O. K. as to form:

Louis N. Stivers,
Assistant United States Attorney.

Attorney for Plaintiff,
United States.

Paul Pinson,
Attorney for Defendants,
Chas. W. Mandler,
Tahperscoyke Tiger and
W. L. Ransom.

ENDORSED: Filed Oct. 9, 1929.
H. P. Warfield, Clerk.

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

NORTHERN District of OKLAHOMA
 EQUITY SESSION TULSA, OKLAHOMA. WEDNESDAY, OCTOBER 9, 1929.

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

Joe Grayson, et al., Plaintiff, }
 vs. } No. 408 Equity.
 The Prairie Oil & Gas Company,
 a corporation, et al., Defendants. }

O R D E R

Upon stipulation of the parties hereto, it is hereby ordered that the above entitled cause be, and the same is hereby, stricken from the trial assignment for October 17, 1929, at Tulsa, Oklahoma.

F. E. KENNAMER, Judge.

ENDORSED: Filed Oct. 9, 1929.
 H. P. Warfield, Clerk.

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

Eastman Richard, et al., Plaintiffs, }
 vs. } No. 450 - Equity.
 B. B. Jones,
 Prairie Oil & Gas Company,
 a corporation, et al., Defendants. }

O R D E R

On this 9th day of October, 1929, upon application of the defendants an additional time of ten days is given defendants within which to file answers to the plaintiffs' amended bill of complaint.

F. E. KENNAMER,
 United States District Judge.

ENDORSED: Filed Oct. 9, 1929.
 H. P. Warfield, Clerk.

R. S. SAVERY, Plaintiff, }
 vs. } No. 466 - Equity.
 W. A. BURDEN, ET AL, Defendants. }

Now on this 9th day of October, A. D. 1929, it is ordered by the Court that the above entitled case be referred to O. L. Rider, Special Master, for consideration and report.

UNITED STATES DISTRICT COURT - NORTHERN DISTRICT OF
OKLAHOMA

Alemite Corporation, Plaintiff, }
 vs. } IN EQUITY NO. 500.
 L. S. McCracken and Mrs. L. S.
 McCracken, G. P. Beaston and
 Mrs. G. P. Beaston, Defendants. }

FINAL DECREE

This cause having come on to be heard upon the record and

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

NORTHERN
EQUITY SESSIONDistrict of
TULSA, OKLAHOMA.OKLAHOMA
WEDNESDAY, OCTOBER 9, 1929.

proceedings herein comprising plaintiff's bill of complaint and affidavits filed in support of motions for injunctive relief upon which a temporary restraining and impounding order was granted by the court, upon the return of the said temporary restraining order and it appearing that the defendants, G. P. Beaston and Mrs. G. P. Beaston have entered their general appearance herein in writing and now appear by their solicitor, it is now ORDERED, ADJUDGED AND DECREED as follows:

1. That the plaintiff, Alemite Corporation, is the owner of the United States letters patent to Arthur V. Gullborg Nos. 1307733 and 1307734 of June 24, 1919, and to Oscar Zerk No. 1475980 of December 4, 1923; the inventions disclosed therein and of all rights and privileges under the said letters patent.

2. That the said patents are good and valid in law.

3. That the defendants, G. P. Beaston and Mrs. G. P. Beaston, have infringed claims Nos. 3, 4 and 5 of said Gullborg patent No. 1307733 and claims Nos. 1, 2, 3, 4, 8, 10, 14 and 15 of said Gullborg patent No. 1307734, by the sale of "Hy-Pressure Replacement Fittings", as illustrated in the accompanying circular of Jobbers Supply Company, and have infringed claims Nos. 1, 2, 3, 4, 5, 6, 7, 8, 10, 14 and 15 of said Gullborg patent No. 1307734, by the sale of "Hy-Pressure Grease Guns", and "Hy-Pressure Metal Hose", of the type illustrated in the accompanying circular of Jobbers Supply Company, and have infringed claims Nos. 2, 3 and 5 of said Zerk patent No. 1475980, by the sale of "Cone Type Replacement Fittings", of the kind illustrated in the accompanying circular of Jobbers Supply Company, and thereby violated the rights of the plaintiff under the said letters patent.

4. That a writ of perpetual injunction issue forthwith against G. P. Beaston and Mrs. G. P. Beaston, their agents, employees, associates and confederates enjoining them, and each of them from making, using and/or selling the "Hy-Pressure Replacement Fittings", "Hy-Pressure Grease Guns," "Hy-Pressure Metal Hose" and "Cone Type Replacement Fittings" of the kind illustrated in the circular of Jobbers Supply Company attached to the final decree, or any other device or devices embodying the inventions of claims Nos. 3, 4 and/or 5 of Gullborg patent No. 1307733 and/or Nos. 1, 2, 3, 4, 5, 6, 7, 8, 10, 14 and/or 15 of Gullborg patent No. 1307734 and/or claims Nos. 2, 3 and/or 5 of Zerk patent No. 1475980, or any of the parts thereof, or any other devices adapted for use in systems or combinations embodying the said inventions, either for original equipment or for replacement under the guise of "repairs" or otherwise, and from advertising or offering so to do, and from aiding or abetting or in any way contributing to the infringement of said claims of said patents.

5. That the lubricating equipment impounded by the Marshal under the order previously entered herein comprising lubricant compressors, couplers and fittings, having been delivered to the plaintiff, together with all the books and records of the defendants pertaining to the infringing business, that the accounting prayed by the plaintiff be discharged as to the defendants, G. P. Beaston and Mrs. G. P. Beaston.

6. That the plaintiff is entitled to recover its costs and disbursements of this suit, but the plaintiff and G. P. Beaston and Mrs. G. P. Beaston having agreed upon a settlement, this decree is without costs.

F. E. KENNAMER,
United States District Judge.

We consent to the entry of the foregoing decree and the same is hereby approved as to form and substance, and the defendants having appeared herein waive service of injunction writ.

ENDORSED:
Filed Oct. 9, 1929.
H. P. Warfield, Clerk.

Hunt & Eagleton,
Embry, Johnson & Talbert,
Williams, McCaleb, Bradley & Hinkle,
Layman A. Talbert,
Solicitors and Counsel for Plaintiff.

Joe T. Dewberry,
Solicitor for Defendants, G. P. Beaston
and Mrs. G. P. Beaston.

Court adjourned until October 10, 1929.

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

NORTHERN

District of

OKLAHOMA

EQUITY SESSION

TULSA, OKLAHOMA.

THURSDAY, OCTOBER 10, 1929.

Court convened pursuant to adjournment Thursday, October 10th, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court. H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

FIRST NATIONAL BANK, TULSA, Plaintiff,
vs. No. 39 - Equity.
NATIONAL HARDWOOD COMPANY, ET AL, Defendants.

Now on this 10th day of October, A. D. 1929, there comes on for confirmation, sale of property in the above entitled cause, which confirmation is by the Court refused. Thereupon, it is ordered by the Court that said property be sold subject to all valid tax liens. (For JE see Journal 3, Page 153.)

ZERAH HOVER, ET AL, Plaintiffs,
Vs. No. 477 - Equity.
JOSEY OIL COMPANY, Defendant.

Now on this 10th day of October, A. D. 1929, there comes on for hearing defendant's motion to dismiss in the above entitled cause, which motion is overruled and defendant is allowed twenty (20) days to file its answer herein.

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

J. C. HYNDS, Trustee in bankruptcy of the estate of JOHN CHRISENSEN, a bankrupt, Plaintiff,
-vs- No. 482 - In Equity.
DAVID FISHER, Defendant.

O R D E R

On this 10th day of October, 1929, for good cause shown, the defendant, David Fisher, is hereby granted additional time to and including October 21, 1929, in which to file answer in this cause.

F. E. KENNAMER, United States District Judge.

ENDORSED: Filed Oct. 10, 1929. H. P. Warfield, Clerk.

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

J. C. HYNDS, Trustee in bankruptcy of the estate of JOHN CHRISENSEN, a bankrupt, Plaintiff,
-vs- No. 483 - In Equity.
SAM HANS, Defendant.

O R D E R

On this 10th day of October, 1929, for good cause shown, the defendant, Sam Hans, is hereby granted additional time to and including October 21, 1929, in which to file answer in this cause.

ENDORSED: Filed Oct. 10, 1929. F. E. KENNAMER, United States District Judge.

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

NORTHERN

District of

OKLAHOMA

EQUITY SESSION

TULSA, OKLAHOMA. THURSDAY, OCTOBER 10, 1929.

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

Paul Damon Dardenne, a minor
by Lottie Dardenne Pugh, his
Guardian and Lottie Dardenne
Pugh, Guardian of the Estate of
Paul Damon Dardenne, a minor,.....Plaintiffs,

-vs-

No. 495 Equity.

Kansas Explorations, Incorporated,
a corporation organized under the
laws of the State of New York, W. E.
Carter, A. F. Carmean, Carl Carmean,
and C. H. Brett,.....Defendants.

O R D E R

On this 10th day of October, 1929, upon the motion of plaintiffs for leave to file an amended petition in the above entitled action, the defendants being present in Court by their attorneys and the plaintiffs being present by their attorneys, said motion is granted and the plaintiffs are permitted and granted leave to file an amended petition of this date.

F. E. KENNAMER, Judge.

ENDORSED: Filed In Open Court
Oct. 10, 1929.
H. P. Warfield, Clerk.

UNITED STATES OF AMERICA, Plaintiff, }
vs. }
MYRTIE M. HALE, ET AL, Defendants. }

No. 485 - Equity.

Now on this 10th day of October, A. D. 1929, it is ordered by the Court, after being fully advised in the premises, that the above entitled case be dismissed as to Oklahoma Pipe Line Company and Gulf Pipe Line Company, counsel to file briefs herein.

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

Arthur Stinnett, Plaintiff,)
vs.)
The Dumarks Mining Corporation, Defendant. }

No. 497 - In Equity.

O R D E R

Now then on this 10th day of October 1929, the above entitled cause coming on to be heard on motion of Arthur Stinnett, plaintiff herein, and Charles O. Williams to make additional parties plaintiff herein, and the Court having heard said motion, and being fully advised in the premises, finds that said motion should be allowed.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that Charles O. Williams be and he is hereby made a party plaintiff herein.

F. E. KENNAMER,
United States District Judge.

ENDORSED: Filed Oct. 10, 1929.
H. P. Warfield, Clerk.

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

NORTHERN District of OKLAHOMA
 EQUITY SESSION TULSA, OKLAHOMA. THURSDAY, OCTOBER 10, 1929.

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

ARTHUR STINNETT and
 CHARLES O. WILLIAMS, Plaintiffs,)

-vs-

No. 497 - IN EQUITY.

THE DUMARKS MINING CORPORATION,
 Defendants.)

O R D E R

This cause coming on regularly for hearing upon the application of the plaintiffs for the appointment of a Receiver of the property and assets of the defendant, The Dumarks Mining Corporation, the plaintiffs appearing in person and by A. M. Armstrong, Esquire, their attorney of record, and the defendant appearing by its counsel, Leslie J. Lyons, Esquire, and B. W. Harrington, Trustee, Intervenor herein, appearing by D. H. Cotton, Esquire, his attorney of record, and all parties announced ready for trial; and thereupon the Court proceeded to the trial of said cause upon the Second Amended Bill of Complaint, and the answer and affidavits filed by the defendant Company, and the testimony offered by the plaintiffs. And the Court having read the pleadings, and heard the testimony and the arguments of counsel, and being fully advised in the premises, finds:

(1) That this suit was begun in this court upon the filing of plaintiffs' Bill of Complaint of September 11, 1929, and that prior thereto, to-wit, on or about the 15th day of July, 1929, that certain suit entitled Cox Machinery Company, a corporation, vs. The Dumarks Mining Corporation, et al, defendants, No. 10,208, was filed by said Cox Machinery Company in the District Court within and for Ottawa County, Oklahoma; that service of the summons was issued and service thereof was had upon the defendant Corporation, long prior to the filing and commencement of this suit in this court; that the purpose and nature of the aforesaid suit filed in the District Court of Ottawa County, Oklahoma, is to foreclose a mechanics Lien covering all of the property and assets of the defendant Corporation herein; that the property and assets of the defendant Corporation herein, covered by said mechanics' lien, are all located in Ottawa County, Oklahoma, and constitute all of the property and assets of the defendant Corporation.

(2) That upon the filing of the aforesaid suit in the District Court of Ottawa County, Oklahoma, and the service of summons upon the defendant therein, said District Court of Ottawa County, Oklahoma, acquired full and complete jurisdiction of all of the property and assets of the defendant Corporation, of the subject-matter of said suit, and of the parties thereto, and that said District Court at the date of the filing of this suit in this court, had jurisdiction of the subject-matter of this suit, and of the parties plaintiff and defendant herein.

(3) The Court further finds, as a matter of law, that under the rules of comity governing the relation of State and Federal Courts, this Court ought not, and does not, have jurisdiction to appoint a Receiver herein, and the application of the plaintiffs for the appointment of a Receiver is hereby denied.

IT IS, THEREFORE, BY THE COURT, ORDERED:

(a) That the Order heretofore entered herein on the 11th day of September, 1929, appointing W. G. Stevens, of Miami, Oklahoma, as temporary Receiver herein, be and the same is hereby vacated, set aside and for naught held, and said Receiver is hereby ordered and directed to surrender and deliver over all of the assets and property in the possession of said Receiver, belonging to said defendant Corporation, to any Receiver or Receivers, if any, appointed by the District Court of Ottawa County, Oklahoma, of the defendant Corporation, in the aforesaid suit of Cox Machinery Company vs. The Dumarks Mining Corporation, defendant herein, if such Receiver or Receivers shall be appointed, and in the event that said Court shall not appoint a Receiver or Receivers of the defendant Corporation, then and in that event the said W. G. Stevens, Receiver herein, is hereby ordered and directed to turn over, within five (5) days from this date, and surrender all of the property and assets in his hands as such Receiver, belonging to the defendant Corporation, to the defendant, The Dumarks

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

NORTHERN
EQUITY SESSIONDistrict of
TULSA, OKLAHOMA. THURSDAY, OCTOBER 10, 1929.

OKLAHOMA

(b) Said Receiver is authorized and directed to take a receipt from said Receiver or Receivers, in the event he shall turn over and surrender said property to them, or in the event that he surrenders said property to the defendant, The Dumakrs Mining Corporation, he shall take a receipt from it, for all of the property in his possession belonging thereto, and file said receipt herein; and upon the filing of said receipt, his final report and approval thereof said Receiver shall be discharged and released from all further liability and responsibility herein.

(c) The report of W. G. Stevens, Receiver herein, filed in this cause, of this date, is taken up, examined, and is by the Court approved, and said Receiver is hereby allowed the sum of One Hundred Dollars (\$100.00) as full compensation for his services herein, and is authorized to pay unto himself, out of the cash funds in his possession, said sum, upon filing herein his receipt therefor, and said Receiver is hereby ordered and directed to pay all costs and receiver's expenses incurred in this proceeding, taxed at \$_____ and that upon his surrender and delivery of the property and assets in his possession, belonging to the defendant company, as hereinabove provided, that he prepare and file herein his Final Report and application for Final Discharge.

Dated, Tulsa, Oklahoma, October _____, 1929.

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

Approved
A. M. Armstrong,
Atty. for Plaintiffs,

O. K.
Leslie Lyons,
Atty. for Dept.

ENDORSED: Filed Oct. 10, 1929.
H. P. Warfield, Clerk.

Court adjourned until October 11, 1929.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. FRIDAY, OCTOBER 11, 1929.

Court convened pursuant to adjournment Friday, October 11th, 1929.

Present: Hon. F. E. Kennamer, Judge, U. S. Dist. Court.
H. P. Warfield, Esq., Clerk, U. S. Dist. Court.

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

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

Carrie Lindley and Martha Hall, }
nee Lindley, Complainants, }
v. } No. 95 Equity.
T. E. Brotton, et al, Defendants. }

O R D E R

Now on this 11 day of October, 1929, there is presented to the court the Petition of Intervention of Huber Hughes, praying that he be allowed to intervene in the above cause, and the court having read said Petition of Intervention, and being fully advised in the premises, finds:

That said applicant should be allowed to file his petition of intervention herein instanter, and that complainants and defendants be given twenty days from this date within which to answer said petition of intervention; that the above styled cause should be stricken from the present assignment of causes in this court, all of which is ordered and adjudged by the court.

F. E. KENNAMER, Judge.

C. K.
L. C. Lytle,
Attorneys for Complainants.

Greene & Greene,
Attorneys for Defendants.
By H. B.

ENDORSED: Filed Oct. 11, 1929.
H. P. Warfield, Clerk.

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

OSAGE OIL & REFINING COMPANY, }
a corporation, Complainant, }
vs. } EQUITY NO. 222
MAMIE AXELROD, CONTINENTAL }
OIL COMPANY, et al, Defendants. }

O R D E R

Now on this 11th day of October, 1929, there having been filed in this cause stipulation executed by the Osage Oil and Refining Company and the Continental Oil Company by their respective counsel of record, agreeing that the appeal filed on September 12th, 1929, by the Osage Oil and Refining Company from the decree of this Court of June 24th, 1929 and the order of this Court allowing and granting such appeal may be set aside and held for naught and waiving all objections that might be offered against the power and jurisdiction of this Court to further consider this cause by reason of the filing and allowing of such appeal.

IT IS THEREFORE HEREBY ORDERED that the action of this Court of September 12th, 1929 in allowing and granting such appeal by the

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

NORTHERN
EQUITY SESSION

District of

OKLAHOMA

TULSA, OKLAHOMA. FRIDAY, OCTOBER 11, 1929.

Osage Oil and Refining Company from the decree in this cause of June 24th, 1929 be and the same is hereby vacated and set aside and the above parties may hereafter proceed with like effect and to the same extent as though such appeal had never been taken by the Osage Oil & Refining Company and allowed by this Court.

F. E. KENNAMER, Judge.

O. K.
Ray S. Fellows
For Continental Oil Co.

J. E. Whitehead,
for Plaintiff.

ENDORSED: Filed In Open Court
Oct. 11, 1929.
H. P. Warfield, Clerk.

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

OSAGE OIL AND REFINING COMPANY,
a corporation, Complainant,)

vs.)

MAMIE AXELROD, CONTINENTAL
OIL COMPANY, et al, Defendants.)

EQUITY
NO. 222.

O R D E R

Now on this 11th day of October, 1929, the above entitled cause coming on for further hearing upon the following pleadings heretofore filed herein, to-wit: affidavit or motion of plaintiff for enforcement of decree of April 29th, 1927; application of defendant, Continental Oil Company, for leave to file supplemental bill; and motion of the plaintiff to defer consideration of application to file supplemental bill, and the Court heard and considered the statements of counsel and the evidence and examined the pleadings presented

IT IS NOW ORDERED that the Continental Oil Company, a Delaware corporation, a defendant herein in lieu of the Continental Oil Company, a Maine corporation, an original defendant, be and it is hereby directed to execute acceptance of assignments from the Osage Oil & Refining Company conveying to the Continental Oil Company an undivided one-half interest in and to the Osage oil lease dated July 22d, 1918, covering the

Southwest Quarter (SW $\frac{1}{4}$) of Section Twenty-eight (28), Township Twenty-four (24) North, Range Eight (8) East, Osage County, Oklahoma,

and to execute all such other instruments in the form as may be required by the regulations of the Secretary of the Interior in connection with the filing of assignments of Osage oil mining leases, and it is directed to submit such instruments for departmental consideration within fifteen days after such Osage assignments are delivered by the plaintiff to the Continental Oil Company, and thereafter to report to this Court the action on said assignments taken by the Secretary of the Interior.

IT IS FURTHER ORDERED that the acceptance and the submission of such assignments by the Continental Oil Company for the above departmental action and the subsequent action thereon by the Secretary of the Interior, is without prejudice to the right of the Continental Oil Company to present its application to file supplemental bill and to assert all matters pertaining to the alleged invalidity of such Osage leases.

IT IS FURTHER ORDERED that all the other matters presented by the pleadings of the respective parties are hereby reserved for

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. FRIDAY, OCTOBER 11, 1929.

further hearing and determination until the report of the Secretary of the Interior is filed in this cause as to his action upon the approval of the assignments to be presented.

This order is without prejudice to the rights of the parties as they now exist and reserving their determination for future consideration.

F. E. KENNAMER, Judge.

ENDORSED: Filed Oct. 11, 1929.
H. P. Warfield, Clerk.

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

LEE CLINTON, AN INCOMPETENT,
BY HIS NEXT FRIEND, PROCHEIN
AMI, AND HIS GUARDIAN, H. E.
WHITEHEAD, Plaintiff,

vs.

SKELLY OIL COMPANY, A CORPOR-
ATION, Defendant.

No. 435 Equity.

DECREE

This cause, heretofore fully tried on its merits and submitted on briefs, came on to be further heard at this term, and thereupon, upon consideration thereof, it was ORDERED, ADJUDGED AND DECREED as follows, viz:

That the plaintiff's bill of complaint be and the same is hereby dismissed for want to equity and at his cost, to which the plaintiff excepts.

That the defendant Skelly Oil Company is by assignment the owner of a valid and subsisting departmental oil and gas mining lease executed by George Clinton as guardian of Lee Clinton, a minor, as lessor, to J. I. Gillespie, as lessee, dated April 19, 1913, and approved by the Secretary of the Interior, August 13, 1913, in so far as said lease covers certain land of plaintiff Lee Clinton, a restricted full blood Creek Indian, to-wit: the west half of the northwest quarter (W2 NW4) of Section 15, Township 15 North, Range 10 East, in Creek County, Oklahoma, which lease is for a term of ten (10) years from the date of the approval thereof by the Secretary of the Interior and as long thereafter as oil or gas is found in paying quantities; and that said defendant, since on or about the first day of June, 1920, has been and is lawfully occupying and operating said premises for oil and gas mining purposes; that defendant has been and is lawfully utilizing the casinghead gas produced from said lease in the manufacture of gasoline under a permit issued by the Superintendent for the Five Civilized Tribes of Indians; that the defendant is the owner of a gasoline plant site lease in writing, dated October 6, 1920, executed by H. W. Corey, agent of Lee Clinton, to defendant, covering seven (7) acres of the above described eighty acres of land, to-wit: Beginning at a point designated as the northwest corner of said section and running south with the westerly boundary line thereof 871 feet; then turning east and measuring a distance of 350 feet; then north 871 feet; and thence west 350 feet to the point of beginning; which lease was approved by the Superintendent for the Five Civilized Tribes, and on which tract of land defendant erected a casinghead gasoline plant and is and has been since the date of said plant site lease lawfully occupying said site in the operation of said plant; that all of the right, title and interest, hereinabove described, of the defendant in and to said premises be and the same is quieted in said defendant as against the adverse claims of the said Lee Clinton and of his said next friend and guardian, H. E. Whitehead, and those claiming by, through or under them or either of them; that the plaintiff, Lee Clinton, and his next friend and guardian, H. E. Whitehead, and each of them, and their privies in estate or blood, be and they

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

NORTHERN
EQUITY SESSION
TULSA, OKLAHOMA.

District of
TULSA, OKLAHOMA.

OKLAHOMA
FRIDAY, OCTOBER 11, 1929.

are hereby perpetually enjoined, during the residue of the terms of said leases respectively, from disputing defendant's rights and titles hereinabove adjudged to exist; to each and all of which plaintiff excepts.

That plaintiff pay all the cost of this cause, for which let execution issue; and plaintiff excepts.

That defendant will be entitled to a certified copy of this decree for registration as a muniment of title.

D O N E in open court this the 11 day of October, 1929.

F. E. KENNAMER, Judge.

ENDORSED: Filed Oct. 11, 1929.
H. P. Warfield, Clerk.

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

Security & Mutual Life
Insurance Company,

Plaintiff,

-vs-

Viola Lambert, et al,

Defendants. }

No. 487 Equity.

O R D E R

It appearing to the Court by advice of counsel that the policy of life insurance sued on herein and cancelled by the decree is misplaced, and cannot now be found;

IT IS ORDERED that the delivery of said policy to the clerk for cancellation is waived, and the clerk is hereby directed to deliver the funds on hand to the defendant, Viola Lambert, or to her attorney, Charles R. Weaver, without the prerequisite of the delivery of the policy.

F. E. KENNAMER, Judge.

ENDORSED: Filed Oct. 11, 1929.
H. P. Warfield, Clerk.

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

TULSA PFISTER,

Plaintiff,

VS

E. S. JOHNSON AND
IDA JOHNSON,

Defendants. }

No. 499 Equity.

O R D E R

For good cause shown, it is hereby ordered that the defendants E. S. Johnson and Ida Johnson be, and they are hereby, allowed until November 15th within which to plead to the bill of complaint in the above styled cause.

F. E. KENNAMER, Judge.

ENDORSED: Filed Oct. 11, 1929.
H. P. Warfield, Clerk.

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

NORTHERN District of OKLAHOMA
EQUITY SESSION TULSA, OKLAHOMA. FRIDAY, OCTOBER 11, 1929.

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

The Rogers Bread Company,
an Oklahoma corporation, Plaintiff,)
vs.)
Southwestern Stores, Inc., Defendant.) In Equity, No. 502.
a corporation,)
R. S. Henderson, Ronald T. Interveners.)
Lyman, Jr., Fred Wallitz,
and Leo Whiteman,)

O R D E R

Upon reading and filing and Application of Thomas Z. Varney and Jake Easton, Receivers in the above styled and numbered action, praying that they be authorized to draw a monthly compensation for their services as such Receivers, such compensation to be fixed by this Court, and the court being fully advised, in the premises, finds, that the relief prayed for should be granted.

IT IS, THEREFORE, ORDERED, by the Court that Thomas Z. Varney and Jake Easton, Receivers of the Southwestern Stores, Inc., a corporation, defendant herein, be and they are hereby authorized and directed to draw a monthly compensation for their services as such receivers in the sum of Nine Hundred (\$900.00) Dollars, each, such compensation to continue until the further order of this Court.

F. E. KENNAMER, Judge.

ENDORSED: Filed Oct. 11, 1929.
H. P. Warfield, Clerk.

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

The Rogers Bread Company,
an Oklahoma corporation, Plaintiff,)
vs.)
Southwestern Stores, Inc., Defendant,) In Equity, No. 502.
a corporation,)
R. S. Henderson, Ronald T. Interveners.)
Lyman, Jr., Fred Wallitz,
and Leo Whiteman,)

O R D E R

Upon reading and filing the application of Receivers, asking for an order instructing such receivers to notify creditors of such corporation of the pendency of this action and to file their claims with the Receivers on or before the expiration of thirty days from date of the order, and it appearing to the court that the relief prayed for should be granted,

IT IS ORDERED that the said Receivers promptly notify each and every creditor of the defendant Southwestern Stores, Inc., advising of the pendency of this action, and further notifying said creditors to file their accounts with the Receivers, within thirty days from the date of this order.

IT IS FURTHER ORDERED that the receivers make a full report of their acts and doings under this order.
Dated this 11th day of October, 1929.

F. E. KENNAMER, Judge.

ENDORSED: Filed Oct. 11, 1929.
H. P. Warfield, Clerk.

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

NORTHERN

District of

OKLAHOMA

EQUITY SESSION

TULSA, OKLAHOMA. FRIDAY, OCTOBER 11, 1929.

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

The Rogers Bread Company,
an Oklahoma corporation, Plaintiff,

vs.

Southwestern Stores, Inc.,
a corporation, Defendant.

R. S. Henderson, Ronald T.
Lyman, Jr., Fred Wallitz,
and Leo Whiteman, Interveners.

In Equity No. 502.

O R D E R

Upon reading and filing the application of receivers, asking for an order permitting them to employ as counsel, Henry L. Fist and Eben L. Taylor, and it appearing to the Court that the relief prayed for should be granted,

IT IS ORDERED, that your Receivers Thomas Z. Varney and Jake Easton be authorized and directed to employ, as counsel, Henry L. Fist and Eben L. Taylor.

F. E. KENNAMER, Judge.

ENDORSED: Filed Oct. Oct. 11, 1929.
H. P. Warfield, Clerk.

Court adjourned until October 12, 1929.