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All that portion of the bed of the Cimarron River below high water mark throughout the Southwest Quarter (3/4) of Section Seventeen (17), Towns Eighteen (18) North, Range Seven (7) East, known as the Shaffer River Bed Lot containing approximately 70 acres;

Also all that portion of the bed of the Cimarron River below high water mark throughout the North Half (32) of the Southwest Quarter (3/4) of Section Five (5), Township Eighteen (18) North, Range Seven (7) East, adjoining and abutting Lots Six (6) and Seven (7) of said Section Five (5),

including all of the property, wells, and material located and being upon the said leases or used in connection therewith for oil and gas purposes upon the said 31st day of December, A. D. 1931, or placed thereon or added thereto for use in connection therewith since said 31st day of December, A. D. 1931.

"That said lien be, and the same hereby, is foreclosed.

"That unless the said defendant, O. O. Owens, pay or cause to be paid to plaintiff the amounts of this judgment and decree within 40 days from this date that said property be sold as upon execution and the proceeds therefrom be applied (1) to the payment, if any there is due, upon the chattel mortgage or conditional sales contract above set forth and mentioned in said written instrument, which is hereby foreclosed; (2) to the payment of plaintiff's judgment, including attorneys' fees and costs; (3) that the balance, if any there be remaining after the payment of said judgment, be brought into court to await the further order of this court.

"It is further ordered, adjudged and decreed that upon such sale the said defendant, O. O. Owens, or anyone claiming by, through, or under him, is fore barred and foreclosed from setting up or claiming any right, title, or interest in or to said property."

\* \* \* \* \*

as by the filing of the transcript of the record of the said District Court, which was brought into the United States Circuit Court of Appeals, Tenth Circuit, by virtue of an appeal by O. O. Owens according to the act of Congress, in such case made and provided, fully and at large appears;

AND WHEREAS, at the April Term, in the year of our Lord one thousand nine hundred and thirty-four, the said cause came on to be heard before the said United States Circuit Court of Appeals, and the transcript of the record from said district court had been argued by counsel

in 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; and that the said Central Dairy Company, a corporation of Delaware, appellee, have and recover of and from O. O. Owens, appellant, its costs herein.

- - June 25, 1934.

Now, therefore, the hereby commanded that such proceedings be had in said cause as according to right and justice, and the laws of the United States, ought to be had, and so appeal notwithstanding.

WITNESSETH, the Honorable CHARLES E. HUGHES, Chief Justice of the United States, 31st day of July, in the year of our Lord one thousand nine hundred and thirty-four.

COPIES OF  
Clerk, Appellee:  
Printing Record (Appellant.)  
Attorney  
Paid by ALBERT TREGO  
Clerk of the United States Circuit Court of Appeals, Tenth Circuit.  
ENDORSED: Filed Aug 6 1934  
W. P. Barfield, Clerk, U. S. District Court.

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

W. G. Arn, et al.,	Plaintiffs,	)	
		)	
vs.		)	No. 315 Equity.    ✓
		)	
Ray M. Dunnett, et al.,	Defendants.	)	

MODIFIED DECREE PURSUANT TO MANDATE OF CIRCUIT COURT OF APPEALS.

Now on this, the 6th day of August, 1934, came on to be heard the motion of plaintiffs herein to have entered of record in this cause the mandate of the Circuit Court of Appeals and to enter a modified decree thereon in accordance with the opinion of said court and the date issued pursuant thereto.

Thereupon, the court finds that said mandate has been filed with the clerk of this court and that the said plaintiffs are entitled to an order and decree of this court annulling the former decree rendered herein as hereinafter set out and provided.

The court finds from an inspection of the opinion, decree and mandate of the appellate court filed herein that said court has construed said action as a suit for an account and recovery of profits wrongfully gained by the defendants Ray M. Dunnett and James G. Cloud and further that the same is not a class suit, but that only the plaintiffs who recovered, as shown by the original decree, are entitled to recover in this action in the amounts set out below, respectively.

It is, therefore, considered, ordered and decreed by the court that the plaintiff W. G. Arn do have and recover of and from the said defendants Ray M. Dunnett and James G. Cloud jointly and severally, the sum of \$970.00 together with interest in the sum of \$61.08; that plaintiff Rae G. Morrison do have and recover of and from the said defendants Ray M. Dunnett and James G. Cloud, jointly and severally, the sum of \$911.00 together with interest in the sum of \$57.41; that the plaintiff George H. Perolat do have and recover of and from the said defendants Ray M. Dunnett and James G. Cloud, jointly and severally, the sum of \$776.00 together with interest in the sum of \$48.90; that the plaintiffs Eva C. Tideman and S. M. Tideman do have and recover of and from the said defendants Ray M. Dunnett and James G. Cloud, jointly and severally the sum of \$834.20 and interest in the sum of \$52.57, and all cost of suit accrued in this case taxed in the sum of \$30.90.

Plaintiffs are hereby decreed a lien upon and against the moneys and securities held by the First National Bank & Trust Company of Tulsa, in trust for Ray M. Dunnett, Annabel Dunnett and Daniel Raymond Dunnett, for the amount of this decree and costs.

It is further considered and ordered by the court that upon presenting a certified copy of this modified decree to the defendant, the First National Bank & Trust Company of Tulsa, Oklahoma, it shall immediately deliver or pay to said plaintiffs or to plaintiffs' counsel the amounts set out above, aggregating the sum of \$3,492.00 principal, \$30.00 costs, and the sum of \$218.96 interest, from any moneys or funds in its possession held in trust for the use and benefit of the defendants Ray M. Dunnett, Annabel Dunnett and Daniel Raymond Dunnett under the trust agreement referred to in said original decree; that if not paid execution may issue against said defendant for said amounts.

F. L. SPENCER  
District Judge.

O.K. \_\_\_\_\_  
Counsel for Plaintiffs.

\_\_\_\_\_   
Counsel for Defendants.

\_\_\_\_\_   
Counsel for defendant, First National Bank & Trust Co.

FILED: Filed Aug 6 1934

H. P. Garfield, Clerk, U. S. District Court

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION - TULSA, OKLAHOMA MONDAY, AUGUST 6, 1934

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff, )  
vs. ) No. 873 Equity.  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER AUTHORIZING DISCLAIMER

THIS CAUSE COMING on to be heard on this the 6th day of August, 1934, on the application of Rex Watkinson, Receiver of Exchange National Company, for an order authorizing him to disclaim any interest in that certain cause of action, now pending in the District Court of Tulsa County, Oklahoma, wherein E. M. McBirney is plaintiff and Toronto Investment Company, and others, were defendants, the same being cause No. 58,802, in said cause, and the court having read said application and finding that it has jurisdiction to entertain the same and enter an order thereon, finds that said application should be sustained.

IT IS, THEREFORE, BY THE COURT, ORDERED, ADJUDGED AND DECREED that the application of Rex Watkinson be and the same is hereby sustained, and the said Rex Watkinson, Receiver of Exchange National Company, be and he is hereby authorized, directed and empowered to enter his appearance in said cause of action last above described, and disclaim any interest therein.

F. E. TENNER  
United States District Judge.

ENDORSED: Filed Aug 6 1934  
H. P. Garfield, Clerk  
U. S. District Court

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff, )  
vs. ) No. 873 Equity.  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER GRANTING TEMPORARY ALLOWANCE

THIS CAUSE COMING on to be heard on this the 6th day of August, 1934, on the application of Horace H. Hagan and T. Austin Gavin, for additional temporary allowance, as solicitors and counsellors for Rex Watkinson, Receiver of Exchange National Company, and it appearing to the court that said application should be granted, and that he has jurisdiction to entertain the same, and enter an order thereon, and being fully advised in the premises, finds that said application should be and is hereby sustained.

IT IS, THEREFORE, BY THE COURT, ORDERED, ADJUDGED AND DECREED that an application of Horace H. Hagan and T. Austin Gavin for additional temporary allowance, as solicitors and counsellors for Rex Watkinson, Receiver of Exchange National Company, be and the same is hereby sustained, and Horace H. Hagan and T. Austin Gavin are hereby granted additional temporary allowance for services rendered up to and including July 31st, 1934, the same being computed at the rate of \$200.00 per month, or within a total amount of temporary allowance due as at July 31st, the sum of \$500.00.

F. E. TENNER,  
United States District Judge.

ENDORSED: Filed Aug 6 1934  
H. P. Garfield, Clerk, U. S. District Court.

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

THE LIFE NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER APPROVING OPENING OF BANK ACCOUNT AND SIGNATURE THEREON.

THIS CAUSE COMING on to be heard on this the 6 day of August, 1934, on the verified application of Rex Watkinson, Receiver of Exchange National Company, for authority to open bank account in the First National Bank and Trust Company of Tulsa, and to authorize the signature of T. P. Farmer, on said account, and the Court having read said application and finding that it has jurisdiction to entertain said application and enter an order thereon, and being advised in the premises, finds that said application should be sustained;

IT IS, THEREFORE, BY THE COURT, ORDERED, ADJUDGED AND DECREED, that the application of Rex Watkinson be and the same is hereby sustained; and the said Rex Watkinson be and hereby directed, authorized and empowered to open a bank account in the First National Bank Trust Company of Tulsa, and said receiver is further directed, authorized and empowered to instruct said bank to authorize the signature of T. P. Farmer, on said account; and said Rex Watkinson be and he is hereby authorized, directed and empowered to do all things necessary and proper in order fully and effectually to accomplish the letter and spirit of said application and this order.

F. E. KESSELMER  
United States District Judge.

ENDORSED: Filed Aug 6 1934  
H. W. Corfield, Clerk  
U. S. District Court

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

HOWARD GRAY, as executor of the Estate )  
of Julia S. Pearce, deceased, ) Plaintiff, )  
vs. ) No. 877 - Equity. ✓  
EXCHANGE NATIONAL COMPANY, a corporation, )  
et al, ) Defendants. )

O R D E R

On this 2nd day of August, 1934, upon the verified application of F. H. McRine, Successor Trustee, for authority to accept the approximate sum of One Thousand Seven Hundred Ninety Five Dollars (\$1,795.00) in cash, and Four thousand Two Hundred Five Dollars (\$4,205.00) in bonds of the Federal Land Bank, in full payment and satisfaction of the loan of F. B. John in the principal amount of Six Thousand Dollars (\$6,000.00), and it appearing that said trust estate is receiving the principal amount of said indebtedness, in cash and bonds, and that said bonds are selling at this time at par, or better, and that said estate is paying only the interest upon said principal sum; that possible loss will result to said estate if foreclosure proceedings are instituted; that said proposal for payment has had the favorable consideration of the Advisory Committee, and said Committee has recommended the acceptance thereof; and it appearing that said settlement is for the best interest of said trust estate, and for other good cause,

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT OF OKLAHOMA  
DISTRICT OF OKLAHOMA  
AT THE CITY OF TULSA, OKLAHOMA  
ON THE 22ND DAY OF MARCH 1934 TERM- EQUITY DIVISION TULSA, OKLAHOMA WEDNESDAY, MARCH 28, 1934

IT IS ORDERED that J. H. McBirney, successor trustee, be and he is hereby authorized and empowered to accept the approximate sum of one thousand seven hundred ninety Dollars (\$1,795.00), in cash, and four thousand two hundred five Dollars (\$4,205.00) in bonds of the Federal Land Bank in full payment and satisfaction of the loan in the principal sum of six thousand Dollars (\$6,000.00) originally made by F. B. Johnson, secured by mortgage upon land owned by Carl J. Eschback.

IT IS FURTHER ORDERED that J. H. McBirney be authorized to execute the necessary releases, assignments and other instruments for the execution of said transaction.

F. E. WEAVER  
United States District Judge.

ENDORSED: Filed Aug 6 1934  
H. P. Farfield, clerk  
U. S. District Court

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

HOWARD GRAY, as executor of the estate of Julia S. Pearson, deceased, Plaintiff,  
vs. EXCHANGE NATIONAL BANK, a corporation, et al, Defendants. )  
No. 872 - Equity. ✓

O R D E R

On this 2nd day of August, 1934, upon the verified application of J. H. McBirney successor trustee to the Exchange National Bank of Tulsa, Oklahoma, and it appearing that the assets of said trust estate is a note executed by Herbert Forrest, having a balance due thereon of Fifty Four Thousand Eight Hundred & 20/100 Dollars (\$54,800.20), with interest paid to January 1, 1934, which said note is secured by a real estate mortgage on

Lot One (1), and the East Half (E $\frac{1}{2}$ ) of Lot Two (2), in Block One Sixty Eight (138), in the original town now City of Tulsa, Tulsa County, Oklahoma,

and that the maker of said note is in default in payment of both principal and interest thereon and it further appearing that the maker of said note has proposed to pay, in consideration of assignment of said real estate mortgage, the sum of Fifteen Thousand Dollars (\$15,000.00) upon the approval hereof, and the further sum of Twelve Thousand Dollars (\$12,000.00) on the 1st day of September, 1934, and has further agreed to execute a note for the sum of Ten Thousand Dollars (\$10,000.00), bearing five per cent (5%) interest, payable at the rate of three Hundred Dollars (\$300.00) per cent, and to procure the execution of a note by Western Creameries, Inc. for the principal sum of three thousand Dollars (\$3,000.00), due one year from and after its date, to bear interest at five per cent (5%) per annum; and it further appearing that the Advisory Committee appointed by this court to advise and counsel with the trustee, has approved said proposal, and has recommended to the trustee that he accept said proposal, in satisfaction and settlement of said indebtedness; and it further appearing that said trustee approved said settlement, and is of the opinion that said settlement is for the best interest of said estate, and other good cause,





products under the above name, in any manner whatsoever and from using in connection with its drug business the expression "Crown Drugs" and from using the word "Crown" in any manner whatsoever either upon the defendant's products or upon the defendant's business, or upon letter heads, circulars, or any other printed form, and from using the name "Crown" in the drug trade in any manner whatsoever and from doing any act or deed divesting or tending to divest the plaintiff of the good will identified with its trade mark of "Crown" or its trade name "Crown Drug Company" and from carrying on any business in the distribution or sale of drug products under the name comprising the plaintiff's Trade Name of "Crown Drug Company" or any word or calculated to be mistaken for the plaintiff's trade mark or trade name or confused therewith

(6). That the plaintiff shall have and recover of and from the defendant the sum of \$10.00, as damages suffered by the plaintiff by reason of the acts of the defendant.

(7). That the plaintiff recover of the defendant its costs and disbursements herein to be taxed.

F. E. KENNEDY  
United States District Judge.

Approved as to Form:  
WICKHAM & UNGERMAN  
Attorneys for Defendant.

RECORDED: Filed Aug 6 1934  
H. P. Warfield, Clerk  
U. S. District Court

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WILLIAM E. COLLIER, )  
Plaintiff, )  
-vs- ) No. 976 - Equity. ✓  
REESE AUGUSTINE CO., INC., )  
Defendant. )

Now on this 5th day of August, A. D. 1934, it is ordered by the court that the Bill of Defendant for Bill of Particulars be and it is hereby overruled. Exceptions allowed.

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IN THE DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT OF OKLAHOMA  
Anna R. Lebow, )  
Plaintiff, )  
vs. ) No. 984 Equity ✓  
R. Feldman, G. Feldman, and the National )  
Bank of Tulsa, a Corporation, )  
Defendants. )

ORDER OF INTERVENTION

BE IT REMEMBERED, that the above entitled case came on for hearing on this 5th day of August, 1934, upon application of the State of Oklahoma on the petition of W. J. Barnhart State Bank Commissioner, to intervene and to file its Bill of Complaint for foreclosure of mortgage and mortgage upon the premises described in the plaintiff's Bill of Complaint, and for leave to make additional parties defendant, to-wit, B. Jacobson of Tulsa, Oklahoma, A. G. Jackson of Tulsa, Oklahoma, Feldman Investment Company, a corporation organized under the laws of

State of Oklahoma with its principal office at Tulsa, Oklahoma, and C. M. Gale of North Little Rock, Arkansas. and the Intervener appearing by Hollin E. Wish, its attorney, and the plaintiff appearing by Willard Martin, her attorney, the Court, upon consideration of the application being fully advised in the premises, finds that the said application should be granted and order made as prayed for.

IT IS, THEREFORE, ORDERED AND ADJUDGED that the State of Oklahoma on the rel of W. J. Barnett, Bank Commissioner of the State of Oklahoma, in charge of Exchange Trust Co in liquidation, be and is her by permitted to intervene in said action and to file its Bill Complaint herein for the foreclosure of a mortgage upon the real estate and premises described in the plaintiff's Bill of Complaint, and that it be permitted to take additional parties defendant and that the processes of this Court in said cause issue against the following, as defendants, to-wit, B. Jacobson, Tulsa, Oklahoma; A. C. Jacobson, Tulsa, Oklahoma; Feldman Invest Company, a corporation, with its principal office at Tulsa, Oklahoma, and C. M. Gale, North Little Rock, Arkansas, Franklin J. Covell, Tulsa and Devoe-Reynolds Company, Tulsa.

DONE in Open Court the day and year first above written.

F. E. KENNAMER  
Judge.

OK WILLARD MARTIN Atty for Pltf.

ENFORCED: Filed Aug 6 1934  
H. B. Farfield, Clerk  
U. S. District Court

-----  
UNITED STATES OF AMERICA, Plaintiff, )  
-vs- ) No. 960 - Equity.  
C. A. ROSE and JEROME ROSE, Defendants. )

On this 6th day of August, A. D. 1934, it is ordered by the court that a restraining order be passed for a period of thirty (30) days pending settlement herein.

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Court adjourned to August 13, 1934.

Court convened pursuant to adjournment, Monday, August 13th, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District Court.  
H. B. Farfield, Clerk, U. S. District Court.

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

IN THE DISTRICT COURT OF THE UNITED STATES OF AMERICA FOR THE DISTRICT OF OKLAHOMA  
DOCKET NO. 1000  
OFFICE OF THE CLERK  
MAY 13, 1934

IN THE UNITED STATES DISTRICT COURT IN AND FOR THE DISTRICT OF OKLAHOMA  
EXCHANGE NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiffs, )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER AUTHORIZING SALE OF OIL AND GAS MINERAL RIGHTS

This cause coming on to be heard on this the 13th day of August, 1934, on the filed application of Rex Matkinson, Receiver of Exchange National Company, for an order direct authorizing and empowering him to sell the interest of the Exchange National Company receive in and to the oil gas and other mineral rights lying under;

Lots Six (6) and Seven (7), Section 31, Twp. 17 North, Rge 15 East, Logan County, Oklahoma,

and it appearing to the Court that it is for the best interest of said receivership that said interest be offered for sale and sold to the highest bidder, provided said said bid shall not be less than the sum of \$1,050.00, and which said purchase price shall be subject to any unpaid taxes; and the Court having read said application and finding that it has jurisdiction to enter the same and enter an order thereon and being fully advised in the premises finds that said application should be sustained.

IT IS THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that said application be and the same is hereby sustained and the said Rex Matkinson be and he is hereby directed, authorized and empowered to offer for sale according to law to the highest bidder for cash all of the interest of the receivership in said oil gas and other mineral rights lying under the hereinabove described, subject to any unpaid taxes and provided said sum so bid therefor, shall not be less than the sum of \$1,050.00; and the said Rex Matkinson, Receiver of Exchange National Company be and he is hereby directed, authorized and empowered to do all other things necessary and proper in order fully and effectually to accomplish the letter and spirit of said application and this order.

F. E. WINTER  
United States District Judge.

ENDORSED: Filed Aug 13 1934  
W. P. Sheffield, Clerk  
U. S. District Court

IN THE UNITED STATES DISTRICT COURT IN AND FOR THE DISTRICT OF OKLAHOMA  
EXCHANGE NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiffs, )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER AUTHORIZING SALE OF PROPERTY

This cause coming on to be heard on this 13th day of August, 1934, on the verified application of Rex Matkinson, Receiver of Exchange National Company, for an order authorizing and empowering him to sell the following described property, to-wit:

Lot thirteen (13) in Block Eight (8), Woodland Heights Addition in the City of Tulsa, County of Tulsa, Oklahoma;

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

IN SENATE SENIOR 1934 TERM - EIGHTH SESSION TULSA, OKLAHOMA NOVEMBER, TWENTY 13, 1934

and the Court having read said application and being fully advised in the premises, and finding that it has jurisdiction to entertain said application and enter an order thereon, finds that said application should be sustained;

IT IS, THEREFORE, BY THE COURT, ORDERED, ADJUDGED AND DECREED that the said application of Rex Atkinson, Receiver of the Exchange National Company, to sell said aforesaid property for the sum of \$500.00 less a commission of \$35.00, or upon any such higher bid on better terms than those set forth, as may be offered, be, and the same is hereby sustained, provided said sale shall hereafter be conducted as provided by law, and Rex Atkinson, Receiver of the Exchange National Company, be and he is hereby authorized, directed and empowered to advertise and sell said aforesaid premises, as provided by law, and to do all things necessary and proper, to accomplish the letter and spirit of said application and this order.

F. E. KEYSER United States District Judge

ENDORSED: Filed Aug 13 1934 H. P. Garfield, Clerk U. S. District Court

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, Plaintiff vs. EXCHANGE NATIONAL COMPANY, Defendant. No. 873 Equity

ORDER CONFIRMING SALE AND APPROVING BILL

THIS CAUSE COMING on to be heard on this the 13th day of August, 1934, on the report and return of sale and motion to confirm of Rex Atkinson, Receiver of Exchange National Company, covering and affecting the following described premises, to-wit:

Lot 20 Travis Heights Second Addition to the City of Tulsa, County of Tulsa, Oklahoma,

and the Court having examined the proceedings incident to said sale and finding that the same were and have been conducted as by law, and the order of this Court, and the Court finding that it has jurisdiction to entertain said application, or motion, and return of sale, and enter an order thereon, and being fully advised in the premises, finds that said motion to confirm said sale should be sustained;

IT IS, THEREFORE, BY THE COURT, ORDERED, ADJUDGED AND DECREED that said motion confirm said sale above described to Joseph Jankowsky and O. I. Card, be and the same is hereby sustained, and the said Rex Atkinson, Receiver of Exchange National Company, be and he is hereby directed, authorized and empowered to make, execute and deliver to Joseph Jankowsky a good and sufficient deed conveying the east half of the above described premises, and make execute and deliver to O. I. Card a good and sufficient deed conveying the west half of the above described premises, upon the payment by each of said purchasers of the sum of \$325.00; and the said Rex Atkinson be and he is further authorized, directed and empowered to pay all of the delinquent taxes on said premises and to furnish said purchasers one abstract covering all of said property, and to do all other things necessary and proper fully and effectually to accomplish the letter and spirit of this application and order.

F. E. KEYSER United States District Judge

ENDORSED: Filed Aug 13 1934 H. P. Garfield, Clerk U. S. District Court

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

H. C. ROBY, et al.,	Plaintiffs, )	
	)	
vs.	)	No. 890 Equity. ✓
	)	
RAY M. DREWETT, et al.,	Defendants. )	

O R D E R

Upon application of the plaintiffs they are hereby granted leave to file an amended bill of complaint in instant case and shall serve a copy thereof on counsel of record for the respective defendants.

The defendants are required to plead within ten (10) days or answer within fifteen (15) days.

This 13th day of August, 1934.

F. E. MERRIMAN  
District Judge.

ENDORSED: Filed Aug 13 1934  
H. P. Verfield, Clerk  
U. S. District Court

L. H. MARBLE,	Plaintiff, )	
	)	
-vs-	)	No. 900 - Equity. ✓
	)	
JAMES KING, et al.	Defendants. )	

Upon this 13th day of August, A. D. 1934, it is ordered by the Court that decree herein be amended as per journal entry to be filed.

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

Lucy Lessert and Josephine Lessert Bernard,	Complainants. )	
	)	
-vs-	)	No. 959 - Equity. ✓
	)	
H. E. Sunday, et al.,	Respondents. )	

O R D E R

Upon this 13 day of August, 1934, the above entitled action comes on for hearing on the motion of complainants to dismiss said cause without prejudice, and complainants appearing by their attorneys of record, Henry R. Duncan,

It is hereby ordered that said cause be, and the same is, dismissed, without prejudice to the bringing of another action.

F. E. MERRIMAN  
Judge.

ENDORSED: Filed Aug 13 1934  
H. P. Verfield, Clerk  
U. S. District Court

Court convened pursuant to adjournment, Friday, August 17, 1934:

Present: Hon. F. E. Kennamer, Judge, U. S. District Court.  
H. P. Farfield, 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 DISTRICT OF OKLAHOMA.

Mississippi Valley Trust Company, a corporation, )  
and A. M. Roudebush, Trustees, Plaintiffs, )

vs.

NO. 742 BANKRUPTCY

Mayo Hotel Company, a corporation, )  
et al, Defendants. )

O R D E R

This cause coming on to be heard on this the 15th day of August, 1934, upon the suggestion of the receiver appointed herein, that on the 10th day of July, 1934, John G. Catlett was appointed trustee for Mayo Hotel Company, an Oklahoma corporation, and for 'Mayos', incorporated, under the provisions of Section 77-b of the Bankruptcy Act approved June 7, 1934, and it appearing to the court that John G. Catlett was appointed trustee of 'Mayos', incorporated, a corporation, pursuant to the provisions of Section 77-b of the Bankruptcy Act approved June 7, 1934, and that he is now the duly qualified and acting trustee of the Mayo Hotel Company, an Oklahoma corporation, and that he is now the duly appointed, qualified and acting trustee of 'Mayos', incorporated, under the provisions of said Section 77-b.

IT IS ORDERED, ADJUDGED AND DECREED that J. G. Catlett, the receiver heretofore appointed by this court in this cause be and he is hereby directed to deliver to John G. Catlett as Trustee in bankruptcy of the Mayo Hotel Company, a corporation, all of the property of said corporation of every kind, nature and description, including accounts receivable, cash on hand and money in banks, and that he make the receipt of said Trustee therefor, and that J. G. Catlett as Receiver herein be and he is hereby directed to deliver to John G. Catlett as Trustee in bankruptcy of 'Mayos', incorporated, a corporation, all of the property of said corporation of every kind, nature and description, including accounts receivable, cash on hand, and money in banks that he make the receipt of said Trustee therefor.

IT IS FURTHER ORDERED that J. G. Catlett, the receiver herein file, within one day, his final Account, and that said Receiver and his counsel be and they are hereby given leave to apply to this court for their allowances and fees to be fixed by this court in this cause as by Section 77-b of the Bankruptcy Act provided, and that the receiver herein shall be discharged upon the filing and approval of his final Account and that upon making the delivery hereinbefore ordered, he be relieved forthwith of all further duties in connection with the management of the property and businesses now in his possession and under his control.

F. E. KENNAMER  
DISTRICT JUDGE.

WITNESSED: Filed Aug 17 1934  
H. P. Farfield, Clerk  
U. S. District Court

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CONNECTICUT GENERAL LIFE INS. CO., Plaintiff, )  
vs. ) No. 839 - Equity.  
FELDMAN INVESTMENT CO. ET AL., Defendants. )

Now on this 17th day of August, A. D. 1934, hearing is had on motion to vacate judgment herein. Whereafter, Witness G. Fenster is sworn and examined by the Court. And thereafter, it is ordered by the Court that further hearing be continued to August 20, 1934.

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff, )  
vs. ) No. 873 Equity  
EXCHANGE NATIONAL COMPANY, Defendant. )

ORDER AUTHORIZING COMPROMISE SETTLEMENT AND RELEASE OF SECOND MORTGAGE

THIS CAUSE COMING on to be heard on this the 17th day of August, 1934, on the filed application of Rex Watkinson, receiver of Exchange National Company, for an order authorizing, empowering and directing him to make a compromise settlement on a certain note and to surrender said note and to release the second mortgage, date of the 6th day of May, 1932, filed the first day of May, 1933, in Book 148 at Page 545 Garvin County, Oklahoma, securing the note mentioned, and the Court having read said application and finding that it has jurisdiction to entertain the same and enter and order thereon and being fully advised in the premises finds said application should be sustained;

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that said application of Rex Watkinson, Receiver of Exchange National Company, for an order of this Court to make compromise settlement of \$301.50 on that certain note herein mentioned and surrender said note and release the second mortgage securing payment thereof, be and the same is hereby sustained and the said Rex Watkinson, Receiver of Exchange National Company, be and he is hereby authorized, empowered and directed to release the said second mortgage herein described and to surrender the note secured thereby, upon payment of \$301.50 and to do all other things necessary and proper to accomplish the letter and spirit of said application and this order.

F. E. FENSTER  
United States District Judge.

RECORDED: filed Aug 17 1934  
W. P. Garfield, Clerk  
U. S. District Court

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, Plaintiff )  
vs. ) No. 873 Equity  
EXCHANGE NATIONAL COMPANY, Defendant. )

ORDER AUTHORIZING FILING OF DISCLOSURE.

THIS CASE BEING on to be heard on this the 17th day of August, 1934, on the filed application of Rex Atkinson, for an order authorizing him to disclose in the case of City State Bank, a corporation, of Muskogee, Oklahoma, vs. Grand Realty Company, Case No. 1185 in the Superior Court of Seminole County, Oklahoma, and the court having read said application and being fully advised in the premises, and finding that it has jurisdiction to hear and determine said matter, and enter an order thereon, and being fully advised, disclosure of said application should be sustained;

IT IS ORDERED, ADJUDGED, DECREED, and it is the order of the court, that the application of Rex Atkinson for authority to disclose in the above entitled case, as and the same has been sustained, and the said Rex Atkinson, be and he is hereby directed, authorized, and empowered to file a disclosure in the above entitled action, and to do all things necessary and proper in order fully and effectually to accomplish the letter and spirit of said application and this order.

F. M. McFARLAND  
United States District Judge.

APPROVED: Filed August 17, 1934  
W. J. Sheffield, Clerk  
U. S. District Court

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, Plaintiff )  
vs. ) No. 873 Equity  
EXCHANGE NATIONAL COMPANY, Defendant. )

ORDER AUTHORIZING ABANDONMENT OF CERTAIN LITIGATION.

THIS CASE BEING on to be heard on this the 17th day of August, 1934, on the application of Rex Atkinson, Receiver of Exchange National Company, for an order authorizing said receiver to abandon and not take any defense in those certain cases identified as follows:

- 1. J. McKinney vs. Exchange Mortgage & Investment Co., No. 58, 885  
District Court of Tulsa County, Oklahoma,
- 2. J. McKinney vs. W. L. Johnston, et al., No. 58, 886,  
District Court of Tulsa County, Oklahoma,
- 3. J. McKinney vs. W. L. Johnston, et al., No. 58, 884  
District Court of Tulsa County, Oklahoma,

and the court having read said application and finding that it has jurisdiction to entertain the same and enter an order thereon and being fully advised in the premises, find that said applica-

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that the application of Rex Watkinson, Receiver of Exchange National Company, for authority to abandon the above described litigation, be and the same is hereby sustained; and the said Rex Watkinson be, and is hereby directed, authorized and empowered to abandon said aforescribed litigation and not make any defense therein.

T. E. DENNEY, JR.  
United States District Judge.

ENTERED: Filed Aug 17 1934  
H. P. Warfield, Clerk  
U. S. District Court

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OKLAHOMA

The Lincoln National Life Insurance Company, a corporation, Plaintiff,  
vs. Exchange National Company, a corporation, Defendant.  
No. 873 Equity

ORDER PERMITTING SUIT AGAINST RECEIVER

Now on this 17th day of August, 1934, comes on to be heard the petition of the State of Oklahoma on the relation of H. J. Barnett, Bank Commissioner, for leave to sue Rex Watkinson, the receiver of Exchange National Company, for the purpose of foreclosing two certain mortgages; one given by Antwine Rodman and Donna Rodman, his wife, to Exchange Trust Company secure an indebtedness which originally amounted to \$6500.00, on which there is an unpaid balance of \$2800.00 with interest and attorneys fees, which mortgage is dated October 23th, 1927, covers and describes the following property, situated in Osage County, State of Oklahoma, to

The North Half of the Southwest Quarter and the southwest quarter of the Southwest Quarter of Section twenty-five (25) and the east half of the Southeast Quarter of Section twenty-six (26), Township twenty-two (22) North, Range eleven (11) East, and southeast quarter of Section twelve (12) and Northeast Quarter of Northeast Quarter of Section thirteen (13), Township twenty-two (22) North, Range eleven (11) East, and Lots two (2), three (3) and four (4) and east half of Southwest quarter of Section Seven (7) and Lot One (1) and both Half of Northeast Quarter of Northwest quarter of Section Fifteen (15) Township twenty-two (22) North, Range twelve (12) East.

And one given by Robert Osterling and Annie Laurie Osterling, his wife, to Exchange Trust Company, as additional security for the same indebtedness, which mortgage is dated May 2nd, 1930, and which covers and describes the following described lands in Osage County, State of Oklahoma, to-wit:

Lots five (5), six (6) and Seven (7) and southeast quarter of southwest quarter and east half of east half of northeast quarter of southwest quarter and east half of southwest quarter of northeast quarter of Northwest quarter and West Half of southeast quarter of northeast quarter of Southwest quarter of Section six (6), Township twenty-two (22) North, Range Twelve (12) East.

And after hearing said petition and statements of counsel, the Court finds that leave shall be granted as prayed in said petition.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED, that the petitioner, State of Oklahoma, on the relation of W. J. Barnett, Bank Commissioner, be and it is hereby authorized and given permission to sue said receiver of the Exchange National Company and any successor receiver for the purpose of foreclosing mortgages, and petitioner is authorized to join said receiver with other parties defendant for the purpose of foreclosing said mortgages.

T. E. WALKER  
JUDGE

BY: HAZARD GUNY  
Atty for Rex Atkinson  
Receiver of Exchange National Company.

ENTERED: Filed Aug 17 1934  
H. P. Garfield, Clerk  
U. S. District Court

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IN THE UNITED STATES DISTRICT COURT IN AND FOR THE DISTRICT OF COLUMBIA

HOWARD GRAY, as Executor of the estate  
of Julia S. Peckman, deceased, Plaintiff,

vs.

EXCHANGE NATIONAL COMPANY, a corporation,  
et al, Defendants.

No. 507 Equity.

M. MARGHERITE GAY, PEARL M.  
HOUSE and KATE PECK,  
Interveners.

FINDINGS OF FACT AND CONCLUSIONS OF LAW UPON THE APPLICANTS OF INTER-  
VENORS TO DISCHARGE TRUSTEE AND PROTECT RECEIVERS.

This cause coming on for hearing before the undersigned Judge of said court, on this the 11th day of July, 1934, on the application of the intervenors, Kate Peck, M. Marguerite Gay and Pearl M. House, and the intervenors, appearing by their attorneys, Hancey, Spillers Brown, by C. C. Spillers, and the trustee appearing in person and by his attorney, F. A. Todd and co-vents having introduced their testimony and rested, and the trustee having introduced testimony and rested, the Court thereupon makes the following findings of fact and conclusions of law based thereon:

FINDINGS OF FACT.

1. The court finds that heretofore, in June, 1933, F. H. McBirney was appointed by the order of this court, receiver of the Exchange National Company, a corporation, and its assets.
2. That F. H. McBirney qualified and assumed his duties as receiver of said corporation until the 4th day of December, 1933, at which time assets consisting of mortgages due in the payment of the principal sum of \$3,142,672.66 were set apart in a trust estate, and F. H. McBirney was appointed successor trustee, and qualified as such, and assumed charge and possession of said assets.
3. The court further finds that there came into the possession of F. H. McBirney, as receiver, and as successor trustee, after the 4th day of December, 1933, certain...

DISTRICT OF COLUMBIA

FILED MARCH 1934 SUPERVISOR DIVISION WILDA, KILPATRICK WASHINGTON, MARCH 17, 1934

of Max Campbell and wife, for the principal sum of ninety two thousand dollars (\$92,000.00) secured by a mortgage on certain real estate in the City of Washington, described in the said mortgage.

4. The court further finds that J. H. McBirney was appointed receiver for the National Company upon the recommendation of the majority of the interest parties in said litigation, and was recommended by the majority of the holders of the participant on certificate for appointment as successor trustee in said trust. The court further finds that upon the appointment of J. H. McBirney as successor trustee, an Advisory Committee, consisting of James Diggs, a member of the Legal Department of the Lysaght Mill Company of Tulsa, W. O. Gross, and for Dr. S. G. Kennedy, the largest individual participation certificate holder, Charles Kraus and George O. Watson, was appointed to advise and make recommendations to J. H. McBirney, trustee, relative to the administration of said trust estate; that each of the said members were either beneficiaries or representatives of beneficiaries of said trust, and that James Diggs was chairman of said Advisory Committee.

5. The court further finds that at the time of the appointment of J. H. McBirney as receiver, and subsequently as trustee, there were certain delinquencies of payments due the said Max Campbell notes, and that the conditions of the mortgage had been broken.

6. The court further finds that Max Campbell was collecting the rents from the mortgaged premises and was in complete control of said premises, and that he was making payments from said rents to said trust estate; that Max Campbell was in charge of the said premises prior to the appointment of J. H. McBirney as receiver, and prior to his appointment as trustee, and that Max Campbell is still in control of said premises, and that he makes reports of his collections and disbursements to said trust estate; that Max Campbell has been withholding from said rents collected by him from said premises the sum of one hundred seventy five dollars (\$175.00) per month as compensation for his services, and that he retained said sum of one hundred seventy-five dollars (\$175.00) per month as compensation for his services prior to the appointment of J. H. McBirney as either receiver or trustee, by virtue of an agreement made between the Exchange National Company and said Max Campbell prior to said receiver's appointment, whereby it was agreed to pay Max Campbell one hundred seventy five dollars (\$175.00) per month, a certain sum, for taking care of said premises, but was accepting said sum from said Max Campbell with knowledge that he was withholding said sum for his said services, and that said Max Campbell, being in charge of said premises, could discharge the income therefrom, and that said services were taken from him.

7. The court further finds that J. H. McBirney, as trustee, through S. P. ... and through ... the said to enforce collection of said loan and the latter part of and through ... further finds that said loan was turned over to said trustee's attorney for collection on March 15, 1934; that foreclosure proceedings were prepared for the purpose of foreclosure of said mortgage and seeking the appointment of a receiver for said premises, again said Max Campbell, but that the advisory committee recommended that foreclosure proceedings be withheld.

8. The court further finds that the Advisory Committee recommended to the trustee, and that trustee accepted said recommendation, that foreclosure proceedings be withheld and that Max Campbell be permitted to collect the rents from said premises, and to apply the payments upon said indebtedness, and to apply these payments upon said indebtedness, and that Max Campbell be paid ten per cent (10%) of said collections, or approximately one hundred dollars (\$100.00) per month for his services in place of the hundred seventy five dollars (\$175.00) per month.

9. The court further finds that the Max Campbell property, located at the corner of said ... is peculiar property in that it is out-lying and apart from other business property, and requires the attention of Max Campbell for the successful maintenance thereof; that it is a property consisting of a hotel upon the second floor and a number of store rooms upon the ground floor, and said property has been rented largely through the personal acquaintance and personal efforts of Max Campbell.

44

10. The court further finds that at the time of the appointment of J. H. McBirney as receiver for the assets of the Exchange National Company, said Max Campbell was indebted to the National Bank of Commerce, of Tulsa, Oklahoma, in the sum of ten thousand dollars (\$10,000.00), and that J. H. McBirney, at the time of his appointment as receiver, and at the present time, is President and a Director of said National Bank of Commerce of Tulsa, Oklahoma; that the said loan of Max Campbell to the National Bank of Commerce, was made prior to the appointment of J. H. McBirney as either receiver or trustee, and was made in order to finance the completion of the building mortgaged to the Exchange National Company.

11. The court further finds that the said Max Campbell considered said indebtedness to the National Bank of Commerce of such a character that it would be retired from the proceeds of the property, as said money was borrowed from the National Bank of Commerce to complete the improvements and to operate the property income-producing, and that said Max Campbell had made payments upon said loan to the National Bank of Commerce from rents and profits of said premises long prior to the appointment of J. H. McBirney as receiver and trustee, and to the knowledge and consent of the Exchange National Company prior to receivership.

12. The court further finds that J. H. McBirney, upon being sworn in for his office, has ever requested Max Campbell to make any payments upon his indebtedness to the National Bank of Commerce, from rents, profits or funds derived and obtained by him from the premises mortgaged to secure the payment of the indebtedness due said bank; that Max Campbell has not been in the employ of J. H. McBirney as receiver or trustee, except by virtue of the agreement between Max Campbell and the Advisory Committee to accept ten per cent (10%), or approximate One Hundred Dollars (\$100.00) per month for collecting rents upon said premises.

13. The court further finds that the said Max Campbell has, during the tenure of said receivership and trusteeship, made payments to the National Bank of Commerce upon his individual indebtedness thereto, but that said payments were made by Max Campbell of his own accord and without having been requested to make said payments by J. H. McBirney or by anyone acting on his behalf.

14. The court further finds that the said J. H. McBirney expressly requested and insisted that said Max Campbell not make any payments upon his private indebtedness to the National Bank of Commerce after his attention had been called to the fact that payments had been made by said Max Campbell from the rents and profits from said property, and that payments made by Max Campbell to the National Bank of Commerce were made with the knowledge of said J. H. McBirney.

15. The court further finds that at the time J. H. McBirney was appointed receiver for Exchange National Company, it was the owner of one Chevrolet Sedan Automobile; that said J. H. McBirney kept said automobile at his home in his private garage in order to save expense to said estate, and that said automobile was and is an asset of said receivership estate and is not an asset of the trust estate for which J. H. McBirney is trustee; that said automobile continued to be kept at the home of J. H. McBirney, and that said J. H. McBirney permitted his son-in-law, D. W. Bradley, to use said automobile for his private business; that said D. W. Bradley was living at the home of J. H. McBirney; that said D. W. Bradley paid all expenses connected with the operation of said automobile when so using it, as well as otherwise; that there was no loss or damage of said automobile of great value or damage to said receivership estate; that J. H. McBirney used his private automobiles in connection with the conduct of the business of said receivership estate, and that he paid all expenses thereon personally.

16. The court further finds that J. H. McBirney employed one D. W. Bradley at a salary of One Hundred Dollars (\$100.00) per month, as an employee of the Exchange National Company, and that said D. W. Bradley was appointed receiver of said Exchange National Company, and at the time of his appointment Max Robinson was indebted to the National Bank of Commerce.

17. The court further finds that J. H. McBirney attempted to collect from Max Robinson a portion of the money due the National Bank of Commerce, and that the said Max Robinson is not an employee of the trust estate, and further that Max Robinson was said receiver.

DEPARTMENT OF FINANCE

WARRANT UNDER 1934 ACT - E. W. WATKINSON, TRUSTEE, OKLAHOMA, 1934, 17, 1934

salary commensurate with the services to be performed by him, and that he has performed those services for which he was employed; that Rex Watkinson has made payments to the National Bank of Commerce on his personal indebtedness thereto from money received by him for the performance of his services as receiver of the Exchange National Company, and that such payments made by Rex Watkinson were not in derogation of, or interference with, the rights of said trust estate.

18. The court further finds that J. C. McBirney has not threatened to procure discharge of any employee of the Exchange National Company for their non-payment of personal private indebtedness to the National Bank of Commerce, and particularly with respect to Rex Watkinson; and further finds that J. C. McBirney has not done anything with respect to enforcing collections for the National Bank of Commerce in derogation of the rights of said trust estate or said receivership estate.

19. The court further finds that the Exchange National Company held a mortgage upon the Youngblood Hotel of said Oklahoma, in the sum of three hundred fifty thousand dollars (\$350,000.00), which is a part of the trust estate in the possession of J. C. McBirney as trustee. The court finds that no payments have been made upon said indebtedness, but finds that J. C. McBirney has been diligent with respect to said mortgage, as well as the other assets of said trust estate; and that the trustee has followed the recommendations of the Advisory Committee relative to instituting foreclosure proceedings against the Youngblood Hotel, said recommendations being the withholding of such proceedings in an effort to permit the owners to operate the hotel and to keep the trust estate out of hotel operation.

20. The court further finds that J. C. McBirney, as trustee, has not breached said trust; that there is no danger of a breach of trust; that the beneficiaries of said trust represented by the Advisory Committee, are satisfied with the management of said trustee; that there is no danger of said trust being lost, and no substantial or material misconduct upon part of the trustee exists, to either show a want of capacity or of fidelity upon the part of said trustee, putting said trust in jeopardy.

21. The court further finds that none of the interveners expressed dissatisfaction with said trustee, or that any necessity exists for the removal of said trustee, and the none of said interveners testified herein.

22. The court finds that the trustee has cooperated with said Advisory Committee and has been diligent in the performance of his duties as such trustee.

CONCLUSIONS OF LAW

1. The court concludes as a matter of law, that J. C. McBirney, trustee, has been guilty of any misconduct in the administration of said trust estate.

2. That said trustee should not be removed where there is no danger of breach of trust.

3. That said trustee should not be removed where the beneficiaries are satisfied with the management and administration of said trust estate.

4. That said trustee should not be removed for the mere technical or trivial violations of duty, if the trust is in no danger of being lost.

5. That said trustee should not be removed except for clear necessity for interference to save the trust property, and that no necessity exists herein.

6. That said trustee should not be removed where interveners do not have the right to show want of capacity or fidelity, putting the trust in jeopardy.

7. That a trustee suitable and proper and satisfactory to the beneficiaries shall be removed.

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

PROCEEDING UNDER CHAPTER 11 OF TITLE 11, UNITED STATES CODE, AS AMENDED

IT IS, BY THE COURT, ORDERED, ADMITTED AND DECIDED that the application of the said Rex Watkinson, to release said aforescribed second mortgage, affecting the above described premises, be and the same is hereby sustained, and the said Rex Watkinson be and he is hereby directed, authorized and empowered to make, execute and deliver to said mortgagee the release of said second mortgage, and said Receiver be and he is hereby further authorized, directed and empowered to do all things necessary and proper to accomplish the letter and spirit of said application and this order.

F. E. TETTER  
United States District Judge

RECORDED: Filed Aug 27 1934  
H. P. Warfield, Clerk  
U. S. District Court DC

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

EXCHANGE NATIONAL BANK, )  
Plaintiff, )  
vs. )  
EXCHANGE NATIONAL BANK, )  
Defendant. )

873 Equity ✓

ORDER GRANTING APPLICATION FOR RELEASE OF SECOND MORTGAGE AND SURRENDER OF NOTE

This cause came on to be heard on this the 27th day of August, 1934, at the said Court, the said Rex Watkinson, Receiver of Exchange National Company, being authorized by the court to release a second mortgage recorded in Book 125, page 374, in the records of said County, and to surrender said note, secured by said second mortgage, affecting the above described premises:

Section 27-101-67;

and the court, after reading said application and finding that it has jurisdiction to entertain said application, and being fully advised in the premises that the same is justly and lawfully granted.

IT IS, BY THE COURT, ORDERED, ADMITTED AND DECIDED that the application of Rex Watkinson, Receiver of Exchange National Company, to release said second mortgage and surrender said note secured thereby upon premises described above, be and the same is hereby sustained and the said Rex Watkinson, Receiver of Exchange National Company, be and he is hereby authorized, directed and empowered to release said second mortgage and to surrender said note and to do all other things necessary and proper to accomplish the letter and spirit of said application and this order.

F. E. TETTER  
United States District Judge

RECORDED: Filed Aug 27 1934  
H. P. Warfield, Clerk  
U. S. District Court

IN RE: ESTATE OF JULIA S. PEARMAN, DECEASED

HOWARD GRAY, as Executor of the Estate of Julia S. Pearman, deceased,	)	
	)	
vs.	)	No. 877 Equity
EXCHANGE NATIONAL BANK, a corporation, et al.,	)	
	)	
M. MARGUERITE DAY and PEARL M. HOUSE,	)	
	)	

ORDER ALLOWING APPEAL

On motion of Yancey, Spillers & Brown, by G. O. Spillers, solicitors and counsel for the interveners, M. Marguerite Day and Pearl M. House;

IT IS HEREBY ORDERED that an appeal to the Circuit Court of Appeals for the Ninth Circuit from the order of this court denying the interveners' motion to discharge H. W. McCall as trustee and appoint a successor, heretofore filed and entered herein, be and the same is hereby allowed, and that a certified transcript of the record, testimony, stipulations and proceedings be forthwith transmitted to said Circuit Court of Appeals for the Ninth Circuit.

IT IS FURTHER ORDERED that the bond on appeal be fixed at the sum of \$100.00.

Done in open court this 27th day of August, 1934.

F. H. CHAMBER  
 Judge

RECORDED: Filed Aug 27 1934  
 H. P. Farfield, clerk  
 U. S. District Court

IN RE: ESTATE OF JULIA S. PEARMAN, DECEASED

HOWARD GRAY, as Executor of the Estate of Julia S. Pearman, deceased,	)	
	)	
vs.	)	No. 877 Equity
EXCHANGE NATIONAL BANK, a corporation, et al.,	)	
	)	

ORDER APPOINTING TRUSTEE TO RELEASE MORTGAGE

On this 27th day of August, 1934, upon the verified application of H. W. McCall, Successor Trustee to Exchange National Bank of Tulsa, Oklahoma, for authority to execute and deliver partial release, and it appearing that among the assets held by said H. W. McCall, Successor Trustee, is an indebtedness in the principal sum of Eight thousand dollars (\$8,000) secured by a mortgage on the following described land, to-wit:

The northeast quarter (NE 1/4) of Section Eleven (11), Township Nineteen (19) North Range fourteen (14) East, Tulsa County, Oklahoma, except the following described tract:  
 beginning at the northeast corner of said Section Eleven (11), thence to two hundred thirty four (234) feet, thence to the four hundred eighteen (418) thence east twenty five (25) feet, thence to the one hundred fifty (150) feet, once north five hundred sixty eight (568) feet, to the place of beginning;

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

DECEMBER 11, 1928 TERM-HOLIDAY SESSION TULSA, OKLAHOMA JANUARY 11, 1929

and it further appearing that said mortgage is recorded in volume 811, page 568 of the records of Tulsa County, and the assignment of said mortgage to the Exchange National Company is recorded in volume 1107, at Page 426 of the records of Tulsa County, Oklahoma; and it further appearing that the land included in said mortgage has been subdivided into eight (8) blocks, consisting of fifty-three (53) lots, seven (7) of which having been released from said mortgage to the Exchange National Company prior to the institution of receivership proceedings herefor, and it further appearing that five hundred dollars (\$500.00) in cash has been received and applied to said indebtedness in consideration of a release of said lots from said mortgage, and it further appearing that the said trustee has been tendered the sum of Five Hundred Dollars (\$500.00) as payment upon said indebtedness in consideration of his releasing said mortgage lien as to said lots and covers Lot three (3), Block Two (2), Lynn Land Estates Addition to the City of Tulsa and that it is to the best interest of said trust estate that said mortgage be released, and that it is for the best interest of said trust estate that the said trustee be authorized to release the said mortgage as to each lot included therein, upon being paid the sum of five hundred dollars (\$500.00) or more for each of said lots released from said mortgage, and for other good cause,

IT IS ORDERED that J. F. McBirney, Successor Trustee to Exchange National Bank of Tulsa, Oklahoma, be and he is hereby authorized and empowered to release the said mortgage, executed December 11, 1928, by M. E. Bailey and Laura L. Bailey, upon the following described premises, to-wit:

The northeast quarter (NE<sup>1</sup>/<sub>4</sub>) of Section Eleven (11), Township Nineteen (19) North, Range Fourteen (14) East, Tulsa County, Oklahoma, except the following described tract:

Beginning at the northeast corner of said Section Eleven (11), thence West Two hundred thirty four (234) feet, thence South four hundred eighteen (418) feet, thence East twenty five (25) feet, thence South one hundred fifty (150) feet, thence East two hundred nine (209) feet, thence North five hundred sixty eight (568) feet, to the place of beginning,

said mortgage being for the sum of Eight Thousand Dollars (\$8,000.00), and being recorded in volume 800, at Page 511 of the records of Tulsa County, and the assignment thereof to Exchange National Company being recorded in volume 1107, at Page 426 of the records of Tulsa County, insofar as said mortgage covers, includes and affects Lot Three (3), Block Two (2), Lynn Land Estates Addition to the City of Tulsa, Oklahoma, a subdivision of the Northeast Quarter (NE<sup>1</sup>/<sub>4</sub>) of Section Eleven (11), Township Nineteen (19) North, Range Fourteen (14) East, upon payment and receipt by said trustee of the sum of Five Hundred Dollars (\$500.00), to be credited upon said indebtedness,

IT IS FURTHER ORDERED that J. F. McBirney, Successor Trustee to Exchange National Bank of Tulsa, Oklahoma, be and he is hereby authorized and empowered to execute and deliver releases of the trust referred to and described mortgage, upon being paid the sum of Five Hundred Dollars (\$500.00) or more, to be applied as credits upon said indebtedness, and said lots included in said mortgage be released by him.

J. F. MCBIRNEY  
United States District Judge.

APPROVED: JAMES W. CLARK  
U. S. District Court  
Tulsa, Oklahoma

IN RE RECEIPTS ISSUED BY THE UNITED STATES FEDERAL RESERVE BANK OF OKLAHOMA CITY, OKLAHOMA

WALTER GARDNER, as executor of the estate of Julia C. Gardner, deceased, Plaintiff, vs. FEDERAL RESERVE BANK OF OKLAHOMA CITY, a corporation, et al., Defendants.

ORDER UPON PROTEST

The above matter coming on to be heard upon the application of W. H. McKinney, Receiver Trustee to the Exchange National Bank of Tulsa, for an order Quia Pro Quo herein, respecting the order entered herein on the 2nd day of August, 1934, and the Court being fully advised and being satisfied that by a clerical error the bonds to be accepted by said trustee were not described definitely but were referred to as bonds of the Federal Land Bank, and that the bonds to be accepted by said trustee are Federal Farm Mortgage Corporation Bonds, and that said order should authorize said trustee to accept Federal Farm Mortgage Corporation Bonds, and it appearing that the proceedings are regular and that said bonds should be definitely described

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the order of this Court entered herein on the 2nd day of August, 1934, be corrected as of said date to show that said trustee authorized to accept Federal Farm Mortgage Corporation Bonds in the amount described in said order, in lieu of bonds of Federal Land Bank.

F. H. KIDWELL, United States District Judge

Dated Aug. 27, 1934.

RECORDED: filed Aug 27 1934 W. E. Garfield, clerk U. S. District Court

IN RE RECEIPTS ISSUED BY THE UNITED STATES FEDERAL RESERVE BANK OF OKLAHOMA CITY, OKLAHOMA

WALTER GARDNER, as executor of the estate of Julia C. Gardner, deceased, Plaintiff, vs. FEDERAL RESERVE BANK OF OKLAHOMA CITY, a corporation, et al., Defendants.

No. 602 - 11

ORDER UPON PROTEST

On the dismissal of the Plaintiff, the Federal Reserve Bank of Oklahoma, et al., for failing to file this 27th day of August, 1934, before the undersigned Judge of the United States District Court for the Northern District of Oklahoma, and the Court being fully advised in the premises filed:

That the above styled and numbered cause should be dismissed with prejudice in accordance with the Plaintiff's application.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the above styled and numbered cause be dismissed with prejudice.

F. H. KIDWELL, Judge.

RECORDED: filed Aug 27 1934 W. E. Garfield, clerk U. S. District Court

WILLIAM L. WATT, et al, Plaintiffs,  
-vs- do. 897 - Equity. ✓  
CHARLES F. STUART, Defendant. )

Now on this 27th day of August, hearing on merits is continued in the above captioned cause, John A. Collesberry is sworn and examined by the court. And thereafter, it is ordered by the court that the decree herein now be vacated. It is further ordered that motion for accounting herein be sustained and accounting ordered. It is further ordered that said case set for trial September 6, 1934.

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BEFORE SAID COURT IN DISTRICT COURT OF THE UNITED STATES IN AND FOR THE DISTRICT OF OKLAHOMA

H. W. Marble, Plaintiff,  
vs  
James King, Dollie King, Henry King,  
Mrs. Henry King and Board of County  
Commissioners of Hayes County, Oklahoma,  
Defendants,  
United States, Intervenor. )  
No. 890 Equity ✓

D E C R E E

Now on this the 27th day of August, the same being a day of the Special Term of this court, the above entitled cause comes on to be determined, plaintiff appearing by attorney, R. A. Wilkerson, and the defendants, James King and Dollie King by the Intervenor United States, appearing by Chester A. Brewer, Assistant United States Attorney for the Western District of Oklahoma; and said cause having been submitted to the court on an agreed stipulation of facts and briefs of the parties hereto; and upon consideration of the pleadings and agreed stipulation of facts and briefs of the respective parties herein the court finds, adjuges and decrees as follows:

That James King is a full-blood, restricted Cherokee Indian, and is enrolled as such on the final authenticated Rolls of the Cherokee Nation opposite Roll No. 29681. That such full-blood, restricted Cherokee Indian he received a homestead allotment and, approved the secretary of the Interior, conveying to him the following described land, to-wit:

Northwest Quarter of Northeast Quarter and East Half of Northeast Quarter of Northwest Quarter and North Half of Northeast Quarter of Northeast Quarter and Southwest Quarter of Northeast Quarter of Northeast Quarter of Section 15, Township 21 North, Range 21 East, less roadway, located in Hayes County, Oklahoma.

That the restrictions of the said James King have not been removed except as hereinafter set

That Dollie King is a full-blood, restricted Cherokee Indian, and her name is on the final rolls opposite No. 25052. That on and prior to March 20, 1918, there was on deposit in the Indian Department, to the credit of the said Dollie King, the sum of \$600.00 which had been placed to her credit in lieu of an allotment. That under the supervision of the secretary of the Interior, and pursuant to his order, the said sum of \$600.00 was expended in the land hereinafter described on behalf of the said Dollie King, and said land was sold to her full purchase price of said land to James King. That said James King, under the supervision of the secretary of the Interior, executed to Dollie King a warranty deed conveying said land to her, and approved by the secretary of the Interior. That said deed contained a restrictive clause,





Case No. 100-100000-100000, 100-100000-100000, 100-100000-100000  
Trial by: Hon. J. A. Kammeyer, Judge, U. S. District Court.  
W. J. Smith, Clerk, U. S. District Court.

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

W. J. Smith, Plaintiff, )  
-vs- ) No. 100 - Equity )  
W. J. Smith, Defendant. )

On this 10th day of September, A. D. 1871, it is ordered by the court that  
certain legal aspects of the case (10) days. It is further ordered that all cases by order  
to a degree be suspended. Operators Royal Company (10) days to file and  
petition. After that time, it is further ordered that all cases be suspended  
overruled and except as allowed.

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ORDER OF THE COURT IN THE MATTER OF THE ESTATE OF W. J. SMITH

United States, Plaintiff, )  
vs. ) No. 837 - Equity )  
W. J. Smith, Defendant. )

ORDER CONCERNING THE INQUIRY INTO THE ALLEGED VIOLATION OF THE  
STATUTE WHICH PROHIBITS THE OPERATION OF SMOKE-STACKS,  
ON OSAGE AND RAFFES COUNTIES.

Now on this 10th day of September A. D. 1871, this court came regularly to  
board on motion of the plaintiff, the United States, for intervention, compliance and also  
tion of the plaintiff, the United States, to dismiss the cross bill of complaint of the State  
Independent School District No. 39 of Osage and Raffes Counties, Oklahoma; the defendant  
al by Chester A. Brewer, Assistant United States Attorney for the Northern District of Oklahoma  
and the defendants W. J. Bennett, Post Commissioner of Oklahoma and W. J. Smith, Agent  
Agent of the First Commerce Bank of Oklahoma, Oklahoma, operated by Henry Lee, and the State  
Independent School District No. 39 of Osage and Raffes Counties, Oklahoma, appeared by their  
orney J. H. Johnson, all the court being advised that the said bill of complaint is  
be overruled, the said bill of the plaintiff excepts.

It is further ordered that the petition for judgment in the  
pleadings of the plaintiff, the United States, and the motion to dismiss cross bill of complaint  
of Independent School District No. 39 of Osage and Raffes Counties, Oklahoma, be and that  
thereby be overruled. It is further ordered that the said bill of complaint be  
losed.

A. T. Smith  
Jury

BY: W. J. Smith, Attorney  
Assistant U. S. Attorney  
W. J. Smith, Clerk  
W. J. Smith, Clerk

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IN SENATE, January 10, 1904.  
REPORT OF THE  
COMMISSIONERS OF THE LAND OFFICE, 1903.

STATE OF NEW YORK, )  
County of \_\_\_\_\_ )  
Plaintiff, )  
vs. )  
Defendant. )

No. 100 - 1000

On the 10th day of September, A. D. 1904, it is ordered that the

plaintiff be and he is hereby ordered to transfer to the defendant the title to the land described in the petition filed in this court on the 10th day of September, 1904, and to execute the necessary papers therefor within five days after the date of the filing of this order, and to pay the costs of this proceeding.

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STATE OF NEW YORK, )  
County of \_\_\_\_\_ )  
Plaintiff, )  
vs. )  
Defendant. )

No. 100 - 1000

ORDER OF DISMISSAL

On the 10th day of September, 1904, the above case is dismissed without prejudice at plaintiff's request.

Done at the City of New York, on the 10th day of September, 1904.

P. H. WHELAN  
Judge of the Court.

By \_\_\_\_\_  
Attorney at Law

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STATE OF NEW YORK, )  
County of \_\_\_\_\_ )  
Plaintiff, )  
vs. )  
Defendant. )

No. 100 - 1000

On the 10th day of September, A. D. 1904, it is ordered that the plaintiff be and he is hereby ordered to execute the necessary papers for the transfer of the land described in the petition filed in this court on the 10th day of September, 1904, and to pay the costs of this proceeding.

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STATE OF NEW YORK, )  
County of \_\_\_\_\_ )  
Plaintiff, )  
vs. )  
Defendant. )

No. 100 - 1000

On the 10th day of September, A. D. 1904, it is ordered that the plaintiff be and he is hereby ordered to execute the necessary papers for the transfer of the land described in the petition filed in this court on the 10th day of September, 1904, and to pay the costs of this proceeding.

John Doe, et al., Plaintiffs,  
vs.  
Jane Smith, Defendant.

No. 12345

Case No. 12345, being a motion for summary judgment, filed in Case No. 12345, is hereby referred to the undersigned for report.

ORDER

On this 15th day of September, 1981, the undersigned, after having read the motion and supporting affidavits, is of the opinion that summary judgment should be granted to the plaintiff.

IT IS ORDERED: filed Sep 15 1981  
U. S. District Court  
District of Columbia

J. J. [Signature]  
Judge.

JOHN DOE, et al.,  
Plaintiff,  
vs.  
JANE SMITH, et al.,  
Defendant.

No. 12345 - Summary Judgment

On this 15th day of September, 1981, the undersigned, after having read the motion and supporting affidavits, is of the opinion that summary judgment should be granted to the plaintiff.

JOHN DOE, as President of the American Society  
of Engineers, et al.,  
Plaintiffs,

No. 12345

vs.  
JANE SMITH, et al.,  
Defendant.

ORDER

On this 15th day of September, 1981, the undersigned, after having read the motion and supporting affidavits, is of the opinion that summary judgment should be granted to the plaintiff.

IT IS ORDERED: filed Sep 15 1981  
U. S. District Court  
District of Columbia

J. J. [Signature]  
Judge.

JOHN DOE, et al., Plaintiffs,  
vs.  
JANE SMITH, et al.,  
Defendant.

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IN SENATE, JANUARY 10, 1934. HOUSE OF REPRESENTATIVES, FEBRUARY 1, 1934. CONFERENCE REPORT, FEBRUARY 1, 1934. HOUSE REPORT NO. 1000, FEBRUARY 1, 1934. SENATE REPORT NO. 1000, FEBRUARY 1, 1934.

IN SENATE, JANUARY 10, 1934. HOUSE OF REPRESENTATIVES, FEBRUARY 1, 1934. CONFERENCE REPORT, FEBRUARY 1, 1934. HOUSE REPORT NO. 1000, FEBRUARY 1, 1934. SENATE REPORT NO. 1000, FEBRUARY 1, 1934.

JEWISH NATIONAL CULTURE ALLIANCE  
Plaintiff,  
vs.  
ALFRED FELDMAN INVESTMENT COMPANY, a corporation,  
Defendants.

No. 838 Equity

ORDER GRANTING MOTION TO VACATE JUDGMENT AND REVERSE SAME.

This matter came on for hearing before the undersigned Judge of the United States District Court within and for the Northern District of Illinois, to the petition of Jewish National Culture Alliance to vacate the judgment heretofore rendered herein, and a motion in law, and also the motion of the Feldman Investment Company and First National Building Company, to vacate and set aside the sale held herein, and ask for an injunction to prevent the sale, and all of said motions having been regularly set for trial on the 24th day of August 1934, and the plaintiff and defendants being represented by counsel, the testimony being taken, and the hearing having been continued to August 27th, 1934, and then on September 1934, and the court having found as to the defendant, Jewish National Culture Alliance did file its general appearance herein by R. C. Searcy, and later by Silverman, Rosenstein and Pist, and the entry of the decree in this cause, and by S. J. Henderson, after the decree was entered and signed by said R. C. Searcy, Silverman, Rosenstein and Pist and S. J. Henderson were subscribed as counsel for Jewish National Culture Alliance, as well as Feldman Investment Company and First National Building Company; and the court being asked S. J. Henderson, at the time reported as counsel for defendant, Jewish National Culture Alliance, if he had a defense to cause of action, and he answered said S. J. Henderson to set up his defense if he had one, and said S. J. Henderson, at the time, for said defendant, Jewish National Culture Alliance, having stated that was a defense to said motion to set up his defense, and the court further finding that the defendant Jewish National Culture Alliance was organized by one R. Feldman, and that said Feldman did employ R. C. Searcy, and the said Jewish National Culture Alliance and that said S. J. Henderson acted as counsel for the defendant, the charter for the same, and that said Feldman has been active in the sale of the premises which to be foreclosed herein and did employ the various attorneys herein named as counsel for said defendant;

That the motion to vacate the judgment heretofore rendered herein, Jewish National Culture Alliance, is overruled, and the judgment heretofore rendered against said defendant, Jewish National Culture Alliance, is in all respects affirmed, except in all of which the defendant, Jewish National Culture Alliance except exceptions allowed.

That the motion to vacate the judgment heretofore rendered herein, Jewish National Culture Alliance, is overruled, and the judgment heretofore rendered against said defendant, Jewish National Culture Alliance, is in all respects affirmed, except in all of which the defendant, Jewish National Culture Alliance except exceptions allowed.

That the motion to vacate the judgment heretofore rendered herein, Jewish National Culture Alliance, is overruled, and the judgment heretofore rendered against said defendant, Jewish National Culture Alliance, is in all respects affirmed, except in all of which the defendant, Jewish National Culture Alliance except exceptions allowed.

IN THE DISTRICT COURT OF THE DISTRICT OF OKLAHOMA

CONNECTICUT GENERAL LIFE INSURANCE COMPANY,  
a corporation, Plaintiff,

vs.

No. 338 Equity

TULSA TRUST COMPANY, a corporation,  
et al, Defendants.

ORDER CONFIRMING AND APPROVING SALE OF REAL ESTATE

This matter coming on for hearing before me, the undersigned Judge of the said District Court for the Northern District of Oklahoma, upon application of the plaintiff Connecticut General Life Insurance Company, a corporation, to confirm and approve the sale of real estate described as follows, to-wit:

Lots eleven (11) and twelve (12) in Block Ninety (90) in the Original Town (New City) of Tulsa, according to the recorded plat thereof; together with a strip of ground four inches in width thereof, at its south end and seven (7) inches wide at its north end immediately east of said lots eleven (11) and twelve (12), formerly a part of Main Street, vacated by Ordinance No. Seventy-nine (79) of the City of Tulsa, approved July 27, 1904. Said lots together fronting fifty-six and two-tenths (56.2) feet on the east line of Main Street, by a depth westwardly of one hundred and forty feet and four inches (140' 4") on its south line and One Hundred and Forty feet and seven (140' 7") on its north line to an alley; bounded north by Lot Ten (10), East by Main Street, South by second West and West by an alley, all in Tulsa County, State of Oklahoma;

herebefore had in this case, and the court having carefully examined the proceedings of the said sale under the order of sale heretofore issued out of this court, is satisfied that the same has been performed in all respects in conformity to law, that due and legal notice of said sale given by publication for at least thirty days in the Tulsa Daily Legal News, a newspaper printed in Tulsa County, State of Oklahoma, as shown by proof of said publication in file herein, and that on the day of the sale, namely August 10, 1934, said property was sold to the Connecticut General Life Insurance Company, a corporation, plaintiff herein, as being the highest and best bidder therefor, having bid said property in for the sum of Eighty thousand and no/100 (80,000) Dollars, and the court being refused to confirm said sale unless the said plaintiff would bid full amount of its judgment, namely: one hundred seventeen thousand two hundred seventy-three and 04/100 (117,273.04) Dollars, and the plaintiff in open court having stated its bid to be about of its judgment, one hundred seventeen thousand two hundred seventy-three and 04/100 (117,273.04) Dollars, and the court being satisfied as to the validity of said sale, and finding that no exceptions filed to the confirmation of said sale are wholly without merit, and should be overruled; and finding that the sale should be confirmed in favor of plaintiff for said amount of one hundred seventeen thousand two hundred seventy-three and 04/100 (117,273.04) Dollars;

IT IS ORDERED BY THE COURT that said sale and the proceedings thereunder be and the same be legally approved and confirmed; and it is further ordered that said sale, to be held in and for the County of Tulsa, State of Oklahoma, shall create a valid title for the said sale and all sufficient deed for the said premises so sold.

IT IS FURTHER ORDERED that the judgment of the Connecticut General Life Insurance Company, a corporation, be satisfied with the amount of its bid, to-wit: one hundred seventeen thousand two hundred seventy-three and 04/100 (117,273.04) Dollars.

IT IS FURTHER ORDERED that the exceptions filed herein and in the District Court of Tulsa County, Oklahoma, by the Oklahoma Cultural Alliance, the Oklahoma Investment Company and the Oklahoma Building Company, and all other exceptions, are all hereby overruled and the same are hereby dismissed.







and the court finding that it has jurisdiction to enjoin the defendant from interfering with the plaintiff's business and being fully advised in the premises, finds that said application is well founded.

IT IS ORDERED, ADJUDGED, DECREED, ENJOINED, RESTRAINED, and COMMANDED that the defendant do release said second mortgage and surrender certain sums, which are secured by said second mortgage, be and the same is hereby enjoined, and the said Rex Nathan be and he is hereby directed, authorized and empowered to release said second mortgage and to surrender said sums, and to do all other things necessary and proper to accomplish the intent and spirit of said application and this order.

F. B. WHELAN  
United States District Judge

FILED: Filed Sep 5 1934  
H. D. Griffith, Clerk  
U. S. District Court

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UNITED STATES DISTRICT COURT IN AND FOR THE DISTRICT OF COLUMBIA

WILLIAM L. H. ... )  
Plaintiff, )  
vs. ) No. 973 Trinity  
THE ... )  
Defendant. )

AND CERTAIN OTHER PROVISIONS OF CONTRACT FOR ...

... be heard on this the 15th day of September 1934, on the application of the plaintiff, Receiver of Exchange National Bank, for an order enforcing the provisions of the contract for the purchase of gasoline from the defendant, ... from September 15th, 1934 to September 15th, 1935, which said right of purchase is ...

... Township 17 North, Range 15 East, ... County, ... and being fully advised in the premises and that it is found that the defendant is liable for the same and order is entered thereon,

... ADJUDGED, DECREED, ENJOINED, RESTRAINED, and COMMANDED that the defendant do release the plaintiff into a right of the contract, ... is hereby authorized, directed and empowered to release the defendant from the purchase of gasoline from the plaintiff, Receiver of Exchange National Bank, ... and to do all other things necessary and proper to accomplish the intent and spirit of said application and this order.

F. B. WHELAN  
United States District Judge

FILED: Filed Sep 5 1934  
H. D. Griffith, Clerk  
U. S. District Court

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IN SENATE, January 10, 1934.  
REPORT OF THE COMMISSIONER OF THE LAND OFFICE, DEPARTMENT OF THE INTERIOR, ON THE  
MATTER OF THE ESTATE OF SCOTT A. YOUNG, DECEASED.

That said said will be admitted to probate, as follows:

Present: J. W. H. ... District Court.  
W. W. ... District Court.

Whereupon, the following proceedings were had and a verdict, to-wit:

That the said will of said deceased be admitted to probate, as follows:

For the said will of said deceased be admitted to probate, as follows:

-vs-

Joseph D. Young, et al., Defendants.

No. 101 Equity ✓

On this 25th day of September, 1933, I, the undersigned, being sworn to be  
true and correct, do hereby depose and state the following facts: That I am a  
surviving partner of the partnership composed of Scott A. Young and Joseph D. Young  
from or both, 1925 to the date of his report and that he ascertained and reported to the court  
that property owned by said partnership on November 19th, 1933, that said partnership was not  
existing, that disposition of said partnership property has been made by Joseph D. Young, and the dates of a  
partition, that said partnership was not in existence, that said partnership was not in existence,  
partially in the material to the distribution of the amount due from said defendant to the  
complainants of distribution of the partnership assets.

J. W. H. ...  
District Court.

WITNESSES:  
W. W. ...  
District Court

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That the said will of said deceased be admitted to probate, as follows:

For the said will of said deceased be admitted to probate, as follows:

-vs-

Joseph D. Young, et al., Defendants.

No. 897 Equity ✓

On this 10th day of August, A. D. 1934, said being sworn to be  
true and correct, do hereby depose and state the following facts: That I am a  
surviving partner of the partnership composed of Scott A. Young and Joseph D. Young  
from or both, 1925 to the date of his report and that he ascertained and reported to the court  
that property owned by said partnership on November 19th, 1933, that said partnership was not  
existing, that disposition of said partnership property has been made by Joseph D. Young, and the dates of a  
partition, that said partnership was not in existence, that said partnership was not in existence,  
partially in the material to the distribution of the amount due from said defendant to the  
complainants of distribution of the partnership assets.

On this 10th day of August, A. D. 1934, said being sworn to be  
true and correct, do hereby depose and state the following facts: That I am a  
surviving partner of the partnership composed of Scott A. Young and Joseph D. Young  
from or both, 1925 to the date of his report and that he ascertained and reported to the court  
that property owned by said partnership on November 19th, 1933, that said partnership was not  
existing, that disposition of said partnership property has been made by Joseph D. Young, and the dates of a  
partition, that said partnership was not in existence, that said partnership was not in existence,  
partially in the material to the distribution of the amount due from said defendant to the  
complainants of distribution of the partnership assets.

accounting on their bill as filed herein. The court further finds that all entries made in the complainants' books to settle said answer and supplemental answer are the same as the items set out in said answers for funeral expenses constitutes no defense to complainants' bill as filed herein. As a result, the court orders that in the event complainants' bill as filed herein is allowed, defendant is permitted to introduce proof of all items set out in said answer to be credited, and that the court will render judgment on the issue of defendant's bill as equity and good conscience demand.

IT IS ORDERED, ADJUDGED, DECREED, CONSIDERED AND ADJUDICATED that the complainants have an accounting under their bill as filed herein, and that the same shall be allowed as hereinbefore set forth on or after 6, 1934.

R. H. WILSON  
Clerk

O. W. WEDDERBURN & MILLS  
Attorneys for complainants.

PAUL A. BARNEY  
Attorneys for respondent.

RECORDED: Filed Sep 6 1934  
W. D. Carfield, Clerk  
U. S. District Court

WILFRED H. HARRIS, et al., Complainants. )

-vs-

No. 597 - Equity. ✓

CHARLES F. WILSON, Respondent. )

On or about the 15th day of September, A. D. 1934, a certain bill as above set forth was filed. The bill was properly served and duly returned. The bill was returned in open court. The bill was returned with evidence and was returned to the court. The court, on the 15th day of September, 1934, rendered judgment on the bill as follows: The bill was returned to the court by the complainants: W. H. Harris, E. H. Stuart, D. C. Wilson, et al. The bill was returned by the respondent: Charles F. Wilson. The bill was returned to the court by the complainants: W. H. Harris, E. H. Stuart, D. C. Wilson, et al. The bill was returned by the respondent: Charles F. Wilson.

WILFRED H. HARRIS, et al., Plaintiff, )

-vs-

No. 120 - Equity. ✓

CHARLES F. WILSON, Defendant. )

On or about the 15th day of September, A. D. 1934, a certain bill as above set forth was filed. The bill was properly served and duly returned. The bill was returned in open court. The bill was returned with evidence and was returned to the court. The court, on the 15th day of September, 1934, rendered judgment on the bill as follows: The bill was returned to the court by the complainants: W. H. Harris, E. H. Stuart, D. C. Wilson, et al. The bill was returned by the respondent: Charles F. Wilson. The bill was returned to the court by the complainants: W. H. Harris, E. H. Stuart, D. C. Wilson, et al. The bill was returned by the respondent: Charles F. Wilson.



Whereas;

At the April term, in the year of our Lord one thousand nine hundred and thirty-four, the said case in to be heard before the said circuit court of Appeals, on the transcript of the record from said district court and as argued by counsel;

In consideration whereof, it is now and ordered, adjudged and decreed by this court that this cause be and the same is her by remanded to the said district court for further proceedings not inconsistent with the opinion of this court; and that G. S. Coppedge, appeal have and recover of and from Wilson Clinton, incompetent, and Cubah Clinton, his wife and co-respondent, and Cubah Clinton, herself, and Creekmore Wallace, guardian ad litem of complainant, appellees, his costs herein.

- - July 25, 1934.

You, therefore, are hereby commanded that said further proceedings be had in said case, in conformity with the opinion and decree of this court as aforesaid, and that the law of the United States, right to be had.

WITNES, the honorable CHARLES E. WHEELER, Chief Justice of the United States, 7th day of September, in the year of our Lord one thousand nine hundred and thirty-four.

Appellant: Clerk, 32.65 Printing record 1-- -- Attorney, 20.00 <u>52.65</u>	ALBERT WOOD Clerk of the United States Circuit Court of Appeals Tenth Circuit.
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UNITED STATES CIRCUIT COURT OF APPEALS  
TENTH CIRCUIT

Costs taxed in favor of appellant, in the case of G. S. Coppedge vs. Wilson Clinton, incompetent, and Cubah Clinton, his wife, et al. 19. 1934.

Filing record and docket fee, use,	5 00
Filing copies of printed record,	0 00
Filing and entering 1 appearance for appellant,	- 50
Filing and entering 3 appearances for appellees,	1 50
Clerk, preparing record for printer, etc.,	- --
Printer, for printing record,	- --
Filing 11 papers	2 75
Entering 3 orders, 3 folios	- 40
Entering continuance,	- --
Filing briefs for appellant,	1 00
Filing briefs for appellees,	1 00
Filing opinion	- 15
Filing and entering judgment or decree,	1 05
Filing petition for a rehearing,	- --
Filing and entering order on petition for a rehearing,	- --
Posting said to a district court,	- 05
Filing receipt for balance	- 05
Filing receipt for balance of deposit,	- 05
Attorney's Rocket fee,	20 00
	<u>48 85</u>

Attest:  
 Albert Wood  
 Clerk of the United States Circuit Court of Appeals,  
 Tenth Circuit.

WITNES: Filed Sep 10 1934  
 H. W. DeWitt, Clerk  
 U. S. District Court





132

IN SENATE  
JANUARY 14, 1931  
COMMISSIONER OF THE GENERAL LAND OFFICE  
WASHINGTON, D. C.

WILLIAM W. WILSON, Plaintiff, )

-3-

No. 101 - 1931.

WILLIAM WILSON, et al, Defendants. )

On this 10th day of September, A. D. 1931, the Court did cause to be called to trial. Thereafter, witness W. W. Wilson is sworn and examined by the Court. His testimony is ordered by the Court to be subject of foreclose to be entered on page 101 of Article 101.

IN SENATE  
JANUARY 14, 1931  
COMMISSIONER OF THE GENERAL LAND OFFICE  
WASHINGTON, D. C.

John L. Gray and L. B. Middle, Plaintiffs )

vs.

No. 101 - 1931.

Deep Rock Oil Corporation, a Corporation, Defendant. )

ORDER

This matter coming on to be heard on this 10th day of September, 1931 upon the final report of the receivers herein and upon their petition that the report be approved they be discharged as receivers and that their bondsman be discharged upon their bonds said petition to the Court that the receivers herein have turned over all of the property which came to them as such receivers and they, having presented to the Court the receipt of W. W. Wilson trustee for Deep Rock Oil Corporation by a point of view of the District Court of the United States for the Northern District of Alaska therein the said W. W. Wilson as trustee aforesaid has accepted for all of the property in the hands of the receivers herein; and the Court having the evidence read and examined the final accounts of said receivers,

IT IS ORDERED, ADJUDGED and DECREED that the final report of the said receivers be approved and that the same is hereby approved and that the receivers herein, W. W. Wilson and E. H. Moore are released and discharged from any further duties and obligations as receivers;

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the sureties on said bonds before given be, and they are hereby released from any further obligations upon said bonds and that said bonds are hereby canceled.

Done and ordered and entered on this the 10th day of September, 1931.

W. W. WILSON  
District Judge.

W. W. Wilson, Clerk  
District Court

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, Plaintiff,

vs.  
EXCHANGE NATIONAL COMPANY, Defendant.

No. 870 Equity

ORDER OF THE COURT

THE COURT ORDERED to be heard on this 15 day of September, 1964, on the ver-  
bal application of Rex Mathison, Receiver of Exchange National Company, for the sale of the  
following described property, to-wit:

Lot Eight (8) in Block Thirteen (13) Cherokee Heights Addition to the city of Tulsa,  
County of Tulsa, Oklahoma,

on terms, as more fully set forth in said application, and the court well advised and con-  
sidering that it has jurisdiction to entertain the same and enter an order thereon, and is  
fully advised in the premises, finds that said application should be sustained.

That, therefore, the COURT, ORDERED, ADJUDGED AND DECREED that said application  
to sell said aforesaid property on terms, and as provided by law, be and the same be  
sustained, and that Mathison, Receiver of Exchange National Company, be and he is hereby  
authorized, directed and empowered to advertise and sell said aforesaid property, on any day or  
days, as may be fully set forth in said verbal application, or upon any and all other terms  
and conditions, as may be allowed or so all things necessary and proper, to accomplish the  
intent and purpose of said application and this order.

T. E. THOMPSON  
United States District Judge.

WITNESSED my hand and seal of office  
this 15th day of September, 1964  
at New York, New York

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, Plaintiff,

vs.  
RAY W. MATHISON, Defendant.

No. 870 Equity

ORDER

The Court, on the application of the Plaintiff in the above entitled case, and on the ver-  
bal application of the Defendant for a bill of exchange in the sum of \$10,000.00, by which  
said Plaintiff is to receive 100 shares of stock, No. 100,000 shares of stock,  
and the Defendant is to receive 100 shares of stock.

T. E. THOMPSON  
District Judge.

WITNESSED my hand and seal of office  
this 15th day of September, 1964  
at New York, New York



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Court convened pursuant to adjournment, Tuesday, September 11, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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.

UNITED STATES OF AMERICA,	Complainant, )	
	)	
-vs-	)	No. 674-Equity. ✓
	)	
ROSA MASHUNKASHEY, et al.,	Respondents. )	

O R D E R

Now on this the 11 day of September, 1934, this matter came on to be heard on application heretofore filed herein, of C. S. Walker, Receiver heretofore appointed herein, for an allowance of One Hundred Dollars (\$100.00) per month to cover the months of June, July, August and September, 1934, and the Court, having heard said application and being advised in the premises, finds that the Court has heretofore made allowances on fees in the sum of \$100.00 per month to said Receiver, and that said Receiver should be allowed said amount for said four months above mentioned.

IT IS THEREFORE, By the Court, ORDERED, ADJUDGED and DECREED that the Receiver and he is hereby allowed on his fee the sum of \$100.00 per month for the months of June, July, August and September, 1934, and that said Receiver be, and he is hereby directed and instructed to draw his check payable to himself for said amount of \$400.00.

O.K. C. E. BILEY	F. E. KENNAMER
U. S. Atty.	JUDGE

ENDORSED: Filed Sep 11 1934  
H. P. Warfield, Clerk  
U. S. District Court ME

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

UNITED STATES OF AMERICA,	Complainant, )	
	)	
-vs-	)	No. 674 - Equity. ✓
	)	
ROSA MASHUNKASHEY, et al.,	Respondents. )	

O R D E R

Now on this the 11th day of September, 1934, this matter came on to be heard on the petition heretofore filed herein by the Receiver, asking the approval of the court on certain bills paid by said Receiver, as set out in said petition, to-wit:

Pearce, Porter & Martin, premium insurance, 1238 South Newport, Tulsa, Oklahoma	\$50.50
Paving taxes on Lot 20, block 7, Sunset terrace Addition to the City of Tulsa, Oklahoma	79.00

Bess Francisco, bookkeeping account	15.00
W. J. Carl, material and erecting clothes line	6.00
W. J. Carl, repairs on house at 2519 So. Cinn.	1.50
Pawhuska Abstract & Title Co., Insurance Premium on rough Policy	11.38
W. J. Carl, labor and material for repairs on house at 2519 So. Cinn.	6.70
W. J. Carl, on repairs on house at 2519 So. Cinn.	2.80
District Court costs Osage County	17.85
District Court costs Osage County	7.95

and for instructions for the painting of the residence and garage at 2519 South Cincinnati, Oklahoma, and the Court having heard said petition and being fully advised in the premises upon due consideration thereof, finds that said bills were proper expenditures by said Receiver and that payment of same by said Receiver should be approved. The Court also finds that the residence and garage at 2519 South Cincinnati should be painted, as also the roofs of same, with two coats of paint, and that the sum of \$150.00 is a reasonable amount for said work.

IT IS THEREFORE, by the Court, ORDERED, ADJUDGED and DECREED THAT the payment of the above-listed and named bills be, and the same is hereby approved, confirmed and ratified and said Receiver is authorized and directed to have the house and garage at 2519 South Cincinnati, Tulsa, Oklahoma, and the roofs of same painted with two coats of paint, same not to cost in excess of \$150.00, and that when same shall have been painted, said Receiver shall issue his check in payment for said work and take receipted bill for same.

F. E. KENNAMER  
JUDGE.

O.K. C. E. BAILEY  
U. S. Atty.

ENDORSED: Filed Sep 11 1934  
H. P. Warfield, Clerk  
U. S. District Court ME

VIVIAM WIMBISH, nee CLAYTON,	Plaintiff,	)	
		)	
-vs-		)	No. 859 - Equity.
		)	
CHARLIE CLAYTON, ET AL,	Defendants.	)	

Now on this 11th day of September, A. D. 1934, it is ordered by the Court that the above case be and it is hereby stricken by stipulation. It is further ordered that pleading be amended.

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA TUESDAY, SEPTEMBER 11, 1934

GEORGE KRELL, Plaintiff, )  
 )  
-vs- ) No. 888 - Equity. ✓  
 )  
THE BOVAIRD SUPPLY CO., Defendant. )

Now on this 11th day of September, A. D. 1934, the above styled case is called for trial. Both sides present and announce ready for trial. Opening statements of counsel are made. The Plaintiff introduces evidence and proof with the following witness: George Krell. And thereafter, the Plaintiff rests. Thereupon, the Defendant introduces evidence and proof with the following witnesses: F. E. Bursen, W. M. Bovaird, Frank Bovaird. And thereafter, the Defendant rests. Thereupon, the Plaintiff offers in rebuttal testimony of George Krell and H. M. McManhan. And thereafter, both sides rest. Thereupon, it is ordered by the Court that said case be submitted on briefs. Defendant given ten days to answer. Plaintiff given five days thereafter to reply.

-----  
Court adjourned to September 12, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA WEDNESDAY, SEPTEMBER 12, 1934

Court convened pursuant to adjournment, Wednesday, September 12th, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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

LINCOLN NATIONAL LIFE INSURANCE COMPANY, Plaintiff, )  
 )  
vs. ) No. 873 Equity  
 )  
EXCHANGE NATIONAL COMPANY, Defendant. )

ORDER AUTHORIZING RECEIVER TO PAY G. U. MCKINNEY, REPORTER

This cause coming on for hearing on the motion of Rex Watkinson, receiver hereof for an order authorizing him as such receiver to pay to G. U. McKinney, the sum of ten Dollars (\$10.00) for services rendered as reporter at the hearing in this matter on or about the 11th day of January, 1934, as to whether or not an audit should be had of the Exchange National Company's affairs; and the court being fully advised in the premises finds that the receiver, Rex Watkinson, should be authorized to pay G. U. McKinney such sum for services rendered.

IT IS, THEREFORE, CONSIDERED, ORDERED, ADJUDGED AND DECREED by the court that Rex Watkinson, Receiver, be and he is hereby authorized and directed to pay to G. U. McKinney, reporter, the sum of Ten Dollars (\$10.00) for services rendered in the above entitled cause.

Done in open court this 12th day of September, 1934.

F. E. KENNAMER  
Judge

ENDORSED: Filed Sep 12 1934  
H. P. Warfield, Clerk  
U. S. District Court ME

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

United States, )  
 )  
 vs. )  
 )  
 Pearl Cheshewalla, Floyd Cheshewalla, ) No. 924 Equity ✓  
 Mabel D. Sands, Acme Laundry & Dry )  
 Cleaners, Liberty National Bank of )  
 Pawhuska, Oklahoma, W. C. Tucker, )  
 R. W. Tucker and Barbara Dahrooge, )  
 Firm name Oriental Art Shop), )  
 Defendants. )

JOURNAL ENTRY OF JUDGMENT.

Now on this 12th day of September, 1934, this cause came on regularly to be heard in open court before Honorable F. E. Kennamer, Judge of the United States District Court for Northern District of Oklahoma, plaintiff being represented by Joe W. Howard, Assistant United States Attorney for said district; the defendant, Mabel D. Sands, having filed her answer and cross petition, alleging that the defendants, Pearl Cheshewalla and Floyd Cheshewalla are indebted to her in the principal sum of \$5,552.41, with interest at 8% per annum from September 1, 1929, as evidenced by a note and mortgage executed on said date by the said Pearl Cheshewalla and Floyd Cheshewalla, and that she holds a lien on the property involved in this cause, said lien only to plaintiff's lien herein; and the defendant, Liberty National Bank of Pawhuska, Oklahoma, having filed its answer herein, in the form of a general denial, and being represented in court by J. I. Howard, attorney for the Receiver of said bank, and the defendants, Pearl Cheshewalla, Floyd Cheshewalla, Acme Laundry & Dry Cleaners, W. C. Tucker, R. W. Tucker and Barbara Dahrooge under the firm name of Oriental Art Shop, having been served with proper subpoena in equity more than 60 days prior to this date, and having failed to answer or plead in said cause, are by the court adjudged to be in default; and said plaintiff having announced ready for trial, and having introduced its evidence in the form of the original note and mortgage sued on herein; the note and mortgage of Mabel Sands, cross petitioner, having been introduced in evidence, the Court being fully advised in the premises, finds: That there is due and unpaid on the indebtedness claimed by this plaintiff the sum of \$6,839.75, with interest at 6% per annum from April 1, 1933, until paid, and that plaintiff is entitled to judgment for said amount and the foreclosure of the mortgage given to secure payment of said indebtedness, and the sale of the land covered by said mortgage if said indebtedness is not paid at the expiration of six months from date hereof.

The Court further finds that the cross petitioner, Mabel D. Sands, is entitled to judgment against the defendants, Pearl Cheshewalla and Floyd Cheshewalla in the sum of \$7,400 with interest at 8% per annum from January 1st, 1934, until paid, and that she holds a second lien against the property involved in this suit and hereinafter described.

IT IS WHEREFORE ORDERED, ADJUDGED AND DECREED that the plaintiff, the United States, in its own behalf and in behalf of Theodore Edwards, restricted usage Allottee No. 222, have and recover of and from the defendants, Pearl Cheshewalla and Floyd Cheshewalla, and each of them, the sum of \$6,839.75, with interest at 6% per annum from April 1, 1933, until paid and for all costs of this suit, and for the foreclosure of the mortgage herein as prayed.

It is the further order and judgment of the Court that if said judgment is not paid at the expiration of six months from date hereof an order of sale issue out of this court by the United States Marshal for the Northern District of Oklahoma, commanding him to advertise and sell, according to law, without appraisement, the following described land, to-wit:

Lot Nine, Block Four, original townsite of Pawhuska, Osage County, Oklahoma,  
the proceeds of said sale to be applied as hereinafter shown.



UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF OKLAHOMA

GENE BUCK, as President of the American Society )  
of Composers, Authors and Publishers, and )  
Shapiro, Bernstein & Co., inc., a corporation, and )  
JOE MORRIS MUSIC CO., a corporation, ) In Equity No. 982  
Plaintiffs, )  
vs. )  
C. V. FLEMING, ) Defendant. )

JOURNAL ENTRY

Now on this 4th day of September, 1934, there comes on to be heard the motion defendant to make more definite and certain, and the objections of defendant to plaintiffs interrogatory No. 6. Whereupon the said plaintiffs and defendant present in open court a stipulation which is ordered filed, which stipulation is as follows:

"It is hereby stipulated and agreed by, and between, said plaintiffs and said defendant that this case be continued to April 1, 1935, upon the condition that in the meantime, the said defendant shall have paid the said plaintiffs the sum of One Hundred Seventy-five and no/100 Dollars (\$175.00) in monthly payments of twenty-five and no/100 Dollars (\$25.00) each on the first of each month beginning with September 1, 1934. When the said defendant shall have promptly and fully made the said seven payments as provide above, then this said suit shall be dismissed at plaintiffs' cost and the said defendant credited with payment for this Society's regular license on the Gayety Theatre, 18 South Main Street, Tulsa, Oklahoma, to Dec. 31, 1934. If the said defendant shall fail to make the said payments as provided, then this said suit shall be proceeded with.

Executed in triplicate this 29th day of August, 1934."

Upon consideration of the foregoing, it is by the said court

Ordered that this suit be continued to April, 1935.

Approved: Wm Wallace Attorney for Plaintiffs  
L. O. MODD Attorney for Defendant.

F. E. KENNAMER  
JUDGE

ENDORSED: Filed Sep 12 1934  
H. P. Warfield, Clerk  
U. S. District Court AC

-----  
Court adjourned to September 23, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, SEPTEMBER 13, 1934

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Court convened pursuant to adjournment, Thursday, September 13th, 1934.

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

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



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

G. W. FRAZIER, Complainant, )  
vs. ) No. 927 Equity ✓  
CARTER OIL COMPANY, Defendant. )

ORDER DIRECTING THE FILING OF AMENDED ANSWER AND PERMITTING THE COMPLAINANT TO FILE SUPPLEMENTAL INTERROGATORIES.

On this the 4th day of September, 1934, the motion of the complainant to require the defendant to file the amended answer, which was heretofore tendered to the court and set upon the complainant on the 4th day of May, 1934, and leave on that date given by the court the defendant to file same, came on to be heard and after hearing and considering same it is ordered that the defendant file the said amended answer as of the 4th day of May, 1934, and Clerk of this Court is directed to file same as of that date when tendered by the defendant.

The defendant is granted leave to file a second amended answer within 5 days the complainant is given 5 days thereafter in which to file reply.

Thereupon counsel for the complainant asked and was granted leave of the court to file supplemental interrogatories herein, to be answered by the defendant, and the defendant is granted 10 days from this date in which to file any objections it may have to answering the said supplemental interrogatories.

ENDORSED: Filed Sep 13 1934  
H. P. Warfield, Clerk  
U. S. District Court

F. E. KENNAMER  
JUDGE

-----  
E. J. ANDERSON, ET AL, Plaintiffs, )  
-vs- ) No. 928 - Equity. ✓  
HOTEL WILL ROGERS LABORATORIES, )  
INC. ET AL., Defendants. )

Now on this 13th day of September, A. D. 1934, the above styled case is called for trial. Both sides present and announce ready for trial. Thereupon, opening statements of counsel are made and all witnesses are sworn in open court. The Plaintiffs introduce evidence and proof with the following witnesses: Mrs. E. J. Anderson and E. J. Anderson. And thereafter, it is ordered by the Court, after being fully advised in the premises, that said case be dismissed without prejudice at the cost of Plaintiffs.

-----  
STATE OF OKLAHOMA, EX REL, MARGARET JENNINGS, Plaintiff, )  
vs. ) No. 941 Equity. ✓  
CHAYN RAY, ET AL., Defendants. )

Now on this 13th day of September, A. D. 1934, the above styled case is called for trial. Both sides present and announce ready for trial. opening statements of counsel are made and all witnesses are sworn in open court. The plaintiff introduces evidence and proof

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, SEPTEMBER 13, 1934

the following witnesses: Paul Zimmerman, S. M. Cunningham, Fred Patrick. And thereafter, Plaintiff rests. And thereafter, stipulation of facts is introduced. And thereafter, both rest. Thereupon, it is ordered by the Court that case be submitted to the Court on briefs. Defendant given ten days to file brief.

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

Cream Separator Bottle, inc., a corporation, and W. W. Leet, doing business under the firm name and style of Leet's Dairy, Plaintiffs,  
vs.  
Jim Aston, doing business under the firm name and style of Whiteway Dairy, Defendant.  
No. 944 Equity  
On Letters Patent  
No. 1,770,093  
Dated July 8, 1930

INTERLOCUTORY DECREE

This cause coming on to be heard, upon pleadings, agreements and proof presented by both parties, and thereupon upon consideration thereof, it is:

Ordered, Adjudged and Decreed as follows:

1. That Letters Patent of the United States granted to Cream Separator Bottle Inc., assignee of George E. West on milk bottles which separate the cream from the milk, No. 770,093, dated July 8, 1930, being the Letters Patent in suit, are good and valid in law.
2. That the plaintiff, Cream Separator Bottle, inc., is the sole and exclusive owner of the entire right, title and interest in and to said Letters Patent No. 1,770,093, and that its co-plaintiff, W. W. Leet, doing business under the firm name and style of Leet's Dairy is a licensee for the territory of the City of Bristow, Oklahoma, for the use of Cream Separator Bottles made under said Letters Patent No. 1,770,093, and that the said W. W. Leet has the exclusive right to the use of the Cream Separator Bottle in the distribution of dairy products said patented bottle in the City of Bristow, Oklahoma.
3. That the defendant, Jim Aston, doing business under the firm name and style of Whiteway Dairy, has infringed upon said Letters Patent No. 1,770,093, by making use of cream Separator Bottles made under and in accordance with said letters patent, and has violated the exclusive rights of the plaintiffs herein in the use of said patented milk bottles in the territory of the City of Bristow, Oklahoma.
4. That a writ of injunction issue out of and under the seal of this Court directed to the defendant, Jim Aston, doing business under the firm name and style of Whiteway Dairy perpetually enjoining and restraining the said defendant, his agents, servants, employees, and confederates, and each of them, from directly or indirectly, using the Cream Separator Bottle in the aforementioned territory, in accordance with the express terms and provisions of the writ of injunction entered herewith.
5. That the plaintiffs recover from the defendant nominal damages accruing to by reason of said infringement of said Letters Patent in said suit, in the sum and amount of ONE DOLLAR (\$1.00).

That the costs of said suit are taxable and hereby taxed against the plaintiff in this case.

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, SEPTEMBER 13, 1934

Witness, the hand of the undersigned Judge of the District Court for the North  
District of Oklahoma, sitting at Tulsa, this the 13th day of September  
1934.

F. E. KENWAMER  
Judge of the District Court

O.K. D. F. RAINEY  
Attorneys for Plaintiffs

O.K. M. A. ROBINSON P. N. LANDA HAL CROUCH  
Attorneys for Defendant.

ENDORSED: Filed Sep 13 1934  
H. P. Warfield, Clerk  
U. S. District Court

CONNECTICUT GENERAL LIFE INSURANCE CO.,	)		
	Plaintiff,	)	
-vs-		)	No. 954 - Equity.
		)	
LILLIE LYONS, ET AL.,	)	)	
	Defendants.	)	

Now on this 13th day of September, A. D. 1934, the above styled case is called for trial. Both sides announce ready for trial. Opening statements of counsel are made and oral stipulation of facts made. Hereafter, the following witnesses are sworn and examined the Court: Mr. Sanders and G. B. Cardin. And thereafter, both sides rest. Thereupon, after being fully advised in the premises, it is ordered by the Court that Decree for Plaintiff be entered, as per journal entry to be filed.

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

B. P. HIGBY and J. Hanson Boyden,	)	Plaintiffs,	
	)		
vs		)	In Equity No. 987
		)	
T. J. Dean and Dean Novelty Company,	)	)	
	Defendants.	)	

O R D E R

Now on this 13th day of September, 1934, being one of the regular judicial days of this court, appear the plaintiffs by and through one of their regular attorneys of record John Ladner, and the defendants by and through their regular attorney of record, John S. Rolson, and each and all of said parties by and through their said respective attorneys, stipulate and agree that the court may enter an order herein permitting the defendants to withdraw the original and any and all copies of their answers filed herein heretofore, and that said defendants need not file said answers until within five days after being requested to do so by the plaintiffs through their said attorney and it appearing to the court upon representation of said parties through their respective counsel that said parties are attempting to settle and compromise the differences involved in this action and that the entering of such order is in furtherance of justice and that the same should be granted.

It is CONSIDERED, ORDERED, ADJUDGED and DECREED that the defendants and hereby authorized to withdraw the original and any and all copies of the answers, that they have

DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, SEPTEMBER 13, 1934

heretofore herein filed and that the Clerk of this Court be and he is hereby authorized to d said answers to the defendants or its counsel, John S. Robinson, and that said defendants ne not file any answer or re-file said answers herein unless notified by the plaintiff or its s attorney, John Ladner, hereafter so to do, in which event said defendants shall file or re-f answers herein within five days after such notice, and that the defendants shall not be cons ed in default herein until and unless so notified by the plaintiffs or their said attorneys

F. E. KENNAMER  
District Judge.

Plaintiffs agree to the entering of the above order.  
By JOHN LADNER  
Their Attorney.

Received Ans of T. J. Dean and Ans of Novelty Co. this Sept. 13, 1934  
John Ladner for and on behal of John S. Robinson, atty for defts.

Defendants agree to the entering of the above order.  
By JOHN S. ROBINSON  
Its Attorney.

ENDORSED: Filed Sep 13 1934  
H. P. Warfield, Clerk  
U. S. District Court

-----  
Court adjourned to September 17, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA MONDAY, SEPTEMBER 17, 1934

Court convened pursuant to adjournment, Monday, September 17th, 1934.

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

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

UTILITIES PRODUCTION CORP. A CORP., Plaintiff, )  
-vs- ) No. 560 - Equity. ✓  
CARTER OIL CO. A CORP., Defendant. )

Now on this 17th day of September, A. D. 1934, it is by the Court ordered tha clerk file and spread of record the Mandate in the above cause, same being in words and figu as follows:

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 UNITE STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA.

CREATING:

WHEREAS, lately in the District Court of the United States for the Northern Di t of Oklahoma, before you, or some of you in a cause between Utilities Production Corporation, plaintiff, and the Carter Oil Company, a corporation, defendant, No. 560 Equity the decree of the said district court in said cause, entered on February 10, 1933, was in th following words, viz:

\*\*\*\*\*

"It is therefore by the court considered, ordered, adjudged and decreed that the defendant account to the plaintiff for all of said gas used by it for any other purposes than those which the court finds are proper uses, as set forth in this decree, and for any casinghead gas or residue gas sold or delivered to other persons for its account, and that the defendant make an accounting to the plaintiff therefor.

\*\*\*\*\*

"It is further the judgment and decree of this court that the plaintiff recover its costs herein laid out and expended; that this judgment be final as to the relative and respective rights of the plaintiff and the defendant with respect to the matters herein adjudicated, but that the cause be and it is hereby continued for the purpose of taking an accounting in accordance with the decree of accounting herein rendered."

\*\*\*\*\*

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, Tenth Circuit, by virtue of an appeal by The Carter Oil Company, a corporation agreeably to the Act of Congress in such case made and vided, fully and at large appears;

AND WHEREAS, at the April term, in the year of our Lord one thousand nine hundred and thirty-four, the said cause came on to be heard before the said United States Circuit Court of Appeals, on the transcript of the 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 and that Utilities Production Corporation, a corporation, appellee, have and recover of and from The Carter Oil Company, a corporation, appellant, its costs herein.

- - August 4, 1934.

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

WITNESS the Honorable CHARLES E. HUGHES, Chief Justice of the United States, this 13th day of September, in the year of our Lord one thousand nine hundred and thirty-four.

COSTS OF	Appellee:
Clerk,	\$Paid by appellant.)
Printing record	---
Attorney,	<u>\$20.00</u>
	\$20.00

ALBERT TREGO  
Clerk of the United States Circuit Court of Appeals  
Tenth Circuit.

ENDORSED: Filed Sep 17 1934  
H. P. Warfield, Clerk  
U. S. District court

143

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION WILGA, OKLAHOMA MONDAY, SEPTEMBER 17, 1934

UTILITIES PRODUCTION CORP. A CORP., Plaintiff, )  
 )  
-vs- ) No. 560 - Equity. ✓  
 )  
CARTER OIL CO. A CORP., Defendant. )

Now on this 17th day of September, it is ordered by the court that the Clerk and spread of record the mandate in the above case, same being in words and figures as follo to-wit:

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 utilities Production Corporation, a corporation, plaintiff, and the Carter Oil Company, a corporation, defendant, No. 560 Equity, the decree of the said district court in said cause, entered on February 10, 1933, wa in the following words, viz:

\* \* \* \* \*

"It is therefore by the court considered, ordered, adjudged and decreed that the defendant account to the plaintiff for all of said gas used by it for any other purposes than those which the court finds are proper uses, as set forth in this decree, and for any casinghead gas or residue gas sold or delive to other persons for its account, and that the defendant make an accounting to the plaintiff therefor.

\* \* \* \* \*

"It is further the judgment and decree of this court that the plaintiff recover its costs herein laid out and expended; that this judgment be final as to the relative and respective rights of the plaintiff and the defendant with respect to the matters herein adjudicated, but that the cause be and it i hereby continued for the purpose of taking an accounting in accordance with th decree of accounting herein rendered."

\* \* \* \* \*

as by the inspection of the transcript of the record of the said District court, which was br ght into the United States Circuit Court of Appeals, tenth circuit, by virtue of an appeal by Utilities Production corporation, a corporation agreeeably to the Act of Congress, in such ca made and provided, fully and at large appears;

AND WHEREAS, at the April term, in the year of our Lord one thousand nine hund and thirty-four, the said cause came on to be heard before the said United States Circuit Cou of Appeals, on the transcript of the record from the said district court and was argued by co sel.

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 thesame is hereby affir and that the Carter Oil Company, a corporation, appellee, have and recover of and from Utilit: Production Corporation, a corporation, appellant, its costs herein.

DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA MONDAY, SEPTEMBER 17, 1934

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

WITNESS, the Honorable CHARLES E. HUGHES, Chief Justice of the United States, 13th day of September, in the year of our Lord one thousand nine hundred and thirty-four.

COSTS OF Clerk, Printing Record Attorney	Appellee: \$ (Paid by appellant.) \$-- -- \$20.00 <u>\$20.00</u>	ALBERT PREGO Clerk of the United States Circuit Court of Appeals, Tenth Circuit.
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ENDORSED: Filed Sep 17 1934  
H. P. Warfield, Clerk  
U. S. District Court.

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

ETHEL BROOKS SHAW,	Complainant, )	
	)	
vs.	)	No. 855 - Equity.
	)	
C. R. HUNTER, O. S. HOPPING and	)	
JOHN L. BEAUCHAMP,	Defendants. )	

O R D E R

Now, on this 4th day of September, 1934, this matter coming on regularly to be heard before me the undersigned Judge, upon the Application of the Complainant, to transfer said Cause from the Equity Docket to the Law Docket; the Complainant being present by her solicitor F. C. Swindell, and the Defendants, C. R. Hunter, O. S. Hopping and John L. Beauchamp being present by their counsel, F. B. Dillard; the Court after hearing argument of counsel and being fully advised in the premises, finds:

That the allegations of said Application are true, and that the said motion should be sustained, and that the complainant be granted permission to re-cast her pleadings in conformity to a Law Action.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Motion to transfer said case to the Law Docket be, and the same is hereby sustained and the same ordered transferred to the Law Docket.

IT IS THE FURTHER ORDER of the Court that the Complainant be, and she hereby is given five days to re-cast her pleadings, and the Defendants are given ten days to plead or twenty days to answer.

OK as to form F. B. DILLARD Atty for Defts.	F. E. KENNAMER U. S. District Judge.
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ENDORSED: Filed Sep 17 1934  
H. P. Warfield, Clerk  
U. S. District Court

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IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA SEPTEMBER 17, 1934

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

LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff, )  
-vs- ) No. 873 Eq.  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER GRANTING RECEIVER PERMISSION TO RELEASE MORTGAGE AND JUDGMENT.

On this 17th day of September, 1934, the above matter came on for hearing on the application of Rex Watkinson, receiver for the Exchange National Company for permission to release second mortgage held in the assets of the Exchange National Company which mortgage is dated January 14, 1931; executed by A. C. Hayes and Eva Hayes, his wife, to the Exchange National Company securing the payment of \$200.00 covering the West Half of the Southwest Quarter (7½ of SW¼) and Northeast Quarter of Southwest Quarter of Section Thirty-five (35), Township Eighteen (18) North, Range Fourteen (14) East, in Tulsa County, Oklahoma, which mortgage was recorded in the office of the County Clerk in and for Tulsa County, Oklahoma, in Book 966, page 446, and judgment obtained thereon in the District Court of Tulsa County in case number 54360, and the Court finds upon the evidence submitted that permission should be granted to the receiver to release said second mortgage and the judgment obtained thereon.

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that Rex Watkinson Receiver for Exchange National Company be and he is hereby authorized and permitted to release that certain mortgage dated January 14, 1931, executed by A. C. Hayes, and Eva Hayes, his wife, to Exchange National Company securing the payment of \$200.00 covering the West Half of the Southwest Quarter and Northeast Quarter of Southwest Quarter of Section thirty-five, Township Eighteen North, Range Fourteen East, in Tulsa County, Oklahoma, recorded in the office of the County Clerk in and for Tulsa County, Oklahoma, in Book 966, page 446, also the judgment obtained in the district court in and for Tulsa County, State of Oklahoma, in case number 54360 foreclosing said mortgage so that the owner of said real estate may obtain and complete a loan with the Federal Land Bank at a saving of expense to him.

F. E. KENNAMER  
Judge.

ENDORSED: Filed Sep 17 1934  
H. P. Garfield, Clerk  
U. S. District Court ME

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE  
 DISTRICT OF OKLAHOMA  
 SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA MONDAY, SEPTEMBER 17, 1934

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

MILFORD E. TAPP and CHARLES H. TAPP, )  
 Complainants, )  
 vs. ) No. 397 Equity. ✓  
 CHARLES F. STUART, )  
 Respondent. )

ORDER EXTENDING TIME TO FILE BRIEF.

Now on this the 15th day of September, 1934, for good cause shown, the complainants are hereby given and granted five (5) days additional time to file trial brief herein and suggestions of findings of facts and conclusions of law, and the respondent ten (10) days from the expiration thereof to file reply brief and his suggestions of findings of fact and conclusion of law.

F. E. KENWAMER  
 Judge.

ENCLOSED: Filed Sep 17 1934  
 H. P. Warfield, clerk  
 U. S. District Court

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 WILLIAM E. CALLISON, )  
 Plaintiff, )  
 -vs- ) No. 976 - equity. ✓  
 REESE AMUSEMENT CO., INC., )  
 Defendant. )

Now on this 17th day of September, A. D. 1934, the above case is called for trial. Both sides present and announce ready for trial. All witnesses are sworn in open court and opening statements of counsel are made. Thereafter, the Defendant is permitted to file amendments to Answer herein. Thereafter, the Plaintiff introduces evidence and proof with the following witnesses: W. E. Callison, L. E. Pitts, C. M. Jones. And thereafter, the Plaintiff rests. Thereafter, the defendant introduces evidence and proof with the following witnesses: C. B. Cannon, Mr. Kirk. And thereafter, the Defendant rests. Thereupon, the Plaintiff offers in rebuttal further testimony. And thereafter, both sides rest. Oral arguments of counsel are made and case is continued to September 18, 1934.

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

GEMS BUCK, et al, )  
 Plaintiffs, )  
 vs. ) No. 981 - EQUITY. ✓  
 J. T. STANFORD, )  
 Defendant. )

O R D E R

THIS Case coming on for hearing upon the motion of the plaintiffs herein for leave to dismiss this suit, and for good cause shown,

IT IS ORDERED, ADJUDGED AND DECREED that the bill of complaint herein be and is hereby dismissed without prejudice, with the costs of this action taxed against the plaintiff.





Seventeen (17), Township Seventeen (17) North, Range Thirteen (13) East, in so far as said lease covers the eighty (80) acres last above described, and which lease is duly recorded in the office of the County Clerk and Recorded of the Tulsa County, in Book 206, Page 68;

2. An oil and gas lease covering the East Half of the Southeast Quarter ( $E\frac{1}{2}$  of  $SE\frac{1}{4}$ ) of Section Seventeen (17), and the West Half of the Southwest Quarter ( $W\frac{1}{2}$  of  $SW\frac{1}{4}$ ) of Section Sixteen (16), Township Seventeen (17) North, Range Thirteen (13) East, containing one hundred sixty (160) acres, more or less, and which is duly recorded in the office of the County Clerk and Recorded of said Tulsa County, in Book 125, page 21;

3. An oil and gas lease covering, among other lands, the East Half of the Southwest Quarter ( $E\frac{1}{2}$  of  $SW\frac{1}{4}$ ) of Section Seventeen (17), Township Seventeen (17) North, Range Thirteen (13) East, in so far as said lease covers the eighty (80) acres last above described, and which lease is duly recorded in the office of the County Clerk and Recorded of said Tulsa County, in book 217, page 169;

4. An oil and gas lease covering the Northeast Quarter ( $NE\frac{1}{4}$ ) of Section Seven (17), Township Seventeen (17) North, Range Thirteen (13) East, containing one hundred sixty (160) acres, more or less, and which lease is duly recorded in the office of the County Clerk and Recorded of said Tulsa County, in book 180, page 82

5. An oil and gas lease covering the Southwest Quarter ( $SW\frac{1}{4}$ ) of Section Eight (18) Township Seventeen (17) North, Range Thirteen (13) East, containing One Hundred Sixty (160) acres, more or less, and which lease is duly recorded in the office of the County Clerk and Recorded of said Tulsa County, in book 198, page 2

6. An oil and gas lease covering among other lands, the South Half of the Southeast Quarter ( $S\frac{1}{2}$  of  $SE\frac{1}{4}$  of  $NE\frac{1}{4}$ ) of Section Nine (9), Township Seventeen (17) North, Range Thirteen (13) East, in so far as said lease covers said forty (40) acres last above described, and which lease is duly recorded in the office of the County Clerk and Recorded of said Tulsa County in book 116, page

7. An undivided two-thirds ( $2/3$ ) interest in and to an oil and gas lease covering the Southwest Quarter ( $SW\frac{1}{4}$ ) of Section Fifteen (15), Township Sixteen (16) North, Range Thirteen (13) East, containing one hundred sixty (160) acres more or less, and which lease is duly recorded in the office of the County Clerk and Recorded of said Tulsa County in book 167, page 154;

8. An oil and gas lease covering the Southwest Quarter ( $SW\frac{1}{4}$ ) of Section Nine (9), Township Seventeen (17) North, Range Thirteen (13) East, containing one hundred sixty (160) acres more or less, and which lease is duly recorded in the office of the County Clerk and Recorded of said Tulsa County, in book 167, page 16;

9. An oil and gas lease covering the Southeast Quarter ( $SE\frac{1}{4}$ ) of Section Nine (9), Township Seventeen (17) North, Range Thirteen (13) East, containing One Hundred Sixty (160) acres, more or less, and which lease is duly recorded in the office of the County Clerk and Recorded of said Tulsa County, in book 167, page 15;

10. The fee simple title to the following described tract of land, containing nine and  $49/100$  acres, more or less, to-wit:

Beginning at the Southeast ( $SE$ ) corner of the Northeast Quarter ( $NE\frac{1}{4}$ )

of section Seventeen (17), Township Seventeen (17) North, Range Thirteen (13) East, and running thence North along the East line of said Section Seventeen (17), a distance of Six Hundred Seventy-one (671) feet, thence South Eighty-seven (87) degrees, forty-two minutes West, a distance of Six Hundred Twenty-six (626) feet, thence South no degrees, Fourteen (14) minutes East, a distance of Six Hundred Fifty-two (652) feet to the South line of the Northeast Quarter ( $NE\frac{1}{4}$ ) of said Section Seventeen (17), thence East along said South line a distance of Six Hundred Twenty-three (623) feet to the place of beginning, together with all engines, boilers, refrigerating plants, cooling systems, building pipes, fixtures, connections, oil and all property, equipment and lines connected therewith, including two (2) residences located on said land, all constituting a gasoline plant known as Posey Plant or Plant No. 1.

11. A valid and subsisting leasehold estate upon the following described tract of land containing six (6) acres, more or less, to-wit:

A strip of land Two Hundred (200) feet wide across the North end of the Northeast Quarter ( $NE\frac{1}{4}$ ) of section Twenty (20), Township Seventeen (17) North, Range Thirteen (13) East, containing six (6) acres, more or less, together with all engines, boilers, refrigerating plants, cooling systems, buildings, pipes, fixtures, connections, oil, and all property, equipment and lines connected therewith, including two (2) residences located on said land, all constituting a gasoline plant known as Bixby Plant, or Plant No. 2.

12. An oil and gas lease covering the Southeast Quarter ( $SE\frac{1}{4}$ ) of Section Thirteen (13) Township Seventeen (17) North, Range Twelve (12) East, less the East one-half ( $E\frac{1}{2}$ ) of the Northeast Quarter ( $NE\frac{1}{4}$ ) of the Southeast Quarter ( $SE\frac{1}{4}$ ) containing 155 acres more or less, and which lease is duly recorded in the office of the County Clerk and Recorded of said Tulsa County, in book 170, page 115;

13. An oil and gas lease covering the North one half ( $N\frac{1}{2}$ ) of the Southeast Quarter ( $SE\frac{1}{4}$ ) of Section Twelve (12), and the East one-half ( $E\frac{1}{2}$ ) of the Northeast Quarter ( $NE\frac{1}{4}$ ) of the Northeast Quarter ( $NE\frac{1}{4}$ ) of the Southeast Quarter ( $SE\frac{1}{4}$ ) of Section Thirteen (13), Township Seventeen (17) North, Range Twelve (12) East, containing 88 acres more or less, and which lease is duly recorded in the office of the County Clerk and Recorded of said Tulsa County in book 142, page 427;

14. An oil and gas lease covering the Northeast Quarter ( $NE\frac{1}{4}$ ) of the Northwest Quarter ( $NW\frac{1}{4}$ ) of Section Twenty-one (21), Township Seventeen (17) North, Range Thirteen (13) East, containing 40 acres more or less, and which lease is duly recorded in the office of the County Clerk and Recorded of said Tulsa County in book 590, page 430;

PROPERTIES AND LANDS IN OKMULGEE COUNTY, OKLAHOMA.

1. An undivided three-fourths ( $\frac{3}{4}$ ) interest in and to an oil and gas lease covering the Southwest Quarter ( $SW\frac{1}{4}$ ) of Section Twenty-one (21), Township Fourteen (14) North, Range Fourteen (14) East, containing One Hundred Sixty (160) acres, more or less, and which lease is duly recorded in the office of the County Clerk and Recorder of said Okmulgee County, in book M-130, page 64;

2. An undivided one-half ( $\frac{1}{2}$ ) interest in and to two (2) oil and gas leases covering the Northwest ( $NW$ ) Nine and three Hundredths (9.03) acres of Lot Four (4), and the Southeast Quarter of the Northwest Quarter of the Southwest Quarter of the Northwest Quarter ( $SE\frac{1}{4}$  of the  $NW\frac{1}{4}$  of the  $SW\frac{1}{4}$ ) and the Northwest Quarter of the Southwest Quarter of the Northeast Quarter ( $NW\frac{1}{4}$  of the  $SW\frac{1}{4}$  of the  $NE\frac{1}{4}$ ) and the West Half of the Southwest Quarter of the Southwest Quarter of the Northeast Quarter ( $W\frac{1}{2}$  of the  $SW\frac{1}{4}$  of the  $SW\frac{1}{4}$  of the  $NE\frac{1}{4}$ ) of Section Six (6), Township Fourteen (14) North, Range Twelve (12) East, containing Twenty-six and one-half ( $26\frac{1}{2}$ ) acres, more or less, which leases are duly recorded in the office of the County Clerk and Recorder of said Okmulgee County, one in book M-62, page 117, and the other in book M-225, page 629;

3. An oil and gas lease covering the Southwest quarter (SW $\frac{1}{4}$ ) of Section thirty (30), Township Sixteen (16) North, Range Thirteen (13) East, containing 160 acres, more or less, and which lease is duly recorded in the office of the County Clerk and Recorder of said Okmulgee County in book M-186, page 358;

4. An undivided one-half (1/2) interest in and oil and gas lease covering the Northeast Quarter (NE $\frac{1}{4}$ ) of Section Two (2), Township Fifteen (15) North, Range Twelve (12) East, containing 160 acres more or less, and which lease is duly recorded in the office of the County Clerk and Recorder of said Okmulgee County in book M-133, page 479;

5. An oil and gas lease covering the west one-half (W $\frac{1}{2}$ ) of the Southeast quarter (SE $\frac{1}{4}$ ) and the West one-half (W $\frac{1}{2}$ ) of the west one-half (W $\frac{1}{2}$ ) of the west one-half (W $\frac{1}{2}$ ) of the East one-half (E $\frac{1}{2}$ ) of the Southeast quarter (SE $\frac{1}{4}$ ) of Section thirty-five (35), Township Sixteen (16) North, Range twelve (12) East, containing 90 acres more or less, and which lease is duly recorded in the office of the County Clerk and Recorder of said Okmulgee County in book M-94, page 412;

6. An undivided seven eighths (7/8) working interest in an oil and gas lease covering the Southeast Quarter (SE $\frac{1}{4}$ ) of the Northwest quarter (NW $\frac{1}{4}$ ) of Section three (3), Township Fifteen (15) North, Range eleven (11) East, containing 40 acres more or less, and which lease is duly recorded in the office of the County Clerk and Recorder of said Okmulgee County, in book M-226, page 161;

7. An undivided seven eighths (7/8) working interest in an oil and gas lease covering the East one half (E $\frac{1}{2}$ ) of the Northeast quarter (NE $\frac{1}{4}$ ) of the Northwest quarter (NW $\frac{1}{4}$ ) and the Southwest quarter (SW $\frac{1}{4}$ ) of the Northeast quarter (NE $\frac{1}{4}$ ) of the Northwest quarter (NW $\frac{1}{4}$ ) of Section three (3), Township Fifteen (15) North, Range Eleven (11) East, containing 30 acres more or less, and which lease is duly recorded in the office of the County Clerk and Recorder of said Okmulgee County, in book M-229, page 589;

8. An oil and gas lease covering the Southwest quarter (SW $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ) of Section Three (3), Township Fifteen (15) North, Range Eleven (11) East, containing 40 acres more or less, and which lease is duly recorded in the office of the County Clerk and Recorder of said Okmulgee County, in book M-230, page 385;

9. An oil and gas lease covering the North one half (N $\frac{1}{2}$ ) of the Northwest Quarter (NW $\frac{1}{4}$ ) of Section Thirty (30), Township Sixteen (16) North, Range Thirteen (13) East, containing 80 acres more or less, and which lease is duly recorded in the office of the County Clerk and Recorder of said Okmulgee County, in book M-186, page 138;

10. An oil and gas lease covering the South one-half (S $\frac{1}{2}$ ) of the Northwest Quarter (NW $\frac{1}{4}$ ) of Section Thirty (30), Township Sixteen (16) North, Range Thirteen (13) East, containing 80 acres more or less, and which lease is duly recorded in the office of the County Clerk and Recorder of said Okmulgee County, in book 352, page 163;

11. An undivided one half (1/2) interest in and to an oil and gas lease covering the Northwest (NW) 9.03 acres of Lot Four (4) and the Southeast Quarter (SE $\frac{1}{4}$ ) of the Northwest Quarter (NW $\frac{1}{4}$ ) of the Southeast Quarter (SE $\frac{1}{4}$ ) 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 the Northeast Quarter (NE $\frac{1}{4}$ ) and the West one-half (W $\frac{1}{2}$ ) of the Southwest Quarter (SW $\frac{1}{4}$ ) of the Southwest Quarter (SW $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ) of Section Six (6), Township Fourteen (14) North, Range Twelve (12) East, containing 26 $\frac{1}{2}$  acres more or less, and which lease is duly recorded in the office of the County Clerk and Recorder of said Okmulgee County, in book M-62, page 117, and book M-225, page 629.

PROPERTIES AND LANDS IN WAGONER COUNTY, OKLAHOMA.

1. An undivided five-ninths (5/9) interest in and to an oil and gas lease covering, among other lands, the Northeast Quarter (NE $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ) of Section Twenty-six (26), Township Seventeen (17) North, Range Fifteen (15) East, as to the forty (40) acres last above described, and which lease is duly recorded in the office of the County Clerk and Recorder of said Wagoner County, in book 95, page 74;
2. An undivided five-ninths (5/9) interest in and to an oil and gas lease covering, among other lands, the East Half of the Southeast Quarter (E $\frac{1}{2}$  of SE $\frac{1}{4}$ ) of Section Twenty-three (23), Township Seventeen (17) North, Range Fifteen (15) East, as to the eighty (80) acre last above described, and which lease is duly recorded in the office of the County Clerk and Recorder of said Wagoner County, in book , page ;
3. An undivided five-ninths (5/9) interest in and to an oil and gas lease covering, among other lands, the West Half of Northwest Quarter (W $\frac{1}{2}$  of NW $\frac{1}{4}$ ) of Section Twenty-five (25) Township Seventeen (17) North, Range Fifteen (15) East, as to the eighty (80) acres last above described, and which lease is duly recorded in the office of the County Clerk and Recorder of said Wagoner County, in book 109, page 22;

and that the said Special Master reports that the said sum of \$50,000.00 for which the said property was so sold is in his opinion an adequate and sufficient value for said property.

And it further appearing that at the same time the said Special Master sold a the properties of the defendants Enfisco Oil Corporation, The Goodyear Oil Company and Baile Jones Oil Company lying in Osage County, Oklahoma, and described in the said order of sale a Parcel Number 2, and being described specifically as follows, to-wit:

1. An undivided seven-sixteenths (7/16) interest in and to an oil lease covering the Southeast Quarter (SE $\frac{1}{4}$ ) of Section Thirty-five (35), Township Twenty-seven (27) North, Range Seven (7) East, containing one hundred and sixty (160) acres, more or less, and which is duly of record in the office of the Osage Indian Agency, Pawhuska, Oklahoma.
2. An undivided one-fourth (1/4) interest in and to an oil lease covering the Northeast Quarter (NE $\frac{1}{4}$ ) of Section fourteen (14), Township Twenty-five (25) North, Range Ten (10) East, containing one hundred sixty (160) acres, more or less, and which lease is duly recorded in the office of the Osage Indian Agency, Pawhuska, Oklahoma.

to James Brann, at for the sum of \$3500.00, which the said Special Master reports and shows in his opinion an adequate and sufficient value for said property.

And it appearing that the report of said sale has heretofore been filed in the court, and that no exceptions thereto have been filed; and it appearing that the said sums bid for the said property are adequate and sufficient.

It is therefore by the court ORDERED, ADJUDGED AND DECREED that the sale of the said properties described in Parcel Number One, and being all of the properties of Enfisco Oil Corporation lying and being in the State of Oklahoma save and except those hereinabove described as Parcel Number Two, be and the same is hereby confirmed, and the said Special Master is hereby ordered and directed to execute and deliver to the National Supply Company of Texas, Texas Corporation, or to its nominee, a deed, bill of sale and assignment, such as may be required to pass complete title to all of the properties in Parcel Number One, and that he cause credit upon the note sued on herein in the sum of \$50,000.00 to be entered as and for the said consideration.

It is further ORDERED, ADJUDGED AND DECREED that the said sale to James Brann all of the property in Osage county described as Parcel Number Two, and hereinabove specifically described, at and for the sum of \$3500.00 in cash paid to the Special Master, be, and the same is, hereby confirmed, and the said Special Master is hereby directed and ordered to execute

100

deliver to the said James Brann, or his nominee, an assignment or bill of sale of all of said property contained in said Parcel Number two and hereinabove described, and that he make report of his acts and doings herein when the said deeds, conveyances and assignments have been executed and delivered.

F. E. KENNAMER  
Judge.

ENDORSED: Filed Sep 18 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

The Toledo Trust Company and James P. Schrider, trustees, and The National Supply Company of Texas, a Texas Corporation, Complainants,  
vs.

Enfisco Oil Corporation, The Goodyear Oil Company, Bailey Jones Oil Company, Max Kurzrok, trustee, Standard Oil Company of Maryland, a corporation, and Security Oil Company, a corporation, Defendants.

In Equity No. 654. ✓

DEFICIENCY JUDGMENT

This cause came on to be heard on this the 18th day of September, 1934, on the pleadings and proof herein, and it appearing that on the sale of the property of the defendant Enfisco Oil Corporation, The Goodyear Oil Company and Bailey Jones Oil Company, in accordance with the decree of this court filed on the 18th day of March, 1933, the moneys arising from said sale are insufficient to pay the costs and expenses and fees and allowances made by the said decree and the principal debt, and that the amount due on the principal debt and interest of the mortgage debt herein still remaining due is the sum of \$304,804.55;

IT IS ORDERED, ADJUDGED AND DECREED that the defendants Enfisco Oil Corporation, The Goodyear Oil Company and Bailey Jones Oil Company, are personally liable for and shall pay to the plaintiffs the amount of said deficiency of \$304,804.55, and that plaintiffs have execution therefor.

F. E. KENNAMER  
District Judge.

ENDORSED: Filed Sep 18 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

State of Oklahoma, ex rel Margaret Jennings, )  
a resident, citizen and taxpayer of Creek )  
County, Oklahoma, Complainant, )

vs. )

No. 941 In Equity. ✓

Ghawn Ray, County Treasurer, County of Creek, )  
State of Oklahoma, The Pure Oil Company, a cor- )  
poration, and the Board of County Commissioners )  
and the County of Creek, State of Oklahoma, )  
Respondents. )

O R D E R

Now, on this 13th day of September, 1934, the above matter comes on to be heard before the Court, and said cause is submitted to the Court on the oral evidence offered and the stipulation of facts.

Thereupon, in open Court, complainant files her brief, and respondents are given and allowed ten (10) days from this date within which to file answer brief, and complainant is thereafter given five (5) days within which to file reply brief if she so desires.

F. E. KEMMAMER  
Judge

Attorneys for Complainant.

ALVIN RICHARDS  
Attorney for Respondent.

ENDORSED: Filed Sep 18 1934  
H. P. Farfield, Clerk  
U. S. District Court

KENNETH STANLEY MacPHERSON, ET AL., Complainants, )

vs. )

No. 953 - Equity. ✓

THE CHICAGO BRIDGE & IRON WORKS, A CORP. )  
ET AL., Defendants. )

Now on this 13th day of September, A. D. 1934, the above styled cause comes on for trial. Both sides present and announce ready for trial. Thereupon, Defendant John H. Higgins is given leave by the Court to file amendment to Answer. Thereafter, all witnesses are sworn open court and opening statements of counsel are made. The Plaintiff introduces evidence and proof with the following witnesses: A. B. Hungerford, E. Sapp. And thereafter, the Plaintiff rests. Thereafter, the Defendant introduces evidence and proof with witness John H. Higgins. And thereafter, both sides rest. Oral arguments of counsel are made. And thereafter, it is ordered by the Court that said case be taken under advisement for a period of ten (10) days.

780

DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA TUESDAY, SEPTEMBER 18, 1934

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

William E. Callison, Plaintiff, )  
vs. ) No. 976 Eq. ✓  
Western Sales Company, a corporation, Defendants. )

D E C R E E.

This cause came on to be heard at this term, and was argued by counsel, and thereupon, and in consideration thereof, and in accordance with the special findings of fact and conclusions of law thereon, it is ordered, adjudged and decreed that the plaintiff's suit be, and the same is hereby, dismissed for want of equity, at the costs of the plaintiff, to which the plaintiff excepts and his exceptions are allowed, for the purpose of an appeal, of which plaintiff gives notice to the defendant.

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

ENDORSED: Filed Sep 27 1934  
H. P. Garfield, clerk  
U. S. District Court

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Court adjourned to September 19, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA WEDNESDAY, SEPTEMBER 19, 1934

Court convened pursuant to adjournment, Wednesday, September 19, 1934

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

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

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

ROYALTY CORPORATION OF AMERICA, a corporation, Petitioner-Appellant, )  
vs. )  
PAUL E. TALIAFERRO, Receiver of Petroleum Royalties Company, a trust estate, Paul E. Taliaferro, H. N. Greis and R. A. Kellough, Trustees of Petroleum Royalties Company, a trust estate, Herbert R. Young, successor trustee of R. A. Kellough, and Petroleum Royalties Company, a trust estate, Respondents - Appellees. )  
No. 663 - 2. ✓

PETITION FOR APPEAL TO THE UNITED STATES CIRCUIT COURT OF APPEALS FOR THE TENTH CIRCUIT.

Comes now Royalty Corporation of America, a corporation, and feeling itself aggrieved by the order of this court, made and entered the 2nd day of July, 1934, denying its application for an order on the receiver of Petroleum Royalties Company, a trust, to pay funds to it a cause styled R. J. Booth, et al. complainants, vs. Greer Investment Company, et al, defendant No. 663 equity, does hereby appeal from said order and decree to the United States Circuit



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

Caroline L. Yeargain, et al., Complainants, )  
 )  
-vs- ) In Equity No. 621 ✓  
 )  
Joseph D. Yeargain, et al., Defendants. )

PARTIAL DISMISSAL

And now on this 19th day of September, 1934, it is ordered that the above ent cause be and the same is hereby dismissed as to the defendants, E. L. Humphreys and Midland ings and Loan Company, a corporation and as to Lot numbered five (5) in Block Numbered fifty in the City of Miami, In Ottawa County, Oklahoma, according to the official recorded plat th of.

F. E. KENNAMER  
JUDGE.

O.K. WILLIAM NEFF  
Attorney for Complainants

JNO. D. ROGERS  
HUNT & EAGELTON  
Attorney for said defendants.

ENDORSED: Filed Sep 19 1934  
H. P. Warfield, Clerk  
U. S. District Court ME

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

John L. Gray and L. B. Riddle, Plaintiffs, )  
 )  
vs. ) No. 844 Equity. ✓  
 )  
Deep Rock Oil Corporation, a corporation, )  
Defendant. )

O R D E R

This cause coming on to be heard on this 19th day of September, 1934, on the g titution of Preston C. West, Special Master herein, to whom has been referred the claim of Sta dard Gas and Electric Company against the Deep Rock Oil Corporation and the objections there and the counterclaim of Deep Rock Oil Corporation, for an allowance on account of services r dered by him as such Special Master, and the court being fully advised in the premises finds an allowance at this time to the said Preston C. West, as such Special Master, of \$1000.00 is reasonable and proper.

IT IS, THEREFORE, BY THE COURT ORDERED that said special Master be, and is her allowed the sum of \$1000.00 on account of his services as such Special Master.

F. E. KENNAMER  
Judge

ENDORSED: Filed Sep 19 1934  
H. P. Warfield, Clerk  
U. S. District Court ME

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

W. B. FORSYTH, Complainant, )  
vs. )  
ORFIC GASOLINE PRODUCTION COMPANY, a ) In Equity No. 991 ✓  
corporation, and OCKLAND GASOLINE PRODUCTION )  
COMPANY, a corporation, Defendants. )

ORDER APPOINTING RECEIVER

And now, on this 19th day of August, 1934, this cause having come on to be heard upon the bill of complaint filed herein, and after consideration and due deliberation, it is on motion of the solicitor for the complainant,

ORDERED, ADJUDGED AND DECREED that the defendants, though appearing to have assets of large value, are now unable to meet their matured and immediately maturing obligations and will continue for a considerable time to be unable to meet such matured and maturing obligations or any substantial portion thereof, and it is

Further ORDERED, ADJUDGED and DECREED that the complainant is entitled to the relief herein granted and that the complainant has no adequate remedy save through the granting of this decree and that it is necessary for the protection and preservation of the respective rights and equities of the complainant and all other creditors of the defendants that the property and business of the defendants be preserved and administered in this suit through a receiver to be appointed by this Court and that it is necessary that a receiver of the defendants and of the property should be appointed forthwith and with the powers herein granted, and it is

ORDERED, ADJUDGED and DECREED that L. B. Riddle be, and he is hereby appointed receiver of the defendants, Orfic Gasoline Production Company, a corporation, and Oakland Gasol Production Company, a corporation, and of all the properties of said defendants, real, personal and mixed, of whatsoever kind and description, including all lands, real estate and buildings, premises and appurtenances, owned, controlled, leased or operated by the said defendants and materials, supplies, merchandise, books of account, records and other books, papers and accounts, cash on hand, in bank or on deposit, things in action, credit, stocks, bonds, securities, deeds, leases, contracts, muniments of title, bills and accounts receivable, rents, issues, profits, tolls and income accruing and to accrue, as well as all interest, easements, privileges, franchises and appurtenances, and all assets and property of all and every kind, character, and description whatsoever of said defendants wheresoever situated.

Further ORDERED, ADJUDGED and DECREED that the bond of said receiver in the sum of \$2000.00 conditioned that he will well and truly perform the duties of his office and duly account for all moneys and properties which may come into his hands and abide by and perform all things which he shall be directed to do, with sufficient sureties to be approved by this court or one of the judges thereof, be forthwith filed with the clerk of this court.

Further ORDERED, ADJUDGED and DECREED that the said defendants and any persons acting under their direction, shall upon presentation of a certified copy of this order deliver to the receiver any and all properties of the defendants, real or personal, in their possession or under their control; and that all persons, including sheriffs and marshals, are enjoined from in any wise disturbing the possession of the receiver and from prosecuting any actions or suits which affect the property of said defendants, and it is

Further ORDERED, ADJUDGED and DECREED that until the further order of this court the said receiver be and he hereby is authorized forthwith to take and to have complete and exclusive control, possession and custody of all the assets and property of the defendants and persons, firms and corporations, including the defendants, their officers, agents and servants shall forthwith deliver to said receiver all properties of every nature and description and

wheresoever located of the defendants, and it is

Further ORDERED, ADJUDGED and DECREED that the said receiver be and he hereby authorized to continue, manage and operate the business of the defendants, until the further order of this court, with full authority to carry on, manage and operate said business; to buy and sell merchandise, supplies or stock in trade for cash or on credit and as may be deemed advisable by said receiver, and it is

Further ORDERED, ADJUDGED, and DECREED that the said receiver be and he hereby authorized in his discretion to employ such managers, agents, employees, servants, accountants, attorneys and counsel as may in his judgment be advisable or necessary in the management, conduct, control or custody of the affairs of the defendants and of the assets thereof, and the said receiver be and he is hereby authorized to make such payments and disbursements as may be needed or proper for the preservation of the properties of the defendants, including the authority to make payments of debts entitled to priority, and it is

Further ORDERED, ADJUDGED AND DECREED that said receiver be and he hereby is authorized in his discretion to employ such managers, agents, employees, servants, accountants, attorneys and counsel as may in his judgment be advisable or necessary in the management, conduct, control or custody of the affairs of the defendants and of the assets thereof, and the said receiver be and he is hereby authorized to make such payments and disbursements as may be needed or proper for the preservation of the properties of the defendants, including the authority to make payments of debts entitled to priority, and it is

Further ORDERED, ADJUDGED and DECREED that said receiver be and he hereby is authorized to receive and collect any and all sums of money due or owing to the defendants in any manner whatsoever, whether the same are now due or shall hereafter become due and payable, and the said receiver be and he hereby is authorized to do such things, enter into such agreements, employ such agents in connection with the management, care and preservation of the properties of the defendants as he may deem advisable, and is authorized to incur such expenses and make such disbursements as may in his judgment be advisable or necessary in connection with the care, preservation and maintenance of the properties of the defendant, and it is

Further ORDERED, ADJUDGED and DECREED that said receiver be and he hereby is authorized and empowered to institute, prosecute and defend, compromise, adjust, intervene in, become party to such suits, actions, proceedings at law or in equity, including ancillary proceedings in state or federal courts, as may in his judgment be necessary or proper for the protection, maintenance and preservation of the assets of the defendants or the carrying out of the terms of this decree, and likewise to defend, compromise or adjust or otherwise dispose of all suits, actions or proceedings instituted against him as receiver or against the defendant and also to appear in and conduct the prosecution or defense of any suit or adjust or compromise any actions or proceedings now pending in any court by or against the defendants where such prosecution, defense or other disposition of such suits, actions or proceedings will in the judgment of said receiver be advisable or proper for the protection of the properties of the defendants.

It is further ORDERED that leave be and hereby is granted to any party in interest to move to vacate or modify this decree.

FORWARDED: Filed Sep 19 1934  
H. P. Terfield, Clerk  
U. S. District Court

F. E. KERNAMER  
United States District Judge

Court convened pursuant to adjournment, Thursday, September 20, 1934.

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

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

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

Caroline L. Yeargain, et als, Plaintiffs, )  
vs ) Equity No. 821.  
J. D. Yeargain, The First National Bank )  
of Miami, Oklahoma, et als., Defendants. )

ORDER OF DISMISSAL

Now upon this 20th day of September, 1934 upon the motion of the Plaintiff's cause is hereby dismissed as to the defendant The First National Bank of Miami, Oklahoma.

Done in open court at Tulsa, Oklahoma the day and year above written.

O.K. WILLIAM NEFF Attorney for Complainants  
F. E. KENNAMER UNITED STATES DISTRICT JUDGE.

ENDORSED: Filed Sep 20 1934  
H. P. Warfield, Clerk  
U. S. District Court DC

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

GENE BUCK, as President of the American Society of Composers, Authors and Publishers, et al, Plaintiffs, )  
-vs- ) NO. 956 IN EQUITY  
SOUTHWESTERN BAIER CORPORATION, a corporation, Defendant. )

O R D E R

Now, on this 20th day of August, 1934, on Application of the defendant for a cause shown, the defendant is allowed 10 days from this date within which to plead to, or answer complainant's Amended Bill of Complaint filed herein.

ENDORSED: Filed Sep 20 1934  
H. P. Warfield, Clerk  
U. S. District Court  
F. E. KENNAMER JUDGE

80

U. S. DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA FRIDAY, SEPTEMBER 21, 1934

Court convened pursuant to adjournment, Friday, September 21, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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.

United States, )  
 )  
 vs. ) No. 739 Equity ✓  
 )  
 R. G. Morrow, Guardian, et al, ) Defendants. )

ORDER APPROVING RECEIVER'S REPORT AND DISCHARGING RECEIVER

Now on this 20 day of Sept. 1934, it being shown to the Court that Jno. P. Logan has heretofore by the Court been appointed Receiver in the above cause to collect the rents and otherwise care for the real estate involved in the mortgage foreclosure herein, and the Receiver having filed his report showing that he has collected no money or revenue from said Property, as shown by said report, has incurred an expense as said Receiver, the sum of \$8.25. The Court finds that said expense, as shown by said report, should be and same is accepted and allowed.

IT IS THEREFORE THE ORDER OF THE COURT that said Receiver's report be and hereof is accepted and approved, and as there are no funds in the hands of said Receiver and none have been received by him with which to pay said expense, and the said property having been sold at Marshal's sale and the same having been purchased by the Superintendent of the Osage Indian Agency for Agnes Wagoshe, Osage Allottee No. 550, the same being the mortgagee, the said Superintendent of the Osage Agency is hereby directed to pay Jno. P. Logan, the said Receiver, the sum of \$8.25 expenses out of any funds now in his hands or from any funds that may come into his hands belonging to the said Agnes Wagoshe, Osage Allottee No. 550. And it is further ordered that said Receiver be and is hereby discharged.

APPROVED: CHESTER A. CHESTER Assistant United States Attorney.  
F. E. KENNAMER JUDGE

RECORDED: Filed Sep 21 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

United States, )  
 )  
 vs. ) No. 766 Equity ✓  
 )  
 Nellie Whitlatch, ) Defendants. )

ORDER APPROVING RECEIVER'S REPORT AND DISCHARGING RECEIVER

Now on this 20th day of Sept., 1934, it being shown to the Court that Jno. P. Logan has heretofore by the Court been appointed Receiver in the above cause to collect the rents and otherwise care for the real estate involved in the mortgage foreclosure herein, and the Receiver having filed his report showing that he has collected no money or revenue from said property, and as shown by said report, has incurred an expense as said Receiver, the sum of \$7.25

DISTRICT OF OKLAHOMA

SPECIAL TERM 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA FRIDAY, SEPTEMBER 21, 1934

The court finds that said expense, as shown by said report, should be and same is accepted and allowed.

IT IS THEREFORE THE ORDER OF THE COURT that said receiver's report be and here is accepted and approved, and as there are no funds in the hands of said receiver and none has been received by him with which to pay said expense, and the said property having been sold at Marshal's sale and the same having been purchased by the superintendent of the Osage Indian Agency for Pah-so-top, Osage Allottee No. 615, the same being the mortgagee, the said Superintendent of the Osage Agency is hereby directed to pay Jno. P. Logan, the said receiver, the sum of \$7.25 expenses out of any funds now in his hands or from any funds that may come into his hands belonging to the said Pah-so-top, Osage Allottee No. 615. And it is further ordered that said receiver be and is hereby discharged.

F. E. KERNAMER  
JUDGE

APPROVED: Chester A. Brewer  
Assistant United States Attorney.

ENDORSED: Filed Sep 21 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

United States, )  
 )  
vs. ) No. 769 Equity ✓  
 )  
H. K. Curtis, et al, )  
 ) Defendants. )

ORDER APPROVING RECEIVER'S REPORT AND DISCHARGING RECEIVER.

Now on this 20 day of Sept., 1934, it being shown to the court that Jno. P. Logan has heretofore by the Court been appointed Receiver in the above cause to collect the rents and otherwise care for the real estate involved in the mortgage foreclosure herein, and the Receiver having filed his report showing that he has collected the sum of \$105.00 from said property, as shown by said report, has disbursed, including expense as said Receiver, the sum of \$11.50 and there now remains in his hands, subject to disbursement by order of Court, the sum of \$93.50 the court finds that said expense as shown by said report, should be and same is accepted and allowed.

IT IS THEREFORE THE ORDER OF THE COURT that said Receiver's report be and here is accepted and approved, and said Receiver is directed to pay himself from said funds as shown in said report his expenses shown therein, and to pay the remaining funds in his hands in the sum of \$93.50 to the Superintendent of the Osage Indian Agency to be applied to the funds of mortgagee named in this cause. And it is further ordered that said Receiver be, and hereby is discharged.

F. E. KERNAMER  
JUDGE

APPROVED CHESTER A. BREWER  
Assistant United States Attorney

ENDORSED: Filed Sep 21 1934  
H. P. Warfield, Clerk  
U. S. District Court

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA WEDNESDAY, SEPTEMBER 31, 1934

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

United States, Plaintiff )  
vs. ) No. 811 Equity. ✓  
Ora E. Holeman, et al Defendants. )

ORDER APPROVING RECEIVER'S REPORT AND DISCHARGING RECEIVER

Now on this 20th day of Sept., 1934, it being shown to the Court that Jno. P. Logan has heretofore by the Court been appointed Receiver in the above cause to collect the and otherwise care for the real estate involved in the mortgage foreclosure herein, and the ceiver having filed his report showing that he has collected no money or revenue from said perty, and as shown by said report, has incurred an expense as said Receiver, the sum of \$8. the Court finds that said expense, as shown by said report, should be and same is accepted a allowed.

IT IS THEREFORE THE ORDER OF THE COURT that said receiver's report be and her is accepted and approved, and as there are no funds in the hands of said receiver and none h been received by him with which to pay said expenses, and the said property having been sold Marshal's sale and the same having been purchased by the Superintendent of the Osage Indian Agency for Daniel West, usage Allottee No. 77, the same being the mortgagee, the said Superi dent of the Osage Agency is hereby directed to pay Jno. P. Logan, the said receiver, the sum \$8.50 expenses out of any funds now in his hands or from any funds that may come into his h belonging to the said Daniel West, usage Allottee No. 771 and it is further ordered that the Receiver be and is hereby discharged.

APPROVED: GEORGE A. BREWER  
Assistant United States Attorney.  
F. E. KENNAMER  
JUDGE  
ENDORS ED: Filed Sep 21 1934  
M. L. Arfield, Clerk  
U. S. District Court

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

United States, Plaintiff, )  
vs. ) No. 812 Equity ✓  
Grace S. Prentiss, et al., Defendants. )

ORDER APPROVING RECEIVER'S REPORT AND DISCHARGING RECEIVER

Now on this 20th day of Sept., 1934, it being shown to the Court that Jno. P. an has heretofore by the Court been appointed Receiver in the above cause to collect the reat and otherwise care for the real estate involved in the mortgage foreclosure herein, and the Re ver having filed his report showing that he has collected no money or revenue from said propert and as shown by said report, has incurred an expense as said Receiver, the sum of \$29.25. t Court finds that said expense, as shown by said report, should be and same is accepted and al ed.

IT IS THEREFORE THE ORDER OF THE COURT that said Receiver's report be and here is accepted and approved, and as there are no funds in the hands of said receiver and none h been received by hi with which to pay said expense, and the said property having been sold a Marshal's sale and the same having been purchased by the Superintendent of the Osage Indian Agency for Margarette Good, usage Allottee No. 319, the same being the mortgagee, the said

DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION    TULSA, OKLAHOMA    FRIDAY, SEPTEMBER 21, 1934

Superintendent of the Osage Agency is hereby directed to pay Jno. P. Logan, the said Receiver the sum of \$29.25 expenses out of any funds now in his hands or from any funds that may come o his hands belonging to the said Margarette Good, Osage Allottee No. 319. And it is furthe ordered that the said Receiver be and is hereby discharged.

APPROVED CHESTER A. BREWER  
Assistant United States Attorney

F. E. KENNAMER  
JUDGE

ENDORSED: Filed Sep 21 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

United States,	Plaintiff,	)	
		)	
vs.		)	No. 832 Equity    ✓
		)	
J. E. JONES, et al,	Defendants.	)	

ORDER APPROVING RECEIVER'S REPORT AND DISCHARGING RECEIVER.

Now on this 20th day of Sept., 1934, it being shown to the Court that Jno. P. Logan has heretofore by the Court been appointed receiver in the above cause to collect the real estate involved in the mortgage foreclosure herein, and the receiver having filed his report showing that he has collected the sum of \$182.75 from said property and as shown by said report has disbursed, including expense as said Receiver, the sum of \$44 and there now remains in his hands, subject to disbursement by order of Court, the sum of \$138.75 the Court finds that said expense as shown by said report, should be and same is accepted and allowed.

IT IS THEREFORE THE ORDER OF THE COURT that said Receiver's report be and here is accepted and approved, and said Receiver is directed to pay himself from said funds as shown in said report his expenses shown therein, and to pay the remaining funds in his hands in the amount of \$138.75 to the Superintendent of the Osage Indian Agency to be applied to the funds of the mortgagee named in this cause. And it is further ordered that said Receiver be, and hereby is discharged.

APPROVED CHESTER A. BREWER  
Assistant United States Attorney.

F. E. KENNAMER  
JUDGE

ENDORSED: Filed Sep 21 1934  
H. P. Warfield, Clerk  
U. S. District Court

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM- EQUITY SESSION TULSA, OKLAHOMA SATURDAY, SEPTEMBER 22, 1934

Court convened pursuant to adjournment, Saturday, September 22, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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.

Joseph A. Phelan, Complainant, )  
vs. ) In Equity No. 937 ✓  
Middle States Oil Corporation, et al., Defendants. )

ORDER IN RE APPLICATION OF ANCILLARY RECEIVER FOR INSTRUCTIONS

On this 22 day of September, 1934, the above entitled cause comes on for hearing on the petition of N. T. Gilbert, ancillary receiver for Central States Oil and Gas Company, Corona Oil Company, Leahy Oil Company, Number One Oil Company, Peters-Leahy Oil Company, and Plains Petroleum Company, Inc., for instructions in reference to the transfer of funds in his hands as ancillary receiver of said corporations, and the court having heard and considered said petition and being well and sufficiently advised in the premises,

IT IS BY THE COURT ORDERED that N. T. Gilbert as such ancillary receiver be, and is hereby, directed to transfer and remit to Joseph P. Mumulty and Joseph Glass, primary receivers of said corporations, funds in his hands, as follows:

Central States Oil and Gas Company	- 33,900.00
Corona Oil Company	- 34,800.00
Leahy Oil Company	- 3,100.00
Number One Oil Company	- 7,500.00
Peters-Leahy Oil Company	- 1,200.00
Plains Petroleum Company, Inc.	- 37,400.00

MADE AND ORDERED entered this 22 day of September, 1934.

F. E. KENNAMER  
J U D G E

ENDORSED: Filed Sep 22 1934  
H. P. Warfield, Clerk  
U. S. District Court ME

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Court adjourned to September 24, 1934.

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE DISTRICT OF OKLAHOMA  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA MONDAY, SEPTEMBER 24, 1934

Court convened pursuant to adjournment, Monday, September 24th, 1934.

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

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

CAROLINE L. YEARGAIN, ET AL, Plaintiff, )  
vs. ) No. 821 - Equity. ✓  
JOSEPH D. YEARGAIN, ET AL, Defendant. )

Now on this 24th day of September, A. D. 1934, it is ordered by the Court that Rollie Clark be permitted to withdraw as attorney for Joe Yeargain.

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

THE PURITAN CORPORATION, a corporation, Plaintiff, )  
-vs- ) No. 865-E ✓  
DUDLEY C. MONK, et al., Defendants. )

ORDER DISCHARGING RECEIVER AND EXONERATING BONDSMEN

The motion of the receiver for discharge and motion for the exoneration of the bondsmen coming on for hearing on this 24th day of September 1934 and the court having examined the report of receiver Mabelle F. Higgins and finding that it is regular in all respects and being fully advised in the premises,

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that Mabelle F. Higgins be discharged as receiver herein and that her bondsmen be exonerated from any liability occurring after time.

F. E. KENNAMER  
Judge.

ENDORSED: Filed Sep 24 1934  
H. P. Warfield, Clerk  
U. S. District Court

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IN THE UNITED STATES DISTRICT COURT IN AND FOR TULSA COUNTY, STATE OF OKLAHOMA

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, Plaintiff, )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY, Defendant. )

ORDER CONFIRMING SALE AND APPROVING SALE

THIS CASE COMING on to be heard on this the 24th day of September, 1934, on report and return of sale and motion to confirm of Rex Matkinson, Receiver of Exchange National Company, covering and affecting the following described premises, to-wit:

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE DISTRICT OF OKLAHOMA  
 DISTRICT OF OKLAHOMA  
 GENERAL TERM 1934 TERM THREE SESSION TWELFA, DETROIT, OKLAHOMA MONDAY, SEPTEMBER 24, 1934

Lots 6 and 7 Section 31, Township 17 North, Range 15 East,  
 Wagoner County, Oklahoma,

and the Court having examined the proceedings incident to said sale and finding that the same were and have been conducted as by law, and the order of this court, and the court finding that it has jurisdiction to entertain said application, or motion, and return of sale, and enter an order thereon, and being fully advised in the premises finds that said motion to confirm said sale should be sustained;

IT IS, THEREFORE, BY THE COURT, ORDERED, ADJUDGED AND DECREED that said motion to confirm said sale above described to Robert Andrews be and the same is hereby sustained, and that said Rex Watkinson, Receiver of Exchange National Company be and he is hereby directed, authorized and empowered to make, execute and deliver to Robert Andrews a good and sufficient deed conveying the interest which he has in the oil, gas and other minerals lying in and under the above described premises together with the right of ingress and egress upon the payment by said Robert Andrews the sum of \$1300.00, and the said Rex Watkinson be and he is hereby further authorized to pay from said amount the costs of preparing an abstract covering the period from February 27th, 1922 to July 13th, 1934, to be furnished the purchaser of said interest, and the said Rex Watkinson be and he is further authorized, directed and empowered to do all other things necessary and proper fully and effectually to accomplish the letter and spirit of this application and order.

F. E. KENNAMER  
 United States District Judge.

ENTERED: Filed Sep 24 1934  
 H. P. Warfield, Clerk  
 U. S. District Court ME

UNITED STATES OF AMERICA, Plaintiff, )  
 )  
 -vs- ) No. 912 - Equity. ✓  
 )  
 SUE MELLOTT, ET AL, Defendants. )

Now on this 24th day of September, A. D. 1934, it is ordered by the Court that Decree as per journal entry be entered. It is further ordered that note and mortgage herein be cancelled and merged in judgment.

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

United States, Plaintiff, )  
 )  
 vs. )  
 )  
 Helen Mellott, Adm. of estate of George B. Mellott, deceased, Sue Mellott, James M. Gardner, H. J. Smith, J. W. Pearson, Adm. of estate of Joseph R. Pearson, deceased, Home Savings & Loan Association, a corporation, and Jeanette Pappin Lambert, Defendants. )  
 )  
 No. 912 Equity ✓

JOURNAL ENTRY OF JUDGMENT.

Now on this 24th day of September, 1934, this cause came on regularly to be heard in open court before Honorable F. E. Kennamer, Judge presiding, and plaintiff being represented by Chester A. Brewer, Assistant United States Attorney for the Northern District of Oklahoma,

DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-BOULEVARD SECTION, TULSA, OKLAHOMA      MARCH 24, 1934

and the defendants, Home Savings & Loan Association, a corporation, and J. C. Pearson, administrator of the estate of Joseph R. Pearson, having filed a disclaimer herein, disclaiming any right, title or interest in or to the land involved herein; and the defendants, Helen Mellott, administratrix of the estate of George B. Mellott, deceased, Sue Mellott, H. J. Smith and Jeanette Pappin Lambert each having been regularly served with subpoena in equity in this cause more than 60 days prior to this date, and the defendant, James M. Gardner, having been served by publication more than six weeks prior hereto, and none of said defendants having answered or made appearance herein, and it being shown to the Court that an order pro confesso was taken against said defendants more than 30 days prior to this date, they are by the Court declared to be in default, and the Court finds that plaintiff is entitled to judgment against said defendants: the sum sued upon, and to have the mortgage herein foreclosed and the mortgaged property sold at the expiration of six months from this date if said judgment is not paid, the proceeds of sale to be applied to the satisfaction of said judgment.

The Court further finds that plaintiff is entitled to have a receiver appointed in this cause, to take charge of said property, collect the rents thereon until the sale thereof and report same into this court as the court may order.

IT IS THEREFORE THE ORDER AND JUDGMENT of the court that the plaintiff, in its behalf and in behalf of Charles Drum, restricted Osage Allottee No. 267, do have and recover and from the defendants, Sue Mellott and Helen Mellott, administratrix of the estate of George B. Mellott, deceased, and each of them, the sum of \$3227.19, with interest at 7% per annum from August 20, 1933, until paid, unpaid taxes in the sum of \$614.18, with interest and penalties, and for all costs of this suit, and if said judgment is not paid in six months from date thereof an order of sale issue out of this court, to the United States Marshal for the Northern District of Oklahoma, commanding him to advertise and sell, according to law, without appraisal, the following described land, located in Osage County, Oklahoma, to-wit:

Lot Nine; East Half of Lot Eight, Block Fifteen, original townsite of Pawhuske, Oklahoma,

the proceeds of said sale to be applied as follows:

- First - To payment of costs of sale and this suit
- Second - Payment to plaintiff in behalf of Charles Drum, Osage Allottee No. 267, the sum of \$3227.19, with interest at 7% per annum from August 20, 1933.
- Third - Payment of all unpaid taxes on the mortgaged property.
- Fourth - The residue, if any, to be paid into this Court for the further order of the court,

and that after the sale of said land the defendants, Helen Mellott, Administratrix of the estate of George B. Mellott, deceased, Sue Mellott, James M. Gardner, H. J. Smith and Jeanette Pappin Lambert, and all persons claiming under them since the commencement of this suit, are forever barred from claiming any right, title, interest or estate in or to the above described property or any part thereof.

It is the further order of the Court that Jno. P. Logan, United States Marshal for the Northern District of Oklahoma, is hereby appointed Receiver in this cause, to take charge of the within described property, collect the rents thereon until the sale thereof, and report same into this court to await the further order of the court.

F. E. KOSMAYER  
JUDGE

O.K.      Assistant United States Attorney

RECORDED: Filed Dec 27 1934  
H. E. Garfield, Clerk  
U. S. District Court

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

REGULAR TERM 1934 TERM-BUILDING SESSION MOORE, OKLAHOMA MONDAY, SEPTEMBER 24, 1934

UNITED STATES, )  
Plaintiff, )  
vs. ) No. 914 - Equity. ✓  
W. B. CLARE, ET AL, )  
Defendants. )

Now on this 24th day of September, A. D. 1934, it is ordered by the court that decree for Government as per journal entry to be filed be entered. It is further ordered that note and mortgage herein be cancelled and merged in judgment.

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

United States, )  
Plaintiff, )  
vs. ) No. 914 Equity ✓  
W. B. Clare, Mary Louise Clare, )  
A. W. Bevers and Lisle G. Bevers, )  
Defendants. )

JOURNAL ENTRY OF JUDGMENT.

Now on this 24th day of September, 1934, this cause came on regularly to be heard in open court before honorable R. E. Kennamer, Judge presiding; and the plaintiff being represented by Chester A. Brewer, Assistant United States Attorney for the Northern District of Oklahoma and the defendants, W. B. Clare and Mary Louise Clare being non-residents of the State of Oklahoma, residing at Big Springs, Texas, have each made a waiver of service of subpoena in equity this cause, and have entered their general appearance herein for all purposes except a personal judgment, reserving that right as a non-resident, and have consented that this cause may be set down for trial and disposed of in regular order as the Court may direct; and the defendants, A. W. Bevers and Lisle G. Bevers having been regularly served with subpoena in equity more than 60 days prior to this date, and each of said defendants having failed to answer, plead or demur herein, are by the court declared to be in default, and that plaintiff is entitled to judgment prayed in the bill of complaint herein.

The Court further finds that A. W. Bevers and Lisle G. Bevers, defendants herein are the owners of the equity in the property involved herein by warranty deed executed to them by W. B. Clare and Mary Louise Clare, and that they have assumed and agreed to pay the indebtedness represented by the note and mortgage herein.

The Court further finds that there is due and unpaid on said indebtedness the sum of \$2350.00, with interest at 7% per annum from September 29, 1933, until paid, together with ad valorem taxes and paving taxes in the sum of \$448.39, for which plaintiff is entitled to judgment against A. W. Bevers and Lisle G. Bevers, and each of them, and for the foreclosure of the mortgage herein and the sale of said property if said indebtedness is not paid at the expiration of six months from date hereof, the proceeds of said sale to be applied to the satisfaction of said indebtedness.

The Court further finds that the original mortgage involved in this cause has been lost, and that plaintiff is unable, after due diligence, to find said original mortgage. That plaintiff has in its possession the original notes involved herein, together with a certified copy of said mortgage.

IT IS THEREFORE THE ORDER AND JUDGMENT of the Court that the plaintiff, in its behalf, and in behalf of the heirs of Bertha Webb Lazelle, deceased Osage Allottee No. 411, do have and recover of and from A. W. Bevers and Lisle G. Bevers, and each of them, the sum of \$2350.00, with interest at 7% per annum from September 29, 1933, until paid, unpaid taxes in the sum of \$448.39, with interest and penalties, and all costs of this suit, and if said judgment is



more than 30 days prior to this date, they are by the court declared to be in default, and the court finds that plaintiff is entitled to judgment against said defendants, Geo. H. Colombe and Hazel Lee Colombe in the sum sued upon, and is entitled to have the mortgage in this cause closed and the mortgaged property sold at the expiration of six months from this date if said judgment is not paid, the proceeds of said sale to be applied to the satisfaction of said judgment.

The Court further finds that M. J. E. Cook holds a second mortgage on the premises involved herein but that said mortgage is subsequent and inferior to the mortgage of plaintiff and that said defendant is made a party to this suit for the purpose of clearing the title to the land involved herein.

The Court further finds that the defendant, E. V. Eberwein holds a judgment against Geo. H. Colombe but that same is inferior to the claim of this plaintiff, and said defendant is made a party to this suit for the purpose of clearing the title to the land involved herein.

IT IS THEREFORE THE ORDER AND JUDGMENT of the Court that the plaintiff, the United States, in its own behalf and in behalf of Ida Drexell, restricted Usage Allottee, unimproved, do have and recover of and from Geo. H. Colombe and Hazel Lee Colombe, and each of them the sum of \$2,945.00, with interest at 7% per annum from September 13, 1933, until paid, and unpaid taxes in the sum of \$167.00, with interest and penalties, and all costs of this suit, and if said judgment is not paid in six months from this date an order of sale issue out of this court to the United States Marshal for the Northern District of Oklahoma, commanding him to advert and sell, according to law, without appraisalment, the following described land, located in Tulsa County, Oklahoma, to-wit:

Lot twenty-two and South Half of Lot twenty-three,  
Block fourteen, Tallchief Addition to Fairfax, Oklahoma,

the proceeds of said sale to be applied as follows:

- First - For the payment of costs of sale and this suit.
- Second - Payment to said allottee, Ida Drexell, the sum of \$2,945.00, with interest at 7% per annum from September 13, 1933, until paid.
- Third - Payment of all unpaid taxes on the mortgaged property.
- Fourth - The residue, if any, to be paid into this court to await the further orders of the Court.

It is further ordered that after the sale of said property under this judgment against said defendants, Geo. H. Colombe, Hazel Lee Colombe, M. J. E. Cook and E. V. Eberwein, and all persons claiming under them since the commencement of this suit, be, and they are forever barred from claiming any right, title, interest or estate in or to the above described property, or part thereof.

O.K. CHESTER A. BREWER  
Assistant United States Attorney

F. E. KENNAMER  
JUDGE

ENDORSED: Filed Sep 27 1934  
H. F. Garfield, Clerk  
U. S. District Court

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UNITED STATES OF AMERICA,	Plaintiff,	)	
		)	
-vs-		)	No. 923 - Equity. ✓
		)	
SARAH KLINGSMITH, ET AL,	Defendants.	)	

Now on this 24th day of September, A. D. 1934, it is ordered by the court that above case be stricken from the assignment of this date pending loan from H.O.L.C.

NEW YORK LIFE INS. CO.,	Plaintiff,	)	
		)	
-vs-		)	No. 936 - Equity. ✓
		)	
SECRETARY OF THE INTERIOR, ET AL,	Defendants.	)	

Now on this 24th day of September, A. D. 1934, it is ordered by the Court that Mabel E. Schaper be permitted to intervene herein. Exception allowed. Given fifteen (15) days to plead to intervention.

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

United States,	Plaintiff,	)	
		)	
vs.		)	No. 973 Equity ✓
		)	
C. W. Clarke, if living, or if dead, his unknown heirs, executors, administrators and assigns, immediate and remote,	Defendants.	)	

JOURNAL ENTRY OF JUDGMENT

Now on this 24th day of September, 1934, this cause came on regularly to be heard in open court before Honorable F. E. Kennamer, Judge presiding, and the plaintiff being represented by Chester A. Brewer, Assistant United States Attorney for the Northern District of Oklahoma, and having announced ready for trial; and it being shown to the court that the defendants herein were served with proper publication notice more than 60 days prior to this date, and none of said defendants has appeared, answered or demurred herein, they are by the court decreed to be in default; and the Court having heard the evidence of plaintiff, and being advised the premises, finds that plaintiff is entitled to judgment as prayed in the Bill of Complaint herein.

The Court further finds that Wilson Gibson, restricted Creek Indian, Roll No. 8208, was allotted the following described land. to-wit:

North Half of the Southwest quarter of Section twenty-six,  
Township Fifteen, Range Seven, in the Creek Nation, now Creek County, Oklahoma

The Court further finds that the deed executed August 22, 1907, by Wilson Gibson and Pige Gibson, his wife, to C. W. Clarke and M. E. Dill, purporting to convey to the said Clarke and M. E. Dill the above described land, was without the authority of law, and is void because said land was restricted and said deed was never approved by the Secretary of the Interior, and that said deed should be canceled and the title to said land quieted in the name of Wilson Gibson, restricted Creek Indian, Roll No. 8208.





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IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE DISTRICT  
OF DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-FOURTH SESSION TULSA, OKLAHOMA SEPTEMBER 25, 1934

sustained, and the plaintiff's bill is hereby dismissed with prejudice at the cost of the plaintiff.

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

O.K. HOYT & STEPHENS & J. A. DENNY,  
Attys. for Plaintiff

O.K. \_\_\_\_\_  
Atty. for Defendants.

ENDORSED: Filed Sep 25 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

JOSEPH A. FULIAN, Complainant, )  
vs. )

MIDDLE STATES OIL CORPORATION, )  
CORONA OIL COMPANY, CENTRAL STATES )  
OIL AND GAS COMPANY, PETERS LAMAR )  
OIL COMPANY, WINDING OIL COMPANY, )  
PLAIN'S PETROLEUM COMPANY, INC., et al., )  
Defendants. )

IN EQUITY NO. 937 ✓

ORDER AMENDING DECREE CONFIRMING SALE

On consideration of the petition of Ancillary Receiver for order amending decree confirming sale herein made and entered by this court May 11, 1934, it is

ORDERED, ADJUDGED AND DECREED as follows:

That paragraph 11 of page 2 of decree confirming sale, made and entered by this court May 11, 1934, be and same hereby is amended by adding at the end of said paragraph the following:

That the purchaser of said properties shall be entitled to receive proceeds, income and rents from said properties from and after 7 o'clock A.M., May 11, 1934, and the Ancillary Receiver herein shall make an accounting to the purchaser for same.

That this order be entered nunc pro tunc as of May 11, 1934.

F. S. KENNAMER  
U.S.D.J.

Dated this 24th day of September, 1934.  
ENDORSED: filed Sep 25 1934  
H. P. Warfield, Clerk  
U. S. District Court

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Court convened pursuant to adjournment, Wednesday, September 26th, 1934.

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

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

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY )  
Plaintiff )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER AUTHORIZING SALE OF LAND

THIS CAUSE COMING on to be heard on this the 26th day of September, 1934, on verified application of Rex Watkinson, Receiver of Exchange National company, for an order authorizing him to sell all or any part of 640 acres of land located in Osage county, Oklahoma, described as follows:

SE $\frac{1}{4}$  Sec. 12-22N-11 East; NE $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 13-22N-11 East; Lots 2, 3, and 4 and E $\frac{1}{2}$  S $\frac{1}{4}$  of Sec. 7-22N-12 East; Lot 1 and NE $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 18-22N-12 East;

Lots 5, 6 and 7 and SE $\frac{1}{4}$  S $\frac{1}{4}$  and W $\frac{1}{2}$  W $\frac{1}{2}$  NE $\frac{1}{4}$  S $\frac{1}{4}$  and E $\frac{1}{2}$  S $\frac{1}{4}$  NE $\frac{1}{4}$  S $\frac{1}{4}$  and W $\frac{1}{2}$  SE $\frac{1}{4}$  NE $\frac{1}{4}$  S $\frac{1}{4}$  Sec. 6-22N-12 East,

and the court having read said application and being fully advised in the premises, finds the said application should be sustained;

IT IS, THEREFORE, BY THE COURT, ORDERED, ADJUDGED AND DECREED that said application to sell said aforescribed lands, as by law provided, be and the same is hereby sustained and Rex Watkinson, be and he is hereby authorized, directed and empowered to offer for sale and sell to the highest bidder, consistently with the terms and provisions of his application heretofore filed in this cause covering said aforescribed lands.

F. E. KENNAMER  
United States Judge.

ENDORSED: Filed Sep 26 1934  
H. P. Warfield, Clerk  
U. S. District Court DC

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82

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-UNITY SESSION TULSA, OKLAHOMA TUESDAY, SEPTEMBER 26, 1934

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff, )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER AUTHORIZING CONVERSION OF HOME OWNERS LOAN CORPORATION BONDS

This cause coming on to be heard on this the 26th day of September, 1934, on the application of Rex Watkinson, receiver of Exchange National Company, for an order directing, authorizing and empowering him to convert certain 4% Home Owners Loan Corporation bonds amounting to the sum of \$28050.00 and certain other 4% Home Owners Loan Corporation bonds amounting the sum of \$150.00 into 3% bonds in the same corporation; and the court having read said application and finding that it has jurisdiction to entertain the same and enter an order thereon and being fully advised in the premises finds that said application should be sustained.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that the application of Rex Watkinson, Receiver of Exchange National Company, for authority to convert 4% Home Owners Loan Corporation bonds into 3% Home Owners Loan Corporation bonds be and the same is hereby ordered, directed and empowered to make such exchange and conversion and to to all other things necessary and proper in order fully and effectually to accomplish the letter and spirit said application and this order.

F. E. KENNAMER  
United States District Judge.

ENDORSED: Filed Sep 26 1934  
J. S. Warfield, Clerk  
U. S. District Court DC

IN THE UNITED STATES DISTRICT COURT IN AND FOR TULSA COUNTY, STATE OF OKLAHOMA

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff )  
vs. ) No. 873 Equity. ✓  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER CONFIRMING SALE AND APPROVING SALE

This cause coming on to be heard on this the 26th day of September, 1934, on the report and return of sale and motion to confirm of Rex Watkinson, receiver of Exchange National Company, covering and affecting the following described premises, to-wit:

Lot 18 Block 8 Woodland Heights Addition to the city of Tulsa, Tulsa County, Oklahoma,

and the court having examined the proceedings incident to said sale and finding that the same were and have been conducted as by law, and the order of this Court, and the court finding that it has jurisdiction to entertain said application, or motion, and return of sale, and enter an order thereon, and being fully advised in the premises finds that said motion to confirm said sale should be sustained;

IT IS, THEREFORE, BY THE COURT, ORDERED, ADJUDGED AND DECREED that said motion confirm said sale above described to Vergil J. Jones, be and the same is hereby sustained, and the said Rex Watkinson, Receiver of Exchange National Company be and he is hereby directed, authorized and empowered to make execute and deliver to Vergil J. Jones a good and sufficient deed conveying said premises to the said Vergil J. Jones, upon the payment of the sum of \$500 by said purchaser, and the said Rex Watkinson be and he is hereby further authorized to pay said \$500.00 the ad valorem taxes for all past due taxes including the year 1933, cost of a complete abstract covering said premises, and \$35.00 commission to the agent who procured the purchaser of said premises; and the said Rex Watkinson be and he is further authorized, directed and empowered to do all other things necessary and proper fully and effectually to accomplish the letter and spirit of this application and order.

F. B. KENNAMER  
United States District Judge.

ENDORSED: Filed Sep 26 1934  
H. P. Farfield, Clerk  
U. S. District Court DC

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

HOWARD GRAY, as executor of the estate of )  
Julia S. Pearman, deceased, Plaintiff, )  
vs. ) No. 877 - Equity ✓  
EXCHANGE NATIONAL COMPANY, a corporation, )  
et al, Defendants. )

O R D E R

On this 26th day of September, 1934, upon the verified application of J. H. Mc Birney, Successor trustee to the Exchange National Bank, and it appearing that among the assets held by said trustee is a mortgage executed by Robt. E. Adams and Sara E. Adams, his wife, and J. C. Reddin and Lucille Reddin, his wife, for the principal sum of twenty five thousand dollars (\$25,000.00), and on which there is a balance due of ten thousand dollars (\$10,000.00) of the principal thereof, and it further appearing that said principal sum is secured by a mortgage upon twenty (20) lots zoned for business purposes, and twenty one and one-half (21½) lots platted for residential purposes, and that said mortgage should be partially released as to one lot included thereunder, upon payment of Five Hundred Dollars (\$500.00) therefor, and it further appearing that it is for the best interest of said trust estate to partially release said mortgage upon the payment of Five Hundred Dollars (\$500.00) for each lot so released, and for other good cause,

IT IS ORDERED that J. H. Mc Birney, successor trustee, be and he is hereby authorized and empowered to release the mortgage executed February 4, 1930, by Robt E. Adams and Sara E. Adams, his wife, and J. C. Reddin and Lucille Reddin, his wife, to Exchange National Company, insofar as same covers Lot Twenty-Four (24) and the North Half (N½) of Lot Twenty-three (23), Block five (5) Avondale Addition, upon the payment by said mortgagors of the sum of Five Hundred fifty dollars (\$550.00), to be applied as payment upon said mortgage indebtedness.

IT IS FURTHER ORDERED that J. H. Mc Birney, successor trustee, be and he is hereby authorized and empowered to release said mortgage dated February 4, 1930, executed by Robt E. Adams and Sara E. Adams, his wife, and J. C. Reddin and Lucille Reddin, his wife, to Exchange National Company, upon payment by the mortgagors of the sum of five Hundred Dollars (\$500.00









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IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, SEPTEMBER 27, 1934

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

William E. Callison, Plaintiff, )  
vs. ) No. 976 Eq. ✓  
Western Sales Company, a corporation, )  
Defendant. )

JOURNAL ENTRY

Upon consideration of the plaintiff's written request for findings of fact and conclusions of law this day filed in the above entitled cause;

IT IS ORDERED that said request be, and the same is hereby, refused, both as whole and as to each separate request; to which order and action of the court the plaintiff separately, and as to each request, excepts, and his exceptions are allowed.

September 26, 1934.

F. E. KENNAMER  
United States Judge.

ENDORSED: Filed Sep 27 1934  
H. P. Warfield, Clerk  
U. S. District Court

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Court adjourned to October 1, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA MONDAY, OCTOBER 1, 1934

Court convened pursuant to adjournment, Monday, October 1, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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.

Credit Alliance Corporation, a corporation, )  
and Graver Corporation, a corporation, )  
Plaintiffs. )  
vs. )  
Beckett Company, Inc., a corporation, ) NO. 636 EQUITY ✓  
Western Oil Corporation, a corporation, )  
Travis-Senter Refining Company, a corporation, )  
J. F. Derby, C. F. Lynde, George W. )  
Snedden, J.R. Travis, I. H. Patton, Jr., and )  
Carl Pursel, Defendants. )

ORDER OF REVIVOR

This cause came on to be heard on the suggestion of plaintiffs of the death of defendant George W. Snedden and motion for revivor, the plaintiffs appearing by their attorney

it appearing to the Court that writ of scire facias has been served on Geraldine R. Snedden The First National Bank & Trust Company of Tulsa, Oklahoma, as Executors of the Last Will and Testament of George W. Snedden and of his estate; said Executors appearing by their counsel, all other defendants consenting that an order may be entered as prayed for by the plaintiffs

The Court being further fully advised in the premises finds that George W. Snedden is dead; that Geraldine R. Snedden and The First National Bank & Trust Company of Tulsa, Oklahoma, are Executors of his last will and testament and of his estate, and that the plaintiffs' motion for revivor should be granted.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that Geraldine R. Snedden and The First National Bank & Trust Company of Tulsa, Oklahoma, a corporation, as Executors of the Last Will and Testament of George W. Snedden, deceased, and of his estate be and are hereby made parties to this proceeding and are substituted as parties defendant herein in place and stead of George W. Snedden, now deceased, and that all proceedings and orders and terms of every kind in this suit up to the present time shall stand revived with the same force and effect as if the said George W. Snedden had not died.

DONE IN OPEN COURT, This 1st day of October, 1934.

F. E. KENNAMER  
DISTRICT JUDGE.

OK as to form  
VALJEAN BIRDSON  
Counsel for said Executors

OK N. A. GIBSON Atty for all other Defts.

ENDORSED: Filed Oct 1 1934  
H. P. Warfield, Clerk  
U. S. District Court

ST. LOUIS UNION TRUST CO. A CORP., and GEORGE G. CHASE, TRUSTEES,	Plaintiffs,	)	
		)	No. 797 - Equity. ✓
-vs-		)	
		)	
DAN BANKERSLEY, ET AL,	Defendants.	)	

Now on this 1st day of October, A. D. 1934, it is ordered by the Court that Plaintiffs herein be required to raise bid to the sum of \$30,000.00 and sale confirmed upon the raising of the bid. It is further ordered by the Court that the firm of Ramsey, Martin and Log be allowed an attorney's fee of \$2,750.00 additional. It is further ordered that a sum of \$400.00 be allowed to Receiver Nora Adams, all as per journal entry to be filed.

IN THE UNITED STATES COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

LINCOLN NATIONAL LIFE INSURANCE COMPANY, Plaintiff	)	
	)	
vs.		No. 873 Equity ✓
	)	
EXCHANGE NATIONAL COMPANY,	Defendant.	)

ORDER AUTHORIZING ALLOWANCE

THIS CAUSE COMING on to be heard on this the 1st day of October, 1934, on the application of Horace H. Hagan and T. Austin Gavin for an allowance of an attorneys fee for

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
 DISTRICT OF OKLAHOMA  
 SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA MONDAY, OCTOBER 1, 1934

services rendered from August 1st, 1934 to September 30th, 1934, and a further order granting them a reasonable monthly allowance, and the Court having read said application, and being fully advised in the premises, and finding that it has jurisdiction to hear and determine said matter and finds that said application should be sustained;

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that said application be and the same is hereby sustained; and

IT IS THE FURTHER ORDER, JUDGMENT AND DECREE OF THE COURT that Horace H. Hagan T. Austin Gavin, be and they are hereby allowed the sum of \$500.00, for services rendered to receiver of the Exchange National Company from August 1st, 1934 to and including September 30 1934, and the said receiver of the Exchange National Company be and he is hereby authorized, directed and empowered to pay from the funds of said receivership, to the said Horace H. Hagan T. Austin Gavin, the sum of \$500.00, the amount above provided.

F. E. KENNAMER  
 United States District Judge.

ENDORSED: Filed Oct 1 1934  
 H. P. Warfield, Clerk  
 U. S. District Court

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

LINCOLN NATIONAL LIFE INSURANCE COMPANY,	)		
	Plaintiff	)	
vs.		) No. 873 Equity	✓
		)	
EXCHANGE NATIONAL COMPANY,	)	) Defendant.	)

ORDER AUTHORIZING COMPROMISE OF INDEBTEDNESS, ASSIGNMENT OF NOTE  
 AND ASSIGNMENT OF MORTGAGE

This cause coming on to be heard on this the 1st day of October, 1934, on the filed application of Rex Watkinson, Receiver of Exchange National Company for an order authorizing compromise of indebtedness, assignment of note and assignment of mortgage, covering and affecting the second mortgage, in the sum of \$100.00, dated 14th day of July 1932, recorded in Book 111 Page 35 and covering and affecting the following described premises:

Northeast quarter of Section twenty-one (21) Township Seven (7)  
 South, Range Four (4) East, Marshall County, Oklahoma;

and the court having read said application and being fully advised in the premises, and finding that it has jurisdiction to entertain the same and enter an order thereon, finds that said application should be sustained;

IT IS, THEREFORE, BY THE COURT, ORDERED, ADJUDGED AND DECREED that the application of Rex Watkinson, Receiver of Exchange National Company, for an order authorizing him to compromise an indebtedness of \$100.00 due from J. O. Mitchell and Leo Mitchell, as more fully appears from said application, be sustained and the said Rex Watkinson, Receiver of Exchange National Company is hereby authorized, directed and empowered to accept in full settlement of said indebtedness the sum of \$75.00, and make, execute and deliver all necessary assignments and other papers necessary and proper in order to accomplish the letter and spirit of the applica-

and this order.

F. E. KENNAMER  
United States District Judge.

ENDORSED: Filed Oct 1 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

HOWARD GRAY, as Executor of the estate )  
of Julia S. Pearman, deceased, Plaintiff, )  
vs. ) No. 877 - Equity. ✓  
EXCHANGE NATIONAL COMPANY, a corporation, )  
et al, Defendants. )

ORDER AUTHORIZING TRUSTEE TO SELL BONDS OF HOME OWNERS' LOAN CORPORATION.

On this 1st day of October, 1934, upon the verified application of J. H. McBir successor trustee of all of the notes, bonds, mortgages, liens, obligations and property held security for the payment of first lien participation certificates issued by the Exchange National Company under the trust agreement of July 19, 1928, between said Exchange National Company and Exchange National Bank of Tulsa, Oklahoma, and it appearing that said trustee has in possession bonds issued by the Home Owners' Loan Corporation in the principal amount of One Hundred Seventy Four Thousand Two Hundred dollars (\$174,200.00), and that said bonds are marketable and readily saleable, and it further appearing that said bonds have a market value of approximately ninety-five cents (95%) on each One Dollar (\$1.00) par value of said bonds, and it further appearing that the Advisory Committee, appointed by this court to counsel and advise with said trustee, have recommended that all of said bonds held by said trustee, be immediately sold and converted into cash, and that said bonds be sold at their present market price, and it further appearing that the said trustee desires to sell said bonds at their present market price, and other good cause,

IT IS HEREBY ORDERED that J. H. McBirney, successor trustee, be and he is here authorized and empowered to sell all bonds issued by the Home Owners' Loan Corporation in his possession and under his control, immediately, at their market price and value.

F. E. KENNAMER  
United States District Judge.

ENDORSED: Filed Oct 1 1934  
H. P. Warfield, Clerk  
U. S. District Court DC

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U. S. DISTRICT COURT OF THE NORTHERN DISTRICT OF OKLAHOMA  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION - TULSA, OKLAHOMA MONDAY, OCTOBER 1, 1934

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

United States, Plaintiff, )  
 )  
 vs. ) No. 930 Equity ✓  
 )  
 Henry W. Metzger, et al, Defendants. )

ORDER EXTENDING TIME

Now on this 1st day of October, 1934, on application of the United States Attorney for the Northern District of Oklahoma, in behalf of the plaintiff in the above entitled cause a further extension of time in which to prepare and file an amended Bill of Complaint in said cause;

It is hereby ordered that said plaintiff, the United States, be, and hereby is granted a further extension of time of 90 days from October 1, 1934, in which to prepare and file an amended Bill of Complaint in this cause.

O.K. C. E. BAILEY United States Attorney  
F. E. KENNAMER JUDGE

ENDORSED: Filed Oct 1 1934  
H. P. Warfield, Clerk  
U. S. District Court

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KENNETH STANLEY MacPHERSON, Plaintiff, )  
 )  
 -vs- ) No. 933 - Equity. ✓  
 )  
 THE CHICAGO BRIDGE & IRON WORKS, A )  
 CORP. ET AL, Defendants. )

Now on this 1st day of October, A. D. 1934, it is ordered by the Court that Defendant Wiggins be granted twenty (20) days from date to file brief herein on case in general. It is further ordered that Plaintiff be given twenty (20) days thereafter to file answer brief.

IN THE UNITED STATES COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

JOSEPH WAYS, COMPLAINANT, )  
 )  
 vs. ) No. 988 Equity ✓  
 )  
 J. G. BURNS, RECEIVER, ET AL., RESPONDENTS. )

O R D E R

Now on this 12th day of September, 1934, the above entitled cause came on for hearing upon the application of the respondents for leave to plead to the amended complaint of complainant filed herein; and for good cause shown:

IT IS ORDERED that the respondents be and they hereby are granted 20 days from

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA MONDAY, OCTOBER 1, 1934

this date within which to plead to the amended complaint filed herein.

ENDORSED: Filed Oct 1 1934  
H. P. Warfield, Clerk  
U. S. District Court

F. E. KENNAMER  
Judge

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

ROCK-OLA MANUFACTURING CO.,  
a corporation,

Plaintiff, )

Vs. )

In Equity No. 995 ✓

WILLIAM E. CALLISON, T. J. DEAN, doing  
business as the DEAN NOVELTY COMPANY, and  
J. R. WENDT,

Defendants. )

O R D E R

NOW, on this 1st day of October, 1934, on application for the plaintiff and in good cause shown, the plaintiff is hereby allowed ten days' additional time from the 29th day of September, 1934, within which to plead to the answer and counter-claim of the defendant here

ENDORSED: Filed Oct 1 1934  
H. P. Warfield, Clerk  
U. S. District Court

F. E. KENNAMER  
Judge

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Court adjourned to October 2, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA TUESDAY, OCTOBER 2, 1934

Court convened pursuant to adjournment, Tuesday, October 2, 1934.

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

Whereupon, 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. )

IN EQUITY NO. 757 ✓

BERNARD A. GILLESPIE, F. A. GILLESPIE,  
MAUDE GILLESPIE, F. A. GILLESPIE, AND  
SONS COMPANY, and NATIONAL BANK OF COMMERCE  
OF TULSA, OKLAHOMA,

Defendants. )

D I S M I S S A L

Comes now the plaintiff above named and dismisses the within and foregoing cause of action with prejudice to the rights of the plaintiff as against each and all of the defer

54

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA TUESDAY, OCTOBER 2, 1934

therein named, for the reason that the same has been fully compromised and settled with the approval of the Attorney General.

F. E. BAILEY  
United States District Attorney,  
for the Attorney General of the United States.

It is so ordered this 2th day of October, 1934.

F. E. KENNAMER  
District Judge

ENDORSED: Filed Oct 2 1934  
H. P. Warfield, Clerk  
U. S. District Court

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Court adjourned to October 3, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA WEDNESDAY, OCTOBER 3, 1934

Court convened pursuant to adjournment, Wednesday, October 3, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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.

St. Louis Union Trust Company, a corporation, and George G. Chase, as Trustees, )  
Plaintiffs, )  
vs. ) No. 797 Equity ✓  
Dan Tankersley, et al., )  
Defendants. )

ORDER CONFIRMING SALE BY SPECIAL MASTER

This cause coming on to be heard on this 1st day of October, 1934, being a regular day of a regular term of this court, upon the report of sale of Gentry Lee, Special Master filed herein on the 5th day of March, 1934, and upon motion of the plaintiffs to confirm said sale and objections of the defendant Dan Tankersley to the confirmation of said sale, plaintiff appearing by George S. Ramsey, Willard Martin and Garrett Logan, their attorneys, and the defendants Dan Tankersley and Mary Tankersley appearing by Frank Hickman and Irvine E. Ungerman, attorneys, the hearing upon said motion to confirm and objections thereto having been continued from time to time and having last been continued from July 2, 1934, to this date, it appears the court and the court finds:

(1) That notice of this hearing has been given to all parties in interest.

(2) That the special Master has fully complied with all the directions of the decree of foreclosure and order of sale entered in the above cause on June 13, 1933, wherein a decree whereby said Gentry Lee was appointed Special Master to make sale of the mortgaged property, real and personal, described in and ordered sold by said decree of foreclosure and order of sale, that notice of said sale was duly and legally given in the manner required by law and by said decree of foreclosure and order of sale.

(3) That on the 2d day of March, 1934, at two o'clock P.M. at the West front door of the Court House in the City of Tulsa, Tulsa County, Oklahoma, said Special Master off for sale at public auction all of the property directed to be sold, both real and personal, a entirety, in the manner and on the terms and conditions prescribed in and subject to the provisions of said decree of foreclosure and order of sale, and that the highest and only bid for said property when so offered was the bid of \$100,000.00 made by Henry S. Caulfield; that said Special Master thereupon accepted said bid, subject to confirmation by the court, and subject to all terms and conditions and provisions of said decree of foreclosure and order of sale, and it further appearing that said Henry S. Caulfield, the successful bidder at said sale, deposited with said Special Master, as a deposit on the bid, two promissory notes described as follows:

Note dated at St. Louis, Missouri, October 1, 1926, payable to H. W. Heidenreich on October 1, 1936, in the principal sum of \$7,000.00;

Note dated at St. Louis, Missouri, October 1, 1928, payable to H. W. Heidenreich on October 1, 1937, in the principal sum of \$8,000.00;

which said notes are a part of a series of notes secured by deed of trust dated October 1, 1926 between Dan Tankersley and Mary Tankersley, as mortgagors, and St. Louis Union Trust Company, a corporation, and George G. Chase, as Trustees, recorded in the office of the County Clerk of Tulsa County, Oklahoma, in Book 787 and commencing at page 587, which is the same deed of trust that is the subject of this action and which is foreclosed herein; and the said Henry S. Caulfield has on this day and at this time appeared in court and increased his bid to \$130,000.00

(3) That said sale by the Special Master was legally made and fairly conducted and the amount bid by Henry S. Caulfield is adequate and fair and not disproportionate to the value of said property, and that said sale should be confirmed.

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

(1) That the sale made on the 2d day of March, 1934, by Gentry Lee, as Special Master, of all of the mortgaged property, both real and personal, described in and ordered to be sold by said decree of foreclosure and order of sale entered herein on the 13th day of June 1933, for the sum of \$130,000.00, that being the amount to which the original bid of Henry S. Caulfield has this day been increased, be, and the same is hereby, approved and confirmed and the objections of Dan Tankersley to the confirmation of said sale be, and the same are hereby, overruled.

(2) That the report of sale of Gentry Lee, Special Master, filed in this cause the 6th day of March, 1934, be, and the same is hereby, approved and confirmed.

(3) That upon the payment of the balance of the bid of Henry S. Caulfield for said property to the Special Master, or the delivery to him by Henry S. Caulfield of promissory notes secured by the aforesaid deed of trust, which is foreclosed in this action, in the total additional sum, including both principal and interest, of \$115,000.00, so that the said Special Master shall have received in all the total sum of \$130,000.00, or promissory notes secured by said deed of trust in the total sum, including both principal and interest, of \$130,000.00; that said Special Master shall execute a deed and bill of sale, or other instruments, conveying, transferring, and assigning to Henry S. Caulfield the property, both real and personal, so sold by the Special Master.

(4) That upon the production of said deed and bill of sale from said Special Master, or certified copies thereof, Nora E. Adams, Receiver herein, shall deliver the possession of said property to Henry S. Caulfield, or to his agents, representatives, successors, assigns or nominees, and said Henry S. Caulfield shall hold, possess, and enjoy the property so conveyed, assigned, and transferred, and every part and parcel thereof, free from all claims, rights, interests, or rights of redemption of, in or to the same, by or of the defendants Dan Tankersley, Mary Tankersley, M. J. McNulty, Jr., D. I. McNulty, Tankersley Investment Company, a corporation, and Detroit Fidelity & Surety Company, a corporation, or any of them, their successors &

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-3 CITY SESSION TULSA, OKLAHOMA WEDNESDAY, OCTOBER 3, 1934

assigns, by or of the Receiver, and by or of the creditors of said defendants, or any of the and by or of persons claiming by, through, or under them, or any of them.

HICKMAN & UNGERMAN  
By FRANK HICKMAN

F. E. BENHAMER  
J u d g e

ENDORSED: Filed Oct 3 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

St. Louis Union Trust Company, a cor- )  
poration, and George G. Chase, as )  
Trustees, Plaintiffs. ) No. 797 Equity. ✓  
vs. )  
Dan Tankersley, et al., Defendants. )

O R D E R

On this 1st day of October, 1934, the above entitled cause coming on for furt hearing in connection with allowances of fees and compensations, jurisdiction being reserved this purpose by decree of June 13, 1933, plaintiffs and defendants Dan Tankersley, Mary Tank sley, and Tankersley investment company appearing by their respective attorneys, and the cou being well and sufficiently advised,

IT IS BY THE COURT ORDERED that there be allowed to Gentry Lee for his servic as Special Master the sum of Two Hundred Fifty (\$250.00) Dollars; to Nora E. Adams for her s vices as receiver, in addition to her monthly compensation, the sum of four Hundred (\$400.00 Dollars; to Ramsey, Martin, and Logan as counsel for the plaintiffs and as counsel for the R ceiver, the sum of Thirty Two Hundred and Fifty (\$3250.00) Dollars, and the said Nora E. Ada as such receiver is hereby directed to make payment of the above amounts to the respective p ties, less any sums heretofore received by the, or any of them.

HICKMAN & UNGERMAN  
By FRANK HICKMAN

F. E. BENHAMER  
J u d g e.

ENDORSED: Filed Oct 3 1934  
H. P. Warfield, Clerk  
U. S. District Court

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA FRIDAY, OCTOBER 5, 1934

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Court convened pursuant to adjournment, Friday, October 5, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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 IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA

T. J. BOOTH, ET AL,	COMPLAINANTS	)	
		)	
VS.		)	IN EQUITY NO. 663 ✓
		)	
GREER INVESTMENT COMPANY,		)	
A CORPORATION, ET AL,	DEFENDANTS	)	

ORDER AUTHORIZING PAUL E. TALIAFERRO, AS TRUSTEE OF PETROLEUM ROYALTIES  
COMPANY, A TRUST TO EXECUTE OIL AND GAS LEASES

Upon filing and reading the petition of the Receiver herein for an order authorizing and directing Paul E. Taliaferro, as Trustee for Petroleum Royalties Company, a Trust, execute oil and gas mining leases on the following described royalty interests in and to the minerals on lands described as follows:

- (1) An undivided 10/49ths interest in and to the following described lands: Beginning at the center corner of Section 19, Township 6 North, Range 4 East, thence North along half section line 2645 feet to the NE corner of the NW/4 of Section 19, thence North 34 degrees, West 40 ft., thence West 56 degrees along center line of 8th Street of Highland Addition to the town of Asher, Oklahoma, 1150 ft., thence South 34 degrees, East 100 ft., thence South 1923 ft. to one half section line, thence East 951 ft. to place of beginning, except strip 40 ft. wide running full length on west side and south side thereof, which has been deeded to Pottawatomie County, Oklahoma heretofore for public road, all in Section 19, Township 6 North, Range 4 East, Pottawatomie County, Oklahoma.
  
- (2) An undivided 5/18.21 interest in and to the following described lands: Beginning at a point 951 ft. west of the central corner of Section 19, Township 6 North, Range 4 East, of the Indian Meridian, thence West 775 ft., to Railroad Right-of-Way of CRI & PRR, thence North 6½ degrees West 600 ft., thence North 10 degrees East 200 ft., thence North 33½ degrees East 200 ft., thence 57 degrees East 500 ft., thence North 38½ degrees East of needle 8½ degrees East, containing 18.21 acres more or less all in Section 19, Township 6 North, Range 4 East, Pottawatomie County, Oklahoma,

for the consideration and according to the terms and conditions of copies of said proposed leases attached to the petition of the Receiver, and the Court being fully advised in the premises finds that said proposed leases are fair and reasonable as to their terms and conditions to parties; that the title to the above described properties are in Paul E. Taliaferro, Trustee for Petroleum Royalties Company, a Trust; that it is to the best interest of the receivership estate that said oil and gas mining leases be executed by Paul E. Taliaferro, as Trustee for Petroleum Royalties Company, A Trust, and it is therefore,

ORDERED, ADJUDGED, AND DECREED BY THE COURT that Paul E. Taliaferro, Trustee for Petroleum Royalties Company, a Trust, be and he is hereby ordered, authorized and directed to execute all oil and gas mining leases to E. A. Hightower, of Asher, Oklahoma, on the above



IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA FRIDAY, OCTOBER 5, 1934

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

CONNECTICUT GENERAL LIFE INSURANCE COMPANY )  
A Corporation, Plaintiff, )  
vs. ) No. 898 E.  
MARIE S. BONNELL, et al Defendants. )

ORDER OF DISMISSAL

The dismissal of the plaintiff, Connecticut General Life Insurance Company, a corporation, coming on for hearing this 5th day of October, 1934, before the undersigned Judge of the United States District Court for the Northern District of Oklahoma, and the court being advised in the premises finds:

That the above styled and numbered cause should be dismissed with prejudice in accordance with the plaintiff's application.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, that the above styled and numbered cause be dismissed with prejudice.

F. E. KENNAMER

Judge.

ENDORSED: Filed Oct 5 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

United States, Plaintiff, )  
vs. ) No. 992 Equity ✓  
Martha C. Wetzel, et al, Defendants. )

ORDER FOR SERVICE BY PUBLICATION

Now on this 5th day of October, 1934, on the application of the plaintiff herein and by proper showing made, it appearing to the undersigned Judge of the United States District Court for the Northern District of Oklahoma, that proper subpoena in equity has been regularly issued in this cause, directed to the defendants in said cause in the Northern District of Oklahoma, and that the United States Marshal for said district has made return showing that each of said defendants cannot be found in this district, and that proper service by order of the court should be directed to each of said defendants, as provided by Section 118, Title 28, U.S.C., directing them to appear on a day certain to plead or answer to the Bill of Complaint, as hereinafter ordered;

IT IS THE ORDER OF THE COURT that the defendants, Martha C. Wetzel, Jennie Jack Lou Vaughan, Emma Hurley, Claude Wetzel, Ida May Tinnin, Oliver Wetzel, John W. John, also as John W. Johnson, Oscar E. Johnson, Dannie L. Johnson, now Cooper, Roy W. Johnson, Ava C. Mason, Charles L. Mason, E. C. Ghormley, Beulah Ghormley, Lillian Ghormley, Hugh Ghormley, Marvin Ghormley, Charles N. Kay, Lloyd C. Kay, Dannie J. Kay, Christine N. Kay, Ida L. Kay Little and Elijah Johnson appear and plead or answer herein to the Bill of Complaint, where the plaintiff seeks judgment against said defendants quieting the title to the following described land, to-wit:



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

Osage Oil & Refining Company, Plaintiff, )  
 vs. ) Equity No. 222. ✓  
 Mamie Axelrod and Continental )  
 Oil Company, et al, Defendants. )

ORDER OF DISMISSAL

On this Oct. 8th 1934 comes Intervenor, R. H. Schultz, Receiver, by and through Gibson, Maxey & Holleman his attorneys of record, and elects to dismiss his bill of intervention filed in this cause with prejudice to all future actions.

It is therefore considered, ordered, judged and decreed by the court that the petition for intervention, and the bill of intervention, filed herein by said intervenor, R. H. Schultz, Receiver, be and the same are now dismissed with prejudice to all future actions proceedings.

APPROVED: F. E. KENNAMER  
 U. S. DISTRICT JUDGE.  
Gibson, Maxey & Holleman  
 Attorneys of Record for R. H. Schultz,  
 Receiver as intervenor.

ENDORSED: Filed Oct 8 1934  
 H. P. Warfield, Clerk  
 U. S. District Court

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

The Osage Oil and Refining Company, )  
 a corporation, Plaintiff, )  
 v. )  
 Mamie Axelrod, Herman Axelrod, )  
 H. O. Dixon, Continental Oil )  
 Company, a corporation of the )  
 State of Maine, Continental Oil )  
 Company, a corporation of the )  
 State of Delaware, and First )  
 National Bank of Bartlesville, )  
 a corporation, Defendants. ) No. 222 Equity ✓  
 and )  
 R. H. Schultz, Receiver, Edward E. )  
 Aldridge, Edward E. Aldridge, Trustee, )  
 Dinero Oil Company, a common law trust, )  
 C. H. Merillat, and American Surety )  
 Company of New York, a corporation, )  
 Interveners. )

This cause coming on to be heard, on this 8th day of October, 1934, upon the Amended and Substituted Supplemental Bill heretofore filed herein by defendants Continental Oil Company, a corporation of the State of Maine, and Continental Oil Company, a corporation of the State of Delaware, and upon the pleadings filed thereto by the plaintiff, the other defendants and interveners, and plaintiff and defendants Continental Oil Company, a corporation of the State of Maine, and Continental Oil Company, a corporation of the State of Delaware, and interveners C. H. Merrillat and Dinero Oil Company appearing, upon consideration of the pleading evidence and the argument of counsel the Court finds all the issues of fact and of law now involved herein in favor of defendants Continental Oil Company, a corporation of the State of Maine, and Continental Oil Company, a corporation of the State of Delaware; and the Court finally finds the following facts, to-wit:

In and by the decree of this Court rendered herein on April 29, 1927, it was pronounced as follows:

"That the defendant and cross-petitioner, The Continental Oil Company is entitled in equity to the purchase of said oil lease from the plaintiff, and should be compelled to accept the same from the plaintiff upon the same and identical contract, terms and conditions as set forth in its contract so made with the defendant, Mamie Axelrod. That the lease assignment in triplicate tendered into court by the plaintiff is ordered to be forthwith delivered by the clerk to the defendant, The Continental Oil Company, and the plaintiff is ordered and directed to co-operate with the defendant, The Continental Oil Company, and assist The Continental Oil Company in submitting the said assignment to the Secretary of the Interior for approval, and the possession of said lease shall be retained by plaintiff and it shall be operated by it pending approval by the Secretary of the Interior of the assignments of an undivided one-half interest therein from plaintiff to The Continental Oil Company; and pending further and full compliance with this decree, and when possession of said lease for operating purposes is delivered by plaintiff to The Continental Oil Company, then proper accounting shall be made between the plaintiff and The Continental Oil Company for all lease expenses and lease income during the period of operation by the plaintiff, and thereupon the plaintiff shall be subrogated to all the terms and conditions of the contract of February 18th, 1926, between The Continental Oil Company and Mamie Axelrod.

"It is further Ordered, Adjudged and Decreed that the plaintiff shall disclose all liens appearing of record in the office of the County Clerk of Osage County, Oklahoma, and in the office of the Osage Indian Agency that affect or may be a charge against the above leasehold estate and shall tender and deliver to The Continental Oil Company full, complete and valid title to an undivided one-half interest in said lease in good standing with the Osage Indian Agency and the Secretary of the Interior and free and clear of any and all liens and encumbrances whatsoever, and if such title cannot be given by plaintiff to The Continental Oil Company within thirty days from the time this decree becomes a finality, then The Continental Oil Company shall thereupon and forthwith be entitled to the return of it of the \$50,000.00 herein ordered deposited with the clerk of this court and to a return and repayment from plaintiff of any operating expenses advanced and incurred by The Continental Oil Company in connection with the operation of said lease; and The Continental Oil Company shall then surrender to plaintiff all claim to said lease and shall be relieved of any further liability whatsoever to said plaintiff; If title as above mentioned be delivered to The Continental Oil Company before the expiration of said thirty day period, then thereafter The Continental Oil Company shall have a lien upon the \$50,000.00 deposit this day made with the Clerk of this Court and upon the \$50,000.00 payable to plaintiff out of as referred to in the Axelrod contract of February 18th, 1926, from which to seek reimbursement of any sums of money that may be advanced by The Continental Oil Company on behalf of the plaintiff in connection with the development, equipment and operation of said leasehold estate.

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA MONDAY, OCTOBER 8, 1934

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"Should the defendant, The Continental Oil Company, appeal from this decree and refuse to accept the said assignments and refuse to ask for the approval thereof by the Secretary of the Interior and refuse possession of said leasehold estate; then in that event, the plaintiff shall remain in possession of the said property and shall operate the same for and on behalf of the defendant, The Continental Oil Company, and upon an affirmation of this decree that this court shall then adjust account of the plaintiff for operating expenses as between it and the said defendant The Continental Oil Company.

"That the before mentioned \$50,000.00, when paid to the clerk of this court be by the clerk held pending the further orders of the court in this action."

Plaintiff Osage Oil and Refining Company did not, within thirty days from the date which said decree became a finality or at any time thereafter, tender and deliver to Continental Oil Company, a corporation of the State of Maine, or to Continental Oil Company, a corporation of the State of Delaware, full, complete and valid title to an undivided half interest in said lease in good standing with the Osage Indian Agency and the Secretary of the Interior; and plaintiff Osage Oil and Refining Company then was and is now unable to do so, because the term of said lease was five years from August 27, 1918, and so long thereafter as oil or gas should be produced thereon in paying quantities, and production of oil on said lease ceased in April, 1922, and said lease did not produce oil in any quantities whatsoever from said date until the expiration of the five year term thereof, and never thereafter produced oil in paying quantities, wherefore said lease expired by its terms on August 27, 1923; which facts were finally determined by the Secretary of the Interior on February 26, 1930, on which date and for which reasons the Secretary of the Interior disapproved plaintiff's purported assignment of said half interest in said lease to defendants Continental Oil companies. Plaintiff's failure and inability to tender to defendant Continental Oil Company, a corporation of the State of Maine, or to defendant Continental Oil Company, a corporation of the State of Delaware, and undivided half interest in said lease in good standing with the Osage Indian Agency and the Secretary of the Interior was not induced, contributed to by either of said Continental Oil Companies; and Continental Oil Company, a corporation of the State of Delaware, which has acquired and succeeded to all the rights and interests of Continental Oil Company, a corporation of the State of Maine, and has been made a defendant in lieu of Continental Oil Company, a corporation of the State of Maine, is entitled to have enforced the conditional provisions of the decree of April 29, 1927, and therefore, as provided in said decree, to have returned to it the said sum of \$50,000 deposited with the clerk of this court, and both Continental Oil Company, a corporation of the State of Delaware, and Continental Oil Company, a corporation of the State of Maine, are entitled to be relieved of any liability or obligation whatsoever to plaintiff Osage Oil and Refining Company arising under said decree of April 29, 1927, and the supplemental decree or order of this Court of October 11, 1929, and under any and all other orders, decrees and supplemental decrees heretofore made herein, and have vacated the said decrees and orders, in so far as they require Continental Oil Company, a corporation of the State of Delaware, or Continental Oil Company, a corporation of the State of Maine, to purchase from plaintiff a half interest in said lease or to pay plaintiff any sum therefor.

IT IS THEREFORE CONSIDERED, Ordered and Decreed that defendants Continental Oil Company, a corporation of the State of Maine, and Continental Oil Company, a corporation of the State of Delaware, be and they are hereby relieved of any, all and every obligation or liability of any kind whatsoever to plaintiff Osage Oil and Refining Company, and to any and all persons claiming by, through or under said plaintiff, arising under said decree of this Court of April 29, 1927, and the supplemental decree or order of this Court of October 11, 1929, and under any and all other orders, decrees and supplemental decrees heretofore made herein, in so far as they require Continental Oil Company, a corporation of the State of Delaware, or defendant Continental Oil Company, a corporation of the State of Delaware, to purchase from plaintiff a half interest in said lease and to pay plaintiff any sum therefor, and that all the provisions of said orders and decrees be and the same are hereby vacated, set aside, and

47  
IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA MONDAY, OCTOBER 8, 1934

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naught; and that the said sum of \$50,000, originally deposited in escrow in the Exchange National Bank of Tulsa by defendant, Continental Oil Company, a corporation of the State of Maine, and now on deposit with the clerk of this Court, belongs to defendant, Continental Oil Company, a corporation of the State of Delaware, and neither plaintiff nor any of the other defendants or interveners herein have any right or title thereto or interest therein or lien thereon; and that the clerk of this Court shall forthwith pay over to defendant Continental Oil Company, a corporation of the State of Delaware, the entire sum of \$50,000 deposited with him in this cause, less the one per cent poundage, free from any claim there by plaintiff and all of the other defendants and the interveners in this cause, and that Continental Oil Company, a corporation of the State of Maine, and Continental Oil Company, a corporation of the State of Delaware, are hereby barred of any right, title or interest in to the oil lease involved in this action and are hereby restrained from asserting any right title or interest therein; and that plaintiff, Osage Oil and Refining Company, its officers, agents and assignees, and each and all of the defendants and interveners claiming by, through or under the plaintiff are hereby permanently enjoined from attempting, under said decree April 29, 1927, or any subsequent orders or decrees made in this cause, to require the defendants Continental Oil Company, a corporation of the State of Maine, or Continental Oil Company, a corporation of the State of Delaware, to purchase a half interest in said lease and pay therefor the said sum of \$50,000 or any other sum, and from asserting that said Continental Oil companies, or either of them, have purchased said lease or any interest therein.

It is further considered, ordered and decreed that all bonds heretofore given by defendants, Continental Oil Company, a corporation of the State of Delaware, and Continental Oil Company, a corporation of the State of Maine, or either of them, for the purpose of superseding on appeal any orders or decrees heretofore made or rendered herein, and for the purpose of effecting disbursement of said sum of \$50,000, and for the purpose of securing the payment of interest on said sum in the event it should finally be decreed that the same belonged to plaintiff or to any person or corporation claiming by, through or under plaintiff, be and the same are hereby released and discharged, and the principal or principals and all surety or sureties thereon are hereby relieved and released from all liability thereunder; and that defendants Continental Oil Company, a corporation of the State of Maine, and Continental Oil Company, a corporation of the State of Delaware, do have and recover all their costs which have accrued in this action in this Court, and their costs in the appeal hereof to the United States Circuit Court of Appeals for the Tenth Circuit in cause No. 727 on the docket of that court entitled Continental Oil Company, et al., appellants, v. The Osage Oil and Refining Company, a corporation et al., appellees.

To all of which plaintiff and the interveners, C. H. Merillat and Dinero Oil Company, duly except, and such exceptions are allowed.

F. E. KENNAMER  
Judge.

Approved as to form:

J. E. WHITEHEAD  
Attorneys for Plaintiff.

ROBERT F. ARMSTRONG.  
RAY S. FELLOWS,  
D. A. RICHARDSON  
Attorneys for defendants  
Continental Oil Companies.

Attorney for intervener Edward E. Aldridge.

Attorney for intervener Edward E. Aldridge, Trustee



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

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA TUESDAY, OCTOBER 9, 1934

Court convened pursuant to adjournment, Tuesday, October 9, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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.

HOWARD GRAY, As Executor of the )  
Estate of Julia S. Pearman, )  
deceased, Plaintiff, )  
vs. ) No. 877 - Equity. ✓  
EXCHANGE NATIONAL COMPANY, a )  
corporation, et al, Defendants. )

ORDER APPROVING RECEIVER'S REPORT AND DISCHARGING RECEIVER.

On this 9th day of October, 1934, it appearing that under the decree entered hereon on the 4th day of December, 1933, the receiver, J. H. McBirney, was ordered to file herein final report as such receiver within thirty (30) days from and after said 4th day of December 1933, and it appearing that said final report of the receiver was filed within said time, and said report has remained on file since said time, and that no objections or exceptions have been filed thereto, and it further appearing that said report appears to be fair, accurate and correct.

IT IS, THEREFORE, ORDERED that the final report of J. H. McBirney, receiver herein be and the same is approved and confirmed in all things.

IT IS FURTHER ORDERED that J. H. McBirney, receiver, be and he is hereby ordered and directed to turn over all assets in his hands as such receiver, to J. H. McBirney as Successor Trustee to the Exchange National Bank of Tulsa, Oklahoma, as provided in said decree entered in December 4, 1933.

IT IS FURTHER ORDERED that J. H. McBirney be and he is hereby discharged as receiver herein.

IT IS FURTHER ORDERED that the bond executed by said J. H. McBirney, as receiver herein be and the same is hereby discharged and the sureties thereon are released therefrom.

F. E. KENNAMER  
United States District Judge.

ENDORSED: Filed Oct 9 1934  
H. P. Warfield, Clerk  
U. S. District Court

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DUO

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA WEDNESDAY, OCTOBER 10, 1934

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

The Osage Oil and Refining Company, )  
a corporation, ) Plaintiff, )  
 ) )  
v. ) Equity No. 222 )  
 ) )  
Mamie Axelrod, et al., ) Defendants. )

DISMISSAL

Comes now Dinero Oil Company, intervener herein, and hereby dismisses its intervening petition on file herein with prejudice to a future action.

W. F. WILSON & W. F. WILSON, JR.  
Attorney for intervener, Dinero Oil Company.

IT IS SO ORDERED,  
F. E. KENNAMER  
JUDGE

ENDORSED: Filed Oct 10 1934  
H. P. Warfield, Clerk  
U. S. District Court ME

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

The Osage Oil and Refining Company, a )  
corporation, ) Plaintiff, )  
 ) ) No. Equity 222 )  
v. ) )  
 ) )  
Mamie Axelrod, et al., ) Defendants. )

DISMISSAL

Comes now C. H. Merillat, intervener herein, and hereby dismisses his intervening petition on file herein, with prejudice to a future action.

C. H. MERILLAT  
C. H. Merillat

IT IS SO ORDERED,  
F. E. KENNAMER  
JUDGE

ENDORSED: Filed Oct 10 1934  
H. P. Warfield, Clerk  
U. S. District Court ME

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

T. J. BOOTH, ET AL, COMPLAINANTS, )  
(  
VS. )  
( No. 663 EQUITY. ✓  
GREER INVESTMENT COMPANY, A CORPORATION, )  
ET AL, DEFENDANTS. (

ORDER APPROVING SETTLEMENT

This matter coming on for hearing on this 10th day of October, A. D. 1934, upon application of Paul E. Taliaferro, Trustee of Petroleum Royalties Company, a Trust Estate, and E. Taliaferro, Receiver Pendente Lite of said Trust, for permission to settle action brought by Pearl Carter, a Widow, Et al, against Petroleum Royalties Company, a Trust, et al, in which is the royalty interest of Petroleum Royalties Company, a Trust, in

The Northwest Quarter (NW $\frac{1}{4}$ ) of the Northwest Quarter (NW $\frac{1}{4}$ ) of Section 11, and the East Half (E $\frac{1}{2}$ ) of the Northwest Quarter (NW $\frac{1}{4}$ ) of Section 11, Township 9 North, Range 5 East, Seminole County, Oklahoma,

is involved, and whereas, it appears to the Court that said settlement may be made by the payment to said Trust the sum of \$65.00 to said Pearl Carter, Alice Warrior, nee Carter, William Warrior, Carter and Nancy Carter, and that said settlement is for the best interest of said Trust; and whereas, in said settlement it is also necessary that said Trust ratify the lease of the Gypsy Oil Company, a corporation, to the

North Half (N $\frac{1}{2}$ ) of the Northwest Quarter (NW $\frac{1}{4}$ ) of Section 11, and the Southeast Quarter (SE $\frac{1}{4}$ ) of the Northwest Quarter (NW $\frac{1}{4}$ ) of Section 11, Township 9 North, Range 5 East, Seminole County, Oklahoma, and,

whereas, it appears to the Court that said ratification should be made for the Trust, and it is in the best interest of said Trust;

NOW, IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that said Trustees and said Receiver of Petroleum Royalties Company, a Trust Estate, are hereby authorized to make settlement with Pearl Carter, Alice Warrior, nee Carter, William Warrior, James Carter and Nancy Carter by payment to said plaintiffs, or their attorneys, of the sum of \$65.00, and by the acceptance by said plaintiffs of a release and quit claim to 1/24th royalty to the property hereinbefore described, a copy of which release and quit-claim is attached to said application as Exhibit "A", and to which reference is here made;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that said trustees and said receiver are hereby authorized to ratify the lease of the Gypsy Oil Company, a corporation, to the second property herein described, a copy of which ratification agreement is attached to said Application as Exhibit "B" and to which reference is here made.

F. E. KENNAMER  
UNITED STATES JUDGE.

ENDORSED: Filed Oct 10 1934  
H. P. Warfield, Clerk  
U. S. District Court ME

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

INVESTORS SYNDICATE, a corporation )  
and THE PURITAN CORPORATION a )  
corporation, ) Plaintiff, )  
 ) No. 891 E ✓  
vs. )  
 )  
A. R. BISHOP, et al ) Defendants. )

ORDER CONFIRMING AND APPROVING MARSHAL'S SALE

Now, on this 10th day of October, 1934, comes the plaintiff above named by its attorneys, Yancey, Spillers & Brown, and moves the Court to confirm the sale of real estate made by the United States Marshal for the Northern District of Oklahoma, on the 1st day of September, 1934, to The Puritan Corporation, a corporation, under an order of sale issued out of the office of the United States District Court Clerk for the Northern District of Oklahoma, dated the 30th day of September, 1934, of the following described property, to-wit:

Lot Eight (8) Block Four (4) Summit Heights Addition to the City of Tulsa, County of Tulsa, State of Oklahoma, according to the recorded plat thereof;

And the Court having carefully examined the proceedings of said Marshal under the order of sale is satisfied that the same have been performed in all respects in conformity to law and that due and legal notice of said sale was given by publication for at least thirty days in the Tulsa Daily Legal News, a newspaper printed in Tulsa County, State of Oklahoma, as shown by the said publication on file herein, and that on the day fixed therein, to-wit: The 1st day of September, 1934, said property was sold to The Puritan Corporation, a corporation, it being the highest and best bidder therefor; and the clerk is accordingly directed to make an entry on the journal of the court that the court is satisfied as to the legality of said sale, and no exceptions being filed or objections made, it is ORDERED AND ADJUDGED BY the court that said sale and the proceedings thereon the same are hereby approved and confirmed; and it is further ordered that John P. Logan, United States Marshal for the Northern District of Oklahoma, make and execute to the said purchaser a good and sufficient deed for the said premises so sold.

IT IS FURTHER ORDERED that the said purchaser of said premises, lands and tenements at said sale, as aforesaid, be immediately let into possession of said premises, and each and every part thereof; and the Clerk of this Court is ordered to issue a writ of assistance to the United States Marshal for the Northern District of Oklahoma, directing him to place the said purchaser in possession of said premises, in full possession thereof; and the said defendants, and each of them, and every person who has come into possession of said premises or any part thereof, under said defendants, or any of them since the commencement of this action, shall upon presentation of such writ of assistance immediately deliver possession thereof to the said purchaser, and that the refusal of said defendants or either of them, or anyone in possession of said premises or any part thereof, under them, or either of them, as aforesaid, to deliver immediate possession of said premises to the said purchaser shall constitute contempt of this court.

The court being further advised in the premises finds that Mabelle F. Higgins is authorized by this court to collect the rentals from the above described property and that she has impounded the sum of Three Hundred Fifty-seven and 50/100 (\$357.50) Dollars, in a special account at the Fourth National Bank of Tulsa. IT IS THEREFORE FURTHER ORDERED that Mabelle F. Higgins be charged as custodian of these funds and of the rentals from this property and that she is hereby directed to pay to The Puritan Corporation, the said sum of Three Hundred Fifty-seven and 50/100 (\$357.50) Dollars to be applied on the deficiency judgment.

ENDORSED: Filed Oct 10 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA WEDNESDAY, OCTOBER 10, 1934

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

JOS EPH A. PHELAN, Complainant, )  
vs. )  
MIDDLE STATES OIL CORPORATION, CORONA )  
OIL COMPANY, CENTRAL STATES OIL AND GAS ) IN EQUITY NO. 9 3 7 ✓  
COMPANY, PETERS LEAHY OIL COMPANY, LEAHY )  
OIL COMPANY; NUMBER ONE OIL COMPANY, )  
PLAINS PETROLEUM COMPANY, INC., ET AL., )  
Defendants. )

ORDER APPROVING AND CONFIRMING ASSIGNMENTS FROM W. H. BLACKBURN, AGENT,  
TO MIDSTATES OPERATING CORPORATION AND MIDSTATES  
DEVELOPMENT CORPORATION.

Upon consideration of the petition of W. H. BLACKBURN, AGENT, for an order appro  
assignments from W. H. BLACKBURN, AGENT, to MIDSTATES OPERATING CORPORATION and MIDSTATES DEVEL  
MENT CORPORATION, it is

ORDERED, ADJUDGED and DECREED as follows:

1. That the assignments from W. H. BLACKBURN, Agent, to MIDSTATES OPERATING COR  
TION and MIDSTATES DEVELOPMENT CORPORATION, annexed to said petition of W. H. Blackburn, Agent,  
and the same hereby are approved and confirmed.

2. That N. T. GILBERT, Ancillary Receiver for defendant companies Central State  
and Gas Company, Peters Leahy Oil Company, Leahy Oil Company, Number One Oil Company and Plains  
Petroleum Company, Inc., and each of said defendant companies, shall execute and deliver to MID  
STATES OPERATING CORPORATION, its successors and assigns, the proper instrument or instruments  
conveyance or assignments of the properties so sold.

3. That N. T. GILBERT, Ancillary Receiver for defendant company, Corona Oil Com  
and said defendant company, shall execute and deliver to MIDSTATES DELVEOPMENT CORPORATION, its  
cessors and assigns, the proper instrument or instruments of conveyance or assignments of the p  
perties so sold.

4. That said Ancillary Receiver shall account to the MIDSTATES OPERATING CORPOR  
TION and to the MIDSTATES DEVELOPMENT CORPORATION for the proceeds, income and rents from said  
properties so sold from and after 7:00 o'clock A.M., May 11, 1934.

MADE AND ENTERED this 9th day of October, 1934.

BY THE COURT,

F. E. KENNAMER  
JUDGE.

ENDORSED: Filed Oct 10 1934  
H. P. Warfield, Clerk  
U. S. District Court

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE DISTRICT OF OKLAHOMA  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, OCTOBER 11, 1934

Court convened pursuant to adjournment, Thursday, October 11, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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 IN AND FOR NORTHERN DISTRICT OF OKLAHOMA

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER AUTHORIZING FILING DISCLAIMER

THIS CAUSE COMING ON TO BE HEARD on this the 11th day of October, 1934, on the application of Rex Watkinson, Receiver of Exchange National Company for authorization to file a disclaimer in the case of J. H. McBirney, successor Trustee, vs. William Friese, et al., in the District of Tulsa County, Oklahoma, and the court having read said application and finding that it has jurisdiction to entertain the same and enter an order thereon, and being fully advised in the premises finds that said application should be sustained;

IT IS, THEREFORE, BY THE COURT, ORDERED, ADJUDGED AND DECREED that the application of Rex Watkinson, be and it is hereby sustained, and Rex Watkinson, Receiver of Exchange National Company be and he is hereby authorized, directed and empowered to file a disclaimer in said case as described hereinabove, and to do all other things necessary and proper in order fully and effectually to accomplish the letter and spirit of the application and this order.

F. E. KENNAMER  
United States District Judge

ENDORSED: Filed Oct 11 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff, )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER AUTHORIZING SALE OF REAL ESTATE

This cause coming on to be heard on this the 11th day of October, 1934, on the application of Rex Watkinson, Receiver of Exchange National Company for an order directing, authorizing and empowering him to offer for sale and sell to the highest bidder a certain piece of property known as the Farm containing 27.35 acres and being described as,

Lots 1 and 7, Section 4, Township 22 North, Range 20 East,  
Mayes County, Oklahoma,

provided said offer is not less than \$480.00 and provided further that the receiver shall pay 1933 taxes and furnish a complete abstract of title to said premises; and provided further that

514

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, OCTOBER 11, 1934

necessary, the customary commission be paid to the broker who has secured said purchaser; and court having read said application and finding that it has jurisdiction to entertain the same enter an order thereon, and being fully advised in the premises, finds that said application be sustained.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that the application to sell said aforescribed property according to law, be and the same is hereby sustained, and said Rex Watkinson, Receiver of Exchange National Company be and he is hereby directed, authorized and empowered to sell according to law said aforescribed premises in conformity with the terms and provisions of the application and this order.

F. E. KENNAMER  
United States District Judge

ENDORSED: Filed Oct 11 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff, )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER AUTHORIZING CANCELLATION  
OF NOTES, SURRENDER OF NOTES  
AND DISMISSAL OF LITIGATION

THIS CAUSE COMING on to be heard on this the 11th day of October, 1934, on the application of Rex Watkinson, Receiver of Exchange National Company for an order permitting him to sell that certain second mortgage recorded in Book 155, page 777 of the Books of Craig County, now the purported assets of Exchange National Company covering and affecting the following descriptions:

NE $\frac{1}{4}$  NE $\frac{1}{4}$  and NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 26, Township 25 North, Range 19 East, containing 80 acres more or less; Craig County, Oklahoma

and to surrender the notes secured by said second mortgage and dismiss pending litigation, for the same reason as stated in the application, and the court having read said application and finding that it has jurisdiction to entertain the same and enter an order thereon, and being fully advised in the premises finds that said application should be sustained;

IT IS, THEREFORE, BY THE COURT, ORDERED, ADJUDGED and DECREED that said application be and the same is hereby sustained and the said Rex Watkinson, Receiver of Exchange National Company be and he is hereby authorized, directed and empowered to release said second mortgage, surrender said notes, dismiss said litigation and do all other things necessary and proper in and to fully and effectually to accomplish the letter and spirit of the application and this order.

F. E. KENNAMER  
United States District Judge

ENDORSED: Filed Oct 11 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff, )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER AUTHORIZING SETTLEMENT  
AND RELEASE OF MORTGAGE  
AND CANCELLATION OF NOTE

This cause coming on to be heard on this the 11th day of October, 1934, on the motion of Rex Watkinson, Receiver of Exchange National Company for an order authorizing him to accept the sum of \$50.00 for a release of a certain second mortgage owned by said receivership to cancel a note in the sum of \$4,000.00 which said mortgage secures, and the court having read said application and finding that it has jurisdiction to entertain the same and enter an order thereon and it being fully advised in the premises finds that said application should be sustained.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that said application be sustained and the said Rex Watkinson be and he is hereby directed, authorized and empowered to release said mortgage, surrender said note secured thereby and to do all other things necessary proper in order fully and effectually to accomplish the letter and spirit of the application in this order.

F. E. KENNAMER  
United States District Judge

ENDORSED: Filed Oct 11 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

H. C. COLVIN, Trustee for the Bradstreet )  
Oil Company, a corporation, ) Plaintiff )  
vs. ) No. 957 Equity. )  
J. E. CROSBIE, et al., )  
Defendants. )

O R D E R

THIS CAUSE COMING on to be heard on this the 10th day of July, 1934, on the motion of complainant for a further and better statement, and to strike out certain portions of defendant's answer and exhibit attached thereto, and said motion having regularly been set for hearing on that day, one of the regular court days of this term, and complainant being present by his solicitor Horace H. Hagan and T. Austin Gavin, and the defendants being present by their solicitor, C. Steele, Esq., and said motion having been regularly called for hearing, and both sides having announced ready, thereupon argument ensued in support of said motion and against the same, and at the conclusion thereof, the court having meantime found that it had jurisdiction to entertain the same, and enter an order thereon, and being fully advised in the premises, finds that said motion should be overruled in part and sustained in part.

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, OCTOBER 11, 1934

IT IS, THEREFORE, BY THE COURT, ORDERED, ADJUDGED AND DECREED that said motion complainant for a further and better statement be and the same is hereby overruled, to which of the court complainant did except, and said exception was duly noted of record

IT IS THE FURTHER ORDER, JUDGEMENT AND DECREE OF THE COURT that insofar as the tion to strike is concerned, to-wit, grounds 7, 8 and 9 of said motion, said motion to strike sustained, to which action of the court in sustaining the same, the defendants did then and t cept, and their exception was duly noted, and thereupon counsel for the defendants having in court stated that the defendants were willing that an audit be made of the account of said co plainant and defendants, provided the same was made at the cost of and expense of complainant and complainant having accepted the offer of defendants to have said audit made, at the expen complainant.

IT IS THE FURTHER ORDER, JUDGEMENT AND DECREE OF THE COURT that J. J. O'Bryan, Tulsa, Oklahoma, be and he is hereby appointed auditor and accountant to examine the books an cords of the defendants, and to report that same into court within sixty days hereof.

F. E. KENNAMER  
United States District Judge.

O.K. as to form:  
HAGAN & GAVIN  
Solicitors for Complainant

STEELE & DAUGHERTY  
Solicitor for Defendant.

ENDORSED: Filed Oct 11 1934  
H. P. Warfield, Clerk  
U. S. District Court

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Court adjourned to October 12, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA FRIDAY, OCTOBER 12, 1934

Court convened pursuant to adjournment, Friday, October 12, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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 IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA

J. FRANKLIN TAUSCH, Complainant, )  
vs. )  
SUNRAY OIL COMPANY AND SUNRAY OIL CORPORATION, Defendants. )  
IN EQUITY NO. 684 ✓

ORDER DISCHARGING RECEIVER

Now on this 11th day of October, 1934, C. H. Wright, Receiver, together with t Sunray Oil Company and Sunray Oil Corporation, filed herein their final report, and the Court ing considered the same, and being advised, finds that on June 11, 1934, petitions in the band

proceeding, under Section 77b of the National Bankruptcy Act, were filed in this Court by said corporations, and that pursuant to proceedings had in said cause, a Plan of Reorganization has been proposed and accepted by the requisite amount of creditors and stockholders, and has been confirmed by this Court, and has been carried out, under the orders and directions of this Court and the J thereof, to completion, and that this Court this day has entered a final decree in said bankruptcy proceeding retaining certain jurisdiction therein, and that all of said properties have been transferred, assigned and conveyed to the Sunray Oil Corporation and/or the Sunray Oil Company, and C. H. Wright as Receiver herein should be discharged; it is therefore

ORDERED, ADJUDGED AND DECREED BY THE COURT that the reports filed herein by C. H. Wright as Receiver of the Sunray Oil Company and the Sunray Oil Corporation be and the same approved by in all things finally approved; that the Court finds that C. H. Wright as Receiver has faithfully carried out the orders and instructions of this Court, has economically and properly managed and operated the affairs of the said corporations as Receiver, and that all of the acts and proceedings of C. H. Wright as Receiver of said corporations be, and the same are hereby approved and confirmed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT that the Sunray Oil Company and the Sunray Oil Corporation be and they are hereby ordered and directed to assume and carry out all of the contracts, and to pay all the obligations of, and claims for damages against, C. H. Wright, Receiver, to the extent allowed by this Court in said bankruptcy proceeding, as if they had been incurred by said corporations, or either of them.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT that C. H. Wright be, and he is hereby discharged as Receiver of the Sunray Oil Company and of the Sunray Oil Corporation, and his bonds given as Receiver be, and the same are hereby discharged and released.

F. E. KENNAMER  
UNITED STATES DISTRICT JUDGE.

ENDORSED: Filed Oct 12 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY,	Plaintiff	)	
		)	
vs.		)	No. 873 Equity ✓
		)	
EXCHANGE NATIONAL COMPANY,	Defendant.	)	

ORDER AUTHORIZING RELEASE OF MORTGAGE

THIS CAUSE COMING on to be heard on this the 11th day of October, 1934, on the filed application of Rex Watkinson, Receiver of Exchange National Company, for an order authorizing and empowering him to release that certain second mortgage heretofore executed by Lee Fremmen and Lee Fremmen to Exchange National Company and affecting the following described land

SW $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 10 and N $\frac{1}{2}$  NW $\frac{1}{4}$  Sec. 15 and E $\frac{1}{2}$  NE $\frac{1}{4}$  and all that part of NE $\frac{1}{4}$  SE $\frac{1}{4}$  1/2 ly north of Long Town creek Sec. 16-9N-17 East, Pittsburg, County, Oklahoma,

and the court having read said application and finding that it has jurisdiction to entertain and enter an order thereon and being fully advised in the premises, finds that said application should be sustained;

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IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA FRIDAY, OCTOBER 12, 1934

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that said applicat  
Rex Watkinson, be and the same is hereby sustained and Rex Watkinson, Receiver of Exchange Nat  
Company be and he is hereby authorized, directed and empowered to release said second mortgage  
surrender the notes secured thereby and do all things necessary and proper in order fully and  
effectually to accomplish the letter and spirit of the application and this order.

F. E. KENNAMER  
United States District Judge.

ENDORSED: Filed Oct 12 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER AUTHORIZING COMPROMISE  
OF INDEBTEDNESS, SURRENDER OF  
NOTES, AND RELEASE OF MORTGAGE.

THIS CAUSE COMING on to be heard on this the 11th day of October, 1934, on the  
fied application of Rex Watkinson, Receiver of Exchange National Company for an order directin  
authorizing and empowering him to accept the sum of \$80.00 in full satisfaction of two notes a  
mortgage securing the same, executed on the 15th day of December, 1930, by Ivona Ward and Joe  
her husband, and recorded in book 35 at page 567, Major County, Oklahoma, covering and affecti  
following described lands, to-wit:

E $\frac{1}{2}$  of the NE $\frac{1}{4}$  of Section 26-20N-16 West,

and said court having read said application and finding that it has jurisdiction to entertain  
and enter an order thereon, and being fully advised in the premises, finds that said applicati  
should be sustained;

IT IS, THEREFORE, BY THE COURT, ORDERED, ADJUDGED and DECREED that said applica  
should be sustained and the said Rex Watkinson be and he is hereby authorized, directed and em  
ed to surrender the notes, and accept the sum of \$80.00 in full satisfaction of daid indebtedn  
release the mortgage represented by said indebtedness and thereupon said indebtedness shall be  
tinguished, and the said Rex Watkinson be and he is further directed, authorized and empowered  
dismiss any litigation pending in connection therewith, on his behalf and on behalf of the Ex-  
change National Company, and said receiver is further authorized, directed and empowered to do  
other things necessary and proper in order fully and effectually to accomplish the letter and  
of the application and this order.

F. E. KENNAMER  
United States District Judge.

ENDORSED: Filed Oct 12 1934  
H. P. Warfield, Clerk  
U. S. District Court

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Court convened pursuant to adjournment, Monday, October 15, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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.

Mississippi Valley Trust Company, a )  
corporation, and A. H. Roudebush, )  
Trustees, Plaintiffs, ) NO. 742 EQUITY  
vs. )

Mayo Hotel Company, a corporation, of )  
the State of Delaware, et al, Defendants. )

ORDER

This cause coming on to be heard on the application of the Receiver for compensation and on the application of counsel for the Receiver and counsel for the plaintiffs for compensation for all services to date in this cause, all parties appearing by counsel, the Court having heard the evidence and being fully advised in the premises;

IT IS ORDERED:

1. That J. G. Catlett be and he is hereby allowed as his compensation as Receiver herein for services rendered to this date the sum of \$1,562.50; of which \$500.00 is justly chargeable against the mortgaged property and assets of the defendant Mayo Hotel Company, an Oklahoma corporation, and \$1,062.50 is justly chargeable against the mortgaged property and assets of the defendant Mayos', Incorporated.

2. That George S. Ramsey, Edgar A. de Meules, Villard Martin and Garrett Logg and they are hereby allowed as their compensation as attorneys for the Receiver and as attorneys for the Plaintiffs for services rendered herein to this date, the sum of \$6,750.00, which is chargeable against the mortgaged property and assets of the defendant Mayo Hotel Company, an Oklahoma corporation.

Certified copies of this order shall be presented to the Trustees in Bankruptcy in Causes No. 2305 and No. 2307 pending in this Court.

DONE IN OPEN COURT, This 15th day of October, 1934.

ENDORSED: Filed Oct 15 1934  
H. P. Warfield, Clerk  
U. S. District Court

F. E. KENNAMER  
DISTRICT JUDGE.



IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA MONDAY, OCTOBER 15, 1934

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

United States, Plaintiff, )  
vs. ) No. 820 Equity ✓  
Clarence Lohman, Executor of estate )  
of Mary J. Bryant, et al, Defendants.)

ORDER APPOINTING GUARDIAN AD LITEM.

Now on this 15th day of October, 1934, this cause coming on for hearing on plaintiff's application for the appointment of a guardian ad litem in this cause for the minor defendants in, Carrie N. Snodgrass and William Joseph Herbert, and the Court being fully advised in the premises, finds that such guardian ad litem should be appointed. And it being shown to the Court that John R. Pearson is a fit and proper person to appoint as such guardian ad litem, and there being no objections to said appointment;

It is therefore ordered that the said John R. Pearson, attorney at law, Pawhus Oklahoma, be and he is hereby appointed guardian ad litem for said minors, Carrie N. Snodgrass and William Joseph Herbert, and is given 15 days from this date to plead in behalf of said minors in this cause.

O.K. CHESTER A. BREWER  
Assistant United States Attorney

F. E. KENNAMER  
JUDGE

ENDORSED: Filed Oct 15 1934  
H. P. Warfield, Clerk  
U. S. District Court ME

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UNITED STATES OF AMERICA, Plaintiff, )  
-vs- ) No. 993 - Equity. ✓  
HARRY H. HAWKINS and J. L. STEWART, Defendants.)

Now on this 15th day of October, A. D. 1934, it is ordered by the Court that the Government be given five (5) days additional time to file brief herein.

-----  
Court adjourned to October 16, 1934.



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

Frederic M. Wilhelm, Helen B. Wilhelm, )  
Frederic B. Wilhelm, A. W. Drohen, August )  
Bauman, Arthur G. Dana, Verna G. Jaeger )  
and Edna Hyde Rose, Plaintiffs, )

-vs-

EQUITY NO. 970 ✓

Consolidated Oil Corporation, a corporation, )  
Sinclair-Prairie Pipe Line Company, a corp- )  
oration, Sinclair-Prairie Oil Company, a )  
corporation, and Sinclair-Prairie Oil Market- )  
ing Company, a corporation, Defendants. )

ORDER EXTENDING TIME FOR FILING BRIEFS.

It appearing to the Court by written Stipulation, executed by Attorneys represe all the parties to the foregoing entitled and numbered cause, and it is agreeable to all parti this action that time for fibing briefs upon the Motions pending before the court be extended.

IT IS THEREFORE ORDERED, that the time heretofore granted within which the Plai were to file briefs in opposition to the various Motions of the Defendants, be extended for a of Fifteen (15) days and that the Defendants shall have Fifteen (15) days thereafter within wh file their reply thereto.

OK J. H. MAXEY

F. E. KENNAMER  
JUDGE.

ENDORSED: Filed Oct 16 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

William E. Callison, Plaintiff, )  
vs. )  
Western Sales Company, a co- )  
partnership composed of J. B. Pickens )  
and John Mullins, Defendants. )

No. 976 Equity. ✓

ORDER ALLOWING APPEAL.

The petition of William E. Callison, plaintiff in the above entitled cause, for peal from the decree of this court dated September 27, 1934, and filed and entered herein, to United States Circuit Court of Appeals for the Tenth Circuit, is hereby granted and said appea allowed.

It is further ordered that the bond on appeal be and the same is hereby fixed a sum of Two Hundred and Fifty Dollars (\$250.00).

It is further ordered that a certified copy of the record and proceedings upon cree herein so rendered be transmitted to the United States Circuit Court of Appeals for the Circuit.

524

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA TUESDAY, OCTOBER 16, 1934

Dated this 16th day of October, 1934.

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

ENDORSED: Filed Oct 16 1934  
H. P. Warfield, Clerk  
U. S. District Court ME

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IN THE DISTRICT COURT OF THE UNITED STATES FOR THE OKLAHOMA DISTRICT TULSA DIVISION

Laura M. Greene, Plaintiff, )

-vs-

A. J. Diffie and H. F. Wilcox )  
Oil & Gas Company, a corporation, )  
Trustee, and H. F. Wildox, Trustee, )  
Defendants. )

No. 999 In Equity. ✓

ORDER EXTENDING TIME IN WHICH TO PLEAD OR ANSWER

Now on this the 16th day of October, 1934, the defendant, A. J. Diffie, in the entitled cause, makes oral application for additional time to plead, and for good cause shown, court finds that the said A. J. Diffie should be given additional time to plead to the above e and numbered cause.

IT IS THEREFORE ORDERED, ADJUDGED and DECREED by the court that the defendant, Diffie, be given an additional 15 days from this date to plead or answer in the above entitled numbered cause.

F. E. KENNAMER  
Judge of the U. S. District Court of  
the Northern District of Oklahoma.

ENDORSED: Filed Oct 16 1934  
H. P. Warfield, Clerk  
U. S. District Court

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Court adjourned to October 17, 1934.

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA WEDNESDAY, OCTOBER 17, 1934

Court convened pursuant to adjournment, Wednesday, October 17, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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.

United States of America,	Plaintiff,	)	
		)	
vs.		)	No. 771, Equity ✓
		)	
Artie Fountain and Florence Fountain,	Defendants.	)	

O R D E R

NOW, on this 17th day of October, 1934, the same being a day of the Special March 1934 Term of this Court, this matter coming on before me on the report of John H. Vickrey, who heretofore appointed Receiver in the above entitled case and it appearing to the Court that John H. Vickrey has received no funds as a result of being said Receiver and that he should be discharged.

IT IS, THEREFORE, ORDERED, ADJUDGED and DECREED that John H. Vickrey, receiver in above entitled case, be and hereby is discharged as such receiver and released and exonerated all liability herein.

F. E. KENNAMER  
United States District Judge.

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Court adjourned to October 18, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, OCTOBER 18, 1934

Court convened pursuant to adjournment, Thursday, October 18th, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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.

United States Fidelity and Guaranty Company, a corporation,	Complainant	)	
		)	
vs.		)	No. 958 Equity ✓
		)	
Elmer L. Jones, et al.,	Defendants.	)	

O R D E R

Now on this \_\_\_ day of October, 1934, complainant having filed herein its motion to dismiss this cause with prejudice,

120

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, OCTOBER 18, 1934

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IT IS ORDERED that this cause be, and it is hereby, dismissed with prejudice  
cost of the complainant.

F. E. KENNAMER  
JUDGE OF UNITED STATES DISTRICT COURT FOR  
NORTHERN DISTRICT OF OKLAHOMA.

OK. HOLTZENDORFF & HOLTZENDORFF  
Attorneys for  
C. A. SCHMAY & F. E. CARLSTROM

ENDORSED: Filed Oct 18 1934  
H. P. Warfield, Clerk  
U. S. District Court

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Court adjourned to October 19, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA FRIDAY, OCTOBER 19, 1934

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Court convened pursuant to adjournment, Friday, October 19th, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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.

ROYALTY CORPORATION OF AMERICA, a corporation,	Petitioner - Appellant,	)	
		)	
Vs.		)	
		)	
PAUL E. TALIAFERRO, Receiver of Petroleum Royalties Company, a trust estate, Paul E. Taliaferro, H. N. Greis and R. W. Kellough, Trustees of Petroleum Royalties Company, a trust es- tate, Herbert R. Young, successor trustee of R. W. Kellough, and Petroleum Royalties Company, a trust estate,	Respondents - Appellees.	)	No. 363 EQUITY ✓

ORDER ENLARGING TIME TO LODGE APPEAL.

Now on this the 19th day of October, 1934, and prior to the return day of the  
tion herein, and upon request of the Petitioner-Applicant for an extension of time within which  
perfect the record and lodge the appeal allowed it herein, and a good and sufficient cause has  
been shown therefor, it is by the court considered, adjudged and ordered that the time for pre-  
paring the record and lodging the appeal heretofore allowed the petitioner-appellant herein in the  
United States Circuit Court of Appeals for the Tenth Circuit and for filing said record and lodg-  
ing said cause in the United States Circuit Court of Appeals for the Tenth Circuit, be and the  
is hereby enlarged and extended to the 3rd day of December, 1934.



IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA FRIDAY, OCTOBER 19, 1934

Bank of Tulsa, Oklahoma, for authority to pay an eight per cent (8%) liquidating dividend to holders and owners of guaranteed first lien participation certificates, and it appearing that said trustee has the approximate sum of Two Hundred Ninety Six Thousand Two Hundred Five & 9/10 Dollars (\$296,205.92) in cash, and that most of said sum is available for the payment of a liquidating dividend; and it further appearing that the holders of said guaranteed first lien participation certificates have heretofore received a fifteen per cent (15%) liquidating dividend, that an additional dividend should be paid them, and it further appearing that the said participation certificates provide that the holder of each of said certificates are hold a participation or part ownership equal to the principal of said certificate, together with interest thereon, the notes, bonds or other obligations and the interest to accrue thereon, secured by first mortgages or other first liens on real estate, deposited with the Exchange National Bank of Tulsa for the equal pro rata benefit and protection of all holders of said certificates; and it further appearing that the said trust estate is in liquidation and will probably not pay said certificates in full, and the Court further finds that the Exchange National Company made its last payments of interest upon said certificates on the 1st day of May, 1933, and that no interest has been paid thereon since said date, and further finds that unpaid interest should be computed to said day of May, 1933, and that the unpaid interest to said 1st day of May, 1933, and the principal of all said certificates, without respect to their maturities, should stand upon an equal basis, that the proceeds from the liquidation of said estate should be pro rated among the holders of said certificates in proportion to the amounts of said certificates and the unpaid interest to May 1, 1933, and upon the application, recommendation and request of the said trustee, and other good cause,

IT IS ORDERED that J. H. McBirney, successor trustee, be and he is hereby authorized and empowered to pay an eight per cent (8%) liquidating dividend to the owners and holders of guaranteed first lien participation certificates, said eight per cent (8%) liquidating dividend to be eight per cent (8%) of the principal or face amount of said certificates and eight per cent (8%) of the unpaid interest to May 1, 1933, upon said certificates.

IT IS FURTHER ORDERED that J. H. McBirney, successor trustee, incur the incidental expense necessary for the paying of said eight per cent (8%) liquidating dividend, and that said trustee require the delivery of said certificates before making payment, in order that said payments may be endorsed thereon.

IT IS FURTHER ORDERED that said trustee forthwith pay said dividend.

F. E. KENNAMER  
United States District Judge.

ENDORSED: Filed Oct 19 1934  
H. P. Jarfield, Clerk  
U. S. District Court

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Court adjourned to October 26, 1934.



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IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA FRIDAY, OCTOBER 26, 1934

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

THE LINCOLN NATIONAL LIFE INSURANCE )  
COMPANY, ) Plaintiff, )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY, ) Defendant. )

ORDER AUTHORIZING SALE OF FURNITURE

This cause coming on to be heard on this the 26th day of October, 1934, on the application of Rex Watkinson, for an order directing, authorizing and empowering him to sell 17 units of furniture belonging to Exchange National Company and stored in the Maxine Apartment in City of Tulsa for the sum of \$100.00, and the court having read said application and finding that it has jurisdiction to hear and entertain the same and enter an order thereon and being fully advised in the premises, finds that said application should be sustained.

IT IS THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that said application be sustained and the same is hereby sustained and the said Rex Watkinson be and he is hereby directed, authorized and empowered to sell said furniture so described for said sum and to deliver all necessary papers in connection therewith in order fully and effectually to divest himself of title thereto and invest the same in said purchaser.

F. E. KENNAMER  
United States District Judge

ENDORSED: Filed Oct 26 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

THE LINCOLN NATIONAL LIFE INSURANCE )  
COMPANY, ) Plaintiff )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY, ) Defendant. )

ORDER AUTHORIZING DISCLAIMER

THIS CAUSE COMING on to be heard on this the 26th day of October, 1934, on the application of Rex Watkinson, Receiver of Exchange National Company for authorization to file a disclaimer in the case of J. H. McBirney vs. Fred E. Bossard, et al., No. 59136, in the District Court of Tulsa County, Oklahoma, and the court having read said application and finding that it has jurisdiction to entertain the same and enter an order thereon, and being fully advised in the premises, finds that said application should be sustained.

IT IS, THEREFORE, BY THE COURT, ORDERED, ADJUDGED AND DECREED that the application of Rex Watkinson, be and it is hereby sustained, and Rex Watkinson, Receiver of Exchange National Company be and he is hereby authorized, directed and empowered to file a disclaimer in said cause described hereinabove, and to do all other things necessary and proper in order fully and effect to accomplish the letter and spirit of the application and this order.

F. E. KENNAMER  
United States District Judge.

ENDORSED: Filed Oct 26 1934  
H. P. Warfield, Clerk



IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA FRIDAY, OCTOBER 26, 1934

in block 34; lots 3 to 11 inclusive in block 35; and all of blocks 37, 38 and 39 and 4 in all the town of Leonard, Tulsa County, Oklahoma,

to J. R. Snodgrass for the sum of \$2,000.00 as more fully described in said application, or to such other person or persons who offer a higher bid therefor, and for an order authorizing an empowereing him to advertise the same and sell in its entirety, or in separate tracts or lots the court having read said application and finding that it has jurisdiction to entertain the and enter an order thereon and being fully advised in the premises, finds that said applicati should be sustained;

IT IS, THEREFORE, BY THE COURT, ORDERED, ADJUDGED AND DECREED that the appli tion of Rex Watkinson, for an order authorizing him to sell certain property, above described and the same is hereby sustained; and the said Rex Watkinson, Receiver of Exchange National Co pany be and he is hereby directed, authorized and empowered to sell said property to the said Snodgrass, or to a higher bidder, provided the same is not sold for a sum less than \$2,000.00 and provided further that the purchaser thereof shall pay all taxes due against said property and all abstract fees; and

IT IS THE FURTHER ORDER, JUDGMENT AND DECREE OF THE COURT, that said property be advertised and sold in whole or in part, and the said receiver be and he is authorized to do things necessary and proper in order fully and effectually to accomplish the letter and spirit said application and this order.

F. E. KENNAMER  
United States District Judge.

ENDORSED: Filed Oct 26 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY,	Plaintiff,	)	
		)	
vs.		)	No. 873 Equity ✓
		)	
EXCHANGE NATIONAL COMPANY,	Defendant.	)	

ORDER AUTHORIZING PAYMENT OF COMMISSION

This cause coming on to be heard on this the 26 day of Oct., 1934, on the ap plication of Rex Watkinson, Receiver of Exchange National Company, for an order authorizing, dire and empowering him to pay from the funds of Exchange National Company the sum of \$35.00 as a c mission for services rendered by F. M. Wooden and E. R. Rudy effectuating the sale of

Lot 8, Block 13, Cherokee Heights Addition to Tulsa, Oklahoma,

and the court having read said application and finding that it has jurisdiction to entertain t case and enter an order thereon and being fully advised in the premises finds that said applic should be sustained.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that said applic to pay the sum of \$35.00 as a commission to F. M. Wooden and E. R. Rudy be and the same is her sustained and the said Rex Watkinson, Receiver of Exchange National Company, be and he is here directed, authorized and empowered to pay to the said F. M. Wooden and E. R. Rudy the sum of \$

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA FRIDAY, OCTOBER 26, 1934

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in full for services rendered in connection with the foregoing sale.

F. E. KENNAMER  
United States District Judge

ENDORSED: Filed Oct 26 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff, )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER CONFIRMING SALE AND APPROVING SALE

THIS CAUSE COMING on to be heard on this the 26th day of October, 1934, on the report and return sale and motion to confirm of Rex Watkinson, Receiver of Exchange National Company covering and affecting the following described premises, to-wit:

Lot Eight (8) in Block Thirteen (13) Cherokee Heights Addition to the City of Tulsa, County of Tulsa, Oklahoma,

and the court having examined the proceedings incident to said sale and finding that the same and have been conducted as by law, and the order of this Court, and the Court finding that it jurisdiction to entertain said application, or motion, and return of sale, and enter an order on, and being fully advised in the premises finds that said motion to confirm said sale should be sustained.

IT IS, THEREFORE, BY THE COURT, ORDERED, ADJUDGED AND DECREED that said motion to confirm said sale above described to Julia Wagener, be and the same is hereby sustained; the said Rex Watkinson, Receiver of Exchange National Company, be and he is hereby directed, authorized and empowered to make, execute and deliver to Julia Wagener a good and sufficient deed covering said premises to the said Julia Wagener, upon the payment by the said Julia Wagener of the sum of \$300.00, and the receipt from her of a mortgage binding herself to pay the balance of said purchase price, to-wit, the sum of \$400.00 in installments of \$25.00 per month with interest at 6%, due and payable April 1, 1935; and the said Rex Watkinson, be and he is further authorized, directed and empowered to do all other things necessary and proper fully and effectually to accomplish the intent and spirit of this application and order.

F. E. KENNAMER  
UNITED STATES DISTRICT JUDGE

ENDORSED: Filed Oct 26 1934  
H. P. Warfield, Clerk  
U. S. District Court

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IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA FRIDAY, OCTOBER 26, 1934

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

LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff, )  
vs. ) In Equity, No. 873. \*  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER AUTHORIZING EXECUTION OF MINERAL DEED AND ABANDONMENT OF INTEREST  
IN LAND.

This cause coming on to be heard on this 26th day of October, 1934, on the application of Rex Watkinson, Receiver of Exchange National Company, to execute a mineral deed and his records covering the following-described interest in land and to abandon said land and interest therein, to-wit:

An undivided one-fourth (1/4) interest in and to the oil, gas and minerals in and under the Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Southwest Quarter of Section 25, Township 18 North, Range 25 East, Adair County, State of Oklahoma,

and the Court having read said application and finding that it has jurisdiction to hear and decide the same and enter an order thereon, and being fully advised in the premises, finds that said application should be granted;

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that Rex Watkins Receiver of Exchange National Company, or Employees Royalties Corporation, or any other person or corporation holding the title to the said interest set forth in the above and foregoing land of Exchange National Company, be and they hereby are authorized, empowered and directed to execute good and sufficient conveyance or mineral deed covering said aforesaid interest in and to the oil, gas and minerals in and to said lands to the rightful owner thereof, the Exchange Trust Company, trustee for Mary Frances Walter; and said Receiver is further authorized, empowered and directed to clear his records covering the above and foregoing interest in and to said lands and to abandon the same, and to do all things necessary and proper to accomplish the letter and spirit of this application and this order.

F. E. KENNAMER  
District Judge.

ENDORSED: Filed Oct 26 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

WASHOIA PETROLEUM COMPANY, Complainant, )  
v. ) No. 929 Equity. \*  
SHELL PETROLEUM CORPORATION, Respondent. )

D E C R E E

This cause came on to be heard on this 18th day of June, 1934, the complainant appearing by its solicitors, Albert L. McRill, and S. J. Montgomery, and the respondent appearing by its solicitors, Joe T. Dickerson and Geo. W. Cunningham, and, after hearing the evidence thereon and the arguments of counsel, the Court, after due consideration, made the following findings of fact

and conclusions of law:

FINDINGS OF FACT

1. On and for some time prior to January 19, 1928, complainant and responder mining partners of an oil and gas mining lease covering the Northwest Quarter of the Southwest Quarter of Section 36, Township 28 North, Range 3 West, Grant County, Oklahoma, each partner of an undivided one-half interest in said leasehold estate. Respondent was the operator of said property.

2. On the aforesaid January 19, 1928, complainant and respondent, as sellers, entered into an agreement with Blackwell Pipe Line Company, as buyer, for the purchase of gas after to be produced from a well located on the above described leased premises, which contract provided that the buyer of said gas should take or pay for monthly the same percentage of gas from sellers' gas well as was taken from any offset well, either direct or diagonal.

3. The gas purchaser and its successors in title continued the purchase of gas from said leased premises under the terms of said gas purchase contract until April 24, 1931.

4. On July 29, 1929, complainant assigned its one-half interest in said oil and gas mining lease to Champlain Refining Company, effective as of July 1, 1929, at 7:00 a.m.

5. Both prior and subsequent to July 1, 1929, respondent, with complainant's knowledge and consent, negotiated with the gas purchaser and its successors in title in an attempt to collect amounts allegedly due for a breach of the gas sales contract.

6. On March 25, 1930, respondent advised complainant it was contemplating filing a suit against the gas purchaser and its successors in title for the collection of damages for alleged breach of the gas sales contract dated January 19, 1928, and requested complainant's advice regarding the advisability of such suit, to which complainant replied it would prefer to negotiate further in an attempt to settle the controversy and not file a suit.

7. On April 24, 1931, a new gas sales contract was made by and between respondent and Champlain Refining Company, as sellers, who were on said date the owners of said oil and gas mining lease, and Consolidated Gas Utilities Company (successor to Blackwell Pipe Line Company) as purchaser, covering gas produced from the gas well located on the above described leased premises, said gas sales contract expressly cancelling the aforesaid gas sales contract dated January 19, 1928.

8. The gas sales contract dated April 24, 1931, did not in any way affect any rights which complainant might have against Blackwell Pipe Line Company, or its successors, by reason of the alleged breach of the gas sales contract dated January 19, 1928.

9. Respondent has never at any time settled on behalf of complainant any claim which complainant might have had against the gas purchaser or its successors by reason of the breach of the gas sales contract dated January 19, 1928.

10. Respondent never at any time collected from the gas purchaser or its successors in title any moneys or other considerations in settlement of any amount due complainant for the alleged breach of the gas sales contract prior to the time complainant sold its interest in the leased premises to Champlain Refining Company.

11. Respondent has heretofore accounted to complainant for its proportionate share of all proceeds derived from the operation of the mining partnership by it, and respondent does not now have any moneys or property in its possession belonging to the mining partnership.

CONCLUSIONS OF LAW

1. The sale of complainant's interest in the mining property to Champlain R  
ing Company on July 29, 1929, terminated the mining partnership as between complainant and re  
pondent.

2. Respondent having heretofore accounted to complainant for its proportion  
share of the mining partnership assets, nothing remains to account for an complainant's prayer  
an accounting should be denied.

3. Complainant is not entitled to recover from respondent in this action.

It is, therefore, ORDERED, ADJUDGED and DECREED that the above case be dismiss  
with prejudice against another action upon the same ground, for the reason that no cause of ac  
for an accounting in equity has been shown to exist, to all of which complainant excepts and  
exception is allowed.

Dated this 18th day of June, 1934.

F. E. KENNAMER  
District Judge

O.K. as to form  
S. J. MONTGOMERY Atty for Plaintiff  
O.K. GEO. W. CUNNINGHAM Attorney for Deft.

ENDORSED: Filed Oct 26 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

Henry F. J. Rupp and Ora Wortman, Plaintiffs, )  
vs. )

The Bankers Mortgage Company of Topeka, ) No. 934 - Equity. ✓  
Kansas, a corporation, James A. Kell, )  
Joseph F. Kell, John A. Fleming, and )  
the International Investment Corporation, )  
a corporation, Defendants. )

ORDER DIRECTING EXECUTION OF DEED AND APPROVING SALE

Now, on this 26th day of October, 1934, there comes on for hearing the ancill  
receiver's report and motion to confirm a sale made by him of the following described property  
to-wit:

All of Lot 13 in Block 68, in the City of Miami, according to the original  
plat thereof, Ottawa County, Oklahoma,

to Elmer E. Merriss. The court, after examining said ancillary receiver's report and motion t  
confirm sale, finds that heretofore said receiver has sold at private sale the above described  
property to Elmer E. Merriss for the sum of \$2,478.72, represented by Home Owners Loan Corpora  
bonds, which amount said receiver has issued his written consent to take in full settlement of  
sale, and that said sale has been approved by the officers of the International Investment Cor  
tion, and they have consented to execute a deed to the purchaser above named, that the above s  
the highest and best offer which said receiver has obtained for the property, and that it is t



IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA MONDAY, OCTOBER 29, 1934

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Watkinson, Receiver of the Exchange National Company, a Corporation, in the District Court of Tulsa County, Oklahoma, in connection with the foreclosure of a mortgage on real estate located in Section 11, Township 19 North, Range 14 East, in Tulsa County, Oklahoma.

And the Court, having examined said application and being fully advised in the premises, finds:

That said application should be granted.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT, That applicant be it is hereby given full power and authority to sue Rex Watkinson, Receiver of the Exchange National Company, in the District Court of Tulsa County, Oklahoma, in a matter wherein said applicant proposes to foreclose a mortgage on real estate in Section 11, Township 19 North, of Range 14 East, Tulsa County, Oklahoma, and said applicant is further authorized and empowered to take any proper measures and steps which it deems necessary for obtaining jurisdiction over said Receiver, in said District Court.

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

ENDORSED: Filed Oct 29 1934  
H. P. Warfield, Clerk  
U. S. District Court AC

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Court adjourned to October 31, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA WEDNESDAY, OCTOBER 31, 1934

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Court convened pursuant to adjournment, Wednesday, October 31st, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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. G. Catlett, Plaintiff, )  
v. ) No. 738 Equity ✓  
Geo. D. Hope Lumber Company, Defendant. )

ORDER DIRECTING PAYMENT OF PREMIUM ON RECEIVER'S BOND:

Now on this 31st day of October, 1934, the above entitled matter comes on to be heard upon the application of the receiver for an order directing the payment of premium on receiver's bond, the receiver appearing by his attorney, Charles A. Coakley, and no one appearing in opposition.

Thereupon the court, being duly advised in the premises, finds that the premium on receiver's bond for the period July 6, 1934, to July 6, 1935, is unpaid; that it is necessary for the protection of the receivership estate that said bond be continued in force and effect, and that the premium thereon should be paid; that the premium on said bond is in the sum of \$50.00, said

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA WEDNESDAY, OCTOBER 31, 1934

bond being in the sum of \$10,000 issued by United States Fidelity and Guaranty Company, No 3810-16-32-33.

IT IS, THEREFORE, BY THE COURT ORDERED, CONSIDERED and ADJUDGED that J. C. M receiver herein, be and he is hereby authorized and directed to pay to Moffatt-Duncan-Nich Agency, Muskogee, Oklahoma, the sum of \$50.00 to cover premium on United States Fidelity & Guaranty Company bond number 3810-16-32-33, said premium being for the year ending July 6,

F. E. KENNAMER  
UNITED STATES DISTRICT JUDGE.

ENDORSED: Filed Oct 31 1934  
H. P. Warfield, Clerk  
U. S. District Court DC

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

North American Car Corporation, )  
a corporation, ) Plaintiff, )  
vs. ) No. 802 Equity. ✓  
White Oak Corporation, a cor- )  
poration, ) Defendant. )

O R D E R

Now on this 31st day of October, 1934, there comes on for hearing the applic of Jas. G. Steese, Receiver of the White Oak Corporation, herein, for an order directing h settle and compromise a claim heretofore filed by him against the estate of Associated Pet Corporation and for approval of said compromise and settlement and the court, after being advised in the premises, is of the opinion that said application should be granted and sai promise be approved.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT that Jas. G. Stee Receiver of White Oak Corporation, compromise and settle for the sum of \$275.00 a claim he fore filed by him against the estate of Associated Petroleum Corporation for rents due for of gasoline in tanks of the White Oak Corporation.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that said compromise be and the is hereby approved in all respects and that the same is for the best interest of the recei estate herein.

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

ENDORSED: Filed Oct 31 1934  
H. P. Warfield, Clerk  
U. S. District Court ME

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340

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA WEDNESDAY, OCTOBER 31, 1934

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

METROPOLITAN LIFE INSURANCE COMPANY, )  
a corporation, Plaintiff, )

-vs-

NO. 933 - EQUITY

TULSA APARTMENT COMPANY, a corporation, )  
et al., Defendants. )

O R D E R

On the 5th day of February, 1934, there comes on for hearing the motion of the defendant, R. W. Stratton, Receiver, to dismiss plaintiff's petition, and in open court the said Receiver, by and through his solicitor of record, withdraws said motion, and asks for and is given an extension of time of fifteen (15) days from this date in which to file an answer to said petition, and it is so ORDERED.

And on the same date there comes on for hearing the plea in abatement of the defendant, W. J. Barnett, Bank Commissioner of the State of Oklahoma, and said Bank Commissioner appearing by and through his solicitors of record, requests that the same be passed until February 6, 1934, and for good cause shown it is so ORDERED.

And now on the 6th day of February, 1934, the said plea in abatement of said Commissioner, W. J. Barnett, comes on for hearing, and the court after having heard the same that it should be overruled and denied.

IT IS THEREFORE BY THE COURT, ORDERED, ADJUDGED and DECREED that said Plea in abatement of said W. J. Barnett, Bank Commissioner, be and the same hereby is overruled and denied.

F. E. KENNAMER  
District Judge.

ENDORSED: Filed Oct 31 1934  
H. P. Warfield, Clerk  
U. S. District Court ME

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Court adjourned to November 1, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, NOVEMBER 1, 1934

Court convened pursuant to adjournment, Thursday, November 1, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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

UNITED STATES OF AMERICA,	Complainant,	)	
-vs-		)	No. 674 - Equity.
ROSA MASHUNKASHEY, et al.,	Respondents.	)	

O R D E R

Now on this the 27th day of October, 1934, this matter came on to be heard upon petition of C. S. Walker, Receiver heretofore appointed herein, asking permission of this Court to accept \$1500.00 in settlement of the claim held by said Receiver against J. B. Talbutt and Maggie Talbutt. And the Court, having heard said petition and upon due consideration thereon finds that it is for the best interests of all parties concerned, that said Receiver accept \$1500.00 in cash, or the bonds issued by said Federal Land Bank, in full settlement of said claim.

IT IS, THEREFORE, By the Court, ORDERED, ADJUDGED and DECREED, that C. S. Walker, Receiver herein, be, and he is hereby empowered, directed and instructed to accept the proceeds of payment of \$1500.00 either in Federal Land Bank Bonds or cash for the settlement of the claim now held by him in the District Court of Osage County, Oklahoma, against the said J. B. Talbutt and Maggie Talbutt, and that upon the delivery of said bonds or the payment of said money, he execute a release of said judgment in said District Court of Osage County.

O.K. C. E. BAILEY U. S. Atty.	F. E. KENNAMER JUDGE.
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ENDORSED: Filed Nov 1 1934  
 H. P. Warfield, Clerk  
 U. S. District Court DC

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

Lincoln National Life Insurance Company, a Corpn.,	Plaintiff	)	
vs.		)	No. 873 Equity ✓
Exchange National Company, et al,	Defendants.	)	

O R D E R

NOW, on this 31st day of October, 1934, the above noted cause coming before this Court upon the Application of H. S. Shouse, by his attorney, Chas. R. Haslett, to make Rex Watson, Receiver for the Exchange National Company, additional party defendant in cause No. 873 in the District Court of Tulsa County, Oklahoma, same being styled "J. H. McBirney, Successor Trustee, vs. H. S. Shouse, et al.";

IT IS HEREBY ORDERED: That leave is hereby granted by this Court that said Watson, Receiver for the Exchange National Company, be made additional party defendant in said cause hereinabove described pending in the said District Court of Tulsa County, Oklahoma, if said Court deems said Receiver a proper party any judgment to be filed in said cause.

O.K. G. C. SHILLERS ENDORSED: Filed Nov 1, 1934 Atty for Rex Watkinson Receiver, Dist	F. E. KENNAMER JUDGE, UNITED STATES DISTRICT COURT, NO DISTRICT OF OKLAHOMA. Court.
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IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, NOVEMBER 1, 1934

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

Rex Watkinson, Receiver of Exchange )  
National Company, Plaintiff, )

v.

W. J. Barnett, State Bank Commissioner )  
for the State of Oklahoma, in charge of )  
Exchange Trust Company in Liquidation, )  
Defendant. )

No. 940 EQUITY. ✓

ORDER DIRECTING PAYMENT OF DIVIDEND AND TRUSTEE'S FEES.

This cause came on to be heard at this term on the application of W. O. Buck, trustee, for authority to pay a dividend on the trust out of the trust funds and to pay trustee fees, said W. O. Buck appearing by his attorney Charles A. Coakley, and there being no appeal in opposition to said application.

Said trustee has in his hands from the proceeds of collections on assets from trust estate the sum of approximately \$4,400.00;

The court finds that a dividend of thirty (30%) percent of the face amount of certificates herein should be paid, and that the trustee W. O. Buck, should be allowed a fee of \$250.00 for his services herein.

IT IS, THEREFORE, BY THE COURT CONSIDERED, ORDERED and ADJUDGED that said trustee be and he is hereby authorized and directed to pay to himself a fee of \$250.00 for his services heretofore performed herein, and to distribute to the beneficiaries of said trust a dividend of thirty (30%) percent prorata, according to the ownership of said beneficiaries in said trust.

IT IS FURTHER ORDERED, CONSIDERED and ADJUDGED that the beneficiaries to part herein are the following persons holding ownership in said trust in the amount set opposite respective names, and that said dividend be paid in proportion to said holdings.

	PAR VALUE
Barton & Co., Inc.	\$ 100.00
Crawford, Cecil H.	500.00
Willis, S. Morse	1,000.00
Wiring, C. A.	500.00
Hudson, Frank, Trustee for Shirley June Hudson	100.00
Wiring, C. A.	500.00
Haley Wm. W.	500.00
Steigleder, Mrs. Lucile Culp	1,000.00
Metzger, Mrs. H.	1,000.00
Hudson, Annie E.	500.00
Gordon, Miss Betty, (Now Mrs. Arthur Haddaway)	3,000.00
Andrew, Earl	500.00
Caldwell, Mrs. Gertrude	<u>4,000.00</u>

Total par value \$13,500.00

Dated this 1 day of Nov. 1934.

F. E. KENHAMER  
UNITED STATES DISTRICT JUDGE.

ENDORSED: Filed Nov 1 1934  
H. P. Warfield, Clerk  
U. S. District Court ME

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION - TULSA, OKLAHOMA THURSDAY, NOVEMBER 1, 1934

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

Frederic M. Wilhelm, Helen B. Wilhelm,	)	
Frederic B. Wilhelm, A. W. Drohen,	)	
August Bauman, Arthur C. Dana, Verna	)	
G. Jaeger and Edna Hyde Rose,	)	Plaintiffs,
	)	
-vs-	)	
	)	
Consolidated Oil Corporation, a corporation,	)	EQUITY NO. 370 ✓
Sinclair-Prairie Pipe Line Company, a corpor-	)	
ation, Sinclair-Prairie Oil Company, a corp-	)	
oration, Sinclair-Prairie OilMarketing Company, a	)	
corporation, and the Sinclair Refining Company,	)	
a corporation,	)	Defendants.

ORDER PERMITTING PLAINTIFFS TO MAKE ADDITIONAL PARTY DEFENDANT  
AND TO FILE AMENDED PETITION.

This matter coming on to be heard before me the undersigned Judge of said Court on this the 31st day of October, 1934, upon the Application of the Plaintiffs and the Court fully advised in the premises, finds that the Application of the Plaintiffs should be granted.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that said Plaintiffs are hereby given permission to make the Sinclair Refining Company a party Defendant, and to file herein the Amended Petition, instant.

IT IS FURTHER ORDERED that said Plaintiffs shall prepare four (4) copies of the Amended Petition for the use and benefit of attorneys for Defendant.

F. E. KENNAMER  
JUDGE

ENDORSED: Filed Nov 1 1934  
H. P. Warfield, Clerk  
U. S. District Court

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE OKLAHOMA DISTRICT TULSA DIVISION

Laura M. Greene,	Plaintiff,	)	
		)	
-vs-		)	
		)	No. 999 In Equity. ✓
A. J. Duffie and H. F. Wilcox		)	
Oil & Gas Company, a corporation,		)	
Trustee, and H. F. Wilcox, Trustee,		)	
	Defendants.	)	

ORDER EXTENDING TIME IN WHICH TO ANSWER

Now on this the 1st day of November, 1934, the defendant, A. J. Duffie, in the entitled cause, makes oral application for additional time to answer, and for good cause the court finds that the said A. J. Duffie should be given additional time to answer, in the entitled cause.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, NOVEMBER 1, 1934

IT IS THEREFORE ORDERED that the Defendant, A. J. Diffie, be given until the day of November, 1934, to plead or answer, in the above entitled cause.

F. E. KENNAMER  
Judge of the U. S. District Court of  
the Northern District of Oklahoma.

ENDORSED: Filed Nov 1 1934  
H. P. Warfield, Clerk  
U. S. District Court

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Court adjourned to November 5, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA MONDAY, NOVEMBER 5, 1934

Court convened pursuant to adjournment, Monday, November 5, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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

METROPOLITAN LIFE INSURANCE COMPANY, )  
a corporation, Plaintiff, )

-vs-

NO. 933 - EQUITY. ✓

TULSA APARTMENT COMPANY, a corporation, )  
et al., Defendants. )

ORDER ON MOTION FOR BETTER STATEMENT OF DEFENSES.

Now on this the 5th day of November, 1934, the motion of Plaintiff, Metropolitan Life Insurance Company, for a further and better statement of the defenses of defendant, Tulsa Apartment Company, comes on for hearing. Plaintiff and said defendant appear by their respective solicitors. Plaintiff withdraws said motion as to all questions except that of payment as pleaded in said defendant's answer. Said motion is presented and argued as to the ability of the defense of payment, and upon consideration the court finds that said motion should be sustained in that particular.

IT IS THEREFORE BY THE COURT ORDERED that the defendant, Tulsa Apartment Company amend its answer by setting forth the manner and mode of such alleged payment, and that it do so ten (10) days from this date in which to make such amendment.

APPROVED: I. H. COX  
Solicitor for Defendant  
Tulsa Apartment Company.

F. E. KENNAMER  
District Judge.

ENDORSED: Filed Nov 7 1934  
H. P. Warfield, Clerk  
U. S. District Court

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IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA MONDAY, NOVEMBER 5, 1934

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

Kingman Brewster, et al, Plaintiffs )  
vs. ) No. 1001 - Equity ✓  
E. M. Monsell, et al, Defendants. )

O R D E R

For good cause shown, the defendants herein are hereby granted an extension of days from this date within which to plead to Bill of Complaint filed by plaintiffs in the above entitled cause.

Dated this 5th day of November, 1934.

F. E. KENNAMER  
Judge.

ENDORSED: Filed Nov 5 1934  
H. P. Warfield, Clerk  
U. S. District Court

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Court adjourned to November 6, 1934.

SPECIAL MARCH 1934 TERM- EQUITY TULSA, OKLAHOMA TUESDAY, NOVEMBER 6, 1934

Court convened pursuant to adjournment, Tuesday, November 6th, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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.

CREDIT ALLIANCE CORPORATION, a corporation, )  
and GRAVER CORPORATION, a corporation, )  
Plaintiffs. )  
v. )  
BECKETT COMPANY, INC., a corporation, WESTERN )  
OIL CORPORATION, a corporation, TRAVIS-SENTER ) NO. 636 EQUITY ✓  
REFINING COMPANY, a corporation, J. F. DARBY, )  
C. F. LYNDE, J. R. TRAVIS, I. H. PATTON, JR., )  
and CARL PURSEL, and GERALDINE R. SNEDDEN and )  
THE FIRST NATIONAL BANK & TRUST COMPANY OF TULSA, )  
a national banking corporation, Executors of the )  
Estate of George William Snedden, Deceased, )  
Defendants. )

O R D E R

On application of the plaintiffs

IT IS ORDERED that the plaintiffs be and they are hereby granted permission

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IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA TUESDAY, NOVEMBER 6, 1934

instanter their amended and supplemental bill herein.

IT IS FURTHER ORDERED that the pleadings heretofore filed in this cause in be of Geraldine R. Snedden and The First National Bank & Trust Company of Tulsa, as Executors the Estate of George William Snedden, deceased, should be considered as filed in respondent the plaintiffs' amended and supplemental bill.

MADE AND ORDERED ENTERED This 6th day of November, 1934.

ENDORSED: Filed Nov 6 1934  
H. P. Warfield, Clerk  
U. S. District Court ME  
F. E. KENNAMER  
DISTRICT JUDGE.

-----  
Court adjourned to November 7, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA WEDNESDAY, NOVEMBER 7, 1934

Court convened pursuant to adjournment, Wednesday, November 7, 1934.

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

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

KENNETH STANLEY MacPHERSON, ET AL., Plaintiffs, )  
-vs- ) No. 953 - Equity. ✓  
THE CHICAGO BRIDGE & IRON WORKS, a )  
corp. et al, Defendants. )

Now on this 7th day of November, A. D. 1934, it is ordered by the Court that defendants be, and they are hereby, granted five (5) days to file reply brief herein.

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

UNITED STATES, Complainant, )  
vs. )  
D. C. HOWARD, AMERICAN NATIONAL BANK OF )  
PAVUSAN, OKLAHOMA, JOSEPH S. WESTERHEIDE, ) No. 963 Equity ✓  
ALFRED A. DRUMMOND, OTHERWISE KNOWN AS A. A. )  
DRUMMOND, MADELAINE R. DRUMMOND, FIRST )  
NATIONAL BANK OF MOHAWY, OKLAHOMA, AND R. C. )  
DRUMMOND, Defendants. )

ORDER OVERRULING MOTION TO DISMISS

On this 13th day of November, 1934 there came before the court the motion of defendants to dismiss the complaint.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA WEDNESDAY, NOVEMBER 7, 1934

On consideration thereof, it is by the court ordered and decreed that said order be and the same hereby is overruled and denied, to which order the defendants and each of them except and their exceptions are allowed.

The defendants are given 30 days from this date in which to answer.

F. E. KENNAMER  
Judge

O.K. CHESTER A. BREWER  
Attorney for Complainant

O.K. WM. S. HAMILTON  
J. I. HOWARD  
Attorneys for Defendants.

ENDORSED: Filed Nov 13 1934  
H. P. Warfield, Clerk  
U. S. District Court

-----  
Court adjourned to November 8, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, NOVEMBER 8, 1934

Court convened pursuant to adjournment, Thursday, November 8th, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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.

METROPOLITAN LIFE INSURANCE COMPANY, )  
a corporation, Plaintiff, )  
-vs- ) NO. 933 - EQUITY. ✓  
TULSA APARTMENT COMPANY, a corporation, )  
ET AL., Defendants. )

ORDER GRANTING PERMISSION TO TAKE DEPOSITIONS.

Upon the application of the plaintiff, Metropolitan Life Insurance Company, a corporation, for an order granting it permission to take depositions, supported by the affidavit of its solicitors, and it appearing to the court that good and sufficient reason exist to take said depositions, and that a good and exceptional cause for departing from the general rule also exists, and that the witnesses whose depositions are desired to be taken live, or documentary evidence necessary to be introduced by and through these witnesses is located, than one hundred miles from the place where this cause will be tried, and that the testimony sought to be used and obtained by means of said depositions is necessary to support the case of the plaintiff on the trial of said action; and that this cause is at issue;

IT IS THEREFORE ORDERED that the testimony of the witnesses FREDERICK R. SAU and EDWARD M. WHITTY may be taken by the plaintiff by deposition, before Walter D. Frothingham





0 IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA TUESDAY, NOVEMBER 13, 1934

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

Frederick M. Wilhelm, Helen B. )  
Wilhelm, Frederic B. Wilhelm, A. W. )  
Drohen, August Bauman, Arthur G. )  
Dana, Verna G. Jaeger and Edna )  
Hyde Rose, Plaintiffs, )

vs

In Equity No. 970. ✓

Consolidated Oil Corporation, a cor-  
poration, Sinclair Prairie Pipe Line  
Company, a corporation, Sinclair Prairie  
Oil Company, a corporation, and Sinclair  
Prairie Oil Marketing Company, a corpora-  
tion, Defendants.

O R D E R

Now on this 13th day of November, 1934, defendants, Consolidated Oil Corporation, a corporation, Sinclair Prairie Pipe Line Company, a corporation, Sinclair Prairie Oil Company, a corporation, Sinclair Prairie Oil Marketing Company, a corporation, and Sinclair Refining Company, a corporation, appearing specially and not waiving any objections or exceptions to service herein upon each of said defendants or to the jurisdiction of the court in this suit, the venue thereof, but expressly reserving all objections and exceptions thereto, move the court to permit defendants, Consolidated Oil Corporation, a corporation, Sinclair Prairie Pipe Line Company, a corporation, Sinclair Prairie Oil Company, a corporation, and Sinclair Prairie Oil Marketing Company, a corporation, to withdraw from the files herein all motions, affidavits and briefs heretofore filed by said defendants and/or each of them, to quash service or dismiss for lack of jurisdiction and to grant an extension of time in which to file such motions, pleadings, affidavits and/or briefs as said defendants may desire to quash service, to dismiss for lack of jurisdiction or otherwise, and the court being fully advised in the premises is of the opinion that said motion should be granted.

IT IS, THEREFORE, BY THE COURT ORDERED, CONSIDERED AND ADJUDGED, that defendant Consolidated Oil Corporation, a corporation, Sinclair Prairie Pipe Line Company, a corporation, Sinclair Prairie Oil Company, a corporation, and Sinclair Prairie Oil Marketing Company, a corporation, be and each of them are authorized to withdraw from the files in this suit any and all motions, pleadings, affidavits and/or briefs filed by said defendants, or either of them, and said defendants above named and Sinclair Refining Company, a corporation, a defendant, and each of them, are hereby allowed an extension of sixty days from November 1, 1934 in which to prepare and file such motions, affidavits, pleadings and/or briefs as said defendants and/or each of them may desire to file herein.

IT IS FURTHER CONSIDERED, ORDERED AND ADJUDGED, that the plaintiffs, Frederick M. Wilhelm, Helen B. Wilhelm, Frederic B. Wilhelm, A. W. Drohen, August Bauman, Arthur G. Dana, Verna G. Jaeger and Edna Hyde Rose, and/or each of them, are allowed sixty days from the expiration of the time granted to defendants herein to prepare and file such motions, pleadings, affidavits and/or briefs as they or either of them may desire to file herein.

AND IT IS FURTHER ORDERED, that said defendants above named and/or each of them are allowed twenty days from the expiration of time allowed to plaintiffs herein in which to file such counter affidavits, and/or briefs as they may desire to file in this suit.

F. E. KENNAMER  
J u d g e.

ENDORSED: Filed Nov 13 1934  
H. P. Warfield, Clerk

IN THE UNITED STATES COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

MERRIC E. STERLING AS EXECUTOR  
OF THE ESTATE OF MARY BENJAMIN  
STERLING, DECEASED, Plaintiff, )  
 )  
vs. ) No. 277 in Equity ✓  
 )  
VERLAND OIL AND GAS COMPANY,  
a corporation, DEFENDANT. )

ORDER APPOINTING RECEIVER

Now on this 13th day of November, 1934, the above entitled cause came on again for hearing by agreement of the parties upon the application of plaintiff for the appointment of a receiver, plaintiff and defendant appearing by their respective counsel of record, and of hearing the argument of counsel and being fully advised in the premises, the court finds:

That the application of the plaintiff for the appointment of a receiver should be sustained and that a receiver should be appointed for the properties described in plaintiff's application and hereinafter described; and that Arthur H. Craver of Tulsa, Oklahoma, is a person, qualified to act as such receiver.

IT IS THEREFORE ordered, adjudged and decreed by the court that plaintiff's application for the appointment of a receiver herein be and the same hereby is granted, and that Arthur H. Craver of Tulsa, Oklahoma, be and he hereby is appointed as receiver herein of the mining leases and leasehold estates and equipment thereon belonging to the Verland Oil and Gas Company, a corporation, defendant herein, covering the following described lands situated in Osage County, Oklahoma, to-wit:

The NE $\frac{1}{4}$  of Section 17, Township 31 North, Range 12 East; and

The S $\frac{1}{2}$  of Section 31, Township 27 North, Range 10 East;

and of any and all funds and moneys to be obtained from the sale of oil produced and to be produced from said premises, during the pendency of this litigation, subject to distribution and payment to R. A. Waters of One-half of the proceeds from the sale of oil being and to be produced on from the first of the two properties above described, together with any and all funds now in the hands of the Clerk of this Court which are impounded with the Clerk pursuant to the order of this Court of July 10, 1934, entered herein; with full power and authority to execute the same division orders and other instruments and papers necessary, expedient or proper to enable said receiver to collect, receive and receipt for such funds, and all purchasers of such oil either of said above described properties shall be and hereby are bound by the provisions of said order upon receipt of a certified copy hereof; and that said receiver be and he hereby is authorized to do any and all other things necessary, proper or expedient in the management and operation of said above described properties for oil mining purposes; - all of which is subject to the orders of this Court, and said Receiver be and he hereby is authorized and directed to report to this Court from time to time for further instructions and directions in connection with his administration of said properties and the receipts and disbursements of funds belonging to said properties and the operation of said properties for oil mining purposes.

IT IS FURTHER ordered that, before entering upon his duties as such receiver, said receiver shall file her in his oath, pledging his faithful performance of the duties of said receiver, and shall execute his bond, conditioned as required by law, in the penal sum of \$2,000.00, subject to the approval of this court.



no. 663 Equity, Cont'd.

Now, on this the 19th day of November, 1934, and prior to the return day citation herein, and upon request of the Petitioner - Applicant for an extension of time which to perfect the record and lodge the appeal, allowed it herein, and a good and sufficient cause having been shown therefor, it is by the court considered, adjudged and ordered that time for printing the record and lodging the appeal heretofore allowed the Petitioner - Applicant herein in the United States Circuit Court of Appeals for the Tenth Circuit and for filing record and docketing said cause in the United States Circuit Court of Appeals for the Tenth Circuit, be and the same is hereby enlarged and extended to the 3rd day of January, 1935.

DONE AT TULSA, OKLAHOMA, this the 19th day of November, 1934.

F. E. KENNAMER  
Judge.

ENDORSED: Filed Nov 19 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

INTERSTATE TRUST & BANKING COMPANY,  
a corporation, and PERCY H. SITGES, as  
Trustees, Plaintiffs,  
vs.

COMMERCIAL INVESTMENT CORPORATION,  
a corporation; LOREN COMAWAY;  
CLARK H. WHITESIDE; E. N. TRUSLER;  
E. D. BREWER; E. O. LINGO; J. H.  
GARRETT; ORATOR TYLER and DOLA TYLER, indi-  
vidually and as partners under the name of  
Tyler Cabinet & Mill Works; O. H. SEARCY and  
J. B. UNDERWOOD, individually and as partners under  
the name of Searcy & Underwood; FRANK S. BARCLAY and  
C. H. DONNELL, individually and as partners under  
the name of Frank S. Barclay Paint & Wall Paper Com-  
pany; WATT PLUMBING, HEATING & SUPPLY COMPANY, a  
corporation; KIMBALL ELEVATOR COMPANY, a corporation;  
HOME BUILDING & LOAN ASSOCIATION, a corporation; FIRST  
NATIONAL BANK & TRUST COMPANY OF TULSA, OKLAHOMA, a  
corporation; PRODUCERS NATIONAL BANK OF TULSA, OKLA-  
HOMA, a corporation; and L. R. KERSHAW, as Receiver of  
the Producers National Bank of Tulsa, Oklahoma,  
Defendants.

In Equity No. 800 ✓

F I N A L        D E C R E E

This cause came on to be heard at this term, on the 13th day of November 1934, and was argued by counsel. It was suggested by the defendant Loren Conaway that the plaintiff Interstate Trust & Banking Company is now disqualified and cannot further act as trustee with respect to the matters and things set up in the bill of complaint herein, and thereupon in motion of the plaintiffs, ordered, adjudged and decreed that the bill of complaint be amended by striking therefrom as one of the plaintiffs the name of Interstate Trust & Banking Company, as trustee, and that this cause proceed in the name of Percy H. Sitges, as plaintiff.

Thereupon, it was further ordered, adjudged and decreed as follows, to-wit:

1. That the motion to quash substituted service of publication, filed defendant Loren Conaway, be and the same is hereby overruled.

2. That the plea of the said defendant Loren Conaway to the jurisdiction of the court, and his motion to dismiss, be and the same are hereby overruled.

3. That the defendants Commercial Investment Corporation and Loren Conaway are indebted to the plaintiff, Percy H. Sitges, as trustee, representing the holders of the bonds issued by the defendant Commercial Investment Corporation and now outstanding, in the principal sum of \$305,000.00, with interest at the rate of 5½ per cent per annum from the 1st day of December, A. D. 1930, to the 1st day of June, A. D. 1931, amounting to the sum of \$8,387.44 and interest at the rate of 5½ per cent per annum on \$290,000.00 of said principal sum from the 1st day of June, A. D. 1931, to the 10th day of September, A. D. 1931, amounting to the sum of \$4,519.20, and thereafter at the rate of 8 per cent per annum until paid, and interest at the rate of 8 per cent per annum of \$15,000.00 of said principal sum and on said sum of \$8,387.44 due June 1, 1931, from said 1st day of June, A. D. 1931, until paid; the aggregate of said indebtedness at this date being the sum of \$398,021.65, which bears interest from this date until paid at the rate of eight per cent per annum.

4. That the mortgage or deed of trust set forth in the bill of complaint made by the defendants Commercial Investment Corporation and Loren Conaway, bearing date of November 1, 1928, is a valid and subsisting mortgage and constitutes a lien securing said indebtedness prior and paramount to the estates, interests, liens or claims of any and all of the parties defendant to this cause, upon the mortgaged premises and property, to-wit:

the North Twenty-five (25) feet of Lot Five (5), Block 163, and the South Fifty (50) feet of Lot Six (6), Block 163, of the City of Tulsa, Tulsa County, State of Oklahoma, according to the original Government Plat thereof; and all buildings, improvements and appurtenances upon said land or any part thereof, including all partitions, party walls, dynamos, engines, boilers, motors, furnaces, elevators, vacuum cleaning systems, call systems,

fire preventions and extinguishing apparatus, refrigerating, heating, plumbing, ventilating and electric light fixtures; also the machinery, appliances, plants, apparatus, fittings and fixtures of every kind in the building now standing upon said premises, or any part thereof, and appurtenant to the general use and occupation of the same as a store and office building.

5. That the defendant Commercial Investment Corporation is indebted to the defendant Watt Plumbing, Heating & Supply Company, a corporation, in the sum of \$2,068.82, with interest at the rate of ten per cent per annum from the 22nd day of April, A. D. 1931, until paid, evidenced by judgment of the District Court of Tulsa County, Oklahoma, rendered on April 22, 1931; that said indebtedness, principal and interest, amounts to this date to the sum of \$2,804.97 and bears interest until paid at the rate of ten per cent per annum, and that the same constitutes a lien on the real estate hereinbefore described, inferior and subordinate to the lien of the plaintiff, and on an equality with the lien of L. R. Kershaw as Receiver of the Producers National Bank of Tulsa, Oklahoma, hereinafter decreed, but superior to the liens and claims of all other parties to this suit.

6. That the defendants Commercial Investment Corporation and Loren Conaway are indebted to the defendant L. R. Kershaw as Receiver of the Producers National Bank of Tulsa, Oklahoma, in the sum of \$6,992.00, with interest at the rate of 10 per cent per annum from the 10th day of November, A. D. 1931, until paid, evidenced by judgment of the District Court of Tulsa County, Oklahoma, rendered on November 10, 1931; that said indebtedness, principal and interest, amounts to this date to the sum of \$9,095.42, and bears interest until paid at the rate of 10 per cent per annum, and that the same constitutes a lien on the real estate hereinbefore described, inferior and subordinate to the lien of the plaintiff, and on an equality with

lien of the defendant Watt Plumbing, Heating & Supply Company, hereinbefore decreed, but to the liens and claims of all other parties to this suit.

7. That the defendants Clark H. Whiteside, E. N. Trusler, E. D. Brewer Lingo, J. H. Garrett, Orator Tyler and Dola Tyler, individually and as partners under the Tyler Cabinet & Mill Works, O. H. Searcy and J. B. Underwood, individually and as partners under the name of Searcy & Underwood, Frank S. Barclay and C. H. Donnell, individually and as partners under the name of Frank S. Barclay Paint & Wall Paper Company, Kimball Elevator Company, Building & Loan Association, and First National Bank & Trust Company of Tulsa, Oklahoma, have no right, title, interest or claim in and to the premises and property hereinbefore described in any part thereof.

8. That the liens hereinbefore decreed be foreclosed and the premises and property hereinbefore described be sold, without appraisal, by Milton Hardy, who is hereby appointed Special Master for said purpose, said sale to be to the highest bidder for cash, at public auction, at the west front door of the County Court House of Tulsa County, in the City of Tulsa, State of Oklahoma, the County and State in which said property is located, between the hours of 10:00 o'clock a.m. and 4:00 o'clock p.m. on a day to be named by said Special Master that before making said sale said Special Master shall give public notice of the time, the place of said sale, and of the property to be sold, by publication once a week for four weeks prior to said sale in a newspaper printed, regularly issued and having a general circulation in the County of Tulsa, State of Oklahoma. Such sale shall be made free and clear of all rights, titles, interests, claims and equity of any and all parties to this action.

9. That said Special Master shall not proceed with sale of the property until the expiration of twelve (12) months from the 1st day of June, 1934.

10. That at said sale the said Special Master shall receive no bid from one offering to bid for said property and premises who shall not first deposit with him as a pledge that such bid shall be made good, in case of its acceptance, the sum of \$10,000.00 or in a certified check upon a National bank or trust company in the City of Tulsa, Oklahoma \$25,000.00 par value of the bonds secured by the said mortgage or deed of trust of the defendant Commercial Investment Corporation and Loren Conaway. The deposits of unsuccessful bidders shall be returned to them when the property is struck down, and the deposit of the successful bidder shall be held and applied on account of the purchase price of the property for which such bid is made. In case the successful bidder shall fail to make good his bid, or fail to comply with any order of the court relative to the payment thereof, or the consummation of the purchase, his deposit shall be forfeited as a penalty for such failure and shall be applied toward the expense of a re-sale and toward making good any deficiency or loss in case the property shall be sold at a price less than that bid at the prior sale. If the court shall not confirm the sale, which such deposit shall have been made, such deposit shall be returned to the bidder. The Special Master as trustee, or any holder or holders of any of said bonds, or any party to this suit, shall not be liable for the purchase price at such sale.

11. That the said Special Master shall make due report of said sale to the court for confirmation or rejection, and if such sale is confirmed by the court the purchaser within thirty days thereafter, pay to the Special Master in cash a sum sufficient to pay the expenses of said sale, the costs of this action and the allowances hereinafter made (unless the purchaser shall have made a sufficient deposit to cover such items), which payment shall be credited on the purchase price, and the purchaser shall within said time pay to the Special Master the balance of his bid remaining due in bonds and/or coupons of the defendant Commercial Investment Corporation, or in cash or in both. In computing the amount of cash due from the purchaser, the Special Master will credit him with such sums as would be payable on the bonds and coupons owned by such purchaser out of the purchase price if the whole amount thereof had been paid

3

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA MONDAY, NOVEMBER 19, 1934

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12. Upon confirmation of the sale by the court all right, title, interest and equity of redemption of the defendants Commercial Investment Corporation and Loren Conaway and all other parties to this cause, be and the same are hereby foreclosed and forever barred and upon compliance by the purchaser with the terms of his bid and the orders of the court, the Special Master shall execute and deliver to him a deed of conveyance of the property and premises so sold and the purchaser shall be entitled to receive possession of the property so purchased from the parties holding possession of the same, but such purchaser shall take the same subject to the rights of occupants of any part of said premises under leases made with the plaintiff or his duly authorized agent since the 15th day of July, A. D. 1931.

13. Upon confirmation of the sale by the court, the plaintiff will make a true and correct accounting of the operations of the property ordered sold while the same was managed by the trustees, and upon approval of such account by the court, any balance on hand will be credited on the amount hereinbefore decreed to be due the plaintiff.

14. The court reserves the right to re-sell the property upon such notice as it shall direct, in case the purchaser thereof shall fail or omit to comply with the terms of said bid or any lawful order of the court, and also reserves the right to appoint, in term time chambers, another person as Special Master herein, with like power, in case of the death or disability to act of the Special Master herein designated, or in case of his resignation or failure to act, or removal by the court.

15. That the Special Master herein be and he is allowed a sum to be hereafter fixed by the court for his services; that the trustees under said mortgage be and they are hereby allowed the sum of \$6,000.00 for their services, same to be paid to the plaintiff Percy H. Sitton and that Denegre, Leovy & Chaffe and Powell Clayton be and they are hereby allowed the sum of \$15,250.00, the amount provided in said mortgage, for their fee for services in this cause as attorneys for the plaintiff.

16. That the funds to arise from the sale hereinbefore ordered to be applied as follows and in the following order of priority, to-wit:

- (1) To the payment of all the expenses of the Special Master attendant upon said sale.
- (2) To the payment of the costs of this action and the allowances to the Special Master, the trustees for their services, and the attorneys for the plaintiff, as hereinbefore allowed.
- (3) To the payment of the bonds and coupons of the defendant Commercial Investment Corporation, secured by the mortgage ordered foreclosed herein, with interest thereon, to the amount hereinbefore specified, or if the funds be not sufficient to pay and same in full, after payment of the expenses, costs and allowances herein, then to the payment of the same pro-rata, without preference or priority of any bond over any other bond or bonds or coupon or coupons.
- (4) To the payment pro rata of the amounts decreed to be due to the defendants Watt Plumbing, Heating & Supply Company and L. R. Kershaw as Receiver of the Producers National Bank of Tulsa, Oklahoma, with interest hereinbefore specified.
- (5) The balance, if any, to be paid as the court may hereafter direct.

The Special Master will, from the funds paid to him by the purchaser, disburse the costs, expenses and allowances, and pay the balance of the cash coming to his hands as such Special Master to the clerk of this court, and such balance will be disbursed by the said clerk in accordance with this decree.

Should the amount realized from the sale be sufficient to pay all costs, expenses and allowa herein, and to pay in full the amount decreed to be due the plaintiff, with interest, allbon coupons delivered to the Special Master and applied on the purchase price of the property sh by him endorsed "cal-celled" and filed in this cause, and as bonds and coupons are presente clerk by the holders thereof, he shall pay the amounts due thereon to such holders thereof, similarly endorse and file the same. Should the sum realized from such sale be insufficient in full the amount decreed to be due the plaintiff, with interest, costs, expenses and allow the Special Master shall endorse on each bond and coupon delivered to him a payment equal to sum for which such bond or coupon was received by him and credited as payment on the purchas of the property, and return the same so endorsed to the purchaser, and as bonds and coupons : sented to the clerk by the holders thereof, he shall pay the pro rata amount due thereon, en such payment on said bonds and coupons and return the same to the holders.

17. That in case there should be any deficiency in the amount required full the sums adjudged to be due to the plaintiff, then the court reserves the right to dete whether the plaintiff as trustee shall have judgment against the defendant Loren Conaway for amount of such deficiency.

F. E. KENNAMER  
 JUDGE

ENDORSED: Filed Nov 19 1934  
 H. P. Warfield, Clerk  
 U. S. District Court ME

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

CONNECTICUT GENERAL LIFE INSURANCE COMPANY	)		
a corporation,	Plaintiff,	)	
	)	)	No. 854 Eq. ✓
vs.	)	)	
	)	)	
W. C. TURK, et al,	Defendants.	)	

ORDER CONFIRMING AND APPROVING MARSHAL'S SALE

NOW, on this 19th day of November, 1934, comes the plaintiff above named ts attorneys, Yancey, Spillers & Brown, and moves the Court to confirm the sale of real esta by the United States Marshal for the Northern District of Oklahoma, on the 26th day of Octob to Connecticut General Life Insurance Company, a corporation, under an order of sale issued of the office of the United States District Court Clerk of the Northern District of Oklahoma, d the 24th day of September, 1934, of the following described property, to-wit:

Lot Nineteen (19) Block Eighty-nine (89) in Original Town now City of Tulsa, Tulsa County, Oklahoma, according to the official plat thereof;

And the Court having carefully examined the proceedings of said Marshal said order of sale is satisfied that the same have been performed in all respects in conform law, that due and legal notice of said sale was given by publication for at least thirty day Tulsa Dailey Legal News, a newspaper printed in Tulsa County, State of Oklahoma, as shown by of said publication on file herein and that on the day fixed therein, to-wit: The 26th day o ber, 1934, said property was sold to Connecticut General Life Insurance Company, a corporati being the highest and best bidder therefor; and the Clerk is accordingly directed to make an on the journal of said court that the court is satisfied as to the legality of said sale, an exceptions being filed nor objections made, it is ORDERED AND ADJUDGED by the Court that sai





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IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA MONDAY, NOVEMBER 19, 1934

IT IS ORDERED that the defendant, Mrs. Mary Crowell, be, and she hereby is 15 days from date to file an amended answer and cross-petition.

F. E. KENNAMER  
Judge

ENDORSED: Filed Nov 22 1934  
H. P. Warfield, Clerk  
U. S. District Court

ROBERT SIMON, Plaintiff, )  
-vs- ) No. 980 - Equity ✓  
G. EARL SHAFFER, Defendant. )

Now on this 19th day of November, A. D. 1934, it is ordered by the Court that motion of Defendant to dismiss herein be and it is hereby, overruled.

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

JOSEPH MAYS, COMPLAINANT, )  
vs. ) No. 988 Equity ✓  
J. G. HUGHES, RECEIVER OF THE FIRST NATIONAL BANK OF BIXBY, OKLAHOMA, RESPONDENT. )

ORDER

NOW on this 19th day of November, 1934, the above matter comes on to be heard the motion of respondent to make complaint more definite and certain, and thereupon complainant moved in open court to be allowed to amend paragraphs 8 and 9 of his complaint, which last motion is by the court granted.

WHEREFORE, it is considered, ordered and adjudged by the court that complainant be allowed and granted five days from this date within which to amend his complaint as to paragraphs 8 and 9 thereof, and defendant granted 10 days to plead.

F. E. KENNAMER  
Judge

O.K. L. O. LITTLE, by G. S.  
Attorney for Complainant

O.K. FRANK SETTLE by GBS and  
GEO. B. SCHWABE  
Attorneys for Respondent

ENDORSED: Filed Nov 26 1934  
H. P. Warfield, Clerk  
U. S. District Court

ROCK-OLA MFG. CO. CORP.,	Plaintiff,	)	
		)	
-vs-		)	No. 995 - Equity. ✓
		)	
WILLIAM E. CALLISON, ET AL,	Defendants.	)	

Now on this 19th day of November, A. D. 1934, it is ordered by the Court, t  
 motion of Plaintiff to dismiss counterclaim be and it is hereby, overruled. Plaintiff grant  
 fifteen (15) days to plead hereto.

D. D. MUNGEN,	Plaintiff,	)	
		)	
-vs-		)	No. 997 - Equity. ✓
		)	
HESTER MARTIN, ADMX., ET AL,	Defendants.	)	

Now on this 19th day of November, A. D. 1934, it is ordered by the Court th  
 leave be granted to amend return herein. And thereafter, it is ordered by the Court that mc  
 Texaco Salt Products Company to dismiss be and it is hereby overruled. Given ten (10) days  
 plead or twenty (20) days to answer. It is further ordered that motion of Hester Martin, Ad  
 tratrix to quash be, and the same is hereby, overruled. Given ten (10) days to plead or twe  
 (20) days to answer.

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

United States,	Plaintiff,	)	
		)	
vs.		)	No. 998 Equity ✓
		)	
L. E. Taylor and Monroe Landers,	Defendants.	)	

ORDER OVERRULING MOTION TO DISMISS.

Now on this 19th day of November, 1934, this matter coming on before me on  
 regular assignment, on the motion of the defendants, L. E. Taylor and Monroe Landers, to dis  
 plaintiff's Bill of Complaint herein, and plaintiff appearing by Chester A. Brewer, Assista  
 States Attorney for the Northern District of Oklahoma, and the defendants appearing by thei  
 attorney, M. E. Michaelson, and the Court having heard the arguments of counsel, finds that  
 order to dismiss should be overruled.

IT IS THEREFORE THE ORDER of the Court that said motion to dismiss be, and  
 is hereby overruled, to which order defendants except and exceptions are allowed.

It is the further order of the Court that the defendants be, and they are  
 granted 20 days from this date in which to file their answer in this cause.

O.K. M. E. MICHAELSON Attorney for Defendants	F. E. KENNAMER
CHESTER A. BREWER, Assistant United States Attorney,	JUDGE
Attorney for Plaintiff.	

ENDORSED: Filed Nov 22 1934  
 H. P. Warfield, Clerk  
 U. S. District Court

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA MONDAY, NOVEMBER 19, 1934

JUANITA LOMBARD, Plaintiff, )  
- vs- ) No. 1000 - Equity. ✓  
J. W. HINTON, ET AL, Defendants. )

Now on this 19th day of November, A. D. 1934, it is ordered by the Court the motion of C. L. Ellis to dismiss be confessed and said motion is sustained by the Court. It is further ordered by the Court, upon motion of the Plaintiff, that the above case be dismissed without prejudice at the cost of the Plaintiff herein.

BARTLETT MORTGAGE CO. A CORP., Plaintiff, )  
- vs- ) No. 1003 - Equity. ✓  
CLARENCE A. TAULMAN, ET AL, Defendants. )

Now on this 19th day of November, A. D. 1934, it is ordered by the Court that F. S. Taulman be granted fifteen (15) days to plead herein.

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

WALLACE NEAL, Plaintiff, )  
vs. ) In Equity No. 1004. ✓  
JOE HODGES, Defendant. )

ORDER GRANTING PLAINTIFF LEAVE TO FILE  
AMENDMENT TO BILL OF COMPLAINT AND  
OVERRULING DEFENDANT'S MOTION  
TO DISMISS.

NOW, on this 19th day of November, 1934, this cause comes on for hearing on defendant's Motion to Dismiss the Bill of Complaint of plaintiff filed herein, plaintiff and defendant appearing in open Court by their respective counsel, and prior to the hearing of said Motion to Dismiss, plaintiff, in open Court, asks and is granted leave to file instant his amendment to his Bill of Complaint herein, which is done accordingly, and it is agreed by plaintiff and defendant, in open Court, by their respective counsel, that said Motion to Dismiss by defendant may be considered refiled as to plaintiff's Bill of Complaint as amended;

Thereupon, defendant presents his Motion to Dismiss and said Motion having been argued by counsel for defendant and counsel for plaintiff and duly considered by the Court, and the Court being fully advised in the premises finds that said Motion should, in all respects, be overruled;

IT IS, THEREFORE, ORDERED, DECREED AND ADJUDGED That defendant's Motion to Dismiss plaintiff's Bill of Complaint as amended be, and the same hereby is, overruled, to which Order defendant excepts and his exception is, by the Court, allowed;

IT IS FURTHER ORDERED that defendant be, and he hereby is, granted twenty (20) days from this date in which to file an answer to plaintiff's Bill of Complaint as amended.

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA MONDAY, NOVEMBER 19, 1934

Done in open Court at Tulsa, Oklahoma, this 19th day of November, 1934.

F. E. KENNAMER  
Judge.

O.K. as to form:  
H. C. WALTNER  
EDMUND LASHLEY  
HAL F. RAMBO  
RUSSELL B. JAMES  
Solicitors for Plaintiff.

BIDDISON CAMPBELL & BIDDISON  
A. E. MONTGOMERY  
Solicitors for Defendant.

ENDORSED: Filed Nov 20 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

J. BUCKNER FISHER, as Receiver of the )  
TWELFTH STREET NATIONAL BANK OF ST. )  
LOUIS, ) Plaintiff, )  
-vs- ) )  
) NO. 1011 Equity ✓  
JAS. W. BRIGHAM, and GODFREY M. BRIGHAM )  
as Executor of the Estate of Nellie C. )  
Brigham, Deceased, ) Defendants. )

ORDER FOR SERVICE ON NON-RESIDENT DEFENDANT

UPON Motion of complainant's attorney herein, and it appearing to the Court that this is a suit in the nature of a creditor's suit to establish and enforce a claim against an undistributed share in an estate located in this District and upon which estate probate proceedings are now pending in the County Court of Tulsa, Oklahoma in this District, and that the defendant has a probable right to a judgment for the recovery of certain money from the defendant Jas. W. Brigham, and that plaintiff has no apparent means of collecting such judgment from the defendant except out of the said distributive share of said defendant in said estate, and that plaintiff has no other remedy at law or in equity, and that said defendant, Jas. W. Brigham, an inhabitant of and cannot be found within this District, and that he has not voluntarily assented to this action.

It is, therefore, by the Court ordered that said defendant, Jas. W. Brigham plead, answer or demur to complainant's bill in equity filed herein by the 15th day of December 1934, and in default thereof, the Court will proceed to the hearing and adjudication of said bill and that a copy of this order be served on said defendant, Jas. W. Brigham, wherever found.

F. E. KENNAMER  
Judge of the U. S. District Court for the  
Northern District of Oklahoma.

ENDORSED: Filed Nov 19 1934  
H. P. Warfield, Clerk  
U. S. District Court

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Court adjourned to November 20, 1934.

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA TUESDAY, OCTOBER 20, 1934

Court convened pursuant to adjournment, Tuesday, October 20th, 1934.

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

Caroline L. Yeargain, et al., Complainants )  
vs ) No. 821 Equity ✓  
Joseph D. Yeargain, et al., Defendants. )

Now on this 19th day of November, 1934, upon stipulation of the parties, it is ordered that lots 9 and 10 in block 54 of the original plat of the City of Miami, Oklahoma be dismissed from this action and that Mrs. V. S. Price is granted permission to proceed under foreclosure judgment in case number 12728 in the District Court of Ottawa County, Oklahoma so that after a foreclosure sale is had in said action she will satisfy any deficiency judgment existing in said case against any of the complainants and will not seek to enforce the same.

ENDORSED: Filed Nov 20 1934 F. E. KENNAMER  
H. P. Warfield, Clerk Judge  
U. S. District Court ME

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff, )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY, Defendant. )

ORDER AUTHORIZING ACCEPTANCE OF COMPROMISE, RELEASE OF SECOND MORTGAGE AND SURRENDER OF NOTES

This cause coming on to be heard on this the 20th day of November, 1934, on application of Rex Watkinson, Receiver of Exchange National Company, for an order authorizing directing and empowering him to compromise said indebtedness on a second mortgage heretofore executed by Henry C. Hildabrand and Mattie E. Hildabrand, his wife, in favor of Exchange National Company in the principal sum of \$450.00 covering and affecting the following described land wit:

Southwest Quarter (SW $\frac{1}{4}$ ) of Section 33, Township 21 North, Range 5 West, Garfield, County, Oklahoma,

and the court having read said application and finding that it has jurisdiction to entertain same and enter an order thereon and being fully advised in the premises finds that said application should be sustained.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that the application of Rex Watkinson, be and the same is hereby sustained and the said Rex Watkinson, Receiver, he is hereby authorized, directed and empowered to accept said offer of compromise amounting

sum of \$50.00 in full discharge of the indebtedness against said premises and that he releases second mortgage and surrenders said notes secured thereby or any other evidence of indebtedness he has in his possession and under his control, and the said Rex Watkinson is further directly authorized and empowered to do all things necessary and proper in order fully and effectually to accomplish the letter and spirit of said application and this order.

F. E. KENNAMER  
UNITED STATES DISTRICT JUDGE

ENDORSED: Filed Nov 20 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff, )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER CONFIRMING AND APPROVING SALE

THIS CAUSE coming on to be heard on this the 20th day of November, 1934, on report and return of sale and motion to confirm of Rex Watkinson, Receiver of Exchange National Company, covering and affecting the following described premises, to-wit:

SE $\frac{1}{4}$  Section 12-22N-11 East; NE $\frac{1}{4}$  NE $\frac{1}{4}$  Section 13-22N-11 East; Lots 2, 3 and 4 and E $\frac{1}{2}$  SW $\frac{1}{4}$  of Section 7-22N-12 East; Lot 1 and N $\frac{1}{2}$  NE $\frac{1}{4}$  NW $\frac{1}{4}$  Section 18, 22N-12 East;

Lots 5, 6, and 7 and SE $\frac{1}{4}$  SW $\frac{1}{4}$  and W $\frac{1}{2}$  W $\frac{1}{2}$  NE $\frac{1}{4}$  SW $\frac{1}{4}$  and E $\frac{1}{2}$  SW $\frac{1}{4}$  NE $\frac{1}{4}$  SW $\frac{1}{4}$  and W $\frac{1}{2}$  SE $\frac{1}{4}$  NE $\frac{1}{4}$  SW $\frac{1}{4}$  Section 6-22N-12E,

and the Court having examined the proceedings incident to said sale and finding that the same have been conducted as by law and the order of this Court and the Court finding that it has jurisdiction to entertain said application or motion and return of sale and enter an order thereon and being fully advised in the premises finds that said motion to confirm said sale should be granted.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED THAT said motion to confirm said sale of the above described land to H. G. Dickenson be and the same is hereby confirmed and the said Rex Watkinson, Receiver of Exchange National Company, be and he is hereby directly authorized and empowered to make, execute and deliver to H. G. Dickenson a good and sufficient promissory note covering said land upon payment of One Hundred Fifty Dollars (\$150.00) cash and upon execution and delivery by the said H. G. Dickenson of his promissory note for One Hundred Eighty Dollars (\$180.00) and mortgage securing same, said note to mature December 1, 1935, and bear interest at six (6) per cent per annum from date of confirmation of this sale, said mortgage securing same to cover the latter above described land consisting of 180 acres in Section 6-22N-12 E Osage County, Oklahoma; and the said Rex Watkinson be and he is hereby further authorized, directly authorized and empowered to do all other things necessary and proper fully and effectually to accomplish the letter and spirit of said application or motion and return of sale and this order.

F. E. KENNAMER  
United States District Judge

ENDORSED: Filed Nov 20 1934  
H. P. Warfield, Clerk  
U. S. District Court.

106

IN THE DISTRICT COURT OF THE UNITED STATES IN AID FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA TUESDAY, NOVEMBER 20, 1934

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER AUTHORIZING EXECUTION OF RELEASES

This cause coming on to be heard on this the 20th day of November, 1934, on application of Rex Watkinson, Receiver of Exchange National Company, for an order directing, authorizing and empowering him to execute and deliver unto persons, firms or corporations, lawfully authorized to receive the same, releases or partial releases of mortgage, or other evidence of release or relinquishment where the records of Exchange National Company reflect that the said Exchange National Company and its receiver, or either of them, no longer have any balance due upon said mortgages, or said mortgages have been paid and discharged, and the Court having read said application and finding that it has jurisdiction to entertain the same enter an order thereon, and being fully advised in the premises, finds that said application should be sustained;

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court, that the application of Rex Watkinson, Receiver of Exchange National Company, be and he is hereby directed, authorized and empowered to deliver unto persons lawfully authorized to receive the same, releases or partial releases, or other evidence indicating that Exchange National Company and its receiver, or either of them, no longer have any claim or right arising from the previous existence of said mortgages and the previous indebtedness due thereon, despite the presence of record of mortgages, or other instruments indicating some right, title or interest therein, when the records of Exchange National Company reflect that said indebtedness theretofore existing by virtue of said mortgage has been paid or discharged.

IT IS THE FURTHER ORDER, JUDGEMENT AND DECREE OF THE COURT that Rex Watkinson, Receiver of Exchange National Company, be and he is hereby authorized, directed and empowered to do all other things necessary and proper in order fully and effectually to accomplish the letter and spirit of said application and this order.

F. E. KENNAMER  
United States District Judge

ENDORSED: Filed Nov 20 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff, )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY )  
Defendant. )

ORDER AUTHORIZING RELEASE OF SECOND MORTGAGE

THIS CAUSE COMING on to be heard on this 20th day of November, 1934, on the verified application of Rex Watkinson, Receiver of Exchange National Company, for an order authorizing and empowering him to release a second mortgage recorded Book 218 at Page 14 in the Books and Records of Rogers County, Oklahoma, and to surrender said notes secured by said second mortgage covering following described premises:

South Half of Southeast Quarter and South Half of North Half of Southeast Quarter and Northeast Quarter of Northwest Quarter of Southeast Quarter of Section 13-22N-16E, and

West Half of Southwest Quarter of Southwest Quarter of Section 18-22N-17E,

West Half of Northwest Quarter of Northwest Quarter and Northeast Quarter of Northwest Quarter of Northwest Quarter of Section 19-22N-17E, Rogers County

and the court having read said application and finding that it has jurisdiction to entertain application and enter an order thereon, and being fully advised in the premises, finds that said application should be sustained.

IT IS, THEREFORE, BY THE COURT, ORDERED, ADJUDGED AND DECREED that the said application of Rex Watkinson to release said second mortgage and surrender said notes secured thereby and the same is hereby sustained and the said Rex Watkinson, Receiver of Exchange National Company be and he is hereby authorized, directed and empowered to release said second mortgage land above described and to surrender said notes secured thereby and to do all other things necessary and proper to accomplish the letter and spirit of said application and this order.

F. E. KENNAMER  
United States District Judge.

ENDORSED: Filed Nov 20 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY,	)	
	Plaintiff	)
vs.	)	No. 873 Equity    ✓
	)	)
EXCHANGE NATIONAL COMPANY,	Defendant.	)

ORDER AUTHORIZING EXECUTION OF RELEASE OF MORTGAGE AND  
SURRENDER OF NOTES

THIS CAUSE COMING on to be heard on this the 20th day of November, 1934, on verified application of Rex Watkinson, Receiver of Exchange National Company, for an order releasing, empowering, and authorizing him to release a certain second mortgage and surrender note secured thereby, covering and affecting

Lot 7, Block 27 Owen Addition to the City of Tulsa, according to the recorded plat thereof,

for the reason that the receivership has no equity over and above said first mortgage, and the court having read said application and finding that it has jurisdiction to entertain the same and an order thereon, and being fully advised in the premises, finds that said application should be sustained;

IT IS, THEREFORE, BY THE COURT, ORDERED, ADJUDGED AND DECREED, that the application of Rex Watkinson, be and the same is hereby sustained, and the said Rex Watkinson, be and he is hereby directed, authorized and empowered to make, execute and deliver said release of said second mortgage and to surrender the notes secured thereby, in full satisfaction of said indebtedness.

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA TUESDAY, NOVEMBER 20, 1934

more fully described in said application, and the said Rex Watkinson is further directed, authorized and empowered to do all other things necessary and proper in order fully and effectually to accomplish the letter and spirit of said application and this order.

F. E. KENNAMER  
United States District Judge

ENDORSED: Filed Nov 20 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff, )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER REQUIRING MONEY TO BE DEPOSITED IN SPECIAL ACCOUNT

This cause coming on to be heard on this the 20th day of November, 1934, on the Court's own motion respecting the administration of the receivership in the above entitled cause and it having been disclosed to the Court that large sums of money have heretofore been and are being deposited with the Receiver heretofore appointed in the above entitled cause, arising from a certain account known as Trustee No. 1, or the Chapman Account and the Court being of the opinion and finding that there are other funds being deposited with the receiver from other sources and for other purposes, and that said funds should not be commingled, but should be carefully separated and the Court finding that it has jurisdiction to enter an order with respect to the above described matter and being well and truly advised in the premises. It is the further judgment, and decree that Rex Watkinson, Receiver in the above entitled cause, be and he is directed either to continue depositing funds which come into his hands for the use and benefit of that certain account known as Account No. 1, in a special account and as a special deposit in one or more banks heretofore designated as depositories in this cause, and

IT IS THE FURTHER ORDER, JUDGMENT AND DECREE OF THE COURT that if the said Rex Watkinson has not heretofore been so depositing said funds or monies arising from said account in such a special deposit, that he now deposit all funds on hand in said account and all funds which shall hereafter come into his hands for the use and benefit of said account, in such a special deposit or deposits and;

IT IS THE FURTHER ORDER, JUDGMENT AND DECREE OF THE COURT that as to all such funds so deposited, the same shall not be paid or checked out by said banks without a formal order of this court.

F. E. KENNAMER  
United States District Judge.

ENDORSED: Filed Nov 20 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

HOWARD GRAY, as Executor of the Estate	)	
of Julia S. Pearman, deceased,	Plaintiff,	)
	)	
vs.	)	No. 877 - Equity. ✓
	)	
EXCHANGE NATIONAL COMPANY,	)	
a corporation, et al,	Defendants.	)

ORDER AUTHORIZING TRUSTEE TO PURCHASE AUTOMOBILE

On this 20th day of November, 1934, upon the application of J. H. McBirney Successor Trustee to the Exchange National Bank, for authority to purchase an automobile in administering said trust estate, and it appearing to the court that the allegations in application are true; that said trustee is in control of various real estate properties, he is renting for said trust estate; that he had numerous loans secured by mortgages upon estate which require inspection; that numerous loans are secured by real estate outside of Tulsa which require inspection; that it is necessary to use an automobile to aid in the action of said loans; that the manager for said receiver is without means of transportation; said Advisory Committee has need for an automobile in order to inspect said properties; that said trust estate is without an automobile or other means of transportation, and that said estate has great need for an automobile; that a 1934 - 6 Cylinder Oldsmobile Sedan Automobile suitable and proper for use by said trustee, his manager and employees, and that the price Eight Hundred Twenty Four Dollars (\$824.00) for said automobile appears to be reasonable, other good cause,

IT IS ORDERED that J. H. McBirney, Successor Trustee to the Exchange National Bank and he is hereby authorized and empowered to purchase a 1934 - 6 Cylinder Oldsmobile Sedan automobile for Eight Hundred Twenty Four Dollars (\$824.00) for the exclusive use of said trustee; that said automobile shall be stored in a public garage and be available for the use of said trustee, his manager and other employees at all times, and that the expenses for maintaining said automobile shall be paid by said trust estate.

F. E. KENNAMER  
United States District Judge

ENDORSED: Filed Nov 20 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

Frederick M. Wilhelm, Helen B. Wilhelm,	)	
Frederick B. Wilhelm, A. W. Drohen, August	)	
Bauman, Arthur G. Dana, Verna G. Jaeger	)	
and Edna Hyde Rose,	Plaintiffs,	)
-vs-	)	In Equity No. 970 ✓
Consolidated Oil Corporation, a corporation,	)	
Sinclair Prairie Pipe Line Company, a corporation,	)	
Sinclair Prairie Oil Corporation, a corporation,	)	
and Sinclair Prairie Oil Marketing Company, a corporation,	Defendants.	)

O R D E R

Now on this 20th day of November, 1934, the Order heretofore entered on the

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA TUESDAY, NOVEMBER 20, 1934

day of November, 1934, is hereby modified to read as follows:

Now on this 13th day of November, 1934, defendants, Consolidated Oil Corporation a corporation, Sinclair Prairie Pipe Line Company, a corporation, Sinclair Prairie Oil Company a corporation, Sinclair Prairie Oil Marketing Company, a corporation, and Sinclair Refining Company, a corporation, appearing specially and not waiving any objections or exceptions to service herein upon each of said defendants or to the jurisdiction of the court in this suit the venue thereof, but expressly reserving all objections and exceptions thereto, move the court to permit defendants, Consolidated Oil Corporation, a corporation, Sinclair Prairie Pipe Line Company, a corporation, Sinclair Prairie Oil Company, a corporation, and Sinclair Prairie Oil Marketing Company, a corporation, to withdraw from the files herein all motions and briefs heretofore filed by said defendants and/or each of them, to quash service or dismiss for lack of jurisdiction and to grant an extension of time in which to file such motions, pleadings affidavits and/or briefs as said defendants may desire to quash service, to dismiss for lack of jurisdiction or otherwise, and the court being fully advised in the premises is of the opinion that said motion should be granted.

IT IS THEREFORE, BY THE COURT ORDERED, CONSIDERED AND ADJUDGED, that defendant Consolidated Oil Corporation, a corporation, Sinclair Prairie Pipe Line Company, a corporation, Sinclair Prairie Oil Company, a corporation, and Sinclair Prairie Oil Marketing Company, a corporation, be and each of them are authorized to withdraw from the files in this suit any motions, pleadings, and/or briefs filed by said defendants, or either of them, but the affidavit of the defendant, Consolidated Oil Corporation heretofore filed herein in support of its motion shall remain in the files and be a part of the permanent record of the cause in this court said defendants above named and Sinclair Refining Company, a corporation, a defendant, and each of them, are hereby allowed an extension of sixty days from November 1, 1934, in which to file such motions, affidavits, pleadings and/or briefs as said defendants and/or each desire to file herein.

IT IS FURTHER CONSIDERED, ORDERED AND ADJUDGED, that the plaintiffs, Frederick Wilhelm, Helen M. Wilhelm, Frederick B. Wilhelm, A. W. Drohen, August Bauman, Arthur G. Davern, Verna G. Jaeger and Edna Hyde Rose, and/or each of them, are allowed sixty days from the expiration of the time granted to defendants herein to prepare and file such motions, pleadings, affidavits and/or briefs as they or either of them may desire to file herein.

AND IT IS FURTHER ORDERED, that said defendants above named and/or each of them are allowed twenty days from the expiration of time allowed to plaintiffs herein in which to file counter affidavits, and/or briefs as they may desire to file in this suit.

F. E. KENNAMER  
JUDGE

ENDORSED: Filed Nov 20 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

L. W. CONROY, Complainant, )  
 )  
v. )  
 ) No. 1,005 Equity. ✓  
TULSA STEEL CORPORATION, a corporation, )  
and SHEFFIELD STEEL CORPORATION, a corporation, )  
Defendants. )

ORDER DISMISSING CAUSE:

This cause coming on to be heard at this term on the motion of the complainant

for leave to discontinue said suit, and, after hearing counsel, it is

ORDERED, ADJUDGED and DECREED that the bill of complaint herein be and it is by dismissed without prejudice and without any adjudication by this court of the issues in at the costs of the complainant.

Dated this 20th day of November, 1934.

ENDORSED: Filed Nov 20 1934  
H. P. Warfield, Clerk  
U. S. District Court ME

F. E. KENNAMER  
UNITED STATES DISTRICT JUDGE.

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Court adjourned to November 22, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, NOVEMBER 22, 1934

Court convened pursuant to adjournment Thursday, November 22nd, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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 IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA.

CONNECTICUT GENERAL LIFE INSURANCE CO., )  
a corporation, Plaintiff, )  
-vs- ) No. 854 E. )  
W. C. TURK, et al., Defendants. )

ORDER DISCHARGING RECEIVER AND EXONERATING BONDSMEN.

Receiver's report and motion for discharge having been submitted to this court the 22nd day of November, 1934 and the court having carefully examined the report finds, it is due and regular in all respects, and further finds that the receiver should be discharged and that his compensation should be 10% of the gross collections or the sum of Forty-one and 25/100 (\$41.25) Dollars. The court further finds that the receiver has on hand the sum of Hundred Sixty-nine and 68/100 (\$269.68) Dollars.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Two Hundred sixty-nine and 68/100 (\$269.68) Dollars on hand be forthwith paid to the Connecticut General Life Insurance Company or its agents. That the sum of Forty-one and 25/100 (\$41.25) Dollars be paid to W. J. Bashaw as receiver's fee and that W. J. Bashaw be discharged as receiver and that his bond be exonerated from any further liability.

F. E. KENNAMER  
Judge.

ENDORSED: Filed Nov 22 1934  
H. P. Warfield, Clerk  
U. S. District Court ME

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

HOWARD GRAY, as Executor of the Estate	)	
of Julia S. Pearman, deceased,	Plaintiff,	)
	)	
vs.	)	No. 877 Equity ✓
	)	
EXCHANGE NATIONAL COMPANY, a corporation,	)	
et al,	Defendants.	)

O R D E R

On this 22nd day of November, 1934, upon the verified application of J. H. Birney, Successor Trustee, for authority to accept Seven Hundred Dollars (\$700.00) in Federal Farm Mortgage Corporation bonds, in full payment and full satisfaction of the loan of Charles A. Nichols and Florence Nichols, his wife, and Walter F. Nichols and Grace Nichols, his wife, in the principal sum of Seven Hundred Dollars (\$700.00), and it appearing that said trust estate is receiving the principal amount of said indebtedness for said bonds, and that said estate is waiving only the unpaid interest upon said principal sum; that possible loss and expense will result to said trust estate if foreclosure proceedings are instituted, and that proposal for payment in said Federal Farm Mortgage Corporation bonds has had the favorable consideration of the Advisory Committee, and said Committee has recommended the acceptance thereof and it appearing that said settlement is for the best interest of said trust estate, and for other good cause,

IT IS ORDERED that J. H. McBirney, Successor Trustee, be and he is hereby authorized and empowered to accept Seven Hundred Dollars (\$700.00) principal amount of Federal Farm Mortgage Corporation bonds, in full payment and satisfaction of note dated May 28, 1930, executed by Charles A. Nichols and Florence Nichols, his wife, and Walter F. Nichols and Grace Nichols, his wife, payable to Exchange National Company, secured by a mortgage upon the following described real estate, to-wit:

Lot Two (2) and the North Half (N $\frac{1}{2}$ ) of the Southwest Quarter (SW $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ) and the Northwest Quarter (NW $\frac{1}{4}$ ) of the Southeast Quarter (SE $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ) of Section Three (3), Township Twenty (20) North, Range Fourteen (14) East, Rogers County, Oklahoma,

said mortgage being recorded in Book 217, at Page 55 of the records of Rogers County, Oklahoma.

IT IS FURTHER ORDERED that J. H. McBirney be and he is hereby authorized to execute the necessary releases, assignments and other instruments for the execution of said transaction.

F. E. KENNAMER  
UNITED STATES DISTRICT JUDGE.

ENDORSED: Filed Nov 22 1934  
H. P. Warfield, Clerk  
U. S. District Court

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IN THE UNITED STATES COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

MINNIE E. STERLING AS EXECUTRIX OF THE )  
ESTATE OF PERCY BENJAMIN STERLING, )  
DECEASED, Plaintiff, )  
vs. ) No. 977 In Equity ✓  
VERLAND OIL AND GAS COMPANY, a )  
corporation, Defendant. )

ORDER AUTHORIZING PAYMENT OF PUMPER'S SALARY  
AND OPERATING EXPENSES

NOW on this 22nd day of November, 1934, the above entitled cause came on re for hearing upon the application of the receiver for authority to pay pumper's salary and tal operating expenses; the receiver appearing in person and by his counsel of record, and hearing the evidence and being fully advised in the premises, the court finds:

That the defendant corporation is justly indebted to George W. Branum in th of \$375.00, being his salary as pumper on one of the leases covered by this receivership, the months of June, July, August, September and October, and there are other small items f materials and incidental expenses in connection with the operation of said properties for ducing and marketing oil therefrom which should be paid, in the event the investigations c receiver reveal the fact that they are valid and proper obligations of the defendant; and said pumper's salary and current incidental expenses proper or necessary to the continued tions of the properties should be paid by the receiver during the courst of his administra as such receiver.

IT IS THEREFORE ordered, adjudged and decreed that the receiver be and he h is authorized and directed to pay George W. Branum the sum of \$375.00, as his salary as pu on the oil lease near Pawhuska, Oklahoma, belonging to defendant for the months of June, J August, September and October, and that, if upon investigation, the receiver finds that ot small items and claims for labor, materials and incidental expenses in connection with the tion of said oil leases are proper charges and obligations of the defendant, he shall be a hereby is authorized to pay the same; and said receiver be and he hereby is authorized and to continue to pay the necessary pumper's salary and other incidental expenses in connecti the continued operation of said oil leases, without further order of this court; and that such expenditures shall be paid out of funds heretofore and which may hereafter be receive said receiver and held in his custody awaiting the further orders of this court, and upon payment of each item said receiver shall take proper receipts and vouchers therefor, as ev of such payments and disbursements.

F. E. KENNAMER  
Judge

ENDORSED: Filed Nov 22 1934  
H. P. Jarfield, Clerk  
U. S. District Court

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IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA MONDAY, NOVEMBER 26, 1934

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

GODCHAUX SUGAR SALES, INC., )  
a Louisiana corporation, ) Plaintiff, )  
 )  
-vs- ) NO. 846 ✓  
 )  
FRISCO MARKETS, INC., )  
a Missouri corporation, ) Defendant. )

ORDER OF PRIVATE SALE.

The Ancillary Receiver herein having filed in this cause his verified petition for an order of private sale, and the Court having fully considered the same and finding the same to be as therein stated and that it is to the best interest of creditors that said Receiver sell the property and assets in his possession as Ancillary Receiver located in this Federal Judicial District,

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Charles L. Davies, Ancillary Receiver herein be, and he is hereby ordered and directed to sell at private sale all of the goods, wares and merchandise, good will and all other assets located in this Federal Judicial District and in his possession as such Receiver, upon such terms and subject to such liens and other rights as shall be necessary, just and proper, and

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Charles L. Davies, Ancillary Receiver herein be, and he is hereby ordered and directed to report any such sale to the United States District Court, in and for the Western Division of the Western District of Missouri, for approval and confirmation and that any such sale shall be subject to the approval and confirmation of said Court.

DATED AT Tulsa, Oklahoma, this 26th day of November, 1934.

ENDORSED: Filed Nov 26 1934  
H. P. Warfield, Clerk  
U. S. District Court  
F. E. KENNAMER  
UNITED STATES DISTRICT JUDGE.

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Court adjourned to November 30, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA FRIDAY, NOVEMBER 30, 1934

Court convened pursuant to adjournment, Friday, November 30th, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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 IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA FRIDAY, NOVEMBER 30 1934

IT IS, THEREFORE, BY THE COURT, ORDERED, CONSIDERED AND ADJUDGED that said be and he is hereby authorized to accept settlement of said notes on the basis above set f and to surrender the respective notes when the respective amounts above set forth are rece on the same.

F. E. KENNAMER  
UNITED STATES DISTRICT JUDGE

ENDORSED: Filed Nov 30 1934  
H. P. Warfield, Clerk  
U. S. District Court

-----  
Court adjourned to December 3, 1934.

SPECIAL MARCH 1934 TERM -EQUITY SESSION TULSA, OKLAHOMA MONDAY, DECEMBER 3, 1934

Court convened pursuant to adjournment, Monday, December 3, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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

United States, Plaintiff, )  
 )  
vs. ) No. 1006 Equity. ✓  
 )  
Alice M. O'Brien, et al, Defendants. )

O R D E R

Now on this 3rd day of December, 1934, this matter coming on before me on th lication of plaintiff for an order of Court authorizing Virgil Theis, Receiver in the above tioned mortgage foreclosure proceeding, to pay out of the funds received from the property volved in said foreclosure proceeding all bills for operating expenses and public utilities bills in connection therewith, until the further order of this Court; and it appearing to t Court that said order should be made;

IT IS THEREFORE ORDERED that Virgil Theis, Receiver in the above mentioned f closure proceeding, be, and he is hereby authorized and directed to pay out of the funds de rived from the property involved herein, all bills for operating expenses and public utilit bills in connection therewith, until the further order of this Court.

F. E. KENNAMER  
JUDGE

O.K. CHESTER A. BREWER  
Assistant United States Attorney

ENDORSED: Filed Dec 3 1934  
H. P. Warfield, Clerk  
U. S. District Court

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Court adjourned to December 4, 1934.

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA TUESDAY, DECEMBER 4, 1934

Court convened pursuant to adjournment, Tuesday, December 4, 1934.

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

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

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

LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff, )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER AUTHORIZING ALLOWANCE.

THIS CAUSE, coming on to be heard on this the 4th day of December, 1934, on application of Horace H. Hagan and T. Austin Gavin for an allowance of attorneys' fee for services rendered from October 1, 1934, to November 30, 1934, and a further order granting them a reasonable monthly allowance, and the Court, having read said application, and being fully advised in the premises, and finding that it has jurisdiction to hear and determine said matter, finds that said application should be sustained:

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that said application be and the same is hereby sustained; and

IT IS THE FURTHER ORDER, JUDGMENT AND DECREE OF THE COURT that Horace H. Hagan and T. Austin Gavin, be and they are hereby allowed the sum of \$500.00, for services rendered to the Receiver of the Exchange National Company from October 1, 1934, to November 30, 1934, inclusive, the said Receiver of the Exchange National Company be and he is hereby authorized, directed and empowered to pay from the funds of said receivership, to the said Horace H. Hagan and T. Austin Gavin the sum of \$500.00, the amount above provided.

ENDORSED: Filed Dec 4 1934 F. E. KENNAMER  
H. P. Warfield, Clerk United States District Judge.  
U. S. District Court

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, Plaintiff, )  
vs. ) No. 873 Equity. ✓  
EXCHANGE NATIONAL COMPANY, Defendant. )

ORDER CONFIRMING AND APPROVING SALE

THIS CAUSE, coming on to be heard on this, the 4th day of December, 1934, on return of sale, and motion to confirm sale, of Rex Watkinson, Receiver of Exchange National Company covering and affecting the following described premises, located in Mayes County, State of Oklahoma to-wit:

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

SPECIAL MARCH 1934 TERM- EQUITY SESSION TULSA, OKLAHOMA TUESDAY, DECEMBER 4, 1934

lots One and Seven, Section 4, Township 22 North, Range 20 East, Mayes County, Oklahoma, consisting of 27.35 acres, more or less,

and the Court, having examined the proceedings incident to said sale, and finding that the same were and have been conducted as by law, and the Order of this Court, and the Court finding that it has jurisdiction to entertain said application, or return and motion to confirm sale, and enter an Order thereon, and being fully advised in the premises, finds that said motion to confirm said sale should be sustained.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that said Motion to Confirm said sale above described to FRANK ROSS, of Strang, Oklahoma, be and the same is hereby sustained, and the said Rex Watkinson, Receiver of Exchange National Company, be and he is hereby directed, authorized and empowered to make, execute and deliver to said Frank Ross, a deed sufficient deed; and the said Rex Watkinson, be and he is hereby further authorized, directed and empowered to pay the 1933 ad valorem taxes, cost of a complete abstract covering said premises and \$10.00 commission to the agent who assisted in the sale of said land; and the said Rex Watkinson, be and he is hereby also further authorized, directed and empowered to do all other things necessary and proper fully and effectually to accomplish the letter and spirit of said return of sale and motion to confirm sale and this order.

F. E. KENNAMER
United States District Judge

ENDORSED: Filed Dec 4 1934
H. P. Warfield, Clerk
U. S. District Court

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, )
Plaintiff, )
vs. ) No. 873 Equity ✓
EXCHANGE NATIONAL COMPANY, )
Defendant. )

ORDER INSTRUCTING RECEIVER

This cause coming on to be heard this 4th day of December, 1934, on the application of Rex Watkinson, Receiver of Exchange National Company, for instructions as to what he should do if any, he should take with respect to that certain request made upon him by W. J. Barnett, Commissioner of the State of Oklahoma in charge of the Exchange Trust Company in liquidation respecting the disclaiming by the said Rex Watkinson of any and all interest in and to the following described premises to-wit:

Lots 1 and 2, of Section 18, Township 10 North, Range 16 East, and the East Half (E 1/2) of Southwest Quarter (SW 1/4) and Southwest Quarter of Southwest Quarter (SW 1/4 SW 1/4) of Section 4-10N-15 East, all in McIntosh County, Okla.

and the said W. J. Barnett through the Hon. M. E. Rosser, his attorney, appearing before this court and statement having been made by the interested parties, and by others, with respect thereto, and the court finding that it has jurisdiction to entertain said application for instruction and enter an order thereon, and being fully advised in the premises, finds that said application should be sustained and the said Rex Watkinson should be instructed with respect to the subject matter of said application.



IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA WEDNESDAY, DECEMBER 5, 1934

and the Court having duly considered said application finds that the said, The Midland Savir Loan Company, a corporation of Denver, Colorado, holds a first and prior lien upon the said cribed real estate by mortgage dated July 26, 1928, and recorded August 8, 1928, in book 582 page 73 of the Muskogee County, Oklahoma records.

The court further finds that the Geo. D. Hope Lumber Company is the present title owner of the said described real estate and that there is no equity or value in the sa cribed real estate over and above the indebtedness due the said, The Midland Savings and Loa Company of Denver, Colorado, and the court further finds that the said, The Midland Savings Loan Company will accept a deed from the Receiver of the said, Geo. D. Hope Lumber Company i satisfaction of its mortgage indebtedness conditioned upon such conveyance conveying good ti to The Midland Savings and Loan Company, subject to taxes only, and the Court further finds, it is to the interests of the estate of the said, Geo. D. Hope Lumber Company, a corporati on transfer and convey the said described real estate to the said, The Midland Savings and Loan pany, a corporation.

It is now therefore, ORDERED, ADJUDGED AND DECREED: that the said, J. C. Mu Receiver for the Geo. D. Hope Lumber Company, be and he hereby is, authorized and directed to vey by proper deed the above described property to The Midland Savings and Loan Company, a c poration, in satisfaction of all indebtedness due said corporation by reason of the aforesaid gage.

F. E. KENNAMER  
Judge.

ENDORSED: Filed Dec 5 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

JOSEPH A. PHELAN, Complainant, )  
vs. )

MIDDLE STATES OIL CORPORATION, CORONA OIL COMPANY, CENTRAL STATES OIL AND GAS COMPANY, PETERS LEAHY OIL COMPANY, LEAHY OIL COMPANY. NUMBER ONE OIL COMPANY, PLAINS PETROLEUM COMPANY, INC., ET AL., Defendants.

IN EQUITY NO. 9 3 7 ✓

ORDER AUTHORIZING TRANSFER OF FUNDS TO PRIMARY RECEIVERS

Upon consideration of the petition of N. T. Gilbert, Ancillary Receiver, it i

ORDERED, That N. T. GILBERT, Ancillary Receiver, herein be and is hereby direc to transfer and remit to JOSEPH P. TUMULTY and JOSEPH GLASS, Primary Receivers funds in his h as follow:

"	Name of Company	: Amount	:
	Number One Oil Company	\$155.43	
	Plains Petroleum Company, Inc.	56.31	
	Corona Oil Company	196.15	
	Leahy Oil Company	13.87	
	Peters Leahy Oil Company	60.66	
	Central States Oil and Gas Company	45.50	

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA WEDNESDAY, DECEMBER 5, 1934

MADE AND ENTERED this 4th day of December, 1934.

BY THE COURT.

F. E. KENNAMER  
Judge.

ENDORSED: Filed Dec 5 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

Frederick M. Wilhelm, Helen B. Wilhelm, )  
Frederick B. Wilhelm, A. W. Drohen, August )  
Bauman, Arthur G. Dana, Verma G. Jaeger )  
and Edna Hyde Rose, Plaintiffs, )

vs. )

In Equity NO. 970 ✓

Consolidated Oil Corporation, a corporation; )  
Sinclair Prairie Pipe Line Company, a corporation; )  
Sinclair Prairie Oil Company, a corporation, and Sinclair Prairie Oil Marketing )  
Company, a corporation, Defendants. )

O R D E R

Now on this 5th day of December, 1934, the order heretofore entered in this cause on the 16th day of November 1934, as modified by the order heretofore entered in this cause on the 20th day of November 1934, is hereby further modified to read as follows:

Now on this 13th day of November 1934, defendants Consolidated Oil Corporation, a corporation, Sinclair Prairie Pipe Line Company, a corporation, Sinclair Prairie Oil Company, a corporation, Sinclair Prairie Oil Marketing Company, a corporation, and Sinclair Refining Company, a corporation, appearing specially and not waiving any objections or exceptions to the service herein upon each of said defendants, or to the jurisdiction of the Court in this suit or the result thereof, but expressly reserving all objections and exceptions thereto, move the Court to permit the defendants, Consolidated Oil Corporation, a corporation, Sinclair Prairie Pipe Line Company, a corporation, Sinclair Prairie Oil Company, a corporation, and Sinclair Prairie Oil Marketing Company, a corporation, to withdraw from the files herein all motions and briefs heretofore filed by said defendant and/or each of them, to quash service or to dismiss for lack of jurisdiction and to grant an extension of time in which to file such motions, pleadings, affidavits and/or briefs as said defendants may desire to quash service, to dismiss for lack of jurisdiction or otherwise and the Court being fully advised in the premises is of the opinion that said motion should be granted.

IT IS, THEREFORE, BY THE COURT ORDERED, CONSIDERED AND ADJUDGED that defendant Consolidated Oil Corporation, a corporation, Sinclair Prairie Pipe Line Company, a corporation, Sinclair Prairie Oil Company, a corporation, and Sinclair Prairie Oil Marketing Company, a corporation, be and each of them are authorized to withdraw from the files in this suit any and all motions, pleadings and/or briefs filed by said defendants or either of them but the affidavits of the defendant, Consolidated Oil Corporation heretofore filed herein in support of its motion remain in the files and be a part of the permanent record of the cause in this Court; and

IT IS FURTHER CONSIDERED, ORDERED AND ADJUDGED:

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA WEDNESDAY, DECEMBER 5, 1934

(1) That the defendants above named, and Sinclair Refining Company, a corporation the defendant, and each of them, are hereby allowed an extension of sixty (60) days from November 1st, 1934, within which to prepare and file such motions, affidavits and/or pleadings as said defendants and/or each of them may desire to file herein;

(2) That the plaintiffs, Frederick M. Wilhelm, Helen B. Wilhelm, Frederick I. Wilhelm, A. W. Drohen, August Bauman, Arthur G. Dana, Verna G. Jaeger and Edna Hyde Rose, and each of them are allowed sixty (60) days from the expiration of the time granted to the said defendants as aforesaid within which to prepare and file such motions, pleadings and/or affidavits as they or either of them may desire to file herein in answer to motions, affidavits, and/or pleadings filed by said defendants as aforesaid;

(3) That said defendants and/or each of them shall have twenty (20) days from the date of the filing of such motions, affidavits and/or pleadings by plaintiffs within which to prepare and file such counter affidavits as they may desire to file in reply to such motions, pleadings and/or affidavits as may be filed by the plaintiffs as aforesaid;

(4) That said defendants and/or each of them shall have twenty (20) days after the filing of counter-affidavits as aforesaid within which to prepare and file a brief and/or briefs in support of the motions and/or pleadings filed by said defendants herein as aforesaid;

(5) That said plaintiffs shall have twenty (20) days after the filing of a brief or briefs by said defendants or any of them as aforesaid within which to file a brief or briefs answering said brief or briefs so filed by said defendants; and

(6) That said defendants and/or each of them shall have twenty (20) days after the filing of the brief or briefs by plaintiffs as aforesaid, within which to file their reply brief or briefs.

F. E. KENNAMER  
J U D G E

ENDORSED: Filed Dec 5 1934  
H. P. Warfield, Clerk  
U. S. District Court

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Court adjourned to December 6, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, DECEMBER 6, 1934

Court convened pursuant to adjournment, Thursday, December 6th, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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.

THE FIRST NATIONAL BANK OF CHICAGO, et al., )  
Plaintiffs, )  
v. ) IN EQUITY  
CENTRAL COAL AND COKE COMPANY, et al., ) CONSOLIDATED CAUSE ✓  
Defendants. ) NO. 604

ORDER APPROVING RECEIVER'S REPORT AND DISCHARGING RECEIVER AND HIS  
BONDSMEN.

The above entitled consolidated cause coming on further to be heard at this upon due notice to all parties to this consolidated cause, for the hearing provided for in order, dated November 13, 1934, heretofore entered herein, as to approval of the report, dated November 9, 1934, of J. M. Bernardin, Receiver of Central Coal and Coke Company herein, and Court, being fully advised in the premises, finds that no cause has been shown why said report should not be approved and why said Receiver should not be discharged personally, and as Receiver of all and any liability incurred by reason of his said receivership, and his bondsmen be discharged and discharged; finds that said Receiver has transferred all property and assets of said Central Coal and Coke Company in his possession at the close of business on June 30, 1934 to J. M. Bernardin, as Trustee of Central Coal and Coke Company, appointed by the United States District Court for the Western Division of the Western District of Missouri in cause therein entitled "In the Matter of Central Coal and Coke Company, a corporation, Debtor, In Proceedings for Corporate Reorganization, No. 12287", and has filed the receipt therefor of said J. M. Bernardin as such Trustee; finds that the report, dated November 9, 1934, of said Receiver, heretofore filed herein, is a true and correct report of his operations, receipts and disbursements as Receiver from January 24, 1931, to and including June 30, 1934; and finds that said report said Receiver should be approved, and said Receiver should be discharged personally, and as Receiver, of all and any liability incurred by reason of his said receivership, and that his bondsmen should be discharged.

NOW, THEREFORE, IT IS ORDERED, ADJUDGED, AND DECREED:

1. That the report, dated November 9, 1934, of J. M. Bernardin, Receiver hereof of Central Coal and Coke Company, as to transfer to the Trustee of Central Coal and Coke Company appointed by the United States District Court for the Western Division of the Western District of Missouri in the aforesaid proceeding No. 12287 in said Court, and of said Receiver's operations, receipts and disbursements, to and including June 30, 1934, is hereby approved and all and said J. M. Bernardin is hereby discharged as Receiver of Central Coal and Coke Company in this cause, and is hereby discharged and exonerated as such Receiver, and personally, of all and any liability incurred by reason of his said receivership.

2. That said J. M. Bernardin and the sureties on his bond as Receiver of Central Coal and Coke Company herein are hereby discharged and exonerated of all and any liability in respect of such bond, incurred by reason of his said receivership.

3. That all matters in this cause not heretofore or hereby determined are hereby reserved for future determination by this Court for the purpose of making such further and additional orders in this cause as may be proper and equitable and in accordance with law, including fixing of reasonable expenses and allowances herein.

4. (a) That neither the entry of this order nor the failure of the Central-Delta First Mortgage Trustees to object to this order or the entry hereof for any period of time shall constitute the confirmation of a plan of reorganization of either Central Coal and Coke Company or De Land & Timber Company in said proceeding No. 12287, shall in any way prejudice the rights, of the Central-Delta First Mortgage Trustees to proceed with their foreclosure proceedings

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 SESSION-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, DECEMBER 6, 1934

heretofore on file in this consolidated cause in this Court, or in any other District Court United States;

(b) That neither the entry of this order nor the failure of the Central-Del First Mortgage Trustees to object to this order or the entry hereof for any period of time u the confirmation of a plan of reorganization of either Central Coal and Coke Company or Delt Land & Timber Company in said proceeding No. 12287, shall in any way prejudice the rights, i any, of the Central-Delta First Mortgage Trustees to assert the invalidity or impropriety of possession of property subject to the lien of said Central-Delta First Mortgage acquired by Trustee of Central Coal and Coke Company in said proceeding No. 12287;

(c) In the event that the possession or title of said Trustee of Central Co and Coke Company so appointed in said proceeding No. 12287 is at any time held invalid, then acts and dealings with such property shall be deemed and treated as if they were his acts an dealings as Receiver appointed in the aforesaid foreclosure cause or causes of said Central- First Mortgage Trustees.

Dated December 6th, 1934.

ENDORSED: Filed Dec 6 1934  
H. P. Warfield, Clerk  
U. S. District Court ME  
F. E. KENNAMER  
United States District Judge.

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Court adjourned to December 8, 1934

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA SATURDAY, DECEMBER 8, 1934

Court convened pursuant to adjournment, Saturday, December 8th, 1934.

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:

MILFORD E. TAPP, ET AL, Plaintiffs, )  
-vs- ) No. 897 - Equity. ✓  
CHARLES F. STUART, Defendant. )

Now on this 8th day of December, A. D. 1934, it is ordered by the Court that cree for Complainants herein for an accounting from the respondent for the restricted funds p to him as Administrator be and the same is hereby entered.

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

United States of America, Complainant, )  
 )  
vs. )  
 )  
William P. Rogers, otherwise known as )  
Will P. Rogers, R. A. McMahan, R. C. ) No. 1013 - Equity ✓  
Lowery, Eugene Snelling, Phillips )  
Petroleum Company, a corporation, )  
B. B. Knowlton and T. H. Elrod, Jr., )  
a partnership, and Midcontinent Pe- )  
troleum Corporation, Respondents. )

DECREE ON THE DECLARATION OF TAKING.

This day comes the complainant in the above entitled cause, the United States of America, by C. E. Bailey, United States Attorney, and moves the court to enter a decree vesting title in the hereinafter described in the United States of America in fee absolute in and to property hereinafter described in the Declaration of Taking and in the condemnation petition

Thereupon the court proceeded to hear and pass upon said motion, petition, and declaration of taking and finds as follows:

FIRST, That the United States of America is entitled to acquire property by domain for public building sites as set out and prayed in said petition;

SECOND, That a petition in condemnation was filed at the request of the Secretary of the Treasury of the United States, the authority empowered by law to acquire the lands described in said petition, and also under authority of the Attorney General of the United States;

THIRD, That in said petition and declaration of taking, a statement of the authority under which and the public use for which said lands were taken was set out, both in the declaration of taking and the petition in condemnation, and that T. J. Coolidge, as Acting Secretary of the Treasury of the United States, is the person duly authorized and empowered by law to acquire lands such as are described in the petition for the purpose of the site of a Federal Building, and that the Attorney General of the United States is the person authorized by law to direct the institution of such condemnation proceedings;

FOURTH, That a proper description of the lands sought to be taken sufficient for the identification thereof is set out in said declaration of taking;

FIFTH, That a statement of the estate or interest in said lands taken for said public use was set out therein;

SIXTH, A plan showing the lands taken was set out;

SEVENTH, A statement of the sum of money estimated by said acquiring authority to be just compensation for the lands taken in the amount of \$4000.00.

EIGHTH, A statement in said declaration of taking that the estimated award of damages for the taking of said property in the opinion of T. J. Coolidge, as Acting Secretary of the Treasury of the United States, probably will be within any limits prescribed by Congress and no more to be paid therefor.

And the Court, having fully considered said condemnation petition and declaration of taking, and the statutes in such cases made and provided, is of the opinion that the United States of America is entitled to acquire property by domain for public building sites as set out and prayed in said petition;

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA SATURDAY, DECEMBER 8, 1934,

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States of America is entitled to take said property and have the title thereto vested in its possession pursuant to the Act of Congress approved May 25, 1926. It is, therefore, considered by the Court, and it is the order, judgment and decree of the Court, that the title to the following described lands in fee simple absolute be, and the same is hereby vested in the United States of America, and said lands are deemed to be condemned and taken and are condemned and taken for the use of the United States, and the right to just compensation shall be ascertained and awarded in this proceeding and established by judgment thereunder pursuant to law.

The lands are described as follows:

Fronting ninety-five (95) feet on the easterly side of Missouri Avenue and extending eastwardly of that width a distance of one hundred forty-five (145) feet along the northerly side of Second Street; being the southerly ninety-five feet of Lots Numbers Thirteen (13), Fourteen (14) and Fifteen (15), also the southerly ninety-five (95) feet of the westerly five feet of Lot Number Twelve (12), all in Block One Hundred and Thirteen (113), lying and being in the City of Claremore, County of Rogers, State of Oklahoma, together with the improvements thereon.

The possession of the above described property shall be delivered to the United States of America on or before the 7th day of January, 1935.

This cause is held open for such other and further orders, judgments and decrees as may be necessary in the premises.

Entered on this, the 8th day of December, 1934.

F. E. KENNAMER  
Judge presiding.

O.K. C. E. BAILEY  
United States Attorney

ENDORSED: Filed Dec 8 1934  
H. P. Warfield, Clerk  
U. S. District Court

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Court adjourned to December 10, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA MONDAY, DECEMBER 10, 1934

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Court convened pursuant to adjournment, Monday, December 10th, 1934.

Present: Hon. Geo. T. McDermott, Judge, U. S. District Court.  
Hon. F. E. Kennamer, Judge, U. S. District 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

New York Underwriters Insurance Company, a corporation, )  
Plaintiff, )  
vs )  
Rowena Crowell, C. E. Dawson, ) No. 965 Equity ✓  
executor of the last will and )  
testament of A. B. Crowell, )  
deceased, and Mary E. Crowell, )  
Defendants. )

JOURNAL ENTRY

Now on this 10th day of December, 1934, it having been made to appear to the plaintiff, New York Underwriters Insurance Company, a corporation, that heretofore on the 22d day of May, 1934, it deposited in the office of the clerk of this Court the amount of \$1,436.20 in full payment of its liability herein and as alleged and set forth in its petition of interpleader filed herein under and by virtue of its certain fire insurance policy No. 21060 issued at its Afton, Oklahoma agency on or about the 5th day of April, 1933, and it appearing to the Court that by reason of such payment, said plaintiff should be released and discharged from any and all further liability herein, the only issues in this cause being between the defendants above named, and said plaintiff having moved the Court for judgment herein discharging it from any and all further liability under or by virtue of its said policy No. 21060, and the Court advised in the premises,

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the plaintiff, New York Underwriters Insurance Company, a corporation, be and it is hereby discharged and released of any and all further liability under or by virtue of its said policy No. 21060, and it is further ordered and adjudged that said plaintiff have its costs herein.

F. E. KENNAMER  
District Judge

O.K. RITTENHOUSE, WEBSTER & RITTENHOUSE  
Attorney for Plaintiff

O.K. FRANK NESBITT  
Attorneys for Rowena Crowell and C. E. Dawson, executor of the last will and testament of A. B. Crowell, deceased

O.K. GREEN & FARMER  
Attorneys for Mary E. Crowell

ENDORSED: Filed Dec 10 1934  
H. P. Warfield, Clerk  
U. S. District Court.

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32

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA MONDAY, DECEMBER 10, 1934

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

Manuel Raffee, Plaintiff, )  
 )  
-vs- )  
 )  
City of Drumright, Oklahoma, a ) Equity No. 1010 ✓  
municipal corporation; )  
Joris Malcolm Hartsuck, individ- )  
ually and as Treasurer of the )  
City of Drumright, Oklahoma, Respondents. )

MOTION TO DISMISS

It is ordered that Motion of Complainant be sustained and case dismissed with prejudice at cost of complainant.

Dated at Tulsa, this 10th day of December 1934.

F. E. KENNAMER  
Judge

ENDORSED: Filed Dec 10 1934  
H. P. Warfield, Clerk  
U. S. District Court ME

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Court adjourned to December 11, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA TUESDAY, DECEMBER 11, 1934

Court convened pursuant to adjournment, Tuesday, December 11th, 1934.

Present: Hon. Geo. T. McDermott, Judge, U. S. Circuit Court.  
Hon. F. E. Kennamer, Judge, 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 OKLA.

UNITED STATES OF AMERICA, Plaintiff )  
 )  
-vs- ) No. 674 - Equity. ✓  
 )  
ROSA MASHUNKASHEY, et al., Respondents )

O R D E R

Now on this the 11th day of December, 1934, this matter came on to be heard upon the petition of C. S. Walker, Receiver heretofore appointed herein, asking permission of this Court to accept \$1320.56 in settlement of the claim held by said Receiver against J. Talbutt and Maggie Talbutt. And the Court having heard said petition and upon due consideration thereof, finds that it is for the best interests of all parties concerned, that said Receiver accept said \$1320.56 in cash, or the bonds issued by said Federal Land Bank, in full settlement said claim.

DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA TUESDAY, DECEMBER 11, 1934

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IT IS WHEREFORE, By the Court, ORDERED, ADJUDGED and DECREED, that C. S. Wa Receiver herein, be, and he is hereby empowered, directed and instructed to accept the pr osition of payment of \$1320.56 either in Federal Land Bank Bonds or cash for the settlement of the judgment now held by him in the District Court of Osage County, Oklahoma, against the said J. B. Talbutt and Maggie Talbutt, and that upon the delivery of said bonds or th payment of said money, he execute a release of said judgment in said District Court of Os County.

ENDORSED: Filed Dec 11 1934  
H. P. Warfield, Clerk  
U. S. District Court ME

F. E. KENNAMER  
JUDGE.

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Court adjourned to December 12, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA WEDNESDAY, DECEMBER 12, 1934

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Court convened pursuant to adjournment, Wednesday, December 12, 1934.

Present: Hon. Geo. T. McDermott, Judge, U. S. Circuit Court.  
Hon. F. E. Kennamer, Judge, U. S. District Court.

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

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

United States,	Plaintiff,	)	
		)	
vs.		)	No. 1006 Equity. ✓
		)	
Alice O'Brien, L. C. Burr &		)	
Company, a corporation, et al.,	Defendants.	)	

O R D E R

Defendant L. C. Burr and Company, a corporation, is given permission to fi answer in the above entitled cause on or before the 17th day of December, 1934.

GEO. T. McDERMOTT  
United States Circuit Judge.  
Assigned.

ENDORSED: Filed Dec 12 1934  
H. P. Warfield, Clerk  
U. S. District Court

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Court adjourned to December 13, 1934.

34

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, DECEMBER 13, 1934

Court convened pursuant to adjournment, Thursday, December 13, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District Court.  
Hon. Geo. T. McDermott, Judge, U. S. Circuit 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.

MISSISSIPPI VALLEY TRUST COMPANY, )  
a corporation, Trustee, ) Plaintiff, )  
vs. ) No. 478 Equity. ✓  
OKLAHOMA UNION RAILWAY COMPANY, )  
a corporation, ) Defendant. )

ORDER APPROVING SUPPLEMENTAL FINAL REPORT AND DISCHARGING RECEIVERS.

On this 7th day of December, 1934, upon the supplemental final report of J. Frates and F. A. Bodovitz, as receivers of Oklahoma Union Railway Company; and it appearing the said receivers, J. A. Frates and F. A. Bodovitz, have sold all of the assets of said Oklahoma Union Railway Company and have filed their final report herein, which said report has been ratified and confirmed; and it further appearing that an order of distribution was entered herein on the 11th day of October, 1933, ordering said receivers to make the disbursements in set forth; and it further appearing that the said receivers have filed their supplemental final report, showing disbursements made by them pursuant to said order of distribution; and it further appearing that the said receivers have presented vouchers and receipts for the said disbursements, and that all disbursements have been made as provided in said order; and it further appearing that there are no assets, funds or property in the possession or under the control of said receivers, and that they have performed all of the duties imposed upon them by orders entered herein, and for other good cause,

IT IS ORDERED:

I.

That the supplemental final report, as well as the final report and all reports made by said receivers be and they are hereby ratified, approved and confirmed.

II.

That said receivers and each of them be discharged of and from any liability responsibility, personally on account of the filing of claims against the defendant, Oklahoma Union Railway Company.

III.

That J. A. Frates and F. A. Bodovitz, receivers of Oklahoma Union Railway Company, be and they are hereby discharged as such receivers, and that the estates upon their filing herein, are terminated and discharged of all liability and responsibility under said order.

F. E. KENNAMER  
United States Judge.

ENDORSED: Filed Dec 13 1934  
H. R. Garfield, Clerk  
U. S. District Court DC

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ST. LOUIS UNION TRUST CO. ET AL., Plaintiffs, )  
vs. ) No. 841 - Equity.  
C. C. COLE, ET AL., Defendants. )

Now on this 13th day of December, A. D. 1934, it is ordered by the Court that the above case be reset for January 7, 1935. It is further ordered that application for receiver herein be continued to that date. All answers to be filed within five (5) days.

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

Bartlett Mortgage Company, Plaintiff, )  
vs. ) No. 1002- E. ✓  
Leo Dohogne et al., Defendants. )

O R D E R

AND NOW on this the 13th day of December, 1934, for good cause shown, Defendant Wright Bomford and Geo. E. Bomford, are given and granted twenty days from this date with which to answer in the above entitled cause.

F. E. KENNAMER  
Judge.

ENDORSED: Filed Dec 13 1934  
H. P. Warfield, Clerk  
U. S. District Court AC

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Court adjourned to December 14, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA FRIDAY, DECEMBER 14, 1934

Court convened pursuant to adjournment, Friday, December 14, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District Court.  
Hon. Geo. T. McDermott, Judge, U. S. Circuit 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.

EARL K. EBY, Complainant, )  
vs. ) No. 581 - Equity ✓  
MONARCH ROYALTY CORPORATION, et al, Defendants. )

D E C R E E

On this 14th day of December, 1934, upon agreement and stipulation of the parties there came on for hearing the petition of Monarch Royalty Corporation against John G. Cat

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA FRIDAY, DECEMBER 14, 1934

and the said Monarch Royalty Corporation appearing by its attorney F. A. Bodovitz, and sa John G. Catlett appearing by his attorney, Charles A. Coakley, and it further appearing t an agreement for a settlement and adjustment of the controversy, matters and things set f in said petition has been entered into by and between the said parties, and it further ap pearing that the settlement agreement is fair, and for other good cause,

IT IS ORDERED that the agreement of settlement and compromise, executed by Monarch Royalty Corporation as one party, and John G. Catlett and J. G. Catlett, Inc., as parties thereto, dated November 26, 1934, a copy of which is annexed hereto, be and the s is hereby approved and confirmed; that said compromise agreement having been approved, th said petition of Monarch Royalty Corporation is hereby dismissed with prejudice.

OK C. A. COAKLEY Atty for J. G. Catlett and J. G. Catlett, Inc.  
F. A. BODOVITZ Atty for Monarch Roy. Corp.  
GEO. T. McDERMOTT Judge.

ENDORSED: Filed Dec 14 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, Plaintiff, )  
vs. ) NO. 873 Equity. ✓  
EXCHANGE NATIONAL COMPANY, Defendant. )

ORDER INSTRUCTIONS RECEIVER.

THIS CAUSE, coming on to be heard on this, the 14th day of December, 1934, c the Court's own motion respecting the management and control, by Rex Watkinson, Receiver c Exchange National Company, of certain assets now under his control as said receiver, to-wi a large number of HOME OWNERS' LOAN CORPORATION bonds; that said bonds should be properly guarded, and, accordingly, the Court is of the opinion that the same should be deposited i safety deposit box, or vault, the control of which shall be jointly in the said receiver a T. P. Farmer, of Tulsa, Oklahoma,-

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that all HOME C LOAN CORPORATION bonds, which he now has, or which he shall hereafter have in his possessi or under his control, shall be deposited in a safety deposit box, or vault, in the joint n of Rex Watkinson, Receiver of Exchange National Company, and T. P. Farmer; and

IT IS THE FURTHER ORDER, JUDGMENT AND DECREE OF THE COURT that the said Rece and the said T. P. Farmer shall have joint access to and control of said safety deposit bo vault.

F. E. KENNAMER  
United States District Judge.

ENDORSED: Filed Dec 14 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

THE LINCOLN NATIONAL LIFE INSURANCE )  
COMPANY, Plaintiff, )  
 ) 373 Equity ✓  
vs. )  
EXCHANGE NATIONAL COMPANY, Defendant. )

ORDER CONFIRMING AND APPROVING SALE

THIS CASE, coming on to be heard on this the 14th day of December, 1934, a return of sale, and motion to confirm sale, of Rex Watkinson, Receiver of Exchange National Company, covering affecting the following described premises, located in Tulsa County, O. to-wit:

all of Blocks 1 and 2; Lots 3, 4, 5, 7, 8, 9, and 10 in Block 3; all of Block 4; lots 6, 7, 8, 10 and 11 in Block 5; lots 1, 2, 3, 4, 5, 7, 8, 9, 10 and 11 in Block 6; all of Block 7, 8, 9, and 10; and the North 90 feet of Lots 1 to 11, inclusive, in Block 11; the North 90 feet of lots 5 to 11, inclusive, and lots 1, 2, 3, and North 15 feet of lot 4 in Block 12; lots 2, 3, 4, 6, 7, 8, and 9 in Block 13; lots 1 to 11 inclusive in Block 14; lots 1 to 13, inclusive in Block 15; lots 1 to 11 inclusive, in Block 16, lots 1, 2, 3, 4, and 19 inclusive in Block 22; all of Blocks 23, 24, 25, 26 and 27; Lots 12 to 20, inclusive, in Block 28; lots 3, 4, 10 and 20 in Block 34; lots 3 to 11, inclusive in Block 35; and all of Blocks 37, 38, 39 and 40, all in the town of Leonard, Tulsa County,

and the Court, having examined the proceedings incident to said sale, and finding that all were and have been conducted as by law, and the Order of this Court, and the Court finding that it has jurisdiction to entertain said application, or return, and motion to confirm and enter an order thereon, and being fully advised in the premises, finds that said motion to confirm said sale should be sustained.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that said Motion to Confirm said sale above described to W. E. Snodgrass, be and the same is hereby sustained and the same is hereby sustained, and the said Rex Watkinson, Receiver of Exchange National Company, be and he is hereby directed, authorized and empowered to make, execute and deliver to said W. E. Snodgrass, a good and sufficient deed; and the said Rex Watkinson, be and he is hereby further authorized, directed and empowered to take in return for said deed a first mortgage on said property and securing the balance due on the purchase price to-wit: \$1,500.00 on January 1st, 1937, and bearing interest at 5% per annum; and the said Rex Watkinson, be and he is hereby also further authorized, directed and empowered to do all other things necessary proper fully and effectually to accomplish the letter and spirit of said return of sale, motion to confirm sale, and this order.

F. E. KEMMELER  
United States District Judge.

ENDORSED: Filed Dec 14 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff, )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER PERMITTING RECEIVER TO WITHDRAW FUNDS AND DEPOSIT  
THE SAME SPECIALLY

THIS CAUSE, coming on to be heard on this the 14th day of December, 1934, on  
the application of the Receiver of Exchange National Company for an order permitting him to  
withdraw monies from various banks in Tulsa, Oklahoma, where the same are now on deposit,  
to deposit the same in National Bank of Tulsa, Tulsa, Oklahoma, in what is known as a "Time  
Deposit Account", on which latter he shall receive one and one-half (1½) per cent per annum  
and the Court having read said application and finding that it has jurisdiction to entertain  
the same and enter an order thereon, and being fully advised in the premises finds that said  
application should be sustained.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that said appli-  
cation be, and the same is hereby sustained, and the said Rex Watkinson, Receiver of Exchange  
National Company, be and he is hereby directed authorized and empowered to withdraw \$32,800  
from National Bank of Commerce and deposit in National Bank of Tulsa, Oklahoma, in what is  
known as "Special Time Account", and on which latter said receiver shall receive one and one-half  
(1½) per annum in his name as Receiver.

ENDORSED: Filed Dec 14 1934 F. E. KENNAMER  
H. P. Warfield, Clerk United States District Judge.  
U. S. District Court

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff, )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER PERMITTING RECEIVER TO WITHDRAW FUNDS AND DEPOSIT  
THE SAME SPECIALLY.

THIS CAUSE, coming on to be heard on this, the 14th day of December, 1934, on  
the application of the receiver of Exchange National Company for an order permitting him to  
withdraw monies from various banks in Tulsa, Oklahoma, where the same are now on deposit,  
to deposit the same in National Bank of Tulsa, Tulsa, Oklahoma, in what is known as a "Time  
Deposit Account", on which latter he shall receive one and one-half (1½) per cent per annum  
and the Court, having read said application and finding that it has jurisdiction to entertain  
the same and enter an order thereon, and being fully advised in the premises finds that said  
application should be sustained.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that said appli-  
cation be, and the same is hereby sustained, and the said Rex Watkinson, Receiver of Exchange  
National Company, be and he is hereby directed authorized and empowered to withdraw \$42,200  
from First National Bank & Trust Company of Tulsa, Oklahoma, where the same are now on dep-

and to deposit the same in National Bank of Tulsa, Tulsa, Oklahoma, in what is known as the "Special Time Account", and on which latter said receiver shall receive one and one-half per cent per annum in his name as Receiver.

F. E. KENNAMER  
United States District Judge.

ENDORSED: Filed Dec 14 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

THE LINCOLN NATIONAL LIFE INSURANCE )  
COMPANY, ) Plaintiff, )  
 ) NO. 873 Equity. ✓  
vs. )  
 )  
EXCHANGE NATIONAL COMPANY, ) Defendant. )

ORDER AUTHORIZING CANCELLATION OF CONTRACT, SURRENDER  
OF EVIDENCE OF INDEBTEDNESS, TAKING TITLE TO LAND,  
AND THE RELEASE OF MORTGAGE.

THIS CAUSE, coming on to be heard on this, the 14th day of December, 1934, the verified application of Rex Watkinson, Receiver of Exchange National Company, to relinquish and abandon any and all rights under and by virtue of a certain contract for deed, and affecting the

Southeast Quarter of Northeast Quarter of Section 25, Township 10  
North, Range 2 East, Pottawatomie County, Oklahoma,

heretofore executed by M. J. and Ida M. Woods in favor of Exchange Trust Company, and later assigned by said vendees to G. F. Dunn, and by said vendor to Exchange National Company, latter now succeeded, in turn, by Rex Watkinson, Receiver, and the Court having read said application, and finding that it has jurisdiction to entertain the same and enter an order therein, finds that said application should be sustained.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that the said Watkinson, Receiver of Exchange National Company, be and he is hereby directed, authorized and empowered to cancel said contract for deed, hereinabove mentioned, and surrender all evidence of indebtedness in connection therewith, and at the same time take full and complete title to and record the deed, in connection therewith, covering and affecting the Southeast Quarter of the Northeast Quarter of Section 25, Township 10 North, Range 2 East, Pottawatomie County, Oklahoma, and that in order to clear the records in connection therewith, he execute a partial release of the mortgage recorded in Book 64, at pages 230-31, of the Records of Pottawatomie County, Oklahoma, in so far as the same, in any manner, affects the SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 25-10N-2 East, Pottawatomie County, Oklahoma, and that he be further directed, authorized and empowered to do all other things necessary and proper in order fully and effectually to accomplish the letter and spirit of the application and this Order.

F. E. KENNAMER  
United States District Judge.

ENDORSED: Filed Dec 14 1934  
H. P. Warfield, Clerk  
U. S. District Court

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IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA FRIDAY, DECEMBER 14, 1934

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff, )  
vs. ) No. 873 Equity. ✓  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER MODIFYING FORMER ORDER.

THIS CAUSE, coming on to be heard on this, the 14th day of December, 1934, the verified application of REX WATKINSON, Receiver for Exchange National Company, for an order modifying the former order of this Court, respecting the administration of that certain account, known and designated as "Trustee Account No. 1", to permit him to have available of said account the sum of \$5,000.00, which should be known as "Trustee No. 1 Operating Account", and in connection with which, despite the former order of this Court, he should be permitted to check upon for the use and benefit of said Trustee Account No. 1, without the approval, in each instance, of this Court, and the Court, having read said application, and finding that it has jurisdiction to entertain the same and enter an order thereof, and being fully advised in the premises, finds that said application should be sustained.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that said application to modify the previous Order of this Court be, and the same is hereby sustained, and, accordingly, the said Rex Watkinson, Receiver of Exchange National Company, be and he is hereby directed and authorized and empowered to create, from the general funds of Trustee Account No. 1, a fund in some bank in Tulsa, Oklahoma, that shall be known as "TRUST NO. 1 OPERATING ACCOUNT", in the sum of FIVE THOUSAND (\$5,000.00) DOLLARS; and

IT IS THE FURTHER ORDER, JUDGMENT AND DECREE OF THIS COURT that the former order of this Court shall be modified to permit the creation of said special fund, and likewise permit withdrawals therefrom for the use and benefit of Trust Account No. 1, without former authorization, in each instance, by this Court; and

IT IS THE FURTHER ORDER, JUDGMENT AND DECREE OF THIS COURT that said former order shall, in all other particulars, remain in full force and effect.

F. E. KENNAMER  
United States District Judge.

ENDORSED: Filed Dec 1 1934  
H. P. Farfield, Clerk  
U. S. District Court

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

THE LINCOLN NATIONAL LIFE INS. COMPANY, Plaintiff, )  
vs. ) No. 873 Equity. ✓  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER AUTHORIZING EMPLOYMENT OF AGENTS.

THIS CAUSE, coming on to be heard on this, the 14 day of December, 1934, on application of Rex Watkinson, Receiver for Exchange National Company, for an order directing and empowering him to employ an agent in Shawnee, Oklahoma, and an additional

man in his office, at Tulsa, Oklahoma, and to reimburse said employees from funds on hand Trust Account No. 1, for the reason that all of the services of said employees are to be formed for said account, and the Court, finding that it has jurisdiction to entertain said application and to enter an order thereon, and being fully advised in the premises, finds said application should be sustained.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that the appli of the Receiver herein, as above set forth, be and the same is hereby sustained, and said Watkinson, Receiver of Exchange National Company, be and he is hereby directed, authoriz and empowered to employ said foregoing named agents, and to reimburse the same for servic performed from Trustee Account No. 1, and that he do all other things necessary and propo order fully and effectually to accomplish the letter and spirit of this Order.

F. E. KENNAMER  
United States District Judge.

ENDORSED: Filed Dec 14 1934  
H. P. Warfield, Clerk  
U. S. District Court

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Court adjourned to December 17, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA MONDAY, DECEMBER 17, 1934

Court convened pursuant to adjournment, Monday, December 17th, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District Court.  
Hon. Geo. T. McDermott, Judge, U. S. Circuit 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

Louis F. Gansmann,	Plaintiff,	)
		)
vs.		) No. 796 Equity ✓
		)
Oak Gas Company, et al.,	Defendants.	)

O R D E R

On this the 17th day of December, 1934, the same being a regular judicial day o Special March 1934 term of the above entitled court, came on for hearing in the above cause, the application of W. A. Davis, the duly appointed, qualified and acting receiver the Oak Gas Company, defendant in the above entitled cause, asking this Court for author: release a certain oil and gas lease. The Court having examined the application and being fully advised in the premises finds that said application should be allowed.

IT IS, THEREFORE, Now Duly Considered, Ordered, Adjudged and Decreed that the o gas lease given by G. E. Tharp and wife, Della Florence Tharp to the Oak Gas Company on following described property, to-wit:





IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, DECEMBER 20, 1934

Court convened pursuant to adjournment, Thursday, December 20th, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District Court.  
Hon. Geo. T. McDermott, Judge, U. S. Circuit 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.

St. Louis Union Trust Company, a corporation, and George G. Chase, as Trustees, Plaintiffs,  
vs. Octavia Owens and A. B. Owens, Defendants.  
No. 906 Equity ✓

ORDER CONFIRMING SALE BY SPECIAL MASTER

This cause coming on to be heard on this 19th day of November, 1934, being the 11th day of a regular term of this court, upon the report of sale of Joseph A. Gill, Special Master, filed herein on the 11th day of October, 1934, and upon motion of the plaintiffs to confirm said sale, plaintiffs appearing by George S. Ramsey, Villard Martin and Garrett Logan, their attorneys, and the defendants, Octavia Owens and A. B. Owens, appearing by Albert H. Bell, their attorney, it appears to the court and the court finds:

(1) That notice of this hearing has been given to all parties in interest.

(2) That the Special Master has fully complied with all the directions of the decree of foreclosure and order of sale entered in the above cause on February 20, 1934, and whereby said Joseph A. Gill was appointed Special Master to make sale of the mortgaged property described in and ordered sold by said decree of foreclosure and order of sale; that notice of said sale was duly and legally given in the manner required by law and by said decree of foreclosure and order of sale.

(3) That on the 25th day of October, 1934, at two o'clock P.M. at the West door of the Court House in the City of Tulsa, Tulsa County, Oklahoma, said Special Master made a public auction of the property directed to be sold in the manner and on the conditions prescribed in and subject to the provisions of said decree of foreclosure and order of sale, and that the highest bid for said property then so offered was the bid of \$10,500.00 made by Henry S. Caulfield; that said Special Master thereupon accepted said bid subject to confirmation by the court, and subject to all the terms and conditions and provisions of said decree of foreclosure and order of sale, and it further appears that said Henry S. Caulfield, the successful bidder at said sale, deposited with said Special Master, as a deposit on said bid, promissory note described as follows:

Note dated at St. Louis, Missouri, October 21, 1927, payable to H. W. Widenreich on November 8, 1932, in the principal sum of \$2,500.00 with accrued interest to November 29, 1934, in the sum of \$488.00,

which said note is one of the notes which are secured by mortgage deed of trust dated October 21, 1927, between Octavia Owens and A. B. Owens, as mortgagors, and St. Louis Union Trust Company, a corporation, and George G. Chase, as Trustees, recorded in the office of the County Clerk Tulsa County, Oklahoma, in Book 558 and commencing at page 201, which is the same deed of trust which is the subject of this action and which is foreclosed herein.

(4) That said sale by the Special Master was legally and fairly conducted and the amount bid by Henry S. Caulfield is adequate and fair and not disproportionate to value of said property, and that said sale should be confirmed.

IT IS WHEREFORE ORDERED, ADJUDGED AND DECREED as follows:

(1) That the sale made on the 8th day of October, 1934, by Joseph A. Gill, Special Master, of all the mortgaged property, described in and ordered to be sold by said order of foreclosure and order of sale entered herein on the 20th day of February, 1934, for the \$16,000.00, be, and the same is hereby, approved and confirmed.

(2) That the report of sale of Joseph A. Gill, Special Master, filed in this cause on the 11th day of October, 1934, be, and the same is hereby, approved and confirmed.

(3) That upon the payment of the balance of the bid of Henry S. Caulfield said property to the Special Master, or the delivery to him by Henry S. Caulfield of promissory notes secured by the aforesaid deed of trust, which is foreclosed in this action, in the total additional sum, including both principal and interest, of \$12,514.00, so that the said Special Master shall have received in all the total sum of \$16,000.00, or promissory notes secured by said deed of trust in the total sum including both principal and interest, of \$16,000.00; said Special Master shall execute a deed conveying, transferring, and assigning to Henry S. Caulfield the property so sold by the Special Master.

(4) That upon the production of said deed from said Special Master, or a copy thereof, Clarke H. Whiteside, Receiver herein, shall deliver the possession of said property to Henry S. Caulfield, or to his agents, representatives, successors, assigns, or nominees; said Henry S. Caulfield shall hold, possess, and enjoy the property so conveyed, assigned, transferred, and every part and parcel thereof, free from all claims, rights, interests, or of redemption of, in or to the same, by or of the defendants, Octavia Owens and A. B. Owens, either of them, by or of the Receiver, and by or of the creditors of said defendants, or either of them.

(5) That plaintiffs' counsel, George S. Ramsey, Villard Martin and Garrett be, and they are hereby, allowed the sum of \$500.00 as compensation for their services in this foreclosure of said deed of trust, to be taxed as costs.

(6) That Joseph A. Gill, Special Master herein, be, and he is hereby, allowed the sum of \$150.00 for his services, to be taxed as costs.

(7) That the St. Louis Union Trust Company, one of the plaintiff herein, be, and it is hereby, allowed the sum of \$175.00 as Trustee's fee, to be taxed as costs.

ENTER:

F. E. KENNAMER  
J u d g e.

ENDORSED: Filed Dec 20 1934  
W. P. Fairfield, Clerk  
U. S. District Court

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, DECEMBER 20, 1934

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

United States, Plaintiff, )  
vs. ) No. 930 Equity ✓  
Henry W. Metzger, et al, Defendants. )

ORDER EXTENDING TIME.

NOW on this 20th day of December, 1934, on application of the United States Attorney for the Northern District of Oklahoma, in behalf of the plaintiff in the above ent cause, for a further extension of time in which to prepare and file an Amended Bill of Comp in said cause;

IT IS HEREBY ORDERED that said plaintiff, the United States, be, and hereby granted a further extension of time to February 1, 1934, in which to prepare and file an Amended Bill of Complaint in this cause.

C.K. C. E. BAILEY United States Attorney  
F. E. KENNAMER JUDGE

ENDORSED: Filed Dec 20 1934  
H. P. Warfield, Clerk  
U. S. District Court

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Court adjourned to December 22, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA SATURDAY, DECEMBER 22, 1934.

Court convened pursuant to adjournment, Saturday, December 22, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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 OKLA.

UNITED STATES OF AMERICA, Complainant )  
-vs- ) No. 674 Equity ✓  
ROSA MASHUNKASHEV, et al., Respondents. )

O R D E R

Now on this the 21st day of December, 1934, this matter came on to be heard upon the petition of the Receiver heretofore filed herein, asking the Court for permission to pay certain bills and allowances as set out in said petition. And the Court having consider said petition, and being advised in the premises, finds that the prayer of said petition sho be granted and said Receiver authorized and instructed to pay the following accounts:

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA SATURDAY, DECEMBER 22, 1934

Premium on Receiver's Bond #1191356, Dist. Ct.	\$10.00
Louis Muller for covering house and other repairs on Lot 8 and $\frac{1}{2}$ of Lot 7, Block 4, Pawhuska, Oklahoma.....	\$295.00
John L. Arrington, attorneys fees for services rendered Receiver in Osage County.....	75.00
Beas Francisco, allowance on account as Bookkeeper for Receiver.....	75.00
Pawhuska Abstract & Title Co., premium on insurance on garage on Lot 11, Block 33, original town of Pawhuska, Oklahoma.....	3.00
Cummings, for shades and repairing of shades in residence at 2319 South Cincinnati, Tulsa, Oklahoma.....	7.86

and that all of said items are proper and should be paid.

IT IS THEREFORE, By the Court, ORDERED, ADJUDGED and DECREED that C. S. Wu Receiver herein, be, and he is hereby directed and instructed to draw his check as such Receiver, and deliver same to the parties heretofore named in this order, and take their receipt bills for same.

O.K. C. E. BAILEY, U. S. Atty.	F. E. KENNEDY JUDGE
ENDORSED: Filed Dec 22 1934	
H. P. Warfield, Clerk	
U. S. District Court	

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY,	)		
	)	Plaintiff,	)
vs.	)		No. 373 Equity ✓
	)		)
EXCHANGE NATIONAL COMPANY,	)	Defendant.	)

ORDER AUTHORIZING EXECUTION OF PARTIAL RELEASE OF  
JUDGMENT.

THIS CASE coming on to be heard, on this, the 22nd day of December, 1934, the verified application of Rex Watkinson, Receiver of Exchange National Company, for an Order permitting him to release that certain judgment, heretofore obtained by Exchange National Company, in the District Court of Marshall County, Oklahoma, in Cause No. 4085, wherein the parties were Tom Matchen and Willie Matchen, his wife, insofar as said judgment is, or may be, a lien, encumbrance or cloud upon the title to the

West Half of the Southeast Quarter of Section 12, Township 5 South,  
Range 6 East, Ward 11 County, Oklahoma,

and the Court, having read said application and finding that it has jurisdiction to grant same, and enter an Order thereon, and being fully advised in the premises, finds that said action should be granted.

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

REGULAR MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA DISTRICT, DECEMBER 22, 1934

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that said Rexson, Receiver of Exchange National Company, be and he is hereby authorized, directed and empowered to execute and deliver a release of that certain judgment, heretofore procured and obtained in Marshall County, Oklahoma, by Exchange National Company against Tom Mitchen and Mitchen, in Cause No. 4088, in the District Court of Marshall County, Oklahoma, in as far as said judgment is, or appears to be a lien, encumbrance or cloud upon the title to said land last above described, and the said Rex Watkinson, Receiver, be and he is hereby authorized, directed and empowered to do all other things necessary and proper in order fully and effect to accomplish the letter and spirit of said application and this order.

F. E. KENNAMER  
United States District Judge.

ENDORSED: Filed Dec 22 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff, )  
vs. ) No. 373 Equity ✓  
EXCHANGE NATIONAL COMPANY, )  
Defendant. )

ORDER PERMITTING RECEIVER TO WITHDRAW FUNDS FROM TRUST  
#1 REGULAR ACCOUNT AND DEPOSIT SAME IN TRUSTEE #1  
TIME DEPOSIT ACCOUNT

THIS CAUSE, coming on to be heard on this the 22nd day of December, 1934, on application of the receiver of Exchange National Company, for an order permitting him to withdraw monies now on deposit in the Trustee #1 general account in the National Bank of Tulsa, Tulsa Oklahoma, and to deposit the same in National Bank of Tulsa, Tulsa, Oklahoma, in what is known as Trustee #1 31 Day Time Deposit Account, on which latter he shall receive one and one-half per cent per annum, and the Court, having read said application and finding that it has jurisdiction to entertain the same and enter an order thereon, and being fully advised in the premises find said application should be sustained.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that said application be, and the same is hereby sustained, and the said Rex Watkinson, Receiver of Exchange National Company, be and he is hereby directed, authorized and empowered to withdraw \$50,000.00 now on deposit in Trustee #1 general account in the National Bank of Tulsa, Tulsa, Oklahoma, and to deposit the same in National Bank of Tulsa, Tulsa, Oklahoma, in what is known as Trustee #1 31 Day Time Deposit Account, and on which latter said receiver shall receive one and one-half per cent per annum in his name as Receiver.

F. E. KENNAMER  
United States District Judge.

ENDORSED: Filed Dec 22 1934  
H. P. Warfield, Clerk  
U. S. District Court

Court convened pursuant to adjournment, Wednesday, Dec. 26, 1934.

Present: Hon. F. E. Kennamer, J. C., U. S. District Court.  
H. F. Warfield, Clerk, U. S. District Court.

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

STANDISH HALL, TRUSTEE and THE GUARANTEE TITLE & TRUST CO. TRUSTEE, Plaintiffs, )  
 ) No. 708 - Equity. ✓  
-vs- )  
THE KNIGHT REALTY CO. A CORP. ET AL, Defendants. )

Now on this 26th day of December, A. D. 1934, it is ordered by the Court t Clerk file and spread of record, the Mandate in the above case, same being in words and si as follows:

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 trict of Oklahoma, before you, or some of you in a cause between Standish Hall, Trustee, or plaintiffs, and The Knight Realty Company, a corporation, et al., defendants, No. 708, Equi and in a cause between Cheyenne Arms Apartments, Inc., et al., plaintiffs, and Standish Hal Trustee, et al., defendants, No. 791, Equity, consolidated as No. 708, Equity, the decree o said district court in said cause, entered on November 2, 1933, was in the following words,

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"It is, therefore, considered and decreed that the plaintiff recover of all of th defendants in rem the sum of \$100,863.04 with interest at 10 per cent per annua from February 1, 1932, and that of this sum the plaintiff recover \$10,000.00 with interest 10 per cent per annum from February 1, 1932, from the defendants R. R. Park and Anna K Park.

"It is further considered and decreed that the trust deed and the chattel mortgag above mentioned constitute a first and valid lien upon all of the above described real personal property as security for all of the indebtedness described in the plaintiffs' bill of complaint as amended and included in the above mentioned judgment herein, and under the trust deed the trustees claim for compensation and expenses is prior to the balance of said judgment, and that the said trust deed and chattel mortgage be and the hereby are foreclosed.

"It is further considered and decreed that in the event that the defendants fail period of more than six months after the rendition of this decree to pay to the said plaintiff, the said sum of \$100,863.04, with interest at 10 per cent per annum from Fe 1, 1932, and costs, then all of the above described real and personal property shallbe at public sale at auction at the front door of the county courthouse in Tulsa County, Oklahoma, after giving due notice by publication of a notice of the proposes sale once week for at least four weeks prior to the sale in a newspaper printed, regularly issued having general circulation in Tulsa County, Oklahoma.

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE TERRITORY  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA WEDNESDAY, DECEMBER 26, 1934

"It is further ordered that Travis Milsten is appointed as special master to make the said sale, and to apply the proceeds thereof as follows: First, in payment of any delinquent taxes against the said property, second, in payment of the costs of said sale and of this action, third, in payment to the plaintiff of the said judgment of \$100,863.17 with interest thereon, and fourth, to return any residue into this court to abide by the order of the court.

"It is further ordered and decreed by the court that from and after the sale of said real and personal property, the defendants and all persons claiming under them, or any of them, since the commencement of this action be and they are forever barred and foreclosed of any from all lien upon, right, title, interest or estate or equity of, in or to said lands or tenants or personal property or any part thereof.

"It is further considered and decreed that any purchaser may turn in as part of the purchase price bonds and coupons secured by the above mentioned trust deed, to be credit upon that minimum amount which plaintiff as trustee shall certify in writing, would certainly and in all events be ultimately payable to such secured holder or creditor thereof out of the proceeds of the sale if the entire purchase price were paid in cash. The said securities shall be marked paid to the extent they are so used as part of the purchase price and shall then be returned to the purchaser, unless the amount of the payment is equal to full amount due thereon. If the plaintiff is the successful bidder, he may use the bonds in the manner contemplated in Section 12 of the trust deed.

"Standish Hall's claim for actual expenses of \$235.80 is allowed. Jurisd. is reserved as to amount of his compensation, if any.

"Exceptions allowed to debts, as to all portions of this decree."

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, Tenth Circuit, by virtue of an appeal by Ada Sanders and Cheyenne Arms Apartments, Inc. agreeably to the act of Congress, in such case and provided, fully and at large appears;

AND WHEREAS, at the September Term, in the year of our Lord one thousand nine hundred and thirty-four, the said cause came on to be heard before the said United States Circuit Court of Appeals, on the transcript of the record from the said district court and was argued and counsel.

On consideration whereof, it is now here ordered, adjudged and decreed by the court that the decree of the said district court in this cause be and the same is hereby affirmed and that Standish Hall, The Guarantee Title & Trust Company, and Collis P. Chandler, Substitute Trustee, appellees, have and recover of and from Adah C. Sanders and Cheyenne Arms Apartments Inc., appellants, their costs herein.

It is further ordered that the mandate of this court issue forthwith to the district court.

-- December 21, 1934.

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

WITNESS, the Honorable CHARLES E. HUGHES, Chief Justice of the United States

The 24th day of December, in the year of our Lord one thousand nine hundred and thirty-four

COSTS OF	appellees:	AMOUNT PAID
Clerk,	\$(Paid by	Clerk of the United States Circuit Court of
Printing Record,	appellees.)	Appeals, Tenth Circuit.
Attorney,	\$22.50	
	<u>\$22.50</u>	

RECORDED: Filed Dec 21 1934  
H. P. Warfield, Clerk  
U. S. District Court

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

Connecticut General Life Insurance	)	
Company, a corporation,	Plat 5122,	)
	)	Eq. No. 883 ✓
Vs.	)	
	)	
Feldman Investment Company, et al,	Defendants.	)

ORDER EXTENDING TIME FOR PRINTING RECORD AND FILING IN  
U. S. CIRCUIT COURT OF APPEALS.

On motion of appellants, Feldman Investment Company, First National Bank of Oregon and Jewish National College Alliance, and in behalf of the Clerk of this Court, it is advised that for good and lawful reasons shown, the records will not be able to be printed and have the same printed and lodged with the Clerk of the United States Circuit Court of Appeals, for tenth Judicial Circuit within the time allowed by law and the rules of this Court, provided and should have fifteen days additional time therefor.

It is therefore, the order of this Court that the time for preparation and filing of the record for the appeal, and filing same with the Clerk of the United States Circuit Court of Appeals, be extended, and fifteen days additional time be allowed the appellants therefore to be so advised.

F. E. KENNEDY  
Judge of United States District Court for the  
District of Oreg.

Dated this 24th day of December,  
1934.

RECORDED: Filed Dec 26 1934  
H. P. Warfield, Clerk  
U. S. District Court

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TRUST EQUITABLE SESSION TULSA, OKLAHOMA WEDNESDAY, DECEMBER 30, 1934

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

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
Plaintiff, )  
vs. ) No. 873 Equity ✓  
EXCHANGE NATIONAL COMPANY, a corporation, )  
Defendant. )

ORDER AUTHORIZING CENTRAL LIFE ASSURANCE SOCIETY (MUTUAL) TO SUE EXCHANGE NATIONAL COMPANY, A CORPORATION, AND REX WATKINSON, ITS RECEIVER, IN OKMULGEE COUNTY, OKLAHOMA.

Now on this 26th day of December, 1934, the above matter comes on for hearing on the application of Central Life Assurance Society (Mutual), a Corporation, for an order authorizing it to sue Exchange National Company, a Corporation, and Rex Watkinson, its Receiver, in Okmulgee County, Oklahoma, in connection with the foreclosure of a real estate mortgage in said county.

And the court, having examined said application and being fully advised in premises, finds that Exchange National Company claims an interest in the property in said county on which applicant is foreclosing its mortgage, to-wit, the North half of the Southwest quarter and the South half of the Northwest Quarter of Section 25, in Township 11 North, of Range East of the Indian Base Meridian, and the court is of the opinion that the order should be granted so that said corporation and its Receiver may appear in said cause and protect the interest of said corporation.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT, that applicant and it is hereby authorized and ordered to make Exchange National Company, a Corporation, Rex Watkinson, its Receiver, parties defendant in the suit which the said applicant proposes to bring for foreclosure of its real estate mortgage in the District Court of Okmulgee County, Oklahoma, in order that said parties may protect the rights of said corporation, if any interest in the property on which the applicant is foreclosing its mortgage.

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

ENDORSED: Filed Dec 26 1934  
H. F. Warfield, Clerk  
U. S. District Court

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

J. BUCHNER FISHER, as Receiver of the TWELFTH STREET NATIONAL BANK of ST. LOUIS, )  
Plaintiff, )  
-vs- ) No. 1911 - Equity ✓  
JAS. W. BRIGHAM, GODFREY H. BRIGHAM as Executor of the Estate of Nellie C. Brigham, Deceased, )  
Defendants. )

ORDER DISMISSING CASE

NOW On this 25 day of December, 1934, upon application and request of plaintiff's attorney, and by written stipulation for dismissal of this cause, executed by all of the

hereto and filed herein, showing that all the matters and things in dispute between the parties have been satisfactorily adjusted and settled;

IT IS NOW, THEREFORE, BY THE COURT ORDERED That this cause of action be, and same is dismissed with prejudice against any further prosecution of the same and at this cost.

ENDORSED: Filed Dec 26 1934  
H. P. Warfield, Clerk  
U. S. District Court

F. E. KENNAMER  
J U D G E.

Court adjourned to December 27, 1934.

Court convened pursuant to adjournment, Thursday, December 27th, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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.

United States of America, Plaintiff, )  
vs. ) NO. 403 Eq. ✓  
Ralph Stokes, County Treasurer, et al., Defendants. )

FINAL DECREE.

Now on this 27th day of Dec., 1934, the same being one of the regular judicial days of the Special March term, 1934, in the above styled court sitting at Tulsa, Oklahoma said District, this cause comes on regularly for entry of decree pursuant to the opinion before filed herein by the Honorable Franklin E. Kennamer, Judge of said court. Plaintiff appeared by Clarence E. Bailey, United States District Attorney, Chester A. Brewer, Assistant United States District Attorney, Louis N. Stivers, Osage Tribal Attorney and Chas. S. Macdonald of the law firm of Leahy, Macdonald & Files, special counsel for members of the Osage Tribe of Indians involved in this action. Defendants appear by F. M. Dudley for the Attorney General of the State of Oklahoma, C. K. Templeton, County Attorney of Osage County, Oklahoma, Frank T. McCoy, John T. Crain and John R. Pearson, special attorneys for the defendants, court after hearing the arguments of counsel and being fully advised in the premises find

1. That this court has jurisdiction of this action and that the plaintiff proper party to bring and prosecute the same.

2. That by agreement of the parties hereto every decree, journal entry of court and order heretofore made herein has been vacated, set aside and held for naught save except the order referring the matter to the Special Master in the first instance and the allowance of fees for said Special Master.

3. The court further finds that by agreement the kind and character of property involved in this action is set out and described in the stipulation and that all proceedings thereafter were had in accordance with said stipulation, said stipulation being as follows omitting the caption and signatures:

"It is hereby stipulated and agreed by and between the above named complainant and the above named respondents, by their respective undersigned attorneys, the procedure to be followed in this action with reference to the taking of testimony, the submission of evidence and the classes of property involved in this action, which classes shall include all property of every kind and character of every Osage Indian not having a certificate of competency, excepting real estate, and in case any property which it is claimed is taxable should be omitted from the classification agreed upon, that evidence concerning same shall be taken and submitted the same as if included in the classifications, and in the event no evidence is taken with reference to said property, it shall be deemed that it shall be included in one of the classifications agreed upon.

It is further agreed that this case shall proceed for hearing and the taking of evidence before the Special Master as to the following named Indians:

Joseph Kemohah, Osage Allottee No. 657; Estate of John Blackbird, Osage Allottee No. 63; Estate of Nah-me-tsa-he, Osage Allottee No. 729; Rhoda Wheeler Ridge, Osage Allottee No. 730;

and that the law so pronounced by the court in the final determination of this case as to the taxable property of above Indians and the final decree of the court hereon shall become a final decree as to the taxable property of all members of the Osage Tribe of Indians not having certificates of competency either specifically mentioned in said bill of complaint or designated as those Indians of the same class, and are in the same position as these, as being Indians for and on behalf of whom this action is brought.

It is further agreed that the matter to be litigated in this action is as to whether or not the properties of members of the Osage Tribe of Indians mentioned in the bill of complaint herein, and those similarly situated, included in the full classifications, are taxable under the laws of the State of Oklahoma. Said classifications being as follows, to-wit:

No. 1. Funds and property other than real property in the hands of such members of the Osage Tribe of Indians, or their guardians, or administrators, special and general, or the executors of their last will, on hand January 1st, of each year preceding March 3rd, 1921.

No. 2. The balance on hand January 1st, of each year succeeding March 3rd, 1921, and up to and including January 1st, 1925, of the \$1,000.00 provided for to be paid under the Act of March 3rd, 1921, to adult members of the tribe, or to their guardians, or their administrators, special and general, of the estates, or to their executors of their last will, and also moneys paid to such Indians out of their funds under said Act for the support and maintenance of their minor children and widows allowance, if any, and all property other than real estate, which may have been purchased by such Indians out of the \$1,000.00 paid them quarterly, or the money paid to them for the support of their minor children on hand, or in the hands of such Indians on January 1st of each year, or in the hands of their guardians, or administrators, special and general, of their estate, or the executors of their last will.

No. 3. The moneys paid quarterly to members of the Osage Tribe of Indians under the Act of February 27, 1925, or to their guardians, administrators, special and general, of their estates, or executors of their last will, including widows allowance and money paid for the maintenance of their children, as provided in classification No. 2, above.



IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE DISTRICT OF OKLAHOMA  
 SPECIAL MARCH 1934 TERM-EQUITY SECTION      TULSA, OKLAHOMA      THURSDAY, DECEMBER 29, 1934

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No. 14. Balance of funds at the close of guardianships returned to the Osage Indian Agency.

No property of any kind or character above-mentioned shall be included for any year for which same was rendered for taxation, except money or property to the extent rendered."

The evidence taken before the Special Master, together with the findings and objections and exceptions of both the plaintiff and the defendants to the findings of the Special Master were submitted to the court.

The court makes its findings of fact and conclusions of law in this case as follows:

#### FINDINGS OF FACT.

##### I

The court finds that the evidence as per stipulation on file in this case was submitted to the Special Master as to four of the non-competent members of the Osage Tribe of Indians whose estates and property are affected by this action and in whose behalf, together with all other Osage Allottees similarly situated, this action was commenced, as follows:

Joseph Kemohah, Osage Allottee No. 657; Estate of John Blackbird, Osage Allottee No. 63; Estate of Nah-me-tsa-he, Osage Allottee No. 729; Rhoda Wheeler Ridge, Osage Allottee No. 730;

and that the findings of fact and conclusions of law as found by the court in said four cases should govern as to all other allottees of the Osage Tribe of Indians in whose behalf this was commenced.

##### II

As to Joseph Kemohah, the court finds that Joseph Kemohah was born on September 20, 1892, and that he did not reach his majority until September 20, 1923; that prior to January 1, 1920, O. L. Barlow was appointed guardian for said Joseph Kemohah and on January 1, 1920, had on hand cash in the amount of \$2136.69, all of which was received from the Osage Agency on January 1, 1920, there were no investments belonging to said Joseph Kemohah. That during the year 1920 the said guardian received the sum of \$12,423.71, all of which came through the Osage Indian Agency; that in addition to that sum he received as rent on non-taxable lands the sum of \$133.54 and on taxable lands the sum of \$400.63, making a total received from rent the sum of \$534.17, interest in the sum of \$135.00 and from the estate of Kemohah, a deceased Osage Allottee and of whose estate Joseph Kemohah was one of the heirs, the sum of \$1226.11, making a total received from sources other than through the Osage Indian Agency in the sum of \$1895.34, or a total amount received from all sources, including that which was on hand January 1, 1920, in the sum of \$16,455.74. That during the year 1920, the guardian expended for the benefit of Joseph Kemohah the sum of \$2,933.23; that he made loans to white persons in the amount of \$10,700.00, leaving a cash balance on hand January 1, 1921, in the sum of \$3,022.51.

That during the year 1921 said guardian received from the Osage Agency the sum of \$3,690.56 and from other sources the sum of \$22.15, making the total receipts for the year 1921, including the cash balance on hand January 1, 1921, the sum of \$6,735.22. That during the said year, said guardian expended for the ward the sum of \$1153.64 and invested in the United States Treasury Certificates \$4,000.00, leaving a cash balance on hand January 1, 1922, in the sum of \$1531.58.

DISTRICT OF OKLAHOMA  
SPECIAL MATCH 1934 TERM-EQUITY SESSION      TULSA, OKLAHOMA      THURSDAY, DECEMBER 27, 1934

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That on January 1, 1922, he had on hand investments in the sum of \$14,500. which were made during the years 1920 and 1921 as hereinbefore set out. That during the year of 1922 he received from the Osage Indian Agency the sum of \$2,407.00, that in addition said sum he received the following from sources other than through the Osage Agency, to-wit: Rent from taxable lands, \$355.90, rent from non-taxable lands \$85.30, total rental in the sum of \$441.20, interest in the sum of \$715.00 and trespass and well location damages in the sum of \$17.00 making a total of \$1073.20, or a total amount received from all sources, including the amount on hand January 1, 1922, in the sum of \$5,062.68. That during the year 1922 he expended for said ward the sum of \$1931.80 and invested in a certificate of deposit in the First National Bank of Hominy in the sum of \$2,000.00 leaving a cash balance on hand January 1, 1923, in the amount of \$1230.88.

That on January 1, 1923, he had on hand investments in the amount of \$21,700.00 which were made during the years 1920, 1921 and 1922 as hereinbefore set out except that 1000 of said investments were received during the year 1922 from the Osage Agency, said investments being in the form of War Savings Certificates and Liberty Bonds. That during the year 1923 he received from the Osage Agency the sum of \$30,267.00. That during said year he received from sources other than through the Osage Agency the sum of \$11,012.68 which sum is made up from the following items: interest from Liberty Bonds \$84.01, rent from taxable lands \$176.76, rent from non-taxable lands, \$157.48, total rent in the sum of \$329.91, interest on loans \$1763.76, damages for well location in the sum of \$35.00, United States Treasury Certificates and War Savings Certificates cashed in the total amount of \$5,000.00, notes paid in the sum of \$3500.00, making the total received from all sources during the year, including the amount on hand January 1, 1923, the sum of \$43,110.65. That during the year he expended for said ward the sum of \$4,906.13 and that he loaned to white persons the sum of \$5500.00 and invested in Liberty Bonds the sum of \$1356.44, making a total amount of disbursements in the sum of \$23,462.67 leaving a cash balance on hand January 1, 1924, in the sum of \$19,648.05 and investments hereinbefore set out in the sum of \$31,700.00.

That during the year 1923, he received from the Osage Agency the sum of \$30,267.00 and from sources other than through the Osage Agency the sum of \$11,012.68, said items made up of the following amounts: interest from Liberty Bonds \$10.62, rent from taxable lands in the sum of \$169.42, rent from non-taxable lands in the sum of \$86.48, total rent received \$225.90, interest on loans \$132.50, refund of tax on loan \$13.20, loan paid \$2000.00, from the Webb for Linoleum and meters \$41.00 and from the estate of Lenora Keshah \$7.40, making a total receipt, including the cash balance on hand January 1, 1924, in the sum of \$33,074.98. That during the year 1924, he expended for said ward during the year 1924, the sum of \$6,076.13 and in addition to that he purchased an automobile in the sum of \$2,254.25 and furniture in the sum of \$433.40, a loan to white persons in the sum of \$11,000.00, and certificate of deposit in the First National Bank of Hominy, Oklahoma, in the sum of \$11,000.00 making total investments and expenditures during said year in the sum of \$31,343.78, leaving a cash balance on hand in the sum of \$19,648.05 and investments as hereinbefore set out in the sum of \$54,497.67, which includes the automobile and furniture mentioned in this paragraph.

That during the year 1925 he received from the Osage Indian Agency the sum of \$2,013.31 and received from sources other than through the Osage Agency the sum of \$36,142.34 which amount is made up as follows: Rent from taxable lands \$216.93, rent from non-taxable lands \$22.31, total rent received \$239.24, interest on loans \$1413.00, interest on Liberty Bonds \$129.53, refund of bond premium \$51.47, Liberty Bonds sold \$11,000.00, certificates of deposit cashed in the total amount of \$21,555.00, making the total amount received from all sources including the amount on hand January 1, 1925, the sum of \$39,740.72. That during said year he expended for said ward the sum of \$1,323.43. That he invested in a certificate of deposit in the First National Bank of Hominy \$3,400.00 which was earned during said year; purchased an automobile in the sum of \$1117.15, automobile from the Carrier Motor Company in the sum of \$384.00 and real estate in the sum of \$7,075.65 and made settlement of account with received with the Osage Agency in the sum of \$5,139.33, or a total disbursement of \$23,449.66, leaving a cash balance on hand January 1, 1926, in the sum of \$11,497.46 and investments as hereinbefore set out in the sum of \$114,211.11.



DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, DECEMBER 27, 1934

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said ward the sum of \$22,421.56, made real estate loan in the amount of \$11,000.00, built barn for \$3,000.00, purchased furniture in the sum of \$1,000.00, an automobile for \$3,73 a tractor in the sum of \$539.80 and purchased horses for \$250.00, making a total expenditure of \$41,947.31, leaving a cash on hand January 1, 1921, in the sum of \$2,504.77. That he investments on hand as follows: War Savings Stamps \$1,000.00, Liberty Bonds \$6500.00, real estate mortgage notes \$13,155.00, together with a barn, furniture, automobile, tractor and horses as hereinabove set forth.

That during the year 1921 he received from the Osage Agency the sum of \$1896, that he received by way of interest on loans the sum of \$471.30, interest on Liberty Bonds \$76.45, rentals from taxable lands \$180.00, rental from non-taxable lands \$60.00, total \$240.00, and from the Gypsy Oil Company for a surface lease and damages thereunder \$1200 making a total amount of receipts during the year of \$23,069.48 which includes the amount on hand January 1, 1921. That he expended for said ward during the year the sum of \$7,334. That he purchased Liberty Bonds in the sum of \$250.00, built a barn for the sum of \$3,422 light plant \$901.48, house and garage \$7,849.62 and real estate mortgage note in the sum \$2,000.00 making a total expenditure of \$21,764.07, leaving a cash balance on hand January 1, 1922, of \$1305.41 and investments as hereinbefore set out in the sum of \$43,710.75.

That during the year 1922 he received from the Osage Agency the sum of \$350 and the sum of \$3.15 from other sources, making a total received during the year, including amount on hand January 1, 1922, of the sum of \$36,790.52. That during the year he expended for said ward the sum of \$11,540.93 and made investments upon real estate notes in the sum \$8,750.00, purchased United States bonds (certificates) \$1,000.00 and a Lincoln automobile in the amount of \$4,199.00, making the total expenditure for 1922, \$35,489.93, and leaving cash balance on hand January 1, 1923, of \$1300.59 and investments as hereinbefore set out total sum of \$67,659.75.

That during the year 1923 he received from the Osage Agency \$35,686.48. That he received through the cashing of United States bonds during said year \$11,000.00, by the sale of certificates of deposit which were purchased during the year 1923, \$19,000.00, interest on said certificates of deposit \$276.43 and from the payment of a note the sum of \$5,506.00 making a total receipts during the year 1923, including the amount on hand January 1st of said year \$72,769.50. That during the year 1923 he expended for Nah-me-tsa-he \$20,177.03. That he purchased certificates of deposit during said year in the sum of \$25,000.00. That he purchased United States certificates through the Liberty National Bank of Pawhuska in the sum of \$1,000.00 and made a real estate mortgage loan in the sum of \$2,000.00 purchased furniture in the sum of \$1,000.00, purchased property near Hot Sulphur Springs in the sum of \$1,000.00, made payment on the house of \$750.00, improved the farm in the sum of \$1289.00, purchased a light plant, fences, etc., \$509.65, making total expenditures during the year in the sum of \$71,688.68 and leaving a cash balance on hand January 1, 1924, in the sum of \$1,043.82 and investments as hereinbefore set forth in the total sum of \$83,702.40.

That during the year Nah-me-tsa-he died and O. V. Pope was appointed administrator of her estate and that during the year 1924 he received from the Osage Agency \$36,191.00 he cashed certificates of deposit in the sum of \$10,000.00, that there was transferred from guardian's account the sum of \$18,495.72 and that he received \$2.13 as interest on Liberty Bonds, making a total amount received during the year 1924 in the sum of \$64,688.85. That during the year claims against the estate in the amount of \$13,088.19 were paid and that was distributed to O. V. Pope, a white man, and Rhoda Wheeler, Ridge, both heirs of said estate the sum of \$40,250.00, that in addition thereto there was paid as an allowance to Rhoda Wheeler during the year the sum of \$1500.00, making the total expenditures during said year \$38,838.19, leaving \$9,850.66 as a cash balance on hand January 1, 1925. That he had investments on hand as follows: One Liberty Bond \$100.00, and an insurance policy, \$2,765.00.

That during the year 1925 he received from the Osage Agency the sum of \$9,400 that he collected insurance and rent in the sum of \$3,424.46 and interest in the amount \$79.71, making the total amount received during said year, including the cash balance on hand January 1, 1925, \$24,202.58. That during said year he paid claims against said estate in

sum of \$7,863.47, that the sum of \$13,000.00 was distributed to the said O. V. Pope and Wheeler Ridge, heirs of said estate, and an allowance to both of them in the total sum of \$1200.00, making the amount of total expenditures during said year \$22,063.47, leaving a balance on hand January 1, 1926, in the sum of \$339.11 and One Liberty Bond in the sum of \$100.00.

V

As to Rhoda Wheeler Ridge, Osage Allottee No. 730 the court finds the following facts; that on January 1, 1920, W. E. Browning was her guardian and that he had on hand on said date the sum of \$215.84 that on February 4, 1920, the said W. E. Browning was discharged as guardian of said Rhoda Wheeler Ridge and that in the settlement of his account Rhoda Wheeler Ridge was given the sum of \$1336.77, that from said date until December 8, 1922, she was without guardian and on the latter date Carl T. Matthews was appointed as said ward at which time he received from the Osage Agency the sum of \$4608.74 and that he received the December annuity payment in the sum of \$3400.00, making the total amount received by said guardian \$8008.74, that during the year he spent for the benefit of said ward the sum of \$273.62, leaving cash on hand January 1, 1923, in the sum of \$7735.12.

That during the year 1923 he received annuity from the Osage Agency in the sum of \$11,800.00, interest in the sum of \$64.54, that he received from sources other than the Osage Agency interest in the sum of \$150.00, rent from taxable lands \$120.00, rent from non-taxable lands \$40.00, total rentals \$160.00, pipe line damages in the sum of \$34.00, a total receipt during the year, including the amount on hand January 1st, of said year \$19,943.66. That during the year he spent for the benefit of said ward \$7595.10. That he purchased certificates of deposit in the National Bank of Commerce of Hominy in the total sum of \$7300.00, that he purchased Liberty Bonds through the Liberty National Bank of Pawhuska in the sum of \$4957.91, making the total amount of expenditures during said year \$19,853.01, leaving a cash balance on hand January 1, 1924, in the sum of \$90.65 and investments on hand on said date as hereinbefore set forth.

That during the year 1924 he received from the Osage Agency the sum of \$8900.00, that he received from sources other than through the Osage Agency the following items: certificates of deposit cashed \$1300.00 rent from taxable lands \$120.00, rental from non-taxable lands \$40.00, total rent \$160.00, interest on certificates of deposit \$436.77, interest on Liberty Bonds \$212.50, sundry collections \$54.90, allowance from the estate of Nah-me-tsa-he \$150.00 and distribution from the estate of Nah-me-tsa-he \$29,000.00, making the total amount of receipts during said year, including the cash on hand January 1, of said year \$41,654.82. That during said year he spent for the benefit of said ward the sum of \$8,582.31, that he purchased certificates of deposit from various banks in the total amount of \$10,250.00, that he purchased Liberty Bonds in the amount of \$5080.00, that he made real estate loans in the total sum of \$12,500.00, that he purchased an automobile for O. V. Pope in the sum of \$3,009.00 making the total amount of expenditure during said year \$41,421.31 and leaving a cash balance on hand January 1, 1925, in the sum of \$233.51 and investments on hand as hereinbefore set forth in the total sum of \$41,759.00.

That during the year 1925 he received from the Osage Agency the total sum of \$5,000.00, that he received from sources other than the Agency as following: Bonds cashed \$1,000.00, rent from taxable land \$487.50, rent from non-taxable land \$162.50, total rent \$650.00, rebate of court costs \$10.00, interest on real estate loan \$700.00, interest on certificates of deposit \$417.36, interest from Liberty Bonds \$191.25, cashed certificates of deposit to the extent of \$2,000.00, allowance from Nash-me-tsa-he estate \$600.00 and partial distribution from Nah-me-tsa-he estate in the sum of \$6,500.00 making the total amount of receipts during said year, including the amount on hand January 1st of said year, \$17,302.11. That during the year he spent for the benefit of said ward the sum of \$11,385.02, that he purchased furniture in the sum of \$1,195.95, making the total expenditures during said year \$15,505.17, leaving a cash balance on hand January 1, 1926, \$1,796.95 and investments on hand as hereinbefore set forth in the total sum of \$21,500.00.

That in accordance with the Act of Congress of February 27, 1925, the Osage Agency determined the amount of excess funds in the hands of said guardian to be \$20,691 and that the guardian made settlement with the Osage Agency in the following manner: Cash certificates of deposit in the total sum of \$7,254.00, guardian's check in the sum of \$2 and Liberty Bonds in the total sum of \$9,000.00, and that the difference of \$4,317.06 was made up by the allowance of claims in that sum which were approved by the Department of the Interior under date of March 19, 1926.

The Court finds that all of the aforesaid Indians were non-competent members of the Osage Tribe of Indians.

## VII

The Court finds that the audits herein reflect only the years 1920 to and including 1926, and the court further finds that as to the years 1913 to and including 1919 the rule of law or conclusion of law hereinafter set out in full under classification No. 1 governs said years. The court further finds that as to the years subsequent to 1926 the rule of law or conclusion of law hereinafter set out in full under classification No. 3 governs said years.

## CONCLUSIONS OF LAW.

### I

1. Funds and property other than real property in the hands of such members of the Osage Tribe of Indians, or their guardians, or administrators, special and general, or executors of their Last Will, on hand January 1st of each year preceding March 3, 1921, and a portion thereof as is on hand January 1st of any subsequent year, are subject to taxation by the defendants or taxing authorities of Osage County, Oklahoma, for the reason that such funds and property were released to Osage Allottees or their guardians or administrators, and the control of such funds or property is not retained by the United States Government for the allottees.

2. The balance on hand January 1st of each year succeeding March 3, 1921, to and including January 1st, 1925, of the \$1,000.00 provided to be paid under the Act of February 3rd, 1921, to adult members of the Tribe, or to their guardians, or their administrators, special and general, of their estates, or their executors of their Last Will, and also money and property to such Indians out of their funds under said Act and the support and maintenance of their minor children's and widow's allowances, if any, and monies paid for damages, rights of way, location fees, interest from investments, and other funds not received as annuity payment on all property, other than real estate, which may have been purchased by such Indians out of the \$1,000.00 paid them quarterly, or the money paid to them for the support of their minor children or any other monies referred to in this paragraph, on hand, or in the hands of such Indians, special and general, of their estate, or the executors of their Last Will, these funds or property acquired by investment of such funds, are subject to taxation by the State of Oklahoma, but it was intended that \$1,000.00 per quarter should be released from the trust funds for adults and \$500.00 per quarter for minors, or any other monies referred to in this paragraph, and the Congressional intent is apparent that no control whatever was to have been retained over such monies by the Federal Government.

3. The money paid quarterly to members of the Osage Tribe of Indians under the Act of February 27, 1925, through their guardians, administrators, special and general, of their estates, or executors of their last will, including widow's allowance and money paid for the maintenance of minor children, in the hands of guardians, administrators or executors, is not subject to taxation because of the restrictions imposed upon such funds, but any portion of said funds after it reaches the hands of the ward or any property acquired from such funds and delivered to said ward is taxable. Any other funds or property not received as in this paragraph set forth in the hands of guardians of members of the Osage Tribe of Indians, administrators, special and general, of the estates, or executors of their last will, is taxable.

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE TERRITORY OF  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, DECEMBER 27, 1934

4. All monies paid by the Secretary of the Interior after the passage of Act of March 3, 1921, to guardians of such Indians in excess of \$1,000.00 quarterly, and \$500.00 for the support of the minor children of such Indians, and property or securities which such excess money was invested by said guardians during the time such funds, or property in which the funds were invested, were in the hands of such guardians, including (a) excess funds actually returned to the Secretary of the Interior; and (b) properties, monies, securities and investments accounted for purchased with such excess funds and left under settlement with the Secretary of the Interior in the hands of guardians, administrators, special and general, of their estate, and executors of their Last Will. Such monies or property acquired by investing such funds, are not subject to taxation by the State of Oklahoma because restrictions were imposed upon the monies and properties in excess of \$1,000.00 quarterly for adults and \$500.00 for minors, and all such monies and properties, whether held by the Secretary of the Interior or accounted for but held by guardians, administrators, executors, were restricted, and held in trust by the United States, and its agencies, guardians, administrators, or executors, and were not subject to taxation.

5. Property purchased by funds in the hands of guardians for such Indians February 27, 1925, and monies in the hands of guardians, administrators, special and general of their estates, and executors of their Last Will, after the passage of said Act of February 27, 1925. Such property is not subject to taxation unless acquired from investing the \$1,000.00 quarterly payments for adults and \$500.00 quarterly payments for minors, for the reason that such funds were restricted and the property acquired by investments of such funds, likewise were restricted, and under the control of the Federal Government, for the dependent Allottees.

6. Monies borrowed by the guardians, Administrators, or executors as such hand January 1st of each year, whether with or without the consent of the Secretary of the Interior. All such funds borrowed without the consent of the Secretary of the Interior are subject to taxation by the State of Oklahoma, because no control of such funds is retained by the Federal Government; all monies borrowed by guardians, administrators or executors with the permission of the Secretary of the Interior, are not subject to taxation by the State of Oklahoma because of the trust character of such funds, the guardians, administrators and executors are agencies of the Federal Government in administering the affairs of the dependent Osage all

7. Rentals from real estate constituting a homestead of of incompetent Osage Allottees received subsequent to March 3, 1921, are not subject to taxation by the State of Oklahoma; rentals from the surplus real estate of such allottees are taxable whether said were inherited or allotted. Rentals from real estate purchased by or for incompetent Osage tribal members received subsequent to March 3, 1921, are not subject to taxation, if purchased with restricted funds, and where such real estate is under the control and domination of the Federal Government for its dependent wards. However, rentals from real estate purchased by incompetent Osage Allottees from unrestricted funds and over which the Federal Government does not exercise control, is subject to taxation.

8. Interest received by such Indians from guardians or administrators or executors of trust funds allotted to such Indians under the Act of Congress of June 28, 1906, is not subject to taxation and neither is interest on notes secured by real estate mortgages where said mortgage tax is not paid, interest on United States Bonds, interest on State, County or municipal bonds, interest on funding bonds, interest on deposits in banks, including certificates of deposit, where chose in action tax not paid and not rendered for assessment nor interest on other investments, if the notes, bonds, deposits, or investments were acquired by expending restricted funds. Such property continued to be restricted and as such is under the control of the Federal Government and is not taxable by the State. However, such investments made from unrestricted funds are taxable.

9. Funds and property in the hands of guardians, administrators, special and general, of their estate, and executors of their Last Will, prior to the distribution of the same is not subject to taxation by the State of Oklahoma, unless such property, or a portion thereof

come from funds released from trust, such as the \$1,000.00 quarterly payments for adults \$500.00 for minors, or from widow's allowance, monies paid for damages, rights of way, location fees, interest from unrestricted investments, and other unrestricted funds not received as annuity payments.

10. Funds mentioned in Classification No. 9 after distribution to the heir are not taxable or taxable for the reasons stated with reference to Classification No. 9.

11. Monies received from the sale of unrestricted property are taxable by the State of Oklahoma.

12. Monies received from the sale of restricted property are not taxable by the State of Oklahoma because of the control of the Federal Government over such funds.

13. Inherited monies and property in the hands of guardians prior to 1925 subsequent to March 3, 1921, and not distributed through administrators or executors, are not subject to taxation if such funds and property is properly in the hands of such guardian, has been lawfully paid to them by the Secretary of the Interior, and if not held in trust by the guardians as an Agency of the Federal Government; if unlawfully held by such guardian, or for the benefit of the Secretary of the Interior, such monies and property are not subject to taxation.

14. Balance of funds at the close of guardianship returned to the Osage I Agency is not subject to taxation because of the control of the Federal Government over such funds.

## II

The court concludes as a matter of law that where the real estate mortgage has been paid upon a real estate mortgage for a given period of time and when said mortgage indebtedness has not been paid off at the expiration of said given time that the indebtedness should be taxed on an ad valorem basis and that the mortgage tax theretofore paid on said indebtedness only covers the period of time specified in said mortgage.

## III

The Court concludes further that where trust funds are commingled with unrestricted funds and expenditures are made from the whole fund that the money spent was the unrestricted funds rather than the funds that bore trust character prior to the commingling.

## IV

Applying the conclusions of law hereinbefore set forth under the heading of "Conclusions of Law" to the facts found herein under "Findings of Fact", the court concludes as follows:

1. Joseph Kemohah: The \$2136.69 on hand January 1, 1920 is taxable.

The sum of \$3,022.51 on hand January 1, 1921, is taxable. That the notes in the total sum of \$10,500.00 are taxable.

That the sum of \$1531.52 is taxable as of January 1, 1922, being the total amount of cash on hand on said date. This amount is arrived at in the following manner: Take amount of taxable funds on hand January 1, 1921, \$3,022.51 and add thereto the amount received from the Osage Agency \$3690.56 and the amount received from other sources \$22.15, leaving amount of taxable funds received during the year of \$6735.22, and deduct therefrom the amount of expenditures made by the guardian for the benefit of said ward during said year, \$1153.60, leaving amount of taxable funds on hand January 1st as aforesaid.

That the notes on hand in the total sum of \$10,500.00 are taxable.

On January 1, 1923, the amount of cash on hand taxable is \$1230.88. During year 1922, there was a total of \$3395.80 of unrestricted funds received, which sum together with the amount of taxable cash on hand January 1, 1922, totals the sum of \$4977.38; that during said year the guardian expended for said ward \$1931.80, leaving the sum of \$3045.58 to be accounted for. However, the guardian only had the sum of \$1230.88 on hand January 1, 1923. Investments by way of notes in the sum of \$10,500.00 are taxable January 1st of that year and the \$2,000.00 represented by a certificate of deposit in the First National Bank Hominy, Oklahoma, is also taxable.

That the amount of cash on hand January 1, 1924, taxable was \$6179.95 which sum may be accounted for as follows: Cash on hand January 1, 1923, \$1230.88, quarterly annuity payments from Osage Agency \$4,000.00, interest from Liberty Bonds \$84.01, rent from taxable lands \$472.43, interest on loans \$1763.76, damages for well location \$35.00 and rent paid in the sum of \$3500.00, total receipts of unrestricted funds \$11,086.08. During said period of time the guardian spent for the benefit of said ward the sum of \$4,906.13 which deducted from the next above mentioned figure leaves the amount of taxable property on hand January 1, 1924. Notes taxable January 1, 1924, in the total sum of \$12,500.00 and certificates of deposit taxable January 1, 1924, in the sum of \$2,000.00.

That the amount of cash on hand January 1, 1925, which was taxable is the sum of \$1391.20 which is all that the guardian had on hand. This may be accounted for by taking account the cash on hand January 1, 1924, and the total receipts from unrestricted sources making a total of \$12,614.09 and deducting therefrom the amount spent for the benefit of said ward, \$6976.13, leaving the sum of \$5637.96 as taxable, but there not being this amount on hand the amount of cash on hand was taxable. Notes taxable on hand January 1, 1925, in the total sum of \$14,746.76, certificates of deposit on hand January 1, 1925, and taxable in the total sum of \$2,000.00.

The amount of cash on hand January 1, 1926, taxable was \$3479.67, which amount arrived at by taking taxable cash on hand January 1, 1925 and adding thereto all receipts from unrestricted funds, and deducting therefrom the amount expended for said ward. Notes taxable on hand January 1, 1926 in the sum of \$14,746.76.

2. Relative to the estate of John Blackbird, deceased, the court finds as follows: \$3000.00 of the cash on hand January 1, 1923 was taxable.

\$440.89 of the cash on hand January 1, 1924 was taxable.

\$5.60 of the cash on hand January 1, 1925 was taxable.

3. Relative to the Estate of Nah-me-tsa, the court finds as follows: Cash on hand January 1, 1920, in the sum of \$1,002.00 is taxable. Notes in the sum of \$2,155.00 are taxable.

That the amount of cash on hand January 1, 1921, taxable was \$2,504.77 and taxable investments in the total sum of \$13,155.00 by way of notes, and horses taxable in the sum of \$250.00 and furniture taxable in the sum of \$1,000.00.

That the amount of taxable cash on hand January 1, 1922, was \$1098.45, which may be accounted for in the following manner: On hand January 1, 1921, \$2,504.77, quarterly annuities received from Agency \$4,000.00, interest on loans \$471.30, interest on bonds \$76.45, rental from taxable lands \$180.00, damages \$1200.00, total \$8432.52, and that during said year there was spent for said ward the sum of \$7,334.07, which sum deducted from the next above mentioned figure leaves the total amount of cash on hand as being \$1098.45, that the taxable investments on hand in the sum of \$13,155.00 represented by notes, horses \$250.00, and furniture \$1,000.00.

That there was no taxable cash on hand January 1, 1923, but that the invest-  
ments hereinbefore set forth in the amount of \$13,155.00 for notes, \$250.00 for horses and \$10  
for furniture was taxable.

That there was no taxable cash on hand January 1, 1924. Taxable investments  
on hand January 1, 1924 are as follows: Notes \$7649.00, horses \$250.00, furniture \$1000.00

That there was taxable funds on hand January 1, 1925 in the sum of \$2765.00  
representing the proceeds of an insurance policy.

That there was no taxable cash on hand or taxable investments on hand Janu-  
ary 1926.

4. As to Rhoda Wheeler Ridge, Osage Allottee No. 730, the court finds as  
follows: The amount of cash on hand January 1, 1920, which was taxable was \$215.84.

That there is no record as to the amount on hand January 1, 1921, and Janu-  
ary 1922, because of the fact that said ward was without guardian until the 28th day of Decem-  
ber 1922.

That the amount of taxable cash on hand January 1, 1923 is \$726.38 which is  
accounted for as follows: At the time of the appointment of said guardian there was turned  
over to him the sum of \$4608.74, which was excess funds, and in addition thereto he received  
the December annuity payment amounting to \$3400.00, but of which sum only \$1,000.00 was re-  
stricted, making the total receipts of unrestricted funds \$1,000.00 from which sum the amount  
\$273.62 should be deducted being the amount of expenditures during 1922 for said ward, leaving  
\$726.38, the amount taxable on January 1, 1923.

That there was no taxable cash on hand January 1, 1924.

That there was no taxable cash on hand January 1, 1925.

That there was no taxable cash on hand January 1, 1926.

That all funds and property on hand January 1st of each of the years inclu-  
ed in as shown in this decree but which has not been specifically mentioned in paragraphs 1  
and 4 of IV under "Conclusions of Law" are non-taxable.

V

The court further finds as a matter of law that this case was properly brought  
in the United States and that this Court has jurisdiction to hear and determine same, and that  
objections to the jurisdiction of the court are overruled and exceptions are allowed the  
defendants.

VI

It is, therefore, considered, ordered, adjudged and decreed by the court that  
the defendants be, and they hereby are, permanently enjoined from assessing for taxes or attempt-  
ing to assess or place on the tax rolls of Osage County, Oklahoma, any of the moneys or prop-  
erty of members of the Osage Tribe of Indians not having a certificate of competency, which is  
property so held herein to be non-taxable and that the temporary injunction hereinbefore  
granted by this court as to moneys or property of members of the Osage Tribe of Indians not hav-  
ing a certificate of competency, which the court herein finds to be taxable is dissolved; that  
representatives of plaintiff and defendants determine the amount of taxes due Osage County in  
cases included in the general classification herein mentioned and that the amount of tax  
determined upon, be paid; that the heirs or distributees are liable for the payment of tax  
herein adjudged in the same proportion as they were adjudged to share in said decedents

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA THURSDAY, DECEMBER 27, 1934

It is further considered, ordered, adjudged and decreed that in all matters orders of the court which are against the plaintiff, said plaintiff is duly allowed except in each and every instance, and in all matters where the findings and orders of the court against the defendants, the defendants and each of them are duly allowed an exception in each and every instance.

It is further considered, ordered, adjudged and decreed by the court that journal entry of judgment, order or decree heretofore entered herein by this court, prior to this date, save and except the order referring the matter to the Special Master in the first instance and the order allowing fees for said Special Master, be and the same hereby is, vacated, set aside, and held for naught.

O.K. CHESTER A. BREWER Assistant United States Attorney  
LOUIS H. STIVERS Tribal Attorney  
C. S. MACDONALD Special County, Attorneys for Plaintiff  
C. K. TEMPLETON County Attorney of Osage County, Oklahoma.  
FRANK T. MCCOY, JOHN T. CRAIG, JOHN R. PEARSON, Special County, Attorneys for Defendants.

F. E. KENNAMER  
District Judge.

ENDORSED: Filed Dec 27 1934  
H. P. Warfield, Clerk  
U. S. District Court

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Court adjourned to December 29, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA SATURDAY, DECEMBER 29, 1934

Court convened pursuant to adjournment, Saturday, December 29, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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.

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY, )  
a Corporation, Complainant, )  
) No. 873 Equity. ✓  
-vs- )  
) )  
EXCHANGE NATIONAL COMPANY, a Corporation, )  
Respondent. )

O R D E R

On this 29th day of Dec., 1934, this matter comes on for hearing on the application of C. G. Moore for the payment to him of the sum of \$50.00 which was remitted to the Exchange National Company under date of January 31, 1933, for his benefit in loan No. 902 Tinsley, and the Court being well and sufficiently advised in the premises finds that the title to said money did not pass to the Receiver for the Exchange National Company but was impressed with a trust in the hands of the Exchange National Company for the benefit of C. G. Moore to whom said money was payable and for whose benefit said money was paid to the Exchange National Company, and that said amount is still due and owing to the said C. G. Moore.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT OF OKLAHOMA  
DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA SATURDAY, DECEMBER 29, 1934

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Court further finds that the payment of said sum to C. G. Moore will not in any way be a  
ference.

IT IS THEREFORE ORDERED, ADJUDGED, and DECREED by the Court that Rex Watk  
Receiver herein be and he is hereby authorized, empowered, and directed to pay to C. G. M  
an attorney at law of Purcell, Oklahoma the sum of \$50.00 which was received by the Exch  
National Company for his account in loan No. 962-12 Tinsley.

C.K. HORACE W. MAGAN  
T. AUSTIN GAVIN Solicitors for Rex Watkinson,  
Receiver of Exchange National Company

F. E. KENNAMER  
Judge.

ENDORSED: Filed Dec 29 1934  
H. P. Warfield, Clerk  
U. S. District Court

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Court adjourned to December 31, 1934.

SPECIAL MARCH 1934 TERM-EQUITY SESSION TULSA, OKLAHOMA MONDAY, DECEMBER 31, 1934

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Court convened pursuant to adjournment, Monday, December 31, 1934.

Present: Hon. F. E. Kennamer, Judge, U. S. District 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.

SPANISH HALL, TRUSTEE, and THE	)	
GUARANTEE TITLE AND TRUST COMPANY,	)	
TRUSTEE,	)	PLAINTIFFS,
	)	No. 708 Equity ✓
V.	)	
	)	
KNIGHT REALTY COMPANY, a Corporation,	)	
ET AL.,	)	DEFENDANTS.

O R D E R.

Now on this 31st day of December, 1934, the above entitled cause comes on f  
urther hearing in accordance with the mandate of the Circuit Court of Appeals and upon  
plainants' motion for reinstatement of the receiver and for sale. The court, being duly  
in the premises, finds that said motion should be allowed. It is therefore

ORDERED that the plaintiff trustee, Collis P. Chandler, is reinstated and r  
ted as receiver, with the same powers which he had at the time of final decree herein. .  
receiver he is ordered to take immediate possession of all the mortgaged property. It i  
ed that a writ issue out of the office of the clerk of this court requiring the United S  
Marshal to place said receiver in possession of said property.

IT IS FURTHER ORDERED that the receiver immediately make a new inventory o  
mortgaged property coming into his hands and that he make a report to this court not lat

