

On this 22nd day of April, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March Term of Court, at Oklahoma City, Oklahoma, in and to the said Court, Hon. F. E. Henneman, Judge, present and presiding.

W. A. Jarfield, Clerk, U. S. District Court.  
C. H. Bailey, United States Attorney.  
John A. Logan, United States Marshal.

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

MISCELLANEOUS - ADMISION OF COUNSEL.

On this 22nd day of April, A. D. 1938, it being duly and lawfully shown to the Court that Mr. R. Brockbridge is qualified for admission to the Bar of the Court, the oath prescribed by the Court is administered and said attorney is declared admitted to the Bar of the Court.

MISCELLANEOUS - GRAND JURORS GRAND JURY.

On this 22nd day of April, A. D. 1938, comes the Grand Jurors summoned by the Court and takes his return on the Venire heretofore issued out of this Court before Grand Jurors for this Special March Term of Court. Thereupon, on order of the Court, the Clerk calls the names of the Grand Jurors as summoned as follows:

- |                 |                   |
|-----------------|-------------------|
| F. W. Antstearn | F. A. Peorer      |
| E. V. Allen     | G. A. Patricke    |
| Fred C. Adams   | Clarence Bradshaw |
| A. B. Bixson    | J. K. Hurst       |
| C. F. Griffen   | T. H. Miller      |
| A. T. Glynn     | A. B. Caulk       |
| Ralph Stobaugh  | E. W. Harrison    |
| Jim House       | R. W. Costley     |
| John D. Brown   | J. T. Brown       |
| T. A. Cull      | J. E. Coats       |
| A. T. Cottrell  | Barn Hofer        |

John Bickham

And thereupon it is ordered by the Court that the following names of those who were served but not returning

E. V. Allen

and of those not served

A. T. Glynn

J. T. Brown (deceased)

and of those previously excused for good cause shown

Fred C. Adams

A. T. Cottrell

G. A. Patricke

So, and they are, hereby stricken from the jury roll.

Thereupon, the Court offers the entire array to any of the persons named herein for a challenge and no challenge being offered, the Court accepts the entire array as returned and the same is returned to the Court for the trial of the case.





in which to file an answer herein.

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

ENDORSED: Filed Apr 23 1935  
H. F. Warfield, Clerk  
U. S. District Court

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Court adjourned to April 24, 1935.

SPECIAL MARCH 1935 TERM

TULSA, OKLAHOMA

WEDNESDAY, APRIL 24, 1935

On this 24th day of April, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. F. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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

RETURN OF GRAND JURY - FIRST AND FINAL.

On this 24th day of April, A. D. 1935, the Grand Jury returns in open Court Eighty-Seven (87) TRUE BILLS, each True Bill endorsed by the Foreman of the Grand Jury as a TRUE BILL and signed by the Foreman of the Grand Jury. All true bills were found with a quorum of not less than 12 members of the Grand Jury. Thereupon, it is ordered by the Court that said True Bills be filed in open Court in the presence of the Grand Jury. Said indictments being as follows, to-wit:

No.	Name	Amount of Bond.
8088	Ralph Wallace	\$2500.00
	Stella Stewart Ayers	2500.00
8089	Earnest Alls	1000.00
8090	Harry Corbett	2500.00
	Charles (Buddy) Corbett	2500.00
	Dennis Barfield	2500.00
8091	Tom Biggs	1000.00
9082	John W. Clemons	500.00
8093	Charles Cotton	2500.00
	Lawrence Manzer	500.00
8094	Floyd Dixon	500.00
8095	Walter Duffield	1000.00
	Lee McKee	500.00
8096	John E. Evans	500.00
	Gertrude Garrett	500.00
8097	O. Z. Graves	2000.00
8098	Mrs. Ester Gates, alias Mrs. Ester May Martin, alias Mrs. Ester May Southern	2000.00
8099	V. W. Gardner	2500.00
8100	Jannie Gardner	1000.00
8101	Floyd Jones	1000.00
8102	Charley Kennedy	1000.00
	Sam Pease	1000.00

Return - cont'd.

8103	Harley Ketterman	3500.00	
	Elsie Ketterman	3500.00	
8104	Ted Kelly	2500.00	
	George Pizetta alias George Pisetta	2500.00	
8105	W. B. McSwain	1000.00	
8106	Mary Robinson alias Mary Smith	2000.00	
	Claude Moore	2000.00	
8107	O. L. Parkerson	500.00	
8108	Herbert St. John	1500.00	
8109	Jay Louis Shirk	3500.00	
8110	William Stilwell	1000.00	
	Charles Mittong	1000.00	
8111	Tom Trent	2000.00	
	Opal Wilson	2000.00	
8112	Henry Howard Terry, alias Ike Terry	3500.00	
8113	John Newton Brashear	2500.00	witness bond
		2500.00	
8114	W. T. Byrd	1000.00	
8115	J. P. Castle	2500.00	
8116	Walter A. Self	1000.00	
	E. E. Casey	1000.00	
8117	B. A. Campbell	1000.00	witness bond
8118	Ray Davis	2000.00	
8119	Curtis Ellis	2000.00	witness bond
8120	Charles W. Elliott	2500.00	
8121	Lando Gunter alias Jimmie Harris alias James Curry	4000.00	witness bond
	Dick Johnson, alias Guy Scott	4000.00	
	Jack White, alias Bill Kimes and Rena Kimes, alias Rachael Walker	4000.00	
		4000.00	
8123	Lando Gunter, alias Jimmie Harris alias James Curry	25,000.00	witness bond
	Dick Johnson, alias Guy Scott	25,000.00	
	Jack White, alias Bill Kimes	25,000.00	
	Rena Kimes, alias Rachael Walker	25,000.00	
	Gladys Parks	25,000.00	
8122	Lando Gunter alias Jimmie Harris, alias James Curry	25,000.00	witness bonds
	John Doe	25,000.00	
	Richard Roe	25,000.00	
8124	Leslie Henry Gardner	500.00	
8125	R. T. Harvell	1000.00	witness bond
8126	Horation Bean, alias "Race" Bean	2000.00	
	Robert Brown, alias Beanie Brown	2000.00	
	James Learl Humphreys	2000.00	
	George Washington O'Neal	2000.00	witness bond
8127	Walter Percifiel, alias Patrick Kelley, alias Thomas McCarty	3000.00	
	Leonard Lee Stevenson	1000.00	
8128	Grady Lester	2500.00	
	Ed Parmlee	4000.00	
8129	Steve Robert McCorkle	4000.00	
8130	Claud Merryman	3000.00	
	Marvin Merryman	3000.00	
8131	Eugene Mitchell	2500.00	
	Flossie Boswell	2500.00	

Return - Cont'd.

8132	O. B. Moorhead	4000.00	
	Louise Roam	4000.00	
	Benny Tanner	4000.00	
	Tony Tanner	4000.00	
8133	Glen Nading	1500.00	witness bond
8134	C. B. Rush	4000.00	
	Larry Yancy	1000.00	
	Sequoyah Downing	1000.00	
8135	Joe Sherry, alias Jack Williams	10,000.00	
	Glen W. Stilley, alias Glen Wilson	10,000.00	
	Elizabeth Jewell Georgeoff, alias Jewell, Brown, alias Jewell Rogers, alias Elizabeth Jewell Broadhead	10,000.00	
8136	Joe Sherry, alias Jack Williams	4000.00	
	Glen W. Stilley, alias Glen Wilson	4000.00	
	Elizabeth Jewell Georgeoff, alias Jewell Brown, alias Jewell Rogers alias Elizabeth Jewell Broadhead	4000.00	
8137	Walter Self	1000.00	
8138	Aubrey Staggs	2500.00	witness bond
	Henry Long	2500.00	
8139	Alfred Ray Stewart	4000.00	
	Wirt Val Stewart	4000.00	
8140	Emmett Thurman alias Emmett Kelley	3500.00	
8141	Molly Thomas	2500.00	witness bond
8142	H. B. Thompson	2500.00	
8143	F. E. Weaver	1000.00	witness bond
8144	Henry West	2500.00	witness bond
	Lee West	2500.00	
8145	W. H. Waggoner	4000.00	
	Carl Laughlin	2500.00	
	A. W. Harris	1000.00	
8146	Marvin Merryman	2500.00	
	Claud Merryman	2500.00	
	Earl Kimberlin	2500.00	
	Walter A. Self	2500.00	
8147	John Boatner	2000.00	
8148	Charles E. Deck	2000.00	
	Charles J. Deck	1500.00	
	Roy Ice	1500.00	
	Frank Ice	1500.00	
	Bud Fowler	1500.00	
	Kenneth Thomas	1500.00	
	Leonard D. Warder	1500.00	
	Reuben Smith	1500.00	
	Franklin Deucher	1500.00	
8149	Jesse C. DeFir alias James T. Dunn	2000.00	
	Benjamin Franklin Qualls	1500.00	
8150	Harry P. Dean	1000.00	
	Clarence Merryman	1500.00	
	Willie L. Darrow	1500.00	
8151	George Edwards	2500.00	
8152	Marquies Benjamin Green	1500.00	
	Lee Payne	1500.00	
8153	Fred M. Hartley	1000.00	
	Frank E. Wharton	1000.00	
	H. S. Sparkman	1000.00	
	Dow Phenix	1000.00	

Return - Cont'd.

8154	Benjamin Franklin Hamilton	3500.00	
8155	Willie R. Hunt	2500.00	
8156	Clyde P. Whitmire	2000.00	
	Stanley Ingram	2000.00	
	George B. Griffith	1500.00	
	George E. Horner	1000.00	
8157	James Joseph Lewis	1000.00	
8158	Willis B. Mitchell	2500.00	
	Joe R. Ware	1500.00	
	Oklahoma Dawson	2500.00	
8159	Arthur Lee Penney, alias Arthur Goodson	4000.00	
	Henry Penney	4000.00	
	A. L. Zinnaman	2500.00	
	Dave Burkett	2500.00	
8160	John Taylor	2000.00	
8161	Douglas Washington	2500.00	
	C. W. Richardson	2500.00	
8162	Lawrence Preckwinkle	2500.00	
8163	Stanley Rex Turner	1500.00	
	Henry Arch Rogers	1500.00	
8164	A. V. Rehn	1500.00	
8165	Mack Johnson	1500.00	
8166	B. E. Equals	1500.00	
8167	Joe Siedlik	1500.00	
8168	John Hall	2500.00	
8169	Samuel Gurber	1500.00	
	James C. Fite	1500.00	
8170	Joe Curry	2500.00	
8171	Clifford James	1500.00	
	Jesse Joseph Hames	1500.00	
	Joe Shepard	1500.00	
8172	Emma Brown alias Emma Goff	2000.00	witness bond
8173	Thomas C. Higgens	2500.00	
	Mabel Reese	2500.00	
8174	Bessie Hampton	4000.00	

And it is further ordered by the Court that warrant issue for the arrest of each defendant, upon on praecipe filed by the U. S. Attorney.

ENDORSED: Filed In Open Court  
Apr 24 1935  
H. P. Warfield, Clerk  
U. S. District Court

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

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

GRAND JURY REPORT

We, your Grand Jurors, duly empaneled and sworn in the District Court of the United States for the Northern District of Oklahoma, to inquire into and investigate such matters as are presented to us, or that shall be called to our attention, involving offenses committed within said District, make the following report concerning such matters.

We have found and do herewith return at this session of the Grand Jury, true Bills in 87 cases.

We have carefully examined approximately 108 witnesses from the Northern District of Oklahoma and elsewhere.

We have found and do hereby return NO BILLS against the following named persons, to-wit:

JOE BIGHORSE,  
ELLIS McELROY  
ROY LANE PEDDICORD, alias Roy Petticord  
JIM PEASE  
EARL DEAN  
BARTON LEROY MCPHERSON  
JANNIE GARDNER

Respectfully submitted,

JOHN D. MARVIN  
T. H. MILLER  
C. F. GRIFFEY  
FLOYD A. JONES  
EARN HOFER  
JOHN BICKHAM  
R. W. COSTLERY  
CLARENCE BRADSHAW  
R. B. CAULK  
E. M. HARRISON

J. K. HURST  
JIM HOUSE  
P. W. ARTESBERRY  
RALPH STOBAUGH  
J. E. COATS  
W. B. HIXSON

J. R. SMALL  
Foreman of the Grand Jury.

ENDORSED: Filed In Open Court  
Apr 24 1935  
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.

IN RE: SPECIAL MARCH A. D. 1935, TERM U. S. GRAND JURY.

O R D E R

AND NOW, on this 24th day of April, A. D. 1935, the same being one of the regular judicial days of the special March A. D. 1935 Term of said Court, sitting at Tulsa, Oklahoma, there comes on for hearing the motion of the United States Attorney, showing to the Court that he Grand Jury, sitting in and for the Northern District of Oklahoma, at Tulsa, Oklahoma, concluded its

labors on the 24th day of April, 1935, said session of the Grand Jury being the Special March A.D. 1935, Term of said Court, and submitted to this Honorable Court is report, and among other things, reported to this Honorable Court that it had returned NO BILLS against the following named persons, to-wit:

JOE BIGHORSE  
ELLIS McELROY  
ROY LANE PEDDICORD, alias Roy Petticord  
JIM PEASE  
EARL DEAN  
BARTON LEROY MCPHERSON  
JANNIE GARDNER

IT IS THEREFORE ORDERED that all of the above named defendants or persons who are in custody be released and discharged, and that all of said defendants who are on bail be exonerated and their bail discharged, and the United States Marshal in and for the Northern District of Oklahoma is hereby ORDERED and directed to execute this order in accordance with its terms.

O.K. C. E. BAILEY  
United States Attorney.

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

ENDORSED: Filed In Open Court  
Apr 24 1935  
H. P. Warfield, Clerk  
U. S. District Court.

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MISCELLANEOUS - ORDER DISCHARGING GRAND JURORS.

On this 24th day of April, A. D. 1935, it is ordered by the Court that all Grand Jurors be, and they are, hereby discharged, subject to call, for this Special March 1935 Term of this Court at Tulsa, Oklahoma.

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ORDER TO PAY GRAND JURORS AND WITNESSES MILEAGE AND PER DIEM.

On this 24th day of April, A. D. 1935, it is ordered by the Court that the Marshal of this District pay the Grand Jurors and Witnesses for this Special March 1935 Term of Court, their mileage and attendance as shown by the Record of Attendance.

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

The Petroleum Refractionating Corporation, )  
 Plaintiff, )  
 vs. ) At Law No. 1532. ✓  
 Kendrick Oil Company, )  
 Defendant. )

O R D E R

Upon application of the defendant, it is ORDERED that it be allowed to file an amended answer to petition of plaintiff, instanter.

Done on this the 24th day of April, A. D. 1935.

ENDORSED: Filed Apr 24 1935  
H. P. Warfield, Clerk  
U. S. District Court

F. E. KENNAMER  
District Judge.

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Court adjourned to April 25, 1935.

On this 25th day of April, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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

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

SAM F. WILKINSON, SUCCESSOR TO L. R. KERSHAW, )  
 AS RECEIVER OF THE PRODUCERS NATIONAL BANK OF )  
 TULSA, OKLAHOMA, A NATIONAL BANKING )  
 ASSOCIATION, ) PLAINTIFF, ) No. 1713 Law ✓  
 vs. )  
 MYRTLE TROPE, ET AL., ) DEFENDANTS. )

ORDER SUSTAINING MOTION TO STRIKE AND GRANTING LEAVE TO FILE MOTION FOR JUDGMENT ON THE PLEADINGS.

NOW on this 25th day of April, 1935, the above entitled cause came on regularly for hearing upon the motion of plaintiff to strike; the parties to the action appeared by their respective counsel of record, and after hearing argument of counsel and being fully advised in the premises, the court finds:

That the motion of plaintiff to strike portions of the amended answer and the

amendment to the amended answer of the defendants herein, which it is agreed are the pleadings upon which the defendants rely, seeks to strike all of the affirmative allegations of defense of defendants' said pleadings filed herein, and that said motion is well taken and should be sustained.

IT IS THEREFORE ordered, adjudged and decreed by the court that plaintiff's motion to strike filed herein be and the same hereby is sustained, and that each and all of the allegations of affirmative defense attempted to be alleged and set up in the amended answer and the amendment to the amended answer of the defendants filed herein, be and the same hereby are stricken; to which order of the court the defendants duly excepted and their exception is allowed.

THEREUPON, in open court, plaintiff requested leave to file within one day from this date a motion for judgment on the pleadings, which leave was granted without objection, said motion for judgment on the pleadings be heard on the regular motion docket of this court at its session next week.

F. E. KENNAMER  
Judge.

ENDORSED: Filed Apr 30 1935  
H. P. Warfield, Clerk  
U. S. District Court

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

SAM F. WILKINSON, SUCCESSOR TO L. R. KERSHAW, )  
AS RECEIVER OF THE PRODUCERS NATIONAL BANK OF )  
TULSA, OKLAHOMA, A NATIONAL BANKING ASSOCIATION, )  
PLAINTIFF, ) No. 1714 Law ✓  
vs. )  
MRS. A. K. DAWSON, )  
DEFENDANT. )

ORDER SUSTAINING MOTION TO STRIKE AND GRANTING LEAVE TO FILE MOTION  
FOR JUDGMENT ON THE PLEADINGS.

NOW on this 25th day of April, 1935, the above entitled cause came on regularly for hearing upon the motion of plaintiff to strike; the parties to the action appeared by their respective counsel of record, and after hearing argument of counsel and being fully advised in the premises, the court finds:

That the motion of plaintiff to strike portions of the amended answer and the amendment to the amended answer of the defendant herein, which it is agreed are the pleadings upon which the defendant relies, seeks to strike all of the affirmative allegations of defense of defendant's said pleadings filed herein, and that said motion is well taken and should be sustained.

IT IS THEREFORE ordered, adjudged and decreed by the court that plaintiff's motion to strike filed herein be and the same hereby is sustained, and that each and all of the allegations of affirmative defense attempted to be alleged and set up in the amended answer and the amendment to the amended answer of the defendant filed herein, be and the same hereby are stricken; to which order of the court the defendant duly excepted and her exception is allowed.

THEREUPON, in open court, plaintiff requested leave to file within one day from this date a motion for judgment on the pleadings, which leave was granted without objection, said motion for judgment on the pleadings to be heard on the regular motion docket of this court at its session next week.

F. E. KENNAMER  
Judge

ENDORSED: Filed Apr 30 1935  
H. P. Warfield, Clerk  
U. S. District Court  
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IN THE UNITED STATES COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA.

SAM F. WILKINSON, SUCCESSOR TO L. R. KERSHAW,	)	
AS RECEIVER OF THE PRODUCERS NATIONAL BANK OF	)	
TULSA, OKLAHOMA, A NATIONAL BANKING ASSOCIATION,	)	
	)	No. 1715 Law ✓
	)	
PLAINTIFF,	)	
vs.	)	
	)	
PEARL E. BREDAHL,	)	
	)	
DEFENDANT.	)	

ORDER SUSTAINING MOTION TO STRIKE AND GRANTING LEAVE TO FILE MOTION FOR  
JUDGMENT ON THE PLEADINGS.

NOW on this 25th day of April, 1935, the above entitled cause came on regularly for hearing upon the motion of plaintiff to strike; the parties to the action appeared by their respective counsel of record, and after hearing argument of counsel and being fully advised in the premises, the court finds:

That the motion of plaintiff to strike portions of the amended answer and the amendment to the amended answer of the defendant herein, which it is agreed are the pleadings upon which the defendant relies, seeks to strike all of the affirmative allegations of defense of defendant's said pleadings filed herein, and that said motion is well taken and should be sustained.

IT IS THEREFORE ordered, adjudged and decreed by the court that plaintiff's motion to strike filed herein be and the same hereby is sustained, and that each and all of the allegations of affirmative defense attempted to be alleged and set up in the amended answer and the amendment to the amended answer of the defendant filed herein, be and the same hereby are stricken; to which order of the court the defendant duly excepted and her exception is allowed.

THEREUPON, in open court, plaintiff requested leave to file within one day from this date a motion for judgment on the pleadings, which leave was granted without objection, said motion for judgment on the pleadings to be heard on the regular motion docket of this court at its session next week.

ENDORSED: Filed Apr 30 1935  
H. P. Warfield, Clerk  
U. S. District Court

F. E. KENNAMER  
Judge.

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

SAM F. WILKINSON, SUCCESSOR TO L. R. KERSHAW,	)	
AS RECEIVER OF THE PRODUCERS NATIONAL BANK OF	)	
TULSA, OKLAHOMA, A NATIONAL BANKING ASSOCIATION,	)	
	)	No. 1716 Law ✓
	)	
PLAINTIFF,	)	
vs.	)	
	)	
R. M. HAYS,	)	
	)	
DEFENDANT.	)	

ORDER SUSTAINING MOTION TO STRIKE AND GRANTING LEAVE TO FILE MOTION  
FOR JUDGMENT ON THE PLEADINGS.

NOW on this 25th day of April, 1935, the above entitled cause came on regularly for hearing upon the motion of plaintiff to strike; the parties to the action appeared by their respective counsel of record, and after hearing argument of counsel and being fully advised in the premises, the court finds:

That the motion of plaintiff to strike portions of the amended answer and the amendment to the amended answer of the defendant herein, which it is agreed are the pleadings upon which the defendant relies, seeks to strike all of the affirmative allegations of defense of defendant's said pleadings filed herein, and that said motion is well taken and should be sustained.

IT IS THEREFORE ordered, adjudged and decreed by the court that plaintiff's motion to strike filed herein be and the same hereby is sustained, and that each and all of the allegations of affirmative defense attempted to be alleged and set up in the amended answer and the amendment to the amended answer of the defendant filed herein, be and the same hereby are stricken; to which order of the court the defendant duly excepted and his exception is allowed.

Thereupon, in open court, plaintiff requested leave to file within one day from this date a motion for judgment on the pleadings, which leave was granted without objection, said motion for judgment on the pleadings to be heard on the regular motion docket of this court at its session next week.

ENDORSED: Filed Apr 30 1935  
H. P. Warfield, Clerk  
U. S. District Court

F. E. KENNAMER  
Judge.

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

SAM F. WILKINSON, SUCCESSOR TO L. R. KERSHAW, )  
AS RECEIVER OF THE PRODUCERS NATIONAL BANK OF )  
TULSA, OKLAHOMA, A NATIONAL BANKING ASSOCIATION, )  
PLAINTIFF, ) No. 1718 Law ✓  
vs. )  
HARRY B. GALE, )  
DEFENDANT. )

ORDER SUSTAINING MOTION TO STRIKE AND GRANTING LEAVE TO FILE MOTION  
FOR JUDGMENT ON THE PLEADINGS.

NOW on this 25th day of April, 1935, the above entitled cause came on regularly for hearing upon the motion of plaintiff to strike; the parties to the action appeared by their respective counsel of record, and after hearing argument of counsel and being fully advised in the premises, the court finds:

That the motion of the plaintiff to strike portions of the amended answer and the amendment to the amended answer of the defendant herein, which it is agreed are the pleadings upon which the defendant relies, seeks to strike all of the affirmative allegations of defense of defendant's said pleadings filed herein, and that said motion is well taken and should be sustained.

IT IS THEREFORE ordered, adjudged and decreed by the court that plaintiff's motion to strike filed herein be and the same hereby is sustained, and that each and all of the allegations of affirmative defense attempted to be alleged and set up in the amended answer and the amendment to the amended answer of the defendant filed herein, be and the same hereby are stricken; to which order of the court the defendant duly excepted and his exception is allowed.

THEREUPON, in open court, plaintiff requested leave to file within one day from this date a motion for judgment on the pleadings, which leave was granted without objection, said motion for judgment on the pleadings to be heard on the regular motion docket of this court at its session next week.

ENDORSED: Filed Apr 30 1935  
H. P. Warfield, Clerk  
U. S. District Court

F. E. KENNAMER  
Judge

IN THE UNITED STATES COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

SAM F. WILKINSON, SUCCESSOR TO L. R. KERSHAW, AS	)	
RECEIVER OF THE PRODUCERS NATIONAL BANK OF TULSA,	)	
OKLAHOMA, A NATIONAL BANKING ASSOCIATION,	)	
	)	PLAINTIFF,
vs.	)	No. 1719 Law ✓
	)	
CHAS. D. THOMAS,	)	DEFENDANT.

ORDER SUSTAINING MOTION TO STRIKE AND GRANTING LEAVE TO FILE MOTION  
FOR JUDGMENT ON THE PLEADINGS.

NOW on this 25th day of April, 1935, the above entitled cause came on regularly for hearing upon the motion of plaintiff to strike; the parties to the action appeared by their respective counsel of record, and after hearing argument of counsel, and being fully advised in the premises, the court finds:

That the motion of plaintiff to strike portions of the amended answer and the amendment to the amended answer of the defendant herein, which it is agreed are the pleadings upon which the defendant relies, seeks to strike all of the affirmative allegations of defense of defendant's said pleadings filed herein, and that said motion is well taken and should be sustained.

IT IS THEREFORE ordered, adjudged and decreed by the court that plaintiff's motion to strike filed herein be and the same hereby is sustained, and that each and all of the allegations of affirmative defense attempted to be alleged and set up in the amended answer and the amendment to the amended answer of the defendant filed herein, be and the same hereby are stricken; to which order of the court the defendant duly excepted and his exception is allowed.

THEREUPON, in open court, plaintiff requested leave to file within one day from this date a motion for judgment on the pleadings, which leave was granted without objection, said motion for judgment on the pleadings to be heard on the regular motion docket of this court at its session next week.

ENDORSED: Filed Apr 30 1935  
H. P. Warfield, Clerk  
U. S. District Court

F. E. KENNAMER  
Judge

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

SAM F. WILKINSON, SUCCESSOR TO L. R. KERSHAW,	)	
AS RECEIVER OF THE PRODUCERS NATIONAL BANK OF TULSA,	)	
OKLAHOMA, A NATIONAL BANKING ASSOCIATION,	)	
	)	PLAINTIFF,
vs.	)	No. 1731 Law ✓
	)	
J. A. FRATES, Jr.,	)	DEFENDANT.

ORDER SUSTAINING MOTION TO STRIKE AND GRANTING LEAVE TO FILE MOTION  
FOR JUDGMENT ON THE PLEADINGS.

NOW on this 25th day of April, 1935, the above entitled cause came on regularly for hearing upon the motion of plaintiff to strike; the parties to the action appeared by their respective counsel of record, and after hearing argument of counsel and being fully advised in the premises, the court finds:





"It is therefore ordered, adjudged and decreed that the plaintiff have judgment against the defendant for the sum of \$3,810.50 with interest thereon at the rate of 6% per annum from and after July 12, 1927, said interest being in the total sum of \$1,724.26, together with costs of this action with interest at the legal rate on said judgment until paid, to all of which defendant excepts, and exceptions are allowed."

And it further appearing to the Court that said parties hereto have agreed that said last paragraph is erroneous and might be construed to contemplate the payment of interest on interest, and should therefore be corrected;

IT IS ORDERED, ADJUDGED AND DECREED that the last paragraph of the Journal Entry of Judgment entered herein on January 28, 1935, be, and same hereby is corrected to read as follows:

"It is therefore ordered, adjudged and decreed that the plaintiff have judgment against the defendant for the sum of \$3,810.50, with interest thereon as provided by law from and after July 12, 1927. To all of which defendant excepts, and exceptions are allowed.

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

F. E. KENNAMER  
JUDGE.

ENDORSED: Filed Apr 25 1935  
H. P. Warfield, Clerk  
U. S. District Court ME

-----  
IN THE UNITED STATES CIRCUIT COURT OF APPEALS FOR THE TENTH JUDICIAL  
CIRCUIT  
SITTING AT WICHITA, KANSAS.  
TENTH DAY, APRIL TERM, THURSDAY, APRIL 18th, A. D. 1935.

PRESENT: Honorable Robert E. Lewis, Senior Circuit Judge,  
Honorable Orie L. Phillips, Circuit Judge,  
Honorable George T. McDermott, Circuit Judge,  
Honorable Sam G. Bratton, Circuit Judge,  
And other officers as noted on the eighth day of April, 1935. (1956 Law)

Before Honorable Robert E. Lewis, Honorable George T. McDermott and Honorable Sam G. Bratton, Circuit Judges.

Ben F. Johnson, Receiver of The Shawnee National Bank, Shawnee, Oklahoma, Appellant, )  
1214 vs. ) Appeal from the District Court of the United States for the Northern District of Oklahoma.  
First National Bank & Trust Company of Tulsa, Oklahoma, a corporation, Appellee. )

This cause came on to be heard on the motion of appellant to vacate the order heretofore entered dismissing the appeal herein and was submitted to the court.

On consideration whereof, it is now here ordered by the court that said motion be and the same is hereby granted and that the said order of dismissal be and the same is hereby vacated, set aside and held for naught and that this cause be and the same is hereby reinstated for hearing

in this court.

It is further ordered by the court that appellee have to and including the 20th day of May, 1935, within which to file twenty printed copies of its brief with the clerk of this court and serve a copy thereof upon counsel for appellant.

It is further ordered that the clerk of this court forthwith transmit to the clerk of the United States District Court for the Northern District of Oklahoma a certified copy of this order.

A true copy as of record,  
TESTE:

ALBERT TREGO, Clerk.  
By H. A. McINTYRE  
Deputy Clerk.

(SEAL)

ENDORSED: Filed Apr 25 1935  
H. P. Warfield, Clerk  
U. S. District Court

-----  
Court adjourned to April 29, 1935.

SPECIAL MARCH 1935 TERM

TULSA, OKLAHOMA

MONDAY, APRIL 29, 1935

On this 29th day of April, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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

MISCELLANEOUS - ORDER OF REMOVAL.

Now on this 29th day of April, A. D. 1935, it is ordered by the Court that Ray Smith be, and he is hereby, removed from the Northern District of Oklahoma to District of Kansas.

MISCELLANEOUS - ADMISSION TO BAR.

Now on this 29th day of April, A. D. 1935, it being made satisfactorily to appear that J. J. Henderson is qualified for admission to the Bar of the Court, the oath prescribed by the Court is administered and said attorney is declared admitted to the Bar of the Court.

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No. 8139 Cont'd.

WIRT VAL STEWART

Be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a United States Penitentiary for a period of:

Count One - five (5) Years

Count Two - Five (5) Years. Said sentence of Confinement in Count Two shall run concurrent to sentence in Count One.

It is further ordered by the Court that each Defendant be probated for a period of five years during good behavior.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 8140 - Criminal. ✓
		)
EMMETT THURMAN, alias EMMETT KELLEY,	Defendant.	)

Now on this 30th day of April, A. D. 1935, comes the United States Attorney, representing the Government herein and the defendant Emmett Thurman alias Emmett Kelley appearing in person. The defendant is arraigned, pleads true name to be Emmett Thurman, and enters a plea of guilty to Counts 1, 2, 3 and 4, as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court that judgment and sentence be imposed as follows:

Be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a United States Penitentiary for a period of:

Count One - Six (6) Years

Count Two - Six (6) Years

Count Three - Six (6) Years

Count Four - Six (6) Years. Said sentence of confinement in Counts Two, Three and Four shall run concurrent with the sentence in Count One.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 8141 - Criminal. -
		)
MOLLY THOMAS,	Defendant.	)

Now on this 30th day of April, A. D. 1935, comes the United States Attorney, representing the Government herein and the defendant Molly Thomas appearing in person. The defendant is arraigned and enters a plea of guilty as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court that judgment and sentence be imposed as follows:

Be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a United States Penitentiary for a period of:

Five (5) Years.

It is further ordered that said Defendant be probated for a period of five years during good behavior.

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plaintiff for judgment on the pleadings is well founded and should be sustained, and, upon the refusal in open court of the defendant to plead further, that the plaintiff is entitled to judgment against the defendant as prayed for in plaintiff's petition filed herein.

IT IS THEREFORE ordered, adjudged and decreed by the court that the plaintiff's motion for judgment on the pleadings be and the same hereby is sustained, and that, upon the refusal of the defendant to plead further, the plaintiff have and recover judgment against the defendant Harry B. Gale for the sum of \$500.00 with interest thereon at the rate of 6% per annum from September 17, 1932, until paid, and for the costs of this action; to all of which judgment and orders of the court the defendant excepted and his exceptions are allowed.

F. E. KENNAMER  
Judge.

WITNESSED: Filed Apr 30 1935  
H. P. Warfield, Clerk  
U. S. District Court

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

SAM F. WILKINSON, SUCCESSOR TO L. R. KERSHAW, )  
AS RECEIVER OF THE PRODUCERS NATIONAL BANK OF )  
TULSA, OKLAHOMA, A NATIONAL BANKING ASSOCIA- )  
TION ) PLAINTIFF, ) No. 1719 Law. )  
vs. ) )  
CHAS. D. THOMAS, ) defendant. )

JOURNAL ENTRY OF JUDGMENT AND ORDER SUSTAINING MOTION FOR JUDGMENT  
ON THE PLEADINGS

NOW on this 30 day of April, 1935, the above entitled cause came on regularly for hearing upon plaintiff's motion for judgment on the pleadings, and after hearing argument of counsel, and being fully advised in the premises, the court finds:

That the court has heretofore stricken all the allegations of affirmative defenses and attempts to allege affirmative defenses in the amended answer and the amendment to the amended answer, the pleadings relied upon by the defendant herein, and that the motion of the plaintiff for judgment on the pleadings is well founded and should be sustained, and, upon the refusal in open court of the defendant to plead further, that the plaintiff is entitled to judgment against the defendant as prayed for in plaintiff's petition filed herein.

IT IS THEREFORE ordered, adjudged and decreed by the court that the plaintiff's motion for judgment on the pleadings be and the same hereby is sustained, and that, upon the refusal of the defendant to plead further, the plaintiff have and recover judgment against the defendant Chas. D. Thomas for the sum of \$1,000.00 with interest thereon at the rate of 6% per annum from September 17, 1932, until paid, and for the costs of this action; to all of which judgment and orders of the court the defendant excepted and his exceptions are allowed.

F. E. KENNAMER  
Judge

WITNESSED: Filed Apr 30 1935  
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

Mrs. S. E. Corpenney, et al.,	Plaintiffs,	)
		)
-vs-		) No. 2098 Law ✓
		)
Stanlish Hill, et al.,	Defendants.	)

O R D E R

Now on this 30th day of April, 1935, the above-entitled cause comes on for hearing upon the motion of defendants Cunningham and Ray to transfer the cause to the equity docket, and their motion to dismiss. The plaintiff being present by F. E. Riddle, her attorney, and said defendants being present by Willard Brooks and H. L. Smith, their attorneys, and the court being fully advised in the premises and having heard arguments of counsel, IT IS ORDERED that the case be and it is hereby transferred to the equity docket, and thereupon that the motion to dismiss of said defendants be and it is hereby sustained. The plaintiff is allowed ten (10) days in which to file an amended bill of complaint.

F. E. KENNAMER  
Judge

O.K. F. E. RIDDLE  
Attorney for Plaintiffs

O.K. H. L. SMITH  
BROOKS, BROOKS & FLEESON  
Attorney for Defendants.

ENDORSED: Filed May 7 1935  
H. P. Warfield, Clerk  
U. S. District Court

-----  
Court adjourned to May 1, 1935.

On this 1st day of May, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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

ADMISSIONS - ADMISSION TO BAR.

On this 1st day of May, A. D. 1935, it being made satisfactorily to appear to the Court that Krit Logsdon is qualified for admission to the Bar of the Court, the oath prescribed by the Court is administered and said attorney is declared admitted to the Bar of the Court.

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

ORDER DIRECTING SPECIAL TERM.

It appearing that the accumulation of business in this District is of such a nature and volume as to require that a Special Term of this Court be held at Bartlesville, Oklahoma, beginning Monday, May 13th, 1935, at 9 o'clock A.M.

IT IS THEREFORE ORDERED that a Special Term of this Court be held at Bartlesville, in said District, beginning on the 13th day of May, 1935, at 9 O'clock A.M., for the transaction of any business which might be transacted at a regular term, and to continue until adjourned by the Court.

IT IS FURTHER ORDERED, that said Special term shall be known as the Special May 1935 Term.

IT IS FURTHER ORDERED that the spreading of this order upon the Court records shall be deemed sufficient notice of such Special Term.

F. E. KENNAMER  
District Judge

EMERSED: Filed May 1 1935  
H. P. Warfield, Clerk  
U. S. District Court

ROSS BOWSER,	Plaintiff, )	
	)	
-vs-	)	No. 2131 - Law.
	)	
J. A. MARTIN, ET AL,	Defendants. )	

Now on this 1st day of May, A. D. 1935, it is ordered by the Court that motion of Hardy Truck Lines to withdraw motion to withdraw from Petition of Removal herein is, by the Court denied. It is further ordered by the Court that motion of Plaintiff to remand be and it is hereby sustained and said case is ordered remanded to the District Court of Ottawa County, Oklahoma. Exception allowed.

-----  
Court adjourned to May 2, 1935.

On this 2nd day of May, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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



and the Court, having found all of the issues of fact and conclusions of law in favor of the cross petitioners herein, Harry H. Rogers, F. V. Faulkner, Mabel Stephens, Mae S. Long, Mid-Continent Petroleum Corporation, Prairie Oil & Gas Company and Magnolia Petroleum Company, IT IS FURTHER ORDERED, ADJUDGED AND DECREED that said cross petitioners have all of the estate, both legal and equitable, in and to the lands involved in this cause, being described as follows:

The North Half of the Northwest Quarter, and the Southwest quarter of the Northwest Quarter, and the Northwest quarter of the Northeast Quarter of Section 27, Township 17 North, Range 7 East, in Creek County, in the State of Oklahoma,

and own the same in the following respective portions, to-wit:

In the Northwest quarter of the Northeast Quarter, and the East Half of the Northeast Quarter of the Northwest quarter of Section 27, Township 17 North, Range 7 East, cross petitioner F. V. Faulkner owns an undivided 1/2 interest, Harry H. Rogers owns an undivided 11/32 interest, Mabel Stephens owns an undivided 4/32 interest, and Mae S. Long owns an undivided 1/32 interest, all subject, however, and subject only, to a duly executed, delivered and subsisting oil and gas mining lease covering said last described land now held and owned by the cross petitioner, Mid-Continent Petroleum Corporation.

In the West Half of the Northwest quarter and the West Half of the Northeast Quarter of the Northwest quarter of Section 27, Township 17 North, Range 7 East, the heirs, devisees or grantees, as the case may be, of Montford Jones, deceased, own an undivided 3/4 interest, and F. V. Faulkner owns an undivided 1/4 interest, subject, however, but subject only, to a valid, subsisting oil and gas mining lease covering said described portion of said land now held as follows: An undivided 3/4 interest therein by the cross petitioner, Magnolia Petroleum Company, and an undivided 1/4 interest therein by the cross petitioner, Prairie Oil & Gas Company.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the plaintiff, Mamie McKay, and the United States of America, acting for and on behalf of the said Mamie McKay, and each of them, have no right, title or interest in and to the lands heretofore described, or to the rents, issues and profits thereof, and that such parties, and each of them, and all persons claiming by, through or under them, or any of them, be and they are hereby forever barred and perpetually enjoined from asserting as against the cross petitioners, Harry H. Rogers, F. V. Faulkner, Mabel Stephens, Mae S. Long, Mid-Continent Petroleum Corporation, Prairie Oil & Gas Company and Magnolia Petroleum Company, and all persons claiming by, through or under them, any right, title or interest in and to said premises, or the rents, issues and profits thereof, and that the title of said cross petitioners to their respective interests in said lands above described be, and it is hereby, forever quieted against the said plaintiff, Mamie McKay, and the United States of America acting for and on behalf of said plaintiff, and each of them, and all persons claiming by, through or under them.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said cross petitioners, Harry H. Rogers, F. V. Faulkner, Mabel Stephens, Mae S. Long, Mid-Continent Petroleum Corporation, a corporation, Prairie Oil & Gas Company, a corporation, and Magnolia Petroleum Company, a corporation, do hereby recover of and from the plaintiff, Mamie McKay, and the United States of America the costs herein expended.



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 E. L. Harris agreeably to the act of Congress, in such case made and provided, fully and at large appears;

AND WHEREAS, at the January Term, in the year of our Lord one thousand nine hundred and thirty-five, 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 and adjudged by this court that the judgment of the said district court in this cause be and the same is hereby affirmed; and that Glen E. Leslie, as Receiver of The Farmers National Bank of Wewoka, Oklahoma, incorporation, appellee, have and recover of and from E. L. Harris, appellant, his costs herein.

- - March 25, 1935.

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.

WITNESSES, the Honorable CHARLES E. HUGHES, Chief Justice of the United States, the 30th day of April, in the year of our Lord one thousand nine hundred and thirty-five.

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

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

ENDORSED: Filed May 2 1935  
H. F. Warfield, Clerk  
U. S. District Court.

SIMEON C. CANARY,	Plaintiff, )	
-vs-	)	No. 1843 - Law. ✓
UNITED STATES OF AMERICA,	Defendant. )	

Now on this 2nd day of May, A. D. 1935, the above styled 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. Thereupon, the Defendant moves for judgment herein on statement, which motion is, by the Court, overruled. Exception allowed. And thereafter, the Plaintiff introduces evidence and proof with the following witnesses: S. C. Canary and Stipulation of Facts. And thereafter, both sides rest. Thereupon, the Defendant moves for judgment herein. And thereafter, it is ordered by the Court, after being fully advised in the premises, that said case be submitted upon briefs herein. Plaintiff given ten (10) days to file brief. Government given five (5) days thereafter to reply thereto.



and valuable consideration, being bonds out of a series issued by said Town, numbered from 1 to 43, both inclusive, aggregating the principal sum of Forty Thousand (\$40,000.00) Dollars, and issued for the purpose of providing funds with which to construct a water works system in said town.

It was further shown that said bonds were issued and delivered after legal authorizations therefor had been had and given by said Town of Jenks, Oklahoma, and after due approval thereof by the County Attorney and the County Clerk of the County of Tulsa, State of Oklahoma, and after said bonds had been duly registered by the Town Treasurer of Jenks, Oklahoma.

It was further shown that said bonds were duly approved by S. P. Freeling, the then duly elected, acting and qualified Attorney General of the State of Oklahoma, who, under the laws of said State, is the ex-officio Bond Commissioner of the State of Oklahoma, and were issued and delivered after the legal incontestable period thereon had expired.

Plaintiff further showed that it is now the owner and holder of bonds numbered 19 to 24, both inclusive, totaling Six Thousand (\$6,000.00) Dollars. That said bonds were due and payable on August 5, 1934, and provided that said town would collect an annual tax sufficient to pay the interest on said bonds as same became due and also to constitute a sinking fund for the payment of the principal of said bonds at maturity thereof; but that said defendant has failed, refused and neglected and still fails, refuses and neglects to pay the principal amount due on said bonds, together with the interest thereon from the maturity date. That plaintiff has made due demand on said defendant for the payment of the principal and interest due on said bonds, but that same has not been paid; and defendant fails and refuses to pay same. That the total amount due on said bonds to this plaintiff is the sum of Six Thousand (\$6,000.00) Dollars, with interest thereon at the rate of six per cent (6%) per annum from August 5, 1934 until paid.

THE COURT FURTHER FINDS: That, at the time of the issuance and delivery of said bonds, said bonds were due, legal and regular in every respect; that the Town of Jenks, Oklahoma, lawfully issued and delivered said bonds; and that plaintiff is the owner and holder of the bonds mentioned herein.

It is, therefore, ORDERED, ADJUDGED AND DECREED BY THIS COURT: That the plaintiff, Equitable Life Insurance Company of Iowa, a corporation, do have and recover judgment against the Town of Jenks, a municipal corporation of Tulsa County, State of Oklahoma, in the sum of Six Thousand (\$6,000.00) Dollars, with interest thereon at the rate of six per cent (6%) per annum from August 5, 1934, until paid, together with the costs of this action.

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

ED G. CASSIDY Atty for Jenks  
SPIERS & BRODOVITZ Attys for Pltff.

RECORDED: Filed May 2 1935  
H. P. Warfield, Clerk  
U. S. District Court

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

EQUITABLE LIFE INSURANCE COMPANY OF IOWA, )  
a corporation, ) Plaintiff, )  
vs. )  
Town of Jenks, Oklahoma, a municipal Corporation, )  
Defendant. )

No. 2102 - Law. ✓

O R D E R

THIS COURT HAS CONSIDERED THE PETITION OF THE EQUITABLE LIFE INSURANCE COMPANY OF IOWA, AND IT ORDERING

That judgment has this day been entered for the plaintiff against the defendant, and that the said plaintiff has surrendered herein Bonds numbered Nineteen (19), Twenty (20), Twenty One (21), Twenty Two (22), Twenty Three (23) and Twenty Four (24), each for the principal sum of One Thousand Dollars (\$1,000.00), said bonds having been issued by the Town of Jenks as water bonds of 1919; and it further appearing that judgment has been entered upon said bonds and that said bonds should be merged in said judgment and for other good cause,

IT IS ORDERED that the bonds above described be merged in the judgment entered herein, and that the Clerk of this Court cancel said bonds, and upon their cancellation that the said Clerk send said bonds to J. D. Barnett, City Treasurer, Jenks, Oklahoma.

F. E. KENNAMER  
District Judge.

ENCLOSED: Filed May 2 1935  
H. F. Warfield, Clerk  
U. S. District Court

-----  
Court adjourned to May 4, 1935.

SPECIAL MARCH 1935 TERM

TULSA, OKLAHOMA

SATURDAY, MAY 4, 1935

On this 4th day of May, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. F. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John F. Logan, United States Marshal.

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

MISCELLANEOUS - ORDER FOR PETIT JURY. ✓

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

ORDER FOR PETIT JURY.

On this 4th day of May, A. D. 1935, it is Ordered by the Court that there be publicly drawn by the Marshal for the Northern District of Oklahoma, or one of his deputies, in the presence of the Clerk, or one of his Deputies, in accordance with the law and the rules of this Court, the names of Thirty Six (36) persons, good and lawful men, from said district, duly qualified to serve as Petit Jurors at the Special May 1935 Term of this Court to be held at Bartlesville, Oklahoma.

It is further Ordered by the Court that a writ of Venire Facias be issued out of said Court, in the form as provided by law, commanding the said Marshal to summon by Registered List said Petit Jurors, drawn, as aforesaid, to be and appear before said Court, to be held at Bartlesville, Oklahoma, in the Northern District of Oklahoma, on Monday the 13th day of May, A. D. 1935, at 9 o'clock A.M., then and there to serve as Petit Jurors of the United States in and for said District at the Special May 1935 Term of said Court.

F. E. KENNAMER  
Judge.

ENCLOSED: Filed May 4 1935  
H. F. Warfield, Clerk  
U. S. District Court

MISCELLANEOUS - ORDER ADJOURNING COURT. ✓

It is this day ordered in pursuance of Section 12 of the Judicial Code, that the Regular March 1935 Term of said Court at Vinita, Oklahoma, be adjourned Sine Die.

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Court adjourned to May 6, 1935.

SPECIAL MARCH 1935 Term

TULSA, OKLAHOMA

MONDAY, MAY 6, 1935.

On this 6th day of May, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. F. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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

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

ORDER TO MARSHAL TO CONVENE AND ADJOURN COURT. ✓

Now, on this 1st day of May 1935, it appearing that the Judge of the District Court of the United States for the Northern District of Oklahoma is unable to be in attendance at Pawhuska, Oklahoma, on the first Monday in May 1935, the same being the regular Statutory day for the opening of the Regular May Term of said Court at Pawhuska, Oklahoma.

IT IS ORDERED that the United States Marshal in and for the Northern District of Oklahoma, be and he is hereby directed to open the District Court of the United States at Pawhuska, Oklahoma, on Monday, May 6th, 1935, at 9:00 o'clock A.M., by proclamation in the manner and form provided by law, and that said Marshal adjourn said Court Sine Die.

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

F. E. KENNAMER  
J U D G E.

WITNESSED: Filed May 6 1935  
H. F. Warfield, Clerk  
U. S. District Court

MISCELLANEOUS - ORDER OF REMOVAL. ✓

Now on this 6th day of May, A. D. 1935, it is ordered by the Court that Mitchell H. Hiram be, and he is hereby, removed from the Northern District of Oklahoma to the Middle District of Georgia.

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

United States of America,	Plaintiff,	)
		)
		) No. 8015 Criminal. ✓
Lot Ravenscraft,	Defendant.	)

ORDER OF COURT

Now on this 4th day of May, the same being one of the regular judicial days of the Special March A. D. 1935 Term of said court, at Tulsa, Oklahoma, comes Joe W. Howard, Assistant United States Attorney, and respectfully shows to the court that heretofore and on the 16th day of January A. D. 1935, the defendant, Lot Ravenscraft, entered a plea of guilty in this court to an indictment charging unlawful possession and transportation of two gallons of whiskey in violation of the Liquor Taxing Act of 1934, and on said date the sentence of defendant was deferred for five years and during his good behavior; that since said defendant was released on probation he has not conducted himself in accordance with the order of the court and application has been made by the plaintiff for revocation of his parole and defendant is now in custody of the United States Marshal at Tulsa, awaiting the court's disposition of said application; it is further shown to the court that defendant is charged at Hutchinson, Kansas with larceny of an automobile, a more heinous offense than the one for which he is held in this district, and should be released to the Sheriff at Hutchinson to stand trial on said charge.

IT IS THEREFORE ORDERED BY THE COURT that said defendant, Lot Ravenscraft, be released to George F. Allison, Sheriff at Hutchinson, Kansas, appearing here as agent for the State of Kansas, in order that defendant may be removed by said Sheriff to the State of Kansas for trial on a charge of larceny of an automobile now pending in said State of Kansas.

G.K. JOE W. HOWARD, Assist. U. S. Atty.	F. E. KENNAMER Judge.
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ENDORSED: Filed May 6 1935  
H. F. Garfield, Clerk  
U. S. District Court ME

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

Pearl E. Jackson,	Plaintiff,	)
		)
vs.		) No. 1700 Law. ✓
		)
The Texas Company, a corporation,	Defendant.	)

ORDER ALLOWING ADDITIONAL TIME TO ANSWER.

Now on this the 6th day of May, 1935, upon application of the defendant, The Texas Company, for additional time within which to file its answer in the above styled case, and good cause therefor being shown, it is hereby ordered that said defendant be and it is allowed until and including the 15th day of May, 1935, within which to file its answer in said cause.

ENDORSED: Filed May 6 1935	F. E. KENNAMER Judge of U. S. District Court.
H. F. Garfield, Clerk	
U. S. District Court	

-----

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

United States,	Plaintiff,	)
		)
vs.		)
		)
James H. Schaffer, E. N. Cook and		)
Leahon Lantle,	Defendants.	)

No. 2130 Law. ✓

ORDER OF DISMISSAL

Now on this 6th day of May, 1935, this matter coming on before me, and it appearing that the purpose for which the above entitled cause was instituted has been satisfied by the payment of the sum sued for, together with the costs accrued in said action;

IT IS THEREFORE ORDERED that said cause be, and the same is hereby dismissed.

F. E. KENNAMER  
JUDGE.

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

ENTERED: Filed May 6 1935  
H. P. Warfield, Clerk  
U. S. District Court

-----  
Court adjourned to May 8, 1935.

On this 8th day of May, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John F. Logan, United States Marshal.

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

CITY OF TULSA, a municipal Corp.,	Plaintiff,	)
		)
-v-		)
		)
DAKOTACENTRAL BELL TELEPHONE CO.		)
and operation,	Defendant.	)

No. 1293 - Law. ✓

Now on this 8th day of May, A. D. 1935, it is ordered by the Court that the clerk file and spread of record, Mandate in the above styled cause, same being in words and figures 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 District of Oklahoma, before you, or some of you in a cause between The City of Tulsa, a municipal corporation, plaintiff, and The Southwestern Bell Telephone Company, a corporation, defendant, No. 1293, Law, the judgment of the said district court in said cause, entered on January 11, 1934, was in the following words, viz:

\* \* \* \* \*

"It is, therefore, on this 11th day of January, 1934, considered, ordered, adjudged and decreed by the court that the motions of the defendant for directed verdict be, and they, and each of them, are hereby sustained; and the verdict of the jury as above set out is hereby accepted.

"Judgment of the court is hereby rendered on said verdict that the plaintiff take nothing of and from the defendant, upon, or under, any of its causes of action, and that the defendant have and recover of and from the plaintiff its costs herein expended, to all of which plaintiff, at the time, excepted, which exceptions were, by the court, allowed."

\*\* \* \* \* \*

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 City of Tulsa agreeably to the act of Congress, in such case made and provided, fully and at large appears;

AND WHEREAS, at the January Term, in the year of our Lord one thousand nine hundred and thirty-five, 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 and adjudged by this court that the judgment of the said district court in this cause be and the same is hereby affirmed; and that Southwestern Bell Telephone Company, a corporation, appellee, have and recover of and from The City of Tulsa, appellant, its costs herein.

- - January 26, 1935.

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.

WITNES, the Honorable CHARLES E. HUGHES, Chief Justice of the United States, the 6th day of May, in the year of our Lord one thousand nine hundred and thirty-five.

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

No. 1293 Law, Cont'd.

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

ENDORSED: Filed May 8 1935  
H. P. Warfield, Clerk  
U. S. District Court

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CITY OF TULSA, a municipal Corp.,	Plaintiff,	)	
		)	
-vs-		)	No. 1293 - Law. ✓
		)	
SOUTHWESTERN BELL TELEPHONE CO. A CORP.,	Defendant.	)	

Now on this 8th day of May, A. D. 1935, it is ordered by the Court that the Clerk file and spread of Record, Mandate in the above styled cause, same being in words and figures as follows, 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 The City of Tulsa, a municipal corporation, plaintiff, and The Southwestern Bell Telephone Company, a corporation, defendant, No. 1293 Law, the judgment of the said district court in said cause, entered on January 11, 1934, was in the following words, viz:

\* \* \* \* \*

"It is, therefore, on this, 11th day of January, 1934, considered ordered, adjudged and decreed by the court that the motion of the defendant for directed verdict be, and they, and each of them, are hereby sustained, and the verdict of the jury as above set out is hereby accepted.

"Judgment of the court is hereby rendered on said verdict that the plaintiff take nothing of and from the defendant, upon, or under, any of its causes of action, and that the defendant have and recover of and from the plaintiff its costs herein expended, to all of which plaintiff, at the time, excepted, which exceptions were, by the court, allowed."

\* \* \* \* \*

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 Southwestern Bell Telephone Company agreeably to the act of Congress, in such case made and provided,

AND WHEREAS, at the January Term, in the year of our Lord one thousand nine hundred and thirty-five, 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 and adjudged by this court that the judgment of the said district court in this cause be and the same is hereby affirmed; and that The City of Tulsa, Oklahoma, a municipal corporation, appellee, have and recover of and from the Southwestern Bell Telephone Company, appellant, its costs herein.

- - January 26, 1935.

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.

WITNES, the Honorable CHARLES E. HUGHES, Chief Justice of the United States, the 6th day of May, in the year of our Lord one thousand nine hundred and thirty-five.

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

ALBERT IREGO  
Clerk of the United States Circuit Court of Appeals, Tenth Circuit.

ENDORSED: Filed May 8 1935  
H. P. Warfield, Clerk  
U. S. District Court

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

VICTOR GASOLINE COMPANY, a corporation,	Plaintiff,	)
vs.		)
SHELL PETROLEUM CORPORATION, a corporation,	Defendant.	)

No. 1802 Law. ✓

O R D E R

Good cause a pearing therefor, and upon motion of Truman Post Young, attorney for the appellant herein, it is hereby ordered by the undersigned, the Judge who signed the order allowing the appeal and issued the citation herein, that the appellant be and it hereby is granted 30 days additional time from and after the present date, as fixed by me in the original citation issued in said matter, within which to file the certified copy of the record on appeal herein and to docket the case in the office of the Clerk of the Circuit Court of Appeals.

Dated this 6th day of May, 1935.

GEO. T. McDERMOTT  
Judge.

ENDORSED: Filed May 8 1935  
H. P. Warfield, Clerk  
U. S. District Court

-----  
Court adjourned to May 9, 1935.

On this 9th day of May, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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

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

EDWARD C. LAWSON, as Trustee, and EDWARD )  
C. LAWSON, FRANK HANCOCK, HERBERT L. CAMPBELL, )  
HERBERT FORREST, N. L. AXTON, F. E. THURMAN, )  
D. M. LAWSON, R. H. CLARKSON, E. C. FIERSON, )  
ROBERTA E. LAWSON, MRS. HARRY PLUMMER, AND )  
ROBERTA E. LAWSON and EDWARD C. LAWSON, as )  
Executors of the Last Will and Testament of ) No. 1578-Law.  
E. B. LAWSON, deceased, Plaintiffs, )

v.

SOUTHWEST UTILITY DAIRY PRODUCTS COMPANY, a )  
corporation; and HOAGLAND ALLUM & COMPANY, a )  
corporation, Defendants. )

JOURNAL ENTRY OF DISMISSAL

Now, on this 19th day of March, 1935, this cause comes on for hearing upon motion of Plaintiffs for an order of dismissal, Plaintiffs appearing by their Counsel, defendants appearing by their Counsel of record in this cause; and the Court having considered the statements of counsel and motion for dismissal, and being sufficiently advised in the premises finds that said motion should be granted.

IT IS, THEREFORE, BY THE COURT CONSIDERED, ORDERED, ADJUDGED AND DECREED that this cause be and the same hereby is dismissed upon motion of Plaintiffs without prejudice to the bringing of another action.

F. E. KENNAMER  
JUDGE.

APPROVED: WILLIAM F. TUCKER  
Counsel for Plaintiffs.

SILVERMAN ROSENSTEIN & FIST  
Counsel for Defendants.

ENDORSED: Filed May 9 1935  
H. P. Warfield, Clerk  
U. S. District Court LEE

-----

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

United States,	Plaintiff,	)
		)
vs.		) No. 2112 Law.
		)
Sid Hall, J. E. Carroll and E. R.		)
Hutcheson,	Defendants.	)

## ORDER OF DISMISSAL

Now on this 9th day of May, 1935, this matter coming on before me, and it appearing that the purpose for which the within suit was instituted has been satisfied by the payment of the sum sued for, together with the costs of this action;

IT IS THEREFORE ORDERED that said cause be, and the same is hereby dismissed.

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

F. E. KENNAMER  
JUDGE

ENDORSED: Filed May 9 1935  
H. P. Warfield, Clerk  
U. S. District Court

-----  
Court adjourned to May 18, 1935.

SPECIAL MAY 1935 TERM

BARTLESVILLE, Oklahoma

MONDAY, MAY 13, 1935

On this 15th day of May, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special May 1935 Term at Bartlesville, Oklahoma, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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

MISCELLANEOUS - ORDER EMPANELING PETIT JURY.

On this 13th day of May, A. D. 1935, comes the Marshal and makes return on the Venire heretofore issued out of this court for Petit Jurors for this Special May 1935 Term of this court, at Bartlesville, Oklahoma. Thereupon, the Clerk calls the names of the Jurors so summoned, as follows:

Order Empanelling Jury - Cont'd.

J. A. Peter	Chas. Simmons
Robert Autin	Harry L. Grove
O. B. Zeek	U. S. Stafford
W. M. Shibley	Fred Searle
K. K. Sherwood	Frank Green
Tom Bea	Frank Mapes
C. L. Samuel	Owen F. Fields
G. E. Banister	George S. Howard
Ben Barfield	F. B. Hart
P. M. Smith	G. C. Clement
H. W. Beach	J. O. Bridwell
Harry Bradley	R. J. Black
Ira O. Butts	L. H. Allen
H. C. Skidmore	W. J. Hummingbird
James Miller	Andrew A. Tayrien
M. C. Williams	W. H. Maudlin
Alton Rogers	H. M. Haws
L. H. Carleton	M. A. Harrison

Thereupon, the Court examines said Jurors as to their qualifications, and for good cause shown,

J. A. Peter	M. C. Williams
Harry Bradley	L. H. Carleton
Ira O. Butts	J. O. Bridwell
W. H. Maudlin	

are excused from service as Jurors for the term.

And thereupon, it is ordered by the Court that the following names of those who were served but not reporting

P. M. Smith	U. S. Stafford
Chas. Simmons	F. B. Hart
Andrew A. Tayrien	

and of those not served

L. H. Allen	M. A. Harrison
-------------	----------------

be, and they are, hereby stricken from the jury roll.

Thereupon, the balance of said array are accepted as Petit Jurors for this Special May 1935 Term of Court.

RECORDED: Filed In Open Court Apr 13 1935  
H. P. Warfield, Clerk  
U. S. District Court

MISCELLANEOUS - ORDER FOR ADDITIONAL PETIT JURORS.

On this 13th day of May, A. D. 1935, it appearing to the Court that there are not sufficient jurors in the panel, it is ordered that the Marshal of said District summon from the bystanders six good and lawful men, duly qualified, to serve as petit jurors for this Special May 1935 Term of said Court.

Thereupon, the Marshal returns the names of A. H. Boles, Jr., Buford C. Dillard, L. P. Hipp, Tom Nolan, W. E. Seybert and L. R. Vanhooser, who are examined by the Court, and all are accepted as petit jurors for this Special May 1935 Term of Court.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 7141 - Criminal.
		)
A. H. BRANNON, EARL PETTIT, alias ROBERT		)
GARRETT and CHARLES KEHLER,	Defendants.	)

Now on this 13th day of May, A. D. 1935, it is ordered by the Court, upon motion of the U. S. Attorney, that the above case be dismissed as to defendant Charles Kehler.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 7738 - Criminal.
		)
GEORGE A. JONES,	Defendant.	)

Now on this 13th day of May, A. D. 1935, it is ordered by the Court that probation of the above defendant be terminated, case closed and defendant discharged.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 7761 - Criminal.
		)
DONALD STEININGER,	Defendant.	)

Now on this 13th day of May, A. D. 1935, it is ordered by the Court that probation of the above defendant be terminated, case closed and defendant discharged.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 7782 - Criminal.
		)
GARLAND FREEMAN,	Defendant.	)

Now on this 13th day of May, A. D. 1935, it is ordered by the Court that probation of the above defendant be terminated, case closed and defendant discharged.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 7844 - Criminal.
		)
ARTES WARD,	Defendant.	)

Now on this 13th day of May, A. D. 1935, it is ordered by the Court that probation of the above defendant be terminated, case closed and defendant discharged.

























UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 8143 - Criminal. ✓
F. E. WEAVER,	Defendant.	)

Now on this 13th day of May, A. D. 1935, comes the United States Attorney, representing the Government herein and the Defendant F. E. Weaver, appearing in person. The Defendant is arraigned and enters a plea of guilty as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the court that said defendant be probated for a period of twelve (12) months during good behavior.

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 8146 - Criminal. ✓
MARVIN MERRYMAN, CLAUD MERRYMAN, EARL KIMBERLIN and WALTER A. SELF,	Defendants.	)

Now on this 13th day of May, A. D. 1935, comes the United States Attorney, representing the Government herein and the defendants Marvin Merryman, Claud Merryman, Earl Kimberlin and Walter A. Self, appearing in person. Thereafter, it is ordered by the Court that motion to suppress herein to be ruled on later. And now at this time, said defendants are arraigned and each Defendant enters a plea of not guilty to Counts 1 and 2, as charged in the Indictment heretofore filed herein. Thereupon, said case is called for trial. Both sides present and announce ready for trial. All Defendants present in person and by counsel, J. M. Hill. Thereupon, a jury is duly empaneled and sworn as to qualifications. The Government challenges Robert Autin, Ben Barfield, Harry L. Grove, C. B. Zeek. The Defendants challenge W. M. Shibley, Owen Fields. And thereafter, the jury sworn to try said cause and a true verdict render is as follows: K. K. Sherwood, Tom Bea, C. L. Samuel, G. E. Banister, H. W. Beach, H. C. Skidmore, James Miller, Alton Rogers, Fred Searle, Frank Green, Frank Mapes, Geo. S. Howard. All witnesses are sworn in open court and the rule is invoked. The Government makes its opening statement. Defendants waive opening statement. Thereupon, the Government introduces evidence and proof with the following witnesses: Mrs. Hicks, John Harlan, Geo. Walker. And thereafter, the noon hour having arrived, the jury is admonished and court is recessed to 1:30 o'clock P.M.

And thereafter, at 1:30 o'clock P.M. court is again in session. All parties present as heretofore and the jury, each and every member, present and in the box. The Government continues with its introduction of evidence and proof with the following witnesses: Geo. Walker, Ola Lander, Chas. E. Lander, C. W. Wilson, J. E. Osborne, Curtis Cammel. And thereafter, the Government rests. Now at this time, Defendant Self moves for a directed verdict herein, which motion is overruled by the Court and exception allowed. Same motion and ruling as to other Defendants entered. And thereafter, the Defendants introduce evidence and proof with the following witnesses: Walter A. Self, Earl Kimberlin, Claude Merryman, Marvin Merryman. And thereafter, the Defendants rest. Thereupon, the Government offers in rebuttal the testimony of W. H. Morgan, Mrs. Hicks, Geo. Walker. And thereafter, both sides rest. Now at this time, each Defendant moves for a directed verdict herein. And thereafter, it is ordered by the Court that motion to Suppress and motion for directed verdict be, and they are hereby, overruled and exceptions allowed. Closing arguments of counsel are made and the Court instructs the jury as to the law in the case. Thereupon, the jury retire in charge of a sworn bailiff to deliberate upon their verdicts herein. And thereafter, on this same day, the jury returns into open court and through their Foreman present their verdicts, which verdicts are in words and figures as follows:

No. 8146 Cr. Cont'd.

MARVIN MERRYMAN

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

UNITED STATES OF AMERICA Plaintiff, )  
 vs. ) No. 8146 - Cr.  
 MARVIN MERRYMAN, Defendant )

## VERDICT

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

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

G. E. BANISTER  
 Foreman.

FILED In Open court  
 May 13 1935.

CLAUD MERRYMAN

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

UNITED STATES OF AMERICA Plaintiff )  
 vs. ) No. 8146 - Cr.  
 CLAUD MERRYMAN Defendant )

## VERDICT

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

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

G. E. BANISTER  
 Foreman.

FILED In Open Court  
 May 13, 1935.

EARL KIMBERLIN

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

UNITED STATES OF AMERICA Plaintiff )  
 vs. ) No. 8146 - Cr.  
 EARL KIMBERLIN Defendant )

## VERDICT

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

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

G. E. BANISTER  
 Foreman.

FILED In Open Court  
 May 13, 1935.

No. 8146 Cr. Cont'd.

WALTER A. SELF

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

UNITED STATES OF AMERICA Plaintiff )  
vs. ) No. 8146 - Cr.  
WALTER A. SELF Defendant ;

VERDICT

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

We further find the defendant, Walter A. Self, not guilty, as charged in the second count of the indictment.

G. E. BANISTER

FILED In Open Court  
May 13, 1935.

And thereafter, the jury having announced this to be their true verdict herein, it is ordered by the Court that said jury be discharged from further consideration of said case.

-----  
OIL CITY MOTOR COMPANY, Plaintiff, )  
-vs- ) No. 1780 - Law. ✓  
C. I. T. CORPORATION, Defendant. )

Now on this 13th day of May, A. D. 1935, it is ordered by the Court that the Clerk file and spread the Mandate in the above case, same being in words and figures as follows, 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 Oil City Motor Company, a corporation, plaintiff, and C. I. T. Corporation, a corporation, defendant, No. 1780, Law, the judgment of the said district court in said cause, entered on April 25, 1934, was in the following words, viz:

\* \* \* \* \*

"It is, therefore, by the court considered, ordered and adjudged that the demurrer interposed by the defendant herein to the evidence of the plaintiff be and the same is hereby sustained, to which decision and ruling of the court the plaintiff at the time, in open court, excepts, which exception is by the court allowed.

No. 1780 Law, Cont'd.

"And, now, the court directs the jury to return a verdict for the defendant, to which the plaintiff at the time duly excepted, and which exception is duly allowed; and thereupon, the verdict is signed in open court for the defendant and filed.

"It is therefore considered, ordered and adjudged by the court that the plaintiff take nothing herein and that the defendant go hence with its costs, to which the plaintiff excepts and its exception is allowed."

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 Oil City Motor Company, a corporation agreeably to the act of Congress, in such case made and provided, fully and at large appears;

AND WHEREAS, at the January Term, in the year of our Lord one thousand nine hundred and thirty-five, 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 and adjudged by this court that the judgment of the said district court in this cause be and the same is hereby affirmed; and that C.I.T. Corporation, a corporation, appellee, have and recover of and from Oil City Motor Company, a corporation, appellant, its costs herein.

--April 2, 1935.

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, the 8th day of May, in the year of our Lord one thousand nine hundred and thirty-five.

COSTS OF	Appellee:
Clerk,	\$(Paid by appellant.)
Printing Record,	\$ None.
Attorney.	<u>\$20.00</u>
	\$20.00

ALBERT TREGO, CLERK  
Of the United States Circuit Court of Appeals  
Tenth Circuit.

ENDORSED: Filed May 13, 1935  
H. P. Warfield, Clerk  
U. S. District Court

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

William O. Carver,	Plaintiff,	)	
		)	
v.		)	No. 2049 LAW.
		)	
E. L. Mayes,	Defendant.	)	

O R D E R

Now on this 29th day of April, 1935, the above entitled matter came on to be heard upon the motion of the plaintiff to transfer the hearing on this cause upon the answer of the defendant to the equity docket for disposition in advance of the trial of this cause at law, to which motion the defendant did object and objects,

IT IS HEREBY ORDERED that the motion of the plaintiff for such transfer be and it is hereby denied, and this cause is ordered to stand for trial upon assignment upon the docket at law, to which ruling and order the plaintiff, William O. Carver, excepted and excepts.

ENDORSED: Filed May 13 1935  
H. P. Warfield, Clerk  
U. S. District Court ME

F. E. KENNAMER  
UNITED STATES DISTRICT JUDGE.

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

The State of Oklahoma, ex rel L. O. Lytle	)	
and John R. Miller, citizens, residents and	)	
taxpayers of Creek County, State of Oklahoma	)	
	)	Plaintiff
vs.	)	No. 2156 Law
	)	
Ghayn Ray, County Treasurer of the County	)	
of Creek, State of Oklahoma, et al,	)	
	)	Defendants.

ORDER REMANDING CAUSE

Now, on this 11th day of May, 1935, this cause coming on to be heard on motion of the plaintiff to remand said cause to the District Court of Creek County, Oklahoma, and all parties being present by their respective counsel; and the Court being fully advised in the premises and upon being shown that the Home Indemnity Company, one of the defendants herein, who removed this cause from the District Court of Creek County, Oklahoma, to this Court, confesses that said motion of the plaintiff is well taken;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that said cause be and the same hereby is remanded to the District Court within and for Creek County, Oklahoma.

ENDORSED: Filed May 13 1935  
H. P. Warfield, Clerk  
U. S. District Court ME

F. E. KENNAMER  
United States District Judge

-----  
Court adjourned to May 14, 1935.

On this 14th day of May, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special May 1935 Term at Bartlesville, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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

MISCELLANEOUS - ORDER FOR ADDITIONAL JURORS.

On this 14th day of May, A. D. 1935, it appearing to the Court that there are not sufficient jurors in the panel, it is ordered that the Marshal of said District summon from the bystanders three good and lawful men, duly qualified, to serve as Petit Jurors for this Special May 1935 Term of said Court.

Thereupon, the Marshal returns the names of O. O. Echelbarger, Thomas Woodall and L. B. Remy, who are examined by the Court, and all are accepted as petit jurors for this Special May 1935 Term of Court.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 7374 - Criminal. ✓
		)
VICTOR BOUSKA,	Defendant.	)

Now on this 14th day of May, A. D. 1935, comes the United States Attorney, representing the Government herein and the Defendant Victor Bouska, appearing in person. The defendant is arraigned and enters a plea of guilty as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court that judgment and sentence be imposed as follows:

Be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a United States Penitentiary, for a period of:

Thirty (30) months.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 8081 - Criminal. ✓
		)
ARTHUR EARLE SMITH, O. H. BARBEE, ROY W. ELLIOTT, J. W. BAILEY, GEORGE WORKMAN,	Defendants.	)

Now on this 14th day of May, A. D. 1935, comes the United States Attorney, representing the Government herein and the defendants Barbee, Elliott, Bailey and Smith appearing in person. The defendants are each arraigned and each enters a plea of not guilty as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court, by agreement, that said case be stricken at this time. To be set at Tulsa.

UNITED STATES OF AMERICA, Plaintiff, )  
-vs- )

No. 6098 - Criminal. ✓

MRS. ESTER GATES, alias MRS. ESTER MAY MARTIN, )  
alias MRS. ESTER MAY SOUTHERN, Defendant. )

Now on this 14th day of May, A. D. 1935, comes the United States Attorney, representing the Government herein and the Defendant appearing in person. The defendant is arraigned, pleads true name to be Ester May Gates, and enters a plea of guilty as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court that judgment and sentence be imposed as follows:

Be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a County Jail for a period of:  
Six (6) months.

It is further ordered by the Court that said Defendant be probated for a period of twelve (12) months, during good behavior or until the further order of the Court.

UNITED STATES OF AMERICA, Plaintiff, )  
-vs- )  
TED KELLY, and GEORGE PIZETTA, alias )  
GEORGE PIZETTA, Defendants. )

No. 8104 - Criminal. ✓

Now on this 14th day of May, A. D. 1935, the above styled cause comes on for continuance of trial. Each of the above defendants are present as heretofore and the jury, each and every member present and in the box. Now at this time, the Government is given leave to introduce rebuttal testimony with the following witnesses: J. D. Crowder, J. C. Stine. And thereafter, both sides rest. Closing arguments of counsel are made and the Court instructs the jury as to the law in the case. And thereafter, the jury retire in charge of a sworn bailiff to deliberate upon their verdicts herein. And thereafter, the jury return into open court. And thereafter, the noon hour having arrived, the jury is admonished and court is recessed to 1:30 o'clock P.M.

And thereafter, at 1:30 o'clock P.M. on this same day, court is again in session. All parties present as heretofore and the jury continue to deliberate upon their verdicts herein. And thereafter, the jury returns into open court and through their Foreman announce they are unable to agree upon a verdict herein. Thereupon, it is ordered by the Court that a mistrial be declared and that said jury be discharged from further consideration of the above case.

UNITED STATES OF AMERICA, Plaintiff, )  
-vs- )  
MORATON BEAN, alias "Race" Bean, ROBERT BROWN, )  
alias Beanie Brown, James Leard Humphreys and )  
GEORGE WASHINGTON O'NEAL, Defendants. )

No. 8186 - Criminal. ✓

Now on this 14th day of May, A. D. 1935, comes the United States Attorney, representing the Government herein and the defendant George Washington O'Neal appearing in person. The defendant is arraigned and enters a plea of Nolo Contendere, which plea is accepted by the Court, all as charged in the Indictment heretofore filed herein. Thereupon, all witnesses are sworn in open court. The Government introduces evidence and proof with the following witnesses: Mr. Phenny, Mr. McDonald, Charlie Swain. And thereafter, the Defendant introduces the evidence of George Washington O'Neal.

No. 8128 Cr. Cont'd.

And thereafter, after being fully advised in the premises, it is ordered by the Court that said Defendant be adjudged guilty and that judgment and sentence be imposed as follows:

Be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a United States Penitentiary, for a period of:

- Count One: One Year and One Day
- Count Two: One Year and One Day
- Count Three: One Year and One Day.

Said sentence of confinement in Counts Two and Three shall run concurrent with the sentence in Count One.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)	
-vs-		)	No. 8128 - Criminal. ✓
GRADY LESTER and ED PARMLEE,	Defendants.	)	

Now on this 14th day of May, A. D. 1935, comes the United States Attorney, representing the Government herein and the Defendant Lester appearing in person. The Defendant is arraigned and enters a plea of not guilty as charged in the indictment heretofore filed herein. Thereupon, said case is called. Defendant Lester is present in person and by counsel W. C. Peters. Thereupon, a jury is duly empaneled and sworn as to qualifications. Both sides waive challenges. Thereupon, the jury sworn to try said cause and a true verdict render, is as follows: D. C. Dillard, A. H. Boles, L. P. Hipp, Tom Nolan, W. E. Seybert, L. R. Vanhooser, K. K. Sherwood, Tom Bea, James Miller, Alton Rogers, Fred Searle, Frank Green. All witnesses are sworn in open court and opening statements of counsel are made. The Government introduces evidence and proof with the following witnesses: N. C. Sturgeon. And thereafter, the noon hour having arrived, the jury is admonished and court is recessed to 1:30 o'clock P.M.

And thereafter, at 1:30 o'clock P.M. on this same day, court is again in session. All parties present as heretofore and the jury, each and every member present and in the box. The Government continues with its introduction of evidence and proof with the following witness: L. L. Flaterbeck. And thereafter, the Government rests. Thereupon, the Defendant demurs to the evidence herein, which Demurrer is by the Court overruled and exception allowed. Thereupon, the Defendant introduces evidence and proof with the following witnesses: Grady Lester, Virgil Boles, Owen Lester. And thereafter, the Defendant rests. Now at this time, the Government offers in rebuttal, the testimony of Mr. Fhenney. And thereafter, both sides rest. And now at this time, Defendant again demurs to the evidence introduced herein which Demurrer is by the Court overruled and exception allowed. Closing arguments of counsel are made and the Court instructs the jury as to the law in the case. And thereupon, the jury retires in charge of a sworn bailiff to deliberate upon their verdict herein. And thereafter, the jury returns into open court and through their Foreman present their verdict, which verdict is in words and figures as follows:

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

UNITED STATES OF AMERICA	Plaintiff	)	
vs.		)	No. 8128 - Cr.
GRADY LESTER	Defendant	)	

VERDICT

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

No. 8128 Cr. Cont'd.

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

FILED In Open Court  
May 14 1935  
H. P. Warfield, Clerk

FRANK GREEN  
Foreman.

And thereafter, it is ordered by the Court that said jury be discharged from further consideration of said case.

UNITED STATES OF AMERICA, Plaintiff, )  
-vs- ) No. 8130 - Criminal. ✓  
CLAUD MERRYMAN and MARVIN MERRYMAN, Defendants. )

Now on this 14th day of May, A. D. 1935, it is ordered by the Court, by agreement of counsel, that case as to Defendant Marvin Merryman be stricken. It is further ordered by the Court, upon motion of the U. S. Attorney, that case be dismissed as to Defendant Claude Merryman.

UNITED STATES OF AMERICA, Plaintiff, )  
-vs- ) No. 8134 - Criminal. ✓  
C. B. RUSH, LARRY YANCY, and SEQUOYAH DOWNING, Defendants. )

Now on this 14th day of May, A. D. 1935, comes the United States Attorney, representing the Government herein and the Defendant Rush appearing in person. The Defendant is arraigned and enters a plea of guilty to Counts 1 and 2 as charged in the Indictment heretofore filed herein.

And thereafter, Defendant Larry Yancy is thrice called in open court but answers not. Sureties, Mrs. C. B. Thomas, Herman Greathouse and C. B. Thomas are thrice called in open court but answer not. Whereupon, it is by the Court ordered that the bond on the sum of \$1000.00 be forfeited, Scire Facias awarded, alias capias ordered and new bond set in the sum of \$1500.00.

And thereafter, Defendant Sequoyah Downing is thrice called in open court, but answers not. Sureties, Samuel Downing, is thrice called in open court but answers not. Whereupon, it is by the Court ordered that the bond in the sum of \$1000.00 be forfeited, Scire Facias awarded, alias capias ordered and new bond set in the sum of \$1500.00. And thereafter, it is ordered by the Court that judgment and sentence be now imposed on Defendant C. B. Rush, as follows:

Be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a United States Penitentiary, for a period of:

- Count One: Fifteen (15) months
- Count Two: Fifteen (15) months.

Said sentence of confinement in Count Two shall run concurrent with the sentence in Count One.



No. 8136 Cr. Cont'd.

Defendants and their counsel, that the above case be and it is hereby consolidated with and tried with Case No. 8135. (For record of trial see Case No. 8135).

-----

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 8145 - Criminal. ✓
		)
W. H. WAGGONER, CARL LAUGHLIN and		)
A. W. HARRIS,	Defendants.	)

Now on this 14th day of May, A. D. 1935, comes the United States Attorney, representing the Government herein and the defendants W. H. Waggoner, Carl Laughlin and A. W. Harris appearing in person. The Defendants are each arraigned and each enters a plea as follows: Waggoner enters a plea of not guilty to Counts 1 and 2; Laughlin enters a plea of guilty to Counts 1 and 2; Harris enters a plea of guilty to Counts 1 and 2; all as charged in the Indictment heretofore filed herein.

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UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 8147 - Criminal. ✓
		)
JOHN BOATNER,	Defendant.	)

Now on this 14th day of May, A. D. 1935, comes the United States Attorney, representing the Government herein and the Defendant John Boatner appearing in person. The Defendant is arraigned and enters a plea of not guilty as charged in the Indictment heretofore filed herein. Thereupon, the Court appoints Mr. Goldesberry to represent said Defendant. And thereafter, Defendant withdraws his former plea of not guilty and enters a plea of Nolo Contendere, which plea is accepted by the Court. All witnesses are sworn in open court and opening statements of counsel are made. The Government introduces the testimony of Glen Burnham. The Defendant introduces the evidence and testimony of John Boatner. And thereafter, after being fully advised in the premises, and considering the facts and the evidence introduced herein, it is ordered by the Court that Defendant be adjudged guilty and that judgment and sentence be imposed as follows:

be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a United States Penitentiary for a period of:

Five (5) years.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 8148 - Criminal. ✓
		)
CHARLES E. DECK, CHARLES J. DECK, ROY ICE, FRANK		)
ICE, BUD FOWLER, KENNETH THOMAS, LEONARD D. WARDER,		)
REUBEN SMITH and FRANKLIN DEUTCHER,	Defendants.	)

Now on this 14th day of May, A. D. 1935, comes the United States Attorney, representing the Government herein and the defendants Charles E. Deck, Charles J. Deck, Roy Ice, Frank Ice, Bud Fowler, Kenneth Thomas, Leonard D. Warder, Reuben Smith and Franklin Deutcher appearing in person. The defendants are each arraigned and each enters a plea of not guilty to Counts 1, 2 and 3,

No. 8148 Cr. Cont'd.

as charged in the Indictment heretofore filed herein. Thereupon, the Court appoints C. T. Byrd and W. C. Peters to represent the above defendants. And thereafter, each of the above Defendants withdraw their former plea of not guilty and now enter a plea of Nolo Contendere, by agreement, which plea is accepted by the Court. All witnesses are sworn in open court. All Defendants are present in person. Opening statements of counsel are made. The Government introduces evidence and proof with the following witnesses: Mr. Park, A. C. Boatman, J. L. Hensen. And thereafter, both sides rest. And thereupon, after being fully advised in the premises, it is ordered by the Court that all Defendants be adjudged guilty, as charged. It is further ordered by the Court, that each and every of the above defendants be placed on probation for a period of two (2) years during good behavior or until the further order of the Court.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		)
		)
BENJAMIN FRANKLIN HAMILTON,	Defendant.	)

No. 8154 - Criminal. ✓

Now on this 14th day of May, A. D. 1935, comes the United States Attorney, representing the Government herein and the defendant Benjamin Franklin Hamilton appearing in person. The defendant is arraigned and enters a plea of guilty as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court, that said Defendant be placed on probation for a period of Two (2) years or until the further order of the Court.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		)
		)
ARTHUR LEE PENNEY, alias ARTHUR GOODSON, HENRY PENNEY, A. L. ZINNAMAN and DAVE BURKETT,	Defendants.	)

No. 8159 - Criminal. ✓

Now on this 14th day of May, A. D. 1935, it is ordered by the Court, upon motion of the U. S. Attorney, that case be dismissed as to Defendant Henry Penney. And thereafter, comes the United States Attorney, representing the Government herein and the Defendants A. L. Zinnaman and Dave Burkett appearing in person. The defendants are each arraigned and each enters a plea of not guilty as charged in the Indictment heretofore filed herein.

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

United States of America,	Plaintiff,	)
		)
vs.		)
		)
Joseph E. Kennedy, et al,	Defendants.	)

No. 1986 law. ✓

ORDER EXTENDING TIME TO FILE GOVERNMENT'S BRIEF ON DEMURRERS.

Now on this 13th day of May, 1935, upon application of the Attorney General for an extension of ten days time in which to file the Government's Brief in the above entitled cause, and it appearing to the Court that this additional time is necessary;









Thereafter, the testimony of the following witnesses is introduced: Claude Moore, Elmer Soreagle and Mary Robinson. And thereafter, after being fully advised in the premises, it is ordered by the Court that said Defendant be adjudged guilty and that judgment and sentence be imposed as follows:

Claude Moore - Probated for a period of twelve (12) months.

Mary Robinson - Probated for a period of twelve (12) months.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 8116 - Criminal.
		)
WALTER A. SELF and E. E. CASEY,	Defendants.	)

Now on this 15th day of May, A. D. 1935, comes the United States Attorney, representing the Government herein and the defendants Walter A. Self and E. E. Casey appearing in person. The defendants are each arraigned and each enters a plea of guilty to Counts 1 and 2 as charged in the indictment heretofore filed herein. Thereupon, it is ordered by the Court that judgment and sentence be imposed as follows:

WALTER A. SELF

Be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a United States Penitentiary, for a period of:

- Count One: One Year and One Day,
- Count Two: One Year and One Day.

Said sentence of confinement in Count Two shall run concurrent with the sentence in Count One.

E. E. CASEY

Be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a United States Penitentiary, for a period of:

- Count One; One Year and One Day
- Count Two: One Year and One Day

Said sentence of confinement in Count Two shall run concurrent with the sentence in Count One.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 8116 - Criminal. ✓
		)
RAY DAVIS,	Defendant.	)

Now on this 15th day of May, A. D. 1935, comes the United States Attorney, representing the Government herein and the Defendant Ray Davis appearing in person. The Defendant is arraigned and enters a plea of not guilty to Counts 1 and 2 as charged in the indictment heretofore filed herein. And thereafter, Defendant withdraws his former plea of not guilty and now enters a plea of guilty to Count 1 as heretofore charged. Thereupon, it is ordered by the Court that Defendant Davis be probated for a period of twelve (12) months as to Count 1. It is further ordered by the Court, upon motion of the U. S. Attorney, that Count Two be dismissed.

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No. 9121 Cr. Cont'd.

Said sentence of confinement in this case to run concurrent with the sentence in case Number 9123.

RENA KIMMS

Be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a Federal Industrial Institution for Women for a period of:

Five (5) Years

Said sentence of confinement in this case to run concurrent with the sentence in case number 9123 Criminal.

UNITED STATES OF AMERICA, Plaintiff, )

-vs-

No. 9122 - Criminal. ✓

LANDO GUNTER, alias JIMMIE HARRIS, alias  
JAMES CURRY- JOHN DOE and RICHARD ROE,  
Defendants. )

Now on this 15th day of May, A. D. 1935, comes the United States Attorney, representing the Government herein and the defendant Lando Gunter, alias Jimmie Harris, alias James Curry appearing in person. The defendant is arraigned, pleads true name to be Lando Gunter and enters a plea of guilty as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court that judgment and sentence be imposed as follows:

Be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a United States Penitentiary, for a period of:

Twenty-five (25) Years.

Said sentence of confinement in this case to run concurrent with the sentence in case number 9123 Criminal.

UNITED STATES OF AMERICA, Plaintiff, )

-vs-

No. 9123 - Criminal. ✓

LANDO GUNTER, alias JIMMIE HARRIS, alias  
JAMES CURRY, DICK JOHNSON, alias GUY SEATTI,  
JACK WHITE, alias BILL KIMMS, alias LEO,  
alias FRED and CLAYTON PARRIS, alias BOB,  
Defendants. )

Now on this 15th day of May, A. D. 1935, comes the United States Attorney, representing the Government herein and the defendants Lando Gunter, alias Jimmie Harris, alias James Curry, alias Dick Johnson, alias Guy Seatti, alias Jack White, alias Bill Kimms, alias Leo, alias Fred and Clayton Parris, alias Bob appearing in person. The defendant is arraigned and each enters a plea as follows: Lando Gunter, pleads true name to be Lando Gunter and enters a plea of guilty; Dick Johnson, pleads true name to be Richard Hayes and enters a plea of guilty; Jack White, pleads true name to be Guy Seatti and enters a plea of guilty; Leo, alias, pleads true name to be Ross Kimms and enters a plea of guilty; and Clayton Parris enters a plea of guilty; all as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court that judgment and sentence be imposed as follows:

No. 8123 Cr. Cont'd.

LANDO GUNTER

Be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a United States Penitentiary for a period of:

Twenty-five (25) Years.

RICHARD HAYES

Be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a United States Penitentiary, for a period of:

Twenty (20) Years.

GUY SCOTT

Be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a United States Penitentiary, for a period of:

Twenty (20) Years.

RENA KIMES

Be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a Federal Industrial Institution for Women for a period of:

Five (5) Years.

GLADYS PARKS

Be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a Federal Industrial Institution for Women for a period of:

Three (3) Years.

UNITED STATES OF AMERICA,

Plaintiff, )

-vs-

) No. 8124 - Criminal. ✓

LESLIE HENRY GARDNER,

Defendant. )

Now on this 15th day of May, A. D. 1935, comes the United States Attorney, representing the Government herein and the defendant appearing in person. The defendant is arraigned and enters a plea of guilty as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court that said Defendant be probated for a period of twelve (12) months, or until the further order of the Court.



No. 8135 Cr. Cont'd.

GLEN W. STILLEY

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

UNITED STATES )  
vs. ) No. 8135 Cr.  
GLEN W. STILLEY )

We, the jury in the above-entitled cause, duly empaneled and sworn, upon our oaths, find the defendant Glen W. Stilley guilty, as charged in the indictment.

GEO. S. HOWARD  
Foreman.

FILED In Open Court  
May 15 1935  
H. P. Warfield, Clerk  
U. S. District Court

JEWELL GEORGEOFF

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

UNITED STATES )  
vs. ) No. 8135 Cr.  
JEWELL GEORGEOFF )

We, the jury in the above-entitled cause, duly empaneled and sworn, upon our oaths, find the defendant Jewell Georgeoff not guilty, as charged in the indictment.

GEO. S. HOWARD  
Foreman.

FILED In Open Court  
May 15 1935  
H. P. Warfield, Clerk  
U. S. District Court

And thereafter, the jury having announced this to be their true verdict herein, it is ordered by the Court that said jury be discharged from further consideration of said case. It is further ordered that judgment and sentence be passed to May 16, 1935.

UNITED STATES OF AMERICA, Plaintiff,

-vs-

JOE SHERRY alias JACK WILLIAMS, GLEN W. STILLEY, alias GLEN WILSON, ELIZABETH JEWELL GEORGEOFF, alias Jewell Brown, alias Jewell Rogers, alias Elizabeth Jewell Broadhead, Defendants.

No. 8136 - Criminal. ✓

Now on this 16th day of May, A. D. 1935, the above styled cause comes on for continuance of trial. And on this date, the jury returns into open court and through their Foreman present their verdicts, which verdicts are in words and figures as follows:

No. 8136 Cr. Cont'd.

JOE SHERRY

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

UNITED STATES )  
vs. ) No. 8136  
JOE SHERRY )

We, the jury in the above-entitled cause, duly empaneled and sworn, upon our oaths, find the defendant Joe Sherry guilty, as charged in the indictment.

GEO. S. HOWARD  
FOREMAN.

FILED In Open Court  
May 15, 1935  
H. P. Warfield, Clerk

JEWELL GEORGEOFF

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

UNITED STATES )  
vs. ) No. 8136 Cr.  
JEWELL GEORGEOFF )

We, the jury in the above-entitled cause, duly empaneled and sworn, upon our oaths, find the defendant Jewell Georgeoff guilty, as charged in the indictment.

GEO. S. HOWARD  
Foreman.

FILED In Open Court  
May 15, 1935  
H. P. Warfield, Clerk

Thereafter, the jury is discharged by the Court from further consideration herein. Thereupon, it is ordered by the Court that judgment and sentence be passed to May 16, 1935.

-----  
UNITED STATES OF AMERICA, Plaintiff, )  
-vs- ) No. 8137 - Criminal. )  
WALTER SELF, Defendant. )

Now on this 15th day of May, A. D. 1935, comes the United States Attorney, representing the Government herein and the defendant Walter Self appearing in person. The Defendant is arraigned and enters a plea of not guilty as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court, upon motion of the U. S. Attorney, that the above case be and it is hereby dismissed.

-----





On this 16th day of May, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special May 1935 Term at Bartlesville, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 7826 - Criminal. ✓
		)
ROBERT PARKER and DENNIS BARFIELD,	Defendants.	)

Now on this 16th day of May, A. D. 1935, it is ordered by the Court, upon motion of the U. S. Attorney, that the above case be, and it is hereby dismissed.

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 8018 - Criminal. ✓
		)
SINCLAIR STEWART and HENRY NEVINS,	Defendants.	)

Now on this 16th day of May, A. D. 1935, it is ordered by the Court, upon motion of the U. S. Attorney, that case be dismissed as to defendant Sinclair Stewart.

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 8052 - Criminal. ✓
		)
R. A. WALL,	Defendant.	)

Now on this 16th day of May, A. D. 1935, court is again in session. All parties present as heretofore and the jury, each and every member present and in the box. The Defendant is present in person and by counsel. Now at this time, the Defendant continues with his introduction of evidence and proof with the following witnesses: R. A. Wall, Mrs. Joe Lee, Mrs. Wall, Woodrow Wall. And thereafter, the Defendant rests. Thereupon, the Government offers in rebuttal the testimony of the following: Mary E. Urie, Armon Urie, Mr. Whelan, Mr. Hanson. And thereafter, the Defendant offers in sir-rebuttal the following testimony: R. A. Wall, Woodrow Wall, Mrs. Wall. And thereafter, both sides rest. Closing arguments of counsel are made and the Court instructs the jury as to the law in the case. Thereupon, the Defendant moves for a directed verdict herein of not guilty which motion is, by the Court, overruled and exception allowed. And thereafter, the jury retires in charge of a sworn bailiff to deliberate upon their verdict herein. And thereafter, on this same day, the jury returns into open court and through their Foreman present their verdict, which verdict is in words and figures as follows:

No. 8052 Cr. Cont'd.

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

UNITED STATES )  
vs. ) No. 8052, Cr.  
R. A. WALL )

We, the jury in the above-entitled cause, duly empanelled and sworn, upon our oaths, find the defendant, R. A. Wall, not guilty, as charged in the indictment.

FILED In Open Court  
May 16 1935  
H. P. Warfield, Clerk

A. H. BOLES, JR.  
Foreman.

Thereafter, the jury having announced this to be their true verdict herein, it is ordered by the Court that said jury be now discharged.

-----  
UNITED STATES OF AMERICA, Plaintiff, )  
 )  
-vs- ) No. 8088 - Criminal. )  
 )  
RALPH WALLACE and STELLA STEWART AYERS, )  
 )  
Defendants. )

Now on this 16th day of May, A. D. 1935, it is ordered by the Court that case be, and it is hereby dismissed against Defendant Ralph Wallace herein.

-----  
UNITED STATES OF AMERICA, Plaintiff, )  
 )  
-vs- ) No. 8090 - Criminal. )  
 )  
HARRY CORBETT, CHARLES (Buddy) CORBETT and )  
DENNIS BARFIELD, Defendants. )

Now on this 16th day of May, A. D. 1935, the Court orders that the above case be stricken as to Defendant Dennis Barfield. And thereafter, comes the United States Attorney, representing the Government herein and the Defendants Harry Corbett and Charles (Buddy) Corbett appear in person. The Defendants are each arraigned and each enters a plea of guilty to Counts 1 and 2 and not guilty to Count 3, as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court that said case be passed to June 17, 1935 at Tulsa, for sentence.





No. 8097 Cr. Cont'd.

qualifications. The Government challenges W. J. Hummingbird, H. L. Groves, Robt. Autin, L. E. Remy, G. E. Banister, Ben Barfield. The Defendant waives challenges. Thereupon, the jury sworn to try said cause and a true verdict render, is as follows:

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

UNITED STATES OF AMERICA Plaintiff )  
vs. ) No. 8097 Cr.  
O. Z. GRAVES, Defendant )

VERDICT

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

We further find the defendant, O. Z. Graves, guilty, as charged in the second count of the indictment.

GEO. S. HOWARD  
Foreman.

FILED In Open Court  
May 16 1935  
H. P. Warfield, Clerk

And thereafter, said jury is discharged from further consideration of said case. It is further ordered by the Court that judgment and sentence be passed to June 17, 1935, at Tulsa, before Judge Vaught.

-----  
UNITED STATES OF AMERICA, Plaintiff, )  
-vs- ) No. 8101 - Criminal.  
FLOYD JONES, Defendant. )

Now on this 16th day of May, A. D. 1935, comes the United States attorney, representing the Government herein and the Defendant Floyd Jones appearing in person. The defendant is arraigned and enters a plea of guilty as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court that said Defendant be probated for a period of twelve (12) months.

-----  
UNITED STATES OF AMERICA, Plaintiff, )  
-vs- ) No. 8105 - Criminal.  
W. B. McSWAIN, Defendant. )

Now on this 16th day of May, A. D. 1935, comes the United States attorney, representing the Government herein and the defendant W. B. McSwain appearing in person. The defendant is arraigned and enters a plea of guilty as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court that said Defendant be placed on probation for a period of one (1) Year.

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UNITED STATES OF AMERICA,

Plaintiff,

-vs-

No. 2171 - Criminal.

CLIFFORD JAMES, JESSE JOSEPH HAMES and  
JOE SHEPARD,

Defendants.

Now on this 16th day of May, A. D. 1935, comes the United States Attorney, representing the Government herein and the defendants James, Hames and Shephard appearing in person. The Defendants are each arraigned and each enters a plea as follows: Defendant Clifford James enters a plea of not guilty to Count 1 and a plea of Nolo Contendere to Counts 2 and 3; which plea is accepted by the Court; Jesse Joseph Hames enters a plea of not guilty to Count 1 and guilty to Counts 2 and 3; Joe Shephard enters a plea of not guilty to Count 1 and a plea of Nolo Contendere to Counts 2 and 3, which plea is accepted by the Court; all as charged in the Indictment heretofore filed herein. Thereupon, all witnesses are sworn in open court. The Government introduces evidence and proof with the following witnesses: Mr. Giddens. Thereafter, statements of each Defendant are heard. And thereupon, after being fully advised in the premises, it is ordered by the Court that each Defendant be adjudged guilty as charged. It is further ordered that judgment and sentence be now imposed as follows:

CLIFFORD JAMES

Be probated for a period of twelve (12) months, on all Counts.

JESSE JOSEPH HAMES

Be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a County Jail for a period of:  
Count Two: Four (4) months and a fine of \$100.00 on execution.

It is further ordered by the Court that said Defendant be probated for a period of twelve (12) months on Counts One and Three herein.

JOE SHEPARD

It is ordered that said Defendant be probated for a period of twelve (12) months on all Counts herein.

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

John Marshall,

Plaintiff,

vs.

No. 1988 Law

Mid-Continent Petroleum Corporation, a  
corporation,

Defendant.

O R D E R

Upon motion of the above named plaintiff leave is hereby granted him to amend his amended petition instanter by striking from the second paragraph of said amended petition the word "Delaware" appearing on the fourth line, and substituting therefor the word "Kentucky" and by striking the word "Wilmington" appearing on the fifth line of said second paragraph and substituting therefor the word "Louisville."

Dated this the 16th day of May, 1935.

O.K. A. O. Harrison,  
Atty for Plaintiff.

F. E. KENNAUER  
J u d g e.

I. L. LOCKEWITZ Atty for Deft.

ENDORSED: Filed May 16 1935  
H. P. Warfield, Clerk  
U. S. District Court

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

John Marshall,	Plaintiff,	)	
		)	
vs.		)	No. 1988 Law. ✓
		)	
Mid-Continent Petroleum Corporation, a	corporation,	Defendant.	)

O R D E R

NOW, on this 16th day of May, 1935, the dismissal, with prejudice, of the plaintiff, filed in the above entitled cause being called to the attention of the Court, and the Court being otherwise fully and sufficiently advised in the premises, finds that said motion should be sustained.

IT IS, THEREFORE, by the Court, ORDERED that the above entitled cause be, and the same is hereby, dismissed, with prejudice to the bringing of a new and future action, at said plaintiff's costs.

O.K. A. O. HARRISON Atty for Plf.  
I. L. LOCKEWITZ, Atty for Deft.

F. E. KENNAUER  
J u d g e.

ENDORSED: Filed May 16 1935  
H. P. Warfield, Clerk  
U. S. District Court

-----  
Court adjourned to May 17, 1935.

U. S. DISTRICT COURT, DISTRICT OF MICHIGAN, EAST LANSING, MICHIGAN

On this 17th day of May, A. D. 1938, the Court upon application of the United States of America, sitting in and with the Court, do hereby order, and the same is so ordered, that the following proceedings be and are ordered, to-wit:

H. P. K. Smith, Clerk, U. S. District Court.  
C. L. Bailey, United States Attorney.  
John J. Lewis, United States Marshal.

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

UNITED STATES OF AMERICA, Plaintiff, )  
-vs- ) No. 1098 - Criminal. )  
RALPH WALLACE and STELLA STEWART AYERS, Defendants.

Now on this 17th day of May, A. D. 1938, it is ordered by the Court upon application of Defendant Ayers that judgment and sentence heretofore imposed be set aside, commitment recalled and new sentence imposed as follows:

Be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a Federal Industrial Institution for Women for a period of:  
One (1) Year and One (1) Day, and that she pay a fine into the United States in the sum of One Hundred (\$100.00) Dollars, and in default thereof, stand committed until said fine is paid or until released by due process of law.

UNITED STATES OF AMERICA, Plaintiff, )  
-vs- ) No. 1097 - Criminal. )  
G. W. GRAYES, Defendant.

Now on this 17th day of May, A. D. 1938, it is ordered by the Court that motion for new trial be and it is hereby overruled and exception allowed.

G. W. RICE, Plaintiff, )  
-vs- ) No. 1036-Inv. )  
SARAHANN M. FLETCHER, et al, Defendants.

Now on this 17th day of May, A. D. 1938, for above styled case I. called the trial. Both sides present and announce ready for trial. Trial by jury is duly waived in open court. All witnesses are sworn in open court and opening statements of counsel made. And thereupon, the Defendants move for judgment herein on statements and pleadings, which motion is, by the Court, overruled and exception allowed. Thereupon, the Plaintiff introduces evidence and proof with the following witnesses: G. W. Rice and E. J. Hinch. And thereupon, the Plaintiff rests. Thereupon, the Defendants deny to the evidence submitted herein, which denial is, by the Court sustained; all to per journal entry to be filed. Exceptions allowed.

U. S. DISTRICT COURT OF THE DISTRICT OF KENTUCKY  
DISTRICT OF KENTUCKY  
BARTLESVILLE, OKLAHOMA  
MAY 17, 1935

U. S. DISTRICT COURT FOR THE DISTRICT OF KENTUCKY

George W. Rice, Plaintiff, )  
vs. )  
William F. Rice, and J. Leander, )  
Katherine J. Dentist and Katherine J. )  
Dentist as Heirs of Albert E. Dentist )  
vs. )  
George W. Rice, and Albert E. Dentist, Defendants. )

No. 1035 - 1935

JUDICIAL ENTRY

Now this 17th day of May, 1935, the same being a day of the special session of said court held in the City of Bartlesville, within the Northern Judicial District of the State of Oklahoma, this cause comes on for trial in regular order of setting on the Law Docket, on the amended petition, answer, and reply. The parties appear in person and by their attorneys of record and both sides announced ready for trial, and both sides waived trial of said cause by jury, in open court, and filed at the time their written and signed waiver of trial by jury. Thereupon the court did order the trial of said cause to proceed.

Thereupon attorneys for plaintiff made their opening statement, at the close of which defendants moved the court for a judgment on the pleadings and opening statement of counsel for plaintiff. The court overruled said motion and allowed defendants an exception. Thereupon the counsel for defendants made defendants opening statement; thereupon the plaintiff introduced his evidence and did rest. At the close of Plaintiff's evidence the defendants demurred to Plaintiff's evidence on the ground that said evidence wholly failed to establish facts sufficient to constitute a cause of action, and after arguments upon said demurrer, and after the court was well advised in the premises,

IT IS ORDERED that defendants demurrer to the plaintiff's evidence, be, and the same is sustained by the court, to which ruling plaintiff is allowed an exception.

IT IS HEREBY ADMITTED AND DECIDED that plaintiff's petition, amended petition, and case be, and the case is dismissed at the Plaintiff's cost, to which judgment plaintiff is allowed an exception.

F. S. KEMMERER  
Judge

RECORDED: Filed May 19 1935  
H. A. Jarfield, Clerk  
U. S. District Court

WILLIAM RICE - UNDER DISCHARGE OF PETTY JURORS.

On this 17th day of May, A. D. 1935, it is ordered by the Court that William Rice be, and he is, and he is, hereby discharged for this Court and 1935 Term at Bartlesville, Okla.

WILLIAM RICE - UNDER DISCHARGE OF PETTY JURORS AND THE COURT WILL BE RECALLED.

On this 17th day of May, A. D. 1935, it is ordered by the Court that William Rice be, and he is, and he is, hereby discharged for this Court and 1935 Term at Bartlesville, Okla. and the Court will be recalled.

Special March 1935 Term  
Tulsa, Oklahoma  
Monday, May 13, 1935

It is hereby ordered and decreed that the Special March 1935 Term at Tulsa, Oklahoma, adjourned sine die.

SPECIAL MARCH 1935 TERM TULSA, OKLAHOMA MONDAY, MAY 13, 1935

On this 13th day of May, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John T. Logan, United States Marshal.

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

FRED DORRELL, Plaintiff, )  
 )  
-vs- )  
 ) No. 2107 - Law.  
 )  
CRUIS COUNTRY MOTOR CO., a co-partnership, )  
composed of T. D. Cox, Brook Hills and )  
Paul Blaw, Defendant. )

Now on this 13th day of May, A. D. 1935, it is ordered by the Court that judgment of Defendant herein be, and it is hereby, overruled. Permission given to file answer instant.

Court adjourned to May 20, 1935.

SPECIAL MARCH 1935 TERM TULSA, OKLAHOMA MONDAY, MAY 20, 1935.

On this 20th day of May, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John T. Logan, United States Marshal.

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

S. W. CLEAVES, Plaintiff, )  
 )  
-vs- )  
 ) No. 1745 Law.  
 )  
MILBUR T. FUNK, Defendant. )

Now on this 20th day of May, A. D. 1935, it is ordered by the Court that the Clerk file and spread of record the Mandate in the above cause, same being in concluded signature as follows, to-wit:

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
TULSA, OKLAHOMA  
MAY 10, 1935

No. 1745 Law, Cont'd.

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 C. E. Cleaves, plaintiff, and Wilbur T. Funk, defendant, No. 1745 Law, the judgment of the said district court in said cause entered on December 7, 1935, was in the following words, viz:

(1933)  
\* \* \* \* \*

"It is therefore ordered, adjudged and decreed by the court that the demurrer of the defendant, Wilbur T. Funk, to the petition of the plaintiff, S. W. Cleaves, be and the same is hereby in all things sustained, to which order the plaintiff, S. W. Cleaves, duly excepted, and the plaintiff thereupon elected to plead no further, but to stand upon his said petition and complaint;

"It is therefore by the court, considered, ordered and adjudged that the complaint of the plaintiff be and the same is hereby dismissed, and that the defendant have and recover of and from the plaintiff, S. W. Cleaves, his costs herein expended, taxed at the sum of \$- - - - To which order and judgment the plaintiff duly excepts.

\* \* \* \* \*

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 C. E. Cleaves agreeably 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-five, 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 and adjudged by this court that the judgment of the said district court in this cause be and the same is hereby affirmed; and that Wilbur T. Funk, appellee, have and recover of and from C. E. Cleaves, appellant, his costs herein.

- - April 11, 1935.

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

Witness, the Honorable CHARLES E. HUGHES, Chief Justice of the United States, the 10th day of May, in the year of our Lord one thousand nine hundred and thirty-five.

Attest: \_\_\_\_\_  
Clerk of the United States District Court for the Northern District of Oklahoma, Tulsa, Oklahoma.

By \_\_\_\_\_  
Deputy Clerk.

Bill of Costs

Costs of	in	of
Bill of Costs,	FILED	(1938)
Witnesses,		\$20.00
		<u>\$20.00</u>

RECORDED: Filed May 20 1938  
 H. P. Sheffield, Clerk  
 U. S. District Court ME

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MAINE

MRS. DORIS E. LINNER, Plaintiff, )

vs

No. 1094 - L.A. ✓

THE QUAKER OATS COMPANY, a corporation, and  
THE ROGER GROCERY & BAKING COMPANY, a corporation,  
Defendants.

O R D E R

NOT On this 2nd day of April, 1938, there comes on for hearing the separate demurrers of the defendants above named to plaintiff's petition, and the Court, having heard the argument of counsel in support of such demurrers and in opposition thereto and being fully advised in the premises, finds that each of such demurrers should be overruled; and,

IT IS SO ORDERED.

To which ruling and order each of the defendants accepts, and such exceptions are allowed. The defendants are given twenty (20) days from this date in which to answer plaintiff's petition.

H. P. SHEFFIELD  
J U D G E

RECORDED: Filed May 20 1938  
 H. P. Sheffield, Clerk  
 U. S. District Court ME

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MAINE

MRS. DORIS E. LINNER, Plaintiff, )

vs

No. 1094 - L.A. ✓

THE QUAKER OATS COMPANY, a corporation, and THE  
ROGER GROCERY & BAKING COMPANY, a corporation,  
Defendants.

O R D E R

NOT On this 2nd day of April, 1938, as applied for by the plaintiff above named, and the Court, having heard the argument of counsel in support of such demurrers and in opposition thereto and being fully advised in the premises, finds that each of such demurrers should be overruled; and,

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

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

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

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

IT IS ORDERED that the defendants above named be permitted to file their answer to this complaint.

RECORDED: Filed May 29 1938  
A. P. Sheffield, Clerk  
U. S. District Court D.C.

F. J. HARRIS JR.  
Clerk

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

Wm. Becker, Plaintiff, )  
-vs- ) No. 1134 - Law.  
J. A. Martin, et al, Defendants. )

ORDER REMANDING CASE TO CIRCUIT COURT.

On May 2, 1938, the above styled and captioned case came on to be heard before the District Court of the District of Columbia to which it was referred by the District Court of the District of Columbia. The case was argued and heard by the District Court of the District of Columbia. The District Court of the District of Columbia has rendered its decision in the case and the same is hereby affirmed.

IT IS ORDERED, considered, advised and decreed by the Senate of the United States that the case be remanded to the District Court of the District of Columbia for further proceedings thereon.

DATED this 29th day of May, 1938.

RECORDED: Filed May 29 1938  
A. P. Sheffield, Clerk  
U. S. District Court

F. J. HARRIS JR.  
Clerk

Wm. Becker, Plaintiff, )  
-vs- ) No. 1134 - Law.  
J. A. Martin, et al, Defendants. )

IT IS ORDERED that the case be remanded to the District Court of the District of Columbia for further proceedings thereon.

U. S. DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA  
TULSA, OKLAHOMA  
MAY 21, 1935

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

H. F. Farfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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

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

United States of America, Plaintiff )  
vs. ) No. 1173 Criminal.  
Label Reese, Defendant.

ORDER MODIFYING SENTENCE

Now on this 21st day of May, the same being one of the regular judicial days of the Special March A. D. 1935 Term of said court, sitting at Tulsa, Oklahoma, this matter came before the court on application of the defendant, Label Reese, for a modification of her sentence heretofore imposed, and after due consideration of the petition attached hereto, and after being fully advised in the premises, the Court finds that said application should be granted.

IT IS THEREFORE ORDERED BY THE COURT that the sentence of six months in jail, imposed against defendant on April 30, 1935, be, and the same is hereby modified to twenty-two days in jail, and the United States Marshal is hereby ordered to release said defendant after the expiration of twenty-two days in jail.

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

RECORDED: Filed May 21 1935  
H. F. Farfield, Clerk  
U. S. District Court

-----  
Court adjourned to May 22, 1935.

SPECIAL MARCH 1935 TERM TULSA, OKLAHOMA WEDNESDAY, MAY 22, 1935

On this 22nd day of May, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. F. Farfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA  
SPECIAL MARCH 1935 TERM TULSA, OKLAHOMA WEDNESDAY, MAY 22, 1935

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

United States of America, Plaintiff, )  
vs ) No. Misc. Criminal.  
Leroy Hosp, et al, Defendants. )

O R D E R

Now on this 21st day of May, 1935, the same being one of the regular judicial days of the Special March A. D. 1935 Term of said Court, this matter comes on before the Court upon the application of the United States Attorney for an order of court releasing the above named Leroy Hosp from the custody of the United States Marshal in and for the Northern District of Oklahoma from May 22, 1935 to May 25, 1935, and it appearing to the court that the said defendant Leroy Hosp has heretofore been duly committed to the custody of the United States Marshal by the United States Commissioner in and for this district to await the action of the coming grand jury, and it further appearing to the court that the said Leroy Hosp is a necessary and material witness for the State of Arkansas, in a certain action in the County Court at Bentonville, Arkansas on May 23, 1935, and that he is also a necessary and material witness in a certain action in the County Court at Neosho, Missouri on May 24, 1935,

IT IS THEREFORE, CONSIDERED, ORDERED, ADJUDGED AND DECREED BY THE COURT, that the said defendant Leroy Hosp may be released from the Tulsa County Jail where he is now in custody for three days, that is to say, May 22, 23, and 24, 1935, it being the further order of the court that said defendant shall at all times be in the custody of the Deputy United States Marshal in and for the Northern District of Oklahoma, and that all expense shall be paid by the State of Arkansas and the government of the United States saved all expense in this connection, and the United States Marshal for the Northern District of Oklahoma is therefore ordered and directed to release the said Leroy Hosp in accordance herewith and have him returned to the Tulsa County Jail on May 25, 1935.

F. E. KEENAMER  
Judge.

OK: C. E. BULEY United States Attorney.

ENDORSED: Filed May 22 1935  
H. P. Warfield, Clerk  
U. S. District Court

-----  
THE REAL ESTATE LAND TITLE and TRUST CO., Plaintiff, )  
-vs- ) No. 1952 - Law. ✓  
THE TOWN OF FAIRFAX, OKLAHOMA, Defendant. )

Now on this 22nd day of May, A. D. 1935, the above styled case is called for trial. Both sides announce ready for trial and opening statements of counsel are made. The Plaintiff introduces stipulation and bonds and thereafter, rests. Defendant rests. And thereafter, it is ordered by the Court that said case be and it is hereby taken under advisement. Plaintiff given five days to file brief. Defendants given five days to reply thereto.

-----  
Court adjourned to May 23, 1935.







On this 28th day of May, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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

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

A. H. FREIBERG, Plaintiff, )  
-vs- ) No. 1816 - Law  
R. H. PIERCE, Defendant.

ORDER EXTENDING TIME IN WHICH TRANSCRIPT OF RECORD MAY BE FILED IN THE UNITED STATES CIRCUIT COURT OF APPEALS FOR THE TENTH CIRCUIT.

On application of the plaintiff, A. H. Freiberg, and for good cause shown, it is ordered that the time for filing of the transcript of the record on the appeal heretofore allowed in this cause to the Circuit Court of Appeals for the Tenth Circuit, be, and the same hereby is, extended to the 14th day of July, 1935.

This, May 28th, 1935.

F. E. KENNAMER  
U. S. District Judge for the Northern District of Oklahoma

ENDORSED: Filed May 28 1935  
H. P. Warfield, Clerk  
U. S. District Court

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

A. H. FREIBERG, Plaintiff, )  
-vs- ) No. 1816 - Law  
R. H. PIERCE, Defendant.

ORDER EXTENDING TERM OF COURT

On application of plaintiff, A. H. Freiberg, and for good cause shown, it is hereby ordered that the January 1935 Term of this court be, and the same hereby is, extended to the 20th day of July, 1935, for any and all purposes in the above styled case.

This, May 28th, 1935.

C. E. BAILEY  
U. S. District Judge for the Northern District of Oklahoma.

ENDORSED: Filed May 28 1935  
H. P. Warfield, Clerk  
U. S. District Court

Court adjourned to May 29, 1935.



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

United States of America, Plaintiff, )  
vs. ) Miscellaneous Criminal. ✓  
Joe Ross Dunham, et al, Defendants. )

O R D E R

Now on this 25th day of May, 1935, the same being one of the regular judicial days of the Special March A. D. 1935 Term of said court, this matter comes on before the court upon the application of the defendant Joe Ross Dunham for an order of court reducing the amount of his bond, and it appearing to the court that after preliminary hearing held before W. M. Sings, United States Commissioner in and for said district at Vinita, Oklahoma, on the charge of possession and passing certain counterfeit notes, said defendant Joe Ross Dunham was, on the 3rd day of May, 1935, bound over by said United States Commissioner to await the action of the next federal grand jury in and for said district on said charge, and his bond fixed in the amount of \$5000.00, and it further appearing to the court that bond in the amount of \$5000.00 is excessive, and that good and sufficient bond in the amount of \$2000.00 would be satisfactory,

IT IS, THEREFORE, CONSIDERED, ORDERED, ADJUDGED AND DECREED BY THE COURT that the amount of the preliminary bond for the defendant Joe Ross Dunham, be and the same is hereby reduced from \$5000.00 to \$2000.00, said bond to be good and sufficient in said cause.

F. T. KENNAMER  
Judge.

OK: PAUL O. STUEB  
Assistant U. S. Attorney.

ENDORSED: Filed May 31 1935  
H. F. Jarfield, Clerk  
U. S. District Court

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

The United States of America, Plaintiff, )  
vs. ) No. 5910 Criminal )  
Claude Merryman and Anna O. Merryman, Defendants. )

ORDER OF COURT

Now on this 31 day of May 1935, the above matter coming on to be heard and the applicant, Claude Merryman, appearing in person, and the court after hearing the evidence and upon consideration thereof find: that all of the allegation of the application herein are true, and that the applicant, Claude Merryman, is a married man and is the head of a family and that he and his wife have, at all times since the year 1929 occupied as a home and homestead the following premises,

Lot 19, Block 3 in the Federal Height Sub Division of the City of Tulsa,

and that the same is not subject to any judgment or levy thereunder, and that the fine entered

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

SPECIAL MARCH 1935 TERM

TULSA, OKLAHOMA

FRIDAY, MAY 31, 1935

Wherein by the court on the 30th day of November 1933 is not a lien upon the said premises, and the same are hereby released from any claim which the plaintiff may have thereon by reason of the judgment heretofore entered.

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

C. E. BAILEY U. S. Atty.

EMPOWERED: Filed May 31 1935  
H. P. Warfield, Clerk  
U. S. District Court

-----  
Court adjourned to June 1, 1935.

SPECIAL MARCH 1935 TERM

TULSA, OKLAHOMA

MONDAY, JUNE 3, 1935

On this 3rd day of June, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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

MISCELLANEOUS - ADMISSION TO BAR.

Now on this 3rd day of June, A. D. 1935, it being made satisfactorily to appear to the Court that H. L. Arthurs is duly qualified for admission to the Bar of this Court, the oath prescribed by the Court is administered and said Attorney is declared admitted to the Bar of this Court.

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

City of Tulsa, a municipal corporation, )  
Plaintiff )  
vs. ) No. 1293 - Law.  
Southwestern Bell Telephone Company, a )  
corporation, Defendant. )

JOURNAL ENTRY

Now on this 3rd day of June, 1935, upon application of the defendant for an order taxing costs in this cause, the parties being present by their respective attorneys, and said application having been duly considered,



IN THE DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT OF OREGON,  
 TULSA, OREGON

SHELL PETROLEUM CORPORATION,  
 a Corporation, )  
 Plaintiff, )

vs. ) No. 1936 - Law.

THE BRIGGS LUMBER COMPANY, a  
 Corporation, )  
 Defendant. )

O R D E R

Now on this 3rd day of June, 1935, same being a regular judicial day of the March, 1935 term of said court, and said court being regularly in session, this matter comes on for hearing upon the plaintiff's demurrer to defendant's answer and cross petition, and plaintiff's demurrer to Paragraphs 10 and 11 of defendant's cross petition, the plaintiff being present by its attorneys, Joe T. Dickerson and John C. Quilty, and the defendant by its attorneys, Joe Chambers and Jack Padon; and the Court, after hearing argument of counsel and being fully advised in the premises, finds that plaintiff's demurrer to defendant's answer and cross petition should be overruled, but that plaintiff's demurrer to Paragraphs 10 and 11 of defendant's cross petition should be sustained.

IT IS HEREOFRE by the Court considered, ordered and adjudged that plaintiff's demurrer to defendant's answer and cross petition be, and the same is hereby, overruled; it is further considered, ordered and adjudged that plaintiff's demurrer to Paragraphs 10 and 11 of defendant's cross petition be, and the same is hereby, sustained.

It is further ordered that the plaintiff, Shell Petroleum Corporation, be, and it is hereby, given five days from this date within which to reply and answer to the answer and cross petition of the defendant, The Briggs Lumber Company, heretofore filed herein.

F. E. KENNELER  
 UNITED STATES DISTRICT JUDGE.

O.K. JOE T. DICKERSON and  
 JOHN C. QUILTY  
 Attorneys for the Plaintiff, Shell Petroleum Corporation.

O.K. BARRBUCH & FOSTER  
 JOE CHAMBERS Attorneys for the Defendant, The Briggs Lumber Company.

RECORDED: Filed Jun 10 1935  
 H. P. Warfield, Clerk  
 U. S. District Court

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OREGON

P. E. TAYLOR, et al., )  
 Plaintiffs, )

vs. ) No. 1903 Law

COLORADO LIFE COMPANY, a corporation, et al,  
 Defendants. )

O R D E R

An order having been made by this court on the 26th day of March, 1935, quashing service of summons as to Colorado Life Company and dismissing said defendant from said cause,

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

WEDNESDAY, MARCH 1935 TERM

MONDAY, JUNE 3, 1935

and it appearing that the plaintiffs have failed to take any steps towards getting said cause to issue as to the defendant J. M. Campbell, duly served in the cause, and the court being of the opinion that no cause of action can be proven against the said J. M. Campbell in the absence of the said Colorado Life Company.

It is, therefore, ORDERED that the said cause be and is hereby dismissed as to the said J. M. Campbell for failure to prosecute and the said J. M. Campbell is dismissed and discharged therefrom.

This 3rd day of June, 1935.

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

EMDOILED: Filed Jun 10 1935  
H. P. Jarfield, Clerk  
U. S. District Court

-----  
REX WATKINSON, RECEIVER EXCHANGE NATIONAL CO., )  
Plaintiff, )  
vs. ) No. 1965 - Law.  
H. L. STANDEVEN, ET AL., )  
Defendants. )

Now on this 3rd day of June, A. D. 1935, it is ordered by the Court that motion of Defendant Davis, Receiver, to dismiss herein be and it is hereby overruled. Given fifteen (15) days to answer. Other defendants given fifteen (15) days to file amended answer.

-----  
REX WATKINSON, RECEIVER EXCHANGE NATIONAL CO., )  
Plaintiff, )  
vs. ) No. 1966 - Law.  
H. L. STANDEVEN, ET AL., )  
Defendants. )

Now on this 3rd day of June, A. D. 1935, it is ordered by the Court that Motion of Defendant Davis, Receiver, to dismiss be and it is hereby overruled. Given fifteen (15) days to answer. Other Defendants given fifteen (15) days to file amended answer.

-----  
REX WATKINSON, RECEIVER, EXCHANGE NATIONAL CO., )  
Plaintiff, )  
vs. ) No. 2017 - Law.  
ROBERT C. FRY, ET AL., )  
Defendants. )

Now on this 3rd day of June, A. D. 1935, it is ordered by the Court that Motion of Defendant Davis, Receiver, to dismiss be and it is hereby overruled. Given fifteen (15) days to answer. Other Defendants given fifteen (15) days to file amended answer.

REX WATKINSON, RECEIVER, EXCHANGE NATIONAL CO., )  
 Plaintiff, )  
 -vs- ) No. 2018 - Law.  
 DAN ROODES, ET AL., )  
 Defendants. )

Now on this 3rd day of June, A. D. 1935, it is ordered by the Court that Motion of Defendant Davis, Receiver, to dismiss be and it is hereby overruled. Given fifteen (15) days to answer. Other Defendants given fifteen (15) days to file Amended answer herein.

REX WATKINSON, RECEIVER, EXCHANGE NATIONAL CO., )  
 Plaintiff, )  
 -vs- ) No. 2019 - Law.  
 FAULKNER C. BROACH, ET AL., )  
 Defendants. )

Now on this 3rd day of June, A. D. 1935, it is ordered by the Court that Motion of Defendant Davis, Receiver, to dismiss be and it is hereby overruled. Given fifteen (15) days to answer. Other Defendants given fifteen (15) days to file Amended answer herein.

REX WATKINSON, RECEIVER, EXCHANGE NATIONAL CO., )  
 Plaintiff, )  
 -vs- ) No. 2020 - Law.  
 DAN ROODES, ET AL., )  
 Defendants. )

Now on this 3rd day of June, A. D. 1935, it is ordered by the Court that Motion of Defendant Davis, Receiver to dismiss be and it is hereby overruled. Given fifteen (15) days to answer. Other Defendants given fifteen (15) days to file Amended answer herein.

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

Memorial Park, a Trust Estate, )  
 Plaintiff, )  
 vs. ) No. 2048 Law.  
 United States of America, )  
 Defendant. )

O R D E R

Now on this 3rd day of June, 1935, this matter coming on before me on the demurrer of the defendant to the Amended Petition of the plaintiff, on the regular motion docket of this court; and the plaintiff, Memorial Park, a Trust Estate, appearing neither in person nor by attorney; and the defendant, United States of America, appearing by Chester A. Brewer, Assistant United States Attorney for the Northern District of Oklahoma, and the Court being fully advised in the premises, finds that said demurrer of the defendant to the Amended Petition of the plaintiff should be sustained, and that said cause of action should be dismissed.

IT IS THEREFORE ORDERED that said demurrer of the defendant to the Amended Petition of plaintiff be, and the same hereby is sustained, and said cause of action is hereby

disjoined.

O.E. CHESTER A. BEDEKER  
Assistant United States Attorney

F. W. KENNEDY  
JUDGE

ENDORSED: Filed Jun 5 1935  
H. P. Warfield, Clerk  
U. S. District Court

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

ETHEL BROOKS SHAW, Plaintiff, )  
vs. ) No. 3053 Law ✓  
C. R. HUNTER, et al., Defendants. )

JOURNAL ENTRY OF JUDGMENT

Now on this 3rd day of June, A. D. 1935, the motion for judgment on the pleadings of the above named plaintiff, Ethel Brooks Shaw, against the defendant, C. R. Hunter and John L. Beauchamp, came on regularly for hearing before me, the undersigned Judge of the United States District Court for the Northern District of Oklahoma; the plaintiff being present by her attorney, F. C. Swindell, and the defendants, C. R. Hunter and John L. Beauchamp being present by their attorney, F. B. Dillard; attorneys for the plaintiff and the defendants announce ready, and the court having heard argument of counsel and being fully advised in the premises finds that said motion of the plaintiff for a judgment on the pleadings against the defendants, C. R. Hunter and John L. Beauchamp should be sustained.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the motion of the plaintiff, Ethel Brooks Shaw for a judgment on the pleadings against the defendants, C. R. Hunter and John L. Beauchamp be and the same is hereby sustained and that the plaintiff have and recover from the said defendants, and each of them jointly or severally the sum of \$11,700.69 with interest at the rate of 6% per annum from the 3rd day of October, 1932, making a total sum of \$13,572.79 to date, and for all costs of this action, for which let execution issue.

IT IS FURTHER ORDERED BY THE COURT that upon the payment of the foregoing amount by either of said defendants that the note and mortgage on certain real estate be delivered to which ever defendant pays said judgment and that if said John L. Beauchamp pays said judgment that the said John L. Beauchamp be and he is hereby subrogated to all rights of this plaintiff against the defendant, C. R. Hunter. To all of which ruling of this court the defendants, C. R. Hunter and John L. Beauchamp excepted and exceptions were allowed. Thereupon the defendants and each of them gave notice in open court of their intention to appeal to the United States Circuit Court of Appeals for the Tenth Circuit and asked the court to extend the time within which to perfect said appeal.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the defendants, and each of them be and the same are hereby granted 60 days from the date hereof to make and serve case made and the plaintiff ten days thereafter to suggest amendments thereto, the same to be filed and settled upon five days notice.

F. E. KENNEDY  
UNITED STATES DISTRICT JUDGE

FILED: Filed Jun 4 1935  
H. P. Warfield, Clerk  
U. S. District Court

R. S. SHULL, )  
 Plaintiff, )  
 )  
 -vs- ) No. 2080-Law. ✓  
 )  
 HARMON & WHITEHILL, INC., )  
 Defendant. )

Now on this 3rd day of June, A. D. 1935, it is ordered by the Court that motion of Defendant for better statement and to state and number be withdrawn. Defendants granted leave to file motion to dismiss.

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

T. S. SHULL, )  
 Plaintiff, )  
 )  
 vs. ) No. 2080 Law ✓  
 )  
 HARMON & WHITEHILL, INC., )  
 Defendant. )

ORDER DISMISSING CAUSE OF ACTION

THIS CAUSE COMING on to be heard on this the 3rd day of June, 1935, on the motion of the defendant for a further and better statement of plaintiff's petition, the same being the regular motion day in this court, and said motion having been regularly called by the undersigned Judge of said Court, and plaintiff appearing not, defendant through its counsel was directed to proceed with the presentation of said motion and thereupon in open court counsel for said defendant called attention of the Court to the fact that said cause of action was predicated upon the National Recovery Act, which was by the Supreme Court of the United States held to be unconstitutional, hence it desired to withdraw said motion and in open court to file a motion to dismiss, upon the ground above stated, and thereupon the Court granted defendant's request to withdraw said motion and to file instanter a motion to dismiss and thereupon argument having been heard in support of said motion, and the court finding that it has jurisdiction to entertain said motion and enter an order thereon, and being fully advised in the premises, finds that said motion to dismiss should be sustained.

IT IS, THEREFORE, BY THE COURT, ORDERED, ADJUDGED AND DECREED that said motion of said defendant to dismiss the above entitled cause, be and the same is hereby sustained, and thereupon said cause of action was by the Court dismissed.

F. E. REINAKER  
 United States District Judge.

ENDORSED: Filed Jun 3 1935  
 H. P. Warfield, Clerk  
 U. S. District Court DC

CLARA E. SWAFFORD, )  
 Plaintiff, )  
 )  
 -vs- ) No. 2095 - Law. ✓  
 )  
 CLAUDE NECH FEDERAL CO. SO. W., A CORP., )  
 Defendant. )

Now on this 3rd day of June, A. D. 1935, it is ordered by the Court that motion of Plaintiff to make more definite and certain be confessed in part. Given ten (10) days to amend. Motion to strike is overruled by the Court, all as per Journal entry to be filed.



date hereof within which to answer thereto.

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

ENDORSED: Filed Jun 3 1935  
H. P. Warfield, Clerk  
U. S. District Court

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ESSIE HAM,	Plaintiff, )
	)
-vs-	) No. 2140 - Law. ✓
	)
P.J. LANE, ET AL.,	Defendants. )

Now on this 3rd day of June, A. D. 1935, it is ordered by the Court that the above case be dismissed as to the Insurance herein, all upon motion of the Plaintiff. It is further ordered that motions to remand, quash and demur be, and they are hereby overruled.

-----	
JOHN B. JURY,	Plaintiff, )
	)
-vs-	) No. 2141 - Law. ✓
	)
THE CITY OF TULSA, a municipal Corp. et al,	)
	Defendants. )

Now on this 3rd day of June, A. D. 1935, it is ordered by the Court that motion of Plaintiff to remand be and it is hereby withdrawn. Plaintiff granted ten (10) days to file amended petition herein. Defendant given ten (10) days to plead or twenty (20) to answer.

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

Florence Cannon,	Plaintiff, )
	)
vs.	) No. 2143 Law. ✓
	)
Missouri Pacific Railroad Company, and	)
L. W. Baldwin and Guy A. Thompson, Trustees,	)
	Defendants. )

JOURNAL ENTRY

Now on this the 3rd day of June, 1935 comes on to be heard the special appearance and motion to quash service, of the above named defendants, and the court, after hearing same and being fully advised in the premises, doth overrule the same.

IT IS, THEREFORE, CONSIDERED, ORDERED AND ADJUDGED by the Court that the special appearance and motion to quash service of the defendants, be and the same is hereby overruled and denied, and the defendants are given ten days thereafter in which to file answer, to which order and judgment of the court the defendants, and each of them jointly and severally except.

ENDORSED: Filed Jun 5 1935  
H. P. Warfield, Clerk  
U. S. District Court

F. E. KESSELER  
JUDGE

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

LILLIAN JOHNSON,	Plaintiff.	)	
		)	
vs.		)	No. 2160 Law. ✓
		)	
AL THIELEN and GLUCK BREWING COMPANY, a corporation,	Defendants.	)	

JOURNAL ENTRY

This cause coming on to be heard this 3rd day of June, 1935, upon the special appearance and motion to quash of the defendants Al Thielen and Gluek Brewing Company, a corporation, the said defendants appearing specially and for the purpose of said motion by their attorneys Hal Crouch and Phil Landa and the plaintiff appearing by her attorney John W. McCune; the plaintiff having agreed that the motion to quash on behalf of the defendant Gluek Brewing Company should be sustained and the defendant Al Thielen having agreed that the motion to quash of Al Thielen should be overruled; the plaintiff having moved the court for permission to file an amended petition herein and for leave to issue alias summons against the defendant Gluek Brewing Company, a corporation,

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT that the motion to quash of the defendant Gluek Brewing Company, a corporation, be sustained, that the motion of the defendant Al Thielen to quash be overruled, that the plaintiff be given five days time in which to file an amended petition and the defendant Al Thielen be given 30 days thereafter to plead or answer, and that the clerk of this court be directed to issue an alias summons against the defendant Gluek Brewing Company, a corporation, upon the praecipe of the plaintiff.

O.K. JOHN W. McCUNE  
Att' for plaintiff

F. E. KENNAMER  
Judge

O.K. P. N. LANDA  
Attys for defendants.

ENDORSED: Filed Jun 5 1935  
H. P. Warfield, Clerk  
U. S. District Court

EVA DIXON, as next friend for Wayne Shumaker, Nathan Shumaker and Everett Shumaker, minors,	Plaintiff,	)	
		)	
vs.		)	No. 2168 - Law. ✓
		)	
WINOMA OIL COMPANY, a corp. and E. L. Fry,	Defendants.	)	

Now on this 3rd day of June, A. D. 1935, it is ordered by the Court that motion to quash be withdrawn. Given ten (10) days to plead or twenty (20) days to answer, for each defendant.

CHERRY VELMA DEWEIS,

Plaintiff, )

-vs-

JOHN BROWN, THE LYRIC THEATRE AMUSEMENT  
CO. A CORP. AND COLUMBIA CASUALTY CO.  
A CORP.,

Defendants. )

No. 2169 - Law. ✓

Now on this 3rd day of June, A. D. 1935, it is ordered by the Court that motion to quash herein be withdrawn. Given ten (10) days to answer.

-----  
Court adjourned to June 4, 1935.

On this 4th day of June, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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

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

ORDER FOR PETIT JURY ✓

On this 3rd day of June, A. D. 1935, it is Ordered by the Court that there be publicly drawn by the Marshal for the Northern District of Oklahoma, or one of his deputies, in the presence of the Clerk, or one of his Deputies, in accordance with the law and the rules of this Court the name of Thirty Six (36) persons, good and lawful men, from said District, duly qualified to serve as Petit Jurors at the Special March 1935 Term of this Court to be held at Tulsa, Oklahoma.

It is further Ordered by the Court that a writ of Venire Facias be issued out of this Court, in due form as provided by law, commanding the said Marshal to summon by Registered Mail said Petit Jurors, drawn, as aforesaid, to be and appear before said Court, to be held at Tulsa, Oklahoma, in the Northern District of Oklahoma, on Monday, the 17th day of June, A. D. 1935, at 9 O'clock A.M., then and there to serve as Petit Jurors of the United States in and for said District at the Special March 1935 Term of said Court.

F. E. KENNAMER  
F. E. District Judge

ENDORSED: Filed Jan 4 1935  
H. P. Warfield, Clerk  
U. S. District Court

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

SHENANGO POTTERY COMPANY,  
a corporation, )  
Plaintiff, )  
vs. )  
JANSEN JENNINGS, INC.  
a corporation, )  
Defendant. )

No. 1040 - LAW.

O R D E R.

NOW on this 4th day of June, 1935, the movant, F. L. Van Deventer, files in this Court his motion reciting that he is entitled to an order upon the Clerk of this Court, authorizing and directing the said Clerk to pay to him the sum of Seven hundred fifty-four and 50/100 (\$754.50) less the Clerk's fees of Seven dollars and fifty-five cents (\$7.55), said sum having been deposited with the Clerk, to be paid to the movant in the event the Supreme Court of Oklahoma affirms the decision of the Court of Common Pleas in the case of F. L. Van Deventer v. George W. Janeway, Receiver, et al; and it appearing to the Court that the Supreme Court of the State of Oklahoma has affirmed said cause and the attorneys for the defendant having agreed that the order hereinbefore set out should be made and no adverse interest appearing.

It is ORDERED that the Clerk of this Court be and he is hereby authorized and directed to disburse to F. L. Van Deventer the sum of Seven Hundred fifty-four and 50/100 Dollars (\$754.50) less the Clerk's fees of Seven Dollars and fifty-five cents (\$7.55).

F. E. KERNAMER  
U. S. District Judge.

C.K. AS TO FORM:

SILVERMAN ROSENSTEIN & FIST  
Attorneys for Movant.

GEO. B. SCHWABE  
Attorneys for Defendants.

RECORDED: Filed Jun 4 1935  
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.

Ben Harrison, )  
Plaintiff, )  
vs. )  
The Texas Company, a corporation, et al, )  
Defendants. )

No. 2078 - Law.

O R D E R

On this 3rd day of April 1935, this cause came on for hearing upon plaintiff's motion to strike and dismiss paragraph 5 of the petition herein and the court being duly advised in the premises, it is

Ordered that paragraph 5 of plaintiff's petition be, and it is hereby stricken and dismissed from said petition.

Thereupon plaintiff's motion to remand was duly presented and the court takes the same under consideration with leave to file briefs by both parties.

Thereafter and on June 4, 1935, the court being fully advised in the premises finds that said motion to remand should be sustained, and it is

Ordered that this cause be, and the same hereby is remanded to the District Court of Osage County, Oklahoma, at the costs of the defendant.

Dated at Tulsa this 4th day of June, 1935.

F. E. KENNAMER  
United States District Judge.

O.K. MCCOY CRAIG & PEARSON  
Attorneys for Plaintiff.

O.K. B. W. GRIFFITH  
HAMILTON & HOWARD  
Attorneys for Defendants.

ENDORSED: Filed Jun 8 1935  
H. P. Warfield, Clerk  
U. S. District Court.

MRS. TILDA ZUGSCHVERDT,	Plaintiff,	)
		)
-vs-		) No. 2109 Law. ✓
REC- LOS ANGELES CO. ET AL.,	Defendants.	)

Now on this 4th day of June, A. D. 1935, it is ordered by the Court that the Demurrers herein be and they are hereby sustained. Plaintiff granted leave to amend instantanly by interlineation. Given fifteen (15) days to answer.

-----  
Court adjourned to June 5, 1935.

On this 5th day of June, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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

MISCELLANEOUS - ORDER APPROVING ADDITIONAL PER DIEM OF W. P. SMITH. ✓

At the Special March Term of the District Court of the United States, within and for the Northern District of Oklahoma, at the City of Tulsa, on the 5 day of June, 1935.

Present, the Honorable F. E. Kennamer, Judge.

W. P. Smith, United States Commissioner, in and for the Northern District of Oklahoma, having presented an account for his official services for the months of March, April, and May, duly certified, and pursuant to provisions of Section 21 of the Act of May 28, 1896, 29 Stat., 184, that "No more than one per diem shall be allowed a Commissioner in a case unless the account shall show that the hearing could not be completed in one day, when one additional per diem may be especially approved and allowed by the Court, then additional per diem claimed in the cases herein below listed is hereby especially approved and allowed, it being shown with respect to each of said cases that the hearings could not be completed in one day."

- (1) U. S. vs. Lando Gunter, et al
- (2) U. S. vs. Joe Sherry, et al
- (3) U. S. vs. Eugene Mitchell, et al
- (4) U. S. vs. John Newton Brashear
- (5) U. S. vs. Willis B. Mitchell, et al
- (6) U. S. vs. A. V. Rehm
- (7) U. S. vs. Patrick Kelly, et al
- (8) U. S. vs. Marvin Merryman, et al
- (9) U. S. vs. Curtis Ellis
- (10) U. S. vs. Charles Rush, et al
- (11) U. S. vs. Mack Johnson
- (12) U. S. vs. Emma Brown
- (13) U. S. vs. B. E. Equals
- (14) U. S. vs. J. J. Lewis
- (15) U. S. vs. William Stilwell, et al
- (16) U. S. vs. Douglas Washington, et al
- (17) U. S. vs. William Brown
- (18) U. S. vs. Claude Merryman, et al.
- (19) U. S. vs. Thomas C. Higgens
- (20) U. S. vs. Samuel Gurber, et al
- (21) U. S. vs. James Bufford Dennison, et al
- (22) U. S. vs. Carl Elliott
- (23) U. S. vs. C. J. Mooney, et al
- (24) U. S. vs. James O. Slane, et al
- (25) U. S. vs. Edward Bacon, et al
- (26) U. S. vs. John Dean, et al
- (27) U. S. vs. Ted Baxter

It was impossible to conclude any of the hearings in the above entitled cases in one day due to the absence of material witnesses for the prosecution.

W. P. SMITH  
U. S. Commissioner.

And two per diems in each of the foregoing cases is hereby specially approved and allowed by the Court on this 5 day of June, 1935.

F. E. KENNAMER  
Judge of the District Court

RECORDED: Filed Jun 4 1935  
H. P. Warfield, Clerk  
U. S. District Court













on the 18th day of February, 1933, and that the summons was issued on the 18th day of February, 1933; and it further appearing to the court that said summons was not served as required by the law and in particular as required by Section 172 of the Oklahoma Statutes for 1931; and it further appearing to the court that an attempt was made to serve said summons on the 18th day of February, 1933, by leaving same with the Mother of the defendant herein, and that said service of summons was fatally defective for the reason that said Mother, Henrietta Funk, was not a person authorized by law to be served in an action against said Wilbur T. Funk; and it further appearing to the Court that upon the 20th day of March, 1933, said defendant, Wilbur T. Funk, filed his motion to quash said service of summons and to quash said summons, and that said motion was thereafter sustained by this court, and said summons and the service thereof was quashed; and it further appearing to the court that such attempt to serve said summons and such attempt to commence this actions as hereinbefore set out was not followed by service of any summons herein upon said Wilbur T. Funk in any manner required or authorized by law within sixty days from said attempt to commence said action, as hereinbefore set out, and it further appearing to the court that this action is therefor barred by the Statute of Limitation of the State of Oklahoma, and that the said demurrer of the defendant, Wilbur T. Funk, to said petition is well taken and should be sustained;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT that the demurrer of the defendant, Wilbur T. Funk, to the petition of the plaintiff, Dan Goldstein, be and the same is hereby in all things sustained, to which order the plaintiff, Dan Goldstein, duly excepted, and the plaintiff thereupon elected to plead no further, but to stand upon his said petition and complaint;

IT IS THEREFORE BY THE COURT, CONSIDERED, ORDERED AND ADJUDGED that the complaint of the plaintiff be and the same is hereby dismissed, and that the defendant have and recover of and from the plaintiff, Dan Goldstein, his costs herein expended, taxed at the sum of \$26.00.

W. E. KEETMAKER  
Judge.

ENTERED: Filed Jun 6 1935  
H. I. Marfield, Clerk  
U. S. District Court

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

R. C. Reed,	Plaintiff,	)
		)
vs.		) No. 1751 Law
		)
Wilbur T. Funk,	Defendant.	)

JUDGMENT SUSTAINING DEFENDANT'S PETITION OF PLAINTIFF.

This cause coming onto be heard on the demurrer of the defendant, Wilbur T. Funk, to the petition and complaint of the plaintiff, R. C. Reed, on this 6th day of June, 1935, and the plaintiff, R. C. Reed, being present by his attorney, G. C. Gillers, and the defendant, Wilbur T. Funk, being present by his attorney, H. R. Young, and it appearing to the court that on the 7th day of December, 1933, this court sustained a demurrer to the petition of the plaintiff in cause No. 1745 Law, entitled E. W. Cleaves, plaintiff, vs. Wilbur T. Funk, defendant, and it further appearing to the court that E. W. Cleaves at that time appealed from said decision to the United States Circuit Court of Appeals for the Tenth Circuit, and it further appearing that on said date this plaintiff, R. C. Reed, stipulated with this defendant that the judgment of this court should await, abide by and be governed by the decision of said Circuit Court of Appeals in cause No. 1745 Law, and said United States Circuit Court of Appeals for the Tenth Circuit has affirmed the decision of this court in sustaining the demurrer of the defendant to the petition of the plaintiff in said cause, and it further appearing to the court that the petition herein was filed by the plaintiff upon the 18th day of February, 1933, and under the Statutes of the State of Oklahoma would have been barred by the Statute of Limitation upon the 24th day of February, 1933; and it further appearing to the



Statutes of the State of Oklahoma would have been barred by the Statute of Limitation upon the 24th day of February, 1933, and it further appearing to the court that the praecipe for summons was filed by the plaintiffs herein on the 18th day of February, 1933, and that the summons was issued on the 18th day of February, 1933; and it further appearing to the court that said summons was not served as required by law and in particular as required by Section 173 of the Oklahoma Statutes for 1931; and it further appearing to the court that an attempt was made to serve said summons on the 18th day of February, 1933, by leaving same with the Mother of the defendant herein, and that service of summons was fatally defective for the reason that said Mother, Henrietta Funk, was not a person authorized by law to be served in an action against said Wilbur T. Funk; and it further appearing to the court that upon the 20th day of March, 1933, said defendant, Wilbur T. Funk, filed his motion to quash said service of summons and to quash said summons, and that said motion was thereafter sustained by this court, and said summons and the service thereof was quashed; and it further appearing to the court that such attempt to serve said summons and such attempt to commence this action as hereinbefore set out was not followed by service of any summons herein upon said Wilbur T. Funk in any manner required or authorized by law within sixty days from said attempt to commence said action, as hereinbefore set out; and it further appearing to the court that this action is therefore barred by the Statute of Limitation of the State of Oklahoma, and that the said demurrer of the defendant, Wilbur T. Funk, to said petition is well taken and should be sustained;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT that the demurrer of the defendant, Wilbur T. Funk, to the petition of the plaintiffs, Elizabeth F. Thomas, et al, be and the same is hereby in all things sustained, to which order the plaintiffs, Elizabeth F. Thomas, et al, duly excepted, and the plaintiffs thereupon elected to plead no further, but to stand upon their petition and complaint;

IT IS THEREFORE BY THE COURT, CONSIDERED, ORDERED AND ADJUDGED that the complaint of the plaintiffs be and the same is hereby dismissed, and that the defendant have and recover of and from the plaintiffs, Elizabeth F. Thomas, et al, his costs herein expended, taxed at the sum of \$13.00.

F. E. KEITMAYER  
JUDGE

ENTERED: Filed Jan 6 1935  
A. 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 Saitman,	Plaintiff,	)
		)
vs.		) No. 1743 Law ✓
		)
Wilbur T. Funk,	Defendant.	)

JUDGE WIT'S SUSTAINING DEMURRER TO PETITION OF PLAINTIFF.

This cause came on to be heard on the demurrer of the defendant, Wilbur T. Funk, to the petition and complaint of the plaintiff, Howard Saitman, on this 6th day of June, 1935, and the plaintiff, Howard Saitman, being present by his attorney, S. C. Spillers, and the defendant, Wilbur T. Funk, being present by his attorney, W. A. ... and it appearing to the court that on the 24th day of December, 1933, this court sustained a demurrer to the petition of the plaintiff in case No. 1743 Law, entitled S. W. Cleaves, plaintiff, vs. Wilbur T. Funk, defendant, and it further appearing to the court that S. W. Cleaves at that time appealed from said decision to the United States Circuit Court of Appeals for the Tenth Circuit, and it further appearing that on said date this plaintiff, Howard Saitman, stipulated and agreed that the judgment of this court should await, abide by and be governed by the decision of said Circuit Court of Appeals in case No. 1743 Law, and said United States Circuit Court of Appeals for the Tenth Circuit has affirmed the decision of this court in sustaining the demurrer of the defendant to the petition of the plaintiff in said case, and it further appearing to the court that the petition herein was filed

by the plaintiff upon the 18th day of February, 1933, and under the Statutes of the State of Oklahoma would have been barred by the Statute of Limitation upon the 24th day of February, 1933; and it further appearing to the court that the praecipe for summons was filed by the plaintiff herein on the 19th day of February, 1933, and that the summons was issued on the 18th February, 1933; and it further appearing to the court that said summons was not served as required by law and in particular as required by Section 172 of the Oklahoma Statutes for 1931; and it further appearing to the court that an attempt was made to serve said summons on the 18th day of February, 1933, by leaving same with the Mother of the defendant, herein, and that said service of summons was fatally defective for the reason that said Mother, Henrietta Funk, was not a person authorized by law to be served in an action against said Wilbur T. Funk; and it further appearing to the Court that upon the 20th day of March, 1933, said defendant, Wilbur T. Funk, filed his motion to quash said service of summons and to quash said summons, and that said motion was thereafter sustained by this court, and said summons and the service thereof was quashed; and it further appearing to the court that such attempt to serve said summons and such attempt to commence this action as hereinbefore set out was not followed by service of any summons herein upon said Wilbur T. Funk in any manner required or authorized by law within sixty days from said attempt to commence said action, as hereinbefore set out; and it further appearing to the court that this action is therefore barred by the Statute of Limitation of the State of Oklahoma, and that the said demurrer of the defendant, Wilbur T. Funk, to said petition is well taken and should be sustained;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT that the demurrer of the defendant, Wilbur T. Funk, to the petition of the plaintiff, Howard Smithman, be and the same is hereby in all things sustained, to which order the plaintiff, Howard Smithman, duly excepted, and the plaintiff thereupon elected to plead no further, but to stand upon his petition and complaint.

IT IS THEREFORE BY THE COURT, CONSIDERED, ORDERED AND ADJUDGED that the complaint of the plaintiff be and the same is hereby dismissed, and that the defendant have and recover of and from the plaintiff, Howard Smithman, his costs herein expended, taxed at the sum of \$26.00.

F. E. KENNER  
JUDGE

EMPOWERED: Filed Jan 6 1935  
H. F. Warfield, Clerk  
U. S. District Court

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

D. C. Belding,	Plaintiff,	)
		)
vs.		) No. 1734 Law
		)
Wilbur T. Funk,	Defendant.	)

JUDGMENT SUSTAINING DEMURRER TO PETITION OF PLAINTIFF.

This cause coming on to be heard on the demurrer of the defendant, Wilbur T. Funk, to the petition and complaint of the plaintiff, D. C. Belding, on this 6th day of June, 1935, and the plaintiff, D. C. Belding, being present by his attorney, G. C. Spillers, and the defendant, Wilbur T. Funk, being present by his attorney, H. R. Young, and it appearing to the court that on the 7th day of December, 1933, this court sustained a demurrer to the petition of the plaintiff in cause No. 1745 Law, entitled S. W. Cleaves, plaintiff vs. Wilbur T. Funk, defendant, and it further appearing to the court that S. W. Cleaves at that time appealed from said decision to the United States Circuit Court of Appeals for the Tenth Circuit, and it further appearing that on said date this plaintiff, D. C. Belding stipulated with this defendant that the judgment of this court should await, abide by and be governed by the decision of said Circuit Court of Appeals in cause No. 1745 Law, and said United States Circuit Court of Appeals for the Tenth Circuit has affirmed the

decision of this court in sustaining the demurrer of the defendant to the petition of the plaintiff in said cause, and it further appearing to the court that the petition herein was filed by the plaintiff upon the 13th day of February, 1933, and under the Statutes of the State of Oklahoma would have been barred by the Statute of Limitation upon the 24th day of February, 1933; and it further appearing to the court that the subpoena for summons was filed by the plaintiff herein on the 18th day of February, 1933, and that the summons was issued on the 18th day of February, 1933; and it further appearing to the court that said summons was not served as required by law and in particular as required by Section 172 of the Oklahoma Statutes for 1931; and it further appearing to the court that an attempt was made to serve said summons on the 18th day of February, 1933, by leaving same with the Mother of the defendant herein, and that said service of summons was fatally defective for the reason that said Mother, Henrietta Funk, was not a person authorized by law to be served in an action against said Wilbur T. Funk; and it further appearing to the court that upon the 20th day of March, 1933, said defendant, Wilbur T. Funk, filed his motion to quash said service of summons and to quash said summons, and that said motion was thereafter sustained by this court, and said summons and the service thereof was quashed; and it further appearing to the court that such attempt to serve said summons and such attempt to commence this action as hereinbefore set out was not followed by service of any summons herein upon said Wilbur T. Funk in any manner required or authorized by law within sixty days from said attempt to commence said action, as hereinbefore set out; and it further appearing to the court that this action is therefore barred by the Statute of Limitation of the State of Oklahoma, and that the said demurrer of the defendant, Wilbur T. Funk, to said petition is well taken and should be sustained;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT that the demurrer of the defendant, Wilbur T. Funk, to the petition of the plaintiff, D. C. Belding, be and the same is hereby in all things sustained, to which order the plaintiff, D. C. Belding, duly excepted, and the plaintiff thereupon elected to plead no further, but to stand upon his petition and complaint;

IT IS FURTHER BY THE COURT, CONSIDERED, ORDERED AND ADJUDGED that the complaint of the plaintiff be and the same is hereby dismissed, and that the defendant have and recover of and from the plaintiff D. C. Belding, his costs herein expended, taxed at the sum of \$36.00.

F. E. KENNEDY  
Judge.

ENTERED: Filed Jun 6 1935  
H. P. Garfield, Clerk  
U. S. District Court

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

F. B. HALL, et al,	Plaintiffs, )	
vs.	)	No. 1755 Law
Wilbur T. Funk,	Defendant. )	

JUDGMENT OVERRULING DEMURRER TO PETITION OF PLAINTIFF.

This cause coming on to be heard on the demurrer of the defendant, Wilbur T. Funk, to the petition and complaint of the plaintiffs, F. B. Hall, et al, on the 10th day of June, 1935, and the plaintiffs, F. B. Hall et al, being present by their attorney, H. C. Billers, and the defendant, Wilbur T. Funk, being present by his attorney, H. R. Young, and it appearing to the court that on the 7th day of December, 1933, this court sustained a demurrer to the petition of the plaintiff in cause No. 1745 Law, entitled S. W. Cleaves, plaintiff vs. Wilbur T. Funk, defendant, and it further appearing to the court that S. W. Cleaves at that time appealed the said decision to the United States Circuit Court of Appeals for the Tenth Circuit; and it further appearing that the said S. W. Cleaves, plaintiff, stipulated with this defendant that the judgment of this court should await, abide by and be governed by the decision of said Circuit Court of Appeals in

cause No. 1745 Law, and said United States Circuit Court of Appeals for the Tenth Circuit has now affirmed the decision of this court in sustaining the demurrer of the defendant to the petition of the plaintiff in said cause, and it further appearing to the court that the petition herein was filed by the plaintiffs upon the 18th day of February, 1933, and under the Statutes of the State of Oklahoma would have been barred by the Statute of Limitation upon the 24th day of February, 1933; and it further appearing to the court that the praecipe for summons was filed by the plaintiffs herein on the 18th day of February, 1933, and that the summons was issued on the 18th day of February, 1933; and it further appearing to the court that said summons was not served as required by law and in particular as required by Section 173 of the Oklahoma Statutes for 1931; and it further appearing to the court that an attempt was made to serve said summons on the 18th day of February, 1933, by leaving same with the Mother of the defendant herein, and that said service of summons was fatally defective for the reason that said Mother, Henrietta Funk, was not a person authorized by law to be served in an action against said Wilbur T. Funk; and it further appearing to the court that upon the 20th day of March, 1933, said defendant, Wilbur T. Funk, filed his motion to quash said service of summons and to quash said summons, and that said motion was thereafter sustained by this court, and said summons and the service thereof was quashed; and it further appearing to the court that such attempt to serve said summons and such attempt to commence this action as hereinbefore set out was not followed by service of any summons herein upon said Wilbur T. Funk in any manner required or authorized by law within six days from said attempt to commence said action, as hereinbefore set out, and it further appearing to the court that this action is therefore barred by the Statute of Limitation of the State of Oklahoma, and that the said demurrer of the defendant, Wilbur T. Funk, to said petition is well taken and should be sustained;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT that the demurrer of the defendant, Wilbur T. Funk, to the petition of the plaintiffs, F. B. Hall, et al, be and the same is hereby in all things sustained to which order the plaintiffs, F. B. Hall, et al duly excepted and the plaintiffs thereupon elected to plead no further, but to stand upon their petition and complaint;

IT IS THEREFORE BY THE COURT, CONSIDERED, ORDERED AND ADJUDGED that the complaint of the plaintiffs be and the same is hereby dismissed, and that the defendant have and recover of and from the plaintiffs, F. B. Hall, et al, his costs herein expended, taxed at the sum of \$16.00.

F. E. KENNAMER  
Judge

ENDORSED: Filed Jun 6 1935  
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.

A. W. Kinney,	Plaintiff,	)
		)
vs.		) No. 1756 Law
		)
Wilbur T. Funk,	Defendant.	)

JUDGMENT SUSTAINING DEMURRER TO PETITION OF PLAINTIFF.

This cause coming on to be heard on the demurrer of the defendant, Wilbur T. Funk, to the petition and complaint of the plaintiff, A. W. Kinney, on this 6th day of June, 1935, and the plaintiff, A. W. Kinney, being present by his attorney, G. C. Spillers, and the defendant, Wilbur T. Funk, being present by his attorney, H. R. Young, and it appearing to the court that on the 7th day of December, 1933, this court sustained a demurrer to the petition of the plaintiff in cause No. 1745 Law, entitled S. W. Cleaves, plaintiff vs. Wilbur T. Funk, defendant, and it further appearing to the court that S. W. Cleaves at that time appealed from said decision to the United States Circuit Court of Appeals for the Tenth Circuit and it further appearing that on said date

this plaintiff, A. W. Kinney, stipulated with this defendant that the judgment of this court should await, abide by and be governed by the decision of said Circuit Court of Appeals in cause No. 1745 Law, and said United States Circuit Court of Appeals for the Tenth Circuit has affirmed the decision of this court in sustaining the demurrer of the defendant to the petition of the plaintiff in said cause, and it further appearing to the court that the petition herein was filed by the plaintiff upon the 18th day of February, 1933, and under the Statutes of the State of Oklahoma, would have been barred by the Statute of Limitation upon the 24th day of February, 1933; and it further appearing to the court that the praecipe for summons was filed by the plaintiff herein on the 18th day of February, 1933; and that the summons was issued on the 18th day of February, 1933, and it further appearing to the court that said summons was not served as required by law and in particular as required by Section 172 of the Oklahoma Statutes for 1931; and it further appearing to the court that an attempt was made to serve said summons on the 18th day of February, 1933, by leaving same with the Mother of the defendant herein, and that said service of summons was fatally defective for the reason that said Mother, Henrietta Funk, was not a person authorized by law to be served in an action against said Wilbur T. Funk; and it further appearing to the court that upon the 20th day of March, 1933, said defendant, Wilbur T. Funk, filed his motion to quash said service of summons and to quash said summons, and that said motion was thereafter sustained by this court, and said summons and the service thereof was quashed; and it further appearing to the court that such attempt to serve said summons and such attempt to commence this action as hereinbefore set out was not followed by service of any summons herein upon said Wilbur T. Funk in any manner required or authorized by law within sixty days from said attempt to commence said action, as hereinbefore set out; and it further appearing to the court that this action is therefore barred by the Statute of Limitation of the State of Oklahoma, and that the said demurrer of the defendant, Wilbur T. Funk, to said petition is well taken and should be sustained;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT that the demurrer of the defendant, Wilbur T. Funk, to the petition of the plaintiff, A. W. Kinney, be and the same is hereby in all things sustained to which order the plaintiff, A. W. Kinney, duly excepted and the plaintiff thereupon elected to plead no further, but to stand upon his petition and complaint;

IT IS THEREFORE BY THE COURT, CONSIDERED, ORDERED AND ADJUDGED that the complaint of the plaintiff be and the same is hereby dismissed, and that the defendant have and recover of and from the plaintiff, A. W. Kinney, his costs herein expended, taxed at the rate of \$48.00.

F. E. KENNER  
JUDGE

RECORDED: Filed Jun 6 1935  
H. P. Warfield, Clerk  
U. S. District Court

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Court adjourned to June 8, 1935.

SPECIAL MARCH 1935 TERM

TULSA, OKLAHOMA

SATURDAY, JUNE 8, 1935

On this 8th day of June, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, Oklahoma, pursuant to adjournment, Hon. F. E. Kenner, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John I. Logan, United States Marshal.

Public proclamation having been duly made, the following case do hereby stand closed and adjourned, to-wit:

Miscellaneous - Stipulation and Consent Agreement relative to bond of A. R. Cottle.

STIPULATION AND CONSENT AGREEMENT

WHEREAS, A. R. Cottle, Deputy United States Marshal, for the Northern district of Oklahoma, was, on the 1st day of July, 1933, designated and authorized by Jno. P. Logan, United States Marshal for the said district to assist in the discharge of all duties required of said United States Marshal as disbursing officer, and more especially to sign checks in his name on any funds standing to his official credit with the Treasurer of the United States, carried on the books of the Treasurer under account symbol number 31-463; and

WHEREAS, the said Deputy United States Marshal, as principal, and Maryland Casualty Company, as surety, executed a bond to the United States of America in the penal sum of Seven Thousand Dollars; and

WHEREAS, new and additional duties have been imposed upon the said United States Marshal by the provisions of the Permanent Appropriation Recal Act of June 26, 1934, and instructions issued by the Attorney General of the United States thereunder, involving additional disbursements by said Deputy United States Marshal in accordance with a supplemental designation dated May 31st, 1935; and

WHEREAS it is desired that the said bond of said Deputy United States Marshal to the United States of America, shall cover and apply to the new and additional duties imposed by the aforesaid supplemental designation as fully and to the same extent as though expressly referred to in said bond;

NOW, THEREFORE, Know all Men by the contents; That the said A. R. Cottle, Deputy United States Marshal and principal obligor in the aforementioned bond, and the Maryland Casualty Company, as surety thereon, hereby consent and agree to be and remain bound on said bond for the faithful execution of the aforesaid new and additional duties as fully and to the same extent as if the said duties had been specifically and definitely stated in the original terms of said bond and covered thereby,

IN TESTIMONY WHEREOF, the said A. R. Cottle has executed this stipulation and consent agreement and affixed his seal hereto, and the said Maryland Casualty Company has by its duly authorized officers executed the same and caused its corporate seal to be affixed hereto, this 5th day of June, 1935.

A. R. COTLE (SEAL)

Witnesses to signature of principal obligor:

STELLA STEVENS  
JOHN RAINEY

MARYLAND CASUALTY COMPANY,  
By G. C. SHACKLEFORD  
Attorney-in-fact.

(SEAL)

Witness as to surety:

A. K. MATTHEWS.  
(Corporate Seal)

RECORDED: Filed June 11, 1935  
H. I. Farfield, Clerk  
U. S. District Court

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Court adjourned to June 10, 1935.

On this 10th day of June, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. F. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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

MISCELLANEOUS - Stipulation and Consent Agreement of John P. Logan, U. S. Marshal.

STIPULATION AND CONSENT AGREEMENT ✓

WHEREAS, the President of the United States hath, pursuant to law, appointed Jno. P. Logan, as Marshal of the United States, for the Northern District of Oklahoma, commencing with the 1st day of July, 1933, as by a commission to him bearing date the 13th day of June, 1933, more fully appears: and

WHEREAS, on June 20, 1933, the said United States Marshal, as principal, executed a bond to the United States in the penal sum of Twenty-five Thousand dollars, on which the National Surety Corp. is surety; and

WHEREAS, the Permanent Appropriation Repeal Act of June 26, 1934, and the instructions issued thereunder by the Attorney General, impose upon the said United States Marshal new and additional duties in receiving, disbursing and accounting for certain Trust Funds pertaining to the office of the Clerk of the United States District Court; and

WHEREAS, it is necessary that the said Jno. P. Logan, United States Marshal, for the Northern District of Oklahoma shall receive, disburse and properly account for said Trust Funds under the above-mentioned bond bearing the date of the 20th day of June, 1933, in the penal sum of Twenty-five Thousand Dollars;

NOW, WHEREFORE, Know All Men by These Presents: That the said Jno. P. Logan, as United States Marshal, the principal obligor in the aforementioned bond, and the National Surety Corp, as surety thereon, hereby consent and agree to the change in duties above mentioned, and further consent and agree to be and remain bound on said bond for the faithful execution of the new and additional duties as fully and to the same extent as if the said duties had been specifically and definitely stated in the original terms of said bond and covered thereby.

IN TESTIMONY WHEREOF, the said Jno. P. Logan, has executed this stipulation and consent agreement and affixed his seal hereto, and the said National Surety Corp. has by its duly authorized officers executed the same and caused its corporate seal to be affixed hereto, this 6th day of June, 1935.

JNO. P. LOGAN, (SEAL)

Witnesses to signature of principal obligor:

A. R. COTLE  
G. L. WILBERT

NATIONAL SURETY CORP.  
By GEORGE L. WILCOX. (Corporate Seal)

Witness as to Surety:

L. Zelazny  
(Corporate Seal)

Approved June 10th, 1935.

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

FORWARDED: Filed Jun 10 1935  
H. F. Warfield, Clerk  
U. S. District Court

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

WEST CHEVROLET COMPANY, a cor- poration,	) Plaintiff )
vs	)
GENERAL MOTORS ACCEPTANCE CORPORATION, a corporation,	) Defendant. )

NO. 1442 - LAW ✓

O R D E R

Now on this 10th day of June, 1935, this matter coming on to be heard upon the application of C. B. Stewart, E. J. Doerner, B. A. Hamilton, Hal Crouch and Philip N. Landa to withdraw as attorneys for the plaintiff in the above case, and for good cause shown the above-named attorneys be and are hereby granted leave to withdraw as attorneys for the plaintiff.

F. E. KETTLER  
Judge.

ENDORSED: Filed Jun 10 1935  
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 Petroleum Refractionating Corporation,	) Plaintiff, )
vs.	)
Kendrick Oil Company,	) Defendant. )

At Law No. 1432. ✓

O R D E R

IT IS ORDERED, that the defendant be, and it is hereby, allowed to file instanter its second amended answer to the amended petition of the plaintiff.

Dated this the 10th day of June, A. D. 1935.

F. E. KETTLER  
District Judge.

ENDORSED: Filed Jun 10 1935  
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

AMERICAN BEVERAGE COMPANY,	Plaintiff, )	
	)	
vs	)	NO. 1793 - Law ✓
	)	
FEDERAL MOTOR ASSURANCE	)	
CORPORATION,	Defendant )	
	)	
	<u>O R D E R</u>	

Now on this 10th day of June, 1935, this matter coming on to be heard upon the application of C. B. Stewart, E. J. Doerner, B. A. Hamilton, Hal Crouch and Philip N. Landa to withdraw as attorneys for the plaintiff in the above case, and for good cause shown the above-named attorneys be and are hereby granted leave to withdraw as attorneys for the plaintiff.

J. E. KENNAMER  
Judge.

ENTERED: Filed Jun 10 1935  
H. P. Warfield, Clerk  
U. S. District Court

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

CITY OF TULSA, Oklahoma, a municipal corporation,	Plaintiff )	
	)	
vs.	)	No. 1135 - Law ✓
	)	
OKLAHOMA NATURAL GAS CORPORATION, a corporation, and OKLAHOMA NATURAL GAS COMPANY, a corporation,	Defendants. )	

JUDGMENT AND DECREE

The above case came on for hearing on this 10th day of June, 1935, on the motion of the defendants, Oklahoma Natural Gas Corporation and Oklahoma Natural Gas Company, for judgment in their favor on the pleadings; the plaintiff, City of Tulsa, Oklahoma, a municipal corporation, being represented in Court by its attorneys, H. C. Landa and E. M. Gallaher, and the defendants, Oklahoma Natural Gas Corporation and Oklahoma Natural Gas Company, being represented in Court by their attorneys, A. C. Allen and I. J. Unkrum.

Thereupon, the defendants presented their motion for judgment on the pleadings and argued said motion, and the plaintiff, through its counsel, also argued, and the Court, after being fully advised in the premises and hearing said argument, finds that defendants' motion for judgment on the pleadings should be granted, and finds that the plaintiff does not make out and state a cause of action with prejudice, and the court so orders and decrees;

It is, therefore, ORDERED AND DECREED that the motion filed by the defendants, Oklahoma Natural Gas Corporation and Oklahoma Natural Gas Company, for judgment in their favor on the pleadings, be and the same is granted, and judgment is hereby entered dismissing plaintiff's cause of action with prejudice, at its costs.

Plaintiff is given an exception to the judgment of the Court.

O.K. as to Form:  
H. C. BLAND  
E. H. SALLAHER  
Attorneys for Plaintiff

F. E. KEENECKER  
U. S. District Judge

R. C. ALLEN  
I. J. UNDERWOOD  
Attorneys for Defendants

RECORDED: Filed June 10, 1935  
H. P. Warfield, Clerk  
U. S. District Court

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Court adjourned to June 11, 1935.

On this 11th day of June, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Keenecker, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Kelley, United States Attorney.  
John F. Loman, United States Marshal.

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

IN RE OPENED CASES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA.

Iron Products Company, a corporation, Plaintiff, )

vs.

No. 2111 Law ✓

The City of Tucker, Oklahoma, Defendant.

O R D E R

It is reported to the court that this cause as to the legal questions raised by the pleadings was heretofore tried to the court, and it is now determined that the plaintiff could not maintain its action at law, and the plaintiff has requested the court to permit it to file an amended petition seeking equitable relief, and that the court has referred the cause to the equity docket.

It is, therefore, ordered that said cause, docketed by transferred to the equity docket.

F. E. Keenecker  
Judge

RECORDED: Filed June 11, 1935  
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

United States of America,	Plaintiff,	)	
		)	
vs.		)	No. Miscellaneous Criminal.
		)	
Samuel LeRoy Hosp,	Defendant.	)	

O R D E R

Now on this 13th day of June, 1935, the same being one of the regular judicial days of the Special March A. D. 1935 Term of said court, this matter comes on before the court upon the application of the United States Attorney in and for said District, for an order of court permitting the above named Samuel LeRoy Hosp to go to Bentonville, Arkansas, on Friday, June 14, 1935, to testify as a witness on behalf of the State of Arkansas in a certain matter now pending in the State Court at Bentonville, and it appearing to the court that the said Samuel LeRoy Hosp is now being held in the Craig County Jail at Vinita, Oklahoma having been heretofore committed to said jail to await action of the next federal grand jury on the preliminary charge of violation of the Postal Laws,

IT IS, THEREFORE, CONSIDERED, ORDERED, ADJUDGED AND DECREED BY THE COURT, that the said Samuel LeRoy Hosp be released from the Craig County Jail for a period of two days, namely June 14, and June 15, 1935, under guard and at the expense of the State of Arkansas, for the purpose of testifying as a witness on behalf of the State of Arkansas in a matter now pending in said court at Bentonville, Arkansas, and the United States Marshal in and for said District is hereby ordered and directed to release said defendant Samuel Leroy Hosp from custody under guard at no expense to the United States Government and to have him returned to said Craig County Jail at Vinita, Oklahoma, not later than June 15, 1935.

F. E. KENNAMER  
Judge.

OK: C. E. BAILEY  
United States Attorney.

ENDORSED: Filed Jun 13 1935  
H. P. Warfield, Clerk  
U. S. District Court

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Court adjourned to June 15, 1935.

On this 15th day of June, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States attorney.  
John P. Logan, United States Marshal.

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

Miscellaneous - Admission to Bar.

Now on this 15th day of June, A. D. 1935, it being made satisfactorily to appear to the Court that Wade H. Loofbourrow, is qualified for admission to the Bar of the Court, the oath prescribed by the Court is administered and said attorney is declared admitted to the Bar of the Court.

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MISCELLANEOUS - ORDER APPOINTING JURY COMMISSIONER.

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

IN THE MATTER OF APPOINTING A JURY  
COMMISSIONER FOR THE NORTHERN DISTRICT  
OF OKLAHOMA.

On this 15th day of June, A. D. 1935, it appearing to the Court that the appointment of Ed Dalton as Jury Commissioner for the Northern Judicial District of Oklahoma expires on this date, and he being duly qualified to be re-appointed as said Jury Commissioner,

IT IS THEREFORE ORDERED that Ed Dalton of Tulsa, Oklahoma, be and he is hereby appointed Jury Commissioner for the Northern District of Oklahoma, for a term of four (4) years or until further order of the Court, commencing on the 15th day of June, A. D. 1935.

F. E. KENNAMER  
United States District Judge.

ENDORSED: Filed Jun 15 1935  
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.

OATH OF OFFICE

I, Ed Dalton, do solemnly swear that I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties of the office of Jury Commissioner for the Northern Judicial District of Oklahoma, on which I am about to enter; So help me God.

ED DALTON

Subscribed and sworn to before me this 15th day of June, A. D. 1935.

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

(SEAL)

ENDORSED: Filed Jun 15 1935  
H. P. Warfield, Clerk  
U. S. District Court

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Thereupon, the Court examines said Jurors as to their qualifications, and for good cause shown,

A. F. Greeneman	Geo. Fisher
Harvey J. Smith	J. F. Brock
H. J. Smith	James M. Boyle
Chas. Jennings	E. M. Chandler
E. P. Jennings	W. S. Greenwood
C. B. Bristol	

are excused from service as Jurors for the term.

Thereupon, the balance of said array are accepted as Petit Jurors for this Special March 1935 Term of Court.

ENDORSED: Filed In Open Court  
Jun 17 1935  
H. P. Jarfield, Clerk  
U. S. District Court

-----

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 6284 - Criminal. ✓
		)
WILLIAM BAYNE and ARTHUR SWEENEY,	Defendants.	)

Now on this 17th day of June, A. D. 1935, it is ordered by the Court, upon motion of the U. S. Attorney, that the above case be dismissed as to Defendant Sweeney due to insufficient evidence.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 8027 - Criminal. ✓
		)
RAY DAVIS,	Defendant.	)

Now on this 17th day of June, A. D. 1935, it is ordered by the Court, upon motion of the U. S. Attorney, that the above case be and it is hereby dismissed, for insufficient evidence.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 8044 - Criminal. ✓
		)
HENRY CORBETT, CHARLES (BUDDY) CORBETT, and BETIS BARFIELD,	Defendants.	)

Now on this 17th day of June, A. D. 1935, it is ordered by the Court, upon motion of the U. S. Attorney, that the above case be dismissed as to each defendant due to insufficient evidence.

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On this 18th day of June, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. Edgar S. Vaught, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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

MISCELLANEOUS - ORDER FOR ADDITIONAL PETIT JURORS.

On this 18th day of June, A. D. 1935, it appearing to the Court that there are not sufficient jurors in the panel, it is ordered that the Marshal of said District summon from the bystanders five good and lawful men, duly qualified, to serve as petit jurors for this Special March 1935 Term of said Court.

Thereupon, the Marshal returns the names of J. M. Kinkaid, J. M. Hudson, J. L. Hanson, W. S. Flannigan and O. L. Huska, who are examined by the Court, and all are accepted as petit jurors for this Special March 1935 Term of Court.

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UNITED STATES OF AMERICA,	Plaintiff,	)	
		)	
-vs-		)	No. 7904 - Criminal.
		)	
JAMES W. ROE,	Defendant.	)	

Now on this 18th day of June, A. D. 1935, comes the United States Attorney, representing the Government herein and the defendant James W. Roe, appearing in person. The defendant is arraigned and enters a plea of guilty as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court that judgment and sentence be imposed as follows:

Be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a United States Penitentiary for a period of:

Count One - Three (3) Years  
Count Two - Three (3) Years; and a fine of Five Hundred (\$500.00) Dollars on execution on Count One, and a fine of Five Hundred (\$500.00) Dollars on execution on Count Two. Said sentence of confinement in Count Two shall run concurrent to the sentence in Count One.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)	
		)	
-vs-		)	No. 8085 - Criminal.
		)	
J. H. GERNERT, D. W. RYAN, LEE UTO and MORRIS FOOBERG,	Defendants.	)	

Now on this 18th day of June, A. D. 1935, the above styled cause comes on. All parties present as heretofore and the jury, each and every member present in person, and continues to deliberate. And thereafter, the noon hour having arrived, the jury is admonished and court is recessed to 2:00 o'clock P.M.

And thereafter, at 2:00 o'clock P.M., court is again in session. All parties

No. 8085 Cr. Cont'd.

present as heretofore and the jury, each and every member present in person and continues to deliberate. And thereafter, the hour for adjournment having arrived, the jury is admonished and court is adjourned to 9:00 o'clock A.M., June 19, 1935.

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UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 8104 - Criminal. ✓
		)
TED KELLY, and GEORGE PIZETTA, alias		)
GEORGE PIZETTA,	Defendants.	)

Now on this 18th day of June, A. D. 1935, comes the United States Attorney, representing the Government herein and the Defendants appearing in person and by counsel and announce ready for trial. A jury is duly empaneled and sworn as to qualifications. The Government waives challenges. The Defendants challenge Noel Walton, F. E. Boultinghouse, J. W. Boushee. And thereafter, the jury sworn to try said cause and a true verdict render is as follows: F. W. Boatright, L. Bruington, L. Boyer, C. Brashier, H. F. Greathouse, R. E. Boggess, W. M. Pointer, C. Burnette, Sam Price, J. M. Kinkaid, J. M. Hudson, Roy Payton. Opening statements of counsel are waived and all witnesses are sworn in open court and the rule invoked. Thereupon, the Government introduces evidence and proof with the following witnesses: Mr. Delaney, T. Gamino, J. R. Malloy, G. F. Mock, Gib Wilson, Joe Stine, And thereafter, the Government rests. And thereafter, the Defendant demurs to the evidence herein and move for a directed verdict which motion is, by the Court, sustained and directed verdicts of not guilty are duly ordered, as follows:

TED KELLY

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

UNITED STATES OF AMERICA	Plaintiff	)
vs.		) No. 8104
TED KELLY	Defendant	)

VERDICT

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

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

R. E. BOGCESS  
Foreman.

FILED In Open Court  
Jun 18 1935  
H. P. Warfield, Clerk  
U. S. District Court

No. 8104 Cr. Cont'd.

GEORGE PIZETTA

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

UNITED STATES OF AMERICA Plaintiff,)  
vs. ) No. 8104  
GEORGE PIZETTA Defendant )

VERDICT

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

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

F. E. BOGGESS,  
Foreman.

FILED In Open Court  
Jun 18 1935  
H. P. Warfield, Clerk  
U. S. District Court

And thereafter, it is ordered by the Court that said jury be discharged from further consideration of said case.

-----  
UNITED STATES OF AMERICA, Plaintiff, )  
-vs- ) No. 8113 - Criminal.  
JOHN NEWTON BRASHEAR, Defendant. )

Now on this 18th day of June, A. D. 1935, comes the United States Attorney, representing the Government herein and the defendant appearing in person and by counsel. Thereupon, said case is called. Both sides announce ready for trial. A jury is duly empaneled and sworn as to qualifications. The Government challenges Roy Payton, R. E. Boggess, C. Burnette. The Defendant challenges H. F. Greathouse. Thereupon, the jury sworn to try said cause and a true verdict render is as follows: F. W. Boatright, J. W. Boushee, L. Bruington, L. Boyer, C. Brashier, Noel Walton, W. M. Pointer, Sam Price, F. E. Boultinghouse, W. S. Flannigan, O. L. Huska, J. L. Hanson. All witnesses are sworn in open court and opening statements of counsel are made. The Government introduces evidence and proof with the following witnesses: H. H. Montgomery, C. T. Farey, Jno. McClellan. And thereafter, the noon hour having arrived, the jury is admonished and court is recessed to 2:00 o'clock P.M.

and thereafter, at 2:00 o'clock P.M. on this same day, court is again in session. All parties present as heretofore and the jury, each and every member present and in the box. The Government continues with its introduction of evidence and proof with the following witnesses: Jno. Parker, T. J. Brashear, R. A. Baker, D. B. Creason, G. W. Miller. And thereafter, the Government rests. And thereafter, the Defendant demurs to the evidence herein which demurrer is, by the Court overruled and exception allowed. Thereupon, the Defendant introduces evidence and proof with the following witnesses: Jno. Brashear, L. W. Amberger, H. D. Bowles, T. R. Steffins, A. H. Burgess, W. H. Elliott, S. Whitehead, C. Cole, W. Bankston. And thereafter, the Defendant rests. Thereupon, the Government offers in rebuttal the testimony of Jno. McClellan. And thereafter, the Government rests. Both sides rest. Thereupon, the Defendant moves for a directed verdict of not guilty herein, which motion, is, by the Court overruled and exception allowed. Closing arguments of counsel are made and the Court instructs the jury as to the law in the case and they retire

with directions to work until 6:00 o'clock P.M. and if a verdict is not reached to separate and go home. Jury is admonished, with directions to resume deliberations at 9:00 o'clock A.M. June 18, 1935.

UNITED STATES OF AMERICA, Plaintiff, )

-vs-

HARRY P. DEAN, CLARENCE MERRYMAN and WILLIE  
L. DARROW, Defendants. )

No. 1150 - Criminal. ✓

Now on this 18th day of June, A. D. 1935, comes the United States Attorney, representing the Government herein and the defendants Harry P. Dean, Clarence Merryman and Willie L. Darrow, appearing in person. The Defendants are each arraigned and each enters a plea of not guilty as charged in the Indictment heretofore filed herein. Thereupon, said case is called. All Defendants present in person and Defendant Dean is represented by counsel, C. E. Baldwin and each and all of said Defendants waive a trial by jury. Thereupon, all witnesses are sworn in open court and opening statements of counsel are made. The Government introduces evidence and proof with the following witnesses: W. Giddens, Mr. Gaylor and Geo. Patrick. And thereafter, the Government rests. Thereupon, the Defendants introduce evidence and proof with the following witnesses: Paul Dean, Jno. Nail, A. L. Chappel, Delbert Satin, Carolyn Merryman, W. L. Darrow. and thereafter, the Defendants rest. And thereafter, said case is continued to June 19, 1935 at 9:30 o'clock A.M. for further trial.

UNITED STATES OF AMERICA, Plaintiff, )

-vs-

DOUGLAS WASHINGTON & C. W. RICHARDSON,  
Defendants. )

No. 8161 - Criminal. ✓

Now on this 18th day of June, A. D. 1935, comes the United States Attorney, representing the Government herein and the defendant C. W. Richardson, appearing in person. The defendant is arraigned and enters a plea of not guilty as charged in the Indictment heretofore filed herein.

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

HEX WATKINSON, Receiver Exchange Nat'l Co. a corp,  
Plaintiff

vs

H. L. STANDEVEN: et al., Defendants

No. 1965 Law. ✓

HEX WATKINSON, Receiver Exchange Nat'l Co. a corp,  
Plaintiff,

vs

H. L. STANDEVEN, ABENA CAS & SURETY CO. et al,  
Defendants.

No. 1966 Law. ✓

DISTRICT OF OKLAHOMA

SPECIAL MARCH 1935 TERM

TULSA, OKLAHOMA

TUESDAY, JUNE 18, 1935

REX WATKINSON, Receiver Exchange Nt'l Co., a corp,	Plaintiff,	No. 2017 Law
vs.		
ROBERT C. FRY, et al.,	Defendant.	
REX WATKINSON, Receiver Exchange Nt'l Co., a corp,	Plaintiff	No. 2018 Law
vs.		
DAN ROODS, et al.,	Defendant	
REX WATKINSON, Receiver of Exchange Nt'l Co. a corp,	Plaintiff,	No. 2019 Law
vs		
FAULKNER C. BROACH, et al.,	Defendant.	
REX WATKINSON, Receiver of Exchange Nt'l Co., a corp,	Plaintiff	No. 2020 Law
vs.		
DAN ROODS, et al,	Defendants.	

"O R D E R"

On this the 18th day of June, 1935, on application of the defendants in the above captioned causes and each of them, the defendants in each of the above styled and numbered causes of action are hereby given and granted thirty days additional time from the 18th day of June 1935 or until and including the 18th day of July 1935, within which to file amended answers in each of the above numbered cause, and the Clerk of this court is hereby ordered and directed to spread this Order of record in each of said causes.

Signed and dated this the 18th day of June, 1935.

EDGAR S. VAUGHT  
J U D G E

ENDORSED: Filed Jun 18 1935  
H. P. Warfield, Clerk  
U. S. District Court

-----  
Court adjourned to June 19, 1935.

SPECIAL MARCH 1935 TERM

TULSA, OKLAHOMA

WEDNESDAY, JUNE 19, 1935

On this 19th day of June, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. Edgar S. Vaught, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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

MISCELLANEOUS - ORDER FOR ADDITIONAL PETIT JURORS.

On this 19th day of June, A. D. 1935, it appearing to the Court that there are not sufficient jurors in the panel, it is ordered that the Marshal of said District summon from the bystanders three good and lawful men, duly qualified, to serve as petit jurors for this Special March 1935 Term of said Court.

Thereupon, the Marshal returns the names of T. R. Brumbridge, H. W. Elliott and A. L. A. Taylor, who are examined by the Court, and all are accepted as petit jurors for this Special March 1935 Term of Court.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 8085 - Criminal. ✓
		)
J. H. GERNERT, D. W. RYAN, LEE UTO and		)
MORRIS FOONBERG,	Defendants.	)

Now on this 19th day of June, A. D. 1935, court is again in session. All parties present as heretofore and the jury, each and every member, present in person and continue to deliberate upon a verdict herein. And thereafter, the jury returns into open court and through their Foreman announce they are unable to agree upon a verdict herein. Thereupon, a mistrial is declared by the Court and said jury is discharged from further consideration of said case.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 8096 - Criminal, ✓
		)
JOHN E. EVANS and GERTRUDE GARRETT,	Defendants.	)

Now on this 18th day of June, A. D. 1935, comes the United States Attorney, representing the Government herein and the Defendant John E. Evans appearing in person and announces ready for trial. Thereupon, it is ordered by the Court, upon motion of the U. S. Attorney, that the above case be dismissed as to defendants Gertrude Garrett and John E. Evans.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 8113 - Criminal. ✓
		)
JOHN NEWTON BRASHEAR,	Defendant.	)

Now on this 19th day of June, A. D. 1935, court is again in session. All parties present as heretofore and the jury, each and every member present and in the box. Thereupon, the jury continues with their deliberations herein. And thereafter, the noon hour having arrived, the jury is admonished and court is recessed to 2:00 o'clock P.M. The jury herein is directed to resume deliberations at 1:00 o'clock P.M.

And thereafter, at 2:00 o'clock p.m. court is again in session. All parties present as heretofore and the jury, each and every member present and in the box. Thereupon, the jury continues to deliberate upon a verdict herein. And thereafter, the hour for adjournment having arrived, the jury is admonished and court is adjourned to June 20, 1935.

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J. B. SILER, d/b as SILER MOTOR COMPANY, )  
 Plaintiff, )  
 -vs- ) No. 1796 - Law. ✓  
 GENERAL MOTORS ACCEPTANCE CORP., )  
 Defendant. )

Now on this 19th day of June, A. D. 1935, it is ordered by the Court that the above case be and it is hereby, dismissed, without prejudice, at the cost of the plaintiff.

-----  
 Court adjourned to June 20, 1935.

On this 20th day of June, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. Edgar S. Vaught, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
 John P. Logan, United States Marshal.  
 C. E. Bailey, United States Attorney.

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

UNITED STATES OF AMERICA, )  
 Plaintiff, )  
 -vs- ) No. 8113 - Criminal. ✓  
 JOHN NEWTON BRASHEAR, )  
 Defendant. )

Now on this 20th day of June, A. D. 1935, court is again in session. All parties present as heretofore and the jury, each and every member present and in the box. And thereupon, the jury retires and continues to deliberate. Thereupon, the noon hour having arrived, the jury is admonished and court is recessed to 2:00 o'clock P.M.

And thereafter, at 2:00 o'clock P.M. on this same day, court is again in session. All parties present as heretofore and the jury, each and every member present and in the box. And thereafter, the jury again retires to further deliberate upon their verdict herein. And thereafter, on this same day, the jury returns into open court and through their Foreman announce they are unable to agree upon a verdict herein and a mistrial is duly declared. And thereafter said jury is discharged from further consideration of said case.

-----  
 UNITED STATES OF AMERICA, )  
 Plaintiff, )  
 -vs- ) No. 8130 - Criminal. ✓  
 CLAUD MERRYMAN and MARVIN MERRYMAN, Defendants. )

Now on this 20th day of June, A. D. 1935, it is ordered by the Court that judgment and sentence be now imposed on defendant Marvin Merryman as follows:

Be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a United States Penitentiary, for a period of:

No. 8130 Cr. Cont'd.

Count One - Two (2) Years.  
Count Two - Two (2) Years. Said sentence of confinement in Count Two shall run concurrent to sentence in Count One.

And thereafter, it is ordered by the Court that said Defendant be paroled for a period of five (5) years, during good behavior or until the further order of the Court.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)	
		)	
-vs-		)	No. 8161 - Criminal.
		)	
DOUGLAS WASHINGTON and C. W. RICHARDSON,	Defendants.	)	

Now on this 20th day of June, A. D. 1935, it is ordered by the Court that a mistrial be declared herein due to the absence of Douglas Washington. It is further ordered by the Court that the bond of Douglas Washington be and it is hereby fixed in the sum of \$500.00.

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

SAM F. WILKINSON AS SUCCESSOR TO L. R.	)	
KERSHAW, RECEIVER OF THE PRODUCERS	)	
NATIONAL BANK OF TULSA, OKLAHOMA, A	)	
NATIONAL BANKING ASSOCIATION,	PLAINTIFF,	No. 1797 - Law.
VS.		
GEORGE HARRISON,	DEFENDANT.	

ORDER DISMISSING CAUSE

UPON motion of plaintiff, and for good cause shown;

IT IS BY THE COURT ordered that the above entitled cause be and the same hereby is dismissed, without prejudice, at the cost of the plaintiff, this 20th day of June, 1935.

EDGAR S. VAUGHT  
Judge

ENDORSED: Filed Jun 21 1935  
H. P. Warfield, Clerk  
U. S. District Court

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

SAM F. WILKINSON, Receiver of THE )  
PRODUCERS NATIONAL BANK OF TULSA, OKLAHOMA )  
a national banking association, Plaintiff, )

NO. 2064 LAW ✓

-vs-

JNO. M. WHEELER, Defendant.

JOURNAL ENTRY OF JUDGMENT

ON the 20th day of June, 1935, the same being a regular judicial day of this Court, the above styled cause came on for trial in its regular order and pursuant to regular notice. Plaintiff and his attorney appeared and announced ready for trial, and the defendant, Jno. M. Wheeler, failed to appear after being duly called. And the Court having examined the records in this case, and finding that the said defendant was duly served with process more than twenty (20) days prior to this date, notifying said defendant of the pendency of this action, and requiring him to enter his appearance herein and file answer; and it appearing that the said defendant has failed to file any answer or other pleading herein and has made default by his failure to file any answer or other pleadings herein, and by his failure to enter his appearance herein for trial, the Court, therefore, adjudged the said defendant in default.

Plaintiff, in open court, waived a jury and submitted to the Court the original promissory note sued upon herein, and thereupon, being fully advised in the premises, the Court found all of the averments in plaintiff's petition are true as therein set forth; that the defendant is indebted to the plaintiff upon a promissory note set out and described in the plaintiff's petition; and that plaintiff is entitled to judgment therefor.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED and DECREED that the plaintiff have and recover of and from the defendant, Jno. M. Wheeler, the sum of Fifty-eight Hundred and Forty-nine and 15/100 Dollars (\$5,849.15), and the further sum of Five Hundred Dollars (\$500.00) as attorney's fees, and all costs of this action; for all of which let execution issue.

The original promissory note described in plaintiff's petition and sued upon herein, and being merged in this judgment, was by the Court ordered submitted to the Court Clerk for cancellation and filing, which was accordingly done.

EDGAR S. WRIGHT  
JUDGE

ENDORSED: Filed Jun 21 1935  
H. P. Garfield, Clerk  
U. S. District Court

-----

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

United States,	Plaintiff,	)
		)
vs.		) No. 2069 - Law
		)
Board of County Commissioners of Delaware County, Oklahoma,	Defendant.	)

JOURNAL ENTRY OF JUDGMENT

Now on this 20th day of June, 1935, this matter coming on to be heard before Honorable Edgar S. Vaught, Judge presiding, on the petition of the plaintiff and the default of the defendant herein, and plaintiff appearing by Chester A. Brewer, Assistant United States Attorney for the Northern District of Oklahoma, and it being shown to the Court that the defendant, Board of County Commissioners of Delaware County, Oklahoma, has been regularly served in this cause by service of summons on the County Clerk of Delaware County, Oklahoma, more than 30 days prior to this date, and that said defendant has failed to answer, demur or make appearance herein, said defendant is by the Court declared to be in default, and that plaintiff is entitled to judgment as prayed in its petition herein.

IT IS THEREFORE THE ORDER AND JUDGMENT of the Court that plaintiff, in its own behalf and in behalf of Levi Ketcher, Cherokee Allottee No. 29467, do have and recover of and from the defendant, Board of County Commissioners of Delaware County, the sum of \$60.15, with interest thereon at the rate of 6% per annum from January 1, 1931, until paid, and for all costs of this suit.

EDGAR S. VAUGHT  
JUDGE

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

ENDORSED: Filed Jun 20 1935  
H. P. Warfield, Clerk  
U. S. District Court

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

United States,	Plaintiff,	)
		)
vs.		) No. 2077 Law
		)
Fred L. Patrick,	Defendant.	)

JOURNAL ENTRY OF JUDGMENT

Now on this 20th day of June, 1935, this matter coming on to be heard before Honorable Edgar S. Vaught, Judge presiding, on the petition of the plaintiff and the default of the defendant herein; and plaintiff appearing by Chester A. Brewer, Assistant United States Attorney for the Northern District of Oklahoma, and it being shown to the Court that the defendant, Fred L. Patrick, has been regularly served with summons in this cause more than 30 days prior to this date, according to law, and that said defendant has failed to answer, demur or make appearance herein, said defendant is by the Court declared to be in default, and that plaintiff is entitled to judgment as prayed in its petition herein.

IT IS THEREFORE THE ORDER AND JUDGMENT of the Court that plaintiff, in its own behalf and in behalf of Minnie Ticer, now Bond, restricted Creek Allottee No. 1937, do have and recover of and from the defendant, Fred L. Patrick, the sum of \$80.00, with interest at the rate of 6% per

sums from December 18, 1933, until paid, and for all costs of this suit.

EDGAR S. VAUGHT

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

JUDGE

ENDORSED: Filed Jun 30 1935  
H. P. Warfield, Clerk  
U. S. District Court

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

United States,	Plaintiff,	)
		)
vs.		) No. 2031 Lav ✓
		)
B. H. Garrison, E. S. Taylor and J. H. Thompson,	Defendants.	)

JOURNAL ENTRY OF JUDGMENT

Now on this 23rd day of June, 1935, this cause coming on to be heard before honorable Edgar S. Vaught, Judge presiding, on the petition of the plaintiff and the default of the defendants herein; and plaintiff appearing by Chester A. Brewer, Assistant United States Attorney for the Northern District of Oklahoma, and it being shown to the Court that the defendants, B. H. Garrison, E. S. Taylor and J. H. Thompson have each been regularly served with summons in this cause more than 30 days prior to this date, according to law, and that each of said defendants has failed to answer, demur or make appearance herein, said defendants are by the Court declared to be in default, and that plaintiff is entitled to judgment as prayed in its petition herein.

IT IS THEREFORE THE ORDER AND JUDGMENT of the Court that plaintiff, in its own behalf and in behalf of Tom Carson restricted usage allottee No. 14, do have and recover of and from the defendants, B. H. Garrison, E. S. Taylor and J. H. Thompson, and each of them, the sum of \$300.00, with interest thereon at the rate of 6% per annum from November 1, 1933, until paid, and for all costs of this suit.

EDGAR S. VAUGHT

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

JUDGE

ENDORSED: Filed Jun 30 1935  
H. P. Warfield, Clerk  
U. S. District Court

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

United States,	Plaintiff,	)
		)
vs.		) No. 2054 Lav ✓
		)
C. C. Sparlin, J. H. McNabb and John E. Price,	Defendants.	)

JOURNAL ENTRY OF JUDGMENT

Now on this 23th day of June, 1935, this cause coming on to be heard before honorable Edgar S. Vaught, Judge presiding, on the petition of the plaintiff and the default of the

defendants herein; and plaintiff appearing by Chester A. Brewer, Assistant United States Attorney for the Northern District of Oklahoma, and it being shown to the Court that each of the above named defendants has been regularly served with summons in this cause more than 30 days prior to this date, according to law, and that each of said defendants has failed to answer, demur or make appearance herein, said defendants are by the Court declared to be in default, and that plaintiff is entitled to judgment as prayed in its petition herein.

IT IS THEREFORE THE ORDER AND JUDGMENT of the Court that plaintiff, in its own behalf and in behalf of E-ne-ke-op-pe, restricted Osage Allottee No. 298, do have and recover of and from the defendants, O. C. Sparlin, J. H. McNabb and John E. Price, and each of them, the sum of \$212.50, with interest thereon at the rate of 6% per annum from September 1, 1931, until paid, and for all costs of this suit.

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

EDGAR S. VAUGHT  
JUDGE

ENDORSED: Filed Jun 20 1935  
H. P. Warfield, Clerk  
U. S. District Court

-----  
THE SECURITY NATIONAL BANK OF INDEPENDENCE, )  
KANSAS, ) Plaintiff, )  
 ) No. 2089 - Law. ✓  
vs. )  
 )  
E. J. LAMBERT, ) Defendant. )

Now on this 20th day of June, A. D. 1935, it is ordered by the Court that judgment be entered for Plaintiff, as per journal entry to be filed.

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

Skelly Oil Company, a corporation, )  
 ) Plaintiff )  
vs. ) No. 2100 at Law ✓  
 )  
Wm. D. Gray, ) Defendant )

JOURNAL ENTRY OF JUDGMENT

Now on this 20th day of June, 1935, the same being a regular judicial day of the special March 1935, term of said court, the above entitled cause came on regularly for trial pursuant to assignment, the plaintiff Skelly Oil Company appearing by its attorneys Alvin F. Molony and Wm. F. Pielsticker, and the defendant Wm. D. Gray appearing not, but wholly making default after having been three times called in open court.

And it appearing to the court that the said plaintiff commenced this action in this court on February 25, 1935, by filing its petition herein against the said defendant and by causing a summons in due form of law to be issued herein for service upon said defendant; that said summons was duly served on said defendant in the manner and within the time required by law, and that thereunder the said defendant was required to plead to or answer the said petition on or before March 27, 1935, or the same would be taken as true; that on March 26, 1935, the parties hereto entered into and filed herein a certain stipulation in writing of that date whereby it was

agreed that the said defendant should be allowed forty (40) days from and after March 27, 1935, in which to plead to said petition; and that pursuant to said stipulation an order was made and entered herein by this court allowing the said defendant the said additional time of forty (40) days within which to plead to said petition.

And it further appearing to the court that the said additional time has now expired and that the said defendant has neither pleaded to nor answered said petition, but has wholly made default herein.

And thereupon the said plaintiff waived a jury and proceeded to the trial of said case to the court; and the court, upon hearing the evidence and being fully advised in the premises, finds in favor of the plaintiff and against the defendant.

And the court further finds that the said plaintiff Skelly Oil Company was at and prior to the time of the commencement of this action, and still is, a corporation duly organized and existing under the laws of the State of Delaware, and was at and prior to the said time and still is a citizen and resident of the said State of Delaware; that the said defendant Wm. D. Gray was at and prior to the time of the commencement of this action and still is, a citizen of the State of Oklahoma residing in Tulsa County in said State, and that the amount involved herein exceeds, exclusive of interest and costs, the sum or value of Three Thousand Dollars (\$3000); that the allegations of the plaintiff's said petition are true and that said plaintiff is entitled to judgment against said defendant as therein prayed for; that the promissory note described in said petition was duly executed by the said defendant Wm. D. Gray, and that said defendant has failed and refused to pay said note according to the terms thereof; that there is now due from the said defendant to the said plaintiff on said note the principal sum of Seven Thousand, One Hundred Four and 13/100 Dollars (\$7104.13) together with interest thereon at the rate of six per cent. (6%) per annum from December 2, 1929, until paid; that said note provides for the payment of an attorney's fee if same is given to an attorney for collection or suit is filed thereon; that an attorney's fee in the sum of One Hundred Dollars (\$100.00) is fair and reasonable, and the court finds that said plaintiff should have and recover further judgment herein against the said defendant for the said sum of One Hundred Dollars (\$100.00) as attorney's fees herein.

IT IS THEREFORE CONSIDERED, ORDERED, Adjudged and Decreed by the court that the said plaintiff Skelly Oil Company do have and recover judgment against the said defendant Wm. D. Gray in the sum of Nine Thousand Four Hundred Sixty-nine and 80/100 Dollars (\$9469.80) representing the amount, principal and interest, due on said note as at the date hereof, and that the said judgment bear interest at the rate of six per cent. (6%) per annum from the date hereof until paid; and

It is further considered, ordered, adjudged and decreed by the court that the said plaintiff Skelly Oil Company do have and recover judgment against the said defendant Wm. D. Gray in the further sum of One Hundred Dollars (\$100.00) as attorney's fees herein, and that said judgment for said last-mentioned sum bear interest at the rate aforesaid from date hereof until paid; and

It is further ordered, adjudged and decreed that the said plaintiff have and recover judgment against said defendant for the costs of this action.

For all of which, let execution issue.

Done in open court on this the day and year first aforesaid.

EDGAR S. BISHOP  
JUDGE

Approved: ALVIN F. MALONY  
M. F. FIELSPICKER  
Attorneys for plaintiff Skelly Oil Company

EBEN L. TAYLOR Attorney for defendant Wm. D. Gray  
RECORDED: Filed Jun 20 1935  
H. K. Warfield, Clerk  
U. S. District Court

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

United States,	Plaintiff,	)
		)
vs.		) No. 2105 Law ✓
		)
C. O. Pfennighausen,	Defendant.	)

JOURNAL ENTRY OF JUDGMENT

Now on this 20th day of June, 1935, this cause coming on to be heard before Honorable Edgar S. Vaughn, Judge presiding, on the petition of the plaintiff and the default of the defendant herein; and plaintiff appearing by Chester A. Brewer, Assistant United States Attorney for the Northern District of Oklahoma, and it being shown to the Court that the defendant, C. O. Pfennighausen, has been regularly served with summons in this cause more than 30 days prior to this date, according to law, and that said defendant has failed to answer, demur or make appearance herein, said defendant is by the Court declared to be in default, and that plaintiff is entitled to judgment as prayed in its petition herein.

IT IS THEREFORE THE ORDER AND JUDGMENT of the Court that plaintiff, in its own behalf, and in behalf of Minnie Grant, now Moon, restricted Creek allottee No. 8664, do have and recover of and from the defendant, C. O. Pfennighausen, on its first cause of action the sum of \$208.00, with interest at the rate of 6% per annum from December 19, 1931, until paid; and on its second cause of action that plaintiff, in its own behalf and in behalf of Fah-la-tah-shee-nay, restricted Creek Indian allottee No. 2126, do have and recover of and from the defendant, C. O. Pfennighausen, the sum of \$21.00 with interest at the rate of 6% per annum from February 19, 1931, until paid, and for all costs of this suit.

	EDGAR S. VAUGHN
C.A. CHESTER A. BREWER Assistant United States Attorney	JUDGE

RECORDED: Filed Jun 20 1935  
H. P. Warfield, Clerk  
U. S. District Court

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

C. I. T. Corporation, a corporation,	Plaintiff,	)
		)
vs.		) NO. 2106 LAW. ✓
		)
F. N. Farmer, doing business as Farmer Motors,	Defendant.	)

ORDER OF DISMISSAL

On motion of the Plaintiff

IT IS ORDERED that this cause be dismissed with prejudice to the defendant on the motion of plaintiff and being the same subject matter.

DONE IN OPEN COURT, This 20th day of June, 1935.

	EDGAR S. VAUGHN
RECORDED: Filed Jun 20 1935	JUDGE
H. P. Warfield, Clerk	
U. S. District Court	

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

United States,	Plaintiff,	)	
		)	
vs.		)	No. 5110 Law ✓
		)	
Joe Watson, Frank Quillan and		)	
J. L. Quillan,	Defendants.	)	

ORDER OF DISMISSAL

Now on this 20th day of June, 1935, this matter coming on to be heard before Honorable Edgar S. Vaught, Judge presiding, and it appearing to the Court that the purpose for which cause was instituted has been satisfied by settlement of the amount sued for, together with the costs of said suit, and that said cause should be dismissed;

IT IS THEREFORE THE ORDER of the Court that said cause be, and the same is hereby dismissed.

EDGAR S. VAUGHT  
JUDGE

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

RECORDED: Filed Jun 20 1935  
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. 5111 Law ✓
		)	
Henry Majors, John Henderson and		)	
W. H. Aaron,	Defendants.	)	

JOURNAL ENTRY OF JUDGMENT.

Now on this 20th day of June, 1935, this matter coming on for hearing before Honorable Edgar S. Vaught, Judge presiding, on the petition of the plaintiff and the default of the defendants herein; and plaintiff appearing by Chester A. Brewer, Assistant United States Attorney for the Northern District of Oklahoma, and it being shown to the Court that each of the above named defendants has been regularly served with summons in this cause more than 30 days prior to this date, and that each of said defendants has failed to answer, demand or make an appearance herein, they are by the Court declared to be in default.

It is further shown to the Court that the sum of \$200.00 has been paid on the indebtedness sued for herein, leaving a balance due of \$350.00, for which plaintiff is entitled to judgment, with interest thereon at 6% per annum from November 1, 1934.

IT IS THEREFORE THE ORDER AND JUDGMENT of the Court that plaintiff, in its own behalf and in behalf of Grace Morrell, restricted Osage allottee No. 824, do have and recover of and from the defendants, Henry Majors, John Henderson and W. H. Aaron, and each of them, the sum of \$350.00, with interest thereon at the rate of 6% per annum from November 1, 1934, until paid, and

for all costs of this suit.

EDGAR S. VAUGHT  
JUDGE

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

ENDORSED: Filed Jun 20 1935  
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. 2114 Law
		)	
G. W. Keeler, G. C. Bolton and		)	
C. H. Keeler,	Defendants.	)	

JOURNAL ENTRY OF JUDGMENT.

Now on this 20th day of June, 1935, this matter coming on to be heard before the Honorable Edgar S. Vaught, Judge presiding, on the petition of the plaintiff and the default of the defendants herein; and plaintiff appearing by Chester A. Brewer, Assistant United States Attorney for the Northern District of Oklahoma, and it being shown to the Court that each of the above named defendants has been regularly served with summons in this cause more than 30 days prior to this date, according to law, and that each of said defendants has failed to answer, demur or make appearance herein, said defendants are by the Court declared to be in default, and that plaintiff is entitled to judgment as prayed in its petition herein.

IT IS THEREFORE BY THE COURT ORDERED AND ADJUDGED of the Court that plaintiff, in its own behalf and in behalf of the heirs of Bird Tuman, deceased Osage Allottee No. 206, do have and recover of and from the defendants, G. W. Keeler, G. C. Bolton and C. H. Keeler, and each of them, the sum of \$100.00, with interest thereon at the rate of 6% per annum from October 10, 1932, until paid, and all costs of this suit.

EDGAR S. VAUGHT  
JUDGE

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

ENDORSED: Filed Jun 20 1935  
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. 2115 Law
		)
A. E. Williams, J. M. Moody and O. J. Harvey,	Defendants.	)

JOURNAL ENTRY OF JUDGMENT

Now on this 20th day of June, 1935, this matter coming on to be heard before Honorable Edgar S. Vaught, Judge presiding, on the petition of the plaintiff and the default of the defendants herein; and plaintiff appearing by Chester A. Brewer, Assistant United States Attorney for the Northern District of Oklahoma, and it appearing that each of the above named defendants has been regularly served with summons in this cause more than 30 days prior to this date, according to law, and that each of said defendants has failed to answer, demur or make appearance herein, said defendants are by the Court declared to be in default, and that plaintiff is entitled to judgment as prayed in its petition herein.

IT IS THEREFORE THE ORDER AND JUDGMENT of the Court that plaintiff, in its own behalf and in behalf of the heirs of Mary Elkins, deceased Osage Allottee No. 144, do have and recover of and from the defendants, A. E. Williams, J. M. Moody and O. J. Harvey, and each of them, the sum of \$662.50, with interest thereon at the rate of 6% per annum from March 1, 1934, until paid, and for all costs of this suit.

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

EDGAR S. VAUGHT  
JUDGE

ENDORSED: Filed Jun 20 1935  
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. 2116 Law
		)
W. J. Buchanan, H. T. Jarvis and L. A. Harrell,	Defendants.	)

JOURNAL ENTRY OF JUDGMENT

Now on this 20th day of June, 1935, this matter coming on to be heard before Honorable Edgar S. Vaught, Judge presiding, on the petition of the plaintiff and the default of the defendants herein; and plaintiff appearing by Chester A. Brewer, Assistant United States Attorney for the Northern District of Oklahoma, and it appearing that each of the above named defendants has been regularly served with summons in this cause more than 30 days prior to this date, according to law, and that each of said defendants has failed to answer, demur or make an appearance herein, said defendants are by the Court declared to be in default, and that plaintiff is entitled to judgment as prayed in its petition herein.

IT IS THEREFORE THE ORDER AND JUDGMENT of the Court that plaintiff, in its own



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

United States,	Plaintiff,	)
		)
vs.		) No. 2124 Law. ✓
		)
E. S. Shidler, A. G. Williams and		)
C. C. Craddock,	Defendants.	)

JOURNAL ENTRY OF JUDGMENT

Now on this 20th day of June, 1935, this matter coming on to be heard before Honorable Edgar S. Vaught, Judge presiding, on the petition of the plaintiff and the default of the defendants herein; and plaintiff appearing by Chester A. Brewer, Assistant United States Attorney for the Northern District of Oklahoma, and it being shown to the Court that each of the above named defendants has been regularly served with summons in this cause more than 30 days prior to this date, and that each of said defendants has failed to answer, demur or make an appearance herein, said defendants are by the Court declared to be in default, and that plaintiff is entitled to judgment as prayed in its petition herein.

IT IS THEREFORE THE ORDER AND JUDGMENT of the Court that plaintiff, in its own behalf and in behalf of Theodore Wilson, restricted Osage Allottee No. 367, do have and recover of and from the defendants, E. S. Shidler, A. G. Williams and C. C. Craddock, and each of them, the sum of \$300.00, with interest thereon at the rate of 6% per annum from April 1, 1933, until paid, and for all costs of this suit.

EDGAR S. VAUGHT  
JUDGE

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

ENDORSED: Filed Jun 20 1935  
H. P. Warfield, Clerk  
U. S. District Court

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

United States,	Plaintiff,	)
		)
vs.		) No. 2125 Law ✓
		)
E. S. Shidler, A. G. Williams and		)
C. C. Craddock,	Defendants.	)

JOURNAL ENTRY OF JUDGMENT

Now on this 20th day of June, 1935, this matter coming on to be heard before Honorable Edgar S. Vaught, Judge presiding, on the petition of the plaintiff and the default of the defendants herein; and plaintiff appearing by Chester A. Brewer, Assistant United States Attorney for the Northern District of Oklahoma, and it being shown to the Court that each of the above named defendants has been regularly served with summons in this cause more than 30 days prior to this date, and that each of said defendants has failed to answer, demur or make an appearance herein, said defendants are by the Court declared to be in default, and that plaintiff is entitled to judgment as prayed in its petition herein.

IT IS THEREFORE THE ORDER AND JUDGMENT of the Court that plaintiff, in its own behalf and in behalf of Josephine Strikeaxe Fletcher, restricted Osage Allottee, No. 438, do have and



IT IS ORDERED BY THE COURT AND JUSTICE of the Court that plaintiff, in its own right and in behalf of the heirs of Charles Wilson, deceased, trustee allottee No. 145, do have and recover of and from the defendants, Geo. Wilson and C. H. Robbins, and each of them, the sum of \$10,000, with interest thereon at the rate of 10% per annum from February 1, 1932, until paid, and the full costs of this suit.

EDGAR S. VAUGHT  
JUDGE

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

ENDORSED: Filed Jun 20 1935  
H. P. Warfield, Clerk  
U. S. District Court

-----  
Court adjourned to June 21, 1935.

SPECIAL MARCH 1935 TERM

TULSA, OKLAHOMA

FRIDAY, JUNE 21, 1935

On this 21st day of June, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. Edgar S. Vaught, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John F. Logan, United States Marshal.

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

NICOLEE WEGERS - ADMISSION TO BAR.

Now on this 21st day of June, A. D. 1935, it is made satisfactorily to appear to the Court that Kathryn Little is qualified for admission to the Bar of the Court, the oath prescribed by the Court is administered and said attorney is declared admitted to the Bar of the Court.

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Court adjourned to June 22, 1935.

SPECIAL MARCH 1935 TERM

TULSA, OKLAHOMA

SATURDAY, JUNE 22, 1935

On this 22nd day of June, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John F. Logan, United States Marshal.

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

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

E. E. Lowe,	Plaintiff,	)	
		)	
vs.		)	No. 2057 - Law. ✓
Missouri, Kansas and Texas Railroad Company,	Defendant.	)	

JOURNAL ENTRY

Now on this 22 day of June, 1935, the same being one of the judicial days of the Special March 1935 Term of this court, come the parties hereto and file and present stipulation, by the terms of which it appears that all matters and things in controversy in the above entitled and numbered cause have been fully and finally settled, and that said cause may be dismissed with prejudice at the costs of the defendant, and the court having seen the stipulation and being fully advised in the premises,

IT IS, THEREFORE, CONSIDERED, ORDERED AND ADJUDGED BY THE COURT that the above entitled and numbered cause be and the same is hereby dismissed with prejudice at the costs of defendant.

ENDORSED: Filed Jun 22 1935  
H. P. Warfield, Clerk  
U. S. District Court

F. E. KENNAMER  
Judge.

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

ESSIE HAMEL,	Plaintiff,	)	
		)	
-vs-		)	No. 2140 - Law ✓
P. J. LANE, doing business under the firm name and style of SUNSET CAB COMPANY, C. W. DURHAM, ELMER LESLIE and ANGELUS INDEMNITY CORPORATION,	Defendants.	)	

ORDER REMANDING SUIT TO STATE COURT

The motion of the Plaintiff to remand this suit to the District Court of Tulsa County, Oklahoma, coming on for hearing this the 3rd day of June, 1935, pursuant to regular setting, and the Court having heard the argument of counsel and being fully advised, upon consideration, finds that the said motion should be sustained.

IT IS THEREFORE ORDERED that the motion of the plaintiff to remand this case to the District Court of Tulsa County, Oklahoma, be, and the same is hereby granted, and this cause, be, and the same is hereby remanded to the District Court of Tulsa County, Oklahoma, for further proceedings.

ENDORSED: Filed Jun 22 1935  
H. P. Warfield, Clerk  
U. S. District Court

F. E. KENNAMER  
JUDGE.

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Court adjourned to June 24, 1935.

On this 24th day of June, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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

UNITED STATES OF AMERICA,	Plaintiff,	)	
		)	
-vs-		)	No. 8125 - Criminal. ✓
		)	
R. T. HARVELL,	Defendant.	)	

Now on this 24th day of June, A. D. 1935, it is ordered by the Court, upon motion of the U. S. Attorney, that the Marshal be and he is hereby ordered to keep in his possession the gun in question. It is further ordered that said Defendant be discharged.

MIDWEST CHEVROLET CO. A CORP.,	Plaintiff,	)	
		)	
-vs-		)	No. 1442 - Law. ✓
		)	
GENERAL MOTORS ACCEPTANCE CORP.,	Defendant.	)	

Now on this 24th day of June, A. D. 1935, it is ordered by the Court that M. S. Bernard be and he is hereby permitted to withdraw as attorney in said case. It is further ordered that case be dismissed at the cost of the Plaintiff.

THE PETROLEUM REFRACTIONATING CORP.,	Plaintiff,	)	
		)	
-vs-		)	No. 1532 - Law. ✓
		)	
KENDRICK OIL COMPANY,	Defendant.	)	

Now on this 24th day of June, A. D. 1935, the above cause comes on for trial. And thereupon, trial by jury is duly waived in open court. Said case is called, both sides having announced ready. Statements of counsel are made. And thereafter, Plaintiff is permitted to file amended reply herein. And thereafter, motion of Defendant to strike amended reply is considered filed by the Court and ruling thereon is reserved to the conclusion of evidence. All witnesses are sworn in open court. The Plaintiff introduces evidence and proof with the following witnesses: A. Finston, Mr. \_\_\_\_\_ . And thereafter, the Plaintiff rests. and thereafter, the Defendant moves for judgment herein upon the testimony of the Plaintiff which motion is, by the Court, overruled and exception allowed. And thereafter, the Defendant introduces evidence and proof with the following witness: C. Kendrick. and thereafter, the hour for adjournment having arrived, court is recessed to 9:00 A.M. July 25, 1935.



the grant in person and his attorney, C. E. Baldwin, and the defendant, United States of America, by counsel or its attorney, Chester A. Brewer, Assistant United States Attorney for the Northern District of California; and upon said cause being called both parties announced ready for trial; and a jury was duly empanelled and sworn to try said cause.

After the close of all testimony on behalf of the plaintiff the Court then proceeded to the evidence, on the part of the defendant, and the evidence adduced was not sufficient to justify a verdict in favor of the plaintiff. Said defendant was overruled by the Court, and exceptions allowed.

Inasmuch as the defendant introduced its testimony, and at the close of all of its testimony in said cause the defendant moves the Court to direct the jury to return a verdict in favor of the defendant, for the reason that under all the evidence introduced at the trial of said cause, and the law in said behalf, the plaintiff was not entitled to recover the amount sued for, or any part thereof from the defendant; and the Court, after hearing the motion of counsel for the plaintiff and the defendant, found that said motion for a directed verdict in favor of the defendant should be sustained.

It is therefore ORDERED, ADJUDGED AND DECREED that said motion for a directed verdict in favor of the defendant, and against the plaintiff, be, and the same is hereby, sustained, to which motion plaintiff excepts and exceptions are allowed. It is also further ordered of the Court that the costs of this action be taxed against the plaintiff.

F. E. REYNOLDS  
JUDGE

C. E. BALDWIN  
Attorney for Plaintiff.

C. E. BAILEY  
United States Attorney

CHESTER A. BREWER  
Assistant United States Attorney  
Attorneys for Defendant.

ENDORSED: Filed Jun 27 1932  
H. J. Terfield, Clerk  
U. S. District Court

ROBERTS CHEMICAL CO. A CORP., Plaintiff, )

-vs-

No. 1032 - 2nd.

GENERAL FERTILIZER AND CHEMICAL CO. A CORP., Defendant. )

Now with effect from the 24th day of June, A. D. 1932, it is ordered by the Court that W. S. Bernard Esq. and he is hereby, permitted to withdraw as attorney in this above case. It is further ordered that the costs of this action be taxed against the plaintiff.

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

Jess S. McElhany,	Plaintiff,	)
		)
vs.		) No. 2065 - Law. ✓
		)
United States of America,	Defendant.	)

O R D E R

Now on this 24th day of June, 1935, this cause being called before the Court concerning controversy involving attorney fees in which John Q. Chambers had filed a protest with the Clerk of this Court and Veterans Administration Washington, D. C., claiming some right in said attorney fees, and the said John Q. Chambers appearing before the Court on this date and has requested the Court that said attorney fees be paid to A. E. Williams, the attorney of record in this case, and that he, John Q. Chambers, has waived all rights to said fees.

IT IS, THEREFORE, the order of the Court that the attorneys fees in this case be delivered by the Clerk of this Court to A. E. Williams, the attorney of record.

F. E. KENTMAYER  
J u d g e.

O.K. JOHN Q. CHAMBERS  
A. E. WILLIAMS

ENDORSED: Filed Jun 24 1935  
H. F. Warfield, Clerk  
U. S. District Court

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U.S. NORTHERN DISTRICT  
IN THE/DISTRICT COURT OF TULSA COUNTY, /STATE OF OKLAHOMA.

ROBERT E. HOLMAN,	Plaintiff	)
		)
versus		) NOS. 2177 Law ✓
		)
J. B. WILSON, H. M. NICHOLS and R. B. DICKENS,	Defendants.	)

ORDER ALLOWING EXTENSION OF TIME

For good cause shown, the defendants above named are hereby allowed and granted an extension of fifteen (15) days from this date within which to file answers in the above styled and numbered causes.

Dated this 24th day of June, 1935.

F. E. KENTMAYER  
J U D G E

ENDORSED: Filed Jun 24 1935  
H. F. Warfield, Clerk  
U. S. District Court

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

ROBERT E. HOLMAN,	Plaintiff	)
		)
versus		) NOS. 2178 LAW
		)
J. B. WILSON, H. M. NICHOLS and		)
R. B. DICKENS,	Defendants.	)

ORDER ALLOWING EXTENSION OF TIME.

For good cause shown, the defendants above named are hereby allowed and granted an extension of fifteen (15) days from this date within which to file answers in the above styled and numbered causes.

Dated this 24th day of June, 1935.

F. E. KENNAMER  
J U D G E

ENDORSED: Filed Jun 24 1935  
H. P. Warfield, Clerk  
U. S. District Court

-----  
Court adjourned to June 25, 1935.

On this 25th day of June, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John F. Logan, United States Marshal.

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

MISCELLANEOUS - ORDER ALLOWING ADDITIONAL PER DIEM OF W. M. SIMMS, U. S. COMR.

At the Special March of the District Court of the United States, wherein and for the Northern District of Oklahoma, at the City of Tulsa, on the 12th day of June, 1935.

Present, the Honorable F. E. Kennamer, Judge.

W. M. Simms, United States Commissioner, in and for the Northern District of Oklahoma, having presented an account for his official services for the months of March, April and May, 1935, certified, and pursuant to provisions of Section 91 of the Act of May 28, 1896, 29 Stat., 184, that "No more than one per diem shall be allowed a commissioner in a case unless the account shall show that the hearing could not be completed in one day, when in the Court, when additional per diems claimed in the cases herein below listed is hereby especially approved and allowed, it being shown with respect to each of said cases that the hearings could not be completed in one day.

- Case 1, Docket 49 - U. S. vs. B. A. Campbell.
- Case 2, Docket 50 - U. S. vs Ernest Paul Weldon.

Case 3, Docket 51 - U. S. vs Ellis McElroy  
 Case 5, Docket 53 - U. S. vs Glen Nading  
 Case 6, Docket 54 - U. S. vs James Humphrey, et al  
 Case 8, Docket 56 - U. S. vs Roy Peddicord alias Roy Petticord  
 Case 9, Docket 57 - U. S. vs Molly Thomas  
 Case 10 Docket 58 - U. S. Henry West & Lee West  
 Case 11 Docket 59 - U. S. vs. Orville Staton  
 Case 14 Docket 62 - U. S. vs. Blue Rogers, et al  
 Case 15 Docket 63 - U. S. vs. Ed Carter, et al  
 Case 16 Docket 64 - U. S. vs. Q. P. Halfbreed et al  
 Case 19 Docket 67 - U. S. vs Jack Burnett & Jack McShinn  
 Case 22 Docket 70 - U. S. vs Fred Brown

And two per diems in each of the foregoing cases is hereby specially approved and allowed by the Court on this 24th day of June, 1935.

F. E. KENNAMER  
 Judge of the District Court

ENDORSED: Filed Jun 25 1935  
 H. P. Warfield, Clerk  
 U. S. District Court

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MISCELLANEOUS - ORDER ALLOWING ADDITIONAL PER DIEM TO JOHN R. PEARSON, U. S. COMR.

The following cases included in the account for the quarter ending May 30, 1935, and which is hereto attached, required more than one per diem. The following is a list of said cases.

Page 1, Case No. 468, U. S. vs. Mary Robinson, et al  
 " 5, Case No. 474, U. S. vs. Jimmie Palmer, et al  
 " 9, Case No. 475, U. S. vs. Bob Sroufe  
 " 20, Case No. 485, U. S. vs. Earl Davis

It was impossible to conclude any of the hearings in the above entitled cases in one day, due to the absence of material witnesses for the prosecution.

JOHN R. PEARSON  
 United States Commissioner Northern Dis-  
 trict of Oklahoma

Subscribed and sworn to before me this 1st day of June, 1935.

LORENA FEATHERSTON  
 Notary Public

(SEAL)

My commission expires January 17, 1936.

The extra per diem in each of the above listed cases is hereby approved.

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

ENDORSED: Filed Jun 25 1935  
 H. P. Warfield, Clerk  
 U. S. District Court

THE PETROLEUM REFRACTONATING CORP., Plaintiff, )  
 vs. ) No. 1532 - Law. ✓  
 KENDRICK OIL COMPANY, Defendant. )

Now on this 25th day of June, A. D. 1935, at 9:30 o'clock A.M. the above cause comes on for continuance of trial. The Defendant continues with its introduction of evidence and proof with the following witness: C. Kendrick. and thereafter, the Defendant rests. Thereupon, the Plaintiff moves for judgment herein. And thereafter, Defendant moves for judgment. Closing arguments of counsel are made and the case is submitted to the Court on briefs. Plaintiff given fifteen (15) days to file brief. Defendant given ten (10) days thereafter to answer. Plaintiff given five (5) days to file reply thereto.

UNITED STATES OF AMERICA, Plaintiff, )  
 -vs- ) No. 2174 - Law. ✓  
 BERT LINES, Defendant. )

Now on this 25th day of June, A. D. 1935, it is ordered by the Court that Defendant be granted thirty (30) days from this date to answer herein.

Court adjourned to June 26, 1935.

On this 26th day of June, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
 C. E. Bailey, United States Attorney.  
 John P. Logan, United States Marshal.

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

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

United States of America, Plaintiff, )  
 vs. ) Miscellaneous Criminal. ✓  
 R. E. McCorke, et al., Defendants. )

O R D E R

Now on this 26th day of June, 1935, the same being one of the regular judicial days of the Special March A. D. 1935 Term of said court, this matter comes on before the court upon the application of the United States Attorney in and for the Northern District of Oklahoma for an order of court allowing the payment of guard hire at the rate of \$4.00 per day from June 1, to June 23, 1935, inclusive, to Ray Bondar for his services in guarding R. E. McCorke during his confinement in Hornbush Hospital, Tulsa, Oklahoma, and it is ordered by the court that the said



THE REAL ESTATE LAND TITLE and  
TRUST COMPANY,

Plaintiff, )

vs. )

No. 1952 - Law. )

THE TOWN OF FAIRFAX, OKLA.

Defendant. )

Now on this 26th day of June, A. D. 1935, it is ordered by the Court, after being fully advised in the premises, that judgment for Defendant be entered, as per journal entry to be filed. Exception allowed.

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

R. S. Duffield and B. J. Chronic,

Plaintiffs, )

vs. )

No. 1957 Law. )

Westland Oil Corporation, a corporation,  
and Gardner Petroleum Company, a cor-  
poration,

Defendants. )

O R D E R

The defendants are hereby permitted to file an amended answer instanten.

Made and ordered entered on this the 26 day of June, A. D. 1935.

F. E. KEMMERER  
District Judge.

ENDORSED: Filed Jun 26 1935  
H. P. Warfield, Clerk  
U. S. District Court

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

SAM F. WILKINSON, Receiver of THE PRODUCERS )  
NATIONAL BANK OF TULSA, OKLAHOMA, a national )  
banking association, Plaintiff, )

NO. 2028 LAW )

-vs-

HARRY H. DIAMOND,

Defendant. )

JOURNAL ENTRY OF JUDGMENT

ON The 26th day of June, 1935, the same being a regular judicial day of this Court, the above styled cause came on for trial in its regular order and pursuant to regular notice. Plaintiff and his attorney appeared and announced ready for trial. Defendant, Harry H. Diamond, failed to appear after being duly called and no one appeared for him. After examining the records in this case the Court found that the said defendant was duly served with the process of this Court more than twenty (20) days prior to this date, notifying said defendant of the pendency of this action and requiring him to enter his appearance herein and file answer, and that said defendant herebefore filed in this cause his unverified general denial to plaintiff's petition and preliminary motion as set out in said petition.

Plaintiff, in open court, by his attorney, waived a jury and agreed to submit the cause to the Court, and defendant and his attorney failing to appear for trial, the Court ordered that a jury be waived and that plaintiff proceed with the introduction of his evidence. The original promissory note sued upon herein was introduced in evidence, and the Court being duly advised in the premises found that all of the averments in plaintiff's petition are true as therein set forth, and that the defendant is indebted to the plaintiff upon said promissory note in the sum of Six Thousand Dollars (\$6,000.00) together with compound interest thereon at the rate of ten (10) per cent, per annum, from the 8th day of September, 1931, until paid, making a total sum due at this time of principal and interest in the sum of Eighty-six Hundred and Forty-two and 69/100 Dollars (\$8,642.69), and the further sum of Six Hundred and Ten Dollars (\$610.00) attorney's fee, and that plaintiff is entitled to judgment therefor.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED and DECREED that the plaintiff have and recover of and from the defendant, Harry H. Diamond, the sum of Eighty-six Hundred and Forty-two and 69/100 Dollars (\$8,642.69), and that the said amount shall bear interest at the rate of ten (10) per cent, per annum from this date until paid, and plaintiff further have and recover of and from the said defendant the sum of Six Hundred and Ten Dollars (\$610.00) attorney's fee, and all costs of this action; for all of which let execution issue.

The original promissory note described in plaintiff's petition, and sued upon herein, and introduced in evidence, being now merged in this judgment, it was by the Court ordered admitted to the Court Clerk for cancellation and filing, which was accordingly done.

F. E. KENNAMER  
JUDGE

FILED Jun 26 1935  
H. P. Warfield, Clerk  
U. S. District Court

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Court adjourned to June 27, 1935.

SPECIAL MARCH 1935 TERM

TULSA, OKLAHOMA

THURSDAY, JUNE 27, 1935

On this 27th day of June, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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

MISCELLANEOUS - ORDER REDUCING BAIL.

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

United States of America,	Plaintiff,	)
		)
v.		) Criminal Miscellaneous
		)
Bob Sroufe,	Defendant.	)

ORDER REDUCING BAIL

Now on this 24th day of June, the same being one of the regular days of the Special

March A. D. 1935 Term of said Court, sitting in Tulsa, Oklahoma, this matter comes before the court on motion of the defendant, asking that his bond, now set in the sum of twenty-five hundred dollars, be reduced to fifteen hundred dollars, and the court being well and sufficiently advised in the premises finds that defendant is now confined in the Osage County Jail for the unlawful possession and sale of one half gallon of whiskey, in violation of Section 244, Title 25, U. S.C.A., and that his bond should be reduced to fifteen hundred dollars.

IT IS THEREFORE ORDERED BY THE COURT that the bond of the defendant, Bob Sroufe, now set by United States Commissioner John R. Pearson in the sum of twenty-five hundred (2500.00) dollars, be, and the same is hereby reduced to the sum of fifteen hundred (1500.00) dollars.

F. E. KENNAMER  
JUDGE

O.K. C. E. BAILEY  
United States Attorney

ENDORSED: Filed Jun 27 1935  
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 UNITED STATES OF AMERICA, ex rel THOMAS L. )  
DAWSON COMPANY, a corporation, Plaintiff, )  
vs )  
JAMES I. BARNES, INLAND BONDING COMPANY, a )  
corporation, and LLOYD'S INSURANCE COMPANY, )  
a corporation, Defendants. )

No. 2056 - LAW.

ORDER DISMISSING SUIT.

NOW, On this 27th day of June, 1935, it appearing that all matters involved herein have been settled, and for good cause shown,

IT IS ORDERED that this suit be and the same is hereby dismissed with prejudice to the plaintiff bringing another action against the defendants above named, or either of them, concerning any of the matters involved herein.

F. E. KENNAMER  
J U D G E.

APPROVED: HENRI L. WARREN Attorney for Plaintiff.

WILLIAM F. TUCKER  
WILLIAM H. MARTIN  
Attorneys for Defendants.

ENDORSED: Filed Jun 27 1935  
H. P. Warfield, Clerk  
U. S. District Court

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No. 2075 Law, Cont'd.

the jury is instructed as to the law in the case. And thereafter, it is ordered by the Court that case as to defendant Jack Archer be, and it is hereby, dismissed. Thereupon, the jury retire in charge of a sworn bailiff to deliberate upon their verdict herein. And thereafter, on this same day, the jury returns into open court and through their Foreman announce they are unable to agree upon a verdict herein. Thereupon, it is ordered by the Court that said jury be permitted to separate and go to their evening meal and then return and continue to deliberate at 7:00 o'clock P.M, and should a verdict be reached, then to return a sealed verdict. If not, then return at 9:00 o'clock A.M. June 29, 1935, and resume their deliberations. And thereafter, the hour for adjournment having arrived, the jury is admonished and court is adjourned to June 29, 1935.

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Court adjourned to June 29, 1935.

On this 29th day of June, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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

W. D. WEST,	Plaintiff,	)	
		)	
-vs-		)	No. 2075 - Law. ✓
		)	
T. B. ARCHER, ET AL,	Defendants.	)	

Now on this 29th day of June, A. D. 1935, the jury, each and every member, are present in the above case and continue their deliberations upon a verdict herein, under instructions heretofore given.

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Court adjourned to July 1, 1935.

On this 1st day of July, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1935 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
C. E. Bailey, United States Attorney.  
John P. Logan, United States Marshal.

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

MISCELLANEOUS - OATH OF JOHN RAINEY, DEP. U. S. MARSHAL.

DEPUTY U. S. MARSHAL'S OATH OF OFFICE

FOR THE NORTHERN DISTRICT OF OKLAHOMA

I, John Rainey, do solemnly swear that I will faithfully execute all lawful precepts directed to the Marshal of the Northern District of Oklahoma, under the authority of the United States and true returns make, and in all things well and truly, and without malice or partiality, perform the duties of the office of Deputy United States Marshal of the Northern District of Oklahoma, during my continuance in said office, and take only my lawful fees; and that I will support and defend the Constitution of the United States against all enemies, foreign and domestic; and I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties of the office upon which I am about to enter: SO HELP ME GOD.

JOHN RAINEY

Sworn to and subscribed before me, this 1st day of July, 1935.

(SEAL

W. P. SMITH  
United States Commissioner

Tulsa, Oklahoma, July 1, 1935.

I certify that the above-named John Rainey, Field, Deputy Marshal entered upon the performance of his official duties the 1st day of July, 1935.

JNO. P. LOGAN  
UNITED STATES MARSHAL

ENDORSED: Filed Jul 1 1935  
H. P. Warfield, Clerk  
U. S. District Court

MISCELLANEOUS - ADMISSION TO BAR.

On this 1st day of July, A. D. 1935, it being made satisfactorily to appear to the Court that James B. Diggs, Jr., is duly qualified for admission to the Bar, the oath prescribed by the Court is administered and said attorney is declared admitted to the Bar of the Court.

W. D. WEST,	Plaintiff,	)	
		)	
-vs-		)	No. 2075 - Law.
		)	
T. B. ARCHER, ET AL.,	Defendants.	)	

Now on this 1st day of July, A. D. 1935, court is again in session. All parties present as heretofore and the jury each and every member present. Now at this time, the jury returns into open court and through their Foreman announce they are unable to agree upon a verdict herein. Thereupon, a mistrial is declared by the Court and said jury is discharged from further consideration of said case.