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SPECIAL TERM 1935 TERM

DISTRICT OF OKLAHOMA
TULSA, OKLAHOMA

MONDAY, OCTOBER 28, 1935

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

| | | |
|--|-------------|----------------|
| United States of America, | Plaintiff, |) |
| | |) |
| vs. | |) |
| | |) No. 1986 Law |
| Joseph E. Kennedy, S. G. Kennedy, Trustee, and | |) |
| E. A. Leahy and H. N. Mundy, administrators of the | |) |
| estate of T. J. Leahy, dec'd., | Defendants. |) |

JOURNAL ENTRY OF JUDGMENT

Now on this 28th day of October, 1935, this matter having come on for hearing on April 22, 1935, on the separate demurrer of the defendants, Joseph E. Kennedy and S. G. Kennedy, Trustee, to the amended petition of the plaintiff; and the plaintiff appearing by Harry Marcelli, Special Assistant to the Attorney General of the United States, and Chester A. Brewer, Assistant United States Attorney for the Northern District of Oklahoma; and the defendants, Joseph E. Kennedy and S. G. Kennedy, Trustee, appearing by their attorney, Jno. M. Goldesberry; and after hearing the arguments of counsel the Court took the matter under advisement and instructed counsel to file briefs in support of their contentions; and said briefs having been filed, and the Court being fully advised in the premises, did, on October 3, 1935, make a minute order overruling the separate demurrer of the defendants, Joseph E. Kennedy and S. G. Kennedy, Trustee, to the amended petition of plaintiff; whereupon, counsel for the defendants, Joseph E. Kennedy and S. G. Kennedy, Trustee, announced that said defendants decline to plead further in this cause of action, and elect to stand upon their separate demurrer to the amended petition of plaintiff.

WHEREFORE, the Court finds in favor of the plaintiff and against the defendants, Joseph E. Kennedy and S. G. Kennedy, Trustee,

IT IS THEREFORE THE JUDGMENT OF THE COURT that the plaintiff, United States of America, have and recover judgment against the defendants, Joseph E. Kennedy and S. G. Kennedy, Trustee, for the amount and sum of money now on deposit and held by the Clerk of this Court in the sum of \$12,142.87, for the use and benefit of, and for return to the Treasury of the United States, and for costs herein, taxed at \$31.90, to which judgment of the Court the defendants, Joseph E. Kennedy and S. G. Kennedy, Trustee, except, and exceptions are allowed.

F. E. KERRAMER
JUDGE

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

GOLDESBERY & KLEIN
Attorney for Defendants, Joseph E. Kennedy and S. G. Kennedy, Trustee.

ENDORSED: Filed Oct 28 1935
H. F. Warfield, Clerk
U. S. District Court

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

United States of America, Plaintiff,
vs.

No. 1986 Law

Joseph E. Kennedy, S. G. Kennedy, Trustee,
and E. A. Leahy and H. H. Mundy, Administrators of
the estate of T. J. Leahy, deceased, Defendants.

JOURNAL ENTRY OF JUDGMENT

Now on this 28th day of October, 1935, this matter having come on for hearing on April 22, 1935, on the separate demurrer of the defendants, E. A. Leahy and H. H. Mundy, Administrators of the estate of T. J. Leahy, deceased, to the amended petition of the plaintiff herein; and the plaintiff appearing by Harry Marcelli, Special Assistant to the attorney General of the United States, and Chester A. Brewer, Assistant United States Attorney for the Northern District of Oklahoma; and the defendants, E. A. Leahy and H. H. Mundy, Administrators of the estate of T. J. Leahy, deceased, appearing by their attorney, J. H. Maxey; and after hearing the arguments of counsel the Court took the matter under advisement and instructed counsel to file briefs in support of their contentions, and said briefs having been filed, and the Court being fully advised in the premises, did, on October 3, 1935, make a minute order sustaining the separate demurrer of the defendants, E. A. Leahy and H. H. Mundy, Administrators of the estate of T. J. Leahy, deceased, to the second cause of action of the amended petition of the plaintiff herein.

WHEREUPON, counsel for the plaintiff, United States of America, announced that said plaintiff declines to further amend its petition in this cause, and elects to stand upon its amended petition herein.

WHEREUPON, the Court finds in favor of the defendants, E. A. Leahy and H. H. Mundy, Administrators of the estate of T. J. Leahy, deceased, and against the plaintiff, United States of America.

IT IS THEREFORE THE JUDGMENT OF THE COURT that the plaintiff take nothing by reason of its second cause of action in its amended petition herein, against the defendants, E. A. Leahy and H. H. Mundy, Administrators of the estate of T. J. Leahy, deceased, to which judgment of the Court the plaintiff, United States of America, excepts, and exceptions are allowed.

F. E. REINHAUER
JUDGE

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

J. H. MAXEY
Attorney for Defendants, E. A. Leahy and
H. H. Mundy, Administrators of the estate
of T. J. Leahy, deceased.

ENTERED: Filed Oct 28 1935
H. F. Marfield, Clerk
U. S. District Court H

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

| | | |
|---|-------------|----------------|
| United States of America, | Plaintiff, |) |
| | |) |
| vs. | |) |
| | |) |
| | |) No. 1993 Law |
| Minnie Kennedy, S. G. Kennedy, Trustee, and E. A. Leahy and H. H. Mundy, Administrators of estate of T. J. Leahy, dec'd., | Defendants. |) |

ORDER OVERRULING SEPARATE DEMURRER OF DEFENDANTS, MINNIE KENNEDY AND S. G. KENNEDY, TRUSTEE.

Now on this 21st day of October, 1935, this matter having come on for hearing on April 22, 1935, on the separate demurrer of the defendants, Minnie Kennedy and S. G. Kennedy, Trustee, to the amended petition of the plaintiff; and plaintiff appearing by Harry Marcelli, Special Assistant to the Attorney General of the United States, and Chester A. Brewer, Assistant United States Attorney for the Northern District of Oklahoma; and the defendants, Minnie Kennedy and S. G. Kennedy, Trustee, appearing by their attorney, Jno. M. Goldesberry; and after hearing argument of counsel the Court took the matter under advisement and instructed counsel to file briefs in support of their contentions; and said briefs having been filed, and the Court being fully advised in the premises, did, on October 3, 1935, make a minute order overruling the separate demurrer of the defendants, Minnie Kennedy and S. G. Kennedy, Trustee, to the amended petition of the plaintiff.

IT IS THEREFORE THE ORDER of the Court that the Separate demurrer of the defendants, Minnie Kennedy and S. G. Kennedy, Trustee, be, and they same is hereby overruled, to which ruling said defendants, Minnie Kennedy and S. G. Kennedy, Trustee, except and exceptions are allowed.

WHEREUPON, counsel for the defendants, Minnie Kennedy and S. G. Kennedy, Trustee, announced that said defendants decline to plead further in this cause of action and elect to stand upon their demurrer to the amended petition herein.

WHEREUPON, the Court rendered judgment against the defendants, Minnie Kennedy and S. G. Kennedy, Trustee, and in favor of the plaintiff for the principal amount sought to be recovered herein and for the costs of this action, to which judgment of the Court the defendants, Minnie Kennedy and S. G. Kennedy, Trustee, except, and exceptions are allowed.

F. E. KENNAMER
JUDGE

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

GOLDESBERY & KLEIN
Attorney for Defendants, Minnie Kennedy and
S. G. Kennedy, Trustee.

ENDORSED: Filed Oct 28 1935
H. C. Warfield, Clerk
U. S. District Court

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

United States of America, Plaintiff,)

vs.

No. 1993 Law. ✓

Minnie Kennedy, S. G. Kennedy, Trustee, and
E. A. Leahy and H. H. Mundy, Administrators of the
estate of T. J. Leahy, Dec'd., Defendants.)

JOURNAL ENTRY OF JUDGMENT.

Now on this 28th day of October, 1935, this matter having come on for hearing on April 22, 1935, on the separate demurrer of the defendants, E. A. Leahy and H. H. Mundy, Administrators of the estate of T. J. Leahy, deceased, to the amended petition of the plaintiff herein; and the plaintiff appearing by Harry Marcelli, Special Assistant to the Attorney General of the United States, and Chester A. Brewer, Assistant United States Attorney for the Northern District of Oklahoma; and the defendants, E. A. Leahy and H. H. Mundy, Administrators of the estate of T. J. Leahy, deceased, appearing by their attorney, J. H. Maxey; and after hearing the arguments of counsel the Court took the matter under advisement and instructed counsel to file briefs in support of their contentions, and said briefs having been filed, and the Court being fully advised in the premises, did, on October 3, 1935, make a minute order sustaining the separate demurrers of the defendants, E. A. Leahy and H. H. Mundy, Administrators of the estate of T. J. Leahy, deceased, to the second cause of action of the amended petition of the plaintiff herein.

WHEREUPON, counsel for the plaintiff, United States of America, announced that plaintiff declines to further amend its petition in this cause, and elects to stand upon its amended petition herein.

WHEREFORE, the Court finds in favor of the defendants, E. A. Leahy and H. H. Mundy Administrators of the estate of T. J. Leahy, deceased, and against the plaintiff, United States of America.

IT IS THEREFORE THE JUDGMENT OF THE COURT that the plaintiff take nothing by reason of its second cause of action in its amended petition herein, against the defendants E. A. Leahy and H. H. Mundy, Administrators of the estate of T. J. Leahy, deceased, to which judgment of the Court the plaintiff, United States of America, excepts, and exceptions are allowed.

F. E. KENNELER
JUDGE

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

J. H. MAXEY
Attorney for Defendants, E. A.
Leahy and H. H. Mundy, Adminis-
trators of estate of T. J. Leahy,
deceased.

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

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

The Security National Bank of Independence,)
Kansas,) Plaintiff,)
vs.) No. 2089-Law. ✓
E. J. Lambert,) Defendant.)

J U D G M E N T

NOW on this 28th day of June, 1935, the same being a judicial day of the regular January, 1935 term of the above named court, the above entitled action comes on regularly for trial. Plaintiff appears by Chester Stevens, its attorney, and the defendant appears not, either in person or by attorney. Plaintiff announces that it is ready for trial and that the defendant is in default of an answer or other pleading in said cause, although the time to answer or plead therein has long since expired, and thereupon plaintiff submits its evidence and rests.

The court, being duly advised in the premises, finds:

1. That the court has jurisdiction of the parties and of the subject matter of the action, and that the defendant has been duly and legally served with summons by personal service thereof and is in default of an answer or other pleading in said cause, although the time in which to answer or plead has long since expired.

2. That the plaintiff is a banking corporation, organized, existing and doing business under and by virtue of the banking laws of the United States, with its principal place of business and postoffice address at Independence, Kansas, and that it is a citizen and resident of the State of Kansas. That the defendant is a citizen and resident of the City of Tulsa, Tulsa County, Oklahoma, and that the residences of the parties were as above stated at the commencement of this action, and that this action is of a civil nature in which the controversy is wholly between citizens of different states, and that the matter and value in controversy between the plaintiff and the defendant, exclusive of interest and costs, exceeds the sum or value of \$3,000.00.

3. That on or about the 24th day of January, 1930, the defendant duly made, executed and delivered to the order of himself a certain written promissory note, in the principal sum of \$30,500.00, with interest thereon at the rate of 6% per annum until paid, interest payable semi-annually, with the due date thereof being blank, but the court finds that the note was due and payable within a reasonable time after the date thereof.

4. That said note was a collateral note wherein and whereby the maker thereof pledged certain personal property in said note described to secure the payment thereof, which personal property is more fully described as follows, to-wit:

- (a) Certificate of stock No. Five (5) of Marion Oil and Gas Company of Tulsa, Oklahoma, for 1400 shares of the capital stock of said company, said certificate being dated August 27, 1923.
- (b) Certificate of stock No. Ten (10), of Lambert Oil and Gas Company, Incorporated under the laws of Maine, for 500 shares of the common capital stock of said company, said certificate being dated October 30, 1919.
- (c) Certificate of stock No. Eleven (11), of Lambert Oil and Gas Company, Incorporated under the laws of Maine, for 500 shares of the common capital stock of said company, said certificate being dated October 30, 1919.
- (d) Certificate of stock No. Twelve (12), of Lambert Oil and Gas Company, Incorporated under the laws of Maine, for 500 shares of the common capital stock of said company, said certificate being dated October 30, 1919.

- (e) Certificate of stock No. Thirteen (13), of Lumber Oil & Gas Company, Incorporated under the laws of Maine, for 500 shares of the common capital stock of said company, said certificate being dated October 30, 1918.

all of which certificates of stock were duly issued to E. J. Lambert, the defendant above named, who became the owner and holder thereof.

5. That thereafter, the said E. J. Lambert as the payee in said note, duly endorsed the same and thereupon delivered said note, with the aforesaid collateral, to The Commercial National Bank of Independence, Kansas for a valuable consideration by him received, and thereupon said bank became the owner and holder of said note and of the indebtedness evidenced thereby and became possessed with the aforesaid certificates of stock pledged to secure the payment of said note, and while so the owner and holder, said bank became insolvent, was closed by the Comptroller of the Currency on the 13th day of March, 1930, who thereupon appointed M. E. Murray as Receiver, the latter duly qualifying as such and became the receiver of said bank, and which Receiver did, on the 30th day of August, 1930, sell to the plaintiff in this action the assets of said The Commercial National Bank, including the note sued on herein, and delivered the same, together with said certificates of stock as collateral security for the payment of the same, to the plaintiff, who thereupon, for a valuable consideration, became, and ever since has been and is now the owner and holder thereof.

6. That no part of the debt evidenced by said note has been paid, nor any interest thereon, and there is now due, owing and unpaid on said note and indebtedness the sum of \$40,624.49, with interest thereon at the rate of 6% per annum from date until paid, and for which sum plaintiff is entitled to judgment against the defendant.

7. That under and by virtue of the terms of said note, the payee and subsequent owners and holders have a good, valid and first lien upon said certificates of stock to secure the payment of said note, and which lien plaintiff seeks to foreclose in this action and which it is entitled to have foreclosed and said certificates of stock sold by a special master at public sale and the proceeds thereof applied to the payment of the costs of this action and to the payment of the judgment of the plaintiff.

8. That Cecil R. Buckles of Tulsa, Oklahoma is a proper and suitable person to be appointed Special Master to sell said certificates of stock, and that he ought to be ordered to sell the same at public sale at the west door of the county courthouse in the city and County of Tulsa in the State of Oklahoma, upon ten (10) days' notice in writing, said notice to be published once each week for two successive weeks preceding the date of said sale, to the highest and best bidder for cash in hand, and make a report of said sale to this Court.

IT IS, therefore, by the Court, CONSIDERED, ORDERED AND ADJUDGED that the plaintiff do have and recover of and from the defendant the sum of FORTY THOUSAND, SIX HUNDRED TWENTY-FOUR AND 49/100 DOLLARS (\$40,624.49), with interest thereon at the rate of SIX PERCENT (6%) per annum from this date until paid.

IT IS FURTHER CONSIDERED, ORDERED AND ADJUDGED that plaintiff's lien upon the certificates of stock hereinbefore described be and the same is hereby foreclosed and said certificates of stock be and the same are hereby ordered sold at public sale, and that Cecil R. Buckles of Tulsa, Tulsa County, Oklahoma, be and he is hereby appointed special master and directed and ordered to offer for sale and sell said certificates of stock at public sale at the west door of the county courthouse in the city and County of Tulsa in the State of Oklahoma, upon not less than ten (10) days' notice, to be published once week for two successive weeks preceding the date and hour of said sale, and that said notice specify the day, hour and place of said sale and a description of the property to be sold, and upon such sale that he report said sale to this court and pay over to the clerk of this court to await the further order of the court the amount received at said sale for said property.

On this 29th day of October, 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 - ADMISSION TO BAR.

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

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

In the Matter of the Appointment)
of Probation Clerk.)

O R D E R

I hereby appoint Jean Runyan of Tulsa, Oklahoma, Probation Clerk for the Northern Judicial District of the State of Oklahoma for a period of One (1) Year or until further order of the Court.

F. E. KENNAMER
United States District Judge.

ENDORSED: Filed Oct 29 1935
H. F. Warfield, Clerk
U. S. District Court DC

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

HALLIDAY, et al., Plaintiffs,)

-vs-

No. 1383-Law.)

THE MUTUAL LIFE INSURANCE COMPANY
OF NEW YORK, Defendant.)

O R D E R

This cause was heard on this day on the motion of plaintiffs to retax costs. The plaintiffs appeared by their attorney, W. I. Williams, and the defendant appeared by its attorneys, Eabry, Johnson, Crane and Tolbert. The court being advised orders and adjudges that the costs be retaxed, and that they now be fixed as follows:

- (a) For the depositions taken in St. Louis, Missouri, before G. P. Bakley, the sum of \$48.85 is allowed, and for the depositions taken in Bexar County, Texas, before T. A. Burger, the sum of \$16.21 is allowed, making a total allowance for all depositions \$65.06.

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

| | | | |
|---------------------------|------------|---|--------------|
| Bunyan Johnson, | Plaintiff, |) | |
| | |) | |
| vs. | |) | No. 1631 Law |
| | |) | |
| United States of America, | Defendant. |) | |

ORDER OVERRULING MOTION FOR NEW TRIAL.

Now on this 29th day of October, 1935, this cause came on regularly to be heard on the motion of the plaintiff for a new trial; and plaintiff appeared in person and by his attorney, C. E. Baldwin; and the defendant, United States of America, appearing by Daniel Dillon, Attorney Bureau of War Risk Litigation, and 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 motion should be overruled.

IT IS THEREFORE THE ORDER OF THE COURT that plaintiff's motion for a new trial of said cause, be, and the same is hereby overruled, to which ruling of the Court plaintiff excepts, and exceptions are allowed.

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

F. E. KENNEDY
JUDGE

ENDORSED: Filed Oct 29 1935
H. P. Warfield, Clerk
U. S. District Court

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

| | | | |
|---------------------------|-------------|---|---------------|
| UNITED STATES OF AMERICA, | Plaintiff, |) | |
| | |) | |
| vs. | |) | No. 2082 Law. |
| | |) | |
| JOHN ABBOTT, | Defendants. |) | |

ORDER FIXING TIME FOR DEFENDANT TO PLEAD.

On this the 29th day of October, 1935, for good cause shown, the defendant, John Abbott is hereby given in addition to the time allowed by previous proceedings in this case, a period of 30 days in which to file his pleading herein.

Done in open court this 29th day of October, 1935.

F. E. KENNEDY
Judge

ENDORSED: Filed Oct 29 1935
H. P. Warfield, Clerk
U. S. District Court

MRS. TILDA ZUGSCHNER BERDT, Plaintiff,)
 -vs-) No. 2105 - Law. ✓
 THE LOS ANGELES CO. ET AL., Defendants.)

Now on this 29th day of October, A. D. 1935, it is ordered by the Court that motion of Plaintiff to require Defendant Apex Finance Company to make their answer herein more definite and certain be and the same is hereby overruled. Exception allowed.

GLADYS D. SHIRA, Plaintiff,)
 -vs-) No. 2136 - Law. ✓
 NEW YORK LIFE INS. CO. a mutual Company, Defendant.)

Now on this 29th day of October, A. D. 1935, it is ordered by the Court that Demurrer of Plaintiff to the answer herein be submitted on briefs. Plaintiff given ten (10) days to file brief. Defendant ten (10) days thereafter to file brief.

JEROME G. QUEENAN, Receiver, Plaintiff,)
 -vs-) No. 2190 - Law. ✓
 MARYLAND CASUALTY COMPANY, Defendant.)

Now on this 29th day of October, A. D. 1935, it is ordered by the Court that motion of Plaintiff to strike herein be and the same is hereby sustained. Given ten (10) days to file amended answer.

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. 2191 LAW. ✓
 -vs-)
 FREDERICK A. WELTON, Defendant.)

ORDER OF DISMISSAL

ON This 29th day of October, 1935, upon motion of the plaintiff, and on showing that this case has been fully settled;

IT IS BY THE COURT ORDERED that the cause be dismissed at the cost of the plaintiff.

ENTERED: Filed Oct 29 1935
 H. P. Farfield, Clerk
 U. S. District Court

F. E. REINHARDT
 JUDGE

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

| | | | |
|---------------|------------|---|-----------------|
| BONNIE STONE, | Plaintiff, |) | |
| | |) | |
| vs. | |) | No. 2230 - Law. |
| | |) | |
| JACOB GLEIS, | Defendant. |) | |

C R D E R

Now, on this 22th day of October, 1935, this matter coming on to be heard upon defendant's motion to make more definite and certain, and the Court, being advised in the premises, finds that the same should be overruled.

It is by the Court, therefore, ordered that the said motion be overruled and the defendants be and are hereby given ten (10) days thereafter in which to plead, or twenty (20) in which to answer.

F. E. ANNULER
JUDGE

ENDORSED: Filed Oct 29 1935
H. P. Jarfield, Clerk
U. S. District Court

| | | | |
|---|------------|---|-----------------|
| SOMKEN-GALAMBA CORP., | Plaintiff, |) | |
| | |) | |
| -vs- | |) | No. 2232 - Law. |
| | |) | |
| S. B. LONGFELLOW, d/b as OKLAHOMA CIL COMPANY, | Defendant. |) | |

Now on this 29th day of October, A. D. 1935, it is ordered by the Court that Plaintiff herein be permitted to amend by attaching note. It is further ordered by the Court that demurrer of Defendant be and the same is hereby overruled. Exception allowed. Given fifteen (15) days to answer.

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

| | | | |
|---|-------------|---|-----------------|
| Raymond Johnson, a minor by his next friend, Jess Johnson, | Plaintiff, |) | |
| | |) | |
| vs. | |) | No. 2236 - Law. |
| | |) | |
| The Atchison, Topeka and Santa Fe Railway Company, a corporation, and C. C. Scott, | Defendants. |) | |

ORDER REMANDING CASE TO STATE COURT

On this 29th day of October, 1935, the above entitled cause came on to be heard upon the plaintiff's motion to remand the case to the District Court of Pawnee County, Oklahoma,

On this 1st day of November, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1937 Term at Tulsa, Oklahoma, pursuant to adjournment, Hon. F. E. Henneger, 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:

| | | | |
|--|-------------|---|------------------------|
| UNITED STATES OF AMERICA, | Plaintiff, |) | |
| | |) | |
| -vs- | |) | |
| | |) | No. 8178 - Criminal. ✓ |
| ARVIL GILBERT, ALBERT VAN MEETER, FRANK TURNER, JACK BEASLEY, BILL CRABB, | Defendants. |) | |

Now on this 1st day of November, A. D. 1935, comes the United States Attorney, representing the Government herein and the defendants Jack Beasley, Frank Turner and Bill Crabb appearing in person. Each of the above defendants withdraw their former plea of not guilty and now enter pleas of Nolo Contendere by agreement, which pleas are accepted by the Court. Thereafter, opening statements of counsel are made and all witnesses are sworn in open court. and thereafter, J. W. Haynes, is examined by the Court and after being fully advised in the premises, said defendants are adjudged guilty and judgment and sentence is now imposed as follows:

ARVIL GILBERT

Be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a United States Industrial Reformatory for a period of:
Count One - One (1) Year and One (1) Day.
Count Two - Five (5) Years, and further ordered that Defendant be probated for a period of five (5) Years from and after the expiration of sentence imposed in Count One (1).

ALBERT VAN MEETER

Be committed to the custody of the Attorney General of the United States or his authorized representative for confinement in a United States Industrial Reformatory for a period of:
Count One - One (1) Year and One (1) Day
Count Two - Five (5) Years, and further ordered that Defendant be probated for a period of five (5) Years from and after the expiration of sentence imposed in Count One (1).

FRANK TURNER

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 to run concurrent to sentence imposed in Count One.

It is further ordered that said defendant be placed on probation for a period of five (5) years.

No. 9178 Cr. Cont'd.

JACK BEASLEY

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 to run concurrent to sentence imposed in Count One.

It is further ordered that said defendant be placed on probation for a period of Five (5) Years.

BILL CRABB

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 with sentence imposed in Count One.

It is further ordered that said Defendant be placed on probation for a period of Five (5) Years.

UNITED STATES OF AMERICA,

Plaintiff,)

-vs-

No. 8928 - Criminal. ✓

CHESTER HENDERSON, CHARLEY HENDERSON and
FRED F. TUCKER,

Defendants.)

Now on this 1st day of November, A. D. 1935, comes the United States Attorney, representing the Government herein and the defendant Fred F. Tucker appearing in person. Now at this time Defendant Tucker withdraws his former plea of not guilty and now enters a plea of Nolo Contendere on Count 2, which plea is accepted by the Court. And thereafter, statements of the U. S. Attorney and Clyde Richards are made. And thereafter, after being fully advised in the premises, it is ordered by the Court that said Defendant Tucker be adjudged guilty and that said Defendant be placed on probation for a period of twelve (12) months or until the further order of the Court. It is further ordered that said Defendant be ordered to appear at Miami, November 15th, 1935, to appear as a witness.

MATT SHERMAN,

Plaintiff,)

-vs-

No. 1269 - Civ. ✓

ST. L. & S. F. RY. CO. and CITY OF
SAFELY,

Defendants.)

Now on this 1st day of November, A. D. 1935, it is ordered by the Court that said case be set aside and the jury hereby qualified.

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

United States of America, Plaintiff,
vs.
Joseph E. Kennedy, S. G. Kennedy, Trustee,
and E. A. Leahy and H. H. Lundy, Administrators
of the estate of E. J. Leahy, deceased, Defendants.

No. 1936 Law

ORDER EXTENDING TERM

Now on this 1st day of November, 1936, on application of the plaintiff, United States of America, in the above cases, it appearing that the judgment in said cause was rendered on October 3, 1936; and it further appearing that the November, 1936, term of this Court at Miami, Oklahoma, convenes on the first Monday in November, 1936; and it further appearing that said term should be extended for the purpose of allowance and filing of a bill of Exceptions, or the allowance and filing of an appeal in said cause by the above named plaintiff;

IT IS THEREFORE ORDERED that the special March, 1936, Term of this Court be, and hereby is extended for said purpose to January 3, 1937.

F. E. KENNELSER
JUDGE

C. E. BAILEY, United States Attorney
CHIEF: A. BRADY,
Assistant United States Attorney

RECORDED: Filed Nov 1 1936
R. I. WOODS, Clerk
U. S. District Court H

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

United States of America, Plaintiff,
vs.
Minnie Kennedy, S. G. Kennedy, Trustee, and E. A. Leahy and H. H. Lundy, Administrators of the estate of E. J. Leahy, deceased, Defendants.

No. 1936 Law

ORDER EXTENDING TERM

Now on this 1st day of November, 1936, on application of the plaintiff, United States of America, in the above cases, it appearing that the judgment in said cause was rendered on October 3, 1936; and it further appearing that the November, 1936, term of this Court at Miami, Oklahoma, convenes on the first Monday in November, 1936; and it further appearing that said term should be extended for the purpose of allowance and filing of a bill of Exceptions, or the allowance and filing of an appeal in said cause by the above named plaintiff;

IT IS THEREFORE ORDERED that the special March, 1936, term of this Court be, and hereby is extended for said purpose to January 3, 1937.

F. E. KENNELSER
JUDGE

C. E. BAILEY, UNITED STATES ATTORNEY
CHIEF: A. BRADY, Assistant United States Attorney

RECORDED: Filed Nov 1 1936
R. I. WOODS, Clerk
U. S. District Court H

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

| | | |
|-----------------------------|-------------|-------------------|
| Ray Watkins, et al., | Plaintiff, |) |
| | |) |
| -vs- | |) No. 3012 - Law. |
| | |) |
| Frankner C. Branch, et al., | Defendants. |) |

ORDER WITH RESPECT TO PLEADING OF DEFENDANT FRED STEINER

It appears to the Court that the defendant, Fred Steiner, heretofore filed in this case a certain motion addressed to the original petition seeking to have the same made more definite and certain, or to have certain parts thereof stricken, and the plaintiff having agreed with defendant that said motion may be treated as having been refiled to the amended petition;

IT IS BY THE COURT ORDERED that said motion of the Defendant Fred Steiner be treated as if directed to the amended petition and be set for hearing upon a regular motion docket of this Court.

F. E. KEMMNER
J U D G E

OK ALLEN UNDERWOOD & CAMBERGURY FOR Steiner
C.K. YANCEY, SPILLERS & BROWN, for Plt.

ENDORSED: Filed Nov 1 1935
H. F. Warfield, Clerk
U. S. District Court H

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

| | | |
|---|-------------|----------------|
| United States of America, | Plaintiff, |) |
| | |) |
| vs. | |) No. 3151 Law |
| | |) |
| H. G. Carson, Administrator of the estate of Walker Blaine, dec'd., and Maryland Casualty Company of Baltimore, Maryland, | Defendants. |) |

ORDER OVERRULING ACTION OF DEFENDANTS TO MAKE MORE DEFINITE AND CERTAIN.

Now on this 1st day of November, 1935, this matter coming on regularly to be heard on the motion of the defendants herein requiring the plaintiff, United States of America, to make its petition more definite and certain; and plaintiff appearing by Chester A. Brewer, Assistant United States Attorney for the Northern District of Oklahoma; and the defendants appearing by their attorney, R. A. Barney; and the Court being fully advised in the premises, finds that said motion should be overruled.

IT IS HEREBY ORDERED that defendant's motion filed herein, requiring the plaintiff to make its petition more definite and certain, be, and the same is hereby overruled, and said defendants are allowed 15 days from this date in which to file their answer in said case, to which ruling of the Court said defendants except, and exceptions are allowed.

| | |
|---|----------------------------|
| O.K. CHESTER A. BREWER, Assistant United States Attorney | F. E. KEMMNER J U D G E |
| ENDORSED: Filed Nov 1 1935 H. F. Warfield, Clerk U. S. District Court | |

the demurrer of plaintiff, and to the action of the Court in overruling said demurrer the plaintiff is allowed an execution.

The plaintiff is allowed fifteen days from the date hereof to plead further or to elect to stand on his demurrer.

F. E. KENNAMER
United States District Judge.

ENDORSED: Filed Nov 1 1935
H. P. Warfield, Clerk
U. S. District Court

Court adjourned to November 2, 1935.

On this 2nd day of November, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March Term of Court 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 DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA.

ORDER FOR ADDITIONAL PETIT JURORS.

On this 2nd day of November, 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 Ten (10) additional persons, good and lawful men, from said District, duly qualified to serve as Petit Jurors at the Regular November 1935 Term of this Court to be held at Miami, Oklahoma.

It is further ordered by the Court that a writ of Venue 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 Miami, Oklahoma, in the Northern District of Oklahoma, on Wednesday, the 13th day of November, A. D. 1935, at 9:00 o'clock A.M., then and there to serve as Petit Jurors of the United States in and for said District at the regular November 1935 Term of said Court.

F. E. KENNAMER
Judge

ENDORSED: Filed Nov 2 1935
H. P. Warfield, Clerk
U. S. District Court

Court adjourned to November 3, 1935.

On this 7th day of November, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March Term at Tulsa, and pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. A. Warfield, Clerk, U. S. District Court.
C. E. Bailey, United States Attorney.
John A. Loman, 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. 8706 - Criminal. ✓ |
| BERTEN EUGENE QUEEN, | Defendant. |) |

Now on this 7th day of October, A. D. 1935, comes the United States Attorney representing the Government herein and the Defendant appearing in person. And thereupon, by agreement, Defendant Queen withdraws his former plea of not guilty and now enters a plea of Nolo Contendere as charged in the Indictment heretofore filed; which plea is accepted by the Court. And thereafter, statements of Mr. Howard and Mr. Lewis are heard by the Court. And thereupon, after being fully advised in the premises, it is ordered by the Court that said Defendant be adjudged guilty as charged and that said Defendant be placed on probation for a period of two (2) Years or until the further order of the Court.

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

| | | |
|--|-------------|------------------|
| Mrs. Tilda Zugschwerdt, | Plaintiff |) |
| | |) |
| v. | |) |
| Reo-Los Angeles Company, a trade name and fictitious name for some persons unknown to the plaintiff, but doing business in Los Angeles, California, under the name and appellation of Reo- Los Angeles Company, et al, | Defendants. |) No. 2109 Law ✓ |

O R D E R

Upon the Motion of the Plaintiff, in this case, to constitute the Administrator of the Estate of Frank Goetzenberger, deceased, as Party Plaintiff, for good cause shown, said Motion is sustained.

IT IS THEREFORE ORDERED that R. E. Chandler Administrator of the Estate of Frank Goetzenberger, deceased, do, and the same is, hereby substituted party Plaintiff in this cause and Plaintiff given leave to file instanter Amended Petition in said cause.

F. E. KENNAMER
DISTRICT JUDGE

WITNESSED: Filed Nov 7 1935
H. A. Warfield, Clerk
U. S. District Court

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

A. E. Chandler, Administrator of the Estate
of Frank Goetzenberger, deceased, Plaintiff

v.

Ree Los Angeles Company, a trade and fictitious
name for some persons unknown to this plaintiff No. 1199 Law ✓
but doing business in Los Angeles, California,
under the name and appellation of Ree Los Angeles
Company, Ree Sales Corporation, a Michigan Cor-
poration, The Apex Finance Company, a fictitious
name, a trade name for the Boyle Holding Corporation,
a corporation, and the Boyle Holding Corporation,
a California Corporation, and Ree Motor Car Com-
pany, a corporation of Michigan Defendants.

JOURNAL ENTRY OF JUDGMENT

This cause came on for hearing, this, the 7th day of November, 1936. Plaintiff appeared in person and by his attorneys of record, Commons & Chandler, and Defendants appeared by counsel. The matter came on regularly for trial, both Plaintiff and Defendants waived a jury and submitted the matter to the Court. The Court, upon hearing the testimony of the Plaintiff, argument of counsel, and being fully advised in the premises, finds:

That A. E. Chandler is the legally appointed, acting and qualified administrator of the Estate of Frank Goetzenberger, deceased. The Court further finds that the allegations in Plaintiff's Petition are sustained by the evidence, and as to the first and second cause of action, the Court finds that the Deceased died and left surviving him as his wife and only heir at law and next of kin, his mother, Mrs. Tilda Zagschwerdt; that he died intestate, unmarried, no children, no brothers or sisters, his father having died prior to his death.

The Court further finds that the Plaintiff has to have entered into a settlement, as to the first cause of action, which is for the unpaid death, and said amount to ensue to the benefit of the mother and next of kin, namely, Mrs. Tilda Zagschwerdt, of the said Frank Goetzenberger, deceased, in the sum of Twenty-four hundred Dollars (\$2400.00), and the Court finds that said settlement is equitable and just and should be approved and judgment thereon should be rendered in favor of the Plaintiff and against the Defendants in full satisfaction of said cause of action. The Court further finds that an agreement as to the second cause of action, which is for the benefit of the estate, said settlement in the sum of One Hundred Dollars (\$100.00), and the Court finds that said settlement is equitable and just and should be approved and judgment thereon should be rendered in favor of the Plaintiff and against the Defendants in full satisfaction of said cause of action.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED, by the Court, that the Plaintiff collect and receive of the Defendants, on the first cause of action, the sum of Twenty-four hundred Dollars (\$2400.00), with all expenses incurred in bringing this suit on the mother and next of kin of the said Frank Goetzenberger, deceased, namely, Mrs. Tilda Zagschwerdt.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the Court, that the Plaintiff do pay and receive of the Defendants the sum of One Hundred Dollars (\$100.00), on the second cause of action, which is for the benefit of the estate of said Frank Goetzenberger, deceased, and that the cost of this suit shall be taxed at \$75.00.

The Court further finds that the Defendants have paid to the Plaintiff, in open Court, on the first cause of action, the sum of Twenty-four hundred Dollars (\$2400.00), and on the second cause of action, the sum of One Hundred Dollars (\$100.00), and the costs of this action have

On this 11th day of November, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular November Term at Miami, Oklahoma, met pursuant to adjournment, Hon. F. A. Anderson, Judge, present and presiding.

H. P. Tarfield, Clerk, U. S. District Court.
C. H. Butler, United States Attorney.
John A. Logan, United States Marshal.

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

MISCELLANEOUS - REPORT OF REGISTRY FUND.

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

TO THE HONORABLE FRANKLIN M. KEMMERER, Judge of the
United States District Court for the Northern District of Oklahoma.

Sir:

In accordance with the law, I hereby respectfully report the condition of the Registry Fund of this Court at the close of term on November 9th, 1935.

| | |
|--|-------------|
| Balance in the First National Bank and Trust Company of Tulsa, Oklahoma, at the close of business March 2nd 1935. | \$26,344.31 |
|--|-------------|

Received since March 2nd 1935:

| | |
|--|-----------|
| Mar. 6, 1935, A. H. Frieberg | 100.00 |
| Mar. 7, 1935, First National Bank & Trust Co., Tulsa, Oklahoma | 47.70 |
| Mar. 7, 1935, National Bank of Commerce, Tulsa, Okla. | 10.90 |
| Mar. 11, 1935, The Fourth National Bank, Tulsa, Okla. | 10.00 |
| Apr. 3, 1935, L. L. Houston, County Treasurer | 1,300.64 |
| Apr. 12, 1935, J. M. Brown, Treas, City of Menona, | 38,939.04 |
| May 4, 1935, The First National Bank of Miami, Okla. | 4.30 |
| May 8, 1935, First National Bank & Trust Co., Tulsa, Oklahoma | .65 |
| May 13, 1935, Ebry, Johnson, Crowe & Tolbert, | 2,129.70 |
| May 15, 1935, The Fourth National Bank, Tulsa, Okla. | 0.52 |
| May 27, 1935, Paul Barr, | 100.00 |
| Jun. 6, 1935, H. P. Tarfield, Clerk | 2.50 |
| Jul. 24, 1935, National Bank of Commerce, Tulsa, Okla. | 2.70 |
| Aug. 5, 1935, Jenkins Petroleum Process Co. | 120.00 |
| Aug. 7, 1935, Milton J. Harris, Special Master | 972.94 |
| Sep. 23, 1935, Frederick A. Wilhelm, et al., | 100.00 |
| Oct. 22, 1935, S. Edwards | 1,200.00 |

| | |
|------------|------------|
| Total..... | 107,988.57 |
|------------|------------|

Disbursed since March 2nd 1935:

| | |
|--|--------|
| Mar. 22, 1935, Mary E. Crowell | 100.00 |
| Mar. 22, 1935, Rosena Crowell | 200.00 |
| Mar. 22, 1935, C. E. Dawson, Executor | 300.00 |
| Mar. 22, 1935, H. P. Tarfield, Clerk | 40.00 |
| Apr. 15, 1935, Columbia Oil Co., a corp. | 200.00 |
| Apr. 15, 1935, H. P. Tarfield, Clerk | .40 |
| Apr. 15, 1935, The Pacific Mutual Life Insurance Co. | 100.00 |
| Apr. 15, 1935, H. P. Tarfield, Clerk | 0.25 |

Registry Fund - Continued.

| | | |
|--------------|--|-----------|
| May 7, 1935 | United Mutual Life Insurance Co. | 4,481.38 |
| May 8, 1935 | W. L. Green, Beneficial's Protective Com. | ,000.00 |
| May 8, 1935 | H. P. Warfield, Clerk | 1.46 |
| May 20, 1935 | Board of County Commissioners Carter County, Oklahoma | 11,441.14 |
| May 22, 1935 | H. P. Warfield, Clerk | 1.27 |
| May 22, 1935 | Alfred Holman | 210.00 |
| May 22, 1935 | H. P. Warfield, Clerk | 1.10 |
| Jun 4, 1935 | P. L. Vandoverter | 246.85 |
| Jun 4, 1935 | H. P. Warfield, Clerk | 5.58 |
| Jun 10, 1935 | Alfred Holman | 138.50 |
| Jun 10 1935 | H. P. Warfield, Clerk | 1.32 |
| Jun 25, 1935 | Walter E. Olds, | 1,307.70 |
| Jun 25, 1935 | H. P. Warfield, Clerk | 1.28 |
| Jun 27, 1935 | Berkens Life Company | 5,308.45 |
| Jun 27 1935 | H. P. Warfield, Clerk | 31.30 |
| Sep 30, 1935 | Charlie Johnson | 4.87 |
| Sep 30, 1935 | H. P. Warfield, Clerk | .05 |
| Oct 4, 1935 | J. T. Barr | 485.00 |
| Oct 4, 1935 | H. P. Warfield, Clerk | 8.00 |
| Oct 9, 1935 | R. L. Foster | 1.46 |
| Oct 9 1935 | H. P. Warfield, Clerk | .01 |

Balance in Cash Booked in the First National Bank and Trust Company
of Tulsa, Oklahoma, at the close of business November 8th, 1935

\$4,150.38

Total.....\$67,913.57

Very respectfully,

H. P. Warfield,

Clerk.

NOTICE: Filed in Open Court Nov 11 1935
H. P. Warfield, Clerk
U. S. District Court

MISCELLANEOUS - ADMISSIO N BAR.

Now on file in the Office of the Clerk of the District Court of Oklahoma, U. S. District Court, Tulsa, Oklahoma, is a copy of the application for admission to the bar of the District Court of Oklahoma, U. S. District Court, Tulsa, Oklahoma, filed by the applicant, the name of whom is administered and will attorney is declared. A list of the names of the applicants is on file in the Office of the Clerk of the District Court.

MISCELLANEOUS - ADMISSIO N BAR.

On this 11th day of November, A. D. 1935, the undersigned Clerk of the District Court of Oklahoma, U. S. District Court, Tulsa, Oklahoma, do hereby certify that the application for admission to the bar of the District Court of Oklahoma, U. S. District Court, Tulsa, Oklahoma, filed by the applicant, the name of whom is administered and will attorney is declared. A list of the names of the applicants is on file in the Office of the Clerk of the District Court.

IN RE: [Illegible]

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Thereupon, the Court examines said returns and finds them correct, and for all intents and purposes,

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Approved and attested:

Judge of the Court

And thereupon, it is ordered that the following names of those who have appeared and participated:

Do hereby certify:

Witness my hand and seal

[Illegible]
 [Illegible]

[Illegible]
 [Illegible]

C. L. Knappacker

By, [Illegible], Clerk of Court

I hereby certify that the above is a true and correct copy of the returns for this election, and that the same have been filed in my office.

Witness my hand and seal
 [Illegible]
 [Illegible]
 [Illegible]

UNITED STATES OF AMERICA, Plaintiff,)
-vs-) No. 641 - Criminal. ✓
WILLIAM BENJAMIN SMITH, Defendant.)

Now on this 11th day of November, A. D. 1937, in the presence of the Court, the United States Attorney, et al. have cause said writ to be dismissed.

UNITED STATES OF AMERICA, Plaintiff,)
-vs-) No. 1187 - Criminal. ✓
PHILIP PHILLIP DELPENDED and JOE ROSS Defendants.)

Now on this 11th day of November, A. D. 1937, on the United States Attorney, representing the Government herein and the Defendant Joe Ross Defendant, being in person. Mr. Cotton is appointed by the Court to represent said Defendant. And thereafter, Defendant Delgado and Delgado's father, et al. of said writ, to Counts 1, 2 and 3 and now orders of law of both contenders, which writ is accepted by the Court. And witnesses are sworn in open court. The Government introduces evidence and proof with the following witness: Mr. Walker. And thereafter, the Defendant introduces evidence and proof with the following witness: Joe Ross Defendant. And thereafter, after being fully advised in the premises, it is ordered by the Court that said Defendant Delgado be adjudged guilty and that said Defendant be sentenced for a period of twelve (12) months until the further order of the Court.

UNITED STATES OF AMERICA, Plaintiff,)
-vs-) No. 5180 - Criminal. ✓
THOMAS JOHNSON, Defendant.)

Now on this 11th day of November, A. D. 1937, on the United States Attorney, representing the Government herein and the Defendant Thomas Johnson, being in person and by account, C. T. Ford. A trial by jury is duly waived in open court and all witnesses are sworn in open court. The Government introduces evidence and proof with the following witnesses: Stella Bryany and her daughter, George Miller and Mr. Watson. The Defendant introduces the evidence of Thomas Johnson. And thereafter, it is ordered by the Court that said case be passed to Police for disposition.

UNITED STATES OF AMERICA, Plaintiff,)
-vs-) No. 6194 - Criminal. ✓
HARRY HIGGS, Defendant.)

Now on this 11th day of November, A. D. 1937, on the United States Attorney, representing the Government herein and the Defendant Harry Higgs, being in person. At about this time Defendant Higgs withdraws his plea of not guilty and pleads guilty to the charge of kidnapping in the Philippines. A certificate filed herein. Thereupon, it is ordered by the Court that said Defendant be sentenced to imprisonment for a term of three (3) years and six (6) months.

No. 8187 Cr. Cont'd.

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 with the sentence in Count One.

UNITED STATES OF AMERICA, Plaintiff,)
-vs-) No. 8198 - Criminal.
EUGENE EDGAR MILLS and MAX JACOBS, Defendants.)

Now on this 11th day of November, A. D. 1935, comes the United States Attorney representing the Government herein and the Defendant Max Jacobs appearing in person. Now at this time Defendant Jacobs withdraws his former plea of not guilty to Counts 1, 2 and 3 and now enters a plea of guilty, as heretofore charged. And thereafter, it is ordered by the Court, upon motion of the U. S. Attorney, that case be dismissed as to Defendant Eugene Edgar Mills. And thereafter, it is ordered by the Court that Defendant Max Jacobs 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-) No. 8199 - Criminal.
HARRY HICKS and LOIS REYNOLDS, Defendants.)

Now on this 11th day of November, 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. 8204 - Criminal.
ERNEST BERT CARVER, Defendant.)

Now on this 11th day of November, A. D. 1935, comes the United States Attorney representing the Government herein and the Defendant Carver appearing in person and by counsel, J. M. Hill. And thereafter, Defendant withdraws his former plea of not guilty and now enters a plea of guilty to Counts 1 and 2 as heretofore charged. 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 an 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 with the sentence in Count One.

days of the Regular November A. D. 1935 Term of said court sitting at Miami, Oklahoma, this matter came on before the court upon the application of the above named defendant, Connor Dunkin, in said cause, for an order of court modifying the jail sentence of sixty days heretofore, to-wit: on the 3rd day of October, 1935 imposed against said defendant upon his plea of guilty to a charge of violation of Section 307, Title 28, U.S.C.A., and it appearing to the court that the said defendant has been incarcerated more than six months under said charge, and it further appearing to the court that said defendant has employment awaiting him in the event he can accept same immediately,

IT IS THEREFORE, CONSIDERED, ORDERED, ADJUDGED AND DECREED BY THE COURT, that the jail sentence of sixty days heretofore imposed against said defendant Connor Dunkin, be and the same is hereby modified to forty days in jail.

F. E. KENNAMER
Judge.

OK: JOE H. HOWARD
Joe H. Howard, Assistant
United States Attorney.

ENDORSED: Filed Nov 11 1935
H. P. Warfield, Clerk
U. S. District Court.

| | | |
|-------------------------------|-------------|------------------------|
| UNITED STATES OF AMERICA, | Plaintiff, |) |
| | |) |
| -vs- | |) No. 3308 - Criminal. |
| | |) |
| ELMER DUNKIN, BLUE ROGERS and | |) |
| JAMES BRAMWELL, | Defendants. |) |

Now on this 11th day of November, A. D. 1935, comes the United States Attorney, representing the Government herein and the Defendants Bramwell, Rogers and Dunkin appearing in person. Now at this time, Defendant James Bramwell withdraws his former plea of not guilty and now enters a plea of nolo contendere; Defendant Blue Rogers enters a plea of not guilty and now enters a plea of guilty; all as heretofore charged in the Indictment. And thereupon, Mr. J. J. Smith is appointed by the Court to represent the above Defendants. And thereafter, Defendant Elmer Dunkin withdraws his former plea of not guilty and now enters a plea of nolo contendere, which plea is accepted by the Court. All witnesses are sworn in open court. The Government introduces evidence and proof with the following witnesses: Mr. Whitaker, Geo. Whittington. And thereafter, the Defendants introduce evidence and proof with the following witness; Elmer Dunkin. And thereafter, it is ordered by the Court that Defendants Elmer Dunkin and James Bramwell be adjudged guilty as charged. It is further ordered by the Court, that Defendants Elmer Dunkin, Blue Rogers and James Bramwell each be placed on probation for a period of two (2) years during good behavior or until the further order of the Court.

Court adjourned to November 12, 1935.

On this 11th day of November, A. D. 1935, the District Court of the United States for the Southern District of Oklahoma, sitting in Regular November 1935 Term at Miami, not pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

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

C. E. Burt, U. S. Attorney.
John F. Logan, United States Marshal.

Public proclamation having been duly made, the following grand jurors were called and entered, to-wit:

MISCELLANEOUS - ORDER FOR ADDITIONAL PETIT JURORS.

On this 11th day of November, 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 Regular November 1935 Term of said Court.

Whereupon, the Marshal returns the names of A. J. Hitts, J. J. Sprinkle and C. E. Morgan, who are examined by the Court, and all are accepted as petit jurors for this Regular November 1935 Term of Court.

| | | |
|----------------------------|------------|---|
| UNITED STATES OF MICHIGAN, | Plaintiff, |) |
| -vs- | |) |
| LOUISA BUXSIAN KAMLETZ, | Defendant. |) |

No. 7893 - Criminal.

Now on this 11th day of November, 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- | |) |
| VIRGIL SAPPINGTON, | Defendant. |) |

No. 7933 - Criminal.

Now on this 11th day of November, A. D. 1935, comes the United States Attorney representing the Government herein and the Defendant Sappington appearing in person. The Defendant is arraigned and enters a plea of not guilty, which plea is accepted by the Court. All witnesses are sworn in open court and the Government introduces evidence and proof with the following witnesses: Inc. Sawyer and Mr. Taylor. The Defendant introduces evidence and proof with the following witness: Virgil Sappington. And thereafter, said Defendant is adjudged guilty by the Court and judgment and sentence is 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:
Thirty (30) Days.

| | | |
|--|-------------|---|
| UNITED STATES OF AMERICA, | Plaintiff, |) |
| -vs- | |) |
| GEORGE F. WATKINS, GEORGE W. WATKINS, D. WATKINS and GEORGE E. WATKINS, | Defendants. |) |

No. 8133 - Criminal.

Now on this 11th day of November, A. D. 1935, it is ordered by the Court, that

H. H. Gr. Cr. 113.

With the aid of the U. S. Attorney, this case be dismissed as to Defendant George E. Horner. And thereafter, upon motion of the U. S. Attorney, representing the Government herein and the Defendants Clyde F. Wittlice, Stanley Ingram, and George B. Griffith appearing in person. Now at this time, Defendants Wittlice and Ingram enter a plea of guilty as heretofore charged herein. And thereafter, defendant George B. Griffith is arraigned and enters a plea of guilty; as charged in the indictment heretofore filed herein. Therefore, it is ordered by the Court that judgment and sentence be imposed as follows:

George B. Griffith

Judgment and sentence deferred for a period of two (2) Years. Defendant to be returned to State authorities.

Stanley Ingram

Judgment and sentence deferred for a period of twelve (12) months or until the further order of the Court.

Clyde F. Wittlice

Judgment and sentence deferred for a period of twelve (12) months during good behavior or until the further order of the Court.

UNITED STATES OF AMERICA,

Plaintiff,

-vs-

No. 211 - Criminal. ✓

Bill Wann, and John B. Kell,

Defendants.

Now on this 12th day of November, 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 Bill Wann. It is further ordered by the Court that Court Two (2) be dismissed as to Defendant Wann.

UNITED STATES OF AMERICA,

Plaintiff,

-vs-

No. 211 - Criminal. ✓

John B. Kell,

Defendant.

Now on this 12th day of November, A. D. 1935, upon motion of the United States Attorney representing the Government herein and the defendant John B. Kell appearing in person. The District Judge has found the defendant guilty and has sentenced him to pay to Counts 1 and 2 a fine of \$100.00 each. And therefore, it is ordered by the Court that judgment and sentence be imposed as follows:

That the defendant, John B. Kell, be committed to the United States Penitentiary, for confinement in the County Jail for a period of:

Court One: Sixty (60) days, with a maximum extension

Court Two: Sixty (60) days, with a maximum extension. This

is to be served out in County Jail, Oklahoma City, Oklahoma. This sentence is to be served in addition to the sentence imposed in Court One.

UNITED STATES OF AMERICA,

Plaintiff,)

-vs-

No. 8292 - Criminal.

GEORGE M. FISHER,

Defendant.)

Now on this 12th day of November, A. D. 1935, comes the United States Attorney, representing the Government herein and the Defendant George M. Fisher appearing in person and by counsel, W. C. Peters and Mr. Patrick and announce they are ready for trial. Thereupon, a jury is duly empaneled and sworn as to qualifications. Don McMasters is excused by the Court for cause. The Government challenges G. W. McGuire, Raymond Shultz, Freddie Lookout, J. O. Nix. The Defendant challenges Ira Rardin, W. C. Hale, N. B. Shurm, Nelis Sparlin, A. J. Hutt. Thereupon, the jury sworn to try said cause and a true verdict render is as follows: Ray Oskham, F. C. Hoefler, H. A. Pritchard, L. H. Armstrong, Clay Babb, R. L. Beets, Sam Harms, F. C. Freedly, Noble Robison, O. O. Mentzer, J. J. Sprinkle, C. E. Morgan. All witnesses are sworn in open court. The Government introduces evidence and proof with the following witnesses. Opening statement of Government is made. The Defendant waives opening statement, and the rule is duly invoked. Thereupon, the Government introduces evidence and proof with the following witnesses: Donna Mae Kitterman, Mildred McGinty, W. H. Edwards, Lester Stewart, Lee Wilder, And thereafter, the Government rests. Thereafter, the Defendant demurs to the evidence introduced herein which demurrer is, by the Court, overruled and exception allowed. And thereafter, the Defendant introduces evidence and proof with the following witness: witness of Sheriff of Love County stipulated. And thereafter, the Defendant rests. Both sides rests. 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 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:

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

UNITED STATES)
 vs.) No. 8292
 GEORGE M. FISHER,)

We, the jury in the above-entitled cause, duly empaneled and sworn, upon our oaths, find the defendant George M. Fisher guilty, as charged in the indictment and recommend leniency.

F. C. HOEFER
 Foreman.

FILED In Open Court
 Nov. 12, 1935
 H. P. Warfield, Clerk

And thereafter, the jury having announced this to be their true verdict herein, it is ordered by the Court that said jury be discharged. And now at this time, 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 an United States Penitentiary for a period of:
 seven (7) Years.

UNITED STATES OF AMERICA,

Plaintiff,)

-vs-

) No. 8300 - Criminal.

CARL ELLIOTT,

Defendant.

Now on this 12th day of November, A. D. 1935, the above styled case is called for trial. Defendant is present in person and by counsel. Now at this time Defendant withdraws his former plea of not guilty and now enters a plea of Nolo Contendere, by agreement, which plea is accepted by the Court. All witnesses are sworn in open court. The Government introduces evidence and proof with the following witnesses: Mr. Davis, Mr. Abernathy, Mr. Jacobs. And thereafter, the Defendant introduces evidence and proof with the following witness: Carl Elliott. 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: Four (4) Years,

Count Two: Four (4) Years. Said sentence of confinement in Count Two shall run concurrent with the sentence in Count One.

Court adjourned to November 13, 1935.

On this 13th day of November, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular November 1935 Term at Miami, 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.

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

MISCELLANEOUS - ORDER EMPANELING PETIT JURY.

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

| | |
|------------------|--------------------|
| R. D. Montgomery | Lawrence Diehl |
| R. W. Skimerhorn | Max Campbell |
| Oscar B. Heck | Curtis C. Matthews |
| T. C. Grant | B. Finis Mayfield |
| J. F. Wall | G. A. Brown |

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

| | |
|------------------|-------------|
| R. D. Montgomery | J. F. Wall |
| R. W. Skimerhorn | G. A. Brown |

are excused from service as jurors for the term.

And thereupon, the balance of said array are accepted as Petit Jurors for this

Regular November 1935 Term of Court.

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

| | | |
|--|-------------|------------------------|
| UNITED STATES OF AMERICA, | Plaintiff, |) |
| | |) |
| -vs- | |) No. 8153 - Criminal. |
| | |) |
| FRED M. HARTLEY, FRANK E. WHARTON, H. S. | |) |
| SPARKMAN and DOW PHENIX, | Defendants. |) |

Now on this 13th day of November, A. D. 1935, the above styled case is called for trial. The Government announces ready, and all of the above defendants are present in person and by counsel, W. E. Beauchamp of Grove, Oklahoma, and each Defendant announces ready for trial. A jury is duly empaneled and sworn as to qualifications. H. A. Pritchard and G. A. Brown are excused by the Court for cause. The Government challenges Ira Rardin, Clay Babb and L. H. Armstrong. The Defendants waive challenges. Thereupon, the jury sworn to try said cause and a true verdict render is as follows: Oscar B. Heck, T. G. Grant, Lawrence Diehl, Max Campbell, Curtis C. Matthews, B. F. Mayfield, Nelis Sparlin, Don McMasters, R. L. Beets, Sam Harms, F. C. Freedley, W. C. Hale. All witnesses are sworn in open court and opening statements of counsel are made. The Government introduces evidence and proof with the following witnesses: R. E. Smith, D. L. Livingston, L. H. Crook, M. M; Erlebacker, W. C. Condon, C. A. Hanrahan, H. W. Maack. 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 the introduction of the following testimony: H. W. Maack, R. R. DeLap, Ralph Mayfield, L. F. Mayfield, H. A. Pritchard, R. M. Buzzard, Oscar Goodman, H. C. Harper. And thereafter, the Government rests. Thereupon, the Defendants demur to the evidence introduced by the Government and moves for a directed verdict of not guilty herein. And thereafter, it is ordered by the Court that said Demurrers be and they are hereby sustained and the Court so directs the jury to return verdicts of not guilty, as follows:

FRED M. HARTLEY

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

| | |
|-----------------|------------|
| UNITED STATES |) |
| vs. |) No. 8153 |
| FRED M. HARTLEY |) |

We, the jury in the above-entitled case, duly empaneled and sworn, upon our oaths, find the defendant Fred M. Hartley not guilty, as charged in the indictment.

T. G. GRANT
Foreman.

FILED In Open Court
Nov 13 1935
H. P. Warfield

No. 8153 Cr. Cont'd.

FRANK E. WHARTON

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

UNITED STATES)
VS.) No. 8153
FRANK E. WHARTON)

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

FILED In open court T. G. GRANT
Nov 13 1935 Foreman.
H. P. Warfield, Clerk

H. S. SPARKMAN

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

UNITED STATES)
VS.) No. 8153
H. S. SPARKMAN)

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

FILED In Open Court T. G. GRANT
Nov 13 1935 Foreman
H. P. Warfield, Clerk

DOW PHENIX

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

UNITED STATES)
VS.) No. 8153
DOW PHENIX)

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

FILED In Open Court T. G. GRANT
Nov 13 1935 Foreman.
H. P. Warfield, Clerk

And thereafter, said jury is discharged from further consideration of said case. It is further ordered by the Court that the Defendants herein be released and their bondsmen exonerated.

No. 8252 - Cr. Cont'd.

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:

Two (2) Years 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 months during good behavior or until the further order of the Court.

| | | | |
|-------------------------------------|-------------|---|------------------------|
| UNITED STATES OF AMERICA, | Plaintiff, |) | |
| | |) | |
| -vs- | |) | No. 8254 - Criminal. ✓ |
| | |) | |
| MRS. JEFF REYNOLDS and JOHN HARLOW, | Defendants. |) | |

Now on this 14th day of November, A. D. 1935, Defendant Harlow is present in person and states he desires to waive a trial by jury and try the same to the Court. Thereafter, all witnesses are sworn in open court. The Government introduces evidence and proof with the following witnesses: Mr. Franks, Lon Dabney. The Defendant introduces evidence and proof with the following witness: John Harlow. 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 said Defendant be adjudged not guilty and said Defendant is now discharged.

| | | | |
|-----------------------------|-------------|---|------------------------|
| UNITED STATES OF AMERICA, | Plaintiff, |) | |
| | |) | |
| -vs- | |) | No. 8257 - Criminal. ✓ |
| | |) | |
| RUBY HUGHES and L. T. HILL, | Defendants. |) | |

Now on this 14th day of November, A. D. 1935, comes the United States Attorney representing the Government herein and the Defendant Ruby Hughes is present in person and by counsel, D. C. Twine. Thereupon, Defendant Hughes waives a trial by jury in open court. Thereafter, all witnesses are sworn in open court. The Government introduces evidence and proof with the following witnesses: Mr. Mixwater, Jim Powell. And thereafter, the Defendant introduces evidence and proof with the following witness: Ruby Hughes. And thereupon, 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 - Two (2) Years and a \$100.00 fine on execution.

Count Two - Two (2) Years. Said sentence of confinement in Count Two shall run concurrent to sentence in Count One.

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

No. 8271 Cr. Cont'd.

BEN DRYMAN

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

UNITED STATES OF AMERICA, Plaintiff)
vs.) No. 8271
BEN DRYMAN, Defendant.)

VERDICT

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

We further find the defendant, Ben Dryman, is guilty, as charged in the second count of the indictment.

We recommend leniency on Second Count.

LAWRENCE DIEHL
Foreman.

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

HOWARD HOOD

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

UNITED STATES OF AMERICA, Plaintiff)
vs.) No. 8271
HOWARD HOOD, Defendant.)

VERDICT

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

We further find the defendant, Howard Hood, is guilty, as charged in the second count of the indictment.

We unanimously recommend leniency on Second Count.

LAWRENCE DIEHL
Foreman.

FILED In open court
Nov 15 1935
H. P. Warfield, Clerk

Thereupon, the jury having announced these to be their true verdicts herein, it is ordered by the Court that said Jury be now discharged from further hearings. It is further ordered by the Court that judgment and sentence as to each Defendant be passed to November 21, 1935 and it is further ordered that each of said Defendants be permitted to stand on bonds.

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

| | | |
|--|------------|----------------|
| Willie Buffalo, | Plaintiff, |) |
| | |) |
| vs. | |) No. 2194 Law |
| | |) |
| United States Fidelity and Surety Company, | Defendant. |) |

PETITION FOR APPEAL

The above named plaintiff, Willie Buffalo, feeling aggrieved by the judgment entered in the above entitled case on the 15th day of November, 1935, does hereby appeal from said judgment to the Circuit Court of Appeals for the Tenth Circuit, for the reasons set forth in the assignment of errors filed herewith, and he prays that his appeal be allowed and that citation be issued as provided by law, and that a Transcript of the Record, proceedings and documents upon which said judgment was based, duly authenticated, be sent to the United States Circuit Court of Appeals for the Tenth Circuit, sitting at the City of Denver, State of Colorado.

CORLON & CHIDLER and J. G. AUSTIN
Attorneys for said Plaintiff.

The foregoing petition for appeal is granted and the appeal is allowed. Cost bond fixed in sum \$100.00.

Done this 15th day of November, 1935.

F. E. KEENHAMER
Judge.

END TERM: Filed Nov 15 1935
H. P. Winfield, Clerk
U. S. District Court

Court adjourned to November 16, 1935.

SPECIAL MARCH 1937 TERM

TULSA, OKLAHOMA

SATURDAY, NOVEMBER 16, 1935

On this 16th day of November, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1937 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Keenhamer, Judge, present and presiding.

H. P. Winfield, Clerk, U. S. District Court.
C. E. Bailey, United States Attorney.
John A. Loran, United States Marshal.

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

MISCELLANEOUS - DECREASE CERTIFICATE OF MILIAMMYL EWING.

DECREASE CERTIFICATE

THE AETNA CASUALTY AND SURETY COMPANY
HARTFORD, CONNECTICUT

(AETNA)

Bond No. SB-609490
Principal MILIAMMYL EWING
Obligee UNITED STATES OF AMERICA

Present amount of Coverage \$5,000.00
Amount of coverage as shown by this instrument \$3,830.00

As of the date appearing below in the space provided for the obligee's consent hereto, the coverage of the above described bond is hereby decreased from the sum of \$5,000.00, to the sum of \$3,830.00, and the liability of the surety for any acts and defaults occurring after the effective date hereof shall in no event exceed the sum last named, and the aggregate liability for any and all acts and defaults, whenever committed, shall in no event exceed the sum first named, it being the intent and purpose hereof to preclude cumulative liability. This certificate is hereby made a part of the said bond.

THE AETNA CASUALTY AND SURETY COMPANY
By: HIRSH M. WEST

Resident Vice-President

(SEAL)

ATTEST: A. H. SCHMIDT
Assistant Secretary

The above decrease certificate was executed by The Aetna Casualty & Surety Company pursuant to a request of the undersigned, and, in consideration of a reduced premium, the undersigned hereby consents to the decrease which shall become effective as of this date.

Witness the following signature and seal this 7th day of November, 1935.

UNITED STATES OF AMERICA

By F. E. KENNEDY (SEAL)
U. S. District Judge (Obligee)

ATTEST: B. H. HAMILTON

BY: MILIAMMYL EWING (Principal)

INSTRUCTIONS TO AGENTS

The obligee must sign the above consent in the space provided and must affix his or its seal thereto. One copy of executed must be returned to the Surety Company. In every case, the consent must be signed on behalf of the obligee by someone other than the particular employee covered by the bond. The Principal under the bond must also sign the consent in the space provided.

FORM F-305-A
7-1-33

ENDORSED: Filed Nov 13 1935
H. B. Garfield, Clerk
U. S. District Court

MISCELLANEOUS - RE: OFFICIAL BONDS OF CLERK AND DEPUTIES.

Now on this 16th day of November, A. D. 1938, it is ordered by the Court that that portion of the order entered October 28, 1938, reducing the official bond of H. P. Warfield, Clerk of this Court from \$25,000.00 to \$5,000.00 be now vacated.

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

| | | | |
|--|------------|---|----------------|
| REX WATKINSON, Receiver Exchange Nt'l Co, A Corp, | Plaintiff |) | |
| v | |) | No. 1965 Law ✓ |
| H. L. STANDEVEN, et al, | Defendants |) | |
| REX WATKINSON, Receiver Exchange Nt'l Co, a corp, | Plaintiff |) | |
| v | |) | No. 1966 Law ✓ |
| AETNA CASUALTY & SURETY CO., ET AL, | Defendants |) | |
| REX WATKINSON, Receiver Exchange Nt'l Co, a corp, | Plaintiff |) | |
| v | |) | No. 2017 Law ✓ |
| ROBERT G. FRY, ET AL, | Defendants |) | |
| REX WATKINSON, Receiver Exchange Nt'l Co, a corp, | Plaintiff |) | |
| v | |) | No. 2018 Law ✓ |
| DAN ROODS, et al, | Defendants |) | |
| REX WATKINSON, Receiver Exchange Nt'l Co, a corp, | Plaintiff |) | |
| v | |) | No. 2019 Law ✓ |
| FAULKNER G. BROACH, et al, | Defendants |) | |
| REX WATKINSON, Receiver of Exchange Nt'l Co., a corp, | Plaintiff |) | |
| v | |) | No. 2020 Law ✓ |
| DAN ROODS, et al, | Defendants |) | |

"O R D E R"

On this the 16th day of November 1938 the above causes came on for hearing on application of the defendant Aetna Casualty & Surety Company and defendant Employer's Liability Assurance Corporation for an Order permitting the filing of their separate amended answers to the second amended petitions of the plaintiff in the above causes and the Court finds the said defendants are entitled to file their separate amended answers to the last amended petition of the plaintiff, and their application and request is granted.

BE IT THEREFORE, ORDERED, ADJUDGED AND DECREED that the defendant Aetna Casualty Company, a corporation, and Employer's Liability Assurance Corporation, a corporation, be and they

are hereby authorized to file their separate amended answers as the answers to the second amended petitions of the plaintiff and the said separate amended answers of these defendants shall be and are considered as replied as the answer of said defendants to the last amended petition of the plaintiff.

IT IS FURTHER ORDERED that a copy of this Order be entered in each of the above captioned causes.

F. E. REEBERER
JUDGE

ENDORSED: Filed Nov 10 1935
H. P. Warfield, Clerk
U. S. District Court ME

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

JEROME G. QUEENAN, Receiver the First
Nat'l Bank of Fairfax, Oklahoma, Plaintiff)
vs) No. 2190 Law ✓
MARTLAND CASUALTY COMPANY of Baltimore,
Md, a corp, Defendant)

"O R D E R"

On application of the defendant, and for good cause shown, the defendants are given until and including December 1st 1935 within which to file amended answer in this case.

F. E. REEBERER
JUDGE

ENDORSED: Filed Nov 10 1935
H. P. Warfield, Clerk
U. S. District Court ME

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

Tulsa Street Corporation, et al, Plaintiffs,)
vs) No. 2193 - Law ✓
Oklahoma Power and Light Company, Defendant.)

O R D E R

On stipulation of parties, and for good cause shown, it is hereby ordered that defendant do, and it is hereby ordered on a return of 21 days (15) after the above said, with-
in which to file amended petition of plaintiffs on file herein.
Dated at Tulsa, Oklahoma, this 10th day of November, 1935.

ENDORSED: Filed Nov 10 1935
H. P. Warfield, Clerk
U. S. District Court
F. E. REEBERER
JUDGE

Court adjourned to Nov 11, 1935, at 10:00 a.m.

It is further ordered by the Court that judgment be entered accordingly. It is the further order of the Court that said jury be discharged from further consideration of said case.

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

| | | |
|---|-------------|-------------------|
| Esther Melbourn, | Plaintiff, |) |
| | |) |
| vs | |) No. 2152 - L. ✓ |
| | |) |
| Richard Lee and C. R. Pickrell, part- | |) |
| ners doing business under the partnership | |) |
| name of Southwest Oil Co. | Defendants. |) |

JOURNAL ENTRY

Now on this 18th day of November, 1935, the same being a day of the Regular November 1935 term of said court holden in the City of Miami, Oklahoma, this cause comes on for trial in regular order of setting on the petition, answer and reply. Plaintiff appears in person and by her attorney of record, Frank Nesbitt, defendants appear in person and by their attorneys of record, Barnett, Richert & Thornberry, and both parties announce ready for trial.

Thereupon, a jury of twelve good and lawful men were impanelled and sworn to try said cause; the attorneys for the respective parties litigant made their opening statements to the court and jury; the plaintiff introduced her evidence and did rest, whereupon the defendants interposed a demurrer to the plaintiff's evidence, which demurrer was overruled by the court, and to which ruling the defendants did except. Thereupon, the defendants introduced their evidence and did rest; thereupon the plaintiff introduced her rebuttal evidence and both sides finally closed; thereupon, attorneys for the respective parties argued said case to the jury; thereupon, the court did instruct the jury upon the law, and having heard said cause and the instructions of the court, the jury retired in charge of their sworn bailiff to deliberate upon said case. The hour of 5 o'clock P.M. of said day having arrived and said jury having announced to the court that they had not yet arrived at a verdict, said jury was excused until 9 o'clock A.M. of November 19, 1935, under the admonition of the court not to talk or to permit talk of said cause during the period of recess.

And now this 19th day of November, 1935, the jury having further deliberated upon said cause, did return their verdict into court, which verdict, omitting the caption and formal parts thereof, is as follows, to-wit:-

"We, the jury impanelled and sworn in the above entitled cause, do upon our oaths find for the plaintiff, Esther Melbourn, and against the defendants, and fix the amount of her recovery at \$400.00."

Said verdict was read in open court in the presence and hearing of the court, the jury, the parties and their counsel of record, was announced by said jury to be its verdict, whereupon, said verdict was ordered to be received, filed and made a part of the permanent records of said cause and said jury was finally discharged.

IT IS THEREFORE ADJUDGED upon the verdict of the jury as aforesaid that the plaintiff have judgment against the defendants herein for the sum of \$400.00 and the costs of this action, to which the defendants are allowed an exception.

F. E. KENNAMER
Judge

ENDORSED: Filed Nov 21 1935
H. P. Warfield, Clerk
U. S. District Court

... Thereupon, the defendants introduced their evidence and ... the plaintiff introduced her rebuttal evidence and both sides finally closed; ... the court ... the jury ... the hour of 1 o'clock P.M. ... the court ... the amount of her recovery at \$300.00."

And on this 19th day of November, 1937, the jury having further deliberated upon said cause, did return its verdict into court, which verdict, within the caption and formal parts thereof, is as follows, to-wit:-

"We, the jury impanelled and sworn in the above entitled cause, do upon our oath find for the plaintiff, Lola Dean Garrett, and against the defendants, and fix the amount of her recovery at \$300.00."

Said verdict was read in open court in the presence and hearing of the court, the jury, the parties and the counsel of record, was announced by said jury to be its verdict, whereupon, said verdict was delivered to and received, filed and made a part of the permanent records of said cause and said jury was finally discharged.

IT IS THEREFORE ADJUDGED upon the verdict of the jury as aforesaid that the plaintiff have judgment against the defendants herein for the sum of \$300.00 and the costs of this action, to which the defendants are allowed an exception.

F. E. NEWMAN
Judge

RECORDED: Filed Nov 21 1937
H. F. Warfield, Clerk
U. S. District Court

WILMAE MAY GARRETT, Plaintiff,
-vs- No. 2154 - Law.
RICHARD LEE, ET AL., Defendants.

Now on this 19th day of November, A. D. 1937, the jury herein returns the following verdict:

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

Wilmae May Garrett Plaintiff
vs.
Richard Lee and J. R. Pickrell,
partners doing business under the
partnership name of Southwest Oil
Company, Defendant. Case No. 2154 - Law.

... the jury in the above-entitled case, duly impanelled and sworn, upon our oath find for the plaintiff, and assess her damages at \$300.00 DOLLARS.

H. F. WARFIELD
Foreman.

FILED In Open Court
Nov 19 1937, H. F. Warfield, Clerk

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

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

| | | |
|---|------------|---|
| Baulah May Garrett, | Plaintiff, |) |
| | |) |
| vs | |) |
| | |) |
| | |) |
| | |) |
| Richard Lee and C. R. Pickrell, partners | |) |
| doing business under the partnership name | |) |
| of Southwest Oil Company, defendants, | |) |
| | Defendant. |) |

No. 2154 L

JOURNAL ENTRY

Now this 18th day of November, 1936, the same being a day of the regular November 1936 term of said court holden in the City of Miami, Oklahoma, this cause comes on for trial in regular order of setting on the petition, answer and reply. Plaintiff appears in person and by her attorney of record, Frank Nesbitt, defendants appear in person and by their attorneys of record, Barnett, Richert & Thornberry, and both parties announce ready for trial.

Thereupon, a jury of twelve good and lawful men were impanelled and sworn to try said cause; the attorneys for the respective parties litigant made their opening statements to the court and jury; the plaintiff introduced her evidence and did rest, whereupon the defendants interposed a demurrer to the plaintiff's evidence, which demurrer was overruled by the court, and to which ruling the defendants did except. Thereupon, the defendants introduced their evidence and did rest; thereupon the plaintiff introduced her rebuttal evidence and both sides finally closed; thereupon, attorneys for the respective parties argued said case to the jury; thereupon, the court did instruct the jury upon the law, and having heard said cause and the instructions of the court, the jury retires in charge of their sworn bailiff to deliberate upon said cause. The hour of 5 o'clock P.M. of said day having arrived and said jury having announced to the court that they had not yet arrived at a verdict, said jury was excused until 9 o'clock A.M. of November 19, 1936, under the admonition of the court not to talk or to permit talk of said cause during the period of recess.

And now this 19th day of November, 1936, the jury having further deliberated upon said cause, did return their verdict into court, which verdict, omitting the caption and formal parts thereof, is as follows, to-wit:-

"We, the jury impanelled and sworn in the above entitled cause, do upon our oaths find for the plaintiff, Baulah May Garrett, and against the defendants, and fix the amount of her recovery at \$900.00."

Said verdict was read in open court in the presence and hearing of the court, the jury, the parties and their counsel of record, was announced by said jury to be its verdict, whereupon, said verdict was ordered to be received, filed and made a part of the permanent records of said cause and said jury was finally discharged.

IT IS THEREFORE ADJUDGED upon the verdict of the jury as aforesaid that the plaintiff have judgment against the defendants herein for the sum of \$900.00 and the costs of this action, to which the defendants are allowed an exception.

F. E. KENNEDY
Judge.

ENCLOSED: Filed Nov 21 1936
H. P. Warfield, Clerk
U. S. District Court

VIOLET WALKER,)
 Plaintiff,)
 -vs-) no. 2157 L aw. ✓
 GATEWAY CREAMERY COMPANY,)
 Defendant.)

Now on this 19th day of November, A. D. 1935, court is again in session. All parties present as heretofore. The Plaintiff continues with her introduction of evidence and proof with the following witnesses: Chauncey Walker, R. T. Walker, Violet Walker, C. P. Bell. And thereafter, the Defendant introduces evidence and proof with the following witnesses: Roy Williams and Dr. G. F. McNaughton. And thereafter, after being fully advised in the premises, it is ordered by the Court that judgment be entered for Plaintiff herein, all as per journal entry to be filed.

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

Violet Walker,)
 Plaintiff,)
 vs) No. 2157 L. ✓
 Gateway Creamery Company, a cor-)
 poration,)
 Defendant.)

JOURNAL ENTRY

Now this 18th day of November, 1935, this cause comes on for trial in regular order of setting on the civil docket holden in the city of Miami, Oklahoma and within said judicial District, the Plaintiff appears in person and by her attorney of record, J. J. Smith, Esq. of Miami, Oklahoma and the defendant company appears by its attorneys of record, Messrs Grover C. James and Robert E. Sailer of Joplin, Mo. and Mr. Frank Nesbitt of Miami, Oklahoma and both sides announced ready for trial. Thereupon the parties to said action by and through their respective attorneys of record did file a stipulation agreeing to waive a trial of said cause by jury and to try said cause to the court so that the court should decide all issues both of fact and law in said action.

Thereupon attorneys for the parties made their opening statements, the witnesses were sworn and placed under the rule of court, the plaintiff introduced his evidence and did rest, thereupon the defendant introduced its evidence and did rest. Thereupon, and after consultation the attorneys of record for the respective parties litigant did in open court, announce to the court that they had arrived at a settlement wherein and whereby the defendant should pay to the plaintiff the sum of \$3250.00 as full, final and complete payment and satisfaction of the claims herein sued upon by her and as full, final and complete satisfaction and payment of any and every element of damage and right of recovery such as the plaintiff does, could or might have by reason of pain, suffering, sickness, disability, inability to work and any other ground of recovery, past, present or that may be suffered by her at any time in the future, by reason of inhaling sulphur dioxide gas on June 8, 1934, which escaped while the defendant company, by and through its agent and employee, Roy Williams, was connecting up the icing machine of Roy Walker in his drug store at Picher, Oklahoma.

Thereupon the court examined into said compromise and settlement and found the same to be fair and just to both parties, and found the amount to be compensatory for the injury and all damages suffered by the plaintiff by reason of her said injuries, and the court did approve said settlement.

IT IS HEREBY ADJUDGED that Plaintiff have judgment against defendant herein for the sum of \$3250; that each of the parties hereto pay their own costs such as witness

And that the parties hereunto each pay one half of the stenographic fees herein; that the defendant pay the court costs of this action entered upon the docket of the court. And now comes the plaintiff and in open court acknowledges full payment and satisfaction of said judgment.

F. E. KENNAMER
Judge.

O.K. J. J. SMITH For Plff.

GROVER C. JAMES, For Deft.

ENDORSED: Filed In Open Court
Nov 19 1935
H. P. Warfield, Clerk
U. S. District Court

MISCELLANEOUS - ORDER DISCHARGING PETIT JURORS.

Now on this 19th day of November, A. D. 1935, it is ordered by the Court that all Petit Jurors be, and they are, hereby discharged for this Regular November, 1935 Term of Court at Miami, Oklahoma.

MISCELLANEOUS - ORDER TO PAY PETIT JURORS AND WITNESSES MILEAGE AND PER DIEM.

On this 19th day of November, A. D. 1935, it is ordered by the Court that the Marshal of this District pay the Petit Jurors and witnesses for this Regular November 1935 Term of Court, their mileage and attendance as shown by the Record of Attendance.

It is this day ordered in pursuance of Section 13 of the Judicial Code, that the Regular November 1935 Term of said Court at Miami, Oklahoma, be adjourned subject to call.

RECORDED AND INDEXED

TULSA, OKLAHOMA

WEDNESDAY, NOVEMBER 20, 1935

On the 19th day of November, A. D. 1935, the District Court of the United States for the District of Oklahoma, sitting in Special March Term at Tulsa, Oklahoma, with present and absent, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.
J. E. ... United States Attorney.
John A. ... United States Marshal.

And in presence of the parties having been duly sworn, the following proceedings were had and entered, to-wit:

IN THE FEDERAL COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA.

IN THE MATTER OF THE COMMITTEE OF THE
PERMANENT COMMUNITY TRUST FUND.

ORDER APPOINTING DISBURSING TRUSTEE.

Now, on this 31st day of November, 1931, this matter came on for hearing in open court on application for the appointment of a disbursing trustee, and it appearing to the Court that there has been heretofore created a Permanent Community Trust Fund and that the First National Bank and Trust Company of Tulsa is now Trustee and that the disbursement of the income from the funds so placed in trust is in charge of a committee composed of one member appointed by the Federal Judge of the Northern District; one member appointed by the Chief Justice of the Supreme Court of the State of Oklahoma; one member by the Judges of the District Court of Tulsa County; one member by the Judge of the Probate Court of Tulsa County; and three members by the Board of Directors of the First National Bank and Trust Company, and

IT FURTHER APPEARING to this Court that the appointment heretofore made by the Federal Judge for the Northern District of Oklahoma has expired,

Now, therefore, in pursuance of the authority vested in me, I do hereby appoint for a term expiring May 1, 1940 E. Fred Johnson a member of the Committee of the Permanent Community Trust Fund, organized by the Exchange Trust Company and of which said the First National Bank and Trust Company of Tulsa is now Trustee.

DATED at Tulsa, Oklahoma this 31st day of November, 1931.

F. E. KEYSER
Judge of the Federal Court for the Northern District
of Oklahoma.

ATTEST:

Clerk.

RECORDED: Filed Nov 21 1931
H. F. Warfield, Clerk
U. S. District Court

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

In the Matter of the Application)
of)
)
The American National Bank of Pawhuska, Oklahoma,)
to be cancelled as a Depository of Bankruptcy)
Funds and to withdraw its Bond filed for)
Security.)

O R D E R

Now on this 31st day of October, 1931 this matter came on to be heard in its usual order upon the application of the American National Bank of Pawhuska, Oklahoma, to be cancelled as a Depository for Bankruptcy Funds out of the United States District Court for the Northern District of Oklahoma and the said applicant being present and represented by its attorney Joe H.

Shidler, and the court being fully advised in the premises finds that the said bank has heretofore been designated as Depository for Bankruptcy Funds of the United States District Court for the Northern District of Oklahoma and upon being so designated, deposited a United States Liberty Loan Bond of 1917, No. 117463 for \$500 and it being shown to the court that the said bank desires to withdraw as depository for Bankruptcy funds for the United States District Court for the Northern District of Oklahoma and the court finds that the said application should be granted.

IT IS, THEREFORE, Ordered, Adjudged and Decreed by the Court that the said American National Bank of Lawhuska, Oklahoma be and it is hereby authorized to withdraw as Depository for Bankruptcy Funds for the said court and its designation as a depository heretofore made is cancelled and the Clerk of the United States District Court for the Northern District of Oklahoma is authorized and directed to deliver to the said American National Bank of Lawhuska, Oklahoma or its representative The First National Bank and Trust Company of Tulsa, Okla., the United States Liberty Loan Bond of 1917, No. 117463 for \$500 heretofore deposited with the court clerk to secure the payment of the said Bankruptcy Funds so deposited with the said applicant.

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

ENDORSED: Filed Nov 21 1935
H. P. Warfield, Clerk
U. S. District Court

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

| | | | |
|---------------------------|------------|---|------------------------|
| United States of America, | Plaintiff, |) | |
| | |) | |
| vs. | |) | No. 8180 - Criminal. ✓ |
| | |) | |
| James Martin, | Defendant. |) | |

O R D E R

Now on this 21st day of November, 1935, the same being one of the regular judicial days of the Special March A. D. 1935 Term of said court, this matter came on before the court upon the application of the United States Marshal in and for said district for an order of court allowing the payment of guard hire covering the period October 21, to November 14, 1935, inclusive, said guard hire having become necessary by reason of the confinement in Morningside Hospital, Tulsa, Oklahoma, of the above named defendant James Martin, who was then and is now serving a six months sentence in jail in this district in the above numbered cause, said guard hire to be paid as follows: Fred McLaughlin, \$63.00, Thos. R. Gilbert, \$36.00, and H. Nichols, \$31.50;

IT IS, THEREFORE, CONSIDERED, ORDERED, ADJUDGED AND DECREED BY THE COURT that the United States Marshal in and for said district be and he hereby is allowed payment of guard hire to Fred McLaughlin in the amount of \$63.00, to Thos. R. Gilbert in the amount of \$36.00 and to H. Nichols in the amount of \$31.50, for their services in the within cause, covering the period October 21, to November 14, 1935, inclusive.

F. E. KENNAMER
Judge.

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

MISCELLANEOUS - ADMISSION TO BAR.

Now on this 26th day of November, A. D. 1935, it being made satisfactorily to appear to the Court that S. F. Goldwyn 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 - ORDER OF REMOVAL.

Now on this 26th day of November, A. D. 1935, it is ordered by the Court that Delbert Crimer be and he is hereby removed from the Northern District of Oklahoma to the Eastern District of Oklahoma.

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

| | | |
|----------------------------------|-------------|---------------------------|
| United States of America, | Plaintiff |) |
| vs. | |) Miscellaneous Criminal. |
| George Dosh, Louie Cruse, et al, | Defendants. |) |

ORDER FOR DISPOSITION OF SUGAR

Now on this 26 day of November, A. D. 1935, the same being one of the regular judicial days of the Special March A. D. 1935 Term of said court, this matter comes before the court upon the motion of the United States Attorney, moving the court to make an order for the disposition of sugar seized from the above named defendants on or about the 10th day of September, 1935, and it appearing to the court that the above named defendants were arrested on said date in possession of 380 pounds of sugar and other property and material designed and intended for use in manufacturing liquor, and it further appearing that said 380 pounds of sugar is now in the possession W. I. Giles, Investigator in Charge, Alcohol Tax Unit of the Internal Revenue Service for this district,

IT IS THEREFORE ORDERED BY THE COURT that said W. I. Giles be, and he is hereby ordered and directed to deliver the said 380 pounds of sugar herein to The Covenant Training Home of Tulsa, Oklahoma, to be used in their charity work and to take their receipt from the proper person therefor; it is the further order of the court that said W. I. Giles make proper return to the United States Clerk for the Northern District of Oklahoma upon execution of this order.

P. E. KENNAMER
JUDGE

O.K. JOE W. HOWARD
Assistant U. S. Attorney.

ENDORSED: Filed Nov 26 1935
H. P. Tarfield, Clerk
U. S. District Court

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

| | | | |
|---------------------------|------------|---|---------------------|
| United States of America, | Plaintiff, |) | |
| | |) | |
| vs. | |) | No. 8208 Criminal * |
| | |) | |
| C. E. Becks, | Defendant. |) | |

ORDER MODIFYING SENTENCE

Now on this 26th day of November, the same being one of the regular judicial days of the Special March A. D. 1935 Term of said court, sitting at Tulsa, this matter comes before the court on motion of the defendant, asking for a reduction of his sentence of six months, imposed on October 3, 1935, showing to the court that his mother is a widow, his father having died since defendant's arrest and leaving his mother in destitute circumstances, and the court being well and sufficiently advised in the premises, finds that said motion should be sustained.

IT IS THEREFORE ORDERED that the sentence of defendant be, and the same is hereby modified to read fifty-five days, in lieu of six months, and the United States Marshal is hereby ordered to release said defendant after the expiration of said fifty-five days incarceration.

O.K. JOE W. HOWARD
Assistant U. S. Attorney.

F. E. KENNAMER
JUDGE.

ENDORSED: Filed Nov 26 1935
H. P. Warfield, Clerk
U. S. District Court

| | | | |
|--|-------------|---|------------------------|
| UNITED STATES OF AMERICA, | Plaintiff, |) | |
| | |) | |
| -vs- | |) | No. 8302 - Criminal. * |
| | |) | |
| HARRY DEGAN, ROSE DEGAN and ISADORE BERGMAN, | |) | |
| | Defendants. |) | |

Now on this 26th day of November, A. D. 1935, it is ordered by the Court that judgment and sentence be now imposed as follows:

HARRY DEGAN

Be committed to the custody of the Attorney General of the United States or his authorized representative for confinement in a United States Industrial Reformatory 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.

ROSE DEGAN

It is ordered by the Court that said Defendant be probated for a period of eighteen (18) months during good behavior or until the further order of the Court.

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

| | | | |
|---------------------------------|-------------|---|---------------|
| EMMA MAE HOLROYD, | Plaintiff, |) | |
| | |) | |
| vs. | |) | No. 2239 - L. |
| | |) | |
| KELLOGG SALES COMPANY, a corp., | |) | |
| and GLENN H. SPENCER, | Defendants. |) | |

ORDER OF DISMISSAL AS TO DEFENDANT GLENN H. SPENCER.

Now on this 26 day of November, 1935, there comes on for consideration the motion of the plaintiff above named for order of this court dismissing the above styled and numbered cause as to defendant, Glenn H. Spencer, without prejudice to the right of the plaintiff to proceed in this cause as to defendant, Kellogg Sales Company, a corporation. The court being well and sufficiently advised in the premises finds that said motion should be sustained;

IT IS THEREFORE ORDERED that the above styled and numbered cause be and is hereby dismissed, without prejudice, as to defendant Glenn H. Spencer; the right of the plaintiff to proceed against the defendant Kellogg Sales Company, a corporation, being specifically reserved.

F. E. KENNAMER
JUDGE OF THE UNITED STATES DISTRICT COURT FOR
THE NORTHERN DISTRICT OF OKLAHOMA.

ENDORSED: Filed Nov 26 1935
H. P. Warfield, Clerk
U. S. District court.

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

| | | | |
|---|-------------|---|----------------|
| United States of America, | Plaintiff, |) | |
| | |) | |
| vs. | |) | No. 2244 - Law |
| | |) | |
| Howard M. Acher, Frank Wolf, C. H. Stein- | |) | |
| berger and W. L. Mayes, | Defendants. |) | |

O R D E R

Now on this 26th day of November, 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 motion of the United States Attorney in and for said district, for an order of court dismissing the within cause for the reason that since the forfeiture of the bond in Case #11215-Criminal in the United States District Court for the Western District of Oklahoma, same being entitled, United States of America, Plaintiff versus Earle W. Jennings, et al Defendants, the defendant Howard M. Acher has appeared in open court in said Western District and has entered his plea of not guilty to the charge pending against him there and his plea spread of record, and for the further reason that the order of court in and for said Western District of Oklahoma directing the arrest of the said defendant Howard M. Acher has been set aside, and for the further reason that the forfeiture of the bond has also been set aside and the bond reinstated in good standing.

IT IS, THEREFORE, CONSIDERED, ORDERED, ADJUDGED AND DECREED BY THE COURT that the within cause be and the same is hereby dismissed, and it is the FURTHER ORDER OF THE COURT that the

No. 7977 Cr. Cont'd.

The Application in the above styled and numbered cause 7977 being considered this the 27th day of November, 1935, it is ordered that the Application be, and the same is hereby granted as prayed for that probationer Juanita Shearer be released from further supervision.

F. E. KENNAMER
U. S. DISTRICT JUDGE.

ENDORSED: Filed Nov 27 1935
H. P. Warfield, Clerk
U. S. District Court

| | | |
|----------------------------|------------|------------------------|
| UNITED STATES OF AMERICA, | Plaintiff, |) |
| | |) |
| -vs- | |) No. 7991 - Criminal. |
| | |) |
| MACK DILL alias BUCK DILL, | Defendant. |) |

ORDER OF COURT

Considered and ordered this 27th day of November, 1935 and ordered filed and made a part of the records in the above case. It is ordered that probationer Mack Dill be released from further supervision.

F. E. KENNAMER

ENDORSED: Filed Nov 27 1935
H. P. Warfield, Clerk
U. S. District Court

| | | |
|-------------------------------|-------------|-------------------|
| EMMA MAE HOLROYD, | Plaintiff, |) |
| | |) |
| -vs- | |) No. 2239 - Law. |
| | |) |
| KELLOGG SALES COMPANY, et al, | Defendants. |) |

Now on this 27th day of November, A. D. 1935, it is ordered by the Court that motion to remand be and the same is hereby taken under advisement. Defendants given three days to file briefs herein.

Court adjourned to November 30, 1935.

On this 30th day of November, 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.

| | | |
|----------------------|-------------|-------------------|
| ETHEL BROOKS SHAW, | Plaintiff, |) |
| | |) |
| vs. | |) No. 2053-Law. ✓ |
| | |) |
| C. R. HUNTER, ET AL, | Defendants. |) |

O R D E R

Upon application of Paul Avis administrator of the estate of O. S. Hopping deceased, it is ordered that time to answer the petition of plaintiff is extended until December 10th, 1935.

F. E. KENNAMER
JUDGE.

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

Court adjourned to December 2, 1935.

On this 2nd day of December, 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 WITHIN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA

| | | |
|---------------------------|------------|--------------------------|
| United States of America, | Plaintiff, |) |
| | |) |
| vs. | |) No. 8233 - Criminal. ✓ |
| | |) |
| Lewis Pierce, | Defendant. |) |

O R D E R

Now on this 2nd day of December, 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 Lewis Pierce for a modification of the sentence heretofore, to-wit: on October 3, 1935, imposed upon him, and it appearing to the Court that this defendant had been incarcerated in the Tulsa County jail ninety-four days on the same charge as contained in the within cause before being sentenced herein, and it further appearing to the Court that this defendant's brother died on December 1, 1935, and that the defendant is badly needed at home,

IT IS, THEREFORE, CONSIDERED, ORDERED, ADJUDGED AND DECREED BY THE COURT, that

On this 6th day of December, 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-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 3rd day of December, 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 September, October, and November, 1935, 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 hearing could not be completed in one day.

- (1) U. S. vs. Coleman Hutchinson Peters, et al
- (2) U. S. vs. Ira Brown, et al
- (3) U. S. vs. Gleason Campbell
- (4) U. S. vs. Harry Nuttle
- (5) U. S. vs. Charles Williams, et al
- (6) U. S. vs. Rebe Brown, et al
- (7) U. S. vs. Max Jacobs, et al
- (8) U. S. vs. George Dosh, et al
- (9) U. S. vs. Everett Moore, et al
- (10) U. S. vs. Earl Ray Peel
- (11) U. S. vs. Barney Pitts, et al
- (12) U. S. vs. Harold Smith, et al
- (13) U. S. vs. Williner B. Thompson, et al
- (14) U. S. vs. James Franklin Smith, et al
- (15) U. S. vs. Lewis Soloman
- (16) U. S. vs. Herman V. Haiflich, et al
- (17) U. S. vs. John Williams
- (18) U. S. vs. Murrel Turner, et al
- (19) U. S. vs. Guss Hill
- (20) U. S. vs. Orlan Noteware
- (21) U. S. vs. Edward D. Downs, et al
- (22) U. S. vs. Leonard Vernon, et al
- (23) U. S. vs. Nelson Bertrand
- (24) U. S. vs. Richard Bailey, et al
- (25) U. S. vs. J. E. Yeager
- (26) U. S. vs. Carrol Brockus
- (27) U. S. vs. Willis Evans
- (28) U. S. vs. John Gerald Lynch, et al
- (29) U. S. vs. Berton Smith, et al

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 especially approved and allowed by the Court on this the 3rd day of December, 1935.

F. E. KENNAMER
JUDGE OF THE DISTRICT COURT.

ENDORSED: Filed Dec 6 1935
H. P. Warfield, Clerk
U. S. District Court

Court adjourned to December 10, 1935.

SPECIAL MARCH 1935 TERM

TULSA, OKLAHOMA

TUESDAY, DECEMBER 10, 1935

On this 10th day of December, 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 FOR ADDITIONAL PER DIEM - JOHN R. PEARSON.

STATE OF OKLAHOMA

SS:

COUNTY OF OSAGE

It was impossible to conclude the hearing in each of the following listed cases, included in my account of services for the quarter ending November 30, 1935, in one day because of the absence of material witnesses for the Government, hence two per diems listed:

No. 513, United States vs. Sam Edwards,
No. 515, United States vs. Ralph Rhodes,
No. 517, United States vs. Lafayette Colbaugh,
No. 519, United States vs. Mrs. Floyd Offinger,
No. 524, United States vs. Kelly Gilbert,
No. 525, United States vs. Bud Wallace,
No. 526, United States vs. Bessie Carter,
No. 528, United States vs. Maurice Martin,
No. 532, United States vs. Luther Girard,
No. 533, United States vs. Covell Gilbert,

JOHN R. PEARSON
United States Commissioner for Northern District
of Oklahoma.

Subscribed and sworn to before me this 7th day of December, 1935.

LOUITE FEATHERSTON, Notary Public

SEAL

My commission expires:
Jan 17, 1936.

Two per diems are approved in each of the above listed cases.

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

ENDORSED: Filed Dec 10 1935
H. P. Warfield, Clerk
U. S. District Court

MISCELLANEOUS - ORDER APPROVING ADDITIONAL PER DIEM - F. M. OVERLEES.

For Quarter Ending November 30th, 1935.

The following cases included for quarter ending November 30th, 1935, requiring more than one per diem in order to obtain the facts in the cases

Docket #9 Case Number 1024 U. S. Vs Carnes and Seibolt
Docket #9 Case Number 1030 U. S. Vs Arthur Cox

It was impossible to conclude these case and obtain the facts in one day because it was impossible to obtain the presence of witnesses and hear the evidence for the prosecution of the case the first day.

F. M. OVERLEES
United States Commissioner
Northern District of Oklahoma

Subscribed to before me this 7th day of Dec. 1935.

(SEAL) J. E. HICKEY
Notary Public

My Commissions expires April April 2nd 1939

The extra per Diem in each of the above case as listed is hereby approved.

F. E. KENDAMER
Judge of the United States District
Court, Northern Dist. of Oklahoma.

ENDORSED: Filed Dec 10 1935
H. P. Warfield, Clerk
U. S. District Court

MISCELLANEOUS - ADDITIONAL PER DIEM FOR W. M. SIMMS.

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 ___ day of December, 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 September, October and November, 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 in the court, then 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.

- 2 - United States vs Ernest Bert Carver
- 3 - United States vs Johnny York
- 6 - United States vs. Bruce Carrico
- 8 - United States vs Basil Mays Ince
- 9 - United States vs John Henry Hilliard
- 10 - United States vs Asa Bullard & Irven Clark
- 11 - United States vs Fred Gilman & Clyde Salyer

And two per diems in each of the foregoing cases is hereby specially approved and allowed by the Court on this 10th day of December, 1935.

F. E. KENNAMER
Judge of the District Court

ENDORSED: Filed Dec 10 1935
H. P. Warfield, Clerk
U. S. District Court

MISCELLANEOUS - OATH OF HORACE D. BALLAINE - CONCILIATION COMMISSIONER.

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

OATH OF OFFICE

I, Horace D. Ballaine, do solemnly swear that I will administer justice without respect to persons, and do equal right to the poor and to the rich, and that I will faithfully and impartially discharge and perform all the duties incumbent on me as Conciliation Commissioner, according to the best of my ability and understanding, agreeably to the Constitution and laws of the United States;

SO HELP ME GOD.

HORACE D. BALLAINE

Sworn to and subscribed before me this 7 day of Dec., 1935.

WAYNE L. MCCOY
Notary Public

(SEAL) My commission expires -
My commission expires August 3rd, 1936.

ENDORSED: Filed Dec 10 1935
H. P. Warfield, Clerk
U. S. District Court

MISCELLANEOUS - BOARD OF HORACE D. BALLAINE, CONCILIATION COMMISSIONER.

FORM NO. 69

BOND OF CONCILIATION COMMISSIONERS.

Know all men by these presents: That we Horace D. Ballaine of Cleveland, Oklahoma, as principal, and Katherine B. Frey and Florence Ballaine of Cleveland, Oklahoma, as sureties are held and firmly bound to the United States of America in the sum of Five Hundred dollars, lawful money of the United States, to be paid to the said United States, for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, and administrators, jointly and severally by these presents;

Signed and sealed this 7th day of December, A. D. 1935.

The condition of this obligation is such that whereas the said Horace D. Ballaine has been on the 22nd day of November, A. D. 1935, re-appointed by the Honorable F. E. Kennamer, Judge of the District Court of the United States for the Northern District of Oklahoma, a conciliation commissioner under section 75 of the Bankruptcy Act, in and for the County of Pawnee in said district;

Now ehterefore, if the said Horace D. Ballaine shall well and faithfully discharge and perform all the duties pertaining to the said office of conciliation commissioner, then this obligation to be void; otherwise to remain in full force and virtue.

Signed and sealed in the presence of:

HORACE D. BALLAINE (L.S.)
KATHARINE B. FREY (L.S.)
FLORENCE BALLAINE (L.S.)
_____ (L.S.)

Witness: W. L. McCoy

Approved this 10th day of Dec., 1935.

F. E. KENNAMER
DISTRICT JUDGE.

ENDORSED: Filed Dec 10 1935
H. P. Warfield, Clerk
U. S. District Court

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

Gladys D. Shira, Plaintiff,)

vs.)

New York Life Insurance Company, a corporation, Defendant.)

No. Law 2136

O R D E R

NOW, on this 10th day of December, 1935, the court having considered the application of the defendant herein for additional time within which to file its reply brief to the brief of the plaintiff herein on the question raised by the defendant's demurrer to the plaintiff's amended petition, the court is of the opinion that same should be granted.

IT IS, THEREFORE, by the court hereby ordered that the defendant, New York Life Insurance Company, a corporation, have to and until February 1, 1936, in which to file its reply

part of the records in the above case. Probation of Burton E. Queen revoked and defendant sentenced to 2 years at El Reno.

F. E. KENNAMER

ENDORSED: Filed Dec 12 1935
H. P. Warfield, Clerk
U. S. District Court

Court adjourned to December 14, 1935.

On this 14th day of December, 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. 8250 - Criminal. |
| | |) |
| JEAN TIGARE, | Defendant. |) |

Now on this 14th day of December, A. D. 1935, comes the United States Attorney, representing the Government herein and the Defendant Jean Tigare 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. 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:
Count One: Four (4) Months
Count Two: Four (4) Months. Said sentence of confinement in Count Two shall run concurrent with the sentence in Count One.

Court adjourned to December 17, 1935.

On this 17th day of December, 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:

IT IS ORDERED that, in addition to the transcript of the record of appeal in this action, the Clerk of this court transmit to the Clerk of the United States Circuit Court of Appeals for the Tenth Circuit, defendants' Exhibit I, so referred to and described in the bill of exceptions, to be by him safely kept and returned to this court upon the final determination in this action in said United States Circuit Court of Appeals for the Tenth Circuit.

Dated this the 17th day of December, A. D. 1935.

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

ENDORSED: Filed Dec 17 1935
H. P. Warfield, Clerk
U. S. District Court ME

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

REX WATKINSON, Receiver of Exchange)
National Company, a Corporation,) Plaintiff,)
) No. 2019 Law. ✓
-vs-)
)
FAULKNER C. BROACH, et al.,) Defendants.)

O R D E R

For good cause shown defendant Virgil P. Lary is hereby granted leave of Court to file his answer to the amended petition filed herein by the plaintiff, instantler.

Dated this 14th day of December, 1935.

F. E. KENNAMER
Judge.

ENDORSED: Filed Dec 17 1935
H. P. Warfield, Clerk
Clerk U. S. District Court

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

Tulsa Steel Corporation, et al,) Plaintiff,)
)
vs.) No. 2193 Law ✓
)
Oklahoma Power and Water Co.,) Defendant.)

O R D E R

On application of the defendant, Oklahoma Power and Water Company, and for good cause shown, said defendant is hereby granted an extension of time of 30 days from December 13, 1935, within which to plead in the above entitled cause.

Dated this 13th day of December, 1935.

O.K. KLEINSCHMIDT & JOHNSON Attorneys for Plaintiff. F. E. KENNAMER
ENDORSED: Filed Dec 17 1935 Judge.
H. P. Warfield, Clerk
U. S. District Court

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

| | | |
|--|------------|-----------------|
| Willie Buffalo, | Plaintiff, |) |
| | |) |
| vs. | |) No. 2194 Law. |
| | |) |
| United States Fidelity and Guaranty Company, | Defendant. |) |

ORDER EXTENDING TIME FOR DOCKETING APPEAL

The plaintiff herein having heretofore filed herein his Petition for Appeal and Assignments of Error and the appeal having been allowed by this court and a Waiver of Citation dated November 19, 1935 was filed herein, and it being made to appear to this court that the plaintiff herein is a full blood Indian and requires time within which to secure the necessary orders for the procurement of funds for record and docketing appeal, for good cause it is ordered by the court that the time usually allotted for preparing record and docketing appeals, be enlarged in this cause to permit plaintiff to and including February 15, 1936 within which to secure the preparation of record and to lodge and docket such appeal in the U. S. Circuit Court of Appeals for the Tenth Circuit.

Dated this the 17th day of December, 1935.

F. E. KENNAUER
District Judge.

Dec. 16, 1935.
No objection to order
RAY McNAUGHTON, Atty for U.S.F. & G. Co. Deft.

ENDORSED: Filed Dec 17 1935
H. P. Warfield, Clerk
U. S. District Court

| | | |
|---|------------|-------------------|
| BIRDIE NEWTON, ADEK. ESTATE OF HENRY NEWTON, DEC'D., | Plaintiff, |) |
| | |) |
| vs. | |) No. 2214 - Law. |
| | |) |
| DAVIS BIG CHIEF MINING CO., | Defendant. |) |

Now on this 17th day of December, A. D. 1935, it is ordered by the Court that depositions herein be taken as per agreement.

| | | |
|-------------------------------|-------------|-------------------|
| SARAH R. SMITH, | Plaintiff, |) |
| | |) |
| vs. | |) No. 2228 - Law. |
| | |) |
| NEW YORK LIFE INS. CO. ET AL, | Defendants. |) |

Now on this 17th day of December, A. D. 1935, attorney for Plaintiff states in open Court that in paragraph 10 he does not seek to establish total incompetency but fraud, concealment and weakened condition. And thereafter, it is ordered by the Court, upon that statement, motion of Defendant to make definite and certain is overruled to the amended petition. Defendant given ten days to plead or twenty to answer, all as per journal entry to be filed.
Court adjourned to December 19, 1935.

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

| | | |
|---|-------------|---|
| REX WATKINSON, Receiver Exchange Nt'l Co. a corp., | Plaintiff, |) |
| vs. | |) |
| DAN ROODS, et al., | Defendants. |) |

No. 2018 Law

| | | |
|---|------------|---|
| REX WATKINSON, Receiver Exchange Nt'l Co. a corp., | Plaintiff, |) |
| vs. | |) |
| DAN ROODS, et al., | Defendants |) |

No. 2019 Law

| | | |
|---|-------------|---|
| REX WATKINSON, Receiver Exchange Nt'l Co. a corp., | Plaintiff, |) |
| vs. | |) |
| DAN ROODS, et al., | Defendants. |) |

No. 2020 Law

"O R D E R"

FOR GOOD CAUSE SHOWN, the defendant Dan Roods is hereby given and granted 15 days additional time or until and including the 18th day of December 1935 within which to file answer in this cause, not to be in default during said time.

The Clerk is hereby ordered and directed to enter this Order in each of the above captioned causes.

F. E. KENAMER
J U D G E

ENDORSED: Filed Dec 19 1935
H. P. Warfield, Clerk
U. S. District Court

Court adjourned to December 21, 1935.

On this 21st day of December, 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. Kenamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.
C. E. Bailey, United States District 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 21st day of December, A. D. 1935, it being made satisfactorily to appear that W. C. Franklin is qualified for admission to the Bar of this Court, the oath prescribed by the Court is administered and said Attorney is declared admitted to the Bar of this Court.

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

| | | |
|------------------------------|-------------|---------------------------|
| United States of America, | Plaintiff, |) |
| | |) |
| vs. | |) Miscellaneous Criminal. |
| | |) |
| Marie Darlene Lynch, et al., | Defendants. |) |

ORDER OF COURT

Now on this 21st day of December, the same being one of the regular judicial days of the Special March A. D. 1935 Term of said Court, this matter comes before the court upon application of the United States Marshal for an order allowing the payment of guard hire herein to Thomas R. Gilbert for a period of fourteen days, to-wit: from December 7, to December 20, inclusive and to Fred McLaughlin for a period of fourteen days, to-wit: from December 8, to December 21, inclusive, at the rate of \$4.50 per day each, and it appearing to the court that the above named defendant, to-wit, Marie Darlene Lynch is charged with violation of the Harrison Anti-Narcotic Act and was committed to jail by the United States Commissioner on November 23, 1935, upon failure to make bond, to await the action of the United States Grand Jury, and it further appearing to the court that while said prisoner was confined in said jail under said commitment that she became ill and hospitalization was necessary in order to conserve the life of said prisoner,

IT IS THEREFORE ORDERED BY THE COURT that the United States Marshal for said District be, and he is hereby authorized to make payment in the total amount of \$126.00 for guard hire in the above entitled case.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Dec 21 1935
H. F. Warfield, Clerk
U. S. District Court

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

| | | |
|---------------------------|------------|----------------------|
| United States of America, | Plaintiff |) |
| | |) |
| vs. | |) No. 8195 Criminal. |
| | |) |
| Henry C. Bridwell, | Defendant. |) |

ORDER MODIFYING SENTENCE

Now on this 20th day of December, one of the regular judicial days of the Special March A. D. 1935 Term of said court, at Tulsa, Oklahoma, this matter being presented on application of the defendant for modification of his sentence for the reason that defendant's wife is in very ill health and his family in destitute circumstances; and the court being fully advised in the premises, finds that on October 3, 1935, defendant entered a plea of guilty to three counts of an indictment charging violation of Section 317, Title 18, U.S.C.A., which involved postal irregularities, and a sentence of five months was imposed under Counts 1 and 2, to run concurrent, defendant being given a period of two years probation under Count 3, and after due consideration the court finds that said application for modification should be granted.

IT IS THEREFORE ORDERED BY THE COURT THAT the sentence of five months, imposed on October 3, 1935, be, and the same is hereby modified to eighty days, and the United States Marshal

adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.
C. E. Bailey, United States District 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 THE STATE OF OKLAHOMA.

Petroleum Refractionary Corporation,)
Plaintiff,)
vs.) At Law No. 1938. ✓
Kendrick Oil Company,)
Defendant.)

JOURNAL ENTRY OF JUDGMENT

This cause coming on for final hearing on this the 31th day of September, 1938, before the Honorable F. E. Kennamer, pursuant to stipulation of the parties in writing waiving a jury filed herein, under Section 773 of Title 28 of the United States Code;

and the Court having heard all of the evidence, and the argument of counsel, and being fully advised in the premises, finds all of the issues against the defendant and in favor of the plaintiff and assesses the amount of the plaintiff's damages in the sum of five thousand two hundred thirty two and 21/100 (\$5,232.21) Dollars.

IT IS THEREFORE ORDERED, CONSIDERED AND ADJUDGED, that the plaintiff is to have and recover of the defendant the sum of five thousand two hundred thirty two and 21/100 (\$5,232.21) Dollars, with interest at the rate of six percent (6%) from the date hereof and costs, for all of which no execution issue.

Done in open court on this the 31th day of September, A. D. 1938.

F. E. KENNAMER
District Judge.

ENDORSED: Filed Dec 24 1938
H. P. Warfield, Clerk
U. S. District Court

United States of America,)
Plaintiff,)
vs.) No. 2032 - 1938. ✓
John W. Pitt,)
Defendant.)

On the 24th day of December, A. D. 1938, the Court ordered that the defendant herein be granted thirty (30) days additional time in which to file a motion.

UNITED STATES OF AMERICA, Plaintiff,)
-vs-) No. 2225 - Law. ✓
JOHN BROTT, Defendant.

Now on this 24th day of December, A. D. 1935 it is ordered by the Court that Defendant be granted thirty (30) days additional time in which to plead herein.

Court adjourned to December 30, 1935.

On this 30th day of December, A. D. 1935, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March Term at Tulsa, met pursuant to adjournment, Hon. F. E. KENNEMER, Judge, present and presiding.

H. I. WATFIELD, Clerk, U. S. District Court.
C. E. BELLING, United States Attorney.
John A. Lewis, 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 GRAND JURY ✓

On this 30th day of December, A. D. 1935, it is ordered by the Court, that there be publicly drawn by the Marshal of the Northern District of Oklahoma, or one of his deputies, in the presence of the Clerk, or one of his deputies, in accordance with law and the rules of this Court, the names of twenty-three (23) persons, good and lawful men, from said District, duly qualified to serve as Grand Jurors at the Regular January 1936 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 Marshal to summon by Registered Mail said Grand Jurors, drawn as aforesaid, to be and appear before said Court, to be held in Tulsa, Oklahoma, in the Northern District of Oklahoma, on Monday, the 13th day of January, 1936, at 9 o'clock A.M., then and there to serve as Grand Jurors of the United States in and for said District at the Regular January 1936 Term of said Court.

F. E. KENNEMER
U. S. District Judge.

FILED: Filed Dec 31 1935
H. I. WATFIELD, Clerk
U. S. District Court

Court adjourned to December 31, 1935.

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

United States of America, Plaintiff,)

vs.)

Joseph S. Kennedy, S. G. Kennedy, Trustee)
and E. A. Leahy and H. H. Mandy, administra-)
tors of the Estate of T. J. Leahy, deceased,)
Defendants.)

No. 1938 Law ✓

United States of America, Plaintiff,)

vs.)

Joseph S. Kennedy, S. G. Kennedy, Trustee, and E. A.)
Leahy, and H. H. Mandy, Administrators of Estate)
of T. J. Leahy, deceased, Defendants.)

No. 1993 Law ✓

ORDER ALLOWING APPEAL

The above named plaintiff, the United States of America, having duly served and filed its Notice of Appeal, Assignments of Error and Petition for Appeal, the prayer of said plaintiff in its said petition for appeal is hereby granted, and, accordingly,

IT IS HEREBY ORDERED, that the appeal of said plaintiff, the United States of America, from the judgments on the second causes of action be and the same is hereby allowed in the above cases to the United States Circuit Court of Appeals for the Tenth Circuit.

Dated this 31st day of December, 1938.

F. E. KENNEDY
JUDGE

AT TEST:

CLERK

Due service of the foregoing Order Allowing Appeal, by copy, is hereby acknowledged this 31st day of December.

M. A. GIBSON J. H. MAXEY WILBUR J.
HOLLIMAN
Attorneys for Defendants, E. A. Leahy
and H. H. Mandy Administrators of Estate
of T. J. Leahy, Deceased.

RECORDED: Filed Dec 31 1938
H. P. Warfield, Clerk
U. S. District Court

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

United States of America, Plaintiff,)

vs.)

Joseph E. Kennedy, S. G. Kennedy, Trustee, and
E. A. Leahy and H. H. Mundy, Administrators of
the Estate of T. J. Leahy, Deceased, Defendants.)

No. 1936 Law

United States of America, Plaintiff,)

vs.)

Minnie Kennedy, S. G. Kennedy, Trustee, and
E. A. Leahy and H. H. Mundy, Administrators of
the Estate of T. J. Leahy, Deceased, Defendants.)

No. 1993 Law

ORDER APPROVING STIPULATION AS TO COMMENTS OF TRANSCRIPT ON APPEAL

Pursuant to the stipulation heretofore entered into between the parties hereto, through their respective attorneys of record, in connection with the appeal from the judgments on the second causes of action in the above entitled cases, said stipulation being attached hereto, and the Court having been duly advised in the matter

IT IS THEREFORE ORDERED, that said stipulation be and the same is hereby approved, and that the attached statement, pleadings, orders, judgments and docket entries, with the stipulation of the parties, be, and the same is hereby settled and allowed as the record or settled case on appeal from the judgments on the second causes of action in these cases.

Dated this 31st day of December, 1935.

F. E. KENNAMER
District Judge

ENDORSED: Filed Dec 31 1935
H. F. Warfield, Clerk
U. S. District Court

Court adjourned to January 2, 1936.

On this 2nd day of January, A. D. 1936, 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: