



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

J. B. Arnold, Plaintiff, )  
vs. ) No. 2584 - Law.  
Empire Oil and Refining )  
Company, a corporation, Defendants. )

JOURNAL ENTRY

Now upon the 21st day of March, 1938, court being in due and legal session this case comes on for hearing upon the Demurrer of defendant Cities Service Oil Company to the Petition of plaintiff, and the Court having heard arguments of counsel for plaintiff and defendant and being fully advised does overrule said Demurrer, the defendant duly excepting. Thereupon, the Court further orders that defendant be given twenty (20) days from this date in which to Answer.

F. E. KENNAMER  
Judge

O.K. A. S. SANDS & A. B. CAMPBELL  
Attorneys for Plaintiff  
O.K. S. N. HAWKES  
Attorney for defendant

ENDORSED: Filed Apr 14 1938  
H. P. Warfield, Clerk  
U. S. District Court ME

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

Frank Owen, Plaintiff, )  
vs. ) No. 2589 Law.  
R. J. Tuthill, Defendant. )

ORDER OF DISMISSAL

Now on this 14th day of April, 1938, this matter coming on for hearing upon the dismissal of the action filed herein by the plaintiff; and it being made to appear to the court that all of the matters and things in controversy herein have been fully settled and determined by the parties, and that the defendant has consented to and approved the dismissal of this cause; and the Court being fully advised in the premises, IT IS ORDERED AND ADJUDGED that this cause be, and it is hereby, dismissed, with prejudice to any future action in the premises.

O.K. N. A. GIBON

F. E. KENNAMER  
JUDGE

ENDORSED: Filed Apr 14 1938  
H. P. Warfield, Clerk  
U. S. District Court ME

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Court adjourned to April 18, 1938.





NO. 8934 Cr. Cont'd.

HARRY STEIN

JUDGMENT AND COMMITMENT

(CAPTION OMITTED)

On this 18th day of April, 1938, came the United States Attorney, and the defendant Harry Stein appearing in proper person and C. A. Warren attorney, and

The defendant having been convicted on verdict of guilty of the offense charged in the Indictment in the above-entitled cause to wit: Count 1, Conspiracy to engage in the business of distilling whiskey unlawfully; Count 2, Conspiracy to carry on a wholesale liquor business without paying special taxes thereon; motion for new trial on this count being sustained this date; IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the Reformatory type to be designated by the Attorney General or his authorized representative for the period of

Count One - One (1) Year and One (1) Day, and pay a fine unto the United States in the sum of One thousand (\$1,000.00) Dollars,

and that said defendant be further imprisoned until payment of said fine, or until said defendant is otherwise discharged as provided by law.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

ALFRED P. MURRAH  
JUDGE

APPROVED: PAUL O. SIMMS  
Assistant U. S. Attorney

HERBERT BEAN

It is ordered by the Court that Herbert Bean be placed on probation for the period of One (1) Year during good behavior or until the further order of the Court, upon motion of the U. S. Attorney.

It is further ordered by the Court that defendants Lew Wilder and Harry Stein be granted a period of ten (10) days to make supersedeas bonds and to stand on present bonds temporarily. It is further ordered by the Court that judgment and sentence as to other defendants be deferred to October 3, 1938. (A.P.M. Judge).

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UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		)
		)
		) No. 9036 - Criminal.
ABRAM ARCHER and THOMAS BUCKLEY ARCHER,		)
co-partners trading as ARCHER PRODUCE		)
COMPANY,	Defendants.	)

Now on this 18th day of April, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendants Abram Archer and Thomas Buckley Archer appearing in person. The Defendants are each arraigned and each Defendant is represented by counsel, Mr. T. A. Chandler. Thereupon, each of said defendants enter a plea of guilty as charged in the Information heretofore filed herein. Thereupon, it is ordered by the Court that judgment and sentence be imposed as follows:

No. 9036 Cr. Cont'd.

Pay a fine unto the United States in the sum of Twenty-five (\$25.00) Dollars and in default thereof, be committed to the custody of the Attorney General of the United States or his authorized representative, for confinement in a County Jail until said fine is paid or until released by due process of law.

(F.E.K. JUDGE)

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BLANCHE WINIFRED HILDT,	Plaintiff,	)
		)
-vs-		) No. 2414 - Law.
		)
UNITED STATES OF AMERICA,	Defendant.	)

Now on this 18th day of April, A. D. 1938, it is ordered by the Court that Petition to reconsider Demurrer herein be and it is hereby taken under advisement. (F.E.K. Judge).

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Court adjourned to April 19, 1938.

On this 19th day of April, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer and Hon. Alfred P. Murrah, Judges, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

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

UNITED STATES OF AMERICA,	PLAINTIFF,	)
		)
VS.		) NO. 8934.
		)
LEW WILDER, ET AL.,	DEFENDANTS.	)

ORDER ALLOWING BAIL

It appearing to the Court that a Notice of Appeal has been filed by the defendant, Lew Wilder, in the office of the Clerk of the United States District Court for the Northern District of Oklahoma, in duplicate, and that a copy of same has been served upon the United States District Attorney for the Northern District of Oklahoma, appealing the above entitled and numbered cause to the United States Circuit Court of Appeals for the Tenth Circuit, and that said appeal operates as a supersedeas; and the defendant, Lew Wilder, is hereby admitted to bail upon furnishing a bond in the penal sum of Three Thousand Dollars (\$3,000.00), conditioned according to law





The notice of intention to appeal;  
The granting of bond for appeal;  
A copy of the appeal bond;  
A copy of the Order extending time, and such other records of the Clerk of  
the Federal Court as may be essential and necessary to the taking of  
this appeal, specifically including the Assignments of Error.

WITNESS my hand as such District Judge this 19th day of April, 1938.

F. E. KENNAMER  
DISTRICT JUDGE FOR THE NORTHERN  
DISTRICT OF OKLAHOMA

ENDORSED: Filed Apr 19 1938  
H. P. Warfield, Clerk  
U. S. District Court EA

R. L. BOND, Plaintiff, )  
) )  
-vs- ) No. 2464 - Law. )  
) )  
TULSA CITY LINES, INC. A CORP., ET AL, ) )  
) Defendants. )

Now on this 19th day of April, A. D. 1938, it is ordered by the Court that Plaintiff  
be granted leave to file supplemental amended motion for a new trial herein within ten (10) days.  
Exceptions allowed. (F.E.K. Judge).

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

John D. Davis, Plaintiff, )  
) )  
vs. ) No. 2483 Law. )  
) )  
United States of America, Defendant. )

O R D E R

Now on this 19th day of April, 1938, this matter coming on before the Court on  
the alternative motion of the plaintiff; plaintiff appearing by his attorney, Ernest R. Brown,  
and the defendant, United States of America, appearing by Whit Y. Mauzy, United States Attorney  
for the Northern District of Oklahoma, and Chester A. Brewer, Assistant United States Attorney  
for said district, and Daniel O. Dillon, Attorney, Department of Justice, and the Court, after  
hearing the argument of counsel, finds that said motion should be overruled.

IT IS THEREFORE THE ORDER AND JUDGMENT of the Court that said motion be, and the  
same is hereby overruled, to which order of the Court the plaintiff, John D. Davis, excepts, and  
exceptions are allowed.

F. E. KENNAMER  
JUDGE

O.K. WHIT Y. MAUZY, United States Attorney  
CHESTER A. BREWER, Assistant United States Attorney  
ERNEST R. BROWN, Attorney for Plaintiff

ENDORSED: Filed Apr 19 1938  
H. P. Warfield, Clerk  
U. S. District Court H

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MRS. R. L. BOND, ET AL, Plaintiffs, )  
 )  
-vs- ) No. 2613 - Law.  
 )  
TULSA CITY LINES, INC. A CORP., ET AL., )  
Defendants. )

Now on this 19th day of April, A. D. 1938, it is ordered by the Court that Demurrer of Defendants stand on arguments made and briefs to be filed herein. Given five (5) days to file Defendants brief. Ten (10) days thereafter for Plaintiff to answer. (F.E.K. Judge)

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Court adjourned to April 21, 1938.

SPECIAL MARCH 1938 TERM TULSA, OKLAHOMA THURSDAY, APRIL 21, 1938

On this 21st day of April, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer and Hon. Alfred P. Murrah, Judges, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

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

ORDER FOR GRAND JURY

On this 21st day of April, A. D. 1938, 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 Thirty (30) persons, good and lawful men, from said District, duly qualified to serve as Grand Jurors at the Special March 1938 Term of this Court, to be held at Tulsa, Oklahoma.

IT IS FURTHER ORDERED by the Court that a writ of Venere Facias be issued out of this Court, in due form as provided by law, commanding the Marshal to summon 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, May 16th, 1938, at the hour of 9 o'clock A.M., then and there to serve as Grand Jurors of the United States in and for said District at the Special March 1938 Term of said Court.

F. E. KENNAMER  
U. S. DISTRICT JUDGE

ENDORSED: Filed Apr 21 1938  
H. P. Warfield, Clerk  
U. S. District Court H

UNITED STATES OF AMERICA, Plaintiff, )  
 )  
-vs- ) No. 8671 - Criminal.  
 )  
WILLIAM R. SEARS, Defendant. )

ORDER OF COURT

Considered and ordered this 21st day of April, 1938, and ordered filed and made a part of the records in the above case. Ordered that William R. Sears be released from further supervision.

F. E. KENNAMER

ENDORSED: Filed Apr 21 1938  
H. P. Warfield, Clerk  
U. S. District Court

UNITED STATES OF AMERICA, Plaintiff, )  
 )  
-vs- ) No. 8684 - Criminal.  
 )  
THOMPSON YOUNG, ET AL, Defendants. )

ORDER OF COURT

Considered and ordered this 21st day of April, 1938, and ordered filed and made a part of the records in the above case. Ordered that Thompson Young be released from further supervision.

F. E. KENNAMER

ENDORSED: Filed Apr 21 1938  
H. P. Warfield, Clerk  
U. S. District Court

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

Edna Spruill, as administratrix of the estate  
of Amo R. Cunningham, deceased, Plaintiff,

vs.

Reserve Loan Life Insurance Company, a corp., I. S.  
Woofter and Bessie Woofter, Defendants. No. 2456

The Fourth National Bank of Tulsa, Oklahoma, and  
J. W. Cunningham brought in on the cross-petition of  
defendants I. S. Woofter and Bessie Woofter, as  
Additional Defendants.

ORDER ENLARGING TIME FOR DOCKETING AND FILING RECORD ON APPEAL

Upon the petition of I. S. Woofter and Bessie Woofter, and for good and sufficient cause shown it is this 21st day of April, 1938,

ORDERED that the time for docketing the above entitled case and filing a transcript of the record therein in the United States Circuit Court of Appeals for the Tenth Circuit, be, and the same hereby is enlarged and extended until and including May 20th, 1938; and that this order of enlargement be filed with the Clerk of the United States Circuit Court of Appeals for the Tenth Circuit.

In Chambers, this 21st day of April, 1938.

F. E. KENNAMER  
UNITED STATES DISTRICT JUDGE

ENDORSED: Filed Apr 21 1938  
H. P. Warfield, Clerk  
U. S. District Court AC

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Court adjourned to April 25, 1938.

SPECIAL MARCH 1938 TERM

TULSA, OKLAHOMA

MONDAY, APRIL 25, 1938

On this 25th day of April, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, 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. 9027 - Criminal.
		)
W. A. MUSGRAVE,	Defendant.	)

Now on this 25th day of April, A. D. 1938, the above styled case is called for trial. The Government is represented by the U. S. Attorney and the Defendant is present in person and by counsel, Frank Leslie. Both sides announce ready for trial and opening statements of counsel are made and all witnesses are sworn in open court. Rule invoked at the request of the Defendant. Thereupon, the Plaintiff introduces evidence and proof with the following witnesses: Pauline Autry, Gladys Lind, Elizabeth Cusenbury. And thereafter, the Plaintiff rests. Thereupon, the Defendant demurs to the evidence introduced by the Plaintiff which demurrer is, by the Court, overruled and exceptions allowed. Thereafter, the Defendant introduces evidence and proof with the following witnesses: W. A. Musgrave, Bill Shelton. And thereafter, the Defendant rests. Plaintiff rests. And thereafter, after being fully advised in the premises, it is ordered by the Court that defendant W. A. Musgrave be and he is hereby adjudged guilty to Counts 1 and 2 as charged. It is further ordered by the Court that judgment and sentence be imposed as follows:

(CAPTION OMITTED)

JUDGMENT AND COMMITMENT

On this 25th day of April, 1938, came the United States Attorney, and the defendant W. A. Musgrave, appearing in proper person and by counsel, Frank Leslie and

The defendant having been convicted on verdict of guilty of the offense charged in the indictment in the above-entitled cause to wit: Mann Act, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the penitentiary type to be designated by the Attorney General or his authorized representative for the period of:

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

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: JOE W. HOWARD Asst. U. S. Atty.  
F. E. KENNAMER  
JUDGE

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

United States of America, Plaintiff, )  
-vs- ) No. 1910 Law.  
Jim Kastl, et al, Defendants. )

ORDER OF JUDGMENT AND APPOINTMENT OF RECEIVER

On this 21st day of April, 1938, this matter comes on for hearing upon the verified motion filed herein by Fred Rowe for a judgment over and against the defendant Jim Kastl and for the appointment of a receiver for the inherited fractional share in the Osage headright owned by the said defendant Jim Kastl; the plaintiff, United States of America, appearing by Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, and Chester A. Brewer, Assistant United States Attorney for said district, and the defendant, Jim Kastl, appearing in person.

The Court finds that the plaintiff obtained judgment against the said Jim Kastl and the movant Fred Rowe and that said judgment was satisfied on December 3, 1936 by the defendant Fred Rowe paying said judgment and which judgment was released on the records of the Clerk's office on February 10, 1937. The Court further finds that the judgment rendered herein on September 24, 1934, was finally paid as aforesaid by the said Fred Rowe, the balance being \$90.00. The Court further finds that on June 29, 1937, the defendant Jim Kastl paid Fred Rowe \$20.00 of said sum and that the defendant Fred Rowe is entitled to judgment over and against the defendant Jim Kastl in the sum of \$70.00, together with interest thereon at the rate of 6% per annum from the 10th day of February, 1937, until paid, and the costs of this action, from which no appeal was taken and the same is absolute and in full force and effect. The Court further finds that the judgment-debtor, Jim Kastl, is a white man who inherited an 89/396ths share in the Osage headright belonging to Helen Kastl, Osage Allottee No. 221, and that said interest is unrestricted property in the hands of the said Jim Kastl and that the quarterly annuity payments derived therefrom by the said Jim Kastl are unrestricted in his hands and are subject to be applied on the judgment recovered herein and that he in open court consented to the appointment of a receiver for said headright and the interest derived from a deposit to his credit in the United States Treasury. The Court further finds, however,



and that the interest to this date is in the sum of \$33.90, and court costs in this cause of action amount to \$46.50;

IT IS THEREFORE THE ORDER of the Court that Jno. P. Logan, United States Marshal for the Northern District of Oklahoma, Receiver herein, pay to D. Gentry, Special Disbursing Agent for the Osage Indian Agency, the sum of \$113.90, the same being \$80.00 principal, and \$33.90 interest; and that he also pay to H. P. Warfield, Clerk of the United States District Court for the Northern District of Oklahoma, the sum of \$46.50, to cover the costs in this cause of action.

F. E. KENNAMER  
JUDGE

O.K. WHIT Y. MAUZY  
United States Attorney

CHESTER A. BREWER  
Assistant United States Attorney

ENDORSED: Filed Apr 25 1938  
H. P. Warfield, Clerk  
U. S. District Court B

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Court adjourned to April 26, 1938.

On this 26th day of April, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, 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

Rosie Bell STAND, Plaintiff, )  
vs. ) No. 2423 Law. J  
The United States of America, Defendant. }

PETITION FOR APPEAL

The above named defendant conceiving itself aggrieved by the judgment of the United States District Court for the Northern District of Oklahoma, made and entered on the 11th day of January, 1938, in the above entitled cause, does hereby appeal from said judgment to the United States Circuit Court of Appeals for the Tenth Circuit for the reasons specified in the Assignment of Errors which is filed herewith, and prays that this appeal may be allowed and that a transcript of the record proceedings and papers upon which said judgment was made, duly authenticated, may be sent to the United States Circuit Court of Appeals for the Tenth



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

Rosie Bell Stand, Plaintiff, )  
vs. ) No. 2423 Law.  
The United States of America, Defendant.

ADDITIONAL ORDER EXTENDING TIME TO FILE BILL OF EXCEPTIONS

Now on this 26th day of April, 1938, for good cause shown, it is ordered that the defendant in the above entitled case be and it is granted 60 days from this date to file its bill of exceptions in said cause.

F. E. KENNAMER  
UNITED STATES DISTRICT JUDGE

ENDORSED: Filed Apr 26 1938  
H. P. Warfield, Clerk  
U. S. District Court EA

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Court adjourned to April 29, 1938.

SPECIAL MARCH 1938 TERM TULSA, OKLAHOMA FRIDAY, APRIL 29, 1938

On this 29th day of April, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March A. D. 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

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

United States of America, Plaintiff, )  
vs. ) Miscellaneous Criminal.  
Mrs. Hayes Little Bear, Defendant. )

ORDER REDUCING BOND OF DEFENDANT

Now on this 29th day of April, A. D. 1938, comes the defendant, Mrs. Hayes Little Bear, showing to the court that she is now incarcerated in custody of the United States Marshal on a charge filed before John R. Pearson, United States Commissioner at Pawhuska, Oklahoma, for violation of the Harrison Anti-Narcotic Acts, and in default of bond set by said U. S. Commissioner in the sum of three thousand dollars; that defendant is unable to make bond in said sum of three thousand dollars and moves the court to reduce same to the sum of one thousand dollars, and the court being well and sufficiently advised in the premises, finds that said motion should be granted.



UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 8848 - Criminal. ✓  
DAISY MEDLEY, Defendant. )

(CAPTION OMITTED) JUDGMENT AND COMMITMENT

On the 6th day of December, 1937, came the United States Attorney, and the defendant, Daisy Medley, appearing in proper person, and by counsel, J. M. Hill, and

The defendant having been convicted on plea of guilty of the offense charged in the Indictment in the above-entitled cause to wit: Possession of untax paid liquor with intent to sell; IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of Industrial type for Women to be designated by the Attorney General or his authorized representative for the period of:

Count One - Fifteen (15) Months  
Count Two - Dismissed on Motion of Assistant United States District Attorney

IT IS FURTHER ORDERED that the defendant, Daisy Medley, be and she is hereby probated on Count One (1) for a period of Fifteen (15) Months, and

NOW on this 29th day of April, 1938, it being shown to the Court that the defendant Daisy Medley, has violated the terms and conditions of said probation, IT IS BY THE COURT

ORDERED AND ADJUDGED that the Order of Probation entered herein on the 6th day of December, 1937, be and it is hereby terminated and the defendant is hereby ordered committed to the custody of the Attorney General for the execution of the sentence heretofore imposed.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: PAUL O. SIMMS  
Assistant U. S. Attorney

F. E. KENNAMER  
JUDGE

UNITED STATES OF AMERICA, Plaintiff, )  
-vs- ) No. 8890 - Criminal. ✓  
T. A. LANHAM, Defendant. )

(CAPTION OMITTED) JUDGMENT AND COMMITMENT

On this 29th day of April, 1938, came the United States Attorney, and the defendant, T. A. Lanham, appearing in proper person, and

The defendant having been convicted on his plea of guilty of the offense charged in the Indictment in the above-entitled cause, to wit: On November 1, 1937, for possession of unregistered still and untax paid liquor in the Indian Country and having been placed on probation for a period of Fifteen (15) Months during good behavior,

It now being shown to the Court that said defendant has violated the terms and conditions of said probation, IT IS BY THE COURT

ORDERED AND ADJUDGED that the order of probation be terminated and the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the County Jail type to be designated by the Attorney General or his authorized representative for the period of:

Count Two - Sixty (60) Days

IT IS FURTHER ORDERED that the defendant, T. A. Lanham, be and he is hereby probated on Count One (1) for a period of Two (2) Years, during good behavior or until the further order of the Court.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: JOE W. HOWARD  
Assistant U. S. Attorney

F. E. KENNAMER  
JUDGE.

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Court adjourned to May 2, 1938.

SPECIAL MARCH 1938 TERM TULSA, OKLAHOMA MONDAY, MAY 2, 1938

On this 2nd day of May, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

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

ELMA ROGERS, WHITE,	Plaintiff,	)
		)
vs.		)
		)
THE TEXAS COMPANY, a Corporation,		)
HENDERSON OIL COMPANY, a Corporation,		)
and T. R. McSPADEN,	Defendants,	)
		)
UNITED STATES OF AMERICA,	Intervenor.	)

O R D E R

This matter coming on for hearing this 2nd day of May, 1938 on the application of the parties for a dismissal of said cause and the court being fully advised in the premises finds that said cause has been compromised and settled and that said cause should be dismissed with prejudice as to the Texas Company, a Corporation, and the Henderson Oil Company, a Corporation and should be dismissed without prejudice as to T. R. McSpadden.



IT IS THEREFORE, Considered, ordered, adjudged and decreed by the Court that said Motion be and the same is hereby overruled, to which the defendant, The National Refining Company, excepted and excepts.

The defendant is hereby given ten days to further plead herein.

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

ENDORSED: Filed May 3 1938  
H. P. Warfield, Clerk  
U. S. District Court H

UNITED STATES OF AMERICA, Plaintiff, )  
-vs- ) No. 2572 - Law.  
THE NATIONAL REFINING COMPANY, Defendant. )

Now on this 3rd day of May, A. D. 1938, it is ordered by the Court that motion to strike out redundant and irrelevant matter in amended bill of the Defendant be submitted on arguments heretofore made in similar case. (F.E.K. Judge).

GEORGE F. BELL, Plaintiff, )  
-vs- ) No. 2593 - Law.  
AMERICAN STEEL & WIRE CO., Defendant. )

Now on this 3rd day of May, A. D. 1938, it is ordered by the Court that leave be granted Defendant to file amended demurrer herein. Demurrer to stand on briefs. Given twenty (20) days to file movant's brief. Fifteen (15) days to file reply brief. (F.E.K. Judge).

FLOYD B. COPE, Plaintiff, )  
-vs- ) No. 2595 - Law.  
THE NATIONAL CASH REGISTER CO., Defendant. )

Now on this 3rd day of May, A.D. 1938, it is ordered by the Court that Defendant's motion to require Plaintiff to elect and strike be and it is hereby sustained. Defendant given fifteen (15) days to answer first cause of action. Exceptions allowed. (F. E. K. Judge).

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

FLORENCE MARIE BARNETT,  
 et al., )  
 Plaintiffs, )  
 vs. ) No. 2611 Law.  
 THE PURE OIL COMPANY, a )  
 corporation, )  
 Defendant. )

O R D E R

NOW, on this 3rd day of May, 1938, there came on for hearing motion of the defendant to require the plaintiffs' to make their petition more definite and certain, and the court being fully advised finds that said motion should be sustained.

IT IS THEREFORE CONSIDERED, ORDERED and ADJUDGED by the court that motion to make more definite and certain be, and the same is hereby, sustained, and plaintiffs are given ten days from this date within which to file amended petition, and defendant is given 20 days thereafter to plead.

F. E. KENNAMER  
 UNITED STATES DISTRICT JUDGE

ENDORSED: Filed May 4 1938  
 H. P. Warfield, Clerk  
 U. S. District Court

E. D. STUART, )  
 Plaintiff, )  
 vs. ) No. 2616 - Law.  
 SOUTHWESTERN STATES TELEPHONE CO. )  
 ET AL, CORPORATIONS, )  
 Defendants. )

Now on this 3rd day of May, A. D. 1938, it is ordered by the Court that hearing on demurrer and motion to make more definite and certain be and it is hereby stricken from the motion docket of this date. Case to be dismissed at the cost of the defendants. (F.E.K.)

ELEANOR A. SMITH, )  
 Plaintiff, )  
 -vs- ) No. 2618 - Law.  
 THE UNION CENTRAL LIFE INS. CO. OF CIN- )  
 CINNATI, OHIO, )  
 Defendant. )

Now on this 3rd day of May, A. D. 1938, it is ordered by the Court that Defendant's motion to strike and make more definite and certain Plaintiff's petition be and it is hereby sustained as to the first two grounds. Given ten (10) days to amend. Fifteen (15) days to plead and twenty (20) days to answer. Exception allowed. (F.E.K. Judge).

IN THE FEDERAL COURT OF THE NORTHERN DISTRICT OF OKLAHOMA.

George Spencer, Plaintiff, )  
Vs. ) No. 2628 Law.  
Missouri-Kansas-Texas Ry. Co., Defendant. )

JOURNAL ENTRY

Now on this the 3rd day of May, 1938, this matter came on to be heard upon the Motion heretofore filed herein to require said Plaintiff to make his Petition more definite and certain, and said motion being reached in its regular order, the Court proceeded to hear same, and after hearing argument on behalf of said defendant and being fully advised in the premises and upon due consideration thereof, finds that said Motion of the Defendants, Missouri-Kansas-Texas Ry. Co., is not well taken and should be overruled.

It is therefore by the Court ordered and adjudged and decreed that said Motion be and the same is hereby overruled, to which rulling of the Court the Defendant then and there excepted and said exceptions are allowed; and the defendant is hereby given fifteen days in which to pleade further or twenty days from this date in which to file an answer.

F. E. KENNAMER

ENDORSED: Filed May 3 1938  
H. P. Warfield, Clerk  
U. S. District Court H

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LEM BENNETT, Plaintiff, )  
-vs- ) No. 2629 - Law.  
THE TRAVELERS INS. CO. ET AL, Defendants. )

Now on this 3rd day of May, A. D. 1938, it is ordered by the Court that hearing on motions of Defendants to strike parts of Plaintiff's petition be and they are hereby passed. It is further ordered by the Court that Defendants be directed to submit original insurance policy within fifteen days and furnish correct copies. Plaintiff given ten days thereafter to attach copy to petition. Thereupon, it is ordered by the Court that motions to make more definite and certain be and they are hereby overruled in part. It is further ordered that further ruling on motions to make more definite and certain be and they are hereby passed. Exceptions allowed. (F.E.K. JUDGE).

V. D. LAWMASTER,	Plaintiff,	)	
		)	
vs.		)	No. 2633 - Law.
		)	
O. R. HOWARD, et al,	Defendants.	)	

Now on this 3rd day of May, A. D. 1938, it is ordered by the Court that case be dismissed without prejudice as to Duffield and Howard Oil Company, on motion of Plaintiff. It is further ordered by the Court that Motion of Plaintiff to remand be and it is hereby overruled. It is further ordered that Petition to stand amended by interlineation that Plaintiff was employee of O. R. Howard. And thereafter, Demurrer of Trustees of Duffield and Howard Oil Company is withdrawn. And thereafter, it is ordered by the Court that Demurrer of Defendant O. R. Howard be and it is hereby overruled. Given twenty days to answer. Exceptions allowed.

F. E. KENNAMER, JUDGE.

A. McVAY,	Plaintiff,	)	
		)	
-vs-		)	No. 2644 - Law.
		)	
MUTUAL BENEFIT HEALTH & ACCIDENT ASS'N., OF OMAHA, NEB, ET AL,	Defendants.	)	

Now on this 3rd day of May, A. D. 1938, it is ordered by the Court that motion of Plaintiff to remand to stand submitted on arguments made and briefs to be filed. Given five (5) days to file briefs. Five (5) days thereafter to file reply briefs. (F.E.K. Judge).

ROSA EARNHART,	Plaintiff,	)	
		)	
-vs-		)	No. 2649 - Law.
		)	
TURMAN OIL CO. A CORP., ET AL,	Defendants.	)	

Now on this 3rd day of May, A. D. 1938, it is ordered by the Court that motion to remand herein stand submitted on briefs to be filed and arguments made. Given two (2) days to file brief. (F.E.K. Judge).

WILLIE EARNHART,	Plaintiff,	)	
		)	
-vs-		)	No. 2650 - Law.
		)	
TURMAN OIL CO. A CORP., ET AL,	Defendants.	)	

Now on this 3rd day of May, A. D. 1938, it is ordered by the Court that motion to remand herein stand submitted on briefs to be filed and arguments made. Given two (2) days to file briefs. (F.E.K. Judge).

T. P. FISHER and ALICE BELL FISHER, a minor )  
by and through her father and next friend, )  
T. P. FISHER, Plaintiffs, ) No. 2651 - Law. ✓  
vs. )  
TURMAN OIL CO. A CORP., ET AL, Defendants. )

Now on this 3rd day of May, A. D. 1938, it is ordered by the Court that motion of Plaintiffs to remand to stand submitted on arguments made and briefs to be filed herein. Given two (2) days to file brief. (F.E.K. Judge).

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Court adjourned to May 4, 1938.

SPECIAL MARCH 1938 term TULSA, OKLAHOMA WEDNESDAY, MAY 4, 1938

On this 4th day of May, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

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

In the Matter of the Appointment of United States  
Commissioner, Vinita, Oklahoma.

O R D E R

Now on this 4th day of May, A. D. 1938, the Court's attention having been called to the fact that the appointment of W. M. Simms, United States Commissioner at Vinita, Oklahoma, expires on this date,

IT IS THEREFORE ORDERED that W. M. Simms, be, and he is hereby re-appointed United States Commissioner at Vinita, Oklahoma, for a term of Four (4) Years, beginning with this date.

F. E. KENNAMER  
UNITED STATES DISTRICT JUDGE  
Northern District of Oklahoma.

ENDORSED: Filed May 4 1938  
H. P. Warfield, Clerk  
U. S. District Court





On this 5th day of May, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, 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

UNITED STATES OF AMERICA,

PLAINTIFF, )

VS. )

LEW WILDER, EVERETT S. COLLINS, HARRY STEIN,  
NOS PICKETT, BEN E. CHANDLER, CURTIS BRUMLEY,  
AMES KNIGHT, JACK ARY, JOHN E. WHITWELL, D. B.  
ONES, CHUM M. HILLIGOSS, MRS. ALICENORRIS,  
HERBERT NORRIS, CLAUDE WEBB, Alias Claude Norris,  
HERBERT BEAN, JESSE E. THOMPSON, L. R. COOK,  
GEORGE JOSEPH and S. P. SMITH, DEFENDANTS.

NO. 8324

ORDER DENYING AND OVERRULING MOTION FOR NEW TRIAL

This cause coming on to be heard on the motion of the defendant, Harry Stein, to set aside the verdict of the jury in finding this defendant guilty under each and both counts of the indictment, and to grant unto this defendant a new trial, and the United States of America being present by its attorney, Whit Mauzy, and the defendant being present by his attorney, C. A. Warren, and the Court having heard the oral argument and considered said motion in open court, is of the opinion that said motion should be overruled and denied insofar as the verdict of the jury finding this defendant guilty under the first count is concerned, and should be sustained so far as to the verdict of the jury finding the defendant guilty under the second count of the indictment is concerned.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED BY THE COURT that the motion for a new trial of the defendant, Harry Stein, be, and is hereby sustained as to the verdict of the jury finding that the defendant guilty under the second count of the indictment and said verdict is hereby set aside insofar as the second count in the indictment is concerned;

IT IS, THEREFORE FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT that the motion for new trial of the defendant, Harry Stein, as to the verdict of the jury finding said defendant guilty under the first count of the indictment is hereby in all things overruled and denied, to which action of the Court said defendant in open court duly excepted.

ALFRED P. MURRAH  
JUDGE OF THE DISTRICT COURT OF  
THE UNITED STATES FOR THE NORTHERN  
DISTRICT OF OKLAHOMA

ENDORSED: Filed May 5 1938  
H. P. Warfield, Clerk  
U. S. District Court H



On this 6th day of May, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

ISCELLANEOUS - OATH OF W. M. SIMMS, U. S. COMMISSIONER.

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

OATH OF OFFICE

I, W. M. Simms, do solemnly swear that I will administer justice without respect to persons and do equal right to the rich and the poor, and that I will faithfully and impartially discharge and perform all the duties incumbent upon me as United States Commissioner, agreeably to the Constitution and Laws of the United States.

I further do solemnly swear that I will support and defend the Constitution of the United States against all enemies, foreign and domestic, that I will bear true faith and allegiance to the same, that I take this obligation freely, without any mental reservation and purpose of evasion, and that I will well and faithfully discharge the duties of the office on which I am about to enter. So Help Me God.

W. M. SIMMS

Subscribed and sworn to before me this 4th day of May, A. D. 1938.

ELLA K. ROGERS  
Notary Public

SEAL)

My commission expires: Jan. 18, 1941

ENDORSED: Filed May 6 1938  
H. P. Warfield, Clerk  
U. S. District Court

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Court adjourned to May 9, 1938.

On this 9th day of May, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court,  
Whit Y. Mauzy, 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 GRAND JURORS.

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

ORDER FOR ADDITIONAL GRAND JURORS

On this 9th day of May, A. D. 1938, it appearing to the Court that the Regular Grand Jury Venire is insufficient on account of illness and non-service, a Special Venire Facias should issue.

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 the law and the rules of this Court, Eight (8) additional persons, good and lawful men, from said District, duly qualified to serve as Grand Jurors at the Special March 1938 Term of this Court to be held in the City of Tulsa, Oklahoma.

IT IS FURTHER ORDERED by the Court that a Special 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 at Tulsa, Oklahoma, in the Northern District of Oklahoma, on Monday, May 16th, 1938, at 9:00 o'clock a.m., then and there to serve as Grand Jurors of the United States for said District at the Special March 1938 Term of said Court.

F. E. KENNAMER  
UNITED STATES DISTRICT JUDGE.

ENDORSED: Filed May 9 1938  
H. P. Warfield, Clerk  
U. S. District Court

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

UNITED STATES OF AMERICA, PLAINTIFF, )

VS. )

LEW WILDER, EVERETT S. COLLINS, HARRY STEIN,  
WENOS PICKETT, BEN E. CHANDLER, CURTIS BRUMLEY,  
JAMES KNIGHT, JACK ARY, JOHN E. WHITWELL, D. B.  
TOMES, CHUM M. HILLIGOSS, MRS. ALICE NORRIS, HERBERT  
NORRIS, CLAUDE WEBB, Alias Claude Norris, HERBERT  
DEAN, JESSE E. THOMPSON, L. R. COOK, GEORGE JOSEPH and  
B. P. SMITH, DEFENDANTS.

NO. 8934.

ORDER DENYING AND OVERRULING MOTION FOR NEW TRIAL

This cause coming on to be heard on this the 19th day of April A. D. 1938.



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

FLOYD B. COPE, Plaintiff, )  
vs. ) No. 2595 Law ✓  
THE NATIONAL CASH REGISTER COMPANY, Defendant. )  
a corporation, )

O R D E R

Now on this 3rd day of May, 1938, came on to be heard the motion of the defendant, The National Cash Register Company, to strike; and the court, being fully advised in the premises, is of the opinion that causes of action numbered two and three of plaintiff's petition should be stricken therefrom.

It is therefore ORDERED that causes of action numbered two and three, be, and are hereby stricken from plaintiff's petition upon motion of the defendant, to which order the plaintiff excepts.

F. E. KENNAMER  
Judge of the United States Court

ENDORSED: Filed May 9 1938  
H. P. Warfield, Clerk  
U. S. District Court B

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

W. I. SOUTHERN, Incorporated, a Plaintiff, )  
corporation )  
vs. ) No. 2631 at Law  
Atlas Life Insurance Company, a Defendant. )  
corporation, )

ORDER REMANDING SAID CAUSE TO THE STATE COURT

Now, on this the 9th day of May, 1938, there coming on for decision the motion of the plaintiff, W. I. Southern, Incorporated, a corporation, praying that said cause be remanded to the State Court, the Court is of the opinion that said motion should be and it is hereby granted.

It is, therefore, by the Court considered and ordered that said cause be and it is hereby remanded to the State Court, from which it was removed.

Witness my hand as Judge, this the 9th day of May, 1938.

APPD. E. J. LUNDY H. R. YOUNG

F. E. KENNAMER  
JUDGE

ENDORSED: Filed May 13 1938  
H. P. Warfield, Clerk  
U. S. District Court EA

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

Ruso Drilling Company, a  
corporation, Plaintiff, )  
vs. ) No. 2640 at Law  
Atlas Life Insurance Company, a corporation,  
Defendant. )

ORDER REMANDING SAID CAUSE TO STATE COURT

Now, on this the 9th day of May, 1938, there coming on for decision the motion of the plaintiff, Ruso Drilling Company, a corporation, praying that said cause be remanded to the State Court, the Court is of the opinion that said motion to remand should be and it is hereby granted.

It is, therefore, by the Court considered and ordered that said cause be and it is hereby remanded to the State Court, from which it was removed.

Witness my hand as Judge, this the 9th day of May, 1938.

F. E. KENNAMER  
JUDGE

APPD: E. J. LUNDY H. R. YOUNG

ENDORSED: Filed May 13 1938  
H. P. Warfield, Clerk  
U. S. District Court EA

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Court adjourned to May 11, 1938

SPECIAL MARCH 1938 term TULSA, OKLAHOMA WEDNESDAY, MAY 11, 1938

On this 11th day of May, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, not pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Maazy, 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. 9000 - Criminal. )  
CLAUD WILLIAMS, ROBERT BROWNING and  
RAYMOND NESTOR, Defendants. )

(CAPTION OMITTED) JUDGMENT AND COMMITMENT

On this 11th day of May, 1938, came the United States Attorney, and the

defendant Raymond Newton appearing in proper person.

The defendant having been convicted on his plea of guilty of the offense charged in the Indictment, in the above-entitled cause to wit: conspiracy to impersonate officers of the United States Government, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the penitentiary type to be designated by the Attorney General or his authorized representative for the period of:

Count One - One (1) Year and One (1) Day  
Count Two - One (1) Year and One (1) Day. Said sentence of confinement in Count Two shall run concurrent to the sentence in Count One.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: JOE W. HOWARD  
Assistant United States Attorney

F. E. KENNAMER  
J U D G E

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

RHODA JOHNSON and SAM JOHNSON Executor  
of Estate of ELLI Kay Deceased, and L. E.  
Hardridge, Administrator of the estate of  
Lucy McNack, deceased, Plaintiffs, No. 2406 Law.  
vs.  
United States of America, Defendant.

ORDER OF EXTENDING TIME

Now on this the 11th day of May, 1938, the plaintiffs in said cause, present their application to the court for an extension of time within which to prepare and file their transcript of record in the Circuit Court of Appeals in this Circuit and the court finds reasonable grounds, hereby grants to said plaintiffs an extension of additional time of 90 days within which to have prepared, approved and filed their record in this cause and to file same in the United States Circuit Court of Appeals.

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

ENDORSED: Filed May 11 1938  
H. P. Verfield, Clerk  
U. S. District Court B

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

Edna Spruill, as administratrix of the  
estate of Awo R. Cunningham, deceased,

Plaintiff,

vs.

Reserve Loan Life Insurance Company, a corp.,  
I. S. Woofter and Bessie Woofter,

Defendants.

No. 2456 Lav.

The Fourth National Bank of Tulsa,  
Oklahoma, and J. W. Cunningham brought  
in on the cross-petition of defendants  
I. S. Woofter and Bessie Woofter, as  
Additional Defendants.

ORDER ENLARGING TIME FOR DOCKETING AND FILE RECORD ON APPEAL

Upon the petition of I. S. Woofter and Bessie Woofter and for good and  
sufficient cause shown it is this 11th day of May, 1938,

ORDERED that the time for docketing the above entitled case and filing a trans-  
cript of the record therein in the United States Circuit Court of Appeals for the Tenth Circuit be,  
and the same hereby is enlarged and extended until and including the 1 day of June, 1938; and that  
this order of enlargement be filed with the Clerk of the United States Circuit Court of Appeals  
for the Tenth Circuit.

In Chambers, this 11 day of May, 1938.

F. E. KENNAMER  
UNITED STATES DISTRICT JUDGE

ENDORSED: Filed May 11 1938  
H. P. Warfield, Clerk  
U. S. District Court ME

EARL D. ALFORD, ADMR. OF ESTATE OF  
MARIE M. WEIDMAN, DEC'D.,

Plaintiff,

-vs-

DAVE McCONNELL, ET AL,

Defendants.

No. 2302 - Lav. ✓

Now on this 11th day of May, A. D. 1938, it is ordered by the Court that  
remurrer of Defendant Maryland Casualty Company be and it is hereby overruled. Exceptions  
allowed. Given twenty (20) days to answer. (F.E.K. Judge).

EARL D. ALFORD, AMR. OF ESTATE OF FREDERICK )  
W. WEIDMAN, DEC'D., ) Plaintiff, )  
 ) No. 2503 - Law. )  
vs. )  
DAVE MCCONNELL, ET AL, ) Defendants. )

Now on this 11th day of May, A. D. 1938, it is ordered by the Court that demurrer of Defendant Maryland Casualty Company be and it is hereby overruled. Exceptions allowed. Given twenty (20) days to answer. (F.E.K. Judge).

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Court adjourned to May 13, 1938

SPECIAL MARCH 1938 TERM TULSA, OKLAHOMA FRIDAY, May 13, 1938

On this 13th day of May, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

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

A. McVAY, Plaintiff )  
vs. )  
Mutual Benefit Health & Accident ) No. 2644 - Law. ✓  
Association of Omaha, Nebraska, )  
a corporation, and Chromium Plating )  
Company, a corporation, Defendants. )

O R D E R

FOR GOOD CAUSE SHOWN, it is hereby ordered that the defendants herein shall have an extension of time until five (5) days after the court has ruled on the motion to remand now pending in this cause within which to plead or answer.

DATED this 13th day of May, 1938.

F. E. KENNAMER  
UNITED STATES DISTRICT JUDGE

ENDORSED: Filed May 13 1938  
H. P. 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. 2647 - Law.
		)
Sixty-nine Gross Rubber Pro-		)
phylactics,	Defendant.	)

ORDER OF CONFISCATION AND DESTRUCTION

Now on this 13th day of May, 1938, this cause coming on for hearing, and the plaintiff, United States of America, appearing by Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, and Chester A. Brewer, Assistant United States Attorney for said district, and the owners of the merchandise involved in this action having consented to the confiscation and destruction of said merchandise, and having paid the costs herein, and it being shown to the Court that on April 13, 1938, petition in libel was filed herein against Sixty-nine Gross Rubber Prophylactics, and it being further shown to the Court that on said date an order for monition and monition was issued against the above described merchandise; and the Court being fully advised in the premises, finds that Sixty-nine Gross Rubber Prophylactics are in an adulterated condition, and that said merchandise is misbranded in violation of food and drugs act, section seven, paragraph two (21 U. S. C.A. 8), and should be confiscated and destroyed;

IT IS THEREFORE THE ORDER of the Court that said Sixty-nine Gross Rubber Prophylactics, now in the custody of the United States Marshal for the Northern District of Oklahoma, be destroyed, and the said United States Marshal is hereby directed and instructed to destroy said merchandise, and to report his doings under this order into this Court within twenty days from the date hereof.

F. E. KENNAMER  
JUDGE

O.K. WHIT Y. MAUZY  
United States Attorney

CHESTER A. BREWER  
Assistant United States Attorney

ENDORSED: Filed May 13 1938  
H. P. Warfield, Clerk  
U. S. District Court

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

ROSA EARNHART,	Plaintiff,	)
		)
vs.		) No. 2649 - L.
		)
TURMAN OIL COMPANY, a corporation and		)
MIDSTATES OIL COMPANY, a corporation, and		)
ELMER RAPE,	Defendants.	)

ORDER REMANDING SUIT TO STATE COURT

The motion of plaintiff to remand this cause to the District Court of Osage County, Oklahoma coming on for hearing this 3rd day of May, 1938, pursuant to regular setting, and the Court having heard the argument of counsel and considering brief filed on behalf of the removing defendant and being fully advised, upon consideration finds, that the motion of the plaintiff to remand this cause to the District Court of Osage County, Oklahoma should be sustained.

IT IS THEREFORE ORDERED that the motion of the plaintiff to remand this case to the District Court of Osage County, Oklahoma be and the same is hereby granted, and this cause be and is hereby remanded to the District Court of Osage County, Oklahoma for further proceedings.

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

ENDORSED: Filed May 19 1938  
H. P. Warfield, Clerk  
U. S. District Court ME

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

WILLIE EARNHART, Plaintiff, )  
vs. )  
TURMAN OIL COMPANY, a corporation, ) No. 2650 - Law. ✓  
MIDSTATES OIL COMPANY, a corporation and )  
ELMER RAPE, Defendants. )

ORDER REMANDING SUIT TO STATE COURT

The motion of plaintiff to remand this cause to the District Court of Osage County, Oklahoma coming on for hearing this 3rd day of May, 1938, pursuant to regular setting, and the Court having heard the argument of counsel and considering brief filed on behalf of the removing defendant and being fully advised, upon consideration finds, that the motion of the plaintiff to remand this cause to the District Court of Osage County, Oklahoma should be sustained.

IT IS THEREFORE ORDERED that the motion of the plaintiff to remand this cause to the District Court of Osage County, Oklahoma be and the same is hereby granted, and this cause be and is hereby remanded to the District Court of Osage County, Oklahoma for further proceedings.

F. E. KENNAMER  
JUDGE OF THE U. S. DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLA.

ENDORSED: Filed May 19 1938  
H. P. Warfield, Clerk  
U. S. District Court ME

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

T. P. FISHER and ALICE BELL FISHER,  
a minor, by and through her father  
and next friend, T. P. Fisher, Plaintiffs,  
vs. No. 2651 - Law. ✓  
TURMAN OIL COMPANY, a corporation, MIDSTATES  
OIL COMPANY, a corporation and ELMER RAPE,  
Defendants.

ORDER REMANDING SUIT TO STATE COURT

The motion of plaintiff to remand this cause to the District Court of Osage County, Oklahoma coming on for hearing this 3rd day of May, 1938, pursuant to regular setting, and the Court having heard the argument of counsel and considering brief filed on behalf of the removing defendant and being fully advised, upon consideration finds, that the motion of the plaintiff to remand this cause to the District Court of Osage County, Oklahoma, should be sustained

IT IS THEREFORE ORDERED that the motion of the plaintiff to remand this case to the District Court of Osage County, Oklahoma, be and the same is hereby granted, and this cause be and is hereby remanded to the District Court of Osage County, Oklahoma, for further proceedings.

F. E. KENNAMER  
JUDGE OF THE U. S. DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLA.

ENDORSED: Filed May 19 1938  
H. P. Warfield, Clerk  
U. S. District Court ME

-----  
Court adjourned to May 16, 1938.

SPECIAL MARCH 1938 TERM TULSA, OKLAHOMA MONDAY, MAY 16, 1938

On this 16th day of May, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, 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 EMPANELEING GRAND JURY.

On this 16th day of June, A. D. 1938, comes the United States Marshal into open Court and makes his return on the Venire heretofore issued out of this court for Grand Jurors for this Special March 1938 Term of Court. Thereupon, on order of the Court, the Clerk calls the names of the Grand Jurors so summoned, as follows:

Ernest Bowersock	W. C. Kates
W. L. Reno	Rufus Cooper
Fred Gregory	P. J. Cashman
Chester A. Holmes	Frank Blasingame
B. L. Blackstock	Robert P arks
B. A. White	Karl J. Moore
Frank Randall	B. H. Jeter
B D. Fallon	John Bell
Wallace Trundle	Emerson Price
S. D. Wheeler	Jim Waller
Roy Tannahill	Ted Crocker
T. O. Longmire	W. A. Brownlee
W. D. Lancaster	Harry Scheer
Chas. A. Mullins	H. M. Sapp
A. R. Ellison	H. N. Walton
Harry Hibbard	C. A. Rogers
Jim McMains	Rex D. Davis
R. M. Burk	Jack Riley
Frank Ackright	S. C. Bickford

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

Wallace Trundle

and of those not served

Roy Tannahill	Frank Blasingame
---------------	------------------

and of those excused for good cause shown

Chester A. Holmes	W. C. Kates
B. A. White	P. J. Cashman
S. D. Wheeler	B. H. Jeter
T. O. Longmire	John Bell
W. D. Lancaster	Ted Crocker
Harry Hibbard	W. A. Brownlee
R. M. Burk	H. M. Sapp

Rex D. Davis

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

Thereupon, the balance of said array of Grand Jurors are sworn by the Clerk upon their Voir Dire and are examined by the Court as to their qualifications.

Thereupon, the Court offers the entire array to any and all persons or their counsel for challenge and no challenge being offered, the Court offers each individual of said array to any and all persons or their counsel for challenge, and no challenge being offered, it is ordered that said array be accepted as the Grand Jury for this Special March Term of Court.

Thereupon, the Court appointed Karl J. Moore as Foreman of the Grand Jury, and

the oath as such is administered to him by the Clerk, and thereupon, the oath is administered to the balance of the Grand Jurors by the Clerk, and the Court instructs the Grand Jury as to their duties and the law, and the Grand Jury retires in charge of a sworn bailiff to their Grand Jury room to consider their presentments.

FILED In Open Court  
May 16, 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.		)	No. 9000 Criminal. ✓
		)	
Robert Browning, et al.,	Defendants.	)	

ORDER OF COURT

Now on this 16th day of May, 1938, it appearing to the court that the above named defendant, Robert Browning, a federal prisoner, is now serving a term of six months in the Tulsa City Jail; that he is a professional donor of blood of type II, which is a very rare type of blood, and it further appearing that said defendant is desirous, on his own free will and accord, of furnishing the necessary blood for a transfusion to Mrs. Ella Wait, a patient now in the Morningside Hospital in Tulsa, Oklahoma, who is badly in need of such transfusion, according to an analysis and statement of Dr. F. E. Woodson, Federal Physician, filed with the United States Marshal on this date.

IT IS THEREFORE ORDERED BY THE COURT that the United States Marshal be, and he is hereby authorized to permit such transfusion of blood, upon obtaining the written consent from said Robert Browning, said transfusion to be under the direct supervision of Dr. F. E. Woodson, Federal Physician, at the Morningside Hospital in Tulsa, Oklahoma, on this the 16th day of May, 1938

F. E. KENNAMER  
JUDGE

ENDORSED: Filed May 16 1938  
H. P. Warfield, Clerk  
U. S. District Court H

JENNIE B. CLAY, ADMX., ETC.,	Plaintiff,	)	
		)	
-vs-		)	No. 2547 - Law. ✓
		)	
SISTERS OF THE SORROWFUL MOTHER, ET AL,	Defendants.	)	

Now on this 16th day of May, A. D. 1938, it is ordered by the Court that Plaintiff's demurrer to separate answer of Sisters of the Sorrowful Mother be and it is hereby sustained. And thereafter, Plaintiff's motion to make answer of Sisters of Sorrowful Mother more definite and certain confessed. It is further ordered by the Court that motion of Plaintiff to make answer of International Petroleum Exposition more definite and certain be and it is hereby overruled. It is further ordered that motion of Plaintiff to make amended answer of Sisters of the Sorrowful Mother more definite and certain overruled; And thereafter, motion of Sisters of the

SPECIAL MARCH 1938 TERM

MONDAY, MAY 16, 1938

Sorrowful Mother to give security for costs is withdrawn. Exceptions allowed. Given ten (10) days to reply. (F.E.K. Judge).

-----

J. P. C. PETROLEUM CORPORATION,	Plaintiff,	)
		)
-vs-		) No. 2612 - Law.
		)
VULCAN STEEL TANK CORPORATION,	Defendant.	)

Now on this 16th day of May, A. D. 1938, it is ordered by the Court that motion of Plaintiff for a bill of particulars be and it is hereby sustained. Exceptions allowed. Given fifteen (15) days to file particulars or amend. Ten (10) days granted thereafter for Plaintiff to answer counterclaim of Defendant. (F.E.K. Judge).

-----

ZERLINE HUNT,	Plaintiff,	)
		)
-vs-		) No. 2625 - Law.
		)
SISTERS OF SORROWFUL MOTHER, a corporation,	Defendant.	)

Now on this 16th day of May, A. D. 1938, it is ordered by the Court that motion of Defendant to quash summons be and it is hereby overruled. Exceptions allowed. Given ten (10) days to plead or fifteen (15) days to answer. (F.E.K. Judge).

-----  
Court adjourned to May 17, 1938.

SPECIAL MARCH 1938 TERM

TULSA, OKLAHOMA

TUESDAY, MAY 17, 1938

On this 17th day of May, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

DOROTHY LAWRENCE, GUARDIAN OF ARVEL LAWRENCE,	Plaintiff,	)
		)
-vs-		) No. 2405 - Law.
		)
UNITED STATES OF AMERICA,	Defendant.	)

Now on this 17th day of May, A. D. 1938, it is ordered by the Court that the Plaintiff have and recover judgment from the Defendant in the amount of \$4,755.96, all as per journal entry to be filed. (F.E.K. Judge).

-----  
Court adjourned to May 19, 1938

On this 19th day of May, A. D. 1938, the District Court of the United States in and for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. J. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, 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 ASSIGNING JUDGE.

UNITED STATES OF AMERICA  
TENTH JUDICIAL CIRCUIT

In my judgment the public interest requires the designation and appointment of a Judge of this Circuit to hold and assist in holding the District Court of the United States for the Northern District of Oklahoma, in place or in aid of the District Judge of that District;

I do, therefore, by these presents designate and appoint the Honorable T. Blake Kennedy, United States District Judge for the District of Wyoming, to hold or assist in holding the District Court of the United States in and for the several divisions of the Northern District of Oklahoma, at the times and places appointed by law for holding said Court, on and from June 1, 1938, until October 1, 1938, both inclusive, in place or in aid of the Honorable Franklin E. Kennamer, United States District Judge for the said Northern District of Oklahoma.

Witness my hand this 17th day of May, A. D. 1938.

ROBT. E. LEWIS  
Senior Circuit Judge

ENDORSED: Filed May 19 1938  
H. P. Warfield, Clerk  
U. S. District Court

MISCELLANEOUS - FIRST AND FINAL RETURN OF GRAND JURY.

On this 19th day of May, A. D. 1938, the Grand Jury returns in open Court Ninety-eight (98) True Bills, each True Bill endorsed by the Foreman of the Grand Jury as a TRUE BILL and signed by the Foreman of the Grand Jury. All true Bills were found with a quorum of 16 members of the Grand Jury, and all True Bills received a vote of not less than 12 members of the Grand Jury. Thereupon, it is ordered by the Court that said True Bills be filed in open Court in the presence of the Grand Jury. Said indictments being as follows, to-wit:

9037	Jack Burgess	2500.00	9045	Theodore A. Lanham	1000.00
9038	Harry Burton	1000.00		Roscoe B. Lanham	1000.00
9039	Roy O. Ford	3000.00		Johnie Dixon	1000.00
9040	Ted Fitzgerald	3000.00	9046	Arthur Pittman	1000.00
9041	Cooper Lee	3000.00	9047	Leslie Reed	1000.00
	Clarence Brooks	1500.00		Fred Dinwittie	1500.00
9042	Flora Frazier	1000.00	9048	Earl R. Swift	1500.00
9043	Fred Gaines	3000.00	9049	Alvin C. Wyse	1000.00
9044	George Hardy	1000.00	9050	Robert E. Adair	1000.00
				James O. Ward	1000.00

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

SPECIAL MARCH 1938 TERM

THURSDAY, MAY 19, 1938

9051.	George Arnold	1000.00	9086	Homer Lee Bartley	4000.00
	Albert Jones alias Asbury			Everett Wayne Bramlett	4000.00
	Jones	1000.00	9087	Thomas H. Bruton	1000.00
9052.	Era O. Britt	1000.00	9088	Thomas J. Barger	1000.00
	Ralph P. Patterson	1000.00	9089	Jack Bruton	1000.00
9053	Arthur Bolinger	1000.00	9090	Alfonzo Criger	4000.00
9054	Joe Carr	1000.00	9091	Ray Casey	1000.00
	Claud Harring	1000.00	9092	Charles Onis Dobson	3500.00
9055	Joseph Downs	1000.00	9093	Charles Dobson	1000.00
9056	John Dean	1500.00	9094	Thomas Lloyd Embry	1000.00
	William Watson	500.00	9095	Charles Fitch	1000.00
	Grant L. Davison	1000.00	9096	Harley L. Finchum	1000.00
	Eddie Durham	1000.00	9097	Reit Frankling Gatlin	2500.00
9057	Levi Gatlin	1000.00	9098	Richard Jones	1000.00
9058	Wallace Albert Gill	1500.00		Albert W. Salisbury	1000.00
9059	Searcy Frazier	2000.00	9099	John Thomas Lane alias Jake	
	John Rowe	1500.00		Lane	4000.00
	Clifton Kimble alias		9100	Ella Mays	500.00
	Cliff Kimble	1000.00	9101	Frank Pennington	1000.00
9060	Searcy Frazier	1500.00		Eddie Wesby	1000.00
9061	Dan Hesson	1000.00		Leonard Mitchell	1000.00
	George W. Graham	1000.00	9102	Ed Parker	1000.00
9062	Elmer Forrest Jackson	3000.00	9103	Albert Steele	500.00
9063	Lucian Hamner alias Cecil			Marlon Simmons	1000.00
	Johnson	3000.00		Savoy Alexander	1000.00
9064	Amos C. Lawyer	1000.00		Tal Alexander	1000.00
9065	Dan McLaughlin	1000.00	9104	John Schultz	1000.00
	Bud J. McLaughlin	1000.00	9105	James M. Woods	1000.00
	Benona F. Whittemore	1000.00	9106	Elmer L. Wells	1000.00
9066	Lester Miller	2000.00	9107	Zelma Irene Webber	3500.00
	Marion F. Catlin	1500.00	9108	Everett Webber	3500.00
	George E. Catlin	1500.00		Zelma Irene Webber	3500.00
9067	Homer Roberts	1000.00	9109	Benny Asher	1000.00
9068	Ed Thomas	1000.00	9110	Jake Blenzer	1000.00
9069	Andrew Wallace, Jr.	500.00	9111	Jewell Benjamin	3000.00
	Urel Venon Ruth	500.00	9112	Bill Castleberry	1000.00
9070	Price Wiggins	1000.00		Bob Castleberrrt	1000.00
	Delva Stokes	1000.00		Ben Griggsby	1000.00
9071	John Brew	5000.00	9113	Berry Cornwell	1500.00
9072	Jim Couffer	1000.00	9114	Seddie H. Hare	1000.00
9073	Clellie W. Ellis	1000.00	9115	Billy C. Hughes	3000.00
9074	Bert Galiger	1000.00	9116	Carl E. Jackson	3000.00
	Fred Demarest	1000.00	9117	Lewis L. Kirk	3000.00
9075	Guy Hill	1000.00	9118	Hayes Little Bear alias	
9076	Olean Jones	1000.00		Hayes Hampton	3500.00
9077	Ora Kays	1500.00		Mae Little Bear	1000.00
9078	Mannie Klinglesmith	1000.00	9119	Bulan Owens	1000.00
9079	L. E. Lampley	1000.00	9120	Odell Sparks alias Joe Dalton	3000.00
9080	J. L. Moles alias Frank		9121	Cullicaiah D. West	1000.00
	Moles, alias Lingle Moles	1000.00		Lee D. West	1000.00
9081	Edgar Rice	4000.00	9122	William Ritchie	1000.00
	James Elias Wilson	4000.00		Kenneth Back	1000.00
9082	Margaret Reynolds	1000.00	9123	Frank Sarahas	3000.00
	Richard Sears	1000.00	9124	Zella Simpson	3000.00
9083	C. W. Smith	1000.00		Clyde Hayes	3000.00
9084	Henry Ward	1000.00	9125	Joseph W. Woods	3000.00
9085	Leonard Ray Armstrong	4000.00	9126	Charles Whitchurch	3000.00
			9127	Hugh Martin McDonald	1000.00
			9128	Walter Frost	1000.00

29	Sam J. Sexson	1000.00	9131	Guy Hicks	1000.00
	Forest J. Sexson	1000.00	9132	John C. Weaver	1000.00
	Hugh Creech	1000.00	9133	Lucian Hamner alias Cecil Johnson	1500.00
30	George S. Jackson	1000.00			
	Lee Roy Branstetter	3000.00	9134	Aurelio Cepeda	3500.00

And it is further ordered by the Court that warrant issue for the arrest of each defendant upon praecipe filed by the United States Attorney.

DORSED: Filed In Open Court  
May 19 1938  
H. P. Warfield, Clerk  
U. S. District Court

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

RE: SPECIAL MARCH A. D. 1938 TERM, U. S. GRAND JURY.

REPORT OF GRAND JURY

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

We have found and do herewith return at this session of the Grand Jury held from May 16, 1938 to May 19, 1938, inclusive, TRUE BILLS in 98 cases.

We have carefully examined approximately 102 witnesses from the Northern District and elsewhere, since that time.

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

WILLIE H. HINDS	JESSE J. ARMSTRONG
CARL SPIES	SHAKESPEARE REASON
MARGUERITE SPIES	MAURICE MARTIN
LELAND PRATER	MARY BRATON
TRIMM, J. W. (alias Wilbur Trimm)	ZACHARIAS THOMPSON
JIMMIE JOHNSTON	GEORGE WILLIAM SEWELL

Respectfully submitted,

HARRY SCHEER	WILLIAM L. RENO
CHARLES A. MULLINS	FRANK RANDALL
BOYD L. BLACKSTOCK	SAMUEL C. BICKFORD
EMERSON N. PRICE	JOHN M. RILEY
ARTHUR R. ELLISON	CHARLES A. RODGERS
FRED E. GREGORY	ROBERT PARKS
NOEL H. WALTON	ERNEST BOWERSOCK
RUFUS COOPER	BEN D. FALLON
JAMES M. WALLTER	

DORSED: Filed In Open Court  
May 19 1938  
H. P. Warfield, Clerk  
U. S. District Court

KARL J. MOORE  
Foreman of the Grand Jury

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

IN RE: SPECIAL MARCH A. D. 1938 TERM, U. S. GRAND JURY.

O R D E R

AND NOW, on this 19th day of May, A. D. 1938, the same being one of the regular judicial days of the Special March A. D. 1938 Term of said Court, sitting at Tulsa, Oklahoma, there comes on for hearing the motion of the United States Attorney, showing to the Court that the Grand Jury sitting in and for the Northern District of Oklahoma, at Tulsa, Oklahoma, concluded its labors for this session of the Grand Jury, beginning May 16, 1938 and ending May 19, 1938, and submits to the Honorable Court its report and, among other things, reports to this Honorable Court that it has returned NO BILLS against the following named persons, to-wit:

WILLIE H. HINDS	JESSE J. ARMSTRONG
CARL SPIES	SHAKESPEARE REASON
MARGUERITE SPIES	MAURICE MARTIN
LELAND PRATER	MARY BRATON
TRIMM, J. W. (alias Wilbur Trimm)	ZACHARIAS THOMPSON
JIMMIE JOHNSTON	GEORGE WILLIAM SEWELL

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

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

K. WHIT Y. MAUZY  
U. S. Attorney

ENDORSED: Filed In Open Court  
May 19 1938  
H. P. Warfield, Clerk  
U. S. District Court EA

MISCELLANEOUS - ORDER DISCHARGING GRAND JURORS.

On this 19th day of May, A. D. 1938, it is ordered by the Court that all Grand Jurors be, and they are, hereby discharged for this Special March 1938 Term of this Court at Tulsa, Oklahoma, subject to call. (F.E.K. Judge).

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

On this 19th day of May, A. D. 1938, it is ordered by the Court the Marshal of this District pay the Grand Jurors and Witnesses for this Special March 1938 Term of Court, their mileage and attendance as shown by the record of attendance. (F.E.K. Judge).

Court adjourned to May 20, 1938.

On this 20th day of May, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, 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. 8630 - Criminal.
		)	
TOM PASLEY, ET AL,	Defendant.	)	

ORDER OF COURT

Considered and ordered this 13th day of May, 1938, and ordered filed and made a part of the records in the above case. Ordered that probationer Tom Pasley be released from further supervision.

F. E. KENNAMER

ENDORSED: Filed May 20 1938  
H. P. Warfield, Clerk  
U. S. District Court

UNITED STATES OF AMERICA,	Plaintiff,	)	
		)	
-vs-		)	No. 8663 - Criminal.
		)	
AMOS A. HOWERY and ROY SMITH,	Defendants.	)	

ORDER OF COURT

Considered and ordered this 13th day of May, 1938, and ordered filed and made a part of the records in the above case. Ordered that probationer Amos A. Howery be released from further supervision.

F. E. KENNAMER

ENDORSED: Filed May 20 1938  
H. P. Warfield, Clerk  
U. S. District Court EA



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

Eleanor A. Smith, Plaintiff, )  
vs. )  
The Union Central Life Insurance Company, a corporation, Defendant. )  
No. 2618 - Law

O R D E R

Now on this 3rd day of May, 1938, this cause comes on for hearing upon the motion of the defendant, The Union Central Life Insurance Company, to strike and make more definite and certain portions of plaintiff's petition. The Plaintiff, Eleanor A. Smith, appears by her attorney of record, Joe W. Simpson. The defendant, The Union Central Life Insurance Company, appears by its attorneys, Embry, Johnson, Crowe & Tolbert.

After hearing and considering said motion, and being fully advised in the premises, it is, by the Court, for good cause shown, ordered that the first ground of said motion be and the same is hereby sustained and is ordered that paragraph 5 of plaintiff's petition be stricken, to which plaintiff excepts.

After hearing and considering said motion, and being fully advised in the premises, it is, by the Court, for good cause shown, ordered that the second ground of said motion be and the same is hereby sustained and is ordered that paragraph 7 of plaintiff's petition be stricken, to which plaintiff excepts.

It is, by the Court, for good cause shown, further ordered that the other grounds of defendant's motion be, and the same are hereby overruled (except ground ten, which is withdrawn by defendant,) to which order of the Court, separately overruling each of said grounds, defendant separately excepts.

Upon application of plaintiff, it is ordered that plaintiff have ten days within which to file amended petition, and that defendant have Twenty-five days thereafter within which to plead thereto or twenty days thereafter within which to answer such amended petition.

F. E. KENNAMER  
DISTRICT JUDGE

O.K.: JOE W. SIMPSON  
Attorney for Plaintiff

EMBRY, JOHNSON, CROWE & TOLBERT  
Attorneys for Defendant

ENDORSED: Filed May 23 1938  
H. P. Warfield, Clerk  
U. S. District Court ME

-----  
Court adjourned to May 25, 1938









UNITED STATES OF AMERICA, Plaintiff, )  
) )  
- vs- ) No. 9047 - Criminal.  
) )  
LESLIE REED and FRED DINWITTIE, Defendants. )

Now on this 25th day of May, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendants Leslie Reed and Fred Dinwittie appearing in person. The Defendants are each arraigned and each Defendant 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 defendant Leslie Reed be and he is hereby placed on probation for a period of fifteen (15) months during good behavior or until the further order of the Court. It is further ordered by the Court that judgment and sentence be imposed on Fred Dinwittie as follows:

(CAPTION OMITTED) JUDGMENT AND COMMITMENT

On this 25th day of May, 1938, came the United States Attorney, and the defendant Fred Dinwittie appearing in proper person and,

The defendant having been convicted on his plea of guilty of the offense charged in the indictment in the above-entitled cause to wit: Possession of unregistered still and apparatus, and possess untax paid liquor, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the Penitentiary type to be designated by the Attorney General or his authorized representative for the period of

Count Two - Two (2) Years  
Count One - Dismissed

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: PAUL O. SIMMS,  
Assistant U. S. Attorney

F. E. KENNAMER  
JUDGE

\*\*\*\*\*

UNITED STATES OF AMERICA, Plaintiff, )  
) )  
- vs- ) No. 9048 - Criminal.  
) )  
EARL R. SWIFT, Defendant. )

Now on this 25th day of May, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant Earl R. Swift appearing in person, and by counsel, C. T. Byrd. The Defendant is arraigned and enters a plea of not guilty to Counts 1 and 2 as charged in the Indictment heretofore filed herein.

-----

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 9049 - Criminal.
		)
ALVIN C. WYSE,	Defendant.	)

Now on this 25th day of May, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant Alvin C. Wyse appearing in person. The Defendant is arraigned and enters a plea of guilty as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court that defendant be and he is hereby placed on probation for a period of twelve (12) months during good behavior or until the further order of the Court. (F.E.K. Judge).

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 9050 - Criminal.
		)
ROBERT E. ADAIR and JAMES O. WARD,	Defendants.	)

Now on this 25th day of May, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendants Robert E. Adair and James O. Ward appearing in person. The Defendants are each arraigned and each enters a plea as follows: Robert E. Adair enters a plea of guilty to Counts 1 and 2; James O. Ward enters a plea of not guilty to Counts 1 and 2; all as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court, upon motion of the U. S. Attorney that case be dismissed as to James O. Ward. And thereafter, it is ordered by the Court that judgment and sentence be imposed on Robert E. Adair as follows:

(CAPTION OMITTED)

JUDGMENT AND COMMITMENT

On this 25th day of May, 1938, came the United States Attorney, and the defendant Robert E. Adair appearing in proper person and

The defendant having been convicted on his plea of guilty of the offense charged in the Indictment in the above-entitled cause to wit: Possession of unregistered still and apparatus and making and fermenting whiskey mash. IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the Penitentiary type to be designated by the Attorney General or his authorized representative for the period of:

Count One - One (1) Year and One (1) Day, and a fine of One Hundred (\$100.00) Dollars on execution, and a penalty of Five Hundred (\$500.00) Dollars on execution.

Count Two - One (1) Year and One (1) Day, and a fine of Five Hundred (\$500.00) Dollars on execution. Said sentence of confinement shall run concurrent to the sentence imposed in Count One.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: PAUL O. SIMS  
Assistant U. S. Attorney

F. E. KENNAMER  
JUDGE







ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the Jail type to be designated by the Attorney General or his authorized representative for the period of:

Count Two - Sixty (60) Days and a fine of One Hundred (\$100.00) Dollars on execution.

IT IS FURTHER ORDERED that the defendant, Dan Hesson be, and he is hereby probated on Count One for a period of Fifteen (15) Months, beginning at the expiration of sentence imposed in Count Two.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall as the commitment herein.

APPROVED: JOE W. HOWARD  
Assistant U. S. Attorney

F. E. KENNAMER  
JUDGE

UNITED STATES OF AMERICA, Plaintiff, )  
-vs- ) No. 9062 - Criminal.  
ELMER FORREST JACKSON, Defendant. )

(CAPTION OMITTED)

JUDGMENT AND COMMITMENT

On this 25th day of May, 1938, came the United States Attorney, and the defendant Elmer Forrest Jackson appearing in proper person and,

The defendant having been convicted on his plea of guilty of the offense charged in the Indictment in the above-entitled cause to wit: Transport stolen automobile in interstate commerce, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the penitentiary type to be designated by the Attorney General or his authorized representative for the period of:

One (1) Year and One (1) Day,

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: JOE W. HOWARD  
Asst. U. S. Atty.

F. E. KENNAMER  
JUDGE

UNITED STATES OF AMERICA, Plaintiff, )  
 )  
-vs- ) No. 9064 - Criminal.  
 )  
AMOS C. LAWYER, Defendant. )

(CAPTION OMITTED) JUDGMENT AND COMMITMENT

On this 25th day of May, 1938, came the United States Attorney, and the defendant Amos C. Lawyer appearing in proper person and,

The defendant having been convicted on his plea of guilty of the offense charged in the Indictment in the above-entitled cause to wit: Possession of unregistered still and apparatus, and fermenting whiskey mach, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the penitentiary type to be designated by the Attorney General or his authorized representative for the period of:

- Count One - Eighteen (18) Months
- Count Two - Eighteen (18) Months, and a fine of Five Hundred (\$500.00) Dollars on execution. Said sentence of confinement to run concurrent to sentence in Count One.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

F. E. KENNAMER  
JUDGE

APPROVED: PAUL O. SIMMS  
Asst. U. S. Atty.

UNITED STATES OF AMERICA, Plaintiff, )  
 )  
-vs- )  
 ) No. 9065 - Criminal.  
 )  
DAN McLAUGHLIN, BUD J. McLAUGHLIN, and )  
BENONA F. WHITTEMORE, Defendants. )

Now on this 25th day of May, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendants Bud J. McLaughlin, Dan McLaughlin and Benona F. Whittemore appearing in person. The Defendants are arraigned and each enters a plea as follows: Dan McLaughlin enters a plea of guilty to Counts 1 and 2; Bud McLaughlin enters a plea of not guilty to Counts 1 and 2; Benona F. Whittemore enters a plea of not guilty to Counts 1 and 2; all as charged in the Indictment heretofore filed herein.













UNITED STATES OF AMERICA, Plaintiff, )  
 )  
 -vs- ) No. 9085 - Criminal.  
 )  
 DONARD RAY ARMSTRONG, Defendant. )

Now on this 25th day of May, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant appearing in person and by counsel, Coffey & Coffey. The Defendant waives arraignment 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, upon recommendation of the U. S. Attorney and the Officers making the case, that Defendant be and he is hereby placed on probation for a period of two (2) years during good behavior or until the further order of the Court. (F.E.K. Judge).

UNITED STATES OF AMERICA, Plaintiff, )  
 )  
 -vs- )  
 ) No. 9086 - Criminal.  
 )  
 MER LEE BARTLEY and EVERETT WAYNE  
 BRAMLETT, Defendants. )

DESCRIPTION OMITTED) JUDGMENT AND COMMITMENT

On this 25th day of May, 1938, came the United States Attorney, and the defendant Mer Lee Barley appearing in proper person and

The defendant having been convicted on his plea of guilty of the offense charged in the indictment in the above-entitled cause to wit Possession of Mould for making counterfeit coins, and make and forge counterfeit coins, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the Jail type to be designated by the Attorney General or his authorized representative for the period of

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

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

PROVED: JOE W. HOWARD  
 Assistant U. S. Attorney

F. E. KENNAMER  
 JUDGE

DESCRIPTION OMITTED) JUDGMENT AND COMMITMENT

On this 25th day of May, 1938, came the United States Attorney, and the defendant Everett Wayne Bramlett appearing in proper person, and

The defendant having been convicted on his plea of guilty of the offense charged in















The defendant having been convicted on his plea of guilty of the offense charged in the indictment in the above-entitled cause to-wit: Possession of unregistered still and apparatus, and possession of untax paid liquor, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the Jail type to be designated by the Attorney General or his authorized representative for the period of

Count Two - Ninety (90) Days

IT IS FURTHER ORDERED that the defendant, Ed Parker, be and he is hereby probated on Count One for a period of Two (2) Years, beginning at the expiration of the sentence imposed in Count Two.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: JOE W. HOWARD  
Assistant U. S. Attorney

F. E. KENNAMER  
JUDGE.

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 9103 - Criminal.
		)
ALBERT STEELE, MARION SIMMONS, SAVOY ALEXANDER, and TAL ALEXANDER,	Defendants.	)

Now on this 25th day of May, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendants Albert Steele, Marion Simmons, Savoy Alexander and Tal Alexander appearing in person. The Defendants are all arraigned and each enters a plea as follows: Defendants Albert Steele and Marion Simmons enters a plea of not guilty to Counts 1 and 2; Defendants Savoy Alexander and Tal Alexander each enter a plea of guilty to Counts 1 and 2; all as charged in the indictment heretofore filed herein. Thereupon, it is ordered by the Court that judgment and sentence of defendants Savoy and Tal Alexander be passed to the trial of defendants Albert Steele and Marion Simmons.

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 9104 - Criminal.
		)
JOHN SCHULTZ,	Defendant.	)

Now on this 25th day of May, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant John Schultz appearing in person. The Defendant is arraigned and enters a plea of guilty as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court that Defendant be placed on probation for a period of twelve (2) months during good behavior or until the further order of the Court. (F.E.K. Judge).

SPECIAL MARCH 1938 TERM

TULSA, OKLAHOMA

WEDNESDAY, MAY 25, 1938

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 9105 - Criminal.
		)
JAMES M. WOODS,	Defendant.	)

Now on this 25th day of May, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant James M. Woods appearing in person and by counsel, Coffey & Coffey. The Defendant waives arraignment 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 Defendant be placed on probation for a period of Twelve (12) months during good behavior or until the further order of the Court. (F.E.K. Judge).

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 9106 - Criminal.
		)
ELMER L. WELLS,	Defendant.	)

Now on this 25th day of May, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant Elmer L. Wells, appearing in person and by counsel, T. Byrd. Defendant waives arraignment and enters a plea of not guilty as charged in the Indictment heretofore filed herein.

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 9107 - Criminal.
		)
ELMA IRENE WEBBER,	Defendant.	)

Now on this 25th day of May, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant Zelma Irene Webber appearing in person and by counsel, W. N. Maben. Defendant waives arraignment and enters a plea of not guilty as charged in the Indictment heretofore filed herein.

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 9108 - Criminal.
		)
EVERETT WEBBER and ZELMA IRENE WEBBER,	Defendants.	)

Now on this 25th day of May, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant Everett Webber and Zelma Irene Webber appearing in person and by counsel, W. N. Maben. Defendants waive arraignment and each defendant enters a plea of not guilty as charged in the Indictment heretofore filed herein.





UNITED STATES OF AMERICA, Plaintiff, )  
 )  
 -vs- ) No. 9114 - Criminal.  
 )  
 EDDIE H. HARE, Defendant. )

Now on this 25th day of May, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant Seddie H. Hare 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 said Defendant be and he is hereby placed on probation for a period of Twelve (12) months during good behavior or until the further order of the Court. (F.E.K. Judge).

UNITED STATES OF AMERICA, Plaintiff, )  
 )  
 -vs- ) No. 9115 - Criminal.  
 )  
 WILLY C. HUGHES, Defendant. )

(CAPTION OMITTED) JUDGMENT AND COMMITMENT

On this 25th day of May, 1938, came the United States Attorney, and the defendant Willy C. Hughes, appearing in proper person, and

The defendant having been convicted on his plea of guilty of the offense charged in the Indictment in the above-entitled cause to wit: Theft of mail from a certain authorized depository for mail matter, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the Training School for Boys type to be designated by the Attorney General or his authorized representative for the period of:

Two (2) Years

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

F. E. KENAMER  
 JUDGE

APPROVED: JOE W. HOWARD  
 Assistant U. S. Attorney

UNITED STATES OF AMERICA, Plaintiff, )  
 )  
 -vs- ) No. 9117 - Criminal.  
 )  
 LEWIS L. KIRK, Defendant. )

Now on this 25th day of May, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant appearing in person. The Defendant is arraigned and enters a plea of guilty as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court, upon recommendation of Officer making case, that Defendant be placed on probation for a period of Two (2) years during good behavior or until the further order of the Court. (F.E.K. Judge).



The defendant having been convicted on his plea of guilty of the offense charged in the Indictment in the above-entitled cause to wit: Possession of unregistered still and apparatus and possession of untax paid liquor, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the Penitentiary type to be designated by the Attorney General or his authorized representative for the period of

Count One - One (1) Year and One (1) Day, and a fine of One Hundred (\$100.00) Dollars on execution, and a penalty of Five Hundred (\$500.00) on execution.

Count Two - One (1) Year and One (1) Day; said sentence of confinement in Count Two shall run concurrent with the sentence imposed in Count One.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal, or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: JOE W. HOWARD F. E. KENNAMER  
Assistant U. S. Attorney. JUDGE

UNITED STATES OF AMERICA, Plaintiff, )  
-vs- ) No. 9123 - Criminal.  
FRANK SARAHAS, Defendant. )

CAUTION OMITTED) JUDGMENT AND COMMITMENT

On this 25th day of May, 1938, came the United States Attorney, and the defendant Frank Sarahas appearing in proper person, and

The defendant having been convicted on his plea of guilty of the offense charged in the Indictment in the above-entitled cause, to wit: Burglarize United States Post Office, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the Penitentiary type to be designated by the Attorney General or his authorized representative for the period of

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

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: PAUL O. SIMMS F. E. KENNAMER  
Assistant U. S. Attorney. JUDGE

UNITED STATES OF AMERICA, Plaintiff, )  
 )  
 -vs- ) No. 9124 - Criminal.  
 )  
 ZELLA SIMPSON and CLYDE HAYES, Defendants. )

Now on this 25th day of May, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendants Zella Simpson and Clyde Hayes appearing in person and defendant Clyde Hayes is represented by counsel, Primus Wade. Defendants are each arraigned and each enter a plea of not guilty as charged in the Indictment heretofore filed herein.

UNITED STATES OF AMERICA, Plaintiff, )  
 )  
 -vs- ) No. 9126 - Criminal.  
 )  
 CHARLES WHITCHURCH, Defendant. )

(CAPTION OMITTED) JUDGMENT AND COMMITMENT

On this 25th day of May, 1938, came the United States Attorney, and the defendant Charles Whitchurch appearing in proper person and,

The defendant having been convicted on his plea of guilty of the offense charged in the Indictment in the above-entitled cause, to wit:

theft of U. S. mail, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the reformatory type to be designated by the Attorney General or his authorized representative for the period of

Two (2) Years

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

PROVED: PAUL O. SIMMS  
 Asst. U. S. Atty

F. E. KENNAMER  
 JUDGE

UNITED STATES OF AMERICA, Plaintiff, )  
 )  
 -vs- ) No. 9127 - Criminal.  
 )  
 RICH MARTIN McDONALD, Defendant. )

(CAPTION OMITTED) JUDGMENT AND COMMITMENT

On this 25th day of May, 1938, came the United States Attorney, and the defendant, Rich Martin McDonald, appearing in proper person, and,

The defendant having been convicted on his plea of guilty of the offense charged in the Indictment in the above-entitled cause to wit: Possess and sell untax paid liquor, IT IS BY THE COURT



SPECIAL MARCH 1938 TERM

TULSA, OKLAHOMA

WEDNESDAY, MAY 25, 1938

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 9130 - Criminal.
		)
LEE ROY BRANSTETTER,	Defendant.	)

Now on this 25th day of May, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant appearing in person. The Defendant is arraigned and enters a plea of guilty to Count 1 and not guilty to Count 2, as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court, upon motion of the U. S. Attorney, that Count 2 be and it is hereby dismissed. Thereupon, it is ordered by the Court that judgment and sentence be now imposed as follows:

(CAPTION OMITTED) JUDGMENT AND COMMITMENT

On this 25th day of May, 1938, came the United States Attorney, and the defendant Lee Roy Branstetter appearing in proper person and,

The defendant having been convicted on his plea of guilty to Ct. 1 of the offense charged in the Indictment in the above-entitled cause, to wit: theft in interstate transportation, THIS IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the penitentiary type to be designated by the Attorney General or his authorized representative for the period of:

- Count One - Two (2) Years
- Count Two - Dismissed on motion of Paul O. Simms, Asst. U. S. Attorney,

IT IS FURTHER ORDERED that the defendant, Lee Roy Branstetter, be and he is hereby probationated on Count One for a period of Two Years.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: PAUL O. SIMMS  
Asst. U. S. Atty

F. E. KENNAMER  
JUDGE

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 9131 - Criminal.
		)
WY HICKS,	Defendant.	)

Now on this 25th day of May, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant appearing in person. The Defendant is arraigned and enters a plea of guilty as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court that defendant be placed on probation for a period of Two (2) Years during good behavior or until the further order of the Court. (F.E.K. Judge).



On this 31st day of May, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, 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 TO OPEN AND ADJOURN REGULAR JUNE TERM AT BARTLESVILLE.

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

ORDER TO MARSHAL TO OPEN AND ADJOURN COURT

The First Monday in June, 1938, being the Regular Statutory day for the opening of the Regular Term of said Court at Bartlesville, Oklahoma, and the Court finds that there is insufficient business to cause said term to be held at Bartlesville.

IT IS ORDERED that the United States Marshal in and for the Northern District of Oklahoma, be, and he is hereby directed to open the Regular June 1938 Term at Bartlesville, Oklahoma, on Monday, June 6th, 1938, by proclamation in the manner and form provided by law, and that said Marshal adjourn said Court Sine Die.

Said Marshal shall make due return hereof how he has executed this Order.

F. E. KENNAMER  
U. S. DISTRICT JUDGE

ENDORSED: Filed Jun 7 1938  
H. P. Warfield, Clerk  
U. S. District Court

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

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

United States of America, Plaintiff )  
vs. ) No. 8837 Criminal.  
Joseph Lewis Connors, alias Joseph A. )  
Zah, Defendant. )

ORDER GRANTING WRIT OF HABEAS CORPUS AD PROSEQUENDUM

On reading and considering the Petition of the Assistant United States Attorney, filed herein, whereby it appears that one Joseph Lewis Connors, alias Joseph A. Zah, is a defendant in a certain cause in this court, which is assigned for trial on Tuesday, June 7, 1938, and it further



On this 1st day of June, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
Chester A. Brewer, Assistant 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 NORTHERN DISTRICT OF OKLAHOMA  
United States of America, Plaintiff, )  
-vs- ) No. 9041 - Criminal.  
Cooper Lee and Clarence Brooks, Defendants. )

ORDER GRANTING WRIT OF HABEAS CORPUS AD PROSEQUENDUM

On reading and considering the petition of the Assistant United States Attorney in and for said District, filed herein, whereby it appears that one Cooper Lee is one of the defendants in certain cause in this court, which is assigned for trial on Tuesday, June 7, 1938, and it further appearing that said defendant Cooper Lee, is a prisoner and confined in the Texas State Penitentiary, Huntsville, Texas, and is under the control and in the charge and custody of the Warden of said penitentiary, and it appearing that a Writ of Habeas Corpus Ad Prosequendum ought to issue,

IT IS HEREBY ORDERED that a Writ of Habeas Corpus Ad Prosequendum issue out of and under the seal of this court, directed to the Warden of said Penitentiary, commanding him to deliver the body of said Cooper Lee to the United States Marshal in and for the Northern District of Oklahoma, upon said Marshal's delivery to said Warden of said Writ, and that said United States Marshal shall have the body of the said Cooper Lee before me in the District Court Room of the Federal Building on the 7th day of June, 1938, at Tulsa, Oklahoma, to be tried in a certain cause wherein the United States of America is plaintiff and Cooper Lee is one of the defendants, and that said United States Marshal shall hold said Cooper Lee subject to the further order of this court.

Dated this 1st day of June, 1938.

F. E. KENNAMER  
JUDGE

RECORDED: Filed Jun 1 1938  
H. P. Warfield, Clerk  
U. S. District Court B

-----  
Court adjourned to June 2, 1938.

On this 2nd day of June, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

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

ERL D. ALFORD, Administrator of Estate of )  
Amie M. Weidman, dec., Plaintiff )  
vs ) No. 2502 Law  
IVE McCONNELL and MARYLAND CASUALTY CO., )  
corp., Defendants. )

"O R D E R"

On this the 11th day of May, 1938, this cause comes on for decision on the demurrer of the Defendant, Maryland Casualty Company to the amended petition of the plaintiff, and the Court having considered the briefs filed by the parties, concludes said demurrer should be overruled.

BE IT THEREFORE, ORDERED, ADJUDGED AND DECREED that the separate demurrer of the defendant Maryland Casualty Company, be and the same is hereby overruled, to which action of the Court in overruling same defendant excepted, and its exception is noted and saved.

FOR GOOD CAUSE SHOWN, the defendant Maryland Casualty Company is given twenty days from this date, on until and including June 1st, 1938, within which to file answer in this cause, not to be in default during said time.

F. E. KENNAMER  
J U D G E

ENDORSED: Filed Jun 2 1938  
H. P. Warfield, Clerk  
U. S. District Court B

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

ERL D. ALFORD, Administrator of the estate )  
Fredrick W. Weidman, deceased, Plaintiff, )  
vs. ) No. 2503 L  
IVE McCONNELL and MARYLAND CASUALTY CO., )  
corp., Defendant )

"O R D E R"

On this the 11th day of May 1938, this cause comes on for decision on the demurrer of the defendant, Maryland Casualty Company to the amended petition of the plaintiff, and the Court, having considered the briefs filed by the parties, concludes said demurrer should be overruled.

BE IT THEREFORE, ORDERED, ADJUDGED AND DECREED that the separate demurrer of the defendant Maryland Casualty Co., be and the same is hereby overruled, to which action of the Court in

veruling same defendant excepted, and its exception is noted and saved.

FOR GOOD CAUSE SHOWN, THE defendant Maryland Casualty Company is given twenty days from this date, or until and including June 1st, 1938, within which to file answer in this cause, it to be in default during said time.

F. E. KENNAMER  
J U D G E

ENDORSED: Filed Jun 2 1938  
H. P. Warfield, Clerk  
U. S. District Court B

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Court adjourned to June 4, 1938.

On this 4th day of June, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, 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

MOTOR GASOLINE COMPANY, a Corporation, Plaintiff,  
v. No. 1802 - At Law.  
SHELL PETROLEUM CORPORATION, a Corporation, Defendant.

O R D E R

Now on this 4th day of June, 1938, this cause coming on to be heard on the motion of the plaintiff for a dismissal of its action with prejudice to a future action, and on the motion of the defendant to dismiss its counter claims filed herein with prejudice to a future action, and appearing to the Court that said plaintiff and defendant have settled the controversy involved in this suit upon the payment by defendant to plaintiff of the sum of Twenty-five Thousand Two Hundred Fifty Dollars (\$25,250), and it further appearing that this cause should be dismissed with prejudice to both plaintiff and defendant, at the cost of plaintiff,

IT IS ORDERED, ADJUDGED, AND DECREED that this cause be and the same is hereby dismissed with prejudice to a future action by the plaintiff, and the counter claims filed herein by the defendant are dismissed with prejudice to a future action, all at the cost of the plaintiff.

F. E. KENNAMER  
JUDGE

APPROVED: COAKLEY & McDERMOTT  
By R. B. McDERMOTT  
Attorneys for Plaintiff.

. 1802 Law Continued.

J. W. CUNNINGHAM  
Attorney for Defendant.

DORSED: Filed Jun 4 1938  
H. P. Warfield, Clerk  
U. S. District Court B

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Court adjourned to June 6, 1938.

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SPECIAL MARCH 1938 TERM TULSA, OKLAHOMA MONDAY, JUNE 6, 1938  
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On this 6th day of June, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

ISCELLANEOUS - ORDER EMPANELING PETIT JURY.

On this 6th day of June, 1938, comes the Marshal and makes return on the Venire heretofore issued out of this Court for Petit Jurors for this Special March 1938 Term of Court, at Tulsa, Oklahoma. Thereupon, the Clerk calls the names of the Jurors so summoned, as follows:

W. R. McKeehan	W. H. Wood
Joe Straw	Wm. Lester
Fred Louvier	Harry Lightle
W. T. Wells	O. S. Hopping
G. L. Hickman	Geo. A. Switzer
Amos Patterson	L. L. Polson
Jot A. Cline	F. L. Dunn
Earnest Childress	G. E. Anderson
G. E. Chambers	C. C. McCreary
R. S. Grimes	John Thurman
W. Hunt Noel	Jim Hunt
Preston Sharp	M. C. Williams
K. N. Crandall	Dave Wilson
E. F. Hill	P. H. Hillin
J. J. Wade	Caney Spence, Jr.
H. B. Seddicum	Loren Crabaugh
Lester Hutchinson	E. W. Coppock
O. L. Crain	F. D. Humes
Geo. A. Cochran	H. J. Allen
E. S. Norris	J. E. Painter

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

SPECIAL MARCH 1938 TERM

TULSA, OKLAHOMA

MONDAY, JUNE 6, 1938

W. R. McKeehan	F. L. Dunn
Fred Lauvier	John Thurman
G. L. Hickman	Jim Hunt
Earnest Childress	M. C. Williams
W. Hunt Noel	Dave Wilson
E. S. Norris	

are excused from service as Jurors for the term.

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

Joe Straw	Wm. Lester
W. T. Wells	O. S. Hopping
R. S. Grimes	L. L. Polson
K. N. Grandall	Caney Spence, Jr.
Lester Hutchinson	H. J. Allen
O. L. Crain	

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

Thereupon, the balance of said array are accepted as Petit Jurors for this Special March 1938 Term of Court.

ENDORSED: Filed In Open Court  
Jun 6 1938  
H. P. Warfield, Clerk  
U. S. District Court

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UNITED STATES OF AMERICA,	Plaintiff,	)
-vs-		)
MILOM GRAYSON and MINNIE JACKSON,	Defendants.	)

No. 8030 - Criminal.

Now on this 6th day of June, A. D. 1938, it is ordered by the Court that case be dismissed as to defendant Milom Grayson, all upon motion of the U. S. Attorney. (F.E.K. Judge).

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UNITED STATES OF AMERICA,	Plaintiff,	)
-vs-		)
C. M. DENNIS and LIDA DENNIS,	Defendants.	)

No. 8405 - Criminal.

Now on this 6th day of June, A. D. 1938, it is ordered by the Court, upon motion of the U. S. District Attorney, that case be dismissed as to defendants C. M. Dennis and Lida Dennis. (F.E.K. Judge).

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SPECIAL MARCH 1938 term

TULSA, OKLAHOMA

MONDAY, JUNE 6, 1938

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 9066 - Criminal.
		)
LESTER MILLER, MARION F. CATLIN and		)
GEORGE E. CATLIN,	Defendants.	)

Now on this 6th day of June, A. D. 1938, comes the United States Attorney, representing the Government herein and each defendant Lester Miller, Marion F. Catlin and George E. Catlin appearing in person and by counsel, John Goldesberry. Now at this time, each and every defendant withdraws the former plea of not guilty to Counts 1 and 2 and each defendant now enters a plea of guilty to Counts 1 and 2 as heretofore charged herein. Thereupon, it is ordered by the Court that judgment and sentence be imposed as follows:

MARION F. CATLIN

Be placed on probation for a period of Fifteen (15) Months during good behavior or until the further order of the Court, all upon recommendation of the U. S. Attorney.

GEORGE E. CATLIN

Be placed on probation for a period of Fifteen (15) Months during good behavior or until the further order of the Court, all upon recommendation of the U. S. Attorney.

LESTER MILLER

(CAPTION OMITTED)

JUDGMENT AND COMMITMENT

On this 6th day of June, 1938, came the United States Attorney, and the defendant Lester Miller appearing in proper person and by counsel, John Goldesberry and,

The defendant having been convicted on plea of guilty of the offense charged in the indictment, in the above-entitled cause to wit: Possess unregistered still and non-tax paid liquor, IT IS BY THE COURT,

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the attorney General for imprisonment in an institution of the Jail type to be designated by the Attorney General or his authorized representative for the period of:

Count Two - Thirty (30) Days, and a fine of One Hundred (\$100.00) Dollars on execution.

It is further ordered that execution of said sentence be stayed until August 1, 1938.

IT IS FURTHER ORDERED that the defendant, Lester Miller, be and he is hereby probated on Count One for a period of Two (2) years, beginning at the expiration of the sentence imposed in Count Two.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

F. E. KENNAMER  
JUDGE

APPROVED: PAUL O. SIMMS  
Assistant U. S. Attorney





General or his authorized representative for the period of

Sixty (60) Days, and a fine of One Hundred (\$100.00) Dollars, on execution

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

F. E. KENNAMER  
JUDGE

APPROVED: JOE W. HOWARD  
Assistant U. S. Attorney

RICHARD SEARS

(CAPTION OMITTED)

JUDGMENT AND COMMITMENT

On this 6th day of June, 1938, came the United States Attorney, and the defendant Richard Sears, appearing in proper person and by counsel, I. V. Long, and

The defendant having been convicted on verdict of guilty by court of the offense charged in the Indictment in the above-entitled cause to wit: Possess non-tax paid liquor, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the attorney General for imprisonment in an institution of the Jail type to be designated by the attorney General or his authorized representative for the period of

Sixty (60) Days, and a fine of One Hundred (\$100.00) Dollars, on execution,

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

F. E. KENNAMER  
JUDGE

APPROVED: JOE W. HOWARD  
Assistant U. S. Attorney

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 9107 - Criminal.
		)
ZELMA IRENE WEBBER,	Defendant.	)

Now on this 6th day of June, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant Zelma Irene Webber appearing in person and by counsel, W. N. Maben. Now at this time, Defendant withdraws his former plea of not guilty to Counts 1 and 2 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:

(CAPTION OMITTED)

JUDGMENT AND COMMITMENT

On this 6th day of June, 1938, came the United States Attorney, and the defendant, Zelma Irene Webber appearing in proper person and by counsel, W. N. Maben, and,

The defendant having been convicted on plea of guilty of the offense charged in the

Indictment in the above-entitled cause, to wit: Possess and sell morphine, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the Federal Institution for Women type to be designated by the Attorney General or his authorized representative for the period of:

- Count One - Three (3) Years
- Count Two - Three (3) Years. Said sentence of confinement in Count Two shall run concurrent with the sentence imposed in Count One.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

F. E. KENNAMER  
JUDGE

APPROVED: PAUL O. SIMMS  
Assistant U. S. Attorney.

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 9108 - Criminal.
		)
EVERETT WEBBER and ZELMA IRENE WEBBER,	Defendants.	)

Now on this 6th day of May, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendants Everett Webber and Zelma Irene Webber appearing in person and by counsel, W. N. Maben. Now at this time, each defendant withdraws the former plea of not guilty to Counts 1 to 6 inclusive and now each defendant enters a plea of guilty to Counts 1 to 6 inclusive as heretofore charged herein. Thereupon, it is ordered by the Court that judgment and sentence be imposed as follows:

Zelma Irene Webber

CAPTION OMITTED) JUDGMENT AND COMMITMENT

On this 6th day of June, 1938, came the United States Attorney, and the defendant Zelma Irene Webber appearing in proper person and by counsel, W. N. Maben, and

The defendant having been convicted on plea of guilty of the offense charged in the indictment in the above-entitled cause to wit: Possess, sell, furnish and aid in transportation of morphine, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the Federal Institution for Women type to be designated by the Attorney General or his authorized representative, for the period of:

- Count One - Three (3) Years
- Count Two - Three (3) Years
- Count Three - Three (3) Years
- Count Four - Three (3) Years
- Count Five - Three (3) Years
- Count Six - Three (3) Years. Said sentence of confinement in Counts Two, Three, Four, Five and Six shall run concurrent to the sentence imposed in Count One.

It is further ordered that the sentence imposed in this case shall run concurrent to the sentence in Criminal Case No. 9107.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: PAUL O. SIMMS  
Assistant U. S. Attorney.

F. E. KENNAMER  
JUDGE

EVERETT WEBBER

(CAPTION OMITTED)

JUDGMENT AND COMMITMENT

On this 6th day of June, 1938, came the United States Attorney, and the defendant Everett Webber, appearing in proper person, and by counsel, W. N. Maben, and,

The defendant having been convicted on plea of guilty and of the offense charged in the Indictment in the above-entitled cause to wit: Possess, sell, furnish and aid in transportation of morphine, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the attorney General for imprisonment in an institution of the Penitentiary type to be designated by the attorney General or his authorized representative for the period of:

- Count Six - Six (6) Years
- Count One - Five (5) Years
- Count Two - Five (5) Years
- Count Three- Five (5) Years
- Count Four - Five (5) Years
- Count Five - Five (5) Years. Said sentence of confinement in Counts One, Two, Three, Four and Five shall run concurrent to the sentence imposed in Count Six.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: PAUL O. SIMMS  
Assistant U. S. Attorney.

F. E. KENNAMER  
JUDGE

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 9109 - Criminal.
		)
BENNY ASHER,	Defendant.	)

(CAPTION OMITTED)

JUDGMENT AND COMMITMENT

On this 6th day of June, 1938, came the United States Attorney, and the defendant Benny Asher, appearing in proper person, and

The defendant having been convicted on plea of guilty of the offense charged in the indictment, in the above-entitled cause to wit: sell liquor to full blood Indian, IT IS BY THE COURT







The Court further finds the issues in this case in favor of the plaintiff, Dorothy Lawrence, guardian of Arvel Lawrence, and against the defendant, United States of America.

The Court further finds that at the time the policy forming the basis of this action lapsed for non payment of premiums, on June 7, 1933, the insured, Arvel Lawrence, had Four thousand Seven Hundred Fifty-five Dollars and Ninety-six Cents (\$4,755.96) of insurance in full force and effect; the Court further finds that Arvel Lawrence was totally and permanently disabled on that date.

The Court finds:

1. - That Arvel Lawrence enlisted in the United States Army on the 8th day of May, 1918, and was honorably discharged on June 8, 1919.

2. - That there was issued to the said Arvel Lawrence an insurance policy under the War Risk Act in the sum of Ten Thousand Dollars (\$10,000.00). That thereafter the said Ten thousand Dollar policy lapsed for non payment of premiums. That on February 24, 1927, said insurance policy was reinstated for Five Thousand Dollars (\$5,000.00) on the life of Arvel Lawrence, with Dorothy Lawrence beneficiary under the same, the policy being No. K-6037113. That the premiums were paid on this said policy up to January 1, 1932. That thereafter the United States Government, after deducting Two Hundred Thirty-two Dollars (\$232.00) loan and Twelve Dollars and four Cents (\$12.04) accrued interest from the cash surrender value of the policy, and applying the balance to the purchase of an extended insurance policy of Four Thousand Seven Hundred Fifty-five and Ninety-six Cents (\$4,755.96) Dollars, said policy was extended to June 7, 1933.

3. - That in the application for reinstatement of the policy herein sued upon, made by the insured on February 1, 1927, and which was granted by defendant, he did not commit fraud in withholding the information that in January, 1925, he had been diagnosed as having and treated for general paresis; that in the subsequent reinstatements of the policy herein sued upon the insured did not commit fraud in withholding information in his application for reinstatement, which was granted by the defendant, that in January, 1925, he had been diagnosed as having and was treated for general paresis, there being no substantial evidence introduced tending to show that the insured Arvel Lawrence, with knowledge of any disease that he may have been afflicted with, intentionally made any false statement as to any treatment he may have had for such disease.

4. - The Court further finds that under the terms of said policy there was due and payable on said policy the sum of Five Dollars and Seventy-five Cents (\$5.75) per month on each One thousand Dollars (\$1,000.00) of insurance in full force and effect from and after the time Arvel Lawrence became totally and permanently disabled, or a total monthly payment of Twenty-six Dollars and Thirty-five Cents (\$26.35) on said policy of Four Thousand Seven Hundred Fifty-five Dollars and Ninety-six Cents (\$4,755.96), and that this amount is due and payable from and after June 7, 1933, until the full amount of said policy is paid.

5. - The Court finds that while the said policy of Four Thousand Seven Hundred Fifty-five Dollars and Ninety-six Cents (\$4,755.96) was in full force and effect Arvel Lawrence became totally and permanently disabled by becoming a person of unsound mind, and that it was reasonably certain on June 7, 1933, that said disability would follow him throughout his life, and that he was not able to continuously follow a substantial and gainful occupation with reasonable regularity.

WHEREFORE, it is the judgment of the Court that Dorothy Lawrence, guardian of Arvel Lawrence, have and recover from the United States of America, the defendant herein, the sum of Four Thousand Seven hundred Fifty-five Dollars and Ninety-six Cents (\$4,755.96), and that the defendant herein shall pay to the plaintiff, Dorothy Lawrence, guardian of Arvel Lawrence, the sum of Twenty-six Dollars and Thirty-five Cents (\$26.35) per month, beginning June 7, 1933, until the total amount as provided by said insurance policy shall have been paid, and in the event of the death of Arvel Lawrence before such an amount has been paid the defendant shall pay the balance of said policy to Dorothy Lawrence, wife of Arvel Lawrence, or her heirs and assigns.

The Court further finds that there is due and payable under the terms and provisions of said policy on this date the sum of One Thousand Five Hundred Sixty-Three Dollars and Forty-three Cents, and that the balance of the Four Thousand Seven Hundred Fifty-five Dollars and Ninety-six Cents (\$4,755.96) be paid at the rate of Twenty-six Dollars and Thirty-five Cents (\$26.35) per month, until the total amount of said policy is paid, according to its terms and provisions.

The Court further adjudges that the plaintiff, Dorothy Lawrence, guardian of Arvel Lawrence, was represented by Heber Finch of Sapulpa, Oklahoma, and that 10% of the total amount recovered herein, and of all further installments, is a reasonable fee for his services, to all of which findings of fact and law defendant excepts and exceptions are allowed.

F. E. KENNAMER  
JUDGE

D.K. HEBER FINCH  
Attorney for Plaintiff

WHIT Y. MAUZY  
United States Attorney

CHESTER A. BREWER  
Assistant United States Attorney

DANIEL O. DILLON  
Attorney Department of Justice,  
Attorneys for Defendant.

ENDORSED: Filed Jun 6 1938  
H. P. Warfield, Clerk  
U. S. District Court B

-----  
Court adjourned to June 7, 1938

On this 7th day of June, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer and Hon. T. Blake Kennedy, Judges, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, 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. 8402 - Criminal. )  
 ) )  
BEN BLAIR and SYLVESTER SCOTT, )  
 ) Defendants. )

ORDER OF COURT

Considered and ordered this 7th day of June, 1938, and ordered filed and made a part

of the records in the above case. Ordered that probationer Sylvester Scott be released from further supervision.

F. E. KENNAMER

ENDORSED: Filed Jun 7 1938  
H. P. Warfield, Clerk  
U. S. District Court

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 8475 - Criminal.
		)
BOB MOON, BEULAH MOON and JACK BURGESS,	Defendants.	)

Now on this 7th day of June, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant Jack Burgess appearing in person and by counsel, Larry Seaton. Thereupon, a trial by jury is duly waived in open court. And thereafter, it is ordered by the Court that case be stricken from this assignment. (F.E.K. Judge).

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 8684 - Criminal.
		)
WILLIAM LUTHER GUFFEY, ET AL,	Defendants.	)

ORDER OF COURT

Considered and ordered this 24th day of May, 1938, and ordered filed and made a part of the records in the above case. Ordered that probationer William Luther Guffey be released from further supervision.

F. E. KENNAMER

ENDORSED: Filed Jun 7 1938  
H. P. Warfield, Clerk  
U. S. District Court

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 8767 - Criminal.
		)
HARLEY WILLIAM CROFFORD TARWATER,	Defendant.	)

Now on this 7th day of June, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant present in person and by counsel, Harry Seaton. Thereupon, Defendant waives arraignment and enters a plea of not guilty as charged in the Indictment heretofore filed herein. And thereafter, both sides announce ready for trial. Opening statements of counsel are made. And thereafter, the Parties stipulate that statements made are facts of case. Thereupon, it is ordered by the Court, after being fully advised in the premises, that defendant be and he is hereby adjudged guilty as charged in the Indictment. It is further ordered by the

Court that judgment and sentence be now imposed as follows:

(CAPTION OMITTED)

JUDGMENT AND COMMITMENT

On this 7th day of June, 1938, came the United States Attorney, and the defendant Charley William Crofford Tarwater appearing in proper person, and by counsel, Harry Seaton, and

The defendant having been convicted on verdict of guilty by Court of the offense charged in the Indictment in the above-entitled cause, to wit: Possession of certain photostatic copy of genuine government check with intent to pass and sell the same as genuine obligation of the United States, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the attorney General for imprisonment in an institution of the Penitentiary type to be designated by the Attorney General or his authorized representative for the period of

Five (5) Years.

IT IS FURTHER ORDERED that the defendant, Charley William Crofford Tarwater, be and he is hereby probated for a period of Five (5) Years.

F. E. KENNAMER  
JUDGE.

APPROVED: JOE W. HOWARD  
Assistant U. S. Attorney

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 8837 - Criminal.
		)
JOSEPH LEWIS CONNERS, alias JOSEPH A. ZAHN,		)
alias CARL MAYS,	Defendant.	)

Now on this 7th day of June, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant appearing in person and not represented by counsel. Defendant pleads true name to be Joseph A. Zahn. And thereafter, Defendant is arraigned and enters a plea of not guilty as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court, that request of Defendant to act as his own attorney be and it is hereby granted. Thereupon, both sides announce ready for trial. A jury is duly empaneled and sworn in open court. Challenges are waived by each side. Thereupon, the jury sworn to try said cause and a true verdict render is as follows: Amos Patterson, Jot A. Cline, G. E. Chambers, Preston Sharp, E. F. Hill, J. J. Wade, H. B. Seddicum, Geo. A. Cochran, W. H. Wood, Harry Lightle, Geo. A. Switzer, G. E. Anderson. Opening statements of counsel are made. The Plaintiff introduces evidence and proof with the following witnesses: C. B. Holmes, Lester Shields, Norman H. McKay. 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. Now at this time, the Plaintiff rests. Thereafter, the Defendant introduces evidence and proof with the following witnesses: Mr. Bennett. And thereafter, the Defendant rests. Thereupon, the Plaintiff offers in rebuttal testimony of C. O. Robinson, Ned Hays, C. B. Holmes. And thereafter, the Plaintiff rests. Thereafter, the Defendant offers in Sur-rebuttal testimony of Whit Y. Mauzy. And thereafter, both sides rest. Closing arguments of counsel are made and the Court instructs the jury as to the law in the case. Thereupon, the jury retire in charge of a sworn bailiff to delibera

No. 8837 Cr. Cont'd.

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. 8837 Cr.  
JOSEPH A. ZAHN )

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

E. F. HILL  
Foreman

FILED In Open Court  
Jun 7 1938  
H. P. Warfield, Clerk  
U. S. District Court

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

Now at this time, it is ordered by the Court that judgment and sentence be imposed as follows, to-wit:

(CAPTION OMITTED) JUDGMENT AND COMMITMENT

On this 7th day of June, 1938, came the United States Attorney, and the defendant, Joseph A. Zahn appearing in proper person, and having been asked whether he desired counsel assigned by the Court, replied that he did not and,

The defendant having been convicted on verdict of guilty of the offense charged in the Indictment in the above-entitled cause, to wit: Transport stolen automobile, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the attorney General for imprisonment in an institution of the Penitentiary type to be designated by the Attorney General or his authorized representative for the period of

Five (5) Years

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: JOE W. HOWARD  
Assistant U. S. Attorney

F. E. KENNAMER  
JUDGE



The defendant having been convicted on Plea of guilty of the offense charged in the indictment in the above-entitled cause to wit: Theft of Interstate Shipment, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the attorney General for imprisonment in an institution of the Penitentiary type to be designated by the Attorney General or his authorized representative for the period of

Two and one-half (2½) Years. Said sentence of confinement shall run concurrent with a sentence defendant is now serving in State Penitentiary in Texas.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: PAUL O. SIMMS  
Asst. U. S. District Attorney

F. E. KENNAMER  
JUDGE.

LARENCE BROOKS

(CAPTION OMITTED)

JUDGMENT AND COMMITMENT

On this 7th day of June, 1938, came the United States Attorney, and the defendant Clarence Brooks appearing in proper person, and by counsel, J. M. Hill, and,

The defendant having been convicted on Plea of guilty of the offense charged in the indictment in the above-entitled cause to wit: Theft of interstate shipment, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the attorney General for imprisonment in an institution of the Reformatory type to be designated by the attorney General or his authorized representative for the period of

Thirty (30) Months

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: PAUL O. SIMMS  
Assistant U. S. Attorney.

F. E. KENNAMER  
JUDGE

UNITED STATES OF AMERICA,

Plaintiff, )

-vs-

) No. 9043 - Criminal.

FRED GAINES,

Defendant. )

Now on this 7th day of June, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant Fred Gaines appearing in person. The Defendant withdraws his former plea of not guilty and now enters a plea of guilty as heretofore charged. Thereupon, it is ordered by the Court that judgment and sentence be imposed as follows:

(CAPTION OMITTED)

JUDGMENT AND COMMITMENT

On this 7th day of June, 1938, came the United States Attorney, and the defendant Fred Gaines, appearing in proper person and,

SPECIAL MARCH 1938 TERM

TULSA, OKLAHOMA

TUESDAY, JUNE 7, 1938

The defendant having been convicted on Plea of Guilty of the offense charged in the indictment in the above-entitled cause, to-wit: Theft from interstate shipment, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the attorney General for imprisonment in an institution of the Penitentiary type to be designated by the attorney General or his authorized representative for the period of

Five (5) Years

IT IS FURTHER ORDERED that the defendant, Fred Gaines, be and he is hereby probated for a period of Five (5) Years.

APPROVED: PAUL O. SILMS  
Assistant U. S. Attorney.

F. E. KENNAMER  
JUDGE

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 9059 - Criminal.
		)
SEARCY FRAZIER, JOHN ROWE and CLIFTON KIMBLE,		)
alias CLIFF KIMBLE,	Defendant.	)

Now on this 7th day of June, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant Searcy Frazier appearing in person and by counsel, B. C. Franklin. Defendant Clifton Kimble alias Cliff Kimble is present in person and by counsel, W. N. Gaben. Now at this time, Defendant Searcy Frazier withdraws his former plea of not guilty to Counts 1 and 2 and now enters a plea of guilty to Counts 1 and 2 as heretofore charged herein. And thereafter, Defendant Clifton Kimble alias Cliff Kimble pleads true name to be Clifton Kimble and both sides announce ready for trial herein. A trial by jury is duly waived in open court. All witnesses are sworn in open court and opening statements of counsel are made. The Plaintiff introduces evidence and proof with the following witnesses: W. P. Smith, John Rowe, Searcy Frazier. And thereafter, the Plaintiff rests. Thereupon, the Defendant introduces evidence and proof with the following witness: Clifton Kimble. And thereafter, both sides rest. Thereupon, it is ordered by the Court, after being fully advised in the premises herein, that Defendant Clifton Kimble be and he is hereby acquitted and discharged. Now at this time, it is ordered by the Court that judgment and sentence be imposed on defendants John Rowe and Searcy Frazier as follows, to-wit:

JOHN ROWE

Be placed on probation for a period of Two (2) Years during good behavior or until the further order of the Court.

SEARCY FRAZIER

CAPTION OMITTED) JUDGMENT AND COMMITMENT

On this 7th day of June, 1938, came the United States Attorney, and the defendant Searcy Frazier, appearing in proper person, and by counsel, B. C. Franklin and

The defendant having been convicted on his plea of guilty of the offense charged in the Indictment in the above-entitled cause to wit: conspire to and make false schedule on bond, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the

Attorney General for imprisonment in an institution of the Jail type to be designated by the Attorney General or his authorized representative for the period of

Forty-five (45) Days.

Said sentence of confinement in this case shall run concurrent to the sentence imposed in Criminal Case No. 9060.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: JOE W. HOWARD  
Asst. U. S. Atty.

F. E. KENNAMER  
JUDGE.

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 9063 - Criminal.
		)
LUCIAN HAMNER, alias CECIL JOHNSTON,	Defendant.	)

Now on this 7th day of June, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant Lucian Hamner alias Cecil Johnston appearing in person. Defendant is arraigned, pleads true name to be Lucian Hamner and enters a plea of guilty as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court that judgment and sentence be imposed as follows:

(CAPTION OMITTED) JUDGMENT AND COMMITMENT

On this 7th day of June, 1938, came the United States Attorney, and the defendant Lucian Hamner appearing in proper person, and

The defendant having been convicted on plea of guilty of the offense charged in the indictment in the above-entitled cause to wit: Transportation of stolen automobile, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the Training School for Boys type to be designated by the Attorney General or his authorized representative for the period of:

Four (4) Years

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: JOE W. HOWARD  
Assistant U. S. Attorney

F. E. KENNAMER  
JUDGE.

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SPECIAL MARCH 1938 TERM

TUESDAY, JUNE 7, 1938

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 9090 - Criminal.
		)
ALFONZO CRIGER,	Defendant.	)

Now on this 7th day of June, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant appearing in person and by counsel, C. T. Byrd. Both sides announce ready for trial. A trial by jury is duly waived in open court and opening statements of counsel are made. All witnesses are sworn in open court. The Plaintiff introduces evidence and proof with the following witnesses: Nellie Crocker, Mr. Osborn, Tom Mason, Nettie Jockers. And thereafter, the Plaintiff rests. Defendant rests. Court adjudged Defendant guilty to Counts 1 and 2 and it is now ordered that judgment and sentence be imposed as follows:

(CAPTION OMITTED) JUDGMENT AND COMMITMENT

On this 7th day of June, 1938, came the United States Attorney, and the defendant Alfonso Criger appearing in proper person and by counsel, C. T. Byrd.

The defendant having been convicted on Verdict of guilty by Court of the offense charged in the indictment in the above-entitled cause, to wit: Possess and pass counterfeit coins, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the attorney General for imprisonment in an institution of the Penitentiary type to be designated by the attorney General or his authorized representative for the period of

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

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: JOE W. HOWARD  
Assistant U. S. Attorney.

F. E. KENAMER  
JUDGE

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 9124 - Criminal.
		)
ZELLA SIMPSON and CLYDE HAYES,	Defendants.	)

Now on this 7th day of June, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant Clyde Hayes appearing in person and by counsel, Primus Wade and Defendant Zella Simpson appearing in person. Now at this time, Defendants Clyde Hayes and Zella Simpson withdraw their former pleas of not guilty and now enter pleas of guilty as heretofore charged herein. Thereupon, it is ordered by the Court that judgment and sentence be now imposed as follows:

ZELLA SIMPSON

(CAPTION OMITTED) JUDGMENT AND COMMITMENT

On this 7th day of June, 1938, came the United States Attorney, and the defendant

Lella Simpson appearing in proper person, and

The defendant having been convicted on plea of guilty of the offense charged in the Indictment in the above-entitled cause to wit: Steal mail from authorized depository for mail matter in the possession and custody of a post office establishment of the United States, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the Federal Institution for Women type to be designated by the Attorney General or his authorized representative for the period of

Three (3) Years

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: PAUL O. SIMMS  
Assistant U. S. Attorney  
F. E. KENNAMER  
JUDGE

CLYDE HAYES

CAPTION OMITTED) JUDGMENT AND COMMITMENT

On this 7th day of June, 1938, came the United States Attorney, and the defendant Clyde Hayes appearing in proper person, and by counsel, Primus Wade, and,

The defendant having been convicted on plea of guilty of the offense charged in the indictment in the above-entitled cause to wit Steal mail from authorized depository for mail matter in the possession and custody of a post office establishment of the United States, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the Penitentiary type to be designated by the Attorney General or his authorized representative for the period of

Three (3) Years

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: PAUL O. SIMMS  
Assistant U. S. Attorney  
F. E. KENNAMER  
JUDGE

UNITED STATES OF AMERICA, Plaintiff, )  
-vs- ) No. 9133 - Criminal.  
JULIAN HAMNER alias CECIL JOHNSTON, Defendant. )

Now on this 7th day of June, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant appearing in person. The Defendant is arraigned and enters a plea of not guilty as charged in the Indictment heretofore filed herein. Defendant



UNITED STATES OF AMERICA, Plaintiff, )  
 )  
 -vs- ) No. 8959 - Criminal.  
 )  
 ALPH RATHBUN, Defendant. )

CAPTION OMITTED) JUDGMENT AND COMMITMENT

On this 8th day of June, 1938, came the United States Attorney, and the defendant  
 alph Rathbun appearing in proper person and by counsel, Preston Davis, and,

The defendant having been convicted on his plea of guilty of the offense charged  
 a the Indictment in the above-entitled cause, to wit: Possession of unregistered still and untax  
 aid liquor with intent to sell, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the  
 ttorney General for imprisonment in an institution of the reformatory type to be designated by  
 he Attorney General or his authorized representative for the period of

Count Two - One (1) Year and One (1) Day  
 Count One - Dismissed

IT IS FURTHER ORDERED that the defendant, Ralph Rathbun, be and he is hereby probated  
 n Count Two for a period of Fifteen (15) Months.

APPROVED: JOE W. HOWARD F. E. KENNAMER  
 Asst. U. S. Atty. JUDGE

UNITED STATES OF AMERICA, Plaintiff, )  
 )  
 -vs- ) No. 8991 - Criminal.  
 )  
 MITCHELL M. BROWN and TOM WEBBER, Defendants. )

Now on this 8th day of June, A. D. 1938, comes the United States Attorney, repre-  
 senting the Government herein and the defendant Tom Webber appearing in person and by counsel,  
 Charles Mason. Defendant Tom Webber waives arraignment herein and enters a plea of guilty as  
 charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court that  
 defendant be placed on probation for a period of Two (2) years during good behavior or until the  
 further order of the Court. (F.E.K. Judge).

UNITED STATES OF AMERICA, Plaintiff, )  
 )  
 -vs- ) No. 9038 - Criminal.  
 )  
 HARRY BURTON, Defendant. )

Now on this 8th day of June, A. D. 1938, comes the United States Attorney, repre-  
 senting the Government herein and the defendant appearing in person and by counsel, R. A. Dixon.  
 Now at this time, Defendant withdraws his former plea of not guilty and now enters a plea of guilty  
 as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court, upon  
 recommendation of the U. S. Attorney, that Defendant be and he is hereby placed on probation for a  
 period of two (2) years during good behavior or until the further order of the Court. (F.E.K. Judge)



UNITED STATES OF AMERICA,

Plaintiff,

-vs-

No. 9051 - Criminal.

GEORGE ARNOLD and ALBERT JONES, alias  
ASBURY JONES,

Defendants.

Now on this 8th day of June, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant George Arnold appearing in person and by counsel, C. L. Smith. Now at this time, Defendant withdraws his former plea of not guilty to Counts 1 and 2 and now enters a plea of guilty to Counts 1 and 2 as charged in the indictment heretofore filed herein. Defendant Albert Jones alias Asbury Jones is present in person and by counsel, W. N. Maben. Defendant pleads true name to be Albert Jones. Both sides announce ready for trial. A trial by jury is duly waived in open court and all witnesses are sworn in open court. The Plaintiff introduces evidence and proof with the following witnesses: Harry Brill, Ike Wilkinson. And hereafter, the Plaintiff rests. Thereupon, the Defendant introduces evidence and proof with the following witnesses: Albert Jones and George Arnold. And thereafter, both sides rest. Thereupon, after being fully advised in the premises, the Court adjudged defendant Albert Jones not guilty as charged to Counts 1 and 2 and said Defendant is acquitted and discharged. Now at this time, it is ordered by the Court that judgment and sentence be imposed on defendant George Arnold as follows: Be placed on probation for a period of eighteen (18) months during good behavior or until the further order of the Court. (F.E.K. Judge).

UNITED STATES OF AMERICA,

Plaintiff,

-vs-

No. 9056 - Criminal.

JOHN DEAN, WILLIAM WATSON, GRANT L. DAVISON  
and EDDIE DURHAM,

Defendants.

Now on this 8th day of June, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendants William Watson, Grant L. Davison and Eddie Durham appearing in person. Defendant William Watson is represented by C. T. Byrd. Thereupon, a trial by jury is waived in open court by defendant Watson. Grant L. Davison is present in person and represented by counsel Harry Seaton and enters a plea of guilty to Counts 1, 2 and 3, as charged in the indictment heretofore filed herein. Defendant Eddie Durham is represented by W. N. Maben and waives a trial by jury in open court. Now at this time, Defendant John Dean withdraws his former plea of not guilty and now enters a plea of guilty to Counts 1, 2 and 3 as heretofore charged. Thereupon, case comes on for trial as to defendant William Watson and Eddie Durham. All witnesses are sworn in open court. The Plaintiff introduces evidence and proof with the following witnesses: Wm. Wolverton, C. C. Choate, John Dean. And thereafter, the Plaintiff rests. Thereupon, the Defendant introduces evidence and proof with the following witnesses: William Watson, Eddie Durham. And thereafter, the Defendants rest. Thereupon, the Plaintiff offers in rebuttal testimony of John Dean and George Carver. And thereafter, the Defendants offer in surrebuttal testimony of Mrs. William Watson, William Wolverton. And thereafter, both sides rest. Thereupon, after being fully advised in the premises, it is ordered by the Court that Defendant William Watson be adjudged guilty to Counts 1, 2 and 3; Defendant Eddie Durham is adjudged guilty to Counts 1, 2 and 3 as heretofore charged. Thereupon, it is ordered by the Court that judgment and sentence be imposed as follows:

WILLIAM WATSON

Judgment and sentence passed thirty (30) Days.

(CAPTION OMITTED)

JUDGMENT AND COMMITMENT

On this 8th day of June, 1938, this cause came regularly on for trial, and the

defendant, William Watson, appearing in proper person, and by counsel, C. T. Byrd, and plaintiff being represented by Joe W. Howard, Assistant United States Attorney, the trial thereon is resumed, at the conclusion of which it appearing to the court that the defendant was under the influence of intoxicating liquor and in a drunken condition, and the court being fully advised in the premises, finds that he should be adjudged guilty of contempt.

IT IS THEREFORE ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for a period of thirty (30) days, for imprisonment in a jail designated by the Attorney General, or his authorized representative.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: JOE W. HOWARD,  
Assistant U. S. Attorney

F. E. KENNAMER  
JUDGE

JOHN DEAN

(CAPTION OMITTED)

JUDGMENT AND COMMITMENT

On this 8th day of June, 1938, came the United States Attorney, and the defendant, John Dean, appearing in proper person and

The defendant having been convicted on plea of guilty of the offense charged in the indictment in the above-entitled cause, to wit: Possess unregistered still and apparatus, non-tax paid liquor, and conspiracy to transport and sell non-tax paid distilled spirits and intoxicating liquors, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the Penitentiary type to be designated by the Attorney General or his authorized representative for the period of

- Count One - Dismissed
- Count Two - Three (3) Years
- Count Three - Dismissed

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: JOE W. HOWARD  
Assistant U. S. Attorney

F. E. KENNAMER  
JUDGE

EDDIE DURHAM

(CAPTION OMITTED)

JUDGMENT AND COMMITMENT

On this 8th day of June, 1938, came the United States Attorney, and the defendant, Eddie Durham appearing in proper person and by counsel, W. n. Maben, and,

The defendant having been convicted on verdict of guilty by Court of the offense charged in the indictment in the above-entitled cause to wit: Possess unregistered still and apparatus non-tax paid liquor, and conspiracy to transport and sell non-tax paid distilled spirits and intoxicating liquors, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the attorney General for imprisonment in an institution of the Penitentiary type to be designated by the attorney General or his authorized representative for the period of

- Count One - Dismissed
- Count Two - Three (3) Years
- Count Three - Dismissed

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: JOE W. HOWARD  
Assistant U. S. Attorney

F. E. KENNAMER  
JUDGE

GRANT L. DAVISON

(CAPTION OMITTED) JUDGMENT AND COMMITMENT

On this 8th day of June, 1938, came the United States Attorney, and the defendant Grant L. Davison appearing in proper person, and by counsel, Harry Seaton and,

The defendant having been convicted on plea of guilty of the offense charged in the indictment in the above-entitled cause, to wit: Possess unregistered still and apparatus, non-tax paid liquor, and conspiracy to transport and sell non-tax paid distilled spirits and intoxicating liquors, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the attorney General for imprisonment in an institution of the Penitentiary type to be designated by the attorney General or his authorized representative for the period of

- Count Two - Five (5) Years
- Count One - Two (2) Years
- Count Three- Five (5) Years, and a fine of One Hundred (\$100.00) Dollars on execution and a penalty of Five Hundred (\$500.00) Dollars on execution. Said sentence of confinement in Counts One and Three shall run concurrent to the sentence imposed in Count Two.

IT IS FURTHER ORDERED THAT the defendant, Grant L. Davison, be and he is hereby probated for a period of Five (5) Years on Counts One, Two and Three.

APPROVED: JOE W. HOWARD  
Assistant U. S. Attorney

F. E. KENNAMER  
JUDGE

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UNITED STATES OF AMERICA, Plaintiff, )  
 )  
 -vs- ) No. 9065 - Criminal.  
 )  
 DAN McLAUGHLIN, BUD J. McLAUGHLIN, and )  
 BENONA F. WHITTEMORE, Defendants. )

Now on this 8th day of June, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendants Dan McLaughlin, Bud J. McLaughlin and Benona F. Whittemore appearing in person. Now at this time, all Defendants announce ready for trial and a trial by jury is duly waived in open court. All witnesses are sworn. The Plaintiff introduces evidence and proof with the following witnesses: Harry Brill, Wm. Wolverton. And thereafter, the Plaintiff rests. Thereupon, the Defendants introduce evidence and proof with the following witnesses: Bud J. McLaughlin, Dan McLaughlin, Benona F. Whittemore. And thereafter, the Defendants rest. Thereupon, the Plaintiff offers in rebuttal testimony of Mr. Myers. And thereafter, both sides rest. Thereafter, it is ordered by the Court, after being fully advised in the premises, that defendant Benona F. Whittemore be acquitted herein and now discharged. It is further ordered by the Court that Defendants Bud J. McLaughlin be and he is hereby adjudged guilty to Counts 1 and 2 as charged, and that judgment and sentence be imposed as follows:

DAN McLAUGHLIN

(CAPTION OMITTED)

JUDGMENT AND COMMITMENT

On this 8th day of June, 1938, came the United States Attorney, and the defendant Dan McLaughlin appearing in proper person, and

The defendant having been convicted on his plea of guilty of the offense charged in the Indictment in the above-entitled cause to wit:

Possession of unregistered still and untax paid liquor with intent to sell,

IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the jail type to be designated by the Attorney General or his authorized representative for the period of

Count Two - Ninety (90) Days

IT IS FURTHER ORDERED that the defendant, Dan McLaughlin, be and he is hereby probated on Count One for a period of Two (2) Years, beginning at the expiration of sentence imposed in Count Two.

IT IS FURTHER ORDERED that the defendant, Dan McLaughlin, be and he is hereby probated on Count One for a period of Two (2) years, beginning at the expiration of sentence imposed in Count Two.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: PAUL O. SIMMS  
Asst. U. S. Atty.

F. E. KENNAMER

BUD J. McLAUGHLIN

(CAPTION OMITTED)

JUDGMENT AND COMMITMENT

On this 8th day of June, 1938, came the United States Attorney, and the

defendant Bud J. McLaughlin appearing in proper person, and

The defendant having been convicted on verdict of guilty of the offense charged in the Indictment in the above-entitled cause to wit:

Possession of unregistered still and untax paid liquor with intent to sell, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the jail type to be designated by the Attorney General or his authorized representative for the period of

Count Two - Ninety (90) Days

IT IS FURTHER ORDERED that the defendant, Bud J. McLaughlin, be and he is hereby probated on Count One for a period of Two(2) Years, beginning at the expiration of sentence imposed in Count Two.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

APPROVED: PAUL O. SIMMS  
Asst. U. S. Atty.

F. E. KENNAMER  
JUDGE

UNITED STATES OF AMERICA, Plaintiff, )  
-vs- ) No. 9087 - Criminal.  
THOMAS H. BRUTON, Defendant. )

Now on this 8th day of June, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant appearing in person and by counsel, C. T. Byrd. Now at this time, Defendant withdraws his former plea of not guilty and now enters a plea of guilty as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court that Defendant be placed on probation for a period of Fifteen (15) Months during good behavior or until the further order of the Court. (F.E.K. Judge).

UNITED STATES OF AMERICA, Plaintiff, )  
-vs- ) No. 9089 - Criminal.  
JACK BRUTON, Defendant. )

Now on this 8th day of June, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant Jack Bruton appearing in person and by counsel, C. T. Byrd. Now at this time, Defendant withdraws his former plea of not guilty to Counts 1 and 2 and now enters a plea of guilty to Counts 1 and 2 as heretofore charged herein. Thereupon, it is ordered by the Court that Defendant be placed on probation for a period of Fifteen (15) Months during good behavior or until the further order of the Court. (F.E.K.J)

SPECIAL MARCH 1938 TERM

WEDNESDAY, JUNE 8, 1938

UNITED STATES OF AMERICA,	Plaintiff,	)	
		)	
-vs-		)	No. 9103 - Criminal.
ALBERT STEELE, MARION SIMMONS, SAVOY		)	
ALEXANDER and TAL ALEXANDER,	Defendants.	)	

Now on this 8th day of June, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendants Albert Steele, and Marion Simmons, appearing in person. Now at this time, Defendants Albert Steele and Marion Simmons each withdraw their former plea of not guilty to Counts 1 and 2 and each now enters a plea of guilty to Counts 1 and 2 as heretofore charged herein. Thereupon, it is ordered by the Court that judgment and sentence be now imposed as follows:

ALBERT STEELE

Be placed on probation for a period of Fifteen (15) Months during good behavior or until the further order of the Court.

MARION SIMMONS

Be placed on probation for a period of Fifteen (15) Months during good behavior or until the further order of the Court.

SAVOY ALEXANDER

Be placed on probation for a period of Fifteen (15) Months during good behavior or until the further order of the Court.

TAL ALEXANDER

Be placed on probation for a period of Fifteen (15) Months during good behavior or until the further order of the Court.

(F.E.K. Judge).

UNITED STATES OF AMERICA,	Plaintiff,	)	
		)	
-vs-		)	No. 9106 - Criminal.
ELMER L. WELLS,	Defendant.	)	

Now on this 8th day of June, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant appearing in person and by counsel, C. T. Byrd. Now at this time, Defendant withdraws his former plea of not guilty and now enters a plea of guilty, as charged in the Indictment heretofore filed herein. Thereupon, it is ordered by the Court that Defendant be and he is hereby placed on probation for a period of Fifteen (15) Months during good behavior or until the further order of the Court. (F.E.K. Judge).





period of two years during his good behavior or until further of the court, after said defendant has served the thirty day sentence under the first count.

F. E. KENNAMER  
JUDGE.

W. C. SIMS  
Assistant U. S. Attorney

ENDORSED: Filed Jun 9 1938  
H. P. Warfield, Clerk  
U. S. District Court AC

WESTER OLIVER, )  
Plaintiff, )  
-vs- ) No. 2449 - Law.  
 )  
F. W. COOK COMPANY, A CORP., )  
Defendant. )

Now on this 9th day of June, A. D. 1938, it is ordered by the Court that the above cause be and it is hereby dismissed for want of prosecution at the cost of the Plaintiff. (F.E.K. Judge).

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

W. C. Ferguson, as Administrator De )  
bonis Non of the Estate of Charlie )  
Widing Up, deceased, ) Plaintiff, )  
vs. ) No. 2521 Law. )  
 )  
United States of America, )  
Defendant. )

O R D E R

Now on this 9th day of June, 1938, this cause came on to be heard on plaintiff's motion to dismiss without prejudice, filed herein on June 7, 1938, and the Court being fully advised in the premises, finds that said cause should be dismissed.

IT IS THEREFORE ORDERED that said cause be, and the same hereby is dismissed, without prejudice, at plaintiff's cost.

F. E. KENNAMER  
JUDGE

ENDORSED: Filed Jun 9 1938  
H. P. Warfield, Clerk  
U. S. District Court B

SPECIAL MARCH 1938 TERM

THURSDAY, JUNE 9, 1938

HARRY S. DeLONG, a minor, by mother and next friend SUE DeLONG,	Plaintiff,	) No. 2528 - Law.
-vs-	)	
WENKINS MUSIC CO. A CORP.,	Defendant.	

Now on this 9th day of June, A. D. 1938, the above styled case is called for trial. Both sides present and announce ready for trial. A jury is duly empaneled and sworn as to qualifications. Both sides waive challenges. Thereupon, the jury sworn to try said cause and a true verdict render, is as follows: C. C. McCreary, P. H. Hillin, Loren Crabaugh, E. W. Coppock, P. D. Humes, J. E. Painter, Amos Patterson, Jot A. Cline, G. E. Chambers, Preston Sharp, E. F. Hill, C. J. Wade. All witnesses are sworn in open court and opening statements of counsel are made. The Plaintiff introduces evidence and proof with the following witnesses: Gene McClure, Harry S. DeLong, Sue DeLong, Dr. R. Z. Atcheley. 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 Plaintiff continues with the following testimony: Dr. W. F. Larrabee. And thereafter, the Plaintiff rests. Thereupon, the Defendant demurs to the evidence introduced herein which demurrer is overruled, reserving legal questions raised. Exceptions allowed. And thereafter, it is ordered by the Court that Defendant be permitted to further cross-examine plaintiff Harry S. DeLong. And thereafter, the Defendant introduces evidence and proof with the following witnesses: Harold E. Creigh, June Creigh, M. L. Northway, Claud Rinkler, J. C. Rinkler. And thereafter, the following Plaintiff's witnesses are called in rebuttal by agreement herein: Gene McClure, Harry S. DeLong. And thereafter, the hour for adjournment having arrived, the jury is admonished and court is adjourned to 9:30 o'clock A.M., June 10, 1938.

L. G. COOPER, ET AL,	Plaintiff,	) No. 2532 - Law.
-vs-	)	
THE TRIBUNE PUBLISHING CO.,	Defendant.	

Now on this 9th day of June, A. D. 1938, it is ordered by the Court that the above case be and it is hereby dismissed for want of prosecution at the cost of the Plaintiff. (F. E. K. Judge).

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

United States of America,	Plaintiff,	) No. 2540 Law.
vs.	)	
I. T. Walker, J. E. Mavity and E. B. Preston,	Defendants.	

JOURNAL ENTRY OF JUDGMENT

Now on this 9th day of June, 1938, this cause came on to be heard in open court before Honorable F. E. Kennamer, Judge presiding, on the petition of plaintiff and the default of

the defendant, J. E. Mavity; and plaintiff appearing by Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, and Chester A. Brewer, Assistant United States Attorney for said district; and it being shown to the court that the defendant, J. E. Mavity has been regularly served with summons in this cause more than 30 days prior to this date, and that said defendant has failed to answer, demur or otherwise plead herein, he is by the Court declared to be in default, and the Court finds that plaintiff is entitled to judgment against said defendant as prayed in the petition herein.

It being further shown to the Court that the defendant, E. B. Preston, is now deceased, and that the defendant, H. T. Walker, has not been served with summons in this cause of action for the reason that he is a non-resident of the State of Oklahoma, the Court finds that this cause of action should be dismissed as to the defendants, E. B. Preston and H. T. Walker.

IT IS THEREFORE THE ORDER of the Court that plaintiff, in its own behalf and in behalf of the heirs of Bird Tuman, deceased Osage Allottee No. 206, have judgment against the Defendant, J. E. Mavity, in the sum of \$40.00, with interest thereon at the rate of 6% per annum from November 1, 1932, until paid, and for all costs of this action.

IT IS THE FURTHER ORDER of the Court that said cause be, and the same hereby is dismissed as to the defendants, H. T. Walker and E. B. Preston.

F. E. KENNAMER  
 JUDGE

CHESTER A. BREWER  
 United States Attorney

WHIT Y. MAUZY  
 Assistant United States Attorney

ENDORSED: Filed In Open Court  
 Jun 9 1938  
 H. P. Warfield, Clerk  
 U. S. District Court ME

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

United States of America,	Plaintiff,	)
		)
-vs-		) No. 2546 Law.
		)
L. R. Canary, Guy Doughty and J. E. Thompson,	Defendants.	)

JOURNAL ENTRY OF JUDGMENT

Now on this 9th day of June, 1938, this cause came on regularly to be heard in open court before Honorable F. E. Kennamer, Judge presiding, on the petition of the plaintiff and the default of the defendants; and plaintiff appearing by Whit Y. Mauzy, United States attorney for the Northern District of Oklahoma, and Chester A. Brewer, Assistant United States attorney for said District; and it being shown to the Court that each of the above named defendants has been regularly served with summons in this cause more than 30 days prior to this date, and that neither of said defendants has appeared, answered, demurred or otherwise pleaded herein, they are by the Court, declared to be in default, and the Court finds that plaintiff is entitled to judgment as prayed in its petition herein.





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

UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 2632 - Law.  
Louise Malone, J. B. Steiner and W. C. )  
Garrison, Defendants. )

JOURNAL ENTRY OF JUDGMENT

Now on this 9th day of June, 1938, the same being one of the regular days of the Special March A. D. 1938 Term of said court, the above matter coming on for hearing before the court on motion of the United States Attorney, and the court being fully advised in the premises, finds:

That on the 2nd day of December, 1937, the defendant, Louise Malone, in this court, gave bond in the sum of \$1,000 with the above named defendants, J. B. Steiner and W. C. Garrison, as sureties thereon, which said bond was thereafter duly and regularly approved and filed as provided by law, the material condition of said bond being that the said defendant, Louise Malone, should appear before this court as a witness for plaintiff in a case then and there pending against George Davis, alias George Hutchins, Criminal Cause No. 9026, on the 1st day of the next term of this court and from time to time thereafter to which said cause might be continued.

That on the 16th day of February, 1938, the said defendant, Louise Malone, failed to appear as such witness in said criminal cause then and there pending against said George Davis, alias George Hutchins, in this said court, in accordance with the terms and conditions of said bond, and whereupon said bond was duly forfeited by order of the court on said date, and a scire facias issued against the defendants Louise Malone, and the other above named defendants, J.B. Steiner and W. C. Garrison, commanding them to appear before this court and show cause why the forfeiture of said bond should not become absolute. Said scire facias was duly returned by the United States Marshal showing that service had been had upon the said sureties J. B. Steiner and W. C. Garrison on the 14th & 16th days of March, 1938; that since said date neither of said sureties has appeared and made showing of any legal cause why said forfeiture should not be made absolute; that said Louise Malone has not been served with said scire facias in this case but return has been made on said scire facias that Louise Malone could not be found within the Northern District of Oklahoma.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT that the forfeiture heretofore taken upon the bond herein, be, and the same is hereby made absolute, and judgment is hereby rendered in favor of the United States against the above named defendantx, J. B. Steiner and W. C. Garrison, sureties on the said bond, in the sum of \$1,000, with interest thereon at the rate of 6% per annum from February 16, 1938, until paid, and for the costs of this action, for all of which let execution issue.

K JOE W. HOWARD  
Assistant U. S. Attorney

F. E. KENNAKER  
JUDGE

FORWARDED: Filed In Open Court  
Jun 9 1938  
H. P. Warfield, Clerk  
U. S. District Court ME

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

United States of America,	Plaintiff,	)
		)
vs.		) No. 2641 Law.
		)
J. A. Harrell, L. Standridge and Jess Rains,	Defendants.	)

JOURNAL ENTRY OF JUDGMENT

Now on this 9th day of June, 1938, this cause came on to be heard in open court before Honorable F. E. Kennamer, Judge presiding, on the petition of plaintiff, and the default of the defendants; and plaintiff appearing by Whit Y. Mauzy, United States Attorney, for the Northern District of Oklahoma, and Chester A. Brewer, Assistant United States Attorney for said district, and it being shown to the court that each of the above named defendants has been regularly served with summons in this cause more than 30 days prior to this date, and each of said defendants has failed to answer, demur or otherwise plead herein, they are by the Court declared to be in default, and the Court finds that plaintiff is entitled to judgment as prayed in its petition herein.

IT IS THEREFORE THE ORDER AND JUDGMENT of the Court that plaintiff, in its own behalf and in behalf of Ida Bighorse, Osage Allottee No. 558, have judgment against the defendants J. A. Harrell, L. Standridge and Jess Rains, and each of them, in the sum of \$175.00, with interest hereon at the rate of 6% per annum from January 1, 1936, until paid, and for all costs of this action.

F. E. KENNAMER  
JUDGE

W. K. WHIT Y. MAUZY  
United States Attorney

CHESTER A. BREWER  
Assistant United States Attorney

ENDORSED: Filed In Open Court  
Jun 9 1938  
H. P. Warfield, Clerk  
U. S. District Court ME

-----  
Court adjourned to June 10, 1938.



- (14) Daisy Marley, et al
- (15) M. Bowman, 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 8 day of June, 1938.

F. E. KENNAMER  
Judge of the District Court.

ENDORSED: Filed Jun 10 1938  
H. P. Warfield, Clerk  
U. S. District Court

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

Edna Spruill, as administratrix of the estate of Amo R. Cunningham, deceased,  
Plaintiff,  
vs.  
Reserve Loan Life Insurance Company, a corp.,  
I. S. Woofter and Bessie Woofter, Defendants.  
The Fourth National Bank of Tulsa, Oklahoma,  
and J. W. Cunningham brought in on the cross-petition of defendants I. S. Woofter and Bessie Woofter, as additional defendants.

No. 2456 Law. ✓

ORDER ENLARGING TIME FOR DOCKETING AND FILING RECORD ON APPEAL

Upon the petition of I. S. Woofter and Bessie Woofter, and for good and sufficient cause shown it is this 10th day of June, 1938.

ORDERED that the time for docketing the above entitled case and filing a transcript of the record therein in the United States Circuit Court of Appeals for the Tenth Circuit be, and the same hereby is enlarged and extended until and including the 1st day of July, 1938; and that this order of enlargement be filed with the Clerk of the United States Circuit Court of Appeals for the Tenth Circuit.

In Chambers, this 10 day of June, 1938.

F. E. KENNAMER  
UNITED STATES DISTRICT JUDGE

ENDORSED: Filed Jun 10 1938  
H. P. Warfield, Clerk  
U. S. District Court E

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

SPECIAL MARCH 1938 TERM

FRIDAY, JUNE 10, 1938

HARRY S. deLONG, a minor, by mother and	)	
next friend SUE DeLONG,	Plaintiff,	)
		) No. 2528 - Law.
-vs-	)	
JENKINS MUSIC CO. A CORP.,	Defendant.	)

Now on this 10th day of June, A. D. 1938, court is again in session. All parties present as heretofore and the jury, each and every member present and in the box. The Defendant continues with their introduction of evidence and proof with the following testimony: Dr. Wade Sisler and Harold E. Creigh. And thereafter, the Defendant rests. Thereupon, the Plaintiff offers in rebuttal testimony of Gene Salthouse. And thereafter, the Plaintiff rests. Thereupon, the Defendant renews their demurrer and moves for a directed verdict herein which demurrer and motion is, by the Court, overruled and exceptions allowed. 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, the jury returns into open court to receive further instructions and said instructions are given and the jury again retires to further deliberate 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: to -wit:

VERDICT

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

HARRY S. DeLONG,	Plaintiff,	)
vs.		) Case No. 2528 Law.
JENKINS MUSIC CO.,		)
a corporation,	Defendant.	)

We, the jury in the above-entitled cause, duly impaneled and sworn, upon our oaths find for the defendant.

E. F. HILL,  
Foreman.

FILED In Open Court  
Jun 10 1938  
H. P. Warfield, Clerk  
U. S. District Court

And thereafter, the jury having announced this to be their true verdict herein, it is ordered by the Court that said jury be discharged from further consideration of said case. Thereupon, it is ordered by the Court that judgment for Defendant and against the Plaintiff on the verdict be and it is hereby entered. Exceptions allowed, to Plaintiff to verdict and judgment. (F.E.K. Judge).

-----

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

EVA CARR,	Plaintiff,	)	
		)	
vs		)	No. 2587 - L
		)	
CONTINENTAL BAKING COMPANY, a corporation,	Defendant.	)	

O R D E R

Now, on this 10th day of June, 1938, the above coming on for hearing upon motion of the plaintiff for permission to dismiss this cause without prejudice and the court being advised in the premises, finds that the same should be granted.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that this cause be and the same hereby is dismissed without prejudice at the cost of the plaintiff.

F. E. KENNAMER  
JUDGE

ENDORSED: Filed Jun 10 1938  
H. P. Warfield, Clerk  
U. S. District Court H

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

PRICY M. MILLER,	Plaintiff,	)	
		)	
vs.		)	No. 2624 - Law.
		)	
SANTA FE TRAILS TRANSPORTATION COMPANY, a corporation,	Defendant.	)	

DISMISSAL WITH PREJUDICE

Comes now the plaintiff, Pricy M. Miller, and dismisses this action with prejudice to the bringing of any future action, at the cost of the defendant.

Dated this 8 day of June, 1938.

PRICY M. MILLER  
Plaintiff

WARD, JUSTUS & WARD  
By JOHN F. WARD, JR.  
Attorneys for Plaintiff

It is ordered by the court that the above styled and numbered case be, and the same is, hereby dismissed at the cost of the defendant.  
Dated this 10th day of June, 1938.

ENDORSED: Filed Jun 10 1938  
H. P. Warfield, Clerk  
U. S. District Court

F. E. KENNAMER  
U. S. District Judge

Court adjourned to June 13, 1938

SPECIAL MARCH 1938 TERM

TULSA, OKLAHOMA

MONDAY, JUNE 13, 1938

On this 13th day of June, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, U. S. Marshal.

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

MISCELLANEOUS - ORDER FOR ADDITIONAL PETIT JURORS.

On this 13th day of June, A. D. 1938, 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 four good and lawful men, duly qualified, to serve as petit jurors for this Special March 1938 Term of said Court.

Thereupon, the Marshal returns the names of F. J. Ossenbeck, J. F. Russell, Lynn Lebew and A. L. Bourquin, who are examined by the Court, and all are accepted as petit jurors for this Special March 1938 Term of Court.

MISCELLANEOUS - ORDER OF REMOVAL.

Now on this 13th day of June, A. D. 1938, it is ordered by the Court that Eddie Bragg, alias Eddie Falls, alias Eddie Falles be and he is hereby removed from the Northern District of Oklahoma to the District of Kansas. (F.E.K. Judge).

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 9094 - Criminal.
		)
THOMAS LLOYD EMBRY,	Defendant.	)

Now on this 13th day of June, A. D. 1938, comes the United States Attorney, representing the Government herein and the defendant appearing in person and by counsel, Heber Finch. Now at this time, it is ordered by the Court that defendant be and he is hereby placed on probation for a period of three (3) Years during good behavior or until the further order of the court, all upon recommendation of the U. S. Attorney. (F.E.K. Judge).

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

Rosie Bell Stand,	Plaintiff,	)
		)
vs.		) No. 2423 Law.
		)
The United States of America,	Defendant.	)

ORDER EXTENDING TIME TO FILE BILL OF EXCEPTIONS

Now on this 13th day of June, 1938, for good cause shown, it is ordered that

the defendant in the above entitled case be and it is granted 60 days from this date to file its bill of exceptions in said cause.

F. E. KENNAMER  
UNITED STATES DISTRICT JUDGE.

ENDORSED: Filed Jun 13 1938  
H. P. Warfield, Clerk  
U. S. District Court AC

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

JENNIE B. CLAY, Administratrix of the )  
estate of Allen P. Clay, deceased, ) Plaintiff, )  
vs. ) No. 2547 - L.  
SISTERS OF THE SORROWFUL MOTHER, a )  
corporation, et al., ) Defendants. )

ORDER SUSTAINING DEMURRER AND OVERRULING MOTIONS

THIS CAUSE COMING on to be heard on this the 16th day of May, 1938, one of the regular court days of this court, on the separate motion of the Sisters of the Sorrowful Mother, a corporation, to require plaintiff to give security for costs and counsel for said movant having in open court withdrawn said motion,

IT IS THE ORDER, JUDGMENT AND DECREE OF THE COURT that said motion be and it is hereby withdrawn and thereupon this cause coming on to be heard on the motion of the plaintiff to require the defendant, Sisters of the Sorrowful Mother, a corporation, to make its separate answer more definite and certain and the court having heard said motion and being well and truly advised in the premises finds that said motion should be denied.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that said motion to make the separate answer of the defendant, Sisters of the Sorrowful Mother, a corporation, more definite and certain be and the same is hereby denied and overruled, to which action of the court in overruling and denying said motion, said plaintiff excepts, and said exception is allowed.

Thereupon this cause coming on to be heard on the demurrer of the plaintiff to paragraph 6 of the separate answer of the defendants, Sisters of the Sorrowful Mother, and argument having been heard in support of said demurrer as to said paragraph in said answer and against the same, and the court finding that it has jurisdiction to entertain said demurrer and enter an order thereon, finds that said demurrer should be sustained.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that said demurrer of said plaintiff to paragraph 6 of the separate answer of the Sisters of the Sorrowful Mother, be and the same is sustained, to which action of the court in sustaining said demurrer, said defendant, Sisters of the Sorrowful Mother, excepts, and said exception is allowed.

OKEH: GOLDESBERRY & KLEIN  
Attorney for Plaintiff

F. E. KENNAMER  
United States District Judge

T. AUSTIN GAVIN  
Attorney for Sisters of the Sorrowful Mother.

ENDORSED: Filed Jun 13 1938, H. P. Warfield, Clerk, U. S. District Court B  
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SPECIAL MARCH 1938 TERM

TULSA, OKLAHOMA

MONDAY, JUNE 13, 1938

J. B. ARNOLD, )  
 Plaintiff, )  
 )  
 -vs- ) No. 2584 - Law.  
 )  
 EMPIRE OIL & REFINING CO., A CORPORATION, )  
 Defendant. )

Now on this 13th day of June, A. D. 1938, the above styled case is called for trial. Both sides present and announce ready for trial. Permission is granted the Defendant to file an Amended Answer herein to which Plaintiff excepts and exceptions are allowed. And thereafter, Plaintiff's reply is ordered considered as denying Defendant's Amended Answer. And thereafter, a jury is duly empaneled and sworn as to qualifications. And thereafter, J. E. Painter and Geo. A. Switzer are excused by the Court for cause. Thereupon, the jury sworn to try said cause and a true verdict render herein, is as follows: Amos Patterson, Jot A. Cline, E. F. Hill, H. B. Seddicum, Geo. A. Cochran, Harry Lightle, G. E. Anderson, P. H. Hillin, Loren Cra-  
 baugh, E. W. Coppock, F. D. Humes, F. J. Ossenbeck. The Plaintiff challenged C. C. McCreary, W. H. Wood and G. E. Chambers. The Defendant challenged Preston Sharp, J. J. Wade. Thereupon, all witnesses are sworn in open court and opening statements of counsel are made. The Plaintiff introduces evidence and proof with the following witnesses: J. B. Arnold. 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. Now at this time, the Plaintiff continues with his introduction of evidence and proof with the following witnesses: J. B. Arnold, Mrs. Opal Wooley, Mrs. Arnold, B. F. Ralston, Chas. Martin, L. T. Howell, Dr. E. Rankin Denny, Dr. Paul Hemphill, Floyd Brown, Orin Clapp, L. N. Lampley. And thereafter, the Plaintiff rests. Thereupon, the Defendant demurs to the evidence introduced herein. Thereafter, the hour for adjournment having arrived, the jury is admonished and court is adjourned to June 14, 1938.

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

FLOYD B. COPE, )  
 Plaintiff, )  
 )  
 vs. ) No. 2595 Law  
 )  
 THE NATIONAL CASH REGISTER COMPANY, a )  
 corporation, )  
 Defendant. )

O R D E R

On this day upon petition of defendant leave is granted the defendant to file amended answer instanter without prejudice to trial.

This 10th day of June, 1938.

F. E. KENNAMER  
JUDGE OF THE UNITED STATES COURT

ENDORSED: Filed Jun 13 1938  
H. P. Warfield, Clerk  
U.S. District Court H



SPECIAL MARCH 1938 term-

TULSA, OKLAHOMA

TUESDAY, JUNE 14, 1938

J. B. PATRICK,	Plaintiff,	)
		)
-vs-		) No. 2614 - Law.
		)
W. C. MORRIS MANUFACTURER, INC.,	Defendant.	)

Now on this 14th day of June, A. D. 1938, the above styled case is called for trial. Both sides present and announce ready for trial. A jury is duly empaneled and sworn as to qualifications. Plaintiff challenges, G. E. Chambers, C. C. McCreary. The Defendant challenges E. F. Hill, J. J. Wade. Thereupon, the jury sworn to try said cause and a true verdict render is as follows: Amos Patterson, Preston Sharp, H. B. Seddicum, Geo. A. Cochran, W. H. Wood, Harry Lightle, Geo. A. Switzer, G. E. Anderson, J. E. Painter, J. F. Russell, Lynn Lehw, A. L. Bourquin. All witnesses are sworn in open court and the rule invoked at the request of the Defendant. Opening statements of counsel are made. The Plaintiff introduces evidence and proof with the following witness: J. B. Patrick. And thereafter, the noon hour having arrived, the jury is admonished at 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. Now at this time, the Plaintiff continues with his introduction of evidence and proof with the following witnesses: Roy Downing, W. A. Showman, Troy Dickins, Fred Miller. And thereafter, the Plaintiff rests. Thereupon, the Defendant demurs to the evidence introduced herein. And thereafter, it is ordered by the Court, upon motion of the Plaintiff, that the above case be and it is hereby dismissed, without prejudice, at the cost of the Plaintiff. It is further ordered by the Court that said jury be discharged from further consideration of said case. (F.E.K. Judge).

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

J. B. PATRICK,	Plaintiff,	)
		)
vs		) No. 2614 Law.
		)
W. C. MORRIS, Manufacturer, Inc.,	Defendant.	)

"JOURNAL ENTRY OF JUDGMENT"

Now on this the 14th day of June, 1938, this cause comes on for trial pursuant to regular setting.

Plaintiff appeared in person and by his counsel, W. N. Maben and J. W. Simpson. The defendant appeared by its duly authorized officers and representatives and its attorneys of record Green & Farmer, and both sides announced ready for trial. A jury was duly impaneled and sworn to try the issues and plaintiff introduced his evidence. At the conclusion of plaintiff's evidence, the defendant interposed a demurrer to plaintiff's evidence and the Court indicated that he would sustain the demurrer and dismiss plaintiff's petition. Whereupon plaintiff asked leave of Court to be permitted to enter a dismissal without prejudice, prior to the ruling on the defendant's demurrer to the evidence. The Court, having considered the request grants same and permits the plaintiff to dismiss without prejudice, at the cost of the plaintiff. In open court, the plaintiff dismisses and requests the Court to enter an order dismissing said cause with prejudice and at plaintiff's cost.

BE IT THEREFORE, ORDERED, ADJUDGED AND DECREED upon plaintiff's request to dismiss said cause without prejudice, that plaintiff's cause of action be and the same is hereby dismissed without prejudice and at plaintiff's cost.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that judgment be and the same



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

EMERY S. GOSS,	Plaintiff,	)
		)
vs.		) No. 2638 Law.
		)
MUTUAL BENEFIT HEALTH & ACCIDENT		)
ASSOCIATION OF OMAHA, NEBRASKA,	Defendant.	)

ORDER OF DISMISSAL

Now on this 14th day of June, 1938, the plaintiff being represented by his attorney, B. A. Hamilton, and the defendant by its attorney, Royce H. Savage, and it appearing to the court that the parties to this cause have arrived at a final settlement of all the issues involved and damages sued for in the above styled and numbered cause, the parties desiring this cause dismissed with prejudice to the bringing of another action, upon consideration and being well and sufficiently advised in the premises, the court finds that this cause should be dismissed with prejudice, at the cost of the defendant.

IT IS THEREFORE ORDERED AND DECREED that this cause be and is hereby dismissed, with prejudice, at the cost of the defendant.

F. E. KENNAMER  
JUDGE OF THE U. S. DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLA.

O.K. B. A. HAMILTON  
Attorney for Plaintiff

MONNET & SAVAGE  
Attorney for Defendant.

ENDORSED: Filed Jun 14 1938  
H. P. Warfield, Clerk  
U. S. District Court EA

-----  
Court adjourned to June 15, 1938.

On this 15th day of June, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, 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 15th day of June, A. D. 1938, it being made satisfactorily to appear that Austin M. Cowan is duly qualified for admission to the Bar of the Court, the oath prescribed by law is administered and said attorney is declared admitted to the bar of the Court. (F.E.K.)

MISCELLANEOUS - ORDER FOR ADDITIONAL PETIT JURORS.

On this 15th day of June, A. D. 1938, it appearing to the Court that there are not sufficient jurors in the panel, it is ordered that the Marshal of said District summon from the bystanders six (6) good and lawful men, duly qualified, to serve as petit jurors for this Special March 1938 Term of said Court.

Thereupon, the Marshal returns the names of H. T. Larnell, H. C. Colvin, C. D. Lash, R. H. Powell, H. C. Sharp, and Frank Woods, who are examined by the Court, and all are accepted as petit jurors for this Special March 1938 Term of Court.

FLORENCE DISMANG,	Plaintiff,	)
		)
-vs-		) No. 2630 - Law.
		)
WESTERN UNION TELEGRAPH CO.,	Defendant.	)

Now on this 15th day of June, A. D. 1938, the above styled case is called for trial. Both sides present and announce ready for trial. A jury is duly empaneled and sworn as to qualifications. Plaintiff challenges C. C. McCreary. The Defendant challenges, G. E. Anderson. Thereupon, the jury sworn to try said cause and a true verdict render is as follows: Amos Patterson, Jot A. Cline, G. E. Chambers, Preston Sharp, E. F. Hill, J. J. Wade, H. B. Seddicum, Geo. A. Cochran, W. H. Wood, Harry Lightle, Geo. A. Switzer, P. H. Hillin. All witnesses are sworn in open court an opening statements of counsel are made. The Plaintiff introduces evidence and proof with the following witnesses: F. W. Campbell, Florence Dismang, Dr. P. G. Murray, Charles Moore, Ward Martin. And thereafter, the Plaintiff rests. Thereupon, the Defendant demurs to the evidence herein which demurrer is, by the Court, overruled and exceptions allowed. Thereupon, the Defendant introduces evidence and proof with the following witnesses: J. W. Warner, Carl Davis, M. L. Houghy. And thereafter, the Defendant rests. Plaintiff rests. Thereupon, the Defendant moves for a directed verdict herein. 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, with the exception of one member, Jot A. Cline, who is absent, are present in person and in the box. Thereupon, the Plaintiff and Defendant Counsel waive a trial by twelve members and stipulate that the case may be decided by eleven jurors. And thereafter, Juror Jot A. Cline is discharged by the Court. And thereafter, it is ordered by the Court that motion of Defendant for a directed verdict herein be and it is hereby taken under advisement and further ordered that trial proceed. Defendant permitted to re-open case. And thereafter, the Defendant introduces further testimony of witness Carl Davis. And thereafter, the Defendant rests and renews motion for a directed verdict herein and ruling on said motion is reserved. Closing arguments of counsel are made and the Court instructs the jury as to the law in the case. Thereupon, the Jury retire in charge of a sworn bailiff to deliberate upon their verdict herein. And thereafter, the jury returns into open court and through their Foreman present their verdict, which verdict is in words and figures as follows:



PEARL HICKS, )  
 Plaintiff, )  
 )  
 -vs- ) No. 2637 - Law.  
 )  
 BARNSDALE REFINING CORP. A CORP. ET AL, )  
 Defendants. )

Now on this 15th day of June, A. D. 1938, it is ordered by the Court that this case be consolidated and trial with Cause No. 2636, upon agreement of parties herein. (For record of trial see Case No. 2636 Law). (F.E.K. Judge).

-----  
 Court adjourned to June 16, 1938

On this 16th day of June, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Keanamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
 Whit Y. Mauzy, United States Attorney.  
 John P. Logan, United States Marshal.

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

V. D. LAWMASTER, )  
 Plaintiff, )  
 )  
 -vs- ) No. 2633 - Law.  
 )  
 C. R. HOWARD, ET AL, )  
 Defendants. )

Now on this 16th day of June, A. D. 1938, court is again in session. All parties present as heretofore and the jury, each and every member present in person and in the box. Now at this time, the Plaintiff continues with his introduction of evidence and proof with the following witnesses: V. D. Lawmaster, Dr. B. W. McLeen, Ovlos Fox. And thereafter, the Plaintiff rests. Thereupon, the Defendants demur to the evidence introduced by the Plaintiff which demurrer is, by the Court, overruled and exceptions allowed. And thereafter, the Defendants introduce evidence and proof with the following witnesses: W. J. Zollinger, Chas. Stepp. 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 in person and in the box. The Defendants continues with their introduction of evidence and proof with the following witnesses: Dr. Fred A. Glass, Dr. S. C. Shepard. And thereafter, the Defendants rest. Thereupon, the Plaintiff rests. And thereafter, the Defendants move for a directed verdict herein which motion is, by the Court overruled and closing arguments of counsel are made. Thereafter, the Court instructs the jury as to the law in the case and the jury retires in charge of a sworn bailiff to deliberate upon their verdict herein. And thereafter, on this same day, the jury returns into open court and through their Foreman present their verdict, which verdict is in words and figures as follows:

DISTRICT OF OKLAHOMA

SPECIAL WARCH 1938 TERM

TULSA, OKLAHOMA

THURSDAY, JUNE 16, 1938

VERDICT

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

V. D. LAWMASTER, Plaintiff, )  
vs. ) Case No. 2633 Law  
O. R. HOWARD, Defendant. )

We, the jury in the above-entitled case, duly impaneled and sworn, upon our oaths find for the plaintiff, and assess his damages at Nine Thousand Dollars plus \$340.00 for doctor bills and less \$40.00 for compensation already paid making a total of \$9300.00.

CHARLES D. LASH  
Foreman

FILED In Open Court  
Jun 16 1938  
H. P. Warfield, Clerk

And thereafter, it is ordered by the Court that Defendants be and they are hereby allowed an exception to the verdict herein. Thereupon, the jury having announced this to be their true verdict herein, it is ordered by the Court that said jury be discharged from further consideration of said case. It is further ordered by the Court that Defendant be granted ten (10) days to file motion for new trial herein. (F.E.K. Judge).

-----  
BESS FITTS, Plaintiff, )  
vs. ) No. 2636 - Law.  
BARNSDALL REFINING CORP. A CORP. ET AL, )  
Defendants. )

Now on this 16th day of June, A. D. 1938, the above styled case is called for trial. Both sides present and announce ready for trial. A jury is duly empaneled and sworn as to qualifications. Both sides waive challenges. Thereupon, the jury sworn to try said cause and a true verdict render is as follows: H. C. Tharp, F. J. Ossenbeck, J. E. Painter, P. H. Hillin, C.C. McCreary, Harry Lightle, W. H. Wood, Geo. A. Cochran, H. B. Seddicum, J. J. Wade, E. F. Hill, Preston Sharp. All witnesses are sworn in open court and the rule is invoked at the request of the Defendants. Opening statements of counsel are made. The Plaintiff introduces evidence and proof with the following witnesses: Mrs. Bess Fitts, Mrs. Pearl Hicks, Dr. G. R. Norman. And thereafter, it is ordered by the Court that jury be admonished and court adjourned to June 17, 1938. (F.E.K. Judge).

-----  
Court adjourned to June 17, 1938.





is fully advised in the premises concerning the recalculation of the Federal Debt.

IT IS THEREFORE ORDERED that the defendant, William W. Wagon, be temporarily detained for a period of Six (6) Months from this date provided said defendant enters the Veterans' Hospital at Muskogee, Oklahoma, for treatment.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this order to the United States Marshal or other qualified officer for execution of the same.

F. E. KEMMNER  
U. S. DISTRICT JUDGE

K. JOE W. HOWARD  
Asst. U. S. Atty.

RECORDED: Filed June 17 1939  
H. P. Warfield, Clerk  
U. S. District Court

BESS FITTS, Plaintiff, )  
-vs- ) No. 2636 - Law.  
BERNSDALL REFINING CORPORATION, A CORPORATION, )  
and JACK BUSTER, Defendants. )

Now on this 17th day of June, A. D. 1939, court is again in session. All parties present as heretofore and the jury each said every member present in person and in the honor of Plaintiff continues with her introduction of evidence and proof with the following witnesses: Wade Miller, Mrs. Wade Miller, Mrs. Ethel Smith, Dorothy Fitts, L. E. Fitts. And thereafter, the Plaintiff rests. Thereupon, the Defendants demur to the evidence introduced by the Plaintiff which demurrer is, by the Court, overruled and exceptions allowed. Thereupon, the Defendants introduce evidence and proof with the following witnesses: Vern Witcher, S. L. Patton, R. L. Jacks, Jack Buster, C. E. Kidder, Herschel Allingsworth. And thereafter, the Defendants rest. Thereupon, the Plaintiff offers in rebuttal testimony of Dr. Wade Sisler. And thereafter, the Plaintiff rests. And thereafter, the Defendants offer in counter-rebuttal testimony of Dr. L. B. Levine. And thereafter, both sides rest. Now at this time, the Defendants renew their demurrer and move for a directed verdict herein which is overruled by the Court and exceptions allowed. 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 in person and in the honor. Closing arguments of counsel are made and the Court instructs the jury as to the law in the case. And thereafter, the jury retires in charge of a sworn bailiff to deliberate upon their verdict herein. And thereafter, on this same day, the jury returns into open court and through their foreman present their verdict, which verdict is in words and figures as follows:

VERDICT

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

BESS FITTS, Plaintiff, )  
vs. )  
Bernsdall Refining Corporation, ) Case No. 2636 Law  
a corporation, et al, )  
Defendants. )

Now, the jury in the above-entitled case, do hereby render and return,

FILED MARCH 1938 TERM.

TULSA, OKLAHOMA

FRIDAY, JULY 17, 1938

upon our oaths, find for the defendants.

HARRY B. SEDDICUM, Foreman.

FILED In Open Court Jun 17 1938 H. P. Warfield, Clerk

VERDICT

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

PEARL HICKS, Plaintiff, ) vs. Barnsdall Refining Corporation, a corporation, et al, Defendants. ) Case No. 2637 Law.

We, the jury in the above-entitled cause, duly impaneled and sworn, upon our oaths, find for the defendants.

HARRY B. SEDDICUM, Foreman.

FILED In Open Court Jun 17 1938 H. P. Warfield, Clerk

And thereafter, it is ordered by the Court that Plaintiffs be and they are hereby allowed an exception to verdicts. And thereafter, the jury having announced these to be their true verdicts herein, it is ordered by the Court that jury be discharged from further consideration of said case. And thereafter, it is ordered by the Court that judgment for Defendants be entered herein on the verdict. Exception allowed. (F.E.K. Judge).

PEARL HICKS, Plaintiff, ) vs. BARNSDALL REFINING CORPORATION, a corporation, and Jack Buster, Defendants. ) No. 2637 - Law.

Now on this 17th day of June, A. D. 1938, it is ordered by the Court that judgment for Defendant and against the Plaintiff on the verdicts be entered herein. Exceptions allowed. (F.E.K. Judge).

MISCELLANEOUS - ORDER DISCHARGING PETIT JURY.

On this 17th day of June, A. D. 1938, it is ordered by the Court that all Petit Jurors be, and they are, hereby discharged for this Special March Term of this Court, Tulsa, Oklahoma.

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

On this 17th day of June, A. D. 1938, it is ordered by the Court that the Marshal of this District pay the Petit Jurors and Witnesses for this Special March 1938 Term of court, their mileage and attendance as shown by the Record of Attendance. (F.E.K. Judge).

-----  
 Court adjourned to June 30, 1938

On this 30th day of June, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, in its present to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
 Whit Y. Mauzy, 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. 3776 - Criminal.
KENNETH ANDERSON, ET AL,	Defendants.	)

JUDGMENT AND COMMITMENT

On this 30th day of June, 1938, came the United States Attorney, and the defendant Kenneth Anderson appearing in proper person, and by counsel Jno. L. Ward and Chas. Rogers and,

The defendant having been convicted on his plea of guilty of the offense charged in the indictment in the above-entitled cause, on May 10, 1937 for forgery of government check and having been placed on probation for a period of Three (3) Years on Counts One (1) and Two (2) during good behavior,

It now being shown to the Court that said defendant has violated the terms and conditions of said probation, IT IS BY THE COURT

ORDERED AND ADJUDGED that the Order of Probation be terminated and that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the Penitentiary type to be designated by the Attorney General or his authorized representative for the period of:

- Count One - Three (3) Years
- Count Two - Three (3) Years. Said sentence of confinement to run concurrent with the sentence in Count One.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

PROVED: PAUL O. SIRRS  
 Asst. U. S. Atty

F. E. KENNAMER  
 JUDGE

\*\*\*\*\*

UNITED STATES OF AMERICA,

Plaintiff,

-vs-

WILLACE HONAKER and TAYLOR LEE  
GOURD,

Defendants.

No. 8952 - Criminal. ✓

JUDGMENT AND COMMITMENT

On this 20th day of June, 1938, came the United States Attorney, and the defendant, Taylor Lee Gourd appearing in proper person, and

The defendant having been convicted on verdict of guilty by Court of the offense charged in the indictment in the above-entitled cause, on February 11, 1938, for possession of unregistered still and non-tax paid liquor, and having been placed on probation for a period of Five (5) years on Count Two (2) during good behavior.

It now being shown to the Court that said defendant has violated the terms and conditions of said probation, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the Penitentiary type to be designated by the Attorney General or his authorized representative for the period of:

Count Two - Five (5) Years

IT IS FURTHER ORDERED BY THE COURT that the defendant, Taylor Lee Gourd, receive deferred sentence on Count One (1) for a period of Five (5) Years or until the further order of the Court.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer, and that the same shall serve as the commitment herein.

PROVED: PAUL O. SIMS

Assistant U. S. Attorney

F. E. KENNAMER

JUDGE

UNITED STATES OF AMERICA,

Plaintiff,

-vs-

RAYMOND L. CROSSLING, ET AL,

Defendants.

No. 9015 - Criminal. ✓

JUDGMENT AND COMMITMENT

On this 20th day of June, 1938, came the United States Attorney, and the defendant Raymond L. Crossling appearing in proper person, and

The defendant having been convicted on his plea of guilty of the offense charged in the indictment in the above-entitled cause, on February 17, 1938 for conspiracy to defraud the Government of the United States and theft of Government property, and having been placed on probation for a period of Twelve (12) months during good behavior,



SPECIAL MARCH 1933 TERM-

TULSA, OKLAHOMA

WEDNESDAY, JUNE 22, 1933

On this 22nd day of June, A. D. 1933, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1933 Term at Tulsa, not pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Garfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

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

UNITED STATES OF AMERICA,	PLAINTIFF,	)	
		)	
VS.		)	NO. 3934. ✓
		)	
LEW WILDER, ET AL.,	DEFENDANTS.	)	

ORDER OVERRULING SEPARATE DEMURRER OF THE DEFENDANT, LEW WILDER, TO THE INDICTMENT.

This matter coming on for hearing before me, Alfred P. Murrah, Judge of the United States District Court for the Northern District of Oklahoma, upon the 8 day of Feb., 1933, upon the separate demurrer of the defendant, Lew Wilder, to the indictment in this case, and the defendant appearing in person and by his counsel, H. R. Young, and the United States of America appearing by the United States District Attorney, Whit Mauzy, and the Court having heard the arguments of the parties upon said separate demurrer to said indictment, and having considered same, is of the opinion that same should be in all things overruled;

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the separate demurrer of the defendant, Lew Wilder, to the indictment be, and the same is hereby in all things overruled, and to which action of the Court the defendant, Lew Wilder, then and there is upon courtly exception, and said exceptions are allowed.

ALFRED P. MURRAH  
JUDGE OF THE UNITED STATES DISTRICT  
COURT FOR THE NORTHERN DISTRICT OF  
OKLAHOMA.

K. PAUL C. SIMS  
Asst. U. S. Atty.

DORSED: Filed Jun 22 1933  
H. P. Garfield, Clerk  
U. S. District Court H



A. 8934 Cr. Cont'd.

I.

The Indictment.

II.

The warrant of arrest with return.

III.

Minute showing the plea of the defendant, Lew Wilder.

IV.

Separate demurrer of the defendant, Lew Wilder, to the Indictment.

V.

Order of Court overruling separate demurrer of the defendant, Lew Wilder, to the Indictment.

VI.

Verdict of the Jury.

VII.

Defendant, Lew Wilder's motion in arrest of judgment.

VIII.

Order of the Court overruling the motion of the defendant, Lew Wilder, in arrest of judgment.

IX.

Motion of the defendant, Lew Wilder, for a new trial.

X.

Order of the Court overruling the motion of the defendant, Lew Wilder, for a new trial.

XI.

The judgment and decree of the Court upon the verdict of the jury, and the sentence imposed upon the appellant, Lew Wilder, and the exceptions allowed thereto.

XII.

Bill of exceptions and exhibits with the approval of the Court.

XIII.

Assignment of Errors.

p. 3934 Cr. Cont'd.

XIV.

Notice of Appeal filed herein with acceptance of service thereon.

XV.

Order allowing bail and supersedeas bond.

XVI.

Bail and supersedeas bond.

XVI..

This order.

XVII.

Transcript of Clerk's Minutes as appears on his docket.

XVIII.

Præcipe for transcript of record and acceptance and acknowledgment of service thereon.

XIX.

The certificate of the Clerk.

ALFRED P. MURRAY

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

1. WHIT Y. LAUZY, U. S. ATTY.  
2. PAUL C. SIMS, ASST. U. S. ATTY.

DORSED: Filed Jun 22 1938  
H. P. Warfield, Clerk  
U. S. District Court

-----  
Court adjourned to June 24, 1938

On this 24th day of June, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, not pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Walt Y. Maury, 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. 2360 - Criminal.  
LOYD COPPER, Defendant. )

ORDER OF COURT

Considered and ordered this 24th day of June, 1938, and ordered filed with the clerk of the court in the above case.

F. E. KENNAMER

FORWARDED: Filed Jun 24 1938  
H. P. Warfield, Clerk  
U. S. District Court B

Court adjourned to June 27, 1938.

On this 27th day of June, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, not pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Walt Y. Maury, 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 NORTHERN DISTRICT OF OKLAHOMA

United States of America, Plaintiff, )  
vs. ) Miscellaneous Criminal.  
May Stevens, Defendant. )

ORDER GRANTING WRIT OF HABEAS CORPUS AD TESTIFICANDUM

On reading and considering the petition of Joe W. Heard, Assistant United States Attorney for the Northern District of Oklahoma, filed herein, showing that one



SPECIAL MARCH 1933 TERM

TULSA, OKLAHOMA

WEDNESDAY, JUNE 27, 1933

THAT THE ORDER ENTERED HEREIN ON JUNE 20, 1933, revoking the probation period of imposition of the original sentence, should be and the same is hereby vacated and the Clerk is directed to withdraw the commitment issued thereon, and the United States Marshal is directed to make his return thereon and return the same to the Clerk of this court.

IT IS FURTHER ORDERED AND ADJUDGED BY THE COURT that the order of probation heretofore entered be and the same is hereby revoked and the said defendant, Kenneth B. Anderson, upon his pleas of guilty to each of the two counts of the indictment herein as aforesaid, is sentenced to nine (9) months in the county jail, same to run concurrently.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

F. E. KEENEAMER  
JUDGE

By: JOE W. HOWARD  
Asst. U. S. Attorney

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

UNITED STATES OF AMERICA,	Plaintiff,	}	No. 3934.
vs.			
L. WILDER, et al,	Defendants,	}	

ORDER AND DIRECTION TO THE CLERK FOR RECORD  
ON APPEAL

NOW, on this 25th day of June, A. D. 1933, the Clerk of this Court having brought to the attention of the Court that the defendant, Harry Stein, herein, has served and filed a notice of appeal from the judgment and orders made in this cause on the 18th day of April, A. D. 1933, and counsel for said party herein now appearing before the court for an order of the court to be clerk of the court with regard to the preparation of the record on appeal, as required by the rules of the Supreme Court of the United States promulgated May 7, 1934, and the court having been advised in the premises;

IT IS ORDERED that the Clerk of this Court include in the record and transmit for appeal, the following;

I.

The Indictment.

II.

The warrant of arrest with return.

III.

Minute showing the plea of the defendant, Harry Stein.

IV.

Separate demurrer of the defendant, Harry Stein, to the indictment.

V.

Order of Court overruling separate disclaimer of the defendant, Harry Stein, to the indictment.

VI.

Verdict of the Jury.

VII.

Defendant, Harry Stein's motion in arrest of judgment.

VIII.

Order of the Court overruling the motion of the defendant, Harry Stein, in arrest of judgment.

IX.

Motion of the defendant, Harry Stein, for a new trial.

X.

Order of the Court overruling the motion of the defendant, Harry Stein for a new trial.

XI.

The judgment and decree of the Court upon the verdict of the jury, and the sentence imposed upon the appellant, Harry Stein, and the exceptions allowed thereto.

XII.

Bill of exceptions with the approval of the Court.

XIII.

Assignment of errors.

XIV.

Notice of Appeal filed herein with acceptance of service thereon.

XV.

Order allowing bail and supersedeas bond.

XVI.

Bail and supersedeas bond.

XVII.

This Order.





SPECIAL MARCH 1938 TERM-

THURSDAY, JUNE 30, 1938

period of

Count Two - Ninety (90) days

IT IS FURTHER ORDERED that the defendant, Sercy S. Jackson, be and he is hereby probated on Count One (1) for a period of Two (2) years, beginning at the expiration of sentence imposed in Count Two (2).

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

F. E. KENNAMER  
JUDGE.

PROVED: PAUL O. SIMMS

\*\*\*\*\*

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

Brothy Lawrence, Guardian of	)	
Arvel Lawrence, Incompetent,	)	Plaintiff,
	)	NO. 2405 LAW.
vs.	)	
	)	
United States of America,	)	Defendant.

AMENDED JOURNAL ENTRY OF JUDGMENT

On the 21st day of February, 1938, this cause came on for trial. The Plaintiff Brothy Lawrence, Guardian of Arvel Lawrence, was present in person and was represented by her attorney, Heber Finch. The defendant, United States of America, appeared by its attorneys, Whit Y. Muzzy, United States Attorney for the Northern District of Oklahoma, Chester A. Brewer, Assistant United States Attorney for said district, and Daniel O. Dillon, Attorney Department of Justice. All parties announced ready for trial. Thereupon a jury was duly empaneled and sworn to try the said case.

After the plaintiff's evidence had been introduced the defendant demurred to the evidence, which was overruled, and at the conclusion of all the evidence defendant demurred again to the evidence as a whole, and filed its motion for a directed verdict; thereupon, both the plaintiff and the defendant, in open court, waived a jury, and submitted the case to the Court without the intervention of a jury, and the defendant made its demurrer to the evidence and motion for judgment; plaintiff made her motion for judgment.

Now the Court, on the 17th day of May, 1938, overruled the demurrer of the defendant and motion for judgment, to which exceptions are allowed, and sustained plaintiff's motion for judgment.

The Court further finds that the issues in this case in favor of the plaintiff, Brothy Lawrence, guardian of Arvel Lawrence, and against the defendant, United States of America.

The Court further finds that at the time the policy forming the basis of this action lapsed for non payment of premiums, on June 7, 1933, the insured, Arvel Lawrence, had Four thousand Seven Hundred Fifty-five Dollars and Ninety-six cents (\$4,755.96) of insurance in full force and effect; the Court further finds that Arvel Lawrence was totally and permanently disabled on that date.

The Court finds:

1. - That Arvel Lawrence enlisted in the United States Army on the 8th day of May, 1918, and was honorably discharged on June 8, 1919.

2. - That there was issued to the said Arvel Lawrence an insurance policy under the War Risk Act in the sum of Ten Thousand Dollars (\$10,000.00). That thereafter the said Ten Thousand Dollar policy lapsed for non payment of premiums. That on February 24, 1927, said insurance policy was reinstated for Five Thousand Dollars (\$5,000.00) on the life of Arvel Lawrence, with Dorothy Lawrence beneficiary under the same, the policy being No. K-6037113. That the premiums were paid on this said policy up to January 1, 1932. That thereafter the United States Government, after deducting Two Hundred Thirty-two Dollars (\$232.00) loan and Twelve Dollars and four Cents (\$12.04) accrued interest from the cash surrender value of the policy, and applying the balance to the purchase of an extended insurance policy of Four Thousand Seven Hundred Fifty-five and Ninety-six Cents (\$4,755.96) Dollars, said policy was extended to June 7, 1933.

3. - That in the application for reinstatement of the policy herein sued upon, made by the insured on February 1, 1927, and which was granted by defendant, he did not commit fraud in withholding the information that in January, 1925, he had been diagnosed as having and treated for general paresis; that in the subsequent reinstatement of the policy herein sued upon the insured did not commit fraud in withholding information in his application for reinstatement, which was granted by the defendant, that in January, 1925, he had been diagnosed as having and was treated for general paresis, there being no substantial evidence introduced tending to show that the insured, Arvel Lawrence, with knowledge of any disease that he may have been afflicted with, intentionally made any false statement as to any treatment he may have had for such disease.

4. - The Court further finds that under the terms of said policy there was due and payable on said policy the sum of Five Dollars and Seventy-five Cents (\$5.75) per month on each One Thousand Dollars (\$1,000.00) of insurance in full force and effect from and after the time Arvel Lawrence became totally and permanently disabled, or a total monthly payment of Twenty-six Dollars and Thirty-five Cents (\$26.35) on said policy of Four Thousand Seven Hundred Fifty-five Dollars and Ninety-six Cents (\$4,755.96), and that this amount is due and payable from and after June 7, 1933.

5. - The Court finds that while the said policy of Four Thousand Seven Hundred Fifty-five Dollars and Ninety-six Cents (\$4,755.96) was in full force and effect Arvel Lawrence became totally and permanently disabled by becoming a person of unsound mind, and that it is reasonably certain on June 7, 1933, that said disability would follow him throughout his life, and that he was not able to continuously follow a substantial and gainful occupation with reasonable regularity.

WHEREFORE, it is the judgment of the Court that Dorothy Lawrence, guardian of Arvel Lawrence, have and recover from the United States of America, the defendant herein, the sum of Four Thousand Seven Hundred Fifty-five Dollars and Ninety-six Cents (\$4,755.96), and that the defendant herein shall pay to the plaintiff, Dorothy Lawrence, guardian of Arvel Lawrence, the sum of Twenty-six Dollars and Thirty-five Cents (\$26.35) per month, beginning June 7, 1933.

The Court further finds that there is due and payable under the terms and provisions of said policy on this date the sum of One Thousand Five Hundred Sixty-three Dollars and Forty-three Cents.

The Court further adjudges that the plaintiff, Dorothy Lawrence, guardian of Arvel Lawrence, was represented by Heber Finch, of Sapulpa, Oklahoma, and that 10% of the total amount recovered herein, and of all further installments paid pursuant to this judgment is a reasonable fee for his services, to all of which findings of fact and law defendant excepts and



On this 1st day of July, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, U. S. District Court, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

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

United States, Plaintiff, )  
 )  
vs )  
 ) No. 2658 - Law.  
Board of County Commissioners of )  
Wagoner County, Oklahoma, Defendants. )

ORDER EXTENDING TIME TO PLEAD

Now on this 1st day of July, 1938, on application of the defendants and for good cause shown:

It is ordered that they be, and they are, hereby allowed to and including July 20th, 1938, in which to plead to the petition of the plaintiff.

F. E. KENNAMER  
UNITED STATES DISTRICT JUDGE.

ENDORSED: Filed Jul 1 1938  
H. P. Warfield, Clerk  
U. S. District Court B

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

United States, Plaintiff, )  
 )  
-vs- )  
 ) No. 2659 Law.  
Board of County Commissioners of )  
Wagoner County, Oklahoma, Defendants. )

ORDER EXTENDING TIME TO PLEAD.

Now, on this 1 day of July, 1938, on application of the defendants, and for good cause shown:

It is ordered that they be, and they are, hereby allowed to and including July 20th, 1938, in which to plead to the petition of the plaintiff.

F. E. KENNAMER  
JUDGE OF THE UNITED STATES DISTRICT COURT

ENDORSED: Filed Jul 1 1938  
H. P. WARFIELD, CLERK  
U. S. District Court B

-----  
Court adjourned to July 2, 1938.

On this 2nd day of July, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, 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

IN THE MATTER OF THE RE-APPOINTMENT OF CONCILIATION COMMISSIONERS FOR THE VARIOUS COUNTIES IN THE NORTHERN DISTRICT OF OKLAHOMA.

O R D E R

Now on this 2nd day of July, A. D. 1938, the Court's attention being called to the fact that the appointment of Conciliation Commissioners has expired on this date, it is

THEREFORE ORDERED that

<u>Name</u>	<u>County</u>	<u>Address</u>
Willie C. Clark	Craig	Vinita
W. R. Miller	Creek	Sapulpa
W. H. Chappell	Nowata	Nowata
G. Croninger	Ottawa	Miami
P. Daugherty	Rogers	Chelsea
E. Baldwin	Tulsa	Tulsa

and they are hereby re-appointed Conciliation Commissioners for the respective counties for a period of One (1) Year and that they and each of them make bond in the sum of Five Hundred (\$500.00) dollars.

F. E. KENNAMER  
U. S. DISTRICT JUDGE

FORWARDED: Filed Jul 2 1938  
H. P. Warfield, Clerk  
U. S. District Court

-----  
Court adjourned to July 5, 1938



SPECIAL MARCH 1938 TERM

TUESDAY, JULY 5, 1938

L. BOND, Plaintiff, )  
-vs- ) No. 2464 - Law.  
OKLAHOMA CITY LINES, INC., A CORP., )  
and E. GRAY, Defendants. )

Now on this 5th day of July, A. D. 1938, it is ordered by the Court that Plaintiff's supplemental and amended Motion for a new trial be and it is hereby overruled. Exceptions allowed. (F.E.K. Judge).

STATE OF OKLAHOMA, EX REL, ETC., Plaintiff, )  
-vs- ) No. 2522- Law.  
MAGNOLIA PETROLEUM COMPANY, ET AL, Defendants. )

Now on this 5th day of July, A. D. 1938, it is ordered by the Court that Motion of Plaintiff to remand be and it is hereby overruled. Exceptions allowed. (F.E.K. Judge).

ERRY S deLONG, a minor, by mother and )  
next friend, SUE deLONG, Plaintiff, )  
-vs- ) No. 2528 - Law.  
WINKINS MUSIC CO. A CORP., Defendant. )

Now on this 5th day of July, A. D. 1938, it is ordered by the Court that Motion of Plaintiff for a new trial be and it is hereby overruled. Exceptions allowed. (F.E.K. J).

STATE OF OKLAHOMA, EX REL, EVERETT S. )  
MILLINS, COUNTY ATTORNEY, Plaintiffs, )  
-vs- ) No. 2529 - Law.  
ATLANTIC OIL PRODUCING CO. A CORP., Defendants. )

Now on this 5th day of July, A. D. 1938, it is ordered by the Court that Motion of Plaintiff to remand be and it is hereby overruled. Exceptions allowed. (F.E.K. Judge).



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

T. DOUGHERTY, Plaintiff, )  
vs. ) No. 2597 - L  
OKLAHOMA NATURAL GAS COMPANY, a )  
corporation, Defendant. )

ORDER RESPECTING MOTION TO STRIKE REPLY

On this 5th day of July, 1938, motion of the defendant to strike the reply of the plaintiff came on regularly for hearing pursuant to setting, both parties being represented in court by counsel and thereupon the Court entertained the motion, and after hearing the argument of counsel overruled the said motion to strike, to which action of the Court the defendant excepted.

IT WAS FURTHER ORDERED by the Court that the plaintiff be given leave to refile his reply as an amendment to the original petition, to which action of the Court the defendant excepted.

IT WAS FURTHER ORDERED that the defendant have ten (10) days from this date within which to plead to the original petition as amended by the reply, and twenty (20) days in which to answer.

F. E. KENNAMER  
JUDGE

W. PINSON For Deft.

JNO. L. WARD, Atty for Plft.

FORWARDED: Filed Jul 11 1938  
H. P. Warfield, Clerk  
U. S. District Court

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

LORRENCE MARIE BARNETT, and GEORGE BARNETT, JR., minors, by GEORGE BARNETT and J. L. CEBBIN, their legal guardians, and YAHDEKA BYRD, an incompetent, and GORDON SALTSMAN, his legal guardian, Plaintiffs, ) No. 2611 Law.  
vs. )  
THE PURE OIL COMPANY, a corporation, Defendant. )  
UNITED STATES OF AMERICA, Intervenor. )

O R D E R

NOW, on this 5th day of July, 1938, the demurrer of the defendant came on for hearing and the court having heard the argument of counsel, and the plaintiffs having requested leave of the Court to amend their petition by interlineation, such request is granted, and upon the amendment of the petition instant;

IT IS BY THE COURT ORDERED that said demurrer be, and the same is hereby overruled, to which ruling of the court defendant excepts, and exception is allowed and defendant is given twenty days from this date within which to answer.

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

RECORDED: Filed Jul 11 1938  
H. P. Warfield, Clerk  
U. S. District Court ME

W. M. BENNETT, )  
Plaintiff, )  
-vs- ) No. 2629 - Law.  
THE TRAVELERS INSURANCE CO. ET AL, )  
Defendants. )

Now on this 5th day of July, A. D. 1938, it is ordered by the Court that motions of Defendants to strike be and they are hereby overruled. Exceptions allowed. It is further ordered by the Court that motion of Defendants to make more definite and certain be and it is hereby overruled in part. Given ten (10) days to plead and twenty (20) days to answer. (F.E.K. Judge).

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

D. Lawmaster, )  
Plaintiff, )  
vs. ) No. 2,633 Law.  
R. Howard and Duffield & Howard )  
Oil Company, a corporation, )  
Defendants. )

O R D E R

On this 3rd day of May, 1938, this cause came on for hearing on the motion of plaintiff to remand this cause to the state court; and on the demurrer of the defendant O. R. Howard, and the demurrer of O. R. Howard, W. J. Zollinger and W. D. Abbott as trustees of Duffield & Howard Oil Company, a dissolved corporation, to the petition of plaintiff; plaintiff appearing by his attorneys Hamilton & Clendinning and Charles Skalnik; and the defendants appearing by their attorneys W. D. Abbott and Arden E. Ross,

Thereupon evidence was introduced on the hearing of plaintiff's motion to remand this cause to the state court, whereupon plaintiff in open court dismissed this cause as to the defendant Duffield & Howard Oil Company, a corporation, and the court finds that said motion to remand should be overruled.

And the Court having heard argument on the demurrer of the defendant O. R. Howard, finds that said demurrer should be overruled.

It is therefore Ordered that this cause be dismissed as to the defendant Duffield & Howard Oil Company, a corporation, and that the motion of plaintiff to remand this cause to the state court be denied, and that plaintiff be allowed to amend his petition by interlineation to show said action pending only against the defendant O. R. Howard.

It is further ordered that the demurrer of the defendant O. R. Howard be, and the same is hereby, overruled; to which finding and order said defendant excepts and which exceptions are by the court allowed.

It is further ordered that the defendant O. R. Howard, be given twenty days from this date to file his answer herein.

F. E. KENNAMER  
JUDGE

K. B. A. HAMILTON  
Attorneys for Plaintiff

W. D. ABBOTT and ARDEN E. ROSS  
Attorneys for Defendant

ENDORSED: Filed Jul 5 1938  
H. P. Warfield, Clerk  
U. S. District Court H

D. LAWMASTER, Plaintiff, )  
-vs- ) No. 2633 - Law.  
R. HOWARD, ET AL, Defendants. )

Now on this 5th day of July, A. D. 1938, it is ordered by the Court that motion of Defendants for a new trial be and it is hereby taken under advisement on arguments made and briefs to be filed. Given ten (10) days for Defendant to submit brief. Plaintiff given ten (10) days hereafter to submit reply brief. (F.E.K. Judge).

HANK MELROY, Plaintiff, )  
-vs- ) No. 2639 - Law.  
MIN OIL CO. A CORP., ET AL, Defendants. )

Now on this 5th day of July, A. D. 1938, it is ordered by the Court that hearing of demurrers herein be and they are hereby passed. It is further ordered by the Court that motion to make more definite and certain be and it is hereby sustained. Given fifteen (15) days to amend. Ten (10) days to plead. Twenty (20) days to answer. Exceptions allowed. (F.E.K. Judge).

ED W. VANZANDT, Plaintiff, )  
-vs- ) No. 2642 - Law.  
FIDELITY MUTUAL INSURANCE CO. ET AL, Defendants. )

Now on this 5th day of July, A. D. 1938, it is ordered by the Court that motion of Defendants to make more definite and certain and to strike be and it is hereby sustained in part, and overruled in part. Exceptions allowed. Given five (5) days to amend. Ten (10) days to plead, twenty (20) days to answer. (F.E.K. Judge).

JOY COVINGTON PAGE, Plaintiff, )  
 )  
-vs- ) No. 2643 - Law.  
 )  
FIDELITY MUTUAL INSURANCE CO. ET AL, Defendants. )

Now on this 5th day of July, A. D. 1938, it is ordered by the Court that motion of Defendants to make more definite and certain and to strike be sustained in part and overruled in part. Exceptions allowed. Given five (5) days to amend. Ten (10) days to plead. Twenty (20) days to answer. (F.E.K. Judge).

-----  
McVAY, Plaintiff, )  
 )  
-vs- )  
 ) No. 2644 - Law.  
 )  
MUTUAL BENEFIT HEALTH & ACCIDENT ASSOCIATION OF OMAHA, NEB. ET AL, Defendants. )

Now on this 5th day of July, A. D. 1938, it is ordered by the Court that cause be dismissed as to defendant, Chromium Plating Company, without prejudice, all upon motion of the plaintiff. It is further ordered by the Court that motion of Defendant Mutual Benefit Health & Accident Association to dismiss be and it is hereby overruled, on confession. Given ten (10) days to plead or twenty (20) days to answer. (F.E.K. Judge).

-----  
C. ROUGHTON, Plaintiff, )  
 )  
-vs- ) No. 2645 - Law.  
 )  
UTILITIES PRODUCTION CORP. ET AL, Defendants. )

Now on this 5th day of July, A. D. 1938, it is ordered by the Court that joint and several demurrer of Defendant be and it is hereby overruled as to the First cause of action and sustained as to the Second cause of action. Exception allowed. Given ten (10) days to amend. (F.E.K. Judge).

-----  
JOHN JOHNSON, ET AL, Plaintiff, )  
 )  
-vs- ) No. 2648 - Law.  
 )  
THE CONTINENTAL OIL CO. A CORPL, Defendant. )

Now on this 5th day of July, A. D. 1938, it is ordered by the Court that demurrer of Defendant and motion to make more definite and certain to stand on briefs to be filed herein. Given fifteen (15) days for movants brief to be filed. Fifteen (15) days to file reply brief. (F.E.K. Judge).

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

Inclair Prairie Oil Company, corporation,	Plaintiff,	)	
		)	
vs.		)	No. 2652 - Law.
		)	
Missouri-Kansas-Texas Railroad Company, a corporation,	Defendant.	)	

JOURNAL ENTRY

Now, on this 5th day of July, 1938, the above entitled and numbered cause comes  
for hearing on the demurrer of the defendant to the plaintiff's petition, both parties appearing  
with counsel, and the court having seen the demurrer, and heard the argument of counsel thereon, finds  
that same should be overruled, without prejudice.

IT IS THEREFORE CONSIDERED, ORDERED, AND ADJUDGED by the court that defendant's  
demurrer to plaintiff's petition be, and the same is hereby overruled, without prejudice, to which  
defendant excepts, and is allowed twenty days from this date to file answer.

F. E. KENNAMER  
JUDGE

K. EDWARD H. CHANDLER  
SUMMERS HARDY PAUL B. MASON  
Attorneys for Plaintiff.

ROBERT THOMPSON  
C. S. BURG  
M. D. GREEN  
JOHN E. M. TAYLOR  
C. S. WALKER  
Attorneys for Defendant

DORSED: Filed Jul 11 1938  
H. P. Warfield, Clerk  
U. S. District Court B

HERBERT GILMAN SMITH,	Plaintiff,	)	
		)	
-vs-		)	No. 2653 - Law.
		)	
THE OKLAHOMA PUBLISHING CO. A CORP.,	Defendant.	)	

Now on this 5th day of July, A. D. 1938, it is ordered by the Court that demurrer  
of the Defendant to Plaintiff's petition be and it is hereby overruled. Exceptions allowed. Given  
twenty (20) days to answer. (F.E.K. Judge).

THOMAS F. CAMPBELL, Plaintiff, )  
 )  
-vs- )  
 ) No. 2656 - Law.  
MRS M. KURN, & JOHN G. LONSDALE, Trustee )  
S. L. & S. F. Rwy Co. and Chas. M. Hagan, )  
Defendants. )

Now on this 5th day of July, A. D. 1938, it is ordered by the Court that motion remand of the Plaintiff be and it is hereby sustained. Exceptions allowed. (F.E.K. Judge).

-----  
A. TALBOTT, Plaintiff, )  
 )  
-vs- ) No. 2662 - Law.  
 )  
INTERSTATE SECURITIES CO. INC., ET AL, )  
Defendants. )

Now on this 5th day of July, A. D. 1938, it is ordered by the Court that motion Plaintiff to remand be and it is hereby sustained. Exceptions allowed. (F.E.K. Judge).

-----  
ELLA MAY BOONE, ET AL, Plaintiffs, )  
 )  
-vs- ) No. 2663 - Law.  
 )  
THE MID-CONTINENT PETROLEUM CORPORATION, ET AL, )  
Defendants. )

Now on this 5th day of July, A. D. 1938, it is ordered by the Court that motion quash of defendant Cloco Gasoline Company be and it is hereby withdrawn. Given ten (10) days to plead; twenty (20) days to answer. It is further ordered by the Court that motion of Mid-Continent Petroleum Company to make more definite and certain be and it is hereby sustained as to First and Second Grounds and overruled as to Third ground. Exceptions allowed. Given fifteen (15) days to plead; Twenty (20) days to answer. (F.E.K. Judge).

-----  
L. BASSETT, Plaintiff, )  
 )  
-vs- ) No. 2693 - Law.  
 )  
MRS M. BROWNE, d/b/a BROWNE MOTOR COMPANY, )  
AL, Defendant. )

Now on this 5th day of July, A. D. 1938, it is ordered by the Court that plaintiff's motion to remand be and it is hereby taken under advisement on arguments made and briefs be filed. (F.E.K. Judge).

SPECIAL MARCH 1938 TERM

TUESDAY, JULY 5, 1938

JOSEPH JOHN, now DEERE,	Plaintiff,	)
-vs-		)
SHELL PETROLEUM CORP. ET AL,	Defendants.	)

No. 2694 - Law.

Now on this 5th day of July, A. D. 1938, it is ordered by the Court that motion of Defendant Pure Oil Company to quash be and it is hereby withdrawn. Given ten (10) days to plead. Twenty (20) days to answer. And thereafter, it is ordered by the Court that leave be granted to Plaintiff to amend. It is further ordered that demurrer of Defendant Sun Oil Company be and it is hereby sustained. Motion to quash and demurrer of Defendant Magnolia Petroleum Company is hereby withdrawn and the Court granted twenty (20) days to answer. It is further ordered by the Court that motion of Shell Petroleum Company to make more definite and certain be and it is hereby sustained in part and overruled in part. Exceptions allowed. Given ten (10) days to plead or twenty (20) days to answer. Demurrer of defendant, I. Nagel is withdrawn and the Court granted twenty (20) days to answer. Thereupon, it is ordered by the Court that all other motions be and they are hereby overruled, the movants not appearing. Plaintiff granted twenty (20) days to amend. (F.E.K. Judge).

-----  
Court adjourned to July 6, 1938.

SPECIAL MARCH 1938 TERM

TULSA, OKLAHOMA

WEDNESDAY, JULY 6, 1938

On this 6th day of July, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

MISCELLANEOUS - ADMISSION TO BAR.

Now on this 6th day of July, A. D. 1938, it being made satisfactorily to appear that J. C. Adams, is qualified for admission to the Bar of the Court, the oath prescribed by law is administered, and said attorney is declared admitted to the Bar of the Court.

UNITED STATES OF AMERICA,	Plaintiff,	)
-vs-		)
FRED ALBERTY,	Defendant.	)

No. 8573 - Criminal.

ORDER OF COURT

Considered and ordered this 6th day of July, 1938, and ordered filed and made a part of the records in the above case. Ordered that probationer Fred Alberty be released from further supervision.

F. E. KENNAMER

APPROVED: Filed Jul 6 1938  
H. P. Warfield, Clerk  
U. S. District Court

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

United States of America,	Plaintiff,	)
		)
vs.		) No. 8791 - Criminal.
		)
Sam Brewer,	Defendant.	)

ORDER RELEASING SURETY

Now on this 5th day of July, 1938, the same being one of the regular judicial days of the Special March A. D. 1938 Term of said court, this matter comes on before the court on the application of Jacob Hilty, one of the sureties on the appearance bond of said defendant Sam Brewer, for his release as surety on said bond, and it appearing to the Court that the said defendant Sam Brewer is now in the custody of the United States Marshal of said district upon commitment duly issued by the United States Commissioner in and for said District awaiting action of the next Federal Grand Jury on a recent charge of violating the Internal Revenue Laws of the United States, and the court being fully advised in the premises,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the said Jacob Hilty be, and he is hereby released as a surety on the appearance bond of said Sam Brewer in the above numbered criminal case, and that he be exonerated from further responsibility as such surety on said bond.

F. E. KENNAMER  
JUDGE

By: PAUL O. SIMMS  
Assistant U. S. Attorney.

ENDORSED: Filed Jul 6 1938  
H. P. Warfield, Clerk  
U. S. District Court AC

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

United States of America,	Plaintiff,	)
		)
vs.		) No. 9065 - Criminal.
		)
Bud J. McLaughlin,	Defendant.	)

O R D E R

Now on this 5th day of July, 1938, the same being one of the regular judicial days of the Special March A. D. 1938 Term of said court, this matter comes on before the Court on the application of the defendant Bud J. McLaughlin, for an order of court modifying the sentence of ninety (90) days heretofore, on the 8th day of June, 1938, imposed by the court upon said defendant under the second count of the indictment in the above numbered criminal case, and it further appearing to the court that the family of said defendant is in dire circumstances and wholly in need of the support and assistance of said defendant,

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED BY THE COURT, that the sentence of ninety (90) days in jail under the second count of the indictment in the above numbered case, imposed by the court on the 8th day of June, 1938, be and the same is hereby modified to twenty-



On this 11th day of July, A. D. 1938, the District Court of the United States the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

MISCELLANEOUS - BOND OF GLENN CHAPPELL, CONCILIATION COMMISSIONER.

FORM NO. 69  
BOND OF CONCILIATION COMMISSIONER

Know all men by these presents: That we Glenn Chappell of Nowata, Oklahoma, principal, and J. Wood Glass and Roy E. Cobbs, of Nowata, Okla., as sureties, are held and firmly bound to the United States of America in the sum of FIVE HUNDRED (\$500.00) 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 6th day of July, A. D. 1938.

The condition of this obligation is such that whereas the said Glenn Chappell has been on the 2 day of July, A. D. 1938, 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 Nowata, in said District;

Now, therefore, if the said Glenn Chappell 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,

GLENN CHAPPELL	(L.S.)
J. WOOD GLASS	(L.S.)
ROY E. COBBS,	(L.S.)

APPROVED this 11th day of July, 1938.

F. E. KENNAMER  
DISTRICT JUDGE

WITNESSED: Filed Jul 11, 1938  
H. P. Warfield, Clerk  
U. S. District Court

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

OATH OF OFFICE

I, Glenn Chappell, 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.

GLENN CHAPPELL

Subscribed and sworn to before me this 6th day of July, 1938.

LEONA M. TEMPLE  
Notary Public

(SEAL)

commission expires - July 25, 1940.

RECORDED: Filed Jul 11 1938  
H. P. Warfield, Clerk  
U. S. District Court

CELLANEOUS - BOND OF CHARLES E. BALDWIN, CONCILIATION COMMISSIONER. ✓

FORM NO. 69

BOND OF CONCILIATION COMMISSIONER

Know all men by these presents: That we Charles E. Baldwin as principal, and N. Holmes and James E. Laughlin of Tulsa, Okla., as sureties, are held and firmly bound to the United States of America in the sum of FIVE HUNDRED (\$500.00) 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 6th day of July, A. D. 1938.

The condition of this obligation is such that whereas the said Charles E. Baldwin has been on the 2nd day of July, A. D. 1938, re-appointed by the Honorable F. E. Kennamer, Judge of the District Court of the United States for the Northern District of Oklahoma conciliation commissioner under section 75 of the Bankruptcy Act, in and for the County of Tulsa in said District:

Now, therefore, if the said Charles E. Baldwin 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 -

CHARLES E. BALDWIN (L.S.)  
E. N. HOLMES (L.S.)  
JAMES E. LAUGHLIN (L.S.)

RECORDED this 11th day of July, 1938.

F. E. KENAMER  
DISTRICT JUDGE.

RECORDED: Filed Jul 11 1938  
H. P. Warfield, Clerk  
U. S. District Court

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

OATH OF OFFICE

I, CHARLES E. BALDWIN, do solemnly swear that I will administer justice with respect to persons, and do equal right to the poor and to the rich, and that I will faithfully 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 United States;

SO HELP ME GOD.

CHARLES E. BALDWIN

Subscribed and sworn to before me this 6th day of July, 1938.

BETTY HOWARD Notary Public

AL)

commission expires 4-6-42.

RECORDED: Filed Jul 11 1938 H. P. Warfield, Clerk U. S. District Court

CELLANEOUS - BOND OF ROLLIE C. CLARK, CONCILIATION COMMISSIONER.

FORM NO. 69

BOND OF CONCILIATION COMMISSIONER.

Know all men by these presents: That we Rollie C. Clark, of Vinita, Oklahoma, principal, and Jacob Smith and N. H. Berry, of Vinita, Oklahoma, as sureties, are held and firmly bound unto the United States of America in the sum of FIVE HUNDRED (\$500.00) 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 8th day of July, A. D. 1938.

The condition of this obligation is such that whereas the said Rollie C. Clark has been on the 2nd day of July, A. D. 1938, re-appointed by the Honorable F. E. Kennamer, Judge of the District Court of the United States for the Northern District of Oklahoma conciliation commissioner under Section 75 of the Bankruptcy Act, in and for the County of Craig in said District:

Now, therefore, if the said Rollie C. Clark 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

ROLLIE C. CLARK (L.S.) JACOB SMITH (L.S.) N. H. BERRY (L.S.)

APPROVED this 11th day of July, 1938.

F. E. KENNAMER DISTRICT JUDGE.

RECORDED: Filed Jul 11 1938 H. P. Warfield, Clerk U. S. District Court



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

ted States of America,	Plaintiff,	)
		)
vs.		) No. 2677 Law.
		)
J. Buchanan, W. E. Witty and		)
C. Bolton,	defendants.	)

ORDER EXTENDING TIME TO ANSWER

Now on this 11th day of July, 1938, the above entitled and numbered cause es on for consideration of the request of the defendants for twenty days additional time in ch to file an Answer to the petition of the Plaintiff, the plaintiff appearing by Chester A. wer, Assistant United States District Attorney, and the defendants being represented by their orney, L. R. Stith, and there being no objection on behalf of the plaintiff to the request of defendants for twenty days additional time in which to file an answer to the petition of the intiff, and the Court finds that said request should be granted.

It is therefore considered, and Ordered by the Court, that said defendants be they are hereby given twenty days from this date in which to file an answer to the petition of the intiff.

F. E. KENNAMER  
JUDGE

CHESTER A. BREWER  
Attorney for Plaintiff

L. R. STITH  
Attorney for Defendants.

ORSED: Filed Jul 11 1938  
H. P. Warfield, Clerk  
U. S. District Court H

-----  
Court adjourned to July 13, 1938.

On this 13th day of July, A. D. 1938, the District Court of the United States the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney  
John P. Logan, United States Marshal.

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

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

OATH OF OFFICE

I, A. G. Croninger, 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.

A. G. CRONINGER

Subscribed and sworn to before me this 7th day of July, 1938.

OLLIE GILSTRAP  
Notary Public

(SEAL)

commission expires - Feb. 2, 1939

RECORDED: Filed Jul 13 1938  
H. P. Warfield, Clerk  
U. S. District Court

OFFICE OF CONCILIATION COMMISSIONER - A. G. CRONINGER.

FORM NO. 69  
BOND OF CONCILIATION COMMISSIONER

Know all men by these presents: That we A. G. Croninger of Miami, Okla., as principal, and R. J. Tuthill and W. M. Williams of Miami, Okla., as sureties, are held and firmly bound to the United States of America in the sum of FIVE HUNDRED (\$500.00) 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 July, A. D. 1938.

The condition of this obligation is such that whereas the said A. G. Croninger has been appointed on the 2d day of July, A. D. 1938, 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 Ottawa in said District:

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

Signed and sealed in the presence of -

A. G. CRONINGER (L.S.)  
R. J. TUTHILL (L.S.)  
WM. M. WILLIAMS (L.S.)

Approved this 13 day of July, 1938.

F. E. KENNAMER  
DISTRICT JUDGE.

RECORDED: Filed Jul 13 1938  
H. P. Warfield, Clerk, U. S. District Court.

On this 16th day of July, A.D. 1938, the District Court of the United States for Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

MISCELLANEOUS - ORDER APPROVING ADDITIONAL PER DIEM OF WILLIAM M. SIMMS.

At the Special March Term of the District Court of the United States, within and the Northern District of Oklahoma, at the City of Tulsa, on the 16th day of July, 1938.

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

W. M. Simms, United States Commissioner, in and for the Northern District of Oklahoma, having presented account for his official services for the months of March, April and May, duly certified, and pursuant to provisions of Section 21 of the Act of May 28, 1896, 29 Stat., 184, that "No more than one per diem shall be allowed a Commissioner in a case unless the account shall show that the hearing could not be completed in one day, when 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 the cases that the hearings could not be completed in one day.

U. S. vs. Benny Asher  
U. S. vs. Leo Vann  
U. S. vs. Sam J. Sexson, et al  
U. S. vs. Tyree Finley  
U. S. vs. Richard Jones & Albert W. Salisbury

Two per diems in each of the foregoing cases is hereby specially approved and allowed by the Court this 16th day of July, 1938.

F. E. KENNAMER  
Judge of the District Court

RECORDED: Filed Jul 16 1938  
H. P. Warfield, Clerk  
U. S. District Court

MISCELLANEOUS - ORDER APPROVING ADDITIONAL PER DIEM - JOHN R. PEARSON.

Two per diems were charged in the following cases because of the fact that it was impossible to conclude the preliminary hearing on the date of the arraignment due to the absence of material witnesses for the Government:

707 United States vs. J. L. or Frank Moles,  
708 United States vs. C. W. Smith,  
709 United States vs. L. E. Lampley,  
715 United States vs. Jim Couffer  
716 United States vs. Jimmie Johnston,  
717 United States vs. Roy Moon,

JOHN R. PEARSON  
U. S. Commissioner

scribed and sworn to before me this 6th day of June, 1938.

LORENA FEATHERSTON  
Notary Public

Commission expires:  
. 17, 1940.

per diems in the above listed cases are hereby approved.

F. E. KENNAMER  
United States District Judge.

ed July 16th, 1938.

ORSED: Filed Jul 16 1938  
H. P. Warfield, Clerk  
U. S. District Court

CELLANEOUS - ORDER APPROVING ADDITIONAL PER DIEM OF N. C. BARRY, UNITED STATES COMMISSIONER.

At the Special March term of the District Court of the United States within and the Northern District of Oklahoma, at the City of Tulsa, on the 16th day of July, 1938.

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

Norman C. Barry, United States Commissioner in and for the Northern District of Oklahoma, having presented an account for his official services for the quarter ended May 31, 1938, y certified, and pursuant to the provisions of Section 21 of the Act of May 28, 1896, 29 Statutes, that "No more than one per diem shall be allowed a Commissioner in a case unless the account shall w that the hearing could not be completed in one day, when one additional per diem may be especially roved and allowed by the Court;" the additional per diems claimed in the cases hereinbelow listed hereby especially approved and allowed, it being shown with respect in each of said cases that the ings could not be completed in one day.

- Case No. 31. Harley Franklin.
- Case No. 32. Tom Williams.
- Case No. 33. Guy Hicks.
- Case No. 35. Harve Worley et al.

It was impossible to conclude any of the hearings in the above cases in one day to the absence of material witnesses for the prosecution or on motion of the defendants.

NORMAN C. BARRY  
United States Commissioner

And two per diems in each of the foregoing cases are hereby especially approved and owed by the Court on this the 16th day of July, 1938.

F. E. KENNAMER  
JUDGE OF THE DISTRICT COURT

ORSED: Filed July 16, 1938  
H. P. Warfield, Clerk  
U. S. Ditriect Court

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 9033 - Criminal
		)
ERNE SHUCK,	Defendants.	)

Now on this 16th day of July, A. D. 1938, it is ordered by the Court that Defendant Ernie Shuck be and he is hereby granted ninety (90) additional days from this date within which to pay fine herein. (F.E.K. Judge).

-----  
Court adjourned to July 18, 1938

On this 18th day of July, A. D. 1938, the District Court of the United States for Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

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

MAS W. VANZANDT,	Plaintiff,	)
		)
vs		) No. 2642 Law.
		)
PROPERTY MUTUAL INSURANCE CO., and		)
A. WILLS, Inc., a corp.,	Defendants..	)

ORDER SUSTAINING IN PART AND OVERRULING IN PART MOTION TO MAKE DEFINITE AND CERTAIN AND OVERRULING MOTION TO STRIKE

NOW on this the 5th day of July, 1938, this cause comes on to be heard in its regular order.

Plaintiff appearing by Hamilton & Glendinning, his attorneys and defendants appearing by Green & Farmer, their attorneys, and the Court having heard argument of counsel, and being fully advised finds that Paragraph One of said Motion should be sustained and that Paragraph Two should be sustained in so far as said paragraph asks that plaintiff be required to set out dates of said agreements to pay hospital bills were entered into by plaintiff and defendants; that the remainder of said Motion to make more definite and certain and all of the Motion to strike be overruled.

To which rulings of the Court plaintiff and the defendants except and exceptions allowed. Plaintiff is granted five days from this date in which to amend his petition and defendants are granted ten days thereafter in which to plead, or twenty days thereafter in which to

and, or twenty days thereafter in which to answer the petition of the plaintiff as amended.

F. E. KENNAMER  
J U D G E.

APPROVED AS TO FORM:

B. H. HAMILTON

Attorneys for Plaintiff

GREEN & FARMER

Attorneys for Defendants.

RECORDED: Filed Jul 18 1938  
H. P. Warfield, Clerk  
U. S. District Court AC

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

COVINGTON PAGE, Plaintiff, )  
vs. ) No. 2643 Law.  
CITY MUTUAL INSURANCE CO., and )  
A. WILLS, INC., a corp., Defendants. )

ORDER SUSTAINING IN PART AND OVERRULING IN PART MOTION TO MAKE DEFINITE AND CERTAIN, AND OVERRULING MOTION TO STRIKE

NOW on this the 5th day of July, 1938, this cause comes on to be heard in its usual order.

Plaintiff appearing by Hamilton & Clendinning, his attorneys and defendants appearing by Green & Farmer, their attorneys, and the Court having heard argument of counsel, and being fully advised finds that Paragraph One of said Motion should be sustained and that Paragraph Three should be sustained in so far as said paragraph asks that plaintiff be required to set out the date said agreements to pay hospital bills were entered into by plaintiff and defendants; and, that the remainder of said Motion to make more definite and certain and all of the Motion to Strike be overruled.

To which rulings of the Court plaintiff and the defendants except and exceptions allowed. Plaintiff is granted five days from this date in which to amend his petition, and defendants are granted 10 days thereafter in which to plead, or twenty days thereafter in which to answer the petition of the plaintiff as amended.

F. E. KENNAMER  
J U D G E

APPROVED AS TO FORM:

B. H. HAMILTON

Attorneys for plaintiff.

GREEN & FARMER

Attorneys for defendant.

RECORDED: Filed Jul 18 1938  
H. P. Warfield, Clerk  
U. S. District Court AC

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

W. JOHNSON and CLEMIE JOHNSON, Plaintiffs, )  
 )  
 versus ) No. 2648 - LAW  
 )  
 THE CONTINENTAL OIL COMPANY, a )  
 Corporation Defendant. )

O R D E R

For good cause shown, the defendant above named is given an additional extension of '30 days' time within which to file its memorandum brief in support of defendant's motion to strike, hereinbefore filed in said cause.

Dated this 18th day of July, 1938.

F. E. KENNAMER  
U. S. DISTRICT JUDGE

ENDORSED: Filed Jul 18 1938  
H. P. Warfield, Clerk  
U. S. District Court H

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

UNITED STATES OF AMERICA, Petitioner. )  
 )  
 vs. ) No. 2691 AT LAW  
 )  
 38 acres of land, more or less, in the )  
 County of Delaware, State of Oklahoma: )  
 )  
 Curtis Stilley, et al., Defendants. )

ORDER EXTENDING TIME TO PLEAD OR ANSWER

It appearing to the Court that the time heretofore allowed the defendant, Curtis Stilley, to plead or answer to the petition of the plaintiff is insufficient;

IT IS, THEREFORE ORDERED, ADJUDGED AND DECREED that the defendant, Curtis Stilley, have twenty (20) days from this date within which to plead or answer.

WITNESS my signature this 18th day of July, 1938.

F. E. KENNAMER  
JUDGE

ENDORSED: Filed Jul 18 1938  
H. P. Warfield, Clerk  
U. S. District Court H

-----  
Court adjourned to July 20, 1938.

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

SPECIAL MARCH 1938 TERM

WEDNESDAY, JULY 20, 1938

On this 20th day of July, A. D. 1938, the District Court of the United States for Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

MISCELLANEOUS - ORDER ASSIGNING JUDGES

UNITED STATES OF AMERICA  
TENTH JUDICIAL CIRCUIT

In my judgment the public interest requires the designation and appointment of a Judge of this Circuit to hold and assist in holding the District Court of the United States for the Northern District of Oklahoma, in place or in aid of the District Judge of that District;

I do, therefore, by these presents designate and appoint the Honorable Franklin E. Kennamer, United States District Judge for the Northern District of Oklahoma, to hold or assist in holding the District Court of the United States in and for the several divisions of the Western District of Oklahoma, at the times and places appointed by law for holding said Court, on and from July 20, 1938, until September 30, 1938, both inclusive, in place or in aid of the Honorable Edgar S. Vaught, United States District Judge for the said Western District of Oklahoma.

Witness my hand this 18th day of July, A. D. 1938.

ROBT. E. LEWIS  
Senior Circuit Judge

RECORDED: Filed Jul 20 1938  
H. P. Warfield, Clerk  
U. S. District Court

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

County of Oklahoma, ex rel Everett S. Collins, )  
County Attorney of Creek County, Oklahoma, Plaintiff, )  
-vs- ) No. 2522 - Law.  
 )  
 )  
Oklahoma Petroleum Company, a corporation, Defendant. )

O R D E R

NOW, on this 20th day of July, 1938, the above entitled cause coming on for decision upon the plaintiff's motion to remand said cause to the Superior Court of Creek County, Oklahoma, motion having previously been presented to the Court and taken under advisement; and the Court being fully advised in the premises;

IT IS ORDERED, ADJUDGED AND DECREED that said motion to remand be, and the same  
by is overruled and denied, to which the plaintiff excepts and its exception is allowed.

F. E. KENNAMER  
JUDGE.

FILED: Filed Jul 20 1938  
H. P. Warfield, Clerk  
U. S. District Court AC

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

STATE OF OKLAHOMA, ex rel, Everett S. Collins, )  
County Attorney, of Creek County, Oklahoma, )  
Plaintiff ) No. 2529 Law.  
vs. )  
) )  
CONTINENTAL OIL PRODUCING COMPANY, a corporation, Defendant. )

O R D E R

Now, on this 5th day of July, 1938, the above cause coming on for decision upon  
plaintiff's motion to remand said cause to the Superior Court of Creek County, Oklahoma, said  
on having previously been presented to the Court and taken under advisement; and the Court being  
y advised in the premises;

IT IS ORDERED, ADJUDGED AND DECREED that said motion to remand be, and the same  
ereby overruled and denied.

F. E. KENNAMER  
United States District Judge

FILED: Filed Jul 20 1938  
H. P. Warfield, Clerk  
U. S. District Court AC

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

State of Oklahoma, ex rel Everett S. Collins, )  
County Attorney of Creek County, Oklahoma, )  
Plaintiff, )  
vs. ) No. 2530 Law.  
) )  
Continent Petroleum Corporation, )  
Defendant. )

O R D E R

NOW, on this 5th day of July, 1938, the above cause coming on for decision upon  
plaintiff's motion to remand said cause to the Superior Court of Creek County, Oklahoma, said  
on having previously been presented to the Court and taken under advisement; and the Court being  
y advised in the premises;

IT IS ORDERED, ADJUDGED AND DECREED that said motion to remand be, and the same is by, overruled and denied, to which the plaintiff excepts and its exception is allowed.

F. E. KENNAMER  
JUDGE

RECORDED: Filed Jul 20 1938  
H. P. Warfield, Clerk  
U. S. District Court H

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

Ma May Boone, by K. B. Turner, )  
Plaintiff, )  
vs. ) No. 2663 Law.  
Cloco Gasoline Company, a )  
Defendants. )  
oration, et al., )

O R D E R

NOW, on this 5th day of July, 1938, the above entitled cause coming on for hearing the motion of the above named defendant, Cloco Gasoline Company, to quash the summons heretofore served upon it in the above entitled cause; and said defendant appearing by its attorney, R. H. Wills; said plaintiff appearing by her attorney, James P. Devine; and said defendant having requested leave to withdraw its said motion to quash; and the Court being fully advised in the premises;

IT IS ORDERED, ADJUDGED AND DECREED that said defendant be, and it is hereby permitted to withdraw said motion to quash.

And it is hereby further Ordered, Adjudged and Decreed that said defendant be, and she is hereby granted ten days from this date within which to plead to, or twenty days to answer the motion of said plaintiff.

F. E. KENNAMER  
Judge

RECORDED: Filed Jul 20 1938  
H. P. Warfield, Clerk  
U. S. District Court H

-----

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

Ma May Boone, by K. B. )  
Her, Trustee, ) Plaintiff, )  
 ) )  
vs. ) No. 2663 Law. )  
 ) )  
Cloco Gasoline Company, )  
Corporation, et al., ) Defendants. )

O R D E R

NOW, on this 5th day of July, 1938, this cause coming on for hearing upon the rate motion of the defendant, Mid-Continent Petroleum Corporation, to make the plaintiff's petition more definite and certain; and said plaintiff appearing by her attorney, James P. Devine; said defendant appearing by its attorney, R. H. Wills; and the Court having heard and considered motion, and being fully advised in the premises;

IT IS ORDERED, ADJUDGED AND DECREED that said motion be, and the same is, hereby granted as to the first and second grounds thereof, and is overruled and denied as to the third and thereof.

It is further ordered, adjudged and decreed that the plaintiff be, and she is here- given fifteen days from this date to amend said petition; and said defendant is given ten days hereafter within which to plead to, or twenty days within which to answer said amended petition.

F. E. KENNAMER  
JUDGE

RECORDED: Filed Jul 20 1938  
H. P. Warfield, Clerk  
U. S. District Court H

-----  
Court adjourned to July 25, 1938

SPECIAL MARCH 1938 TERM TULSA, OKLAHOMA MONDAY, JULY 25, 1938

On this 25th day of July, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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



ect to persons, and do equal right to the poor and to therich, and that I will faithfully and im-  
ially discharge and perform all the duties incumbent on me as Conciliation Commissioner, according  
ne best of my ability and understanding, agreeably to the Constitution and laws of the United  
es;

SO HELP ME GOD.

JOHN R. MILLER

Subscribed and sworn to before me this 27th day of July, 1938.

MANNON PAYNE  
Notary Public

ommission expires -  
tober 20, 1940

RSED: Filed Jul 27 1938  
H. P. Warfield, Clerk  
U. S. District Court

FORM NO. 69

BOND OF CONCILIATION COMMISSIONER

Know all men by these presents: That we John R. Miller of Sapulpa, Oklahoma as  
cipal, and L. O. Lytle and Rex H. Anspaugh of Sapulpa, Oklahoma, as sureties, are held and firmly  
d to the United States of America in the sum of FIVE HUNDRED (\$500.00) Dollars, lawful money of the  
ed States, to be paid to the said United States, for the payment of which, well and truly to be  
, we bind ourselves, our heirs, executors, and administrators, jointly and severally, by these  
ents;

Signed and sealed this 27th day of July, A. D. 1938.

The condition of this obligation is such that whereas the said John R. Miller has  
on the 2nd day of July, 1938, re-appointed by the Honorable F. E. Kennamer, Judge of the District  
t of the United States for the Northern District of Oklahoma a conciliation commissioner under  
ion 75 of the Bankruptcy Act, in and for the County of Creek in said District:

Now, therefore, if the said John R. Miller shall well and faithfully discharge  
perform all the duties pertaining to the said office of conciliation commissioner, then this obli-  
on to be void; otherwise to remain in full forde and virtue.

Signed and sealed in the presence of -

JOHN R. MILLER (L.S.)  
L. O. LYTLE (L.S.)  
REX H. ANSPAUGH (L.S.)

oved this \_\_\_\_\_ day of \_\_\_\_\_, 1938.

DISTRICT JUDGE.

RSED: Filed Jul 27 1938  
H. P. Warfield, Clerk  
U. S. District Court





John P. Logan, United States Marshal.

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

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

United States of America,	Plaintiff,	)	
		)	
vs.		)	No. 2676 Law.
		)	
Morgan, Jess Haney, C. K.		)	
and Andrew Chrest,	Defendants.	)	

ORDER OF DISMISSAL

Now on this 29th day of July, 1938, this matter coming on before the Court, and appearing that the amount sued for in said cause, together with the court costs, have been paid, that said cause should be dismissed;

IT IS THEREFORE THE ORDER of the Court that said cause be, and the same hereby dismissed.

F. E. KENNAMER  
JUDGE

WHIT Y. MAUZY  
United States Attorney

CHESTER A. BREWER  
Assistant United States Attorney

RECORDED: Filed Jul 29 1938  
H. P. Warfield, Clerk  
U. S. District Court AC

On this 1st day of August, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

UNITED STATES OF AMERICA,	Plaintiff,	)	
		)	
-vs-		)	No. 8927 - Criminal.
		)	
MAS WHITEHORN,	Defendant.	)	

Now on this 1st day of August, A. D. 1938, comes the United States Attorney, re-

representing the Government herein and the Defendant appearing in person. Thereupon, statements are made upon application of Government for revocation of probation herein. And thereupon, after being fully advised in the premises, it is ordered by the Court that probation of Defendant be and it is hereby extended until further order of the Court. (F.E.K. Judge).

UNITED STATES OF AMERICA, Plaintiff, )  
) )  
-vs- ) No. 9066 - Criminal.  
) )  
LESTER MILLER, MARION F. CATLIN and )  
GEORGE E. CATLIN, Defendants. )

Now on this 1st day of August, A. D. 1938, comes the United States Attorney representing the Government herein and the defendant Lester Miller appearing in person and by counsel, Gerald Klein. Now at this time, it is ordered by the Court that Defendant Lester Miller be placed on probation for a period of Two (2) years on Count 2 during good behavior or until the further order of the Court. (F.E.K. Judge).

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

Bothy Lawrence, Guardian Arvel )  
Lawrence, Incompetent, Plaintiff, )  
) No. 2405 Law.  
vs. )  
) )  
United States of America, Defendant. )

DEFENDANT'S MOTION FOR JUDGMENT AND MOTION TO DISMISS

Comes now the defendant and makes its motion for judgment for the reason that the evidence established that the insured Arvel Lawrence was suffering from general paresis in the year 1925 for which he received treatment; that in his application for reinstatement of the policy herein sued upon on June 1, 1927 and in subsequent applications for reinstatement of said policy hereafter, the insured failed to state or divulge, although requested for such information by this defendant at all reinstatements of the policy herein sued upon, that he had been diagnosed as having general paresis in the year 1925 and received treatment for same, and accordingly, this insured was guilty of fraud in procuring reinstatements of the policy herein sued upon, and for that reason is not entitled to recover in this action.

Defendant further makes its motion to dismiss for the reason that no "due proof" was ever received by this defendant as provided for as a prerequisite for recovery on the policy herein sued upon and for the further reason that no denial was ever given this plaintiff by this defendant, which is the necessary prerequisite for the policy herein sued upon as provided for in Section 19 of the World War Veterans Act as amended, and accordingly, this Court is without jurisdiction to hear this cause.

WHIT Y. MAUZY, United States Attorney

Motions overruled and exceptions allowed May 17, 1938.

DORSED: Filed Aug 1 1938  
H. P. Warfield, Clerk  
U. S. District Court B

F. E. KENNAMER  
UNITED STATES DISTRICT JUDGE.

-----  
Court adjourned to August 2, 1938.



ered, to-wit:

SCCELLANEOUS - BOND OF H. P. DAUGHERTY, CONCILIATION COMMISSIONER.

FORM NO. 69  
BOND OF CONCILIATION COMMISSIONER

Know all men by these presents: That we H. P. Daugherty of Chelsea, Oklahoma principal and J. A. Richards and Mack G. England of Chelsea, Oklahoma, as sureties, are held firmly bound to the United States of America in the sum of FIVE HUNDRED (\$500.00) Dollars, law- money of the United States, to be paid to the said United States, for the payment of which, well truly to be made, we bind ourselves, our heirs, executors, and administrators, jointly and verally, by these presents;

Signed and sealed this 2nd day of August, A. D. 1938.

The condition of this obligation is such that whereas the said H. P. Daugherty has been on the 2nd day of July, A. D. 1938, 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 Rogers in said District:

Now, therefore, if the said H. P. Daugherty, 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 -

H. P. DAUGHERTY	L.S.)
J. A. RICHARDS	(L.S.)
MACK G. ENGLAND	(L.S.)

Approved this 2 day of August, 1938.

F. E. KENNAMER  
DISTRICT JUDGE.

FORSEED: Filed Aug 3 1938  
H. P. Warfield, Clerk  
U. S. District Court

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

OATH OF OFFICE

I, H. P. Daugherty, 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.

H. P. DAUGHERTY

Subscribed and sworn to before me this 2 day of August, 1938.

GEORGIA MAE JARVIS  
Notary Public

SPECIAL MARCH 1938 TERM

TULSA, OKLAHOMA

WEDNESDAY, AUGUST 3, 1938

141)

commission expires 4-6-40

CORSEED: Filed Aug 3 1938  
H. P. Warfield, Clerk  
U. S. District Court

-----  
Court adjourned to August 4, 1938

SPECIAL MARCH 1938 TERM

TULSA, OKLAHOMA

THURSDAY, AUGUST 4, 1938

On this 4th day of August, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Walt Y. Mauzy, 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

the Matter of The First National )  
Bank and Trust Company of Tulsa as )  
depository of Bankruptcy Funds )

O R D E R

Now on this 4th day of August, 1938, it appearing to the Court that The First National Bank and Trust Company of Tulsa, a national banking association with its principal place of business in the City of Tulsa, Oklahoma, and in this District, is an officially designated depository of Bankruptcy funds under Sec. 61 of the Bankruptcy Act; that said Bank is a national member of the Federal Deposit Insurance Corporation, and that its deposits are insured under provisions of the 12 USCA, Sec. 264, 49 Stat. 684, and that it now has on deposit bankruptcy funds totaling less than Five Thousand Dollars (\$5,000.00), and that the National Surety Corporation, an authorized fidelity or bonding company, is now the surety on the depository bonds of said Bank, one in the amount of One Thousand Dollars (\$1,000.00) and the other in the amount of Twenty-five Thousand Dollars (\$25,000.00), and that under the circumstances, said Bank desires to reduce its said bond to a total of Twenty-six Thousand Dollars (\$26,000.00) to the sum of Five Thousand Dollars (\$5,000.00), and said Bank having presented its depository bond with National Surety Corporation an authorized fidelity or bonding company, as surety, in the sum of Five Thousand Dollars (\$5,000.00) conditioned substantially as required by General Order in Bankruptcy No. LIII, which bond it has requested the Court to approve and accept in lieu of its bonds of Twenty-six Thousand Dollars (\$26,000.00) aforesaid;

IT IS ORDERED that said surety bonds in the sum of One Thousand Dollars (\$1,000.00) and Twenty-five Thousand Dollars (\$25,000.00) respectively be and the same are hereby cancelled and said National Surety Corporation is hereby released and discharged from any liability hereafter accrue thereunder.







SPECIAL MARCH 1938 TERM

MONDAY, AUGUST 8, 1938

IRLINE HUNT,	Plaintiff,	)
		)
-vs-		) No. 2625 - Law.
		)
STERS OF SORROWFUL MOTHER,		)
corporation,	Defendant.	)

Now on this 8th day of August, A.D. 1938, it is ordered by the Court that motion of Defendant to make more definite and certain and to strike be and it is hereby overruled and exceptions allowed. Given ten (10) days to plead. Twenty (20) days to answer. (F.E.K. Judge).

Court adjourned to August 11, 1938

SPECIAL MARCH 1938 TERM

TULSA, OKLAHOMA

THURSDAY, AUGUST 10, 1938

On the 11th day of August, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, 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 NORTHERN DISTRICT OF OKLAHOMA

United States of America,	Plaintiff,	)
		)
vs.		) No. 2556 - Law.
		)
One 1937 Model DeSoto Business Coupe,		)
Motor No. S3-38213,	Defendant.	)

O R D E R

Now on this 11th day of August, A. D. 1938, the same being one of the regular judicial days of the Special March A. D. 1938 Term of said court, it appearing to the court that there has heretofore been filed a petition in libel in the above styled and numbered case in behalf of the Plaintiff, the United States of America, wherein a certain automobile therein described as follows: -

One 1937 Model DeSoto Business Coupe, Motor No. S3-38213,

had been theretofore seized, and order for monition issued upon said petition, and said automobile being in the custody of the United States Marshal within and for the Northern District of Oklahoma, and it further appearing to the court that one Louis E. Berry is the owner of said automobile subject to chattel mortgage to the West Tulsa State Bank of Tulsa, Oklahoma, and the court being fully advised in the premises,





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

ited States of America,	Plaintiff	)	
		)	
vs.		)	No. 9135 Criminal.
		)	
oise Malone,	Defendant.	)	

JOURNAL ENTRY

Now on this 15th day of August A. D. 1938, a regular judicial day of the special March A. D. 1938 Term of said court, sitting at Tulsa, Oklahoma, plaintiff being represented by Joe W. Howard, Assistant United States Attorney, and defendant being present in person, this matter comes regularly on for hearing upon complaint of the plaintiff, charging the defendant with contempt of this court, and after hearing the evidence on behalf of plaintiff and that on behalf of the defendant, and upon consideration thereof the court finds that said defendant, Louise Malone, was ordered by the court, and gave her personal bond with two sureties, to appear as witness on behalf of the plaintiff in a certain prosecution in this court styled as United States of America, Plaintiff, vs. George Hutchings, alias T. M. Cotton, alias George Davis, defendant, Criminal Cause No. 9026, wherein said George Hutchings was charged with a violation of the White Slave Traffic Act involving this defendant; thereafter said criminal cause came on for trial on February 16, 1938, at which time said Louise Malone wholly failed, neglected and refused to appear as such witness on behalf of the Government, in default of said appearance bond and in wilful disobedience of the said order of this court, and continued to remain out of the jurisdiction and from attendance upon this court until recently when apprehended by the United States Marshal for the Northern District of Oklahoma and brought before the court for this hearing.

IT IS THEREFORE ORDERED AND ADJUDGED that for such contempt thus committed by said Louise Malone, defendant, that she be, and she is hereby sentenced and committed to serve for a period of sixty (60) days in jail.

IT IS FURTHER ORDERED that the Clerk shall deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

F. E. KENNAMER  
JUDGE

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

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

ited States of America,	Plaintiff,	)	
		)	
vs.		)	No. 9136 Cr.
		)	
esse Lee Lofton, Juvenile Delinquent,	Defendant.	)	

JOURNAL ENTRY

Now on this 15th day of August, A. D. 1938, a regular judicial days of the special March A. D. 1938 Term of said court, sitting in Tulsa, Oklahoma, this matter comes regularly

for hearing upon the Information of the plaintiff on file herein, at the direction of the Attorney General of the United States, the said Jesse Lee Lofton appearing in person before the undersigned Judge who has cognizance of the offense and who thereupon fully apprised the juvenile of his rights and of the consequences of his consent to the following procedure.

WHEREUPON, said Jesse Lee Lofton, a juvenile, gave his written consent before the undersigned Judge to be prosecuted against as a juvenile delinquent as provided by an Act of Congress entitled as the "Federal Juvenile Act", approved June 16, 1938; and thereupon the court hears the evidence on behalf of the plaintiff, and after hearing the statements of said juvenile to the effect that such accusation and charge brought by plaintiff against him is true, and that he is guilty thereof, and being fully advised in the premises, the court finds that said Jesse Lee Lofton is a boy, thirteen years of age, without a father and only a first grade education, living in very undesirable environment, and has committed certain other acts and misconduct set forth in plaintiff's evidence, one of which constitutes the charge of juvenile delinquency as defined in the aforesaid Act of Congress.

IT IS THEREFORE ORDERED AND ADJUDGED BY THE COURT that such juvenile delinquent, the said Jesse Lee Lofton, be, and he is hereby committed to the custody of the Attorney General of the United States for a period of three years.

IT IS FURTHER ORDERED that the Clerk of this court shall deliver a certified copy of this judgment and commitment to the United States Marshal, or other qualified officer, and that the same shall serve as the commitment herein.

F. E. KENNAMER  
JUDGE

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

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

G. W. DULANY TRUST, a common law trust, )  
G. W. DULANY, JR., W. M. LINGO, G. WM. )  
DULANY III AND CLIFTON D. LINGO, as Trustees )  
said The G. W. Dulany Trust, Plaintiffs, ) No. 2621 Law.  
vs. )  
R. SHARP, Defendant. )

ORDER OF DISMISSAL

Now, on this 5th day of July, 1938, pursuant to regular assignment, there was heard the Special Appearance and Motion to Quash Summons and Denial of Jurisdiction of the defendant heretofore filed; the plaintiffs appeared by their attorneys of record, Hayes, Richardson, Shartel, Lillard & Jordan, by J. H. Vossstrink, and the defendant appeared in person and by his attorneys, Lerner & Winters, by John M. Winters, Jr.,

Thereupon, the defendant introduced oral testimony and affidavits in support of his motion, and, upon request of the plaintiffs through their attorneys, the matter was continued to be reset upon agreement of counsel.



te within which to amend her petition as against said defendant;

And it is ordered that all other motions and demurrers herein be, and the same e hereby overruled.

And, for good cause shown, the defendants and each of them are granted twenty ys from the date of the filing of plaintiff's amended petition herein within which to answer or ead thereto;

And, now, on this 25 day of July, 1938, for good cause shown, the plaintiff is anted an extension to and including the 15th day of August, 1938, within which to file an amended tition herein.

F. E. KENNAMER  
JUDGE

DORSED: Filed Aug 15 1938  
H. P. Warfield, Clerk  
U. S. District Court H

-----  
Court adjourned to August 16, 1938

On this 16th day of August, A. D. 1938, the District Court of the United States or the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to ajournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

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

elmerich and Payne, Inc., an )  
Oklahoma Corporation, ) Plaintiff, )  
 ) NO. 2427 LAW.  
vs. )  
 )  
. E. Douglass, ) Defendant. )

O R D E R

For good cause shown

IT IS ORDERED that the defendant be and he is hereby permitted to file instanter mendment to his Answer.

DATED This 16th day of August, 1938.

DORSED: Filed Aug 16 1938  
H. P. Warfield, Clerk  
U. S. District Court EA

F. E. KENNAMER  
DISTRICT JUDGE

----- Court adjourned to August 17, 1938





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

SPECIAL MARCH 1938 TERM

TULSA, OKLAHOMA

THURSDAY, AUGUST 18, 1938

UNITED STATES OF AMERICA,

Plaintiff, )

-vs-

) No. 8901 - Criminal.

SAM BREWER,

Defendant.

(CAPTION OMITTED)

JUDGMENT AND COMMITMENT

On this 18th day of August, 1938, came the United States Attorney, and the defendant Sam Brewer appearing in proper person and,

The defendant having been convicted on his plea of guilty of the offense charged in the Indictment in the above-entitled cause to wit: On the 2nd day of November, 1937, Count One - possess distilled spirits on which the tax had not been paid and the defendant being now asked whether he has anything to say before judgment is pronounced against him, and no sufficient cause being shown or appearing to the Court, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant be hereby committed to the custody of the Attorney General for imprisonment in an institution of the Penitentiary type to be designated by the Attorney General or his authorized representative for the period of

Count One - one (1) Year and one (1) Day

Said sentence of confinement in this case shall run concurrent to sentence imposed in Criminal Case No. 8791.

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.

PROVED: PAUL O. SIMMS  
Ass't Atty.

F. E. KENAMER  
JUDGE

-----  
Court adjourned to August 20, 1938.

SPECIAL MARCH 1938 TERM

TULSA, OKLAHOMA

SATURDAY, AUGUST 20, 1938

On this 20th day of August, A. D. 1938, the District Court of the United States in the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kenamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

SPECIAL MARCH 1938 TERM

TULSA, OKLAHOMA

SAURDAY, AUGUST 20, 1938

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

United States of America;	Plaintiff,	)	
		)	
vs.		)	Miscellaneous Criminal.
		)	
Harry Kay,	Defendant.	)	

O R D E R

Now on this 20th day of August, 1938, the same being one of the regular judicial days of the Special March A. D. 1938 Term of said court, this matter comes on before the court upon application of the United States Attorney for an order of court placing one Billie Langley, a witness for the government, in the above styled criminal case, in the St. Vianney's School for Girls, in Tulsa County, Oklahoma, and it appearing to the court that the above named defendant, Harry Kay, was on the 19th day of August, 1938, committed to the Tulsa City Jail by the United States Commissioner in and for said District, pending action of the next federal grand jury on a charge of violating the Anti-Slave Traffic Act, and it further appearing to the court that the said Billie Langley is the victim in said violation, and is a necessary witness for the Government, and further that she has been held under witness bond to the next session of the grand jury by the said Commissioner aforesaid, and it further appearing to the court that said witness in all probability will not be available as a witness for the government when needed unless she is so held,

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED BY THE COURT that the United States Marshal in and for the Northern District of Oklahoma, be and he is hereby ordered and directed to place the said Billie Langley in the St. Vianney's School for Girls, in Tulsa County, Oklahoma, there to be held as a witness for the government in the above styled criminal case.

F. E. KENNAMER  
JUDGE

By: PAUL C. SIMMS  
Assistant U. S. Attorney.

RECORDED: Filed Aug 20 1938  
H. P. Warfield, Clerk  
U. S. District Court EA

J. D. LAWMASTER,	Plaintiff,	)	
		)	
-vs-		)	No. 2633 - Law.
		)	
J. R. HOWARD, ET AL,	Defendants.	)	

Now on this 20th day of August, A. D. 1938, it is ordered by the Court that the said Plaintiff be and he is hereby granted until August 29, 1938 to file brief herein. (F.E.K. Judge).

Court adjourned to August 22, 1938.







NOTAL MARCH 1938 TERM

TULSA, OKLAHOMA

MONDAY, AUGUST 22, 1938

IT IS FURTHER ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as a commitment herein.

F. E. KENNAMER  
JUDGE

PROVED: PAUL O. SIMS  
Asst. U. S. Attorney.

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

THOMAS W. VANZANDE, Plaintiff, )  
vs ) No. 2642 LAW  
CITY MUTUAL INS. CO., a corp., and )  
W. A. WILLS, INC., a corp., Defendant. )

O R D E R

NOW on this the 22nd day of August, 1938, for good cause shown, the defendants City Mutual Insurance Company and W. A. Wills, Inc., are permitted to file demurrers to plaintiff's petition in said cause as amended.

F. E. KENNAMER  
J U D G E

DORSED: Filed Aug 22 1938  
H. P. Warfield, Clerk  
U. S. District Court AC

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

ROY COVINGTON PAGE, Plaintiff )  
vs ) No. 2643 Law.  
CITY MUTUAL INS. CO., a corp., and )  
W. A. WILLS, INC., a corp., Defendants. )

O R D E R

NOW on this the 22nd day of August, 1938, for good cause shown, the defendants City Mutual Insurance Company and W. A. Wills, Inc., are permitted to file demurrers to the plaintiff's petition in said cause, as amended.

F. E. KENNAMER  
J U D G E

DORSED: Filed Aug 22 1938  
H. P. Warfield, Clerk  
U. S. District Court AC

Court adjourned to August 23, 1938.



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

United States of America, Plaintiff, )  
vs. ) No. 2704 Lav.  
B. Smith, Geo. W. Smith and Joseph Westerbeide, Defendants. )

ORDER OF DISMISSAL

NOW, on this 23rd day of August, 1938, this matter coming on before the court, and appearing that the amount sued for in said cause, together with the court costs, have been paid, and that said cause should be dismissed;

IT IS, THEREFORE, THE ORDER of the court that said cause be and the same hereby dismissed.

AND IT IS SO ORDERED.

F. E. KENAMER  
U. S. District Judge.

K. WHIT Y. MAUZY  
United States Attorney

CHESTER A. BREWER  
Assistant United States Attorney

RECORDED: Filed Aug 23 1938  
H. P. Warfield, Clerk  
U. S. District Court H

-----  
Court adjourned to August 24, 1938

On this 20th day of August, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kenamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA  
UNITED STATES OF AMERICA, Plaintiff, )  
vs. ) No. 2674 Law.  
EDWIN S. AVERY, Defendant.

ORDER OF DISMISSAL

Now, on this 29th day of August, 1938, this matter coming on before the court and appearing that heretofore, and on the 8th day of June 1938, a receiver was appointed to take charge of the property involved in this cause of action, and it further appearing that said receiver has made his report herein and an order has been made by this court discharging said receiver; and further appearing that the amount sued for, together with court costs, has been paid, and that this cause of action should be dismissed,

IT IS THEREFORE THE ORDER OF THE COURT that said cause of action be, and the same hereby dismissed.

F. E. KERNAMER  
JUDGE

K. WHIT Y. MAUZY  
United States Attorney

CHESTER A. BREMER  
Assistant U. S. Attorney

DORSED: Filed Aug 29 1938  
H. P. Warfield, Clerk  
U. S. District Court AC

-----  
IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA  
United States of America, Plaintiff, )  
vs. ) No. 2674 - Law.  
Edwin S. Avery, Defendant.

O R D E R

Now on the 24th day of August, 1938, this matter coming on for hearing upon the report of Floyd L. Rheas, Receiver, appointed by this court, and the court having heard evidence offered in support of said report and being fully advised in the premises finds that the said report could be in all things confirmed.

The court further finds that the said Floyd L. Rheas has in all respects managed the property placed in his charge in a proper manner and that he is entitled to be discharged.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the court that the report of Floyd L. Rheas, Receiver herein, be and the same is hereby approved and that the said Floyd L. Rheas is hereby discharged as such Receiver.



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

VERA OVERSTREET, Plaintiff, )  
 vs. ) No. 2700 Law  
 OWENS TRANSFER Co., a corp., CASUALTY )  
 RECIPROCAL EXCHANGE, a corp., Defendants. )

ORDER OF DISMISSAL WITH PREJUDICE

On this the 29th day of August, 1938, this cause comes on for hearing and consideration by the Court of the dismissal with prejudice filed in this cause by the plaintiff and the rest therein of the plaintiff for an Order of dismissal, with prejudice.

The plaintiff appeared by and thru her attorney of record, James P. Melone, and the Court, having examined the dismissal on file herein and having heard and considered statement of counsel finds this cause should be dismissed with prejudice and at plaintiff's cost.

BE IT THEREFORE, ORDERED, ADJUDGED AND DECREED that plaintiff's cause of action heretofore and the same is hereby dismissed with prejudice to the further right of the plaintiff to prosecute the same and at the cost of the plaintiff.

DONE in open court, this the 29th day of August, 1938.

F. E. KENNAMER  
 J U D G E

K. VERA OVERSTREET, Plaintiff  
 CHAS. A. MACKINZEL JAMES P. MELONE  
 Attorneys for Plaintiff.

GREEN & FARMER  
 Attorneys for defendants.

DORSED: Filed Aug 29 1938  
 H. P. Warfield, Clerk  
 U. S. District Court B

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

UNITED STATES OF AMERICA, Petitioner, )  
 vs. )  
 Act No. 78, 20 acres of land, more or less, No. 2711 Law.  
 the County of Delaware, State of Oklahoma;

an A. Wood, also known as J. A. Wood; Carrie Wood, wife of John A. Wood; Mark Lundlay, a Cherokee citizen one-eighth blood, roll No. 31029, if living; if deceased, his unknown heirs, executors, administrators and assigns; Robert L. Lundlay, Cherokee citizen of one-

SPECIAL MARCH 1938 TERM

DISTRICT OF OKLAHOMA  
TULSA, OKLAHOMA

MONDAY, AUGUST 29, 1938

with blood, roll No. 31026, if living, and if deceased, his unknown heirs, executors, administrators and assigns;

County Treasurer of Delaware County, State of Oklahoma, and Board of County Commissioners of Delaware County, State of Oklahoma, Respondents.

O R D E R

Now on this 29th day of August, 1938, it being made to appear to the Court that the petitioner has filed its petition for condemnation in the above styled matter, and that it is necessary that notices be served on various parties claiming an interest in said land;

NOW, THEREFORE, IT IS HEREBY ORDERED AND DIRECTED that notices as prepared and executed by attorneys for Petitioner herein, be served upon each of the parties named as respondents herein by the United States Marshals for the Western, Eastern and Northern Districts of Oklahoma.

F. E. KENNAMER  
JUDGE

DORSED: Filed Aug 29 1938  
H. P. Warfield, Clerk  
U. S. District Court B

-----  
Court adjourned to August 30, 1938

SPECIAL MARCH 1938 TERM

TULSA, OKLAHOMA

TUESDAY, AUGUST 30, 1938

On this 30th day of August, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Massey, 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. 8337 - Criminal.  
NELSON BERTRAND, Defendant. )

ORDER OF COURT

Considered and ordered this 5th day of August, 1938, and ordered filed and made a part of the records in the above case. Ordered that Nelson Bertrand be released from further confinement.

F. E. KENNAMER

DORSED: Filed Aug 30 1938  
H. P. Warfield, Clerk  
U. S. District Court





SPECIAL MARCH 1938 TERM

TULSA, OKLAHOMA

TUESDAY, AUGUST 30, 1938

UNITED STATES OF AMERICA, )  
 Plaintiff, )  
 -vs- ) No. 3765 - Criminal.  
 JIM MORTON, ET AL, )  
 Defendants. )

ORDER OF COURT

Considered and ordered this 30th day of August, 1938, and ordered filed and made a part of the records in the above case. Ordered that Jim Morton be released from further supervision.

F. E. KENNAMER

DORSED: Filed Aug 30 1938  
H. P. Warfield, Clerk  
U. S. District Court

UNITED STATES OF AMERICA, )  
 Plaintiff, )  
 -vs- ) No. 3765 - Criminal.  
 ROY SHAVER, ET AL, )  
 Defendants. )

ORDER OF COURT

Considered and ordered this 30th day of August, 1938 and ordered filed and made a part of the records in the above case. Ordered that probationer Roy Shaver be released from further supervision.

F. E. KENNAMER

DORSED: Filed Aug 30 1938  
H. P. Warfield, Clerk  
U. S. District Court

UNITED STATES OF AMERICA, )  
 Plaintiff, )  
 -vs- ) No. 3770 - Criminal.  
 BENJAMIN JACOBS, )  
 Defendant. )

ORDER OF COURT

Considered and ordered this 30th day of August, 1938 and ordered filed and made a part of the records in the above case. Ordered that probationer Benjamin Jacobs be released from further supervision.

F. E. KENNAMER

DORSED: Filed Aug 30 1938  
H. P. Warfield, Clerk  
U. S. District Court

Court adjourned to August 31, 1938

On this 31st day of August, A. D. 1938, the District Court of the United States of the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Writ Y. Maazyk, 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 NORTHERN DISTRICT OF OKLAHOMA

United States of America, Plaintiff, )  
vs. ) Miscellaneous Criminal.  
Lornie Randles, Defendant. )

O R D E R

Now on this 31st day of August, 1938, the same being one of the regular judicial days of the Special March A.D. 1938 Term of said court, this matter comes on before the Court upon the application of the defendant Lornie Randles, for an order allowing said defendant to sign his own bond, and it appearing to the court that said defendant was on the 19th day of August, 1938, committed to the Tulsa City Jail by U. S. Commissioner John R. Pearson, to await action of the Federal Grand Jury on a liquor charge, and it further appearing to the court that said defendant is in poor health and the court being otherwise fully advised in the premises,

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED BY THE COURT that said defendant do, and he hereby is, allowed to sign his own bond, and thereafter be released from custody.

F. E. KENNAMER  
Judge

JOE W. HOWARD  
Assistant U. S. Attorney

DORSED: Filed Aug 31 1938.  
H. P. Warfield, Clerk  
U. S. District Court EA

UNITED STATES OF AMERICA, Plaintiff, )  
-vs- ) No. Miscellaneous - Criminal.  
CLAUDE FLEMING, Defendant. )

Now on this 31st day of August, A. D. 1938, it is ordered by the Court that further hearing on application for reduction of bail be and it is hereby continued to September 3, 1938. (F.E.K. Judge).

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

United States of America,	Plaintiff,	)
		)
vs.		) No. 8776 - Criminal.
		)
Kenneth D. Anderson,	Defendant.	)

O R D E R

Now on this 31st day of August, 1938, the same being one of the regular judicial days of the Special March A. D. 1938 Term of said court, this matter comes on before the court upon the application of the defendant Kenneth D. Anderson for an order of court modifying the sentence of nine months in jail, heretofore, to-wit: on the 27th day of June, 1938, and the court having been heretofore fully advised in the premises,

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED BY THE COURT, that the sentence of nine months heretofore, to-wit: on the 27th day of June, 1938, be and the same is hereby modified to sixty-five (65) days in jail, and the United States Marshal in and for said District is hereby ordered and directed to release said defendant Kenneth D. Anderson from custody in accordance with this order.

F. E. KENNAMER  
JUDGE

By: PAUL J. SIMMS  
Assistant United States Attorney

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

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

Thomas F. Campbell,	Plaintiff,	)
		)
Vs.		) No. 3658 Law.
		)
James M. Kurn, et al.,	Defendants.	)

ORDER REMANDING CAUSE

Now, on this 5th day of July, 1938, the above entitled action comes on for hearing upon the motion of plaintiff to remand the above entitled cause, plaintiff appearing by his attorney of record, Streeter Speakman, and the court being duly advised in the premises finds that the action to remand should be sustained.

It is, therefore, ORDERED that the above entitled cause be and it is hereby remanded to the District Court of Creek County, Oklahoma, from which said cause was removed.

F. E. KENNAMER  
JUDGE

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



UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 2699 - Law.
		)
BOARD OF COUNTY COMMISSIONERS OF OSAGE		)
COUNTY, ET AL,	Defendants,	)

Now on this 31st day of August, A. D. 1938, it is ordered by the Court that Defendants' demurrer to Plaintiff's petition stand submitted on briefs, upon request of counsel or both sides. Defendants given twenty (20) days to submit brief in support of demurrer; Plaintiff's given twenty (20) days thereafter to file reply brief. (F.E.K. Judge).

UNITED STATES OF AMERICA,	Plaintiff,	)
		)
-vs-		) No. 2709 - Law.
		)
BOARD OF COUNTY COMMISSIONERS OF		)
SAGE COUNTY, ET AL,	Defendants,	)

Now on this 31st day of August, A. D. 1938, it is ordered by the Court that Defendants' demurrer to Plaintiff's petition stand submitted on briefs upon request of counsel for both sides. Defendants given twenty (20) days to submit brief in support of demurrer; Plaintiff given twenty (20) days thereafter to file reply brief. (F.E.K. Judge).

Court adjourned to September 1, 1938

On this 1st day of September, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
 Whit Y. Mausy, United States Attorney.  
 John P. Logan, United States Marshal.

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

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

H. Bankston,	Plaintiff,	)
		)
vs.		) No. 2418 Law.
		)
The Texas Oil Royalty Company, a		)
corporation,	Defendant,	)

ORDER OF DISMISSAL

Upon application and motion of plaintiff, it is hereby ordered that the above

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

United States of America, Plaintiff, )  
vs. ) No. 8933 - Criminal.  
Louis E. Berry, and H. H. Miller, Defendants. )

ORDER OF DISMISSAL

Now on this 3rd day of September, 1938, the same being one of the regular judicial days of the Special March A. D. 1938 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 dismissal of the above numbered and styled cause, for the reason that the law under which said cause was instituted has been declared unconstitutional, and it appearing to the court that the above named defendants were charged by indictment filed in this court on October 20, 1937, with conspiracy to import, bring and transport into the State of Oklahoma, from the State of Missouri, not for scientific, sacramental, medicinal or mechanical purposes, and not in the course of continuous transportation interstate through the State of Oklahoma, and further with having so imported, brought into and transported said intoxicating liquor into the State of Oklahoma, from the State of Missouri, not for said scientific, sacramental, medicinal or mechanical purposes, in violation of Section 3 (a) of the Liquor Enforcement Act of 1936, and it further appearing to the court that said Act has been held unconstitutional, and further that said United States Attorney for said district has obtained authority from the Attorney General of the United States to dismiss said cause,

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED BY THE COURT that Criminal case No. 8933, be and the same is hereby ordered dismissed and the defendants in said cause, namely, Louis E. Berry and H. H. Miller be and they are discharged from further responsibility in said cause.

F. E. KENNAMER  
JUDGE

By: PAUL O. SIMMS  
Assistant United States Attorney

ENDORSED: Filed Sep 3 1938  
H. P. Warfield, Clerk  
U. S. District Court EA

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

United States of America, Plaintiff, )  
vs. ) No. 8933 - Criminal.  
Louis E. Berry and H. H. Miller, Defendants. )

O R D E R

Now on this 6th day of September, 1938, the same being one of the regular judicial days of the Special March A.D. 1938 Term of said court, this matter comes on before the court upon the application of Louis E. Berry, for an order directing the United States Marshal in





On this 7th day of September, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mausy, United States Attorney.  
John P. Logan, United States Marshal.

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

MISCELLANEOUS - ORDER APPROVING ADDITIONAL PER DIEM OF W. P. SMITH, U. S. COMMISSIONER.

At the SPECIAL MARCH TERM, 1938, of the District Court of the United States, within and for the Northern District of Oklahoma, at the City of Tulsa, on the 2nd day of Sept., 1938.

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 June, 1938, 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) H. Bowman, et al
- (2) John D. Reed
- (3) Toney Stephens, alias Toney Stevens
- (4) Henry Turrentine
- (5) John Reed
- (6) Jim Southerland, Jr.
- (7) John H. Smith, et al
- (8) Lawrence Alverson
- (9) W. S. Julien, et al
- (10) Herbert H. Dutcher
- (11) Eli F. Havens, et al
- (12) Sam Brewer

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 2nd day of Sept., 1938.

F. E. KENNA MER  
Judge of the District Court

ENDORSED: Filed Sep 7 1938  
H. P. Warfield, Clerk  
U. S. District Court

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MISCELLANEOUS - ORDER APPROVING ADDITIONAL PER DIEM OF W. P. SMITH, U. S. COMMISSIONER

At the SPECIAL MARCH term 1938, of the District Court of the United States, within and for the Northern District of Oklahoma, at the City of Tulsa, on the \_\_\_ day of September, 1938.

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 July and August, 1938, duly certified, and pursuant to provisions of Section 21 of the Act of May 28, 1896, 29 Stat. 184, that "No more than one per diem shall be allowed a Commissioner in a case unless the account shall show that the hearing could not be completed in one day, when one additional per diem may be especially approved and allowed by the Court, then additional per diem claimed in the cases herein below listed is hereby especially approved and allowed, it being shown with respect to each of said cases that the hearings could not be completed in one day."

- (1) Eli F. Havens, et al
- (2) Sam Brewer
- (3) Darrell Criner, alias Raymond Criner
- (4) Herbert E. Dutcher
- (5) Mal L. Pankey, et al
- (6) William Barnes
- (7) Eugene Norman, et al
- (8) James Williams, et al
- (9) David E. Jobe
- (10) Forest E. Benight
- (11) Joe Gerstel
- (12) Harry Kay
- (13) Robert L. Wyse
- (14) Robert L. Hughes, et al
- (15) Herman Williams, with aliases

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 and copy of an indictment from another District.

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 2 day of September, 1938.

F. E. KENNAMER,  
JUDGE OF THE DISTRICT COURT

ENDORSED: Filed Sep 7 1938  
H. P. Warfield, Clerk  
U. S. District Court

MISCELLANEOUS - ADMISSION TO BAR.

Now on this 7th day of September, A. D. 1938, it being made satisfactorily to appear that Riley D. Hunt is duly qualified for admission to the Bar of the Court, the oath prescribed by law is administered and said Attorney is declared admitted to the Bar of the Court. (F.E.K. Judge).

SPECIAL MARCH 1938 term

TULSA, OKLAHOMA

WEDNESDAY, SEPTEMBER 7, 1938

R. L. BOND,	Plaintiff,	)
		)
-vs-		) No. 2464 - Law.
		)
TULSA CITY LINES, INC., A CORP. ET AL	Defendants.	)

Now on this 7th day of September, A. D. 1938, it is ordered by the Court that motion of Plaintiff to vacate order overruling Amended motion for new trial and second supplemental and amended petition for new trial be and it is hereby overruled. Exceptions allowed. (F.E.K. Judge).

STATE OF OKLAHOMA, EX REL, ETC.,	Plaintiff,	)
		)
-vs-		) No. 2522 - Law.
		)
MAGNOLIA PETROLEUM CO. ET AL.,	Defendants.	)

Now on this 7th day of September, A. D. 1938, it is ordered by the Court that the above cause be and it is hereby dismissed for want of prosecution, no one appearing for Plaintiff after notice having been duly given. (F.E.K. Judge).

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

STATE OF OKLAHOMA, ex rel, Everett S. Collins,	)
County Attorney of Creek County, Oklahoma,	)
	) Plaintiff
vs.	)
	) No. 2529 Law.
	)
ATLANTIC OIL PRODUCING COMPANY, a corporation,	)
	) Defendant.

ORDER OF DISMISSAL

THIS CAUSE coming on to be heard on this the 7th day of September, 1938, being one of the regular court days of this court, on the motion of the defendant, and having regularly been set on the motion and demurrer docket for this day, and defendant appearing by its counsel, T. Austin Gavin, and plaintiff appearing not, and the Court having ascertained that counsel for plaintiff had been duly notified of the setting of this motion, and counsel for defendant having presented said motion separately to state and number the several causes of action, and argument having been heard in support of said motion and the Court finding that it has jurisdiction to entertain the same and enter an order thereon, and being fully advised in the premises, finds that said motion should be sustained.

IT IS, THEREFORE BY THE COURT ORDERED, ADJUDGED AND DECREED that said motion separately to state and number the several causes in plaintiff's petition be and the same is hereby sustained.

The Court thereupon finding that said plaintiff has not heretofore appeared in this Court and having failed properly to prosecute this cause of action, that this cause of action should be dismissed at plaintiff's costs.

IT IS, THEREFORE, FURTHER ORDERED, AND ADJUDGED BY THIS COURT that this cause or

causes be and they hereby are dismissed at plaintiff's costs.

F. E. KENNAMER  
UNITED STATES DISTRICT JUDGE

ENDORSED: Filed Sep 19 1938  
H. P. Warfield, Clerk  
U. S. District Court B

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

State of Oklahoma, ex rel Everett S. Collins, )  
County Attorney of Creek County, Oklahoma, )  
Plaintiff, ) No. 2530 Law.  
vs. )  
Mid-Continent Petroleum Corporation, Defendant. )

JUDGMENT OF DISMISSAL

Now, on this 7th day of September, 1938, the above entitled cause coming regularly on for hearing upon the defendant's motion to require the plaintiff to separately state and number the several causes of action in plaintiff's petition; and the defendant appearing by its attorney, R. H. Wills, and the plaintiff, although duly and regularly notified of said hearing, appeared not; and the Court being of the opinion that there is no excuse or justification for the said non-appearance of the plaintiff, and that by reason thereof the above entitled cause should be dismissed for want of prosecution;

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the above entitled cause be, and the same is hereby, dismissed for want of prosecution, and that the costs of this action be, and the same are hereby, taxed against the plaintiff.

F. E. KENNAMER  
JUDGE

ENDORSED: Filed Sep 14 1938  
H. P. Warfield, Clerk  
U. S. District Court B

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

CLIFTON C. VORIS, )  
Plaintiff, )  
vs. )  
THE AETNA LIFE INSURANCE COMPANY, of ) No. 2531 Law.  
Hartford, Conn., a corp., )  
Defendant. )

"O R D E R"

On this the 7th day of September, 1938, this cause comes on for hearing pursuant to regular setting on demurrer of the defendant to plaintiff's first amended petition.

The respective parties appeared by their respective counsel and the Court, having



FRANK MELROY,	Plaintiff,	)	
		)	
-vs-		)	No. 2639 - Law.
		)	
SUN OIL CO. A CORP. ET AL,	Defendants.	)	

Now on this 7th day of September, A. D. 1938, it is ordered by the Court that separate demurrer of defendants Sun Oil Company and Hartford Accident and Indemnity Company to Amended Petition and Defendants' motion to make more definite and certain Plaintiff's petition to stand submitted on briefs. Movants given fifteen (15) days to submit brief. Plaintiff given fifteen (15) days thereafter to submit answer brief. (F.E.K. Judge).

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

THOS. W. VanZandt,	Plaintiff,	)	
		)	
vs		)	No. 2642 Law
		)	
EQUITY MUTUAL INS. CO., and W. A. WILLS, INC., a corp.,	Defendant.	)	

"O R D E R"

On this the 7th day of September, 1938, this cause comes on for hearing pursuant to regular setting on demurrer of the defendant to plaintiff's petition, as amended.

The respective parties appeared by their respective counsel, and the Court, having heard argument of counsel, finds that the demurrer should be overruled.

BE IT THEREFORE, ORDERED, ADJUDGED AND DECREED that the demurrer of the defendant to plaintiff's petition, as amended, be and the same is hereby overruled, to which action of the Court the defendant excepted, and it's exception is noted and saved.

FOR GOOD CAUSE SHOWN, the defendant is given fifteen days from this date, or until and including September 22nd, 1938, to file answer, not to be in default during said time.

F. E. KENNAMER  
J U D G E

ENDORSED: Filed Sep 13 1938  
H. P. Warfield, Clerk  
U. S. District Court

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

LOY COVINGTON PAGE, Plaintiff )  
vs ) No. 2643 Law  
EQUITY MUTUAL INSURANCE CO., and )  
W. A. WILLS, INC., a corp., Defendants. )

"O R D E R"

On this the 7th day of September, 1938, this cause comes on for hearing pursuant to regular setting on demurrer of the defendant to plaintiff's petition, as amended.

The respective parties appeared by their respective counsel, and the Court, having heard argument of counsel, finds that the demurrer should be overruled.

BE IT THEREFORE, ORDERED, ADJUDGED AND DECREED that the demurrer of the defendant to plaintiff's petition, as amended, be and the same is hereby overruled, to which action of the Court the defendant excepted, and it's exception is noted and saved.

FOR GOOD CAUSE SHOWN, the defendant is given fifteen days from this date or until and including September 22nd, 1938, to file answer, not to be in default during said time.

F. E. KENAMER  
J U D G E

ENDORSED: Filed Sep 13 1938  
H. P. Warfield, Clerk  
U. S. District Court B

G. C. HOUGHTON, Plaintiff, )  
-vs- ) No. 2645 - Law.  
UTILITIES PRODUCTION CORP. ET AL, Defendants. )

Now on this 7th day of September, A. D. 1938, it is ordered by the Court that motion to strike of Defendants be and it is hereby sustained. Plaintiff granted ten (10) days to amend. Ten (10) days to plead or twenty (20) days to answer. (F.E.K. Judge).

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

Charles H. Albers, Receiver for Urbana Banking Company, Urbana, Illinois, Plaintiff )  
vs. ) No. 2646 - Law.  
H. L. Mourer, Defendant. )

ORDER FOR DISMISSAL

Now on this 7th day of September, 1938 the plaintiff, Charles H. Albers, Receiver,

appeared in open court by his attorneys, Rogers, Stephenson and Dickason, and dismissed the above entitled and numbered action without prejudice at the cost of the plaintiff.

It was therefore ordered and adjudged that the said cause be dismissed at the cost of the plaintiff and without prejudice; and that the defendant have judgment for his costs.

Witness my hand the day and year first above written.

F. E. KENNAMER  
District Judge for the Northern  
District of the State of Oklahoma.

Approved as to form.

ROGERS, STEPHENSON & DICKASON  
By G. M. DICKASON  
Attorney for Plaintiff

ROLLIE E. GISH  
Attorney for Defendant.

ENDORSED: Filed Sep 8 1938  
H. P. Warfield, Clerk  
U. S. District Court ME

REMBERT GILMAN SMITH, Plaintiff, )  
-vs- ) No. 2653 - Law.  
THE OKLAHOMA PUBLISHING CO. A CORP., Defendant. )

Now on this 7th day of September, A. D. 1938, it is ordered by the Court that Plaintiff's motion to make more definite and certain be and it is hereby sustained and motion to strike is overruled by the Court. Fifteen (15) days to amend answer. Exceptions allowed. (F.E.K. Judge).

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

Stella May Boone, by K. B. Turner, Plaintiff, )  
Trustee, ) No. 2663 - Law.  
vs. )  
The Cloco Gasoline Company, a corporation, )  
et al., Defendants. )

JOURNAL ENTRY

NOW, on this 7th day of September, 1938, the above entitled cause coming regularly on for hearing upon the separate demurrers of the defendants, Mid-Continent Petroleum Corporation and Cloco Gasoline Company; and said defendants appearing by their attorney, R. H. Wills;

and the plaintiff appearing by her attorney, R. A. Barney; and, in the course of the hearing upon said demurrers, the plaintiff having asked leave and permission to amend her petition by substituting "Stella May Boone and K. B. Turner," as plaintiffs, instead of and for "Stella May Boone, by K. B. Turner, Trustee," as plaintiff; and there being no objection to such amendment by said demurring defendants; and the Court being of the opinion that leave and permission should be granted to make said amendment, and that by reason of such amendment said demurrers should be overruled;

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that plaintiff be, and she is hereby, given leave and permission to amend her petition so as to substitute "Stella May Boone and K. B. Turner," as plaintiffs, instead of and for "Stella May Boone, by K. B. Turner, Trustee," as plaintiff, and to also amend said petition so as to conform with said amendment with respect to the party or parties plaintiff.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the separate demurrers of the defendants, Mid-Continent Petroleum Corporation and the Cloco Gasoline Company, be, and the same are hereby overruled, and said defendants are granted fifteen days from the filing of the above amendment of the plaintiff's petition within which to answer said petition.

To the overruling of the fifth and sixth ground of theseparate demurrers of the defendant, Mid-Continent Petroleum Corporation and Cloco Gasoline Company, said defendants, respectively, except, and their exceptions are allowed.

F. E. KENNAMER  
Judge

ENDORSED: Filed Sep 14 1938  
H. P. Warfield, Clerk  
U. S. District Court B

EMMA CHILDS, Plaintiff, )  
-vs- ) No. 2692 - Law.  
ST. LOUIS & SAN FRANCISCO HWY. CO., Defendant. )

Now on this 7th day of September, A. D. 1938, it is ordered by the Court that motion to strike of Defendant be and it is hereby sustained in part and overruled in part. Given fifteen (15) days to answer. Plaintiff granted permission to amend by interlineation. (F.E.K. Judge).

MARGARET LAWLEY, ET AL, Plaintiffs, )  
-vs- ) No. 2701 - Law  
BERT WHITEIS, ET AL, Defendants. )

Now on this 7th day of September, A. D. 1938, it is ordered by the Court that motion of Plaintiff to remand to stand submitted on briefs to be filed. (F.E.K. Judge).

GEORGE F. SHORT, Plaintiff, )  
 )  
 -vs- ) No. 2702 - Law.  
 )  
 S. D. FALLEY and CENTRAL MUTUAL INSURANCE )  
 COMPANY OF CHICAGO, A CORPORATION, Defendants. )

Now on this 7th day of September, 1938, it is ordered by the Court that motion of Defendant, S. D. Falley to quash purported service of summons be and it is hereby taken under advisement on arguments made and briefs to be filed. Given ten (10) days to file briefs. Permission granted Defendant Falley to file affidavit in support of motion to quash. (F.E.K.)

ELIZABETH SHANKS, Plaintiff, )  
 )  
 -vs- ) No. 2708 - Law.  
 )  
 THE TRAVELERS INSURANCE CO. A CORP., Defendant. )

Now on this 7th day of September, A. D. 1938, it is Ordered by the Court that motion to make more definite and certain be and it is hereby sustained. Given ten (10) days to amend. Ten (10) days to plead; Twenty (20) days to answer. (F.E.K. Judge).

R. J. ALLISON CO., INC., Plaintiff, )  
 )  
 -vs- ) No. 2712 - Law.  
 )  
 CENTRAL STATES FIRE INS. ET AL, Defendants. )

Now on this 7th day of September, A. D. 1938, it is ordered by the Court that special appearance and motion to quash of Defendant be and it is hereby withdrawn by counsel for Defendant. Given ten (10) days to plead. Twenty (20) days to answer. (F.E.K. Judge).

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

Helmerich & Payne, Inc., an Oklahoma Corporation, Plaintiff, )  
 )  
 vs. ) NO. 2713 - Law.  
 )  
 Sayre Oil Corporation, a Texas Corporation, Defendant. )

ORDER OVERRULING SPECIAL APPEARANCE AND PLEA TO THE JURISDICTION

This cause coming on to be heard this date on the special appearance and plea to the jurisdiction of the defendant Sayre Oil Company, a corporation, sued herein under the name of Sayre Oil Corporation, a corporation, plaintiff appearing by its attorneys, Monnet & Savage, and the said defendant appearing specially by its attorneys, Bohanon & Adams, and the

Court, after examination of the files herein and statements of counsel, and being fully and completely advised in the premises, finds that said special appearance and plea to the jurisdiction of the court should be in all things overruled and denied, and for good cause shown it is ordered;

1. That the special appearance and plea to the jurisdiction of this court filed herein by the Sayre Oil Company be and the same is in all things hereby overruled and denied, to which action of the court said defendant, Sayre Oil Company, excepts and exceptions are allowed.

2. That said defendant shall have ten (10) days from and after this date within which to plead further and twenty (20) days within which to answer herein.

ENTERED this 7th day of September, 1938.

F. E. KENNAMER  
J U D G E

O.K. MONNET & SAVAGE  
Attorneys for Plaintiff

O.K. BOHANON & ADAMS  
Attorneys for Defendant.

ENDORSED: Filed Sep 20 1938  
H. P. Warfield, Clerk  
U. S. District Court EA

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Court adjourned to September 8, 1938

On this 8th day of September, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, 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 8th day of September, A. D. 1938, it being made satisfactorily to appear that Lewis V. Reid is duly qualified for admission to the Bar of the Court, the oath prescribed by law is administered, and said attorney is declared admitted to the Bar of the Court. (F.E.K.)

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MISCELLANEOUS - BOND OF PUAL N. HUMPHREYS, CONCILIATION COMMISSIONER.

FORM NO. 69  
BOND OF CONCILIATION COMMISSIONER

Know all men by these presents: That we Paul N. Humphrey of Pawhuska, Osage County, Oklahoma, as principal, and W. O. Dildine and John Kennedy of Pawhuska, Osage County, Oklahoma, as sureties, are held and firmly bound to the United States of America in the sum of FIVE HUNDRED (\$500.00) 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 September, A. D. 1938.

The condition of this obligation is such that whereas the said Paul N. Humphrey has been on the 3rd day of September, A. D. 1938, 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 Osage, in said District:

Now, therefore, if the said Paul N. Humphrey, 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 -

PAUL N. HUMPHREY (L.S.)  
W. O. DILDINE (L.S.)  
JOHN KENNEDY (L.S.)

Approved this 8th day of Sept., 1938.

F. E. KENNAMER  
DISTRICT JUDGE

ENDORSED: Filed Sep 8 1938  
H. P. Warfield, Clerk  
U. S. District Court

MISCELLANEOUS - BOND OF PAUL N. HUMPHREY, CONCILIATION COMMISSIONER.

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

OATH OF OFFICE

I, Paul N. Humphrey, 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.

PAUL N. HUMPHREY

Subscribed and sworn to before me this 7th day of September, 1938.

ENDORSED: Filed Sep 8 1938 My commission expires - DELPHA SPAUR  
H. P. Warfield, Clerk November 4th, 1941 Notary Public  
U. S. District Court

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

W. T. DOUGHERTY, Plaintiff, )  
vs. ) No. 2597 - L.  
OKLAHOMA NATURAL GAS COMPANY, )  
a Corporation, Defendant. )

ORDER OVERRULING DEMURRER

On this 8th day of September, 1938, the above matter came on to be heard upon the demurrer of the defendant to the petition and amendment and supplement to petition of the plaintiff herein, and both parties appeared by counsel and the demurrer was argued. On consideration of the demurrer and argument of counsel;

IT WAS ORDERED that the demurrer as to both grounds thereof be and the same is hereby overruled. To said action of the court as to each phase thereof the defendant excepted.

IT WAS FURTHER ORDERED that the defendant have ten days from the above date within which to file answer herein.

F. E. KENNAMER  
UNITED STATES DISTRICT JUDGE

ENDORSED: Filed Sep 14 1938  
H. P. Warfield, Clerk  
U. S. District Court EA

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

UNITED STATES OF AMERICA, Petitioner, )  
vs. ) No. 2691 - Law  
138 acres of land, more or less, in the )  
County of Delaware, State of Oklahoma; )  
Curtis Stilley, et al., Respondents. )

ORDER ALLOWING PETITIONER TO AMEND ITS PETITION

Now, on this 8 day of Sept., 1938, the above matter coming on for hearing on the application of petitioner for permission of the Court to amend its petition filed herein by adding the names of additional parties respondent, and it appearing to the Court that:

Earl Coppedge, administrator of the estate of Ed Coppedge, deceased;  
P. J. Myers; L. W. Hubbard; Mildred E. Hubbard (also known as M. E. Hubbard)

may claim an interest in and to the above described tract of land;

NOW, THEREFORE, permission is hereby granted to the petitioner to amend its petition by adding the names of:



Now, on this 8th day of September, 1938, it being made to appear to the Court that the petitioner has filed its petition for condemnation in the above styled matter, and that it is necessary that notices be served on various parties claiming an interest in and to said land;

NOW, THEREFORE, IT IS HEREBY ORDERED AND DIRECTED that notices as prepared and executed by attorneys for Petitioner herein, be served upon each of the parties named as respondents herein by the United States Marshals for the Western, Eastern and Northern Districts of Oklahoma.

F. E. KENNAMER  
JUDGE

ENDORSED: Filed Sep 8 1938  
H. P. Warfield, Clerk  
U. S. District Court B

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Court adjourned to September 10, 1938

On this 10th day of September, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

IN THE UNITED STATES CIRCUIT COURT OF APPEALS FOR THE TENTH JUDICIAL CIRCUIT  
SITTING AT DENVER, COLORADO  
FORTIETH DAY, APRIL TERM, WEDNESDAY, SEPTEMBER 7th, A. D. 1938

present: Honorable Robert E. Lewis, Senior Circuit Judge,  
Honorable Oris L. Phillips, Circuit Judge,  
And other officers as noted on the eighteenth day of April, 1938.

Before Honorable Robert E. Lewis and Honorable Oris L. Phillips,  
Circuit Judges.

United States of America, Appellant, )  
1774 vs. ) Appeal from the District Court of the  
H. G. Carson, Administrator of the ) United States for the Northern District  
Estate of Walker Blaine, deceased, et al., ) of Oklahoma.  
Appellees. )

This cause came on to be heard on the motion of appellant to dismiss the appeal herein and was submitted to the court.

On consideration whereof, it is now here ordered by the court that said motion be and the same is hereby granted and that the appeal in this cause be and the same is hereby dismissed out of this court.

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

A True Copy as of record,

TESTE:

ALBERT TREGO

(SEAL)

Clerk.

ENDORSED: Filed Sep 10 1938  
H. P. Warfield, Clerk  
U. S. District Court H

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Court adjourned to September 12, 1938

SPECIAL MARCH 1938 TERM TULSA, OKLAHOMA MONDAY, SEPTEMBER 12, 1938

On this 12th day of November, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

MISCELLANEOUS - ORDER APPROVING ADDITIONAL PER DIEM OF N. C. BARRY, U. S. COMMISSIONER.

At the Special March 1938 Term of the District Court of the United States within and for the Northern District of Oklahoma, at the City of Tulsa, on the 12th day of September, 1938.

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

Norman C. Barry, United States Commissioner in and for the Northern District of Oklahoma, having presented an account for his official services for the quarter ended August 31, 1938, duly certified, and pursuant to the provisions of Section 21 of the Act of May 28, 1896, 29 Statute 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," the additional per diem claimed in the case hereinbelow listed is hereby especially approved and allowed, it being shown with respect to said case that the hearing could not be completed in one day.

Case No. 45. Carl W. Bullard, et al.

It was impossible to conclude the hearing in the above case in one day due to the absence of material witnesses for the prosecution and on motion of defendants.

NORMAN C. BARRY  
United States Commissioner



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

United States of America, Plaintiff, )  
vs. ) No. 2696 Law.  
Frank Stumbaugh, Frank Kastl and )  
H. T. Jarvis, Defendants. )

ORDER OF DISMISSAL

NOW, on this 12th day of September, 1938, this matter coming on before the court, and it appearing that the amount sued for in said cause, together with the court costs, have been paid, and that said cause should be dismissed;

IT IS, THEREFORE, THE ORDER of the court that said cause be and the same hereby is dismissed.

AND IT IS SO ORDERED.

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

O.K. WHIT Y. MAUZY  
U. S. Attorney

CHESTER A. BREWER  
Assistant U. S. Attorney

ENDORSED: Filed Sep 12 1938  
H. P. Warfield, Clerk  
U. S. District Court ME

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Court adjourned to September 13, 1938

On this 13th day of September, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, United States Attorney.  
John P. Logan, United States Marshal.

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

JOHN E. McAFEE, Plaintiff, )  
-vs- ) No. 2694 - Law.  
PHILLIPS PETROLEUM CO. A CORP., Defendant. )

Now on this 13th day of September, A. D. 1938, it is ordered by the Court that

Demurrer of Defendant be and it is hereby sustained as to Third and Fifth causes of action and overruled as to Fourth cause; It is further ordered by the Court that motion to strike be and it is hereby overruled. Plaintiff granted ten (10) days to amend Third cause of action. Exceptions allowed. Given fifteen (15) days after filing of amendment for Defendant to answer. (F.E.K. Judge)

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 Court adjourned to September 14, 1938.

SPECIAL MARCH 1938 TERM

TULSA, OKLAHOMA

WEDNESDAY, SEPTEMBER 14, 1938

On this 14th day of September, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
 Whit Y. Mauzy, 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. 9137 - Criminal.
		)
THOMAS B. ARCHER AND ABRAM ARCHER,		)
trading as ARCHER PRODUCE CO.,	Defendant.	)

Now on this 14th day of September, A. D. 1938, comes the United States Attorney and asks and is granted leave to file information herein against the above defendants. Thereupon, it is ordered by the Court that bond of Defendants be set at \$500.00. (F.E.K. Judge).

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

G. C. HOUGHTON,	Plaintiff,	)
		)
vs.		) No. 2645
		)
UTILITIES PRODUCTION CORPORATION, a corporation,		)
and UTILITIES OIL PRODUCTION CORPORATION, a		)
corporation,	Defendants.	)

O R D E R

Now on this the 5th day of July, 1938, there coming on to be heard the joint and several demurrer of the defendants, Utilities Production Corporation and Utilities Oil Production Corporation to the petition of the plaintiff G. C. Houghton, and the plaintiff and the defendants being present by their respective attorneys of record, the court heard the said joint and several demurrer, and after argument of counsel, and being well and fully advised in the premises, the court is of the opinion that the joint and several demurrer of the defendants as to the first

cause of action should be and it is hereby overruled, to which action of the court in overruling said demurrer as to the first cause of action the defendants separately and severally excepted and except and ask that their exceptions be allowed and noted of record, which is accordingly done. The court is of the opinion that the joint and several demurrer of the defendants to the second cause of action should be and it is hereby sustained, to which action of the court in sustaining the demurrer of the defendants to the second cause of action the plaintiff excepted and excepts and asked that his exceptions be allowed and noted of record, which is accordingly done.

Plaintiff given ten days to file amended petition.

WITNESS MY HAND AS JUDGE,

F. E. KENNAMER  
District Judge.

APPD E.J.L.  
APPD R.W.R

ENDORSED: Filed Sep 14 1938  
H. P. Warfield, Clerk  
U. S. District Court EA

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

JESSE HUTCHINSON, ET AL, )  
 )  
VS. ) No. 2714 At Law  
 )  
DANCEGER OIL & REFINING COMPANY, ET AL, )

ON THIS the 14th day of September, A. D. 1938, cam on to be heard plaintiff's motion to disms this cause; and it appearing to the Court that said motion should be granted;

IT IS ACCORDINGLY ORDERED that the above styled and numbered cause be and the same is hereby dismissed with prejudice and that all costs incurred herein should be paid by plaintiff; ~~for~~ all of which let execution issue.

F. E. KENNAMER  
United States District Judge

ENDORSED: Filed Sep 14 1938  
H. P. Warfield, Clerk  
U. S. District Court EA

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Court adjourned to September 15, 1938

On this 15th day of September, A. D. 1938, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1938 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court.  
Whit Y. Mauzy, 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. 8114 - Criminal.
		)	
W. T. BYRD,	Defendant.	)	

ORDER OF COURT

Considered and ordered this 12th day of September, 1938, and ordered filed and made a part of the records in the above case. Ordered that W. T. Byrd be released from further supervision.

F. E. KENNAMER

ENDORSED: Filed Sep 15 1938  
H. P. Warfield, Clerk  
U. S. District Court

UNITED STATES OF AMERICA,	Plaintiff,	)	
		)	
-vs-		)	No. 8732 - Criminal.
		)	
FRANK JOHNSON,	Defendant.	)	

ORDER OF COURT

Considered and ordered this 12th day of September, 1938, and ordered filed and made a part of the records in the above case. Ordered that probationer Frank Johnson be released from further supervision.

F. E. KENNAMER

ENDORSED: Filed Sep 15 1938  
H. P. Warfield, Clerk  
U. S. District Court

UNITED STATES OF AMERICA, Plaintiff, )  
-vs- ) No. 8742 - Criminal.  
LUTHER R. BRYANT, ET AL, Defendants. )

ORDER OF COURT

Considered and ordered this 12th day of September, 1938 and ordered filed and made a part of the records in the above case. Ordered that probationer Luther A. Bryant be released from further supervision.

F. E. KENNAMER

ENDORSED: Filed Sep 15 1938  
H. P. Warfield, Clerk  
U. S. District Court

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UNITED STATES OF AMERICA, Plaintiff, )  
-vs- ) No. 8746 - Criminal.  
PAUL McDONALD, Defendant. )

ORDER OF COURT

Considered and ordered this 12th day of September, 1938, and ordered filed and made a part of the records in the above case. Ordered that probationer Paul McDonald be released from further supervision.

F. E. KENNAMER

ENDORSED: Filed Sep 15 1938  
H. P. Warfield, Clerk  
U. S. District Court

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Court adjourned to September 16, 1938.

(See Criminal Journal No. 1)