

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

Wiley Watashe, Eliza Watashe Esmond,
Lofayhe Watashe, Barney Watashe, James
Watashe and Martha Watashe Dunn, Plaintiffs,

vs.

Nancy Watashe, now Roland, Johnny
Watashe, Lucile Watashe and Jessie
Watashe, minors, and Ethel Watashe,
Guardian, Defendants.

No. 1292 Equity

ORDER APPOINTING COMMISSIONERS

Now on this 22nd day of April, 1940, the same being one of the regular judicial days of the above entitled Court, this Court entered its order of partition of the following described lands situated in Creek County, State of Oklahoma, to-wit:

The East Half of the Southwest Quarter of Section Twenty-nine (29) Township Eighteen (18) North, Range Eleven (11) East

That the Court further found and decreed that said above described land was owned by the following named persons in the following proportions, to-wit:

Wiley Watashe an undivided one-seventh interest in said land;
Eliza Watashe Esmond an undivided one-seventh interest;
Lofayhe Watashe, an undivided one-seventh interest;
Barney Watashe, an undivided one-seventh interest
James Watashe, an undivided one-seventh interest; and
Martha Watashe Dunn, an undivided one-seventh interest;

Nancy Watashe Roland an undivided one-twentyeighth interest;
Johnny Watashe, an undivided one-twenty-eighth interest;
Lucille Watashe, an undivided one-twenty-eighth interest; and
Jessie Watashe, an undivided one-twenty-eighth interest;

The Court further ordered that J. A. Fulp, Herbert P. Johnson each of Sapulpa, Oklahoma, and J. F. Pickens, appraisor of the United States Probate Attorney's Office, be appointed commissioners to partition said land.

NOW, THEREFORE, you and each of you are hereby ordered and directed to appear before the Clerk of the United States District Court for the Northern District of Oklahoma at Tulsa, Oklahoma, and then and there to take and subscribe the oath as such commissioners, which oath is hereto attached. You are further ordered and directed that after taking said oath, you shall go upon said land and make a personal view thereof and set over to each of said owners thereof their proportionate share of said land in kind according to the value thereof and shall designate in your report the particular part of said land set over to each of said owners.

You are further ordered and directed by the Court that in event, upon a personal inspection of said land, you shall find that the said land cannot be partitioned in kind by setting over to each of said owners their proportionate share according to the value thereof without manifest injury to the realty, that then and in that event, you are ordered and directed to make an

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

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TULSA, OKLAHOMA

TUESDAY, APRIL 23, 1940

appraisement of said land at its fair and reasonable cash value and report your doings and proceedings to this Court within fifteen (14) days from this date, April 22, 1940.

ALFRED P. MURRAH
JUDGE

OATH OF COMMISSIONERS attached to Order

ENDORSED: Filed Apr 23 1940
H. P. Warfield, Clerk
U. S. District Court ME

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

Wiley Watashe, Eliza Watashe Esmond,
Lofahye Watashe, Barney Watashe, James
Watashe and Martha Watashe Dunn, Plaintiffs,

vs.

Nancy Watashe, now Roland, Johnny
Watashe, Lucile Watashe and Jessie
Watashe, minors, and Ethel Watashe,
Guardian, Defendants.

No. 1292 Equity

DECREE

THEREFORE, it is by the Court considered ordered and decreed upon the findings of fact and conclusions of law above set forth, that the lands involved in this action, to-wit:

The East Half of the Southwest Quarter of Section Twenty-nine (29), Township Eighteen (18) North, Range Eleven (11) East,

containing eighty (80) acres more or less, in Creek County, State of Oklahoma, be and the same are hereby partitioned in kind to the plaintiffs and defendants herein according to their respective interests as found and herein set forth, to-wit: to the plaintiffs, Wiley Watashe, Eliza Watashe Esmond, Lofahye Watashe, Barney Watashe, James Watashe and Martha Watashe Dunn, each a one-seventh interest in said land according to the value; and to Nancy Watashe, now Roland, Johnny Watashe, Lucile Watashe and Jessie Watashe, defendants herein, each a one-twenty-eighth in said land according to the value thereof.

II

That Joe A. Fulp and Herbert P. Johnson, each of Sapulpa, Oklahoma, and J. F. Pickens, one of the appraisers in the United States Probate Attorney's office, be and they are hereby appointed commissioners to make a personal view of said land to make partition of the same in kind into the requisite number of shares and set apart to each of said ownerstheir respective share in kind according to the value thereof. That the Clerk of this Court is hereby directed to notify each of said commissioners of his appointment as such commissioner.

It is further ordered that if the said commissioners above named on a view of said premises shall determine that said lands cannot be partitioned in kind so as to set over to each of the respective owners thereof as herein found their proportionate share of the land in kind according to the value thereof without manifest injury, that they and in that event, said commissioners shall make an appraisement and valuation of said land and that they shall report their proceedings to this Court within fifteen (15) days from this date, to-wit: April 22, 1940.

appearing by I. L. Lockewitz and R. H. Wills, their attorneys of record.

Thereupon, a jury is ordered called into the jury box, and said jury is duly examined by and under the direction of the Court, and qualified and sworn according to law to truly try the issues between said plaintiff and said defendants, and each of them.

Thereupon, said plaintiff and said defendants made their opening statements to the jury, and said plaintiff proceeded to introduce evidence in his behalf. And the time for adjournment having arrived, the Court recesses the trial to the 17th day of January, 1940.

And, Now, on this 17th day of January, 1940, pursuant to adjournment and recess from the previous day, the parties and their attorneys appear as before; and the introduction of evidence on the part of said plaintiff being completed, each defendant separately files its written demurrer to the evidence offered by said plaintiff, which said demurrer, and each of them, are the the Court separately overruled. To which action of the Court each defendant separately excepts and said exceptions are separately allowed.

Thereupon, evidence is introduced on the part of the defendants, and each of them, and the time for adjournment having arrived, the Court recessed the trial to the 18th day of January, 1940.

And, now on this 18th day of January, 1940, pursuant to adjournment and recess from the previous day, the parties and their attorneys appear as before, and the introduction of evidence on the part of said defendants not being completed, and the time for adjournment having arrived, the Court recesses the trial to the 19th day of January, 1940.

And, Now, on this 19th day of January, 1940, pursuant to adjournment and recess from the previous day, the parties and their attorneys appear as before; and the introduction of evidence on the part of said defendants being completed, thereupon, said plaintiff introduced evidence in rebuttal; and both sides having rested, it is ordered that the evidence in said cause is closed.

Thereupon, said defendants move the Court to declare a mistrial in this cause because of the prejudicial statements and comments made by the Court in the presence and hearing of the jury directed to counsel for defendants and to some of its witnesses, which is denied, to which action of the Court said defendants, and each of them, duly except.

Thereupon, each defendant renews its separate demurrer theretofore filed in writing in said cause to plaintiff's evidence and, also, each defendant separately files its motion to dismiss and for a directed verdict, and upon consideration of said motions and demurrers, the Court finds that said motions and demurrers should be sustained as to the defendant, Mid-Continent Petroleum Corporation, and overruled as to the defendant, Cosden Pipe Line Company.

IT IS, THEREFORE, by the Court ORDERED that the demurrer to plaintiff's evidence and the motion to dismiss and for an instructed verdict of the defendant, Mid-Continent Petroleum Corporation, be and the same is hereby sustained, and said cause is hereby dismissed as to said defendant.

IT IS FURTHER ORDERED that the demurrer and the motion to dismiss and for an instructed verdict of the defendant, Cosden Pipe Line Company, be and the same is hereby overruled to which action of the Court said defendant excepts and exception is allowed.

Thereupon, the defendant, Cosden Pipe Line Company, requested the Court to indicate the nature of the instructions which it excepted to give to the jury, and, the Court having made known the character of such instructions which it intended to give to the jury, said defendant objected and excepted to some of such instructions as dictated to, and shown by the transcript of the evidence prepared by, the official court reporter.

And, thereupon, said defendant presented to the Court its written motion for requested instructions, together with thirty-four (34) requested instructions attached to said motion, which were not given, to which action of said Court as to its refusal to give to the jury each of such requested instructions said defendant duly excepts, and exceptions are allowed, as noted by the Court upon such instructions.

Thereupon, the respective parties, by their counsel, make arguments to the jury at the conclusion of which the Court instructs the jury upon the issues tendered, and said cause is submitted for their consideration and verdict. Thereupon, the jury retire in charge of a sworn bailiff for the consideration of their verdict, and, after due consideration, said jury returns its verdict in open court, which, omitting formal parts, is in words and figures as follows, to-wit:

"We, the jury in the above entitled cause, duly impaneled and sworn upon our oaths, find for the plaintiff, and assess his damages at Twelve Thousand, Five Hundred Dollars (\$12,500.00). (Signed) Geo. W. McQueen, Foreman."

IT IS, THEREFORE, by the Court, CONSIDERED, ORDERED AND ADJUDGED that said plaintiff have and recover of and from the defendant, Cosden Pipe Line Company, a corporation, the sum of Twelve Thousand, Five Hundred Dollars (\$12,500.00), together with the costs of this action taxed at \$_____, for which let execution issue. To which verdict and judgment of the Court said defendant, Cosden Pipe Line Company excepts, and exception is allowed.

F. E. KENNAMER
UNITED STATES DISTRICT JUDGE

OK B. A. HAMILTON & WILLIAM M. TAYLOR
Attorney for Plaintiff

O.K. I. L. LOCKEWITZ
Attorney for Defendants

ENDORSED: Filed Apr 24 1940
H. P. Warfield, Clerk
U. S. District Court H

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

INSURANCE COMPANY OF NORTH AMERICA, a
corporation, Plaintiff,)

v.)

No. 135 Civil

CRUDE OIL CONTRACTING COMPANY, a
corporation, and NATIONAL SURETY CORPORATION,
a corporation, Defendants.)

JOURNAL ENTRY OF JUDGMENT

Now on this 20th day of March, 1940, the above cause comes on for decision, pursuant to the trial had herein on the 5th day of December, 1939, and the 12th day of December, 1939, the plaintiff, Insurance Company of North America, a corporation, appearing by its attorneys, F. A. Rittenhouse and Walter D. Hanson, and the defendant, Crude Oil Contracting Company and National Surety Corporation, corporations, appearing by their attorneys, John E. Curran, Morris L.

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA
REGULAR JANUARY 1940 TERM TULSA, OKLAHOMA WEDNESDAY, APRIL 24, 1940

IT IS FURTHER ORDERED that the plaintiff do file an amended petition herein setting forth all of the lands which it istaking of and from the defendant, Reuben R. Huffaker in addition to that included within Tract No. 6 (25 GR-D 1352).

Thereupon the defendant Reuben R. Huffaker consented to enter general appearance upon the filing of said amended petition, and further consented that the said court should appoint commissioners for the purpose of determining the damages caused by the taking of said tract of land included within the amended petition, without notice.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Apr 24 1940
H. P. Warfield, Clerk
U. S. District Court H

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

GEORGE W. BALKWILL, and LOUIS G. PARKER and
GEORGE A. YOST, Trustees of the Estate of
George C. Lucas, deceased, Plaintiffs,
vs.
OSCAR S. ANDERSON, OSCAR S. ANDERSON, JR.,
E. E. THOMPSON, SAM A. DENYER, AND D. C.
SELLERS, Defendants.

NO. 358 CIVIL

ORDER EXTENDING TIME TO PLEAD

For good cause shown, and with consent of the plainiffs, Oscar S. Anderson, Oscar S. Anderson, Jr., E. E. Thompson and Sam A. Denyer, each and all, are hereby granted and allowed ten (10) days additional time from April 24, 1939 within which to plead to the complaint of said plain tiffs, and

IT IS SO ORDERED, this 24th day of April, 1940.

ALFRED P. MURRAH
UNITED STATES DISTRICT JUDGE

The undersigned attorneys for said plaintiffs, George W. Balkwill and Louis G. Parker and George A Yost, Trustees of the estate of George C. Lucas, deceased, do hereby consent to the entry of the above order allowing additional time to plead to the said above named defendants, Oscar S. Anderson, Oscar S. Anderson, Jr., E. E. Thompson and Sam A. Denyer, and acknowledge service of same, and receipt of a copy thereof this 24th day of April, 1940.

H. L. SMITH by C. A. Kothe
Attorney for Plaintiffs.

Streeter S. Speakman, Sapulpa, Oklahoma, and
Eben L. Taylor, 1020 Thompson Building, Tulsa, Oklahoma
Attorneys for defendants, Oscar S. Anderson, Oscar S. Anderson, Jr., E.E. Thompson and Sam A. Denyer.
ENDORSED: Filed Apr 24 1940
H. P. Warfield, Clerk U. S. District Court E

Court adjourned to April 25, 1940

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

DISTRICT OF OKLAHOMA

REGULAR JANUARY 1940 TERM

TULSA, OKLAHOMA

THURSDAY, APRIL 25, 1940

On this 25th day of April, A. D. 1940, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1940 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:

MISCELLANEOUS - ADMISSION TO BAR.

Now on this 25th day of April, A. D. 1940, it being made satisfactorily to appear that Ellis L. Quiett, Jr., 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.

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

D. Schmidt,	Plaintiff,)	
)	
vs)	
)	
Joe T. Parkinson, County Treasurer of Tulsa)	
County, Oklahoma; John H. Miller, Chairman)	
of the Board of County Commissioners of Tulsa		)	Civil Action No. 116
County, Oklahoma; The Board of County Commissioners)	
of Tulsa County, Oklahoma; R. F. Henshaw; C. W.)	
McAllister; C. G. Brissey; Paul F. Miller; The)	
City of Broken Arrow, a Municipal Corporation;)	
J. A. Barth; Jesse D. Walker; Mrs. W.F. Starnes;)	
Stella M. Routh; Jack McKeegan; H. F. Whittaker)	
and J. E. Walker,	Defendants.)	

JOURNAL ENTRY OF JUDGMENT

Be it remembered that on this 22d. day of April, 1940, the above entitled action came on to be heard the parties being represented by their respective counsel of record. Whereupon the plaintiff, in open court, dismissed the cause of action, in so far as it affects the lots described in said complaint, which are not hereafter described, to-wit:

Lots 1, 2 and 3 in Block 31; Lots 13, 14, 15 and 16 in Block 35;
Lot 4 in Block 46, in the Town of Broken Arrow, Oklahoma.

T hereupon the plaintiff introduced her evidence and rested and the defendants introduced their evidence and rested, and the further hearing of said case was continued to the 25th day of April, 1940.

And now on this 25th day of April, 1940, the court having made, entered and filed its separate findings of fact and conclusions of law, which are made a part hereof, it is hereby ordered, adjudged and decreed that the plaintiff is entitled to the relief prayed for in her complaint.

IT IS THEREFORE hereby ordered, adjudged and decreed that the plaintiff is the owner of all of the outstanding street improvement bonds in Districts 1, 2, and 4, created under Ordinances 128, 129 and 130, respectively, of the Town of Broken Arrow, secured by assessments on certain lots in said town, including the lots hereinafter described. That the resale tax deeds under which the defendants hold do not extinguish any of the special assessments in Districts 1, 2, and 4 under Ordinances 128, 129 and 103 of said Town, which secure the bonds of the plaintiff and said resale deeds are junior and inferior to said special assessments. Plaintiff's title to said bonds and assessments securing the same are hereby fully quieted and perfected as against the defendants named in the caption, and each of them, as to the following real estate in the Town of Broken Arrow, Tulsa County, Oklahoma, to-wit:

- Lots 1, 2, 3 and 4, in Block 34;
- Lot 17 in Block 35;
- Lots 3 and 13 in Block 43;
- Lots 18, 19, 20 and 31, in Block 46;
- Lot 1 in Block 43;
- Lots 16 and 17 in Block 43;
- Lot 22 in Block 46;
- All in the original Town of Broken Arrow, Oklahoma.

And said defendants, and each of them, and all persons claiming under them, are hereby barred, estopped and foreclosed from setting up or claiming any right, title or interest in, or upon said real estate, or any part thereof, adverse to the bonds, assessments and liens of plaintiff. It is the further judgment of the court that the plaintiff recover her costs taxed in the sum of \$_____.

ALFRED P. MURRAH
 JUDGE

ENDORSED: Filed Apr 25 1940
 H. P. Warfield, Clerk
 U. S. District Court DC

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

City of Pawhuska, Oklahoma, a Municipal Corporation, ex rel R. G. McKay,)	
Plaintiff,)	
	)	No. 121
vs)	
)	
1ST TRACT: R. M. McCreery, et al.,)	
Defendants.)	

DECREE OF JUDGMENT IN FORECLOSURE

Now, on this 22d day of April, 1940, the above styled and numbered cause comes on regularly for trial. Relator appearing by his attorneys, Shirk, Paul, Earnheart & Shirk, and the defendants, Joseph S. Westerheide, W.C. Tucker, B. F. Miller, L. H. Gambill, Ralph S. Tolson, and L. E. Minton, appeared by their attorneys, Gray & Palmer, and the defendant, Board of County Commissioners of Osage County, appeared by its attorney Jesse Whorton, and the defendant, L. F. Roberts, appeared in person, and all of the parties appearing, both relator and defendants, announced ready for trial, and for the submission of all questions of fact and law for determination by the Court.

The relator offered documentary evidence and oral testimony supporting each allegation made in his bill of complaint, and examination being made by the Court of the files and pleadings, and being duly advised and upon consideration, the Court finds:

1. That either personal or constructive service of summons, in the manner prescribed by law, was duly and regularly obtained upon each defendant, including those appearing herein by counsel, and as to those who have not entered their appearance herein were duly called in open court, and all of them having failed to so do, they were duly adjudged in default, and it is so ordered.

2. That in the manner provided by the laws of the State of Oklahoma, the City of Pawhuska, by appropriate proceedings, created its Street Improvement District, described as follows:

SIXTEENTH STREET, from the west line of Prudom Avenue to the west line of Lynn Avenue, in the Palmer Highland Addition to the City of Pawhuska, Oklahoma, being Series No. 39,

and which said improvement district was at all times and now is within the corporate limits of the said municipality, and that thereafter and in keeping with the duly enacted ordinances and resolutions of said town, the streets and ways in said district were paved and improved by appropriate proceedings, and certain benefit assessments were made against each lot, tract, and parcel of land located within the said district and subject to assessment, and that the amount of each assessment became and now is a valid and subsisting lien on each lot, tract and parcel of land so assessed.

3. That the relator is the owner and holder of bonds in such district, Nos. 3 to 10, inclusive.

4. That at the time of the filing of this action, the special assessment installments referred to and described in each of the causes of action had been duly and regularly certified by the City Clerk of the City of Pawhuska to the County Treasurer of Osage County, Oklahoma, and that the same now appear of record in the said office of the said County Treasurer as delinquent for a period exceeding twelve months next preceding the filing of this action.

5. That heretofore certain of the installments so scheduled in relator's bill of complaint, were offered by the County Treasurer of Osage County, at an original certificate tax sale. The years of such installments, the amounts, and the respective causes of action are, by the Court, scheduled in separately returned findings of fact, and that as to such installments so actually advertised and sold, the Court finds that such have been cancelled by a certain tax resale held by the County Treasurer of Osage County, on April 17, 1939.

6. That all of the allegations made as to each particular cause of action are found to be true.

7. That as to each cause of action hereinafter captioned, the Court schedules the year of each delinquent installment, the amount of the said installment, penalty at the rate of 12% per annum from the date of delinquency to the date of the filing of this action, and the total so delinquent upon each tract and parcel of land, as follows:

TRACT 1.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-13-39	TOTAL	GRAND TOTAL ON TRACT
1930	(Cancelled by resale)			
1931	\$11.06	\$10.18	\$21.24	
1932	10.52	8.42	18.94	
1933	9.97	6.78	16.75	
1934	9.43	5.28	14.71	
1935	8.88	3.91	12.79	
1936	8.38	2.68	11.06	
				\$95.49

and which aggregate in the amount of \$95.49 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

The South 15 feet of Lot 6 in Block 23, Palmer Highland Addition to the City of Pawhuska, Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 2.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-13-39	TOTAL	GRAND TOTAL ON TRACT
1929	(Cancelled by resale)			
1930	\$19.35	\$20.12	\$39.47	
1931	18.44	16.96	35.40	
1932	17.53	14.02	31.55	
1933	16.62	11.30	27.92	
1934	15.71	8.80	24.51	
1935	14.80	6.51	21.21	
1936	13.98	4.47	<u>18.45</u>	\$198.61

and which aggregate in the amount of \$198.61 to bear interest at the rate of 6% per annum from April 13, 1939, until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

Lot 7 in Block 23, Palmer Highland Addition to the City of Pawhuska, Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 3.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-13-39	TOTAL	GRAND TOTAL ON TRACT
1930	(Cancelled by resale)			
1931	\$9.18	\$8.45	\$17.63	
1932	8.73	6.98	15.71	
1933	8.28	6.63	13.91	
1934	7.83	4.38	12.21	
1935	7.37	3.24	10.61	
1936	6.88	2.20	<u>9.09</u>	\$79.15

and which aggregate in the amount of \$79.15 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

East 60 feet of Lot 8 in Block 23, Palmer Highland Addition to the City of Pawhuska, Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 4

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST TO 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1930	(Cancelled by resale)			
1931	18.45	16.97	35.42	
1932	17.54	14.03	31.57	
1933	16.63	11.31	27.94	
1934	15.72	8.80	24.52	
1935	14.81	6.52	21.33	
1936	13.91	4.45	<u>18.36</u>	
				\$ 159.14

and which aggregate in the amount of \$159.14 to bear interest at the rate of 6% per annum from April 13, 1939, until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

Lot 16 in Block 23, Palmer Highland Addition to the City of
Pawhuska, Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 5.

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST TO 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1930	(Cancelled by resale)			
1931	11.07	10.18	21.25	
1932	10.53	8.42	18.95	
1933	9.98	6.78	16.76	
1934	9.43	5.28	14.71	
1935	8.89	3.91	12.80	
1936	8.29	2.65	<u>10.94</u>	
				\$95.41

and which aggregate in the amount of \$95.41 to bear interest at the rate of 6% per annum from April 13, 1939, until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

The South 15 feet of Lot 17, in Block 23,
Palmer Highland Addition to the City of Pawhuska,
Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 6

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST TO 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1929	(Cancelled by resale)			
1930	23.32	24.25	47.57	
1931	22.22	20.44	42.66	
1932	21.13	16.90	38.03	
1933	20.03	13.62	33.65	
1934	18.94	10.61	29.55	
1935	17.84	7.85	25.69	
1936	16.72	5.35	<u>22.07</u>	
				\$239.22

and which aggregate in the amount of \$239.22 to bear interest at the rate of 6% per annum from April 13, 1939 until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

Lot 8 in Block 24, Palmer Highland Addition to the City of Pawhuska,
Oklahoma;

and that the same should be foreclosed as provided by law.

TRACT 7

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-13-39	TOTAL	GRAND TOTAL ON TRACT
1929	(Cancelled by resale)			
1930	25.36	26.38	51.74	
1931	24.17	22.24	46.41	
1932	22.98	18.38	41.36	
1933	21.79	14.82	36.61	
1934	20.60	11.54	32.14	
1935	19.41	8.54	27.95	
1936	18.25	5.84	24.09	
				\$260.30

and which aggregate in the amount of \$260.30 to bear interest at the rate of 6% per annum from April 13, 1939, until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

Lot 9 in Block 24, Palmer Highland Addition to the City of Pawhuska,
Oklahoma.

and that the same should be foreclosed as provided by law.

TRACT 8

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-13-39	TOTAL	GRAND TOTAL ON TRACT
1929	(Cancelled by resale)			
1930	32.69	34.00	66.69	
1931	31.15	28.66	59.81	
1932	29.62	23.70	53.32	
1933	28.08	19.09	47.17	
1934	26.54	14.86	41.40	
1935	25.01	11.00	36.01	
1936	23.48	7.51	30.99	
				\$335.39

and which aggregate in the amount of \$335.39 to bear interest at the rate of 6% from April 13, 1939 until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

Lot 10 in Block 24, Palmer Highland
Addition to the City of Pawhuska, Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 9

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST TO 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1929	(Cancelled by resale)			
1930	\$38.36	\$39.89	\$78.25	
1931	36.56	33.64	70.20	
1932	34.76	34.76	62.57	
1933	32.96	22.41	55.37	
1934	31.15	17.44	48.59	
1935	29.35	12.91	42.26	
1936	27.51	8.80	<u>36.31</u>	\$393.55

and which aggregate in the amount of \$393.55 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

Lot 11 in Block 24, Palmer Highland Addition to the
City of Pawhuska, Oklahoma.

and that the same should be foreclosed as provided by law.

TRACT 10.

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST TO 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1928	(Cancelled by resale)			
1929	81.93	95.04	176.97	
1930	78.25	81.38	159.63	
1931	74.55	68.61	143.19	
1932	70.90	56.72	127.62	
1933	(Cancelled by resale)			
1934	63.55	35.89	99.44	
1935	59.67	26.34	86.21	
1936	(Cancelled by resale)			
			<u> </u>	\$793.06

and which aggregate in the amount of \$793.06 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

West 1/2 of Lots 12, 13, 14 and 15
in Block 24, Palmer Highland Addition
to the City of Pawhuska, Oklahoma.

and that the same should be foreclosed as provided by law.

TRACT 11.

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST TO 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1927	(Cancelled by resale)			
1928	25.07	32.09	57.16	

1929	23.99	27.83	51.82
1930	(Cancelled by resale)		
1931	21.84	20.09	41.93
1932	20.76	16.61	37.37
1933	19.69	13.49	33.18
1934	18.61	10.42	29.03
1935	17.53	7.71	25.24
1936	16.47	5.27	<u>21.74</u>

\$297.47

and which aggregate in the amount of \$297.47 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first and prior lien upon real estate described as follows:

Lot 16 in Block 24, Palmer Highland
 Addition to the City of Pawhuska,
 Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 12.

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST TO 4-13-39</u>	<u>total</u>	<u>grand total on tract</u>
1927	(Cancelled by resale)			
1928	15.04	19.25	34.29	
1929	14.40	15.70	31.10	
1930	(Cancelled by resale)			
1931	13.11	12.06	25.17	
1932	12.46	9.97	22.43	
1933	11.81	3.03	19.84	
1934	11.17	6.26	17.43	
1935	10.52	4.63	15.15	
1936	9.87	3.16	<u>13.03</u>	

\$ 178.44

and which aggregate in the amount of \$178.44 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

The South 15 feet of Lot 17 in Block
 24, Highland Addition to the City of Pawhuska, Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 13.

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST TO 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1930	(Cancelled by resale)			
1931	7.61	7.00	14.61	
1932	7.24	5.79	13.03	
1933	6.86	4.66	11.52	
1934	6.49	3.63	10.12	
1935	6.11	2.69	8.80	

1936	5.78	2.15	<u>7.93</u>	
				\$ 66.01

and which aggregate in the amount of \$66.01 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first and prior lien upon real estate described as follows:

Lot 6 in Block 25, Palmer Highland Addition
to the City of Pawhuska, Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 14

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST TO 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1930	(Cancelled by resale)			
1931	8.72	8.02	16.74	
1932	8.29	6.63	14.92	
1933	7.86	5.34	13.20	
1934	7.43	4.16	11.59	
1935	7.00	3.08	10.08	
1936	6.57	2.10	<u>8.67</u>	\$75.20

and which aggregate in the amount of \$75.20 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first and prior lien upon real estate described as follows:

LOT 7 IN Block 25, Palmer Highland Addition to
the City of Pawhuska, Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 15

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST TO 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1930	(Cancelled by resale)			
1931	10.92	10.05	20.97	
1932	10.38	8.30	18.68	
1933	9.85	6.70	16.55	
1934	9.31	5.21	14.52	
1935	8.77	3.86	12.63	
1936	8.26	2.64	<u>10.90</u>	\$94.25

and which aggregate in the amount of \$94.25 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first and prior lien upon real estate described as follows:

Lot 8 in Block 25, Palmer Highland Addition
to the City of Pawhuska, Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 16.

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST TO 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1930	(Cancelled by resale)			
1931	\$13.35	\$12.28	\$25.63	
1932	12.69	10.15	22.84	
1933	12.03	8.18	20.21	
1934	11.38	6.37	17.75	
1935	10.72	4.72	15.44	
1936	10.10	3.33	13.33	
				\$115.20

and which aggregate in the amount of \$115.20 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

Lot 9 in Block 25, Palmer Highland
Addition to the City of Pawhuska,
Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 17

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST TO 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1930	(Cancelled by resale)			
1931	\$14.57	\$13.40	\$27.97	
1932	13.85	11.08	24.93	
1933	13.13	9.93	22.06	
1934	12.42	6.96	19.38	
1935	11.70	5.15	16.85	
1936	11.01	3.52	14.53	
				\$125.72

and which aggregate in the amount of \$125.72 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constituted a valid, first, and prior lien upon real estate described as follows:

Lot 10 in Block 25, Palmer Highland
Addition to the City of Pawhuska,
Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 18

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST TO 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1930	(Cancelled by resale)			
1931	\$12.14	\$11.17	\$23.31	
1932	11.54	9.23	20.77	
1933	10.94	7.44	18.38	
1935	9.75	4.29	14.04	
1936	9.15	2.93	12.08	
				\$88.58

and which aggregate in the amount of \$88.58 to bear interest at the rate of 6% from April 13, 1939 until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

Lot 1 in Block 42, Palmer Highland
 Addition to the City of Pawhuska, Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 19

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-13-39	TOTAL	GRAND TOTAL ON TRACT
1930	(Cancelled by resale)			
1931	\$12.14	\$11.17	\$23.31	
1932	11.54	9.22	20.77	
1933	10.94	7.44	18.38	
1934	10.35	5.81	16.16	
1935	9.75	4.29	14.04	
1936	9.15	2.93	<u>12.08</u>	\$104.74

and which aggregate in the amount of \$104.74 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

Lot 2 in Block 42, Palmer Highland
 Addition to the City of Pawhuska,
 Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 20.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-13-39	TOTAL	GRAND TOTAL ON TRACT
1930	(Cancelled by resale)			
1931	9.10	8.37	17.47	
1932	8.66	6.93	15.59	
1933	8.21	5.58	13.79	
1934	7.76	4.35	12.11	
1935	7.31	3.22	10.53	
1936	6.89	2.20	<u>9.09</u>	\$78.58

and which aggregate in the amount of \$78.58 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

Lot 3 in Block 42, Palmer Highland
 Addition to the City of Pawhuska, Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 21.

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST ON 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1929	(Cancelled by resale)			
1930	9.55	9.93	19.48	
1931	9.10	8.37	17.47	
1932	8.66	6.93	15.59	
1933	8.21	5.58	13.79	
1934	7.76	4.35	12.11	
1935	7.31	3.22	10.53	
1936	6.89	2.20	9.09	
				\$98.06

and which aggregate in the amount of 98.06 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

Lot 4 in Block 42, Palmer Highland
Addition to the City of Pawhuska,
Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 22

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST ON 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1929	(Cancelled by resale)			
1930	6.66	6.93	13.59	
1931	6.35	5.84	12.19	
1932	6.03	4.82	10.85	
1933	5.72	3.89	9.61	
1934	5.41	3.03	8.44	
1935	5.10	2.24	7.34	
1936	4.78	1.53	6.31	
				\$68.33

and which aggregate in the amount of \$68.33 to bear interest at the rate of 6% from April 13, 1939 until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

Lot 5 in Block 42, Palmer Highland Addition
to the City of Pawhuska, Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 23

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST ON 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1929	(Cancelled by resale)			
1930	6.66	6.93	13.59	
1931	6.35	5.84	12.19	
1932	6.03	4.82	10.85	
1933	5.72	3.89	9.61	

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1934	5.41	3.03	8.44	
1935	5.10	2.24	7.34	
1936	4.78	1.53	<u>6.31</u>	\$68.33

and which aggregate in the amount of \$68.33 to bear interest at the rate of 6% from April 13, 1939 until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

Lot 6 in Block 42, Palmer Highland
Addition to the City of Pawhuska,
Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 24.

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST TO 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1927	(Cancelled by resale)			
1928	39.49	50.55	90.04	
1929	37.90	43.85	81.65	
1930	(Cancelled by resale)			
1931	34.41	31.66	66.07	
1932	32.71	26.17	58.88	
1933	31.01	21.09	52.10	
1934	29.32	16.42	45.74	
1935	27.62	12.15	39.77	
1936	25.92	8.29	<u>34.21</u>	\$468.46

and which aggregate in the amount of \$468.46 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

Lot 1 in Block 43, Palmer Highland
Addition to the City of Pawhuska,
Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 25

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST TO 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1927	(Cancelled by resale)			
1928	34.53	44.20	78.73	
1929	33.04	38.33	71.37	
1930	(Cancelled by resale)			
1931	30.08	27.67	57.75	
1932	28.60	22.88	51.48	
1933	27.11	18.43	45.54	
1934	25.63	14.35	39.98	
1935	24.15	10.63	34.78	
1936	22.71	7.25	<u>29.98</u>	\$409.61

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and which aggregate in the amount of \$409.61 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

Lot 2 in Block 43, Palmer Highland
Addition to the City of Pawhuska,
Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 26

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-13-39	TOTAL	GRAND TOTAL ON TRACT
1927	(Cancelled by resale)			
1928	25.90	33.15	59.05	
1929	23.79	27.60	51.39	
1930	(Cancelled by resale)			
1931	22.56	20.76	43.32	
1932	21.45	17.16	38.61	
1933	20.34	13.83	34.17	
1934	19.23	10.77	30.00	
1935	18.11	7.97	26.08	
1936	16.99	5.44	<u>22.43</u>	\$305.05

and which aggregate in the amount of \$305.05 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

Lot 3 in Block 43, Palmer Highland Addition
to the City of Pawhuska, Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 27

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-13-39	TOTAL	GRAND TOTAL ON TRACT
1927	(Cancelled by resale)			
1928	25.90	33.15	59.05	
1929	24.79	23.76	53.55	
1930	(Cancelled by resale)			
1931	22.56	20.76	43.32	
1932	21.45	17.16	38.61	
1933	20.34	13.83	34.17	
1934	19.23	10.77	30.00	
1935	18.11	7.97	26.08	
1936	16.99	5.44	<u>22.43</u>	\$307.21

and which aggregate in the amount of \$307.21 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

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Lot 4 in Block 43, Palmer Highland
Addition to the City of Pawhuska,
Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 28

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST TO 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1927	(Cancelled by resale)			
1928	18.05	23.10	41.14	
1929	17.27	20.03	37.30	
1930	(Cancelled by resale)			
1931	15.72	14.46	30.18	
1932	14.94	11.95	26.89	
1933	14.17	9.64	23.81	
1934	13.40	7.80	21.20	
1935	12.62	5.55	18.17	
1936	11.89	3.80	<u>15.69</u>	

\$214.39

and which aggregate in the amount of \$214.39 to bear interest at rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

Lot 5 in Block 43, Palmer Highland
Addition to the City of Pawhuska,
Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 29

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST TO 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1927	(Cancelled by resale)			
1928	18.05	23.10	41.15	
1929	17.27	20.03	37.30	
1930	(Cancelled by resale)			
1931	15.72	14.46	30.18	
1932	14.94	11.95	26.89	
1933	14.17	9.64	23.81	
1934	13.40	7.80	21.20	
1935	12.62	5.55	18.17	
1936	11.89	3.80	<u>15.69</u>	

\$214.39

and which aggregate in the amount of \$214.39 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first and prior lien upon real estate described as follows:

Lot 6 in Block 43, Palmer Highland
Addition to the City of Pawhuska, Oklahoma,

and that the same should be foreclosed as provided by law.

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TRACT 30

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST TO 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1929	22.40	25.98	48.38	
1932	(Cancelled by resale)			
1933	18.38	12.50	30.88	
1934	17.37	9.76	27.13	
1935	16.37	7.20	23.57	
1936	15.32	4.90	<u>20.22</u>	
				\$150.18

and which aggregate in the amount of \$150.18 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first and prior lien upon real estate described as follows:

Lot 19 in Block 43, Palmer Highland
Addition to the City of Pawhuska,
Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 31

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST TO 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1929	22.40	25.98	48.38	
1932	(Cancelled by resale)			
1933	18.38	12.50	30.88	
1934	17.37	9.76	27.13	
1935	16.37	7.20	23.57	
1936	15.32	4.90	<u>20.22</u>	
				\$150.18

and which aggregate in the amount of \$150.18 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first and prior lien upon real estate described as follows:

Lot 20 in Block 43, Palmer Highland
Addition to the City of Pawhuska,
Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 32

<u>YEAR</u>	<u>AMOUNT OF INSTALLMENT</u>	<u>12% INTEREST TO 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1927	(Cancelled by resale)			
1928	82.10	105.09	187.19	
1929	78.58	91.15	169.73	
1930	(Cancelled by resale)			
1931	71.52	65.80	137.22	
1932	68.00	54.40	122.40	
1933	64.47	43.84	108.31	
1934	60.95	34.13	95.08	
1935	57.42	25.26	82.68	

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1936	53.86	12.24	<u>66.10</u>	\$968.81
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and which aggregate in the amount of \$968.81 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

The West 1/2 of Lots 21, 22, 23, and
24 in Block 43, Palmer Highland Addition
to the City of Pawhuska, Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 33				
YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-13-39	TOTAL	GRAND TOTAL ON TRACT
1927	(Cancelled by resale)			
1928	79.54	101.81	181.35	
1929	76.13	88.31	164.44	
1930	(Cancelled by resale)			
1931	69.30	63.76	133.06	
1932	65.88	52.70	118.59	
1933	62.46	42.47	104.93	
1934	59.05	33.07	92.12	
1935	55.63	24.48	80.11	
1936	52.21	16.61	<u>68.82</u>	\$943.41

and which aggregate in the amount of \$943.41 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

The East 1/2 of Lots 21, 22, 23, and 24,
in Block 43, Palmer Highland Addition
to the City of Pawhuska, Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 34				
YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-13-39	TOTAL	GRAND TOTAL ON TRACT
1927	(Cancelled by resale)			
1928	19.77	25.31	45.08	
1929	18.92	21.95	40.87	
1930	(Cancelled by resale)			
1931	17.22	15.84	33.06	
1932	16.37	13.10	29.47	
1933	15.52	10.55	26.07	
1934	14.67	8.22	22.89	
1935	13.82	6.08	19.90	
1936	12.94	5.24	<u>18.18</u>	\$235.52

and which aggregate in the amount of \$235.52 to bear interest at the rate of 6% from April 13, 1939 until paid, and the same is and constitutes a valid, first and prior lien upon real estate described as follows:

Lot 8 in Block 44, Palmer Highland
Addition to the City of Pawhuska,
Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 35				
YEAR	AMOUNT OF <u>INSTALLMENT</u>	12% INTEREST <u>TO 4-13-39</u>	TOTAL	GRAND TOTAL <u>ON TRACT</u>
1927	(Cancelled by resale)			
1928	19.77	25.31	45.08	
1929	18.92	21.95	40.87	
1930	(Cancelled by resale)			
1931	17.22	15.84	33.06	
1932	16.37	13.10	29.47	
1933	15.52	10.55	26.07	
1934	14.67	8.22	22.89	
1935	13.82	6.08	19.90	
1936	12.94	5.24	<u>18.18</u>	
				\$235.52

and which aggregate in the amount of \$235.53 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first and prior lien upon real estate described as follows:

Lot 9, in Block 44, Palmer Highland
Addition to the City of Pawhuska,
Oklahoma,

and that the same should be foreclosed as provided by law.

TRACT 36				
YEAR	AMOUNT OF <u>INSTALLMENT</u>	12% INTEREST <u>TO 4-1339</u>	TOTAL	GRAND TOTAL <u>ON TRACT</u>
1928	(Cancelled by resale)			
1929	38.78	44.98	83.76	
1930	38.00	39.52	77.52	
1931	36.21	33.31	69.52	
1932	34.43	27.54	61.97	
1933	32.64	22.20	54.84	
1934	30.86	17.28	48.14	
1935	29.07	12.79	41.86	
1936	(Cancelled by resale)			
				\$437.61

and which aggregate in the amount of \$437.61 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

West 50 feet of the East 99.2 feet of
Lots 10, 11, 12, and 13 in Block 44,
Palmer Highland Addition to the City of
Pawhuska, Oklahoma,

and that the same should be foreclosed as provided by law.

YEAR	AMOUNT OF <u>INSTALLMENT</u>	12% INTEREST <u>TO 4-13-39</u>	<u>TOTAL</u>	<u>GRAND TOTAL ON TRACT</u>
1928	(Cancelled by resale)			
1929	43.89	50.81	94.70	
1930	41.93	43.61	85.54	
1931	39.96	36.76	76.72	
1932	37.99	30.39	68.38	
1933	36.02	30.49	66.51	
1934	34.05	19.07	53.12	
1935	32.08	14.12	46.20	
1936	(Cancelled by resale)			
				<u>\$491.17</u>

and which aggregate in the amount of \$491.17 to bear interest at the rate of 6% from April 13, 1939, until paid, and the same is and constitutes a valid, first, and prior lien upon real estate described as follows:

East 49.2 feet of Lots 10, 11, 12,
and 13, in Block 44, Palmer Highland
Addition to the City of Pawhuska,
Oklahoma,

and that the same should be foreclosed as provided by law.

8. The Court further finds that under the statutes for such cases made and provided, the owner or owners of any of the tracts, lots or parcels of land hereinbefore described, have and hereby are granted the right to, at any time within six months from the date hereof, redeem said property by paying to the Clerk of this Court the total delinquency due on said tract itemized, above in the column denominated "Grand Total on Tract", together with interest thereon at the rate of 6% per annum from April 13, 1939, until paid, and upon such payment, the said tract shall be forever redeemed and discharged from and of this foreclosure.

9. The Court further finds that it is proper in such cases that a Special Master in Chancery be appointed to conduct sale upon special execution in this matter, and that Frank T. McCoy, Jr., Pawhuska, Oklahoma, is a suitable and proper person to so act as Special Master.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that as to each and every individual cause of action scheduled hereinbefore in numerical paragraph 7, judgment be and hereby is rendered in the sum contained in each column denominated "Grand Total on Tract", together with interest thereon at the rate of 6% per annum from the 13th day of April, 1939, until paid, together with the costs accrued and to accrue and that such sum be and hereby is found, determined and declared to be a first, prior, paramount and senior lien on the tract, piece and parcel of land so scheduled as above set out, together with the improvements thereon, and such lien be and hereby is decreed foreclosed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that as to each separate tract and cause of action, the owner or owners of the land in each of the said tracts, on or before the expiration of six months from the date hereof, be and hereby are permitted to redeem such lots, tracts and parcels of land of and from the lien herein determined and decreed to exist, by paying to the Clerk of this Court the total amount due upon each tract as hereinbefore scheduled in the column denominated "Grand Total on Tract", together with interest thereon calculated at the rate of 6% per annum from April 13, 1939, until paid, and upon the payment of such redemption money to the Clerk, the latter shall make appropriate certification thereof to the County Treasurer of Osage County, Oklahoma, that such redemption money has been paid, and that such redemption has been made pursuant to order of the Court in full and complete discharge of the delinquent special assessment lien on and against the tract, piece and parcel of land so redeemed.

IT IS FURTHER ORDERED AND DECREED that upon the payment of the said redemption money together with pro rata proportion of the costs herein accrued, the lot, tract, and parcel of land so redeemed be and hereby is declared forever discharged, and free from any claim or lien by reason of delinquent special assessment installments hereinbefore scheduled.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Frank T. McCoy, Jr., Pawhuska, Oklahoma, be and hereby is appointed Special Master in Chancery to conduct upon special execution and order of sale directed to him by the Clerk of this Court, one or more sales in foreclosure in the manner provided by law.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that in the event redemption herein be not made as heretofore provided upon written praecipe therefor, the Clerk shall issue a special execution and order of sale as to one or more of the several tracts and parcels of land directed to the said Special Master in Chancery, directing and commanding him to sell, after appraisalment free and clear of all mortgages, liens, charges, and encumbrances, the real estate so described in the one or more special executions and orders of sale, and that such tracts, lots and parcels of land so therein described, be sold by the said Special Master in Chancery in the manner provided by law, and the proceeds arising from such sale be disbursed and paid out by the said Special Master after and upon confirmation by this Court of the said sale as follows:

1. To the Clerk of this Court for costs accrued and to accrue.
2. To the City Treasurer of the City of Pawhuska, Oklahoma, the amount due at the time of such sale on each respective tract, and be by the said City Treasurer applied in the manner provided by law.
3. The residue, if any, to be held by the said Special Master until an order with respect thereto be made by this Court.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the purchaser at such sale of one or more of the tracts or parcels of land hereinbefore described, together with the improvements thereon, take title thereto, free and clear of all liens, claims, demands, mortgages, equities or charges owned or possessed by the defendants named in each particular cause of action, as well as the heirs, executors, administrators, successors, grantees and assigns of said parties, and as to those who may have acquired any right, title, interest, claim, demand or equity in and to such real estate subsequent to the filing of this action and title be and hereby is quieted in the purchaser, and upon confirmation of the said sale by this Court, the said Special Master in Chancery is hereby directed to make, execute and deliver to the respective purchaser or purchasers his deed covering the tracts and parcels of land so sold.

To all of which the defendants, and each of them, except in open Court, and which exceptions are, by the Court, duly noted.

ALFRED P. MURRAH
JUDGE

ENDORSED: Filed Apr 25 1940
H. P. Warfield, Clerk
U.S. District Court DC

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

Consolidated Cement Company,)
a Delaware corporation,) Plaintiff,)
vs.) No. 201 Civil
Builders' Supply Company, a corporation,)
Defendant.)

O R D E R

J. M. Chandler as receiver herein appearing and making application for an order setting his report of November 27, 1939, for hearing on a day certain to determine the validity of certain claims referred to in said report of which said receiver did not recommend approval;

It is hereby Ordered that said report be set for hearing on May 13th, 1940, at 9:30 o'clock A.M.

Dated this 25th day of April, 1940.

F. E. KENNAMER
JUDGE

SERVICE ACKNOWLEDGED: R. B. McDermott
for J. L. Lynch, Ruth L. Lynch and Maud A. KIMBERLIN

J. M. CHANDLER, Recr.
H. A. TALLMAN
ARDEN E. ROSS

ENDORSED: Filed Apr 25 1940
H. P. Warfield, Clerk
U. S. District Court H

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

C. J. LAURISCH, Trustee,)
Plaintiff,)
vs.) No. 205 Civil
C. T. THOMPSON, et al,)
Defendants.)

O R D E R

Now on this 25th day of April, 1940, the same being a regular judicial day of the Reg. Jan., 1940 term of this court, the application of Noble C. Hoff, Receiver, for authority to pay expenses incurred in the operation of the Seminole Provident Trust and for authority to sell the office furniture and fixtures of the Trust Estate came on regularly for hearing and the Court, being fully advised in the premises and finding as follows:

1. That the said indebtedness was properly and necessarily incurred in the operation of the Trust Estate and should be paid; and
2. That it is to the best interest of the Trust Estate that said office furniture and equipment should be sold and the offer of S. G. Leasurer Desk Company for the same is a fair and reasonable offer therefor;

NOW, THEREFORE,

IT IS HEREBY ORDERED BY THE COURT that the Receiver be and he is hereby authorized and directed to pay to the persons named the amounts hereinafter set opposite their names, to-wit:

A. Southwestern Bell Telephone Company, for past due long distance toll charges against Seminole Provident Trust	\$22.20
B. L. N. Ewing, for February and March office rent and long distance telephone call to Bartlesville	70.75
C. MidContinent Map Company, for maps	14.28
D. Ewing, Britton & Hood, premium on Receiver's bond	25.00
E. E. W. Jones, Inc. for February operating expenses for Trust's interests in leases	326.55

IT IS FURTHER ORDERED that said receiver is authorized and directed to sell the office furniture and fixtures of the Trust Estate as set forth in said application to the S. G. Leasure Desk Company for the sum of \$117.50 in cash.

F. E. KENNAMER
JUDGE OF THE UNITED STATES DISTRICT COURT

O.K. SETTLEM MONNET & SAVAGE

SERVICE ACKNOWLEDGED: COAKLEY & McDERMOTT
FIST DEWBERRY & BRAGG
WITHOUT PREJUDICE TO OUR RIGHT OF APPEAL
HUDSON & HUDSON, N.S.

ENDORSED: Filed Apr 25 1940
H. P. Warfield, Clerk
U. S. District Court H

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

REGULAR JANUARY 1940 TERM

TULSA, OKLAHOMA

THURSDAY, APRIL 25, 1940

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

Grand River Dam Authority, a public corporation,	Petitioner,)	
)	
-versus-		)	Civil 245
)	
William T. Sheldon, et al.,	Defendants.)	

O R D E R

This cause comes on to be heard this the 25 day of April, 1940, upon the application of John M. Countryman, George Countryman, Arthur R. Countryman, Rosa A. Wallen, Willie Harrold, Jay Harrold, Vada Countryman, Auburn Countryman, Kenneth Countryman, Jay Countryman, Minnie Countryman, and Vada Countryman as the guardian of Margaret Countryman, Lewis Countryman, and Lois Countryman, minors, for the distribution of the funds paid into the funds of the office of this court in the amount of \$9,000.00, in payment of Tract No. 7, 10 GR-D 471, in proportion to the interest in said property as shown by the stipulation on file and of record in this case, and it being shown to the court that the defendant E. H. Beauchamp, has obtained an order of this court directing that 11/56ths interest in said fund be paid to him, and that the interest of said parties in and to said funds are as follows:

John M. Countryman	an undivided 19/56ths interest;
George Countryman	an undivided 1/7th interest;
Arthur R. Countryman	an undivided 1/14th interest;
Rosa A. Wallen	an undivided 3/28ths interest;
Willie Harrold	an undivided 1/28ths interest;
Jay Harrold	an undivided 1/28ths interest;
Vada Countryman	an undivided 1/42nd interest;
Auburn Countryman, Kenneth Countryman, Jay Countryman, Minnie Countryman, Margaret Countryman and Lois Countryman	and undivided 1/147th interest each.

It shown that no other persons has any interest in said funds and there are no charges or liens thereon save and except taxes due County of Delaware, State of Oklahoma in the amount of \$58.63, which has heretofore been ordered paid by the clerk out of said funds.

It is further shown that the said John M. Countryman has given an order directing the clerk of this court to pay to Cary Caldwell, the sum of \$80.00, out of the share of said John M. Countryman.

It is therefore ordered that the clerk of this court pay out of the funds on hands deposited by the Grand River Dam Authority for the purpose of paying for said tract of land, the following amounts to the following named persons:

To Cary Caldwell out of the share belonging	
to John M. Countryman	\$ 80.00
To John M. Countryman	2,953.67
To George Countryman	1,277.33
To Arthur R. Countryman	638.66
To Rosa A. Wallen	958.00
To Willie Harrold	319.33
To Jay Harrold	319.33
To Vada Countryman	212.89
To Auburn Countryman	60.82
To Kennety Countryman	60.82
To Jay Countryman	60.82

To Minnie Countryman	60.82
To Vada Countryman, guardian of Margaret Countryman, Lewis Countryman and Lois Countryman, minors	182.51

Dated this the 25th day of April, 1940.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Apr 25 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Grand River Dam Authority, a public corporation,	Petitioner,)	
			No. 245 Civil
-versus-			(Tract No. 7)
William T. Sheldon, et al.,	Defendants.)	

ORDER OF DISTRIBUTION OF FUNDS

This cause comes on to be heard this the 25 day of April, 1940, on application for distribution of the funds paid into the office of the Clerk of this Court by the Grand River Dam authority, on Tract No. 7, and known as 11 GR-D 581, in the amount of \$900.00, and upon the determination of the question of the validity of the resale tax deed held by the defendant E. H. Beauchamp. The defendant E. H. Beauchamp appears in person and by his attorney and the defendants John M. Countryman, George Countryman, Arthur R. Countryman, Willie Harrold and Jay Harrold, appear by their attorney, and the said John M. Countryman also appears in person. After hearing the statements of counsel and the testimony produced, the court finds that the defendant E. H. Beauchamp, at the time he purchased said property at said tax resale was an owner of an undivided interest therein and thereto, and therefore the said tax deed is not valid as against the other owners of said property.

The court finds that the said defendant, E. H. Beauchamp, paid at said tax resale the sum of \$98.17, on the 20th day of April, 1936, and that he should be reimbursed therefore with interest at the rate of 6% per annum from said date. The court finds that the other defendants hereinafter named should pay their proportionate part of said amount and interest which aggregate the sum of \$97.83. The court finds that the defendant E. H. Beauchamp procured an abstract of said property for the use and benefit of the owners of said land and at a cost to him in the sum of \$120.00, and finds that the other owners of said property hereinafter named should pay him out of said funds their proportionate share which is \$96.40, together with interest thereon at 6% per annum and which amount to \$5.78. The court finds that the defendant E. H. Beauchamp had the use of said property after the purchase of the same of tax resale and also made some improvements thereon, and the court also finds that the said defendant E. H. Beauchamp performed for the benefit of all those interested in said tract of land legal services, and the court finds that the legal services performed and the improvements placed on said property of E. H. Beauchamp exceeds the value of the use of said property \$10.00, and that his co-tenants hereinafter named should pay him the said \$10.00. The court finds that there are taxes now due and owing on said property in the amount of \$24.58 and said amount should be deducted and paid out of the \$900.00 on hand. The court finds that the said defendant E. H. Beauchamp owns an undivided interest in and to said property, and his proportionate share of the said \$900.00 after said taxes now due on said property are deducted amounts to \$171.95. Therefore the court finds that there should be paid to the said E. H. Beauchamp out

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

REGULAR JANUARY 1940 TERM

TULSA, OKLAHOMA

THURSDAY, APRIL 25, 1940

of the \$800.00, the total sum of \$391.96, and that the residus should be paid, first, \$24.58 to the John Curtiss, County Treasurer of Delaware County, and the esidus be paid to the following persons in the following proportionate shares as the same is bears to the entire funds:

- John M. Countryman an undivided 19/56ths interest;
- George Countryman an undivided 1.7th interest;
- Arthur R. Countryman an undivided 1/14th interest;
- Rosa A. Wallen an undivided 3/28ths interest;
- Willie Harold an undivided 1/28ths interest;
- Jay Harrold an undivided 1/28ths interest;
- Vada Countryman,
- Auburn Countryman,
- Kenneth Countryman,
- Jay Countryman,
- Minnie Countryman,
- Margaret Countryman,
- Lewis Countryman,
- Lois Countryman - heirs at law of J. A. Countryman, the same as Jackson Countryman, deceased an undivided 1/14th interest;

It is therefore ordered, adjudged, and decreed that the resale tax deed held by the said defendant, E. H. Beauchamp is invalid as to the other defendants. That the Clerk of this court pay to the said E. H. Beauchamp, out of the \$900.00 on hands the sum of \$391.96. That he pay to John Curtiss, County Treasurer of Delaware County, Oklahoma, \$24.58.

That he pay to John M. Countryman	\$208.33
That he pay to George Countryman	87.72
That he pay to Arthur R. Countryman	443.86
That he pay to Rosa A. Wallen	65.79
That he pay to Willie Harold	21.93
That he pay to Jay Harrold	21.93
That he pay to Vada Countryman	14.49
That he pay to Auburn Countryman	4.20
That he pay to Kenneth Countryman	4.20
That he pay to Jay Countryman	4.20
That he pay to Minnie Countryman	4.20
That he pay to Vada Countryman, as guardian of Margaret Countryman, Lewis Countryman and Lois Countryman	12.61

Dated this the 25 day of April, 1940.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Apr 25 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Grand River Dam Authority, a public corporation,	Petitioner,)	
)	
vs		)	No. 245 Civil.
		)	(Tract No. 7)
William T. Sheldon, et al.	Defendants.)	

O R D E R

Now on this 12th day of April, 1940, at Vinita, Oklahoma, this matter came on for hearing, the defendant or applicant, E. H. Beauchamp appearing in person and by his attorney, Rollie C. Clark, and it appearing to the court that the Grand River Dam Authority has had due and proper notice of the hearing of this application.

It further appearing to the court that the Grand River Dam Authority and each and all defendants herein have heretofore entered into a written stipulation, and pursuant thereto judgment was entered upon the verdict of a jury on the 11th day of April, 1940, in the above styled and numbered case, wherein it was adjudged and decreed that the defendants have and recover as their damages in said cause for the real premises taken in condemnation, which is the subject of said action, the sum of \$9000.00, respectively, and the court finds that according to the terms of said stipulation that it was stipulated and agreed, ordered and adjudged that the interest of each and all the defendants herein in said \$9000.00 heretofore paid into the Clerk of this Court for the benefit of said defendants, is as follows:

John M. Countryman	an undivided 19/56th interest;
E. H. Beauchamp	an undivided 11/56th interest;
George Countryman	an undivided 1/7th interest;
Arthur R. Countryman	an undivided 1/14th interest;
Rosa A. Wallen	an undivided 3/28th interest;
Willie Harrold	an undivided 1/28th interest;
Jay Harrold	an undivided 1/28th interest;
Vada Countryman	
Auburn Countryman	
Kenneth Countryman	
Jay Countryman	
Minnie Countryman	
Margaret Countryman	
Lewis Countryman	
Louis Countryman - heirs at law of J. A. Countryman, the same as Jackson Countryman, deceased	an undivided 1/14th interest;

and that the applicant and defendant herein, E. H. Beauchamp claims the whole sum of \$900.00 heretofore paid in as per said stipulation, and each and all other defendants claims an interest therein, which necessitates a hearing as to the distribution of said \$900.00; there being no controversy as to the respective interests of said \$900.00, and it appearing to the court from said stipulation and judgment entered thereon, that this applicant and defendant, E. H. Beauchamp is entitled to a 11/56th interest of said \$9000.00 after deducting the payment of taxes due John Curtis, County Treasurer of Delaware County, Oklahoma, which according to the certificate of said County Treasurer on file and attached to said application is the sum of \$58.63 on the \$9000.00 tract of land, in which the defendant, E. H. Beauchamp owns a 11/56th interest, and a further amount of personal taxes due and owing the County Treasurer of Delaware County by E. H. Beauchamp in the sum of \$68.94.

It further appears that there is taxes due and outstanding in the amount of \$24.58 on the \$900.00 tract of land.

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

REGULAR JANUARY 1940 term

TULSA, OKLAHOMA THURSDAY, APRIL 25, 1940

IT IS THEREFORE, the order, judgment and decree of this court that the Clerk of this court pay out of the \$9000.00 the amount of taxes in the sum of \$58.63 due on the \$9000.00 tract of land; that the Clerk of this court then pay to E. H. Beauchamp a 11/56th interest of the remaining amount of said \$9000.00, less the personal taxes of E. H. Beauchamp in the sum of \$68.94, and that the Clerk of this court further pay to the County Treasurer of Delaware County, Oklahoma, the amount of said personal taxes of E. H. Beauchamp in said sum of \$68.94, and that the remainder of the 11/56th interest be then paid to E. H. Beauchamp.

F. E. KENNAMER
United States District Judge

ENDORSED: Filed Apr 25 1940
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. 298 CIVIL
OMAR REFINING COMPANY, a Corporation, Defendant.)

ORDER OF DISMISSAL

NOW, on this 25th day of April, 1940, this matter comes on before the Court on application of Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, to dismiss said cause and the court being advised in the premises finds that said cause should be dismissed.

IT IS, THEREFORE, ORDERED, ADJUDGED and DECREED that this cause be and the same hereby is dismissed.

AND IT IS SO ORDERED.

ALFRED P. MURRAH
UNITED STATES DISTRICT JUDGE

OK WHIT Y. MAUZY
UNITED STATES ATTORNEY

ENDORSED: Filed Apr 25 1940
H. P. Warfield, Clerk
U. S. District Court B

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

GRAND RIVER DAM AUTHORITY, a public corporation,		Petitioner,			
)		
Vs.			)		No. 304 Civil
)		
A. M. Jarvis, et al.,		Defendants.)		

SUPPLEMENTAL ORDER FOR DISBURSEMENT OF FUNDS

Now on this 25th day of April, 1940, the above matter comes on to be heard and the Court being fully advised in the premises, does hereby vacate that part of the order made in said cause on the 15th day of April, 1940 wherein it was ordered that the Clerk pay to A. M. Jarvis, one of the defendants herein, the sum of \$4763.02. And the Court being further advised in the premises finds that the Federal Land Bank has a claim of \$1967.86, including interest as of this date.

The Court further finds that there is a balance due to the said defendant, A. M. Jarvis, in the sum of \$2795.16.

The Court further finds that the payments directed to the trustees of the James F. Robinson estate and to Russell Doss, County Treasurer of Ottawa County, Oklahoma, should remain as set forth in the order dated April 15, 1940.

IT IS THEREFORE ORDERED AND ADJUDGED BY THE COURT that the said order of disbursement of funds entered in said cause on the 15th day of April, 1940 be vacated in so far as it authorizes and orders the payment to A. M. Jarvis of the sum of \$4763.02 and that the remainder of said order is to remain in full force and effect.

IT IS FURTHER ORDERED by the Court that the Clerk of said Court issue his voucher to The Federal Land Bank in the sum of \$1967.86 and also issue his voucher to A. M. Jarvis, one of the defendants herein, in the sum of \$2795.16; said vouchers to be issued against the funds so deposited with the Clerk of said Court for the real estate described in plaintiff's petition as tract No. 1 (44 GR-O 290, 44 GR-O 322).

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

O.K. KRIETE & KRIETE
 Attorneys for The Federal Land Bank.

ENDORSED: Filed Apr 25 1940
 H. P. Warfield, Clerk
 U. S. District Court H

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

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

D E C R E E

NOW ON THIS 25th day of April, 1940, the same being a judicial day of the regular January 1940 Term of said Court, this cause having been heretofore heard by the Court, after jury had been waived by all parties in the manner provided by law, on the petition of the plaintiff and the answer and amendment thereto of the defendant and on the evidence submitted by the parties and the issues joined, the Court having fully considered the briefs and argument of counsel for the respective parties and being fully advised in the premises and having fully considered the matters complained of, directs the Clerk to separately enter and record,

(a) findings of fact,

and,

(b) conclusions of law.

made by the Court and filed with the Clerk upon the issues in said cause which are by such reference made a part of this Decree.

In conformith with such findings of fact and conclusions of law so separately entered, IT IS ORDERED, ADJUDGED AND DECREED, that the plaintiff have and recover judgment against the defendant, in the principal sum of Seven Thousand Four Hundred Four and 18/100 (\$7,404.18) Dollars, with interest thereon at six (6%) per cent, from the date hereof and for costs of this action to be taxed in the manner provided by law.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the motion for new trial filed by plaintiff upon the allowance by the Court of the items of Thirty-five Hundred and no/100 (\$3500.00) Dollars to the defendant for the account of R. B. Millard, and the further sum of Fifteen Hundred and no/100 (\$1500.00) Dollars, allowed to the defendant for the account of W. S. Smith and F. M. Preisler, is over ruled and denied, to which plaintiff excepts and exception is allowed.

Dated at Tulsa, Oklahoma, this 25 day of of April, 1940.

APPROVED AS TO FORM:
HARRY O. GLASSER,
Attorney for Plaintiff

F. E. KENNAMER
DISTRICT JUDGE

ENDORSED: Filed Apr 25 1940
H. P. Warfield, Clerk
U. S. District Court E

Court adjourned to April 29, 1940

On this 29th day of April, A. D. 1940, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1940 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:

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

In the Matter of the Estate of) No. 176 Civil
Ben Sewell, Deceased.)

NOW, on this 29th day of April, 1940, having read the above application, and being fully advised in the premises, it is hereby ordered that proper subpoena issue in said cause out of the Clerk's office of the United States District Court for the Northern District of Oklahoma, directing the United States Marshal for the Eastern District of Oklahoma, to forthwith make proper service and return of subpoena on the witnesses named in said application, to appear in this court at Tulsa, Oklahoma, on April 25, 1940, at 9 o'clock A.M., to testify in behalf of the United States of America in said cause, and that a certified copy of this order accompany said subpoena.

F. E. KENNAMER
JUDGE

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

ENDORSED: Filed Apr 29 1940
H. P. Warfield, Clerk
U. S. District Court E

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

Grand River Dam Authority, a)
public corporation,)
Petitioner,)
-vs-) CIVIL NO. 232
)
)
Lawford L. Browning, et al.,)
Defendants.)

ORDER APPOINTING COMMISSIONERS
AS TO TRACT NO. 6-A (20 GR-D 1021)

Now, on this 29 day of April, 1940, comes on for hearing petitioner's application as embodied in its petition for condemnation, for an order appointing commissioners to ascertain the injury and assess the damages sustained by the above named defendants by the appropriation of their lands for the their lands for the uses and purposes set out and described in said petition.

The Court having examined the files in said cause and being well and sufficiently advised in the premises, finds:

THAT notice of hearing said application has been given in the manner and form, for the length of time, and in all respects as required by law;

THAT petitioner is a public corporation organized under the laws of the State of Oklahoma for the uses and purposes and to perform the duties and functions as alleged in its petition and it is necessary that it acquire, and it has the right to acquire, the absolute, unencumbered, entire fee simple title to the real estate described in said petition for the purposes therein stated;

THAT the real estate to be appropriated, the fee simple title to which petitioner must acquire in this action, is the following, situated in Delaware County, Oklahoma, to-wit:

TRACT NO. 6-A (20 GR-7D 1021)

All that part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 16, T 25 N - R 23 E of the Indian Base and Meridian, Cherokee Survey in Delaware County, Oklahoma, particularly described as follows, to-wit:

Beginning at the SE corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$, thence Northerly along the East boundary of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 164.5 feet to a point 1156.5 feet South of the N E corner thereof; thence N. 45° 25' W. 33.8 feet; thence S. 82° 30' W. 84.8 feet; thence N. 62° 42' W. 286.1 feet; thence N. 66° 33' W. 138.6 feet; thence S. 14° 02' E. 144.8 feet; thence S. 30° 42' E. 225.0 feet; thence S. 33° 10' E. 32.4 feet to a point in the South boundary of said NE $\frac{1}{4}$ SE $\frac{1}{4}$; thence Easterly along said South boundary a distance of 320.5 feet to the point of beginning, containing 2.2 acres, more or less.

THAT the facts and conditions of title alleged and plead in petitioner's petition are tantamount, so far as affects petitioner and its necessities, to a refusal on defendants' part to grant and convey said real estate.

AND THAT such commissioners ought to be appointed.

IT IS, THEREFORE, ORDERED THAT Edward Soph, Henry Hoffman and Dan Bishop, they being disinterested freeholders selected by me from the regular jury list for the Northern District of Oklahoma, and not interested in any like question, be, and they are, appointed as commissioners to be sworn to perform their duties justly and impartially, according to law, to inspect each tract of said real estate separately, and consider the injury which the owner or owners of each separate tract of real estate above described may sustain by reason of the taking and appropriation and acquisition by petitioner of the absolute, entire and unencumbered fee simple title of each of said tracts of real estate, and assess the damages which said owner or owners will sustain, directly or indirectly, by such appropriation and acquisition of his, or their, land, irrespective of any improvements proposed.

Said Commissioners will forthwith file their report in writing with the Clerk of this Court, setting forth the quantities and value of each of the above tracts of land, separately and individually, and assess the injury and damages to be sustained, directly or indirectly, by the owner or owners thereof, as above directed.

Before commencing their duties, each of said commissioners will take and subscribe to an oath before the Clerk of this Court to perform their duties justly and impartially.

IT IS FURTHER ORDERED THAT THE Marshal of the Northern District of Oklahoma, immediately summon said commissioners the performance of their duties by reporting to the Clerk

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN
DISTRICT OF OKLAHOMA
UNITED STATES OF AMERICA, Plaintiff,)
vs.) No. 350 Civil
MARIE DAHLGREN FOSTER, Executrix of the)
Estate of H. V. FOSTER, deceased, Defendant.)

O R D E R

For good cause shown, the time within which the defendant is required to answer the complaint of the plaintiff filed herein is hereby extended for twenty days from this date.

MADE AND ORDERED ENTERED this 26th day of April, 1940.

F. E. KENNAMER
JUDGE

ENDORSED: Filed ⁴pr 29 1940
H. P. Warfield, Clerk
U. S. District Court E

Court adjourned to April 30, 1940

On this 30th day of April, A. D. 1930, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1940 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:

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

George Drywater, et al, Plaintiff,)
vs.) No. 305 CIVIL
Sarah Russell, et al, Defendants.)

O R D E R

Now on this 30th day of April, 1940, this matter coming on before the Court on the application of the intervener, United States of America, for an order authorizing said intervener to amend its intervening complaint filed herein on January 15, 1940, and it appearing to the Court that since the filing of said intervening complaint a decision has been rendered by the Circuit Court of Appeals for the Tenth Circuit, which decision necessitates the amendment of said intervening complaint;

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

Grand River Dam Authority, a public corporation, Plaintiff,)
vs.) No. 226 Civil Tract No. 7
Joseph F. Owsley, et al., Defendants.)

ORDER OF DISBURSEMENT

Now this first day of May, 1940, this cause comes on for hearing on the application of G. W. Sharp and Nellie Sharp for disbursement of funds. The Applicant and Plaintiff herein appear by their respective attorneys of record; the Court finds that the award of the Commissioners herein for lands taken by the Plaintiff described as Tract No. 7 (27 GR-D 1333 and 25 GR-D 1359) was in the sum of \$8535.00, and that amount has heretofore been paid to said Defendants; that the verdict of the Jury and the Judgment of the Court thereon was fixed in the amount of \$9500.00; that Plaintiff has paid the difference in the sum of \$965.00 into the office of the Clerk of this Court for the benefit of said defendants; that there are no claimants against said sum of \$965.00 other than these Defendants.

IT IS THEREFORE ORDERED that the Clerk of this Court do disburse and pay said sum of \$965.00 to the Defendants, G. W. Sharp and Nellie Sharp, and their attorneys, Frank Nesbitt and L. Keith Smith.

F. E. KENNAMER
JUDGE

ENDORSED: Filed May 1 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Grand River Dam Authority, a public corporation, Plaintiff,)
vs.) No. 245 Civil Tract No. 3
William T. Sheldon, et al., Defendants.)

ORDER OF DISBURSEMENT

Now this first day of May, 1940, this cause comes on for hearing on the application of J. T. Shellman for disbursement of funds. The Applicant and Plaintiff herein appear by their attorneys of record; the Court finds that the award of the Commissioners herein for lands taken by the Plaintiff described as Tract No. 3 (31 GR-D-1637) and (31 GR-D-1643) was in the sum of \$5325.00, and that amount has heretofore been paid to said Defendant; that the verdict of the Jury and the judgment of the Court thereon was fixed in the amount of \$5800.00; that Plaintiff has paid the difference in the sum of \$475.00 into the office of the Clerk of this Court for the benefit of said Defendant; that there are no claimants against said sum of \$475.00 other than this Defendant.

IT IS THEREFORE ORDERED that the Clerk of this Court do disburse and pay said sum of

\$475.00 to the Defendant, J. T. Shellman, and his attorneys, Frank Nesbitt and L. Keith Smith.

F. E. KENNAMER
JUDGE

ENDORSED: Filed May 1 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Grand River Dam Authority, a)
public corporation,) Plaintiff,)
) No. 246 Civil Tract No. 3.
vs)
)
H. H. Thompson, et al,) Defendants.)

ORDER FOR DISBURSEMENT

Now this first day of May, 1940, this cause comes on for hearing on the application of Lewis Dubois for disbursement of funds. The applicant and plaintiff herein appear by their respective attorneys of record; the Court finds that the award of the Commissioners herein for the lands taken by Plaintiff described as Tract No. 3 (17 GR-D-736, 18 GR-D-882, and 22 GR-D-1073), was the sum of \$28,512.00, and that amount has heretofore been paid to said Defendant; that the verdict of the Jury and the judgment of the Court thereon was fixed in the amount of \$30,180.00; that the Plaintiff has paid the difference in the sum of \$1668.00 into the office of the Clerk of this Court for the benefit of the said Defendant; that there are no claimants against said sum of \$1668.00 other than this Defendant.

IT IS THEREFORE ORDERED that Clerk of this Court do disburse and pay said sum of \$1668.00 to the Defendant Lewis Dubois and his attorneys, Frank Nesbitt and L. Keith Smith.

F. E. KENNAMER
JUDGE

ENDORSED: Filed May 1 1940
H. P. Warfield, Clerk
U. S. District Court H

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

REGULAR JANUARY 1940 TERM

TULSA, OKLAHOMA

WEDNESDAY, MAY 1, 1940

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

Grand River Dam Authority, a
public corporation,

Plaintiff,

-vs-

H. H. Thompson, G. C. Ray, et al,

Defendants.

No. 246 Civil Tract No. 6.

ORDER OF DISBURSEMENT

Now this first day of May, 1940, this cause comes on for hearing on the application of G. C. Ray for disbursement of funds. The Applicant and Plaintiff herein appear by their respective attorneys of record; the Court finds that the award of the Commissioners herein for the lands taken by the Plaintiff described as Tract No. 6 (31 GR-D-1635) and (33 GR-D-1678), was in the sum of \$6660.00, and that amount has heretofore been paid to said Defendant; that the verdict of the Jury and the judgment of the Court thereon was fixed in the amount of \$7000.00; that Plaintiff has paid the difference into the office of the Clerk of this Court in the sum of \$340.00 for the benefit of the Defendant; that there are no claimants against said sum of \$340.00 other than the said G. C. Ray.

IT IS THEREFORE ORDERED that the Clerk of this Court do disburse and paid said sum of \$340.00 to the Defendant, G. C. Ray, and his attorneys, Frank Nesbitt and L. Keith Smith.

F. E. KENNAMER
JUDGE

ENDORSED: Filed May 1 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Grand River Dam Authority, a public
corporation,

Plaintiff,

vs

Claudy W. Frazier, et al,

Defendants.

No. 286 Civil Tract No. 1

ORDER OF DISBURSEMENT

Now this first day of May, 1940, same being a day of said Court, this cause comes on for further hearing on the application of Claudy W. Frazier and his wife, Mrs. Claudy W. Frazier, for the disbursement of funds. The parties appear by their respective attorneys of record, whereupon said application is presented to the Court, argued by said attorneys, and the Court, being well advised of the premises, finds:---

That Claudy W. Frazier is the owner and in the actual and peaceful possession of those lands described in the petition herein as Tract No. 1 (40 GR-D-99), which lands have been taken by Plaintiff by virtue of its delegated power of eminent domain, the damages occasioned by the taking thereof has been determined by the Commissioners appointed by this Court to be \$6716.00, and the Plaintiff has paid that amount in to the office of the Clerk of this Court in payment of said award of damages.

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

REGULAR JANUARY 1940 TERM

TULSA, OKLAHOMA

WEDNESDAY, MAY 1, 1940

The court findsthat there is due to the County Treasurer of Ottawa County, Oklahoma, for 1939, ad valorem taxes against said lands in the sum of \$37.21; that there is due to the Plaintiff the sum of \$10.00 for the use and benefit of the Cherokee Tribe of Indians; that there is due to the Plaintiff the further sum of \$60.00 in payment of improvements located on said lands; that the balance of said award in the amount of \$6608.79 should be disbursed to the Defendants, Claudy W. Frazier and his wife, Mrs. Claudy W. Frazier.

IT IS THEREFORE ORDERED that the Clerk of this Court do disburse and pay out said fund as follows:

\$37.21 to the County Treasurer of Ottawa County, Oklahoma, in full payment of the 1939 taxes against said land;

To the Plaintiff the sum of \$10.00 for the use and benefit of the Cherokee Tribe of Indians;

To the Plaintiff the sum of \$60.00 in payment of the improvements located on said lands;

To the Defendants, Claudy W. Frazier and his wife, Mrs. Claudy W. Frazier, the sum of \$6608.79.

F. E. KENNAMER
JUDGE

ENDORSED: Filed May 1 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Grand River Dam Authority, a
public corporation,

Plaintiff,

vs

Claudy W. Frazier, et al,

Defendants.

No. 286 Civil Tract No. 2

ORDER OF DISBURSEMENT

Now this 1st day of May, 1940, same being a judicial day of said court this matter comes on for hearing in regular order on the application of Margia H. Allen and George S. Allen for an order disbursing funds. Said defendants appear by their attorneys of record, whereupon the waiver of notice of hearing on said application duly executed by plaintiff and by the County Treasurer of Ottawa County, Oklahoma was submitted to and approved by the court; the mortgage Maud Plaster appeared in person, and it appearing that all parties in interest are before the court, it was then shown to the court that applicants were the owners of those certain lands described in the petition as Tract No. 2 (40-GR-0 105; that said lands have been appropriated by plaintiff by virtue of its power of eminent domain and plaintiff has taken possession thereof; that damages for the taking of said lands were determined by the Commissioners appointed by this court in the sum of \$9515.00 and plaintiff has paid that sum into court for the benefit of applicants; that plaintiff and applicants have agreed on the sum of \$12,000.00 as the purchase price of the whole property owned by applicants and as a part of said stipulation and a payment on said stipulated price these applicants are to be paid the amount of said award; that there is due Maud Plaster on a valid mortgage on said lands the total sum of \$5850.00;

that the residue of said moneys should be paid to these applicants.

IT IS THEREFORE ORDERED that the Clerk of this court do disburse and pay said award in the sum of \$9515.00 to the persons and in the amounts as follows:

1. To Maud Plaster the sum of \$5850.00 on surrender to the Clerk of this court of the note, the mortgage securing the same, with a properly executed and acknowledged release of said mortgage;
2. To Margia H. Allen and George S. Allen the sum of \$3665.00

F. E. KENNAMER
JUDGE

ENDORSED: Filed May 1 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Grand River Dam Authority, a public corporation,	Petitioner,)	
)	
		)	CIVIL NO. 370
-vs-)	
)	
United States of America, et al,	Defendants.)	

ORDER AUTHORIZING PUBLICATION OF NOTICE

NOW, on this 1st day of May, 1940, the above entitled and numbered cause coming on to be heard upon the Affidavit and Application of the Petitioner for an order authorizing notice to the defendants, Lucinda West, now Chambers, and Frances Audrain De Longy, and the heirs, devisees, legatees, executors, administrators, trustees, creditors and assigns, known and unknown, immediate and remote, and their spouses, if any, of Sallie West, nee Smith, Seneca Allottee No. 36, deceased; of Charles West, deceased; of Louisa Shaffner, nee West, deceased; of Malinda Dick, Seneca Allottee No. 150, deceased; of Madde Heffelman, nee Dick, deceased; of A. W. Heffelman, deceased; of Henry Hicks, a member of the Wyandotte Tribe of Indians, deceased; of Winfield Scott Audrain, deceased, and of James Arthur Audrain, deceased; by publication - a petitioner appearing by Q. B. Boydston, Assistant Counsel, for the Grand River Dam Authority, a public corporation, and it appearing to the Judge of this Court that petitioner herein was with due diligence unable to serve personally upon the said defendants hereinabove named, notice of the institution of condemnation proceedings, and that if the said defendants, and each of them, do not apply to the Judge of the United States District Court in and for the Northern District of Oklahoma, on or before the 24 day of June, 1940, to have the damages assessed by reason of the condemnation and appropriation of the lands described in the original petition for condemnation filed herein that the petitioner herein will, on said 24 day of June, 1940, at the hour of 10 o'clock A.M., or as soon thereafter as counsel may be heard, apply to the Judge of the United States District Court in and for the Northern District of Oklahoma, for an order determining the right and necessity of the condemnation and appropriation of said lands, and for an order appointing three (3) disinterested freeholders of said United States District Court in and for the Northern District of Oklahoma, as commissioners, to be selected by the Judge of said Court, to inspect said real property involved and consider the injury and assess the damages which said defendants, and each of them, as owners of, or of any right, title or interest therein, may sustain by reason of the condemnation and appropriation of the fee simple title in and to said lands for public use and benefit .

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

70

REGULAR JANUARY 1940 TERM

TULSA, OKLAHOMA

WEDNESDAY, MAY 1, 1940

It further appearing that the Petitioner herein has filed its affidavit and application, duly verified, setting up that the defendants, hereinabove named, Lucinda West, now Chambers, and Francis Audrain de Longy, and each of them, reside out of the State of Oklahoma, and that they are non-residents of the State of Oklahoma; that the defendants; the heirs, devisees, legatees, executors, administrators, trustees, creditors and assigns, known and unknown, immediate and remote, and their spouses, if any, of Sallie West, nee Smith, Seneca Allottee No. 31, deceased; of Charles West, deceased; of Louisa Shaffner, nee West, deceased; of Malinda Dick, Seneca Allottee No. 150, deceased; of Maude Heffelman, nee Dick, deceased; of A. W. Heffelman, deceased; of Henry Hicks, a member of the Wyandotte Tribe of Indians, deceased; of Winfield Scott Audrain, deceased; and of James Arthur Audrain, deceased, cannot with due diligence be served with notice of these condemnation proceedings, and of the time and place for the determining of the right and necessity of the condemnation and appropriation of said land, and for the appointment of commissioners; and the Judge of this Court, being fully advised in the premises, finds that the petitioner's application for service of notice by publication upon the defendants hereinabove named, and each of them, should be granted.

IT IS THEREFORE CONSIDERED, ORDERED AND ADJUDGED that notice be given to the defendants hereinabove named, and each of them, notifying them of the institution of condemnation proceedings herein, and of the time and place of the appointment of said commissioners, and that said notice be signed by the attorneys for the plaintiff herein, duly attested by the Clerk of this Court, and that said Notice be published in the Grove Sun, a newspaper of general circulation in Delaware County, Oklahoma, and in the Afton American, a newspaper of general circulation in Ottawa County, Oklahoma, for four weeks, notifying said defendants of the institution of condemnation proceedings, and the application of the petitioner for condemnation and appropriation, and that if the defendants, and each of them, do not apply to the judge of the United States District Court in and for the Northern District of Oklahoma, to have the damages assessed by reason of the condemnation and appropriation of said lands by the petitioner on or before the 24 day of June, 1940, the petitioner, Grand River Dam Authority, a public corporation, will on said 24 day of June, 1940, at the hour of 10 o'clock A.M., or as soon thereafter as counsel may be heard, apply to the Judge of the United States District Court in and for the Northern District of Oklahoma, in the Federal Building in the City of Tulsa, Oklahoma, for an order determining the right and necessity for the condemnation and appropriation of said lands, and for an order appointing from the regular jury list three (3) disinterested freeholders in said Northern District, as commissioners, who shall be selected by the Judge of said Court, to inspect said real property and appraise the value of the absolute, entire and unencumbered fee simple title and consider the injury which said defendants, as the owners thereof, or of those having any right, title or interest therein, may sustain by reason of the condemnation and appropriation of said absolute fee simple title for said public use and benefit, and that said defendants, and each of them be present, if they so desire.

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

ENDORSED: Filed May 1 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Grand River Dam Authority, a public corporation,)	
)	
	)	CIVIL NO. 370
vs.)	
)	
United States of America, et al.,	)	Defendants.

ORDER FIXING TIME FOR THE APPOINTMENT OF COMMISSIONERS
AND PRESCRIBING FORM OF NOTICE

NOW, on this 1st day of May, 1940, the above entitled and numbered cause coming on to be heard, upon the application of the petitioner herein for an order of the Judge of this Court fixing the date for the appointment of three (3) disinterested freeholders of said Northern District of Oklahoma, as commissioners, to inspect said real property involved herein and consider the injuries sustained by reason of the condemnation and appropriation of the absolute, entire and unencumbered fee simple title to said lands, for public use and benefit, as alleged in the petition for condemnation filed herein, and for an order of the Judge of this Court prescribing notice to be given said defendants in said cause, of the time and place when the Judge of this Court will appoint said commissioners; the petitioner appearing by R. L. Davidson, General Counsel, and Q. B. Boydston, and Gayle M. Pickens, Assistant Counsels.

It appearing to the Judge of this Court that petitioner has filed its petition in the above styled and numbered cause for the condemnation and appropriation of the absolute, entire and unencumbered fee simple title to the lands described in the petition for condemnation heretofore filed, for use in connection with the construction, equipment, operation and maintenance of the Pensacola Dam and hydroelectric power plant on Grand River, and for the purpose of developing and generating electric energy for sale and distribution.

It appearing to the Judge of this Court that under the law applicable in such cases it is necessary that the Judge of this Court appoint three (3) disinterested freeholders of the Northern District of Oklahoma as commissioners to be selected by the Judge of this Court, according to law, to inspect the lands and consider the injuries sustained by reason of the condemnation and appropriation of said lands described in the petition for condemnation filed herein, for public use and benefit.

It further appearing that the Judge of this Court should prescribe the Notice to be given to the defendants in said cause of the time and place that the Judge of this Court will appoint said commissioners.

IT IS, THEREFORE, ADJUDGED AND DECREED by the Judge of this Court that notice be given said defendants, and each of them, and all persons claiming any right, title, interest or possession in and to the lands involved, personally, by serving a copy of said notice upon said defendants, and each of them, said notice to be served by the United States Marshal of the District and State in which said defendants, and each of them, may reside, and said notice to be signed by the Attorneys for the petitioner, Grand River Dam Authority, a public corporation, and duly attested by the Clerk of this Court, notifying said defendants, and each of them, that the application of the petitioner for the appointment of three (3) disinterested freeholders in the Northern District of Oklahoma, as commissioners to inspect said real property and consider the injuries which the owners thereof, or persons having some right, title or interest therein, may have sustained or will sustain by reason of the condemnation and appropriation of said property for public use, will be heard before the Judge of this Court, at Tulsa, Oklahoma, on the 24 day of June, 1940 at the hour of Ten o'clock A.M., or as soon thereafter as counsel may be heard, and that said defendants, and each of them, may appear if they do desire.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Judge of this Court that in the event of the petitioner is unable to obtain personal service of the notice upon any of said defendants to said action, notifying them of the hearing of petitioner's application for the appointment of three (3) disinterested freeholders in said Northern District of Oklahoma, as aforesaid, that the Petitioner may apply to the Judge of this Court for an Order directing the publication of such notice as the Judge of this Court may prescribe to said defendants.

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

ENDORSED: Filed May 1 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Lem Bennett, Plaintiff,)
vs.)
The Travelers Insurance Company, a corporation,) No. 2629 LAW
and Mid-Continent Petroleum Corporation, a corporation,)
Defendants.)

ORDER SUSTAINING MOTION TO DISMISS AMENDED COMPLAINT

NOW, on this 30th day of April, 1940, this cause come on for decision on the separate motion of the defendant, The Travelers Insurance Company, to dismiss plaintiff's amended complaint filed herein, and on the stipulation signed by all parties that said cause be submitted to the Court for decision on the briefs filed herein and without further argument; and the Court having fully considered said amended complaint and the briefs submitted by counsel for all parties, and being otherwise fully advised in the premises, finds that the separate motion to dismiss filed by The Travelers Insurance Company herein should be sustained, to which finding the plaintiff excepts, and exceptions are allowed.

IT IS, THEREFORE, CONSIDERED AND ADJUDGED BY THE COURT that the separate motion to dismiss filed the Travelers Insurance Company in the above entitled action be and the same is hereby sustained, and the amended complaint and case of action therein attempted to be alleged is hereby dismissed with costs against the plaintiff, to which action of the Court the plaintiff excepts, and exceptions are allowed.

F. E. KENNAMER
U. S. District Judge

ENDORSED: Filed May 1 1940
H. P. Warfield, Clerk
U. S. District Court H

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

REGULAR JANUARY 1940 TERM TULSA, OKLAHOMA WEDNESDAY, MAY 1, 1940

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

Lem Bennett,	Plaintiff,)	
)	
vs.)	
		)	No. 2629 Law
The Travelers Insurance Company, a corporation,)	
and Mid-Continent Petroleum Corporation, a)	
corporation,	Defendants.)	

ORDER SUSTAINING MOTION TO DISMISS AMENDED COMPLAINT

NOW, on this 30th day of April, 1940, this cause comes on for decision on the separate motion of the defendant, Mid-Continent Petroleum Corporation, to dismiss plaintiff's amended complaint filed herein, and on the stipulation signed by all parties that said cause be submitted to the Court for decision on the briefs filed herein and without further argument; and the Court, having fully considered said amended complaint and the briefs submitted by counsel for all parties, and being otherwise fully advised in the premises, finds that the separate motion to dismiss filed by Mid-Continent Petroleum Corporation herein should be sustained, to which finding the plaintiff excepts, and exceptions are allowed.

IT IS, THEREFORE, CONSIDERED AND ADJUDGED BY THE COURT that the separate motion to dismiss filed by Mid-Continent Petroleum Corporation in the above entitled action be and the same is hereby sustained, and the amended complaint and cause of action therein attempted to be alleged is hereby dismissed with costs against the plaintiff, to which action of the Court the plaintiff excepts, and exceptions are allowed.

F. E. KENNAMER
U. S. District Judge

ENDORSED: Filed May 1 1940
H. P. Warfield, Clerk
U. S. District Court H

Court adjourned to May 4, 1940

REGULAR MARCH 1940 TERM VINITA, OKLAHOMA FRIDAY, MAY 3, 1940

On this 3rd day of May, A. D. 1940, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular March 1940 Term at Vinita, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court
A. L. Cottle, Deputy United States Marshal

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

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

Grand River Dam Authority, a
public corporation,)
Petitioner,)
)
-vs-) CIVIL NO. 245 Tract No. 2
)
William T. Sheldon, et al.,)
Defendants.)

ORDER FOR THE DISBURSEMENT OF CONDEMNATION MONEY

Now on this the 3rd day of May, 1940, this cause comes on for hearing upon the application of Mavry J. DuBois, administrator of the estate of Jacob DuBois, deceased, and one of the defendants in this action for the disbursement of money held in condemnation proceedings, she appearing by her attorney, Ad V. Coppedge. The Court finds that the plaintiff in this action has heretofore paid to the clerk of this court the sum of \$7450.00, being the amount of damages fixed by the appraisers appointed by this court to appraise tract number 2, as listed in this action.

That by order of this court under the date of the 12th day of April, 1940, said sum was disbursed, \$58.22 being paid to John Curtis, County Treasurer of Delaware County, Oklahoma, for taxes due and the sum of \$7391.88 was paid to Mavry J. DuBois, as administrator of the estate of Jacob DuBois, deceased.

That thereafter a jury trial was had and the jury returned the verdict in favor of the owner of this land, fixing the amount of damages at \$8,000.00.

That thereafter, the plaintiff in this action paid into court the sum of \$550.00 being the excess over and above the damages that was fixed by the court appraisers.

That Mavry J. DuBois, is the duly appointed and qualified administrator of the estate of Jacob DuBois, deceased, and as such administrator be entitled to receive the money now on deposit with the clerk of this court.

It is therefore ordered, adjudged and decreed by the court that the clerk of this court pay to Mavry J. DuBois, administrator of the estate of Jacob DuBois, deceased, the sum of \$550.00, to be distributed under the order and subject to the approval of the County Court, Delaware County, as provided by law.

F. E. KENNAMER
United States District Judge

ENDORSED: Filed May 3 1940
H. P. Warfield, Clerk
U. S. District Court B

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

Grand River Dam Authority, a public corporation,)
 Petitioner,)
 vs) No. 246 Civil
 H. H. Thompson, et al,)
 Defendants.)

ORDER FOR DISBURSEMENT OF ADDITIONAL FUNDS PAID IN CONDEMNATION

This matter being presented on this 3rd day of May, 1940, upon the application of Roy Wood and Sarah Wood for the disbursement of additional funds paid in condemnation herein by the Grand River Dam Authority, a public corporation, and it appearing that all parties interested herein have been duly notified of this matter and are present at this time and by their attorneys of record, and the application having been duly presented and heard, and the court being fully advised in the premises,

IT IS THEREFORE, the order, judgment and decree of this court that the additional money paid herein by the Grand River Dam Authority, a public corporation in condemnation for what is termed Tract number seven herein, and also for the lands described in the petition and on file in cause number 266 Civil, which has heretofore been consolidated with this cause, all in the total sum of \$3507.00 to be paid by the Clerk of this court to the defendants, Roy Wood and Sarah Wood, and the Clerk of this court is hereby ordered to pay such funds to said defendants, Roy Wood and Sarah Wood.

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

ENDORSED: Filed May 3, 1940
 H. P. Warfield, Clerk
 U. S. District Court B

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

Grand River Dam Authority, a public corporation,)
 Plaintiff,)
 -vs-) No. 263 Civil Tract No. 7
 Sarah Buchanan, et al,)
 Defendants.)

ORDER FOR DISBURSEMENT

Now this third day of May, 1940, same being a judicial day of said Court, this matter comes on for hearing on the application of Sarah Buchanan, for herself and the heirs of John D. Buchanan, deceased, for disbursement of funds; it appearing to the Court that the heirs of John D. Buchanan, deceased, were the former owners of those certain lands described in the petition herein as Tract No. 7 (28 GR-D 1504-D), which lands have been appropriated by Plaintiff pursuant to its power of eminent domain, and of which Plaintiff has taken possession; that the damages occasioned by the taking of said lands has been determined by the Commissioners appointed by this Court in the sum of \$8220.00, which amount has been paid into the office of the Clerk of

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN
DISTRICT OF OKLAHOMA
REGULAR MARCH 1940 TERM VINITA, OKLAHOMA FRIDAY, MAY 3, 1940

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

Grand River Dam Authority, a public corporation,	Plaintiff,)	
)	
vs		)	No. 264 Civil Tract No. 3
)	
C. M. Copeland, et al,	Defendants.)	

ORDER OF DISBURSEMENT

Now this third day of May, 1940, same being a judicial day of said Court, this matter comes on for hearing on the application of Goldie Newburn and L. B. Peyton for disbursement of funds, it being made to appear to this Court that said Applicants were the former owners of those certain lands described in the petition herein filed as Tract No. 3 (25 GR-D-1232), (24 GR-D-1233), and (19 GR-D-961), which lands have been taken by Plaintiff by virtue of its power of eminent domain; that the damages occasioned by the taking of said lands was determined by the Commissioners appointed by this Court in the sum of \$16,075.00, which amount was paid into the office of the Clerk of this Court by Plaintiff in satisfaction of said award; that thereafter in pursuance of the Order of this Court herein made and entered, said sum of \$16,075.00 was paid to the Applicants or their order; that thereafter to wit on April 17, 1940, said action was tried in this Court and resulted in a verdict and judgment in favor of said Applicants for \$16,500.00 or an excess of \$425.00 over the award of the Commissioners; that all taxes, mortgages and liens against the lands taken have been paid and satisfied and said Applicants are entitled to said excess of \$425.00.

IT IS THEREFORE ORDERED that the Clerk of this Court do forthwith disburse and pay to Goldie Newburn and L. B. Peyton the said sum of \$425.00.

F. E. KENNAMER
JUDGE

ENDORSED: Filed May 3, 1940
H. P. Warfield, Clerk
U. S. District Court B

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

Grand River Dam Authority, a public corporation,	Plaintiff,)	
)	
vs		)	No. 277 Civil Tract No. 3
)	
A. M. Burkes, et al,	Defendants.)	

ORDER OF DISBURSEMENT

Now this 3rd day of May, 1940, same being a judicial day of said court this matter comes on for hearing on the application of A. M. Burkes for disbursement of funds. The petitioner appears in person and by attorney; the Grand River Dam Authority appears in person; the petitioner presents and files herein the certificate of the County Treasurer of Mayes County, Oklahoma showing the total amount due on taxes against the lands, taken, and it appearing that all parties are before the court is stipulated and agreed in open court that this application may be ruled on at this time.

It was then made to appear to the court that defendant A. M. Burkes was the former owner of that certain lands described in the petition herein as Tract No. 3 (2 GR-M 101), that said lands have been condemned by plaintiff pursuant to its power of eminent domain and the Commissioners award in damages for the taking of said lands in the sum of \$6506.00 has been paid into the office of the Clerk of this court and plaintiff has taken possession of said lands; it was further made to appear to the court that on trial of said cause a verdict was returned and judgment rendered in favor of defendant A. M. Burkes for \$7500.00 and that plaintiff has paid the further sum of \$995.00 unto the office of the clerk of this court so that said clerk now has on deposit in his office the full sum and amount of \$7500.00; it was further shown that there is due to the County Treasurer of Mayes County, Oklahoma by way of 1939 taxes on said lands taken the sum of \$32.46 and that there are no other taxes, mortgages or liens against the lands taken so that defendant A. M. Burkes is entitled to be paid the sum of \$7500.00.

IT IS THEREFORE ORDERED that the Clerk of this court do disburse and pay the said award in the sum of \$7500.00 to the persons and in the amounts as follows:

To the County Treasurer of Mayes County, Okla.
Pryor Creek, Okla. the sum of \$32.46;

To A. M. Burkes the sum of \$7467.54.

F. E. KENNAMER
JUDGE

APPROVED: GRAND RIVER DAM AUTHORITY
By Q. B. BOYDSTUN
Attorney

ENDORSED: Filed May 3 1940
H. P. Warfield, Clerk
U. S. District Court B

Court recessed subject to call.

REGULAR JANUARY 1940 TERM TULSA, OKLAHOMA SATURDAY, MAY 4, 1940

On this 4th day of May, A. D. 1940, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1940 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.
and Alfred P. Murrah

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 4th day of May, A. D. 1940, it being made satisfactorily to appear that Oscar Edward Swan, Jr., 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.

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

GRAND RIVER DAM AUTHORITY, Plaintiff,)
vs.) NO. 263 CIVIL
A. O. KEPHART, et al, Defendants.)

AMENDED ORDER

NOW, on this 30th day of April, 1940, there coming on for hearing the application of the petitioner, Grand River Dam Authority, a public corporation, praying that the commissioners heretofore appointed in this proceeding be directed and instructed to make a report assessing damages as to Tract No. 2 (10 GR-D 498 - 10 GR-D 495); the petitioner appearing by Q. B. Boydstun, Assistant Counsel, Honorable Whit Y. Mauzy, United States Attorney in and for the Northern District of Oklahoma, appearing specially on behalf of the United States; and Joe Brown, United States Probate Attorney, appearing for and on behalf of the individual restricted Indian defendants; and the court being fully advised in the premises and having heard the statements of counsel, finds that the application of the petitioner should be granted, and that the commissioners heretofore appointed should be directed to appraise the lands described as Tract No. 2 (10 GR-D 498 - 10 GR-D 495) herein.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this court that the commissioners be, and they are hereby directed to proceed immediately to inspect the lands described as Tract No. 2 (10 GR-D 498 and 10 GR-D 495) and to make their report covering said tract, fixing the damages to the owners by reason of the appropriation of said lands by the petitioner.

IT IS FURTHER ORDERED AND DIRECTED that the petitioner, Grand River Dam Authority, a public corporation, make the United States of America a party defendant in this proceeding and that service be obtained upon the said United States of America as provided by law, and that this action be dismissed as to A. M. Landman, Superintendent of the Five Civilized Tribes.

F. E. KENNAMER
UNITED STATES DISTRICT JUDGE.

ENDORSED: Filed May 4 1940
H. P. Warfield, Clerk
U. S. District Court DC

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

GRAND RIVER DAM AUTHORITY, Plaintiff,)
vs.) NO. 322 CIVIL
WILLIAM H. KNEELAND, et al, Defendants.)

AMENDED ORDER

This matter coming on for hearing on this 30th day of April, 1940, and the court being fully advised in the premises, finds that the order entered herein on the 12th day of April, 1940, should be set aside and held for naught and an amended order entered.

The court finds that on the 12th day of April, 1940, there came on for hearing in this cause the motion of the United States of America for the dismissal of the proceedings

herein, the United States appearing specially by Whit Y. Mauzy, United States Attorney, and Chester A. Brewer, Assistant United States Attorney; Joe Brown, United States Probate Attorney, appearing for and on behalf of the individual restricted Indian defendants herein; the petitioner Grand River Dam Authority, a public corporation, appearing by A. B. Boydston, Assistant Counsel, and the court having been fully advised in the premises and having heard the statements of counsel finds that the United States of America is an indispensable party defendant and should be made a party defendant herein. The court further finds that the order questions raised in the amended motion to dismiss filed by the United States, should be held in abeyance.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the United States of America be made a party defendant in this action and that service be obtained on said United States of America as provided by law.

IT IS FURTHER ORDERED that the ruling on the amended motion of the United States to dismiss be held in abeyance until the further order of this court.

AND IT IS SO ORDERED.

F. E. KENNAMER
UNITED STATES DISTRICT JUDGE

ENDORSED: Filed May 4 1940
H. P. Warfield, Clerk
U. S. District Court DC

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

GRAND RIVER DAM AUTHORITY, Plaintiff,)
vs.) NO. 332 CIVIL
CHARLOTTE J. LANDRUM, et al, Defendants.)

AMENDED ORDER

This matter coming on for hearing on this 30th day of April, 1940, and the court being fully advised in the premises, finds that the order entered herein on the 12th day of April 1940, should be set aside and held for naught and an amended order entered.

The court finds that on the 12th day of April, 1940, there came on for hearing in this cause the motion of the United States of America for the dismissal of the proceedings herein, the United States appearing specially by Whit Y. Mauzy, United States Attorney, and Chester A. Brewer, Assistant United States Attorney; Joe Brown, United States Probate Attorney, appearing for and on behalf of the individual restricted Indian defendants herein; the petitioner, Grand River Dam Authority, a public corporation, appearing by Q. B. Boydston, Assistant Counsel, and the court having been fully advised in the premises and having heard the statements of counsel, finds that the United States of America is an indispensable party defendant and should be made a party defendant herein. The court further finds that the other questions raised in the amended motion to dismiss filed by the United States, should be held in abeyance.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the United States of America be made a party defendant in this action and that service be obtained on said United States of America as provided by law.

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

UNITED STATES OF AMERICA, Plaintiff,)
vs.) No. 353-C
MIDLAND VALLEY RAILROAD COMPANY,)
a corporation, Defendant.)

O R D E R

On application of the defendant Midland Valley Railroad Company, and for good cause shown, it is hereby ordered by the Court that said defendant be, and it is hereby granted an extension of time until May 27, 1940 in which to plead to plaintiff's complaint.

ALFRED P. MURRAH
JUDGE

ENDORSED: Filed May 4 1940
H. P. Warfield, Clerk
U. S. District Court B

Court adjourned to May 6, 1940

REGULAR JANUARY 1940 TERM TULSA, OKLAHOMA MONDAY, MAY 6, 1940

On this 6th day of May, A. D. 1940, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1940 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 IN AND FOR THE NORTHERN
DISTRICT OF OKLAHOMA

ORDER FOR PETIT JURY

On this 6th day of May, A. D. 1940, it is ordered by the Court that there be publicly drawn by the Marshal for the Northern District of Oklahoma, or one of his deputies, in the presence of the Clerk, or one of his deputies, in accordance with the law and the rules of this Court, the names of Forty (40) persons, good and lawful men, from said District, duly qualified to serve as Petit Jurors at the Regular January 1940 Term of this Court to be held at Tulsa, Oklahoma.

IT IS FURTHER ORDERED by the Court that a Writ of Venire Facias be issued out of this Court, in due form as provided by law, commanding the said Marshal to summon said Petit Jurors, drawn as aforesaid, to be and appear before said Court, to be held at Tulsa, Oklahoma, in the Northern District of Oklahoma, on Monday, the 13th day of May, 1940, at 9:00 o'clock A.M., then and there to serve as Petit Jurors of the United States in and for the Northern District of Oklahoma at the Regular January 1940 Term of said Court.

F. E. KENNAMER
UNITED STATES DISTRICT JUDGE

ENDORSED: Filed May 6 1940
H. P. Warfield, Clerk
U. S. District Court

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

J. O. WILLIAMS, in person and for all persons similarly situated, Plaintiffs,)
vs.) No. 114 Civil
Jewel Tea Company, a corporation, Defendant.)

JOURNAL ENTRY OF JUDGMENT

THIS CAUSE COMING ON TO BE HEARD before me, the undersigned Judge of the United States District Court for the Northern District of Oklahoma, in its regular order on a non-jury docket, the parties hereto having waived a jury in proper and regular form, it appearing to the Court that said defendant, a foreign corporation, has been duly summoned as provided by law and has joined issues with said plaintiff by appropriate answer as by the rules of this court made and provided;

And the aforesaid plaintiffs being represented by their counsel, W. L. Shirey, and said defendant being represented by A. Flint Moss, Eldon J. Dick, and Richard D. Sturtevant, the plaintiffs proceeded to introduce their testimony and rested their case, only three plaintiffs having claimed to belong to the class of employees similarly situated with said principal plaintiff, J. O. Williams, their names being Carl Ransdell and S. W. Mead;

Upon the termination of the plaintiff's case, counsel for said defendant objected to the case proceeding further and moved the Court for a directed verdict under Rule 50, on the grounds that the evidence of said plaintiffs is not sufficient to law to entitle them to recovery under their complaint, the Court reserving decision on the motion until after said defendant's evidence was presented.

Thereupon said defendant introduced its evidence and rested; and there being no other or further testimony offered, the points of law were argued to the Court by Mr. Shirey, for the plaintiffs, and Mr. Sturtevant for said defendant; and after due consideration, the Court being fully advised in the premises, dictated into the record a statement of his findings of fact and his conclusions of law, a copy of which is attached hereto, marked "Exhibit A", and made a part of this journal entry.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court, that each of said plaintiffs be, and he is hereby, allowed a judgment against said defendant in a sum sufficient to pay him for overtime compensation computed at the rate of one and one half times his regular pay for all hours worked in excess of 44 hours per week, for a workweek of 70 hours which the Court finds that each of said plaintiffs worked during the period of his respective employment since the effective date of the Fair Labor Standard Act of 1938, to-wit, October 24, 1938, as set forth in the aforesaid Findings of Fact and Conclusions of Law hereto attached; that each of said plaintiffs recover an additional equal amount, as liquidated damages, as provided by said Act; that the attorney for said plaintiffs be, and he is hereby, allowed an attorney fee of Five Hundred (\$500.00) Dollars additional to the judgment aforesaid, to be paid by said defendant, together with the costs of this action.

IT IS FURTHER ORDERED that said defendant's motion for a verdict on said plaintiff's evidence be overruled; that defendant's Conclusions of Law be denied; to the rulings, and to each of them separately, said defendant excepted in proper form and manner, and such exceptions were allowed by the Court; and said defendant duly excepted to the rendition of judgment in favor of said plaintiffs, and to each of them, and its exceptions were allowed by the Court.

IT IS FURTHER ORDERED, that said defendant be, and it is hereby, required to furnish a surety bond in the sum of \$2,000.00 to supersede the judgment rendered in this cause, and that such Supercedeas Bond be filed within 10 days of this judgment; that a cash bond in the sum of \$250.00 be filed by said defendant to provide for payment of court costs on appeal.

IT IS FURTHER ORDERED by the Court that all other employees, who claim to be "similarly situated" as are the three above named plaintiffs, are perpetually enjoined and foreclosed from setting up any right to compensation in this action, but such injunction shall be effective only as relief sought in this action.

Signed and entered as the official judgment in this cause this 6th day of May, 1940.

ALFRED P. MURRAH
JUDGE

APPROVED AS TO FORM:

W. L. SHIREY, Attorney for Plaintiffs

ENDORSED: Filed May 6 1940
H. P. Warfield, Clerk
U. S. District Court B

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

Grand River Dam Authority, a public corporation,	Petitioner,)
)
-vs-)
)
C. M. Copeland, Lee Howe, Administrator of the Estate of J. T. Hardy, deceased, et al.,	Defendants.)

CIVIL NO. 264
Tract No. 4.

ORDER FOR DISBURSEMENT OF FUNDS

NOW on this 6th day of May, 1940, there comes on to be heard before me, Franklin E. Kennamer, District Judge for the United States District Court for the Northern District of Oklahoma, the Application of Lee Howe, Administrator of the Estate of J. T. Hardy, deceased, and Mamie Hardy, John D. Hardy, Dudley R. Hardy, Della Kite, Mary Alice Keith, Opal P. Spencer, Henry Hardy Orpha Hardy, Joe Walker, Virginia Hampton Cosby, Floselle Hardy, Retha Hardy, and May Shobe, for disbursement of the sum of \$6250.00, representing the amount of damages to which the said defendants above named are entitled by reason of the taking and appropriating of the land designated in the petition herein as Tract No. 4 by the petitioner.

And it further appearing to the Court that the property described as Tract No. 4, is held in trust by Lee Howe, as administrator of the Estate of J. T. Hardy, deceased; that the said property is now in the process of administration in Case No. 2190, in the County Court of Ottawa County, Oklahoma; that said Court made and entered an order authorizing settlement by directed verdict of this cause on the 8th day of April, 1940, a copy of which said Order Authorizing Compromise of Suit is attached to the Application herein and made a part thereof.

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

M. P. PERRY, TRUSTEE, Plaintiff,)
)
-vs-)
) No. C-285
ASSOCIATED PETROLEUM PROPERTIES, a Trust)
Estate; PROVIDENT TRUST, a Trust Estate;)
E. R. PERRY and S. L. DEDMAN, Defendants.)

O R D E R

Now, on this 6th day of May, 1940, this matter coming on before me upon the application of Joseph R. McGraw, Receiver,

IT IS ORDERED that the Receiver be, and he is hereby, authorized and directed to pay a distribution of 25¢ per unit to all unit-holders of Associated Petroleum Properties and Provident Trust, each a Trust Estate, in May, 1940.

F. E. KENNAMER
JUDGE

ENDORSED: Filed May 6 1940
H. P. Warfield, Clerk
U. S. District Court H

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

UNITED STATES OF AMERICA, Plaintiff,)
)
-vs-) No. 308 CIVIL
)
FRANK E. FUGATE, Defendant.)

ORDER EXTENDING TIME TO ANSWER

This matter coming on for hearing before me, the undersigned Judge of the District Court of the United States for the Northern District of Oklahoma, upon application of the defendant FRANK E. FUGATE, for an extension of time, within which to file "Answer" in the above styled cause and the court being fully advised in the premises finds that said extension should be allowed.

NOW THEREFORE, it is hereby ordered that an extension of 30 days from the day hereof be allowed the said defendant, FRANK E. FUGATE, within which to file "Answer" in the above styled matter.

Dated this 4th day of May, 1940.

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

O.K. AS TO FORM, SERVICE OF COPY ACKNOWLEDGED
WHIT Y. MAUZY, United States Attorney
CHESTER A. BREWER, Assistant United States Attorney

ENDORSED: Filed May 6 1940
H. P. Warfield, Clerk
U. S. District Court ME

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

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

ORDER DENYING SEVERAL OF DEFENDANT'S MOTIONS AND
REQUESTS

IT IS ORDERED:

1. That the record herein be caused to show that at the opening of the hearing in this cause there was presented the motion of defendant to strike plaintiff's reply, which was duly presented and by the court overruled and on exception in defendant's behalf duly saved.
2. Defendant's motion for judgment upon all of the evidence in the cause is overruled and defendant is allowed an exception.
3. Defendant's specifically requested findings of fact and conclusions of law, both original and supplemental, are in all parts and things denied and refused, and exception in defendant's behalf is allowed thereto as to each and every part thereof.
4. Exhibit M-4 annexed to the deposition of R. B. Millard shall be corrected by the Clerk by adding thereto, upon the face thereof, the date of April 21, 1937.
5. The deposition of R. B. Millard, page 155, line 9, is corrected so that the figures there shown shall be \$67,651.00.
6. The amount of supersedeas bond to be given herein by defendant to supersede execution of the judgment herein rendered for purpose of appeal shall be \$8200.00, to be furnished by defendant on or before May 15, 1940, until which time execution upon the judgment herein rendered is stayed.

Dated this 25th day of April, 1940.

Plaintiff objects and excepts to No. 3
F. E. KENNAMER, Judge

F. E. KENNAMER
District Judge

ENDORSED: Filed May 6 1940
H. P. Warfield, Clerk
U. S. District Court AC

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE
NORTHERN DISTRICT OF OKLAHOMA
REGULAR JANUARY 1940 TERM TULSA, OKLAHOMA TUESDAY, MAY 7, 1940

On this 7th day of May, A. D. 1940, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1940 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 OKLA.

ORDER TO MARSHAL TO OPEN AND ADJOURN COURT

The First Monday in May, 1940, being the Regular Statutory day for the opening of the Regular Term of said Court at Pawhuska, Oklahoma, and the Court finds that there is insufficient business to cause said term to be held at Pawhuska;

IT IS THEREFORE ORDERED that the United States Marshal in and for the Northern District of Oklahoma, be, and he is hereby directed to open the Regular May 1940 Term at Pawhuska on Monday the 6th day of May, A.D. 1940, 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 May 7 1940
H. P. Warfield, Clerk
U. S. District Court

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

Grand River Dam Authority, a public corporation,)
Plaintiff,)
vs) No. 304 Civil
J. B. Guffey, et al.)
Defendants.)

ORDER OF DISBURSEMENT

NOW on this 7th day of May, 1940, same being a judicial day of said court, this matter comes on for hearing on the application of J. B. Guffey, for disbursement of funds. The said defendant appears by his attorney of record, L. Keith Smith, and there being no objections or exceptions filed it was then shown to the court that five days notice of this hearing has been given to the Grand River Dam Authority, a public corporation, to the Commissioners of the Land Office, and to the County Treasurer of Delaware County, Oklahoma, and it appearing to the court that all parties having an interest in said matter have been duly notified, it was ordered that the hearing do proceed.

Thereupon it was shown to the court that said defendant was the lawful owner and was in the actual possession of these lands described in the petition herein as Tract No. 2; that plaintiff has taken and appropriated said lands for its uses by its power of eminent domain; that commissioners appointed by this court have determined the damages occasioned by the taking of said lands in the sum of \$9325.00; that plaintiff has paid the amount of said award into the office of the Clerk of this court for said defendant; that there are unpaid tax on said lands in the amount of \$1165.00; that the Commissioners of the Land Office hold a mortgage against said lands in the amount of \$7760.00; that under stipulation herein the plaintiff, Grand River Dam Authority, is entitled to \$400.00 of said fund.

IT IS THEREFORE ORDERED that the Clerk of this Court to pay and disburse said fund in the sum of \$9325.00 as follows, to-wit:

To Grand River Dam Authority	\$	400.00
To County Treasurer, Delaware County, Oklahoma		1,165.00
To Commissioners of the Land Office		7,760.00

F. E. KENNAMER
JUDGE

ENDORSED: Filed May 7 1940
H. P. Warfield, Clerk
U. S. District Court H

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

The CITY OF MIAMI, OKLAHOMA, A municipal corporation, ex rel., W. J. MEREDITH,)	
Plaintiff,	)	Civil Action No. 360
v.)	
MRS FRANK RICHARDSON, ET AL.,)	
Defendants.)	

O R D E R

NOW, on this day comes on for hearing the motion of the plaintiff, CITY OF MIAMI, OKLAHOMA, EX REL, W. J. MEREDITH for an order dismissing from this cause the Commerce Mining and Royalty Company, an Oklahoma corporation, and the County of Ottawa, Oklahoma, and asking permission to join as parties the Commerce Mining and Royalty Company, a business trust, and the Board of County Commissioners of the County of Ottawa, Oklahoma, by filing amendments to the complaint herein; and

The court considered said motion and the pleadings in this cause and being duly advised, finds that said motion should be sustained.

It is, therefore, CONSIDERED, ORDERED, ADJUDGED and DECREED by the Court that the Commerce Mining and Royalty Company, an Oklahoma corporation, and County of Ottawa, Oklahoma, are dismissed without prejudice as parties to this cause; and

It is further CONSIDERED, ORDERED, ADJUDGED and DECREED that plaintiff may file amendments to its complaint in this cause joining as parties defendant the Commerce Mining and Royalty Company, a business trust, and the Board of County Commissioners of the County of Ottawa, Oklahoma;

It is further ORDERED that Horace M. Rider is directed to make service of the summons, complaint and amendments thereto upon said additional parties defendant.

DONE at Tulsa, Oklahoma, this 7th day of May, 1940.

F. E. KENNAMER
United States District Judge.

APPROVED: JAMES G. MARTIN
JUSTUS H. FUGATE
Attorneys for Plaintiff

ENDORSED: Filed May 7 1940
H. P. Warfield, Clerk
U. S. District Court H

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

The CITY OF MIAMI, OKLAHOMA, a municipal corporation, ex rel, W. J. MEREDITH, Plaintiff,)
)
 v.) Civil Action No. 361
)
 LAURA A. WILSON, et al., Defendants.)

O R D E R

NOW, on this day comes on for hearing the motion of the plaintiff, City of Miami, Oklahoma, ex rel, W. J. Meredith, for an order dismissing from this cause the County of Ottawa, Oklahoma, and asking permission to join as party hereto the Board of County Commissioners of the County of Ottawa, Oklahoma, by filing amendments to the complaint herein: and

The court having considered said motion and the pleadings in this cause and being duly advised, finds that said motion should be sustained.

It is, therefore, CONSIDERED, ORDERED, ADJUDGED and DECREED by the court that the county of Ottawa, Oklahoma, is dismissed without prejudice as party to this cause; and

It is further CONSIDERED ORDERED, ADJUDGED and DECREED that plaintiff may file amendments to its complaint in this cause joining as a party defendant the Board of County Commissioners of the County of Ottawa, Oklahoma;

It is further ORDERED that Horace M. Rider is directed to make service of the summons, complaint and amendments thereto upon said additional party defendant.

DONE at Tulsa, Oklahoma, this 7th day of May, 1940.

F. E. KENNAMER
UNITED STATES DISTRICT JUDGE

APPROVED: JAMES G. MARTIN
JUSTUS H. FUGATE
Attorneys for Plaintiff.

ENDORSED: Filed May 7 1940
H. P. Warfield, Clerk
U. S. District Court H

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

The CITY OF MIAMI, OKLAHOMA, a municipal corporation, ex rel, W. J. MEREDITH, Plaintiffs,)
)
 v.) Civil Action No. 362
)
 J. J. SMITH and MRS. J. J. SMITH, his wife, et al.,)
 Defendants.)

O R D E R

NOW, on this day comes on for hearing the motion of the plaintiff, City of Miami, Oklahoma, ex rel, W. J. Meredith, for an order dismissing from this cause the County of Ottawa, Oklahoma, and asking permission to join as party hereto the Board of County Commissioners of the County of Ottawa, Oklahoma, by filing amendments to the complaint herein; and

The court having considered said motion and the pleadings in this cause and being duly advised, finds that said motion should be sustained.

It is, therefore, CONSIDERED ORDERED, ADJUDGED and DECREED by the court that the County of Ottawa, Oklahoma, is dismissed without prejudice as party to this cause; and

It is further CONSIDERED ORDERED, ADJUDGED and DECREED that plaintiff may file amendments to its complaint in this cause joining as a party defendant the Board of County Commissioners of the County of Ottawa, Oklahoma;

It is further ORDERED that Horace M. Rider is directed to make service of the summons, complaint and amendments thereto upon said additional party defendant.

DONE at Tulsa, Oklahoma, this 7 day of May, 1940.

F. E. KENNAMER
United States District Judge

Approved; JUSTUS H. FUGATE
JAMES G. MARTIN
Attorneys for Plaintiff

ENDORSED: Filed May 7 1940
H. P. Warfield, Clerk
U. S. District Court H

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

The CITY OF MIAMI, OKLAHOMA, a municipal corporation, ex rel, W. J. MEREDITH, Plaintiffs,)
v.) Civil Action No. 363
S. M. GALLOWAY, et al., Defendants.)

O R D E R

NOW, on this day comes on for hearing the motion of the plaintiff, City of Miami, Oklahoma, ex rel, W. J. Meredith, for an order dismissing from this cause the County of Ottawa, Oklahoma, and asking permission to join as party hereto the Board of County Commissioners of the County of Ottawa, Oklahoma, by filing amendments to the complaint herein; and

The court having considered said motion and the pleadings in this cause and being duly advised, finds that said motion should be sustained.

It is, therefore, CONSIDERED ORDERED, ADJUDGED and DECREED by the court that the County of Ottawa, Oklahoma is dismissed without prejudice as party to this cause; and

It is further CONSIDERED ORDERED, ADJUDGED and DECREED that plaintiff may file amendments to its complaint in this cause joining as a party defendant the Board of County Commissioners of the County of Ottawa, Oklahoma;

It is further ORDERED that Horace M. Rider is directed to make service of the summons, complaint and amendments thereto upon said additional party defendant.

DONE at Tulsa, Oklahoma, this 7 day of May, 1940.

Approved; JUSTUS H. FUGATE
JAMES G. MARTIN
Attorney for Plaintiff
F. E. KENNAMER
United States District Judge.

ENDORSED: Filed May 7 1940
H. P. Warfield, Clerk
U. S. District Court H

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

The CITY OF MIAMI, OKLAHOMA, a municipal corporation, ex rel. W. J. MEREDITH, Plaintiffs,)
)
) Civil Action No. 364
)
 v.)
)
 C. W. TURNER, et al., Defendants.)

O R D E R

NOW, on this day comes on for hearing the motion of the plaintiff, City of Miami, Oklahoma, ex rel W. J. Meredith for an order dismissing from this cause the County of Ottawa, Oklahoma, and asking permission to join as party hereto the Board of County Commissioners of the County of Ottawa, Oklahoma, by filing amendments to the complaint herein; and

The court having considered said motion and the pleadings in this cause and being duly advised, finds that said motion should be sustained.

It is, therefore, CONSIDERED, ORDERED, ADJUDGED and DECREED by the court that the County of Ottawa, Oklahoma is dismissed without prejudice as party to this cause; and

It is further CONSIDERED ORDERED, ADJUDGED and DECREED that plaintiff may file amendments to its complaint in this cause joining as a party defendant the Board of County Commissioners of the County of Ottawa, Oklahoma;

It is further ORDERED that Horace M. Rider is directed to make service of the summons, complaint and amendments thereto upon said additional party defendant.

DONE at Tulsa, Oklahoma, this 7 day of May, 1940.

F. E. KENNAMER
United States District Judge.

Approved: JUSTUS H. FUGATE
JAMES G. MARTIN
Attorneys for Plaintiff

ENDORSED: Filed May 7 1940
H. P. Warfield, Clerk
U. S. District Court H

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

W. J. MEREDITH,	Plaintiff,)	
)	
v.)	
)	
THE CITY OF BARTLESVILLE, OKLAHOMA, a)	
municipal corporation, THE BOARD OF COUNTY		)	Civil Action No. 371
COMMISSIONERS of the COUNTY of WASHINGTON,)	
OKLAHOMA, F. N. OVERLEES, J. W. MIKELS, CHESTER)	
A. BREWER, B. W. MIZER, MRS. BESS BRIDGES, JOHN)	
HOLLIMAN, The TRUSTEES of the VIRGINIA AVENUE)	
BAPTIST CHURCH, F. M. REED, WADE HAMPTON, as)	
County Treasurer of Washington County, Oklahoma,)	
EVA SANDERSON, as City Clerk and Treasurer of the)	
City of Bartlesville, Oklahoma,	Defendants.)	

O R D E R

NOW, on this 7th day of May, 1940, this matter comes on for hearing upon the verified motion of the plaintiff, W. J. Meredith, for an order appointing Eli Spayd, an officer of the court, to make service of summons accompanied by the complaint upon the defendants to this cause residing in Washington County, Oklahoma, and the court, being fully advised in the premises finds that Eli Spayd is a competent and proper person to make such service and that substantial savings of travel fees will result if some person be specially appointed by the court to serve the summons and copies of the complaint upon the defendants who reside in Washington County, Oklahoma, and that said motion should be granted.

It is, therefore, CONSIDERED ORDERED, ADJUDGED and DECREED by the court that Eli Spayd be appointed the officer of this court specially for the purpose of making service of summons accompanied by the complaint upon the defendants in this cause.

It is further CONSIDERED ORDERED, ADJUDGED and DECREED by the court that the said Eli Spayd shall make due and lawful service of the summons accompanied by the complaint as by law provided, and that, having made such service, he shall make due and lawful return thereof.

F. E. KENNAMER
United States District Judge

APPROVED: JUSTUS H. FUGATE
JAMES G. MARTIN
Attorneys for Plaintiff.

ENDORSED: Filed May 7 1940
H. P. Warfield, Clerk
U. S. District Court H

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

A. H. FREIBERG, Plaintiff,)
vs.) No. 1816 - Law
R. H. PIERCE, ET AL., Defendants.)
O R D E R

Now on this 7th day of May, 1940, the application of A. H. Freiberg for disbursement of cash coming on for hearing and the Court having read the application and considered the statements of counsel made herein, finds that the allegations in said application are true; that all costs in this action have been paid; that there is now on deposit in the hands of the Clerk of this Court the sum of One Hundred (100.00) Dollars; that of said sum, M. A. Breckinridge, attorney for R. H. Pierce, is entitled to receive Twenty (\$20.00) Dollars, and petitioner, A. H. Freiberg is entitled to receive Eighty (\$80.00) Dollars.

NOW, THEREFORE, the clerk of this court is hereby ordered and directed to pay over to M. A. Breckinridge the sum of Twenty (\$20.00) Dollars and is further ordered and directed to pay over to petitioner, A. H. Freiberg, the sum of Eighty (\$80.00) Dollars.

F. E. KENNAMER
Judge of the District Court

APPROVED: M. A. BRECKINRIDGE
Atty for R. H. Pierce

ENDORSED: Filed May 7 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Fred W. Seymour, Trustee, Plaintiff,)
v.) No. 1277 Equity
GILMORT OIL COMPANY, et al., Defendants.)
O R D E R

Now, on this 7th day of May, 1940, came on for hearing, pursuant to notice duly given, the application of R. E. Hughes for the allowance of a fee for preparing schedules of the cost of the equipment for all properties of the Gilmort Oil Company, together with depreciation thereon, and setting up a reserve for depreciation, for the years 1935 to 1939 inclusive, and for preparing and filing the Federal Income and Excess Profits Tax Returns for the calendar year 1939 and the Oklahoma State Corporation Tax Return for the calendar year 1939.

The Court being fully advised in the premises finds that the services of R. E. Hughes, were engaged by the duly appointed, qualified and acting receivers of Gilmort Oil Company that it became necessary for her to hire an assistant to help prepare said information and returns and that the said R. E. Hughes should be allowed as a reasonable fee for her services the sum of \$300.00 which amount has been duly approved by the receivers.

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN
DISTRICT OF OKLAHOMA
REGULAR JANUARY 1940 TERM TULSA, OKLAHOMA TUESDAY, MAY 7, 1940

It is, therefore, ORDERED, ADJUDGED AND DECREED that the Receivers pay R. E. Hughes the sum of \$300.00 for preparing and filing the returns above set forth, together with working out the cost of equipment, the depreciation, and setting up reserve for depreciation for all the properties of the Gilmort Oil Company, from 1935 to 1939 inclusive.

Done in open Court the day and year first above written.

F. E. KENNAMER
JUDGE

ENDORSED: Filed May 7 1940
H. P. Warfield, Clerk
U. S. District Court E

Court adjourned to May 8, 1940

REGULAR JANUARY 1940 TERM TULSA, OKLAHOMA WEDNESDAY, MAY 8, 1940

On this 8th day of May, A. D. 1940, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1940 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

Now on this 8th day of May, A. D. 1940, it is ordered by the Court that Paul P. Pinkerton be and he is hereby permitted to sign the roll of attorneys as of April 1, 1925.
(F.E.K. Judge).

Court adjourned to May 9, 1940

On this 9th day of May, A. D. 1940, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1940 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

INSURANCE COMPANY OF NORTH AMERICA,)
A Corporation, Plaintiff,)
v.) No. 135 - CIVIL
CRUDE OIL CONTRACTING COMPANY, a corporation,)
and NATIONAL SURETY CORPORATION, a corporation,)
Defendants.)

ORDER OVERRULING MOTION FOR NEW TRIAL AND FIXING AMOUNT OF
SUPERSEDEAS BOND

This matter coming on to be heard on this 9th day of May, 1940, before the Honorable Franklin E. Kennamer, and the plaintiff appearing by Rittenhouse, Webster, Hanson & Rittenhouse, and the defendants appearing by Morris L. Bradford, the Court thereupon proceeded to hear the arguments of counsel for the defendants in support of motion for new trial, and finds that the same should be overruled. The Court further finds that the amount of a proper and adequate supersedeas bond is in the sum of Twenty-five Thousand Dollars (\$25,000.00).

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that the motion for new trial filed herein by the defendants be overruled, to which order exception is allowed, and it is further ordered, adjudged and decreed that the amount of supersedeas bond required to be filed by the defendants shall be in the sum of Twenty-five Thousand Dollars (\$25,000.00).

F. E. KENNAMER
JUDGE

ENDORSED: Filed May 14 1940
H. P. Warfield, Clerk
U. S. District Court ME

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

MINNIE A. YOUNG, Plaintiff,)
vs.) No. 196 Civil
OKLAHOMA NATURAL GAS COMPANY, a corp.,)
Defendant.)

J U D G M E N T

This cause coming on for trial before the court without a jury on the 5th day of

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

UNITED STATES OF AMERICA, Plaintiff,)
-vs-) No. 344 Civil
R. E. WOMACK, Defendant.)

ORDER MAKING WASHINGTON COUNTY SALES DAY ASSOCIATION, A
CORPORATION, PARTY DEFENDANT.

Now on this 9th day of May, 1940, is presented to the Court the Motion of the defendant, R. E. Womack, to make Washington County Sales Day Association, a corporation, party defendant, for the reason, as the defendant alleges and states in his Motion, that the Washington County Sales Day Association, a corporation, sold and delivered to him the cows involved in this controversy, and that it will be necessary for the Washington County Sales Day Association, a corporation, to appear and defend the warranty of title to said cows, and the Court finds that said Washington Sales Day Association, a corporation, should be made a party defendant in this case.

IT IS THEREFORE, CONSIDERED, ORDERED, ADJUDGED and DECREED by the Court, that the Washington County Sales Day Association, a corporation, be and hereby is made a party defendant in this case, and that if the said Washington County Sales Day Association, a corporation, does not make an appearance in this case within Ten (10) days, that process be regularly issued upon request of the plaintiff or the defendant R. E. Womack, to bring said party into court by process of this Court.

F. E. KENNAMER
JUDGE OF THE U. S. DISTRICT COURT

SERVICE ACKNOWLEDGED OF COPY:
JOE W. HOWARD, Assist. U. S. Atty.

ENDORSED: Filed May 9 1940
H. P. Warfield, Clerk
U. S. District Court B

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

The United States of America, Plaintiff,)
vs.) Civil Action No. 351
Leon C. Phillips, individually and as Governor)
of the State of Oklahoma, et al., Defendants.)

O R D E R

On this 25th day of March, 1940, there comes on for hearing motion filed herein March 25, 1940, of the defendants Leon C. Phillips, individually and as Governor of the State of Oklahoma; Mac Q. Williamson, individually and as Attorney General of the State of Oklahoma; Louis A. Ledbetter, individually and as Adjutant General of the National Guard of the State of Oklahoma; and S. H. Singleton, George Meacham, and H. E. Bailey, individually and as Members of the State

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE
NORTHERN DISTRICT OF OKLAHOMA
REGULAR JANUARY 1940 TERM TULSA, OKLAHOMA THURSDAY, MAY 9, 1940

Highway Commission of the State of Oklahoma, to dismiss the complaint, and the Court having heard and considered said motion and the argument of counsel thereon,

IT IS THE ORDER OF THE COURT, unanimously, that said motion be, and the same is hereby, overruled and exceptions allowed.

MADE AND ORDERED ENTERED this 25th day of March, 1940.

ROBERT L. WILLIAMS
United States Circuit Judge

F. E. KENNAMER
United States District Judge

ALFRED P. MURRAH
United States District Judge

ENDORSED: Filed May 9 1940
H. P. Warfield, Clerk
U. S. District Court H

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

The United States of America, Plaintiff,)
)
vs.) Civil Action No. 351
)
Leon C. Phillips, individually and as Governor)
of the State of Oklahoma, et al., Defendants.)

Q R D E R

On this 25th day of April, 1940, there comes on for hearing motion filed herein April 25, 1940, of the defendants Leon C. Phillips, individually and as Governor of the State of Oklahoma; Mac Q. Williamson, individually and as Attorney General of the State of Oklahoma; Louis A. Ledbetter, individually and as Adjutant General of the National Guard of the State of Oklahoma; and S. H. Singleton, George Meacham, and H. E. Bailey, individually and as Members of the State Highway Commission of the State of Oklahoma, to vacate restraining order and deny application for temporary and/or interlocutory injunction, and the Court having heard and considered said motion and the argument of counsel thereon,

IT IS THE ORDER OF THIS COURT, unanimously, that said motion be, and the same is hereby, overruled and exceptions allowed.

MADE AND ORDERED ENTERED this 25th day of April, 1940.

ROBERT L. WILLIAMS,
United States Circuit Judge

F. E. KENNAMER
United States District Judge

ENDORSED: Filed May 9 1940
H. P. Warfield, Clerk
U. S. District Court H

ALFRED P. MURRAH
United States District Judge

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

BAKER OIL TOOLS, INC.,
a corporation,

Plaintiff,

vs.

LARKIN PACKER COMPANY, INC.,
a corporation,

Defendant.

CIVIL NO. 352

O R D E R

Defendant's motion for more definite statement and bill of particulars having come on for hearing before the court on this 9th day of May, 1940, and the court having heard the arguments of counsel for both parties,

IT IS HEREBY ORDERED:

1. That the record show, in accordance with the statement of counsel for plaintiff made in open court, that plaintiff relies upon defendant's so-called "Down-Whirler Guide Shoe", as an infringement of all claims of both patents in suit, and that plaintiff relies upon defendant's so called "Up-Whirler Guide Shoe" as an infringement of all claims of both patents in suit, but that plaintiff does not limit itself to the charge of infringement of the two devices specifically named above.

2. As to paragraph III of the motion, it is ordered that the motion be granted to the extent that plaintiff be required to furnish the particulars prayed for as to one transaction (either the act of making, or using, or selling) by defendant, within the Northern District of Oklahoma, and for this purpose plaintiff may have discovery of defendant's books and records which would reflect such transaction.

3. Except as heren indicated, defendant's said motion is overruled.

IT IS FURTHER ORDERED, that plaintiff furnish the aforesaid particulars with respect to item III of defendant's motion within twenty (20) days from the date hereof, and that defendant have a period of twenty (20) days thereafter within which to answer or otherwise plead to the complaint.

Exception to plaintiff allowed.

F. E. KENNAMER
United States District Judge

APPROVED AS TO FORM:
VALJEAN BIDDISON, Counsel for Plaintiff
JOHN H. SUTHERLAND
EDWARD P. MARSHALL
Counsel for Defendant

ENDORSED: Filed May 9 1940
H. P. Warfield, Clerk
U. S. District Court B

UNITED STATES OF AMERICA, ss:

THE PRESIDENT OF THE UNITED STATES OF AMERICA

(SEAL)

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

GREETING:

WHEREAS, lately in the District Court of the United States for the Northern District of Oklahoma, before you, or some of you in a cause between Cities Service Gas Company, a corporation, Plaintiff, and Kelly-Dempsey & Company, Inc., defendant, No. 2675 Law, the judgment of the said district court in said cause, entered on May 25, 1939, was in the following words, viz:

* * * * *

"It is considered, ordered, adjudged and decreed by the court that the plaintiff herein take nothing against the defendant by reason of its petition herein filed and that the defendant have judgment for the costs of this action against the plaintiff taxed in the sum of \$....., for which let execut on issue, to which decree and judgment of the court the plaintiff excepts and exception is allowed."

as by the inspection of the transcript of the record of the said District Court, which was brought into the United States Circuit Court of Appeals, Tenth Circuit, by virtue of an appeal by Cities Service Gas Company, a corporation, agreeably to the Act of Congress, in such case made and provided, fully and at large appears;

AND WHEREAS, at the January Term, in the year of our Lord one thousand nine hundred and forty, the said cause came on to be heard before the said United States Circuit Court of Appeals, on the Transcript of the record from the said district court and was argued by counsel.

On consideration whereof, it is now here ordered and adjudged by this court that the judgment of the said district court in this cause be and the same is hereby reversed and remanded with instructions to enter judgment for the Cities Service Gas Company, a corporation, for \$7,000.00 with costs.

-- March 23, 1940.

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

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

COSTS OF	APPELLANT
Clerk,	\$44.80
Printing Record,	\$88.30
Attorney,	\$20.00
	<u>\$143.10</u>

ROBERT B. CARTWRIGHT
Clerk of the United States Circuit Court
of Appeals, Tenth Circuit.

UNITED STATES CIRCUIT COURT OF APPEALS TENTH CIRCUIT

Costs taxed in favor of appellant in the case of Cities Service Gas Company
 vs. Kelly-Dempsey & Company No. 1963

Filing record and docketing cause,	\$ 5 00
Filing copies of printed record,	- --
Filing and entering 1 appearance for appellant	- 50
Filing and entering 1 appearance for appellee	- 50
Clerk, preparing record for printer, etc.	13 50
Printer, for printing record,	88 30
Filing 10 papers	2 50
Entering orders, 4 follow	80
Filing brief for appellant	5 00
Filing brief for appellee	5 00
Filing opinion,	- 25
Filing and entering judgment or decree	1 25
Filing petition for a rehearing	5 00
issuing Mandate to District Court	5 00
Filing receipt for mandate	- 25
Filing receipt for balance of deposit	- --
Attorney's docket fee	20 00
Filing duplicate refund statement	- 25
	\$153 10

ATTEST:

ROBERT B. CARTWRIGHT
 Clerk U. S. Circuit Court of
 Appeals, Tenth Circuit

ENDORSED: Filed may 9 1940
 H. P. Warfield, Clerk
 U. S. District Court H

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

Town of Fairfax, Oklahoma, a Municipal Corporation,)	
ex rel Brandon Barringer, H. N. Perkins and William)	
W. Allen, Jr.,	) Plaintiffs.	
	)	No. 1205 - E
vs.)	
)	
Ida M. Hubler, et al.,	) Defendants.	

DECREE OF JUDGMENT IN FORECLOSURE

Now, on this 27th day of November, 1939, the above styled and numbered cause comes on regularly for trial, and all of the parties appearing, both relators and defendants announced ready for trial, and for the submission of all questions of fact and law for determination by the Court.

The relators offered documentary evidence and oral testimony supporting each allegation made in its bill of complaint, and examination being made by the Court of the files

and pleadings, and being duly advised and upon consideration, the Court finds:

1. That either personal or constructive service of summons in the manner prescribed by law was duly and regularly obtained upon each defendant, including those appearing herein by counsel, and as to those who have not entered their appearance herein were duly called in open Court, and all of them having failed to so do they were duly adjudged in default and it is so ordered.

2. That in the manner provided by the laws of the State of Oklahoma, the Town of Fairfax, by appropriate proceedings, created its Street Improvement District No. 1, described as follows:

MAIN STREET, from the South right-of-way line of the A. T. & S. F. Railway Company, to the North line of Taft Street. Elm Avenue from the West line of Second Street to the East line of Main Street, and from the West line of Main Street to the East line of Fourth Street. Mulberry Avenue from the West line of the Alley through Blocks 15 and 26, Original Plat, to the East line of Main Street and from the West line of Main Street to the East line of Fourth Street,

and which said improvement district was at all times and now is within the corporate limits of the said municipality, and that thereafter and in keeping with the duly enacted ordinances and resolutions of said town, the streets and ways in said district were paved and improved and by appropriate proceedings, there were certain benefit assessments made against each lot, tract and parcel of land located within the said district and subject to assessment, and that the amount of each assessment became and now is a valid and subsisting lien on each lot, tract and parcel of land so assessed.

3. That on or as of the 20th day of January, 1924, the Town of Fairfax, as it is authorized by statute to do, issued its Street Improvement Bonds, Series No. 1, in the aggregate of \$141,195.53.

4. That the relators are the owners and holders of the bonds so alleged as owned by them in their bill of complaint.

5. That at the time of the filing of this action, the special assessment in installment referred to and described in each of the causes of action and had been due and regularly certified by the Town Clerk of the Town of Fairfax, to County Treasurer of Osage County, Oklahoma and that the same now appear of record in the said office of the said County Treasurer as delinquent for a period exceeding 12 months next preceeding the filing of this action.

6. That all of the allegations made as to each particular cause of action are found to be true.

7. That as to each cause of action hereinafter captioned, the Court schedules the year of each delinquent installment, the amount of the said installment, penalty at the rate of 12% per annum from the date of delinquency to the date of the filing of this action, and the total so delinquent upon each tract and parcel of land, as follows:

1ST CAUSE OF ACTION

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1930	\$ 63.71	\$ 42.09	\$ 105.80	
1931	60.22	33.72	93.94	
1932	56.74	26.10	82.84	

1933	53.25	19.17	<u>72.42</u>	\$355.00
------	-------	-------	--------------	----------

and which aggregate in the amount of \$355.00 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon real estate described as follows:

Lot Four (4), Block Twelve (12),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

2D CAUSE OF ACTION.
TRACT 1.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1931	\$64.56	\$36.15	\$100.71	
1932	60.83	27.98	88.81	
1933	57.09	20.55	<u>77.64</u>	\$267.16

and which aggregate in the amount of \$267.16 to bear interest at the rate of 6% from April 15, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon real estate described as follows:

Lot Five (5), Block Twelve (12),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 2.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1931	64.56	36.15	100.71	
1932	60.83	27.98	88.81	
1933	57.09	20.55	<u>77.64</u>	\$267.16

and which aggregate in the amount of \$267.16 to bear interest at the rate of 6% from April 16, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon real estate described as follows:

Lot Six (6), Block Twelve (12),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

9TH CAUSE OF ACTION
TRACT 1.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1930	72.18	47.68	119.81	
1931	68.24	38.21	106.45	
1932	64.30	29.57	93.87	
1933	60.37	21.73	<u>82.10</u>	
				\$402.23

and which aggregate in the amount of \$402.23 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid first and prior lien upon real estate described as follows;

Lot Four (4), Block Thirteen (13),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 2.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1930	80.33	53.01	133.34	
1931	75.93	42.52	118.45	
1932	71.53	32.90	104.43	
1933	67.13	24.16	<u>91.29</u>	
				\$447.51

and which aggregate in the amount of \$447.51 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid first and prior lien upon real estate described as follows:

Lot Five (5), Block Thirteen (13),
Original Plat of Fairfax;

and that the same should be foreclosed as provided by law.

TRACT 3.

YEAR	AMOUNT F INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1930	80.33	53.01	133.34	
1931	75.93	42.52	118.45	
1932	71.53	32.90	104.43	
1933	67.13	24.16	<u>91.29</u>	
				\$447.51

and which aggregate in the amount of \$447.51 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon real estate described as follows:

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN
DISTRICT OF OKLAHOMA
REGULAR JANUARY 1940 TERM FULSA, OKLAHOMA THURSDAY, MAY 9, 1940

Lot Six (6), Block Thirteen (13),
Original Town Plat of Fairfax:

and that the same should be foreclosed as provided by law.

TRACT 4.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1927	95.49	91.67	187.16	
1928	91.01	78.26	169.27	
1929	86.53	65.76	152.29	
1930	82.05	54.15	136.20	
1931	77.57	43.43	121.00	
1932	73.09	33.62	106.71	
1933	68.61	24.69	<u>93.30</u>	
				\$965.93

and which aggregate in the amount of \$965.93 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Seven (7), Block Thirteen (13),
Original Plat of Fairfax;

and that the same should be foreclosed as provided by law.

TRACT 5.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1927	97.06	93.17	190.23	
1928	92.50	79.55	172.05	
1929	87.94	65.83	153.77	
1930	83.38	55.03	138.41	
1931	78.82	44.13	122.95	
1932	74.26	34.15	108.41	
1933	69.70	25.09	<u>94.79</u>	
				\$ 980.61

and which aggregate in the amount of \$980.61 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon real estate described as follows:

Lot Eight (8), Block Thirteen (13),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 6

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT.
1927	98.22	94.49	192.71	
1928	93.61	80.50	174.11	

1929	89.00	67.08	156.08	
1930	84.39	56.28	140.67	
1931	79.78	45.38	125.16	
1932	75.18	35.40	110.58	
1933	70.57	26.34	<u>96.91</u>	
				\$996.22

and which aggregate in the amount of \$996.22 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Nine (9), Block Thirteen (13),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 7

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1931	105.50	59.18	164.68	
1932	99.40	45.92	145.32	
1933	93.30	33.58	<u>126.88</u>	
				\$436.88

and which aggregate in the amount of \$436.88 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first, and prior lien upon the real estate described as follows:

Lot Sixteen (16), Block Thirteen (13),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 9

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT.
1927	113.16	108.63	221.79	
1929	102.52	77.91	180.43	
1930	97.20	64.15	161.35	
1931	91.88	51.45	143.33	
1932	86.56	39.82	126.38	
1933	81.24	29.24	<u>110.48</u>	
				\$943.76

and which aggregate in the amount of \$943.76 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Seventeen (17), Block Twenty-six
(26), Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

15TH CAUSE OF ACTION

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN DISTRICT OF
OKLAHOMA
REGULAR JANUARY 1940 TERM TULSA, OKLAHOMA THURSDAY, MAY 9, 1940

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1932	60.84	27.98	88.81	
1933	57.11	20.56	<u>77.67</u>	
				\$166.48

and which aggregate in the amount of \$166.48 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Eighteen (18), Block Thirteen
(13), Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

18TH CAUSE OF ACTION
TRACT 1

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1928	77.57	66.71	144.28	
1929	73.75	58.06	129.81	
1930	69.93	46.15	116.08	
1931	66.11	37.02	103.13	
1932	62.29	28.65	90.94	
1933	58.48	21.05	<u>79.53</u>	
				\$663.77

and which aggregate in the amount of \$663.77 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot One (1), Block Fifteen (15),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 2

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1928	86.34	74.25	160.59	
1929	82.08	62.38	144.46	
1930	77.82	51.36	129.18	
1931	73.56	41.19	114.75	
1932	69.31	31.88	101.19	
1933	65.06	23.42	<u>88.48</u>	
				\$738.65

and which aggregate in the amount of \$738.65 to bear interest at the rate of 6% per annum from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Two (2), Block Fifteen (15),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

27TH CAUSE OF ACTION

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1933	8.36	3.00	11.36	\$11.36

and which aggregate in the amount of \$11.36 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, prior and first lien upon the real estate described as follows:

East Fifty Feet (E. 50') of the
South Half (S $\frac{1}{2}$) of Lot Nineteen
(19), Block Sixteen (16), Or-
iginal Plat of Fairfax;

and that the same should be foreclosed as provided by law.

30TH CAUSE OF ACTION
TRACT 1.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1931	66.41	37.18	103.59	
1932	62.57	28.78	91.35	
1933	58.73	21.14	<u>79.87</u>	\$274.81

and which aggregate in the amount of \$274.81 to bear interest at the rate of 6% per annum from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Eleven (11), Block Twenty-Five
(25) Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 2.

year	amount of INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1931	66.41	37.18	103.59	
1932	62.57	28.78	91.35	
1933	58.73	21.14	<u>79.87</u>	\$274.81

and which aggregate in the amount of \$274.81 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Twelve (12), Block Twenty-five
(25), Original Plat of Fairfax,

TRACT 3.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
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IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN
DISTRICT OF OKLAHOMA
TULSA, OKLAHOMA

REGULAR JANUARY 1940 TERM THURSDAY, MAY 9, 1940

1931	66.41	37.18	103.59	
1932	62.57	28.78	91.35	
1933	58.73	21.14	<u>79.87</u>	
				\$274.81

and which aggregate in the amount of \$274.81 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Thirteen (13), Block Twenty-five
(25), Original Plat of Fairfax;

and that the same should be foreclosed as provided by law.

31ST CAUSE OF ACTION
TRACT 1

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1931	77.34	43.40	120.74	
1932	72.86	33.57	106.43	
1933	68.49	24.67	<u>93.16</u>	
				\$320.33

and which aggregate in the amount of \$320.33 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first, and prior lien upon the real estate described as follows:

Lot Fifteen (15), Block Twenty-five
(25), Original Plat of Fairfax.

and that the same should be foreclosed as provided by law.

TRACT 2.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1931	80.35	45.58	125.93	
1932	75.70	35.60	111.30	
1933	71.06	26.14	<u>97.20</u>	
				\$334.43

and which aggregate in the amount of \$334.43 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Sixteen (16), Block Twenty-five
(25), Original Plat of Fairfax.

and that the same should be foreclosed as provided by law.

33D CAUSE OF ACTION
TRACT 1.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
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IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN
DISTRICT OF OKLAHOMA

REGULAR JANUARY 1940 TERM

TULSA, OKLAHOMA

THURSDAY, MAY 9, 1940

1930	49.11	33.41	81.52
1931	46.43	26.00	72.43
1932	43.75	20.12	63.87
1933	42.96	15.46	<u>58.42</u>

\$286.27

and which aggregate in the amount of \$286.27 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Thirteen (13), Block Twenty-nine
(29), Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 2.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1930	51.38	33.91	85.29	
1931	48.57	27.19	75.76	
1932	45.76	21.04	66.80	
1933	42.96	15.46	<u>58.42</u>	

\$286.27

and which aggregate in the amount of \$286.27 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Fourteen (14), Block Twenty-nine
(29), Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 3.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1930	51.38	33.91	85.29	
1931	48.57	27.19	75.76	
1932	45.76	21.04	66.80	
1933	42.96	15.46	<u>58.42</u>	

\$286.27

and which aggregate in the amount of \$286.27 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first, and prior lien upon the real estate described as follows:

Lot Fifteen (15), Block Twenty-nine
(29), Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

36TH CAUSE OF ACTION

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
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1930	5.26	35.15	88.41	
1931	50.35	28.19	78.54	
1932	47.44	21.82	69.24	
1933	44.53	15.93	<u>60.46</u>	
				\$296.67

and which aggregate in the amount of \$296.67 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Five (5), Block Thirty (30),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 2.

	YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1930	1930	53.26	35.15	88.41	
	1931	50.35	28.19	78.54	
	1932	47.44	21.82	69.24	
	1933	44.53	15.93	<u>60.46</u>	
					\$296.67

and which aggregate in the amount of \$296.67 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Six (6), Block Thirty (30),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

37TH CAUSE OF ACTION.

TRACT 1.

	YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
	1929	56.17	42.68	98.85	
	1930	53.26	35.15	88.41	
	1931	50.35	28.19	78.54	
	1932	47.44	21.82	69.26	
	1933	44.53	15.93	<u>60.46</u>	
					\$395.52

and which aggregate in the amount of \$395.52 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Seven (7), Block Thirty (30),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 2.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1929	56.17	42.68	98.85	
1930	53.26	35.15	88.41	
1931	50.35	28.19	78.54	
1932	47.44	21.82	69.26	
1933	44.54	15.93	<u>60.46</u>	
				\$395.52

and which aggregate in the amount of \$395.52 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Eight (8), Block Thirty (30),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

36TH CAUSE OF ACTION
TRACT 1.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1930	49.21	32.41	81.52	
1931	46.43	26.00	72.43	
1932	43.75	20.12	63.87	
19334	41.07	14.78	<u>55.85</u>	
				\$273.67

and which aggregate in the amount of \$273.67 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Nine (9), Block Thirty (30),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 2.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1930	51.38	33.91	85.29	
1931	48.57	27.19	75.76	
1932	45.76	21.04	66.80	
1933	42.96	15.46	<u>58.42</u>	
				\$286.27

and which aggregate in the amount of \$286.27 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Ten (10), Block Thirty (30),
Original Plat of Fairfax,

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN
DISTRICT OF OKLAHOMA
REGULAR JANUARY 1940 TERM TULSA, OKLAHOMA THURSDAY, MAY 9, 1940

and the same should be foreclosed as provided by law.

TRACT 3.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1930	51.38	33.91	85.29	
1931	48.57	27.19	75.76	
1932	45.76	21.04	66.80	
1933	42.96	15.46	<u>58.42</u>	
				\$286.27

and which aggregate in the amount of \$286.27 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Eleven (11), Block Thirty (30),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

39TH CAUSE OF ACTION
TRACT 1

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1928	54.42	46.88	101.30	
1929	51.79	39.36	91.15	
1930	49.11	32.41	81.52	
1931	46.43	26.00	72.43	
1932	43.75	20.12	63.87	
1933	41.07	14.78	<u>55.85</u>	
				\$466.17

and which aggregate in the amount of \$466.17 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Twelve (12), Block Thirty (30),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 2

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1928	57.00	49.02	106.02	
1929	54.19	41.18	95.37	
1930	51.38	33.91	85.29	
1931	48.57	27.19	75.76	
1932	45.76	21.04	66.80	
1933	42.96	15.46	<u>58.42</u>	
				\$487.66

and which aggregate in the amount of \$437.66 to bear interest at the rate of 6% per annum from April 16th, 1937, until paid, and the same is and constitutes a valid, first, and prior lien upon the real estate described as follows:

Lot Thirteen (13), Block Thirty (30),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 3.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1928	60.00	51.60	111.60	
1929	57.04	43.35	100.39	
1930	54.08	35.73	89.81	
1931	51.12	28.62	79.74	
1932	48.16	22.15	70.31	
1933	45.20	16.27	<u>61.47</u>	
				\$513.32

and which aggregate in the amount of \$513.32 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Fourteen (14), Block Thirty (30),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

41ST CAUSE OF ACTION
TRACT 1.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1931	55.89	31.29	87.18	
1932	52.66	24.22	76.88	
1933	49.43	17.79	<u>67.22</u>	
				\$231.28

and which aggregate in the amount of \$231.28 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Four (4), Block Thirty-Nine (39),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 2.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST to 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1931	55.89	31.29	87.18	
1932	52.66	24.22	76.88	
1933	49.43	17.79	<u>67.22</u>	
				\$ 231.28

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN
DISTRICT OF OKLAHOMA
REGULAR JANUARY 1940 TERM TULSA, OKLAHOMA THURSDAY, MAY 9, 1940

AND WHICH aggregate in the amount of \$231.28 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Five (5), Block Thirty-nine (39),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 3

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1931	66.83	37.20	104.03	
1932	62.96	28.80	91.76	
1933	59.09	21.18	<u>80.27</u>	
				\$276.06

and which aggregate in the amount of \$276.06 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Six (6), Block Thirty-nine (39),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

42D CAUSE OF ACTION

TRACT 1

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1927	68.81	67.04	135.85	
1928	65.58	56.39	121.97	
1929	62.35	47.38	109.73	
1930	59.12	39.01	98.13	
1931	55.89	31.29	87.18	
1932	52.66	25.22	77.88	
1933	49.43	17.79	<u>67.22</u>	
				\$697.96

and which aggregate in the amount of \$697.96 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Eleven (11), Block Forty (40),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 2

YEAR	AMOUNT OF INSTALMENT	12% INTEREST to 4-16-37	TOTAL	GRAND TOTAL ON TRACT
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1927	74.16	71.19	145.35	
1928	70.68	60.78	131.46	
1929	67.20	51.07	118.27	
1930	63.72	42.05	105.77	
1931	60.24	33.73	93.97	
1932	56.76	26.10	82.86	
1933	52.28	18.82	<u>71.10</u>	\$748.78

and which aggregate in the amount of \$748.78 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Twelve (12), Block Forty (40),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 3.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1927	68.81	67.04	135.85	
1928	65.58	56.39	121.97	
1929	62.35	47.38	109.73	
1930	59.12	39.01	98.13	
1931	55.89	31.29	87.18	
1932	52.66	25.22	77.88	
1933	49.43	17.79	<u>67.22</u>	\$697.96

and which aggregate in the amount of \$697.96 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Thirteen (13), Block Forty (40),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 4.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1927	68.81	67.04	135.85	
1928	65.58	56.39	121.97	
1929	62.35	47.38	109.73	
1930	59.12	39.01	98.13	
1931	55.89	31.29	87.18	
1932	52.66	25.22	77.88	
1933	49.43	17.79	<u>67.22</u>	\$697.96

and which aggregate in the amount of \$697.96 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Fourteen (14), Block Forty (40),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 5.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1927	68.81	67.04	135.85	
1928	65.58	56.39	121.97	
1929	62.35	47.38	109.73	
1930	59.12	39.01	98.13	
1931	55.89	31.29	87.18	
1932	52.66	25.22	77.88	
1933	49.44	17.79	<u>67.23</u>	
				\$697.97

and which aggregate in the amount of \$697.97 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Fifteen (15), Block Forty (40),
Original Plat of Fairfax,

and that the same should be foreclosed as provided by law.

43D CAUSE OF ACTION
TRACT 1

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1929	41.00	31.16	72.16	
1930	38.88	25.66	64.54	
1931	36.76	20.58	57.34	
1932	34.65	15.93	50.58	
1933	32.53	11.71	<u>44.24</u>	
				\$288.86

and which aggregate in the amount of \$288.86 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Twenty-two (22), in Block Two
(2), Tallchief Addition to Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 2

YEAR	AMOUNT OF INSTALMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT.
1929	41.00	31.16	72.16	
1930	38.88	25.66	64.54	
1931	36.76	20.58	57.34	
1932	34.65	15.93	50.58	
1933	32.53	11.71	<u>44.24</u>	
				\$288.86

and which aggregate in the amount of \$238.86 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows: -

Lot Twenty-three (23), in Block Two
 (2), Tallchief Addition to Fairfax,

and that the same should be foreclosed as provided by law.

48TH CAUSE OF ACTION
TRACT 1

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1932	34.66	15.93	50.59	
1933	32.54	11.71	<u>44.25</u>	
				\$ 95.54

and which aggregate in the amount of \$95.54 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Eleven (11), Block Three (3),
 Tall Chief Addition to Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 2.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1932	34.66	15.93	50.59	
1933	32.54	11.71	<u>44.25</u>	
				\$95.54

and which aggregate in the amount of \$95.54 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Twelve (12), Block Three (3),
 Tall Chief Addition to Fairfax,

and that the same should be foreclosed as provided by law.

49TH Cause of Action
TRACT 4.

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1933	32.54	14.32	<u>46.86</u>	
				\$46.86

and which aggregate in the amount of \$46.86 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Four (4), Block Twelve (12)
Tall Chief Addition to Fairfax;

and that the same should be foreclosed as provided by law.

TRACT 5

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1933	32.54	14.32	<u>46.86</u>	\$46.86

and which aggregate in the amount of \$46.86 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Five (5), Block Twelve (12),
Tall Chief Addition to Fairfax;

and that the same should be foreclosed as provided by law.

TRACT 6

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1931	31.72	21.57	53.29	
1932	29.89	16.74	46.63	
1933	29.00	12.76	<u>41.76</u>	\$141.68

and which aggregate in the amount of \$141.68 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Twelve (12), Block Twelve (12),
Tall Chief Addition to Fairfax;

and that the same should be foreclosed as provided by law.

TRACT 7

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1931	31.72	21.57	53.29	
1932	29.89	16.74	46.63	
1933	28.06	12.35	<u>40.41</u>	\$139.33

and which aggregate in the amount of \$139.33 to bear interest at the rate of 6% per annum from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Thirteen (13), Block Twelve (12),
Tall Chief Addition to Fairfax;

AND that the same should be foreclosed as provided by law.

50TH CAUSE OF ACTION

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1931	36.77	20.58	53.75	
1932	34.65	15.93	50.58	
1933	32.54	11.71	<u>44.25</u>	
				\$148.58

and which aggregate in the amount of \$148.58 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

- Lot Six (6), Block Twelve (12), Tall Chief Addition to Fairfax;

and that the same should be foreclosed as provided by law.

53D CAUSE OF ACTION
TRACT 1

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1931	36.04	20.28	56.22	
1932	33.96	15.62	49.58	
1933	31.88	11.47	<u>43.35</u>	
				\$149.15

and which aggregate in the amount of \$149.15 to bear interest at the rate of 6% per annum from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

- Lot Twenty-eight (28), Block Thirteen (13), Tall Chief Addition to Fairfax.

and that the same should be foreclosed as provided by law.

TRACT 2

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST ON 4-16-37	TOTAL	GRAND TOTAL ON TRACT.
1931	36.77	20.58	57.35	
1932	34.66	15.93	50.59	
1933	32.54	11.71	<u>44.25</u>	
				\$152.19

and which aggregate in the amount of \$152.19 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

- Lot Twenty-nine (29), Block Thirteen (13), Tall Chief Addition to Fairfax.

and that the same should be foreclosed as provided by law.

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

REGULAR JANUARY 1940 TERM

TULSA, OKLAHOMA

THURSDAY, MAY 9, 1940

56th CAUSE OF ACTIONTRACT 1

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1930	27.77	18.32	56.09	
1931	26.25	14.69	40.49	
1932	24.73	11.37	36.10	
1933	23.22	8.34	<u>31.37</u>	
				\$164.05

and which aggregate in the amount of \$164.05 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Nineteen (19), Block Sixteen (16),
Tall Chief Addition to Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 2

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1927	32.33	31.03	63.36	
1928	30.81	26.49	57.30	
1929	29.29	22.25	51.54	
1930	27.77	18.32	56.09	
1931	26.25	14.69	40.49	
1932	24.73	11.37	36.10	
1933	23.22	8.35	<u>31.37</u>	
				\$336.25

and which aggregate in the amount of \$336.25 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Twenty (20), Block Sixteen (16),
Tall Chief Addition to Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 3

YEAR	AMOUNT OF INSTALMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1927	33.39	31.53	64.92	
1928	31.82	26.77	58.59	
1929	30.26	22.75	53.01	
1930	28.69	18.82	47.51	
1931	27.12	15.09	42.21	
1932	25.55	11.87	37.42	
1933	23.98	8.85	<u>32.63</u>	
				\$336.29

and which aggregate in the amount of \$336.29 to bear interest at the rate of 6% from April 16th, 1937 until paid, and the same is and constitutes a valid, first and prior lien upon the real estate

Lot Twenty-one (21), Block Sixteen
(16), Tall Chief Addition to Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 4

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1927	39.88	38.28	78.16	
1928	38.01	32.68	70.69	
1929	36.14	27.46	63.60	
1930	34.27	22.61	56.88	
1931	32.40	18.14	50.54	
1932	30.53	14.04	44.57	
1933	28.67	10.32	<u>38.99</u>	
				\$403.43

and which aggregate in the amount of \$403.43 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Twenty two (22), Block Sixteen
(16), Tall Chief Addition to Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 5

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1927	39.88	38.28	78.16	
1928	38.01	32.68	70.69	
1929	36.14	27.46	63.60	
1930	34.27	22.61	56.88	
1931	32.40	18.14	50.54	
1932	30.53	14.04	44.57	
1933	28.67	10.32	<u>38.99</u>	
				\$403.43

and which aggregate in the amount of \$403.43 to bear interest at the rate of 6% from April 16th, 1937 until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Twenty-three (23), Block Sixteen
(16), Tall Chief Addition to Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 6

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1927	39.88	38.28	78.16	
1928	38.01	32.68	70.69	
1929	36.14	27.46	63.60	
1930	34.27	22.61	56.88	

1931	32.40	18.14	50.54	
1932	30.53	14.04	44.57	
1933	28.67	10.32	<u>38.99</u>	
				\$403.43

and which aggregate in the amount of \$403.43 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Twenty-four (24), Block Sixteen
(16), Tall Chief Addition to Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 7

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1927	39.88	38.28	78.16	
1928	38.01	32.68	70.69	
1929	36.14	27.46	63.60	
1930	34.27	22.61	56.88	
1931	32.40	18.14	50.54	
1932	30.53	14.04	44.57	
1933	28.67	10.32	<u>38.99</u>	
				\$403.43

and which aggregate in the amount of \$403.43 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Twenty-five (25), Block Sixteen
(16), Tall Chief Addition to Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 8

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1929	36.14	27.46	63.60	
1930	34.27	22.61	56.88	
1931	32.40	18.14	50.54	
1932	30.53	14.04	44.57	
1933	28.67	10.32	<u>38.99</u>	
				\$254.58

and which aggregate in the amount of \$254.58 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Twenty-six (26), Block Sixteen (16),
Tall Chief Addition to Fairfax,

and that the same should be foreclosed as provided by law.

57TH CAUSE OF ACTION
TRACT 1

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1928	40.75	35.90	77.65	
1929	36.14	27.46	63.60	
1930	34.27	22.61	56.88	
1931	32.40	18.14	50.54	
1932	30.53	14.04	44.57	
1933	28.67	10.32	<u>38.99</u>	
				\$332.23

and which aggregate in the amount of \$332.23 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Five (5), Block Seventeen (17),
Tall Chief Addition to Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 2

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1928	30.81	26.49	57.30	
1929	29.29	22.25	51.54	
1930	27.77	18.32	56.09	
1931	26.25	14.69	40.94	
1932	24.73	11.37	36.10	
1933	23.22	8.35	<u>31.57</u>	
				\$100.69

and which aggregate in the amount of \$100.69 to bear interest at the rate of 6% from April 16th, 1937 until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Twelve (12), Block Seventeen
(17), Tall Chief Addition to Fairfax,

and that the same should be foreclosed as provided by law.

58TH CAUSE OF ACTION
TRACT 1

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1926	41.75	44.25	86.00	
1927	39.88	38.28	78.16	
1928	38.01	32.68	70.69	
1929	36.14	27.46	63.60	
1930	34.27	22.61	56.88	
1931	32.40	18.14	50.54	
1932	30.54	14.04	44.57	
1933	28.67	10.32	<u>38.99</u>	
				\$489.43

and which aggregate in the amount of \$489.43 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Six (6), Block Seventeen (17),
Tall Chief Addition to Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 2

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1926	41.75	44.25	86.00	
1927	39.88	38.28	78.16	
1928	38.01	32.68	70.69	
1929	36.14	27.46	63.60	
1930	34.27	22.61	56.88	
1931	32.40	18.14	50.54	
1932	30.53	14.04	44.57	
1933	28.67	10.32	<u>38.99</u>	
				\$489.43

and which aggregate in the amount of \$489.43 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Seven (7), Block Seventeen (17),
Tall Chief Addition to Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 3

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1926	34.96	37.05	72.01	
1927	33.39	32.05	65.44	
1929	31.82	27.36	59.18	
1929	29.29	22.26	51.55	
1930	28.69	18.93	47.62	
1931	27.12	15.18	42.30	
1932	25.55	11.75	37.30	
1933	23.98	8.68	<u>32.66</u>	
				\$408.06

and which aggregate in the amount of \$408.06 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Eight (8), Block Seventeen (17),
Tall Chief Addition to Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 4

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1926	33.85	35.88	69.73	
1927	32.33	31.03	63.36	
1928	30.81	26.49	57.30	
1929	29.29	22.25	51.54	
1930	27.77	18.32	46.09	
1931	26.25	14.69	40.49	
1932	24.73	11.37	36.10	
1933	23.22	8.35	<u>31.37</u>	
				\$395.98

and which aggregate in the amount of \$395.98 to bear interest at the rate of 6% from April 16th, 1937 until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Nine (9), Block Seventeen (17),
Tall Chief Addition to Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 5

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1926	33.85	35.88	69.73	
1927	32.33	31.03	63.36	
1928	30.81	26.49	57.30	
1929	29.29	22.25	51.54	
1930	27.77	18.32	46.09	
1931	26.25	14.69	40.49	
1932	24.73	11.37	36.10	
1933	23.22	8.35	<u>31.37</u>	
				\$305.98

and which aggregate in the amount of \$395.98 to bear interest at the rate of 6% from April 16th, 1937 until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Ten (10), Block Seventeen (17),
Tall Chief Addition to Fairfax,

and that the same should be foreclosed as provided by law.

TRACT 6

YEAR	AMOUNT OF INSTALLMENT	12% INTEREST TO 4-16-37	TOTAL	GRAND TOTAL ON TRACT
1926	33.85	35.88	69.73	
1927	32.33	31.03	63.36	
1928	30.81	26.49	57.30	
1929	29.29	22.25	51.54	
1930	27.77	18.32	46.09	
1931	26.25	14.69	40.49	
1932	24.73	11.37	36.10	
1933	23.22	8.35	<u>31.37</u>	
				\$395.98

and which aggregate in the amount of \$395.98 to bear interest at the rate of 6% from April 16th, 1937, until paid, and the same is and constitutes a valid, first and prior lien upon the real estate described as follows:

Lot Eleven (11), Block Seventeen (17)
Tall Chief Addition to Fairfax,

and that the same should be foreclosed as provided by law.

8. The Court further finds that under the statutes for such cases made and provided, the owner or owners of any of the tracts, lots or parcels of land hereinbefore described, have and hereby are granted the right to, at any time within six months from the date hereof, redeem said property by paying to the Clerk of this Court the total delinquency due on said tract itemized above in the column denominated "Grand Total on Tract", together with interest thereon at the rate of 6% per annum from April 16th, 1937, until paid, and upon such payment, the said tract shall be forever redeemed and discharged from and of this foreclosure.

9. The Court further finds that it is proper in such cases that a Special Master in Chancery be appointed to conduct sale upon special execution in this matter, and that Frank T. McCoy, Jr., Pawhuska, Oklahoma, is a suitable and proper person to so act as Special Master.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that as to each and every individual cause of action scheduled hereinbefore in numerical paragraph 7, judgment be and hereby is rendered in the sum contained in each column denominated "Grand Total on Tract", together with interest thereon at the rate of 6% per annum from the 16th day of April, 1937, until paid, together with the costs accrued and to accrue, and that such sum be and hereby is found, determined and declared to be a first, prior, and paramount and senior lien on the tract, piece and parcel of land so scheduled as above set out, together with the improvements thereon, and such lien be and hereby is decreed foreclosed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that as to each separate tract and cause of action, the owner or owners of the land in each of the said causes of action, or on before the expiration of six months from the date hereof, be and hereby are permitted to redeem such lots, tracts and parcels of land of and from the lien herein determined and decreed to exist, by paying to the Clerk of this Court the total amount due upon each tract as hereinbefore scheduled in the column denominated "Grand Total on Tract", together with interest thereon calculated at the rate of 6% per annum from April 16th, 1937, until paid, and upon the payment of such redemption money to the Clerk, the latter shall make appropriate certification thereof to the County Treasurer of Osage County, Oklahoma that such redemption money has been paid, and that such redemption has been made pursuant to order of the Court in full and complete discharge of the delinquent special assessment lien on and against the tract, piece and parcel of land so redeemed.

IT IS FURTHER ORDERED AND DECREED that upon the payment of the said redemption money together with pro rata proportion of the costs herein accrued, the lot, tract and parcel of land so redeemed be and hereby is declared forever discharged, and free from any claim or lien by reason of delinquent special assessment installments hereinbefore scheduled.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Frank T. McCoy, Jr., Pawhuska, Oklahoma, be and hereby is appointed Special Master in Chancery to conduct upon special execution and order of sale directed to him by the Clerk of this Court, one or more sales in foreclosure in the manner provided by law.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that in the event redemption herein be not made as heretofore provided upon written praecipe therefor, the Clerk shall issue a special execution and order of sale as to one or more of these several tracts and parcels of land directed to the said Special Master in Chancery, directing and commanding to sell, after appraisalment, free and clear of all mortgages, liens, charges and encumbrances, the real estate so described in the one

or more special executions and orders of sale, and that such tracts, lots and parcels of land so therein described, be sold by the said Special Master in Chancery in the manner provided by law, and the proceeds arising from such sale be disbursed and paid out by the said Special Master after and upon confirmation by this Court of the said sale as follows:

1. To the Clerk of this Court for costs accrued and to accrue.
2. To the Town Treasurer of the Town of Fairfax, Oklahoma, the amount due at the time of such sale on each respective tract, and be by the said Town Treasurer applied in the manner provided by law.
3. The residue, if any, to be held by the said Special Master until an order with respect thereto be made by this Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the purchaser at such sale of one or more of the tracts or parcels of land hereinbefore described, together with the improvements thereon, take title thereto, free and clear of all liens, claims, demands, mortgages, equities or charges owned or possessed by the defendants named in each particular cause of action, as well as the heirs, executors, administrators, successors, grantees and assigns of said parties, and as to those who may have acquired any right, title interest, claim, demand or equity in and to such real estate subsequent to the filing of this action and title be and hereby is quieted in the purchaser, and upon confirmation of the said sale by this Court, the said Special Master in Chancery is hereby directed to make, execute and deliver to the respective purchaser or purchasers his deed covering the tracts and parcels of land so sold.

At the time of the rendition of this judgment, the defendants or none of them took or moved for exceptions to the findings and judgment herein contained, and no exceptions thereto are therefore allowed.

F. E. KENNAMER
JUDGE

ENDORSED: Filed May 9 1940
H. P. Warfield, Clerk
U. S. District Court - H

Court adjourned to May 13, 1940

On this 13th day of May, A. D. 1940, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1940 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 EMPANELING PETIT JURY.

On this 13th day of May, A. D. 1940, comes the Marshal and makes return on the Venire heretofore issued out of this court for Petit Jurors for this Regular January 1940 Term of Court, at Tulsa, Oklahoma. Thereupon, the Clerk calls the names of the Jurors so summoned, as follows:

Andrew Hanson	U. G. Marshall
T. Stearnes Cox	T.B. Swanson
Huron Moore	Boyd Lawson
L. W. Patton	Glenn Woods
Ed McAnaly	Herbert Watts
U. G. McCall	Jack B. Walker
Richard M. Caldwell	Clyde A. King
Howard B. Craun	E.C. Lydick
R. B. Pringle	Chas. Mehlin
John Dillingham	W.F. Parshall
Paul Jones	Tom Luker
C. N. Lee	R.V. Lowe
L. C. Seay	W. M. Tignor
H. B. Sewer	Wayne Anderson
J. F. Streetman	Clyde Lucas
Charles McWilliams	C. M. Downing
Ben McDuffee	J. C. Mayfield
W.D. LaFarlette	A. P. Jenkins
John McGill	Jeff R. Turner
Frank McGill	Carl A. Brown

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

Andrew Hanson	Charles McWilliams
T. Stearnes Cox	W. D. LaFarlette
Huron Moore	U. G. Marshall
Richard M. Caldwell	Herbert Watts
R. B. Pringle	Clyde A. King
John Dillingham	Chas. Mehlin
C. N. Lee	W. F. Parshall
H. B. Sewer	Wayne Anderson

A. P. Jenkins

be and they 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

Ben. McDuffee

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

Thereupon, it is ordered by the Court said balance of array are accepted as Petit

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

George Drywater and Levi Secondi, Plaintiffs,)

vs.)

Sarah Russell; Tom Secondi, The Heirs, Executors, Administrators, Devisees, Trustees, Assigns and Claimants, immediate and remote, of Emma Drywater, deceased; And the unknown heirs, Executors, Administrators, Devisees, Trustees, Assigns and Claimants, immediate and remote, of Emma Drywater, deceased. Defendants.)

No. 305 CIVIL

United States of America, Intervener.)

JUDGMENT

1. Now on this the 13th day of May, 1940, the same being a regular day of a regular term of the above court, the above syled and numbered cause comes on for trial in its regular order pursuant to assignment. The plaintiff, George Drywater, appears in person and by counsel. The plaintiff Levi Secondi, appears by counsel. The defendants, and each and all of them, appear not either in person or by counsel except those that appear by Chester A. Brewer, Assistant United States Attorney for the Northern District of the State of Oklahoma, who also appears for the intervener, the United States of America.

2. Whereupon, the Court, after examining the files and records herein, and being fully and sufficiently advised in the premises, finds:

3. That written notice of the pendency of this suit was served upon the Superintendent of the Five Civilized Tribes in Oklahoma, in accordance with the provisions of the Act of Congress approved April 12, 1926, (H. R. 4761), which service of written notice has been duly examined, found in all respects to be complete and regular, and that the proof thereof is ample and sufficient and the same is in all respects hereby approved.

4. That the defendants, the heirs, executors, administrators, devisees, trustees assigns and claimants, immediate and remote, of Emma Drywater, deceased, and the unknown heirs, Executors, Administrators, Devisees, Trustees, Assigns and claimants, immediate and remote, of Emma Drywater, deceased, and each and all of them, have been duly and regularly served with Summons by Publication as provided by law, which Service of Summons by Publication, including AFFIDAVIT ANNEXED TO PLAINTIFFS' PETITION, AFFIDAVIT TO OBTAIN SERVICE BY PUBLICATION, NOTICE BY PUBLICATION, PROOF OF PUBLICATION, AFFIDAVIT IN LIEU OF MAILING, have been duly examined, found in all respects to be complete and regular, and that the proof thereof is ample and sufficient, and that the same are in all respects hereby approved.

5. That the defendants, Sarah Russell and Tom Secondi, have, in this cause, made and entered their written appearance and answer setting forth their interest in the real property described in plaintiffs' Petition, which Appearance and Answer has been duly examined, found in all respects to be complete and regular, and that the proof thereof is ample and sufficient, and that the same is in all respects hereby approved.

6. That, except as otherwise indicated heren, the defendants named in the captio of this Journal Entry and the Petition on file in this cause, whose names are hereby referred to and made as much aspart hereof by reference as if set forth in detail, and each and all of them, now again having three times called in open court, fail to appear in person or by counsel, fail to plead or answer and are adjudged in default and the allegations in plaintiffs' Petition are adjudged as true and confessed as against them, and that the plaintiffs are entitled to the relief prayed for.

7. THEREUPON, the aforesaid plaintiffs, George Drywater and Levi Secondi, the intervener the United States of America and the defendants, Sarah Russell and Tom Secondi, through their respective counsel, announce ready for trial, and a trial by jury having been waived in open Court and the Court having examined all of the files and records in this cause, and having heard all of the evidence offered, and being fully and sufficiently advised in the premises, finds:

8. That this Court has full and complete jurisdiction of all of the subject matter of this action and of each and all of the parties interested herein.

9. Generally in favor of the plaintiffs and against the defendants named in the caption of this Journal Entry and the Petition on file in this cause, whose names are hereby referred to and made as much a part hereof by reference as if set forth in detail, and each and all of them, on all material issues, and that all the material allegations in plaintiffs' Petition are true.

10. That the plaintiffs, George Drywater and Levi Secondi, and the defendants, Sarah Russell and Tom Secondi, and those through and under whom they derive their title are now and for more than twenty-five years continuously have been in the actual, open, adverse, hostile, notorious, exclusive and peaceable possession of all of the following described real property, to-wit:

The $S\frac{1}{2}$ of the $NE\frac{1}{4}$ of Section 23, Township
20 North, Range 17 East, containing 80
acres, more or less, in Rogers County,
Oklahoma,

and that they, the said George Drywater, Levi Secondi, Sarah Russell and Tom Secondi, are the sole and only owners of the fee simple title to all of said real property; that the respective undivided interests of each is as hereinafter set forth.

11. That, except as hereinabove or hereinafter otherwise indicated, the defendants named in the caption of this Journal Entry and the Petition on file in this cause, whose names are hereby referred to and made as much a part hereof by reference as if set forth in detail, and each and all of them, have no right, title, interest, estate or equity in and to any and all part or parts of the above and heretofore described real property; and that any other claim of right, title, interest, estate or equity by the said defendants, and each of them and all of them, and any and all persons claiming by, through or under them since the filing of the Petition in this action constitute clouds upon the fee simple title of the said George Drywater, Levi Secondi, Sarah Russell and Tom Secondi and such clouds should be removed.

12. That the Compilation of the Records of the Office of the Commissioner of the Five Civilized Tribes, showing the status of the allotments of land in the County of Rogers, State of Oklahoma, on August 1, 1908, (prepared under the provisions of Section 12 of the Act of Congress approved May 27, 1908, - Public No. 140), now on file and a part of the records of the County Clerk of the County of Rogers, State of Oklahoma, shows that all of the above and heretofore described real property was duly and regularly allotted by the Cherokee Nation to Emma Drywater, a full-blood Cherokee Indian, duly and regularly enrolled upon the Approved Rolls of the Five Civilized Tribes of Indians, as Emma Secondi, opposite Cherokee Roll Number 19314.

13. That the said Emma Drywater died intestate in and an actual resident of the County of Adair, State of Oklahoma, on or about the 17th day of May, 1939. That at the time of her death she left surviving her no adopted child or children and no issue of any deceased child or children, but did leave surviving her as her sole and only heirs at law her husband, George Drywater, a full-blood Cherokee Indian duly and regularly enrolled upon the Approved Rolls of the Five Civilized Tribes of Indians opposite Cherokee Roll Number 29876, her daughter Sarah Russell, a full-blood Cherokee Indian duly and regularly enrolled upon the Approved Rolls of the Five Civilized Tribes of Indians as Sarah Lasley, opposite Cherokee Roll Number 19315, her son, Tom

Secondi, a full-blood Cherokee and Indian duly and regularly enrolled upon the Approved Rolls of the Five Civilized Tribes of Indians opposite Cherokee Roll Number N. B. 2845, and also her son, Levi Secondi, a full-blood Cherokee Indian, but born too late to be enrolled upon the approved rolls of the Five Civilized Tribes of Indians.

14. That under and by virtue of the laws of descent and distribution and intestate succession of the State of Oklahoma in force and effect at the time of the death of the aforesaid Emma Drywater, the aforesaid George Drywater, Levi Secondi, Sarah Russell and Tom Secondi, became and were the sole and only owners of all the above and heretofore described real property allotted as aforesaid to the said Emma Drywater, deceased, free and clear of any and all liens or encumbrances of whatsoever nature for the reason that the restrictions upon alienation had never been removed as provided by law. That no part of parts of said allotted real property has as yet been conveyed, and the undivided interest of each of said heirs in and to all of the above and heretofore described real property became, and at this time is as set opposite their respective names, to-wit:

George Drywater	an undivided 1/4 interest
Levi Secondi	an undivided 1/4 interest
Sarah Russell	an undivided 1/4 interest
Tom Secondi	an undivided 1/4 interest

15. That there never has been a valid decree of any Court having jurisdiction to administer upon the estate of Emma Drywater, deceased, wherein the sole and only heirs at law of the said Emma Drywater, deceased, was judicially determined, or wherein it was judicially determined who by name or names were or are all of the particular persons entitled to participate in the distribution of the estate of the said Emma Drywater, deceased, under the laws of descent and distribution or intestate succession of the State of Oklahoma, in force and effect at the time of the death of the said Emma Drywater. And that the names and individual identity of the particular persons interested who took or were entitled to take or the proportionate part or parts which such persons took or were entitled to take of the estate of the said Emma Drywater, deceased, have never been judicially determined in any Court of competent jurisdiction, and that there never existed any lawful grounds for an administration to be had upon the estate of the said Emma Drywater, deceased.

16. That the plaintiffs have set forth the names of all of the known heirs of the aforesaid Emma Drywater, deceased, but that the relief demanded by the plaintiffs consists, in part, in excluding, except as otherwise indicated herein, the defendants named in the caption of this journal entry and the Petition on file in this cause whose names are hereby referred to and made as much a part hereof by reference as if set forth in detail, and each and all of them, and any and all persons claiming by, through or under them, from any and all right, title, interest, estate, equity or lien in, to or upon the above and heretofore described real property; that, except as otherwise indicated herein, no person or persons, known or unknown, has or have any right, title, interest, estate, equity or lien in, to or upon any part or parts of said real property; and that any and all such claim or claims should be denied, and such person or persons, and each and all of them, should be excluded, forever barred and perpetually enjoined from setting up or claiming any right, title, interest, equity or estate in, to or upon any part or parts of said real property.

17. That this Court herein should incidentally determine, as a matter of fact and of law, where necessary, the sole and only heir or heirs at law of deceased persons at any time having any right, title, interest, estate, equity or lien in, to or upon any part or parts of the herein described real property.

18. That the plaintiffs, George Drywater and Levi Secondi, desire to have their interest in and to all of the above and heretofore described real property set off to them in severalty and that said property be partitioned and divided among the plaintiffs, George Drywater and Levi Secondi, and the defendants, Sarah Russell and Tom Secondi, and as their respective interests may appear, of if that cannot be done without manifest injury, that such other proceedings may be had as are authorized by law.

19. That the plaintiffs herein, George Druwater and Levi Secondi, have been compelled to employ an attorney of record in this State to represent and manage this action, and have agreed to pay a reasonable attorney fee for such services.

20. That Emma Drywater and Emma Secondi is one and the same person and that Sarah Russell and Sarah Lasley is one and the same persons.

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

(A) That the plaintiffs herein, George Drywater and Levi Secondi, and the defendants, Sarah Russell and Tom Secondi, are the sole and only owners of the fee simple title in and to all of the following described real property, to-wit:

The S $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 23, Township 20 North and Range 17 East, containing 80 acres, more or less, in Rogers County, Oklahoma,

and that the fee simple title in and to all of said real property be and hereby is cleared and quieted in the said plaintiffs, George Drywater and Levi Secondi, and the defendants, Sarah Russell and Tom Secondi.

(B) That, except as herein otherwise indicated, the Superintendent for the Five Civilized Tribes in Oklahoma, the United States of America, and the defendants, Sarah Russell, Tom Secondi, the heirs, executors, administrators, devisees, trustees, assigns and claimants, immediate and remote, of Emma Drywater, deceased, and the unknown heirs, executors, administrators, devisees, trustees, assigns and claimants, immediate and remote of Emma Drywater, deceased, and each and all of them, and any and all other interested person or persons, if any there be, have no right, title, interest, equity, estate or lien in, to or upon any part or parts of the hereinabove described real property; that said defendants, and each and all of them, and any and all other person or persons claiming by, through or under them since the beginning of this action, be and they hereby are, except as herein otherwise indicated, excluded, forever barred and perpetually enjoined from claiming or setting up any right, title, interest, equity or estate in or to any part or parts of said real property.

(C) That it is hereby incidentally determined and declared as a matter of fact and of law that the sole and only heirs at law of deceased persons at any time having any right, title, interest, estate or equity in, to or upon any part or parts of the above and heretofore described real property; and the proportionate part or parts which such heir or heirs took or were entitled to take, are as hereinabove named and set forth.

(d) That the respective and undivided interests of the heretofore determined and declared sole and only owners of the hereinabove described real property is as set opposite their respective names, to-wit:

George Druwater
Levi Secondi
Sarah Russell
Tom Secondi

an undivided 1/4 interest
an undivided 1/4 interest
An undivided 1/4 interest
an undivided 1/4 interest

and that no other person or persons have any right, title, interest or equity in or to any part or parts of said real property. That partition of said real property be made among the aforesaid owners according to their respective interests, or if that cannot be done without manifest injury that such other proceedings be had as are authorized and provided for by law, and that Herman Shover, J. F. Pickens and Thomas O. Tablor, be and hereby are designated and appointed commissioners to act as aforesaid on all of the above and heretofore described real property, and to report thereon to this Court.

(E) That Emma Drywater and Emma Secondi is one and the same person. That Sarah Russell and Sarah Lasley is one and the same person.

IT IS THE FURTHER ORDER of the Court that George Drywater, Levi Secondi, Sarah Russell and Tom Secondi, being restricted Indians of the Five Civilized Tribes, in the event the land involved herein is not subject to partition in kind, and said land is ordered sold, the proceeds of said land be turned over to the Superintendent of the Five Civilized Tribes.

F. E. KENNAMER
JUDGE

O.K. AS TO FORM,
SERVICE OF COPY ACKNOWLEDGED.

WHIT Y. MAUZY,
Whit Y. Mauzy, United States Attorney

CHESTER A. BREWER
Chester, A. Brewer,
Assistant United States Attorney
Attorneys for Intervener, United States of America.

W. W. WOODRUFF,
Attorney for Plaintiff.

ENDORSED: Filed Jun 17 1940
H. P. Warfield, Clerk
U. S. District Court

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

The City of Sand Springs, a Municipal Corporation, ee rel Leonard Versluis,)
Complainant and Relator,)
vs.) Civil Action Number 355.
Sand Springs Townsite Company,)
et al., Defendants.)

ORDER DISMISSING AS TO CAUSE OF ACTION NUMBER FORTY-SIX

On motion of the complainant, no notice being required, it is by the Court

ORDERED: That Cause of Action Number Forty-Six, contained in the complaint filed herein, be, and the same is hereby dismissed.

F. E. KENNAMER
United States District Judge.

ENDORSED: Filed May 13 1940
H. P. Warfield, Clerk
U. S. District Court H

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

ELEANOR A. SMITH, Plaintiff,)
v.) No. 2618 - Law
THE UNION CENTRAL LIFE INSURANCE Defendant.

ORDER EXTENDING TIME
FOR FILING AND DOCKETING RECORD ON APPEAL

It is hereby ordered that the time for filing and docketing the above entitled and numbered cause be, and it is hereby, extended to the 3rd day of July, 1940.

Dated this 13th day of May, 1940.

F. E. KENNAMER
Judge of the District Court

ENDORSED: Filed May 13 1940
H. P. Warfield, Clerk
U. S. District Court B

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

HOBBS WESTERN CO., Plaintiff,)
-VS-) In Equity No. 801 Consolidated as 867 Eq.
ST LOUIS-SAN FRANCISCO RAILROAD CO., Defendants.)

ORDER GRANTING PERMISSION TO PROSECUTE CAUSE OF ACTION

This matter coming on to be heard before me, F. E. Kennamer, Judge of the United States District Court for the Northern District of Oklahoma upon application of the petitioner, City of Dawson, by its attorney Raymon B. Thomas and for good and sufficient cause shown; it appears to the court that an order should be made granting the petitioner herein permission to prosecute its cause of action hereto filed in the District Court of Asa County, Oklahoma entitled Town of Dawson, Oklahoma, a Municipal Corporation, plaintiff vs, J. M. Kurn and John M. Lonsdale, trustee for St. Louis- Sand Francisco Railway Company, a Corporation, Defendants No. 68415.

IT IS THEREFORE ORDERED ADJUDGED AND DECREED that the petitioner, City of Dawson shall have permission and the same is hereby granted to prosecute its case heretofore filed in the District Court of Tulsa County, Oklahoma, entitled Town of Dawson, Oklahoma, a Municipal Corporation, Plaintiff vs. J. M. Kurn and John M. Lonsdale, Trustees, for St. Louis-San Francisco Railway Company, a corporation, Defendants; Number 68415.

F. E. KENNAMER
JUDGE

ENDORSED: Filed May 13 1940
H. P. Warfield, Clerk
U. S. District Court B

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

ELIZABETH DANIEL WALLACE, ET AL.,)
 Plaintiffs,)
 vs) No. 1244 Equity
 RICHARD T. DANIEL, JR., et al,)
 Defendants.)

O R D E R

This matter coming on to be heard upon the application of Gertrude P. Daniel for a monthly allowance from the income, rentals, and profits of the R. T. Daniel Building and the Alexander Hotel, and the court upon consideration thereof, enters the following order:

The receiver, Eben L. Taylor, is hereby authorized and directed to pay to Gertrude P. Daniel the sum of Two Hundred Fifty Dollars (\$250.00) per month, payable One Hundred Twenty-five Dollars (\$125.00) on the first and fifteenth of each month, first payment due and payable the 15 day of May, 1940. This sum to constitute the allowance to Gertrude P. Daniel for her support and maintenance until the further order of this court. Said applicant shall not be allowed to receive or withdraw, either directly or indirectly, any money from said building or properties, except only that which is allowed by this order.

Dated this 13th day of May, 1940.

F. E. KENNAMER
JUDGE OF THE UNITED STATES DISTRICT COURT

ENDORSED: Filed May 13 1940
H. P. Warfield, Clerk
U. S. District Court H

IN THE UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF OKLAHOMA

I. E. NELSON, ET AL.,)
 Plaintiffs,)
 vs.) NO. 1266 IN EQUITY
 SAPULPA GAS COMPANY, ET AL.,)
 Defendants.)

O R D E R

It appearing to the court that J. F. Lawrence, as attorney for the American Meter Company, has made application for the payment of the pro rata part of the moneys deposited in the registry of the court in the above cause and has tendered to the clerk of said court Sapulpa Gas Company first mortgage 5% golds bonds in the principal amount of Five Hundred Dollars (\$500) each, aggregating Two Thousand Dollars (\$2,000), Dollars, said bonds being numbers 381, 382, 383 and 384, dated October 1, 1932 and due October 1, 1952, with 5% interest coupons attached, due and payable semi-annually.

It is therefore ordered, adjudged and decreed that the clerk pay to J. F. Lawrence, as attorney for the American Meter Company, his pro rata part of the moneys in the registry of the court in the amount of 51½% of Two Thousand Dollars (\$2,000) less an impounding fee of 1%.

ENDORSED: Filed May 13 1940
H. P. Warfield, Clerk
U. S. District Court

F. E. KENNAMER
JUDGE

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

REGULAR JANUARY 1940 TERM

TULSA, OKLAHOMA

MONDAY, MAY 13, 1940

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

United States of America,	Plaintiff,)
)
vs.		No. 1280 Equity
)
L. C. Shimonek, et al.	Defendants.)

O R D E R

Now on this 13th day of May, 1940, this matter coming on before the Court on the application of O. A. Farrell, Receiver herein, for an order of Court authorizing him to pay insurance on the property involved in the above cause of action, and it being shown to the Court that said insurance is necessary for the protection of said property, and that said premium should be paid out of the money in the hands of said Receiver;

IT IS THEREFORE THE ORDER of the Court that O. A. Farrell, Receiver in this cause be, and he hereby is authorized and directed to pay to C. F. Lake Insurance Agency the sum of \$89.80 covering insurance on the building located on the property involved herein, from funds in his hands as said receiver.

F. E. KENNAMER
JUDGE

O.K. AS TO FORM,
SERVICE OF COPY ACKNOWLEDGED.
WHIT Y. MAUZY, United States Attorney

CHESTER A. BREWER,
Assistant United States Attorney

ENDORSED: Filed May 13 1940
H. P. Warfield, Clerk
U. S. District Court B

Court adjourned to May 14, 1940

REGULAR JANUARY 1940 TERM

TULSA, OKLAHOMA

TUESDAY, MAY 14, 1940

On this 14th day of May, A. D. 1940, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1940 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 14th day of May, A. D. 1940, it is ordered by the Court that J. B. Dudley and Paul W. Dudley be and they are hereby permitted to sign the Roll of Attorneys as of this date as they were heretofore admitted to said Bar. (F.E.K. Judge).

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

J. D. SIMMS, TRUSTEE,	Plaintiff,)	
)	
vs.		)	No. 79 CIVIL
)	
LOUIS P. ANDREWS, Deputy Collector of Internal Revenue, and H. C. Jones, Collector of Internal Revenue,	Defendants.)	

ORDER EXTENDING TIME TO FILE TRANSCRIPT
OF RECORD

Upon a hearing in Chambers upon motion of Harold E. Rorschach, attorney for the plaintiff herein, and for good cause shown, it is ordered that the time in which to file the transcript of record in the above styled and numbered cause on appeal in the United States Circuit Court of Appeals for the Tenth Circuit be and the same is hereby enlarged for a period ending May 31, 1940.

Dated this 13th day of May, 1940.

ALFRED P. MURRAH
United States District Judge

SERVICE OF COPY ACKNOWLEDGED
this 14th day of May, 1940.

WHIT Y. MAUZY, U. S. Atty

ENDORSED: Filed May 14 1940
H. P. Warfield, Clerk
U. S. District Court

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

United States of America,	Libelant,)	
)	
vs.)	
)	
One 1937 LaSalle Sedan Automobile, Motor No. 2,234,769; one 55 gallon iron drum distillery set up, 30 gallons of untaxpaid whiskey, 750 gallons of mash, sixteen 50-gallon barrels, four 10-gallon kegs, fifteen 1-gallon jugs, four 4 1/2-lb. cans of malt extract, and other parapherenelia and materials used in connection with such distillery; John L. Enochs and the Interstate Securities Company, a corporation,	Claimants.	)	No. 315 Civil

JOURNAL ENTRY OF JUDGMENT

Now on this 30th day of April, 1940, this cause of action having come on before the court, pursuant to regular assignment, Libelant appearing by Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, and Joe W. Howard, Assistant United States Attorney for said District, and the Claimant, John L. Enochs, having appeared in court and disclaimed any interest to the above described automobile and described property seized therewith, and the claimant, the Interstate Securities Company, appearing by its Attorney C. A. Warren; and said Claimant, Interstate Securities Company, having stipulated and agreed as to certain facts and presented evidence as to others, and the court, after hearing arguments of counsel and being fully advised in the premises, finds in favor of the Libelant as against Claimant John L. Enochs, and finds for the Interstate Securities Company.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the court that a forfeiture herein be and the same is hereby allowed as to the said described 1937 LaSalle Sedan Automobile, Motor No. 2,234,769. Insofar as the interest and rights of claimant John L. Enochs are concerned.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the court that forfeiture herein be and the same is hereby allowed as to the said described one 55 gallon iron drum distillery set up, 30 gallons of untaxpaid whiskey, 750 gallons of mash, sixteen 50-gallon barrels, four 10-gallon kegs, fifteen 1-gallon jugs, four 4½-lb. cans of malt extract, and other paraphernalia and materials used in connection with such distillery seized with said described automobile, which personal property is ordered destroyed in the manner provided by law.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the court that the claim of the Interstate Securities Company be and the same is hereby allowed, upon payment of the sum of One Hundred Twenty-five (\$125.00) and all storage charges and the cost of any instruments filed herein by said Claimant, Interstate Securities Company, and the United States Marshal for the Northern District of Oklahoma is directed to deliver over to said Interstate Securities Company in Tulsa, Oklahoma, said described automobile upon its furnishing receipts reflecting such payments and the application for delivery of said automobile to the Treasury Department for the use of the Bureau of Internal Revenue in the enforcement of the Internal Revenue Laws, pursuant to Section 304 of the Liquor Law Repeal & Enforcement Act, and the same is hereby denied, to which ruling of the court Libelant excepts.

F. E. KENNAMER
JUDGE

O.K. AS TO FORM,
SERVICE OF COPY ACKNOWLEDGED.

WHIT Y. MAUZY
Whit Y. Mauzy, United States Attorney

JOE W. HOWARD,
Joe W. Howard, Assistant United States Attorney

G. A. WARREN,
C. A. Warren, Attorney for the Interstate
Securities Company.

ENDORSED: Filed May 14 1940
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,	Libelant,)	
)	
vs.)	
)	
One 1939 Model DeSota Coupe Automobile, Motor No. S6-27,687 and approximately 63 gallons of assorted taxpaid intoxicating liquors seized therein; D. A. (Dan) Myers and Commercial In- vestment Trust Corporation,	Claimants.	)	No. 349 CIVIL

JOURNAL ENTRY OF JUDGMENT

Now on this 30th day of April, 1940, this cause having come on before the court, pursuant to regular assignment, Libelant appearing by Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, and Joe W. Howard, Assistant United States Attorney for said District, and the Claimant, D. A. (Dan) Myers having heretofore filed his waiver making his general appearance and disclaiming any interest in and to the said automobile or the intoxicating liquors described herein, and the Commercial Investment Trust Corporation having filed its answer and appearing by F. J. Lucas, its Attorney, and Libelant and said Claimant, the Commercial Investment Trust Corporation having stipulated and agreed as to certain facts and offering evidence as proof of others, and the court, after hearing the arguments of counsel and being fully advised in the premises, finds that the said automobile, insofar as the interest of D. A. (Dan) Myers is concerned, should be forfeited, and that the claim of the Commercial Investment Trust Corporation, upon its payment of the sum of Fifty Dollars (\$50.00), all storage charges, and other costs paid by said Claimant as an incident to the seizure and forfeiture proceedings instituted thereon and herein, should be allowed.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT that a forfeiture herein be and the same is hereby allowed as to the said described 1939 Model DeSota Coupe Automobile, Motor No. S6-27,687, insofar as the interest and rights of Claimant D. A. (Dan) Myers are concerned.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT that forfeiture herein be and the same is hereby allowed as to the said approximately Sixty-three (63) gallons of assorted taxpaid intoxicating liquors seized in and with said described automobile, which intoxicating liquors are ordered delivered over to the Secretary of the Treasury of the United States for proper and lawful disposition.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT that the claim of the Commercial Investment Trust Corporation be and the same is hereby allowed, upon its payment of the sum of Fifty Dollars (\$50.00), all storage charges and other costs sustained by said claimant as an incident to the seizure and forfeiture proceedings as are instituted thereon and herein, and the cost of any instruments filed herein by said claimant, and the United States Marshal for the Northern District of Oklahoma is directed to deliver over to said Commercial Investment Trust Corporation, said described automobile upon its furnishing receipts reflecting such payments, and the application for delivery of said automobile to the Treasury Department for the use of the Bureau of Internal Revenue in the enforcement of the Internal Revenue Laws, pursuant to Section 304, of the Liquor Law Repeal and Enforcement Act, is and the same is hereby denied, to which ruling of the court Libelant excepts.

O.K. AS TO FORM, SERVICE OF COPY ACKNOWLEDGED.
WHIT Y. MAUZY, United States Attorney

F. E. KENNAMER
JUDGE

JOE W. HOWARD, Assistant United States Attorney
F. J. LUCAS, Attorney for the Commercial Investment Trust Corporation.

ENDORSED: Filed May 14 1940
H. P. Warfield, Clerk
U. S. District Court

Court adjourned to May 15, 1940

Subscribed and sworn to before me this 15th day of May, 1940.

(Signed) F. E. KENNAMER
U. S. District Judge

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court

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

ORDER APPOINTING DISBURSING TRUSTEE

WHEREAS, heretofore there has been created a Permanent Community Trust Fund and The First National Bank and Trust Company of Tulsa is now the Successor Trustee; and

WHEREAS, the disbursement of the income from the funds so placed in trust is in charge of a committee composed of one member appointed by the Federal Judge of the Northern District, one member appointed by the Chief Justice of the State of Oklahoma, one member by the Judges of the District Court of Tulsa County and one member by the Judge of the Probate Court of Tulsa County and three members by the Board of Directors of The First National Bank and Trust Company of Tulsa; and

WHEREAS, the appointment heretofore made by the Federal Judge of the Northern District of Oklahoma has expired.

NOW, THEREFORE, and pursuant with the authority vested in me, I do hereby appointed for a term expiring May 1, 1945, E. Fred Johnson, a member of the Committee of the Permanent Community Trust Fund organized by the Exchange Trust Company and of which fund The First National Bank and Trust Company of Tulsa is now Successor Trustee.

DATED, at Tulsa, Oklahoma, this 15 day of May, 1940.

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

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court DC

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

ORDER FOR ADDITIONAL PETIT JURORS.

On this 15th day of May, A. D. 1940, it is ordered by the Court that there be publicly drawn by the Marshal for the Northern District of Oklahoma, or one of his deputies, in the presence of the Clerk, or one of his deputies, in accordance with the law and the rules of this Court, the names of Twenty (20) persons, good and lawful men, from said District, duly qualified to serve as Petit Jurors at the Regular January 1940 Term of this Court to be held at Tulsa, Oklahoma.

IT IS FURTHER ORDERED by the Court that a Writ of Venire Facias be issued out of this Court, in due form provided by law, commanding the said Marshal to summon said Petit Jurors,

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

REGULAR JANUARY 1940 TERM

TULSA, OKLAHOMA

WEDNESDAY, MAY 15, 1940

drawn as aforesaid, to be and appear before said Court, to be held at Tulsa, Oklahoma, in the Northern District of Oklahoma, on Thursday, May 16th, 1940, at 9 o'clock A.M. all parties that can be so reached by telephone and the remaining parties to be notified by Registered Mail to report Monday, May 20th, 1940 at 9 o'clock A.M., then and there to serve as Petit Jurors of the United States in and for the Northern District of Oklahoma at the Regular January 1940 Term of said Court.

F. E. KENNAMER
UNITED STATES DISTRICT JUDGE.

ENDORSED: Filed May 16 1940
H. P. Warfield, Clerk
U. S. District Court

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

Clyde Alexander, Plaintiff,)
v.)
Phillips Petroleum Company, a)
corporation, Defendant.)

AND

Reda Pump Company, a corporation,)
Defendant)
and Third Party Plaintiff)

No. 159 Civil ✓

v.

C. C. Brown and The First National Bank in Bartlesville, a corporation, Third Party Defendants.

O R D E R

For good cause shwon, and on application of Reda Pump Company, defendant and third party complainant herein,

IT IS HEREBY ORDERED, that Reda Pump Company is hereby allowed to file instanter, its AMENDED COUNTER-CLAIM, CROSS-CLAIM AND THIRD PARTY COMPLAINT. All other parties to this cause are hereby allowed 10 days from this date in which to plead or 15 days to answer thereto.

DATED this 15 day of May, 1940.

F. E. KENNAMER
UNITED STATES DISTRICT JUDGE

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court H

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

S. W. VAN WERT,	Plaintiff,)	
)	
v.)	
Phillips Petroleum Company,)	
a corporation,	Defendant)	
)	
and		)	No. 160 Civil
Reda Pumpe Company, a corporation,)	
	Defendant and Third Party)	
	Plaintiff,)	
v.)	
C. C. Brown and The First National)	
Bank in Bartlesville, a corporation,)	
	Third Party Defendants.)	

O R D E R

For good cause shown, and on application of Reda Pump Company, defendant and third party complainant herein,

IT IS HEREBY ORDERED, that Reda Pump Company is hereby allowed to file instanter, its AMENDED COUNTER-CLAIM, CROSS-CLAIM AND THIRD PARTY COMPLAINT. All other parties to this cause are hereby allowed 10 days from this date in which to plead or 15 days to answer thereto.

DATED this 15th day of May, 1940.

F. E. KENNAMER
UNITED STATES DISTRICT JUDGE

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court H

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

LOUIS KURTZ,	Plaintiff,)	
)	
vs.)	
		)	No. 190 Civil
JOE HODGES, MACK HITCHCOCK, CASUALTY)	
RECIPROCAL EXCHANGE, WILCOX OIL & GAS)	
COMPANY, and B. T. SCOTT,	Defendants.)	

ORDER OF DISMISSAL WITH PREJUDICE

On this the 15th day of May, 1940, this cause comes on for consideration by this Court on the dismissal of the plaintiff and plaintiff's request for an Order of this court dismissing said cause with prejudice.

The Court, having examined the Dismissal on file in this cause and having heard statement of counsel and being fully advised in the premises finds that the request of the plaintiff

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

REGULAR JANUARY 1940 TERM

TULSA, OKLAHOMA

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for an Order of this court dismissing said cause with prejudice should be sustained and said cause dismissed with prejudice.

BE IT THEREFORE, ORDERED, ADJUDGED AND DECREED that plaintiff's cause of action herein be and the same is hereby dismissed with prejudice against the plaintiff to his further right to prosecute same.

DONE and dated, in open court, this the 15th day of May, 1940.

F. E. KENNAMER
J U D G E

O.K. SAUL YAGER, Attorney for plaintiff
Copy received 5/15/40
Green & Farmer, By Gerald Fitzgerald

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court

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

Grand River Dam Authority, a public corporation,	Petitioner,)	
)	
		)	Civil No. 211. Tract No. 1
)	
-vs-)	
J. L. Going, et al.,	Defendants.)	

ORDER OVERRULING MOTION FOR NEW TRIAL AND ALLOWING EXCEPTIONS

Now, on this 2nd day of April, 1940, there comes on to be heard before me, F. E. Kennamer, Judge of the United States District Court in and for the Northern District of Oklahoma, the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, a public corporation; the plaintiff appearing by and through its counsel of record, Gayle M. Pickens, and the defendants appearing by and through their counsel of record, Harve Langley and Keith Smith. The Court proceeded to hear the arguments of counsel, and being fully advised in the premises, makes the following order;

IT IS ORDERED, ADJUDGED AND DECREED by the Court that the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority be, and the same is hereby, overruled, and the said Grand River Dam Authority, a public corporation, duly excepts to the ruling of the Court, which exceptions are by the Court allowed.

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

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Grand River Dam Authority, a public corporation, Petitioner,)
-vs-)
J. L. Going, Ross Seabolt, et al., Defendants.)
Civil No. 211 Tract No. 2

ORDER OVERRULING MOTION FOR NEW TRIAL AND ALLOWING EXCEPTIONS

Now, on this 2nd day of April, 1940, there comes on to be heard before me, F. E. Kennamer, Judge of the United States District Court in and for the Northern District of Oklahoma, the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, a public corporation; the plaintiff appearing by and through its counsel of record, Gayle M. Pickens, and the defendants appearing by and through their counsel of record, Frank Nesbitt and Keith Smith. The Court proceeded to hear the arguments of counsel, and being fully advised in the premises makes the following order:

IT IS ORDERED, ADJUDGED AND DECREED by the Court that the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, be, and the same is hereby, overruled, and the said Grand River Dam Authority, a public corporation, duly excepts to the ruling of the Court, which exceptions are by the Court allowed.

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

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court H

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

UNITED STATES OF AMERICA, Plaintiff,)
vs.) No. 222 Civil.
W. E. Knapp and R. N. Mallaby, Defendants.)

DECREE

Now on this 14th day of May, 1940, this case having come on for hearing before Honorable A. P. Murrah, Judge presiding, pursuant to regular assignment, on April 25, 1940, plaintiff, the 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, W. E. Knapp and R. N. Mallaby, appearing by their attorney, Bruce Potter, of the firm of Potter & Potter, Blackwell, Oklahoma, the parties having heretofore waived a jury, both parties announce ready for trial, and the plaintiff introduced the testimony of witnesses duly sworn and examined in open court, and at the close of said testimony the defendants interposed a demurrer to the evidence, which demurrer was by the Court overruled. Plaintiff objected to the introduction of any testimony by the defendant, W. E. Knapp, for the reason that the answer filed in this action by the defendant, W. E. Knapp, is in fact an answer and counter claim, as the defendant, Knapp, seeks affirmative relief, in that he seeks to have the title to the land involved quieted in him. That said answer is in violation of Rule 13 (a) of the rules of civil procedure.

That said motion was by the Court overruled, and the defendants introduced the testimony of witnesses sworn and examined in open court; and the Court, after hearing said testimony and arguments of counsel, and being fully advised in the premises, finds that the title of Amy G. Carpenter, formerly Greenback, is superior to any right of title of the defendant, W. E. Knapp, and that said title should be quieted in Amy G. Carpenter, formerly Greenback.

The Court further finds that the affidavit dated November 19, 1936, filed of record November 21, 1936, in Book 230, Page 601 of the records of the County Clerk of Rogers County, Oklahoma; also filed of record in Book 129, Page 198 in the office of the County Clerk of Washington County, Oklahoma, should be vacated and canceled of record.

The Court finds from the evidence that the plaintiff is not entitled to recover rent from the defendants W. E. Knapp and R. F. Mallaby, for the years 1938 and 1939.

The Court further finds that plaintiff and its said ward are entitled to possession of the land involved, at the expiration of fifteen days from April 25, 1940, and that the defendants and each of them have no right to the possession of said land and should be by this Court enjoined from asserting any such right.

The Court further finds that plaintiff is not entitled to recover on the matters before this Court on its third cause of action.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the title to the following described land, to-wit:

The Southeast Quarter of Southwest Quarter of Northeast Quarter and Northeast Quarter of Northeast Quarter of Southeast Quarter of Section Thirty-three (33) Township Twenty Four-(24) North, Range Fourteen (14), East, and

Northwest Quarter of Southwest Quarter of Southeast Quarter of Section 4, Township Twenty-three (23) North, Range Fourteen (14) East, Washington County, Oklahoma;

Also Northeast Quarter of Northwest Quarter and East Half of Northwest Quarter of Northwest Quarter and South Half of Northwest Quarter of Section Thirty-four (34), Township Twenty-four (24) North, Range Fourteen (14) East, Rogers County, Oklahoma,

be, and the same hereby is quieted in fee simple in Amy G. Carpenter, formerly Greenback, and the defendants, W. E. Knapp and R. N. Mallaby, and all persons claiming by, through or under them, are hereby restrained and enjoined from claiming or asserting any right, title or interest in or to the above described land.

IT IS THE FURTHER ORDER of the Court that the plaintiff and its said ward, Amy G. Carpenter, formerly Greenback, are entitled to the possession of said land at the expiration of fifteen days from April 25, 1940, and the defendants, W. E. Knapp and R. N. Mallaby are hereby restrained and enjoined from interfering with the possession, management and control of said land by the Secretary of the Interior of the United States, through his proper representative, the Superintendent of the Quapaw Indian Agency.

IT IS THE FURTHER DECREE of the Court that the defendants have judgment on plaintiff third cause of action as to the rental for the years 1938 and 1939.

IT IS THE FURTHER DECREE of the Court that plaintiff recover its costs herein against the defendants, W. E. Knapp and R. N. Mallaby, and each of them.

ALFRED P. MURRAH
JUDGE

O.K. AS TO FORM,
SERVICE OF COPY ACKNOWLEDGED:

WHIT Y. MAUZY

Whit Y. Mauzy, United States Attorney

CHESTER A. BREWER

Chester A. Brewer,
Assistant United States Attorney
ATTORNEYS FOR PLAINTIFF.

BRUCE B. POTTER

Bruce B. Potter,
Blackwell, Oklahoma,
Attorney for Defendant.

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court DC

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

Grand River Dam Authority, a
public corporation,

Plaintiff,

-vs-

Civil No. 226 Tract No. 11

A. N. Roberts,

Defendant.

ORDER OF DISBURSEMENT

Now on this 15th day of May, 1940, same being a judicial day of said Court, this matter comes on for hearing on the application of A. N. Roberts, for disbursement of funds, it being made to appear to this Court that said Applicant was the former owner of said land described in the petition herein filed as Tract Noll (20 GRD 1019) and (25 GRD 1355), which lands have been taken by Plaintiff by virtue of its power of eminent domain; that the damages occasioned by the taking of said lands was determined by the Commissioners appointed by this Court in the sum of \$3520.00 which amount was paid into the office of the Clerk of this Court by Plaintiff in satisfaction of said award; that thereafter in pursuance of the Order of this Court herein made and entered, said sum of \$3520.00 was paid to the Applicant; that thereafter to wit on April 23rd, 1940, said action was tried in this Court and resulted in a verdict and judgment in favor of said Applicant for \$10,000.00, or an excess of \$6480.00 over the award of the Commissioners; that all taxes, mortgages, and liens against the lands aken have been paid and satisfied and said Applicant is entitled to said excess of \$6480.00.

IT IS THEREFORE ORDERED that the Clerk of this Court do forthwith disburse and pay to A. N. Roberts the said sum of \$6480.00.

F. E. KENNAMER
District Judge

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court B

IT IS ORDERED, ADJUDGED AND DECREED by the Court that the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, be, and the same is hereby, overruled, and the said Grand River Dam Authority, a public corporation, duly excepts to the ruling of the Court, which exceptions are by the Court allowed.

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

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Grand River Dam Authority,)
a public corporation,) Petitioner,)
) CIVIL NO. 225 Tract No. 4
-vs-)
)
Joseph S. Owsley, Mrs. J. W. Huss, et al.,)
) Defendants.)

ORDER OVERRULING MOTION FOR NEW TRIAL AND ALLOWING
EXCEPTIONS

Now, on this 3rd day of May, 1940, there comes on to be heard before me, F. E. Kennamer, Judge of the United States District Court in and for the Northern District of Oklahoma, the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, a public corporation; the plaintiff appearing by and through its counsel of record, Gayle M. Pickens, and the defendants appearing by and through their counsel of record, Frank Nesbitt and Keith Smith. The Court proceeded to hear the arguments of counsel and being fully advised in the premises make s the following order:

IT IS ORDERED, ADJUDGED AND DECREED by the Court that the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, be, and the same is hereby, overruled, and the said Grand River Dam Authority, a public corporation, duly excepts to the ruling of the Court, which exceptions are by the Court allowed.

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

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Grand River Dam Authority, a
public corporation,)
Petitioner,)
CIVIL NO. 226 Tract No. 7.
-vs-)

Joseph S. Owsley, G. W. Sharp, et al.,
Defendants.

ORDER OVERRULING MOTION FOR NEW TRIAL AND ALLOWING EXCEPTIONS

Now, on this 3rd day of May, 1940, there comes on to be heard before me, F. E. Kennamer, Judge of the United States District Court in and for the Northern District of Oklahoma, the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, a public corporation; the plaintiff appearing by and through its counsel of record, Gayle M. Pickens, and the defendants appearing by and through their counsel of record, Frank Nesbitt and Keith Smith. The Court proceeded to hear the arguments of counsel, and being fully advised in the premises makes the following order:

IT IS ORDERED, ADJUDGED AND DECREED by the Court that the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, be, and the same is hereby, overruled, and the said Grand River Dam Authority, a public corporation, duly excepts to the ruling of the Court, which exceptions are by the Court allowed.

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

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Grand River Dam Authority, a public
corporation,)
Petitioner,)
Civil No. 226 Tract No. 10.
-vs-)

Joseph S. Owsley, Charlotte B.
Browning, et al., Defendants.

ORDER OVERRULING MOTION TO VACATE

Now, on this 3rd day of May, 1940, there comes on to be heard before me, F. E. Kennamer, Judge of the United States District Court in and for the Northern District of Oklahoma, the "Motion to Vacate Former Order" filed herein by Charlotte B. Browning and J. E. Browning, owners of Tract No. 10 (23 GR-D 1149); the petitioner appearing by and through its counsel of record, Gayle M. Pickens, and the defendants, Charlotte B. Browning and J. E. Browning, appearing by and through their counsel of record, Riley Q. Hunt. In said Motion the above named defendants sought to set aside the Report of Commissioners heretofore made, and for reason therefor stated that they had no notice of the commissioners viewing said property and assessing the damages to

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

Grand River Dam Authority, a public corporation,)
Petitioner,)
Civil No. 232 Tract No. 1
-vs-)
Lawford L. Browning, et al.,)
Defendants.)

ORDER OVERRULING MOTION FOR NEW TRIAL AND ALLOWING
EXCEPTIONS

Now, on this 2nd day of April, 1940, there comes on to be heard before me, F. E. Kennamer, Judge of the United States District Court in and for the Northern District of Oklahoma, the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, a public corporation; the plaintiff appearing by and through its counsel of record, Gayle M. Pickens, the defendants appearing by and through their counsel of record, Frank Nesbitt and Keith Smith. The Court proceeded to hear the arguments of counsel, and being fully advised in the premises makes the following order:

IT IS ORDERED, ADJUDGED AND DECREED by the Court that the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, be, and the same is hereby, overruled, and the said Grand River Dam Authority, a public corporation, duly excepts to the ruling of the Court, which exceptions are by the Court allowed.

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

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court H

-p-----

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

Grand River Dam Authority, a public corporation,)
Petitioner,)
Civil No. 232
Tract No. 2
-vs-)
Lawford L. Browning, J. E. Herod, sometimes known as Joe E. Herod, also sometimes known as Hool E. Herod, et al.,)
Defendants.)

ORDER OVERRULING MOTION FOR NEW TRIAL AND ALLOWING
EXCEPTIONS

Now, on this 2nd day of April, 1940, there comes on to be heard before me, F. E. Kennamer, Judge of the United States District Court in and for the Northern District of Oklahoma, the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, a public corporation; the plaintiff appearing by and through its counsel of record, Gayle M. Pickens, and the defendants appearing by and through their counsel of record, Frank Nesbitt and Keith Smith. The Court proceeded to hear the arguments of counsel, and being fully advised in the premises makes the following order:

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

REGULAR JANUARY 1940 TERM

MULSA, OKLAHOMA

WEDNESDAY, MAY 15, 1940

IT IS ORDERED, ADJUDGED AND DECREED by the court that the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, be, and the same is hereby, overruled, and the said Grand River Dam Authority, a public corporation, duly excepts to the ruling of the Court, which exceptions are by the Court allowed.

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

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Grand River Dam Authority, a
public corporation,

Petitioner,

-vs-

Lawford L. Browning, A. W. McDonald, et al.,

Defendants.

Civil No. 232. Tract No. 3.

ORDER OVERRULING LAND OWNER'S MOTION FOR NEW TRIAL

Now, on this 3rd day of May, 1940, there comes on to be heard before me, F. E. Kennamer, Judge of the United States District Court in and for the Northern District of Oklahoma, the land owner's Motion for New Trial filed herein, and the petitioner, Grand River Dam Authority, a public corporation, appearing by and through its counsel of record, Gayle M. Pickens and the land owner appearing by and through his counsel of record, Frank Nesbitt and Keith Smith. The Court, having heard the arguments of counsel and being fully advised in the premises finds that said Motion should be overruled.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the Motion for New Trial filed herein by the land owner be, and the same is hereby, overruled, to which ruling of the Court the defendant land owner duly excepted and said exceptions were allowed by the Court.

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

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court H

REGULAR JANUARY 1940 TERM

TULSA, OKLAHOMA

WEDNESDAY, MAY 15, 1940

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

Grand River Dam Authority, a public corporation,	Petitioner,)	
		)	Civil No. 232 Tract No. 7
vs-)	
Lawford L. Browning, O. W. Smithpeter, et al.,	Defendants.)	

ORDER OVERRULING MOTION FOR NEW TRIAL AND ALLOWING
EXCEPTIONS

Now, on this 2nd day of April, 1940, there comes on to be heard before me, F. E. Kennamer, Judge of the United States District Court in and for the Northern District of Oklahoma, the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, a public corporation; the plaintiff appearing by and through its counsel of record, Gayle M. Pickens, and the defendants appearing by and through their counsel of record, Smith and Walker. The Court proceeded to hear the arguments of counsel, and being fully advised in the premises makes the following order:

IT IS ORDERED, ADJUDGED AND DECREED by the Court that the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, be, and the same is hereby, overruled, and the said Grand River Dam Authority, a public corporation, duly excepts to the ruling of the Court, which exceptions are by the Court allowed.

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

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Grand River Dam Authority, a public corporation,	Petitioner,)	
		)	Civil No. 244 Tract No. 2
-vs-)	
E. E. Hinds, J. F. Seabolt, et al.,	Defendants.)	

ORDER OVERRULING MOTION FOR NEW TRIAL AND ALLOWING EXCEPTIONS

Now, on this 2nd day of April, 1940, there comes on to be heard before me, F. E. Kennamer, Judge of the United States District Court in and for the Northern District of Oklahoma, the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, a public corporation; the plaintiff appearing by and through its counsel of record, Gayle M. Pickens, and the defendants appearing by and through their counsel of record, Riley Clark. The Court proceeded to hear the arguments of counsel, and being fully advised in the premises makes the following order:

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

REGULAR JANUARY 1940 term

WEDNESDAY, MAY 15, 1940

IT IS ORDERED, ADJUDGED AND DECREED by the Court that the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, be, and the same is hereby, overruled, and the said Grand River Dam Authority, a public corporation, duly excepts to the ruling of the Court, which exceptions are by the Court allowed.

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

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Grand River Dam Authority, a public corporation,)
Petitioner,)

-vs-

CIVIL NO. 245 Tract No. 2

William T. Shedden, Mavry Dubois,)
et al., Defendants.)

ORDER OVERRULING MOTION FOR NEW TRIAL AND ALLOWING EXCEPTIONS

Now, on this 3rd day of May, 1940, there comes on to be heard before me, F. E. Kennamer, Judge of the United States District Court in and for the Northern District of Oklahoma the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, a public corporation; the plaintiff appearing by and through its counsel of record, Gayle M. Pickens, and the defendants appearing by and through their counsel of record, Ad V. Coppedge and E. H. Beauchamp. The Court proceeded to hear the arguments of counsel, and being fully advised in the premises makes the following order:

IT IS ORDERED, ADJUDGED AND DECREED by the Court that the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, be, and the same is hereby, overruled, and the said Grand River Dam Authority, a public corporation, duly excepts to the ruling of the Court, which exceptions are by the Court allowed.

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

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court H

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

REGULAR JANUARY 1940 TERM

MULSA, OKLAHOMA

WEDNESDAY, MAY 15, 1940

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

Grand River Dam Authority, a
public corporation,

Petitioner,

CIVIL NO. 245 Tract No. 3.

-vs-

William T. Sheldon, J. T. Shelman,
et al.,

Defendants.

ORDER OVERRULING MOTION FOR NEW TRIAL AND ALLOWING EXCEPTIONS

Now, on this 3rd day of May, 1940, there comes on to be heard before me, F. E. Kennamer, Judge of the United States District Court in and for the Northern District of Oklahoma the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, a public corporation; the plaintiff appearing by and through its counsel of record, Gayle M. Pickens, and the defendants appearing by and through their counsel of record, Frank Nesbitt and Keith Smith. The Court proceeded to hear the arguments of counsel, and being fully advised in the premises and makes the following order:

IT IS ORDERED, ADJUDGED AND DECREED by the Court that the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, be, and the same is hereby overruled, and the said Grand River Dam Authority, a public corporation, duly excepts to the ruling of the Court, which exceptions are by the Court allowed.

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

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Grand River Dam Authority, a
public corporation,

Petitioner,

CIVIL NO. 245 Tract No. 5.

-vs-

William T. Sheldon, Henry Killion, et al.,

Defendants.

ORDER OVERRULING MOTION FOR NEW TRIAL AND ALLOWING EXCEPTIONS

Now, on this 3rd day of May, 1940, there comes on to be heard before me, F. E. Kennamer, Judge of the United States District Court in and for the Northern District of Oklahoma the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, a public corporation; the plaintiff appearing by and through its counsel of record, Gayle M. Pickens, and the defendants appearing by and through their counsel of record, L. L. Roberts. The Court proceeded to hear the arguments of counsel, and being fully advised in the premises makes the following order:

THE UNITED STATES COURT OF THE DISTRICT OF COLUMBIA
NORTHERN DISTRICT OF OKLAHOMA
MULLEN, OKLAHOMA

REGULAR JANUARY 1940 TERM

WEDNESDAY, MAY 15, 1940

IT IS ORDERED, ADJUDGED AND DECREED by the Court that the Motion for New Trial filed herein by the Plaintiff, Grand River Dam Authority, Inc, and the same is hereby, overruled and the said Grand River Dam Authority, a public corporation, duly excepts to the ruling of the Court, which exceptions are by the Court allowed.

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

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Grand River Dam Authority, a
public corporation,)
Petitioner,)
Civil No. 246 Tract No. 1
-vs-)
H. H. Thompson, et al.,)
Defendants.)

ORDER OVERRULING MOTION FOR NEW TRIAL AND ALLOWING
EXCEPTIONS.

Now, on this 2nd day of April, 1940, there comes on to be heard before me, F. E. Kennamer, Judge of the United States District Court in and for the Northern District of Oklahoma the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, a public corporation; the plaintiff appearing by and through its counsel of record, Gayle M. Pickens, and the defendants appearing by and through their counsel of record, Frank Nesbitt and Keith Smith. The Court proceeded to hear the arguments of counsel, and being fully advised in the premises makes the following order:

IT IS ORDERED, ADJUDGED AND DECREED by the Court that the Motion for New Trial filed herein by the Plaintiff, Grand River Dam Authority, Inc, and the same is hereby, overruled, and the said Grand River Dam Authority, a public corporation, duly excepts to the ruling of the Court, which exceptions are by the Court allowed.

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

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court H

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

REGULAR JANUARY 1940 TERM

TRISA, OKLAHOMA

WEDNESDAY, MAY 15, 1940

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

Grand River Dam Authority, a public corporation,

Petitioner,

-vs-

Civil No. 246 Tract No. 2.

H. H. Thompson, Maude E. Gayman, M. W. Gayman, et al.,

Defendants.

ORDER OVERRULING LAND OWNERS' MOTION FOR NEW TRIAL

Now, on this 3rd day of May, 1940, there comes on to be heard before me, F. E. Kennamer, Judge of the United States District Court in and for the Northern District of Oklahoma, the land owners' Motion for New Trial filed herein, and the petitioner, Grand River Dam Authority, a public corporation, appearing by and through its counsel of record, Gayle M. Pickens, and the land owners appearing by and through their counsel of record, Frank Nesbitt and Keith Smith. The Court, having heard the arguments of counsel and being fully advised in the premises finds that said Motion should be overruled.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the Motion for New Trial filed herein by the land owners be, and the same is hereby, overruled, to which ruling of the Court the defendant land owners duly excepted and said exceptions were allowed by the Court.

F. E. KENNAMER

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

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Grand River Dam Authority, a public corporation,

Petitioner,

-vs-

CIVIL NO. 246 Tract No. 3.

H. H. Thompson, Lewis Dubois, et al., Defendants.

ORDER OVERRULING MOTION FOR NEW TRIAL AND ALLOWING EXCEPTIONS.

Now, on this 3rd day of May, 1940, there comes on to be heard before me, F. E. Kennamer, Judge of the United States District Court in and for the Northern District of Oklahoma, the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, a public corporation; the plaintiff appearing by and through its counsel of record, Gayle M. Pickens, and the defendants appearing by and through their counsel of record, Frank Nesbitt and Keith Smith. The Court proceeded to hear the arguments of counsel, and being fully advised in the premise makes the following order:

IT IS ORDERED, ADJUDGED AND DECREED by the Court that the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, be, and the same is hereby, over-

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

REGULAR JANUARY 1940 TERM

TULSA, OKLAHOMA

WEDNESDAY, MAY 15, 1940

ruled, and the said Grand River Dam Authority, a public corporation, duly excepts to the ruling of the Court, which exceptions are by the Court allowed.

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

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Grand River Dam Authority, a public
corporation,

Petitioner,

-vs-

CIVIL NO. 246 Tract No. 6

H. H. Thompson, G. C. Ray, et al.,

Defendants.

ORDER OVERRULING MOTION FOR NEW TRIAL AND ALLOWING
EXCEPTIONS

Now, on this 3rd day of May, 1940, there comes on to be heard before me, F. E. Kennamer, Judge of the United States District Court in and for the Northern District of Oklahoma, the Motion for New trial filed herein by the plaintiff, Grand River Dam Authority, a public corporation; the plaintiff appearing by and through its counsel of record, Gayle M. Pickens, and the defendants appearing by and through their counsel of record, Frank Nesbitt and Keith Smith. The Court proceeded to hear the arguments of counsel and being fully advised in the premises makes the following order:

IT IS ORDERED, ADJUDGED AND DECREED by the Court that the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, be, and the same is hereby overruled and the said Grand River Dam Authority, a public corporation, duly excepts to the ruling of the Court, which exceptions are by the Court allowed.

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

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court H

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

REGULAR JANUARY 1940 TERM

EMLSA, OKLAHOMA

WEDNESDAY, MAY 15, 1940

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

Grand River Dam Authority, a public corporation,	Petitioner,)	
		)	CIVIL NO. 246 Tract No. 7.
-vs-)	
H. H. Thompson, Sarah Wood, et al.,	Defendants.)	

ORDER OVERRULING MOTION FOR NEW TRIAL AND ALLOWING EXCEPTIONS

Now, on this 3rd day of May, 1940, there comes on to be heard before me, F. E. Kennamer, Judge of the United States District Court in and for the Northern District of Oklahoma the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, a public corporation; the plaintiff appearing by and through its counsel of record, Gayle M. Pickens, and the defendants appearing by and through their counsel of record, Rollie C. Clark. The Court proceeded to hear the arguments of counsel, and being fully advised in the premises makes the following order:

IT IS ORDERED, ADJUDGED AND DECREED by the Court that the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, did, be, and the same is hereby overruled, and the said Grand River Dam Authority, a public corporation, duly excepts to the ruling of the Court, which exceptions are by the Court allowed.

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

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Grand River Dam Authority, a public corporation,	Petitioner,)	
		)	CIVIL NO. 246 Tract No. 7
vs.)	
H. H. Thompson, Roy Wood, et al.,	Defendants.)	

ORDER OVERRULING MOTION FOR NEW TRIAL AND ALLOWING EXCEPTIONS

Now, on this 3rd day of May, 1940, there comes on to be heard before me, F. E. Kennamer, Judge of the United States District Court in and for the Northern District of Oklahoma the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, a public corporation; the plaintiff appearing by and through its counsel of record, Gayle M. Pickens, and the defendants appearing by and through their Counsel of record, Rollie C. Clark. The Court proceeded to hear the arguments of counsel, and being fully advised in the premises makes the following order:

IT IS ORDERED, ADJUDGED AND DECREED by the Court that the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, be, and the same is hereby overruled and the said Grand River Dam Authority, a public corporation, duly excepts to the ruling of the

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

Grand River Dam Authority, a public corporation,)
Petitioner,)
Civil No. 263 Tract No. 8
-vs-)
A. O. Kephart, F. M. Post, et al.,)
Defendants.)

ORDER OVERRULING LAND OWNER'S MOTION FOR NEW TRIAL

Now, on this 3rd day of May, 1940, there comes on to be heard before me, F. E. Kennamer, Judge of the United States District Court in and for the Northern District of Oklahoma the land owner's Motion for New trial filed herdn, and the petitioner, Grand River Dam Authority, a public corporation, appearing by and through its counsel of record, Gayle M. Pickens, and the land owner appearing by and through his counsel of record, Frank Nesbitt and Keith Smith. The Court, having heard the arguments of counsel and being fully advised in the premises finds that said Motion should be overruled.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the Motio for New Trial filed herein by the land owner be, and the same is hereby overruled, to which ruling of the Court the defendant land owner duly excepted and said exceptions were by the Court allowed.

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

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Grand River Dam Authority, a public corporation,)
Petitioner,)
CIVIL NO. 264 Tract No. 2.
-vs-)
C. M. Copeland, E.B. Wensel, et al.,)
Defendants.)

ORDER OVERRULING MOTION FOR NEW TRIAL AND ALLOWING EXCEPTIONS

Now, on this 3rd day of May, 1940, there comes on to be heard before me, F. E. Kennamer, Judge of the United States District Court in and for the Northern District of Oklahoma and the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, a public corporation; the plaintiff appearing by and through its counsel of record, Gayle M. Pickens, and the defendants appearing by and through their counsel of record, Frank Nesbitt and Keith Smith. The Court proceeded to hear the arguments of counsel, and being fully advised in the premises makes the following order.

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

Grand River Dam Authority, a public corporation,)
Petitioner,)
-vs-) CIVIL NO. 277 Tract No. 3
C.D. Mitchell, A. M. Burks, some-)
times known as A. M. Burke, et al.,) Defendants.)

ORDER OVERRULING MOTION FOR NEW TRIAL AND ALLOWING EXCEPTIONS

Now, on this 3rd day of May, 1940, there comes on to be heard before me, F.E. Kennamer, Judge of the United States District Court in and for the Northern District of Oklahoma, the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, a public corporation; the plaintiff appearing by and through its counsel of record, Gayle M. Pickens, and the defendants appearing by and through their counsel of record, Frank Nesbitt and Keith Smith. The Court proceeded to hear the arguments of counsel, and being fully advised in the premises makes the following order:

IT IS ORDERED, ADJUDGED AND DECREED by the Court that the Motion for New Trial filed herein by the plaintiff, Grand River Dam Authority, be, and the same is hereby overruled, and the said Grand River Dam Authority, a public corporation, duly excepts to the ruling of the Court, which exceptions are by the Court allowed.

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

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U.S. District Court H

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

CLARA MAY SMITH,)
Plaintiff,)
vs.) No. 307 CIVIL
BARTLETT-COLLINS COMPANY, a Delaware)
Corporation, et al,) Defendants.)

JOURNAL ENTRY OF JUDGMENT

Now on this 15 day of May, 1940, the above entitled cause coming on regularly for hearing, plaintiff being present in person in open court and represented by her attorney, George D. Willhite and Finch and Finch, and defendant being represented in open court by its attorneys, Hal Crouch and John A. Cheadle, and both parties having announced ready for trial and having waived a jury and having agreed that this cause be tried by the court, the same proceeded, and after the introduction of evidence and testimony of witnesses and being advised in the premises the court finds as follows:

REGULAR JANUARY 1940 TERM

TULSA, OKLAHOMA

WEDNESDAY, MAY 15, 1940

to be paid by the defendant.

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

OK E. A. HAMILTON
Atty. for Plaintiff.

OK PIERCE and RUCKER
By A. M. Covington
Attys. for Defendant.

ENDORSED: Filed May 15 1940
H. P. Warfield, Clerk
U. S. District Court G

Court adjourned to May 6, 1940

REGULAR JANUARY 1940 TERM

TULSA, OKLAHOMA

THURSDAY, MAY 16, 1940

On this 16th day of May, A. D. 1940, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1940 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. 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 FOR THE NORTHERN DISTRICT
OF OKLAHOMA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

No. 96 Civil

GEORGE S. ZERVAS,

Defendant.

O R D E R

NOW, on this 16th day of May, 1940, this matter coming on before the court on application of the plaintiff, United States of America to vacate the order of the court directing the clerk to enter judgment in favor of the defendant and against the plaintiff and it appearing to the court that counsel for the defendant has not filed a journal entry of judgment in this action, pursuant to the instructions of the court, and that said order directing the clerk to enter judgment should be vacated and judgment entered as of May 16th, 1940.

IT IS, THEREFORE, THE ORDER OF THE COURT that said order of the court directing the court to enter judgment herein on the 30th day of June, 1939, in favor of the defendant and against the plaintiff be and hereby is vacated, canceled, set aside and held for naught and the

clerk is directed to enter judgment in this cause of action as of May 16th, 1940.

F. E. KENNAMER
JUDGE

O.K. AS TO FORM
SERVICE OF COPY ACKNOWLEDGED
WHIT Y. MAUZY
United States Attorney

CHESTER A. BREWER
Assistant United States Attorney

TILLMAN & TILLMAN
Attorneys for Defendant.

ENDORSED: Filed May 16 1940
H. P. Warfield, Clerk
U. S. District Court B

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

UNITED STATES OF AMERICA, Plaintiff,)
vs.) No. 96 CIVIL.
George S. Zervas, Defendant.

JOURNAL ENTRY OF JUDGMENT

Now on this 16th day of May, 1940, this matter having come on before the Court on June 30, 1939, 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 the defendant, George S. Zervas, appearing by his attorneys, Tillman and Tillman, and both parties having announced ready for trial, a jury having heretofore been waived, plaintiff introduced its testimony and rested; and the defendant introduced his testimony and rested; and the Court having heard said testimony of witnesses sworn and examined in open court, and the statements of counsel, and being fully advised in the premises, finds that the reasonable rental value of the premises involved herein during the months of January, February, March and to April 15, 1937, was the sum of \$100.00 per month.

The Court further finds that the defendant paid to claimant and its said wards for said period of years the sum of \$50.00 per month.

The Court further finds that after the defendant, Zervas, vacated said premises above described, the plaintiff and its said wards, through their proper agency, were unable to lease said premises above described.

IT IS THEREFORE THE ORDER of the Court that plaintiff take nothing by its complaint herein.

F. E. KENNAMER
JUDGE

OK TILLMAN & TILLMAN, Atty for Defendant
O.K. AS TO FORM SERVICE OF COPY ACKNOWLEDGED:
WHIT Y. MAUZY, United States Attorney
CHESTER A. BREWER, Assistant United States Attorney
ENDORSED: Filed May 16 1940
H. P. Warfield, Clerk, U. S. District Court G

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

RECORDED IN JANUARY 1940 term

TULSA, OKLAHOMA

THURSDAY, MAY 16, 1940

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

M. P. PERRY, EXECUTOR, Plaintiff,)

-vs-

C - 285

ASSOCIATED PETROLEUM PROPERTIES, a Trust Estate; PROVIDENT TRUST, a Trust Estate; E. R. PERRY, and S. L. DEDMAN, Defendants.)

O R D E R

Upon reading and filing the application of Joseph R. McGraw, Receiver herein, for an order authorizing payment of tax claims to the United States Internal Revenue Department, in the aggregate amount of One Thousand Nine Hundred Seventy-two Dollars and Forty-four Cents (\$1972.44)

IT IS ORDERED, ADJUDGED AND DECREED that the Receiver be, and he is hereby authorized and directed to pay to the United States Internal Revenue Department the sum of One Thousand Nine Hundred Seventy-two Dollars and Forty-four Cents (\$1972.44), for income taxes for the years 1936, 1937 and 1938 out of the funds on hand.

F. E. KENNAMER
JUDGE

ENDORSED: Filed May 16 1940
H. P. Warfield, Clerk
U. S. District Court H

VERDICT

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

ARTHUR NANCE, Plaintiff,)
vs.)
OSAGE RAILWAY COMPANY, a Corporation, Defendant.) Case No. 293 Civil

We, the jury in the above-entitled case, duly impaneled and sworn, upon our oaths find for the plaintiff, and assess damages at \$5000 DOLLARS. Five Thousand Dollars.

CLYDE J. LUCAS,
Foreman

FILED In Open Court
May 16 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Myrtle Karr, as Administratrix of the Estate
of M. E. Karr, deceased, Plaintiff,

-vs-

Civil Action No. 379

Midland Valley Railroad Company,
corporation, J. F. Green, Roadmaster,
and G. B. Harrison, Engineer, Defendants.

O R D E R

Now on this 16th day of May, 1940, the same being one of the regular judicial days
of this Court, on application of the defendants, Midland Valley Railroad Company and J. F. Green,
and for good cause shown,

IT IS HEREBY ORDERED by the Court that said defendants have, and then are hereby
granted twenty (20) days from this date in which to plead, answer or demur to the plaintiff's
petition or complaint.

F. E. KENNAMER
JUDGE

ENDORSED: Filed May 16 1940
H. P. Warfield, Clerk
U. S. District Court G

Court adjourned to May 17, 1940

REGULAR JANUARY 1940 TERM

TULSA, OKLAHOMA

FRIDAY, MAY 17, 1940

On this 17th day of May, A.D. 1940, the District Court of the United States for the
Northern District of Oklahoma, sitting in Regular January 1940 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 PETIT JURORS.

On this 17th day of May, A. D. 1940, 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 by
standers two good and lawful men, duly qualified, to serve as petit jurors for this Regular January
1940 Term of said Court.

Thereupon, the Marshal returns the names of Ray Whitaker and O. N. Wynkoop, who are
examined by the Court, and are accepted as petit jurors for this Regular January 1940 Term of Court.

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

GRAND RIVER DAM AUTHORITY, Plaintiff,)
vs.) NO. 286 CIVIL
CLAUDY W. FRAZIER, et al., Defendants.

JOURNAL ENTRY

This matter coming on for hearing this 9th day of May, 1940, upon the motion of the United States to dismiss and the United States appearing by Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, and the court being advised in the premises, finds that the United States is appearing specially and moves to dismiss for the reason that the United States is an indispensable party defendant and the court finds that said motion should be sustained.

The court further finds that this action should be dismissed insofar as it pertains to one (1) acre in Lot 7, Section 32, Township 26 North, Range 24 East, Cherokee Survey, Ottawa County, which acre is owned by the Cherokee Nation.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the motion of the United States of America to dismiss be and the same hereby is sustained and this action be and the same hereby is dismissed insofar as it relates to or affects the United States of America or any of its subdivisions.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this action be and the same hereby is dismissed insofar as it relates to one (1) acre in Lot 7, Section 32, Township 26 North, Range 24 East, Cherokee Survey, Ottawa County, Oklahoma, which is owned by the Cherokee Nation.

AND IT IS SO ORDERED.

F. E. KENNAMER
UNITED STATES DISTRICT JUDGE.

OK AS TO FORM SERVICE OF COPY ACKNOWLEDGED:
Q. B. BOYDSTUN, Attorney for Grand River Dam Authority.

ENDORSED: Filed May 17 1940
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-) No. 327 CIVIL
Buster Brown, Deroy Mayes and Mrs.)
Deroy Mayes, Defendants.)

JOURNAL ENTRY OF JUDGMENT

Now on this 16th day of May, 1940, this matter coming on before the Court on the application of the plaintiff, the United States of America, for a default judgment, plaintiff appearing by Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, and

REGULAR JANUARY 1940 TERM

OKLAHOMA, OKLAHOMA

FRIDAY, MAY 17, 1940

Chester A. Brewer, Assistant United States Attorney for said district, and it being shown to the Court that the defendants, Buster Brown, Deroy Mayes and Mrs. Deroy Mayes, have each been duly and regularly served with summons and a copy of the complaint in this cause more than 20 days prior to this date, and that none of said defendants has answered, demurred or otherwise pleaded herein, and is in default, the Court finds that plaintiff is entitled to a default judgment in accordance with its application filed herein.

The Court further finds that the following described land located in Tulsa County, Oklahoma, to-wit:

Southeast Quarter of Section Eight (8), Township Sixteen (16)
North, Range Thirteen (13) East,

is restricted Indian land belonging to John W. Perryman, restricted Creek Allottee No. 2224, and that said land is under the supervision and control of the Secretary of the Interior of the United States of America, and that said defendants, Buster Brown, Deroy Mayes and Mrs. Deroy Mayes, should be restrained and enjoined from interfering with the possession, management and control of said land by the Secretary of the Interior, or his authorized representative, the Superintendent of the Five Civilized Tribes.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the defendants, Buster Brown, Deroy Mayes and Mrs. Deroy Mayes, be, and they are hereby are permanently restrained and enjoined from interfering with the possession, management and control of the following described land, located in Tulsa County, Oklahoma, to-wit:

The Southeast Quarter of Section Eight (8), Township Sixteen (16)
North, Range Thirteen (13) East.

IT IS THE FURTHER ORDER of the Court that plaintiff, the United States of America, recover its costs herein.

F. E. KENNAMER
JUDGE

O.K. AS TO FORM, SERVICE OF COPY ACKNOWLEDGED.
WHIT Y. MAUZY, United States Attorney

CHESTER A. BREWER, Assistant United States Attorney

ENDORSED: Filed May 17 1940
H. P. Warfield, Clerk
U. S. District Court DC

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

REGULAR JANUARY 1939 TERM

OKLAHOMA

FRIDAY, MAY 17, 1940

VERDICT

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

BERTHA McGREW,

Plaintiff,

vs.

Case No. 338 - Civil

ARMOUR AND COMPANY, a
corporation,

Defendant.

We, the jury in the above-entitled case, duly impaneled and sworn, upon our oaths,
find for the plaintiff, and assess damages at One Thousand and no/100 dollars.

JEFF R. TURNER

FILED In Open Court May 17, 1940
H. P. Warfield, Clerk,
U. S. District Court H

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

F. C. SWINDELL, Trustee in
Bankruptcy of Joe Liken, bankrupt,

Plaintiff,

vs.

No. 381 Civil

A. Greenberg,

Defendant.

ORDER AUTHORIZING FILING OF SUIT

Now, on this 17th day of May, 1940, it appearing to the Court, upon application of
the Trustee and evidence offered in support thereof, that the purpose of the instant action is to
recover property alleged to have been fraudulently conveyed and assigned for the purpose of defeating
and defrauding the creditors of the bankrupt, and that there are not sufficient funds in the estate
of the bankrupt to pay the court costs, and it appearing that some recovery is probable, that is
to say, a sufficient recovery to pay the court costs, if not more, and the Trustee having applied
for permission to file the above entitled action without a cost deposit and upon the understanding
that when moneys have accrued to the estate that the costs will be paid, the Court finds that such
order should issue.

It is therefore ordered, adjudged and decreed that the Clerk of this Court be, and
he is hereby, authorized and directed to file the above entitled action without a cost deposit
having been made, and that if, as and when, and in the event, moneys are collected by, or accrue
to, the estate of the bankrupt, that said court costs shall be paid therefrom.

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

F. E. KENTAMER
United States District Judge

FEBDORSED: Filed May 17 1940
H. P. Warfield, Clerk
U. S. District Court

REGULAR JANUARY 1940 TERM

OKLAHOMA, OKLAHOMA

FRIDAY, MAY 17, 1940

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

F. C. Swindell, Trustee in
Bankruptcy of Joe Liken, Bankrupt, Plaintiff,)
) No. 4302-B Civil

vs.

A. Greenberg, Defendant.

ORDER OF REFERENCE

Now, on this 17th day of May, 1940, this matter coming on for hearing on application of F. C. Swindell, Trustee in Bankruptcy of Joe Liken bankrupt, case No. 4302-B, and the Court having considered said application and heard the evidence offered in support thereof, and being well and sufficiently advised in the premises, finds an order of reference should issue herein, and that a Special Master should be appointed to hear the evidence and make findings of fact and conclusions of law and submit the same to this Court for adoption or rejection, in whole or in part, as the Court may see fit.

It is therefore ordered, adjudged and decreed that J. M. Humphreys, be, and he is hereby, appointed Special Master in the above entitled matter, and he is hereby authorized, empowered and directed at such times and places and from time to time as he may see fit swear witnesses, take evidence, oral and documentary and conduct hearings generally in the above entitled matter and make findings of fact and conclusions of law, in writing, and return the same into this Court for approval or rejection, in whole or in part, as this Court may see fit, and to do and perform any and all other necessary and proper things in order to fully carry out and perform the intent and purposes of this order of reference.

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

F. E. KENNAMER
United States District Judge

ENDORSED: Filed May 17 1940
H. P. Warfield, Clerk
U. S. District Court G

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

I. E. NELSON, et al)
)
vs.) No. 1266 Equity
)
SAPULPA GAS COMPANY, et al)

O R D E R

For good cause shown it is hereby ordered that T. M. Thomas, doing business as The Thomas Investment Company of Wichita, Kansas, is the owner of Sapulpa Gas Company, First Mortgage 5% Gold Bond, No. 548 in the face amount of \$500.00, and that the Clerk of this Court shall forthwith pay to said owner his pro rata distributive share due to said bond under the previous orders of this Court, said sum less charges being in the amount of \$254.92.

Dated this 17th day of May, 1940.

F. E. KENHAMER
 Judge

ENDORSED: Filed May 17 1940
 H. P. Warfield, Clerk
 U. S. District Court ME

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

Wiley Watashe, Eliza Watashe Esmond,)
 Lofahye Watashe, Barney Watashe, James)
 Watashe and Martha Watashe Dunn, Plaintiffs,)

vs.

No. 1292 Equity

Nancy Watashe, now Roland, Johnny
 Watashe, Lucile Watashe and Jessie
 Watashe, minors, and Ethel Watashe,
 Guardian, Defendants.

O R D E R

Now on this 17th day of May, 1940, the above entitled cause comes on to be heard on the report of the commissioners in partition heretofore appointed by this Court with reference to the partition of the

East Half ($E\frac{1}{2}$) of the Southwest Quarter ($SW\frac{1}{4}$)
 of Section Twenty-nine (29), Township Eighteen
 (18) North, Range Eleven (11) East in Creek
 County, Oklahoma.

And the Court having examined said report, finds that said commissioners have found that said lands cannot be partitioned in kind and have appraised the value thereof at \$7.50 per acre, making a total valuation of said eighty acres of land in the sum of Six Hundred Dollars (\$600.00). The Court now finds that said report of said commissioners be in all respects approved.

THEREFORE, it is ordered and adjudged by the Court that the lots and lands above described cannot be partitioned in kind and that the appraised value thereof as fixed by the commissioners is the sum of Six Hundred Dollars (\$600.00), and no one of said parties having elected to take such lands at such appraised value.

It is further ordered by the Court that said lots and lands be sold as upon execution. The Court hereby appointed Jno. P. Logan, U. S. Marshall, as special master to conduct such sale under execution. To which order intervener objects and exceptions are allowed.

OK J. J. MARRS JOHN R. MILLER
 O.K. as to form Service of copy acknowledged;
 CHESTER A. BREWER; Asst. U. S. Atty.
 ENDORSED: Filed May 17 1940
 H. P. Warfield, Clerk
 U. S. District Court DC

F. E. KENHAMER
 JUDGE

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

RECORDED JANUARY 1940 HMM

TAHLEA, OKLAHOMA

FRIDAY, MAY 17, 1940

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

Edmond Burgess,

Plaintiff,)

vs.

No. 1298 Equity

Alice May Bosen, now Morrison,

Defendant.)

D E C R E E

Now on this 17th day of May, 1940, the Court, having considered the pleadings, stipulations and evidence of the parties, and being fully advised in the premises, it is ordered, adjudged and decreed by the Court that the certain deed executed by Edmond Burgess to Alice May Bosen, now Morrison, covering the following described lots and lands in Creek County, State of Oklahoma, to-wit:

Northwest Quarter (NW $\frac{1}{4}$) of Section Five (5)
Township Seventeen (17th) North, Range Twelve
(12) East, Creek County, Oklahoma,

executed on or about the 22nd day of July, 1935, be delivered up, cancelled and held for naught and that the record thereof be expunged.

That plaintiff do have and recover judgment against the defendant for one-half of the agricultural rentals accruing from said land in the sum of \$200.00.

That plaintiff further having and recover judgment against the defendant for one-half of the oil rents and royalties accrued on the above described land in the hands of the Disbursing Agent at Union Agency and that he recover further judgment for his costs. To all of which judgment defendant excepts.

F. E. KENNAMER
JUDGE

O.K. as to form:
W. V. PRYOR
Attorney for Defendant, Sapulpa, Oklahoma

O.K. as to form:
MILLER, LYTLE & WILDMAN and GEORGE H. JENNINGS,
By L. O. LYTLE, Attorneys for Plaintiff, Sapulpa, Oklahoma.

ENDORSED: Filed May 17 1940
H. P. Warfield, Clerk
U. S. District Court DC

Court adjourned to May 20, 1940.

REGULAR JANUARY 1940 TERM

TULSA, OKLAHOMA

MONDAY, MAY 20, 1940

On this 20th day of May, A. D. 1940, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1940 Term at Tulsa, met pursuant to adjournment, Honorable 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:

MISCELLANEOUS - ORDER EXEMPTING PUBLIC JURY.

On this 20th day of May, A. D. 1940, comes the Marshal and makes return on the Venire heretofore issued out of this court for Petit Jurors for this Regular January 1940 Term of Court, at Tulsa, Oklahoma. Thereupon, the Clerk calls the names of the Jurors so summoned, as follows:

Lawrence Rutherford
 Kenneth Green
 Marshall Palmer
 G. C. Parker
 Ross Eakin
 Lewis Grimos
 Paul Spaulding
 Charles Reed
 George W. Noe
 Virgil Sikes

Geo. E. Spiller
 Roy C. Foster
 W. L. Toothman
 George Newman
 W.G. Nelson
 Hardy Brashear
 Kenneth S. Flint
 Royal Scott
 L.E. Fletcher
 J. H. Haeske

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

Kenneth Green
 Ross Eakin

W. G. Nelson
 L. E. Fletcher

are excused from service as Jurors for the term.

Thereupon, the balance of said array are accepted as Petit Jurors for this Regular January 1940 Term of Court.

ENDORSED: Filed In Open Court
 May 20 1940
 H. P. Warfield, Clerk
 U. S. District Court

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

Alonzo Burr Whiteley, Plaintiff,)
vs.)
No. 76 - Civil
Mid-Continent Petroleum Corporation, a corporation, and Cosden Pipe Line Company, a corporation, Defendants.

O R D E R

Now, on this 20th day of May, 1940, the defendant's motion for an order directing the Clerk to tax certain costs, coming on to be heard, and the Court having read said motion and being otherwise fully and sufficiently advised in the premises, finds that said motion should be sustained.

IT IS, THEREFORE, BY THE COURT ORDERED that the Clerk of this court be, and he is hereby, directed to tax as court costs in the above entitled action the sum of Eight Hundred Seventy-three (\$873.00) Dollars for five days' services of the Court Reporter for reporting the proceedings in the above entitled cause upon the defendant's motion to dismiss and, also, at the trial and for furnishing a transcript of said reporter's notes of the evidence had upon said hearing and trial, which said amount has been previously paid by said defendant, Mid-Continent Pipe Line Company (formerly Cosden Pipe Line Company) to Mr. Geo. H. Lessley, the official court reporter of this Court.

F. E. KEENAMER
JUDGE

O.K. I. L. LOCKEWITZ, Attorney for Defendant
O.K. AS to form B. A. HAMILTON & WILLIAM M. TAYLOR,
Attorney for Plaintiff

ENDORSED: Filed May 20 1940
H. P. Warfield, Clerk
U. S. District Court ME

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

Alonzo Burr Whiteley, Plaintiff,)
vs.)
No. 76 - Civil
Mid-Continent Petroleum Corporation, a corporation, and Cosden Pipe Line Company, a corporation, Defendants.

O R D E R

Now, on this 20th day of May, 1940, comes on for hearing the motion of the defendant appellant, Mid-Continent Pipe Line Company (formerly Cosden Pipe Line Company, a corporation), to certify certain original exhibits to the Clerk of the Circuit Court of Appeals for the Tenth Circuit; and the Court, being fully and sufficiently advised in the premises, finds that said motion should be sustained.

IT IS, WHEREFORE, by the Court ordered that the Clerk of this Court be, and he is hereby, directed to certify and to send to the Clerk of the Circuit Court of Appeals for the Tenth Circuit, with the record on appeal herein, the following original exhibits introduced upon the trial of the above entitled action:

Plaintiff's Exhibit #1	Picture of plaintiff taken two years before accident.
Plaintiff's Exhibit #2	Picture of plaintiff's back taken in 1932.
Plaintiff's Exhibit #3	X-Ray picture of plaintiff's shoulder.
Plaintiff's Exhibit #4	X-Ray picture, lateral view of plaintiff's spine.
Plaintiff's Exhibit #5	X-Ray picture - stethoscopic anterior view of plaintiff's thorax
Plaintiff's Exhibit #6	X-Ray picture of plaintiff.
Plaintiff's Exhibit #7	X-Ray picture of plaintiff - side view, dorsal spine.
Plaintiff's Exhibit #8	X-Ray picture of plaintiff - front view, dorsal spine.
Defendant's Exhibit #2	Attached to deposition of Dr. Earl D. McBride, X-Ray picture of Plaintiff.
Defendant's Exhibit #3	Attached to Deposition of Dr. Earl D. McBride, X-Ray picture of plaintiff.
Defendant's Exhibit #4	X-Ray picture of Warren E. Andrews.
Defendant's Exhibit #5	Picture of Kochendorfer house.
Defendant's Exhibit #6	" " " "
Defendant's Exhibit #7	" " " "
Defendant's Exhibit #21	Picture of Warren Andrews
Defendant's Exhibit #22	Picture of _____ Wellman.
Defendant's Exhibit #23	X-Ray picture of plaintiff - side view.
Defendant's Exhibit #24	X-Ray Picture of plaintiff - front view
Defendant's Exhibit #1	Attached to deposition of Paul Kochendorfer, Picture of Kochendorfer house, etc.
Defendant's Exhibit #2	Attached to deposition of Paul Kochendorfer, Picture of Kochendorfer house, etc.
Defendant's Exhibit #3	Attached to deposition of Paul Kochendorfer, Picture of Kochendorfer house.
Defendant's Exhibit #__	Model of Kochendorfer house and premises
Defendant's Exhibit #1	X-Ray report, attached to deposition of Dr. Earl D. McBride.

F. E. KEBBAMER
JUDGE

O.K. as to form
B. A. HAMILTON and WILLIAM M. TAYLOR
Attorney for Plaintiff

O.K. I. L. LOCKEWITZ
Attorney for Defendant

ENDORSED: Filed May 20 1940
H. P. Warfield, Clerk
U. S. District Court ME

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

J. C. WILLIAMS, In person and for all
other persons similarly situated, Plaintiffs,

vs

No. 114 - Civil

THE JEWEL TEA COMPANY, a corporation,
Defendant.

ORDER OVERRULING MOTION TO AMEND AND SUPPLEMENT FINDINGS OF
FACT AND TO AMEND, VACATE AND SUBSTITUTE CONCLUSIONS
OF LAW.

Now, on this 20th day of May, A. D. 1940, this said motion came on regularly
to be heard, and all parties being present and the Court being fully advised in the premises finds
that this motion should be overruled.

IT IS, THEREFORE, BY THE COURT CONSIDERED, ORDERED AND ADJUDGED that the motion
of the defendant, JEWEL TEA COMPANY, a corporation, to amend and supplement findings of fact and
to amend, vacate and substitute conclusions of law, be and the same is hereby overruled; to the
action of the Court in overruling said motion to amend and supplement findings of fact and to amend
and vacate and substitute conclusions of law the defendant objects and excepts, which said exception
is hereby the Court allowed.

ALFRED P. MURRAH
JUDGE

O.K. W. L. SHIREY, Attorney for Plaintiff.
R. J. STUSDVANT
E. J. DICK
A. F. MOSS, Attorneys for the Defendant.

ENDORSED: Filed May 23 1940
H. P. Warfield, Clerk
U. S. District Court B

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

J. C. WILLIAMS, in Person and for all other
persons similarly situated, Plaintiffs,

vs

No. 114 - Civil

THE JEWEL TEA COMPANY, a corporation,
Defendant.

ORDER OVERRULING MOTION FOR NEW TRIAL

Now, on this 20th day of May, A. D. 1940, this cause came on regularly to be
heard upon the motion for new trial of the defendant, Jewel Tea Company, a corporation, and all
parties being present and the Court being fully advised in the premises finds that said motion for
new trial of the defendant, Jewel Tea Company, a corporation, should be overruled.

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

NO. 168 JUNE 20, 1940

OKLA, OKLAHOMA

MAY, 20, 1940

IT IS, THEREFORE, BY THE COURT, CONSIDERED, ORDERED AND ADJUDGED that the motion for new trial filed in this cause by the defendant, JEWEL TIA COMPANY, a corporation, being the same is hereby granted, to which action of the Court in overruling said motion for new trial of the defendant, JEWEL TIA COMPANY, a corporation, the record at objects and excerpts and which said exception is by Court hereby allowed.

ALFRED P. MURRAH
JUDGE

C.X. W. L. SHIREY, Attorney for Plaintiff
R. J. STURDEVAULT
E. J. DICK
A. F. MOSS, Attorneys for the Defendant.

ENDORSED: Filed May 20 1940
H. P. Warfield, Clerk
U. S. District Court B

VERDICT

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

T. L. SEBASTAIN and LULA SEBASTAIN, Plaintiffs)

vs.)

Case No. 168 Civil

NASH-FINCH COMPANY, a corporation, Defendant.

We, the jury in the above-entitled case, duly impaneled and sworn, upon our oaths find for the plaintiff, and assess their damages at 4412.00 DOLLARS
Fourty Four Twelve and no/100

RAY B. WHITAKER
Foreman

FILED In Open Court
May 20 1940
H. P. Warfield, Clerk
U. S. District Court H

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

REGULAR JANUARY 1940 TERM

OKLAHOMA

WEDNESDAY, MAY 20, 1940

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

A. W. Black, Plaintiff,)

-vs-

No. 259 Civil

Jewel Tea Company, Inc., a corporation, Defendant.

ORDER DISMISSING WITH PREJUDICE

The plaintiff in the above entitled cause, having filed with the court clerk a dismissal with prejudice, and declaring to this court his intention and desire to dismiss with prejudice, it is hereby ordered that the said above entitled cause be, and the same is, hereby dismissed with prejudice.

F. E. KENNAMER
JUDGE

ENDORSED: Filed May 20 1940
H. P. Warfield, Clerk
U. S. District Court

IN THE UNITED STATES COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

Melvin Copeland, Plaintiff,)

vs.

No. 317 Civil

Glenn Sand Company, a corporation,
(substituted as party defendant for Harry
Bagby, sole trader, and doing business
as Glenn Sand Company, Defendants.

ORDER DISMISSING CAUSE

NOW on this 20th day of May, 1940, on motion of the plaintiff, and based upon the stipulation of the parties filed herein, the above entitled cause hereby is ordered dismissed at the costs of the plaintiff, with prejudice against the bringing of another action against the defendant.

F. E. KENNAMER
JUDGE

ENDORSED: Filed May 20 1940
H. P. Warfield, Clerk
U. S. District Court

VERDICT

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

HUBERT GOODWIN, Plaintiff,)
vs.) Case No. 335 - Civil
HERBERT RAY, Defendant.)

We, the jury in the above-entitled case, duly impaneled and sworn, upon our oaths find for the plaintiff, and assess (\$412 no/100) damages at Thirty Four Hundred Twelve and no/100 DOLLARS.

RAY B. WHITAKER,
Foreman.

FILED In Open Court
May 20 1940
H. P. Warfield, Clerk
U. S. District Court H

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

The Creek National of Indians, by Alex Noon, Principal Chief, Plaintiff,)
vs) Civil Action Civil No. 367
Nancy Barnett, nee Grayson, et al., Defendants.)

ORDER EXTENDING TIME IN WHICH TO PLEAD

H. G. Barnard and V. V. Harris, two of the defendants herein, for good cause shown, are each given until Thursday, May 30, 1940, in which to plead in this cause.

F. E. KENHAMER
District Judge

ENDORSED: Filed May 20 1940
H. P. Warfield, Clerk
U. S. District Court H

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OKLAHOMA

Cities Service Gas Company, a corporation, Plaintiff)
vs.)
Kelly-Dempsey & Company, Inc., Defendant.)
No. 2675 - Law

JOURNAL ENTRY

Now on this 9th day of May, 1940, this cause comes regularly on for disposition upon the Mandate heretofore received from the United States Circuit Court of Appeals for the Tenth Circuit reversing the judgment heretofore rendered herein and directing that judgment be rendered and entered herein in favor of plaintiff. It being shown to the Court that the defendant corporation, since the original judgment herein, has been dissolved and that at the time of dissolution thereof O. E. Dempsey, H. A. Edmonston and H. B. Crowell were Directors of said corporation, and there came into their hands property of the said corporation amounting to more than \$7,000.00 and the costs of this action and that the Court ought to be made additional parties herein.

Whereupon said Directors voluntarily enter their appearance herein as additional parties defendant and agree that judgment may be entered against them as trustees of such corporation dissolved, Kelly-Dempsey & Company, Inc., for the said sum together with the costs of this action.

IT IS THEREFORE ORDERED AND ADJUDGED that plaintiff to have and recover of and from Kelly-Dempsey & Company, Inc., a dissolved corporation, and C. E. Dempsey, H. A. Edmonston and H. B. Crowell, trustees of such corporation, the sum of \$7,000.00 and costs of this action taxed at \$196.05.

F. E. KEENAMER
JUDGE

C.K. R. E. CULLISON, Attorney for Plaintiff
C.K. A. C. SAUNDERS, Attorney for Defendant

ENDORSED: Filed May 29 1940
H. E. Warfield, Clerk
U. S. District Court ME

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

THE FIRST NATIONAL BANK AND TRUST COMPANY OF TULSA, Successor Trustee for MARY FRANCES WALTER, Plaintiff,
vs.

OKLAHOMA HOSPITAL, INC., a corporation;
OKLAHOMA HOSPITAL CORPORATION, a corporation;
OKLAHOMA HOSPITAL, a corporation; FRED S. CLINTON and JANE H. CLINTON, his wife; EXCHANGE TRUST COMPANY, a corporation; HOWARD C. JOHNSON, Bank Commissioner of the State of Oklahoma; THE FIRST NATIONAL BANK AND TRUST COMPANY OF TULSA, Successor Trustee of the Frank H. Reed and Isabelle

In Equity No. 1195

S. Redd Trust; THE FIRST NATIONAL BANK AND TRUST COMPANY, Successor Trustee for John Deacon Malloy; J. C. BENTON, C. H. SWEET and F. M. SCHUBB, as Trustees; VIRGINIA MARGAL HENICH, Successor Trustee for S. L. Canterbury; FEDERAL NATIONAL BANK OF SHAWNEE, OKLAHOMA, a corporation; Guardian of the Estate of Charline Naomi Crossland, a minor; PHILIPS UNIVERSITY, a corporation; MOLLIE DAVIS, nee JONES; MARCIE E. WRIGHT; FRANK C. JOHNER; TULSA GENERAL HOSPITAL; FLORENCE M. WILSON; and MAUDE C. MARKHAM, Executrix of the Estate of John H. Markham, Deceased.
 Defendants.

ORDER APPROVING REPORTS OF RECEIVER

Now on this 20 day of May, 1940, this matter came on for hearing in Open Court upon the various Reports filed by Lon R. Stansbery, Receiver of the property involved herein, covering the period extending from the date of his appointment as such Receiver on January 15, 1937, and extending to May 6, 1940, and the Court, having examined said Receiver under oath, and having duly and fully considered said matter, is of the opinion that said Reports should be approved and allowed;

IT IS, THEREFORE, ORDERED that the various reports filed by Lon R. Stansbery, Receiver herein, covering the period from the date of his appointment on January 15, 1937, up to May 6, 1940, be, and the same hereby is, allowed and approved;

IT IS FURTHER ORDERED that said Lon R. Stansbery, be, and he is hereby, granted and allowed the sum of Two Hundred Fifty Dollars (\$250.00), to apply on account for his services as Receiver herein, the same to be paid out of the receivership funds in his hands.

F. E. KENNAMER
 District Judge

ENDORSED: Filed May 20 1940
 H. P. Warfield, Clerk
 U. S. District Court C

 Court adjourned to May 21, 1940

REGULAR JANUARY 1940 TERM TULSA, OKLAHOMA TUESDAY, MAY 21, 1940

On this 21st day of May, A. D. 1940, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1940 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. Maury, United States Attorney
 John F. Logan, United States Marshal

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

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

W. L. HAYES, Plaintiff,)
vs.) No. 224 CIVIL
ELIZABETH DUVALL, Defendant.)

O R D E R

Now on this 21st day of May, 1940, the above coming on for hearing on motion of plaintiff to dismiss the above-entitled cause with prejudice, and the Court being advised in the premises finds that said action has been fully settled and compromised and that said application should be granted.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the above cause, be and the same hereby is dismissed with prejudice at defendant's cost.

F. E. KENNAMER
JUDGE

Service of a copy hereof accepted this 21st day of May, 1940

HAL CROUCH, Atty for Deft.

ENDORSED: Filed May 21 1940
H. P. Warfield, Clerk
U.S. District Court B

VERDICT

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

CLAUDE VANCE, Plaintiff,)
vs.) Case No. 275 - Civil
SOUTHLAND REFINING)
COMPANY, a corp., 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 Three Hundred Fifty and no/100 DOLLARS.

BOYD E. LAWSON
Foreman.

FILED In Open Court
May 21, 1940
H. P. Warfield, Clerk
U. S. District Court

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

Claude Vance,	Plaintiff,)	
vs.		|	No. 275 Civil
Southland Refining Company, a corporation,			Defendant.

JOURNAL ENTRY OF JUDGMENT

NOW on this 20th day of May, 1940, the above entitled cause comes on for trial pursuant to assignment. Plaintiff appears in person and by his attorneys, C. A. Kothe and H. L. Smith. The defendant appears by its attorney, C. E. Rosenstein. Thereupon, both parties announce ready. A jury is duly empaneled and sworn to try the issues herein. Plaintiff introduced his evidence and rested and the further hearing of said cause was recessed until May 21, 1940. On May 21, 1940, the parties appeared as previously and the further trial of said cause was resumed. Defendant introduced its evidence and plaintiff introduced his evidence on rebuttal and all parties rested.

Thereupon the Court, upon motion of the defendant, directed a verdict in said cause in favor of the plaintiff for the sum of Three Hundred fifty dollars (\$350.00), which verdict was duly received and filed and the Court directed that judgment be entered thereon.

It is, therefore, by the Court ORDERED and DECREED that the plaintiff have and recover judgment of and from the defendant for the sum of Three Hundred Fifty dollars (\$350.00) together with the costs of this action.

F. E. KENIAMER
District Judge.

APPROVED: H. L. SMITH and C. A. KOTHE
C. E. ROSENSTEIN, Atty for Deft.

ENDORSED: Filed May 22 1940
H. P. Warfield, Clerk
U. S. District Court H

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

The Creek Nation of Indians, by Alex Ngou, Principal Chief, Plaintiff,

vs.

No. 307 - Civil.

Nancy Barnett, nee Grayson, et al., Defendants.

O R D E R

NOW on this 21st day of May, 1940, it is ORDERED that the defendants, Walter E. Templeman and Charity Buckley be and he hereby is granted an extension of time until and including June 15, 1940, within which to plead in the above entitled cause.

F. E. KENNAMER
District Judge.

ENDORSED: Filed May 21 1940
H. P. Warfield, Clerk
U. S. District Court H

Court adjourned to May 22, 1940

On this 22nd day of May, A. D. 1940, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1940 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. 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:

MISCELLANEOUS - ADMISSION TO BAR.

Now on this 22nd day of May, A. D. 1940, it being made satisfactorily to appear that Jesse Oscar Dedmon, Jr., is duly qualified for admission to the Bar of this Court, the oath prescribed by law is administered and said attorney is declared admitted to the Bar of the Court. (F.E.K. Judge).

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

Chas. D. Smith, Plaintiff,)
 vs.) No. 62 Civil
 Mutual Benefit Health & Accident Association of Omaha, a corporation, Defendant.

JOURNAL ENTRY OF JUDGMENT

Now on this 22nd day of May, 1940, the above entitled case comes on for trial in its regular order, plaintiff appearing in person and by his attorney, B. A. Hamilton, and defendant appearing by its attorneys, Dudley, Hyde, Duvall & Dudley; both parties announcing ready, waive a jury and agree that the case may be heard by the Court.

Thereupon, evidence is introduced and the taking of testimony is closed, and the Court, after consideration of the same and reviewing the record and files in the case, finds that it has jurisdiction of the parties and of the subject matter; that there is a bona fide dispute and controversy involved in this case between the parties, which they have compromised and settled, and by the terms of which the defendant has paid to the plaintiff and his attorney of record the sum of \$1,000.00, receipt of which they acknowledge, and plaintiff has released the defendant from all liability on account of all of the matters and things charged and set forth in his complaint, which complaint is by this reference made a part hereof.

The Court further finds that plaintiff has entered into a written, verified stipulation and contract of compromise and settlement which is on file herein, and has moved the Court to approve the aforesaid settlement and effectuate the same by the judgment of this Court, and plaintiff has filed his dismissal with prejudice to any future action.

The Court finds that said settlement is reasonable and just and should be in all things approved and effectuated by the judgment of this Court.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the aforesaid compromise and settlement of this case between the parties be and the same is hereby confirmed and approved; that the defendant be and hereby is released and discharged from all liability to the plaintiff by virtue of any of the matters set forth in the complaint herein, or in any way connected therewith, and that this action be and the same is hereby dismissed with prejudice.

O.K. B. A. HAMILTON
 Attorney for Plaintiff

F. E. KEMMAMER
 JUDGE

DUDLEY HYDE DUVALL & DUDLEY
 Attorneys for Defendant

ENDORSED: Filed May 22 1940
 H. P. Warfield, Clerk
 U. S. District Court ME

RECEIVED JANUARY 1940

WEDNESDAY, MAY 22, 1940

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

C. J. LAURISON, TRUSTEE,

Plaintiff,)

vs.

NO. 205 Civil

C. E. THOMPSON, et al.,

Defendants.

O R D E R

Now on this 22 day of May, 1940, the same being a regular judicial day of the above court, the application of Noble C. Hood, Receiver, of the Seminole Provident Trust, for authority to pay expenses incurred in the operation of the Seminole Provident Trust, and for authority to execute consent to the operation of the Ferguson Lease by the Blackwell Oil & Gas Company, same on regularly for hearing, and the Court, being fully advised in the premises, finds that said application should be in all things allowed; NOW, THEREFORE,

IT IS HEREBY ORDERED by the Court as follows:

1. That the Receiver be and he is hereby authorized and directed to pay to the persons named the amounts hereinafter set opposite their names.

To E. W. Jones, Inc., for operating expenses on Santa and Lucas leases for month of March, 1940	\$219.26
To Blackwell Oil & Gas Company for operating expenses on Ferguson Lease for month of March, 1940	235.34
To L. E. Ewing for office rent for month of April, 1940	35.00

2. That the Receiver is authorized and directed to execute and deliver to the Blackwell Oil & Gas Company the latter, copy of which is attached to the application, authorizing The Blackwell Oil & Gas Company to operate the Ferguson lease.

F. E. KENNAMER
 United States District Judge

ENDORSED: Filed May 22 1940
 H. P. Woodfield, Clerk
 U. S. District Court G

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

GRAND RIVER LUMBER COMPANY, A
PUBLIC CORPORATION,

DEFENDANT,

CIVIL NO. 245

TRACT NO. 5

-VS-

HENRY KILLION, ET AL,

PLAINTIFFS.

FINDING OF HEIRSHIP AND ORDER DISTRIBUTING FUNDS

Whereas the appraisers appointed by this court to fix the value and damages of and to the land involved returned their report fixing the amount to which the heirs of W. F. Killion were entitled at \$5316.00; which amount was paid in by the plaintiff and distributed to the persons entitled thereto as heirs of said W.F. Killion, deceased; with the exception of \$254.39 due Leland Sink.

And thereafter the petitioner requested a jury trial and the case was duly tried in this court on April 19, 1940, and the jury returned its verdict fixing the amount as \$2150.00 and thereafter the petitioner filed a motion for a new trial which was heard and overruled by the court on May 3, 1940 and judgment entered on the verdict of the jury.

Now therefore it is the judgment of this court that the said W.F. Killion died intestate a resident of Delaware County, Oklahoma on March 12, 1937, leaving no widow and leaving as his only surviving heirs the following children and grand children; Henry Killion, Retta Killion Curry, Ancel Killion, Jess Killion, adult children of the deceased; and the following grand children who were the children of a deceased daughter of this deceased and whose name was Myrtle Sink, and her children's names are Juanita Cherry, Leland Sink, Wynona Estes, nee Sink, that all of said persons are of lawful age except Wynona Estes, nee Sink who has had her majority rights declared by the District Court of Hayes County, Oklahoma, and there were no other children or grand children of the deceased W. F. Killion at the time of his death, or persons entitled to participate or share in the distribution of the estate.

It is therefore the judgment of this court that the clerk pay out said \$834.00 by paying to Henry Killion, Retta Killion Curry, Ancel Killion and Jess Killion, each the sum of \$146.80 and pay to each of said grand children, that is, Juanita Cherry, Leland Sink, Wynona Estes, nee Sink, the sum of \$55.60 as provided by law and pay Leland Sink, the sum of \$254.39 due him from the funds paid into court upon the appraisers award.

F. E. KENTAMER
JUDGE

ENDORSED: Filed May 22 1940
H. P. Warfield, Clerk
U. S. District Court, H

VERDICT

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

ANNA MARINE, Plaintiff,)
vs.) Case No. 356 - Civil
DEE G. WATERS, Defendant.)

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

RAY B. WHITAKER,
Foreman.

FILED In Open Court
May 22, 1940
H. P. Warfield, Clerk
U. S. District Court

MISCELLANEOUS - ORDER DISCHARGING PETIT JURORS.

On this 22nd day of May, A.D. 1940, it is ordered by the Court that all Petit Jurors be and they are hereby discharged until June 3, 1940. (F.E.K.J)

MISCELLANEOUS - ORDER TO PAY.

On this 22nd day of May, A. D. 1940, it is ordered by the Court that the Marshal of this District pay the Petit Jurors and Witnesses for this Regular January Term of Court, their mileage and attendance as shown by the Record of Attendance. (F.E.K.J)

Court adjourned to May 23, 1940

REGULAR JANUARY 1940 TERM TULSA, OKLAHOMA THURSDAY, MAY 23, 1940

On this 23rd day of May, A. D. 1940, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1940 Term at Tulsa, not pursuant to adjournment, Hon. F. E. Kennerly, Judge, present and presiding.

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

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

and officers of said trust estate, and on said date said court accepted the resignation of said trustees, R. S. Williams and A. M. Edwards, as officers and trustees of said trust estate and the resignation of the said defendant, C. T. Thompson, as President, Treasurer and Executive Officer of said trust estate, ordered that the letter on the resignation of C. T. Thompson, Trustee of said trust estate, be withheld until further order of the court, and that the rights, powers and duties of said C. T. Thompson, as such trustee, be suspended until further order of the court, and thereupon appointed as trustees of said Seminole Provident Trust Noble C. Hood as trustee, president, treasurer and executive officer, and W. W. McClure, and secretary thereof, and ordered that said trustees take immediate, full and complete charge, possession and control of the office of said trust estate, its books, papers, records, bank accounts, moneys, physical and intangible property and all other assets, rights, claims, charges and interests thereof and charge and carry on thereafter all the business and affairs of said trust estate.

9. That from October 1, 1937, and continuously thereafter until September 12, 1939, the said defendant, C. T. Thompson, was managing trustee of said trust estate with immediate control over the moneys and properties of said trust estate; and during said time he paid unto himself (to apply on a large claim against said trust estate which he claimed had been assigned to him) in various amounts from the funds of said trust estate and for his own personal use and benefit the total sum of \$19,000, \$3,000 of which he subsequently voluntarily refunded to the trust estate and \$3,000 of which he subsequently replaced at the suggestion of this court shortly after this original action was filed, which left an unreturned balance of \$13,000 at the time of trial. To which defendant, C. T. Thompson, excepts, which exception is allowed.

10. That on October 1, 1937, and at any time thereafter, said trust estate was not indebted in any amount to its said original trustees, and the said defendant, C. T. Thompson, did not have any assignment from said original Trustees, or any of them, to him personally of any claims or charges which said original trustees might have had or claimed against said trust estate. That the claim of the said defendant, C. T. Thompson, that said trust estate was indebted to him in a sum far in excess of said \$19,000 by virtue of an assignment to him by said original trustees of an alleged large claim by them against said trust estate was without foundation either in law or in fact. To which defendant, C. T. Thompson, excepts, which exception is allowed.

11. That all of said \$19,000 above referred to appropriated by said Defendant C. T. Thompson from the funds of said trust estate (with the possible exception of 5% or \$78,611.32, or \$3,930.56) was taken and appropriated by said defendant, C. T. Thompson, without authorization or authority of and under the provisions of said Declaration of Trust or of the Trustees of said trust estate. However, this court will not make a definite finding that said defendant, C. T. Thompson, has acted in bad faith, but will find that he has acted most recklessly in paying himself from said trust funds on his alleged claim against the trust, of which he was managing trustee. The Court further finds that he was without right or authority to settle or pay from the trust funds his own questionable claim against the trust estate; that said defendant C. T. Thompson is indebted unto said trust estate for said unpaid balance of \$13,000 and judgment should be rendered against him and in favor of said trust estate for said sum, less credits hereinafter allowed to him. To which defendant, C. T. Thompson, excepts, which exception is allowed.

12. That from its inception until September 12, 1939, the business affairs and properties of said trust estate have been grossly mismanaged by its original trustees and carelessly and recklessly mismanaged by their successors, and a receiver thereof should be appointed to take charge and control of all of the properties, assets, moneys, records, papers and affairs of said company and operate and manage the same, subject to the order of this court. To which defendant, C. T. Thompson, excepts, which exception is allowed.

13. That each of said Intervening unit holders in this action acquired his interest in and to the units of said trust estate at prices grossly in excess of the true value thereof upon willful misrepresentation of the said value by said trustees, and caused said units to be uttered and sold. That the original trustees of Seminole Provident Trust caused units to be

sold to said intervenors and others at greatly inflated prices, representing the trust to be seized of good and valid title to certain oil properties contracted to be purchased by said trust when in truth and in fact the trust was not the actual owner thereof as represented, all of which facts were known to the original trustees but which were misrepresented to the said intervenors and other purchasers of units of beneficial interest with intent on the part of the original trustees to defraud said purchasers of units of beneficial interest and to profit personally thereby. That fraud appears on the face of the declaration of trust and the provisions thereof in that said declaration of trust and the provisions thereof deprived the investors therein of a portion of the profits of their investment of funds and diverts the same to the personal benefit of the original trustees and that the original trustees concealed said fact and provisions of the declaration of trust from persons to whom beneficial units were sold. That all of said frauds and misrepresentations were knowingly conceived by the said original trustees with the intent to deceive said intervenors and others purchasing units of beneficial interest in said trust. That said trust estate was conceived in fraud by the original trustees with intent to defraud said intervening unitholders and other investors in the units thereof, and that said Declaration of Trust should be vacated and set aside, subject to the rights, powers, control and management of the receiver of said trust estate, and the assets thereof liquidated and distributed to the persons found to be entitled thereto.

14. That while the said defendant, C. T. Thompson, as managing trustee, handled and managed the business, properties and affairs of said trust in a most reckless and careless manner, he nevertheless assembled and collected for said trust estate (from oil income and properties to which it was entitled) money and properties of the reasonable value of \$78,611.22, and he should be allowed a reasonable compensation therefor, which is \$4,930.56. That said reasonable compensation shall be credited against the said sum of \$13,000 due by him to said trust estate, leaving a balance due thereon of \$8,069.44, for which judgment should be rendered. To which defendant, C.T. Thompson, excepts, which exception is allowed.

15. That the office furniture and purchased with the funds of said trust estate and located in its former office in the Kennedy Building, Tulsa, Oklahoma, is the property of said trust estate and should forthwith be delivered by said defendant, C. T. Thompson, unto said trust estate, its trustees or receiver, as the case may be.

16. That the used 1936 Chevrolet Sedan purchased with the funds of said trust estate shall be and become the property of said defendant, C. T. Thompson.

WHEREFORE, it is hereby ordered and decreed by this Court as follows: to-wit:

1. That the Seminole Provident Trust, a trust estate, and Noble C. Hood and W. W. McClure, the managing Trustees of said trust estate, shall have and recover judgment against the said defendant, C. T. Thompson, in the total principal sum of \$8,069.44, together with interest thereon at the rate of 6% per annum from July 23, 1939, until paid, and the costs of this action, for which let execution issue.

2. That office furniture located in the former office of said trust estate in the Kennedy Building, Tulsa, Oklahoma, be and remain the property of said Seminole Provident Trust, a Trust Estate, and the possession and control thereof shall forthwith be delivered and relinquished by said defendant C. T. Thompson unto the trustees of said trust estate or its receiver upon his qualification as such.

3. That a certain used 1936 Chevrolet Sedan purchased with funds of said trust estate shall be the property of the said defendant C. T. Thompson and he shall be entitled to immediate possession and control thereof.

4. That Noble C. Hood be and he is hereby appointed receiver of said Seminole Provident Trust, a trust estate, and all of its properties, assets, moneys, papers, bank accounts, rights, interests, claims, charges and avails of any nature whatsoever, with full power and authority

IN RE: ESTATE OF C. T. WAMPSON

TRUSTEES

MEMORANDUM, MAY 23, 1940

subject always to the order of this court of any sale, partition, appraisement, collection and delivery of any or all of the same, including the right to prosecute and defend all pending actions against said trust estate and its trustees, and to bring such actions as may be necessary and proper to collect or enforce any rights or claims of said trust estate; of the trustees, officers, agents and representatives thereof, and all their and any and all other persons in case of non-compliance or control of any or all of the same as hereby authorized and directed to forthwith deliver to said receiver, upon his qualification into office, any and all of said property, moneys, bank accounts, assets, papers, books, records, instruments, claims, rights, interests and charges of any nature whatsoever.

(a). Said receiver shall cause to be executed and delivered unto the Clerk of this court a bond to the principal sum of \$5,000 conditioned upon the faithful performance of his obligations and duties as such Receiver, as provided by law and orders of this Court, which said bond shall be executed by said Receiver and some surety company authorized to do business in the State of Oklahoma and shall be approved by the Clerk of this Court.

(b). Said Receiver shall not be qualified to act as such until the execution and approval of the above named bond and the execution and filing of his oath of office as such receiver.

5. That said Declaration of Trust, executed on March 29, 1936, by E. R. Perry, S. L. Dedman and H. P. Perry, which same was filed in the office of the County Clerk of Tulsa County, Oklahoma, on April 24, 1936, is hereby dissolved, vacated and held for naught, subject, however, to the rights of said Receiver as above set forth or hereafter modified and changed, and said Receiver is authorized and directed to take such steps and do such things as may be necessary and proper to speedily and efficiently sell and liquidate the assets of said trust estate and, after paying the court costs, administration expenses, debts and obligations of said trust estate, pro rate and pay the balance to the unitholders of said trust estate as their interests may appear.

That the said defendant C. T. Wampson excepts to each and all of the orders of this court, which exceptions are hereby permitted and allowed.

DATED February 7, 1940, at Tulsa, Oklahoma.

F. E. KENNEMER
F. E. Kennemer, United States District Judge

O.K. AS FOR FORM:

EUGENE C. MARSHET PRAXY SETTLE BY E.C.M. SAM CHAMBER BY E.C.M.
Attorneys for Plaintiff and Noble C. Hood and W. W. McClure, Trustees

ENDORSED: Filed May 23 1940
H. P. Worfield, Clerk
U. S. District Court H

Court adjourned to May 24, 1940

On this 27th day of May, A. D. 1949, the District Court of the United States for the Northern District of Oklahoma, sitting at Regular January 1940 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court
 W. H. Hays, 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 27th day of May, A. D. 1949, it being made satisfactorily to appear that William A. Bledsoe 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.J)

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

ORDER TO MARSHAL TO OPEN AND ADJOURN COURT

The first Monday in June, 1949, 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, he, and he is hereby directed to open the Regular June 1949 Term at Bartlesville, Oklahoma, on Monday, the 3rd day of June, A. D. 1949, by proclamation in the manner and form provided by law, and that said Marshal adjourn said Court Sixe Die.

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

F. E. KENNAMER
 U. S. DISTRICT JUDGE

ENDORSED: Filed Jun 5 1949
 H. P. Warfield, Clerk
 U. S. District Court

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

ALONZO BIER LENTLEY, Plaintiff,)
 vs.) No. 76 Civil
COSDEN PIPE LINE COMPANY, a corp.,
et al., Defendant.

O R D E R

Now on this 27th day of May, 1940 comes on for hearing the motion of the plaintiff appellee to certify certain original exhibits and transcript of evidence and record in this cause not included in the transcript of evidence heretofore certified and filed with the Circuit Court of Appeals for the Tenth Circuit, and the court being fully and sufficiently advised in the premises finds that said motion should be sustained.

IT IS WHEREFORE by the Court ordered that the Clerk of this Court be and he is hereby directed to certify and send to the Clerk of the Circuit Court of Appeals for the Tenth Circuit, to be included with the record on appeal herein, the following original Exhibits and Transcript of the proceedings and record heretofore certified to the Clerk of the Circuit Court of Appeals, to-wit:

I.

Plaintiff's Exhibits No. 1 and 2, which are pictures of the plaintiff before his accident and afterwards; these pictures being introduced in evidence and have been certified to the Clerk of this Court.

II.

Plaintiff's Exhibits Nos. 1, 2 and 3, which are pictures introduced in evidence showing the scene of the accident in question, same being attached to deposition of Paul Kochendorfer, being referred to on page 694, Vol. II of the record, and certified to the Clerk of this Court.

III.

All of the argument on behalf of plaintiff before the jury and all of the argument on behalf of defendant before the jury, which arguments are not included in the transcript filed herein, but which are asked to be certified to the Clerk of this Court by the Clerk of the United States District Court for the Northern District of Oklahoma.

IV.

Process for Summons in the United States District Court for the Northern District of Oklahoma to be served upon defendant, Cosden Pipe Line Company, a corporation, said summons and the Marshall's return on said summons. A request for certification of these records to the Clerk of this Court in pursuance of the Rules has been made.

V.

Plaintiff's motion to certify original exhibits and record to the Circuit Court of Appeals.

VI.

Order of the Court directing the Clerk to certify certain portions of the record

and exhibits to the Circuit Court of Appeals.

VII.

Description of contents of the record and exhibits desired printed by the Appellee.

VIII.

Certificate of the Clerk.

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

ENDORSED: Filed May 27 1940
H. P. Warfield, Clerk
U. S. District Court H

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

UNITED STATES OF AMERICA, Plaintiff,

vs.

NO. 168 CIVIL.

H. H. LAYTON, et al, Defendants.

Q U O R D E R

This matter coming on for hearing this 27th day of May, 1940, and the court being advised in the premises finds that said cause has been compromised and that the plaintiff has made application that said cause be dismissed.

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

AND IT IS SO ORDERED.

F. E. MEYER
JUDGE

ENDORSED: Filed May 27 1940
H. P. Warfield, Clerk
U. S. District Court B

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

Grand River Dam Authority, a public corporation, Petitioner,
vs.
E.E. Wade, et al, Defendants.
U. S. Dist. Court (Tract No. 2)

ORDER ON DISBURSEMENT OF ADDITIONAL FUNDS PAID IN CONDEMNATION

This matter being presented on this 27th day of May, 1940, upon the application of the defendants, J. F. Seabolt and Mosell Seabolt, for the disbursement of additional funds paid in condemnation herein by the Grand River Dam Authority, a public corporation, and it appearing that all parties interested herein have been duly notified of this matter and the Grand River Dam Authority having consented that the matter might be heard at this time, the application is duly presented and heard, and the court being fully advised in the premises finds that said application should be granted.

IT IS THEREFORE, the order, judgment and decree of this court that the additional money paid herein by the Grand River Dam Authority, a public corporation in condemnation for what is termed Tract Number Two herein, such additional sum being in the amount of \$188.00 be paid by the Clerk of this Court to the defendants, J. F. Seabolt and Mosell Seabolt, and the Clerk of this Court is hereby ordered to pay such funds to said defendants.

F. E. KEENEWER
U. S. District Judge.

OK Q. B. ROYNSUN,
Atty for Petitioner

ENDORSED: Filed May 27 1940
H. P. Worfield, Clerk
U. S. District Court H

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

Grand River Dam Authority, a public corporation, Plaintiff,
vs.
J. B. Wise, et al, Defendants.
CIVIL NO. 222 Tract No. 1

O R D E R

On this 27th day of May, 1940, before the Honorable F. E. Keewener, Judge of the United States District Court for the Northern District of Oklahoma, came on for hearing the application of J. B. Wise and Elsie R. Wise, defendants in the above entitled cause, asking for an order of this court directing the clerk to pay to said defendants the amount of the award made by the appraisers to appraise the value of:

Tract No. 1 (Map No. 13 - Tract CR-C 233)

which said title is the same as titled above and to-wit:

All the said lands described and situated in Ottawa County, Oklahoma, to-wit:

Lot 1 of Sec. 16 containing 2.50 acres, more or less; and part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 16 partly described as follows, to-wit:

Beginning at a point in the North boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ and 51.7 feet West of the NE corner thereof; thence S. 20° 52' W. along said North boundary a distance of 393.3 feet to a point 335.7 feet East of the NW corner thereof; thence S. 6° 11' W. 99.5 feet; thence S. 23° 52' E. 342.4 feet; thence N. 42° 53' E. 311.4 feet; thence N. 1° 34' W. 122.2 feet to the point of beginning, containing 2.2 acres, more or less;

All in T 26 N - R 24 E of the Indian Base and Meridian, Muskogaw Survey; the whole tract containing in all 19.70 acres, more or less.

which said real estate has been appraised to be of the value of Nine Hundred Forty-five Dollars (\$945.00); and it appearing to the court that an agreement has been reached between Beadie Beard, claimant, Alice A. Kene, administrator of the estate of A. R. Kene, deceased and J. B. Wise and Elsie R. Wise that Two Hundred Forty-one Dollars (\$241.00) of said award be retained by the court clerk for the benefit of the 2.2 acres as above set out until final disposition of the litigation now pending in the District Court at Miami, Oklahoma, and that the balance of the award of Nine Hundred Forty-five Dollars (\$945.00), namely Seven Hundred Four Dollars (\$704.00), be credited to the 2.5 acres as above set out; and it further appearing to the court that J. B. Wise and Elsie R. Wise are the owners in fee simple of Lot 1 of Section 16, Township 26, North, Range 24 East, Ottawa County, Oklahoma, and the exhibits attached to the application of J. B. Wise and Elsie R. Wise, namely the certificate of the County Treasurer of Ottawa County that there are no delinquent taxes, and the certificate of the court clerk of Ottawa County that there are no judgments or liens of record against J. B. Wise and Elsie R. Wise, and that more than thirty (30) days has expired since the return of said award by the appraisers, and that said award is subject to be disbursed at this time.

IT IS THEREFORE HEREBY ORDERED that the defendants, J. B. Wise and Elsie R. Wise, are entitled to receive the sum of Seven Hundred Four Dollars (\$704.00) out of the appraisal of Nine Hundred Forty-five Dollars (\$945.00) and that the balance of Two Hundred Forty-one Dollars (\$241.00) be retained in the hands of the court clerk pending the outcome of the litigation involving the title to the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 16, Township 26 North, Range 24 East, pending in the District Court of Ottawa County, Oklahoma.

The clerk of this court is ordered to pay to J. B. Wise and Elsie R. Wise the sum of Seven Hundred Four Dollars (\$704.00) out of said award made by the appraisers on Tract No. 1 (Map No. 43 - Tract GR-C 277).

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

RECORDED: Filed May 27 1940
 H. P. Warfield, Clerk
 U. S. District Court N

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

Grand River Dam Authority, a
public corporation,

Plaintiff,

CIVIL NO. 282
Tract No. 2.

vs.

J. B. Wise, et al.,

Defendants.

O R D E R

On this 27th day of May, 1940, before the Honorable F. E. Kennamer, Judge of the United States District Court for the Northern District of Oklahoma, came on for hearing the application of J. B. Wise and Elsie R. Wise, defendants in the above entitled cause, asking for an order of this court directing the clerk to pay to said defendants the amount of the award made by the appraisers to appraise the value of:

Tract No. 2 (Map No. 34 - Tract GR-O 332)

which designation in the above entitled cause contains:

All that certain tract of land situated in Ottawa County, Oklahoma, described as follows, to-wit:

Lot 2 of Sec. 9, T 23 N - R 24 E of the Indian Base and Meridian, Cawpaw Survey, containing twenty-nine (29.0) acres, more or less;

which said real estate has been appraised to be of the value of two Thousand, Three Hundred Seventy-five Dollars (\$2,375.00); and it appearing to the court from the exhibits attached to said application that there are no delinquent taxes due as evidenced by the certificate of the county clerk of Ottawa County, and that there are no judgments or liens against J. B. Wise and/ or Elsie R. Wise as shown by the certificate of the Court Clerk of Ottawa County, and the evidence of the defendants that they are the owners of in fee simple of said tract of land;

And it appearing to the court that no objection has been noted to the amount of the award by any party or parties plaintiff or defendant and that more than thirty (30) days has elapsed since the return was made by said appraisers, and that no objection has been made to said award by any of said parties and that more than sixty (60) days has expired since the return was filed in the office of the clerk of this court, and that the plaintiff has paid the amount of the award into the hands of the clerk of said court.

IT IS WHEREFORE HEREBY ORDERED that said defendants, J. B. Wise and Elsie R. Wise, are entitled to receive from the clerk the amount of said award from said Tract No. 2 as above described and the clerk is ordered to pay into the hands of said defendants the amount of said award in the sum of Two Thousand, Three Hundred, Seventy-five Dollars (\$2,375.00) and to take the receipt of said defendants therefor.

F. E. KENNAMER
JUDGE OF THE U. S. DISTRICT COURT

ENDORSED: Filed May 27 1940
H. P. Worfield, Clerk
U. S. District Court H

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT OF
SOUTHERN DISTRICT OF MISSISSIPPI
MEMPHIS, TENNESSEE
RECORDED JANUARY 1940 BOOK 111 PAGE 100
MAY 27, 1940

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

RECONSTRUCTION FINANCE CORPORATION, Plaintiff,)

vs.

No. 215 Civil

WALTER R. EATON,

Defendant.

J U D G M E N T

A motion having regularly been made by the plaintiff, Reconstruction Finance Corporation, for an order dismissing the cross complaint of the defendant, Walter R. Eaton, and for judgment on the pleadings in favor of the plaintiff and for the relief demanded in the complaint on the ground that the cross complaint of the defendant does not state a claim upon which relief can be granted, and that the answer of the defendant does not state a legal defense to plaintiff's complaint; and that the plaintiff is entitled to a judgment as a matter of law;

On reading the complaint, the answer and the motion of the plaintiff for judgment on the pleadings; and after hearing argument of counsel for both plaintiff and defendant, upon the issues raised by the plaintiff's motion, and after due deliberation having been had,

Now on the motion of Henderson, Meek & Hall, attorneys for the plaintiff, and on the decision of the Court pronounced on April 26, 1940, at which time plaintiff's motion was argued before the court;

IT IS HEREBY ORDERED that the cross complaint of the defendant be dismissed, and that the motion of the plaintiff for judgment on the pleadings be and the same hereby is granted and it is by the court considered, ordered, adjudged and decreed that the plaintiff, Reconstruction Finance Corporation, do have of and recover from the defendant, Walter R. Eaton, the sum of \$3294.35, which sum bears interest from December 1, 1939, until said, at the rate of five per cent per annum, together with all costs herein expended, to be taxed by the clerk of this court in favor of plaintiff and against the defendant.

The judgment above rendered in favor of the plaintiff is absolute and unconditional, and execution may forthwith issue upon said judgment; but it is further ordered by the court that when the defendant pays the judgment above rendered, the defendant shall then be entitled to an accounting by the plaintiff of its administration and liquidation of collateral items securing the indebtedness of the Bank of Sulphur Springs to plaintiff.

The judgment above rendered is predicated upon a guaranty executed by the defendant on March 28, 1939, which guaranty was also executed by certain other persons as co-guarantors and nothing contained in this judgment shall be construed as affecting any of defendant's rights in respect to said co-guarantors.

Dated this 27th day of May, 1940.

F. E. KENDALLER
JUDGE

RECORDED: Filed May 27 1940
H. P. Warfield, Clerk
U. S. District Court E

EDWARD TERRY, Clerk

U.S. DISTRICT COURT

OKLAHOMA, MAY 27, 1940

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

The City of Sand Springs, a Municipal Corporation, et al, Leonor Versluis,

Complainant and Relator,

CIVIL ACTION NUMBER 333

vs.

Sand Springs Granite Company, et al.,

Defendants.

ORDER DISMISSING AS TO CAUSE OF ACTION NUMBER THIRTY-THREE

On motion of the complainant, no notice being required, it is, by the Court,

ORDERED: that cause of action Number Thirty-three, contained in the complaint, filed herein, do, and the same is hereby dismissed.

F. E. KERRMAIER
United States District Judge.

ENDORSED: Filed May 27 1940
H. P. Warfield, Clerk
U. S. District Court N

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

United States of America,

Plaintiff,

vs.

No. 309 CIVIL

J. M. Kurn, J. G. Lonsdale, Trustees,
St. Louis, San-Francisco Railway Company,

Defendants.

JOURNAL ENTRY OF JUDGMENT

Now on this 27th day of May, 1940, this cause came on to be heard in open court before the Honorable F. E. Kerrmaier, Judge presiding, pursuant to regular assignment, plaintiff appearing by Whit Y. Manzy, United States Attorney for the Northern District of Oklahoma, and Joe W. Howard, Assistant United States Attorney for said District, and the above named defendants appearing by their attorney, Harold Stuart, and evidence being offered and heard, and the court being fully advised in the premises, finds that the plaintiff is entitled to judgment as demanded by its complaint in this cause.

IT IS, THEREFORE, THE ORDER AND JUDGMENT of the court that the plaintiff have and recover judgment against the defendants J. M. Kurn and J. G. Lonsdale, Trustees, St. Louis, San Francisco Railway Company, in the sum of One Hundred Dollars (\$100.00) and the cost of this action.

OK: WHIT Y. MANZY, United States Attorney
JOE W. HOWARD, Assistant United States Attorney
ATTORNEYS FOR PLAINTIFF

F. E. KERRMAIER

ENDORSED: Filed May 28 1940
H. P. Warfield, Clerk
U. S. District Court N

North Half (1/2) of Northwest Quarter (NW₄) and South-
west Quarter (SW₄) of Northwest Quarter (NW₄) and
Northwest Quarter (NW₄) of Northwest Quarter (NW₄) of
Section Twenty-seven (27), Township Seventeen (17)
North, Range Seven (7) East;

and which said deed was filed for record in the office of the County Clerk of Creek County, Oklahoma, on February 14, 1917, and recorded in Book 97 at Page 274 of the records of said office, and the approval of said warranty deed by the County Court of Creek County, Oklahoma, on January 17, 1917, and said deed, and the execution, acknowledgment and delivery of the certain quit claim deed, which was made, executed, acknowledged and delivered by the said Nellie Pice on October 8, 1914, to the said James A. Chapman and Montfort Jones, covering the above described real estate and premises, and which said quit claim deed was filed for record in the office of the County Clerk of Creek County, Oklahoma, on November 5, 1914, and recorded in Book 107 at Page 71 of the records of said office, and the approval of said quit claim deed by the County Court of Creek County, Oklahoma, on October 19, 1914, and said deed, are, and have at all times been, good, valid, legal and subsisting; that the possession of said James A. Chapman and Montfort Jones, and all persons claiming by, through and under them, including the aforesaid Mid-Continent Petroleum Corporation, Magnolia Petroleum Company, The Prairie Oil & Gas Company, Sinclair Prairie Oil Company, its successor in interest, F. V. Faulkner, Harry H. Rogers, Mabel Stephens and Mae S. Long, of the above described real estate and premises, and each and every part thereof, is, and at all times has been, rightful and lawful; that the said James A. Chapman and Montfort Jones, and all persons claiming by, through and under them, including the aforesaid Mid-Continent Petroleum Corporation, Magnolia Petroleum Company, The Prairie Oil & Gas Company, now the Commonwealth Oil & Gas Company, Sinclair Prairie Oil Company, its successor in interest, F. V. Faulkner, Harry H. Rogers, Mabel Stephens and Mae S. Long, are and at all times have been entitled to all of the oil, gas, casinghead gas, rents, issues and profits produced and taken from the said real estate and premises, and each and every part thereof; that the defendant, Mid-Continent Petroleum Corporation, is the absolute owner and holder of a good, valid and subsisting oil and gas mining lease covering the following described portion of the above described real estate and premises, to-wit:

Northwest Quarter (NW₄) of Northeast Quarter (NE₄)
and East Half (E_{1/2}) of Northeast Quarter (NE₄) of
Northwest Quarter (NW₄) of Section Twenty-seven (27)
Township Seventeen (17) North, Range Seven (7) East,
containing 60 acres, more or less,

and that, subject to said oil and gas lease, the absolute fee simple title to said 60 acres is, and is held as follows, to-wit:

- By Magnolia Petroleum Company, an undivided 1/2 interest therein;
- By Wm. Hodson Hill, an undivided 11/22 interest therein;
- By Mabel Stephens, an undivided 4/22 interest therein;
- By Mae S. Long, an undivided 1/22 interest therein;

that the Magnolia Petroleum Company, in its own right, and Sinclair Prairie Oil Company, as successor in interest of The Prairie Oil & Gas Company, now The Commonwealth Oil & Gas Company, are the owners and holders of a good, valid and subsisting oil and gas mining lease covering the following described portion of the above described real estate and premises, to-wit:

West Half (W_{1/2}) of Northwest Quarter (NW₄) and West Half
(W_{1/2}) of Northeast Quarter (NE₄) of North West Quarter (1/4)
of Section Twenty-seven (27), Township Seventeen (17)
North, Range Seven (7) East, containing 100 acres, more or less,

that the said Magnolia Petroleum Company owns an undivided 3/16ths interest in and to
said lease and the Sinclair Prairie Oil Company owns an undivided 1/16th interest therein

the said Daniel Fish, deceased, and the said Sammie Fish, deceased, and the said Charley Fish, Mary Dewochee and Teckey Dewochee, minors, as follows:

By the said Mid-Continent Petroleum Corporation, Magnolia Petroleum Company, Mabel Stephens, Mae S. Long, Wm. Weston Hill, Sinclair Prairie Oil & Gas Company, or the heirs, devisees or assigns of any of them; and the said Daniel Fish, deceased, and the said Sammie Fish, deceased, and the said Charley Fish, Mary Dewochee and Teckey Dewochee, minors, as follows:

That the said Mid-Continent Petroleum Corporation, Magnolia Petroleum Company, Mabel Stephens, Mae S. Long, Wm. Weston Hill, Sinclair Prairie Oil & Gas Company, or the heirs, devisees or assigns of any of them; and the said Daniel Fish, deceased, and the said Sammie Fish, deceased, and the said Charley Fish, Mary Dewochee and Teckey Dewochee, minors, are entitled to the joint and several possession of said real estate and premises, and to the oil, gas, casinghead gas and the rents, issues and profits therefrom; that each and every claim of right, title, interest, equity or estate in and to said real estate and premises, and in and to the possession thereof, and in and to the oil, gas, casinghead gas, rents, issues and profits therefrom, made and asserted by the United States, for itself and for and on behalf of Nellie Fish, deceased, Melora Fish, deceased, and Daniel Fish, Sammie Fish, and Charley Fish, Mary Dewochee and Teckey Dewochee, minors, and Daniel Fish, Sammie Fish, and Charley Fish, Mary Dewochee and Teckey Dewochee, minors, by George Jones, their guardian, and each of them, is absolutely null and void, and is vacated, set aside, cancelled and held for naught, and that they, and each of them, are enjoined and restrained from further asserting or claiming any right, title, interest, equity or estate in and to said real estate and premises, or any part thereof, and in and to the right to the possession thereof, or any part thereof, and in and to any and all of the oil, gas, casinghead gas, rents, issues and profits therefrom, or any part thereof; that the joint and several complaint and amended complaint filed herein by the United States, for itself and for and on behalf of Nellie Fish, deceased, Melora Fish, deceased, Daniel Fish, Sammie Fish, Mary Dewochee and Teckey Dewochee, minors, and Daniel Fish, Sammie Fish, and Charley Fish, Mary Dewochee and Teckey Dewochee, minors, by George Jones, their guardian, and each and every claim and cause of action attempted to be set up and stated therein, be dismissed, with prejudice; and that the costs of this action be taxed to and paid by said defendants, Mid-Continent Petroleum Corporation, Magnolia Petroleum Company, Sinclair Prairie Oil & Gas Company, F. V. Faulkner, Harry H. Rogers, Mabel Stephens and Mae S. Long.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, pursuant to and in accordance with the aforesaid compromise agreement, that the proportionate rights, titles and interests of the aforesaid Daniel Fish, Sammie Fish, Charley Fish, Mary Dewochee and Teckey Dewochee in and to the consideration of Twelve Thousand Dollars (\$12,000.00), paid, under, pursuant to and in accordance with said compromise agreement, by the defendants, Mid-Continent Petroleum Corporation, Magnolia Petroleum Company, Sinclair Prairie Oil & Gas Company, successor in interest of The Prairie Oil & Gas Company, F. V. Faulkner, Harry H. Rogers, Mabel Stephens and Mae S. Long, to the United States, for the use and benefit of the said Daniel Fish, Sammie Fish, Charley Fish, Mary Dewochee and Teckey Dewochee shall be and are as follows:

Daniel Fish	an undivided one-fourth,
Sammie Fish	an undivided one-fourth,
Charley Fish	an undivided one-fourth,
Mary Dewochee	an undivided one-eighth,
Teckey Dewochee	an undivided one-eighth.

F. E. KEMMNER
JUDGE

ENTERED: Filed May 27 1940
H. F. Warfield, Clerk
U. S. District Court H

MINUTES OF THE COURT OF APPEALS FOR THE TENTH CIRCUIT
OF KANSAS

UNITED STATES OF AMERICA, Plaintiff,

vs.

Alfred A. Drummond, Madeline R. Drummond,
Kansas City Life Insurance Company, a
Corporation, Citizens First National Bank
of Pawnee, Oklahoma, J. E. Martin,
First National Bank of Hering, Oklahoma,
J. L. Flint, H. J. Thomson, Aetna Life
Insurance Company, a Corporation, Kato
Furniture Company, a Corporation, Stock
Yards Loan Company, R. E. Griddard, Charles
David Shannon and Claude Andrew Shannon, Jr.,
heirs of Claude Conerfield Shannon, deceased,
Wilbur A. Day, Elsie E. Revard Day, Oklahoma
Tax Commission and Charles Dodson, Defendants.

IN REPLY NO. 1258.

ORDER EXTENDING TIME FOR PREPARING AND LODGING RECORD
ON APPEAL IN THE CIRCUIT COURT OF APPEALS
FOR THE TENTH CIRCUIT

Now on this 27th day of May, 1940, this matter coming on before the Court, and
it appearing to the Court that the time for preparing and lodging the transcript of the record on
appeal in this case should be enlarged to July 18, 1940;

IT IS THEREFORE ORDERED that the time for preparing and lodging the transcript
of the record on appeal by the United States of America in the Circuit Court of Appeals for the
Tenth Circuit in this cause of action, be, and the same hereby is enlarged to July 18, 1940.

F. E. KERRAMER
JUDGE

O.K. AS TO FORM,
SERVICE OF COPY ACKNOWLEDGED.
WHIT Y. MAUZY, United States Attorney

CHESTER A. BREWER
Assistant United States Attorney

ENDORSED: Filed May 27 1940
H. P. Warfield, Clerk
U. S. District Court

IN CASE NUMBER 10,000, AN EQUITY CASE
 DISTRICT OF OKLAHOMA

Wiley Watashe, Eliza Watashe Esmond,
 Lofayhe Watashe, Barney Watashe,
 James Watashe and Martha Watashe Dunn,
 Plaintiffs,

v.

Nancy Watashe, now Roland, Johnny Watashe,
 Lucile Watashe and Jessie Watashe, minors,
 and Ethel Watashe, Guardian, Defendants.

D E C R E E

WHEREFORE, it is by the Court considered, ordered and decreed upon the findings of fact and conclusions of law above set forth, that the lands involved in this action, to-wit:

The West Half of the Southwest Quarter of Section
 Twenty-nine (29), Township Eighteen (18)
 North, Range Eleven (11) East,

containing eighty (80) acres, more or less, in Creek County, State of Oklahoma, be, and the same are hereby partitioned in kind to the plaintiffs and defendants herein according to their respective interests as found and herein set forth, to-wit: to the plaintiffs, Wiley Watashe, Eliza Watashe Esmond, Lofayhe Watashe, Barney Watashe, James Watashe and Martha Watashe Dunn, each a one-seventh interest in said land according to the value; and to Nancy Watashe, now Roland, Johnny Watashe, Lucile Watashe, and Jessie Watashe, defendants herein, each a one-twenty-eighth in said land according to the value thereof.

II.

That Joe A. Fulp and Herbert P. Johnson, each of Sapulpa, Oklahoma, and J. P. Pickens, one of the appraisers in the United States Probate Attorney's Office, be, and they are hereby appointed commissioners to make a personal view of said land to make partition of the same in kind into the requisite number of shares, and set apart to each of said owners their respective share in kind according to the value thereof. That the Clerk of this court is hereby directed to notify each of said commissioners of his appointment as such commissioner.

It is further ordered that if the said commissioners above named, on a view of said premises, shall determine that said lands cannot be partitioned in kind, so as to set over to each of the respective owners thereof, as herein found, their proportionate share of the land in kind according to the value thereof, without manifest injury, that then and in that event, said commissioners shall make an appraisement and valuation of said land, and that they shall report their proceedings to this court within fifteen (15) days from this date, to-wit: April 22, 1940.

III.

It is further ordered that before entering upon their duties as such commissioners, the said commissioners shall each take and subscribe an oath before the Clerk of this Court, or a deputy thereof, that they will perform their duties faithfully and impartially, to the

best of their ability.

F. E. KENNAMER
JUDGE

O.K. JAMES J. WARS
Attorney for Plaintiff.

O.K. MILLER, LYDIE & WILSON,
By John R. Miller, Attorneys for Defendants.

O.K. WHIT Y. MAUZY
CHESTER A. BREWER,
Attorneys for Intervener,
United States of America.

O.K. JOE BROWN
United States Probate Attorney

RECORDED: Filed May 27 1940
H. P. Warfield, Clerk
U. S. District Court

Court adjourned to May 28, 1940

REGULAR JANUARY 1940 TERM

TULSA, OKLAHOMA

TUESDAY, MAY 28, 1940

On this 28th day of May, A. D. 1940, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1940 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

Grand River Dam Authority, a)
public corporation, Plaintiff,)
vs.) No. 263 Civil Tract No. 2
A. O. Kephart, et al, Defendants.)

ORDER OF DISBURSEMENT

Now this 28th day of May, 1940, the same being a judicial day of said Court, this matter comes on for hearing on the application of Lucille Ahniwake Miller, for herself,

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

REGULAR JANUARY 1940 TERM

TULSA, OKLAHOMA

TUESDAY, MAY 28, 1940

and Lee Miller, as guardian of the persons and estates of Jackson L. Miller, John Avery Miller, and James A. Miller, minors, for the disbursement of funds.

The applicants appear by their attorneys of record and there also appears Riley Hunt for himself and in support of his claim. There being no other appearances, it was shown to the Court that notice of hearing on said application has been duly given as required by the order of this Court. Thereupon it was shown that said applicants were the former record owners of those certain lands described in the petition herein as Tract No. 2 (10 GR-D 498), which lands have been condemned and actually taken by plaintiff herein pursuant to its delegated power of eminent domain; that the damages occasioned by the appropriation of said lands has been determined by the Commissioners appointed by this Court in the sum of \$7350.00 and the amount of said award has been paid into the office of the Clerk of this Court; that there is due the County Treasurer of Delaware County, Oklahoma, the sum of \$313.53 taxes against said land; that one-fourth of the remainder in the sum of \$1759.12 should be paid to Lucille Ahniwake Miller; that there-fourths of the remainder in the sum of \$5277.35 should be paid to the Lee Miller as guardian of the above named minors.

As to the application of Riley Hunt the Court finds that a reasonable fee for his services in Case No. 1294 Equity in this Court is \$400 which the County Court of Delaware County, Okla., shall direct be paid to said Riley Hunt and all costs in said case.

IT IS THEREFORE ORDERED that the Clerk of this Court do disburse and pay the award in the sum of \$7350.00 to the persons and in the amount as follows, to-wit:-----

- (1) County Treasurer, Delaware County, Jay, Oklahoma, the sum of \$313.53.
- (2) Lucille Ahniwake Miller and her attorneys of record, Frank Nesbitt and L. Keith Smith, the sum of \$1759.12. Lee Miller, as guardian of the above named minors, and his attorneys of record, Frank Nesbitt and L. Keith Smith, the sum of \$5277.35.

On motion of plaintiff the case is dismissed as to the United States of America as to said Tract No. 2 (10 GR-D 398).

F. E. KENNAMER
JUDGE

ENDORSED: Filed May 28 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Grand River Dam Authority, a public corporation,	Petitioner,)
)
vs		) Civil No. 287.
)
The Public Service Company of Oklahoma, a corporation, et al.,	Defendants.)

ORDER FOR DISBURSEMENT OF CONDEMNATION AWARD

NOW, on this May 28th 1940, it appearing to the Court from the application for disbursement of condemnation award herein filed by Public Service Company of Oklahoma, that

all issues herein are finally closed and determined, the report of Commissioners herein is confirmed and said application is entitled to receive the condemnation moneys now in the hands of the Clerk of this Court,

IT IS ORDERED that the Clerk of this Court forthwith pay over and disburse to Public Service Company of Oklahoma the condemnation money awarded to the owner of the lands involved in this action, to-wit: the sum of \$455.00 for Map No. 17, Tract No. GR-D 741, and the sum of \$1275.00 for Map No. 17, Tract No. GR-D 742.

F. E. KENNAUER
 Judge

ENDORSED: Filed May 28 1940
 H. P. Warfield, Clerk
 U. S. District Court G

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

Grand River Dam Authority, a public corporation,	Plaintiff,)			
)			
vs		)	No. 294 Civil	Tract No. 1	
)			
Stella Williamson, et al,	Defendants.)			

ORDER OF DISBURSEMENT

Now on this 28th day of May, 1940, same being a judicial days of said Court, this matter comes on for hearing on the application of the defendant, Stella Williamson, for the disbursement of funds.

The applicant, Stella Williamson, appears by her attorneys of record, and there being no objections filed to said application and no person appearing against same, it was shown to the Court that notice of hearing on said application has been duly given for more than 5 days next preceeding this date in the manner required by the rules of this Court. Thereupon, it was shown to the Court that defendant, Stella Williamson, was the former record owner of Tract No. 1 (33 GR-D-1651, 34 GR-D 1700, 34 GR-D 1702), which lands have been condemned and taken by plaintiff herein pursuant to its delegated power of eminent domain, and of which lands the plaintiff has taken actual possession. That the damages occasioned by the appropriation of said land has been fixed by the Commissioners appointed by this Court in the sum of \$8001.00, that the amount of said award has been paid into the office of the Clerk of this Court; that there is due the County Treasurer, of Delaware County by way of taxes against said land, the sum of \$196.94; that there is due the plaintiff herein the sum of \$550.00 and the residue of \$7254.06 is due this defendant.

IT IS THEREFORE ORDERED that the Clerk of this Court do disburse and pay the award herein in the sum of \$8001.00 to the persons and in the amounts as follows:---

- (1) County Treasurer, Delaware County, Jay, Oklahoma, the sum of \$196.94;
- (2) Grand River Dam Authority, a public corporation, the sum of \$550.00;
- (3) The defendant Stella Williamson and her attorneys of record, Frank Nesbitt and L. Keith Smith, the sum of \$7254.06.

F. E. KENNAUER
 JUDGE

ENDORSED: Filed May 28 1940
 H. P. Warfield, Clerk
 U. S. District Court H
