

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

Federal Housing Administration,	Plaintiff,)	
)	
vs.		)	No. 2627 Law
)	
Charles Baylor Hull and Hattie)	
Ellen Duke Hull,	Defendants.)	

ORDER OF DISMISSAL

Now on this 15th day of December, 1939, this matter coming on before the court on application of the Plaintiff, the Federal Housing Administration, 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.

F. E. KENNAMER
United States District Judge

O.K. JOE W. HOWARD
Assistant United States Attorney

ENDORSED: Filed Dec 15 1939
H. P. Warfield, Clerk
U. S. District Court H

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

LOTTIE HAMRICK and L. D. HAMRICK,	Complainants,)	
)	
vs.)	
)	
CURTIS F. BRYAN, CHAS. R. BOSTICK, and)	
PAUL L. SISK, individually and as trustees		)	In Equity No. 1203
of IMPERIAL ROYALTIES COMPANY, a trust,)	
TOKLAN ROYALTY COMPANY, a corporation, and)	
IMPERIAL ROYALTIES COMPANY, a trust,	Defendants.)	
JAMES A. LULL,	Intervenor.)	

ORDER

THIS CAUSE coming on for hearing before me, F. E. KENNAMER, Judge of said Court, on this 15th day of December, 1939, on motion of defendants for an order requiring the Clerk of the Court to deliver to the defendants all original bonds and renewals thereof filed herein, and it appearing to the Court that the defendants filed herein original and renewals of the following bond to-wit:

Curtis F. Bryan	\$60,000.00
Chas. R. Bostick	10,000.00
Paul L. Sisk	10,000.00
Jewell R. Mann	10,000.00
Edward W. Watts	7,500.00

On this 19th day of December, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1939 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 IN AND FOR NORTHERN DISTRICT
OF OKLAHOMA

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

ORDER CONFIRMING SALE

THIS CAUSE COMING on to be heard on this the 19th day of December, 1939, it being one of the regular court days of this court, on the motion of T. P. Farmer, as receiver for Exchange National Company, for an order approving and confirming the sale conducted by him on the 9th day of December, 1939, wherein he sold unto W. E. Avers, for the consideration of \$750.00, the following described premises:

Southeast Quarter of the Northeast Quarter of Section Twenty-five (25) Township Ten (10) North, Range Two (2) East of the I. E. & M., containing 40 acres more or less in Pottawatomie County, Oklahoma,

and it appearing to the court that the proceedings leading up to said sale have been had in all things as required by law, and that said sale has been in all things held in compliance with the laws of the United States, and the rules of this Court; and the Court finding that it has jurisdiction to entertain said motion and enter an order thereon, and being fully advised in the premises, finds that said motion to approve and confirm said sale should be sustained.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED BY THE COURT that said motion be and the same is hereby sustained, and that said sale more fully described in said motion and hereinabove be, and the same is in all things approved and confirmed; and the said T. P. Farmer, as receiver for Exchange National Company, be and he is hereby directed, authorized and empowered to make, execute and deliver unto the said purchaser at said sale a good and sufficient conveyance, covering and affecting said lands, and that he do all other things necessary and proper in order fully and effectually to accomplish the letter and spirit of the motion and this order.

ENDORSED: Filed Dec 19 1939
H. P. Warfield, Clerk
U. S. District Court B

F. E. KENNAMER
United States District Judge

Court adjourned to December 21, 1939

On this 21st day of December, A. D. 1939, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1939 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 NORTHERN DISTRICT OF OKLAHOMA

PATERSON-BALLAGH CORPORATION, LTD., A Corporation,	Plaintiff,)	
)	
vs.		)	147 - Civil
)	
RUBBER SLEEVE SPECIALTY COMPANY, a corporation, and R. H. HOWARD,	Defendants.)	

ORDER EXTENDING TIME TO ANSWER COUNTERCLAIM

On motion of plaintiff, and for good reason shown, an extension of twenty (20) days is hereby allowed plaintiff to answer the counterclaim of the defendants.

Dated this 21st day of December, 1939.

F. E. KENNAMER
United States Judge

O.K. J. A. DUFF
GUY S. MANATT
Attorneys for Defendant

ENDORSED: Filed Dec 21 1939
H. P. Warfield, Clerk
U. S. District Court B

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

UNITED STATES OF AMERICA,	Petitioner,)	
)	
vs.		)	No. 174 - Civil
)	
1299.24 acres of land, more or less, in Delaware County, Oklahoma, et al.,	Respondents.)	

J U D G M E N T

Now on this 21st day of Dec., 1939, comes the petitioner, United States of America, by Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, and Curtis P. Harris, Special Attorney for the Department of Justice, and move this Court to enter judgment, vesting complete title in the United States of America in and to the property hereinafter described, and to confirm and approve the Report of Commissioners filed herein. Thereupon, the Court proceeded to hear and pass upon the Motion, the Petition for Condemnation, and amendments thereto, the Report of Commissioners, and all other matters herein, and finds that:

(1) Each and all of the allegations in said Petition for Condemnation, and amendments thereto, are true, and the United States of America is entitled to acquire title by eminent domain for the purposes set forth in said Petition.

(2) In said Petition for Condemnation a statement of the authority under which and the public use for which said lands were taken was set forth.

(3) The Petition for Condemnation was filed at the request of Henry A. Wallace, Secretary of Agriculture, the person duly authorized by law to acquire the lands described in said document for the purposes therein set forth and at the direction of the Attorney General of the United States, the person authorized by law to direct the institution of such proceedings.

(4) A proper description of the lands sought to be taken, sufficient for the identification thereof, is set out in said Petition for Condemnation, and amendments thereto; a statement of the estate or interest in said lands taken for said public use is set out therein; and a plat showing the lands taken is attached thereto.

(5) Due, proper, and legal notice of the application of the United States of America for the appointment of Commissioners herein was served upon each and all of the respondents named in said Petition for Condemnation, and amendments thereto, as required by law. The Court finds that the returns as filed by the United States Marshals are true and correct, and that same are in accordance with law and the orders of the Court. The publication notice and the affidavits of the publishers, as filed herein, are in all respects in accordance with the law in such cases made and provided, and same are hereby approved by this Court.

(6) The Court finds that after due and legal notice, as required by law, Commissioners to appraise and fix the value of the real estate involved in these proceedings, were duly appointed on the 16th day of October, 1939, and said commissioners duly qualified on the 21st day of October, 1939, by filing herein their oath of office as such.

(7) Said duly qualified commissioners, after inspection of the premises and consideration of the value thereof, filed their Report herein on the 21st day of October, 1939, and said Report and proceedings are in all respects regular and in accordance with law.

(8) More than sixty days have elapsed since the filing of the Report of Commissioners, and no written exceptions thereto have been filed by either party, nor has either party filed any written Demand for a Jury Trial. The Report of Commissioners filed herein should be confirmed and approved in all respects.

(9) The Court further finds that the petitioner did, on the 26th day of June, 1939, file its Declaration of Taking herein on Tract No. 27a, and at the time of filing said Declaration of Taking did deposit the sum of \$20.00 as the estimated just compensation for said Tract 27a;

(10) The Court further finds that the petitioner did on the 26th day of June, 1939, file its Declaration of Taking herein on Tracts 37 and 37a, and at the time of filing said Declaration of Taking did deposit the sum of \$200.00 as the estimated just compensation for said tracts 37 and 37a.

(11) The Court further finds that the petitioner did on the 6th day of July, 1939, file its Declaration of Taking herein on Tracts 27, 80, 80a, 80b, 80c, 80d, 80e, and 80f, consisting of 299.14 acres, and at the time of filing said Declaration of Taking did deposit the sum of \$1,198.20 as the estimated just compensation for said Tracts 27, 80, 80a, 80b, 80c, 80d, 80e, and 80f;

(12) The Court further finds that the petitioner did on the 14th day of July, 1939, file its Declaration of Taking herein on Tracts 35, 35a, and 66, consisting of 460 acres, and at the time of filing said Declaration of Taking did deposit the sum of \$980.00 as the estimated just compensation for said Tracts 35, 35a and 66;

(13) The Court further finds that the petitioner did on the 14th day of July, 1939, file its Declaration of Taking herein on Tract 33, consisting of 240.10 acres, and at the time of filing said Declaration of Taking did deposit the sum of \$480.20 as the estimated just compensation for said Tract 33;

(14) The Court further finds that the petitioner did on the 14th day of July, 1939, file its Declaration of Taking herein on Tract 36, consisting of 190 acres, and at the time of filing said Declaration of Taking did deposit the sum of \$760.00 as the estimated just compensation for said Tract 46;

(15) The Court did, on the 19th day of July, 1939, enter its judgment herein on the said Declaration of Taking, vesting the fee simple title of all the real estate involved in this proceeding in the United States of America.

The Court having fully considered the Petition for Condemnation and amendments thereto, and all proceedings had herein, Title II of an Act of Congress approved June 16, 1933 (48 Stat. 200), an Act of Congress approved April 8, 1935, (49 Stat. 115), Executive Order No. 6252 dated August 19, 1933; Executive Order No. 6983 dated March 6, 1935; Executive Order No. 7027 dated April 30, 1935; Executive Order No. 7028 dated April 30, 1935; Executive Order No. 7064 dated June 7, 1935; Executive Order No. 7530 dated December 31, 1936; Executive Order No. 7557 dated February 19, 1937; and Public Resolution No. 47 - 75th Congress (Chapter 401, First Session, approved June 29, 1937; Weeks Law (36 Stat. 961); and the Clarke-McNary Act (43 Stat. 653); and pursuant to the provisions of An Act of Congress approved August 1, 1888 (25 Stat. 357), and the Act of Congress approved February 26, 1931 (46 Stat. 1421), and Acts supplemental thereto and amendatory thereof, and all other statutes in such cases made and provided, and all executive orders and other delegations of authority made pursuant to these statutes, as more particularly set out in the petition filed herein, is of the opinion that the United States of America was and is entitled to take said property and have the title thereto vested in it, and that the alleged public purpose and use, as set out in the Petition for Condemnation, is hereby adjudged to be in truth and in fact a public purpose and use within the meaning and purport of the above designated Acts of Congress and Executive Orders.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the Report of Commissioners filed herein is final and is hereby confirmed and approved in all respects, and that the amount of Three Thousand, Six Hundred and Thirty-Eight & 40/100 Dollars (\$3,638.40), as fixed by said Report of Commissioners, is the fair, just, reasonable market value of the real estate herein described.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that there was vested in the United States of America title in fee simple in and to the said lands described herein, subject to and excepting all existing public roads, public utility easements, and rights-of-way, by judgment of this Court, entered and filed herein on the 19th day of July, 1939, at the time of filing the Declarations of Taking and depositing the total sum of \$3,638.40, as the just compensation for the real estate appropriated by the petitioner and herein described.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the correct legal description of said lands is all, as follows, to-wit:

Tract No. 27a, being and comprising the Southeast Quarter of the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 2, Township 21 North, Range 22 East, Delaware County, Oklahoma, containing 10 acres of land;

Tract No. 37, being and comprising the South Half of Southwest Quarter of Northwest Quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$) Section 14, and East Quarter of Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$) and East Half of Southeast Quarter of Northeast Quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$), Section 15, all in Township 21 North, Range 22 East, East of the Indian Meridian, Delaware County, State of Oklahoma, containing 80 acres of land;

Tract No. 37a, being and comprising the South Half of Southwest Quarter of Southwest Quarter ($S\frac{1}{2} SW\frac{1}{4} SW\frac{1}{4}$), Section 11, Township 21 North, Range 22 East of the Indian Meridian, Delaware County, Oklahoma containing 20 acres of land;

Tract No. 27, being and comprising Lot 3; South 20 acres Lot 4, being South Half of the Northwest Quarter of the Northwest Quarter ($S\frac{1}{2} NW\frac{1}{4} NW\frac{1}{4}$); Southwest Quarter of the Northwest Quarter ($SW\frac{1}{4} NW\frac{1}{4}$); West Half of the Southeast Quarter of the Northwest Quarter ($W\frac{1}{2} SE\frac{1}{4} NW\frac{1}{4}$); Section 1, Township 21 North, Range 22 East, Delaware County, Oklahoma, containing 119.53 acres of land;

Tract No. 80, being and comprising the Northeast 10 acres Lot 1; Northwest 9.99 acres Lot 1, Section 30, Township 21 North, Range 23 East in Delaware County, Oklahoma, containing 19.99 acres of land;

Tract No. 80A, being and comprising the Northwest Quarter of the Northeast Quarter of the Northwest Quarter ($NW\frac{1}{4} NE\frac{1}{4} NW\frac{1}{4}$), Section 30, Township 21 North, Range 23 East, in Delaware County, Oklahoma, containing 10 acres of land;

Tract No. 80B, being and comprising the Southeast 10 acres Lot 1; Southwest Quarter of the Northeast Quarter of the Northwest Quarter ($SW\frac{1}{4} NE\frac{1}{4} NW\frac{1}{4}$) Section 30, Township 21 North, Range 23 East in Delaware County, Oklahoma, containing 20 acres of land;

Tract No. 80C, being and comprising the East Half of the Southeast Quarter of the Northeast Quarter ($E\frac{1}{2} SE\frac{1}{4} NE\frac{1}{4}$); Southwest Quarter of the Southeast Quarter of the Northeast Quarter ($SW\frac{1}{4} SE\frac{1}{4} NE\frac{1}{4}$), Section 24, Township 21 North, Range 23 East, in Delaware County, Oklahoma, containing 30 acres of land;

Tract No. 80D, being and comprising the Southeast Quarter of the Southwest Quarter of the Southwest Quarter ($SE\frac{1}{4} SW\frac{1}{4} SW\frac{1}{4}$) (Southeast 10 acres of Lot 4); Northwest Quarter of the Southeast Quarter of the Southwest Quarter ($NW\frac{1}{4} SE\frac{1}{4} SW\frac{1}{4}$); Southeast Quarter of the Northwest Quarter of the Southwest Quarter ($SE\frac{1}{4} NE\frac{1}{4} SW\frac{1}{4}$, Section 19, Township 21 North, Range 23 East, Delaware County, Oklahoma, containing 30 acres;

Tract No. 80E, being and comprising Lot 2; Northeast 10 acres Lot 3; Southwest Quarter of the Northeast Quarter of the Southwest Quarter ($SW\frac{1}{4} NE\frac{1}{4} SW\frac{1}{4}$) Section 19, Township 21 North, Range 23 East, in Delaware County, Oklahoma, containing 59.66 acres;

Tract No. 80F, being and comprising the Southwest Quarter of the Southwest Quarter of the Southwest Quarter ($SW\frac{1}{4} SW\frac{1}{4} SW\frac{1}{4}$) (1/4 Southwest 9.99 acres Lot 4), Section 19, Township 21 North, Range 23 East, in Delaware County, Oklahoma, containing 9.99 acres of land;

Tract No. 46, being and comprising the Southwest Quarter of the Southeast Quarter ($SW\frac{1}{4} SE\frac{1}{4}$); the West Half of the Southeast Quarter of the Southeast Quarter, ($W\frac{1}{2} SE\frac{1}{4} SE\frac{1}{4}$); the Southeast Quarter of the Southeast Quarter of the Southeast Quarter ($SE\frac{1}{4} SE\frac{1}{4} SE\frac{1}{4}$); of Section 21; the Northeast Quarter of the Northeast Quarter, ($NE\frac{1}{4} NE\frac{1}{4}$); the South Half of the Northeast Quarter ($S\frac{1}{2} NE\frac{1}{4}$); Section 28; all in Township 21 North, Range 23 East, Delaware County, Oklahoma; containing 190 acres of land;

Tract No. 35, being and comprising the South Half of the Southeast Quarter ($S\frac{1}{2} SE\frac{1}{4}$), Section 22; the South Half of the Southwest Quarter ($S\frac{1}{2} SW\frac{1}{4}$); Section 23; and the North Half of the Northwest Quarter of the Northwest Quarter ($N\frac{1}{2} NW\frac{1}{4} NW\frac{1}{4}$); the Southwest Quarter of the Northwest Quarter of the Northwest Quarter ($SW\frac{1}{4} NW\frac{1}{4} NW\frac{1}{4}$), section 26; the Northeast Quarter of the Northeast Quarter ($NE\frac{1}{4} NE\frac{1}{4}$), the Northeast Quarter of the Northwest Quarter of the Northeast Quarter ($NE\frac{1}{4} NW\frac{1}{4} NE\frac{1}{4}$), Section 27; Township 21 North, Range 22 East, Delaware County, Oklahoma, containing 240 acres of land;

Tract No. 35A, being and comprising the Southwest Quarter of the Northwest Quarter of the Northwest Quarter ($SW\frac{1}{4} NW\frac{1}{4} NW\frac{1}{4}$), Section 23; Township 21 North, Range 22 East, Delaware County, Oklahoma, containing 16 acres of land;

Tract No. 66, being and comprising the South Half of the Northeast Quarter ($S\frac{1}{2} NE\frac{1}{4}$), the Southwest Quarter of the Southeast Quarter of the Northwest Quarter ($SE\frac{1}{4} SE\frac{1}{4} NW\frac{1}{4}$), the East Half of the Southwest Quarter ($E\frac{1}{2} SW\frac{1}{4}$), Section 13; the Northeast Quarter of the Northwest Quarter ($NE\frac{1}{4} NW\frac{1}{4}$), Section 24; Township 21 North, Range 22 East, Delaware County, Oklahoma, containing 210 acres of land;

Tract No. 33, being and comprising all that certain piece parcel or tract of land situate in Delaware County, Oklahoma, more particularly described as follows:
Lot 2, and the Southwest Quarter of the Northeast Quarter ($SW\frac{1}{4} NE\frac{1}{4}$), and the Southeast Quarter ($SE\frac{1}{4}$) Section 4, Township 21 North, Range 23 East, Delaware County, Oklahoma, containing 240.10 acres of land;

F. E. KENNAMER

JUDGE

ENDORSED: Filed Dec 21 1939
H. P. Warfield, Clerk
U. S. District Court

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

Grand River Dam Authority, a
public corporation,)
Plaintiff,)
) No. 211 Civil
vs)
J. L. Goings, et al,)
Defendants.)

ORDER FOR DISBURSEMENT OF FUNDS AND TAXATION OF COSTS

Now this 21st day of December, 1939, same being a day of said court, this cause comes on for further hearing on the application of Ross Seabolt and his wife, Lottie Seabolt asking the disbursement of funds and taxation of costs. The parties appear by their respective attorneys of record, said motion and application is presented to the court and argued by said attorneys, and the court being well advised in the premises, finds:

The applicants, Ross Seabolt and his wife Lottie Seabolt are the owners of that certain tract of land described in the petition herein as Tract No. 2, which has been taken by plaintiff by virtue of its delegated power of eminent domain, which has been appraised by the Commissioners appointed by this court at \$14,755.00, and the plaintiff has paid that amount of money into the office of the Clerk of this Court in payment of said award of damages.

The court finds that D. O. Scott and Lula F. Hastings as co-executors of the estate of W. W. Hastings, deceased have a valid mortgage against said lands taken, on which there is a balance due at this date of the sum of \$4860.13, and that the lien of said mortgage has been transferred to the moneys so paid into this court as damages as aforesaid and that this claim should be paid therefrom.

The court finds that The First National Bank of Vinita, Oklahoma has a valid mortgage against said lands taken, on which there is a balance due at this date of the sum of \$3500.00, and that the lien of said mortgage has been transferred to the moneys so paid into this court as damages as aforesaid and that this claim should be paid therefrom.

The court finds that all taxes for 1939 and prior years against the lands so taken have been fully paid and there are no other claimants against said fund.

The court finds that the 1% fee provided for by Tit. 28, Par. 555, sub. div. 8 FCA and USCA, Judicial Code, for receiving, keeping and disbursing said moneys is an item of cost, is an incident to the award of damages, and should be paid by plaintiff as costs in addition to the amount of the award of damages.

IT IS THEREFORE ORDERED that the Clerk of this court do disburse and pay out the said sum of \$14,755.00 so paid into his office as aforesaid, in the following manner, amount, and the following named persons, to-wit:

1. D. O. Scott and Lula F. Hastings as co-executors of the estate of W.W. Hastings, deceased, the sum of \$4860.13;
2. The First National Bank of Vinita, Oklahoma, the sum of \$3500.00;
3. Ross Seabolt and Lottie Seabolt the sum of \$6394.87,

IT IS FURTHER ORDERED that the 1% fee due the clerk of this court as provided by Tit. 28, Par. 555, sub-div. 8 USCA and FCA, Judicial Code, is an item of costs owing by the plaintiff and

as filed herein, are in all respects in accordance with the law in such cases made anprovided and same are hereby approved by this Court.

(6) The Court finds that after due and legal notice, as required by law, commissioners to appraise and fix the value of the real estate involved in these proceedings were duly appointed on the 16th day of October, 1939, and said commissioners duly qualified on the 21st day of October, 1939, by filing herein their oath of office as such.

(7) Said duly qualified commissioners, after inspection of the premises, and consideration of the value thereof, filed their report herein on the 21st day of October, 1939, and said Report and proceedings are in all respects regular and in accordance with law.

(8) More than sixty days have elapsed since the filing of the Report of Commissioners and no written exceptions thereto have been filed by either party, nor has either party filed any written Demand for Jury Trial. The report of commissioners filed herein should be confirmed and approved in all respects.

The Court having fully considered the Petition for Condemnation, and amendments thereto and all proceedings had herein, Congressional Act of June 18, 1934, (48 Stat. 984), Congressional Act of June 26, 1936, (49 Stat. 1967), Congressional Act of May 9, 1938, (52 Stat. 300), and Act of Congress approved August 1, 1888, (25 Stat. 357), and all other Acts of Congress and Executive Orders supplementary and amendatory thereof and made in pursuance of said Acts of Congress and Executive Orders, is of the opinion that the United States of America was and is entitled to take said property and have the title thereto vested in it, and that the alleged public purpose and use, as set out in the Petition for Condemnation, is hereby adjudged to be in truth and in fact a public purpose and use within the meaning and purport of the above designated Acts of Congress and Executive Orders.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Report of Commissioners filed herein is final, and the fair cash market value, as fixed in said Report of Commissioners is final as to the particularly designated and described lands and values and estates therein taken, all as follows, to-wit:

Tract 34, Northeast Quarter ($NE\frac{1}{4}$) and the Northwest Quarter ($NW\frac{1}{4}$) of Section Five (5), Township Twenty-One (21) North, Range Twenty-three (23) East of the Indian Meridian, containing 319.96 acres, more or less, situate in Delaware County, State of Oklahoma
a total fair cash market value of \$ 319.96

Tract No. 34a, The Southeast Quarter ($SE\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$) of the Northeast Quarter ($NE\frac{1}{4}$) and the Northwest Quarter ($NW\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$) of the Northeast Quarter ($NE\frac{1}{4}$) of Section Fourteen (14), Township Twenty-one (21), North, Range Twenty-three (23) East of the Indian Meridian, containing 20 acres, more or less, situate in Delaware County, State of Oklahoma;
a total fair cash market value of 30.00

Tract No. 34b, the West Half ($W\frac{1}{2}$) of Section Fifteen (15) and the Northeast Quarter ($NE\frac{1}{4}$) and the East Half ($E\frac{1}{2}$) of the Northeast Quarter ($NE\frac{1}{4}$) of the Southeast Quarter ($SE\frac{1}{4}$) and East Half ($E\frac{1}{2}$) of the Southeast Quarter ($SE\frac{1}{4}$) of the Southeast Quarter ($SE\frac{1}{4}$) of Section Sixteen (16), Township twenty-one (21) North, Range Twenty-three (23) East of the Indian Meridian, containing 520 acres of land, more or less, situate in Delaware County, State of Oklahoma;
a total fair cash market value of 1053.48

Tract No. 34d, The South Half ($S\frac{1}{2}$) of the South east Quarter ($SE\frac{1}{4}$) of the Northeast Quarter ($NE\frac{1}{4}$) and the Southeast Quarter ($SE\frac{1}{4}$) of the Southwest Quarter ($SW\frac{1}{4}$) of the Northeast Quarter ($NE\frac{1}{4}$) and the North Half ($N\frac{1}{2}$) of the Northeast Quarter ($NE\frac{1}{4}$) of the Southeast Quarter ($SE\frac{1}{4}$) of Section Twenty-nine (29), Township Twenty-one (21) North, Range Twenty-three (23) East of the Indian Meridian, containing 50 acres, more or less, situate in Delaware County, State of Oklahoma;
a total fair cash market value of 50.00

Tract No. 34e, Lots Three (3) and Four (4), and the Southwest Quarter ($SW\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$) of Section Four (4), Township Twenty-one (21) North, Range Twenty-two (22) East of the Indian Meridian, containing 118.91 acres, more or less, situate in Delaware County, State of Oklahoma;
a total fair cash market value of 118.91

Tract No. 34f, North Half ($N\frac{1}{2}$) of Lot Four (4) of Section One (1), Township Twenty-one (21) North, Range Twenty-two (22) East of the Indian Meridian, containing 19.33 acres of land, more or less, situate in Delaware County, State of Oklahoma;
a total fair cash market value of 19.33

Tract No. 34g, The North Half ($N\frac{1}{2}$) of the Northwest Quarter ($NW\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$) ($N\frac{1}{2}$ of Lot 4); Southwest Quarter ($SW\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$) ($SW\frac{1}{4}$ of Lot 4); the Northwest Quarter ($NW\frac{1}{4}$) of the Southwest Quarter ($SW\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$) (NW 10 acres of Lot 5); in Section Six (6), Township Twenty-one (21) North, Range Twenty-two (22) East of the Indian Meridian, containing 34.55 acres, more or less, situate in Delaware County, State of Oklahoma;
a total fair cash market value of 34.55

Tract No. 34j, The Northwest Quarter ($NW\frac{1}{4}$) of the Northeast Quarter ($NE\frac{1}{4}$) of the Northeast Quarter ($NE\frac{1}{4}$) and the Northeast Quarter ($NE\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$) of the Northeast Quarter ($NE\frac{1}{4}$) of Section twenty-four (24), Township Twenty-one (21) North, Range Twenty-two (22) East of the Indian Meridian, containing 20 acres, more or less, situate in Delaware County, State of Oklahoma;
a total fair cash market value of 20.00

Tract No. 30, The Northeast Quarter ($NE\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$) of the Northeast Quarter ($NE\frac{1}{4}$) of Section Fourteen (14), Township Twenty-one (21) North, Range Twenty-three (23) East of the Indian Meridian, containing 10 acres, more or less, situate in Delaware County, State of Oklahoma;
a total fair cash market value of 20.00

Tract No. 30a. The West Half ($W\frac{1}{2}$) of the Northwest Quarter ($NW\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$); and the Southeast Quarter ($SE\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$) of Section Fourteen (14), Township Twenty-one (21) North, Range Twenty-three (23) East of the Indian Meridian, containing 30 acres, more or less, situate in Delaware County, State of Oklahoma;
a total fair cash market value of 60.00

Tract no. 92. The Southeast Quarter ($SE\frac{1}{4}$) of the Northeast Quarter ($NE\frac{1}{4}$); and the Northeast Quarter ($NE\frac{1}{4}$) of the Northeast Quarter ($NE\frac{1}{4}$) of the Southeast Quarter ($SE\frac{1}{4}$) of Section Two (2), Township Twenty-one (21) North, Range Twenty-two (22) East of the Indian Meridian, containing 50 acres, more or less, situate in Delaware County, State of Oklahoma;
a total fair cash market value of 100.00

Tract No. 111. The Northeast Quarter ($NE\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$) of the Southeast Quarter ($SE\frac{1}{4}$); and the Southwest Quarter ($SW\frac{1}{4}$) of the Northeast Quarter ($NE\frac{1}{4}$) of the Southeast Quarter ($SE\frac{1}{4}$) of Section Three (3), Township Twenty-One (21) North, Range Twenty-two (22) East of the Indian Base and Meridian, containing 20 acres, more or less, situate in Delaware County, State of Oklahoma;
a total fair cash market value of 40.00

Tract No. 122a. The Southeast Quarter ($SE\frac{1}{4}$) of the Southeast Quarter ($SE\frac{1}{4}$) of the Southeast Quarter ($SE\frac{1}{4}$) of Section Twenty-six (26), Township Twenty-one (21) North, Range Twenty-two (22) East of the Indian Meridian, containing 10 acres, more or less, situate in Delaware County, State of Oklahoma;
a total fair cash market value of 20.00

Tract No. 56 a. The Northeast Quarter ($NE\frac{1}{4}$) of the Northeast Quarter ($NE\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$) of Section Twenty-four (24), Township Twenty-one (21) North, Range Twenty-three (23) East of the Indian Meridian, containing 10 acres of land, more or less, situate in Delaware County, State of Oklahoma;
a total fair cash market value of 15.00

Tract No. 56b. The North Half ($N\frac{1}{2}$) of the Northeast Quarter ($NE\frac{1}{4}$) of the Southeast Quarter ($SE\frac{1}{4}$) of Section Twenty-four (24), Township Twenty-one (21) North, Range Twenty-three (23) East of the Indian Meridian, containing 20 acres, more or less, situate in Delaware County, State of Oklahoma;
A total fair cash market value of 30.00

The court finds that advalorem taxes for 1939 against said lands in the sum of \$52.75 is due the County Treasurer of Delaware County, Oklahoma; that there is due the Federal Land Bank of Wichita, Wichita, Kansas on their contract for deed the sum of \$1435.61 as of this date, and that said claims are valid liens against said fund.

The court finds that the 1% due the Clerk of this Court for receiving, keeping, and disbursing said fund, provided for by Title 28 Par. 585, sub-div. 8, USCA, FCA, Judicial Code, is an item of cost that should be paid by plaintiff in addition to the amount of the award for damages.

IT IS THEREFORE ORDERED that the Clerk of this court do disburse and pay said funds as follows:

To the County Treasurer of Delaware County, Oklahoma the sum of \$52.75 in payment of 1939 taxes against said land;

To the Federal Land Bank of Wichita, Wichita, Kansas, the sum of \$1435.61 in full payment of the purchase price of said lands according to the contract for deed;

To Dorothy Huss, personally and as administrator of the estate of J. W. Huss, deceased, the sum of \$2,386.64

IT IS FURTHER ORDERED that the 1% due the clerk of this court for receiving, keeping and disbursing said fund is held to be an item of cost, owing by the plaintiff and the plaintiff is ordered and directed to pay that amount to the clerk of this court as costs, in addition to the amount of the award for damages herein.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Dec 21 1939
H. P. Warfield, Clerk
U. S. District Court

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

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

ORDER FOR DISBURSEMENT OF FUNDS AND TAXATION OF COSTS

Now this 21st day of December, 1939, same being a day of said court, this cause comes on for further hearing on the application of G. W. Sharp and his wife, Nellie Sharp asking the disbursement of funds and taxation of costs. The parties appear by their respective attorneys of record, said application is presented to the court and argued by said attorneys, and the court being well and fully advised in the premises, finds:

The applicants, G. W. Sharp and Nellie Sharp are the owners and in the actual and peaceable possession of those certain lands described in the petition herein as Tract No. 7 (25 GR-D 1333) and (25 GR-D 1359), which land has 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 Commission

appointed by this court to be \$8535.00, and the plaintiff has paid that amount of money into the office of the Clerk of this court in payment of said award of damages.

The court finds that there are no claimants to this fund save and except the said G. W. Sharp and Nellie Sharp; that there are no mortgages nor liens against said lands and that the whole amount of said damages is due said claimants.

The court finds that the 1% fee provided for by Tit. 28, Sec. 555, sub-div. 8, USCA and FCA, Judicial Code, due the clerk of this court for receiving, keeping, and disbursing said moneys, is an item of cost, is an incident to the award of damages, and should be paid by plaintiff as costs in addition to the amount of the award of damages.

IT IS THEREFORE ORDERED that the clerk of this court do disburse and pay to G. W. Sharp and his wife, Nellie Sharp, the said sum of \$8535.00;

IT IS FURTHER ORDERED that the 1% fee due the clerk of this court as provided by Tit. 28, Par. 555, sub-div. 8, USCA, FCA, Judicial Code, is an item of costs owing by plaintiff and the plaintiff is ordered to pay that amount to the clerk of this court as costs, in addition to the amount of the award of damages herein.

F. E. KENKAMER
JUDGE

ENDORSED: Filed Dec 21 1939
H. P. Warfield, Clerk
U. S. District Court E

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

Grand River Dam Authority, a public corporation,	Plaintiff,)	
)	
vs.		)	No. 232 Civil
)	
Lawford L. Browning, et al,	Defendants.)	

ORDER FOR DISBURSEMENT OF FUNDS AND TAXATION OF COSTS

Now this 21st day of December, 1939, same being a day of said court, this cause comes on for further hearing on the application of Joel E. Herod and his wife, Josie Herod, asking the disbursement of funds and taxation of costs. The parties appear by their respective attorneys of record, said application is presented to the court argued by said attorneys, and the court being well advised of the premises, finds:

The applicants Joel E. Herod and his wife Josie Herod, are the sole owners and in the actual and peaceable possession of those lands described in the petition herein as Tract No. 2 (25 GR-D 1363), which land has been taken by plaintiff by virtue of its delegated power of eminent domain, the damages occasioned by the making thereof has been determined by the Commissioners appointed by this court to be \$5,000.00, and the plaintiff has paid that amount of money into the office of the Clerk of this Court in payment of said award of damages.

The court finds that the Federal Land Bank of Wichita, Wichita, Kansas, has a valid mortgage on said lands on which there is a balance due of this date in the amount of \$1281.83. That the taxes for 1939 and prior years against saidlands have been paid and there are no other claimants to said fund.

The court finds that the 1% due the clerk of this court for receiving, keeping, and disbursing said fund, as provided by Tit. 28, Par. 555, sub-div. 8, USCA, FCA, Judicial Code, in an item of cost, an incident of said award, and should be paid by plaintiff as costs in addition to the amount of the award of damages.

IT IS THEREFORE ORDERED that the clerk of this court do pay from said fund to the Federal Lan Bank of Wichita, Wichita, Kansas the sum of \$1281.83;

The Clerk of this court pay to Joel L. Herod and Josie Herod the sum of \$3718.17;

IT IS FURTHER ORDERED that the 1% due the clerk of this court for collecting, keeping and disbursing said moneys is an item of cost and the plaintiff is ordered to pay the amounts thereof to the clerk of this court as costs, in addition to the amount of said award.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Dec 21 1939
H. P. Warfield, Clerk
U. S. District Court E

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

Grand River Dam Authority,)
a public corporation,) Plaintiff,)
) No. 232 Civil)
vs)
)
Lawford L. Browning, et al,) Defendants.)

ORDER FOR DISBURSEMENT OF FUNDS AND TAXATION OF COSTS

Now this 21st day of December, 1939, same being a day of said court, this cause comes on for further hearing and on the application of Lawford L. Browning for the disbursement of funds and the taxation of costs. 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 and fully advised of the premises, finds:

That Lawford L. Browning and Ruby Browning, his wife, are and in the actual and peaceable possession of those lands described in the petition herein as Tract No. 1 (18 GR-D 842) and (23 GR-D 1151), 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 \$4950.00, and the plaintiff has paid that amount into the office of the Clerk of this court in payment of said award of damages.

The court finds that there is due to the County Treasurer of Delaware County, Oklahoma for 1939 ad valorem taxes against said lands the sum of \$50.00; that there is due to the Commissioners of the Land Office of the State of Oklahoma, a balance in the sum of \$210.00 both principal and accrued interest, secured by a mortgage on said lands and that each of said claims are a valid lien against said fund.

The court finds that the 1% due the clerk of this court for receiving, keeping, and disbursing said fund, as provided by Tit. 28, Par. 555, sub-div. 8, USCA, FCA, Judicial Code, is an item of cost, an incident to said judgment, and should be paid by the plaintiff in addition to the amount of said award of damages.

AND

All that certain tract of land situated in Delaware County, Oklahoma, described as follows, to-wit:

The $S\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 12, T 24 N - R 22 E of the Indian Base and Meridian, containing 20.0 acres, more or less,

AND

All that certain tract of land situated in Delaware County, Oklahoma, described as follows, to-wit:

The N. 20.0 acres of Lot 1 of Sec. 12, T 24 N - R 22 E of the Indian Base and Meridian, containing 20.0 acres, more or less,

AND

All that part of the NW 10.0 acres of Lot 3 of Sec. 12, T 24 N - R 22 E of the Indian Base and Meridian in Delaware County, Oklahoma, particularly described as follows, to-wit:

Beginning at the NW corner of said NW 10.0 acres of Lot 3, thence Easterly along the North boundary of said NW 10.0 acres of Lot 3 to the NE corner thereof; thence Southerly along the East boundary of said NW 10.0 acres of Lot 3 to the SE corner thereof; thence N. 89° 16' W. along the South boundary of said NW 10.0 acres of Lot 3 a distance of 415.1 feet to a point 244.4 feet East of the SW corner thereof; thence N. 33° 02' E. 8.9 feet; thence N. 30° 24' W. 211.2 feet; thence N. 32° 18' W. 202.5 feet; thence N. 29° 35' W. 51.7 feet to a point in the West boundary of said NW 10.0 acres of Lot 3 and 402.7 feet North of the SW corner thereof; thence N. 1° 26' E. along said West boundary a distance of 257.0 feet to the point of beginning, containing 8.9 acres, more or less.

SAID TRACT NO. 1 containing in all 98.9 acres, more or less.

TRACT NO. 4 - 11 GR-D 589

All that certain tract of land situated in Delaware County, Oklahoma, described as follows, to-wit:

The $S\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, the $S\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ and the E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, and the $S\frac{1}{2}$ SE $\frac{1}{4}$ of Sec. 36, T 25 N - R 22 E of the Indian Base and Meridian, containing 140.0 acres, more or less.

SAID TRACT NO. 4, containing in all 140.0 acres, more or less.

TRACT NO. 5 - 18 GR-D 862

Lot 6, Section 6, T 24 N - R 23 E, Delaware County, Oklahoma, containing 37.68 acres, more or less,

SAID TRACT NO. 5 containing in all 37.68 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, Dan Bishop and Henry Hoffman, they being disinterested feeholders 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 to the performance of their duties by reporting to the Clerk of this Court on the 27th day of December, 1939, taking the oath, and receiving instructions, each summons to be made by delivering to each of them a certified copy of this order.

WITNESS my hand and the seal of this Court this 21st day of December, 1939.

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

ENDORSED: Filed Dec 21 1939.
H. P. Warfield, Clerk
U. S. District Court E

MAY MAINS, Plaintiff,)
-vs-) No. 2729 - Law
TULSA CITY LINES, INC. A CORP., Defendant.)

Now on this 21st day of December, A. D. 1939, it is ordered by the Court that the Clerk file and spread Mandate of Record in the above case, same being in words and figures as follows, to-wit:

UNITED STATES OF AMERICA, ss:

THE PRESIDENT OF THE UNITED STATES OF AMERICA

(SEAL)

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

GREETING:

WHEREAS, lately in the District Court of the United States for the Northern District of Oklahoma, before you, or some of you in a cause between May Mains, plaintiff, and Tulsa City Lines, Inc., a corporation, defendant, No. 2729 Law, the judgment of the said District Court in said cause entered on December 12, 1938, was in the following words, viz:

* * * * *

"It is therefore ordered, adjudged and decreed that the plaintiff have and recover of the defendant, Tulsa City Lines, in this cause, the sum of Two Thousand Seven Hundred Fifty Dollars (\$2,750.00), and that the Tulsa City Lines be credited on said amount with the sum of Two Hundred Fifty Dollars (\$250.00), heretofore paid, leaving a balance now due of Two Thousand Five Hundred Dollars (\$2,500.00), and the costs of this action. The defendant appeared and ijbjected and excepted to the order of the Court which exceptions are allowed herein.

It is further ordered, adjudged and decreed by the court that the attorneys lien as preserved and fixed in the state court should be and the same is hereby brought forward and fixed in this Journal Entry of Judgment."

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

AND WHEREAS, at the September Term in the year of our Lord one thousand nine hundred and thirty-nine, the said cause came on to be heard before the said United States Circuit Court of Appeals, on the transcript of the record from the said District Court and was argued by counsel.

On consideration whereof, it is now here ordered and adjudged by this court that the judgment of the said District Court in this cause be and the same is hereby affirmed; and that May Mains, appellee, have and recover of and from Tulsa City Lines, Inc., a corporation, appellant, her costs herein.

-- November 8, 1939.

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

WITNESS, the Honorable CHARLES E. HIGES, Chief Justice of the United States, the 19th day of December, in the year of our Lord one thousand nine hundred and thirty nine.

COSTS OF	---
Clerk,	\$-- --
Printing Record	\$-- --
Attorney,	<u>\$20.00</u>
	\$20.00

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

ENDORSED: Filed Dec 21 1939
H. P. Warfield, Clerk
U. S. District Court E

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

I. E. Nelson, Trustee,	Complainant,	) No. 1266 In Equity
vs.)	
Sapulpa Gas Company, et al,	Respondents.)

C O R D E R

For good cause shown it is hereby ordered that the certain stipulation of I. E. Nelson, Trustee, disposing of the appeal heretofore taken in action No. 97 Civil, of the files of this court be and the same is hereby approved in all respects, and in particular is approved in so far as the same undertakes the payment of the necessary costs and expenses of the appealing parties out of funds accruing from the proceeds of the sale of the properties of Sapulpa Gas Company.

It is further ordered that John F. Hayden, Trustee, shall forthwith pay, out of any funds in his hands, the following amounts to the following persons for the purpose of reimbursement of said expenditures:

To Mac Q. Williamson, Attorney General	\$1475.15
To Everett S. Collins, County Attorney	58.30
To John F. Hayden, for funds advanced out of his personal assets	75.00

Dated at Tulsa, Oklahoma, this 21st day of December, 1939.

F. E. KENNAMER
United States District Judge

ENDORSED: Filed Dec 21 1939
H. P. Warfield, Clerk
U. S. District Court B

Court adjourned to December 26, 1939

said cause insofar as it affects the defendants A. M. Landman, Superintendent of the Five Civilized Tribes, and the Secretary of the Interior and the United States of America or any of its subdivisions and the court being advised in the premises, finds that said cause should be so dismissed.

IT IS, THEREFORE, ORDERED, ADJUDGED and DECREED that this cause be and the same hereby is dismissed insofar as it affects the defendants A. M. Landman, Superintendent of the Five Civilized Tribes, and the Secretary of the Interior and the United States of America or any of its subdivisions.

AND IT IS SO ORDERED.

F. E. KENNAMER
U.S. District Judge

O.K. WHIT Y. MAUZY
United States Attorney

ENDORSED: Filed Dec 26 1939
H. P. Warfield, Clerk
U. S. District Court E

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

Grand River Dam Authority, a public corporation,	Fetitioner,)	CIVIL NO. 303
-vs-)	
Arthur E. Spencer, et al.,	Defendants.)	

ORDER AUTHORIZING PUBLICATION OF NOTICE

NOW, on this 26 day of December, 1939, the above entitled and numbered cause coming on to be heard upon the affidavit and application of the petitioners for an order authorizing notice to the defendants, Arthur E. Spencer; Clifton B. Spencer; Herbert C. Spender; Gertrude S. Marr; Beatrice Spencer; Curran C. Spencer, and the heirs, devisees, legatees, executors, administrators, creditors and assigns, immediate and remote, known and unknown, and their spouses, if any, of May M. Spencer, by publication; 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, herein 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 19 day of February, 1939, 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 19 day of February, 1940, at the hour of ten 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 condemnation and appropriation of said lands, and for an order appointing three (3) disinterested freeholders of said 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.

It further appearing that the petitioner herein has filed its affidavit and application, duly verified, setting up that the defendants hereinabove named, Arthur E. Spencer; Clifton B. Spencer, Herbert G. Spencer; Gertrude S. Marr; Beatrice Spencer; Curran C. Spencer, and the heirs

devises, legatees, executors, administrators, creditors and assigns, immediate and remote, known and unknown and their spouses, if any, of Mary M. Spencer, and each of them, reside out of the State of Oklahoma, and that they are non-resident of the State of Oklahoma; that said petitioner, after due diligence, has been unable to serve said defendants within the State of Oklahoma; and further, that the petitioner, after diligent search and inquiry, has been unable to ascertain the residences or whereabouts of the defendants, Arthur E. Spencer, Clifton B. Spencer; Herbert G. Spencer, Gertrude S. Marr, Beatrice Spencer, Curran C. Spencer, and the heirs, devisees, legatees, executors, administrators, creditors and assigns, immediate and remote, known and unknown, and their spouses, if any, of Mary M. Spencer, 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 the 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 petitioner 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, for four weeks, notifying them 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 19 day of February, 1940, the petitioner Grand River Dam Authority, a public corporation, will on said 19 day of February, 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 of Oklahoma, as commissioners, who shall be selected by the Judge of this 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, 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, may 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 Dec 26 1939
H. P. Warfield, Clerk
U. S. District Court B

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 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 saidlands 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 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 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 8 day of January, 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 so desire.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Judge of this Court that in the event 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 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 UNITED STATES DISTRICT
COURT IN AND FOR THE NORTHERN DISTRICT
OF OKLAHOMA

ENDORSED: Filed Dec 26 1939
H. P. Warfield, Clerk
U. S. District Court B

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

UNITED STATES OF AMERICA,	Plaintiff,)	
)	
vs.		)	NO. 2722 Law.
)	
RALPH ROBINSON, EARL YOUNG, and)	
L. A. HARRELL,	Defendants.)	

ORDER OF DISMISSAL

NOW, on this 26th day of December, 1939, this matter coming 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 is hereby dismissed.

AND IT IS SO ORDERED.

F. E. KENNAMER
UNITED STATES DISTRICT JUDGE

O.K. WHIT Y. MAUZY
United States Attorney

ENDORSED: Filed Dec 26 1939
H. P. Warfield, Clerk
U. S. District Court E

Court adjourned to December 27, 1939

On this 27th day of December, A. D. 1939, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1939 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
OF OKLAHOMA

Maryland Casualty Company of
Baltimore, Md., a corp.,

Plaintiff,

No. 1290 Equity

vs.

E. A. Kelleam, et al.,

Defendants.

ORDER EXTENDING TIME TO DOCKET APPEAL

Now on this the 26th day of December, 1939, for good cause shown, appellants, E. A. Kelleam, Nell Southard, R. J. Southard, Jr., and Joe E. Kelleam, are granted thirty days additional time, up to and including February 3, 1940, in which to prepare, file and settle the record on appeal and docket this cause in the Circuit Court of Appeals for the Tenth Circuit.

F. E. KENNAMER
U. S. District Judge

ENDORSED: Filed Dec 27 1939
H. P. Warfield, Clerk
U. S. District Court

Court adjourned to December 28, 1939

On this 28th day of December, A. D. 1939, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1939 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 - RE: BAR COMMITTEE

Now on this 28th day of December, A. D. 1939, it is ordered by the Court that Hal Rambo, a member of the Bar, be and he is hereby substituted in lieu of Edmund Lashley on the examining committee of the Bar of this Court. (F.E.K. Judge).

MISCELLANEOUS -ADMISSION TO BAR.

Now on this 28th day of December, A. D. 1939, it being made satisfactorily to appear that Charles B. Peters, 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. (F.E.K. Judge).

Court adjourned to December 29, 1939

On this 29th day of December, A. D. 1939, the District Court of the United States for the Northern District of Oklahoma, sitting in Special March 1939 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 DISCHARGING GRAND JURY.

On this 29th day of December, A. D. 1939, it is ordered by the Court that all Grand Jurors be, and they are, hereby discharged, for this Special March 1939 Term of this Court at Tulsa, Oklahoma.

MISCELLANEOUS - ORDER ADJOURNING COURT.

It is this day ordered in pursuance of Section 12 of the Judicial Code, that the Special March 1939 Term of Court at Tulsa, Oklahoma, be adjourned Sine Die.

On this 2nd day of January, 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

City of Sapulpa, Oklahoma, a Municipal Corporation, ex rel Charles E. Fincke and Percy C. Bangert, operating under the firm name of Fincke, Bangert & Company,)	
)	
)	
	)	CIVIL ACTION NO. 123
vs)	
)	
Joe H. Allen, et al,)	
)	
)	
)	

O R D E R

Now on this 27th day of November, 1939, there comes on for further oral argument all Demurrers and Motions to Dismiss pending in the above styled and numbered matter, the parties

1. That in the manner provided by law, the City of Sapulpa, Oklahoma, on the 14th day of June, 1920, passed its ordinance No. 479 and created thereby street improvement district No. 42, and in pursuance thereof, the streets in said district were paved and otherwise improved, and that the said municipality made certain benefit assessments against each lot and tract of land subject to assessment lying within the said district.

2. That on the 18th day of November, 1935, the said City of Sapulpa issued its refunding street improvement bonds, Series No. 6, pursuant to ordinance No. 678, passed on said date by the said City, and by virtue of said ordinance No. 678, all of the assessments previously levied by the said ordinance No. 479 remaining delinquent and unpaid on the said 18th day of November, 1935, were refunded and reassessments thereof were made.

The Court finds that under the said allegations of plaintiff's petition, this Court has jurisdiction under the statutes of the State of Oklahoma in such cases made and provided, to foreclose such assessments so created by the said refunding ordinance No. 678, in the event one or more installment thereof be delinquent for a period exceeding one year next preceding the institution of this action, and that all Demurrers and Motions to Dismiss pending in this matter should be overruled.

It is therefore ordered, adjudged and decreed that all of the Demurrers and Motions to Dismiss now pending in the above styled and numbered matter be and the same hereby are overruled, with exceptions to the defendants and each of them.

It is further ordered all defendants be granted forty-five days from this date to answer.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Jan 2 1940
H. P. Warfield, Clerk
U. S. District Court H

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

City of Sapulpa, Oklahoma, a Municipal Corporation, ex rel Charles E. Fincke and Percy O. Bangert, operating under the firm name of Fincke, Bangert & Company,)
Plaintiff,) CIVIL ACTION NO. 125
-vs-)
Bertha Catherine Finch, et al, Defendants.)

O R D E R

Now on this the 27th day of November, 1939, there comes on for further oral argument all Demurrers and Motions to Dismiss pending in the above styled and numbered matter, the parties hereto having previously submitted for the consideration of this Court their written briefs in connection with the said Demurrers, and Motions, and being fully advised in the premises, the Court finds the allegations of plaintiff's petition to be:

1. That in the manner provided by law, the City of Sapulpa, Oklahoma, on the 17th day of September, 1920, passed its ordinance No. 487 and created thereby street improvement district No. 38, and in pursuance thereof, the streets in said district were paved and otherwise improved, and that the said municipality made certain benefit assessments against each lot and tract of land subject to assessment lying within the said district.

2. That on the 18th day of November, 1935, the said City of Sapulpa issued its Refunding Street improvement Bonds, Series No. 3, pursuant to ordinance No. 678, passed on said date by the said City, and by virtue of said Ordinance No. 678, all of the assessments previously levied by the said Ordinance No. 487 remaining delinquent and unpaid on the said 18th day of November, 1935, were refunded and reassessments thereof were made.

The Court finds that under the said allegations of plaintiff's petition, this Court has jurisdiction under the statutes of the State of Oklahoma in such cases made and provided, to foreclose such assessments so created by the said refunding ordinance 678, in the event one or more installments thereof be delinquent for a period exceeding one year next preceding the institution of this action, and that all demurrers and Motions to Dismiss pending in this matter should be overruled.

It is therefore ordered, adjudged and decreed that all of the Demurrers and Motions to Dismiss now pending in the above styled and numbered matter be and the same hereby are overruled, with exceptions to the defendants and each of them.

It is further ordered all defendants be granted forty-five days from this date to answer.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Jan 2 1940
H. P. Warfield, Clerk
U.S. District Court H

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

City of Sapulpa, Oklahoma, a Municipal Corporation, ex rel, Charles E. Fincke and Percy O. Bangert, Operating under the firm name of Fincke, Bangert & Company,)
Plaintiffs,)
vs.) CIVIL ACTION NO. 126
W. L. Bench, et al.)
Defendants.)

O R D E R

Now on this the 27th day of November, 1939, there comes on for further oral argument all Demurrers and Motions to Dismiss pending in the above styled and numbered matter, the parties hereto having previously submitted for the consideration of this Court their written briefs in connection with the said Demurrers and Motions, and being fully advised in the premises, the Court finds the allegations of plaintiff's petition to be:

1. That in the manner provided by law, the City of Sapulpa, Oklahoma, on the 17th day of September, 1920, passed its ordinance No. 484, and created thereby street improvement district No. 45, and in pursuance thereof, the streets in said district were paved and otherwise improved, and that the said municipality made certain benefit assessments against each lot and tract of land subject to assessment lying within the said district.

2. That on the 18th day of November, 1935, the said City of Sapulpa, issued its refunding street improvement bonds, Series No. 7, pursuant to ordinance No. 678, passed on said date by the said City, and by virtue of said ordinance No. 678 all of the assessments previously levied by the said ordinance No. 484 remaining delinquent and unpaid on the said 18th day of November, 1935, were refunded and reassessments thereof were made.

The Court finds that under the said allegations of plaintiff's petition, this Court has jurisdiction under the statutes of the State of Oklahoma in such cases made and provided, to foreclose such assessments so created by the said refunding ordinance No. 678, in the event one or more installments thereof be delinquent for a period exceeding one year next preceding the institution of this action, and that all demurrers and motions to dismiss pending in this matter should be overruled.

It is therefore ordered, adjudged and decreed that all of the Demurrers and Motions to Dismiss now pending in the above styled and numbered matter be and the same hereby are overruled, with exceptions to the defendants and each of them.

It is further ordered all defendants be granted forty-five days from this date to answer.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Jan 2 1940
H. P. Warfield, Clerk
U. S. District Court H

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

City of Sapulpa, Oklahoma, a Municipal Corporation, ex rel Charles E. Fincke, and Percy O. Bangert, operating under the firm name of Fincke, Bangert & Company,

Plaintiffs,

CIVIL ACTION NO. 127

vs.

C. Blaine, et al.,

Defendants.

O R D E R

Now on this 27th day of November, 1939, there comes on for further oral argument all Demurrers and Motions to Dismiss pending in the above styled and numbered cause, the parties hereto having previously submitted for the consideration of this Court their written briefs in connection with the said Demurrers and Motions, and being fully advised in the premises, the Court finds the allegations of plaintiff's petition to be:

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

C. D. Klingensmith, Sr., Fred Klingensmith,
and C.D. Klingensmith, Jr., a co-partnership
doing business under the name and stule of
Klingensmith Oil Company, Plaintiffs,

-vs-

S.W. Anthony, Frank A. Anthony, Veva Naoma
Lindsey, Ruby Franklin Anthony, and Ruby
Franklin Anthony, Trustee for Warren Victor
Swanson, Bettie Lou Swanson and Franklin
Edward Swanson, and The Texas Company, a
corporation, Defendants.

No. 258 Consolidated.

ORDER OVERRULING AMENDED MOTION OF DEFENDANTS QUESTIONING
JURISDICTION OF THE COURT

Now on this 2nd day of January, 1940, the Court having considered the amended motion of the defendants, Frank A. Anthony, Veva Naoma Lindsey, Ruby Franklin Anthony, and Ruby Franklin Anthony, Trustee for Warren Victor Swanson, Bettie Lou Swanson and Franklin Edward Swanson, questioning the jurisdiction of this Court, finds that said amended motion should be overruled.

IT IS, THEREFORE, by the Court, ORDERED, ADJUDGED AND DECREED that the amended motion of said defendants questioning the jurisdiction of this Court be, and the same is hereby overruled, to which ruling and order of the Court said defendants except.

IT IS FURTHER ORDERED by the Court that said defendants be, and they are, hereby allowed fifteen (15) days from this date to answer to the petition of the plaintiffs filed herein.

F. E. KENNAMER
JUDGE

O.K. WILKINSON & SMITH By Eugene B. Smith
C. J. DAVENPORT
Attorneys for Plaintiffs

MILLER, LYTLE & WILDMAN

By John R. Miller
Attorneys for Defendants, Frank A. Anthony, Veva Naoma Lindsey, Ruby
Franklin Anthony, and Ruby Franklin Anthony, Trustee for Warren Victor
Swanson, Bettie Lou Swanson and Franklin Edward Swanson

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

Lot 2 of Sec. 9, T 26 N - R 24 E of the Indian Base and Meridian, Quapaw Survey, containing twenty-nine (29.0) 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 Dan Bishop, Henry Hoffman and Edward Soph, 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 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 to the performance of their duties by reporting to the Clerk of this Court on the 8th day of January, 1940, taking the oath, and receiving instructions, each summons to be made by delivering to each of them a certified copy of this order.

WITNESS my hand and the seal of this Court this 2nd day of January, 1940.

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

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

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

Gas Utilities Company,	Plaintiff,)	
)	
v.		)	No. 905 Equity
)	
Oklahoma Natural Gas Corporation,	Defendant.)	

ORDER

Now, on this 2nd day of January, 1940, there having been presented to the Court application of Oklahoma Natural Gas Company for an order with respect to the disposition of certificates dated October 31, 1933 and January 2, 1934, executed by Central Hanover Bank & Trust Company, and now held by The First National Bank and Trust Company of Tulsa, Oklahoma, in escrow; and it appearing to the Court from said application and the evidence offered in support thereof that said application should be granted;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that The First National Bank and Trust Company of Tulsa, Oklahoma, be and it hereby is authorized and directed to transmit forthwith to Central Hanover Bank & Trust Company of New York Certificates dated October 31, 1933 and January 2, 1934, executed by Central Hanover Bank & Trust Company in respect to certain promissory notes of Oklahoma Natural Gas Company, and that upon such transmittal The First National Bank and Trust Company of Tulsa, Oklahoma, be discharged from any further responsibility in connection therewith.

F. E. KENNAMER
United States District Judge

ENDORSED: Filed Jan 2 1940
H. P. Warfield, Clerk
U. S. District Court B

Court adjourned to January 3, 1940

On this 3rd day of January, 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

M. P. PERRY, TRUSTEE,

Plaintiff,)

-vs-

ASSOCIATED PETROLEUM PROPERTIES, a Trust
Estate; PROVIDENT TRUST, a Trust Estate;
E. E. PERRY, and S. L. DEDMAN,

Defendants.)

No. 285 - Civil

O R D E R

Upon this 3rd. day of January, 1940, the above matter coming on for hearing before me upon application of the Receiver, Joseph R. McGraw, to make a cash distribution of fifty cents (50¢) per share to the shareholders, or unit holders, of Associated Petroleum Properties, a Trust Estate, and Provident Trust, a Trust Estate, and it appearing to the Court that said distribution should be ordered;

NOW, on motion of Henry L. Fist, attorney for the Receiver,

IT IS ORDERED that a cash distribution of Fifty cents (50¢) per share to the shareholders, or unit holders, of Associated Petroleum Properties, a Trust Estate, and Provident Trust, a Trust Estate, should be paid and distributed as soon hereafter as is reasonably possible, be and the same is hereby ordered.

F. EL KENNAMER
JUDGE OF THIS COURT

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

Court adjourned to January 4, 1940

On this 4th day of January, 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 PETIT JURY.

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

ORDER FOR PETIT JURY

On this 4th day of January, 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 b 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 15th day of January, 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 Jan 4 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. 50 CIVIL.
)
Travelers' Mutual Casualty Company,)
a Corporation,	Defendant.)

O R D E R

Now on this 4th day of January, 1940, this matter coming on before the Court on the motion of the defendant to make the complaint in said cause more definite and certain, the defendant appearing by its attorney, Harold Stewart, and the plaintiff appearing by Whit Y. Mauzy, and Chester A. Brewer, Assistant United States Attorney for said district; and 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 THE ORDER of the Court that said motion be, and the same hereby is overruled, to which ruling of the Court defendant excepts and exceptions are allowed.

IT IS THE FURTHER ORDER of the Court that the defendant be and hereby is allowed twenty days from this date within which to file its answer in this cause.

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

F. E. KENNAMER
JUDGE

ENDORSED: Filed Jan 5 1940
H. P. Warfield, Clerk
U. S. District Court B

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

Mary Collins, Administrator of the Estate of
Melvin E. Collins, Deceased, Plaintiff,

vs.

Allied Steel Products Corporation, a
corporation, Defendant.

and

Sinclair Refining Company,
a corporation, Defendant and
Third Party Plaintiff

vs.

Kansas City Structural Steel Company,
a corporation, Third Party
Defendant.

NO. 95 CIVIL

O R D E R

Now on this 4th day of January, 1940, on Motion of defendant and third party plain-
tiff, Sinclair Refining Company, the amended third party complaint of defendant and third party plain-
tiff, Sinclair Refining Company, against Kansas City Structural Steel Company, third party defendant,
is dismissed at the costs of said defendant and third party plaintiff, Sinclair Refining Company.

F. E. KENNAMER
JUDGE

O.K. Hal Crouch, Attorneys for Third Party Defendant.

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

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

Grand River Dam Authority, Petitioner,)

-vs-

E. E. Hinds, et al., Defendants.)

No. 244 Civil

ORDER FOR DISBURSEMENT OF FUNDS AND TAXATION OF COSTS

Now on this 4th day of January, 1940, same being a day of said Court, this cause
comes on for further hearing on the application of Alice Chanley and E. or Elmer Chanley for pay-
ment of funds held in condemnation, the parties appearing by their respective attorneys of record,
said application is presented and the Court after hearing the argument of counsel and being fully
advised in the premises finds:

That applicants Alice Chanley and E. or Elmer Chanley are the sole owners and in the actual possession of those lands described in the petition herein as Tract Number Three-10 GR-D 491 and 17 GR-D 770 in this cause which land has 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 \$11,443.50 and the plaintiff has paid that amount of money into the office of the Clerk of this Court in payment of said award of damages.

The Court further finds that the Federal Land Bank of Wichita, Kansas, has a valid mortgage on said lands on which there is a balance due of this date in the amount of \$678.86; that the Commissioners of the Land Office of the State of Oklahoma has a valid mortgage on part of said lands on which there is a balance due of this date in the amount of \$668.76. That the taxes for 1939 and prior years against said lands have been paid and there are no other claimants to said funds.

IT IS THEREFORE ORDERED, that the Clerk of this Court do pay from said fund to The Federal Land Bank of Wichita, Wichita, Kansas, the sum of \$678.86 and that the Clerk of this Court pay to the Commissioners of the Land Office of the State of Oklahoma the sum of \$668.76; and that the Clerk of this court pay to Alice Chanley and E. or Elmer Chanley the sum of \$10,095.88;

IT IS FURTHER ORDERED that petitioner pay all costs.

F. E. KENNAMER
JUDGE

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

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

Grand River Dam Authority, a)
Public Corporation,)
Petitioner,)
-vs-) No. 244 Civil
E.E. Hinds, et al.,)
Defendants.)

ORDER FOR DISBURSEMENT OF FUNDS AND TAXATION OF COSTS

Now on this 4th day of January, 1940, same being a regular judicial day of this Court this cause comes on for hearing on the application of J. F. Seabolt and Mosell Seabolt for payment of funds held in condemnation, the parties appearing by their respective counsel, and the Court after hearing the evidence and being fully advised finds:

That applicants J. F. Seabolt and Mosell Seabolt are the sole owners and in the actual possession of those lands described in the petition herein as Tract No. 2 in this cause which land has 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 \$4,292.00 and the plaintiff has paid that amount of money into the office of the Clerk of this court in payment of said award of damages.

The Court further finds that ad valorem taxes are unpaid against said land in the amount of \$113.00 that the Federal Land Bank of Wichita, Wichita, Kansas has a valid mortgage on said lands on which there is a balance due in the amount of \$1517.45 as of this date. And that the Land Bank Commissioner has a valid mortgage on said lands on which there is a balance due of this date in the amount of \$867.18.

IT IS THEREFORE ORDERED that the Clerk of this Court do pay from said funds to the County Treasurer of Delaware County, Oklahoma the sum of \$113.00, to The Federal Land Bank of Wichita, Wichita, Kansas the sum of \$1517.45, and to the Land Bank Commissioner the sum of \$867.18, and that the Clerk pay to J. F. Seabolt and Mosell Seabolt the sum of \$1794.37, and that plaintiff pay all costs.

F. E. KENNAMER
JUDGE

ENDORSED: Filed in Open Court
Jan 4 1940
H. P. Warfield, Clerk
U. S. District Court H

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

Burg Hughes,)
Plaintiff,)
)
vs.)
) No. 269 - CIVIL
)
Crime Detective, a corporation, Daniel)
West, The American News Company, a cor-)
poration, Blanchard E. Belknap,)
Defendants.)

O R D E R

NOW on this 4th day of January, 1940, the above entitled cause comes on for hearing pursuant to assignment upon the Motion to Quash heretofore filed herein by the defendant, Daniel West, and upon the Motion for More Definite Statement heretofore filed herein by the defendants, The American News Company, a corporation, and Blanchard E. Belknap. The defendants, The American News Company, a corporation, and Blanchard E. Belknap, appear by their attorney, C. H. Rosenstein, and no other other parties appeared, and the Court thereupon ordered that said cause be dismissed for want of prosecution. Thereafter, and on the same day, the plaintiff appeared by his attorneys, Ward, Justus & Ward, through L. A. Justus, and the defendants, The American News Company, a corporation, and Blanchard E. Belknap, again appeared by their attorney, C. H. Rosenstein. Thereupon the plaintiff in open Court requested that the Court vacate its order heretofore on this day entered, dismissing this cause for want of prosecution and the defendants, The American News Company, a corporation, and Blanchard E. Belknap, by their counsel, consent to the vacation of such order and the Court finds that the Order of Dismissal for want of prosecution should be vacated.

Thereupon, plaintiff in open court confesses the Motion for More Definite Statement heretofore filed herein by the defendants, The American News Company, a corporation, and Blanchard E. Belknap, and likewise confesses the Motion to Quash service upon the defendant, Daniel West, for the reason that said process was served upon the wrong person.

It is, therefore, by the Court ORDERED and DECREED that the Order heretofore entered in this cause dismissing the same for want of prosecution be and the same hereby is vacated, set aside and held for naught.

It is further ORDERED and DECREED that the Motion for More Definite Statement heretofore filed herein by the defendants, The American News Company and Blanchard E. Belknap, be and the same is sustained pursuant to plaintiff's confession thereof, and plaintiff thereupon in open Court requests and is granted five (5) days from this date in which to file an Amended Petition in this cause; the defendants, The American News Company, a corporation, and Blanchard E. Belknap, are allowed ten (10) days thereafter in which to plead to such Amended Petition or fifteen (15) days thereafter in which to answer the same.

It is further ORDERED that the Motion to Quash heretofore filed herein by Daniel West be and the same hereby is sustained pursuant to plaintiff's admission that the same was served upon the wrong person, and plaintiff is granted permission to issue alias summons for service upon the defendant, Daniel West.

F. E. KENNAMER
JUDGE.

APPROVED: L. A. JUSTUS, JR.
Attorneys for Plaintiff

C. H. ROSENSTEIN
Attorney for Defendants, The American
News Company and Blanchard E. Belknap.

ENDORSED: Filed Jan 8 1940
H. P. Warfield, Clerk
U.S. District Court B

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

BERTHA POE,)
Plaintiff,)
vs.)
) No. 274 - CIVIL
)
TULSA CITY LINES, INC.,)
a Corporation,)
Defendant.)

Q R D E R

Now on this 4th day of January, 1940, this cause comes on for hearing on regular setting of motion docket pursuant to regular notice given the parties herein when the Special Appearance and Motion to Quash Service of Summons, of the defendant herein was brought on for consideration at which hearing the plaintiff was represented by her attorney of record, W. N. Maben, and the defendant was represented by its attorneys, Pierce & Rucker, at which time the affidavits of V. J. Bodovitz and George A. Le Riche were offered and received on behalf of the defendant, Tulsa City Lines, Incorporated, and the court after having considered said affidavits and being otherwise well and sufficiently advised in the premises finds that said Special Appearance and Motion to Quash Service of Summons should be sustained.

IT IS THEREFORE, ordered, adjudged and decreed, that the Special Appearance and Motion to Quash Service of Summons filed herein be and the same is hereby sustained, the clerk is further ordered to issue alias summons to be served upon Tulsa City Lines, Incorporated by serving same upon V. J. Bodovitz, at Oklahoma City, Oklahoma.

F. E. KENNAMER
JUDGE

OK W. N. MABEN, Attorney for Plaintiff
PIERCE and RUCKER, Attorneys for Defendant
Tulsa City Lines, Incorporated.

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

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

Claude Vance,	Plaintiff,)
)
vs.		) No. 275 - Civil.
)
Southland Refining Company, a corporation,	Defendant.)

O R D E R

NOW on this 4th day of January, 1940, the above cause comes on for hearing pursuant to assignment upon the Motion for More Definite Statement heretofore filed in this cause by defendant, Southland Refining Company. The Plaintiff appeared by his attorney, C.A. Kothe, and the defendant appeared by its attorney, C. H. Rosenstein. Thereupon, the plaintiff in open court confessed said Motion and requests permission of the Court to amend plaintiff's petition by interlineation instanter.

It is, therefore, by the Court ORDERED that the Motion for More Definite Statement filed herein by the defendant be and the same hereby is sustained pursuant to plaintiff's confession thereof.

It is further ORDERED that the plaintiff be and it is granted permission to amend its petition by interlineation instanter and the defendant is granted ten (10) days from this date in which to answer the petition, as amended by interlineation.

F. E. KENRAMER
JUDGE

APPROVED: C. A. KOTHE, Attorney for Plaintiff
C. H. ROSENSTEIN, Attorney for Defendant

ENDORSED: Filed Jan 8 1940
H. P. Warfield, Clerk
U. S. District Court B

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

Euell Lynch,	Plaintiff,)
)
vs.		) No. 296 Civil
)
Arch Evans, Riss and Company, Incorporated, and Subscribers at Casualty Reciprocal Ex- change, a mutual insurance association,	Defendants,)

O R D E R

NOW on this 4th day of December, 1939, upon motion of counsel for the defendant Arch Evans,

IT IS ORDERED that Riss and Company, Incorporated, and Subscribers at Casualty Reciprocal Exchange, a mutual insurance association, be and they are hereby made parties defendant to the above entitled cause and it is ordered that summons issue for said additional parties in the

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

Mrs. Clara Loftin,	Plaintiff,)	
)	
vs.		)	No. 300 Civil
)	
L. C. Jones, doing business as L. C.)	
Jones Truck Company; Casualty Reciprocal)	
Exchange, and Walter Bruce,	Defendants.)	

ORDER REMANDING CAUSE

Now on this 4th day of January, 1940, there comes on in regular order for hearing motion of the plaintiff in the above styled and numbered cause to remand said cause to the District Court of Creek County, Oklahoma; said plaintiff and said defendants appearing by their respective attorneys of record. Said motion was presented and duly argued to the Court, and the Court being fully advised finds that the same is well taken and should be sustained.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, BY THE COURT, that said motion to remand be and the same is hereby sustained, and said cause is hereby remanded to the District Court of Creek County, Oklahoma.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Jan 5 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. 306 CIVIL
)	
Jesse Richardson and Alonza C. Cole,	Defendants.)	

O R D E R

NOW on this 4th day of January, 1940, this matter coming on before the Court on the application of the plaintiff for a temporary restraining order; 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 defendants appearing neither in person nor by attorney, and it appearing to the Court that the notice of hearing of said application has been duly and regularly served upon said defendants, and that they have failed to plead or appear in this action, they are by the Court found to be in default, and the Court after examining the files and hearing the statements of counsel, finds that the following described land, to-wit:

The East Half of the Northeast Quarter of Section 7, and the West Half of the Northwest Quarter of Section 8, Township 24 North, Rangell East, Osage County, Oklahoma,

is restricted Indian land belonging to Minnie Bighorse Fletcher, restricted Osage Allottee No. 561,

and that said land is under the supervision and control of the Secretary of the Interior of the United States of America.

The Court further finds that the defendants, Jesse Richardson and Alonza C. Cole, are interfering with the possession, management and control of said land by said Secretary of the Interior, and that said defendants are trespassers thereon.

The Court further finds that a temporary injunction should be granted herein, enjoining the defendants, Jesse Richardson and Alonza C. Cole, from interfering with the possession, management and control of the above described land.

IT IS THEREFORE THE ORDER OF THE COURT that a temporary injunction be, and the same hereby is granted, restraining and enjoining the defendants, Jesse Richardson and Alonza C. Cole from interfering with the possession, management and control of the following described property, to-wit:

The East Half of the Northeast Quarter of Section 7, and the West Half of the Northwest Quarter of Section 8, Township 24 North, Range 11 East, Osage County, Oklahoma,

and that said defendants are granted 15 days from this date within which to vacate the above described premises..

IT IS THE FURTHER ORDER of the Court that this order is sufficient authority to remove said defendants from the above described premises after the expiration of 15 days from this date.

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 Jan 5 1940
H. P. Warfield, Clerk
U. S. District Court B

Court adjourned to January 5, 1940

On this 5th day of January, 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 - BANKRUPTCY.

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

IN BANKRUPTCY

To the Honorable Franklin E. Kennamer, Judge of said District:

Comes now J. M. Humphreys, Referee in Bankruptcy, and represents to this Honorable Court that under the provisions of the Chandler Act, Section 62, subd. (b) thereof, to-wit:

"When approved by the judge, the necessary costs and expenses of referees incidental to the prosecution of proceedings and the administration of estates pending before them may be apportioned to and paid out of such estates by such method as may be authorized by rule prescribed by the judge. In the case of referees whose offices are exclusively devoted to the conduct of the business of the court, such costs and expenses shall include necessary disbursements approved by the judge for the establishing, equipping and maintaining of such offices, and any property acquired for such offices shall belong to the United States for the use and be under the control of the court."

Under the provisions of this Act, a back log or a fund necessary for the maintenance of the office and to provide for future events may under this law and the authorities, accumulate for that purpose. However, the rule of the Court which has been in effect for a great number of years provides for the approval of the expense account as presented and approved by the Judge, in a special order in each case. This has been done for some time and there has been accumulated a fund sufficient for the purchase of such books as may be necessary for the conduct of the business of the Referee's Court.

Your petitioner desires to show the library now in the Referee's and such other supplies necessary for the maintenance of said office, have been purchased with the approval of Your Honor.

Your petitioner now desires to show that it is inconvenient and many times the library of the United States District Judge and the United States Attorney's office are closed when the Referee needs reference books such as the United States Reports, Oklahoma State Reports, Oklahoma Statutes and the Digest. In order that the Referee may not be handicapped in his decisions on the many cases which arise under the Bankruptcy Act, including both United States Reports and the laws of the State of Oklahoma, your petitioner therefore requests the approval of the Honorable District Judge of the following items, to-wit:

Oklahoma Reports from 113 to 185, inclusive, contained in 46 volumes @ \$3.00 per volume or a total sum of \$138.00, and one stack of Globe Wernecke book cases, six units with top and base, for the sum of \$25.00, or a total of \$163.00, to be delivered to 304 Federal Building, Tulsa, Oklahoma, by the Harlow Publishing Corporation of Oklahoma City, Oklahoma. All of said books guaranteed to be in first class condition.

Your petitioner states that he has sufficient funds on hand in the accumulated funds mentioned and set forth in Section 62, subd. (b) with which to pay for said items without in any manner interfering or crippling the work in his office, in the payment of salaries and upkeep in the way of supplies and other incidentals.

WHEREFORE, your petitioner prays for the approval of the Honorable District Judge permitting him to purchase the above described books and property, the same to belong to the United States of America for the use and under the control of the Court.

Dated at Tulsa, Oklahoma, this 5th day of January, 1940.

All of which is respectfully submitted.

J. M. HUMPHREYS,
REFEREE IN BANKRUPTCY.

APPROVED: F. E. KENAMER
JUDGE

ENDORSED: Filed Jan 5 1940
H. P. Warfield, Clerk
U. S. District Court B

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

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

O R D E R

THIS CAUSE COMING on to be heard on this the 4th day of January, 1940, and on the application of T. P. Farmer, as receiver for Exchange National Company, for an order directing, authorizing and empowering him to release, relinquish and disclaim such interest, if any, as has been asserted, or may now directly or indirectly appear of record to be in him, as said receiver in the following described premises;

S 34.52 feet of E 120' of Lot Two (2) and the North 5'
of East 120' of Lot Three (3) in Block One (1) in
Brennan-Reed Addition to the City of Tulsa, Tulsa County,
Oklahoma, according to the recorded plat thereof,

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

IT IS, THEREFORE, BY THE COURT, ORDERED, ADJUDGED AND DECREED that T. P. Farmer, as receiver for the Exchange National Company, be and he is hereby directed, authorized and empowered to execute such instrument, in the nature of a release or relinquishment, as will effectually divest him of any interest, real or apparent, which he may now have, or be deemed to have, in said aforescribed premises, and that he be directed, authorized and empowered to do all other things necessary and proper in order fully and effectually to accomplish the letter and spirit of the application and this order.

ENDORSED: Filed Jan 5 1940
H. P. Warfield, Clerk
U. S. District Court B

F. E. KENAMER
United States District Judge

On this 8th day of January, 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

Chas. D. Smith,	Plaintiff,)	
)	
vs.		)	No. 69 CIVIL.
)	
Mutual Benefit Health & Accident Association of Omaha, a corporation	Defendant.)	

O R D E R

Now on this 29th day of March, 1939, the above entitled cause comes on for hearing pursuant to assignment, upon the defendant's motion to dismiss the complaint, plaintiff appearing by his attorney, B. A. Hamilton, and defendant appearing by its attorney, Duke Duvall; and the Court, after hearing oral argument, it is ordered that briefs be filed and that the defendant is given five (5) days in which to file its brief, and plaintiff five (5) days thereafter to file answer brief, and the case is taken under advisement.

Now on this 8th day of January, 1940, defendant's motion to dismiss comes on for decision and it is ordered at this time that said motion to dismiss be denied and the same is hereby overruled and exceptions allowed defendant, but that the Court reserves said motion for reconsideration upon the trial of this case upon the merits.

It is further ordered that defendant have fifteen (15) days from this date in which to answer.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Jan 22 1940
H. P. Warfield, Clerk
U. S. District Court ME

Lot 5, Block 21, Original Town of Barnsdall, Oklahoma	\$14.32	\$1.07	\$107.10	\$122.49
Lot 6, Block 21, Original town of Barnsdall, Oklahoma	13.93	1.04	104.18	119.15
Lot 10, Block 21, Original Town of Barnsdall, Oklahoma	29.14	2.18	217.96	249.28
Lot 11, Block 21, Original Town of Barnsdall, Oklahoma	30.15	2.26	225.52	257.93
Lot 12, Block 21, Original Town of Barnsdall, Oklahoma	32.18	2.41	240.72	275.31
Lot 13, Block 21, Original Town of Barnsdall, Oklahoma	32.18	2.41	240.72	275.31
Lot 14, Block 21, Original Town of Barnsdall, Oklahoma	34.20	2.56	255.96	292.62
Lot 16, Block 20, Original Town of Barnsdall, Oklahoma	56.34	4.23	421.47	482.04
Lot 17, Block 20, Original Town of Barnsdall, Oklahoma	30.74	2.30	229.99	263.03
Lot 19, Block 20, Original Town of Barnsdall, Oklahoma	42.19	3.16	315.59	360.94
Lot 20, Block 20, Original Town of Barnsdall, Oklahoma	42.75	3.22	319.87	365.84
Lot 22, Block 20, Original Town of Barnsdall, Oklahoma	44.46	3.33	332.66	380.45
Lot 3, Block 19, Original Town of Barnsdall, Oklahoma	31.05	2.33	232.31	265.69
Lot 4, Block 19, Original Town of Barnsdall, Oklahoma	24.48	1.84	183.14	209.46
Lot 6, Block 22, Original Town of Barnsdall, Oklahoma	21.94	2.39	238.92	273.25

together with interest on said judgments at the rate of 6% per annum from the date of the filing of this action, to-wit: April 12, 1939, until paid.

IT IS FURTHER ORDERED by this court that the lien of the plaintiffs for said special reassessments be and the same is hereby established as a valid first lien against the properties above described, subject only to the sale of said real estate as hereinafter provided and subject to existing general or ad valorem taxes and special assessments.

IT IS FURTHER ORDERED by this court that on the payment of any of said judgments to the City Treasurer of Barnsdall, Oklahoma, and when so certified by said City Treasurer to the County Treasurer of Osage County, Oklahoma, and the City Clerk of Barnsdall, Oklahoma, for the delinquent and accelerated installments, respectively, the installments, interest and penalties as set forth shall be marked paid and satisfied on the records of the County Treasurer of Osage County, Oklahoma, and the City Clerk of Barnsdall, Oklahoma.

IT IS FURTHER ORDERED by this court that the said liens be, and the same are hereby foreclosed; and in the event said defendants fail and refuse to pay said judgments, together with interest and prorata costs within thirty (30) days after the date of rendition hereof, an order of sale shall be issued by the Clerk of said Court directed to a commissioner to be appointed by the court to sell said real estate in manner and form as in the case of the sale of real estate without appraisal, subject to existing general or ad valorem taxes and special assessments; and that the proceeds arising from said sale be applied as follows:

1. To the payment of the costs of said sale and of this action;
2. To the payment of the respective judgments hereinbefore rendered, which shall be paid to the City Treasurer of Barnsdall, Oklahoma, to the credit of Refunding Street Improvement District No. 1;
3. The residue, if any, shall be paid to the clerk of this court, to await the further order of the Court.

IT IS FURTHER ORDERED by this court that from and after the sale of said real estate under and by virtue of this judgment and decree, that the defendants before named, and each of them, and all persons claiming under them, or any of them, since the filing of this action, be, and they are forever barred and foreclosed of and from any and every lien upon, right, title, interest, estate or equity of, in, or to said real estate, or any part thereof.

IT IS FURTHER ORDERED by this court that the said special reassessments foreclosed in this judgment against each of the lots or tract of land above described be, and they are hereby merged in this judgment, and the County Treasurer of Osage County, is hereby ordered not to accept the special re-assessments installments merged in judgment in this action without requiring the payment of all prorata costs accrued to the date of such payment of said special reassessment installments.

IT IS FURTHER ORDERED by this court that until said property is sold to satisfy said judgments above set out, the County Treasurer of Osage County, Oklahoma, shall not advertise or offer for sale the property herein described at any resale for said paving reassessment installments herein foreclosed; and it is further ordered that upon selling any of the properties herein described for delinquent ad valorem taxes or other special assessments, said property be sold at said resale for said ad valorem taxes or other special assessments, subject to the paving reassessment installments herein foreclosed, and subject to the judgments rendered herein, and sales thereunder.

IT IS FURTHER ORDERED by this court that this action be continued as to all lots and tracts of land involved in this action and as to all defendants in this action against whom judgment is not hereby rendered, and against whom judgment has not heretofore been rendered herein.

ENDORSED: Filed Jan 8 1940
H. P. Warfield, Clerk
U. S. District Court E

F. E. KENNAMER
U. S. DISTRICT JUDGE

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

Grand River Dam Authority, a public corporation,	Petitioner,)	
)	
		)	No. 226 - Civil
-vs-)	
)	
Joseph S. Owsley, et al.,	Defendants.)	

ORDER APPROVING STIPULATION

NOW, on this 8th day of January, 1940, there coming on for hearing the application of the petitioner for the approval of a stipulation and agreement entered into and by and between the petitioner and the defendants, M. R. Schrantz and Lina E. Schrantz, for the distribution of the award deposited in this Court as to Tract No. 12 (17 GR-D 734); and the Court having examined the stipulation and agreement, finds that the same should be approved and that the Clerk of this Court should distribute the funds pursuant to the stipulation and agreement between the petitioner and said defendants hereinabove named:

IT IS THEREFORE ORDERED that H. P. Warfield, Clerk of the United States District Court in and for the Northern District of Oklahoma, be, and he is hereby authorized and directed to disburse the award of \$6890.00 heretofore deposited by the petitioner as to Tract No. 12 (17 GR-D 734) in the above entitled cause, as follows, to-wit:

Clerk of the United States District Court, impounding fee	\$68.90
Federal Land Bank of Wichita, mortgage	2849.89
Bank of Grove, mortgage	725.00
County Treasurer of Delaware County, Oklahoma, 1929 taxes and penalty	10.05
M. R. Schrantz and Lina E. Schrantz	2715.06
Grand River Dam Authority	590.00

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

ENDORSED: Filed Jan 8 1940
H. P. Warfield, Clerk
U. S. District Court B

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

Kelley Mercantile Company,	Plaintiff,)	
)	
vs.)	
		)	No. 255 CIVIL
Siller Tiger Kemohah,	Defendant.)	
)	
United States of America,	Intervener.)	

O R D E R

Now on this 8th day of January, 1940, this matter coming on before the Court on motion of the Intervener, United States of America, to quash the service on the Superintendent of the Five Civilized Tribes, plaintiff appearing by Glenn O. Young and A. L. O'Bannon, and the intervener, 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 Court, after hearing the arguments of counsel and being fully advised in the premises, finds that this Court does not have jurisdiction in this cause of action except for the purpose of determining the validity of the notice served on the Superintendent of the Five Civilized Tribes.

The Court further finds that this cause of action does not come within the provision of the Act of Congress of April 12, 1926, and that the suit does not involve an interest in lands allotted to a citizen of the Five Civilized Tribes, or the rents, issues and profits derived from the same.

IT IS THEREFORE THE ORDER OF THE COURT that the motion to quash service on the Superintendent of the Five Civilized Tribes be, and the same hereby is sustained.

IT IS THE FURTHER ORDER of the Court that this cause of action be, and the same heret is remanded to the District Court of Creek County, Oklahoma.

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.

ENDORSED: Filed Jan 8 1940
H. P. Warfield, Clerk
U. S. District Court E

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

Sapulpa Motors, Inc.,	Plaintiff,)	
)	
vs.)	
		)	No. 256 CIVIL
Siller Kemchah,	Defendant.)	
)	
United States of America,	Intervener.)	

O R D E R

Now on this 8th day of January, 1940, this matter coming on before the Court on motion of the intervener, United States of America, to quash the service on the Superintendent of the Five Civilized Tribes, plaintiff, appearing by Glenn O. Young, and A. L. O'Bannon, and the intervener, 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 Court, after hearing the arguments of counsel and being fully advised in the premises, finds that this Court does not have jurisdiction in this cause of action except for the purpose of determining the validity of the notice served on the Superintendent of the Five Civilized Tribes.

The Court further finds that this cause of action does not come within the provision of the Act of Congress of April 12, 1926, and that the suit does not involve an interest in lands allotted to a citizen of the Five Civilized Tribes, or the rents, issues and profits derived from the same.

IT IS THEREFORE THE ORDER of the Court that the motion to quash service on the Superintendent of the Five Civilized Tribes be, and the same hereby is sustained.

IT IS THE FURTHER ORDER of the Court that this cause of action be, and the same hereby is remanded to the District Court of Creek County, Oklahoma.

O.K. AS TO FORM, SERVICE OF COPY ACKNOWLEDGED:
WHIT Y. MAUZY, United States Attorney

F. E. KENNAMER
JUDGE

CHESTER A. BREWER, Assistant United States Attorney
ATTORNEYS FOR INTERVENER.

ENDORSED: Filed Jan 8 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,

CIVIL NO. 304

vs.

A. M. Jarvis, et al.,

Defendants.

ORDER VACATING AND SETTING ASIDE ORDER APPOINTING COMMISSIONERS;
ORDER CONTINUING CAUSE AND ORDER FIXING TIME FOR THE APPOINTMENT
OF COMMISSIONERS AND PRESCRIBING FORM OF NOTICE.

NOW on this 8th day of January, 1940, the above entitled and numbered cause coming on to be heard upon the application of the petitioner herein for an order vacating, setting aside and holding for naught appointment of commissioners and an order for continuing date for fixing time for the appointment of commissioners and prescribing form of notice, the Court finds that at the time of appointing said commissioners, all of the defendants in said cause had not been served with notice of said hearing and the Court finds that said order appointing commissioners shall be vacated, set aside and held for naught and said cause should be continued and the above entitled and numbered cause upon the application of the petitioner herein for an order of the Judge of this Court fixing the date of the appointment of three 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, the Court finds same should be granted.

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 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 IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Judge of this Court that the order appointing commissioners in the above entitled and numbered cause, on the 8th day of January, 1940, should be vacated, set aside and held for naught.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Judge of this Court that said cause should be continued until January 29, 1940.

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, who have not been heretofore served in said cause, 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 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 29th day of January, 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 so desire.

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

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

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

HENRY R. GREIS, AS TRUSTEE FOR)
DDEP ROCK OIL CORPORATION,) Plaintiff,)
) NO. 310 CIVIL
vs.)
)
UNITED STATES OF AMERICA,) Defendant.)

O R D E R

On this 8th day of January, 1940, upon oral application, the Court hereby specially appoints Henry N. Greis of Tulsa, Oklahoma, to serve summons, complaint, and temporary restraining order in this action, upon the defendant, the United States of America, PROVIDED, however, that any such service made by a United States Marshal or his Deputy shall also constitute good and valid service.

MADE AND ORDERED ENTERED the day and year first above written.

F. E. KENNAMER
DISTRICT JUDGE

ENDORSED: Filed Jan 8 1940
H. P. Warfield, Clerk
U. S. District Court E

Lot Seventeen (17), in Block Six (6) of Hillcrest Addition to the City of Tulsa, Tulsa County, Oklahoma, according to the recorded plat thereof,

to Mrs. Cordia A. Morrow, for the sum of Three Thousand Dollars (\$3,000.00) in cash.

IT IS FURTHER ORDERED that the sale of the real estate above described by J. H. McBirney, Successor Trustee, to Mrs. Cordia A. Morrow, for the sum of Three Thousand Dollars (\$3,000.00) be and the same is hereby ratified and approved.

IT IS FURTHER ORDERED that J. H. McBirney, Successor Trustee, be and he is hereby authorized to execute and deliver a trustee's special warranty deed, transferring and conveying the real estate above described to Mrs. Cordia A. Morrow, upon payment to him of the sum of Three Thousand Dollars (\$3,000.00).

F. E. KENNAMER
United States District Judge

ENDORSED: Filed Jan 8 1940
H. P. Warfield, Clerk
U. S. District Court B

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

HOWARD GRAY, as Executor of the Estate of Julia S. Fearman, deceased,)
Plaintiff,)
vs.) No. 877 Equity
EXCHANGE NATIONAL COMPANY, A Corporation, et al,)
Defendants.)

ORDER AUTHORIZING TRUSTEE TO SELL REAL ESTATE

On this 8th day of January, 1940, upon the application of J. H. McBirney, Successor Trustee, for authority to sell real estate; and it appearing that among the assets coming into the hands of said trustee was a note executed by Viola E. Sherrell and S.A. Sherrell, as makers, to the Exchange National Company, dated July 5, 1929, for the principal sum of Four Thousand Dollars (\$4,000.00), upon which there was due the principal sum of Three Thousand Four Hundred Twenty-Nine and 28/100 Dollars (\$3,429.28), which said note was secured by a first and prior real estate mortgage covering:

Lot Fifteen (15) in Block Seven (7) of Hillcrest Addition to the City of Tulsa, Tulsa County, Oklahoma, according to the recorded plat thereof;

that because of the inability of said trustee to collect said note, he instituted cause No. 59185 in the District Court of Tulsa County, Oklahoma, and judgment was entered therein on the 10th day of July 1936, for the recovery of the principal sum of Three Thousand Four Hundred Twenty Nine & 28/100 Dollar (\$3,429.28), together with interest from May 1, 1932, to the date of Judgment, in the amount of One Thousand Four Hundred Thirty Eight & 28/100 Dollars (\$1,438.28), plus an attorney's fee of Three Hundred Fifty Dollars (\$350.00), which said judgment was entitled to a credit in the amount of One

Hundred Eighty Eight & 16/100 Dollars (\$188.16); and it further appearing that pursuant to sale proceedings under said judgment, J. H. McBirney, Successor Trustee, purchased said real estate from the Sheriff of Tulsa County, Oklahoma, for the sum of Two Thousand Two Hundred Fifty Dollars (\$2,250.00), which sum was credited upon said judgment; and it further appearing that J. H. McBirney, Successor Trustee, is the present owner of said real estate above described; and it further appearing that the said real estate is improved by a one-story brick duplex building, each unit thereof containing four rooms, and that said building is 24' x 50', containing a shingle roof and hardwood floors; that said real estate is further improved by a frame garage containing shingle roof and concrete floor, 18' x 18', and that the improvements upon said real estate are in good condition; and it further appearing that the books of said trust disclose that there is an investment in said property of Three Thousand Seven Hundred Ninety Nine & 40/100 Dollars (\$3,799.40) less net rentals received therefrom of Seven Hundred Twenty Six & 04/100 Dollars (\$726.04), or a net investment of Three Thousand Seventy Three & 36/100 Dollars (\$3,073.36); and it further appearing that the said trustee has an offer from John P. Logan, for the purchase of said property for the sum of Three Thousand Dollars (\$3,000.00) in cash, and that the members of the Advisory Committee, appointed by this court, upon whom notice shall be given of sales of real estate, have been duly notified of said offer for the purchase of said real estate, and have considered the same, and have approved said offer and recommended that the said trustee sell said real estate for said consideration; and it further appearing that the sum offered for said real estate approximates the value placed thereon by appraisers; and it further appearing that the sale of said real estate was arranged by Farmer & Duran, real estate brokers in the City of Tulsa, and that they are entitled to compensation for their said services; that five per cent (5%) of the sales price of said real estate is fair and reasonable compensation for said services; that said trust is in liquidation, and that it is to the best interest of said trust and its beneficiaries for the trustee to sell said real estate for said consideration; and it further appearing that the said trustee has recommended that the said real estate be sold for said consideration, and for other good cause,

IT IS ORDERED that J. H. McBirney, Successor Trustee, be and he is hereby authorized to sell the following described real estate, to-wit:

Lot Fifteen (15), in Block Seven (7) of Hillcrest Addition to the City of Tulsa, Tulsa County, Oklahoma, according to the recorded plat thereof,

to John P. Logan, for the sum of Three Thousand Dollars (\$3,000.00) in cash.

IT IS FURTHER ORDERED that the sale of the real estate above described, by J. H. McBirney, Successor Trustee, to John P. Logan, for the sum of Three Thousand Dollars (\$3,000.00) be and the same is hereby ratified and approved.

IT IS FURTHER ORDERED that J. H. McBirney, Successor Trustee, be and he is hereby authorized to pay to Farmer & Duran, real estate brokers in the City of Tulsa, the sum of One Hundred Fifty Dollars (\$150.00) as compensation in full for their services in arranging the sale of said real estate.

IT IS FURTHER ORDERED that J. H. McBirney, Successor Trustee, be and he is hereby authorized to execute and deliver a trustee's special warranty deed, transferring and conveying the real estate above described to John P. Logan, Upon payment to him of the sum of Three Thousand Dollars (\$3,000.00).

F. E. KENNAMER
United States District Judge

ENDORSED: Filed Jan 8 1940
H. P. Warfield, Clerk
U. S. District Court B

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

Fred W. Seymour, Trustee,	Plaintiff,)	
)	
vs.		)	No. 1277 Equity
)	
Gilmort Oil Company,	Defendant.)	

O R D E R

Now on this 4th day of January, 1940, came on for hearing, pursuant to notice duly given, the application of R. E. Hughes for a fee for preparing and filing the Federal Corporation Income Tax Return for 1938, the Oklahoma Corporation Income Tax Return for 1938, all the Social Security forms under 801-804 and Form 940 and for 1937 and the first three months of 1938, the Court being fully advised in the premises finds that R.E. Hughes should be allowed as a reasonable fee for this service the sum of TWO HUNDRED SEVENTY-FIVE DOLLARS (\$275.00, which amount has been approved by the Receivers.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Receivers pay R.E. Hughes the sum of Two Hundred Seventy-Five Dollars (\$275.00) for preparing and filing the reports above set forth.

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

F. E. KENNAMER
JUDGE

ENDORSED: Filed Jan 8 1940
H. P. Warfield, Clerk
U. S. District Court B

Court adjourned to January 9, 1940

On this 9th day of January, 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 ASSIGNING JUDGES.

UNITED STATES OF AMERICA TENTH CIRCUIT

In my judgment the public interest requires the designation and assignment of a District Judge to hold and assist in holding the District Court for the United States in the Western District of Oklahoma during the month of January, 1940, in place or in aid of the District Judges of that District:

On this 10th day of January, 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 CIRCUIT COURT OF APPEALS FOR THE TENTH JUDICIAL
CIRCUIT
SITTING AT DENVER, COLORADO

FIFTY-SEVENTH DAY, SEPTEMBER TERM, SATURDAY, JANUARY 6th, A. D. 1940

PRESENT: Honorable Robert E. Lewis, Senior Circuit Judge,
Honorable Orie L. Phillips, Circuit Judge,
And other officers as noted on the nineteenth day of December, 1939.

Before Honorable Robert E. Lewis and Honorable Orie L. Phillips,
Circuit Judges.

United States of America,	Appellant,)
)
2050 vs.)
)
Board of County Commissioners of)
Tulsa County, State of Oklahoma,	Appellee.)

) Appeal from the District Court of the
) United States for the Northern District
) of Oklahoma.

This cause came on to be heard on the motion of appellant to dismiss the appeal herein and was submitted to the court.

On consideration whereof, it is now here ordered by the court that the said motion be and the same is hereby granted and that the appeal in this cause be and the same is hereby dismissed out of this court.

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

A true copy as of record,
TESTE:

ROBERT B. CARTWRIGHT
CLERK

(SEAL)

ENDORSED: Filed Jan 10 1940
H. P. Warfield, Clerk
U. S. District Court H

IN THE UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF OKLAHOMA

PATTERSON-BALLAGH CORPORATION, LTD., a corporation,	Plaintiff,)
)
-vs-		) 147 - Civil
)
RUBBER SLEEVE SPECIALTY COMPANY, a corporation, and R. H. HOWARD,	Defendants.)

ORDER EXTENDING TIME TO ANSWER COUNTERCLAIM

On motion of plaintiff, and for good reason shown, an extension of fifteen (15) days is hereby allowed plaintiff to answer the counterclaim of the defendants.

Dated this 10th day of January, 1940.

F. E. KENNAMER
United States Judge

O.K. DUFF & MANATT
Attorneys for Defendant

ENDORSED: Filed Jan 10 1940
H. P. Warfield, Clerk
U. S. District Court H

IN THE UNITED STATES CIRCUIT COURT OF APPEALS FOR THE TENTH JUDICIAL
CIRCUIT
SITTING AT DENVER, COLORADO

FIFTY-SEVENTH DAY, SEPTEMBER TERM, SATURDAY, JANUARY 6th, A. D. 1940

PRESENT: Honorable Robert E. Lewis, Senior Circuit, Judge,
Honorable Orle L. Phillips, Circuit Judge,
And other officers as noted on the nineteenth day of
December, 1939.

Before Honorable Robert E. Lewis and Honorable Orle L. Phillips,
Circuit Judges.

United States of America,	Appellant,)
)
2049 vs.		) Appeal from the District Court of the
		) United States for the Northern District
Board of County Commissioners of Tulsa County, State of Oklahoma,	Appellee	) of Oklahoma.

This cause came on to be heard on the motion of appellant to dismiss the appeal herein and was submitted to the court.

On consideration whereof, it is now here ordered by the court that the said motion be and the same is hereby granted and that the appeal in this cause be and the same is hereby dismissed out of this court.

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

ARTHUR RANCE,	Plaintiff,)	
)	
vs.		)	No. 293 - Civil
)	
OSAGE RAILWAY COMPANY, a corp.,	Defendant.)	

C R D E R

Now on this 11th day of January, 1940, the parties having presented a stipulation agreeing to withdrawal of the defendant's Motion to Quash Summons, defendant agreeing to and entering its appearance herein, and the court being well and sufficiently advised in the premises, approves said stipulation, and the court finds that the defendant's Motion to Quash filed herein has been withdrawn by the defendant;

IT IS THEREFORE ORDERED that the defendant's motion to quash be and is considered withdrawn, and that the defendant considered as having entered its appearance, the defendant being given 20 days from the date hereof to plead or answer.

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

APPROVED: O. E. SWAN
H. L. SMITH
Attorneys for Defendant

J. A. McCOLLUM
B. A. HAMILTON
Attorneys for Plaintiff

ENDORSED: Filed Jan 11 1940
H. P. Warfield, Clerk
U. S. District Court E

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

R. E. OLDS COMPANY, A CORPORATION,	Plaintiff,)	
)	
vs.)	
		)	No. 302 Civil Action
The Board of Education of the Town of Oilton,)	
of the State of Oklahoma, Designated as Independent School District #20, Creek County, State of Oklahoma, a body corporate; D.W. Humphrey, Lee Joliff and Ray H. Apple, Members of the Board of Education of the Town of Oilton; Robert L. Seaton, Treasurer of the Board of Education of the Town of Oilton; J.Clyde Staige, County Assessor of Creek County; W.B. Key, County Clerk of Creek County; H. L. Payne, County Treasurer of Creek County; and Leonard May, Cy Covey and Lucien B. Wright, Members of and Constituting the Excise Board of Creek County and their Successors in Office)	
	Defendants)	

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

NATIONAL LABOR RELATIONS BOARD,	Petitioner,)
)
v.		) 314 - Civil
)
FLOYD L. RHEAM,	Respondent.)

ORDER COMPELLING OBEDIENCE TO SUBPOENA DUCES TECUM

This matter having come before the Court on the verified application of the National Labor Relations Board (hereinafter referred to as the Board) under Section 11 (2) of the National Labor Relations Act to require Respondent, Floyd L. Rheam, to obey a subpoena duces tecum issued by J. Warren Madden, Chairman of the National Labor Relations Board on November 9, 1939, requiring Respondent Floyd L. Rheam to appear and testify and to produce certain documentary data described in said subpoena in a proceeding before the Board entitled "Mid-Continent Petroleum Corporation and Cosden Pipe Line Company and Oil Workers International Union", being docketed with the Board as Case No. XVI-C-353, and the Board and Respondent Floyd L. Rheam having both duly appeared herein by their respective attorneys, now therefore after reading and filing the said application of the Board and after hearing the arguments of respective counsel, and being duly advised in the premises.

IT IS HEREBY ORDERED that the application be and the same is hereby granted, and

IT IS FURTHER ORDERED that Respondent Floyd L. Rheam appear before a Trial Examiner of the Board at the United State Post Office Building, Second Floor, Tulsa, Okla., on the 16 day of January, 1940, at 9:00 o'clock A.M., of that day, and produce at that time and place all of the papers, documents, and data described in the said subpoena duces tecum heretofore issued by the Board of November 9, 1939, and served on Respondent Floyd L. Rheam, a copy of which subpoena duces tecum is annexed to the application of the Board herein, marked Exhibit 4-A, and give evidence and testimony at such time and place touching upon matters brought in question by the Complaint of the Board as amended in the proceedings above mentioned, and

IT IS FURTHER ORDERED that at such time and place Respondent Floyd L. Rheam answer all questions which may be propounded to him bearing upon the allegations of said Complaint of the Board and particularly those questions heretofore propounded to him in the said proceeding before the Board which Respondent Rheam has heretofore failed to answer and all other questions which may hereafter be propounded to him which bear upon the allegations set forth in paragraph 14-C of the Board's Complaint as amended, and

IT IS FURTHER ORDERED that Respondent Floyd L. Rheam attend before the Board or its agent from day to day until his examination shall have been completed.

Dated At Tulsa, Oklahoma,
This 12th day of January, 1940.

F. E. KENNAMER
UNITED STATES DISTRICT JUDGE

Form consented to and service of copy waived
GARRETT LOGAN, Attorney for Respondent,

SHANNON SOWERS, Attorney, National Labor Relations Board

ENDORSED: Filed Jan 15 1940
H. P. Warfield, Clerk
U. S. District Court

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

I. E. Nelson, et al,	Complainants,)	
)	
vs.	)	No. 1266 in Equity
)	
SapulpaGas Company, et al,	Respondents.)	

O R D E R

For good cause shown it is hereby ordered upon the petition of Harry O. Glasser and Harry O. Janicke for allowance of fees as filed herein, that each of said attorneys be and they hereby are allowed the sum of Nine Thousand Dollars (\$9,000.00) in addition to all sums previously allowed and paid as and for their compensation in full for services rendered as attorneys for I. E. Nelson, Trustee for the holders of Five Per Cent Gold Bonds of Sapulpa Gas Company, in this and other actions authorized by the court in connection with the foreclosure of said bonds and the administration of the properties subject to their remittance.

It is further ordered that I. E. Nelson, Trustee forthwith shall pay to said attorneys out of any funds in his hands and available for the purpose the sums above fixed and allowed.

It is further ordered upon the petition of I. E. Nelson, Trustee, for the allowance of fees and expenses incurred in connection with his duties as trustee for the holders of Five Per Cent Gold Bonds of Sapulpa Gas Company that said I. E. Nelson, Trustee, be and he is hereby allowed his expenses as prayed for in the amount of Two Hundred Forty Three Dollars Thirty One Cents (\$243.31) and is further allowed a fee for his services as such trustee in the amount of Seven Hundred Fifty Dollars (\$750.00), which amounts said trustee is authorized to pay to himself out of any funds, available for the purpose.

It is further ordered that said I. E. Nelson, Trustee, forthwith shall require of and receive from John F. Hayden, Trustee in Bankruptcy, and said John F. Hayden, Trustee, is hereby ordered to pay over, such sums of money remaining in his hands as trustee in bankruptcy, reserving only an amount sufficient to defray the costs of preparation of his final report.

Said I. E. Nelson, Trustee, after ascertaining that the court costs of this action and other related actions have been paid and discharged in full, and after ascertaining that all prior orders of this court relating to claims accorded preference have been satisfied, is hereby ordered and directed to make distribution of the funds remaining in his hands, in accordance with the prior orders of this court, to the holders of Five Per Cent Gold Bonds of SapulpaGas Company and common creditors whose claims have been previously allowed herein, such distribution to be made ratably to each of said persons in the several proportions which the fact amount of their respective claims or bonds shall bear to the total face amount of claims and bonds; provided that said trustee shall offset against any such amount determined to be distributable the full fact amount of any claim, bill or account existing in favor of Sapulpa Gas Company and against any such distributee as reflected by the books of John F. Hayden, Trustee in Bankruptcy or of Sapulpa Gas Company.

Said I.E. Nelson, Trustee, is further ordered to make appropriate return of his proceedings under this order and to hold any accounts receivable or other property undisposed of or proceeds thereof which may arise subsequent to the date of this order in his possession subject to the further order of this court as to disposition thereof.

It is further ordered that said I. E. Nelson, Trustee, in making distribution to the holders of said Five Per Cent Gold Bonds of Sapulpa Gas Company, shall require of any person entitled to distribution thereon the surrender of said bonds for cancellation, and that in the event he shall be unable to locate or identify the holder or owner of any such bonds, the proportion of money distributable to said bonds under the terms of this order shall be held by said trustee and

returned to the registry of this court for its further order or disposition as required by law.

Dated at Tulsa, Oklahoma this 12th day of January, 1939.

Service acknowledged:

HARRY O. JANICKE
COAKLEY & McDERMOTT

F. E. KENNAMER
U. S. District Judge

ENDORSED: Filed Jan 12 1940
H. P. Warfield, Clerk
U. S. District Court

Court adjourned to January 15, 1940

REGULAR JANUARY 1940 TERM

TULSA, OKLAHOMA

MONDAY, JANUARY 15, 1940

On this 15th day of January, 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 15th day of January, 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:

Raymond Traunichy	K. T. Wilson
Warren Stone	E.V. Wisdom
H. L. Sullivan	John Merrell
Gill Kinney	W.T. Lunsford
Paul Holmes	George W. McQueen
Jim Moore	R. Ligon
Toney Fallette	Roy Lawrence
Clyde Parkinson	Ferd E. Pope
John S. Weiskopf	Allan Proudlove
Elmer Thompson	Ova N. Ramsey
Tony Thomas	Frank Penney
Robert Teichner	C.D. Wells
Andy Thompson	C. A. McKibben
A. M. Thomas	A.W. Klamm
Carl Wood	J. T. McCarroll
Buck Vaughn	C. J. Nicholson
William Wolf	Sam Ritter
Al Vandegrift	E. N. Williams
X. M. Widner	Buck Wood
Emory Martin	F.E. Holt

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

Warren Stone	Elmer Thompson
H. L. Sullivan	Robert Teichmer
Gill Kinney	A. M. Thomas
Paul Holmes	Carl Wood
Jim Moore	Emory Martin
Clyde Parkinson	C. J. Nicholson
Sam Ritter	

are excused from service as Jurors for the term.

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

Raymond Traunicht	Frank Penney
-------------------	--------------

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

Thereupon, the balance of said array are accepted as Petit Jurors for this Regular January 1940 Term of Court.

ENDORSED: Filed In Open Court
Jan 15 1940
H. P. Warfield, Clerk
U. S. District Court

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

Insurance Company of North America, a corporation,	Plaintiff,)	
)	
vs.		)	No. 135 Civil
)	
Crude Oil Contracting Company, a corporation, and National Surety Corporation, a corporation,	Defendants.)	

O R D E R

Now on this 14th day of January, 1940, upon application of the plaintiff and for good cause shown, the plaintiff is granted an additional ten days in which to file its brief herein.

F. E. KENAMER
J u d g e

ENDORSED: Filed Jan 15 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,

No. 232 Civil

vs.

Lawford L. Browning, et al.,

Defendant.

ORDER APPROVING STIPULATION

Now, on this 15th day of January, 1940, there coming on for hearing the applica-
tion of the petitioner for the approval of a stipulation and agreement entered into by and between
the petitioner and the defendant, George W. Cupp, for the distribution of the award deposited in
this Court as to Tract No. 5 (23 GR-D 1126 and 24 GR-D 1264); and the Court having examined the
stipulation and agreement, finds that the same should be approved and that the Clerk of this
Court should distribute the funds pursuant to the stipulation and agreement between the petitioner
and said defendant hereinabove named;

IT IS THEREFORE, ORDERED that H. P. Warfield, Clerk of the United States District
Court in and for the Northern District of Oklahoma, be, and he is hereby, authorized and directed to
disburse the award of \$6,640.00 heretofore deposited by the petitioner as to Tract No. 5 (23 GR-D
1126 and 24 GR-D 1264), in the above entitled cause, as follows, to-wit:

Postmaster, Vinita, Oklahoma, for U. S. Revenue Stamps	\$ 6.00
County Clerk of Delaware County, Oklahoma, recording fees to record 3 releases of mortgage and 3 affidavits	5.20
George W. Cupp	5888.80
Grand River Dam Authority, a public corporation	740.00

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

ENDORSED: Filed Jan 15 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-)	
	)	Civil No. 245
)	
William T. Sheldon, et al,)	
)	
	)	Defendants.

ORDER FOR DISBURSEMENT OF FUNDS AND TAXATION OF COSTS

Now on this the 15th day of January, 1940, same being a regular judicial day of this Court, this cause comes on for hearing on the application of the Grand River Dam Authority for payment of funds held in condemnation, the party appearing, and the Court having heard the evidence and being fully advised finds:

That defendant, Clifford Cox is the sole owner and in actual possession of the land described in the petition herein as Tract No. 4 (11 GR-D 540) in this cause, which land has been taken by petitioner 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 and that said defendant, Clifford Cox made application for the funds impounded in Court to him upon the award made by the Commissioners appointed by the Court and the court on the 10th day of January, 1940, ordered said award paid unto Clifford Cox, but by error the impounding fee of \$81.00 was deducted from the award when as a matter of fact the same should have been paid unto the said Clifford Cox.

The Court further finds that the said impounding fee of \$81.00 is now held in Court by the Clerk of this Court.

IT IS THEREFORE ORDERED that the Clerk of this Court pay unto the said Clifford Cox the sum of Eighty-one (\$81.00) Dollars, the same being the amount withheld from him as impounding fees on the above described tract in said cause.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Jan 15 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,)	
)	
vs.	)	Petitioner,
)	
	)	No. 246 Civil.
)	
H. H. Thompson, et al,)	
)	
	)	Defendants.

ORDER FOR DISBURSEMENT OF FUNDS AND TAXATION OF COSTS AS TO
DEFENDANTS, ROY WOOD AND SARAH WOOD

Now on this 15th day of January, 1940, the same being a regular court day of this court, this cause comes on for hearing on the application of Roy Wood and Sarah Wood and the application of the Travelers Insurance Company for the payment of funds held in condemnation, all parties interested herein having been duly notified of this hearing and the Travelers Insurance Company and the Federal Land Bank of Wichita, Kansas appearing by their attorneys of record, said applications

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

George Drywater and Levi Secondi, Plaintiffs,)

-vs-

No. 305 CIVIL

Sarah Russell, Tom Secondi, and the unknown heirs, executors, administrators, devisees, trustees, assigns and claimants, immediate and remote, of Emma Drywater, deceased, Defendants.)

O R D E R

Now on this 15th day of January, 1940, this matter coming on before the Court on motion of the United States of America for permission to intervene in the above mentioned cause, and it appearing to the Court that this action involves lands allotted to a restricted Cherokee Indian, and that all of the parties involved in this action are full-blood Cherokee Indians, and that the United States of America should be a party to this action;

IT IS THEREFORE THE ORDER of the Court that the United States of America be, and hereby is granted permission to intervene in this cause of action.

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 Jan 15 1940
H. P. Warfield, Clerk
U.S. District Court B

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

United States of America, Libelant,)

vs.

No. 315 CIVIL

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 paraphernalia and materials used in connection with such distillery; John L. Enochs and the Interstate Securities Company, a corporation, Claimants.)

ORDER FOR MONITION

Now on this 15th day of January, 1940, it appearing to the court that the above named automobile, described herein as a

1937 LaSalle Sedan automobile, Motor No. 2,234,769,

and the above described property was seized at 723 South Boyd Street, in the city of Sapulpa, in

IT IS THEREFORE THE ORDER of the Court that Jno. P. Logan, United States Marshal, and Receiver in this cause of action, be, and he hereby is authorized to pay to Kames Kastl, the sum of \$20.00 out of the funds held by him as such Receiver.

F. E. KENNAMER

JUDGE

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

CHESTER A. BREWER, Asst. United States Attorney
ATTORNEYS FOR PLAINTIFF

ENDORSED: Filed Jan 15 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. 1155 Equity
)	
S.S. Kennedy and Amy Kennedy,	Defendants.)	

O R D E R

Now on this 15th day of January, 1940, this matter coming on before the Court on the application of plaintiff for an order of this Court authorizing and directing O. A. Farrell, Receiver in this cause of action, to institute an action against the defendants, S.S. Kennedy and Amy Kennedy, to recover rent in the sum of \$375.00 for the period from April 1, 1938, to March 31, 1939, covering the land involved in the above foreclosure proceedings, and it appearing to the Court that said action should be instituted;

IT IS THEREFORE THE ORDER of the Court that O. A. Farrell, Receiver, be and he hereby is authorized and directed to institute an action against S. S. Kennedy and Amy Kennedy for the recovery of \$375.00 rent for the period beginning April 1, 1938, and ending March 31, 1939, on the land involved in the above foreclosure proceedings.

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
ATTORNEYS FOR PLAINTIFF

ENDORSED: Filed Jan 15 1940
H. P. Warfield, Clerk
U. S. District Court E