

JANUARY 1942 TERM

- 1. To Fred Daniel & Company, office rent for November and December, 1941 \$70.00
- 2. To J. A. Feagin, Federal Court Reporter for copy of depositions taken in case of H. P. Perry, Trustee vs. Associated Petroleum Properties \$ 9.15

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

ORSED: Filed Jan 2 1942
H. P. Warfield, Clerk
U. S. District Court H

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

R. Randall and Eva Randall,	Plaintiffs,)	
)	
vs.		)	No. 407 Civil
)	
Louis Smelting and Refining Company,)	
corporation,	Defendant.)	

JOURNAL ENTRY ON MOTION FOR A NEW TRIAL

NOW, on this 2nd day of January, 1942, this matter coming on for hearing at Tulsa, Oklahoma in its regular order on the motion for a new trial heretofore filed by plaintiffs, same having heretofore been set for this date and plaintiffs appearing by their attorney of record, A. L. Commons, and defendant appearing by its attorneys of record, A. C. Wallace and John R. Wallace, and said motion being presented and argued, and the court being fully advised in the premises

IT IS ORDERED, ADJUDGED AND DECREED that the motion for anew trial filed by plaintiffs and the same is hereby overruled. Plaintiffs were allowed an exception.

ROYCE H. SAVAGE
JUDGE

ORSED: Filed Jan 5 1942
H. P. Warfield, Clerk
U. S. District Court H

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

Henry Goodh, Plaintiff,)
vs.) No. 580-Civil
J. Ballenger, et al., Defendants.)

O R D E R

The motion of defendants to retax the costs herein as set out in the claim of Holland, Sherrif of Delaware County, for costs and expenses with respect to attachment levied on separate pieces of property having come on this day to be heard, and the court being advised of the premises, finds that the total costs and expenses claimed by the sherrif as shown by his bill of costs, and the amendment to said bill of costs amounts to \$146.25, and it is ordered that the sum of \$97.50 of said sum should be allocated to and paid by the defendants, in full liability of the defendants in this cause.

Dated this 2nd day of January, 1942.

ROYCE H. SAVAGE
Judge of United States District Court

RECORDED: Filed Jan 2 1942
H. P. Warfield, Clerk
U. S. District Court H

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

UNITED STATES OF AMERICA, Petitioner)
vs.) No. 652 - Civil
W. M. NIERHAUS, JR. et al., Respondents.)

ORDER OF PARTIAL RELEASE

Now on the 2nd day of January, 1942, there comes on for hearing the application of respondent, Loretta Tucker now Florence, for a partial distribution of the funds deposited herein as a fair, cash market value of the real estate described as follows, to-wit:

Tract No. D-40

North Half (N $\frac{1}{2}$) of the Northeast Quarter (NE $\frac{1}{4}$), Section Twenty-two (22), Township Twenty (20) North, Range Nineteen (19) East, containing Eighty (80) acres, more or less, situate in Mayes County, Oklahoma,

The Court examines the files and all pleadings herein and hears evidence and finds that said application should be sustained.

It is therefore ordered, adjudged and decreed that the Clerk of this Court issue his check or voucher payable in the amount and as follows, to-wit:

Loretta Tucker now Florence.....\$450.00

It is further ordered, adjudged and decreed that by reason of the law made and provided in such cases the Clerk of this Court shall make no charge as commission or poundage for the filing and distribution of said funds.

ROYCE H. SAVAGE
JUDGE

FORSEED: Filed Jan 2 1942
H. P. Warfield, Clerk
U. S. District Court LN

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

UNITED STATES OF AMERICA,	Petitioner,)
)
vs.)
)
500 acres of land, more or less,)
located in Mayes County, Oklahoma,)
John M. Neihaus, Jr. et al	Respondents.)

No. 652 - Civil

ORDER OF PARTIAL DISTRIBUTION

Now on this 2nd day of January, 1942, there comes on for hearing the application of respondent, Marlin W. Williams for partial distribution of the money deposited herein as just compensation for Tracts Nos. D-35, D-45 and D-50, involved herein, and the application of the respondent John M. Neihaus, Jr., Trustee, for partial distribution of the money deposited herein as just compensation for Tract No. B-3 involved herein. The Court hears evidence and finds that there has been deposited as just compensation for Tracts Nos. D-35, D-45 and D-50 a total sum of \$10,750.00, and that a partial distribution of said funds should be made to the following persons and in the following amounts, to-wit:

Federal Land Bank of Wichita and the Land Bank Commissioner of Wichita.....	\$3,702.35
Marlin W. Williams.....	\$6,297.65

Court further finds that there has been deposited as just compensation for Tract No. B-3 the sum of \$10,400.00, and that a partial distribution of said funds should be made to the following person and in the following amount, to-wit:

John M. Neihaus, Jr., as Trustee for Julia Brown, Alice W. Elliott, Florence Outright, George A. Shurtleff, Lesser Leshnick, Peoria Investment Corporation, Jefferson Trust & Savings Bank of Peoria, Illinois, Wm. Pulsipher, as Executor of the Estate of Cynthia Pulsipher, deceased, Edith Yale Cramer and Cora Magil.....\$10,000.00

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the Clerk of this Court issue checks payable as follows, to-wit:

Federal Land Bank of Wichita and the Land Bank Commissioner of Wichita.....	\$ 3,702.35
--	-------------

Marlin W. Williams.....\$6,297.65

John M. Niehaus, Jr., as Trustee for Julia Brown, Alice W. Elliott, Florence Cutright, George A. Shurtleff, Lester Lehnicht, Peoria Investment Corporation, Jefferson Trust & Savings Bank of Peoria, Illinois, Wm. Pulsipher, as Executor of the Estate of Cynthia Pulsipher, deceased, Edith Yale Cramer and Cora Magil.....10,000.00

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Clerk of this Court shall make charge as commission or poundage for the handling and distribution of these funds.

ROYCE H. SAVAGE
JUDGE

FORSEED: Filed Jan 5 1942
H. P. Warfield, Clerk
U. S. District Court LN

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

MISSOURI-KANSAS-TEXAS RAILROAD
COMPANY, a corporation,

Plaintiff,

-vs-

No. 714 - C

TULSA COTTON OIL COMPANY, a corporation,
E. C. BURTON, MRS. E. C. BURTON, LOIS
BURTON HAWTHORNE, and RUTH BURTON BEDFORD,
living directors and trustees for creditors
said Tulsa Cotton Oil Company, Defendants.

O R D E R

Now, on this 2nd day of January, 1942, comes on for hearing the motion of the defendants, E. C. Burton, Mrs. E. C. Burton, Lois Burton Hawthorne and Ruth Burton Bedford, to require plaintiff to make its complaint more definite and certain, and the motion of said named defendants to quash, the defendants being represented by their attorney Lawrence Mills, and the plaintiff being represented by its attorneys Charles J. Kelly, Lloyd W. Jones and C. S. Walker, and the court having on said motions and heard argument of counsel thereof, and being fully advised in the premises orders that defendants' said motions should be overruled.

IT IS THEREFORE, CONSIDERED, ORDERED AND ADJUDGED BY THE COURT that defendants' said motion to make more definite and certain and motion to quash, be, and the same are, hereby overruled. It is further ordered that said defendants be, and they are, hereby given thirty days which to file answer herein.

ROYCE H. SAVAGE
JUDGE

FORSEED: Filed Jan 6 1942
H. P. Warfield, Clerk
U. S. District Court B

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

John Perryman, nee Jacobs, et al.,	Plaintiffs,)
vs.		) No. 723 - Civil
John Reynolds, nee Perryman, et al.,	Defendants.)

O R D E R

Now on this 31st day of December, 1941, this matter coming on before the court upon application of the United States of America for an extension of time within which to plead in this cause of action, and it appearing to the court that the Superintendent of the Five Civilized Tribes has been served with Notice and copy of the pleadings filed in this cause of action pursuant to the provisions of the Act of Congress of April 12, 1926, and that pursuant thereto on the 24th day of November, 1941, an order was issued in the District Court of Tulsa County, State of Oklahoma, ordering and directing that such case should be removed to the Northern District of Oklahoma and that thereafter on December 1, 1941, transcript of proceedings in said District Court of Tulsa County was filed in the office of the Clerk of the United States Court in and for the Northern District of Oklahoma and it further appearing to the court that time should be extended for the United States in which to file its intervening complaint in this cause of action,

IT IS THEREFORE, THE ORDER OF THE COURT that the United States of America be and it is hereby given thirty (30) days additional time from December 31, 1941, in which to plead in this cause of action.

ROYCE H. SAVAGE
JUDGE

ORSEED: Filed Jan 2 1942
H. P. Warfield, Clerk
U. S. District Court B

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

W. HUNT,	Plaintiff,)
-vs-		) No. 723 Civil
T. FISCHER, ET AL,	Defendants.)

O R D E R

Now this 2nd day of January, 1942, this cause comes on for hearing in its regular order of setting on the motion docket of the court at Tulsa, Oklahoma on the defendant's motion for a more definite statement in the complaint, on the defendant's motion to discharge the receiver herein appointed to vacate the order appointing a receiver, and on the defendant's motion asking that plaintiff be required to make an additional cost deposit herein.

The parties litigant appear by their respective attorneys of record and the court having examined each of said motions, having heard the arguments thereon, and being well advised in the premises:

IT IS ORDERED that the motion for a more definite statement in the complaint be and the same is sustained as to Paragraph numbered 3 of said motion and as to Paragraph numbered 8 of said motion, and the plaintiff is given 15 days from this date within which to file an amended complaint.

is ordered that all other grounds of the motion be and the same hereby is overruled.

IT IS FURTHER ORDERED that the motion to discharge the receiver and vacate the order appointing the receiver be and the same hereby is sustained, the receiver is discharged and the order appointing said receiver is vacated and set aside. Said receiver is ordered to file herein within 10 days from this date his final report as such receiver.

IT IS FURTHER ORDERED that the motion for additional cost deposit be and the same taken over advisement by the court until such time as the receiver shall file his final report herein.

ROYCE M. SAYAGE
JUDGE

ORSED: Filed Jan 5 1942
H. P. Warfield, Clerk
U. S. District Court H

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

United States of America,	Libelant,)
)
vs.)
		) No. 734 CIVIL
1941 Plymouth Coupe Automobile, Motor)
P-10-115473, and approximately 34)
gallons of Assorted Taxpaid Intoxicating)
liquors seized therein; A. C. Watson, and)
Commercial National Bank of Muskogee,)
Oklahoma,	Claimants.)

ORDER FOR MONITION

Now on this 2 day of January, 1942, it appearing to the court that the said 1941 Plymouth Coupe automobile, Motor No. P-10-115473, with approximately thirty four (34) gallons of intoxicating liquors containing more than four per centum (4%) of alcohol by volume, was seized at a point on United States Highway No. 66 about two (2) miles South of the City of Miami, in Ottawa County, State of Oklahoma, Northern Judicial District of Oklahoma and within the jurisdiction of this court, on November 2, 1941, by Milo Beck, R. A. West and Cliff Goldsmith, Investigators for the Department of Public Safety of the State of Oklahoma, by virtue of authority of their said office, and in accordance with the provisions of law in such case made and provided, while said automobile was being used by A. C. Watson for transportation of such intoxicating liquors from an unknown point in the State of Missouri into the State of Oklahoma and to the aforesaid described point of seizure; further appearing that thereupon said property was appraised at more than Five Hundred Dollars (500.00) whereupon libelant has instituted libel action herein and requests issuance of monition requiring claimants A. C. Watson and the Commercial National Bank of Muskogee, Oklahoma, and all other interested persons, unless notice thereof be waived, of the pendency of such libel action.

IT IS, THEREFORE, ORDERED that monition issue as prayed for in said libel and that same be served upon A. C. Watson and the Commercial National Bank of Muskogee, Oklahoma, unless notice thereof be waived, and any other person that might claim any interest in said automobile and intoxicating liquors, requiring them to appear in said court on or before twenty (20) days after personal service thereof, and to show cause, if any they have, why said automobile and intoxicating liquors should not be forfeited to libelant under provisions of Section 224, Title 27, U. S. Code annotated, and in accordance with the provisions of the law relating to seizures, forfeitures and disposition of property and proceeds for violation of the Internal Revenue Laws of the United States.

IT IS FURTHER ORDERED that the United States Marshal for the Northern District of Oklahoma be so directed to detain the above described automobile in his possession until further order of this court and to make his return herein as provided by law.

ROYCE H. SAVAGE
JUDGE

RECORDED: Filed Jan 2 1942
H. P. Warfield, Clerk
U. S. District Court H

Court adjourned to January 5, 1942.

REGULAR JANUARY 1942 TERM

TULSA, OKLAHOMA

MONDAY, JANUARY 5, 1942

On this 5th day of January, A. D. 1942, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1942 Term at Tulsa, met pursuant to adjournment, Hon. Royce H. Savage and Hon. F. E. Kennamer, 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 ordered, to-wit:

SCCELLANEUS - OATH OF VIRGIL TILLY.

OATH OF OFFICE

DEPARTMENT OF JUSTICE

UNITED STATES ATTORNEY'S OFFICE
Member, Alien Enemy Board

I, VIRGIL TILLY, do solemnly swear or affirm that I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion and that I will well and faithfully discharge the duties of the office on which I am about to enter. SO HELP ME GOD.

VIRGIL S. TILLY

Subscribed and sworn to before me this 29th day of December, A. D. 1941, at Tulsa, Oklahoma.

Commission expires: 1-5-'44
(SAL)

DOEOTHY LONERGAN
Notary Public

RECORDED: Filed Jan 5 1942
H. P. Warfield, Clerk
U. S. District Court

SCCELLANEOUS - OATH OF BRADFORD J. WILLIAMS.

OATH OF OFFICE

DEPARTMENT OF JUSTICE

UNITED STATES ATTORNEY'S
OFFICE - Member, Alien
Enemy Board

I, BRADFORD J. WILLIAMS, do solemnly swear or affirm that I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion and that I will well and faithfully discharge the duties of the office on which I am about to enter. SO HELP ME GOD.

BRADFORD J. WILLIAMS

Subscribed and sworn to before me this 29th day of December, A. D. 1941, at Tulsa, Oklahoma.

DOROTHY LONGERGAN
Notary Public

Commission Expires:
5-44
(EAL)

DORSED: Filed Jan 5 1942
H. P. Warfield, Clerk
U. S. District Court

SCCELLANEOUS - OATH OF M. M. BLACK.

OATH OF OFFICE

DEPARTMENT OF JUSTICE

UNITED STATES ATTORNEY'S OFFICE
Member, Alien Enemy Board

I, M. M. BLACK, do solemnly swear or affirm that I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion and that I will well and faithfully discharge the duties of the office on which I am about to enter. SO HELP ME GOD.

M. M. BLACK

Subscribed and sworn to before me this 26th day of December, A. D. 1941, at Tulsa, Oklahoma.

DOROTHY LONGERGAN
Notary Public

Commission Expires:
5-44
(EAL)

DORSED: Filed Jan 5, 1942
H. P. Warfield, Clerk
U. S. District Court

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

D WILSON, et al,	Plaintiff,)	
)	
vs.)	
ONEY R. GOURD, et al,	Defendants.	)	NO. 629 CIVIL
)	
UNITED STATES OF AMERICA,	Intervenor.)	

O R D E R

This matter coming on for hearing this 10th day of November, 1941, upon the motion of the United States to dismiss this action insofar as it pertains to partition, the intervenor, 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 plaintiff appearing by H. F. Pulling, and the court grants time to each party in which to file briefs and takes the matter under advisement, and

NOW, on this 5th day of January, 1942, the court after being fully advised in the premises, finds that the said motion of the United States of America to dismiss this action insofar as it pertains to partition should be denied and overruled.

IT IS THEREFORE ORDERED that the motion of the United States of America to dismiss this action insofar as it pertains to partition be and the same hereby is overruled, to which action the court the United States excepts which exception is duly allowed.

ROYCE H. SAVAGE
UNITED STATES DISTRICT JUDGE

DORSED: Filed Jan 30 1942
H. P. MARFIELD, CLERK
U. S. DISTRICT COURT IN

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

UNITED STATES OF AMERICA for the use and benefit of TOM W. KELLY,	Plaintiff,)	
)	
vs		)	No. 722
)	
THE CENTRAL CONSTRUCTION COMPANY, a corporation; and CONTINENTAL CASUALTY COMPANY, an insurance corporation,	Defendants.)	

O R D E R

For good cause shown the defendant, Continental Casualty Company, a corporation, is hereby granted until the 25th day of January, 1942, to answer in the above entitled cause.

ROYCE H. SAVAGE
JUDGE

DORSED: Filed Jan 5 1942
H. P. Marfield, Clerk
U. S. District Court IN

Court adjourned to January 5, 1942

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

Itchell Knighten,	Plaintiff,)
)
vs.		) No. 694 Civil
)
Sinclair Prairie Oil Company, a)
corporation, et al.,	Defendants.)

O R D E R

Upon stipulation of the parties and for good cause shown, it is ordered that the time within which the defendant Sinclair Prairie Oil Company may plead to the amended bill of complaint filed in this suit be and the same is extended to and including March 15th, 1942.

DATED this 6 day of Jan., 1942.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jan 6 1942
H. P. Warfield, Clerk
U. S. District Court B

Court adjourned to January 7, 1942

On this 7th day of January, A. D. 1942, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1942 Term at Tulsa, met pursuant to adjournment, Hon. Royce H. Savage, Judge, present and presiding.

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

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

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,	Libelant,)
)
vs.)
)
one 1938 Chevrolet Coach Automobile, Motor		) No. 737 CIVIL
no. 5,602,399, and approximately 23)
gallons of Assorted Taxpaid Intoxicating)
liquors seized therein; Winthrop Howard)
Wilson, Leora Wilson, and the Bankers Invest-)
ment Company, of Tulsa, Oklahoma.	Claimants.)

ORDER FOR MONITION

Now on this 7th day of January, 1942, it appearing to the Court that the said 1936

chevrolet Coach Automobile, Motor No. 5,602,399, with approximately twenty-three (23) gallons of intoxicating liquors containing more than four per centum (4%) of alcohol by volume, was seized at a point on United States Highway No. 66 about two (2) miles Southwest of the City of Miami, Ottawa County, State of Oklahoma, Northern Judicial District of Oklahoma and within the jurisdiction of this court, on November 2, 1941, by R. A. West and Milo Beck, Investigators for the Department of Public Safety of the State of Oklahoma, by virtue of authority of their said office, and in accordance with the provisions of law in such case made and provided, while said automobile was being used by Winthrop Howard Wilson and Leora Wilson for transportation of such intoxicating liquors from an unknown point in the State of Missouri into the state of Oklahoma and to the afore-said described point of seizure; it further appearing that thereupon said property was appraised at less than Five Hundred Dollars (\$500.00) whereupon libelant has instituted libel action herein upon transmittal of summary proceedings as provided by law, and requests issuance of monition notifying claimants Winthrop Howard Wilson, Leora Wilson and the Bankers Investment Company of Tulsa, Oklahoma, and all other interested persons, unless notice thereof be waived, of the pendency of such libel action.

IT IS, THEREFORE, ORDERED that monition issue as prayed for in said libel and that same be served upon Winthrop Howard Wilson, Leora Wilson and the Bankers Investment Company of Tulsa, Oklahoma, unless notice thereof be waived, and any other person that might claim any interest in said automobile and intoxicating liquors, requiring them to appear in said court on or before twenty (20) days after personal service thereof, and to show cause, if any they have, why said automobile, and intoxicating liquors should not be forfeited to libelant under provisions of Section 224, Title 27, U. S. Code Annotated, and in accordance with the provisions of the law relating to seizures, forfeitures and disposition of the property and proceeds for violation of the Internal Revenue Laws of the United States.

IT IS FURTHER ORDERED that the United States Marshal for the Northern District of Oklahoma be so directed to detain the above described automobile in his possession until further order of this court and to make his return herein as provided by law.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jan 7 1942
H. P. Warfield, Clerk
U. S. District Court LN

Court adjourned to January 8, 1942

On this 8th day of January, A. D. 1942, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1942 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

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

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

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

United States of America,	Plaintiff,)	
)	
vs.)	
		)	No. 372 Civil
Margaret Mashunkashey, now Bradshaw,	Defendant.)	
)	
J. G. Williams, Guardian of James G. Blaine, Jr., et al,	Interveners.)	

JOURNAL ENTRY OF JUDGMENT

Now on this 8th day of September, 1941, pursuant to regular assignment, the above cause of action comes on for trial for declaratory judgment of this court as to the validity and effect of a certain instrument denominated a "Release" executed by Ingram D. Hook, as attorney for Margaret Mashunkashey, now Bradshaw, dated the 31st day of March, 1938, the plaintiff, the United States of America, is represented by its attorney, Whit Y. Mauzy, the duly appointed, qualified and acting United States Attorney in and for the Northern District of Oklahoma; and the defendant Margaret Mashunkashey, now Bradshaw, is present in person and by her attorneys, N. E. McNeill and J. R. Lewis. The defendant objected to the jurisdiction of the court and the right of the United States to maintain this action for the reason it is only a nominal party; thereupon R. A. Barney, as attorney for Mamie Mashunkashey, Executrix of the estate of Ben Mashunkashey, deceased and L. M. Coville and John W. Keith, Joint Administrators of the Estate of Pah-pu-son-tsa, and A. G. Williams, Guardian of James G. Blaine, Jr., asked permission of the court to intervene and adopt the petition of the United States as the petition of said interveners, which permission is granted, and said parties appear as interveners.

Thereupon the defendant requested the questions of fact be submitted to a jury, and it appearing to the Court that no demand for trial by jury was made within the time required by the rules, said request is overruled to which defendant excepts. Thereupon all parties announced ready for trial and the court proceeded to hear the evidence of all parties, including a stipulation of certain facts. The plaintiff offered certain depositions which were introduced subject to exceptions of the defendant as to the competency, relevancy and materiality of the evidence contained in said depositions.

And thereafter, and upon the completion of all the evidence and all at the request and suggestion of the parties hereto, this cause is continued for the submission of briefs. And now on this 29th day of December, 1941, the parties hereto having furnished the court with their respective briefs, and the court having considered the evidence produced and the argument of the parties thereon, and being fully advised in the premises, finds:

That heretofore, to-wit: on March 31, 1938, the defendant, Margaret Mashunkashey, now Bradshaw, by her attorney, Ingram D. Hook, made, executed and delivered an instrument in writing entitled a "Release", under the terms of which and for a stated consideration of \$15,000.00 she released, discharged and acquitted the estate of Charles Mashunkashey from any and all claims which she had against said estate by reason of being the widow of Charles Mashunkashey, or for any other reason or cause whatsoever. That said release was accepted by Ben Mashunkashey, Pah-pu-son-tsa and James G. Blaine, Jr., on the 4th day of April, 1938, and was, on the 12th day of April, 1938, approved by Oscar Chapman, Assistant Secretary of the Interior.

That thereafter, and pursuant to said agreement, the defendant, Margaret Mashunkashey, now Bradshaw, was paid the sum of \$15,000.00 out of the restricted funds of Charles Mashunkashey, said funds being under the control of the Secretary of the Interior of the United States.

The court further finds that said release was valid and binding upon the said Margaret Mashunkashey, now Bradshaw.

The court further finds that the defendant, Margaret Mashunkashey, now Bradshaw, by virtue of said Release, has made a full and complete settlement and accord and satisfaction of all her right, title and interest in and to the estate of Charles Mashunkashey, deceased.

The court further finds that the defendant, Margaret Mashunkashey, now Bradshaw, received and accepted the sum of \$15,000.00 of the restricted funds belonging to the estate of Charles Mashunkashey, deceased, in consideration of the execution of said Release.

The court further finds that by reason thereof, the defendant, Margaret Mashunkashey, now Bradshaw, has no right, title, interest or estate in and to any of the property of Charles Mashunkashey, deceased.

The court further finds that the plaintiff should have and recover its costs herein laid out and expended.

IT IS, THEREFORE, BY THE COURT CONSIDERED, DECLARED, ORDERED, ADJUDGED AND DECREED that the settlement contract heretofore executed by Ingram D. Hook for and on behalf of Margaret Mashunkashey, now Bradshaw, dated March 31, 1938, and accepted by Ben Mashunkashey, Pah-pu-son-tsa and James G. Blaine Jr. on the 4th day of April, 1938, and approved by Oscar L. Chapman, Assistant Secretary of the Interior, on April 12, 1938, constituted a valid release by the defendant, Margaret Mashunkashey, now Bradshaw, of all her claims, interests and rights in and to the estate of Charles Mashunkashey, deceased, and that said release was and is valid and subsisting and binding upon said defendant.

IT IS FURTHER CONSIDERED, DECLARED, ORDERED, ADJUDGED AND DECREED BY THE COURT that the defendant, Margaret Mashunkashey, now Bradshaw, has made a full and complete settlement and accord and satisfaction of all her right, title and interest in and to the estate of Charles Mashunkashey, deceased.

IT IS FURTHER CONSIDERED, DECLARED, ORDERED, ADJUDGED AND DECREED BY THE COURT that the defendant, Margaret Mashunkashey, now Bradshaw, received and accepted the sum of \$15,000.00 of the restricted funds belonging to the estate of Charles Mashunkashey, deceased, for and in consideration of the execution of the release aforesaid.

IT IS FURTHER CONSIDERED, DECLARED, ORDERED, ADJUDGED AND DECREED BY THE COURT that the defendant, Margaret Mashunkashey, now Bradshaw, has no further right, title, interest or estate in and to any of the property of Charles Mashunkashey, deceased, whether the same be real, personal or mixed.

IT IS FURTHER CONSIDERED, ORDERED, ADJUDGED AND DECREED BY THE COURT that the plaintiff have and recover of and from the defendant, Margaret Mashunkashey, now Bradshaw, its costs herein laid out and expended.

To all of which findings and judgments the defendant, Margaret Mashunkashey, now Bradshaw, excepts and her exceptions are allowed.

F. E. KENNAMER
United States District Judge.

ENDORSED: Filed Jan 8 1942
H. P. Warfield, Clerk
U. S. District Court H

Court adjourned to January 13, 1942

On this 13th day of January, A.D. 1942, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1942 Term at Tulsa, met pursuant to adjournment, Hon. Bower Broadbuss, Judge, present and presiding.

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

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

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

UNITED STATES OF AMERICA,	Petitioner,)
)
vs		) No. 652 Civil
)
5,500 acres of land, more or less,)
situate in Mayes County, Oklahoma,)
and John M. Niehaus, jr. et al,	Respondents.)

AMENDMENT TO JUDGMENT ON DECLARATION OF TAKING NO. 5

Now on this 13th day of January, 1942, comes on for hearing the application of the United States of America for an amendment to the Judgment on Declaration of Taking No. 5. The Court considers the matter and finds that there has been filed herein an Amendment to Declaration of Taking No. 5, correcting the description of certain tracts of land designated as Tracts Nos. C-10 and D-39.

IT IS, THEREFORE ORDERED, ADJUDGED AND DECREED that the Judgment on Declaration of Taking No. 5 filed herein, and all other pleadings filed herein are hereby amended so that the real estate taken by these proceedings designated as Tracts Nos. C-10 and D-39 shall be correctly described as follows, to-wit:

TRACT NO. C-10

The Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ of SW $\frac{1}{4}$) of Section eighteen (18), Township twenty (20) North, Range nineteen (19) East, Mayes County, Oklahoma, containing forty (40) acres, more or less;

TRACT NO. D-39

All that part of the Southeast Quarter of the Northwest Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$) and of the Northeast Quarter of the Southwest Quarter of the Northwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$) lying North and West of Pryor Creek; Southwest Quarter (SW $\frac{1}{4}$) less the Northwest quarter of the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$); Southeast Quarter of Southwest Quarter of Northwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$); South Half of Southeast Quarter of Northwest Quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$); Northwest Quarter of Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$); South three and nine-tenths (3.9) acres of Lot Six (6); Lot Seven (7); containing 260.75 acres, more or less, in Section twenty-three (23);

Northwest Quarter of Northwest quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$); Lot Three (3); Lot Four (4); Lot five (5); Lot Seven (7); containing 116.75 acres, more or less, in Section 26;

East nine and nine-tenths (9.9) acres of Lot One (1);
East Half of Northeast Quarter of Northeast quarter
(E $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$); containing 29.9 acres, more or less, in Section 27;
All the above described land being in Township twenty (20) North,
Range Nineteen (19) East, Mayes County, Oklahoma, containing 407.4
acres, more or less.

BOWER BROADDUS
JUDGE

DORSED: Filed Jan 13 1942
H. P. Warfield, Clerk
U. S. District Court H

Court adjourned to January 19, 1942

On this 19th day of January, A. D. 1942, the District Court of the United States
of the Northern District of Oklahoma, sitting in Regular January 1942 Term at Tulsa, met pursuant to
journalment, Hon. Bower Broaddus, Judge, present and presiding.

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

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

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

Donald Berryhill, Plaintiff,)
v.) No. 731 Civil
Ellie Berryhill, et al, Defendants.)
United States of America, Intervener.)

O R D E R

Now on this 19th day of January, 1942, this matter coming on before the court upon
the motion of the United States for permission to intervene in this cause of action, and it appearing
that this action involves land allotted to a restricted Creek Indian, and that the parties to this
action are restricted Creek Indians, and that the United States of America should be a party to this
action.

IT IS THEREFORE THE ORDER OF THIS COURT that the United States of America be and it
thereby is granted permission to intervene in this action insofar as it seeks a determination of heir-
ship to quiet title, and the right is reserved in the United States to attack the jurisdiction of
this court insofar as this cause of action seeks a partition of the land involved.

DORSED: Filed Jan 19 1942
H. P. Warfield, Clerk, U. S. District Court

BOWER BROADDUS
JUDGE

Court adjourned to January 21, 1942

On this 19th day of January, A. D. 1942, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular March 1941 Term at Vinita, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

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

J. LAURISCH, TRUSTEE,	Plaintiff,)	
)	
vs.		)	NO. 205 CIVIL
)	
T. THOMPSON, ET AL.,	Defendants.)	

ORDER APPROVING SUPPLEMENT TO FINAL REPORT OF RECEIVER,
DISCHARGING RECEIVER AND RELEASING HIS BOND

NOW ON this the 19th day of January, 1942, the same being a regular judicial day of the Regular March 1941 Term of the above indicated court at Vinita, the supplement to the final report of Noble C. Hood, receiver of Seminole Provident Trust, a trust estate, coming on regularly for hearing at the court having examined the same, being fully advised in the premises and finding:-

1. That said report is verified, is in regular order and shows the final and proper disbursement by said receiver of all funds and assets of said receivership estate;
2. That notice of this hearing has been given according to prior orders of this court; and
3. That said supplement to final report of Noble C. Hood, Receiver of Seminole Provident Trust, should be approved; that said receiver should be discharged and his bondsmen released.
#, THEREFORE,

IT IS HEREBY ORDERED, DECREED AND ADJUDGED, as follows:

1. That the supplement to the final report of Noble C. Hood, Receiver of Seminole Provident Trust, a trust estate, should be and the same is hereby approved, together with all of the expenditures noted therein.
2. That said receiver is hereby discharged and the sureties on his bond hereby released of any further liability on said bond.
3. That due to the fact that said receiver has disbursed the sum of \$13,736.10 in various amounts to some 516 different persons situated throughout the United States of America, it is very probable that due to death, miscarriage of the mails, etc., at least some of said checks will never be presented for payment, consequently, the bank in which said funds were deposited, namely, First National Bank & Trust Company of Tulsa, Oklahoma, is hereby authorized and directed, upon request of the Clerk of this Court, to deliver such expended funds of the dividend account of said receiver in said bank to said Clerk, who is instructed and authorized to

hold same in safe-keeping until further order of this Court.

Dated, January 19, 1942, at Vinita, Oklahoma.

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

FORSEED: Filed In Open Court
Jan 19 1942
H. P. Warfield, Clerk
U. S. District Court ME

Court adjourned to January 20, 1942

On this 20th day of January, A. D. 1942, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular March 1941 Term at Vinita, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court
John P. Logan, United States Marshal

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

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

SCHELL KNIGHTEN,

Plaintiff,

vs.

MINNEAPOLIS PRAIRIE OIL COMPANY, a corporation, MINNEAPOLIS
LAND AND GAS COMPANY, a corporation, RESERVE DEVELOPMENT
COMPANY, a corporation, Willie Mayweather, Floyd Mayweather,
Lora Alexander Lee, Leroy Alexander, Vida Marshall, Felix
Alexander, Isadora Buckner, Booker J. Williams, Henry R.
Brent, Tommy Cully, Anna C. Corbin, Odessa Cully, Opal
Cully, Mrs. V. P. Crane, Margaret Witt, Ophelia Payne, Lucy
Wynne, O'Dell Glass, Osceola Glass, Artynsia Glass, Veta
Storia Glass, John Fay, Jack Bruner, Claudia Edwards, Irene
Bruner, now Edwards, Thelma Bruner, Katie Bruner, now Beard,
Grace Bruner, Elmer Bruner, Cassar Bruner, Herbert Brown,
Arman Brown, Marietta Lewis, Jessie James, Rosie James,
Leon James, Edna James, Polly Ransom, (Pollyann Ransom)
Josephine Bruner, (Josie Bruner), David Davis (Bolegs),
Ruthy Fields, nee Bolegs, Ivella Ever Watt, Myrtle Irene
Watt, Laverta C. Watt, Vivian N. Watt, Catherine Watt,
Lillian Bruner and Jessie Bruner, The Atlantic Refining Company,
a corporation, J. Paul Getty, executor, or whoever may be or become
representative of the estate of Sarah C. Getty, deceased,

No. 694 Civil

Ervin T. Johnson, Chas. B. Rogers, John L. Ward,)
 and L. Ward, Jr. and W. B. Blair,)
 Herman D. Cornell, Trustee for Kathryn Cornell, BarDon)
 Oil Company, V. V. Harris, C. B. Hyde, H. G. Barnard,)
 G. Hammons, M. P. Mathis, Pearlie Buck, Anglin and)
 Evenson, F. P. Swan, Alfred Stevenson, W. T. Anglin,)
 R. Eckles, Administrator of the estate of J. D. Boxley,)
 deceased, and Fannie C. Holman, Defendants.)

ORDER - SPECIAL APPOINTMENT TO SERVE PROCESS

Now on this 20th day of January, 1942, a regular day of the January 1942 Term of this
 Court, the motion of plaintiff for the appointment of some competent person to serve summons upon cer-
 tain defendants in the above entitled cause being presented to the court, and the court finding that
 there will be a substantial saving in travel fees and time and that a more expeditious disposition
 of this cause will result if such appointment be made and that the motion should be granted, IT IS
 ORDERED that Robert M. Terrell be and he is hereby appointed to serve summons and amended complaint and
 amendments thereto upon each such defendant as plaintiff or his attorneys shall designate.

F. E. KENNAMER
 District Judge

FORWARDED: Filed Jan 21 1942
 H. P. Warfield, Clerk
 U. S. District Court AC

Court adjourned to January 29, 1942

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA
 TULSA, OKLAHOMA
 WEDNESDAY, JANUARY 21, 1942

On this 21st day of January, A. D. 1942, the District Court of the United States for
 the Northern District of Oklahoma, sitting in Regular January, A. D. 1942, Term at Tulsa, met pursuant
 to adjournment,

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

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

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA, Libelant,)
 vs.)
 1941 Chevrolet Coupe Automobile, Motor No.)
 -317,589, and approximately 23 gallons of Assorted)
 unpaid Intoxicating Liquors seized therein; Perry T.)
 Mage, and the Commercial Investment Trust)
 Corporation, Claimants.)

No. 742 CIVIL

ORDER FOR MONITION

Now on this 21st day of January, 1942, it appearing to the court that the said 1941 Chevrolet Coupe Automobile, Motor No. AA-317,589, with approximately twenty-three (23) gallons of intoxicating liquors containing more than four per centum (4%) of alcohol by volume, was seized at a point on United States Highway No. 66, about two (2) miles South of the City of Miami, in Ottawa County, State of Oklahoma, Northern Judicial District of Oklahoma and within the jurisdiction of this court, on November 2, 1941 by R. A. West, T. R. Husted, Milo Beck and Cliff Goldsmith, Investigators for the Department of Public Safety of the State of Oklahoma, by virtue of authority of their field office, and in accordance with the provisions of law in such case made and provided, while said automobile was being used by Perry T. Rummage for transportation of such intoxicating liquors from Joplin, Missouri into the State of Oklahoma and to the aforesaid described point of seizure; further appearing that thereupon said property was appraised at more than Five Hundred Dollars (\$500.00) whereupon libelant has instituted libel action herein and requests issuance of monition notifying claimants Perry T. Rummage and the Commercial Investment Trust Corporation, Tulsa, Oklahoma, and all other interested persons, unless notice thereof be waived, of the pendency of such libel action.

IT IS, THEREFORE, ORDERED that monition issue as prayed for in said libel and that notice be served upon Perry T. Rummage and the Commercial Investment Trust Corporation, Tulsa, Oklahoma, unless notice thereof be waived, and any other person that might claim any interest in said automobile and intoxicating liquors, requiring them to appear in said court on or before twenty (20) days after personal service thereof, and to show cause, if any they have, why said automobile and intoxicating liquors should not be forfeited to libelant under provisions of Section 224, Title 27, U. S. Code annotated, and in accordance with the provisions of the law relating to seizures, forfeitures and disposition of property and proceeds for violation of the Internal Revenue Laws of the United States.

IT IS FURTHER ORDERED that the United States Marshal for the Northern District of Oklahoma be so directed to detain the above described automobile in his possession until further order of this court and to make his return herein as provided by law.

BOWER BROADDUS
JUDGE

CORSEED: Filed Jan 21 1942
H. P. Warfield, Clerk
U. S. District Court AC

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

United States of America,	Libelant,)	
)	
vs.)	
)	
1940 Chevrolet Coupe Automobile, Motor No. 322,926, and approximately 20 gallons of untaxed Taxpaid Intoxicating Liquors seized therein; H. R. Cooper, Elmer Lynn Cooper, and Interstate Securities Company of Tulsa, Oklahoma,	Claimants.	)	NO. 743 CIVIL

ORDER FOR MONITION

Now on this 21st day of January, 1942, it appearing to the Court that the said 1940 Chevrolet Coupe Automobile, Motor No. 3,622,926, with approximately twenty (20) gallons of intoxicating liquors containing more than four per centum (4%) of alcohol by volume, was seized at

point of United States Highway No. 69, about four (4) miles West of the City of Vinita, in Craig County, State of Oklahoma, Northern Judicial District of Oklahoma and within the jurisdiction of this Court, on October 23, 1941, by R. A. West and Roy Mogridge, Investigators for the Department of Public Safety of the State of Oklahoma, by virtue of authority of their said office, and in accordance with the provisions of law in such case made and provided, while said automobile was being driven by Elmer Lynn Cooper for transportation of such intoxicating liquors from Joplin, in the State of Missouri, into the State of Oklahoma and to the aforesaid described point of seizure; it further appearing that thereupon said property was appraised at less than Five Hundred Dollars (\$500.00) whereupon libelant has instituted libel action herein upon transmittal of summary proceedings as provided by law, and requests issuance of monition notifying claimants H. R. Cooper, Elmer Lynn Cooper and the Interstate Securities Company of Tulsa, Oklahoma, and all other interested persons, unless notice thereof be waived, of the pendency of such libel action.

IT IS, THEREFORE, ORDERED, that monition issue as prayed for in said libel and that same be served upon H. R. Cooper, Elmer Lynn Cooper and the Interstate Securities Company of Tulsa, Oklahoma, unless notice thereof be waived, and any other person that might claim any interest in said automobile and intoxicating liquors, requiring them to appear in said court on or before twenty (20) days after personal service thereof, and to show cause, if any they have, why said automobile and intoxicating liquors should not be forfeited to libelant under provisions of Section 224, Title 27, S. Code Annotated, and in accordance with the provisions of the law relating to seizures, forfeiture and disposition of property and proceeds for violation of the Internal Revenue Laws of the United States.

IT IS FURTHER ORDERED that the United States Marshal for the Northern District of Oklahoma be so directed to detain the above described automobile in his possession until further order of this Court and to make his return herein as provided by law.

BOWER BROADDUS
JUDGE

RECORDED: Filed Jan 21 1942
H. P. Warfield, Clerk
U. S. District Court AC

Court adjourned to January 23, 1942.

On this 23rd day of January, A. D. 1942, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1942 Term at Tulsa, met pursuant to adjournment, Hon. Bower Broadbuss, Judge, present and presiding.

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

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

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

UNITED STATES OF AMERICA,	Petitioner,)	
)	
vs)	
		)	No. 652 - Civil
500 acres of land, more or less,)	
located in Mayes County, State of)	
Oklahoma, and John M. Niehaus, Jr.,)	
et al.,	Defendants.)	

JUDGMENT ON THE DECLARATION OF TAKING NO. 7

This day comes the petitioner, the United States of America, by Curtis P. Harris, Special Attorney for the Department of Justice, and moves the Court to enter a judgment vesting in the United States of America the title in absolute fee simple, subject however to existing easements of public roads and public utilities, in and to the property hereinafter described, and described in the Declaration of Taking No. 7, and in the Petition for Condemnation filed herein.

Thereupon, the Court proceeded to hear and pass upon said motion, the Petition for Condemnation and Declaration of Taking No. 7, and finds that:

- (1) Each and all of the allegations in said Petition and Declaration are true, and the United States of America is entitled to acquire property by eminent domain for the purposes set forth in said petition;
- (2) In said Petition and Declaration of Taking, a statement of the authority under which and public use for which said lands were taken is set forth;
- (3) The Petition and Declaration of Taking were filed at the request of Henry L. Stimson, Secretary of War, the person duly authorized by law to acquire the lands described in said documents 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 Declaration of Taking and Petition for Condemnation; and a statement of the estate of interest in said lands taken for said public use is set out therein;
- (5) A statement is contained in said Declaration of Taking for the sum of money estimated by the acquiring authority to be just compensation for the lands taken, in the amount Forty thousand thirty-six dollars (\$40,036.00), and that said sum was deposited in the Registry of this Court for the use of the persons entitled thereto upon and at the time of the filing of said Declaration of Taking.
- (6) A statement is contained in said Declaration of Taking that the estimated amount of compensation for the taking of said property in the opinion of Henry L. Stimson, Secretary of War, will probably be within any limits prescribed by Congress on the price to be paid therefor.
- (7) And the Court having fully considered the Petition for Condemnation, the Declaration of Taking No. 7, the Act of Congress approved February 26, 1931 (46 Stat. 1421, 40 U.S.C. sec. 258a), and acts supplementary thereto and amendatory thereof, and the Act of Congress approved August 18, 1890 (26 Stat. 316) as amended by the Act of Congress approved July 2, 1917 (40 Stat. 241), and April 11, 1918 (40 Stat. 518, 50 U.S.C. 171), and the Act of Congress approved April 5, 1941 (Public 29-77th Congress, 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.

IT IS THEREFORE, CONSIDERED BY THE COURT, AND IT IS THE ORDER, JUDGMENT AND DECREE OF THE COURT that the full, fee simple title, subject, however, to existing easements for public roads and public utilities, in and to the following described lands, was vested in the United States of America upon the filing of said Declaration of Taking No. 7, and the depositing in the Registry of the Court of the said sum of Forty Thousand thirty-six Dollars (\$40,036.00), and said lands are deemed to have been condemned and taken for the use of the United States, and the right to just compensation for the same thereby vested in the persons entitled thereto, the amount of said compensation to be ascertained and awarded in this proceeding and established by judgment herein pursuant to law.

The lands aggregate 1452.97 acres, more or less, and are described as follows, to-wit:

TRACT NO. A-9

$\frac{1}{2}$ of the $\text{SE}\frac{1}{4}$ of the $\text{NE}\frac{1}{4}$ of Section 6, Twp. 20 North, Range 19 East, Mayes County, Oklahoma, containing 20 acres, more or less.

TRACT NO. A-13

That part of the $\text{SE}\frac{1}{4}$ of the $\text{NW}\frac{1}{4}$ of the $\text{SE}\frac{1}{4}$ lying South and East of Highway No. 69 Right-of-way in Section 1, Twp. 20 North, Range 18 East, Mayes County, Oklahoma, containing .5 acres, more or less.

TRACT NO. B-13

$\text{NW}\frac{1}{4}$ of the $\text{NW}\frac{1}{4}$; the $\text{W}\frac{1}{2}$ of the $\text{NE}\frac{1}{4}$ of the $\text{NW}\frac{1}{4}$; the $\text{SE}\frac{1}{4}$ of the $\text{NW}\frac{1}{4}$; and the $\text{NW}\frac{1}{4}$ of the $\text{NE}\frac{1}{4}$ of the $\text{SW}\frac{1}{4}$; all in Section 9, Twp. 20 North, Range 19 East, Mayes County, Oklahoma, containing 110 acres, more or less.

TRACT NO. B-14

$\text{N}\frac{1}{2}$ $\text{NE}\frac{1}{4}$, and $\text{E}\frac{1}{2}$ $\text{NE}\frac{1}{4}$ $\text{NW}\frac{1}{4}$ of Section 9, Twp. 20 North, Range 19 East, Mayes County, Oklahoma, containing 100 acres, more or less.

TRACT NO. B-18

$\text{W}\frac{1}{2}$ $\text{SE}\frac{1}{4}$ and that part of the $\text{E}\frac{1}{2}$ $\text{SE}\frac{1}{4}$ lying South and West of the City Fryor Water & Power lines, all in Section 2, Twp. 20 N., Range 19 East, Mayes County, Oklahoma, containing 140 acres, more or less.

TRACT NO. B-26

$\text{N}\frac{1}{2}$ of the $\text{NW}\frac{1}{4}$ of the $\text{SE}\frac{1}{4}$ of Section 9 of Twp. 20 North, Range 19 East, Mayes County, Oklahoma, containing 20 acres, more or less.

TRACT NO. B-29

$\text{E}\frac{1}{2}$ $\text{NE}\frac{1}{4}$ $\text{SW}\frac{1}{4}$; $\text{S}\frac{1}{2}$ $\text{NW}\frac{1}{4}$ $\text{SE}\frac{1}{4}$; $\text{NE}\frac{1}{4}$ $\text{SE}\frac{1}{4}$; and $\text{N}\frac{1}{2}$ $\text{SE}\frac{1}{4}$ $\text{SE}\frac{1}{4}$, all in Section 9, Twp. 20 North, Range 19 East, Mayes County, Oklahoma, containing 100 acres, more or less.

TRACT NO. B-42

The SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$; and the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$; all in Section 9, Twp. 20 North, Range 19 East, Mayes County, Oklahoma, containing 50 acres, more or less.

TRACT NO. B-45

The NE $\frac{1}{4}$ of the NW $\frac{1}{4}$; and NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$; all in Section 16, Twp. 20 North, Range 19 East, Mayes County, Oklahoma, containing 50 acres, more or less.

TRACT NO. B-47

SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 16, Twp. 20 North, Range 19 East, Mayes County, Oklahoma, containing 10 acres, more or less.

TRACT NO. C-13

The E $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$; and the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$; and the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$; and the E $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$; all in Section 17, Twp. 20 North, Range 19 East, Mayes County, Oklahoma, containing 60 acres, more or less.

TRACT NO. C-15

The SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$; and the N $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$; and the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$; and the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$; and the W $\frac{1}{2}$ of the SE $\frac{1}{4}$; all in Section 17, Twp. 20 North, Range 19 East, Mayes County, Oklahoma, containing 140 acres, more or less.

TRACT NO. C-18

S $\frac{1}{2}$ of SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 17, Twp. 20 North, Range 19 East, Mayes County, Oklahoma, containing 20 acres, more or less.

TRACT NO. C-24

W $\frac{1}{2}$ of the NE $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$; W $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, and NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$; all in Section 20, Twp. 20 North, Range 19 East, Mayes County, Oklahoma, containing 160 acres, more or less.

TRACT NO. C-27

The S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 19, Twp. 20 North, Range 19 East, Mayes County, Oklahoma, containing 20 acres, more or less.

TRACT NO. C-38

N $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, and E $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, and N $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, and

$SW\frac{1}{4}$ $NE\frac{1}{4}$ $NW\frac{1}{4}$, of Section 30, Twp 20 North, Range 19 East, Mayes County, Oklahoma, containing 70 acres, more or less.

TRACT NO. C-41

The $NE\frac{1}{4}$ of the $NE\frac{1}{4}$ of Section 29, Twp. 20 North, Range 19 East, Mayes County, Oklahoma, containing 10 acres, more or less.

TRACT NO. C-43

The $W\frac{1}{2}$ of the $SE\frac{1}{4}$ of the $NE\frac{1}{4}$, Section 29, Twp. 20 North, Range 19 East, Mayes County, Oklahoma, containing 20 acres, more or less.

TRACT NO. C-44

$SW\frac{1}{4}$ of $NE\frac{1}{4}$, and all of that part of the $NW\frac{1}{4}$ of $SE\frac{1}{4}$ lying North of State Highway No. 33; all in Section 29, Twp. 20 North, Range 19 East, Mayes County, Oklahoma, containing 63.47 acres, more or less.

TRACT NO. C-45

All of that part of the $SW\frac{1}{4}$ of the $NW\frac{1}{4}$ lying North of Highway No. 33 Right-of-way, and all of that part of the $N\frac{1}{2}$ of the $NE\frac{1}{4}$ of the $SW\frac{1}{4}$ lying North and East of Highway No. 33 Right-of-way, and $SW\frac{1}{4}$ of the $SE\frac{1}{4}$ of the $NW\frac{1}{4}$, and that part South of the Creek in the SW corner of the $SE\frac{1}{4}$ of the $SE\frac{1}{4}$ of the $NW\frac{1}{4}$, all in Section 29, Twp. 20 North, Range 19 East, Mayes County, Oklahoma, said tract consisting of 59 acres, more or less.

TRACT NO. C-48

$SE\frac{1}{4}$ of the $SE\frac{1}{4}$ of the $NW\frac{1}{4}$, Section 30, Twp. 20 North, Range 19 East, Mayes County, Oklahoma, containing 10 acres, more or less.

TRACT NO. D-16

$W\frac{1}{2}$ $SW\frac{1}{4}$; $SE\frac{1}{4}$ $SW\frac{1}{4}$; and $SW\frac{1}{4}$ $NE\frac{1}{4}$ $SW\frac{1}{4}$; all in Section 16, Twp. 20 North, Range 19 East, Mayes County, Oklahoma, containing 130 acres, more or less.

TRACT NO. D-29

$SW\frac{1}{4}$ of the $NW\frac{1}{4}$ of the $NW\frac{1}{4}$ of Section 22, Twp. 20 North, Range 19 East, Mayes County, Oklahoma, containing 10 acres, more or less.

TRACT NO. D-34

$S\frac{1}{2}$ of the $SE\frac{1}{4}$ of the $NE\frac{1}{4}$, and the $NE\frac{1}{4}$ of the $SE\frac{1}{4}$, of Section 21, Twp. 20 North, Range 19 East, Mayes County, Oklahoma, containing 60 acres, more or less.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that any and all persons now in possession or claiming any rights whatsoever to the possession of the lands hereinabove described, and all singular the rights, privileges and appurtenances thereunto belonging, are hereby ordered and directed to deliver up and surrender forthwith full and complete possession thereof to the United States of America, and the United States of America is hereby granted leave to take immediate, full and complete possession of said lands.

This cause is held open for such other and further orders, judgments and decrees as may be necessary.

Entered this 23rd day of Jan., 1942.

BOWER BROADDUS
JUDGE

FORWARDED: Filed Jan 23, 1942
H. P. Warfield, Clerk
U. S. District Court ME

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

UNITED STATES OF AMERICA,	Petitioner,)	
)	
vs)	
		)	No. 652 - Civil
, 500 acres of land, more or less, situate)	
Mayes County, State of Oklahoma, and John M.)	
Shaus Jr., et al.,	Respondents.)	

ORDER ALLOWING PETITIONER TO MAKE ADDITIONAL PARTIES RESPONDENTS.

Now on this 22nd day of January, 1942, the above matter coming on for hearing upon the application of the petitioner for permission of the Court to amend its petition filed herein by adding therein the names of the parties as respondents; and it appearing to the Court that the said parties named in said application may claim some right, title or interest in the real estate sought to be taken by eminent domain in the above entitled action, and that it is proper that said parties should be made parties respondent to this cause;

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the Petition for Condemnation filed herein is hereby amended to the extent that the following parties, to-wit:

Known and unknown heirs, executors, administrators, devisees, legatees, trustees and assigns, immediate and remote, of William C. Allen, a 5/8 blood Cherokee, Roll 22,081, deceased, M. E. Adkins,

Known and unknown heirs, executors, administrators, devisees, legatees, trustees and assigns, immediate and remote, of Joshua Alberty, deceased,

Jas. L. Alvis, also known as James L. Alvis, Trustee of the Church of God of the Apostolic Faith, one and the same as the Church of God of the Apostolic Faith,

Known and unknown heirs, executors, administrators, devisees, legatees, trustees and assigns, immediate and remote, of Jake Alberty, deceased.

Known and unknown heirs, executors, administrators, devisees, legatees, trustees and assigns, immediate and remote, of John H. Alberty, deceased,

JULY JANUARY 1942 TERM

FRIDAY, JANUARY 23, 1942

Eva Alberty, Gladys May Alberty, William T. Alberty, Lizzie Alberty (Mrs. William T. Alberty),

John Alberty, if living, or if deceased, his unknown heirs, executors administrators, devisees, legatees, trustees and assigns, immediate and remote,

Mrs. L. B. Aleman,

Abraham Lincoln Life Insurance Company, a corporation, if existing, or if defunct, and its unknown creditors, successors or assigns, if any,

Known and unknown heirs, executors, administrators, devisees, legatees, trustees and assigns, immediate and remote, of James I. Alberty, deceased,

The American Bank of Pryor, if existing, or if defunct, its unknown creditors, successors, or assigns, if any, Pryor, Oklahoma, Hattie S. Adkins (Mrs. M. E. Adkins) Edwin Allen, Jr., and the American Life Insurance Company a corporation, Hartford, Conn., I. E. Angelo, also known as Leon E. Angelo, Choteau, Oklahoma, Mollie F. Angelo (Mrs. I. E. Angelo) Choteau, Oklahoma,

Marie DeLay Blount (Mrs. Harris Blount)

Rt. 1, Vinita, Oklahoma,

Harris Blount

Rt. 1, Vinita, Oklahoma,

C. Beedy

James K. Bass

B. Beard

W. F. Black

Wm. L. Beard

M. Bradley

C. Bowling, also known as Theodore G. Bowling,

Miss Kate Bowling (Mrs. T. C. Bowling),

Edward W. Black,

Wife J. Black (Mrs. Leonard W. Black)

Business men's Assurance Company of America, a corporation, if existing, or if defunct, its unknown creditors, successors, or assigns, if any,

D. Biggs,

Tulsa, Oklahoma,

Known and unknown heirs, executors, administrators, devisees, legatees, trustees and assigns, immediate and remote of Katie Backwater, Full-Blood Cherokee, Roll No. 30,458, deceased

Lizzie Bean, also known as Elizabeth

Bean,

c/o Alice Reid, Route 4, Box 59A,
San Antonio, Texas,

Earl Bayless,

Ernest E. Bolinger,

Merriam, Kansas, or
Caracas, Venezuela, S. A.
Merriam, Kansas, or
Caracas, Venezuela, S. A.

Mrs. Lyman E. Bolinger,

Julia Brown,

Alice Bean,

Lanthe Bondure, nee Sixkiller,

Esther L. Bates,

Wm. A. Burke,

Route 4, Box 59A, San Antonio, Texas,

Mrs. C. A. Burke,

Max Burke,

Mrs. Max Burke,

Choteau, Oklahoma, or Newkirk, New Mexico,
Choteau, Oklahoma, or Newkirk, New Mexico,
Choteau, Oklahoma, or Newkirk, New Mexico,
Choteau, Oklahoma, or Newkirk, New Mexico.

known and unknown heirs, executors, administrators, devisees, legatees, trustees and assigns, immediate and remote, of Lavada Bendure, deceased, Harley Bendure, known and unknown heirs, executors, administrators, devisees, legatees, trustees and assigns, immediate and remote, of Nancy Soffell Bendure, deceased, .W. Black, Millie Battenfield (Mrs. George F. Battenfield), Corfe F. Battenfield, . L. Borwn, Mrs. W. L. Brown, Percy J. Bruce, Marina J. Baldinano, Guy O. Bayless, Avis Brown, Emily F. Brown (Mrs. Ernest R. Brown), Ernest R. Brown, .F. Binam, Mrs. A. F. Binam, . T. Baker, also known as O. T. Baker, Mrs. C. T. Baker, also known as Mrs. O. T. Baker, Ethel Ann Barclay, formerly Ethel Ann Patterson, Mrs. A.D. Barclay) .D. Barclay, . R. Bissey, Millie A. Bendure, . S. Blankenship, . M. Bartley, Theodore Roosevelt Bailey, a 3/4 Blood Cherokee Roll No. M-1732 Mrs. Theodore Roosevelt Bailey, Beall-Black Dry Goods Company, a corporation, if existing, or if defunct, its unknown creditors, successors, or assigns, if any, Perry-Beall Dry Goods Company, a corporation, if existing, or if defunct, its unknown creditors, successors, or assigns, if any, . A. Beckham, also known as Joseph A. Beckham, Marlee Beckham (Mrs. J. A. Beckham), Bartlett Mortgage Company, if existing, or if defunct, its unknown creditors, successors, or assigns, if any, known and unknown heirs, executors, administrators, devisees, legatees, trustees and assigns, immediate and remote of Isaac L. Bonecutter, deceased, Arch Bonecutter, known and unknown heirs, executors, administrators, devisees, legatees, trustees and assigns, immediate and remote, of William Buffington, deceased, Georgia Bartleson, Amelia Bartlett, . H. Cartwright, also known as John H. Cartwright, Allen L. Cartwright (Mrs. J. H. Cartwright) . E. Cann, also known as Ed Cann, and Fessie Ed Cann,

Joplin, Missouri,

201 Lafayette Street, Mattoon, Ill.
201 Lafayette Street, Mattoon, Illinois

Mayes County, Oklahoma,
Pryor, Oklahoma,
Pryor, Oklahoma,
Route 1, Choteau, Oklahoma
Route 1, Choteau, Oklahoma,
Stigler, Oklahoma,
Stigler, Oklahoma,
3325 N. McKinley,
Oklahoma City, Oklahoma,
3325 N. McKinley, Oklahoma City, Oklahoma.

Route 1, Choteau, Oklahoma
Route 1, Choteau, Oklahoma,

Route 1, Choteau, Oklahoma
Route 1, Choteau, Oklahoma

Mankoto, Kansas,

Pryor, Oklahoma,
Pryor, Oklahoma,

Pryor, Oklahoma,

Shel G. Cann (Mrs. J. E. Cann),
 Sarah H. Cook (Mrs. A. L. Cook),
 L. Cook,

Citizens Bank & Trust Company of
 Pryor Creek, Oklahoma, if existing, or if defunct, its
 known creditors, successors, or assigns, if any,

Lawrence Cutright,
 Edith Yale Cramer,

William Casey,
 Mrs. Orvill Casey,
 Mrs. Thomas L. Croom,

M. Conner,
 Mrs. A. M. Conner,

Choteau Oil & Gas Company, if existing, or if defunct,
 its unknown creditors, successors, or assigns,

if any,

Known and unknown heirs, executors, administrators, devisees
 legatees, trustees and assigns, immediate and remote,
 of Peter T. Collie, deceased,

Edith Collie (Mrs. Peter T. Collie),
 John Campbell,

Maude Campbell (Mrs. John Campbell)
 George Carver,

Known and unknown heirs, executors, administrators, devisees
 legatees, trustees and assigns, immediate and remote

of Laura Soffell Carver, deceased,
 Edith Carver

Known and unknown heirs, executors, administrators, devisees,
 legatees, trustees and assigns, immediate and remote of
 George Carver, deceased,

Cherokee Nation,

William T. Casey, also known as William T. Casey, Trustee of
 the Church of God of the Postolic Faith, one and the
 same as the Church of God of the Apoltolic Faith,

Henry A. Campbell, also known as Henry A. Campbell,
 Trustee of the Church of God of the Postolic Faith,
 one and the same as the Church of God of the Apoltolic
 Faith,

Known and unknown heirs, executors, administrators, devisees,
 legatees, trustees and assigns, immediate and remote of
 Andrew Crossland, deceased,

Lawrence E. Castle,

Edith G. Castle, (Mrs. Clarence E. Castle),

Known and unknown heirs, executors, administrators, devisees,
 legatees, trustees and assigns, immediate and remote of

Maud P. Catcher, Full-blood Cherokee Roll No. 27,218, deceased,
 Margia M. Chapman (Mrs. Roy Chapman)

Roy Chapman,

Donald Cann,

Mrs. Ronald Cann,

William Catcher, Full-Blood Cherokee, Roll No. 27,212

Mrs. William Catcher,

Francis A. Crow, also known as Francis A. Crow

Edith Crow (Mrs. F. Crow)

Citizens Bank of Okmulgee, if existing, or if defunct,
 its unknown creditors, successors, or assigns, if any

A. C. Couch,

Mrs. A. C. Couch,

Pryor, Oklahoma, c/o H. W. Woods,
 Ottawa, Kansas,
 c/o H. W. Woods, Ottawa, Kansas,

Pryor, Oklahoma,
 Pryor, Oklahoma,

Star Route, Pryor, Oklahoma,
 Star Route, Pryor, Oklahoma,

c/o Judge A. J. Curran, Pittsburg, Kansas,
 Pryor or Choteau, Oklahoma,
 Pryor or Choteau, Oklahoma,
 Dennings, Arkansas,

Dennings, Arkansas,

P. O. Drawer 277, Rockford, Ill.

P. O. Drawer, 277, Rockford, Ill.

Route 1, Choteau, Oklahoma,

Route 1, Choteau, Oklahoma,

Route 1, Pryor, Oklahoma,

Route 1, Pryor, Oklahoma,

Okmulgee, Oklahoma,

Choteau, Oklahoma,

Choteau, Oklahoma,

. A. Collins,
Ila Collins (Mrs. W. A. Collins),
known and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote,
of Jennie Canoe, Full-Blood Cherokee, Roll No. 25,646,
deceased,
. F. Crow,
Mrs. C. F. Crow,
Neil Couch,
Central Life Insurance Company, if existing, or if defunct,
its unknown creditors, successors, or assigns, if any,
Conservative Loan & Trust Company, a corporation, if
existing, or if defunct, its unknown creditors,
successors, or assigns, if any,
Osa P. Catcher, Full-Blood Cherokee, Roll No. _____,
. M. Chitwood also known as Louis M. Chitwood,
Margaret Chitwood (Mrs. L. M. Chitwood),
Len Campbell,
Mrs. Glen Campbell,
Robert N. Combs, also known as R. N. Combs,
Ila Combs (Mrs. Robert N. Combs),
Austin Conrad,
Mrs. Austin Conrad,
Bill A. Crockett, also known as W. A. Crockett,
Choteau Trust & Banking Company, if existing, or if
defunct, its unknown creditors, successors, or
assigns, if any,
Colonial Trust Company, a corporation, if existing, or if
defunct, its unknown creditors, successors or assigns, if any,
Kate DeLay, also known as Katie DeLay (Mrs. J. B. DeLay),
Winford Marshal DeLay, also known as Winford Marshal DeLay,
Ethel R. DeLay, also known as Ethel Ruth DeLay,
Bethel R. DeLay, also known as Bethel Rachel DeLay,
Paul Edison DeLay,
Ila DeLay (Mrs. Paul Edison DeLay),
Louise DeLay Devine (Mrs. Matthew Joseph Devine),
Matthew Joseph Devine,
known and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote, of
J. B. DeLay, also known as Bert DeLay.
known and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote,
of Albert I. DeLay, deceased,
. L. Dixon, also known as James Lawrence Dixon,
Mrs. M. Dixon (Mrs. J. L. Dixon),
. E. Dean, Trustee of the Seneca Fault Mining Company,
Ethel Dill (Mrs. Kernie Dill),
Bernie Dill,
Roy Dinsmore,
Ila Dinsmore (Mrs. Roy Dinsmore),
Annie Dugger, formerly Annie Downing, also known as
Anna Wiley,
Richard Downing, also known as Dickie Downing,
. M. Daniels,
. F. Donaghe,
Pryor, Oklahoma,
Pryor, Oklahoma,
Route 1, Choteau, Oklahoma,
Route 1, Choteau, Oklahoma,
Choteau, Oklahoma,
Route 1, Pryor, Oklahoma,
Route 1, Pryor, Oklahoma,
Vinita, or Pryor, Oklahoma,
Route 1, Pryor, Oklahoma,
General Delivery, Darwin, California,
General Delivery, Darwin, California,
Tulsa, Oklahoma,
Tulsa, Oklahoma,
721 S. Mokusukey Avenue,
Wewoka, Oklahoma.
721 S. Mokusukey Avenue,
Wewoka, Oklahoma,
Pryor or Choteau, Oklahoma,
Pryor or Choteau, Oklahoma,
c/o Steve Fisher, Mazie, Okla.
Wagoner, Oklahoma,

REGULAR JANUARY 1942 TERM

TULSA, OKLAHOMA

FRIDAY, JANUARY 23, 1942

rs. Callie Dugger (Mrs. Pearl Dugger),	Choteau, Oklahoma,
earl Dugger,	Choteau, Oklahoma,
innie Davis,	Route 1, Choteau, Oklahoma,
ldie Dansbey	
reston S. Davis,	
own and unknown heirs, executors, administrators,	
devises, legatees, trustees and assigns, immediate	
and remote, of Jamea Downing, Full-blood Cherokee	
roll No. 14,963, deceased,	
tt Daugherty,	
atty Dever,	
aniels-Rike Oil Company, if existing, or if defunct,	
its unknown creditors, successors, or assigns, if any,	
own and unknown heirs, executors, administrators,	
devises, legatees, trustees and assigns, immediate	
and remote, of Francis A. Doles, deceased,	
ae Deming Investment Company, a Kansas Corporation,	
. H. Enyart,	Pryor or Choteau, Oklahoma,
rs. J. H. Enyart,	Pryor or Choteau, Oklahoma,
ren Estes,	Pryor, Oklahoma,
osa Estes (Mrs. Oren Estes)	Pryor, Oklahoma,
avid I. Elliott, also known as David I. Elliott,	
aggie Easterly, also known as Maggie L. Easterly	
(Mrs. John P. Easterly),	
ohn P. Eaterly,	Route 1, Choteau, Oklahoma,
. M. Eberling,	Route 1, Choteau, Oklahoma,
rs. J. M. Eberling,	Pryor, Oklahoma,
elle Ellsworth,	Pryor, Oklahoma,
. B. Edwards,	Riverbank, California,
rs. A. B. Edwards,	Choteau, Oklahoma,
ay E. Easterly,	Choteau, Oklahoma,
rs. Ray E. Easterly,	Choteau, Oklahoma,
xchange National Company, if existing, or if defunct,	
its unknown creditors, successors, or assigns, if any,	
lice W. Elliott,	
our Star Oil & Gas Company, a corporation, if existing,	
of if defunct, its unknown creditors, successors, or	
assigns, if any,	
alter Fields,	
rs. Walter Fields,	
tephen Fisher, Full-blood Cherokee, Roll No. 17,623,	Mazie, Oklahoma,
rs. Stephen Fisher,	Mazie, Oklahoma,
. G. Earnsworth,	
own and unknown heirs, executors, administrators, devisees,	
legatees, trustees and assigns, immediate and remote,	
of North L. Fisher, 1/2 Blood Cherokee, N. B. No.	
706, deceased,	
ake Fair,	Box 236, Del Mar, California,
uby Fair (Mrs. Jake Fair),	Box 236, Del Mar, California,
he Federal Lane Bank of Wichita,	Wichita, Kansas,
irst National Bank of Pryor Creek, if existing, or if	
defunct, its unknown creditors, successors, or	
assigns, if any	
. L. Franklin,	Route 1, Choteau, Oklahoma,
rs. J. L. Franklin,	Route 1, Choteau, Oklahoma,
. G. Franklin, also known as Oscar G. Franklin,	Route 1, Choteau, Oklahoma,
ranksie Franklin (Mrs. O. G. Franklin),	Route 1, Choteau, Oklahoma,

oretta E. Tucker Florence,	Box 30, Drumright, Oklahoma,
harley M. Florence,	
armers & Merchants Bank, if existing, or if defunct,	
its unknown creditors, successors, or assigns, if any,	Choteau, Oklahoma,
ancy Falling, Full-Blood Cherokee, Roll No. 6446,	
irst State Bank, if existing, or if defunct, its unknown,	
creditors, successors, or assigns, if any,	Choteau, Oklahoma,
race DeLay Grissom, (Mrs. William F. Grissom),	Wagoner, Oklahoma,
illiam F. Grissom,	Wagoner, Oklahoma,
nown and unknown heirs, executors, administrators, de-	
vises, legatees, trustees and assigns, immediate	
and remote, of S. E. Gidney, deceased,	
usue T. Gidney,	Muskogee, Oklahoma,
oy L. Gadberry,	Star Route, Pryor, Oklahoma,
pal Gadberry, (Mrs. Roy L. Gadberry)	Star Route, Pryor, Oklahoma,
da Glass, formerly Ada Gonzalis, 3/4 Blood Cherokee,	
Roll No. 20,488, (Mrs. Noah Glass),	c/o Charley Scott, Stilwell, Oklahoma,
oah Glass,	c/o Charley Scott, Stilwell, Oklahoma,
. A. Graham, also known as William A. Braham,	Pryor, Oklahoma,
oberta Graham (Mrs. W. A. Graham),	Pryor, Oklahoma,
alter Goss,	Route 1, Choteau, Oklahoma,
innie Goss (Mrs. Walter Goss),	Route E, Choteau, Oklahoma,
nown and unknown heirs, executors, administrators,	
devises, legatees, trustees and assigns, immediate	
and remote, of George W. Goss, also known as Wash Goss,	
deceased,	
tis L. Gabbard,	Route 1, Big Cabin, Oklahoma,
earl Gabbard, (Mrs. Otis L. Gabbard),	Route 1, Big Cabin, Oklahoma,
lora Goss, nee Alberty, (Mrs. Ben F. Goss),	Route 1, Choteau, Oklahoma,
en F. Goss, also known as Ben Goss,	Route 1, Choteau, Oklahoma,
ary A. Goss,	
rand River Producing Company, if existing, or if defunct,	
its unknown creditors, successors, or assigns, if any,	
. M. Gabbard,	
rs. S. M. Gabbard,	
. A. Groves,	
um Brothers Company,	
ames A. Gann,	
oseph Gillespie,	
. W. Garrison,	Choteau, Oklahoma,
rs. L. W. Garrison,	Choteau, Oklahoma,
. J. Gann,	
anda A. Gann (Mrs. T. J. Gann).	
ugust H. Glammeyer, also known as August H. Glammour,	
an incompetent,	c/o Government Hospital, Nowville,
	Towa.
ave Gonzalis, 3/4 Blood Cherokee, Roll No. 20,489,	Stilwell, Oklahoma,
da Gonzalis (Mrs. Dave Gonzalis)	Stilwell, Oklahoma,
wen E. Garrison,	Choteau, Oklahoma,
rs. Owen E. Garrison,	Choteau, Oklahoma,
nown and unknown heirs, executors, administrators, devisees	
legatees, trustees and assigns, immediate and remote,	
of Soney Goo-Yah, Full-Blood Cherokee, Roll No. 6281, deceased,	
nown and unknown heirs, executors, administrators, devisees	
legatees, trustees and assigns, immediate and remote	
of John L. Greer, deceased,	

REGULAR JANUARY 1942 TERM

Ettie Greer, a minor,
 Mack Greer, a minor,
 Raymond Griffith,
 Mrs. Raymond Griffith,
 Mark A. Garrison, also known as Mark A. Garrison,
 Hazelia G. Garrison (Mrs. M. A. Garrison),
 W. C. Gartrell,
 Cora Gartrell (Mrs. D. C. Gartrell),
 Tom Goss,
 Mrs. Tom Goss,
 Essie Gilligan,
 Jane L. Guyon, formerly Jane L. Towers, (Mrs. Joseph N. Guyon)
 Joseph N. Guyon,
 Unknown and unknown heirs, executors, administrators, devisees,
 legatees, trustees and assigns, immediate and remote, of
 Mary G. Glasgow, deceased,
 Eva Gray,
 Marie Gullett,
 Graves Farm Loan Investment Company, if existing, or if de-
 funct, its unknown creditors, successors, or assigns,
 if any,
 W. Gray,
 David Garrison,
 Mrs. David Garrison,
 Christine DeLay Hedrick (Mrs. G. B. Hedrick)
 G. B. Hedrick,
 H. Humphrey,
 Homer H. Hollis,
 R. Hoskins,
 J. Hayden,
 Unknown and unknown heirs, executors, administrators, devisees,
 legatees, trustees and assigns, immediate and remote of
 Daisy Harlin, deceased,
 Anna E. Haas,
 Morris Haas,
 D. Herrington,
 Ethyl Herrington, (Mrs. V. D. Herrington)
 C. Hammer,
 Meta S. Hartley
 Unknown and unknown heirs, executors, administrators, devisees,
 legatees, trustees and assigns, immediate and remote and
 of Cora Hitcher, Full-Blood Cherokee, Roll No. 25,813,
 deceased,
 Ed Hitcher,
 Maggie Hitcher,
 Unknown and unknown heirs, executors, administrators, devisees,
 legatees, trustees and assigns, immediate and remote of
 Annie Hitcher, Full-Blood Cherokee, Roll No. 20,069,
 deceased,
 J. A. Huckaby, also known as John A. Huckaby,
 Mrs. J. A. Huckaby,
 Homer Huckaby,
 Mrs. Homer Huckaby,
 Charley Hitcher, Full-Blood Cherokee, Roll No. 20,068
 Mrs. Charley Hitcher,

Tulsa, Oklahoma,
 Tulsa, Oklahoma,
 Route 2, Grove, Oklahoma,
 Route 2, Grove, Oklahoma,
 General Delivery, Tulsa, Oklahoma,
 General Delivery, Tulsa, Oklahoma,
 Route 1, Choteau, Oklahoma,
 Route 1, Choteau, Oklahoma,
 Chinlee, Arizona,
 Chinlee, Arizona,
 Route 1, Choteau, Oklahoma,
 Route 1, Choteau, Oklahoma,
 Pryor, Oklahoma,
 Pryor, Oklahoma,
 Independence, Kansas,
 Independence, Kansas,
 Pryor, Oklahoma,
 Pryor, Oklahoma,
 Route 1, Pryor, Oklahoma,
 or Route 2, Westville, Oklahoma,
 Route 1, Pryor, Oklahoma,
 or Route 2, Westville, Oklahoma.

REGULAR JANUARY 1942 TERM

TULSA, OKLAHOMA

FRIDAY, JANUARY 23, 1942

. C. Hoffman,
Helmina P. Hoffman,
. L. Hunt,

vs. C. L. Hunt,

Investors Liquidating Corporation, a corporation,
Illinois Bankers Life Assurance Company,
known and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote
of Mary Irons, Cherokee Fredman, Roll No. 378, deceased,
known and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote
of Ellick Irons, deceased,

Onie Irons,

Sha Irons,

Henry Irons,

Amie Irons,

Winsel Irons,

Clarence A. Irvin, also known as Clarence A. Irven,

vs. Clarence A. Irvin, also known as Mrs. Clarence A. Irven,
Peofferson Trust & Savings Bank of Peoria, Illinois, if
existing, or if defunct, its unknown creditors, successors,
or assigns, if any,

. A. Jones,

. E. Johnson,

Ma Johnson (Mrs. E. E. Johnson,)

known and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote
of G. W. Jones, deceased,

Maggie Joyce, formerly Maggie Downing, c/4 Blood
Cherokee, Roll No. 3087, (Mrs. Earnest L. Joyce)

Earnest L. Joyce,

Edwin C. Johnson

Stella J. Johnson (Mrs. Edwin C. Johnson)

Bern Janders,

Eloise Caroline Kirkpatrick, formerly Eloise Caroline
Brown (Mrs. Kenneth Kirkpatrick)

Kenneth Kirkpatrick,

. E. Kennard, also known as Oren E. Kennard,

. L. Kelly,

Ina Kelle,

Kansas City Life Insurance Company, a Missouri Corporation,
if existing, or if defunct, its unknown creditors,
successors, or assigns, if any,

known and unknown heirs, executors, administrators, devisees,
legatees, trustees, and assigns, immediate and remote,
of Jo N. Kenney, deceased,

. Harry Kniseley, Jr.

and Bank Commissioner,

Virginia DeLay Lawson (Mrs. Floyd L. Lawson),

Floyd L. Lawson,

. B. Lindsey,

. D. Lindsey,

439 N. W. 18th Street,
Oklahoma City, Oklahoma,
439 N. W. 18th Street,
Oklahoma City, Oklahoma,
Oklahoma City, Oklahoma,
Monmouth or Springfield, Illinois,

Route 1, Wagoner, Oklahoma,
Route 1, Wagoner, Oklahoma,

Route 1, Locust Grove, Okla.
Route 1, Locust Grove, Okla.
417 Central Bank Building, Tulsa, Okla.
417 Central Bank Building, Tulsa, Okla.
(State of Colorado)

201 Lafayette Street,
Mattoon, Illinois,
201 Lafayette Street,
Mattoon, Illinois,
314 S. Elgin Street, Tulsa, Oklahoma,

Wichita, Kansas,
564 Helt Street, El Centro, California
564 Helt Street, El Centro, California

James B. Lacey and Tom T. Steele, doing business
under the firm name of Lacey & Steele,

Mrs. James B. Lacey,
Eugene Leshnick,
Virginia L. Lindsey,

W. R. Layne,
W. H. Larson,

Walter L. Lee,
Jessie A. Lee (Mrs. Homer L. Lee),
Unknown children of Homer L. Lee,

Mrs. Fannie I. Lee,
Walter Lewis,

Mrs. Owen Lewis,
Arthur Lewis,

Annervia Lewis (Mrs. Arthur Lewis),

W. W. Lister, also known as Sidney W. Lister,
M. Landman, Superintendent of the Five Civilized Tribes,
W. H. McCollough, also known as William H. McCollough,
Earl McCollough (Mrs. W. H. McCollough)
Morris E. Medlin,

Mrs. Jane Maxton,

Harrett Moore,

Lma Moore,

Unknown and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote, of
Sallie Meyers, also known as Sallie Meyers, also known as
Sally Meyers, deceased,

Unknown and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote, of
Lucey Meyers, deceased,

Will M. Melugin, also known as W. M. Melugin,

Anna M. Melugin (Mrs. Will M. Melugin),

Essie L. Mayes,

Lucy R. Mayes,

Marion H. P. McFadden,

W. L. Murphy, Trustee of the Seneca Fault Mining Company,

W. T. Mayes,

Mayes County, Oklahoma,

Ola McKinzey,

Essie Moore,

W. H. Martin,

Mrs. M. H. Martin,

Anninnie Ola McGruder,

Abel Morgan,

W. L. Morwine,

Lucas Mayes,

Mrs. W. D. Martin,

Walter Miller,

W. W. Matthews,

Mrs. P. W. Matthews,

Lora Marie Moore,

Maude Moore,

W. E. McCracken,

Joplin, Missouri,
Joplin, Missouri,

Sand Springs, Oklahoma,
Sand Springs, Oklahoma,

Route 3, Cushing, Oklahoma,
Route 3, Cushing, Oklahoma,
Star Route, Locust Grove, Oklahoma,
Star Route, Locust Grove, Oklahoma,
Choteau, Oklahoma,
Muskogee, Oklahoma,
Pryor, Oklahoma,
Pryor, Oklahoma,
c/o O'Reilly General Hospital,
Springfield, Missouri,
c/o O'Reilly General Hospital,
Springfield, Missouri,
Pryor, or Choteau, Oklahoma,
Pryor or Choteau, Oklahoma,

Route 1, Pryor, Oklahoma,
Route 1, Pryor, Oklahoma,
Pryor, Oklahoma, or c/o
Indian Service, Hugo, Oklahoma,

Broken Arrow, Oklahoma,
Broken Arrow, Oklahoma,

Pryor, Oklahoma,

REGULAR JANUARY 1942 TERM

TULSA, OKLAHOMA

FRIDAY, JANUARY 23, 1942

Marie Tell Moore,

South Central Street,
Turlock, California,

. N. Mann,
. T. McMahan,
Lucile Tucker Maxon, formerly Lucile Tucker,
John W. Maxon,
Mary L. Tucker Maxon,
George W. Moore,
. M. Mountcastle,

Mt. Morris, Pennsylvania,

Margaret H. Mountcastle (Mrs. R. M. Mountcastle)

Tulsa, or Manhattan Bldg.,
Muskogee, Oklahoma,
Tulsa, or Manhattan Bldg.,
Muskogee, Oklahoma,

Frederic McClendon,
E. Mayes,
Mrs. W. E. Mayes,
. D. Mayor,
. L. Moore,
Dora Magill,
Mary E. McKenna,
Sarah Saffell McCormick (Mrs. Oliver McCormick)
Oliver McCormick,
Neal D. Newton,

Route 1, Choteau, Oklahoma,
Route 1, Choteau, Oklahoma,
Pryor, Oklahoma,

Mrs. Neal D. Newton,

Route 3, Columbus, Kansas,
Route 3, Columbus, Kansas,
526 Equity Building, Muskogee or
Oklahoma City, Oklahoma,
526 Equity Building, Muskogee, Oklahoma
or Oklahoma City, Oklahoma,

Inwood O. Neal, as Bank Commissioner of the
State of Oklahoma,
John M. Niehaus, Jr., Trustee,
Lorine Niehaus (Mrs. John M. Niehaus, Jr.)
North American Life Insurance Company of Chicago,

Oklahoma City, Oklahoma,
Peoria, Illinois,
Peoria, Illinois,
c/o H. J. Garrett, Agent, Perrine
Building, Oklahoma City, Oklahoma,

Willa W. Nixon,
Arvil N. Norwood formerly Arvil N. Rike,
. L. Norrell,
Mrs. G. L. Norrell,
Dennis Nevins
. H. Ogden,
Oklahoma Farm Mortgage Company, if existing, or if defunct,
its unknown creditors, successors, or assigns, if any,
Roy Odneal,
. T. Oakley,
Edna May Oakley,
Marion T. Orvis,
Mrs. Marion T. Orvis,
Public Service Company of Oklahoma, if existing, or if
defunct, its unknown creditors, successors, or
assigns, if any,
. F. Pilant,
Ethel Pilant (Mrs. J. F. Pilant),
. C. Pigott
Mary T. Pigott (Mrs. J. C. Pigott),
Harry C. Peiker,
Mrs. Harry C. Peiker,
. W. Purell
Mrs. V. W. Purcell,
Joe Peters, also known as Joe A. Peters
Berda Peters (Mrs. Joe Peters),

Covington, Oklahoma,
Pryor, Oklahoma,
Pryor, Oklahoma,

Route 1, Choteau, Oklahoma,
Route 1, Choteau, Oklahoma,
Box 113, Booneville, Missouri,
Box 113, Booneville, Missouri,

Guthrie, Oklahoma,
Guthrie, Oklahoma,
Route 1, Choteau, Oklahoma,
Route 1, Choteau, Oklahoma,

Coria Investment Corporation, if existing, or
if defunct, its unknown creditors, successors,
or assigns, if any,
a. Pulsipher, as Executor of the Estate of Cynthia
Pulsipher, deceased,
town and unknown heirs, executors, administrators,
devisees, legatees, trustees and assigns, immediate
and remote of Cynthia Pulsipher, deceased,
alph H. Foole,
eorge Peace,
rs. George Peace,
ie B. Jackson Page,
. F. Pennington,
ulda Prien, also known as Hulda Piren, Guardian of
August H. Gla mmeier, also known as August H.
Glamneur, an incompetent,
abel H. Price,
erde B. Patterson,
ta E. Pace,
. R. Perry,
anford Pierson,
rs. Sanford Pierson,
to Rist, also known as Otto Risk,
sther Hazel Rist (Mrs. Otto Risk)
ura Roberts, nee Willismaon,
erry Rogers, if living, and if deceased, her unknown heirs,
executors, administrators, devisees, legatees, trustees,
and assigns, immediate and remote,
. B. Rainwater,
rs. U. B. Rainwater,
ohn C. Ramsey,
achel Ramsey (Mrs. John C. Ramsey)
lliam P. Raper,
ester Ramsey,
rs. Chester Ramsey,
. O. Ross,
res K. Ross,
. F. Robertson,
am Rollan,
town and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote of
L. D. Roberts, deceased,
leston Ramsey,
rs. Pleston Ramsey,
llie M. Rosier,
len B. Rutherford, also known as O. B. Rutherford,
annie M. Rutherford, (Mrs. Olen B. Rutherford)
berta Rider, nee Wilson,
. D. Robinson,
rs. W. D. Robinson,
hables J. Reece, also known as Charles James Reece, and
C. J. Reece,
va Reece (Mrs. Charles J. Reece),
Route 1, Choteau, Oklahoma,
Route 1, Choteau, Oklahoma,
Choteau, Oklahoma,
Box 276, East Sand Diego,
California,
608 West Canadian, Vinita, Oklahoma,
Route 1, Choteau, Oklahoma,
Route 1, Choteau, Oklahoma,
Covington, Oklahoma,
Covington, Oklahoma,
Choteau, Oklahoma,
Choteau, Oklahoma,
Choteau, Oklahoma,
Choteau, Oklahoma,
Route 1, Choteau, Oklahoma,
Box 81, Gladewater, Texas,
Box 81, Gladewater, Texas,
Route 2, Covington, Virginia,
Route 2, Covington, Virginia,
202½ S. Main St., or General
Delivery, Tulsa, Oklahoma,
202½ S. Main Street, or General
Delivery, Tulsa, Oklahoma.

REGULAR JANUARY 1942 TERM

FRIDAY, JANUARY 23, 1942

ouds & Porter Lumber Company,
lady DeLay Stamper (Mrs. Lige Stamper)
lige Stamper,
. L. Snodgrass,
rs. Tom T. Steele,
he State Life Insurance Company, of corporation, if existing,
or if defunct, its unknown creditors, successors, or
assigns, if any,
ndy Sexton,
. A. Sharp,
orda Sharp (Mrs. O. A. Sharp),
lla Sulteskee, nee Swimmer, also known as Ella Rabbitt,
nee Swimmer, Full Blood Cherokee Roll No. 20,711, (Mrs.
George Sulteskee)
eorge Sulteskee,
nown and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote of
Lincoln Speaker, deceased,
tate of Oklahoma ex rel., Linwood O. Neal, Bank Com-
missioner, of the State of Oklahoma,
eorge A. Shurtleff,
. C. Stephens,
adie Stephens (Mrs. J. C. Stephens),
. C. Stanard,
erton Sherl,
ffie Sherl (Mrs. Morton Sherl),
nown and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote of
Hookey Sixkiller, 3/4 Blood Cherokee, Roll No. 12,885,
deceased,
ommie Sixkiller, also known as James Martin Sixkiller,
rs. Tommie Sixkiller, also known as Mrs. James Martin
Sixkiller,
. R. Samuel,
ick Sequoyah, Full-Blood Cherokee, Roll No. 21,416,
innie Shutt,
nown and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote of
John W. Shutt, deceased,
irginia Shutt,
aul Shutt,
nown and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote of
Belle Sixkiller, deceased,
abel Sixkiller,
enry Sixkiller,
ary Sixkiller,
. W. Swannock,
. E. Seever,

rs. R. E. Seever,

. S. Severson,

Kingfisher, Oklahoma,
Star Route, Pryor, Oklahoma,
Star Route, Fryor, Oklahoma,

Monet, Missouri,

Tehachapi, California,

Mazie, Oklahoma,
Mazie, Oklahoma,

Oklahoma City, Oklahoma,

1806 S. Nogals, West Tulsa, Oklahoma,
1806 S. Nogals, West Tulsa, Oklahoma,

Pryor, Oklahoma,

2437 Terwilleger Avenue, Tulsa
Oklahoma,
2437 Terwilleger Avenue, Tulsa,
Oklahoma,

known and unknown heirs, executors, administrators,
devisees, legatees, trustees and assigns, immediate
and remote, of Nelson Shankling, deceased,
Hert Swift,
Lulu Skeens, also known as Lulu Skein, formerly
Lulu Downing,
Mrs. F. I. Scott,
Earl B. Sebring,
Mrs. Carl B. Sebring,
J. B. Sufflin,
Emma Schellschmidt,
Robert Stuart,
Smith & Knisely, a partnership composed of Earl B.
Smith and J. Harry Knisely, Jr.,
Earl B. Smith,
Dugan B. Smith,
Anna Smith, also known as Annie Smith (Mrs. Dugan B. Smith),
Manaro C. Smith,
Leola L. Smith (Mrs. Caparo C. Smith),
known and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote of
Horace I. Smith, deceased,
Marvin Lloyd Smith,
Marion Boyd Smith,
Anora Smith,
Aomi Ella Smith,
Manaro C. Smith, Jr.,
Arnold Canaro Smith,
Bertha Lynn Smith,
Leta M. Stingley, (Mrs. Earl E. Stingley)
Earl E. Stingley,
W. P. Schultz,
Leta M. Schultz (Mrs. Wm. P. Schultz),
Charles F. Stryker, also known as Charles F. Stryker,
J. H. Stephens,
Leta Stephens (Mrs. W. G. Stephens),
J. E. Stephens,
Mrs. W. E. Stephens,
James W. Sneed,
J. Roy Saunders,

Lorene W. Saunders (Mrs. W. Roy Saunders),

known and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote of
A. A. Saffell, deceased,
Sarah Shelburn,
J. H. Stratton
J. W. Sanders,
Ara Hogan Stevenson,
Michael F. Steil,

Tulsa, Oklahoma,
c/o Steve Fisher, Mazie, Oklahoma,

Choteau, Oklahoma,
Choteau, Oklahoma,
Choteau, Oklahoma,
Choteau, Oklahoma,

Choteau, Oklahoma,
Choteau, Oklahoma,
Choteau, Oklahoma,
Choteau, Oklahoma,
Choteau, Oklahoma,
Choteau, Oklahoma,
Wellston, Oklahoma,
Wellston, Oklahoma,

Fredonia, Kansas,
Route 1, Big Cabin, Oklahoma,
Route 1, Big Cabin, Oklahoma,
Route 1, Choteau, Oklahoma,
Route 1, Choteau, Oklahoma,

2848 N. W. 21st Street,
or 414 N. W. 25th Street,
Oklahoma City, Oklahoma,
2848 N. W. 21st Street, or 414
N. W. 25th Street, Oklahoma
City, Oklahoma,

National Mutual Building,
Tulsa, Oklahoma,

REGULAR JANUARY 1942 TERM

FRIDAY, JANUARY 23, 1942

essie E. Steil (Mrs. Michael F. Steil),

National Mutual Building,
Tulsa, Oklahoma,

Edward W. Steiner, Trustee for Selma H. Lamb Trust,
Frank Truman,
John and unknown heirs, executors, administrators,
devises, legatees, trustees and assigns, immediate
and remote of Charles R. Townsend, deceased,
Ira O. Townsend,
Henry Trover,
Mrs. Henry Trover,
Charles Teehee, Full-Blood Cherokee, Roll No. 15,979,
Harley Thompson, also known as Charlie Thompson,
Timothy W. Taylor,
and M. Taylor (Mrs. Timothy W. Taylor),
Homer G. Tate,

Muskogee County, Oklahoma,

Route 1, Choteau, Oklahoma,
Route 1, Choteau, Oklahoma,
Yonkers, Oklahoma,
Yonkers, Oklahoma,

Mrs. Homer G. Tate,
John and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote,
of Henry W. Tate, also known as H. W. Tate,
deceased,

John and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote,

of Charles K. Tell, deceased,

John and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote of
Bonnie Ann Tell, deceased,

John P. Thompson,

John and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote of
G. B. Tell, deceased,

Thelma M. Tuton, nee Rogers, (Mrs. T. H. Tuton)

Arcadia, Oklahoma,
Arcadia, Oklahoma,

John H. Tuton,

John H. Thompson,

John H. Thomas,

John H. Thompson,

John W. Thompson,

Leona H. Talbot,

Frank Tucker,

Grayville, Illinois, or c/o Cora
Wilson, Bristow, Oklahoma,
Grayville, Illinois, or c/o Cora
Wilson,

Paul Tucker (Mrs. Frank Tucker),

Fort Knox, Kentucky,
Fort Knox, Kentucky,

Coretta Tucker,

John Tucker,

Mrs. John Tucker,

Gene E. (Hickey) Tucker,

John W. Tucker,

Mrs. A. Thompson,

Leonor C. Thompson,

John C. Trimble,

Benjamin F. Teague, also known as B. F. Teague,

Harry J. Teague,

Frances J. Teague, also known as Frances J. Teague,

also known as Francis J. Teague,

Corra A. Teague,

Harry E. Teague,

Benjamin F. Teague, also known as Benjamin F. Teague, Jr.,

Lewis O. Teague, also known as Louis O. Teague,

Whitewater, Kansas,
Whitewater, Kansas,

Henry A. Teague,
known and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote,
of Theodore L. Teague, 1/32 Cherokee, Roll No. NB 769,

C. Thornton,

The Union Central Life Insurance Company, a corporation,
The Universal Oil & Gas Company, if existing, or if defunct,
its unknown creditors, successors, or assigns, if any,
Laura Watt Vogel, also known as Lora Watt Vogel, also known
as Lora Watt Vogel,

Clara Vandergrift,

Willa Vandergrift,

Samuel S. Van Brunt, also known as Leonard S. Van Brunt,
and Van Brunt, also known as Maude Van Brunt (Mrs. L. S.
Van Brunt),

Samuel R. Van Brunt,

Samuel R. Van Brunt,

Dalphurs L. Williams,

Ellie C. Williams (Mrs. Dalphurs L. Williams)

known and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote,
of E. A. Wall, deceased,

known and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote,
of Alvie Thomas West, deceased.

Sam Walton,

J. Walker,

James S. Wilson,

known and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote of
J. W. Williamson, deceased,

Administrator of the Estate of J. W. Williamson, deceased,

Willie G. Williamson,

The Walton Trust Company, a Missouri Corporation, if existing,
or if defunct, its unknown creditors, successors, or
assigns, if any,

Ernest Woolsey, administrator of the estate of Lucey
Meyers, deceased,

A. Warren,

S. A. Warren,

Fred Walker,

Essie Walker (Mrs. Fred Walker)

B. Whittington, Receiver for Gum Brothers Company

Albert T. Walker,

Nettie Walker, (Mrs. Albert T. Walker)

Harry Williams,

known and unknown heirs, executors, administrators, devisees,
legatees, trustees and assigns, immediate and remote of
Charlott Watie, Full-Blood Cherokee, Roll No. 17,618,
deceased,

O. Wilson

J. O. Wilson,

C. Wilkerson,

J. C. Wilkerson

Cincinnati, Ohio,

417 Huntoon Street,
Topeka, Kansas,

Choteau, Oklahoma,

Choteau, Oklahoma,

Route 1, Choteau, Oklahoma,

Route 1, Choteau, Oklahoma,

Route 1, Box 89, Brentwood,

California,

Route 1, Box 89, Brentwood,

California,

Atoka, Oklahoma, or Pryor, Oklahoma,

Atoka, Oklahoma, or Pryor, Oklahoma,

Pryor, Oklahoma,

Butler, Missouri, or Kansas City,
Missouri,

Richhill, Missouri,

Pryor, Oklahoma,

Pryor, Oklahoma,

Route 2, Pryor, Oklahoma,

Route 2, Pryor, Oklahoma,

Oklahoma City, Oklahoma,

Route 1, Choteau, Oklahoma,

Route 1, Choteau, Oklahoma,

St. Louis, Missouri,

Choteau, Oklahoma,

Choteau, Oklahoma,

Pryor, Oklahoma,

Pryor, Oklahoma.

REGULAR JANUARY 1942 TERM

TULSA, OKLAHOMA

FRIDAY, JANUARY 23, 1942

C. Wickham,
vs. J. C. Wickham
City Wyatt,
alter J. Welch,

Ida G. Welch (Mrs. Walter J. Welch)

C. Welch,
vs. F. C. Welch,
M. White,
Low White (Mrs. Z. M. White)
Max Watkinson, Receiver of Exchange National Company,
known and unknown heirs, executors, administrators,
devisees, legatees, trustees and assigns,
immediate and remote, of Joshua W. Whitaker, deceased,
W. Wilson, also known as Fred W. Wilson,
Laura K. Wilson, Mrs. F. W. Wilson
F. Weaver, also known as James F. Weaver,
Florence S. Weaver, (Mrs. J. F. Weaver)
alter Wagner
Elizabeth A. Wagner (Mrs. Walter Wagner)
James Wrigley,
David E. Wilkey
Laura A. Wilkey (Mrs. David E. Wilkey)
J. Walker,
John D. Wakely,
Arlin W. Williams,
Eugene Worsham
S. Washam,
vs. F. S. Washam,
Laura Wilson,
H. Whorton,
vs. D. H. Whorton,
Pryor Williams,
A. Wright,
Evan Yelton (Mrs. Marcus E. Yelton)
Marcus E. Yelton,
Commissioners of the Land Office of the State of Oklahoma
Leon C. Phillips, Chairman, Commissioners of the Land
Office of the State of Oklahoma,
Oklahoma Tax Commission,
D. Carmichael, Chairman of the Oklahoma Tax Commission,
County Treasurer of Mayes County, Oklahoma,
Tax Collector of Mayes County, Oklahoma
Board of County Commissioners of Mayes County, Oklahoma
Nester Davis,
Lee Gray, also known as Lee Gray,
Richard H. Kello,
Mary Hancock Lowry,
George A. Lowry, Jr.,
M. Dever,
Miss Hancock,

Pryor, Oklahoma,
Pryor, Oklahoma,

Durant, Oklahoma, or 509 S. W. 24
Street, Oklahoma City, Oklahoma,
Durant, Oklahoma, or 509 S. W. 24
Street, Oklahoma City, Oklahoma,
Choteau, Oklahoma,
Choteau, Oklahoma,
Route 3, Wagoner, Oklahoma,
Route 3, Wagoner, Oklahoma,

Coldwater, Kansas,
Coldwater, Kansas,
Route 1, Locust Grove, Okla.
Route 1, Locust Grove, Okla.
Box 101, Shidler, Okla.
Box 101, Shidler, Okla.

Hulbert, Okla.
Hulbert, Okla.

Choteau, Okla.
Pryor, Okla.
Route 1, Choteau, Okla.
Route 1, Choteau, Okla.
Bristow, Okla.
Route 1, Choteau, Okla.
Route 1, Choteau, Okla.

Pryor, Okla.
Pryor, Okla.
Oklahoma City, Okla.

Oklahoma City, Okla.
Oklahoma City, Okla.
Oklahoma City, Okla.
Pryor, Oklahoma,
Pryor, Oklahoma,
Pryor, Oklahoma,

the made parties respondent in this proceeding, and said above named parties respondent shall be

reated in all pleadings, orders, judgments and other documents to be filed hereinafter, as proper parties respondents to this proceeding.

BOWER BRADDDUS
JUDGE

NDORSED: Filed Jan 23 1942
H. P. Warfield, Clerk
U. S. District Court ME

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

UNITED STATES OF AMERICA,	Petitioner,)
)
vs.		) No. 652 - Civil
)
500 acres of land, more or less, situate)
Mayes County, Oklahoma, and John M. Niehaus, Jr.,)
al.,	Respondents.)

PUBLICATION ORDER

Now on this 22nd day of January, 1942, it appearing from the affidavit of Curtis Harris, Special Attorney for the Department of Justice, Attorney for petitioner, and the application of the United States of America, petitioner in the above styled cause, that the following named respondents, to-wit:

- M. E. Adkins; Eva Alberty, Gladys May Alberty; William T. Alberty;
- Lizzie Alberty (Mrs. William T. Alberty); Mrs. L. B. Aleman;
- Hattie S. Adkins (Mrs. M. E. Adkins); Edwin Allen, Jr.; John Alberty;
- J. C. Beedy; Amos K. Bass; R. B. Beard; Edd F. Black; Earl L. Beard;
- W. S. Biggs; Lizzie Bean, also known as Elizabeth Bean; Earl Bayless
- Lyman E. Bolinger; Mrs. Lyman E. Bolinger; Julia Brown; Alice Bean;
- Blanche Bendure, nee Sixkiller; Hattie L. Bates; Mrs. C. A. Burke;
- Max Burke; Mrs. Max Burke; Charley Bendure; E. W. Black; Lillie
- Battenfield (Mrs. George F. Battenfield); George F. Battenfield;
- W. L. Brown; Mrs. W. L. Brown, Herby J. Bruce; Nina J. Baldiano;
- Guy O. Bayless, Davis Brown; C. T. Baker, also known as O. T. Baker;
- Mrs. C. T. Baker, also known as Mrs. O. T. Baker; C. R. Bissey;
- Lilie A. Bendure; W. S. Blankenship, J. M. Bartley; Arch Bonecutter;
- Georgia Bartleson; Amelia Bartlett; A. L. Cook; Florence Cutright;
- Edith Yale Cramer; Mrs. Thomas L. Croom; Lee Carver; Nellie Carver;
- Georgia M. Chapman (Mrs. Roy Chapman); Roy Chapman; Ronald Cann;
- Mrs. Ronald Cann; Rosa P. Catcher, full-blood Cherokee, Roll No. _____
- W. E. Doan, Trustee of the Seneca Fault Mining Company; Roy Dinsmore
- Ella Dinsmore (Mrs. Roy Dinsmore); Annie Dugger, formerly Annie
- Downing, also known as Anna Wiley; Richard Downing, also known as
- Dickie Downing; B. M. Daniels; L. F. Donaghe; Lidie Dansbey;
- Preston S. Davis, Ett Daugherty; David I. Elliot, also known as
- David I. Elliott; Belle Ellsworth; Alice W. Elliott; Walter Fields;
- Mrs. Walter Fields; Stephen Fisher, full-blood Cherokee, Roll
- No. 17,623; Mrs. Stephen Fisher; H. G. Farnsworth; Jake Fair;
- Ruby Fair (Mrs. Jake Fair); Nancy Falling, full-blood Cherokee

Roll No. 6446; Mary A. Goss; S. M. Gabbard; Mrs. S. M. Gabbard; U. A. Groves; James A. Gann; Joseph Gillespie; T. J. Gann; Manda A. Gann (Mrs. T. J. Gann); August H. Glammeier, also known as August H. Glammeur, an incompetent; Bettie Greer, a minor; Jack Greer, a minor; Raymond Griffith; Mrs. Raymond Griffith; D. C. Gartrell; Sallie Gartrell (Mrs. D. C. Gartrell); Bessie Gilligan; Jane L. Guyon, formerly Jane L. Towers (Mrs. Joseph N. Guyon); Joseph N. Guyon; Marie Gullett; V. Gray; Elmer H. Hollis; J. R. Hoskins; C. Hayden; Neta S. Hartley; Ned Hitcher; Peggie Hitcher; Mrs. J. A. Huckaby; Mrs. Homer Huckaby; Mrs. Charley Hitcher; W. H. Humphrey; M. C. Hammer; W.D. Huckaby; Mrs. W. D. Huckaby; S. W. Howard; June E. Howard; Lewis G. Howard; Mada Hancock; W. I. Harrington; C. J. Hunter; Clem Hogner, Cherokee, Roll No. 20,957; Solomon Hogner, Cherokee, unenrolled; A. F. Hennigh; W. M. Haynes; John Hogan; Kearl Hogan; Phillip Hogan; Eva M. Hogan; Mary Ann Hancock; Zol Hogan; Marjorie Hogan (Mrs. Sol Hogan); Gara Hogan; Campbell Hogan; Mrs. Campbell Hogan; C. C. Hoffman; Wilhelmina P. Hoffman; Jonie Irons; Etha Irons; Henry Irons; Mamie Irons; Vinsel Irons; Clarence A. Irvin, also known as Clarence A. Irven; Mrs. Clarence A. Irvin, also known as Mrs. Clarence A. Irven; C. A. Jones; Fern Janders; Eloise Caroline Kirkpatrick, formerly Eloise Caroline Brown (Mrs. Kenneth Kirkpatrick); Kenneth Kirkpatrick; M. L. Kelly; J. Harry Knisely, Jr.; Land Bank Commissioner; G. B. Lindsey; P. D. Lindsey; Virginia L. Lindsey; W. R. Layne; J. H. Larson; Unknown children of Homer L. Lee; Mrs. Fannie I. Lee; Lesser Leshnick; Garrett Moore; Ahma Moore (Mrs. Garrett Moore); Nancy R. Mayes; Marlon H. P. McFadden; B. L. Murphy, Trustee of the Seneca Fault Mining Company; C. T. Mayes; Lola McKinzey; Bessie Moore; M. H. Martin; Mrs. M. H. Martin; Minnie Ola McGruder; Mabel Morgan; W. L. Merwine; Oscar Mayes; Mrs. W. D. Martin; Walter Miller; P. W. Matthews; Mrs. P. W. Matthews; Flora Marie Moore; Claude Moore; Marie Tell Moore; O. N. Mann; J. T. McMahan; Lucile Tucker Maxon, formerly Lucile Tucker; John W. Maxon; Gerge W. Moore; R. M. Mountcastle; Margaret H. Mountcastle, (Mrs. R. M. Mountcastle); Abe McClendon; W. L. Moore; Cora Magil; Mary E. McKenna; Sarah Saffell McCormick (Mrs. Oliver McCormick); Oliver McCormick; Neal D. Newton; Mrs. Neal D. Newton; Floreine Niehaus (Mrs. John M. Niehaus, Jr.); Ella W. Nixon; Arvil N. Norwood formerly Arvil N. Rike; Dennis Nevins; H. H. Ogden; Roy Odneal; J. T. Oakley; Edna May Oakley; Marion T. Orvis; Mrs. Marion T. Orvis; Harry C. Peiker; Mrs. Harry C. Peiker; V. W. Purcell; Mrs. V. W. Purcell; Wm. Pulsipher, as Executor of the Estate of Cynthia Pulsipher, deceased; F. F. Pennington; Hulda Prien, also known as Hulda Piren; Guardian of August H. Glammeier, also known as August H. Glammeur, an incompetent; Mabel H. Price; Etta E. Pace; J. R. Perry; Otto Rist, also known as Otto Risk; Esther Hazel Rist (Mrs. Otto Rist); Terry Rogers; C. O. Ross; Ayres K. Ross; C. F. Robertson; Sam Rollan; Lillie M. Rosier; Roberta Rider, nee Wilson; W. D. Robinson; Mrs. W. D. Robinson; Iva Reece (Mrs. Charles J. Reece); William P. Raper; T. L. Snodgrass; Andy Serton; Corda Sharp (Mrs. O. A. Sharp); Ella Sulteskee, nee Swimmer, also known as Ella Rabbitt, nee Swimmer, full-blood Cherokee, Roll No. 20,711 (Mrs. George Sulteskee); George Sulteskee; George A. Shurtleff; E. C. Stanard; Tommie Sixkiller, also known as James Martin Sixkiller; Mrs. Tommie Sixkiller, also known as Mrs. James Martin Sixkiller; W. R. Samuel; Dick Sequoyah, full-blood Cherokee, Roll No. 21,416; Paul Shutt; Mabel Sixkiller; Henry

Sixkiller; Mary Sixkiller; J. W. Swannock; J. S. Severson; Bert Swift; Lulu Skeens, also known as Luly Skein, formerly Luly Downing; Mrs. F. I. Scott; Carl B. Sebring; Mrs. Carl B. Sebring; M. B. Shufflin; Emma Schellschmidt; Robert Stuart; Earl B. Smith; Wm. P. Schultz; Hazel M. Schultz (Mrs. Wm. P. Schultz); C. F. Stryker, also known as Charles F. Stryker; James W. Sneed; Sarah Shelbun; S. H. Stratton; J. W. Sanders; Gara Hogan Stevenson; Fred W. Steiner, Trustee for Selma H. Lamb Trust; Vin Truman; Cora O. Townsend; Charles Teehee, full blood Cherokee, Roll No. 15,979; Charley Thompson, also known as Charlie Thompson; Timothy W. Taylor; Maud M. Taylor (Mrs. Timothh W. Taylor); Homer G. Tate; Mrs. Homer G. Tate; Wm. P. Thompson; Ethel M. Tuton, nee Rogers (Mrs. T. H. Tuton); T. H. Tuton; T. H. Thompson; A. H. Thomas; C. H. Thompson; M. W. Thompson; Neva H. Talbot; Frank Tucker; Opal Tucker (Mrs. Frank Tucker); Loretta Tucker; John Tucker; Mrs. John Tucker; A.C. Trimble; Benjamin F. Teague, also known as B. F. Teague; Mary J. Teague; Frances J. Teague, also known as Frances J. Teague; also known as Francis J. Teague; Cora A. Teague; Mary E. Teague; Benjamin F. Teague, also known as Benjamin F. Teague, Jr.; Lewis O. Teague, also known as Louis O. Teague; Henry A. Teague; Samuel R. Van Brunt; Mrs. Samuel R. Van Brunt; W. J. Walker; James E. Wilson; Administrator of the Estate of J. W. Williamson, deceased; Ernest Woolsey, Administrator of the Estate of Lucey Meyers, deceased; Mary Williams; Ruth Wyatt; Rex Watkinson, Receiver of Exchange National Company; F. W. Wilson, also known as Fred W. Wilson; Laura K. Wilson (Mrs. F. W. Wilson); James Wrigley; John D. Wakely; Pryor, Williams; J. A. Wright, if living, or if any of the above named parties are deceased, their unknown heirs, executors, administrators, devisees, legatees, trustees and assigns, immediate or remote, or their successors in interest, whose names, ages and addresses are unknown; and the following firms and corporations, if existing, or if defunct, their unknown creditors, assigns, or successors, if any, all of whose names, legal status and addresses are unknown and cannot be ascertained by reasonable diligence and search, to-wit: Abraham Lincoln Life Insurance Company; Beall-Black Dry Goods Company; Berry Beall Dry Goods Company; Bartlett Mortgage Company; Citizens Bank & Trust Company of Pryor Creek; Choteau Oil & Gas Company; Citizens Bank of Okmulgee; Central Life Insurance Company; Conservative Loan & Trust Company; Choteau Trust & Banking Company; Colonial Trust Company; Daniels- Rike Oil Company; Exchange National Company; Four Star Oil & Gas Company; First National Bank of Pryor Creek; Farmers & Merchants Bank of Choteau, Oklahoma; First State Bank of Choteau, Oklahoma; Grand River Producing Company; Gum Brothers Company; Graves Farm Loan Investment Company; Jefferson Trust & Savings Bank of Peoria, Illinois; North American Life Insurance Company; Oklahoma Farm Mortgage Company; Public Service Company of Oklahoma; Peoria Investment Corporation; Smith & Knisely, a partnership composed of Earl B. Smith and J. Harry Knisely, Jr.; The Union Central Life Insurance Company; the Universal Oil & Gas Company; The Walton Trust Company; and the Unknown heirs, executors, administrators, devisees, legatees, trustees and assigns, immediate and remote, of the following named deceased persons, to-wit: William C. Allen, a 5/8 Blood Cherokee, Roll No. 22,081, deceased; Joshua Alberty, deceased; Jake Alberty, deceased; John H. Alberty, deceased; James I. Alberty, deceased; Katie Backwater, a full-blood Cherokee, Roll No. 30,458; deceased; Lavada Bendure, deceased; Nancy Saffell

Bendure, deceased; Isaac L. Bonecutter, deceased; William Buffington, deceased; Peter T. Collie, deceased; Laura Saffell Carver, deceased; Amos Carver, deceased; Andrew Crossland, deceased; Mand P. Catcher, full-blood Cherokee, Roll No. 27,218, deceased; Jennie Canoe, full blood Cherokee, Roll No. 25,646, deceased; J. B. DeLay, also known as Bert DeLay, deceased; Albert I. DeLay, deceased; James Downing, full-blood Cherokee, Roll No. 14,963, deceased; Francis A. Doles, deceased; North L. Fisher, 1/2 blood Cherokee, N. B. No. 706, deceased; S. E. Gidney, deceased; George W. Goss, also known as Wash Goss, deceased; Soney Goo-Yah, full-blood Cherokee, Roll No. 6281, deceased; John L. Greer, deceased; Mary G. Glasgow, deceased; Daisy Harlin, deceased; Cora Hitcher, full-blood Cherokee, Roll No. 25,813, deceased; Annie Hitcher, full-blood Cherokee, Roll No. 20,069, deceased; G. L. Howard, also known as E. L. Howard, deceased, C. Hayden, deceased; Henrietta J. Hinton, deceased; John C. Hogan, deceased; Viola S. Hancock, deceased; Mary Irons, Cherokee Freedman, Roll No. 378, deceased; Ellick Wrons, deceased; G. W. Jones, deceased; Jo. N. Kenney, deceased; Sallie Meyers, also known as Sally Meyers, deceased; Lucey Meyers, deceased; Cynthia Pulsipher, deceased; L. D. Roberts, deceased; Lincoln Speaker, deceased; Holley Sixkiller, 3/4 Cherokee blood Roll No. 12,885, deceased; John W. Shutt, deceased; Belle Sixkiller, deceased; Nelson Shankling, deceased; Horace I. Smith, deceased; A. A. Saffell, deceased; Charles R. Townsend, deceased; Henry W. Tate, also known as H. W. Tate, deceased; Charles K. Toll, deceased; Bonnie Ann Tell, deceased; G. B. Tell, deceased; Theodore L. Teague, 1/32 Cherokee, Roll No. NB 769, deceased; E. A. Wall, deceased; Alvie Thomas West, deceased; J. W. Williamson, deceased; Charlott Watie, full-blood Cherokee, Roll No. 17,618, deceased; Joshua W. Whitaker, deceased; and any and all other persons, firms, corporations, or legal entities claiming any interest whatsoever in the real estate herein designated and involved;

non-residents of the State of Oklahoma, or with due and reasonable diligence, are not to be found in the State of Oklahoma, and that it is necessary that said respondents, and their unknown heirs, executors, administrators, devisees, trustees and assigns, immediate and remote, be served by publication.

IT IS, THEREFORE, ORDERED that the petitioner's application for an order fixing the value and determining the rightful claimants to the funds to be deposited in this Court as just compensation for the real estate involved in this proceeding shall be heard by this Court on the 16th day of February, 1942, at 9:00 o'clock A.M., or as soon thereafter as counsel may be heard, in the United States District Court Room in the Federal Building, in Tulsa, Oklahoma, and that there shall be published in The Choteau Enterprise, a weekly newspaper of general circulation in Mayes County, Oklahoma, on the following dates, to-wit: Thursday, January 29th, 1942, and Thursday, February 5th, 1942, notice directing the aforesaid non-resident respondents to appear before this Court at the time and place aforesaid, and then and there to file any pleadings or claims, if they so desire, and that such notification of such non-resident respondents shall be complete upon the filing of an affidavit by the publisher, managing officer or printer of said newspaper that the notice referred to above has been printed and published in said newspaper as hereby directed.

Said notice shall further notify said respondents that commissioners to appraise the lands involved have been appointed and that said respondents shall be bound by the report of commissioners unless respondents or petitioner file demand for jury trial or objections to said report

within thirty days from the filing thereof with the Clerk of this Court.

BOWER BROADDUS
JUDGE

FORSEED: Filed Jan 23 1942
H. P. Warfield, Clerk
U. S. District Court ME

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

UNITED STATES OF AMERICA,	Petitioner,)
)
-vs-)
)
500 acres of land, more or less,)
located in Mayes County, Oklahoma,)
John M. Niehuas Jr., et al.,	Respondents.)

No. 652 - Civil

O R D E R

Now on this 22nd day of January, 1942, it being made to appear to the Court that petitioner, has filed its Petition for Condemnation in the above styled matter, and that it is necessary that notices be served on various parties claiming an interest in and to said land. It further appears that to attempt to comply or conform strictly to procedural laws of the State of Oklahoma would cause injustice, unnecessary delay, hardship, and is too burdensome; and, therefore, the Court in this order should and does prescribe its own process, conforming as near as may be to said procedural laws of the State of Oklahoma,

NOW, THEREFORE, IT IS HEREBY ORDERED AND DIRECTED that notices, as attached hereto, be served upon each of the parties named as respondents herein by the United States Marshalls of the Northern, Western and Eastern Districts of Oklahoma, and that said Marshalls make their returns thereon within fifteen (15) days from this date.

BOWER BROADDUS
JUDGE

COPY OF NOTICE ATTACHED

FORSEED: Filed Jan 23 1942
H. P. Warfield, Clerk
U. S. District Court ME

that the plaintiffs be and are hereby granted leave to file an amendment to their petition, and make in Owen, Shawnee, Oklahoma, a party defendant, and the Clerk issue subpoena, as provided by law. It is further ordered that Leroy Cooper, Esquire, Shawnee, Oklahoma, be and is hereby appointed as special Master in Chancery for the purpose of serving process on Irvin Owen, and make return thereof provided by law.

ROYCE H. SAVAGE
JUDGE of the United States District Court for
the Northern District of Oklahoma

Recorded; Filed Jan 28 1942
H. P. Warfield, Clerk
U. S. District Court ME

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

PHILIP B. FLEMING, ADMINISTRATOR,
the WAGE AND HOUR DIVISION, UNITED STATES DEPARTMENT OF LABOR,
Plaintiff,
v.
MERICH & PAYNE, INC. a corporation,
Defendant.
Civil Action No. 568 Civil

ORDER FOR SUBSTITUTION OF PARTY PLAINTIFF

The parties hereto having stipulated that Thomas W. Holland, Administrator of the Wage and Hour Division of the United States Department of Labor, be substituted as party plaintiff herein in the place and stead of Philip B. Fleming, it is

ORDERED that Thomas W. Holland, as Administrator of the Wage and Hour Division of the United States Department of Labor, be and hereby is substituted as plaintiff herein in the place and stead of Philip B. Fleming, whose resignation became effective December 10, 1941, without prejudice to the proceedings already had in this action and that this cause be continued and maintained by said Thomas W. Holland, as successor in office of said Philip B. Fleming.

Dated Jan. 28, 1942.

ROYCE H. SAVAGE
District Judge

RECORDED: Filed Jan 28 1942
H. P. Warfield, Clerk
U. S. District Court

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

UNITED STATES OF AMERICA,	Petitioner,)
)
vs.)
		) No. 652 - Civil
500 acres of land, more or less,)
located in Mayes County, Oklahoma,)
(John M. Niehaus, Jr., et al.,	Respondents.)

ORDER OF PARTIAL DISTRIBUTION OF FUNDS

Now on this 28 day of January, 1942, this cause coming on to be heard upon application of the petitioner to distribute funds, and the Court, having been fully advised in the premises, finds that the sum of One Hundred and 00/100 Dollars (\$100.00) should be distributed to C. L. Hunt as partial compensation of the money deposited as just compensation for Tract No. C-28

IT IS, THEREFORE, ORDERED that the Clerk of this Court issue his check payable for the sum of One Hundred and 00/100 Dollars (\$100.00), payable from the money on deposit in this cause, to the order of C. L. Hunt.

IT IS FURTHER ORDERED that the Clerk of this Court shall make no charge as to commission or poundage for the handling and distribution of said funds.

ROYCE H. SAVAGE
JUDGE

FORWARDED: Filed Jan 28 1942
H. P. Warfield, Clerk
U. S. District Court LN

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

R. Caudle, Jr., and Jones Richard Caudle,)
acting herein for the use and benefit of J. R.)
Caudle, Jr.,	Plaintiffs,
)
vs.	) No. 700 Civil
)
Metropolitan Life Insurance Company, a corporation,)
	Defendant
)
Charles D. Ward, administratrix of the estate of)
Charles D. Ward, deceased,	Third Party Defendant.

JUDGMENT ALLOWING IN REMPLEADER,
DISCHARGING DEFENDANT METROPOLITAN LIFE INSURANCE
COMPANY, MAKING INJUNCTION PERMANENT AND FIXING
ATTORNEY'S FEES AND COSTS

Now on the findings of fact and conclusions of law heretofore made in this cause the court finds the following judgment should be entered and the clerk is ordered and directed to enter the same.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the court that the defendant Metropolitan Life Insurance Company is fully and finally released and discharged from any and all liability arising under and by virtue of the terms of its policy of insurance numbered 1773609A issued on the life of James D. Ward and the said defendant is fully and finally released and discharged from further or other liability to the plaintiffs J. R. Caudle, Jr., and Jones Richard Caudle, suing herein for the use and benefit of J. R. Caudle, Jr., and the defendant Sadie Ward, administratrix of her estate, on account of said policy of insurance or the funds representing the amount due upon said policy, which funds are now on deposit with the registry of this court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the court that the plaintiffs J. R. Caudle, Jr., and Jones Richard Caudle and the defendant Sadie Ward, administratrix of the estate of James D. Ward, deceased, and each of them, are perpetually enjoined and restrained from instituting or prosecuting any suit or proceeding in any other court on said policy of insurance or on account of said fund due under the terms of said policy, and that said parties are required to make any claim they may have against said policy of insurance or the defendant Metropolitan Life Insurance Company upon the subject of this action against said fund in this action.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendant Metropolitan Life Insurance Company recover its costs expended in the amount of \$6.85 together with a reasonable attorney's fee payable to G. Ellis Gable in the sum of \$300.00 which expenses and attorney's fees are hereby ordered to be paid by the clerk hereof to G. Ellis Gable, attorney for the defendant Metropolitan Life Insurance Company out of the funds deposited in the registry of this court and that the same be charged against said fund.

Dated this 28 day of January, 1942.

ROYCE H. SAVAGE
United States District Judge

ORSED: Filed Jan 28 1942
H. P. Warfield, Clerk
U. S. District Court ME

Court adjourned to January 29, 1942

On this 29th day of January, A. D. 1942, the District Court of the United States in and for the Northern District of Oklahoma, sitting in Regular January 1942 Term at Tulsa, met pursuant to its docket for the day, in open court, Hon. Royce H. Savage, 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:

CELLANEUS - ASSIGNMENT OF ALFRED P. MURRAH.

UNITED STATES OF AMERICA TENTH CIRCUIT

In my judgment the public interest requires the designation and assignment of a District Judge to hold a District Court of the United States in the Northern District of Oklahoma.

I do, therefore, by these presents designate and assign the Honorable Alfred P. rah, a United States Circuit Judge of the Tenth Judicial Circuit, to hold or assist in holding a trict Court of the United States for the Northern District of Oklahoma from January 21, A. D. 1942, il June 30, A. D. 1942.

Witness my hand this 21 day of January, A.D. 1942.

ORIE L. PHILLIPS
Senior Circuit Judge

ORSED: Filed Jan 29 1942
H. P. Warfield, Clerk
U. S. District Court

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

chell Knighten,)
Plaintiff,)
)
-vs-) No. 694 Civil
)
clair Prairie Oil Company, a corporation,)
al,)
Defendants.)

O R D E R

The motion of the Creek Nation of Indians by Alex Noon, Principal Chief, for leave to intervene as defendant and cross-complainant came on for hearing on this the 29th day of January, 1942. The applicant appeared by John S. Severson and John M. Goldesberry, attorneys, in support of said motion. The plaintiff appeared by A. B. Honnold and Jay W. Whitney, attorneys, the defendant, Sinclair Prairie Oil Company, by John E. Miley and Robert L. Imler, attorneys, and the defendants, Elie Mayweather and others named in the second paragraph of the amended complaint, by Chas. B. Imler, and W. B. Blair, attorneys, appeared in opposition thereto.

It appearing to the Court that the applicant is without legal capacity to defend and maintain any action with respect to the subject matter hereof or sufficient justiciable interest therein in its own right or in a representative capacity to warrant intervention on its behalf. And it further appearing that the claim or right for which intervention is sought as set forth in the pleading accompanying the motion has been heretofore fully, conclusively and finally adjudicated and determined and applicant is estopped and barred from asserting the same in this action and those certain decrees of this Court in the two actions referred to in the proposed pleading accompanying the motion, to-wit:

(a) The final decree rendered and entered on December 14, 1925 in the suit wherein the United States of America was plaintiff and the defendant, Sinclair Prairie Oil Company (under its then name Sinclair Oil and Gas Company), and others were defendants, numbered 14 Equity on the docket of this Court. The amended bill of complaint and decree dismissing said bill with prejudice therein are hereby referred to and made part hereof; and

(b) The final decree rendered and entered on the 22nd day of January, 1941, in the action wherein the Creek Nation of Indians by Alex Noon, Principal Chief, was plaintiff and Elsie Barnett, nee Grayson, and others were defendants, numbered 367 Civil on the docket of this Court. The complaint, the amended complaint, motions to dismiss and order sustaining motions to dismiss therein are hereby referred to and made part hereof.

IT IS, THEREFORE, ORDERED that the said motion to intervene be and the same is hereby denied, to which the complaint, the Creek Nation of Indians by Alex Noon, Principal Chief, is referred.

ROYCE H. SAVAGE
J u d g e

ORDERED: Filed Jan 26 1942
H. P. Warfield, Clerk
U. S. District Court IN

Court adjourned to January 30, 1942

On this 30th day of January, A. D. 1942, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1942 Term at Tulsa, met pursuant to adjournment, Hon. Royce H. Savage, 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 THE NORTHERN
DISTRICT OF OKLAHOMA

Grand River Dam Authority, a
public corporation,

Petitioner,)

-vs-

) CIVIL NO. 563

W. H. Spicer, sometimes known as Sadie
Wilson Vigil, et al.,

Defendants.)

ORDER CONFIRMING REPORT OF COMMISSIONERS AND JOURNAL ENTRY
AS TO TRACT NO. 1 (35 GR-D 1792)

NOW, on this 30 day of Jan., 1942, the above entitled cause of action and the report of commissioners filed herein on the 7th day of July, 1940, coming on for consideration, and the petitioner, Grand River Dam Authority, a public corporation, appearing by Q. B. Boydston, attorney, and it appearing to the Court that the petitioner, Grand River Dam Authority, a public corporation, filed herein, its petition and application for the acquisition of the absolute, entire and unencumbered fee simple title to the tract of land described herein and designated as Tract No. 1 (35 GR-D 1792); and it appearing to this Court that the petitioner, Grand River Dam Authority, a public corporation, was created under Acts of the Legislature of the State of Oklahoma; that under said Acts, petitioner is a public corporation and possesses the powers of government for public use and benefit; and is authorized and empowered, among other things, to control, store and preserve the waters of Grand River and its tributaries for any useful purpose, to develop and generate water power and electric energy through the use thereof, and to sell and distribute the electric energy so produced; to acquire by purchase,

to maintain, use and operate all kinds of property, real, personal and mixed, or any interest therein necessary or convenient to the exercise of the powers, rights, privileges and functions conferred upon and to acquire by condemnation, any and all property, real, personal and mixed, or any interest therein, in the manner provided by general law in respect to condemnation, and to do any and all other acts and things necessary in the exercise of such powers, rights, and functions; and

It further appearing to the Court that the petitioner, Grand River Dam Authority, a public corporation, has heretofore determined that it is necessary for the construction, maintenance and operation of the Grand River Dam Project, to acquire the absolute, entire and unencumbered fee simple title to all of the lands in the basin or reservoir area below the meander line running along the 750 foot contour line, all of said lands to be used as the basin or reservoir for the lake created by the Grand River Dam, and that the following described property, to-wit:

TRACT NO. 1 (35 GR-D 1792)

All that part of the $N\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ and the $S\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 20, T 25 N - R 25 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, particularly described as follows, to-wit:

TRACT A:

Beginning at the SW corner of said $N\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, thence N. 0° 20' E. along the West boundary of said $N\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, a distance of 284.7 feet to a point 378.8 feet South of the NW corner thereof; thence S. 43° 51' E. 13.1 feet; thence S. 64° 57' E. 237.4 feet; thence S. 74° 25' E. 205.0 feet; thence S. 70° 19' E. 308.3 feet; thence S. 51° 04' E. 30.2 feet to a point in the South boundary of said $N\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ and 587.7 feet West of the SE corner thereof; thence S. 89° 10' W. along said South boundary a distance of 737.1 feet to the point of beginning, containing 2.4 acres, more or less;

TRACT B:

Beginning at the NW corner of said $S\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, thence N. 89° 50' E. along the North boundary of said $S\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 490.0 feet to a point of 835.0 feet West of the NE corner thereof; thence S. 34° 15' W. 298.2 feet; thence S. 34° 51' W. 494.2 feet; thence N. 9° 28' W. 168.0 feet; thence S. 54° 53' W. 18.9 feet to a point in the West boundary of said $S\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ and 168.7 feet North of the SW corner thereof; thence N. 0° 17' along said West boundary a distance of 496.6 feet to the point of beginning, containing 3.8 acres, more or less;

The two tracts containing in all 6.2 acres, more or less,

in the basin or reservoir area of the Grand River Dam Project, and is below the meander line which follows the 750 foot contour line, and that the petitioner has heretofore determined and determined that it is necessary for the petitioner to acquire the absolute, entire and unencumbered fee simple title to the above described land; and

It further appearing that the petitioner, Grand River Dam Authority, a public corporation, has been unable to acquire and secure the absolute, entire and unencumbered fee simple title to the land above described, and that the only manner in which the said petitioner may acquire said land is by condemnation; and

It further appearing to the Court that all requirements as required by law have been met by the petitioner, Grand River Dam Authority, a public corporation, and that all of the defendants herein named have had due and sufficient notice of this action, and of the time and place of the appointment of commissioners as prayed for in petitioner's petition and application; that on the 27th day of June, 1941, the Judge of this Court, after considering the petition and application of petitioner, selected and appointed from the regular jury list of names, Glenn W. Keith, Page Crahan and Jacob Smith, three (3) disinterested freeholders of the Northern District of Oklahoma, to inspect and appraise real property and consider the injury which the owners thereof, or those having any right, title or interest therein may sustain by reason of the condemnation and appropriation by the petitioner of the absolute, entire and unencumbered fee simple title to the above described tract of land, and to assess the damages to said land, which said owners may sustain by such appropriation, irrespective of the benefit from any improvements proposed, and that on the 2nd day of July, 1941, said commissioners took the oath of office as such commissioners to perform their duties impartially and justly, and did actually go upon and view and inspect the real property herein described, and did consider the injury which the owners and those having any right, title or interest therein sustained by reason of the appropriation and taking thereof and did assess damages in the sum of \$502.00 to the owners and those having any right, title or interest therein by reason of the taking of said property for public purposes. That said commissioners did make and file their report in writing with the Clerk of this Court, on the 7th day of July, 1941.

It further appearing to the Court that the petitioner, Grand River Dam Authority, a public corporation, has deposited with H. A. Andrews, Superintendent of the Quapaw Indian Agency, the sum of \$502.00, for the use and benefit of said owners and those having any right, title or interest in said land, the amount of \$502.00, so assessed and reported; and

It further appearing to the Court that more than sixty (60) days have elapsed since the filing of the report of said commissioners, and that neither the petitioner nor any of the defendants have filed written objections to the report of commissioners, praying for a review by the United States District Court in and for the Northern District of Oklahoma, or demanding a trial by jury.

IT IS WHEREFORE CONSIDERED, ORDERED AND ADJUDGED that the petitioner, Grand River Dam Authority, a public corporation, has the right and authority, and it is necessary and convenient to acquire by condemnation for use in the construction, operation and maintenance of the Grand River Dam Project, the entire, absolute and unencumbered fee simple title to the land described as follows, to-wit:

TRACT NO. 1 (35 GRAD 1792)

All that part of the $N\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ and the $S\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 20, T 25 N - R 25 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, particularly described as follows, to-wit:

TRACT A:

Beginning at the SW corner of said $N\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, thence N. 0° 20' along the West boundary of said $N\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 284.7 feet to a point 378.8 feet South of the NW corner thereof; thence S. 43° 51' E. 13.1 feet; thence S. 64° 57' E. 237.4 feet; thence S. 74° 25' E. 205.0 feet; thence S. 70° 19' E. 308.3 feet; thence S. 51° 04' E. 30.2 feet to a point in the South boundary of said $N\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ and 587.7 feet West of the SE corner thereof; thence S. 89° 10' W. along said South Boundary a distance of 737.1 feet to the point of beginning, containing 2.4 acres, more or less;

TRACT B:

Beginning at the NW corner of said $S\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, thence N. 89°

50' E. along the North boundary of said S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, a distance of 490.0 feet to a point 835.0 feet West of the NE corner thereof; thence S. 34° 15' W. 298.2 feet; thence S. 34° 51' W. 494.2 feet; thence N. 9° 28' W. 168.0 feet; thence S. 54° 53' W. 18.9 feet to a point in the West boundary of said S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ and 168.7 feet North of the SW corner thereof; thence N. 0° 18' E. along said West boundary a distance of 496.6 feet to the point of beginning, containing 3.8 acres, more or less;

The two tracts containing in all 6.2 acres, more or less.

IT IS FURTHER ORDERED, CONSIDERED AND ADJUDGED by this court that the report commissioners filed herein on the 7th day of July, 1941, be, and it is hereby confirmed and approved that the Grand River Dam Authority, a public corporation, has deposited with H. A. Andrews, Superintendent of the Quapaw Indian Agency, for the use and benefit of said owners and those having any right, title, or interest in said land, the sum of \$502.00, same being the award fixed by the commissioners; and that the Grand River Dam Authority, a public corporation, is hereby vested with absolute, entire and unencumbered fee simple title to the above described land.

ROYCE H. SAVAGE
JUDGE OF THE UNITED STATES DISTRICT COURT IN AND
FOR THE NORTHERN DISTRICT OF OKLAHOMA

RECORDED: Filed Jan 30 1942
H. P. Warfield, Clerk
U. S. District Court ME

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

Grand River Dam Authority, a public corporation,)	
)	
	)	Petitioner,
)	
	)	CIVIL NO. 563
--vs--)	
)	
Sadie Spicer, sometimes known as Sadie Gil, Valentine Hardy, et al,)	
	)	Defendants.

ORDER CONFIRMING REPORT OF COMMISSIONERS AND JOURNAL ENTRY AS TO TRACT
NO. 2 (37 GR-D 2010)

NOW, on this 30 day of Jan., 1942, the above entitled cause of action and the report of commissioner filed herein on the 7th day of July, 1941, coming on for consideration, and petitioner, Grand River Dam Authority, a public corporation, appearing by Q. B. Boydston, Attorney, and it appearing to the Court that the petitioner, Grand River Dam Authority, a public corporation, filed herein its petition and application for the acquisition of the absolute, entire unencumbered fee simple title to the tract of land described herein and designated as Tract No. 37 GR-D 2010); and it appearing to this court that the petitioner, Grand River Dam Authority, a public corporation, was created under Acts of the Legislature of the State of Oklahoma; that under said Acts, petitioner is a public corporation and possesses the powers of government for public use and benefit; and is authorized and empowered, among other things, control, store and preserve the waters of Grand River and its tributaries for any useful purpose, to develop and generate power and electric energy through the use thereof, and to sell and distribute the electric so produced; to acquire by purchase and to maintain, use and operate all kinds of property, real, personal and mixed, or any interest therein, necessary or convenient to the exercise of the powers, rights,

privileges and functions conferred upon it, and to acquire by condemnation, any and all property, real, personal and mixed, or any interest therein, in the manner provided by general law with respect to condemnation, and to do any and all other acts and things necessary in the exercise of such powers, rights, and functions; and

It further appearing to the Court that the petitioner, Grand River Dam Authority, a public corporation, has heretofore determined that it is necessary for the construction, maintenance and operation of the Grand River Dam Project, to acquire the absolute, entire and unencumbered fee simple title to all of the lands in the basin or reservoir area below the meander line running on the 250 foot contour line, all of said lands to be used as the basin or reservoir for the lake formed by Grand River Dam, and that the following described property, to-wit:

TRACT NO. 2 (37 GR-D 2010)

That part of the W. 12.95 acres of Lot 5 of Sec. 21, T 25 N - R 25 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, particularly described as follows, to-wit:

Beginning at the NE corner of said W. 12.95 acres of Lot 5, thence Southerly along the East boundary of said W. 12.95 acres of Lot 5 to a point 484.5 feet North of the SE corner thereof; thence N. 38° 10' W. 301.1 feet; thence N. 42° 53' W. 289.0 feet to a point in the North boundary of said Lot 5 and 230.1 feet East of the NW corner thereof; thence Easterly along said North boundary of the point of beginning, containing 2.0 acres, more or less.

is in the basin or reservoir area of the Grand River Dam Project, and is below the meander line which follows the 250 foot contour line, and that the petitioner has heretofore determined and declared that it is necessary for the petitioner to acquire the absolute, entire and unencumbered fee simple title to the above described land; and

It further appearing that the petitioner, Grand River Dam Authority, a public corporation, has been unable to acquire and secure the absolute, entire and unencumbered fee simple title in and to the land above described, and that the only manner in which the said petitioner may acquire said land is by condemnation; and

It further appearing to the Court that all requirements as required by law have been met by the petitioner, Grand River Dam Authority, a public corporation, and that all of the defendants herein named have had due and sufficient notice of this action, and of the time and place of the appointment of commissioners as prayed for in petitioner's petition and application; that on the 27th day of June, 1941, the Judge of this Court, after considering the petition and application of the petitioner, selected and appointed from the regular jury list of names, Glenn W. Keith, Page Crahan and Bob Smith, three (3) disinterested freeholders of the Northern District of Oklahoma, to inspect said land and property and consider the injury which the owners thereof, or those having any right, title or interest therein may sustain by reason of the condemnation and appropriation by the petitioner of the absolute, entire and unencumbered fee simple title to the above described tract of land to assess the damages to said land, which said owners may sustain by such appropriation, irrespective of any benefit from any improvements proposed, and that on the 2nd day of July, 1941, said commissioners took the oath of office as such commissioners to perform their duties impartially and justly, and did actually go upon the premises and view and inspect the real property described, and did consider the injury which the owners and those having any right, title or interest therein sustained by reason of the appropriation and taking thereof, and did assess damages in the sum of \$100.00 to the owners and those having any right, title or interest therein by reason of the taking of said property for public purposes; and that said commissioners did execute and file their report in writing with the Clerk of this Court, on the 7th day of July, 1941,

It further appearing to the Court that the petitioner, Grand River Dam Authority, a public corporation, has deposited with H. A. Andrews, Superintendent of the Quapaw Indian Agency, the use and benefit of said owners and those having any right, title or interest in said land, the sum of \$100.00, so assessed and reported; and

It further appearing to the Court that more than sixty (60) days have elapsed since the filing of the report of said commissioners, and that neither the petitioner nor any of the defendants have filed written objections to the report of commissioners, praying for a review by the United States District Court in and for the Northern District of Oklahoma, or demanding a trial by jury.

IT IS THEREFORE CONSIDERED, ORDERED AND ADJUDGED that the petitioner, Grand River Dam Authority, a public corporation, has the right and authority, and it is necessary and convenient to acquire by condemnation for use in the construction, operation and maintenance of the Grand River Dam Project, the entire, absolute and unencumbered fee simple title to the land described follows, to-wit:

TRACT NO. 2 (37 GR-D 2010)

All that part of the W. 12.95 acres of Lot 5 of Sec. 21, T 25 N - R 25 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, particularly described as follows, to-wit:

Beginning at the NE corner of said W. 12.95 acres of Lot 5, thence Southerly along the East boundary of said W. 12.95 acres of Lot 5 to a point 484.5 feet North of the SE corner thereof; thence N. 38° 10' W. 301.1 feet; thence N. 42° 53' W. 289.0 feet to a point in the North boundary of said Lot 5 and 231.0 feet East of the NW corner thereof; thence Easterly along said North boundary to the point of beginning, containig 2.0 acres, more or less;

IT IS FURTHER ORDERED, CONSIDERED AND ADJUDGED by this Court that the report of commissioners filed herein on the 7th day of July, 1941, be, and it is hereby confirmed and approved, that the Grand River Dam Authority, a public corporation, has deposited with H. A. Andrews, Superintendent of the Quapaw Indian Agency, for the use and benefit of said owners and those having any right, title or interest in said land, the sum of \$100.00, same being the award fixed by the commissioners; and that the Grand River Dam Authority, a public corporation, is hereby vested with the absolute and unencumbered fee simple title to the above described land.

ROYCE H. SAVAGE
Judge of the United States District Court
in and for the Northern District of Oklahoma

ORDERED: Filed Jan 30 1942
H. P. Warfield, Clerk
U. S. District Court ME

Court adjourned to January 31, 1942

On this 31st day of January, A. D. 1942, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1942 Term at Tulsa, met pursuant to courtment, Hon. Royce H. Savage, 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

R. CAUDLE, JR., and JONES RICHARD CAUDLE,)	
acting herein for the use and benefit of J. R.)	
CAUDLE, Jr.,)	
	)	Plaintiffs,
)	
vs	)	No. 700 CIVIL
)	
METROPOLITAN LIFE INSURANCE COMPANY, a)	
corporation, Third Party Plaintiff and Defendant)	
)	
SADIE WARD, administratrix of the estate of James)	
Ward, deceased, Third Party Defendant)	

JUDGMENT DETERMINING ISSUES BETWEEN PLAINTIFFS AND THIRD PARTY DEFENDANT

This cause comes on for trial on the issues herein formed between the plaintiffs and the third party defendant, Sadie Ward, Administratrix of the Estate of James D. Ward, deceased, plaintiffs appearing by their attorneys, Kirk, Lee and Fleetwood, by Gentry Lee, and the third party defendant, Sadie Ward, Administratrix of the Estate of James D. Ward, deceased, appearing by her attorneys, Sanders & Scott, by A. P. Smith. Both parties announce ready for trial and introduce their evidence, and the Court makes and files herein its findings of fact and conclusions of law, and on said findings of fact and conclusions of law enters the following judgment:

IT IS ORDERED, ADJUDGED AND DECREED by the Court that the plaintiff, Jones Richard Caudle, take nothing in this action for and on behalf of himself individually.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the plaintiff, J. R. Caudle, Jr. recover and recover all of the proceeds interpleaded into court by Metropolitan Life Insurance Company over and above the sum of Five Hundred Dollars (\$500.00), after deducting court costs and interpleader's costs, which the Court charges against the plaintiff J. R. Caudle, Jr.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the defendant, Sadie Ward, Administratrix of the Estate of James D. Ward, deceased, have and recover of said interpleaded funds the sum of Five Hundred Dollars (\$500.00).

IT IS FURTHER ORDERED that this decree operate as a full and final adjudication of all the rights of plaintiffs and the third party defendant in and to the proceeds of a certain life insurance policy issued by Metropolitan Life Insurance Company on the life of James D. Ward, being policy No. 1773609-A, as fully described and attached to plaintiffs' complaint; and that this judgment further operate as a final decree and establishment of all rights and claims of plaintiffs and third party defendant by and between each other.

erved upon the Plaintiffs, and being fully advised in the premises finds that the Defendant have
retore served upon the Plaintiffs a demand for the production of certain invoices covering
terial and labor in the construction of the building and covering personal property described in
e Proof of Loss furnished by plaintiffs. The Court further finding that the Defendants are entit-
d to the production of said invoices or copies thereof or permission to make copies of said in-
ices.

It is therefore by the Court ordered that the Plaintiffs are directed forthwith to
rnish to the Attorneys for the Defendants all invoices requested in the demand served by register-
mail January 24, 1942, and to permit the Attorneys for Defendants to make copies of said invoices.

ROYCE H. SAVAGE
District Judge

DORSED: Filed Feb 2 1942
H. P. Warfield, Clerk
U. S. District Court H

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

s. Walter C. Dunbar, Plaintiff,)
)
vs.) NO. 630 Civil
)
Sinclair Refining Company, a)
orporation, Defendant.)

J U D G M E N T

This cause came on to be heard this 2nd day of February, 1942, pursuant to regular
signment for trial and said plaintiff being present in person and represented by her attorney of
cord, Frank Leslie, and the said defendant being represented by its attorneys, Edward H. Chandler
lton Hardy, H. O. Bland and W. H. McBrayer, and both parties announcing ready for trial, and a jury
ing waived in open Court,

Plaintiff thereupon introduced evidence in support of her cause of action and rested.
endant Sinclair Refining Company thereupon moved the Court that judgment be entered for said de-
ndant and against the plaintiff for the reason that plaintiff's evidence failed to establish a
use of action in favor of the plaintiff and against the defendant, and the Court having heard
gument of counsel upon said motion and being fully advised finds that the plaintiff is not en-
tled to any relief against the defendant, and that said motion should be sustained.

IT, IS THEREFORE, ORDERED AND ADJUDGED that judgment be and hereby is rendered in
vor of the defendant, Sinclair Refining Company and against the plaintiff, Mrs. Walter C. Dunbar;
at the plaintiff take nothing as against the defendant and that the defendant recover from the
aintiff its costs herein expended.

ROYCE H. SAVAGE
Judge, District Court of the United States for
the Northern District of Oklahoma

DORSED: Filed Feb 5 1942
H. P. Warfield, Clerk
U. S. District Court ME

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

UNITED STATES OF AMERICA,	Petitioner,)
)
vs.		) No. 652 Civil
)
,500 acres land in Mayes Co. Okla.)
and John M. Niehaus, Jr. et al,	Respondents.)

ORDER FOR PAYMENT TO COMMISSIONERS

Now on this 2 day of Feb. 1942, it appears to the Court that on the 22 day of Dec. 41, William L. Mayes, Elmer Vick and Charles C. Weber were appointed by the Court as appraisers of the above entitled and numbered cause, and pursuant to said appointment did serve as appraisers and did fix the value of the real estate being taken by eminent domain and filed their report herein on the 30th day of January, 1942.

It further appears to this Court that the above named are entitled to compensation for such services rendered, in the following amounts set opposite each of their names, respectively:

William L. Mayes	\$488.33
Elmer Vick	\$448.33
Charles C. Weber	\$443.34

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the said William L. Mayes, Elmer Vick and Charles C. Weber receive for their services rendered in the above entitled and numbered cause, as appraisers, the sums and amounts set opposite each of their names hereinabove.

ROYCE H. SAVAGE
JUDGE

DORSED: Filed Feb 2 1942
H. P. Warfield, Clerk
U. S. District Court H

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

United States of America,	Plaintiff,)
)
vs.		) No. 673 Civil
)
Jess Sanders, and Mrs. Jess Sanders,	Defendants.)

JOURNAL ENTRY OF JUDGMENT

Now on this 2nd day of February, A. D. 1942, this cause came on to be heard in court before the Honorable Royce H. Savage, Judge presiding, pursuant to regular assignment at Tulsa, Oklahoma, plaintiff appearing by Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, and Joe W. Howard, Assistant United States Attorney for said District, and the defendants Jess Sanders and Mrs. Jess Sanders appearing in person and by their attorney, I. F. Long, both parties announcing ready for trial, whereupon plaintiff offers its evidence and rests and the defendants present their evidence and rest, and the Court being fully advised in the premises, finds that the plaintiff is entitled to judgment in the amount of Three Hundred Sixty-one Dollars and eighty-four Cents (\$361.84), as prayed for in its complaint.

ULAR JANUARY 1942 TERM

TULSA, OKLAHOMA

MONDAY, FEBRUARY 2, 1942

IT IS, THEREFORE, ORDERED AND ADJUDGED BY THE COURT that plaintiff have and recover
gment against the defendants, Jess Sanders and Mrs. Jess Sanders for the sum of Three Hundred
ty-one Dollars Eighty-four Cents (\$361.84) with interest thereon at the rate of Six Per Cent (6%)
annum from March 4, 1941, and the costs of this action. Let execution issue hereunder.

ROYCE H. SAVAGE
JUDGE

ORSED: Filed Feb 5 1942
H. P. Warfield, Clerk
U. S. District Court ME

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

UNITED STATES OF AMERICA, for the)
and benefit of TOM W. KELLY, Plaintiff,)
vs.) No. 722 C
CENTRAL CONSTRUCTION COMPANY, a corporation,)
CONTINENTAL CASUALTY COMPANY, an insurance)
poration, Defendants.)

ORDER GRANTING LEAVE TO INTERVENE

Now on this 2 day of Feb., 1942, comes on for hearing the petition of the United
tes of America for the use of Amulco Products, Incorporated, for leave to intervene in the abov
ed action, and it appearing that due notice has been given of this hearing to all parties concerned,
there being no objection urged, and none appearing to the court, the United States of America for
use of Amulco Products, Incorporated, is hereby granted leave to intervene herein, file complaint
proceed to the orderly prosecution of same.

ROYCE H. SAVAGE
JUDGE

ORSED: Filed Feb 2 1942
H. P. Warfield, Clerk
U. S. District Court JS

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

United States for the use and benefit of)	
W. Kelly,	Plaintiff,)
)
vs		) No. 722 C
)
Central Construction Company, a corporation,)	
Continental Casualty Company, a corporation,)	
	Defendants.)

O R D E R

This matter coming on for hearing on this the Second day of February, 1942, upon motion of the Stephenson-Browne Lumber Company, a corporation, to intervene in the above styled cause, and it appearing that due notice of said motion has been given as prescribed by the rules of said court, and the court upon full consideration thereof finds that said motion should be sustained, the said Stephenson-Browne Lumber Company be allowed to intervene herein.

The said movant, Stephenson-Browne Lumber Company, a corporation, is therefore, authorized and permitted to intervene in the above styled cause and file said petition and complaint of intervention and proceed henceforth as one of the parties to said cause.

ROYCE H. SAVAGE
JUDGE

RECORDED: Filed Feb 2 1942
H. P. Warfield, Clerk
U. S. District Court JS

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

Sam Berryhill,	Plaintiff,)	
)	
v.		)	No. 731 Civil
)	
Sam Berryhill, et al,	Defendants.)	
)	
United States of America,	Intervener.)	

O R D E R

Now on this 2nd day of February, 1942, this matter coming on before the court on application of the intervener, United States of America, for appointment of guardian ad litem Sam Berryhill, minor, full-blood Creek Indian and it appearing to the court that a guardian ad litem should be appointed for said minor, and it further appearing to the court that M. S. Robertson, United States Probate Attorney, is a suitable and proper person to represent the said minor,

IT IS THEREFORE THE ORDER OF THE COURT that M. S. Robertson, United States Probate Attorney, be and he hereby is appointed guardian ad litem to represent Sam Berryhill, full-blood Creek Indian, minor, in this cause of action.

ROYCE H. SAVAGE
JUDGE

RECORDED: Filed Feb 2 1942
H. P. Warfield, Clerk
U. S. District Court H

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

WARD GRAY, as Executor of the Estate
Julia S. Pearman, deceased, Plaintiff,
vs. No. 877 Equity
CHANGE NATIONAL COMPANY,
Incorporation, et al, Defendants.

ORDER AUTHORIZING TRUSTEE TO SELL REAL ESTATE

On this 2nd day of February, 1942, 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 real estate mortgage note, dated December 15, 1928, executed by Joseph Donohoo and Ollie A. Donohoo, for the sum of Three Thousand Five Hundred Dollars (\$3,500.00), said note being secured by a first and prior real estate mortgage covering the following described real estate, to-wit:

Lot Twenty One (21) in Block Two (2) of North Denver Addition to the City of Tulsa, County of Tulsa, State of Oklahoma, according to the recorded plat thereof;

it further appearing that the said trustee was unable to collect said note and instituted cause No. 60172 in the District Court of Tulsa County, against Joseph Donohoo, Ollie A. Donohoo, et al on said note, and for the foreclosure of said real estate mortgage, and that judgment was entered in said cause on the 11th day of October, 1937, against Joseph Donohoo and Ollie A. Donohoo, in the principal sum of Two Thousand Eight Hundred Forty Six & 38/100 Dollars (\$2,846.38), together with interest to the date of judgment in the amount of One Thousand Six Hundred Sixty Nine & 09/100 Dollars (\$1,669.09), plus the sum of Three Hundred Fifty Dollars (\$350.00) as attorney fees, said judgment being entitled to a credit of Two Hundred Thirty Seven & 07/100 Dollars (\$237.07), and for foreclosure of said real estate mortgage; that thereafter, pursuant to appropriate proceedings therefor, said real estate was sold by the Sheriff of Tulsa County, Oklahoma, to J. H. McBirney, Successor Trustee, and that said J. H. McBirney, Successor Trustee, is the present legal owner of said real estate; and it further appearing that the said real estate above described is improved by a frame dwelling, containing five rooms, and a frame garage, and is located at No. 1823 North Ver Street, in the City of Tulsa, Oklahoma, and that the said J. H. McBirney, Successor Trustee, has received an offer from Edward C. McFadden and Margaret A. McFadden for the purchase of said real estate and improvements for the sum of Two Thousand Five Hundred Dollars (\$2,500.00), in cash; and it further appearing that a majority of members of the Advisory Committee, appointed and designated by this court, upon whom notice shall be given of proposed sales of said trust, have been notified of said offer of purchase, but that James B. Diggs, Chairman of the said Advisory Committee, is absent from the City of Tulsa, and has not had notice of said offer; that the remaining members of said Advisory Committee, who have had actual notice of said proposal, have considered the same and approved the said offer and recommended to the said trustee that he sell said real estate for said cash consideration; and it further appearing that the trustee has not had a higher or better offer for the sale of said real estate; that said sum of Two Thousand Five Hundred Dollars (\$2,500.00) approximates the value of said real estate; that said trust estate is in liquidation and it is beneficial to the said trust estate and its beneficiaries to sell said real estate for said cash consideration; and it further appearing that one W. L. Blair, a real estate broker in the City of Tulsa, arranged the sale of said real estate, and is entitled to compensation for his said services, and that five per cent (5%) of the purchase price of said real estate is reasonable compensation therefor, and for other cause,

IT IS ORDERED that J. H. McBirney, Successor Trustee, be and he is hereby authorized and empowered to sell the real estate above described to Edward C. McFadden and Margaret A. McFadden, for the sum of Two Thousand Five Hundred Dollars (\$2,500.00) in cash.

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

REGULAR JANUARY 1942 TERM

TULSA, OKLAHOMA

MONDAY, FEBRUARY 2, 1942

IT IS FURTHER ORDERED that J. H. McBirney, Successor Trustee, execute and deliver trustee's special warranty deed, transferring and conveying said real estate above described, Edward C. McFadden and Margaret A. McFadden, upon payment to him of the sum of Two Thousand Five Hundred Dollars (\$2,500.00).

IT IS FURTHER ORDERED that the sale of the real estate above described, by J. H. McBirney, Successor Trustee, to Edward C. McFadden and Margaret A. McFadden, for the sum of Two Thousand Five Hundred Dollars (\$2,500.00) be and the same is hereby ratified, confirmed and approved.

IT IS FURTHER ORDERED that J. H. McBirney, Successor Trustee, be and he is hereby authorized to pay to W. L. Blair, the sum of One Hundred Twenty Five Dollars (\$125.00) as compensation in full for his said services as real estate broker in arranging the sale of said real estate above described, upon final consummation of said sale.

F. E. KENNAMER
United States District Judge

CORSED: Filed Feb 2 1942
H. P. Warfield, Clerk
U. S. District Court ME

Court adjourned to February 3, 1942

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

REGULAR JANUARY 1942 TERM

TULSA, OKLAHOMA

TUESDAY, FEBRUARY 3, 1942

On this 3rd day of February, A. D. 1942, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1942 Term at Tulsa, met pursuant to adjournment, Hon. Royce H. Savage and Hon. Bower Broadbuss, Judges, present and presiding.

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

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

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

UNITED STATES OF AMERICA,

Petitioner,)

vs.)

No. 652 Civil)

500 acres of land, more or less, situate in
Adair County, Oklahoma, and John M. Niehaus, Jr.
et al.,

Respondents.)

ORDER OF PARTIAL DISTRIBUTION OF FUNDS

Now on this 3rd day of February, 1942, this cause coming on to be heard upon the oral application of the Petitioner for a partial distribution of funds, and the Court, having been fully advised in the premises, finds that said partial distribution of funds should be made as prayed for.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the Clerk of this Court issue his checks to the payees, and the amounts as follows:

Kansas City Life Insurance Company (in full payment of its mortgage recorded in Book 194 at page 424 of the records of the County Clerk of Mayes County)	\$4207.78
County Treasurer of Mayes County, Oklahoma,	42.87
Farm Security Administration	305.00
W. M. Melugin	145.00

partial distribution of the funds deposited as to Tract No. B-1, Oklahoma Ordnance Plant.

The Clerk shall make no charge for commission or poundage.

ROYCE H. SAVAGE
JUDGE

ORSED: Filed Feb 3 1942
H. P. Warfield, Clerk
U. S. District Court AC

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

Delmar Harris,	Plaintiff,)
)
vs.		) No. 682 - Civil
)
Wickham Packing Company, a corporation,	Defendant.)

D E C R E E

This matter coming on to be heard on this 3rd day of February, 1942, before the honorable Royce Savage, Judge of the United States District Court, pursuant to regular assignment, and both parties having heretofore waived the intervention of a jury, plaintiff appearing in person and his attorney, George D. Willhite, and the defendant, Wickham Packing Company, a corporation, appearing by Fred A. Speakman, its attorney, both sides having announced ready for trial and after hearing the testimony of witnesses sworn and examined in open court and being fully advised in the premises, the court finds:

That the plaintiff, Delmar Harris, became an employee of the defendant, Wickham Packing Company, a corporation, on March 9th, 1940, and continued to be employed by said Wickham Packing Company until April 5th, 1941; that during all of such period of his employment he was covered by and subject to the provisions of the Fair Labor Standard Act of 1938.

The Court further finds that as a result of such employment during said period the plaintiff was paid less than thirty cents per hour, the minimum wage provided for in said act; the sum of \$727.92, and that a portion of said time plaintiff worked more than the minimum hours

On this 4th day of February, A. D. 1942, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1942 Term at Tulsa, met pursuant to adjournment, Hon. Royce H. Savage and Hon. Bower Broadbuss, Judges, present and presiding.

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

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

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

A. & H. Transportation & Investment Company,)
Corporation, Plaintiff,)
v.) No. 579
Jap Holland, Sheriff of Delaware County,)
Oklahoma, Defendant.)

JOURNAL ENTRY OF JUDGMENT

BE IT REMEMBERED, That this cause was, by order of court, set down for pretrial conference on February 3, 1942, at 9:30 1'clock A.M. and counsel for the respective parties were ordered to appear before the court at said time, and each of them were duly notified thereof; that counsel for plaintiff appeared pursuant to notice to him and stated to the court the nature of the action and the matters and questions at issue therein, and his position thereon; that neither of counsel for the defendant appeared in accordance with said order and notice, whereupon the court ordered defendant in default, and now on this 4th day of February, 1942, the evidence of plaintiff was heard at the court.

The court finds:

1. That the plaintiff, A. & H. Transportation & Investment Company, is a corporation incorporated under the laws of the State of Missouri and a citizen and resident of said state, and that the defendant, Jap Holland, as Sheriff of Delaware County, Oklahoma, is a citizen and resident of the State of Oklahoma.

2. That the following property, to wit:

One (1) K. S. 7 One and one-half (1½) Ton International Tractor,
Motor No. F.A.B. 259-1491, combined with One (1) S.A.W. Trailer,
Serial No. 1643,

was seized by the said Jap Holland, as Sheriff of Delaware County, Oklahoma, under a writ of attachment in an action then pending in the District Court of Delaware County, Oklahoma, wherein Marion Gooch was plaintiff and H. J. Ballenger, Frank Young and Joe Young were defendants, the plaintiff herein not being a party to said cause, and which said cause was removed to this court, and was tried herein.

3. That the plaintiff, A. & H. Transportation & Investment Company, was at the time said truck and trailer were attached, the owner and entitled to the possession thereof.

4. That the actual value of said property, at the time it was attached, was Three thousand Five Hundred (\$3,500) Dollars.

5. That demand was made by plaintiff herein by the Sheriff of said Delaware County for the return, to wit, of said property, which said demand was refused.

6. That the plaintiff herein, in pursuant of the statute of such case made and provided, executed and filed in this cause a replevin bond conditioned as required by law in the sum of Seven Thousand (\$7,000) Dollars.

7. That this court has jurisdiction of this action.

8. That plaintiff has suffered damage in the detention of said property by the Sheriff, and in the loss of the profits and revenues from the use of said truck and trailer, while detained by the said Sheriff, in the sum of \$250.

9. That plaintiff has suffered damages as a result of injury to said truck and trailer, due to the negligence and want of care therefor while in the possession and custody of defendant, as Sheriff of Delaware County, as alleged in the petition of the plaintiff, which injury and damages amount to \$1170.80.

The Court concludes that plaintiff had the right to maintain this action and to recover from defendant, Jap Holland, Sheriff of Delaware County, Oklahoma, the property described in his petition, together with damages for its detention and for injuries to the said property while in the possession and custody of the defendant, as Sheriff of Delaware County, Oklahoma.

It is therefore ordered and adjudged that the plaintiff has title to, and the right of possession of:

One (1) K. S. 7 and One and One-half ($1\frac{1}{2}$) Ton International Tractoro Motor No. F.A.B. 259,1491, combined with One (1) S.A.W. Trailer, Serial No. 1643,

and that the plaintiff retain the same, and that it be released from all liability on its replevin bond, and the sureties thereon discharged.

It is further ordered and adjudged that the plaintiff A. & H. Transportation & Investment Company, recover of and from Jap Holland, Sheriff of Delaware County, Oklahoma, the sum of \$420.80, together with its costs, and the clerk is directed to enter such judgment.

Dated this 4th day of February, 1942.

BOWER BROADDUS
JUDGE

DORSED: Filed In Open Court
Feb 4 1942
H. P. Warfield, Clerk
U. S. District Court B

Court adjourned to February 5, 1942.

On this 5th day of February, A. D. 1942, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1942 Term at Tulsa, met pursuant to adjournment, Hon. Royce H. Savage and Hon. Bower Broadus, Judges, present and presiding.

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

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

MISCELLANEOUS - ADMISSION TO BAR.

Now on this 5th day of February, A. D. 1942, it being made satisfactorily to appear that Charles Dwight Tolle 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.

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

Kentucky Home Mutual Life Insurance Company, a corporation, Plaintiff,)
)
-vs-) Civil Action No. 550
)
The First National Episcopal Church of Sapulpa, Oklahoma, a corporation, et al., Defendants.)
)
Eva Maude Bartlett, Intervenor.)

ORDER DISMISSING CLAIM OF EVA MAUDE BARTLETT, WITH PREJUDICE

Now on this 5th day of January, 1942, Eva Maude Bartlett, intervenor, having filed herein her dismissal with prejudice of her claim for the Church organ and having consented that this Court enter an order dismissing her claim with prejudice, it is Ordered, Adjudged and Decreed that the claim of Eva Maude Bartlett, intervenor, to the organ in the First Methodist Episcopal Church at Sapulpa, sold on foreclosure sale to the respondents, be and the same is hereby dismissed with prejudice.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Feb 5 1942
H. P. Warfield, Clerk
U. S. District Court JS

ERK'S CAPTION FOR CASE) as follows:)
)
 KENTUCKY HOME MUTUAL LIFE INSURANCE CO.,)
 Plaintiff,) No. 550 - Civil
 -vs-)
)
 THE FIRST METHODIST EPISCOPAL CHURCH)
 SAPULPA, ET AL, Defendants.)

ASSIGNMENT OF JUDGMENTS

WHEREAS, heretofore on May 31st, 1941, in the case of Kentucky Home Mutual Life Insurance Company, a corporation, vs. The First Methodist Episcopal Church of Sapulpa, Oklahoma, corporation, et al, No. 550 Civil in the United States District Court for the Northern District Oklahoma, final judgment was rendered in favor of the plaintiff and in favor of other parties there- as follows:

"It is ordered, adjudged and decreed that the plaintiff have and recover judgment against the defendant Church in the sum of \$2420.50 for fire insurance premiums paid by it upon the mortgaged premises and for the additional sum of \$233.33 paying taxes paid by it, together with the sum of \$885.40 interest on both items to this date, the aggregate amount of such judgment being \$3,539.23; and that the General American Life Insurance Company have and recover of said defendant Church the sum of \$1,017.20 for fire insurance premiums paid by it upon the mortgaged premises, and \$116.67 for paying taxes likewise paid by it, together with interest thereon in the amount of \$417.61 to this date, the aggregate of such judgment, including principal and interest, being the sum of \$1551.48; and that the plaintiff and the General American Life Insurance Company have interest on said sums at the rate of 6% per annum from this date until paid.

It is further ordered, adjudged and decreed that the plaintiff and defendants other than the defendant Church have and recover judgment in the respective amounts as follows:

Kentucky Home Mutual Life Insurance Company	\$50,000.00
General American Life Insurance Company	25,000.00
Edward D. Jones	9,000.00
Mrs. W. L. Wilkinson	500.00
Bank of Cattaraugus	1,500.00
Harry Theis	1,000.00
Elizabeth A. Theis	1,500.00
Donald H. Wattle	1,000.00
Alfred W. Wilden	1,000.00
Edward Rakel	1,000.00
George Osmond	1,000.00
Ida M. Goeddel	500.00
Unknown owners and holders of bonds Nos. 1 & 47	2,000.00

against the First Methodist Episcopal Church of Sapulpa, Oklahoma, a corporation, together with interest thereon at the rate of 5 1/2% per annum from the dates from which interest is due on each bond as hereinbefore found, until the date hereof, the amount of such interest to this date being \$60,912.53, the aggregate amount of this decree and judgment

for both principal and interest being \$155,912.53; and that hereafter said aggregate sum shall bear interest at the rate of 6% per annum until paid." And,

WHEREAS, said decree further provided that in case the defendant Church failed for a period of five days from May 31st, 1941, to pay the amounts adjudged against it with interest, attorney's fees fixed by said decree and costs, then the mortgaged premises, described in the mortgage being foreclosed in said action, and described as follows:

The North 92.2 feet of Lot No. Two (2) in Block No. Seventy-three (73) in the Town of Sapulpa, Oklahoma, together with all appurtenances, improvements, buildings and structures, erected and to be erected and constructed upon said property or any part thereof; and all fixtures, furnishings, furniture and equipment, which may be placed in the structures and buildings now or hereafter situated thereon, whether the same be now owned by the owner or hereafter acquired,

should be sold by Byron V. Boone, Special Master appointed for such purpose; and, after such sale, the court shall determine the amount of the deficiency, if any, that might remain; and

WHEREAS, thereafter the said Special Master did sell the mortgaged premises to Ben R. Rank and David H. Van Demm, acting as Trustees and under power of attorney of the judgment creditors herein named (other than the Unknown owners and holders of bonds Nos. 1 and 47), for the sum of \$15,000.00, of which the sum of \$1078.97 was cash and the balance of \$13,921.03 was tendered as credit upon the judgment of the respective judgment creditors as follows:

<u>Credit on the Judgment of:</u>	<u>The sum of:</u>
Kentucky Home Mutual Life Insurance Company	\$2653.83
General American Life Insurance Company (On their respective judgments for insurance premiums and taxes paid)	1133.87
Kentucky Home Mutual Life Insurance Company, on principal of bonds	5448.03
General American Life Insurance Company on principal of bonds	2724.01
Edward D. Jones	980.65
Mrs. W. L. Wilkinson	54.48
Bank of Cattaraugus	163.44
Harry Theis	108.96
Donald H. Wattley	108.96
Dr. Alfred W. Wilden	108.96
Elizabeth A. Theis	163.44
Edward Rakel	108.96
George Osmond	108.96
Ida M. Goeddel	54.48

WHEREAS, on July 14, 1941, the said court confirmed said sale and by order and decree further ordered:

"That the foregoing credits be and they are hereby applied upon the principal amount of the indebtedness due each one of the judgment creditors and that each of the judgment creditors have deficiency judgment against The First Metho-

dist Episcopal Church of Sapulpa, Oklahoma, in the principal amount of their respective claims, less such creditors, together with interest; and also that the Kentucky Home Mutual Life Insurance Company and the General American Life Insurance Company have a deficiency judgment for the interest on the amount of their respective claims of \$2,653.83 and \$1,133.87 for fire insurance premiums and paving taxes paid by them." And,

WHEREAS, said named judgment creditors (other than Donald H. Wattley) have executed powers of attorney authorizing the undersigned Trustees in their discretion to assign said judgments. Now, therefore,

NOW ALL MEN BY THESE PRESENTS:

That the undersigned, Ben R. Swank and David H. Van Damm, Trustees, for and in consideration of the sum of ONE DOLLAR (\$1.00) and other good and valuable considerations, the receipt of which is hereby acknowledged, without recourse upon them or either of them, do hereby assign, transfer and set over to H. C. Hughes, O. B. Pickett, Sam T. Allen, J. B. Loper, R. E. Harton, W. A. Sidwell, F. Husted, J. F. Trone and E. E. Cowman, Trustees of First Methodist Church, of Sapulpa, Oklahoma, their successors and assigns, and undivided ninety-two ninety-thirds interest in said judgments entered in favor of the above named bondholders (except, however, and not including such parts of the judgments which were entered in favor of the unknown holders of bonds numbered one and forty-seven), and any and all sums of money which may be had or obtained by means thereof yet remaining due thereon, and any and all liens and levies securing the same; Provided, however, that this assignment shall in no way affect, prejudice or impair the title acquired by said Ben R. Swank and David H. Van Damm, Trustees, for the bondholders for whom they are trustees, at the foreclosure sale aforesaid, which title (except that of Donald H. Wattley, being a one ninety-third) has been concurrently herewith conveyed to said Trustees of said First Methodist Church, of Sapulpa, Oklahoma.

And we do covenant with the said Trustees of said First Methodist Church that there shall be no amount or amounts except as shown by said credits or credits aforesaid; and that we will not collect or receive the amounts due thereon, or release or discharge the same but will allow all lawful proceedings therein, saving the undersigned harmless of and from all suits or charges or other liability.

IT WITNESS WHEREOF, we have hereunto set our hands this 2nd day of Feb. 1942.

BEN R. SWANK, TRUSTEE
DAVID H. VAN DAMM, TRUSTEE

RECORDED: Filed Feb 5 1942
H. P. Warfield, Clerk
U. S. District Court JS

REGULAR JANUARY 1942 TERM

TULSA, OKLAHOMA

THURSDAY, FEBRUARY 5, 1942

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

United States of America,	Plaintiff,)	
)	
-vs-)	
)	
Wilma Lee Daniel, Administratrix of the Estate		)	No. 566 Civil
J. V. Daniel, Deceased, Virginia Cooper,)	
Walter Bellis, Leo Daniel, Rosalie Lemon,)	
Wilma Lee Daniel, and Billie Joe Daniel, and)	
Wilma Lee Daniel,	Defendants.)	

ORDER APPOINTING GUARDIAN AD LITEM

Now on this 5 day of Feb., 1942, this matter coming on for hearing and the court being advised that two of the defendants in the above entitled cause of action are minors beneath the age of fourteen years, to-wit: Wilma Lee Daniel, age fourteen years, and Billie Joe Daniel, age nine years, and that such minor persons have no legal representative or guardian, and the court otherwise being fully advised in this premises, finds that such persons have been sued in the above titled cause and that it is necessary that such persons have appointed a suitable person to act as their attorney or legal representative.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that F. J. Lucas, be and he is hereby appointed guardian ad litem to represent fully and faithfully the cause of the said Wilma Lee Daniel and Billie Joe Daniel in the above entitled action.

ROYCE H. SAVAGE
JUDGE

ORDERED: Filed Feb 5 1942
H. P. Warfield, Clerk
U. S. District Court ME

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

Grand River Dam Authority, a public	Petitioner,)	
corporation,)	
		)	CIVIL NO. 647
-vs-)	
)	
W. D. Parker, et al.,	Defendants.)	

ORDER CONFIRMING REPORT OF REFEREES AND JOURNAL ENTRY AS TO TRACT NO. PCCT 30.0

NOW, on this 5th day of February, 1942, the above entitled cause of action and report of referees filed herein on the 4th day of November, 1941, coming on for consideration, and the petitioner appearing by Q. B. Boydston, Attorney, and it appearing to the Court that the petitioner, Grand River Dam Authority, a public corporation, filed herein its petition and application for the acquisition of an absolute, entire and unencumbered perpetual easement to erect, operate and maintain one or more lines of poles, wires and fixtures for the transmission of electric energy, upon, over and across the tract of land described and known as Tract No. PCCT 30.0, and it appearing to this Court that the petitioner, Grand River Dam Authority, a public corporation, was created under Acts of Legislature of the State of Oklahoma; that under said Acts petitioner is a public corporation, and possesses

powers of government for public use and benefit, and is authorized and empowered, among other things, to control, store and preserve the waters of Grand River and its tributaries for any useful purpose, to develop and generate water power and electric energy through the use thereof, and to transmit and distribute the electric energy so produced, to acquire by purchase, and to maintain, use and operate all kinds of property, real, personal and mixed, or any interest therein, necessary or convenient to the exercise of the powers, rights, privileges and functions conferred upon it, and to acquire by condemnation, any and all property, real, personal and mixed, or any interest therein, in the manner provided by general law with respect to condemnation, and to do any and all other things and things necessary in the exercise of such powers, rights and functions; and

It further appearing to the Court that the petitioner, Grand River Dam Authority, a public corporation, has heretofore determined that it is necessary for the construction, maintenance and operation of the Grand River Dam Project, to acquire a perpetual easement to erect, operate and maintain a line or lines of poles, wires and fixtures for the transmission of electric energy, upon, over and across the following described property, to-wit:

TRACT NO. PCCT 30.0

A strip of land 100 feet in width in the $W\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 27, T 23 N -R 17 E of the Indian Base and Meridian, the center line of which is described as follows, to-wit:

Beginning at a point in the north boundary line of the said $W\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ 590.0 feet from the NW corner thereof; thence southwesterly to a point in the west boundary line of the said $W\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ 482.5 feet from the SW corner thereof.

It further appearing that the petitioner, Grand River Dam Authority, a public corporation, has been unable to acquire and secure an absolute, entire and unencumbered perpetual easement upon, over and across the land hereinabove described, and that the only manner in which said petitioner may acquire the said lands is by condemnation; and

It further appearing to the Court that all requirements as provided by law have been complied with by the petitioner, Grand River Dam Authority, a public corporation, and that all of the defendants herein appearing or having any right, title or interest in and to the lands hereinabove described have had due and sufficient notice of this action and of the time and place of the appointment of referees as prayed for in the petitioner's application and petition; and that on the 27th day of October, 1941, the Judge of this Court, after considering the petition and application, of the petitioner, selected and appointed C. Weber, W. L. Mayes and Elmer Vick to inspect said real property and consider the injury which the owners thereof, of those having any right, title or interest those having any right, title or interest therein may sustain by reason of the condemnation and appropriation by the petitioner of an absolute, entire and unencumbered perpetual easement to erect, operate and maintain a line or lines of poles, wires and fixtures for the transmission of electric energy, upon, over and across the land hereinabove described tract of land, and to assess the damages to said land, which said owners may sustain by such appropriation, irrespective of any benefit from any improvements proposed; and that on the 3rd day of November, 1941, said referees took the oath of office as such referees to perform their duties impartially and justly, and did actually go upon and view and inspect the real property hereinabove described, and did consider the injury which the owners and those having any right, title or interest therein sustained by reason of the appropriation and taking thereof, and did assess the damages as follows, to-wit:

TRACT NO. PCCT 30.0.....\$46.50

the owners and those having any right, title or interest therein by reason of the taking of said property for public purposes; and that said referees did make and file their report in writing with the Clerk of this Court on the 4th day of November, 1941; and

It further appearing to the Court that the petitioner, Grand River Dam Authority, a public corporation, has deposited with the Clerk of this Court for the use and benefit of said owners those having any right, title or interest in and to said lands, the sum of money hereinafove set , so assessed and reported; and

It further appearing that more than ten (10) days have elapsed since the filing of the report of said referees in the office of the Clerk of this Court, and that neither the petitioner nor of the defendants have filed written objections to the report of referees or appealed by original ition to the United States District Court of the Northern District of Oklahoma.

IT IS THEREFORE CONSIDERED, ORDERED AND ADJUDGED that the petitioner, Grand River Dam Authority, a public corporation, has the right and authority and it is necessary and convenient to acquire by condemnation for use in the construction, operation and maintenance of the Grand River Dam project, the entire, absolute, and unencumbered perpetual easement to erect, operate and maintain a line or lines of poles, wires and fixtures for the transmission of electric energy, upon, over and across the tract of land hereinafter described as follows, to-wit:

TRACT NO. PCCT 30.0

A strip of land 100 feet in width in the $W\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 27, T 23 N - R 17 E of the Indian Base and Meridian in Rogers County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the north boundary line of the said $W\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ 590.0 feet from the NW corner thereof; thence southwesterly to a point in the west boundary line of the said $W\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ 482.6 feet from the SW corner thereof.

IT IS FURTHER CONSIDERED, ORDERED AND ADJUDGED by this Court that the report of referees filed herein on the 4th day of November, 1941, be, and the same is hereby confirmed and approved, and that the Grand River Dam Authority, a public corporation, has paid to the Clerk of this Court the following sum, to-wit:

TRACT NO. PCCT 30.0.....\$46.50

and being the award fixed by the referees, and that the Grand River Dam Authority, a public corporation, is hereby vested with an absolute, entire and unencumbered perpetual easement to erect, operate and maintain a line or lines of poles, wires and fixtures for the transmission of electric energy, upon, over and across the tract of land hereinabove described.

ROYCE H. SAVAGE
JUDGE OF THE UNITED STATES DISTRICT COURT IN
AND FOR THE NORTHERN DISTRICT OF OKLAHOMA

DORSED: Filed Feb 5 1942
H. P. Warfield, Clerk
U. S. District Court LN

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

LARENCE E. CRAWFORD, Plaintiff,)
 vs.) No. 676 Civil.
 Clair Refining Company,)
 Corporation, Defendant.)

O R D E R

Upon motion of plaintiff herein it is Ordered that plaintiff's petition herein and cause of action herein stated, be and the same hereby are dismissed with prejudice at the cost plaintiff.

ROYCE H. SAVAGE
 JUDGE

FORSEED: Filed Feb 5 1942
 H. P. Warfield, Clerk
 U. S. District Court ME

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

United States of America, Libelant,)
 vs)
 1940 Studebaker Coupe Automobile, Motor) NO. 683 CIVIL
 \$35,757; four gallons of untaxpaid im-)
 licating liquor; Commercial Credit Corporation,)
 Will Bryant, Claimants.)

JOURNAL ENTRY OF JUDGMENT

Now on this 4th day of February, 1942, this action having come on for hearing before court pursuant to regular assignment, libelant appearing by Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, and Wm. Knight Powers, Assistant United States Attorney in charge for said District; and the claimant Will Bryant having failed, neglected and refused to appear and file any pleadings contesting this litigation, and having been served by order of monition in this case more than twenty days prior hereto, said Will Bryant is by this Court declared to be in default, and the Commercial Credit Corporation having filed its response and petition in reclamation, appearing by E. D. Brewer, its attorney, and the libelant and said claimant Commercial Credit Corporation having stipulated as to the facts in this case, and the court after hearing arguments of counsel, and being otherwise fully advised in the premises, finds in favor of the libelant and against the claimant, Commercial Credit Corporation.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that a forfeiture be and the same is hereby allowed as to the said above-described 1940 Studebaker Coupe Automobile Motor No. 36, 757, and its equipment and accessories, and said automobile is ordered delivered to the Treasury Department of the United States of America for the use of the Internal Revenue Department pursuant to Section 304 of the Liquor Law Repeal and Enforcement Act.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the said claimants Will

...ant, and Commercial Credit Corporation have no right, title or interest in and to the above described vehicle and they are forever barred and enjoined from asserting any right, title or interest therein.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the court that all storage charges incident to the seizures herein, be and the same are hereby ordered paid by the Treasury Department of the United States.

ROYCE H. SAVAGE
JUDGE

CORSEED: Filed Feb 12 1942
H. P. Warfield, Clerk
U. S. District Court ME

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

City of Barnsdall, a municipal Corporation,)
Plaintiff,)
vs) No. 697 Civil
Shell Service Oil Company a corporation, et al)
Defendants.)

O R D E R

For good cause shown, it is ordered that plaintiff herein be granted to March 1, 1942, within which to file its answer to the brief filed by defendant in support of its petition for removal.

Dated this 5th day of February, 1942.

ROYCE H. SAVAGE
U. S. DISTRICT JUDGE

CORSEED: Filed Feb 5 1942
H. P. Warfield, Clerk
U. S. District Court

Court adjourned to February 6, 1942

On this 6th day of February, A. D. 1942, the District Court of the United States for Northern District of Oklahoma, sitting in Regular January 1942 Term at Tulsa, met pursuant to adjournment, Hon. Royce H. Savage, Judge, present and presiding.

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

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

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

ALD W. McDOUGALL, REBECCA L. McDOUGALL,)	
H McDOUGALL and GLADYS IGLEHART,)	
)	
-vs-	)	NO. 585 - CIVIL
)	
A T. CATLETT, W. F. CATLETT and)	
N G. CATLETT,)	
)	
)	

O R D E R

Now on this 6th day of February, 1942, the above styled and numbered cause coming on hearing on the regular motion docket upon the separate motions of each of the defendants to strike plaintiffs' amended complaint, and upon plaintiffs' application for an Order fixing the time for filing plaintiffs' bill of particulars, and all parties being present by their respective attorneys of record and the court being fully advised in the premises,

IT IS HEREBY ORDERED that the motions to strike plaintiffs' amended complaint, filed each of the defendants herein, be and the same are hereby overruled.

IT IS FURTHER ORDERED that for good cause shown plaintiffs are granted an extension until April 1, 1942 in which to file their bill of particulars with reference to the cause of action based on allegations of fraud as set out in their amended complaint; and that defendants shall be permitted within ten days thereafter to file supplemental answers if they so desire.

ROYCE H. SAVAGE
JUDGE

WITNESSED: Filed Feb 9 1942
H. P. Warfield, Clerk
U. S. District Court H

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

C. WILKERSON AND J. C. WICKHAM,
Plaintiffs,

-vs-

BELLE ASHBROOK, INDIVIDUALLY AND BELLE
ASHBROOK AS THE DULY AUTHORIZED AGENT OF
CERTAIN PERSONS WHOSE NAMES ARE UNKNOWN
THE PLAINTIFFS BUT BEING PERSONS WHO FUR-
NISHED THE SAID BELLE ASHBROOK WITH FUNDS
BY WHICH TO PURCHASE THE LAND INVOLVED
IN THIS ACTION AND REFERRED TO HEREIN AS
"NOTE-HOLDERS",
Defendants.

No. 698

JOURNAL ENTRY OF JUDGMENT

THIS MATTER COMING ON for the decision and judgment of the Court on this 6th day of
February, A. D. 1942, on the Motion for Judgment on the pleadings filed herein by the defendant, Belle
Ashbrook, and it appearing that the parties filed their pleadings and the issues having been made up
and that thereupon and thereafter the defendant, Belle Ashbrook, filed herein her said Motion for
Judgment on the pleadings against the plaintiffs, J. C. Wilkerson and J. C. Wickham, and therein
setting out and stating that the plaintiffs' petition does not state a cause of action in their favor
against the defendant, and the parties, hereto having offered and filed their briefs on the
issues of law involved in the decision to be rendered upon said Motion, and the Court having considered
the same finds that the plaintiffs' petition and reply and the letters and exhibits thereto and being
part thereof, do not constitute a cause of action in favor of the plaintiffs and against the defen-
dant, and do not entitle the plaintiffs to recover and to have the alleged contract enforced under the
theory of specific performance, and that such pleadings of the plaintiffs do not entitle them to a judg-
ment against the defendant, and that therefore the defendant's said Motion for Judgment on the Plead-
ings should be sustained.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT, that the pleadings herein
and the exhibits thereto do not contain facts sufficient to constitute a cause of action in favor of the
plaintiff and against the defendant; and the defendant's motion for judgment on the pleadings be and
the same is hereby sustained; and it is FURTHER ORDERED AND ADJUDGED that the said cause and action is
by the Court dismissed, and it is FURTHER ADJUDGED that the defendant recover the costs herein laid out
and expended by her, for all of which let execution issue.

ROYCE H. SAVAGE
JUDGE

ORDERED: Filed Feb 10 1942
H. P. Warfield, Clerk
U. S. District Court JS

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

WARD BERRYHILL, Plaintiff,)
)
) No. 731 Civil
)
lie Berryhill, et al., Defendants,)
)
ted States of America, Intervener.)

O R D E R

Now on this 10th day of February, 1942, this matter having come on before the Court hearing on February 6, 1942, on the motion of the plaintiff, to remand this cause of action to District Court of Creek County, Oklahoma, the plaintiff appearing by his attorney J. S. Severson, 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 Court having heard the arguments of counsel and being fully advised in the premises finds that motion to remand should be overruled,

IT IS THEREFORE THE ORDER OF THE COURT that said motion to remand be and the same hereby overruled, to which ruling of the Court the plaintiff excepts and exceptions are allowed.

ROYCE H. SAVAGE
JUDGE

CORSED: Filed Feb 10 1942
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,)
)
) NO. 733 - CIVIL
)
vs.)
)
BOARD OF COUNTY COMMISSIONERS OF OSAGE)
COUNTY, OKLAHOMA, et al, Defendants.)

O R D E R

This matter coming on for hearing this 6th day of February, 1942, upon the motion the defendants to dismiss, and the plaintiff appearing by Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, and the defendant appearing by Chas. R. Gray, and the court being fully advised in the premises, finds that said motion should be overruled, to which finding the defendants except, which exception is duly allowed.

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that said motion of the defendants to dismiss filed herein, be and the same hereby is overruled, to which action of the court the defendants and each of them except which exception is duly allowed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the defendants and each of them are

REGULAR JANUARY 1942 TERM

DISTRICT OF OKLAHOMA
TULSA, OKLAHOMA

FRIDAY, FEBRUARY 6, 1942

copy given Twenty (20) days from this date in which to answer.

ROYCE H. SAVAGE
UNITED STATES DISTRICT JUDGE

CORSEED: Filed Feb 18 1942
H. P. Warfield, Clerk
U. S. District Court JS

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

OKLAHOMA OIL REFINING AND MARKETING COMPANY,)
Corporation, Plaintiff,)
)
-vs-) No. 738 Civil
)
NATIONAL NORTHERN LIFE INSURANCE COMPANY OF)
WAUKEE, WISCONSIN, a corporation,)
DEFENDANT.)

O R D E R

On this 6th day of February, 1942, there came on regularly for hearing the defendant's motion for a more definite statement, and the plaintiff appearing by its attorney, S. J. Clendinning, and the defendant appearing by its attorneys, Henry S. Griffing and Harper, Williams & Boesche, and the court being fully advised, finds that said motion should be sustained.

IT IS, THEREFORE, ORDERED that plaintiff attach to its petition a true copy of the insurance policy sued on and which is referred to in said petition as Exhibit "A" thereto, within (10) days from the date hereof, defendant to have 10 days thereafter within which to further plead to plaintiff's petition.

ROYCE H. SAVAGE
JUDGE

CORSEED: Filed In Open Court
Feb 6 1942
H. P. Warfield, Clerk
U. S. District Court LN

Court adjourned to February 9, 1942

On this 6th day of February, A. D. 1942, the District Court of the United States for Northern District of Oklahoma, sitting in Regular March 1941 Term at Vinita met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

H. P. Warfield, Clerk, U. S. District Court
Ben Stanley, Deputy United States Marshal

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

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

Grand River Dam Authority, a public corporation,)	
	)	Petitioner,
)	
	)	CIVIL NO. 322
-vs-	)	TRACT NO. 4 (10 GR-D 497)
)	
Liam H. Kneeland, et al,	)	Defendants.

J U D G M E N T

NOW, on this 18th day of March, 1941, the above entitled cause coming on for trial, the petitioner, Grand River Dam Authority, a public corporation, appearing by its counsel of record, R. L. Davidson and Q. B. Boydston; and the defendants, United States of America and the Heirs Elijah Hilderbrand, deceased, 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 J. Foltz, Probate Attorney for the Five Civilized Tribes Agency and the said W. E. Foltz having appointed guardian ad litem for Russell Keener, Ben Keener and Scott Keener, minor Cherokee Indians, and the defendants, John J. Nichols and Carpathia Reardon appearing in person, and by their attorney of record, L. Keith Smith; and it appearing to this Court that the petitioner, Grand River Authority, a public corporation, filed herein its petition and application for the acquisition of the fee simple title to certain lands located in Delaware County, State of Oklahoma, and it appearing to this Court that the petitioner, Grand River Dam Authority, a public corporation, was created under Acts of the Legislature of the State of Oklahoma, and under said Acts petitioner is a public corporation, possessing the powers of government for the public benefit, and is authorized and empowered, among other things, to control, store and preserve the waters of Grand River and its tributaries for any useful purpose, and to develop and generate water power and electric energy through use thereof, and to sell and distribute electric energy so produced, and to acquire by purchase, condemnation and to maintain, use and operate all kinds of property, real, person and mixed, or interest therein necessary to convenient to the exercise of the powers, rights, privileges and functions conferred upon it, and to do any and all acts and things necessary to the exercise of such powers, rights, privileges and functions.

And it further appearing that the petitioner, Grand River Dam Authority, a public corporation, has heretofore determined and declared that it is necessary to acquire for use in the construction, operation and maintenance of the Grand River Dam Project the following described land, to-wit:

TRACT NO. 4 (10 GR-D 497)

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

The E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 13, T 24 N - R 22 E of the Indian Base and Meridian, containing thirty (30.0) acres, more or less;

be used as a basin or reservoir for the lake formed by the Grand River Dam and for such other uses purposes as may be authorized by law.

It further appearing to this Court that all requirements as required by law have been by the petitioner, Grand River Dam Authority, a public corporation, and that all of the defendants have been duly served with notice either by personal service or publication, of the condemnation and appropriation of said land, for the length of time required by law, and that all of the defendants herein have had due and sufficient notice of this action and of the appointment of commissioners, as required for in petitioner's petition and application.

It further appearing that on the 13th day of April, 1940, the Judge of this Court, after considering the petition and application of the petitioner, made and entered an order finding and determining that the petitioner, Grand River Dam Authority, a public corporation, had the authority right to acquire said land, and finding and determining that the only manner in which the petitioner could acquire said land was by condemnation, and did select and appoint from the regular jury list names, Ed Soph, Dan Bishop and Henry E. Koffman, three (3) disinterested freeholders residing within confines of the United States Judicial District for the Northern District of Oklahoma, to inspect real property and consider the injury which the owners thereof, or those having any right, title or interest therein, may sustain by reason of the condemnation and appropriation by the petitioner of said land hereinabove first described, and to assess the damages which said owners may sustain by reason of such appropriation, irrespective of any benefits accruing to said land from the construction of or proposed construction of the Grand River Dam Project, and thereafter did, on the 25th day of October, 1940, make their report in writing to the Clerk of the United States District Court in and for the Northern District of Oklahoma, and did assess and award damages in the sum of \$2,200.00 to the owners of said land for the appropriation and taking of the same, and the Grand River Dam Authority did, on November 6, 1940, pay into and deposit with the Clerk of the United States District Court in and for the Northern District of Oklahoma, the sum of \$2,200.00, for the use of the owners of said land; and the Grand River Dam Authority did, on the 31st day of October, 1940, within thirty (30) days after filing of said commissioners' report, file with the Clerk of the United States District Court in and for the Northern District of Oklahoma, written Demand for Trial by Jury.

AND, on the 18th day of March, 1941, this cause coming on for trial in its regular order before a jury of twelve (12) good men, who, being duly impaneled and sworn, well and truly to try the issues joined between the petitioner and the defendants, and a true verdict render according to the evidence, having heard the evidence and charges of the Court and the argument of counsel, upon their oaths say:

"We, the jury in the above entitled case, duly impaneled and sworn, upon our oaths, assess the damages at \$1,620.00."

Said verdict was returned on the 18th day of March, 1941.

IT IS THEREFORE CONSIDERED, ORDERED AND ADJUDGED by the Court that the petitioner, Grand River Dam Authority, a public corporation has the right and authority, and that it is necessary and convenient to acquire by condemnation for use in the construction, operation and maintenance of the Grand River Dam Project the entire, absolute and unencumbered fee simple title to the land described as follows, to-wit:

TRACT NO. 4 (10 GR-D 497)

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

The E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 13, T 24 N - R 22 E of the Indian Base and Meridian, containing thirty (30.0) acres, more or less.

AND IT IS FURTHER CONSIDERED, ORDERED AND ADJUDGED by the Court that the damages sustained by the defendants and owners of said land by reason of the taking and appropriating of the land hereinabove described, by the Grand River Dam Authority, a public corporation, are assessed at \$30.00.

AND IT IS FURTHER CONSIDERED, ORDERED AND ADJUDGED by the Court that the petitioner Grand River Dam Authority, a public corporation, having paid the damages so assessed in the sum of \$320.00, shall be, and it is hereby vested with the absolute, entire and unencumbered fee simple title to said land, and the Grand River Dam Authority, a public corporation, shall have all rights incident to the ownership of said land, including the right of immediate possession thereof.

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

ORSED: Filed Feb 6 1942
H. P. Warfield, Clerk
U. S. District Court H

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

s Engineering Corporation, a corporation,)
Petitioner,)
-vs-) CIVIL NO. 544
Grand River Dam Authority, a public corporation, et al,)
Defendants.)

ORDER TAXING COSTS

NOW, on this 6th day of February, 1942, it appearing to this Court that John Waide, Court Reporter, 37th District Court, San Antonio, Texas, has filed with the Clerk of this Court a claim for expenses and fees in taking and transcribing the deposition of Captain Chester M. Davis, at the request of and on behalf of the defendant, Grand River Dam Authority, and the Court finds that said claim of John Waide in the sum of \$86.55 should be taxed as costs in this case, and that said defendant should deposit sufficient funds to pay said claim.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the claim of John Waide, Court Reporter, 37th District Court, San Antonio, Texas, in the sum of \$86.55, be, and it is hereby taxed as costs in this case, and that the defendant, Grand River Dam Authority, deposit sufficient funds with the Clerk of this Court to pay said claim.

F. E. KENNAMER
J U D G E

ORSED: Filed Feb 6 1942
H. P. Warfield, Clerk
U. S. District Court H

Court adjourned to February 13, 1942.

On this 9th day of February, A. D. 1942, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1942 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer and Hon. Royce H. Savage, 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 ordered, to-wit:

GRAND RIVER DAM AUTHORITY,	Plaintiff,)
)
-vs-		) No. 304 - Civil
)
A. M. JARVIS, ET AL,	Defendants.)

Now on this 9th day of February, A. D. 1942, it is ordered by the Court that the Clerk do and spread of record the Mandate in the above cause, same being in words and figures as follows, to-wit:

UNITED STATES OF AMERICA, ss:

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

SHUNTING:

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 Grand River Dam Authority, a public corporation, petitioner, and A. M. Jarvis, Catherine Robinson, Roy T. Wills, John A. Robinson and C. E. Reese, Trustees of the Estate of James F. Robinson, deceased, defendants, No. 304 Civil, the judgment of the said district court in said cause, entered on May 29, 1941, was in the following words, viz:

* * * * *

" It is Therefore Considered, Ordered and Adjudged by the court that the petitioner, Grand River Dam Authority, a public corporation, has the right and authority, and that it is necessary and convenient to acquire by condemnation for use in the construction, operation and maintenance of the Grand River Dam Project the entire, absolute and unencumbered fee simple title to the lands described as follows, to-wit:

TRACT NO. 1 (44 GR-0 296

All the following described land situate in Ottawa County, Oklahoma, to-wit:

The NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 8, containing 40.0 acres, more or less; and that part of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ and the S $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 5, particularly described as follows, to-wit:

Beginning at the SE corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, thence westerly along the South boundary of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ to the SW corner thereof; thence N. 0° 15' W. along the

West boundary of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 828.9 feet to a point 496.4 feet South of the NW corner thereof; thence S. 57° 39' E. 209.8 feet; thence S. 64° 25' E. 291.3 feet; thence S. 69° 15' E. 349.6 feet; thence N. 36° 45' E. 236.4 feet; thence N. 2° 04' W. 597.0 feet; thence N. 15° 28' E. 312.0 feet; thence S. 17° 46' S. 249.1 feet; thence S. 7° 40' E. 717.7 feet; thence S. 12° 41' E. 309.8 feet; thence S. 59° 37' E. 125.9 feet; to a point in the East boundary of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ and 1086.4 feet South of the NE corner thereof; thence S. 0° 06' E. along said East boundary a distance of 238.9 feet to the point of beginning, containing 21.1 acres, more or less;

All in T 26 N - R 24 E of the Indian Base and Meridian, Quapaw Survey, the whole tract containing in all 61.1 acres, more or less,

Said Tract no. 1 containing a total of 61.1 acres, more or less.

And it is further considered, ordered and adjudged by the court that the damages sustained by the defendant and the owner of said land by reason of the taking and appropriating of the land herein described by the Grand River Dam Authority, a public corporation, are assessed at \$5,000.00.

And it is further considered, ordered and adjudged by the court that the petitioner, Grand River Dam Authority, a public corporation, having paid said damages so assessed in the sum of \$5,000.00, shall be, and it is hereby vested with the absolute, entire and unencumbered fee simple title to said land, and the Grand River Dam Authority, a public corporation, shall have all rights incident to the ownership of said land, including the right of immediate possession thereof.

It is further Considered, Ordered and Adjudged by the court that the petitioner is entitled to judgment against the defendant land owner, A. M. Jarvis, for the excess of the commissioners' award over the jury verdict, together with interest thereon at the rate of six percent from the date of this judgment; and that the petitioner is not entitled to recover a judgment against the defendants, Catherine Robinson, Roy T. Wills, John A. Robinson, and C. E. Youse, Trustees of the Estate of James F. Robinson, deceased, mortgagees, for the excess of the commissioners' award over the jury verdict; that the petitioner is liable for all court costs in said cause, and that the defendants and neither of them, are liable for said costs or any part thereof.

It is Further Considered, Ordered and Adjudged by the court that as the report of the commissioners filed herein was in the sum of \$5,895.00 and the verdict of the jury returned herein was in the sum of \$5,000.00, the petitioner, Grand River Dam Authority, a public corporation, shall have and it is hereby granted a judgment against the defendant, A. M. Jarvis, in the sum of \$895.00, together with interest thereon at the rate of six per cent from the date of this judgment, said amount of \$895.00 being the difference between the award of commissioners and the verdict of the jury above mentioned, for which said sum of \$895.00 and interest thereon execution shall issue in the manner prescribed by law.

The petitioner excepts to the ruling and order of this court refusing to enter judgment in its favor and against the defendants for the costs accruing subsequent to the filing of the report of commissioners, and in refusing to allow interest on said judgment from the date that the commissioners' award was deposited with the Clerk of this court, and in refusing to enter judgment against the defendants, Catherine Robinson, Roy T. Wills, John A. Robinson and C. E. Youse, Trustees of the Estate of James F. Robinson, deceased - and exceptions were allowed by the court.

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 Grand River Dam Authority, a public corporation, agreeably to the act of Congress, in such case made and provided, and at large appears;

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

On consideration whereof, it is now here ordered and adjudged by this court that the judgment of the said district court in this cause be and the same is hereby reversed; that this cause and the same is hereby remanded to the said district court with directions to proceed in conformity with the view expressed in the opinion of this court; and that Grand River Dam Authority, a public corporation, appellant, have and recover of and from A. M. Jarvis, Catherine Robinson, Roy T. Wills, James A. Robinson, and C. E. Youse, Trustees of the estate of James F. Robinson, deceased, appellees, the costs herein and have execution therefor.

-- January 2, 1942

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

WITNESS, the Honorable HARLAN F. STONE, Chief Justice of the United States, the 6th day of February, in the year of our Lord one thousand nine hundred and forty-two.

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

FEES OF APPELLANT
CLERK \$32.90
Printing Record \$31.40
Attorney \$20.00
\$84.30

RECORDED: Filed Feb 9 1942
H. P. Warfield, Clerk
U. S. District Court H

Court adjourned to February 10, 1942

On this 10th day of February, A. D. 1942, the District Court of the United States and for the Northern District of Oklahoma, sitting in Regular January 1942 Term at Tulsa, met pursuant to adjournment, Hon. Royce H. Savage, Judge, present and presiding.

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

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

CELLANEOUS - ADMISSION TO BAR.

Now on this 10th day of February, A. D. 1942, it being made satisfactorily to appear that Lloyd L. Stone is duly qualified for admission to the Bar of the Court, the oath prescribed by law is administered and said attorney is declared admitted to the Bar of the Court.

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

ORDER FOR PETIT JURY

On this 10th day of February, A. D. 1942, 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, names of Forty (40) persons, good and lawful men, from said District, duly qualified to serve as Petit Jurors at the Regular January 1942 Term of this Court to be held at Tulsa, Oklahoma.

IT IS FURTHER ORDERED by the Court that a Writ of Venire Facias be issued out of this Court, in due form as provided by law, commanding the said Marshal to summon said Petit Jurors, drawn aforesaid, to be and appear before said Court, to be held at Tulsa, Oklahoma, in the Northern District of Oklahoma, on Tuesday, the 24th day of February, A. D. 1942 at 8:30 o'clock A.M. (WAR TIME), then and there to serve as Petit Jurors of the United States in and for said District at the Regular January 1942 Term of said Court.

ROYCE H. SAVAGE
UNITED STATES DISTRICT JUDGE

RECORDED: Filed Feb 10 1942
H. P. Warfield, Clerk
U. S. District Court ME

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

COOPER, et al,	Plaintiff,)	
)	
vs.		)	NO. 273 - CIVIL
)	
ARD THUMSEH, et al,	Defendants.)	

O R D E R

This matter coming on for hearing this 4th day of February, 1942 and the plaintiffs appearing by their attorneys, George H. Jennings and L. O. Lytle, and the United States appearing by t Y. Mauzy, United States Attorney for the Northern District of Oklahoma, and Chester A. Brewer, instant United States Attorney for said district, and the United States asked permission to withdraw the intervening complaint and substitute therefor an amended intervening complaint and the rt being fully advised in the premises finds that the Government should be allowed said permission.

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that the United States of america be and hereby is permitted and authorized to withdraw its intervening complaint and to file instanter an amended intervening complaint.

ROYCE H. SAVAGE
UNITED STATES DISTRICT JUDGE

ORSEED: Filed Feb 10 1942
H. P. Warfield, Clerk
U. S. District Court B

IN THE UNITED STATES COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

TH BERN OIL COMPANY, a poration, et al,	Plaintiffs,)	
)	
vs.		)	NO. 671 CIVIL
)	
LLIPS PETROLEUM COMPANY, a poration, et al,	Defendants.)	

ORDER OF DISMISSAL

On application of Garnet Oil Company and Kathleen C. Wilson, two of the plaintiffs in above cause, asking for an order of this court dismissing this cause as to them, at their cost, without prejudice, all pursuant to ruling and order of this court on February 6, 1942, upon "MOTION TO QUASH SUMMONS, SERVICE THEREOF, AND RETURN THEREON" of Sinclair Prairie Oil Company;

IT IS HEREBY ORDERED that such application for dismissal is hereby allowed and the foregoing suit, as to Garnet Oil Company, a corporation, and Kathleen C. Wilson, is hereby dismissed, their cost, and without prejudice.

ROYCE H. SAVAGE
UNITED STATES DISTRICT JUDGE

ORSEED: Filed Feb 10 1942
H. P. Warfield, Clerk
U. S. District Court H

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

Phillips Petroleum Company, a corporation, Roswell)
& Development Co., a corporation, Garnett)
Company, a corporation, and Kathleen C.)
son, and John C. Bright, Plaintiffs,)

vs.

No. 671 Civil

Phillips Petroleum Company, a corporation, Sinclair)
Prairie Oil Company, a corporation, Prairie Oil)
Company, a corporation, and Consolidated Oil)
Company, a corporation, Defendants.)

ORDER SUSTAINING MOTION TO QUASH OF DEFENDANT, SINCLAIR PRAIRIE OIL COMPANY

Now on this 6th day of February, 1942, there coming on for determination pursuant to process thereof, the separate motion of Sinclair Prairie Oil Company, to quash summons and service thereof, and return thereon; the plaintiffs appearing by their attorneys, and the defendant, Sinclair Prairie Oil Company, a corporation, appearing by its attorneys, and said cause having been argued and submitted upon written briefs, and the court having indicated its ruling on paragraphs 1, 1 (a), 1(b), and 4, and having been fully advised in the premises and upon consideration thereof,

IT IS THEREFORE ACCORDINGLY ORDERED, that paragraphs 1, 1(a), 1(b), 3 and 4 of the separate motion to quash, of the defendant, Sinclair Prairie Oil Company, a corporation, should be overruled, and each of them are hereby overruled, and the attorneys for the defendant, Sinclair Prairie Oil Company, requesting an exception to the separate rulings thereon, said exceptions are allowed.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED, that paragraph 2 of the motion of the defendant, Sinclair Prairie Oil Company, be and is hereby sustained for the reason that plaintiffs failed to allege jurisdictional facts, as to diversity of citizenship and resident of their original assignors and plaintiffs are granted leave to amend their complaint, by filing an amended complaint within ten days from this date.

ROYCE H. SAVAGE
DISTRICT JUDGE

RECORDED: Filed Feb 10 1942
H. P. Warfield, Clerk
U. S. District Court H

Court adjourned to February 11, 1942

On this 11th day of February, A. D. 1942, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1942 Term at Tulsa, met pursuant to court order, Hon. Royce H. Savage, 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 recorded, to-wit:

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

SOLIDATED CEMENT COMPANY, a aware Corporation,	Plaintiff,)
-vs-)
		) No. 201 - Civil
LDERS SUPPLY COMPANY, a corporation,	Defendant.)

O R D E R

On this 11th day of February, 1942 on application of the Receiver herein, joined in by i A. Kimberlin, Ruth K. Lynch and J. T. Lynch, all of the stockholders of the Builders Supply Com- 7, a corporation, and for cause shown, the court hereby authorizes and directs the sale of the follo described property situate and being in Tulsa County, Oklahoma, to wit:

All of Lots 4, 5, 6 and 7, Joe Kostacheks Subdivi- sion of Lots 1 and 2, Block 81, Original Town, now City, of Tulsa, except that part of the said Lots 6 and 7 now occupied by a one story brick warehouse, said exception being described by metes and bounds as follows: Beginning at the southeast corner of said Lot 7; running thence north along the Eastern line of said Lot 7, a distance of 77.66 feet; run- ning thence west, a distance of 40 feet, to a point on the northern line of said Lot 7; running thence south and parallel to the eastern line of the said Lot 7, a distance of 77.66 feet; running thence east on a straight line, a distance of 40 feet to the place of beginning, which said excepted portion is reserved in the grantors its successors and assigns, and excepting and reserving in the grantor, its successors and assigns, a right of way or easement in perpetuity over and across that part of the northern portion of the said Lot 7 here con- veyed for purpose of ingress and egress to and from the building and the land herein reserved,

same being assets of the within estate, to H. L. Pray for the consideration of Four Thousand ars (\$4000.00) cash, and the said Receiver is authorized and directed on the consummation of said e to pay a dividend of twenty-five (25) per cent on the indebtedness due the trade creditors of the ders Supply Company as of July 19, 1939.

ROYCE H. SAVAGE
DISTRICT JUDGE

ORSED: Filed Feb 11 1942
H. P. Warfield, Clerk
U. S. District Court ME

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

City of Sapulpa, Oklahoma ex rel)	
George A. Ritzinger, et al,	)	Plaintiff,
)	
Vs.	)	No. 490 Civil
)	
City L. Knipp, et al.,	)	Defendants.

ORDER GRANTING PLAINTIFF LEAVE TO AMEND
COMPLAINT

Now on this 11th day of February, 1942, comes on for hearing the motion of plaintiff an order granting plaintiff leave to amend the complaint filed herein by striking therefrom certain parties as defendant therein, and adding an additional party defendant, and upon examination of said motion and after hearing argument of counsel and being fully advised in the premises, the court finds that said motion is not in any way prejudicial to the interests of any of the defendants said action, and that no notice of hearing of this motion is required to be served on any of the defendants.

The court further finds that certain defendants are not necessary parties to said action to obtain a full and complete adjudication of the issues herein in that said parties no longer have any right, title, interest, estate or claim in and to said real property described in the following causes of action by reason of the fact that said properties had been sold at tax resale to other parties, and that said motion should be and the same is hereby sustained.

The court further finds that with reference to the 18th cause of action one Gertie Gumfory was made a party defendant therein when in truth and in fact one Julia Gumfory was the proper party defendant instead of Gertie Gumfory and that said cause of action should be amended to speak the truth.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the plaintiff be and it is hereby granted leave to amend the complaint filed herein in the following particulars, to-wit:

I.

By striking from the 9th cause of action of said complaint the name of F. W. Martin a party defendant and by striking said defendant from the caption of said complaint in said cause of action.

II.

By striking from the 14th Cause of action the name of Fred Lozier, Jr., as a party defendant and by striking said party from the caption of said complaint as a defendant in said cause of action.

III.

By striking from the 18th cause of action the name of Gertie Gumfory as a party defendant as one of the heirs of T. M. Gumfory, deceased, and substituting therefor the name of Julia Gumfory as the wife and one of the heirs of said decedent, and by amending the caption of said complaint as to said cause of action by striking therefrom the name of Gertie Gumfory and substituting therefor Julia Gumfory as proper party defendant.

ROYCE H. SAVAGE
United States District Judge for the Northern
District of Oklahoma

ORDERED: Filed Feb 11 1942
H. P. Warfield, Clerk
U. S. District Court B

MAR JANUARY 1942 TERM

TULSA, OKLAHOMA

WEDNESDAY, FEBRUARY 11, 1942

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

City of Sapulpa, Oklahoma, ex rel)	
George A. Ritzinger, Brandon Barringer)	
William W. Allen, Jr.,	)	Plaintiff,
	)	No. 490 Civil
vs.)	
L. Knipp, et al.,	)	Defendants.

JOURNAL ENTRY OF JUDGMENT

Now on this 11th day of February, 1942, the above styled cause comes on regularly for trial pursuant to assignment thereof, the plaintiff appearing by W. Otis Ridnings and Frances L. Evans, attorneys, the defendant H. L. Payne, County Treasurer of Creek County, Oklahoma, appearing in person, and the defendants, Board of County Commissioners of Creek County, Oklahoma, Nora McCallon C. B. McCallon, having failed to appear either in person or by attorney, and all other defendants, each of them, as hereinafter set out, having failed to appear either in person or by attorney.

Whereupon, the court proceeded to hear the application for default judgment as to certain of the defendants, as filed by the plaintiff herein, and having examined the records and papers on file herein, finds that on the 6th day of February, 1942, the plaintiff filed herein its application for default judgment pursuant to Rule No. 55 of the Rules of Civil Procedure and attached to said application an affidavit in support thereof, stating that plaintiff's claims against the defendants and property described therein, in each of the several causes of action therein stated are for definite certain sums, and by computation can be made certain, and alleging further that none of said defendants are infants or incompetent persons, and in which affidavit plaintiff set out the definite amount due on or against each of the separate lots and parcels of land to which the defendants are in default, all in accordance with said Rule 55 of the Rules of Civil Procedure.

The court further finds that the defendants, Mary L. Knipp, Benjamin F. Knipp, Earle Ryhill, M. F. Oldenhage, Maude H. Oldenhage, Tillie Blake, Vernon Blake, H. O. Westernbarger, Mrs. P. Westernbarger, Herbert F. Johnson, Dora E. Markart, Willis C. Strange, Mildred L. Strange, Dan Hall, Sam Sheffel, Lena Sheffel, Chas. C. Hall, Lena S. Hall, Guy Charles, Mrs. Guy Charles, Sallie Watsler, Savings Building & Loan Association, a corporation, Keith Oldenhage and Kathryn Oldenhage, each of them, have been duly and properly served with summons and/or Warning Order more than ten days prior to this date as required by law, and the court having examined said service finds same to be due and regular in all respects and approves the same, and the court finds that said defendants, and each of them, have not appeared or filed answers or other pleadings in said action and are in default, and they, and each of them, are hereby declared to be in default; that said defendants, and each of them, are neither infants nor incompetent persons, and that plaintiff's complaint should be taken as confessed as to said defendants.

The court further finds that the defendants, Board of County Commissioners of Creek County, Oklahoma, and H. L. Payne, County Treasurer of Creek County, Oklahoma, have or claim no interest in and to the real property hereinafter described except a lien for any unpaid or delinquent ad valorem taxes which may be due and owing on said property.

Said parties having announced ready for trial, the trial of said cause is proceeded to the court, and the court having heard the evidence of witnesses sworn and examined in open court, and being fully advised in the premises, finds that the allegations of plaintiff's complaint are true and correct as therein set forth and finds that all the issues in favor of the plaintiff against the defendants.

The court finds that the City of Sapulpa, Oklahoma, a municipal corporation, by appropriate legal proceedings and in the manner and form prescribed by law, created Sapulpa, Oklahoma Street Improvement District No. 64 as follows:

OKLAHOMA BOULEVARD from the North line of Roosevelt Avenue to the North

line of Taft Avenue, and Independence Boulevard from the North line of Roosevelt Avenue to the North line of Taft Avenue, in the City of Sapulpa, Oklahoma,

within the corporate limits of said City of Sapulpa, Oklahoma, and issued its Street Improvement Series No. 64 in the aggregate amount of \$19,662.90 said bonds being numbered 1 to 43, inclusive, bond No. 1 being in the denomination of \$662.90, bonds numbered 2 to 38, inclusive, being in the denomination of \$500.00 each, and bonds numbered 39 to 43, inclusive, being in the denomination of \$100.00 each; that said bonds were issued August 4, 1924, being payable in their numerical order or before the 1st day of October, 1933.

The court further finds that George A. Ritzinger, Brandon Barringer, and William Allen, Jr. are the owners of bonds 30 to 35, inclusive, which bonds are outstanding and unpaid, and said relators bring this action in the name of the City of Sapulpa, Oklahoma, a municipal corporation as provided by Chapter 173, Oklahoma Session Laws 1923, for the benefit of themselves and on behalf of all other bondholders in said paving district similarly situated, for the foreclosure of the lien of the delinquent instalments of street improvement assessments against the various lots and tracts of land in said district as set out in said complaint; that the street improvement bonds levied against the security of the assessments of the street improvements are valid and binding obligations of said district aforesaid; that the relators herein are non-residents of the State of Oklahoma and being bona fide holders of bonds of said district are parties authorized by statute to bring this action; that said action has been brought according to law and the statutes applicable thereto; that the amount involved exceeds the sum of \$3000.00, exclusive of interest and costs, and that this court has jurisdiction of the parties and of the subject matter herein.

The court further finds that in the manner and form provided by law, assessments have been duly and regularly levied against the lots and tracts of land subject to assessment within said street improvement district, as a means of providing revenue for the payment of said bonds and the interest thereon, and that such assessments constitute and are a lien on such lots and tracts of land co-equal with a general or ad valorem taxes and special assessments and prior and superior to all other liens; that the assessments as set forth in plaintiff's complaint on the property hereinafter described are due and unpaid, and have been due and delinquent for more than twelve months prior to the institution of this action, and that said delinquent instalments bear penalty interest at the rate of 12% per annum from September 1st of each year in which the respective instalments were due until the date of the filing of this action, to-wit, November 26, 1940, and that the amount owing on each tract of land as set out in said complaint constitutes a valid and subsisting lien thereon, and plaintiff is entitled to have a judgment against each of the lots and tracts of land hereinafter described for the amount owing thereon, and a further judgment foreclosing the said lien and to have the property sold, subject to existing general or ad valorem taxes and other special assessments to satisfy said judgment and costs of this action; and that the defendants mentioned and described in the causes of action on which this judgment is entered and each and all persons claiming under or through them should be barred from foreclosure from all right, title, claim or interest in and to said property, except by or through the purchase of the property at foreclosure sale.

The court further finds that plaintiff has filed an affidavit herein, pursuant to the requirements of the Soldiers' and Sailors' Civil Relief Act of 1940 with reference to the military status of the defendants, Mary L. Knipp, Benjamin F. Knipp, Earle Berryhill, Selma Berryhill, M. F. Oldenhage, Maude H. Oldenhage, Tillie Blake, Vernon Blake, H. O. Westenbarger, Mrs. P. Westenbarger, Herbert P. Johnson, Dora E. Markart, Willis C. Strange, Mildred L. Strange, O'Dell, Sam Sheffel, Lena Sheffel, Chas. C. Hall, Lena S. Hall, Guy Charles, Mrs. Guy Charles, Lie A. Mataler, Savings Building & Loan Association, a corporation, Keith Oldenhage and Kathryn Oldenhage, and that plaintiff is entitled to judgment by default, against said defendants, and it is ordered that such judgment be entered.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED BY THE COURT that the instalments of the assessments levied against the respective lots and parcels of land in Street Improvement District No. 64 of Sapulpa, Oklahoma, as set out in the complaint of plaintiff, and each of them, are hereby

deed to be valid subsisting liens against said respective lots and are decreed to be unpaid and have been delinquent for more than twelve months prior to the filing of plaintiff's complaint, that the said liens on the property hereinafter described, and each of them, are hereby foreclosed, that plaintiff have and recover judgment in rem against the respective lots and tracts of land hereinafter described and set out for the amount of the unpaid instalments of the paving assessments therein foreclosed, together with interest and penalty interest owing thereon, and the proportionate part of the court costs properly chargeable to the respective lots and tracts of land, all as hereinafter set out, to-wit:

1st Cause: Mary L. Knipp, Benjamin F. Knipp, Defendants

Description of Property	Instalments Foreclosed	Amount of Judgment	Costs
7, Block 13, Fife Place Addition to the City of Sapulpa, Creek County, Oklahoma	1929 to 1933, inclusive	\$171.67	\$2.00

3rd Cause: Earle Berryhill and Selma Berryhill, Defendants

Description of Property	Instalments Foreclosed	Amount of Judgment	Costs
1, Block 18, Fife Place Addition to the City of Sapulpa, Creek County, Oklahoma	1927 to 1933, inclusive	\$653.94	\$2.00

4th Cause: M. F. Oldenhage, Defendant

Description of Property	Instalments Foreclosed	Amount of Judgment	Costs
6, Block 23, Fife Place Addition to the City of Sapulpa, Creek County, Oklahoma	1926 to 1933, inclusive	\$562.90	\$1.00

5th Cause: Tillie Blake and Vernon Blake, Defendants

Description of Property	Instalments Foreclosed	Amount of Judgment	Costs
2, Block 19, Fife Place Addition to the City of Sapulpa, Creek County, Oklahoma	1932 and 1933	\$171.14	\$2.00

6th Cause: Mrs. H. Q. Westenbarger and H. Q. Westenbarger, Defendants

Description of Property	Instalments Foreclosed	Amount of Judgment	Costs
4, Block 19, Fife Place Addition to the City of Sapulpa, Creek County, Oklahoma	1931 to 1933, inclusive	\$273.48	\$2.00

7th Cause: Nora McCallon and C. B. McCallon, Defendant

Description of Property	Instalments Foreclosed	Amount of Judgment	Costs

Lot 6, Block 19, Fife Place Addition
to the City of Sapulpa, Creek County,
Oklahoma,

1929 to 1933, inclusive \$514.98 \$3.50

9th Cause: Herbert P. Johnson, Defendant

Description of Property	Instalments Foreclosed	Amount of Judgment	Costs
Lot 10, Block 20, Fife Place Addition to City of Sapulpa, Creek County, Oklahoma,	1925 to 1933, inclusive	\$1164.76	\$1.50

10th Cause: Herbert P. Johnson, Defendant.

Description of Property	Instalments Foreclosed	Amount of Judgment	Costs
Lot 8, Block 21, Fife Place Addition to City of Sapulpa, Creek County, Oklahoma,	1926 to 1933, inclusive	\$796.90	\$1.50

11th Cause: Herbert P. Johnson, Defendants

Description of Property	Instalments Foreclosed	Amount of Judgment	Costs
Lot 9, Block 21, Fife Place Addition to City of Sapulpa, Creek County, Oklahoma,	1924 to 1933, inclusive	\$1065.68	\$1.00
Lot 7, Block 23, Fife Place Addition to City of Sapulpa, Creek County, Oklahoma,	1924 to 1933, inclusive	\$739.89	\$1.00

12th Cause: Dora E. Markart and Herbert P. Johnson, Defendants.

Description of Property	Instalments Foreclosed	Amount of Judgment	Costs
Lot 10, Block 21, Fife Place Addition to City of Sapulpa, Creek County, Oklahoma,	1930 to 1933, inclusive	\$317.35	\$2.00

13th Cause: Willis C. Strange and Mildred L. Strange, Defendants.

Description of Property	Instalments Foreclosed	Amount of Judgment	Costs
Lot 12, Block 21, Fife Place Addition to City of Sapulpa, Creek County, Oklahoma,	1927 to 1933, inclusive	\$840.57	\$2.50

Block 21, Fife Place Addition to
City of Sapulpa, Creek County,
Oklahoma,

1929 to 1933, inclusive \$534.26 \$2.50

14th Cause: Dan O'Dell, Defendant

Description of Property	Instalments Foreclosed	Amount of Judgment	Costs
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12.8 feet of Lot 4, Block 22, Fife Place Addition to the City of Sapulpa, Creek County, Oklahoma,	1930 to 1933, inclusive	\$102.96	\$1.00
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12.2 feet of the North Half of Lot 4, Block 22, Fife Place Addition to the City of Sapulpa, Creek County, Oklahoma,	1930 to 1933, inclusive	\$79.70	\$1.00
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North Half of Lot 4, Block 22, Fife Place Addition to the City of Sapulpa, Creek County, Oklahoma,	1930 to 1933, inclusive	\$158.51	\$1.00
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15th Cause: Sam Sheffel, Lena Sheffel, Chas. C. Hall,
Lena S. Hall, Guy Charles and Mrs. Guy Charles, Defendants

Description of property	Instalments Foreclosed	Amount of Judgment	Costs
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37.31 feet of Lot 11, Block 22, Fife Place Addition to the City of Sapulpa, Creek County, Oklahoma	1933	\$34.40	\$2.75
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12.7 feet of Lot 11, Block 22, Fife Place Addition to the City of Sapulpa, Creek County, Oklahoma	1933	\$15.52	\$2.75
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16th Cause: Herbert P. Johnson, Defendant

Description of Property	Instalments Foreclosed	Amount of Judgment	Costs
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Block 22, Fife Place Addition to the City of Sapulpa, Creek County, Oklahoma,	1926 to 1933, inclusive	\$745.68	\$1.50
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17th Cause: Sallie A. Matsler and Savings Building & Loan Association, a corporation

Description of Property	Instalments Foreclosed	Amount of Judgment	Costs
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Block 22, Fife Place Addition to the City of Sapulpa, Creek County, Oklahoma,	1930 to 1933, inclusive	\$437.02	\$2.00
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19th Cause: Keith Oldenhage, Kathryn Oldenhage, M. F.
Oldenhage and Maude H. Oldenhage, Defendants.

Description of Property	Instalments Foreclosed	Amount of Judgment	Costs
: 5, Block 23, Fife Place Addition to : City of Sapulpa, Creek County, Oklahoma	1932 and 1933	\$98.33	\$4.00

That the amount of said judgments against said properties as above set out bear interest from the 26th day of November, 1940 at the rate of six per cent per annum until paid and costs of this action, and that said judgments constitute a valid and subsisting lien on said property, subject to existing general or ad valorem taxes and other special assessments, if any.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the court that the judgments heretofore rendered, and each of them, shall be paid and released in the following manner, to-wit: by making payment in cash to the County Treasurer of Creek County, Oklahoma, at Sapulpa, Oklahoma, at any time before an order of sale shall issue, which payment must include the interest thereon and the judgment for costs against each lot as hereinabove provided, and said County Treasurer shall thereupon issue his receipt in triplicate, which shall set out (1) the date of payment and the name of the party making payment, (2) the legal description of the lot or lots upon which the judgment is being paid, (3) the amount of such judgment, (4) the interest at 6% per annum from the 26th day of November, 1940 to date of payment, (5) the amount of costs collected, (6) the number of this case and the number of the cause of action under which the judgment was rendered. The original of such receipt shall be delivered to the party paying same, and the duplicate thereof, together with said County Treasurer's official remittance of the costs collected, shall be delivered to the attorney for the plaintiff, Norman E. Reynolds, 421 Petroleum Building, Oklahoma City, Oklahoma, and said attorney, shall, if paid payment is correct, apply to and obtain from this court an order executed by the Clerk of this court or a judge thereof, releasing such judgment. After order of release shall issue, any of the judgments herein rendered may be paid and released only after its appropriate part of additional accrued court costs have been paid as shall be determined by the Clerk of this court or agreed upon by plaintiff and defendant.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the County Treasurer of Creek County, Oklahoma shall remit to the City Treasurer of the City of Sapulpa, Oklahoma, all funds so collected on the judgments herein rendered, except, however, the judgment for costs, which shall first be remitted to the attorney for the plaintiff as aforesaid, and said County Treasurer shall make a monthly report in triplicate of such judgments collected, the original of which shall accompany his remittance to the City Treasurer, the duplicate thereof shall be delivered to the City Clerk of the City of Sapulpa, Oklahoma, who shall upon receipt thereof endorse his records to show the paving instalments against said property in said district reduced to judgment and paid in full, where he has a record of said instalments, and same are shown to be unpaid. Said report of judgments collected as made by the County Treasurer shall show the description of the properties on which judgments have been paid, the years of the paving instalments included in each of such judgments, the number of the street improvement district and the amount paid.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that in the event the said judgments rendered against the above described property, together with the costs of this action, be not paid within six months from the date hereof that a special execution and order of sale issue from the Clerk of this court directed to the United States Marshal for the Northern District of Oklahoma or a Master specially appointed by the court for the purpose of conducting such sale, commanding the United States Marshal or Special Master to levy upon the real property last above mentioned and described, and after having the same appraised as provided by law, he shall proceed to advertise and sell the same according to law, subject to existing general or ad valorem taxes and other special assessments, if any, and apply the proceeds arising from said sale as follows:

1. To the payment of the costs of said sale, the accrued costs of this action, and also for all additional costs which plaintiff shall have advanced up to the date of sale.

2. To the Treasurer of the City of Sapulpa, Oklahoma, the amount of the judgment rendered against the respective lots and tracts of land as above set out, together with interest thereon from the 26th day of November, 1940.
3. The residue, if any, shall be paid to the Clerk of this court to be held subject to the further orders of the court,

that from and after the sale of said property, the said defendants heretofore named, and all persons claiming under or through said defendants, or any of them, since the commencement of this action, be barred and foreclosed from all right, title, or interest in and to said real estate, except such interest as may be acquired in said property by purchase at foreclosure sale and except the right, title and interest acquired by virtue of existing ad valorem taxes and other special assessments, and reserving to the proper tax collecting authorities the right to collect ad valorem taxes and other special assessments, if any, in the manner and form provided by law, and that the sale of said property under the judgment rendered herein for the amount of the delinquent and unpaid instalments of the payments assessments levied against said property as herein set out, shall constitute full and complete satisfaction and settlement thereof, and all sums due and owing thereon, and the same shall be cancelled upon the records in the office of the County Treasurer of Creek County, Oklahoma.

IT IS FURTHER ORDERED that the City Treasurer of the City of Sapulpa, Oklahoma, aforesaid, shall, from the special fund accumulated for the retirement of the bonds in the above mentioned district, pay, first, all outstanding and unpaid interest coupons in regular numerical order, and shall thereafter pay and retire the street improvement bonds in regular numerical order with interest thereon at the rate of 10% per annum after maturity to date of payment as by law provided, and in the event a portion of a bond remains unpaid, the City Treasurer is hereby ordered and directed to pay to the holder of the remaining portion of said bond in its regular numerical order the unpaid principal balance thereof with interest thereon at the rate of 10% per annum as provided by statute from the date interest was last paid thereon to date of payment; and it is further ordered and directed that said City Treasurer shall, on April 1st and on October 1st of each year, pay to the holder of the next bond in line for payment the amount on hand in the separate special fund of said district, by paying, first, the interest at 10% per annum as by law provided, and by paying the amount remaining in said account to the principal of said bond.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that when the judgments rendered by this court in foreclosure of the delinquent instalments of the street improvement assessments in this district have been collected by payment of said judgments, or by sale of said lots in satisfaction of said judgments, and no further funds may be realized for the payment of the bonds of this district, and there shall not be a sufficient amount on hand to pay in full the next bond in line for payment with interest thereon, said City Treasurer is ordered and directed to pay the amount remaining on hand to the holder of said bond, to be applied, first, to interest at the rate of 10% per annum from maturity to date of payment, and the remainder of said sum to be applied on the principal of said bond, and when all of the instalments of the assessments, against the various lots and tracts of land in said district, have been sold to satisfy the judgments of this court and there remain no other lots or tracts of land against which the liens of the bondholders may operate, and the separate special fund for the retirement of the bonds in this district has been exhausted, the liens of the remaining, outstanding and unpaid street improvement bonds in this district shall have no other rights, claims, liens or equities in or upon any of the lots or tracts of land as assessed for the payment of the bonds in said street improvement district.

IT IS FURTHER ORDERED that this cause 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.

ROYCE H. SAVAGE
United States District Judge

DORSED: Filed Feb 11 1942
H. P. Warfield, Clerk
U. S. District Court B