

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

JULIA M. CONNER,	Plaintiff,)
)
vs		) No. 633
)
TULSA CITY LINES, INC. and THE)
CONTINENTAL CASUALTY COMPANY,	Defendants.)

O R D E R

For good cause shown this cause is hereby dismissed with prejudice at the cost of the defendant.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 9 1942
H. P. Warfield, Clerk
U. S. District Court ME

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

MITCHELL KNIGHTEN,	Plaintiff,)
)
vs.)
)
SINGLAR PRAIRIE OIL COMPANY, a corporation,)
MINNEHOMA OIL AND GAS COMPANY, a corporation,)
RESERVE DEVELOPMENT COMPANY, a corporation,)
)
Willie Mayweather, Floyd Mayweather, Izora Alexander)
Lee, Leroy Alexander, Vida Marshall, Felix Alexander,)
Isadora Buckner, Booker J. Williams, Henry H. Vincent,)
Tommy Cully, Anna C. Corbin, Odessa Cully, Opal		) No. 694 Civil
Cully, Mrs. V. P. Crame, Margaret Witt, Ophelia Payne,)
Lucy Payne, O'dell Glass, Osceola Glass, Artynsia Glass,)
Veta Victoria Glass, John Fay, Jack Bruner, Claudia)
Edwards, Irene Bruner, now Edwards, Thelma Bruner,)
Katie Bruner, now Beard, Horace Bruner, Elmer Bruner,)
Caesar Bruner, Herbert Brown, Thurman Brown, Marietta)
Lewis, Jessie James, Rosie James, Edmon James, Edna)
James, Polly Ransom, (Pollyann Ransom), Josephine)
Bruner, (Josie Bruner), David Davis (Bolegs), Dorothy)
Fields, nee Bolegs, Ivella Ever Watt, Myrtle Irene)
Watt, Laverta C. Watt, Vivian N. Watt, Catherine Watt,)
Felix Bruner and Jessie Bruner.)
The Atlantic Refining Company, a corporation, J. Paul)
Getty, executor, or whoever may be or become represen-)
tative of the estate of Sarah C. Getty, deceased,)
Marvin T. Johnson, Chas. B. Rogers, John H. Ward, John)
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, H. B. Hammons, M. P. Mathis,)
Pearlie Buck, Anglin and Stevenson, F. P. Swan, Alfred)

Stevenson, W. T. Anglin, G. R. Eckles, Adminis-)
trator of the estate of J. D. Boxley, deceased,)
and Fannie C. Holman, Defendants.)

ORDER EXTENDING TIME IN WHICH TO PLEAD AND TO FILE
MEMORANDUM REPLY BRIEFS

In accord with stipulation filed herein, and for good cause shown, the plaintiff, Mitchell Knighten, is hereby given until the 10th day of August, 1942, within which to plead to the motion of the defendant, Atlantic Refining Company, to dismiss and for summary judgment; to the motion of the defendant, Sinclair Prairie Oil Company to dismiss and for a more definite statement or for a bill of particulars, and to the motion of defendants, Anglin and Stevenson, Alfred Stevenson, W. T. Anglin, Pearlie Buck, V.V. Harris, C. B. Hyde, M. P. Mathis, F. P. Swan, Fannie C. Holman, George R. Eckles, Administrator of the Estate of John D. Boxley, deceased, H. G. Barnard, and Herman D. Cornell, to dismiss, and for a more definite statement or for a bill of particulars and to file a memorandum brief in reply to the briefs filed by said parties in support of their said motions.

Dated this 9 day of June, 1942.

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

ENDORSED: Filed Jun 9 1942
H. P. Warfield, Clerk
U. S. District Court

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

LOIS KELLY, Plaintiff,)
vs) NO. 758 - Civil
CROWN DRUG COMPANY, a corporation,)
Defendant.)

O R D E R

Now on this 12th day of May, 1942 this cause comes on for hearing at which time it was set for pre-trial and at which time plaintiff appeared by her attorney, Harlan Trower, and defendant, by Pierce & Rucker, by A. M. Covington, at which time plaintiff asked permission to dismiss this cause without prejudice at the cost of the plaintiff and at which time defendant offered no objection, which request the court finds should be granted.

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

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 9 1942
H. P. Warfield, Clerk
U. S. District Court ME

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

UNITED STATES OF AMERICA,	Petitioner,)
)
vs.		) No. 829 Civil
)
Certain Parcels of land near the Town of)
Pryor, County of Mayes, State of Oklahoma,)
and Belle Ashbrook, et al,	Respondents.)

JUDGMENT ON THE DECLARATION OF TAKING

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 full, fee simple title, subject to the exceptions hereinafter set forth, in and to the property hereinafter described, and described in the Petition for Condemnation, and the Declaration of Taking filed herein.

Thereupon, the Court proceeded to hear and pass upon said motion, the Petition for Condemnation and Declaration of Taking, 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 the public use for which said lands were taken is set forth.

(3) The Petition and Declaration of Taking were filed at the request of Herbert Emmerich, Commissioner of Federal Public Housing Authority, 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 to the identification thereof, is set out in said Declaration of Taking and Petition for Condemnation; and a statement of the estate or 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 of Eleven Thousand Seven Hundred fifteen and No/100 Dollars (\$11,715.00), and 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 Herbert Emmerich, Commissioner of Federal Public Housing Authority, 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, the Act of Congress of August 1, 1888, 25 Stat. 357 (U. S. C. Title 40, Sec. 257), the Act of February 26, 1931, 46. Stat. 1421 (U.S.C. Title 40, Secs. 258a to 258e), the Act of October 14, 1940, (Public No. 849, 76th Congress), as amended and Executive Order No. 9070, dated February 24, 1942, funds having been appropriated by the Act of May 24, 1941 (Public No. 73, 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 the exceptions hereinafter set forth, in and to the following described lands was vested in the United States of America upon the filing of said Declaration of Taking and the depositing in the Registry of this Court of the said sum of Eleven Thousand Seven Hundred fifteen and No/100 Dollars (\$11,715.00), and said lands are deemed to have been condemned and aken 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 77.91 acres, more or less, and are described as follows, to-wit:

A tract of land situate in the Southeast Quarter (SE $\frac{1}{4}$) of Section Eighteen (18), Township Twenty-one (21) North, Range Nineteen (19) East, near Pryor, County of Mayes, State of Oklahoma described as follows:

Beginning at a point 33 feet West of the East line of Section Eighteen, Township 21 North, Range 19 East, and 260.2 feet South of the North line of the Southeast Quarter of said Section 18; thence South parallel to and 33 feet West of the East line of said Section 18 a distance of 2382.9 feet, more or less, to the South line of said Section 18; thence West along the South line of said Section 18 a distance of 2525 feet; thence Northeast on a line at an angle of 52 degrees 29.2 minutes with the said South line of Section 18, a distance of 284.6 feet; thence on a line making a deflection angle of 5 degrees 52 minutes to the right with reference to the last-mentioned course, a distance of 1550 feet; thence on a line making a deflection angle of 1 degree 25 minutes to the right with reference to the last-mentioned course, a distance of 756.5 feet; thence on a line making a deflection angle of 2 degrees 40 minutes to the left with reference to the last-mentioned course, a distance of 665.5 feet, more or less, to a point 260.2 feet South of the North line of said Southeast Quarter of Section 18; thence East parallel to the said North line of the said Southeast Quarter of Section 18 a distance of 293.7 feet, more or less, to the point of beginning, containing 77.91 acres, more or less; and subject to an easement of the Gulf Oil Company for pipe lines bordering along the Northwesterly line of the within described land; and subject to a standard highway easement and telephone line located along the southerly line of the within described land.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the United States of America be and it 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 9th day of June, 1942.

ENDORSED: Filed Jun 9 1942 9:32 A.M.
H. P. Warfield, Clerk
U. S. District Court ME

ROYCE H. SAVAGE JUDGE

Court adjourned to June 10, 1942

On this 10th day of June, 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 DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,	Petitioner,)
)
-vs-)
)
15,500 acres of land, more or less,)
situate in Mayes County, Oklahoma,)
and John M. Niehaus, Jr., et al.,)
	Respondents.)

No. 652 - Civil

ORDER OF DISTRIBUTION AS TO TRACTS C-19 & D-27

Now on this 10th day of June, 1942, this cause came on to be heard, and the Court having been fully advised in the premises finds that final distribution should be made as to Tracts C-19 and D-27.

IT IS, THEREFORE, ORDERED THAT THE Court Clerk issue checks as follows:

TRACT C-19

Alta Morgan and David E. Morgan	
(final payment for Tract C-19)	\$550.00

Tract D-27

G. L. Norrell (final payment for Tract D-27)	\$ 64.00
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The Court Clerk shall make no charge for commission or poundage.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 10 1942
H. P. Warfield, Clerk
U.S. District Court H

Court adjourned to June 12, 1942

On this 10th day of June, A. D. 1942, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular March 1942 Term at Vinita, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

Benjamin B. Ballenger, Deputy Clerk, U. S. District Court
Ben Stanley, Deputy United States Marshal

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

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

UNITED STATES OF AMERICA,	Petitioner,)	
)	
-vs-		)	Civil No. 806
)	
CERTAIN PARCELS OF LAND IN MAYES COUNTY,)	
OKLAHOMA; and R. D. HUDSON, ET AL,)	
	Defendants.)	

ORDER FIXING INTEREST, DECREERING JUST COMPENSATION AND MAKING DISTRIBUTION OF FUNDS AS TO TRACT No. 18 (306 - 6.2)

NOW, on this 1 th day of June, 1942, there coming on for hearing the application of the defendant, H. B. Foote, for an order fixing interest, decreeing just compensation and making distribution as to Tract No. 18 (306 - 6.2) and the Court being fully advised in the premises, finds:

That the defendant, H. B. Foote, is the tenant on the land described as Tract No. 18 (306 - 6.2); that the petitioner filed a Declaration of Taking and deposited in the registry of this Court the estimated just compensation in the sum of \$105.00 for the taking of a perpetual easement for transmission line purposes, upon, over and across said tract of land; and that this Court entered a judgment upon said Declaration of Taking filed by the petitioner, thereby vesting in the petitioner, United States of America, a perpetual easement for transmission line purposes, and decreed that the owners and those having any right, title or interest in and to said land, have and recover just compensation for the taking of said perpetual easement.

The Court further finds that the defendant, H. B. Foote, tenant, on Tract No. 18 (306 - 6.2) in writing, agreed to release and discharge the petitioner from any and all demands and claims for damages upon the payment of the sum of \$25.00, which was accepted by the petitioner.

The Court further finds that the sum of \$25.00 is just compensation for the injuries and damages sustained by said defendant, H. B. Foote, as tenant on Tract No. 18 (306 - 6.2).

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by this Court that the defendant, H. B. Foote, is the tenant upon the land described as Tract No. 18 (306 - 6.2), and that the sum of \$25.00 is just compensation for the damages sustained by the defendant, H. B. Foote, tenant upon said Tract No. 18 (306 - 6.2).

IT IS FURTHER ORDERED THAT THE Clerk of this Court be, and he is hereby authorized and directed to make distribution from the funds deposited as just compensation for the taking of said tract, as follows, to-wit:

	H. B. Foote, tenant		
	Tract No. 18 (306 - 6.2)		\$25.00
ENDORSED:	Filed Jun 10 1942		
	H. Pp Warfield, Clerk		F. E. KENNAMER JUDGE
	U. S. District Court B		

Court adjourned subject to call.

On this 12th day of June, 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:

CHARLEY THOMPSON,	Plaintiff,)	
)	
-vs-	)	No. 526 - Civil
)	
JOE THOMPSON,	Defendant.)	

Now on this 12th day of June, A. D. 1942, it is ordered by the Court that the Clerk file and spread of records, the Mandate in the above cause, same being in words and figures as follows, to-wit:

UNITED STATES OF AMERICA, ss:

THE PRESIDENT OF THE UNITED STATES OF AMERICA

(SEAL)

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

GREETING:

WHEREAS, lately in the District Court of the United States for the Northern District of Oklahoma, before you, or some of you in a cause between Charley Thompson, Plaintiff, and Joe Thompson et al., defendants, No. 526, Civil, the judgment of the said district court in said cause entered on June 27, 1941, was in the following words, viz.:

It is therefore ordered, adjudged and decreed by the court, that said Commissioners' report be, and the same is hereby, in all things approved and confirmed, and made firm and effectual forever, and in as much as neither of the parties to this action have elected to take the same at the appraised value thereof, but have specifically waived the said right and have asked for a sale of the lands involved, now

Therefore, it is further ordered, adjudged and decreed by the court that the Hon. John P. Logan, United States Marshal for the Northern District of Oklahoma, proceed at once to advertise and sell the real estate involved herein and described as follows, to-wit:

The South Half of the Northeast Quarter of the Northeast Quarter and the Southeast Quarter of the Northwest Quarter of the Northeast Quarter of Section 17, Township 19 North, Range 20 East, in Mayes County, State of Oklahoma,

the same to be sold for cash, in the same manner as in sales of real estate on execution under the laws of the State of Oklahoma, the said sale to be made for not less than two-thirds of the appraised price, to-wit: the sum of \$300.00 and that said United States Marshall make due return of his proceedings hereunder to this court for confirmation and further orders of this court, and that this order be made pursuant to the jurisdiction conferred on this court

by the acts of Congress and in accordance with the procedural provisions of the statutes of the State of Oklahoma, in the like cases made and provided.

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

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

On consideration whereof, it is now here ordered and adjudged by this court that the judgment of the said district court in this cause be and the same is hereby affirmed.

— May 5, 1942.

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

WITNESS, the Honorable HARLAN F. STONE, Chief Justice of the United States, the 10th day of June, in the year of our lord one thousand nine hundred and forty-two.

COSTS OF * * * *
Clerk \$-- --
Printing Record \$-- --
Attorney \$-- --

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

ENDORSED: Filed Jun 12 1942
H. P. Warfield, Clerk
U. S. District Court B

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

LENO HARDEN,)
) Plaintiff,)
))
-vs-) No. 704 Civil)
))
SISTERS OF THE SORROWFUL MOTHER, a)
corporation,) Defendant.)

O R D E R

It is ordered that the cause of plaintiff be dismissed with prejudice, at the cost of defendant, and the cross-petition of defendant be dismissed with prejudice at cost of defendant.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 12 1942
H. P. Warfield, Clerk
U. S. District Court AC

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

UNITED STATES OF AMERICA,	Petitioner,)	
)	
-vs-		)	No. 831 Civil
)	
Certain Parcels of land situate in the County)	
of Tulsa, State of Oklahoma, and Cyrus S. Avery,)	
et al.,	Respondents.)	

JUDGMENT ON THE DECLARATION OF TAKING

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 fee simple title to the lands described hereinafter, and described in the Declaration of Taking and in the Petition for Condemnation filed herein.

Thereupon, the Court proceeded to hear and pass upon said motion, the Petition for Condemnation and the Declaration of Taking, 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 the public use for which said lands were taken is set forth:

(3) The Petition and Declaration of Taking were filed at the request of the Federal Works Administrator, 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 and estate therein sought to be taken, sufficient for the identification thereof, is set out in said Declaration of Taking and Petition for Condemnation;

(5) A statement is contained in said Declaration of Taking of the sum of money estimated by the acquiring authority to be just compensation for the lands taken, in the amount of Fifteen Thousand Four Hundred Fifty-Five and 50/100 Dollars (\$15,455.50), and 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 lands, in the opinion of the Federal Works Administrator, 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, the Act of Congress of August 1, 1888 (25 Stat. 357; U. S. C. Title 40, Sec. 257), the Act of February 26, 1931 (46 Stat. 1421; 40 U.S.C. Sec. 258a), and Acts supplementary thereto and amendatory thereof, and the Act of November 19, 1941, authorizing the construction of roads urgently needed for the national defense, 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 fee simple title to the lands hereinafter described was vested in the United States of America upon the filing of said Declaration of Taking and the depositing in the Registry of this Court of the said sum of Fifteen Thousand Four Hundred Fifty-Five and 50/100 Dollars

(\$15,455.50), 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 are described as follows:

Tracts of land lying and being in the County of Tulsa, State of Oklahoma, and more particularly described as follows:

Parcel 1:

Being a strip, piece or parcel of land lying in that part of the East one-half of Lot 1 lying South and East of the present location of U. S. Highway No. 75, Section 1, Township 19 North, Range 13 East, Tulsa County, Oklahoma, particularly described as follows, beginning at the Southeast Corner of said Lot 1, running thence West along the South line of said Lot 1 a distance of 659.8 feet to a point being the Southwest corner of said East one-half of Lot 1; thence North along the West line of the said East one-half of Lot 1 a distance of 54.5 feet to a point in the center line of U. S. Highway No. 75; thence North 69 degrees 09 minutes East along the center line of said present highway a distance of 56.1 feet to a point which is 75 feet North of the South line of said Lot 1; thence South 89 degrees 50 minutes East a distance of 355.3 feet to a point; thence North 45 degrees 06 minutes East a distance of 130 feet to a point on said present highway center line; thence northeasterly along said center line a distance of 277 feet to a point in the East line of said Lot 1; thence South along said East line a distance of 367 feet to the point or place of beginning containing 1.55 acres, more or less, of new right-of-way, the remaining area included in the above description being the present 16.5 feet section line right-of-way; as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A(1)", copy of which is attached to the Declaration of Taking filed herein.

Parcel 2:

Being a strip, piece or parcel of land in Lots 5 and 6 of Section 6, Township 19 North, Range 14 East, Tulsa County, Oklahoma, particularly described as follows: Beginning at a point being the intersection of the present 33-foot right-of-way along the West line of Section 6 with the present 30 foot right-of-way along the North line of said Lots 5 and 6, said point being distant 33 feet East and 30 feet South from the Northwest corner of said Lot 5; running thence South along the Easterly line of said present 33-foot right-of-way a distance of 258 feet to a point; thence due East a distance of 47 feet to a point; thence North 45 degrees 03 minutes East a distance of 264.5 feet to a point which is 267 feet East of the West line of said Section 6 and 100 feet South of the North line of said Lot 5; thence East on a line parallel to and 100 feet South of said North line a distance of 732.6 feet to a point; thence due North a distance of 40 feet to a point; thence due East a distance of 500 feet to a point; thence due North a distance of 30 feet to a point which is 30 feet South of the North line of said Lot 6; thence West along a line which is 30 feet South from the North line of said Lots 5 and 6 a distance of 1467 feet to the point or place of beginning containing 2.53 acres, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A (1)", copy of which is attached to the Declaration of Taking filed herein.

Parcel 3:

Being the West 15 feet of the East 40 feet of the South one-half of the Southeast one-quarter of the Southeast one-quarter of the Southeast one-quarter of the Northeast one-quarter of Section 36, Township 20 North, Range 13 East, Tulsa County, Oklahoma, containing 0.06 acre, more or less, as shown by "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-a(1)", copy of which is attached to the Declaration of Taking filed herein.

Parcel 4:

Being the West 15 feet of the East 40 feet of the North one-half of the Southeast one-quarter of the Southeast one-quarter of the Southeast one-quarter of the Northeast one-quarter of Section 36, Township 20 North, Range 13 East, Tulsa County, Oklahoma, containing 0.06 acre, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4A(1)", copy of which is attached to the Declaration of Taking filed herein.

Parcel 5:

Being the West 15 feet of the East 40 feet of the South one-half of the North one-half of the Southeast one-quarter of the Southeast one-quarter of the Northeast one-quarter of Section 36, Township 20 North, Range 13 East, Tulsa County, Oklahoma, containing 0.06 acre, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A (1)", a copy of which is attached to the Declaration of Taking filed herein.

Parcel 6:

Being the West 15 feet of the East 40 feet of the North one-half of the Southeast one-quarter of the Southeast one-quarter of the Northeast one-quarter of Section 36, Township 20 North, Range 13 East, Tulsa County, Oklahoma, containing 0.06 acres, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A (1)", copy of which is attached to the Declaration of Taking filed herein.

Parcel 7:

Being the West 15 feet of the East 40 feet of the Northeast one-quarter of the Southeast one-quarter of the Northeast one-quarter of Section 36, Township 20 North, Range 13 East, Tulsa County, Oklahoma, containing 0.23 acres, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A (1)", copy of which is attached to the Declaration of Taking filed herein.

Parcel 8:

Being the East 55 feet of the West 80 feet of the North one-half of the Southwest 8.93 acres of Lot 2, Section 31, Township 20 North, Range 14 East, Tulsa County, Oklahoma, containing 0.43 acres, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A (1)", copy of which is attached to the Declaration of Taking filed herein.

Parcel 9:

Being a strip, piece or parcel of land in the East one-half of the Southeast one-quarter of the Southeast one-quarter of Section 25, Township 20 North, Range 13 East, Tulsa County, Oklahoma, particularly described as follows: Beginning at a point being the intersection of the South line of the East one-half of the Southeast one-quarter of the Southeast one-quarter of said Section 25 with the West line of the 45-foot right-of-way occupied by the present U. S. Highway No. 75; running thence West along the said South line a distance of 5 feet to a point; thence North 0 degrees 02 minutes East a distance of 929 feet to a point; thence due West a distance of 10 feet to a point; thence North 0 degrees 02 minutes East a distance of 390.5 feet to a point in the North line of the said East one-half of the Southeast one-quarter of the Southeast one-quarter; thence East along the said North line a distance of 15 feet to a point in the West line of the said 45-foot right-of-way occupied by the present U. S. Highway No. 75, said point being distant 45 feet West from the Northeast corner of the said East one-half of the Southeast one-quarter of the Southeast one-quarter; thence South 0 degrees 02 minutes West along the West line of said right-of-way and distant 45 feet West from the East line of said East one-half of the Southeast one-quarter of the Southeast one-quarter a distance of 1319.5 feet to a point or place of beginning, containing 0.24 acre, more or less, as shown by plat

"Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A (1)", copy of which is attached to the Declaration of Taking filed herein.

Parcels 10 and 10A:
(Parcel 10)

Being a strip, piece or parcel of land lying in part of the Southerly 20 acres of Lot 2, Section 30, Township 20 North, Range 14 East, Tulsa County, Oklahoma, particularly described as follows: Beginning at a point being the intersection of the North right-of-way line of the St. L. & S. F. Railroad with the East line of the 25-foot right-of-way occupied by the present U. S. Highway No. 75, said point being distant North 0 degrees 02 minutes East 41.3 feet and East 25 feet, more or less from the Southwest corner of said Lot 2; running thence North 84 degrees 40 minutes East along said Railroad right-of-way line a distance of 95.5 feet more or less to a point being a corner of land hereinafter described as Parcel 10A; thence North 21 degrees 49 minutes West partly along said Parcel 10A a distance of 94 feet to a point which is 85 feet East of the West line of said Lot 2; thence North 0 degrees 02 minutes East a distance of 445.5 feet to a point; thence due West a distance of 60 feet to a point in the East line of the 25-foot right-of-way occupied by the present U. S. Highway No. 75, said point being distant 25 feet East from the West line of said Lot 2; thence South 0 degrees 02 minutes West along said right-of-way a distance of 544.1 feet, more or less to the point or place of beginning, containing 0.77 acres, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project, Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A (1)", copy of which is attached to the Declaration of Taking filed herein.

(Parcel 10A)

Being a strip, piece or parcel of land lying in part of the Southerly 20 acres of Lot 2, Section 30, Township 20 North, Range 14 East, Tulsa County, Oklahoma, particularly described as follows: Beginning at a point in the North right-of-way line of the St. L. & S. F. Railroad, distant North 0 degrees 02 minutes East 41.3 feet and East 120.5 feet, more or less, from the Southwest corner of said lot 2, said point being the Southeasterly corner of land hereinbefore described as Parcel 10; running thence North 21 degrees 49 minutes West along said Parcel 10 a distance of 53.6 feet to a point; thence North 0 degrees 02 minutes East 312.3 feet to a point; thence due West a distance of 15 feet to a point in said Parcel 10; thence North 0 degrees 02 minutes East along said Parcel 10 a distance of 50 feet to a point; thence due East a distance of 45 feet to a point; thence South 0 degrees 02 minutes West a distance of 411.4 feet to a point in the North right-of-way line of the St. L. & S. F. Railroad; thence South 84 degrees 40 minutes West along said railroad right-of-way line a distance of 10.1 feet to the point or place of beginning, containing 0.30 acres, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A (1)", copy of which is attached to the Declaration of Taking filed herein.

Parcels 11 and 11A:
(Parcel 11)

Being the East 60 feet of the North 525.1 feet of the West 85 feet of Lot 2, Section 30, Township 20 North, Range 14 East, Tulsa County, Oklahoma, containing 0.72 acre, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A (1)", copy of which is attached to the Declaration of Taking filed herein.

Parcel 11A

Being a strip, piece or parcel of land lying in the South one-half of Lot 1, Section 30, Township 20 North, Range 14 East, Tulsa County, Oklahoma, particularly described as follows: Beginning at a point being the intersection of the South line of said Lot 1 with the East line of the 25 foot right-of-way occupied by the present U. S. Highway No. 75, distant 25 feet East from the Southwest corner of said Lot 1, said point also being the Northwesterly corner of land hereinbefore described as Parcel 11;

running thence East along the South line of said Lot 1 and the North line of said Parcel 11 a distance of 60 feet to a point; thence North 0 degrees 02 minutes East a distance of 170.6 feet to a point; thence due East a distance of 5 feet to a point; thence North 0 degrees 02 minutes East a distance of 489.2 feet to a point in the North line of said South one-half of Lot 1; thence West along said North line a distance of 65 feet to a point in the East line of the 25-foot right-of-way occupied by the present U. S. Highway No. 75, distant 25 feet East from the West line of said Lot 1; thence South 0 degrees 02 minutes West along said right-of-way and distant 25 feet from the West line of said Lot 1 a distance of 659.8 feet to the point of place of beginning, containing 0.97 acres, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4 - A (1)", copy of which is attached to the Declaration of Taking filed herein.

Parcel 12:

Being the East 65 feet of the West 90 feet of the North one-half of Lot 1, Section 30, Township 20 North, Range 14 East, Tulsa County, Oklahoma, containing 0.96 acres, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project, Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A (1)", copy of which is attached to the Declaration of Taking filed herein.

Parcels 13 and 13A:

(Parcel 13)

Being a strip, piece or parcel of land lying in Lots 3 and 4 and the South 18.96 acres of Lot 2, Section 19, Township 20 North, Range 14 East, Tulsa County, Oklahoma, particularly described as follows: Beginning at a point being the intersection of the South line of said Lot 4 with the East line of the 25-foot right-of-way occupied by the present U. S. Highway No. 75, distant 25 feet East from the Southwest corner of said Lot 4; running thence East along the said South line of Lot 4 a distance of 75 feet to a point; thence North 0 degrees 02 minutes East a distance of 751.1 feet to a point; thence due West a distance of 20 feet to a point; thence North 0 degrees 02 minutes East a distance of 1889.3 feet to a point in the South line of the South 18.96 acres of said Lot 2; thence due West along the said South line of Lot 2 a distance of 20 feet to a point; thence North 0 degrees 02 minutes East a distance of 229.5 feet to a point; thence due West a distance of 35 feet to a point in the East line of the 25-foot right-of-way occupied by the present U. S. Highway No. 75, distant 25 feet East from the West line of said Lot 2; thence South 0 degrees 02 minutes West along the East line of said right-of-way and distant 25 feet East from the West lines of Lots 2, 3 and 4 a distance of 2869.9 feet to the point or place of beginning, containing 3.84 acres, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-a(1)", a copy of which is attached to the Declaration of Taking filed herein.

Parcel 13A:

Being a strip, piece or parcel of land lying in Lot 3 of Section 19, Township 20 North, Range 14 East, Tulsa County, Oklahoma, particularly described as follows: Beginning at a point in the East line of the permanent right-of-way for U. S. Highway No. 75 and also being the East line of land hereinbefore described as Parcel 13, said point being distant 1826.1 feet North of the South line of said Section 19; thence running North 0 degrees 02 minutes East along said permanent right-of-way line and said Parcel 13 a distance of 75 feet to a point; thence due East a distance of 50 feet to a point; thence South 0 degrees 02 minutes West a distance of 75 feet to a point; thence due West a distance of 50 feet to the point or place of beginning 0.09 acre, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project, Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-a(1)", copy of which is attached to the Declaration of Taking filed herein.

Lot 1, running thence West along the South line of said Lot 1 a distance of 659.8 feet to a point being the Southwest corner of said East one-half of Lot 1; thence North along the West line of the said East one-half of Lot 1 a distance of 54.5 feet to a point in the center line of U. S. Highway No. 75; thence North 69 degrees 09 minutes East along the center line of said present Highway a distance of 56.5 feet to a point which is 75 feet North of the South line of said Lot 1; thence South 89 degrees 50 minutes East a distance of 355.3 feet to a point; thence North 45 degrees 06 minutes East a distance of 130 feet a distance of 130 feet to a point on said present highway center line; thence northeasterly along said center line a distance of 277 feet to a point in the East line of said Lot 1; thence South along said East line a distance of 367 feet to the point or place of beginning containing 1.55 acres, more or less, of new right-of-way, the remaining area included in the above description being the present 16.5 feet section line right-of-way; as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A (1)", copy of which is attached to the Declaration of Taking filed herein.

Parcel 2:

Being a strip, piece or parcel of land in Lots 5 and 6 of Section 6, Township 19 North, Range 14 East, Tulsa County, Oklahoma, particularly described as follows: Beginning at a point being the intersection of the present 33-foot right-of-way along the West line of Section 6 with the present 30-foot right-of-way along the North line of said Lots 5 and 6, said point being distant 33 feet East and 30 feet South from the Northwest corner of said Lot 5; running thence South along the Easterly line of said present 33-foot right-of-way a distance of 258 feet to a point; thence due East a distance of 47 feet to a point; thence North 45 degrees 03 minutes East a distance of 264.5 feet to a point which is 267 feet East of the West line of said Section 6 and 100 feet South of the North line of said Lot 5; thence East on a line parallel to and 100 feet South of said North line a distance of 732.6 feet to a point; thence due North a distance of 40 feet to a point; thence due East a distance of 500 feet to a point; thence due North a distance of 30 feet to a point which is 30 feet South of the North line of said Lot 6; thence West along a line which is 30 feet South from the North line of said Lots 5 and 6 a distance of 1467 feet to the point or place of beginning containing 2.53 acres, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A(1)", copy of which is attached to the Declaration of Taking filed herein.

Parcel 3:

Being the West 15 feet of the East 40 feet of the South one-half of the Southeast one-quarter of the Southeast one-quarter of the Southwest one-quarter of the Northeast one-quarter of Section 36, township 20 North, Range 13 East, Tulsa County, Oklahoma, containing 0.06 acre, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A (1), copy of which is attached to the Declaration of Taking filed herein.

Parcel 4:

Being the West 15 feet of the East 40 feet of the North one-half of the Southeast one-quarter of the Southeast one-quarter of the Northeast one-quarter of Section 36, Township 20 North, Range 13 East, Tulsa County, Oklahoma, containing 0.06 acre, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A(1)", copy of which is attached to the Declaration of Taking filed herein.

Parcel 5:

Being the West 15 feet of the East 40 feet of the South one-half of the North one-half of the Southeast one-quarter of the southeast one-quarter of the Northeast one-quarter of Section 36, Township 20 North, Range 13 East, Tulsa County, Oklahoma, containing 0.06 acre, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A (1)", copy of which is attached to the Declaration of Taking filed herein.

Parcel 6:

Being the West 15 feet of the East 40 feet of the North one-half of the Southeast one-quarter of the Southeast one-quarter of the Northeast one-quarter of Section 36, Township 20 North, Range 13 East, Tulsa County, Oklahoma, containing 0.06 acre, more or less, as shown by plat "Lands proposed to be acquired by through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A(1)", copy of which is attached to the Declaration of Taking filed herein.

Parcel 7:

Being the West 15 feet of the East 40 feet of the Northeast one-quarter of the Southeast one-quarter of the Northeast one-quarter of Section 36, Township 20 North, Range 13 East, Tulsa County, Oklahoma, containing 0.23 acre, more or less as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A(1)", copy of which is attached to the Declaration of Taking filed herein.

Parcel 8:

Being the East 55 feet of the West 80 feet of the North one-half of the Southwest 8.93 acres of Lot 2, Section 31, Township 20 North, Range 14 East, Tulsa County, Oklahoma, containing 0.43 acre, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A(1), copy of which is attached to the Declaration of Taking filed herein.

Parcel 9:

Being a strip, piece or parcel of land in the East one-half of the Southeast one-quarter of the Southeast one-quarter of Section 25, Township 20 North, Range 13 East, Tulsa County, Oklahoma, particularly described as follows: Beginning at a point being the intersection of the South line of the East one-half of the Southeast one-quarter of said Section 25 with the West line of the 45-foot right-of-way occupied by the present U. S. Highway No. 75; running thence West along the said South line a distance of 5 feet to a point; thence North 0 degrees 02 minutes East a distance of 929 feet to a point; thence due West a distance of 10 feet to a point; thence North 0 degrees 02 minutes East a distance of 390.5 feet to a point in the North line of the said East one-half of the Southeast one-quarter of the Southeast one-quarter; thence East along the said North line a distance of 15 feet to a point in the West line of the said 45-foot right-of-way occupied by the present U. S. Highway No. 75, said point being distant 45 feet West from the Northeast corner of the said East one-half of the Southeast one-quarter of the Southeast one-quarter; thence South 0 degrees 02 minutes West along the West line of said right-of-way and distant 45 feet West from the East line of said East one-half of the Southeast one-quarter of the Southeast one-quarter a distance of 1319.5 feet to the point or place of beginning, containing 0.24 acre, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A(1)", copy of which is attached to the Declaration of Taking filed herein.

Parcels 10 and 10A:(Parcel 10)

Being a strip, piece or parcel of land lying in part of the Southerly 20 acres of Lot 2, Section 30, Township 20 North, Range 14 East, Tulsa County, Oklahoma particularly described as follows: Beginning at a point being the intersection of the North right-of-way line of the St. L. & S. F. Railroad with the East line of the 25-foot right-of-way occupied by the present U. S. Highway No. 75, said point being distant North 0 degrees 02 minutes East 41.3 feet and East 25 feet, more or less from the Southwest corner of said Lot 2; running thence North 84 degrees 40 minutes East along said Railroad right-of-way line a distance of 95.5 feet more or less to a point being a corner of land hereinafter described as Parcel 10A; thence North 21 degrees 49 minutes West partly along said Parcel 10A a distance of 94 feet to a point which is 85 feet East of the West line of said Lot 2; thence North 0 degrees 02 minutes East a distance of 445.5 feet to a point; thence due West a distance of 60 feet to a point in the East line of the 25-foot right-of-way occupied by the present U. S. Highway No. 75, said point being distant

25 feet East from the West line of said Lot 2; thence South 0. degrees 02 minutes West along said right-of-way a distance of 544.1 feet, more or less to the point or place of beginning, containing 0.77 acre, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project, Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A (1)", copy of which is attached to the Declaration of Taking filed herein.

(Parcel 10A)

Being a strip, piece or parcel of land lying in part of the Southerly 20 acres of Lot 2, Section 30, Township 20 North, Range 14 East, Tulsa County, Oklahoma, particularly described as follows: Beginning at a point in the North right-of-way line of the St. L. & S. F. Railroad, distant North 0 degrees 02 minutes East 41.3 feet and East 120.5 feet, more or less, from the Southwest corner of said Lot 2, said point being the Southeasterly corner of said land hereinafter described as Parcel 10; running thence North 21 degrees 49 minutes West along said Parcel 10 a distance of 53.6 feet to a point; thence North 0 degrees 02 minutes East 312.3 feet to a point; thence due West a distance of 15 feet to a point in said Parcel 10; thence North 0 degrees 02 minutes East along said Parcel 10 a distance of 50 feet to a point; thence due East a distance of 45 feet to a point; thence South 0 degrees 02 minutes West a distance of 411.4 feet to a point in the North right-of-way line of the St. L. & S. F. Railroad; thence South 84 degrees 40 minutes West along said railroad right-of-way line a distance of 10.1 feet to the point or place of beginning, containing 0.30 acre, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A(1)", copy of which is attached to the Declaration of Taking filed herein.

Parcels 11 and 11A:

(Parcel 11)

Being the East 60 feet of the North 525.1 feet of the West 85 feet of Lot 2, Section 30, Township 20 North, Range 14 East, Tulsa County, Oklahoma, containing 0.72 acre, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-a(1)," copy of which is attached to the Declaration of Taking filed herein.

(Parcel 11A)

Being a strip, piece or parcel of land lying in the South one-half of Lot 1, Section 30, Township 20 North, Range 14 East, Tulsa County, Oklahoma, particularly described as follows: Beginning at a point being the intersection of the South line of said Lot 1 with the East line of the 25-foot right-of-way occupied by the present U. S. Highway No. 75, distant 25 feet East from the Southwest corner of said Lot 1, said point also being the Northwesterly corner of land hereinbefore described as Parcel 11; running thence East along the South line of said Lot 1 and the North line of said Parcel 11 a distance of 60 feet to a point; thence North 0 degrees 02 minutes East a distance of 170.6 feet to a point; thence due East a distance of 5 feet to a point; thence North 0 degrees 02 minutes East a distance of 489.2 feet to a point in the North line of said South one-half of Lot 1; thence West along said North line a distance of 65 feet to a point in the East line of the 25-foot right-of-way occupied by the present U. S. Highway No. 75, distant 25 feet East from the West line of said Lot 1; thence South 0 degrees 02 minutes West along said right-of-way and distant 25 feet from the West line of said Lot 1 a distance of 659.8 feet to the point or place of beginning, containing 0.97 acres, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A(1)", copy of which is attached to the Declaration of Taking filed herein.

Parcel 12:

Being the East 65 feet of the West 90 feet of the North one-half of Lot 1, Section 30, Township 20 North, Range 14 East, Tulsa County, Oklahoma, containing 0.96 acre, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project, Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A (1)", copy of which is attached to the Declaration of Taking filed herein.

Parcels 13 and 13A:
(Parcel 13)

Being a strip, piece or parcel of land lying in Lots 3 and 4 and the South 18.96 acres of Lot 2, Section 19, Township 20 North, Range 14 East, Tulsa County, Oklahoma, particularly described as follows: Beginning at a point being the intersection of the South line of said Lot 4 with the East line of the 25-foot right-of-way occupied by the present U. S. Highway No. 75, distant 25 feet East from the Southwest corner of said Lot 4; turning thence East along the said South line of Lot 4 a distance of 75 feet to a point; thence North 0 degrees 02 minutes East a distance of 751.1 feet to a point; thence due West a distance of 20 feet to a point; thence North 0 degrees 02 minutes East a distance of 1889.3 feet to a point in the South line of the South 18.96 acres of said Lot 2; thence due West along the said South line of Lot 2 a distance of 20 feet to a point; thence North 0 degrees 02 minutes East a distance of 229.5 feet to a point; thence due West a distance of 35 feet to a point in the East line of the 25-foot right-of-way occupied by the present U. S. Highway No. 75, distant 25 feet East from the West line of said Lot 2; thence South 0 degrees 02 minutes West along the East line of said right-of-way and distant 25 feet East from the West lines of Lots 2, 3 and 4 a distance of 2869.9 feet to the point or place of beginning, containing 3.84 acres, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A(1)", copy of which is attached to the Declaration of Taking filed herein.

Parcel 13A:

Being a strip, piece or parcel of land lying in Lot 3 of Section 19, Township 20 North, Range 14 East, Tulsa County, Oklahoma, particularly described as follows: Beginning at a point in the East line of the permanent right-of-way for U. S. Highway No. 75 and also being the East line of land hereinbefore described as Parcel 13, said point being distant 1826.1 feet North of the South line of said Section 19; running thence North 0 degrees 02 minutes East along said permanent right-of-way line and said Parcel 13 a distance of 75 feet to a point; thence due East a distance of 50 feet to a point; thence South 0 degrees 02 minutes West a distance of 75 feet to a point; thence due West a distance of 50 feet to the point or place of beginning containing 0.09 acres, more or less, as shown by plat "Lands proposed to be acquired through condemnation proceedings for Access Road Project, Tulsa County, Oklahoma, Oklahoma Project DA-WI 4-A(1)", copy of which is attached to the Declaration of Taking filed herein.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that Ben O. Kirkpatrick, of the City of Tulsa, Tulsa County, Oklahoma; T. G. Grant of the City of Tulsa, Tulsa County, Oklahoma and Kenneth Crouch of the City of Tulsa, Tulsa County, Oklahoma, disinterested freeholders of said district, and not interested in any like question, be, and they are hereby appointed as commissioners to forthwith inspect said real property hereinabove described, and consider the fair, cash, market value of said real estate, and estate therein taken, and award said fair, cash, market value to the respondents in this cause.

Said commissioners are hereby authorized, empowered and directed to forthwith take the oath prescribed by law, and to immediately inspect said property as provided by law, and file their report herein.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 12 1942
H. P. Warfield, Clerk
U. S. District Court H

Court adjourned to June 13, 1942

On this 13th day of June, 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 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
15,500 acres of land, more or less, situate)
in Mayes County, Oklahoma, and John M. Niehaus,)
Jr., et al,	Respondents.)

JUDGMENT AS TO TRACT A-10

Now on this 1st day of June, 1942, this cause came on to be heard, the petitioner appearing by and through Curtis P. Harris, Special Attorney for the Department of Justice, and the respondent, Ada Gonzalis, appearing by and through W. E. Foltz, Probate Attorney.

A jury having been waived by both parties, the cause was tried to the Court. The Court having heard the evidence finds that the fair, cash, market value of Tract A-10, at the time of taking by the petitioner, was the sum of \$1,200.00.

The Court further finds that there was growing crops on Tract A-10, which were taken by the petitioner; that the value of said growing crops has been fixed by written stipulation filed in this cause in the sum of \$28.00.

The Court further finds that there has been deposited with the Court Clerk the sum of \$760.00.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the fair, cash, market value of Tract A-10, and compensation to the owners thereof, including crops and all damages to said tract, be, and the same is hereby fixed at the sum of \$1,228.00.

IT IS FURTHER ORDERED that the petitioner, the United States of America, deposit the sum of \$468.00 with the Court Clerk, as the Registry of the Court, to complete the payment for Tract A-10.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Jun 13 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
)
15,500 acres of land, more or less, situate in)
Mayes County, Oklahoma, and John M. Niehaus, Jr.)
et al,	Respondents.)

JUDGMENT AS TO TRACT B-3

Now on this 1st day of June, 1942, this cause came on for trial, and was duly continued to the 8th day of June, 1942.

Now on this 8th day of June, 1942, this cause again came on for trial, the petitioner appearing by and through Curtis P. Harris, Special Attorney for the Department of Justice, and the respondents appearing by and through their attorneys, Harve N. Langley and Frank Nesbitt.

Trial by jury having been waived in open court by all parties, the Court proceeded to hear the evidence and try the case.

The Court finds that the fair, cash, market value of Tract B-3, including growing crops, and all damages to said tract, at the time of taking by the petitioner, was the sum of \$16,384.00.

The Court further finds that there was been heretofore deposited with the Court Clerk, as the estimated fair, cash, market value of said tract, the sum of \$11,400.00.

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED that the fair, cash, market value of Tract B-3, and compensation to the owners thereof, including growing crops and all damages to said tract of every kind and character, be, and the same is hereby fixed at the sum of \$16,384.00.

IT IS FURTHER ORDERED that the petitioner, the United States of America, deposit with the Court Clerk, as the Registry of said Court, the further sum of \$4,984.00 to make up the deficiency as to Tract B-3, and to complete the payment for said tract.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Jun 13 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
15,500 acres of land, more or less, situate in)	
Mayes County, Oklahoma, and John M. Niehahaus,)	
Jr. et al.,	Respondents.)	

JUDGMENT AS TO TRACTS B-5, B-9 and B-10

Now on this 2d day of June, 1942, this cause came on for trial, the petitioner appearing by and through Curtis P. Harris, Special Attorney for the Department of Justice, and the respondents appearing by and through their attorneys of record, Harve N. Langley and Frank W. Nesbitt.

By agreement of the parties in open Court, Tracts B-5, B-9 and B-10 were duly consolidated for the purpose of trial. It is further agreed that Tracts B-5, B-9 and B-10 might be treated for all purposes, including distribution, as being under one ownership.

The jury having been duly empaneled and sworn, and said jury having heard the evidence and had the cause duly submitted to them, returned the following verdict, to-wit:

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

United States of America,	Plaintiff,	)	Case No. 652 - Civil
vs.		)	Tracts B-5, 9 & 10,
15,500 acres of land, more or less,		)	Lizzie Bean, et al.,
situate in Mayes County, Okla., John)	
M. Niehaus, Jr. et al.,	Defendant.)	

"We, the jury in the above-entitled case, duly impaneled and sworn, upon our oaths find for the defendants and fix the amount of their damages at \$750.00 (Seven Hundred Fifty and no/100 Dollars)
(signed) J. W. McCarter,
Foreman."

The Court finds that there has been heretofore deposited with the Court Clerk as to Tract B-5 the sum of \$45.00, and as to Tract B-9 the sum of \$100.00, and as to Tract B-10, the sum of \$150.00, or a total deposit of \$295.00 as to all three tracts.

IT IS, THEREFORE ORDERED ADJUDGED AND DECREED that judgment be and the same is hereby rendered on said verdict, and the aggregate fair, cash, market value of Tracts B-5, B-9 and B-10, and compensation to the owners thereof, including all damages thereto, be, and the same is hereby fixed at the sum of \$750.00.

IT IS FURTHER ORDERED that the petitioner, the United States of America, deposit with the Clerk of the Court, as the Registry of said Court, the further sum of \$455.00 to make up the deficiency as to Tracts B-5, B-9 and B-10.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Jun 13 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.)
)
)
15,500 acres of land, more or less, situate)
in Mayes County, Oklahoma, and John M. Niehaus,)
Jr., et al,	Respondents.)

No. 652 - Civil

JUDGMENT AS TO TRACT B-6

Now on this 2d day of June, 1942, this cause came on to be heard, the petitioner appearing by and through Curtis P. Harris, Special Attorney for the Department of Justice, and the respondent Jesse L. Mayes, appearing by and through his attorneys, Harve N. Langley and Frank W. Nesbitt; and both parties having waived a jury in open Court, the Court proceeded to hear the case.

The Court having heard the evidence and having been fully advised in the premises finds that Tract B-6, including all damages thereto, had a fair, cash, market value at the time of taking by the petitioner of \$3,000.00.

The Court further finds that there has been heretofore deposited with the Clerk of the Court as the Registry of the Court the sum of \$1,185.00.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the fair, cash, market value of Tract B-6, and compensation to the owners thereof, including all damages of every kind and character for the taking thereof, be, and the same is hereby fixed at the sum of \$3,000.00.

IT IS FURTHER ORDERED that the petitioner, the United States of America, deposit with the Clerk of the Court, as the Registry of said Court, the further sum of \$1,815.00 to make up the deficiency in the deposit heretofore made, and to complete the payment for said tract.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Jun 13 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.)
)
)
15,500 acres of land, more or less, situate in)
Mayes County, Oklahoma, and John M. Niehaus, Jr.,)
et al.,	Respondents.)

No. 652 Civil

JUDGMENT AS TO TRACT B-44

Now on this 4th day of June, 1942, this cause came on for trial, the petitioner appearing by and through Curtis P. Harris, Special attorney for the Department of Justice, and the respondent, J. M. Eberting, appearing by and through his attorney, Harve N. Langley.

A jury having been duly empaneled and sworn, the evidence heard, and the case duly submitted, the jury returned the following verdict, to-wit:

District of Oklahoma

United States of America,	Plaintiff,)
)
vs.		) Case No. 652 - Civil
		) Tract B-44
15,500 acres of land, more or less,		) J. M. Eberting
situate in Mayes County, Oklahoma,)
John M. Niehaus, Jr., et al,	Defendants.)

"We, the jury in the above-entitled case, duly impaneled and sworn, upon our oaths find for the defendant and fix the amount of his damages at \$3400.00.

(signed) Cyrus Eltie Sayre
Foreman."

The Court further finds that there has been heretofore deposited with the Court Clerk, as the Registry of the Court, the sum of \$2,695.00.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that judgment be and the same is hereby rendered upon the verdict of the jury, and the fair, cash, market value of Tract B-44, including crops and all damages to said tract of every kind and character, be, and the same is hereby fixed at \$3,400.00.

IT IS FURTHER ORDERED that the petitioner, the United States of America, deposit the further sum of \$705.00 to make up the deficiency in the deposit heretofore made as to Tract B-44, and to complete payment for said tract.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Jun 13 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
)
15,500 acres of land, more or less,)
situate in Mayes County, Oklahoma,)
and John M. Niehaus, Jr., et al.,	Respondents.)

JUDGMENT AS TO TRACTS B-34 and D-7

Now on this 3d day of June, 1942, this cause came on for trial, the petitioner appearing by and through Curtis P. Harris, Special Attorney for the Department of Justice and the respondents, John Campbell and Maude Campbell, appearing by and through their attorneys, Harve N. Langley and Frank W. Nesbit.

It was agreed in open Court that tracts B-34 and D-7 should be consolidated for the purpose of trial, and for the purpose of distribution of funds as to said tracts, said tracts being under one ownership.

It was further stipulated and agreed in open court that the value of the growing crops on Tracts B-34 and D-7 was the total sum of \$750.00.

The jury having been duly empaneled and sworn, and said jury having heard the question and the evidence duly presented, the jury returned the following verdict, to-wit:

"In the District Court of The United States for The Northern District of Oklahoma

"United States of America,	Plaintiff,)	
		)	Case No. 652 - Civil
vs.		)	Tracts No. B-34 and D-7
		)	John Campbell
15,500 acres of land, more or less,)	
situate in Mayes County, Oklahoma,)	
John M. Niehaus, Jr., et al.,	Defendants.)	

We, the jury in the above-entitled case, duly impaneled and sworn, upon our oaths find for the defendant and fix the amount of his damages at \$8,500.00 (eight thousand five hundred and no/100)
(signed) Chas. Crocker,
Foreman."

The Court further finds that there has been heretofore deposited with the Clerk of the Court as to Tract B-34 the sum of \$1,000.00, and as to Tract D-7 the sum of \$7,275.00, or a total deposit as to both tracts in the sum of \$8,275.00.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that judgment be and the same is hereby rendered on the verdict of the jury, and the aggregate fair, cash, market value, including crops and all damages of every kind and character to said tracts, be, and the same is hereby fixed in the sum of \$9,250.00.

IT IS FURTHER ORDERED that the petitioner, the United States of America, deposit with the Clerk of the Court, as the Registry of said Court, the further sum of \$975.00, to make up the deficiency in the deposit heretofore made as to Tracts B-34 and D-7, and to complete payment for said tracts.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Jun 13 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.)	
15,500 acres of land, more or less, situate in		)	No. 652 - Civil
Mayes County, Oklahoma, and John M. Niehaus,)	
Jr., et al.,	Respondents.)	

JUDGMENT AS TO TRACT C-9

Now on this 4th day of June, 1942, this cause came on for trial, the petitioner appearing by and through Curtis P. Harris, Special Attorney for the Department of Justice, and the respondent appearing in person.

A jury having been empaneled, and sworn, and the case duly submitted, the jury returns the following verdict, to-wit:

"In The District Court of The United States for The Northern District of Oklahoma

United States of America,	Plaintiff,)
)
vs.		) Case No. 652 - Civil
		) Tract C-9
15,500 acres of land, more or less, situate		) Eloise Caroline Brown
in Mayes County, Oklahoma, John M. Niehaus,)
Jr., et al,	Defendants.)

"We, the jury in the above-entitled case, duly impaneled and sworn, upon our oaths, find for the defendant and fix the amount of her damages at \$250.00.

(signed) Cyrus Eltie Sayre
Foreman."

The Court further finds that the value of the growing crops on Tract C-9, at the time of the taking, has been agreed and fixed at the sum of \$10.00.

The Court further finds that there has been heretofore deposited as to Tract C-9 the sum of \$145.00.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the judgment be and the same is hereby rendered upon the verdict of the jury, and the fair, cash, market value of Tract C-9, and compensation to the owner thereof, including growing crops and all damages of every kind and character, be, and the same is hereby fixed at the sum of \$360.00.

IT IS FURTHER ORDERED that the petitioner, the United States of America, deposit with the Clerk of the Court, as the Registry of the Court, the further sum of \$215.00 to make up the deficiency in the deposit as to Tract C-9, and to complete the payment therefor.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Jun 13 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
)
15,500 acres of land, more or less, situate in)
Mayes County, Oklahoma, and John M. Niehaus,)
Jr., et al,	Respondents.)

JUDGMENT AS TO TRACT C-46

Now on this 4th day of June, 1942, this cause came on for trial, the petitioner appearing by and through Curtis P. Harris, Special Attorney, for the Department of Justice, and the

Commissioners of the Land Office for the State of Oklahoma appearing by and through their counsel, Edwin A. Ellinghausen; the respondent, Arvil W. Rike, failing to appear although duly called three times in open Court.

A jury having been empaneled and sworn, the evidence was presented to the case submitted, and the jury returned the following verdict, to-wit:

"In The District Court Of The United States For The Northern District of Oklahoma

United States of America,	Petitioner,)
		) Case No. 652 - Civil
vs;		) Tract No. C-46
		) Arvil W. Rike, et al
15,500 acres of land more or less, situate in)
Mayes County, Oklahoma, John M. Niehaus,)
Jr., et al.	Defendants.)

"We, the jury in the above-entitled case, duly impaneled and sworn, upon our oaths, find for the defendant and fix the amount of their damages at \$5000.00.

(Signed) C. A. Mullens,
Foreman."

The Court finds that there has been heretofore deposited with the Clerk of the Court the sum of \$4,175.00 as the estimated value and compensation for Tract C-46.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the judgment be and the same is hereby rendered on the verdict of the jury, and the fair, cash, market value of Tract 6, and compensation to the owners thereof, including all damages of every kind and character, is hereby fixed at the sum of \$5,000.00.

IT IS FURTHER ORDERED that the petitioner, the United States of America, deposit the further sum of \$825.00 with the Clerk of the Court, as the Registry of the Court, to complete the payment for Tract C-46.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Jun 13 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
15,500 acres of land, more or less, situate in)
Mayes County, Oklahoma, and John M. Niehaus,)
Jr., et al.	Respondents.)

JUDGMENT AS TO TRACT D-30

Now on this 4th day of June, 1942, this cause came on for trial, the petitioner appearing by and through Curtis P. Harris, Special Attorney for the Department of Justice, and the

On this 15th day of June, 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 FOR THE NORTHERN DISTRICT OF OKLAHOMA

Charley Thompson, Plaintiff,)
vs.) No. 526 Civil
Joe Thompson, et al, Defendants.)

ORDER APPROVING SALE BY UNITED STATES MARSHAL AND DIRECTING PAYMENT OF COSTS AND DISBURSEMENT OF FUNDS

Now on this the ___ day of June, 1942, there coming on for hearing the motion of plaintiff Charley Thompson, for an order approving sale of real estate, made in the above action on the 7th day of October, 1941, plaintiff appearing by his attorneys of record, John S. Severson and A. Lee Battenfield, and Whit Y. Mauzy, United States District Attorney, and Chester A. Brewer, Assistant United States District Attorney, appearing in their official capacity in behalf of plaintiff and defendants, and the court having heard said motion and being fully advised in the premises finds:

That pursuant to decree and orders of this court, heretofore made, the Honorable John P. Logan, United States Marshal for the Northern District of Oklahoma did, on the 7th day of October, 1941, sell the real estate involved in the above action to James F. Collins, after advertising the same in all particulars, as required by law for the sum of \$225.00, same being two-thirds of the appraised value, as fixed by the commissioners, and that said sale was in all particulars made in accordance with the orders of this court and of the statutes, both state and federal, in like cases made and provided and that report of sale should, in all things, be affirmed and approved and made firm and effectual forever, and that distribution of said funds should be made by the United States Marshal.

IT IS, THEREFORE, ORDERED, Adjudged and decreed, by the court, that said sale so made, by the United States Marshal, of the lands involved herein and described as follows, to-wit:

The south half of the Northeast quarter of the Northeast Quarter and the Southeast Quarter of the Northwest Quarter of the Northeast Quarter of Section Seventeen (17), Township Nineteen (19) North, Range Twenty (20) East, Mayes County, Oklahoma,

be and, the same is in all things, approved and confirmed and made firm and effectual forever, and that said purchaser James F. Collins is hereby subrogated to all of the rights of all of the parties to said action for the protection of his said title.

It is further ordered, adjudged and decreed, by the Court, that the said United States Marshal, the Honorable John P. Logan, shall make, execute and deliver to said purchaser James F. Collins, a proper conveyance, conveying to him the said land in accordance with this order and the orders and decrees of this Court, heretofore, made in this action.

It is further ordered, adjudged and decreed, by the Court, that the United States Marshal deduct out of the funds now in his hands, viz., \$225.00, the sum of \$24.75, being the amount due his office as costs and publishing said notice of sale of real estate; that said United States Marshal pay to the Honorable H. P. Warfield, Clerk of this Court, the costs of this case in the total sum of \$55.45; that he pay to Eva L. Perry, Court Clerk, Mayes County, Oklahoma, \$24.35 costs incurred this action prior to its removal from said court; that he pay to John S. Severson and A. Lee Battenfield the sum of \$42.85 as attorney's fees, that is, the sum of \$21.42 each, to said attorney's which said sum the court finds is fair and reasonable for the services performed, and same is charged as costs in this action; that he pay said attorney's one half each, the further sum of \$26.24, the same being \$15.00 advanced by them for costs in the case in the Circuit Court of Appeals and \$11.24 for brief filed in said court, and the further sum of \$8.00 to J. S. Severson his expense to Oklahoma City on the hearing of said case before the Circuit Court of Appeals; that he distribute the balance in his hands to F. W. Sunderwirth, Disbursement Agent for the Five Civilized Tribes at Muskogee, Oklahoma, for the use and benefit of the plaintiff Charley Thompson and the defendants Joe Thompson and Lucy Smith, nee Thompson, share and share alike, and that he file a report of his said disbursement with the Clerk of this Court.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 15 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
15,500 acres of land, more or less, situate in)
Mayes County, Oklahoma, and John M. Niehaus,)
Jr., et al,	Respondents.)

ORDER OF DISTRIBUTION

Now on this 13 day of June, 1942, this cause came on to be heard, and the Court having been fully advised in the premises, finds that distribution should be made as regards Tracts C-16 and C-55.

IT IS, THEREFORE, ORDERED that the Clerk issue checks as follows:

Tract No. C-16

County Treasure of Mayes County, Oklahoma	
(full payment of taxes on Tract C-16)	\$13.90

Tract No. C-55

Board of County Commissioners of Mayes County,	
Oklahoma (full payment for Tract C-55)	\$30.00

The Court Clerk shall make no charge for commission or poundage

ROYCE H. SAVAGE

Judge

ENDORSED: Filed Jun 15 1942
H. P. Warfield, Clerk

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

UNITED STATES OF AMERICA,	Petitioner,)
)
vs.		) No. 652 - Civil
)
15,500 acres of land, more or less, situate in)
Mayes County, Oklahoma, and John M. Niehaus, Jr.)
et al.,	Respondents.)

ORDER OF DISTRIBUTION

Now on this 13th day of June, 1942, it being made to appear to the Court that money has been deposited with the Court to cover deficiency judgments heretofore rendered in this cause, and it further appearing to the Court that distribution should be made as to certain tracts involved in this proceeding,

IT IS, THEREFORE, ORDERED that the Clerk issue checks in distribution as to the tracts hereinafter named, all as follows:

Tract No. A-4

Kate DeLay, Christine DeLay Hedrick, Gladys DeLay Stamper, Winiford Marshal DeLay, Ethel R. DeLay, Bethel R. DeLay, Grace DeLay Grissom, Virginia De- lay Lawson, Paul Edison DeLay, Marie DeLay Blount, Louise DeLay Devine	\$430.00
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Tract No. A-5

Neal D. Newton	\$681.00
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Tract No. A-7

Susie T. Gidney	\$146.00
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Tract No. A-8

W. H. McCollough and Pearl McCollough	\$ 94.00
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Tract No. A-9

Vian Yelton and Marcus E. Yelton	\$160.00
----------------------------------	----------

Tract No. A-14

Otto Rist and Esther Hazel Rist	\$ 24.00
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Tract No. A-15

Tillie G. Williamson	\$ 90.00
Laura Roberts	\$ 90.00

Tract No. A-17

Superintendent of the Five Civilized Tribes, for the use and benefit of Ada Bonzalis, 3/4-blood Cherokee Indian	\$ 6.00
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Tract No. A-20

James B. Lacey and Tom Steele, a partnership doing
business under the name of Lacey and Steele \$577.00

Tract No. A-20-A

James B. Lacey and Tom Steele, a partnership doing
business under the name of Lacey and Steele \$ 48.00

Tract No. A-22

Doris E. Medlin and Cora J. Maxton \$ 96.80

Tract No. A-24

J. C. Pigott and Mary T. Pigott \$144.00

Tract No. A-25

Otto Rist and Esther Hazel Rist \$172.00

Tract No. A-26
and No. A-34

J. C. Pigott and Mary T. Pigott \$261.00

Tract No. A-28

Doris E. Medlin and Cora J. Maxton \$192.00

Tract No. A-30

James B. Lacey and Tom Steele, a partnership doing
business under the name of Lacey and Steele \$357.00

Tract No. A-31

J. L. Dixon and Ora M. Dixon \$235.00

Tract No. A-32

Sarah H. Cook \$486.00

Tract No. A-37

Roxie Horne, Ernest Woolsey, William Horne, Myrtle
Stallcup, Pearl Woolsey, Grace Boushell, Edith
Branch, Lucy J. Hilton, James E. Stallcup, Stelle
Woolsey, Earl Branch, and Milton Boushell \$ 85.00

Tract No. A-38

Oron Estes and Rosa Estes \$754.00

Tract No. A-39

Sarah H. Cook \$226.00

Tract No. A-41

Sarah H. Cook \$ 82.00

Tract No. A-44

V. W. Purcell and Celeste Purcell \$127.00

Tract No. B-1

V. D. Harrington and Sibyl Harrington \$2475.00

Tract No. B-13

Ben F. Goss and Flora Goss \$360.00

Tract No. B-14

John C. Ramsey and Rachel Ramsey \$688.00

Tract No. B-15

Ollie Collie \$ 75.00

Tract No. B-16

Ralph H. Poole and Marie R. Poole \$241.00

Tract No. B-18

W. A. Graham \$667.50

Tract No. B-20

Superintendent of the Five Civilized Tribes for the use and benefit of Peggie Hitcher, Sallie Hitcher now Phillips, and Charley Hitcher, heirs of Cora Hitcher, deceased, full-blood Cherokee Indian, Roll No. 25,813 \$ 25.00

Tract No. B-31

Morton Sherl and Effie Sherl \$540.00

Tract No. B-23

W. T. Casey, H. A. Campbell, Jas. L. Alvis, Trustees of the Church of God of the Postolic Faith \$ 80.00

Tract No. B-26

Ed Cann and Ethel Cann \$106.00

Tract No. B-29

Bethel Dill and Kernie Dill \$1620.00

Tract No. B-30

Superintendent of the Five Civilized Tribes for
the use and benefit of Charley Hitcher, full-blood
Cherokee Indian \$ 95.00

Tract No. B-32

Superintendent of the Five Civilized Tribes for
the use and benefit of Charley Hitcher, full-blood
Cherokee Indian \$ 32.00

Tract No. B-35

Minnie Shutt \$2392.00

Tract No. B-38
and B-40

Clarence E. Castle and Jessie Castle \$545.00

Tract No. B-39

Houston Humble and Hazel B. Humble \$350.00

Tract No. B-41

North American Life Insurance Company \$106.00

Tract No. B-42, B-45
and B-47

Maggie Easterly, and John P. Easterly \$443.00

Tract No. B-43

S. W. Howard, June E. Howard, Lewis G. Howard,
Mary E. McKenna, Georgia Chapman, Roy Chapman,
and H. A. Howard, Administrator of the Estate
of G. L. Howard, deceased \$ 52.00

Tract No. B-46

Superintendent of the Five Civilized Tribes for
the use and benefit of William Catcher, full-
blood Cherokee Indian \$ 12.50

Tract No. C-2

Eloise Caroline Brown \$112.00

Tract No. C-7

Belle Ellsworth \$120.00

Tract No. C-10

Superintendent of the Five Civilized Tribes for the
use and benefit of Charles Thompson, Stephen

Fisher, Anna Downing, Lula Downing, and Dickie Downing, as heirs of Charlotte Watie, deceased, \$305.00

Tract No. C-13

J. C. Wilkerson and J. C. Wickham \$ 12.00

Tract No. C-15

J. C. Wilkerson and J. C. Wickham \$492.00

Tract No. C-21

Essie J. Hunt \$100.00

Tract No. C-24

J. P. Easterly and Maggie L. Easterly \$808.30

Tract No. C-26

Walter J. Welch and Golda G. Welch \$728.00

Tract No. C-27

W. A. Collins and O. D. Mayor \$ 9.00

Tract No. C-30

P. W. Matthews \$125.00

Tract No. C-32

Hulda L. Prien, Guardian of August H. Glanmeier \$ 19.00

Tract No. C-33

C.T. Baker \$ 44.00

Tract No. C-35

Superintendent of the Five Civilized Tribes for use and benefit of Ada Gonzalis and Dave Gonzalis, restricted Cherokee Indians \$ 22.50

Tract No. C-36

Ethel N. Barclay formerly Patterson, Verda B. Patterson \$ 57.00

Tract No. C-38

M. A. Garrison and Arzelia G. Garrison \$134.00

Tract No. C-41

Callie Roberts Dugger and Pearl Dugger \$ 3.00

<u>Tract No. C-43</u>	
Dugan B. Smith and Anna Smith	\$ 6.00
<u>Tract No. C-44</u>	
Canaro C. Smith and Electa Smith	\$ 20.00
<u>Tract No. C-45</u>	
Homer L. Lee and Oleta M. Stingley	\$ 48.00
<u>Tract No. C-47</u>	
F. W. Wilson and Laura K. Wilson	\$ 8.00
<u>Tract No. C-50</u>	
Walter Wagner and Ruth A. Wagner	\$ 72.00
<u>Tract No. D-3</u>	
North American Life Insurance Company	\$850.00
<u>Tract No. D-5</u>	
Marion T. Orvis and Homer G. Tate	\$306.00
<u>Tract No. D-8</u>	
Jake Fair	\$192.50
<u>Tract No. D-10, and D-11</u>	
L. S. VanBrunt and Maude Van Brunt	\$132.00
<u>Tract No. D-16</u>	
M. A. Garrison and Arzelia Garrison	\$481.00
<u>Tract No. D-21</u>	
Marie Moore	\$ 47.50
Fern Jandreau	\$ 47.50
<u>Tract No. D-22</u>	
W. A. Grahma	\$2788.73
Treasurer of the United States	\$219.31
(refund of money representing money on harvested crops on Tract D-22)	
<u>Tract No. D-26 and D-38</u>	
O. B. Rutherford and Fannie Rutherford	\$500.00

Tract No. D-28

Superintendent of the Five Civilized Tribes for the
use and benefit of Ada Bonzalis and Dave
Gonzalis, restricted Cherokee Indians \$ 5.00

Tract No. D-31

Edwin C. Johnson and Estella J. Johnson \$185.00

Tract No. D-39

Eva M. Hogan, W. A. Hancock, Neva Gray and Lee Gray,
wife and husband, Nina Kello and Richard H. Kello,
wife and husband, Fonola Hancock, Patty Dever and L.
M. Dever, wife and husband, Mary Ann Hancock Lowry
and George A. Lowry, wife and husband, W. Hogan
Hancock and Bess Hancock, husband and wife, John
Hancock, Mabel Worsham, John C. Hogan and Josephine
M. Hogan, husband and wife, Karl Hogan and Ruth
Hogan, husband and wife, Phillip Hogan and Anne
Hogan, husband and wife, Neva E. Talbot, Ruth Hogan,
\$3575.00

Tract No. D-40

Frank Tucker \$ 97.12
Loretta Florence \$ 97.12
John Tucker \$ 97.12
Lucile Maxon \$ 97.14

Tract No. D-41

Superintendent of the Five Civilized Tribes for
use and benefit of Theodore Roosevelt Bailey,
3/4-blood Cherokee Indian, Roll No. M1732 \$457.00

Tract No. D-51

James A. Thompson and Eleanor C. Thompson \$341.00

Tract No. D-58

Arch Bonecutter, Claire Bonecutter, A. L. Barnett,
Bess L. Barnett, S. L. Riemenschneider, and Wini-
fred Reimenschneider \$ 4.00

The Court Clerk shall make no charge for commission or poundage.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 15 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,	Plaintiff,)	
)	
vs.		)	No. 811 Civil
)	
A. M. ABBOTT,	Defendant.)	

O R D E R

Now on this 15 day of June, 1942, this matter coming in before the court and it appearing to the court that this cause of action has been settled and the court costs have been paid, and that this action should be dismissed,

IT IS THEREFORE THE ORDER OF THE COURT that this cause of action be and the same hereby is dismissed.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 15 1942
H. P. Warfield, Clerk
U. S. District Court LN

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

UNITED STATES OF AMERICA,	Petitioner,)	
)	
vs.		)	CIVIL NO. 814
)	
CERTAIN PARCELS OF LAND IN MAYES COUNTY, OKLAHOMA; and C.W. Knotts, et al.,	Defendants.)	

ORDER APPOINTING COMMISSIONERS

NOW, on this 15th day of June, 1942, the above cause came on regularly for hearing upon the petition of the United States of America for an order appointing commissioners, and it appearing to the Court that the United States of America has the power and authority to acquire by eminent domain the lands hereinafter described and the acquisition of said lands is necessary for the management, operation and maintenance of the Grand River Dam Project, and for generating and supplying power for the manufacture of explosives or munitions of war, or otherwise necessary to the safety and defense of the United States.

The Court finds that pursuant to the Act of August 1, 1888, 25 Stat. 357 (U.S.C. Title 40, Sec. 257); the Act of February 26, 1931, 46 Stat. 1421 (U.S.C. Title 40, Secs. 258 (a) to 258 (e)); Title II of the Act of June 16, 1933, 48 Stat. 195, 200 U. S. C. Title 23, Sec. 9 (b) and Title 40, Secs. 401, 407, 409, 411, 413, and 414) as amended and supplemented; the Act of June 10, 1920, 41 Stat. 1063 (U.S.C. Title 16, Sec. 809); and Executive Order No. 8944, dated November 19, 1941, the Administrator of the Federal Works Agency is authorized to acquire in the name of the United States of America, title to all lands and interests in lands necessary for carrying out the purposes and objects set forth in said Executive Order No. 8944.

That pursuant to and by virtue of said authority, the Administrator of the Federal Works Agency has duly selected for acquisition for the United States for said public purposes a perpetual easement for the erection, operation and maintenance of a line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures, for the transmission of electric current together with the perpetual easement and right to cut down, remove or trim any trees that may interfere with or endanger said transmission line or lines or the maintenance or operation thereof, together with the perpetual easement, right and privilege to set the necessary guy and brace poles and anchors and to attach all necessary guy wires thereto, upon, over and across the lands situate, lying and being in the County of Mayes, in the Northern District of the State of Oklahoma, and within the jurisdiction of this Court, and more particularly described by courses and distances, as follows, to-wit:

TRACT NO. 1 - (305 - 32.3-A
306 - 1.2)
Perpetual Easement

All that part of the $W\frac{1}{2}$ $SE\frac{1}{4}$ $SW\frac{1}{4}$, Section 15, Township 23 North, Range 21 East of the Indian Base and Meridian, in Mayes County, Oklahoma, particularly described as follows, to-wit:

TRACT 305 - 32.3A

Beginning at the NE corner of said $W\frac{1}{2}$ $SE\frac{1}{4}$ $SW\frac{1}{4}$, thence Southerly along the East boundary of said $W\frac{1}{2}$ $SE\frac{1}{4}$ $SW\frac{1}{4}$, a distance of 71 feet; thence Northwesterly to a point in the North boundary of said $W\frac{1}{2}$ $SE\frac{1}{4}$ $SW\frac{1}{4}$; thence Easterly along said North boundary a distance of 50 feet to the point of beginning; and

TRACT 306 - 1.2

A strip of land 100 feet in width, the centerline of which is described as follows, to-wit:

Beginning at a point in the East boundary of said $W\frac{1}{2}$ $SE\frac{1}{4}$ $SW\frac{1}{4}$, 717.7 feet from the SE corner thereof; thence Northwesterly to a point in the West boundary of said $W\frac{1}{2}$ $SE\frac{1}{4}$ $SW\frac{1}{4}$, 891.4 feet from the Southwest corner thereof.

TRACT NO. 2 - (306 - 1.1
305 - 32.3)
Perpetual Easement

Two strips of land, each being 100 feet in width, in the $W\frac{1}{2}$ $SW\frac{1}{4}$ $SE\frac{1}{4}$ (except Langley School Land) and the $E\frac{1}{2}$ $SE\frac{1}{4}$ $SW\frac{1}{4}$, Section 15, T 23 N, R 21 East of the Indian Base and Meridian in Mayes County, Oklahoma, the center lines of which are described as follows, to-wit:

Tract 306 - 1.1

Beginning at a point in the East boundary of said $W\frac{1}{2}$ $SW\frac{1}{4}$ $SE\frac{1}{4}$ 234.3 feet from the Southeast corner thereof; thence N. $34^{\circ} 50'$ West to a point in said $W\frac{1}{2}$ $SW\frac{1}{4}$ $SE\frac{1}{4}$ 400.6 feet North and 115.7 feet West of the SE corner thereof; thence Northwesterly to a point in the West boundary of said $E\frac{1}{2}$ $SE\frac{1}{4}$ $SW\frac{1}{4}$ 717.7 feet from the SW corner thereof; and

TRACT 305 - 32.3

Beginning at a point in said $W\frac{1}{2}$ $SW\frac{1}{4}$ $SE\frac{1}{4}$ 568.3 feet North and 556.2 feet West of the SE corner thereof; thence Northwesterly to a NW corner of said $E\frac{1}{2}$ $SE\frac{1}{4}$ $SW\frac{1}{4}$.

It further appears that all of those persons claiming any interest in and to said lands adverse to the United States of America, and which said persons are defendants in this proceeding, have been duly served with notice of the hearing of the application for the appointment of commissioners by this Court, according to law.

The Court specifically finds that the returns of the Marshals filed herein showing service of notice of the hearing on the application and petition for the appointment of commissioners are true and correct, and service was had as stated in said returns.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that W. L. Mayes, of Mayes County, Oklahoma, Elmer Vick of Tulsa County, Oklahoma, and C. E. Marshall of Tulsa County, Oklahoma, each a disinterested freeholder in the Northern District of the State of Oklahoma, and not interested in any like question, be, and they are hereby selected by the Judge of this Court from the regular jury list of names in this Court, and are appointed as commissioners to inspect said tracts of land as hereinabove described and consider the injury and assess the damages said defendants as the owners thereof or having any right, title or interest therein will sustain by reason of the condemnation and appropriation of a perpetual easement for the erection, operation and maintenance of a line or lines of poles, h-frame structures, towers or other structures, wires, cables and fixtures for the transmission of electric current, together with the perpetual easement and right to cut down, remove and trim any trees that may interfere with or endanger said transmission line or lines, or the maintenance and operation thereof, together with the perpetual easement to set the necessary guy and brace poles and anchors and to attach all of the necessary guy wires thereto, upon, over and across said lands, by the petitioner, irrespective of any benefits from any improvements proposed, and said commissioners shall forthwith report in writing to the Clerk of this Court, setting forth the quantity and boundaries of said tracts, separately, and assessing the injury and damages to the owner or owners thereof.

IT IS FURTHER ORDERED THAT the United States Marshal for the Northern District of Oklahoma, be, and he is hereby directed to summons forthwith each of said commissioners, and that said commissioners report to the office of the Clerk of the United States District Court in and for the Northern District of Oklahoma, in the Federal Building, at Tulsa, Oklahoma, on the 22 day of June, 1942, at 10 o'clock A.M., for the purpose of taking the oath of office and for the performance of their duties

IT IS FURTHER ORDERED that said commissioners so selected and appointed shall receive as compensation for their services the sum of Ten Dollars (\$10.00) per day, each, for each day of service in the performance of their duties, and in addition thereto five cents (\$.05) per mile for each mile traveled in the performance of their duties.

ROYCE H. SAVAGE

Judge of the United States District Court
In and for the Northern District of Oklahoma

ENDORSED: Filed Jun 15 1942
H. P. Warfield, Clerk
U. S. District Court H

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

PARIS F. YOUNG,	Plaintiff,)
)
vs.		) NO. 821 CIVIL
)
J. H. BLOCH,	Defendant.)

O R D E R

Upon application of the defendant is hereby granted ten days (10) from this date within which to plead or answer.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 15 1942
H. P. Warfield, Clerk
U. S. District Court JS

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

EDNA ELIZABETH McBRIDE,	Plaintiff,)
)
vs		) NO. 828- Civil
)
TULSA CITY LINES, INC.,	Defendant.)

O R D E R

Upon application the defendant is hereby granted ten days (10) from this date within which to plead or answer.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 15 1942
H. P. Warfield, Clerk
U. S. District Court JS

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

UNITED STATES OF AMERICA,	Petitioner,)
)
-vs-		) Civil No. 833
)
CERTAIN PARCELS OF LAND IN MAYES COUNTY, OKLAHOMA; and G. R. Bracken, et al.,	Defendants.)

JUDGMENT ON DECLARATION OF TAKING

This cause coming on to be heard upon the motion of the petitioner, United States

of America, to enter a judgment on the Declaration of Taking filed in the above entitled cause on the 15th day of June, 1942, and for an order fixing the date when possession of the property herein described is to be surrendered to the United States of America, and upon consideration thereof, and of the condemnation petition filed herein, said Declaration of Taking, the statutes in such cases made and provided, and the Executive Order of the President of the United States made pursuant to the authority contained in the Act of June 10, 1920, 41 Stat. 1063 (U.S.C. Title 16, Section 809), and it appearing to the satisfaction of the Court;

FIRST: That the United States of America is entitled to acquire property by eminent domain for the purpose as set out and prayed in said petition;

SECOND: That a petition in condemnation was filed at the request of the Administrator of the Federal Works Agency, the authority empowered by law to acquire the lands described in said petition, and also, under the authority of the Attorney General of the United States;

THIRD: That said petition and Declaration of Taking state the authority under which, the public use for which said lands were taken; that the Administrator of the Federal Works Agency is the person duly authorized and empowered by law to acquire such lands as are described in the petition for the purpose of generating and supplying power for the manufacture of explosives or munitions of war or otherwise necessary to the safety and defense of the United States, and for the construction of Public Works; and that the Attorney General of the United States is the person authorized by law to direct the institution of such condemnation proceedings.

FOURTH: That a proper description of the land sought to be taken, sufficient for identification thereof, is set out in said Declaration of Taking;

FIFTH: That said Declaration of Taking contains a statement of the estate or interest in said lands taken for said public use;

SIXTH: That a plan map showing the land taken is incorporated in said Declaration of Taking;

SEVENTH: That a statement is contained in said Declaration of Taking of a sum of money, estimated by said acquiring authority to be just compensation for said lands, in the amount of \$249.00, 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;

EIGHTH: That a statement is contained in said Declaration of Taking that the amount of the ultimate award of compensation for the taking of said property, in the opinion of said Administrator of the Federal Works Agency will be within any limits prescribed by Congress as to the price to be paid therefor;

IT IS THEREFORE, on this 15th day of June, 1942, ORDERED, ADJUDGED AND DECREED by this Court that a perpetual easement to erect, operate and maintain a line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures for the transmission of electric current upon, over and across said tracts of land situate, lying and being in the County of Mayes, State of Oklahoma, and more particularly described as follows, to-wit:

TRACT NO. 1 (305 - 33.3)
PERPETUAL EASEMENT

A strip of land 100 feet in width in the $S\frac{1}{2}$ $SE\frac{1}{4}$ $NW\frac{1}{4}$ and $N\frac{1}{2}$ $NE\frac{1}{4}$ $SW\frac{1}{4}$, Sec. 10, T 21 N, R 21 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said $S\frac{1}{2}$ $SE\frac{1}{4}$ $NW\frac{1}{4}$ and 283.5 feet East of the NW corner thereof; thence $S 22^{\circ} 02' E$ a distance of 994.2 feet; thence Southerly to a point in the South boundary of said $N\frac{1}{2}$ $NE\frac{1}{4}$ $SW\frac{1}{4}$ and 660 feet East of the SW corner thereof.

TRACT NO. 2 (305 - 33.4)
PERPETUAL EASEMENT

A strip of land 100 feet in width in the $NE\frac{1}{2}$ $NW\frac{1}{4}$ and $N\frac{1}{2}$ $SE\frac{1}{4}$ $NW\frac{1}{4}$, Section 10, T 23 N, R 21 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the West boundary of said $NE\frac{1}{2}$ $NW\frac{1}{4}$ and 1281.7 feet South of the NW corner thereof; thence $S 22^{\circ} 02' E$ a distance of 755.6 feet to a point in the South boundary of said $N\frac{1}{2}$ $SE\frac{1}{4}$ $NW\frac{1}{4}$ and 283.5 feet East of the SW corner thereof.

TRACT NO. 3 (305 - 33.5)
PERPETUAL EASEMENT

A strip of land 100 feet in width in the $NW\frac{1}{4}$ $NW\frac{1}{4}$ and the $E\frac{1}{2}$ $NE\frac{1}{4}$ $SW\frac{1}{4}$ $NW\frac{1}{4}$, Sec. 10, T 23 N, R 21 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said $NW\frac{1}{2}$ $NW\frac{1}{4}$ and 802.5 feet East of the NW corner thereof; thence $S 22^{\circ} 02' E$ a distance of 1382.7 feet to a point in the East boundary of said $NW\frac{1}{2}$ $NW\frac{1}{4}$ and 1281.7 feet South of the NE corner thereof.

TRACT NO. 4 (305 - 34.1)
PERPETUAL EASEMENT

A strip of land 100 feet in width in the $NW\frac{1}{4}$ $SW\frac{1}{4}$ $SW\frac{1}{4}$ and $S\frac{1}{2}$ $SW\frac{1}{4}$ $SW\frac{1}{4}$, Sec. 3, T 23 N, R 21 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said $NW\frac{1}{2}$ $SW\frac{1}{4}$ $SW\frac{1}{4}$ and 267.7 feet East of the NW corner thereof; thence $S 22^{\circ} 02' E$ a distance of 1425.6 feet to a point in the South boundary of said $S\frac{1}{2}$ $SW\frac{1}{4}$ $SW\frac{1}{4}$, and 802.5 feet East of the SW corner thereof.

TRACT NO. 5 (305 - 34.2)
PERPETUAL EASEMENT

A strip of land 100 feet in width in the $S\frac{1}{2}$ $NW\frac{1}{4}$ $SW\frac{1}{4}$, Sec. 3, T 23 N, R 21 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said $S\frac{1}{2}$ $NW\frac{1}{4}$ $SW\frac{1}{4}$ 98.4 feet from the NW corner thereof; thence Southeasterly to a point in said $S\frac{1}{2}$ $NW\frac{1}{4}$ $SW\frac{1}{4}$, 234.7 feet South and 100.2 feet East of the NW corner thereof; thence Southeasterly to a point in the South boundary of said $S\frac{1}{2}$ $NW\frac{1}{4}$ $SW\frac{1}{4}$, 267.7 feet East of the SW corner thereof.

TRACT NO. 6 (305 - 34.3)
PERPETUAL EASEMENT

A strip of land 100 feet in width in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T 23 N, R 21 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, 88.4 feet from the NW corner thereof; thence Southeasterly to a point in the South boundary of said NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, 98.4 feet from the SW corner thereof.

TRACT NO. 7 (305 - 34.4)
PERPETUAL EASEMENT

A strip of land 100 feet in width in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 3, T 23 N, R 21 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, 83.5 feet from the NW corner thereof; thence Southeasterly to a point in the south boundary of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ 88.4 feet from the SW corner thereof.

TRACT NO. 8 (305 - 34.5)
PERPETUAL EASEMENT

A strip of land 100 feet in width in Lot 4, Sec. 3, T 23 N, R 21 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said Lot 4, 73.5 feet from the NW corner thereof; thence Southeasterly to a point in the South boundary of said Lot 4, 83.5 feet from the SW corner thereof.

together with the perpetual easement and right to cut down, remove and trim any trees, which may interfere with or endanger said transmission line or lines, or the maintenance and operation thereof, together with the perpetual easement to set the necessary guy and brace poles, anchors and to attach all necessary guy wires thereto, subject only to all easements and rights heretofore acquired and held by the Grand River Dam Authority, a public corporation, and now in the possession and under the control of the Administrator of the Federal Works Agency, be, and the same is hereby deemed to have been condemned and taken for the use of the United States of America, and the right to just compensation for the property taken, upon the filing of the Declaration of Taking, vested in persons entitled thereto, and the amount of compensation shall be ascertained and awarded in this proceeding and established by judgment herein pursuant to law; and

BE IT FURTHER ORDERED, ADJUDGED AND DECREED that the United States of America, be and it is hereby vested with a perpetual easement, upon, over and across the lands hereinabove described for the uses and purposes herein stated.

BE IT FURTHER ORDERED, ADJUDGED AND DECREED by this Court that the owners and those in possession or having any right, title or interest in and to the lands hereinabove described, surrender and deliver up possession of said lands to the United States of America for the purposes of exercise

ing all of the rights and privileges herein acquired on or before the 18th day of June, 1942, and this cause is held open for such other and further orders, judgments and decrees as may be necessary in the premises.

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

ENDORSED: Filed Jun 15 1942
H. P. Warfield, Clerk
U. S. District Court H

Court adjourned to June 16, 1942

On this 15th day of June, A. D. 1942, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular March 1942 Term at Vinita, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

Benjamin B. Ballenger, Deputy U. S. Court Clerk

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

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

In the matter of the estate)
of) No. 557 Civil
Dennis Flint Wilson, deceased.)

JOURNAL ENTRY

Now this 23rd day of September, 1941, the same being a judicial day of said court sitting in the City of Vinita, Oklahoma, this cause comes on for trial in regular order of setting on the petition for letters of administration on the estate of Dennis Flint Wilson, deceased, filed herein, by the petitioner, Ruth Humphrey; the exceptions of Reed Wilson to said petition and his own cross-petition for letters of administration on said estate; the objections of Marie Knight Wilson to said petition and her own cross-petition for letters of administration on said estate; the objections of Verna Stinnet Wilson to said petition and cross-petition and her own petition for letters of administration on estate; the objections of Honorable W. E. Foltz, United States Probate Attorney, acting in behalf of Reed Wilson, a restricted full-blood Cherokee Indian to the petition and cross-petitions; the complaint in intervention herein filed by the United States of America through the Honorable Whit Y. Mauzy, United States District Attorney and the Honorable Chester A. Brewer, Assistant United States Attorney for the Northern District of Oklahoma, and the answer of Verna Stinnet Wilson, theretunto.

The petitioner, Ruth Humphrey and her claimant to her ship, to wit: Wesley Ross Wilson appear in person and by their attorney of record, A. L. Commons; the cross-petitioner, Reed Wilson appears in person and by the Honorable Whit Y. Mauzy, United States District Attorney, the Honorable Chester A. Brewer, Assistant United States District Attorney for the Northern District of Oklahoma, and by his special counsel, Grady Lewis and Lee Welch; the cross-petitioner, Marie Knight Wilson appears in person and by her attorneys of record, Grady Lewis and Lee Welch; the cross-petitioner, Verna Stinnet Wilson appears in person and by her attorney of record, Frank Nesbitt, and all parties litigant announce "ready for trial".

Thereupon witnesses were sworn and placed under the rule of Court; thereupon the stipulation of the parties hereunto was properly identified and introduced in evidence; thereupon testimony in behalf of the objectors and the cross-petition of Marie Knight Wilson was introduced; thereupon testimony in behalf of Reed Wilson was introduced; thereupon testimony in behalf of the objections and cross-petition of Verna Stinnet Wilson was introduced; thereupon testimony in behalf of the petition and objections of Wesley Ross alias Wesley Ross Wilson was introduced, and all parties finally closed. At the close of all the evidence the cross-petitioner, Verna Stinnet Wilson did move the Court for judgment adjudging her to be the legal widow and heir at law of Dennis Flint Wilson, deceased, and dismissing the petition of Wesley Ross Wilson and Marie Knight Wilson; thereupon the cross-petitioner, Marie Knight Wilson did move the Court for judgment adjudging her to be the legal widow of the decedent, Dennis Flint Wilson, and as such an heir at law, and dismissing the petition of Wesley Ross Wilson and the cross-petition of Verna Stinnet Wilson; thereupon the cross-petitioner Wesley Ross Wilson did move the Court for judgment adjudging him, the said Wesley Ross Wilson, to be the legitimized son of the said Dennis Flint Wilson, deceased, and as such an heir at law and that the objections of Verna Stinnet Wilson be dismissed. The hour of 4:30 p.m., having arrived, the Court did recess the further hearing of said cause to the 24th day of September, 1941 at 9:30 o'clock A.M.

Now on this 24th day of September, 1941, the hour of 9:30 o'clock A.M., having arrived, the parties litigant herein all appear in person and by their respective attorneys of record as first hereinbefore set forth, and the further hearing of said cause did proceed, and the attorneys for the respective parties litigant did argue said cause to the Court. Having examined the pleadings, heard the evidence and arguments of counsel, and being fully advised of the premises, the Court finds:

(1) That Dennis Flint Wilson, deceased, was a full-blood Cherokee Indian, duly enrolled as such upon the approved final rolls of the Five Civilized Tribes, opposite No. 31681; and the Court finds that it has jurisdiction of the parties and subject matter of this action.

(2) That Reed Wilson is the father of the said Dennis Flint Wilson, now deceased, and as such father is a lawful heir at law of decedent; and pursuant to the laws of descent and distribution of the State of Oklahoma, the said Reed Wilson is entitled to inherit and take an undivided one-half interest in the Cherokee allotment of Dennis Flint Wilson, deceased, subject to the homestead right of Verna Stinnet Wilson therein.

(3) That Verna Stinnet Wilson was the lawful wife of the said Dennis Flint Wilson, deceased, at the time of his death on November 27, 1940, and now being his lawful widow is an heir at law of said decedent, and under the laws of descent and distribution of the State of Oklahoma, the said Verna Stinnet Wilson is entitled to inherit and take an undivided one-half interest in the Cherokee allotment of Dennis Flint Wilson, deceased, which is the only property involved in this action. The Court approves the stipulation and agreement of the said Verna Stinnet Wilson and the said Marie Knight Wilson and their respective attorneys of record made in open court, which stipulation in substance provides that the said Verna Stinnet Wilson shall convey and transfer to the said Marie Knight Wilson thirty per cent (30%) of any and all properties she may receive as an heir at law and/or as a devisee and legatee under the last will and testament of the said Dennis Flint Wilson, deceased, and the cross-petition of the said Marie Knight Wilson is denied.

(4) That Wesley Ross, alias Wesley Ross Wilson is not an heir at law of the said Dennis Flint Wilson, deceased; that the said Dennis Flint Wilson never acknowledged the said Wesley Ross to be his child, by written instrument of any kind signed by the said Dennis Flint Wilson, neither did the said Dennis Flint Wilson publicly acknowledge the said Wesley Ross to be his child nor accept nor receive the said Wesley Ross, alias Wesley Ross Wilson into his family as his child, as required by the Statutes of the State of Oklahoma to make him his heir at law, and the Court finds that the said Wesley Ross, alias Wesley Ross Wilson is not an heir at law of the said Dennis Flint Wilson, deceased.

(5) The Court finds that the last will and testament of the said Dennis Flint Wilson, deceased, is invalid and ineffective in so far as the Cherokee allotment of the said Dennis Flint Wilson, deceased, is concerned, because said will was not acknowledged nor approved as required by the Acts of Congress governing the execution of a will by a full-blood Cherokee Indian, devising

restricted Cherokee property, and that the Cherokee allotment of the said Dennis Flint Wilson, which is the only property involved in this action does pass by virtue of the laws of descent and distribution of the State of Oklahoma to Verna Stinnet Wilson, as the widow, and Reed Wilson as the father of the said Dennis Flint Wilson, deceased, in equal shares or portions.

(6) That by reason of the restricted nature of the Cherokee allotment herein involved there can be no valid debts asserted against the estate of Dennis Flint Wilson, and accordingly no administration of said estate is necessary.

IT IS THEREFORE ADJUDGED AND DECREED that the petition of Ruth Humphrey and Wesley Ross alias Wesley Ross Wilson, and the cross-petition of Marie Knight Wilson be and the same are denied and exceptions are allowed.

IT IS FURTHER ADJUDGED AND DECREED that Reed Wilson be and he hereby is adjudged to be a lawful heir of Dennis Flint Wilson, deceased, and as such heir is entitled to inherit an undivided one-half interest in the Cherokee allotment of Dennis Flint Wilson, deceased, subject to the homestead right of Verna Stinnet Wilson therein.

IT IS FURTHER ADJUDGED AND DECREED that Verna Stinnet Wilson is adjudged to be the lawful wife of the said Dennis Flint Wilson, deceased, at the time of his death on November 27, 1940, and that she is now the widow of said decedent and as such a lawful heir entitled to take and inherit an undivided one-half interest in the Cherokee allotment of the said Dennis Flint Wilson, deceased.

That in pursuance of the stipulation between the said Verna Stinnet Wilson, the said Marie Knight Wilson, and their respective attorneys of record, made in open court, the said Marie Knight Wilson shall have and receive thirty per cent (30%) of any and all properties of said estate which shall come to the said Verna Stinnet Wilson as the lawful heir, devisee or legatee of the said Dennis Flint Wilson, deceased.

IT IS FURTHER ADJUDGED AND DECREED that Wesley Ross, alias Wesley Ross Wilson is not an heir at law of the said Dennis Flint Wilson, deceased, to which finding he is allowed an exception.

On request of Chester A. Brewer, Assistant United States District Attorney for the Northern District of Oklahoma, acting in behalf of Reed Wilson, and on the request of A. L. Commons, as attorney for Wesley Ross, alias Wesley Ross Wilson, said parties are allowed ten days from this date within which to prepare and file with this Court requested findings of fact and conclusions of law and this Court reserves the power, right and authority to amend its findings of fact and conclusions of law.

Now this 22nd day of December, 1941, the same being a judicial day of said Court, this matter comes on for further hearing on the motion to remand this case to the County Court of Ottawa County, Oklahoma, herein filed by Reed Wilson, also the motion to intervene herein filed by Sallie Niece Wilson, also the motion for new trial herein filed by Wesley Ross, alias Wesley Ross Wilson, also the requested findings of fact and conclusions of law herein filed by Reed Wilson and Wesley Ross, alias Wesley Ross Wilson. The parties litigant all appear in person and by their respective attorneys of record and said motions being presented to and considered by the Court and the requested findings of fact and conclusions of law having been duly examined by the Court and the Court being well advised in the premises.

IT IS ORDERED that the motion to intervene herein filed by Sallie Niece Wilson be and the same is denied and said movant is allowed an exception.

IT IS FURTHER ORDERED THAT the motion to remand this case to the County Court of Ottawa County, Oklahoma, herein filed by Reed Wilson be and the same is denied and said movant is allowed an exception.

IT IS ORDERED that the requested findings of fact and conclusions of law herein filed by Reed Wilson and Wesley Ross, alias Wesley Ross Wilson are denied and said persons are allowed an exception.

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

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 16 1942
H. P. Warfield, Clerk
U. S. District Court JS

Court adjourned to June 17, 1942

On this 17th day of June, 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:

VERDICT

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

ANNA BUCK,)
vs.)
J. C. PENNEY COMPANY, a corporation,)
Plaintiff,)
Defendant.) Case No. 774 Civil

We, the jury in the above-entitled case, duly impaneled and sworn, upon our oaths, find for the defendant not guilty as charged.

J. ERNEST JOHNSON
Foreman

ENDORSED: Filed In Open Court
Jun 17 1942
H. P. Warfield, Clerk
U. S. District Court H

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

UNITED STATES OF AMERICA,	Petitioner,)
)
vs		) CIVIL NO. 806
)
CERTAIN PARCELS OF LAND IN MAYES COUNTY, OKLAHOMA; and R. D. Hudson, et al.,	Defendants.)

ORDER AUTHORIZING PUBLICATION OF NOTICE

NOW, on this 17th day of June, 1942, it appearing from the affidavit of R. L. Davidson, Special Assistant United States Attorney for the Northern District of Oklahoma, attorney for the petitioner, and the application of the United States of America, petitioner in the above styled cause, that the following named defendants, to-wit:

- Hazel F. Neuchswanger
- C. C. Dodd
- Mayma Dodd
- John H. Bauman
- William J. Bauman
- Joseph S. Bauman
- Minnie Schrock
- Lydia Plattner
- Elizabeth Fulton
- Emma Bauman, now Wissler
- Aldena Blaser
- Joseph S. Bauman, attorney-in-fact for John H. Bauman, William J. Bauman, Minnie Schrock, Lydia Plattner, Elizabeth Fulton, Emma Bauman, now Wissler and Aldena Blaser;
- Jas. S. Wilson
- Lucy J. Wilson
- May Buffington, R. J. Lawless, Annie E. Campbell, Margaret Clara Johnston, Florence Elizabeth Briddle, Martha Louise Nichols, James H. Huckleberry, Jr., Malcolm L. Huckleberry, H. T. Swain, C. S. Walker, C. W. Steele, and N. B. Held, if living, or if deceased, their known and unknown heirs, executors, administrators, devisees, legatees, trustees, creditors and assigns, immediate and remote, and their spouses, if any;
- The State Life Insurance Company, a corporation;
- The Federal Land Bank of Wichita, a corporation;
- Land Bank Commissioner;
- Federal Farm Mortgage Corporation, a corporation;
- The Federal Land Bank of Wichita, a corporation, agent and attorney-in-fact for Land Bank Commissioner and Federal Farm Mortgage Corporation, a corporation;
- and
- The known and unknown heirs, executors, administrators, devisees, legatees, trustees, creditors and assigns, immediate and remote, and their spouses, if any, of Jonas Ragsdale, Cherokee Freedman, Roll No. 1912, deceased; of Augustus Buffington, Cherokee Freedman, Roll No. 1734, deceased; of Elizabeth Bauman, deceased; of Mary Buffington, Cherokee Freedman, Roll No. 1860, deceased; of L. B. Campbell deceased;

ARE 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 therefore necessary that the above-named defendants, and any and all other persons, firms, corporations, or legal entities claiming any interest whatever in the real estate herein described and involved, to be served by publication.

IT IS THEREFORE CONSIDERED, ORDERED AND ADJUDGED that notice should be given the aforesaid defendants, and each of them, by publication, notifying them of the institution of this condemnation proceeding; that said notice be signed by the attorneys for the petitioner herein and duly attested by the Clerk of this Court, and that said notice be published in the PRYOR JEFFERSONIAN, a news paper printed and of general circulation in the Northern District of Oklahoma, for four (4) consecutive weeks, notifying said defendants, and each of them, of the institution of condemnation proceedings, and further that if they do not apply to the Judge of this Court for an order appointing from the regular jury list three (3) disinterested freeholders of the Northern District of Oklahoma, as commissioners on or before the 10th day of August, 1942, the petitioner, United States of America, will, on the 10th day of August, 1942, at the hour of ten o'clock A.M., or as soon thereafter as counsel may be heard, apply to the Judge of the United States District Court for the Northern District of Oklahoma, for an order appointing from the regular jury list three (3) disinterested freeholders of said Northern District of Oklahoma, as commissioners, who shall be selected by the Judge of this Court to inspect said real property, consider the injury and assess the damages which said defendants, as the owners thereof, or having any right, title or interest therein may sustain by reason of the condemnation and appropriation of a perpetual easement, upon, over and across the lands involved herein, and that said defendants, and each of them, may be present, if they so desire.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 17 1942
H. P. Warfield, Clerk
U. S. District Court ME

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

United States of America, Libelant,)
)
vs.)
) No. 835 CIVIL
)
One 1940 Oldsmobile Coach, Motor No. G-202,503,)
and approximately 2 gallons of untaxpaid whiskey;)
Charles R. Kaylor, and the Baxter State Bank)
of Baxter Springs, Kansas, Claimants.)

ORDER FOR MONITION

Now on this 17 day of June, 1942, it appearing to the Court that the above named automobile described herein as a 1940 Oldsmobile Coach, motor No. G-202,503, and the above described property was seized at a point one-half (1/2) mile South of the City of Miami, in Ottawa County, Oklahoma, Northern District of Oklahoma and within the jurisdiction of this Court, on or about April 29, 1942, by Louis Walker and Horace Rider, Deputy Sheriffs of said Ottawa County, Oklahoma, by virtue of the authority of their said office, while said automobile was being used by Charles R. Kaylor for the transportation, deposit and concealment of untaxpaid whiskey, and with intent to defraud the United States of the tax due upon said whiskey; it further appearing that thereupon said automobile was appraised at more than Five Hundred Dollars (\$500.00) whereupon libelant has instituted libel action herein and requests issuance of monition notifying claimants Charles R. Kaylor and the Baxter State Bank of Baxter Springs, Kansas, 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 Charles R. Kaylor and the Baxter State Bank of Baxter Springs, Kansas, and any other person that might claim any interest in said automobile and such other described seized property therewith, 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 property should not be forfeited to libelant under provisions 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 said automobile in his possession until the further order of this Court and to make his return herein as required by law as to service of monition.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 17 1942
H. P. Warfield, Clerk
U. S. District Court ME

Court adjourned to June 19, 1942

On this 19th day of June, 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 entered, to-wit:

MISCELLANEOUS - ADMISSION TO BAR.

Now on this 19th day of June, A. D. 1942, it being made satisfactorily to appear that Robert L. Sawyer and Charles E. Grounds are duly qualified for admission to the Bar of the Court, the oath prescribed by law is administered and said attorneys are declared admitted to the Bar of this Court.

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

IN THE MATTER OF THE FIRST NATIONAL BANK AND TRUST)
COMPANY OF TULSA, A NATIONAL BANKING ASSOCIATION,)
AS DEPOSITORY OF BANKRUPTCY FUNDS, INCLUDING UNITED)
STATES REFEREE'S EXPENSE ACCOUNT.)

O R D E R

NOW on this the 19th day of June, 1942, on oral application of The First National Bank and Trust Company of Tulsa, the Court finds that the First National Bank and Trust Company of Tulsa

is a national banking association with its principal place of business in the City of Tulsa, Oklahoma, and in this District; that said bank is an officially designated depository of bankruptcy funds under Section 61 of the Bankruptcy Act; that said bank is a national member bank of the Federal Deposit Insurance Corporation and that its deposits are insured under the provisions of Title 12, U.S.C.A. Section 264 and that said bank has now on deposit bankruptcy funds not insured under the provisions of said Title 12, U.S.C.A. Section 264 totaling One Thousand Dollars (\$1,000.00); that National Surety Corporation, an authorized fidelity or bonding company, is now surety on the depository bond of said bank dated August 3, 1938 in the amount of Five Thousand Dollars (\$5,000.00).

That said bank has presented its depository bond signed by it without sureties dated of even date herewith in the sum of Forty Thousand Dollars (\$40,000.00) conditioned substantially as required by General Order in Bankruptcy No. LIII, and has offered, pursuant to the provisions of 11 U.S.C.A. Sec. 101 and 6 U.S.C.A. Sec. 15, to deposit certain securities in lieu of surety, which bond it has requested the Court to approve and accept in lieu of its bond of Five Thousand Dollars (\$5,000.00) aforesaid.

IT IS, THEREFORE, ORDERED that said bond of THE FIRST NATIONAL BANK AND TRUST COMPANY OF TULSA, in the amount of Forty Thousand Dollars (\$40,000.00) dated of even date herewith, is hereby approved and accepted as the official depository bond of said bank under said General Order in Bankruptcy, and the Clerk of this Court is hereby directed to accept, receive and file the same in lieu of said Five Thousand Dollar (\$5,000.00) bond dated August 3, 1938.

IT IS FURTHER ORDERED that said securities as offered by The First National Bank and Trust Company of Tulsa, to-wit:

Forty Thousand Dollars (\$40,000.00) par value United States Treasury Two and One-half ($2\frac{1}{2}$) per cent bonds, June 15, 1955-52, with December 15, 1942 and subsequent coupons attached, being bonds Nos. 5064, 5081, 5082 and 5083, each in the amount of \$10,000.00,

are hereby approved and accepted pursuant to the provisions of 11 U.S.C.A. Sec. 101 and 6 U.S.C.A. Sec. 15 in lieu of a surety upon the said bond.

IT IS FURTHER ORDERED that The First National Bank and Trust Company of Tulsa direct the Federal Reserve Bank of Kansas City, Missouri, which now holds said securities in safe-keeping for said bank, to hold the same as security on said bond in lieu of a surety pursuant to the provisions of 11 U.S.C.A. Sec. 101, 6 U.S.C.A. Sec. 15, and General Order in Bankruptcy LIII, and that said Federal Reserve Bank of Kansas City shall issue its customary receipt therefor.

IT IS FURTHER ORDERED that The First National Bank and Trust Company of Tulsa, by and through its proper officers and employees, be permitted from time to time as they severally mature, to detach from said bonds or to cause the Federal Reserve Bank of Kansas City to detach from said bonds, the interest coupons annexed thereto and to collect and retain for the use of The First National Bank and Trust Company of Tulsa the interest represented thereby.

IT IS FURTHER ORDERED that said bonds shall be withdrawn or other bonds or other securities substituted in lieu thereof only on order of this Court.

IT IS FURTHER ORDERED that the Clerk of this Court, upon receipt of said receipt for said bonds from the Federal Reserve Bank of Kansas City, shall, at the expense of The First National Bank and Trust Company of Tulsa, furnish The First National Bank and Trust Company of Tulsa with a photostat thereof, and that thereupon said surety bond in the sum of Five Thousand Dollars (\$5,000.00) dated August 3, 1938, signed by The First National Bank and Trust Company of Tulsa, as principal, and National Surety Corporation, as surety, shall be cancelled, said cancellation effective as of the date

of said receipt, and said National Surety Corporation shall thereupon be released and discharged from any liability accrued after the date of said receipt.

ROYCE H. SAVAGE
J U D G E

ENDORSED: Filed Jun 19 1942
H. P. Warfield, Clerk
U. S. District Court ME

VERDICT

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

EDNA HAYS,)
Plaintiff,)
vs.) Case No. 770 Civil
)
Tulsa City Lines, Inc., a corporation,)
Defendant.)

We, the jury in the above-entitled case, duly impaneled and sworn, upon our oaths find for the plaintiff, and assess damages at One Thousand (\$1000.00) DOLLARS.

PHIL S. STOVER
Foreman

ENDORSED: Filed In Open Court
Jun 19 1942
H. P. Warfield, Clerk
U. S. District Court H

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

IN THE MATTER OF)
THE ESTATE OF PETER MICCO, SEMINOLE NO. 1600,) CIVIL NO. 826
DECEASED.)

ORDER APPOINTING ADMINISTRATOR

NOW, TOWIT: On this 19th day of June, 1942, this cause coming on to be heard, upon the petitions of M. S. Robertson, United States Probate Attorney, Perry Chisholm, the duly appointed, qualified and acting guardian of Haney Micco Larney, an incompetent; and guardian of Katie May Clark and Juanita Clark, minors; and E. F. O'Neal, the duly appointed, qualified and acting guardian of Sallie Micco, Serina Micco and Norman Micco, minors, and the petition of Andy Hulwa, sometimes known as Andy High; and said petitioners, and each of them, having filed their respective petitions in this cause, joining the aforesaid M. S. Robertson, U. S. Probate Attorney, in his petition nominating N. B. Day of Tulsa, Oklahoma, and praying that said N. B. Day be appointed Administrator of the estate of Peter Micco, deceased.

The said M. S. Robertson, U. S. Probate Attorney, and petitioner herein, appearing in person, and the United States Government appearing by Whit Y. Mauzy, U. S. District Attorney, and Joe Howard, Assistant U. S. District Attorney, for said District, in and for the Northern District of the State of Oklahoma, and the said Perry Chisholm and Andy Hulwa appearing in person, and by their

Now on this 20th day of June, 1942, the cause came on to be heard, and the Court having been duly advised in the premises finds that distribution should be made as to Tracts C-46 and D-40.

IT IS, THEREFORE, ORDERED that the Clerk issue checks as follows:

Tract C-46

Commissioners of the Land Office of the State of Oklahoma, and County Treasurer of Mayes County, Oklahoma	\$4,076.28
Rounds and Porter Lumber Company	26.72
A.B. Edwards (full payment of cmps on Tract C-46)	27.00
Raymond Griffith	45.00

Tract D-40

Frank Tucker	\$ 572.52
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The Court Clerk shall make no charge for commission or poundage.

ROYCE H. SAVAGE

ENDORSED: Filed Jun 20 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,	Plaintiff,)
)
vs.		) No. 783 Civil
)
R. H. BRANSON,	Defendant.)

JOURNAL ENTRY OF JUDGMENT

Now on this 20th day of June, 1942, this matter having come on for hearing before the Court on June 12, 1942, and having come on for previous hearing before the Court on the 3rd day of April, 1942, on the application of the United States for a temporary restraining order, the plaintiff appearing by Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, and Chester A. Brewer Assistant United States Attorney for said District, and the Court having heard the evidence of witnesses duly sworn and examined in open court, passed said matter and directed the parties to settle the issue involved in said action if possible, and settlement not having been entered into, the Court set this matter for final hearing on the 12th day of June, 1942, and the defendant having been duly and regularly served with summons and a copy of the complaint in this cause of action more than twenty (20) days prior to this date, and having been further served with notice of this hearing and having failed to answer, demur, or otherwise plead herein, the Court finds said defendant to be in default and further finds that the plaintiff is entitled to judgment as prayed for in its complaint.

The Court further finds that the following described land located in Creek County, Oklahoma, to-wit:

The Southeast Quarter (SE/4) of the Southeast Quarter (SE/4)
of Section Thirty-three (33) Township Seventeen (17) North, Range
Ten (10) East, Creek County, Oklahoma,

is restricted Indian land belonging to Siler Tiger, Creek Allottee No. 1287, and that said land is under the supervision and control of the Secretary of the Interior of the United States of America, and that the defendant, R.H. Branson is unlawfully occupying said land and retaining possession thereof without an approved lease thereon in accordance with the acts of Congress affecting the same, and is depriving this plaintiff and its said ward of possession, management, and control of said land, and that said plaintiff is being damaged by reason thereof.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the defendant R.H. Branson be and he hereby is perpetually restrained and enjoined from interfering with the possession, management and control of the following described land located in Creek County, Oklahoma, to-wit:

The Southeast Quarter (SE/4) of the Southeast Quarter (SE/4)
of Section Thirty-three (33), Township Seventeen (17) North, Range Ten (10)
East, Creek County, Oklahoma,

by the United States of America, the Secretary of the Interior and the Superintendent of the Five Civilized Tribes, and the ward of this plaintiff.

IT IS THE FURTHER ORDER OF THE COURT that the plaintiff, United States of America, recover its costs herein.

IT IS THE FURTHER ORDER OF THE COURT that this judgment is authority for the United States Marshal for the Northern District of Oklahoma to remove the defendant, R. H. Branson, from said premises.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 20 1942
H. P. Warfield, Clerk
U. S. District Court B

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

UNITED STATES OF AMERICA,	Petitioner,)
)
vs.)
)
)
CERTAIN PARCELS OF LAND IN MAYES COUNTY, OKLAHOMA; and Strick Armstrong, et al.,	Defendants.)

CIVIL NO. 794

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING
DISTRIBUTION AS TO TRACT NO. 8 (306 - 15.0)

NOW, on this 20th day of June, 1942, there coming in for hearing the application of the defendant, Minnie Gatz, for an order fixing title, decreeing just compensation and making distribution as to Tract No. 8 (306 - 15.1) and the Court being fully advised in the premises, finds:

That the defendant, Minnie Gatz, is the owner of the land designated as Tract No. 8 (306 - 15.1), free and clear of all encumbrances, liens and taxes; that the petitioner filed a Declaration of Taking and deposited in the registry of this Court the estimated just compensation in the sum of \$42.60, for the taking of a perpetual easement for transmission line purposes, upon, over and across said tract of land; and that this Court entered a judgment upon said Declaration of Taking filed by the petitioner, thereby vesting in the petitioner, United States of America, a perpetual easement for transmission line purposes, and decreed that the owners and those having any right, title or interest in and to said land, have and recover just compensation for the taking of said perpetual easement.

The Court further finds that the defendant, Minnie Gatz, owner of Tract No. 8 (306-15.1) in writing, agreed to grant and sell the petitioner a perpetual right, privilege and authority to erect, operate and maintain a line or lines of poles, towers, or other structures, wires, cables and fixtures for the transmission of electric current, for the sum of \$42.60, which was accepted by the petitioner.

The Court further finds that the sum of \$42.60 is just compensation for the injuries and damages sustained by said defendant, Minnie Gatz as the owner of Tract No. 8 (306 - 15.1).

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant, Minnie Gatz, is the owner of the land designated as Tract No. 8 (306 - 15.1), and that the sum of \$42.60 is just compensation for the damages sustained by the defendant, Minnie Gatz, as owner of said Tract No. 8 (306 - 15.1).

IT IS FURTHER ORDERED that the Clerk of this Court be, and he is hereby authorized and directed to make distribution from the funds deposited as just compensation for the taking of said tract as follows, to-wit:

TO: Minnie Gatz Owner Tract No. 8 (306 - 15.1) \$42.60.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 20 1942
H. P. Warfield, Clerk
U. S. District Court H

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

IN THE MATTER OF)
THE ESTATE OF,)
PETER MICCO,) CIVIL NO. 826
Deceased.)

LETTERS OF ADMINISTRATION

N. B. Day and G. Ellis Gable, are hereby appointed Administrators of the Estate of Peter Micco, Seminole No. 1600, deceased.

WITNESS, ROYCE H. SAVAGE, Judge of the United States District Court in and for the Northern District of the State of Oklahoma, with the seal thereof affixed, the 19th day of June, 1942.

ROYCE H. SAVAGE
United States District Judge

ENDORSED: Filed Jun 20 1942
H. P. Warfield, Clerk
U. S. District Court LN

Court adjourned to June 22, 1942

On this 22nd day of June, 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 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. 604
) Tract No. 2 (FGT 18.4)
Jesse Hummingbird, Cherokee Roll No.)
27460, et al.,) Defendants.)

J U D G M E N T

Now, on this 10th day of June, 1942, the above entitled cause coming on for trial, the petitioner, the Grand River Dam Authority, a public corporation, appearing by its counsel of record Q. B. Boydston, and the defendants, the United States of America, Jennie Bark, Julia Bark, a minor, and Ada Mae Bark, a minor, appearing by the Honorable Chester A. Brewer, Assistant United States Attorney

in and for the Northern District of Oklahoma; and it appearing to this Court that the petitioner, the Grand River Dam Authority, a public corporation, filed herein its petition for the acquisition of 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 certain lands located in Mayes County, Oklahoma; and it appearing to this Court that the petitioner, Grand River Dam Authority, a public corporation, was created under the 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 the Grand River and its tributaries, for any useful purpose and develop and generate the water power and electric energy through the use thereof, and to sell and distribute electric energy so produced, and to acquire by purchase or condemnation, 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 and 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 has heretofore determined that the construction, maintenance and operation of a transmission line from the Pensacola Dam in Mayes County, Oklahoma to a point near Okay, in Wagoner County, Oklahoma, for the purpose of transmitting electric energy, is necessary and proper for use in distributing and marketing the electric energy generated by the petitioner and it further appearing that the petitioner, the 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, a perpetual easement upon, over and across the following described lands, to-wit:

TRACT NO. 2 (FOT 18.4)

A strip of land 100 feet in width in the $S\frac{1}{2}$ NW $\frac{1}{4}$ of Sec. 24, T 21 N - R 19 E of the Indian Base and Meridian, in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary line of said $S\frac{1}{2}$ NW $\frac{1}{4}$, 1289 feet from the NW corner thereof; thence Southwesterly to a point in the South boundary line of said $S\frac{1}{2}$ NW $\frac{1}{4}$, 878 feet from the SW corner thereof

to erect, operate and maintain a line or lines of poles, wires and fixtures for the transmission of electric energy; and

It further appearing that the petitioner has the right to locate, construct, operate, use and maintain hydro-electric plants, transmission lines and all other works necessary for the construction, operation and maintenance of the same by the authority of the Acts of Congress providing for the acquisition and condemnation of restricted Indian lands within that part of Oklahoma formerly the Indian Territory, and it further appearing that the petitioner has been unable to secure and acquire by purchase, the easements necessary for the construction, maintenance and operation of a transmission line for the transmission of electric energy upon, over and across the tract of land hereinabove described; that the only manner in which said petitioner may acquire said easements is by condemnation.

It further appearing to this Court that all requirements as required by law have been met by the petitioner; that all of the defendants have been duly served with notice, either by personal service or publication of the condemnation and appropriation of said easement, for the length of time required by law; that all of the defendants herein have had due and sufficient notice of this action and of the appointment of referees as prayed for in said petition; it further appearing that on the 25th day of August, 1941, the Judge of this Court, after considering the Petition for the Petitioner, made and entered an order selecting and appointing, from the regular jury list of names, Glenn W. Keith, Jacob Smith and Page Crahan, three disinterested freeholders residing within the Northern District of Oklahoma, to inspect said 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 a perpetual easement to erect, operate and maintain a transmission line for the transmission of electric energy upon, over and across said tract of land hereinabove described, and to assess the damages which said owners may sustain by reason of such appropriation, irrespective of any benefits accruing to said lands from the construction or the proposed construction of the Grand River Dam Project, and said referees thereafter did, on the 5th day of September, 1941, 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 Sixty and no/100 Dollars (\$60.00), to the owners of said land for the taking of a perpetual easement upon, over and across the same, and the Grand River Dam Authority, a public corporation did, on or about the 4th day of October, 1941, pay in to and deposit with the Clerk of this Court, the sum of Sixty Dollars (\$60.00) for the use of the owners of said land; that thereafter, on the 4th day of October, 1941, the defendants filed with the Clerk of this Court their exceptions to the award of Commissioners, and also made a demand for trial by jury.

On this, the 10th day of June, 1942, this cause coming on for trial in its regular order, the petitioner moved to strike the defendants exceptions and demand for a jury trial, and this Court denied the petitioners motion, whereupon, the petitioner and the defendants in open court waived a jury trial and consented and agreed that this cause be tried to this Court without a jury, and the Court, after having heard the testimony of witnesses sworn and examined in open court, finds that the damages sustained by the defendants by reason of the taking and appropriation of said easement upon, over and across the tract of land hereinabove described, by the petitioner, the Grand River Dam Authority, a public corporation, is the sum of Sixty Five Dollars (\$65.00).

The Court further finds that the land hereinabove described was allotted to Webster Bark, a full-blood Cherokee, Roll No. 18201; that said allottee died, intestate, in Okmulgee County, Oklahoma, on January 22, 1938; that there has been no administration of his estate, and no judicial determination of his heirs who are entitled to share in his estate; that he left as his sole and only heirs, who are entitled to share in his estate, the following:

Jennie Lee Bark, full-blood Cherokee, not enrolled, a daughter;
Julia Anna Bark, full-blood Cherokee, not enrolled, a daughter; and
Ada May Bark, full-blood Cherokee, not enrolled, a daughter.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the petitioner, the 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 for the public benefit, the perpetual right, privilege and authority to erect, operate and maintain a line or lines of poles, wires and fixtures for the transmission of electric energy, also the perpetual right, privilege and authority to cut down, remove and trim any trees that may, in the judgment of the petitioner, interfere with or endanger said line or lines or the maintenance and operation thereof, also the perpetual right, privilege and authority to set the necessary guy and brace poles and anchors, and to attach all necessary guy wires thereto, upon, over and across the following described property, to-wit:

TRACT NO. 2 (FGY 18.4)

A strip of land 100 feet in width in the $S\frac{1}{2}$ NW $\frac{1}{4}$ of Sec. 24, T 21 N - R 19 E of the Indian Base and Meridian, in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary line of said $S\frac{1}{2}$ NW $\frac{1}{4}$ 1289 feet from the NW corner thereof; thence Southwesterly to a point in the South boundary line of said $S\frac{1}{2}$ NW $\frac{1}{4}$ 878 feet from the SW corner thereof.

and to enter upon the above described premises for the purpose of erecting, maintaining and operating said line or lines of poles, wires and fixtures as aforesaid, and the perpetual right, privilege and authority to erect, maintain and operate said line or lines upon, over and across any street, valley, highway, railroad or other rights-of-way now or hereafter established and existing on or across said land or adjoining the same or adjacent thereto.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the damages sustained by the defendants, as owners of said land, by reason of the taking and appropriating of said easement upon, over and across the tract of land hereinabove described by the petitioner, the Grand River Dam Authority a public corporation, is assessed at Sixty Five Dollars (\$65.00) and the sum of Sixty Dollars (\$60.00) has been paid to the Clerk of this Court by the petitioner.

IT IS CONSIDERED, ORDERED AND ADJUDGED by the Court that the petitioner, Grand River Dam Authority, a public corporation, upon the payment of the sum of Five Dollars (\$5.00) to the Clerk of the United States District Court in and for the Northern District of Oklahoma, said sum of \$5.00 being the difference between the amount awarded the owners of said land by the referees in the sum of \$60.00, which last amount has heretofore been paid to the Clerk of said Court for the use and benefit of the owners of said land, shall be vested with the perpetual right, privilege and authority to erect, operate and maintain a line or lines of poles, wires and fixtures for the transmission of electric energy; also, the perpetual right, privilege and authority to cut down, remove and trim any trees that may, in the judgment of the petitioner, interfere with or endanger said line or lines, or the maintenance or operation thereof; also, the perpetual right, privilege and authority to set the necessary guy and brace poles and anchors, and to attach all the necessary guy wires, upon, over and across the tract of land hereinabove described, and to enter upon said premises for the purpose of erecting, maintaining and operating said line or lines of poles, wires and fixtures as aforesaid, and the perpetual privilege, right and authority to erect, maintain and operate said line, upon, over and across any street, alley, highway, railroad, or other right-of-way now or hereafter established and existing on or across said lands or adjoining the same or adjacent thereto.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by this Court that the sole and only heirs at law of Webster Bark, Cherokee Roll No. 18201, and their proportionate interest or share in his estate are determined and decreed to be as follows:

- Jennie Lee Bark, full-blood Cherokee, not enrolled, daughter, an undivided one-third (1/3) interest;
- Julia Ann Bark, full-blood Cherokee, not enrolled, a minor, daughter an undivided one-third (1/3) interest; and
- Ada May Bark, full-blood Cherokee, not enrolled, a minor, daughter, an undivided one-third (1/3) interest.

The Court finds that all of the above named heirs of Webster Bark, Deceased, are restricted Indians of the Cherokee Tribe of Indians, and that the Clerk of this Court is authorized and directed to pay the damages herein assessed to the Superintendent of the Five Civilized Tribes for distribution.

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

ENDORSED: Filed Jun 22 1942
H. P. Warfield, Clerk
U. S. District Court JS

use and maintain hydro-electric plants, transmission lines and all other works necessary for the construction, operation and maintenance of the same by authority of the Acts of Congress providing for the acquisition and condemnation restricted Indian lands within that part of Oklahoma formerly the Indian territory, and it further appearing that the petitioner has been unable to secure and acquire, by purchase, the easements necessary for the construction, maintenance and operation of a transmission line for the transmission of electric energy upon, over and across the tract of land hereinabove described; that the only manner in which said petitioner may acquire said easements is by condemnation.

It further appearing to this Court that all requirements as required by law have been met by the petitioner; that all of the defendants have been duly served with notice, either by personal service or publication, of the condemnation and appropriation of said easement, for the length of time required by law; that all of the defendants herein have had due and sufficient notice of this action and of the appointment of referees as prayed for in said petition; It further appearing that on the 25th day of August, 1941, the Judge of this Court, after considering the Petition of the petitioner, made and entered an order selecting and appointing, from the regular jury list of names, Glenn W. Keith, Jacob Smith and Page Crahan, three disinterested freeholders residing within the Northern District of Oklahoma, to inspect said 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 a perpetual easement to erect, operate and maintain a transmission line for the transmission of electric energy upon, over and across said tract of land hereinabove described, and to assess the damages which said owners may sustain by reason of such appropriation, irrespective of any benefits accruing to said lands from the construction or the proposed construction of the Grand River Dam Project, and said referees thereafter did, on the 5th day of September, 1941, 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 One Hundred Dollars (\$100.00) to the owners of said land for the taking of a perpetual easement upon, over and across the same, and the Grand River Dam Authority, a public corporation did, on or about the 4th day of October, 1941, pay in to and deposit with the Clerk of this Court, the sum of One Hundred Dollars (\$100.00) for the use of the owners of said land; that thereafter, on the 4th day of October, 1941, the defendants filed with the Clerk of this Court their exceptions to the award of Commissioners, and also made a demand for trial by jury.

On this, the 10th day of June, 1942, this cause coming on for trial in its regular order, the petitioner moved to strike the defendants exceptions and demand for a jury trial, and this Court denied the petitioners motion, whereupon, the petitioner and the defendants in open court waived a jury trial and consented and agreed that this cause be tried to this Court without a jury, and the Court, after having heard the testimony of witnesses sworn and examined in open court, finds that the damages sustained by the defendants by reason of the taking and appropriation of said easement upon, over and across the tract of land hereinabove described, by the petitioner, the Grand River Dam Authority, a public corporation, is the sum of One Hundred Dollars (\$100.00).

The Court further finds that the land hereinabove described was allotted to Nancy Ragsdale Hummingbird, a three-quarters blood Cherokee, Roll No. 6890; that said allottee died, intestate, in Mayes County, Oklahoma, on the 23rd day of December, 1933; that there has been no administration of her estate, and no judicial determination of her heirs who are entitled to share in her estate; that she left as her sole and only heirs, who are entitled to share in her estate, the following:

Jesse Hummingbird, full-blood Cherokee, No. 27460, husband;
Jesse Travis Hummingbird, 7/8ths blood Cherokee, not enrolled, a minor, son;
James Russell Hummingbird, 7/8ths blood Cherokee, not enrolled, a minor, son; and
Muggie Benita Hummingbird, 7/8ths blood Cherokee, not enrolled, a minor, daughter.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the petitioner, the 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 Project for the public benefit, the perpetual right, privilege and authority to erect, operate and maintain a line or lines of poles, wires and fixtures for the transmission of

electric energy, also the perpetual right, privilege and authority to cut down, remove and trim any trees that may, in the judgment of the petitioner, interfere with or endanger said line or lines or the maintenance and operation thereof, also the perpetual right, privilege and authority to set the necessary guy and brace poles and anchors, and to attach all necessary guy wires thereto, upon, over and across the following described property, to-wit:

TRACT NO. 1 (FGT 11.4)

A strip of land 100 feet in width in the $S\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ and the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 17, T 23 N - R 20 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary line of said $S\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ 713 feet from the NE corner thereof; thence Southwesterly to a point in the West boundary line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$, 158.1 feet from the SW corner thereof,

and to enter upon the above described premises for the purpose of erecting, maintaining and operating said line or lines of poles, wires and fixtures as aforesaid, and the perpetual right, privilege and authority to erect, maintain and operate said line or lines upon, over and across any street, alley, highway, railroad or other rights-of-way, now, or hereafter established and existing on or across said land or adjoining the same or adjacent thereto.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the damages sustained by the defendants, as owners of said land, by reason of the taking and appropriating of said easement upon, over and across the tract of land hereinabove described by the petitioner, the Grand River Dam Authority, a public corporation, is assessed at One Hundred Dollars (\$100.00), and said sum of One Hundred Dollars (\$100.00) has been paid to the Clerk of this Court by the petitioner.

IT IS ORDERED, ADJUDGED AND DECREED by this Court that there is vested in the petitioner, the Grand River Dam Authority, a public corporation, the perpetual right, privilege and authority to erect, operate and maintain a line or lines of poles, wires and fixtures for the transmission of electric energy, also the perpetual right, privilege and authority to cut down, remove and trim any trees that may, in the judgment of the petitioner, interfere with or endanger said line or lines or the maintenance and operation thereof; also the perpetual right, privilege and authority to set the necessary guy and brace poles and anchors and attach all of the necessary guy wires, thereto, upon, over and across said tract of land, and to enter upon said premises for the purpose of erecting, maintaining and operating said line or lines of poles, wires and fixtures as aforesaid, and the perpetual privilege, right and authority to erect, maintain and operate said line or lines upon, over and across any street, alley, highway, railroad or other rights-of-way, now, or hereafter established and existing on or across said land or adjoining the same or adjacent thereto.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by this Court that the sole and only heirs at law of Nancy Ragsdale Hummingbird, Cherokee Roll No. 6890, and their proportionate interest or share in her estate are determined and decreed to be as follows:

- Jesse Hummingbird, full-blood Cherokee, Roll No. 27460, husband, an undivided one-third (1/3) interest;
- Jesse Travis Hummingbird, 7/8ths blood Cherokee, not enrolled, a minor, son, an undivided two-ninths (2/9) interest;
- James Russell Hummingbird, 7/8ths blood Cherokee, not enrolled, a minor, son, an undivided two-ninths (2/9) interest;
- Muggie Benita Hummingbird, 7/8ths blood Cherokee, not enrolled, a minor, daughter an undivided two-ninths (2/9) interest.

The Court finds that all of the above named heirs of Nancy Ragsdale Hummingbird, deceased, are restricted

application of the petitioner to join the following parties, to-wit:

J. C. Wilkerson,
Ruth Ferris Wilkerson (Mrs. J. C. Wilkerson),
J. C. Wickham,
Anna Wickham (Mrs. J. C. Wickham),

as parties respondent, and the Court having been fully advised in the premises finds that these persons should be made parties to this cause.

IT IS, THEREFORE, ORDERED that the parties named in the finding of the Court hereinabove be and the same are hereby joined as parties respondent to this cause, and the petition and proceedings are amended accordingly.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 22 1942
H. P. Warfield, Clerk
U. S. District Court B

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

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

ORDER APPROVING RECEIVER'S SUPPLEMENTAL FINAL REPORT, ALLOWING RECEIVER FUNDS TO DEFRAY EXPENSES OF STORING RECORDS OF SAID RECEIVERSHIP AND COMPENSATING HIM THEREFOR AND DISCHARGING RECEIVER AND HIS SURETIES

On this 22nd day of June, 1942, upon the supplemental final report of T. P. Farmer, and it appearing that said T. P. Farmer, is the duly appointed, qualified and acting receiver of Exchange National Company, and has heretofore filed herein his final report as such receiver, and the court being fully advised, and there being no objections or exceptions filed herein, to said supplemental final report, and the court having examined said supplemental final report, and having heard the testimony of witnesses,

The court finds that said supplemental final report is true and correct, and further finds that the said receiver has reported with respect to all of the assets of any value in his said hands, and finds that the said receiver has converted said assets into cash, and has disbursed said funds in payment of expenses and distributed funds in the hands of said receiver to the creditors entitled thereto, and in accordance with orders heretofore entered herein, and the court finds that the said receiver has accounted for all of the assets coming into his hands, and has truly and accurately reported with respect to the disposition and distribution of said funds and properties, and that said supplemental final report should be approved.

The Court further finds that the receiver has a balance of cash on hand of One Hundred Thirty Nine & 43/100 Dollars (\$139.43), and that said receiver is required to keep and maintain the records of said receivership for a term and period of one year from and after the date hereof, and as

long thereafter as ordered, and that it will be necessary for the said receiver to crate said records and to move and store the same, and thereafter to destroy the said records, and that the said receiver will incur expenses in connection therewith, and the court further finds that the said receiver is entitled to reasonable compensation for his said services in connection therewith, and that the sum of One Hundred Thirty Nine & 43/100 Dollars (\$139.43) is fair and reasonable compensation for his said services, including the costs and expenses in connection therewith, and for other good cause,

IT IS ORDERED, ADJUDGED AND DECREED as follows:

1. That the supplemental final report, and the final report of T. P. Farmer, Receiver, be and the same is hereby ratified and approved.
2. That all of the disbursements of T. P. Farmer, Receiver, as shown and reflected upon the supplemental final report and final report of said receiver are hereby ratified and approved in all things.
3. That all receipts as shown and reflected upon the supplemental final report and final report of T. P. Farmer, Receiver, be and the same are hereby ratified and approved in all things.
4. That T. P. Farmer, be allowed the sum of One Hundred Thirty Nine & 43/100 Dollars (\$139.43), as payment and compensation in full for his services in connection with the crating, moving and storing of the records of said receivership, said compensation to include all costs and expenses incurred by the said T. P. Farmer in crating, moving and storing said records, as well as the ultimate disposition of the same, and that the said T. P. Farmer, Receiver, be authorized to pay to himself and said sum of One Hundred Thirty Nine & 43/100 (\$139.43) dollars from funds in his hands as such Receiver.
5. That T. P. Farmer be and he is hereby discharged as Receiver of Exchange National Company, and he is relieved from all other, further and additional duties and responsibilities in connection therewith, save and except maintenance of the receivership records for a term and period of one year from the date hereof, and as long thereafter as ordered.
6. That the surety or sureties upon the bond of T. P. Farmer, Receiver, be and they are hereby released and discharged from further liability herein.
7. That jurisdiction is retained to making any necessary order concerning any of the assets of the said receivership now deemed worthless or undiscovered, which may be of value hereafter.
8. That jurisdiction is retained over all of the books and records of said receivership for a term and period of one year from the date hereof, and as long thereafter as ordered by the court.

F. E. KENNAMER
United States District Judge

ENDORSED: Filed Jun 22 1942
H. P. Warfield, Clerk
U. S. District Court B

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

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

ORDER AUTHORIZING TRUSTEE TO SELL NOTE

On this 22nd day of June, 1942, upon the application of J. H. McBirney, Successor Trustee to Exchange National Bank; and it appearing that among the assets coming into the hands of said trustee is a note dated November 14, 1934, executed by R. B. Martin, for the sum of Two Thousand Dollars (\$2,000.00) payable on or before five (5) years after date; that the said note has not been paid and the principal and interest due thereon are unpaid, and said note is in default.

The court further finds that the said note was executed and delivered to the trustee in partial satisfaction of a mortgage indebtedness of R. B. Martin to Exchange National Company, and that the balance of said mortgage indebtedness was satisfied and discharged by the acceptance by the trustee of bonds of the Home Owners' Loan Corporation, necessitating the releasing of the mortgage securing said indebtedness.

The court further finds that the members of the Advisory Committee appointed and designated by this court, have considered the sale of said note and have heretofore authorized the trustee to sell the same for One Thousand Dollars (\$1,000.00); that the trustee has received an offer from one L. H. Martin for the purchase of said note for the sum of One Thousand Dollars (\$1,000.00) and the court finds that the said trust estate is in liquidation, and the trustee is endeavoring to terminate said trust; that the trustee has not received a higher or better offer for the said note, and that the trustee recommends the court to approve the sale of said note for the sum of One Thousand Dollars, and the court further finds that the sale of said note for One Thousand Dollars (\$1,000.00) is to the best interest of said trust estate and its beneficiaries, and for other good cause,

IT IS ORDERED that J. H. McBirney, Successor Trustee, be and he is hereby authorized to sell the note of R. B. Martin dated November 14, 1934, for the principal sum of Two Thousand Dollars (\$2,000.00) to L. J. Martin, for the sum of One Thousand Dollars (\$1,000.00) in cash.

IT IS FURTHER ORDERED that J. H. McBirney, Successor Trustee, be and he is hereby authorized to endorse and transfer, without recourse, the said note to L. J. Martin, upon payment to him of said sum of One Thousand Dollars (\$1,000.00).

F. E. KENNAMER
United States District Judge

ENDORSED: Filed Jun 22 1942
H. P. Warfield, Clerk
U. S. District Court B

Court adjourned to June 23, 1942

On this 23rd day of June, 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 T. 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 1942 Ford Pick-up Truck, Motor No. BB 18-6,865,814, and approximately 184 gallons of Assorted Taxpaid Intoxicating Liquors seized therein; R. D. Hendrickson and Robert Lee Peterson,	Claimants.)

No. 789 Civil

O R D E R

Now on this 23rd day of June, 1942, this matter comes regularly on before the Court, upon application of libelant for a vacation of the order entered herein on May 25, 1942, correcting the Journal Entry of Judgment entered herein on May 8, 1942, insofar as same directed disposition of said described motor vehicle, and it appearing to the Court that said motor vehicle was ordered by said Journal Entry of Judgment delivered to the Treasury Department for the official use of the Bureau of Internal Revenue, which was not in agreement with the Director's application on file herein, and that said Journal Entry was thus subsequently corrected by said order so as to correspond with such application, and it further appearing that the Director desires his application to be amended so as to request the delivery of said motor vehicle to the Navy Department, and the Court being otherwise advised in the premises, finds that this order should be issued.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the order as reflected in the Journal Entry of Judgment herein entered on May 8, 1942, directing that said motor vehicle be delivered to the Treasury Department for the use of the Bureau of Internal Revenue in the enforcement of the Internal Revenue Laws, pursuant to Section 304 of the Liquor Law Repeal and Enforcement Act, together with all of its equipment and accessories, and that an order entered herein on May 25, 1942, relative to the disposition of said motor vehicle be, and the same are, each set aside and vacated.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that said 1942 Ford Pick-up Truck, motor No. BB 18-6,865,814, be, and the same is, hereby ordered delivered to the Navy Department, Washington, D. C., or its duly authorized representative, for official use, pursuant to Section 304 of the Liquor Law Repeal and Enforcement Act together with all of its equipment and accessories, in conformity with the request in the Director's application as thus amended by permission of the Court herein.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 23 1942
H. P. Warfield, Clerk
U. S. District Court B

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

IN THE MATTER OF)
THE ESTATE OF PETER MICCO,) CIVIL NO. 826
SEMINOLE NO. 1600,)
DECEASED.)

O R D E R

On this June 22, 1942, this matter coming on for hearing on the joint application of N. B. Day and G. Ellis Gable, joint administrators of the Estate of Peter Micco, Seminole No. 1600, deceased, and it being shown to the court that in a suit in the District Court of Tulsa County, No. D-24711, entitled Hettie Micco v. Peter Micco, et al., and stipulation in support of said order it was adjudged and decreed that from funds belonging to the Estate of the said Peter Micco, Seminole No. 1600, deceased, there be paid to Hettie Micco, the plaintiff, as temporary support money the sum of Three Hundred Dollars (\$300.00) per month and that the payment for the month of May, 1942 has been paid and that the death of Peter Micco occurred on May 27, 1942 and the current month of June's payment in the sum of Three Hundred Dollars (\$300.00) has not yet been paid, and the court finds that it is right and proper that said order of the District Court be recognized and that the Superintendent of the Five Civilized Tribes, as the authorized representative and agent of the Department of the Interior be authorized and requested to pay to the administrators herein, to begin in the current month of June, 1942, the sum of Three Hundred Dollars (\$300.00) per month and each month thereafter until further order of the Court, for the temporary support and maintenance of the said Hettie Micco, whose maiden name of Hettie Sullivan was restored, and the court, being well and sufficiently informed in the premises, finds that said application should be in all things allowed.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Superintendent of the Five Civilized Tribes, as the representative and agent of the Department of the Interior, be and he is hereby authorized to pay, from the funds belonging to the Estate of the said Peter Micco, Seminole No. 1600, deceased, for the support of Hettie Micco, whose maiden name of Hettie Sullivan was restored in the sum of Three Hundred Dollars (\$300.00) per month to begin with the current month of June, 1942, and each month thereafter in a like amount until further order of this court.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 23 1942
H. P. Warfield, Clerk
U. S. District Court B

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

IN THE MATTER OF)
THE ESTATE OF PETER MICCO,) CIVIL NO. 826
SEMINOLE No. 1600,)
DECEASED)

ORDER ALLOWING EXPENDITURE OF FUNDS FOR THE SUPPORT OF NEXT OF KIN OF
PETER MICCO SEMINOLE NO. 1600, DECEASED

On this 22nd day of June, 1942, this matter coming on for hearing on the application of N. B. Day and G. Ellis Gable, joint administrators of the Estate of Peter Micco, Seminole No. 1600, deceased, showing to the court that by previous arrangement and on the special instance and

on the special instance and request during his lifetime of Peter Micco, Seminole No. 1600, deceased, there was paid from said decedent's funds by the Department of the Interior monthly allowances to his next of kind, Haney Micco, now Larney, sister, Andy Hulwa, nephew, and Katie May Clark, Juanita Clark, Sallie Micco, Serina Micco and Norman Micco, nieces and nephews, support money.

Applicants further show to the Court that said next of kind are wholly dependent and have been supported over a period of years by the said Peter Micco, and that said next of kin are wholly dependent and without other means of support, and the court, being well and sufficiently informed in the premises, finds that the application of the administrators for the support of said next of kind should be in all things authorized by this court.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the court that the Superintendent of the Five Civilized Tribes at Muskogee, Oklahoma, as the representative of the Department of the Interior, be and he is hereby requested and authorized to pay from the funds belonging to the Estate of said Peter Micco, Seminole No. 1600, deceased, and payable to the administrators herein, monthly, to begin as of June 1, 1942 until the further order of this court, the following amounts:

Perry Chisholm, Guardian of Haney Micco, now Larney	\$50.00
Perry Chisholm, Guardian of Katie May Clark and Juanita Clark, minors	10.00 each
To. E. F. O'Neal, Guardian of Sallie Micco, Serina Micco and Norman Micco, minors	10.00 each
To Andy Hulwa	50.00

until further order of this court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that said Department of the Interior is hereby authorized to pay the amounts as hereinabove set forth, beginning with the current month of June, 1942, and each month thereafter until further order of this court, and such payment shall be made to the joint administrators herein, and that this is authority of the Department of the Interior to make such payments.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 23 1942
H. P. Warfield, Clerk
U. S. District Court B

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

IN THE MATTER OF THE ESTATE OF)
PETER MICCO, SEMINOLE NO. 1600,) CIVIL NO. 826
DECEASED,)

O R D E R

This matter coming on for hearing this 22nd day of June, 1942 on the application of W. B. Day and G. Ellis Gable, Administrators of the Estate of Peter Micco, Seminole No. 1600, deceased, showing to the court that some qualified attorney at law should be appointed as guardian ad litem of Haney Micco, now Larney, incompetent sister of Peter Micco, deceased, and Katie May Clark, Juanita Clark, Sallie Micco, Serina Micco and Norman Micco, minor heirs of said Peter Micco, and the court being well and sufficiently advised in the premises, finds that said application should be in all things allowed, and the court further finds that W. S. Robertson, United States Probate Attorney, as official representative of the Department of the Interior, is a fit and proper person to be appointed as guardian ad litem for said incompetent and minors hereinabove named.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the court that M. S. Robertson, United States Probate Attorney, be and he is hereby appointed guardian ad litem for Haney Micco, now Larney, incompetent, Katie May Clark, Juanita Clark, Sallie Micco, Serina Micco and Norman Micco, minors, all heirs of the estate of Peter Micco, Seminole No. 1600, deceased, and that said M. S. Robertson shall immediately proceed to represent said persons in the above entitled cause.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 23 1942
H. P. Warfield, Clerk
U. S. District Court B

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

IN THE MATTER OF)
THE ESTATE OF PETER MICCO, SEMINOLE) CIVIL NO. 826
NO. 1600, DECEASED,)

ORDER APPOINTING APPRAISERS

On this 23 day of June, 1942, it is hereby ordered that J. F. Pickens, J. A. Spinks and C. C. Weber of Tulsa County, State of Oklahoma, be and they are hereby appointed appraisers of the Estate of Peter Micco, Seminole No. 1600, deceased, and are hereby directed to view and appraise said estate and make return of said appraisement as provided by law.

ROYCE H. SAVAGE
United States District Judge

ENDORSED: Filed Jun 23 1942
H. P. Warfield, Clerk
U. S. District Court LN

Court adjourned to June 24, 1942

On this 24th day of June, 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 DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT
OF OKLAHOMA

UNITED STATES OF AMERICA,

Petitioner,)

vs.)

No. 652 Civil)

15,500 acres of land, more or less, situate in)
Mayes County, Oklahoma, and John M. Niehaus,)
Jr., et al, Respondents.)ORDER OF DISTRIBUTION

Now on this 24th day of June, 1942, this cause came on to be heard, and the Court having been fully advised in the premises finds that distribution should be ordered as to certain tracts involved in this proceeding.

IT IS, THEREFORE, ORDERED that the Clerk issue checks as follows:

Tract A-11

W. A. Graham	\$745.00
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Tract B-4

Lyman E. Bolinger and Margaret H. Bolinger	\$296.00
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Tract B-24

Laura Watts Vogel	\$ 78.00
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Tract C-25

Emily F. Brown and Ernest R. Brown	\$ 5.00
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Tract C-29

Z. M. White and Flow White	\$2175.00
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Tract C-39

R. W. Hildreth and Cora Hildreth	\$646.00
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The Court Clerk shall make no charge for commission or poundage.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 24 1942
H. P. Warfield, Clerk
U. S. District Court H

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

Security Benefit Association,	Plaintiff,)
)
vs.		) No. 445 Equity
)
Town of Slick, et al,	Defendant.)

ORDER FOR DISTRIBUTION OF FUNDS

Now on this 24th day of June, 1942, there coming regularly on for hearing the application of the plaintiff and of other claimants and judgment creditors for an order to distribute funds in the hands of the Receiver herein, and it appearing to the court that the allegations of said application are true; that the Receiver herein, American National Bank of Bristow, Oklahoma, has on hand in the sinking fund of the Town of Slick the sum of One Thousand Nine Hundred Forty-Eight Dollars and 13/100 (\$1,948.13), of which One Thousand Seven Hundred Forty-Eight Dollars and 94/100 (\$1,748.94) has not been ordered distributed, but the balance of which has heretofore been ordered distributed, and it further appearing that said sum of One Thousand Seven Hundred Forty-Eight Dollars and 94/100 Dollars (\$1,748.94), less proper compensation to the Receiver for its services, attorneys fees and court costs, should be ordered distributed to the judgment creditors and coupons holders on a pro rata according to their holdings;

NOW, THEREFORE, IT IS CONSIDERED, ORDERED AND ADJUDGED that the said Receiver herein be, and it is hereby allowed as compensation for its services as Receiver, including its fees for its attorneys in connection with its report and the approval thereof and court costs, the sum of One Hundred Dollars (\$100.00) payable out of said fund so subject to distribution, and that the remainder of said fund, to-wit: One Thousand Six Hundred Forty-Eight Dollars and 94/100 (\$1,648.94), be distributed by said Receiver to the judgment creditors and coupon holders on a pro rata basis, according to their holdings and the previous order of this court.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 24 1942
H. P. Warfield, Clerk
U. S. District Court H

Court adjourned to June 25, 1942

On this 25th day of June, 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 FOR THE NORTHERN DISTRICT OF
OKLAHOMA

GUY M. TROUTMAN,	Plaintiff,)
)
vs.		) No. 571 - Civil
)
J. GARFIELD, BUELL,	Defendant.)

J U D G M E N T

This cause came on for trial on this 25th day of June, 1942, before the undersigned judge, without a jury. The plaintiff appeared in person and by his attorney, Leroy G. Cooper, Esq., and the defendant appeared in person and by his attorney, Saul A. Yager, Esq. After hearing all of the evidence and being fully advised in the premises,

THE COURT FINDS all of the issues in favor of the defendant and against the plaintiff, except only that the court finds that the defendant breached the agreement between the plaintiff and the defendant in that he failed to re-assign to the plaintiff the two undrilled oil and gas leases involved in this action; and in this connection the court finds that at the time when defendant committed said breach of the contract, the said two undrilled oil and gas leases had no value and accordingly the plaintiff is entitled to recover only nominal damages against said defendant.

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that the plaintiff recover from the defendant the sum of One Dollar (\$1.00) and the costs of this action; to which judgment and decree the plaintiff excepts, and exceptions are allowed.

ROYCE H. SAVAGE
U. S. DISTRICT JUDGE

ENDORSED: Filed Jul 13 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,	Petitioner,)
)
vs.		) No. 652 Civil
)
15,500 acres of land, more or less, Mayes County, Oklahoma, and John W. Niehaus, Jr., et al.,	Respondents.)

D E C R E E

With respect to Tracts Nos. D-35, D-45 and D-50 involved in the above proceedings, upon proper showing by Marlin W. Williams to the court, the Court finds and adjudges that Marlin W. Williams, is entitled to be paid the balance of the fund paid into the hands of this court at the time of the filing of the declaration of taking by the petitioner, and, the Court being fully advised,

IT IS DECREED that the balance of such fund in the sum of \$250.00 be immediately paid to said Marlin W. Williams, and that his co-respondents are entitled to no part thereof and that none of the co-respondents of said Marlin W. Williams have filed claims thereto, and the co-respondents of

said Marlin W. Williams are hereby barred from asserting claim thereto.

Rendered in open court, this 25th day of June, 1942.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Jun 25 1942
H. P. Warfield, Clerk
U. S. District Court

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

UNITED STATES OF AMERICA,	Libelant,)	
)	
-vs-)	
		)	No. 815 Civil
One 1942 Super DeLuxe Ford Coupe)	
Automobile, Motor No. 1806798820;)	
MAURICE MARTIN, and Universal Credit)	
Company, Tulsa, Oklahoma,	Claimants.)	

ORDER

On this the 25th day of June, 1942, the libelant appearing by William Knight Powers, Assistant United States Attorney, and movant, Fairfax Motor Co., appearing by its attorney, and the court having considered the motion of the Fairfax Motor Co., finds: that it is a necessary party to the full, complete and final adjudication of this cause; and that it has an interest in said litigation.

It is therefore ordered, adjudged and decreed that said Fairfax Motor Co. be, and it is hereby, allowed to file a intervening petition in said action.

It is further ordered, adjudged and decreed that it be, and it is hereby, allowed until the 30th day of June, 1942, to file said intervening petition.

ROYCE H. SAVAGE
DISTRICT JUDGE

ENDORSED: Filed Jun 25 1942
H. P. Warfield, Clerk
U. S. District Court JS

Court adjourned to June 26, 1942

On this 26th day of June, 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 DISTRICT COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF OKLAHOMA

JAMES T. SPENCER, Administrator of the Estate of)	
Jackson Barnett, Deceased,	Plaintiff,)
		) NO. 39 - CIVIL
vs.)	
)	
GYPSY OIL COMPANY, et al,	Defendants.)

O R D E R

This matter coming on for hearing this 26th day of June, 1942, upon the motion of the United States of America for leave to withdraw complaint in intervention and the United States appearing by Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, upon instructions of the Attorney General of the United States, and the court being advised in the premises finds that the United States should be permitted to withdraw its complaint in intervention.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the United States of America be and it hereby is permitted to withdraw its complaint in intervention and the same be and hereby is tricken from the files.

AND IT IS SO ORDERED.

ROYCE H. SAVAGE
UNITED STATES DISTRICT JUDGE

ENDORSED: Filed Jun 26 1942
H. P. Warfield, Clerk
U. S. District Court JS

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

Grand River Dam Authority, a public corporation,	Petitioner,)	
		)	No. 647 Civil
)	
v.)	
)	
Reid Parker, et al.,	Defendants.)	

O R D E R

Now on this 27th day of June, 1942, this matter coming on before the court on the application of the United States of America for an order directing distribution of the funds held by the Clerk of this Court and deposited by the Grand River Dam Authority, in this cause of action, and it appearing to the Court that on August 29, 1941 the petitioner, Grand River Dam Authority filed its petition in this cause seeking a condemnation of the land involved in this cause of action for the purpose of constructing and maintaining an electric transmission line; that appraisers have been appointed by the Court and on November 4, 1941, said appraisers filed their report showing damage to said land to be in the sum of \$46.50; and it further appearing to the Court that the United States of America has filed its application herein seeking an order of this court distributing said funds to the parties entitled thereto; and it further appearing to the Court that the allottee to whom the land involved herein was allotted is now deceased and that the funds involved herein should be disbursed to the Superintendent of the Five Civilized Tribes for distribution to the heirs of said deceased allottee and that said funds should continue restricted in accordance with the applicable acts of Congress;

IT IS THEREFORE THE ORDER OF THE COURT that H. P. Warfield, Clerk of this Court, be and he hereby is instructed to pay to A. M. Landman, Superintendent of the Five Civilized Tribes, the sum of \$46.50, deposited with said Clerk by the Grand River Dam Authority for distribution to the heirs of the deceased allottee, Cahseelouee Tickeater.

IT IS THE FURTHER ORDER OF THE COURT that said funds shall continue restricted in accordance with the applicable acts of Congress.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 26 1942
H. P. Warfield, Clerk
U. S. District Court H

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

HELEN L. AVERY,	Plaintiff,)	
)	
v.		)	No. 809 Civil
Gordon Denton, Executor of the Estate of)	
Mollie Davis, and Millie Wilson, now Harjo,	Defendants.)	

O R D E R

Now on this 26 day of June, 1942, this matter coming on before the court on the application of the United States of America for additional time to plead in this cause of action, and it appearing to the court that this is an action in which service of notice has been had on the

Superintendent of the Five Civilized Tribes pursuant to the provisions of the Act of Congress of April 12, 1926, and that certain information is required by the United States in order to plead in this action, and that such information has not been obtained and that the time should be extended for the United States to plead herein,

IT IS THEREFORE THE ORDER OF THE COURT that the United States of America be and it hereby is granted thirty (30) days additional time from June 25, 1942, within which to plead in this cause of action.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jun 26 1942
H. P. Warfield, Clerk
U. S. District Court B

Court adjourned to June 27, 1942

On this 27th day of June, 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 IN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA

United States of America,	Libelant,)	
)	
vs)	
)	
One 1939 Dodge Coupe Automobile, Motor No.		)	NO. 799 CIVIL
D11-97679; 42 gallons of taxpaid intoxicating)	
liquor; Richard J. McGhee, and General Motors)	
Acceptance Corporation, Springfield, Missouri,)	
Claimants.)	

JOURNAL ENTRY

Now on this 27th day of June, 1942, this matter coming on for hearing upon application of the United States of America, Libelant herein, for default judgment and the United States appearing by Whit Y. Mauzy, United States Attorney in and for the Northern District of Oklahoma, and Wm. Knight Powers, Assistant United States Attorney in and for said District, and the claimant Richard J. McGhee having filed his waiver of issuance of service herein and the claimant General Motors Acceptance Corporation, having filed its waiver of issuance of service herein, and said claimants having failed, refused and neglected to file any pleadings in this litigation, and the libelant, United States of America, having presented to the court allegations and facts in this case, and the Court being fully advised in the premises, finds in favor of the Libelant and against said claimants.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that a forfeiture herein be and the same is hereby allowed as of the said described 1939 Dodge Coupe Automobile, Motor No. D11-97679, and said automobile is ordered delivered to the Treasury Department for the use of the Bureau of Internal Revenue in the enforcement of the internal revenue laws pursuant to Section 304 of the Liquor Law Repeal and Enforcement Act, together with all its equipment and accessories.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that a forfeiture is hereby allowed as to the said forty-two gallons of assorted taxpaid intoxicating liquors seized in and with said described automobile, which intoxicating liquors are ordered delivered to the Secretary of the Treasury of the United States for proper and lawful disposition.

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

ENDORSED: Filed Jun 27 1942
H. P. Warfield, Clerk
U. S. District Court JS

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

United States of America, Libelant,)
)
vs.)
) NO. 842 CIVIL
)
One 1939 Ford Coach automobile, Motor No.)
18-4,752,693; Jessie James, and Barry)
Investment Company, Tulsa, Oklahoma,)
Claimants.)

ORDER FOR MONITION

Now on this 27th day of June, 1942, it appearing to the court that the above described automobile, to-wit: 1939 Ford Coach, Motor No. 18-4,752,693, was seized at a still site on farm premises of claimant Jessie James, located about two and one-half miles east of Owasso, in Tulsa County, State of Oklahoma, on April 4, 1942, by Edgar A. Maloney, Investigator in the Alcohol Tax Unit, Bureau of Internal Revenue for the State of Oklahoma, by virtue of the authority of his said office, while said automobile was being used by Jessie James for the transportation, deposit and concealment of whiskey, and with intent to defraud the United States of the tax due upon said whiskey, and it further appearing that thereupon said automobile 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 Jessie James and Barry Investment Company, 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 Jessie James and Barry Investment Company, Tulsa, Oklahoma, unless notice thereof be waived, and any other person that might claim any interest in said automobile, requiring them to appear to said court on or before twenty (20) days after personal service thereof, and to show cause, if any they have, why said automobile should not be forfeited to libelant under provisions of the Internal Revenue Laws of the United States.

Title 40, Secs. 401-407, 409, 411, 413 and 414) as amended and supplemented; the Act of June 10, 1920, 41 Stat. 1063 (U.S.C. Title 16, Sec. 309); and Executive Order No. 8944, Dated November 19, 1941, the Administrator of the Federal Works Agency is authorized to acquire in the name of the United States of America, title to all lands and interests in lands necessary for carrying out the purposes and objects set forth in said Executive Order No. 8944.

That pursuant to and by virtue of said authority, the Administrator of the Federal Works Agency has duly selected for acquisition by the United States for said public purposes a perpetual easement for the erection, operation and maintenance of a line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures, for the transmission of electric current, together with the perpetual easement and right to cut down, remove or trim any trees that may interfere with or endanger said transmission line or lines or the maintenance of operation thereof, together with the perpetual easement, right and privilege to set the necessary guy and brace poles and anchors and to attach all necessary guy wires thereto, upon, over and across the lands situate, lying and being in the County of Mayes, in the Northern District of the State of Oklahoma, and within the jurisdiction of this Court, and more particularly described by courses and distances, as follows, to-wit:

TRACT NO. 1 (306 - 18.1)
Perpetual Easement

A strip of land 100 feet in width in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 24, T 22 N - R 19 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said NE $\frac{1}{4}$ NE $\frac{1}{4}$, 489.0 feet from the NE corner thereof; thence Southwesterly to a point in the South boundary of said NE $\frac{1}{4}$ NE $\frac{1}{4}$, 926.2 feet from the SE corner thereof.

TRACT NO. 2 (306 - 18.2)
Perpetual Easement

A strip of land 100 feet in width in the W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ and the E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 24, T 22 N - R 19 E of the Indian Base and Meridian, in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, 266.8 feet from the NE corner thereof; thence Southwesterly to a point in the South boundary of said E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, 44.6 feet from the SE corner thereof.

TRACT NO. 3 (306 - 18.3)
Perpetual Easement

A strip of land 100 feet in width in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, T 22 N - R 19 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

TRACT A:

Beginning at a point in the North boundary of said E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, 44.6 feet from the NE corner thereof, thence Southwesterly to a point in the West boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, 123.5 feet from the SW corner thereof, and

TRACT B:

Beginning at a point in the North boundary of said $S\frac{1}{2}$ $SW\frac{1}{4}$ $SE\frac{1}{4}$, 700.4 feet from the NE corner thereof; thence South easterly to a point in the South boundary of said $S\frac{1}{2}$ $SW\frac{1}{4}$ $SE\frac{1}{4}$, 400 feet from the SW corner thereof.

TRACT NO. 4 (306 - 18.4)Perpetual Easement

A strip of land 100 feet in width in the $NW\frac{1}{4}$ $SW\frac{1}{4}$ $SE\frac{1}{4}$, Sec. 24, T 22 N - R 19 E of the Indian Base and Meridian, in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the East boundary of said $NW\frac{1}{4}$ $SW\frac{1}{4}$ $SE\frac{1}{4}$, 123.5 feet from the SE corner thereof; thence Southwesterly to a point in the South boundary of said $NW\frac{1}{4}$ $SW\frac{1}{4}$ $SE\frac{1}{4}$ 40.9 feet from the SE corner thereof.

TRACT NO. 5 (306 - 19.1)Perpetual Easement

A strip of land 100 feet in width in the $W\frac{1}{2}$ $NW\frac{1}{4}$ $NE\frac{1}{4}$, Sec. 25, T 22 N - R 19 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said $W\frac{1}{2}$ $NW\frac{1}{4}$ $NE\frac{1}{4}$, 400 feet from the NW corner thereof; thence Southwesterly to a point in the West boundary of said $W\frac{1}{2}$ $NW\frac{1}{4}$ $NE\frac{1}{4}$, 1232.4 feet from the NW corner thereof.

TRACT NO. 6 (306 - 19.2)Perpetual Easement

A strip of land 100 feet in width in the $E\frac{1}{2}$ $E\frac{1}{2}$ $NW\frac{1}{4}$ and the $E\frac{1}{2}$ $SW\frac{1}{4}$, Sec. 25, T 22 N - R 19 E of the Indian Base and Meridian, in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the East boundary of said $E\frac{1}{2}$ $E\frac{1}{2}$ $NW\frac{1}{4}$, 1232.4 feet from the NE corner thereof; thence Southwesterly to a point in said $E\frac{1}{2}$ $SW\frac{1}{4}$, 942.7 feet North and 311.9 feet East of the SW corner thereof; thence Southwesterly to a point in the South boundary of said $E\frac{1}{2}$ $SW\frac{1}{4}$, 140 feet from the SW corner thereof.

TRACT NO. 7 (306 - 19.3)Perpetual Easement

All that part of the $W\frac{1}{2}$ $SW\frac{1}{4}$ $NE\frac{1}{4}$, Sec. 25, T 22 N - R 19 E of the Indian Base and Meridian in Mayes County, Oklahoma, particularly described as follows, to-wit:

Beginning at the NW corner of said $W\frac{1}{2}$ $SW\frac{1}{4}$ $NE\frac{1}{4}$; thence Easterly along the North boundary of said $W\frac{1}{2}$ $SW\frac{1}{4}$ $NE\frac{1}{4}$, a distance of 24.1 feet; thence Southwesterly to a point in the West boundary of said $W\frac{1}{2}$ $SW\frac{1}{4}$ $NE\frac{1}{4}$; thence Northerly along the West boundary of said $W\frac{1}{2}$ $SW\frac{1}{4}$ $NE\frac{1}{4}$, a distance of 74.3 feet to the point of beginning.

TRACT NO. 8 - 306 - 20.1)
Perpetual Easement

A strip of land 100 feet in width in the $W\frac{1}{2} E\frac{1}{2} NW\frac{1}{4}$, and the $E\frac{1}{2} W\frac{1}{2} NW\frac{1}{4}$, Sec. 36, T 22 N - R 19 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said $W\frac{1}{2} E\frac{1}{2} NW\frac{1}{4}$, 140 feet from the NW corner thereof; thence Southwesterly to a point in the South boundary of said $E\frac{1}{2} W\frac{1}{2} NW\frac{1}{4}$, 318.4 feet from the SW corner thereof.

TRACT NO. 9 (306 - 20.2)
Perpetual Easement

A strip of land 100 feet in width in the $E\frac{1}{2} NW\frac{1}{4} SW\frac{1}{4}$, Sec. 36, T 22 N - R 19 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said $E\frac{1}{2} NW\frac{1}{4} SW\frac{1}{4}$, 318.4 feet from the NW corner thereof; thence Southwesterly to a point in the South boundary of said $E\frac{1}{2} NW\frac{1}{4} SW\frac{1}{4}$, 77.8 feet from the SW corner thereof.

TRACT NO. 10 (306 - 20.3)
Perpetual Easement

A strip of land 100 feet in width in the $SW\frac{1}{4} SW\frac{1}{4}$, Sec. 36, T 22 N - R 19 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said $SW\frac{1}{4} SW\frac{1}{4}$, 582.2 feet from the NE corner thereof; thence Southwesterly to a point in the South boundary of said $SW\frac{1}{4} SW\frac{1}{4}$, 498 feet from the SW corner thereof.

TRACT NO. 11 (306 - 21.1)
Perpetual Easement

A strip of land 100 feet in width in the $W\frac{1}{2}$ Of Lot 4, Sec. 1, T 21 N, R 19 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said Lot 4, 498 feet from the NW corner thereof; thence Southwesterly to a point in the South boundary of said Lot 4, 253.3 feet from the Southwest corner thereof.

TRACT NO. 12 (306 - 21.2 22.1)
Perpetual Easement

All that part of the $W\frac{1}{2} NW\frac{1}{2} SW\frac{1}{4}$, and the $NW\frac{1}{4} SW\frac{1}{2} NW\frac{1}{4}$, Sec. 1, and the $E\frac{1}{2} SE\frac{1}{4} NE\frac{1}{4}$, Sec. 2, all in T 22 N - R 19 E of the Indian Base and Meridian in Mayes County, Oklahoma, particularly described as follows, to-wit:

TRACT A

A strip of land 100 feet in width in said NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, 253.8 feet from the NW corner thereof; thence Southwesterly to a point in the South boundary of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, 132.7 feet from the SW corner thereof;

TRACT B

Beginning at the NW corner of said W $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, thence easterly along the North boundary of said W $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, a distance of 62.4 feet; thence Southwesterly to a point in the West boundary of said W $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$; thence northerly along said West boundary a distance of 340.0 feet to the point of beginning.

TRACT C

Beginning at the SE corner of said E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2; thence Northerly along the East boundary of said E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, a distance of 218.6 feet; thence Southwesterly to a point in the South boundary of said E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$; thence Easterly along the South boundary of said E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, a distance of 39.2 feet to the point of beginning.

TRACT NO. 13 (306 - 21.3)
Perpetual Easement

A strip of land 100 feet in width in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T 21 N, R 19 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, 132.7 feet from the NW corner thereof; thence Southwesterly to a point in the South boundary of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, 11.6 feet from the SW corner thereof.

TRACT NO. 14 (306 - 22.2)
Perpetual Easement

A strip of land 100 feet in width in the E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, T 21 N - R 19 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the East boundary of said E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, 63.0 feet from the NE corner thereof; thence Southwesterly to a point in the South boundary of said E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, 230.7 feet from the SE corner thereof.

TRACT NO. 15 (306 - 22.3)
Perpetual Easement

A strip of land 100 feet in width in the E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, T 21 N - R 19 E of the Indian Base and Meridian, in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said $E\frac{1}{2}$ $SE\frac{1}{4}$ $SE\frac{1}{4}$ 230.7 feet from the NE corner thereof; thence Southwesterly to a point in the South boundary of said $E\frac{1}{2}$ $SE\frac{1}{4}$ $SE\frac{1}{4}$, 473 feet from the SE corner thereof.

TRACT NO. 16 (306 - 23.1)Perpetual Easement

A strip of land 100 feet in width in the $E\frac{1}{2}$ $NE\frac{1}{4}$ $NE\frac{1}{4}$, Sec. 11, T 21 N - R 19 E of the Indian Base and Meridian, in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said $E\frac{1}{2}$ $NE\frac{1}{4}$ $NE\frac{1}{4}$, 473 feet from the NE corner thereof; thence Southwesterly to a point in the West boundary of said $E\frac{1}{2}$ $NE\frac{1}{4}$ $NE\frac{1}{4}$, 1009.8 feet from the NW corner thereof.

TRACT NO. 17 (306 - 23.2)Perpetual Easement

A strip of land 100 feet in width in the $W\frac{1}{2}$ $NE\frac{1}{4}$ $NE\frac{1}{4}$, Sec. 11, T 21 N - R 19 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the East boundary of said $W\frac{1}{2}$ $NE\frac{1}{4}$ $NE\frac{1}{4}$, 310.2 feet from the SE corner thereof; thence Southwesterly to a point in the South boundary of said $W\frac{1}{2}$ $NE\frac{1}{4}$ $NE\frac{1}{4}$, 57.7 feet from the SE corner thereof.

TRACT NO. 18 (306 - 23.3)Perpetual Easement

A strip of land 100 feet in width in the $NW\frac{1}{4}$ $SE\frac{1}{4}$ $NE\frac{1}{4}$, Sec. 11, T 21 N - R 19 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said $NW\frac{1}{4}$ $SE\frac{1}{4}$ $NE\frac{1}{4}$ 57.7 feet from the NE corner thereof; thence Southwesterly to a point in the South boundary of said $NW\frac{1}{4}$ $SE\frac{1}{4}$ $NE\frac{1}{4}$ 180.6 feet from the SE corner thereof.

TRACT NO. 19 (306 - 23.4)Perpetual Easement

A strip of land 100 feet in width in the $SW\frac{1}{4}$ $SE\frac{1}{4}$ $NE\frac{1}{4}$, Sec. 11, T 21 N - R 19 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said $SW\frac{1}{4}$ $SE\frac{1}{4}$ $NE\frac{1}{4}$ 180.6 feet from the NE corner thereof; thence Southwesterly to a point in the South boundary of said $SW\frac{1}{4}$ $SE\frac{1}{4}$ $NE\frac{1}{4}$ 303.5 feet from the SE corner thereof.

TRACT NO. 20 (306 - 23.5)Perpetual Easement

A strip of land 100 feet in width in the $W\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T 21 N - R 19 E of the Indian Base and Meridian, in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said $W\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ 303.5 feet from the NE corner thereof; thence Southwesterly to a point in the South boundary of said $W\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, 111.4 feet from the SW corner thereof.

TRACT NO. 21 (306 - 23.6)Perpetual Easement

A strip of land 100 feet in width in the $W\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T 21 N - R 19 E of the Indian Base and Meridian, in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said $W\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ 111.4 feet from the NW corner thereof; thence Southwesterly to a point in the West boundary of said $W\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ 721.6 feet from the SW corner thereof.

TRACT NO. 22 (306 - 23.7)Perpetual Easement

A strip of land 100 feet in width in the $E\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T 21 N - R 19 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the East boundary of said $E\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, 721.6 feet from the SE corner thereof; thence Southwesterly to a point in the South boundary of said $E\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ 135 feet from the SE corner thereof.

TRACT NO. 23 (306 - 24.1)Perpetual Easement

A strip of land 100 feet in width in the $E\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14, T 21 N - R 19 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said $E\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, 135 feet from the NE corner thereof; thence Southwesterly to a point in said $E\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, 341.1 feet South and 198.5 feet West of the NE corner thereof; thence Southwesterly to a point in the South boundary of said $E\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, 251.0 feet from the SW corner thereof.

TRACT NO. 24 (306 - 24.2)
Perpetual Easement

A strip of land 100 feet in width in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14, T 21 N - R 19 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$, 911.6 feet from the NW corner thereof; thence Southwesterly to a point in the South boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$, 629.1 feet from the sw corner thereof.

TRACT NO. 25 (306 - 24.3)
Perpetual Easement

A strip of land 100 feet in width in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T 21 N - R 19 E of the Indian Base and Meridian, in Mayes County Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, 629.1 feet from the NW corner thereof, thence Southwesterly to a point in the South boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, 346.9 feet from the SW corner thereof.

TRACT NO. 26 (306 - 24.4)
Perpetual Easement

A strip of land 100 feet in width in the W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T 21 N - R 19 E of the Indian Base and Meridian, in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, 346.9 feet from the NW corner thereof; thence Southwesterly to a point in the South boundary of said W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, 65 feet from the SW corner thereof.

TRACT NO. 27 (306 - 25.1)
Perpetual Easement

A strip of land 100 feet in width in the W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 23, T 21 N - R 19 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

TRACT A:

Beginning at a point in the North boundary of said W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, 65 feet from the NW corner thereof; thence Southwesterly to a point in the West boundary of said W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, 304.3 feet from the NW corner thereof;

and

TRACT B:

Beginning at a point in the North boundary of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$,

216.9 feet from the NE corner thereof; thence Southwesterly to a point in the South boundary of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, 357.9 feet from the SE corner thereof.

TRACT NO. 28 (306 - 25.2)
perpetual easement

A strip of land 100 feet in width in the E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 23, T 21 N - R 19 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the East boundary of said E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ 304.3 feet from the NE corner thereof; thence Southwesterly to a point in the South boundary of said E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ 216.9 feet from the SE corner thereof.

TRACT NO. 29 (306 - 25.3)
Perpetual Easement

A strip of land 100 feet in width in the S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, and the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, T 21 N - R 19 E of the Indian Base and Meridian, in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, 357.9 feet from the NE corner thereof; thence Southwesterly to a point in the South boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ 780.8 feet from the SE corner thereof.

TRACT NO. 30 (306 - 25.4)
Perpetual Easement

A strip of land 100 feet in width in the W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, T 21 N - R 19 E of the Indian Base and Meridian in Mayes County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, 120.0 feet from the NE corner thereof; thence Southwesterly to a point in the South boundary of said W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, 259 feet from the SW corner thereof.

It further appears that all of those persons claiming any interest in and to said lands adverse to the United States of America, and which said persons are defendants in this proceeding, have been duly served with notice of the hearing of the application for the appointment of commissioners by this Court, according to law.

The Court specifically finds that the returns of the Marshals filed herein showing service of notice of the hearing on the application and petition for the appointment of commissioners are true and correct, and service was had as stated in said returns.

The Court further specifically finds that publication service was had according to order and the law made and provided in such cases, and the affidavit of the publishers is filed herein is hereby accepted and approved by the Court.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that W. L. Mayes of Mayes County, Oklahoma, C. E. Marshall of Tulsa County, Oklahoma and C. C. Weber of Tulsa County,

Oklahoma, each an disinterested freeholder in the Northern District of the State of Oklahoma, and not interested in any like question be, and they are hereby selected by the Judge of this Court from the regular jury list of names in this Court, and are appointed as commissioners to inspect said tracts of land as hereinabove described and consider the injury and assess the damages said defendants as the owners thereof or having any right, title or interest therein will sustain by reason of the condemnation and appropriation of a perpetual easement for the erection, operation and maintenance of a line or lines of poles, h-frame structures, towers or other structures, wires, cables and fixtures, for the transmission of electric current, together with the perpetual easement and right to cut down, remove and trim any trees that may interfere with or endanger said transmission line or lines, or the maintenance and operation thereof, together with the perpetual easement to set the necessary guy and brace poles and anchors and to attach all of the necessary guy wires thereto, upon over and across said lands, by the petitioner, irrespective of any benefits from any improvements proposed, and said commissioners shall forthwith report in writing to the Clerk of this Court, setting forth the quantity and boundaries of said tracts, separately, and assessing the injury and damages to the owner or owners thereof.

IT IS FURTHER ORDERED that the United States Marshal for the Northern District of Oklahoma, be, and he is hereby directed to summons forthwith each of said commissioners, and that said commissioners report to the office of the Clerk of the United States District Court in and for the Northern District of Oklahoma, in the Federal Building, at Tulsa, Oklahoma, on the 15 day of July, 1942 at 10 o'clock A.M., for the purpose of taking the oath of office and for the performance of their duties.

IT IS FURTHER ORDERED that said commissioners so selected and appointed shall receive as compensation for their services the sum of Ten Dollars (\$10.00) per day, each, for each day of service in the performance of their duties, and in addition thereto five cents (\$0.05) per mile for each mile traveled in the performance of their duties.

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

ENDORSED: Filed In Open Court
Jun 29 1942
H. P. Warfield, Clerk
U. S. District Court LN

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

UNITED STATES OF AMERICA,	Petitioner,)	
)	
-vs-)	
		)	CIVIL NO. 798
CERTAIN PARCELS OF LAND IN MAYES COUNTY,)	
OKLAHOMA; and Dora E. Warner, nee Nall,)	
et al.,	Defendants.)	

ORDER FIXING INTEREST, DECREERING JUST COMPENSATION AND MAKING
DISTRIBUTION OF FUNDS AS TO TRACT NO. 10 (306 - 10.3)

NOW, on this 29th day of June, 1942, there coming on for hearing the application of the defendant, Tom Carroll, for an order fixing interest, decreeing just compensation and making distribution as to Tract No. 10 (306 - 10.3), and the Court being fully advised in the premises finds:

That the defendant, Tom Carroll, is the tenant on the land described as Tract No. 10 (306 - 10.3); that the petitioner filed a Declaration of Taking and deposited in the registry of this Court the estimated just compensation in the sum of \$50.00 for the taking of a perpetual easement

entered a judgment upon said Declaration of Taking filed by the petitioner, thereby vesting in the petitioner, United States of America, a perpetual easement for transmission line purposes, and decreed that the owners and those having any right, title or interest in and to said land, have and recover just compensation for the taking of said perpetual easement.

The Court further finds that the Defendant, Tom Carroll tenant, on Tract No. 13 (306 - 4.2) in writing, agreed to release and discharge the petitioner from any and all demands and claims for damages upon the payment of the sum of \$15.00, which was accepted by the petitioner.

The Court further finds that the sum of \$15.00, is just compensation for the injuries and damages sustained by said defendant, Tom Carroll, as tenant on Tract No. 13 (306 - 4.3).

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by this Court that the defendant, Tom Carroll, is the tenant upon the land described as Tract No. 13 (306 - 4.3), and that the sum of \$15.00 is just compensation for the damages sustained by the defendant, Tom Carroll, tenant upon said Tract No. 13 (306 - 4.3).

IT IS FURTHER ORDERED that the Clerk of this Court be, and he is hereby authorized and directed to make distribution from the funds deposited as just compensation for the taking of said tract, as follows, to-wit;

Tom Carroll,	
tenant,	
Tract No. 13 (306 - 4.3)	\$15.00

ROYCE H. SAVAGE
J U D G E

ENDORSED: Filed In Open Court
Jun 29 1942
H. P. Warfield, Clerk
U. S. District Court LN

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

UNITED STATES OF AMERICA,	Petitioner,)
)
-vs-		) CIVIL NO. 806
)
CERTAIN PARCELS OF LAND IN MAYES COUNTY,)
OKLAHOMA; and R. D. Hudson, et al,	Defendants.)

ORDER FIXING INTEREST, DECREERING JUST COMPENSATION AND MAKING
DISTRIBUTION OF FUNDS AS TO TRACT NO. 12 (306 - 4.2)

NOW, on this 29th day of June, 1942, there coming on for hearing the application of the defendant, Tom Carroll, for an order fixing interest, decreeing just compensation and making distribution as to Tract No. 12 (306 - 4.2), and the Court being fully advised in the premises, finds:

That the defendant, Tom Carroll, is the tenant on the land described as Tract No. 12 (306 - 4.2); that the petitioner filed a Declaration of Taking and deposited in the registry of the Court the estimated just compensation in the sum of \$160.00 for the taking of a perpetual easement for transmission line purposes, upon, over and across said tract of land and that this Court entered a judgment upon said Declaration of Taking filed by the petitioner, thereby vesting in

and across said tract of land; and that this Court entered a judgment upon said Declaration of Taking filed by the petitioner, thereby vesting in the petitioner, United States of America, a perpetual easement for transmission line purposes, and decreed that the owners and those having any right, title or interest in and to said land, have and recover just compensation for the taking of said perpetual easement, for transmission line purposes, and decreed that the owners and those having any right, title or interest in and to said land, have and recover just compensation for the taking of said perpetual easement.

The Court further finds that the defendant, Cecil C. Anderson, owner of Tract No. 12 (306 - 4.2), in writing, agreed to grant and sell to the petitioner a perpetual right, privilege and authority to erect, operate and maintain a line or lines of poles, towers, or other structures, wires, cables and fixtures for the transmission of electric current, for the sum of \$125.00, which was accepted by the petitioner.

The Court further finds that the sum of \$125.00 is just compensation for the injuries and damages sustained by said defendant, Cecil C. Anderson as the owner of Tract No. 12 (306 - 4.2)

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant, Cecil C. Anderson, is the owner of the land designated as Tract No. 12 (306 - 4.2), and that the sum of \$125.00, is just compensation for the damages sustained by the defendant, Cecil C. Anderson, as owner of said Tract No. 12 (306 - 4.2).

IT IS FURTHER ORDERED that the Clerk of this Court be, and he is hereby authorized and directed to make distribution from the funds deposited as just compensation for the taking of said tract as follows, to-wit:

TO: Cecil C. Anderson, Owner
Tract No. 12 (306 - 4.2) \$125.00.

ROYCE H. SAVAGE
J U D G E

ENDORSED: Filed In Open Court
Jun 29 1942
H. P. Warfield, Clerk
U. S. District Court IN

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

UNITED STATES OF AMERICA, Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN CRAIG COUNTY, OKLAHOMA:
and Lena Carr, an incompetent, et al.,

Defendants.

)
) CIVIL NO. 843
)
)

JUDGMENT ON DECLARATION OF TAKING

This cause coming on to be heard upon the motion of the petitioner, United States of America, to enter a judgment on the Declaration of Taking filed in the above entitled cause on the 29th day of June, 1942, and for an order fixing the date when possession of the property herein described is to be surrendered to the United States of America, and upon consideration thereof, and of

the condemnation petition filed herein, said Declaration of Taking, the statutes in such cases made and provided, and the Executive Order of the President of the United States made pursuant to the authority contained in the Act of June 10, 1920, 41 Stat. 1083, (U.S.C. Title 16, Section 809), and it appearing to the satisfaction of the court;

FIRST: That the United States of America is entitled to acquire property by eminent domain for the purposes as set out and prayed in said petition;

SECOND: That a petition in condemnation was filed at the request of the Administrator of the Federal Works Agency, the authority empowered by law to acquire the lands described in said petition, and also, under the authority of the Attorney General of the United States;

THIRD: That said petition and Declaration of Taking state the authority under which, the public use for which said lands were taken; that the Administrator of the Federal Works Agency is the person duly authorized and empowered by law to acquire such lands as are described in the petition for the purpose of generating and supplying power for the manufacture of explosives or munitions of war or otherwise necessary to the safety and defense of the United States, and for the construction of Public Works; and that the Attorney General of the United States is the person authorized by law to direct the institution of such condemnation proceedings.

FOURTH: That a proper description of the land sought to be taken, sufficient for identification thereof, is set out in said Declaration of Taking;

FIFTH: That said Declaration of Taking contains a statement of the estate or interest in said lands taken for said public use;

SIXTH: That a plan map showing the land taken is incorporated in said Declaration of Taking;

SEVENTH: That a statement is contained in said Declaration of Taking of a sum of money, estimated by said authority to be just compensation for said lands, in the amount of \$416.50, 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;

EIGHTH: That a statement is contained in said Declaration of Taking that the amount of the ultimate award of compensation for the taking of said property, in the opinion of said Administrator of the Federal Works Agency will be within any limits prescribed by Congress as to the price to be paid therefor;

IT IS THEREFORE, on this 29th day of June, 1942, ORDERED, ADJUDGED AND DECREED by this Court that a perpetual easement to erect, operate and maintain a line or lines of poles, h-frames, structures, towers, or other structures, wires, cables and fixtures for the transmission of electric current, upon, over and across said tracts of land situate, lying and being in the County of Craig, State of Oklahoma, and more particularly described as follows, to-wit:

TRACT NO. 1 (305 - 35.1)
PERPETUAL EASEMENT

The West 100 feet of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ except K. O. and G. R. R. Right of Way, of Sec. 34, T 24 N, R 21 East of the Indian Base and Meridian in Craig County, Oklahoma.

TRACT NO. 2 (305 - 35.2)
PERPETUAL EASEMENT

The West 100 feet of the NW $\frac{1}{4}$ SW $\frac{1}{4}$, of Sec. 34, T 24 N, R 21 E of the Indian Base and Meridian in Craig County, Oklahoma.

TRACT NO. 3 (305 - 35.3)
PERPETUAL EASEMENT

The West 100 feet of the $W\frac{1}{2}$ $W\frac{1}{2}$ $SW\frac{1}{4}$ of Sec. 34, T 24 N, R 21 E of the Indian Base and Meridian in Craig County, Oklahoma.

TRACT NO. 4 (305 - 36.1)
PERPETUAL EASEMENT

The West 100 feet of the $SW\frac{1}{4}$ $SW\frac{1}{4}$, Sec. 27, T 24 N, R 21 E of the Indian Base and Meridian in Craig County, Oklahoma.

TRACT NO. 5 (305 - 36.2)
PERPETUAL EASEMENT

The West 100 feet of the $NW\frac{1}{4}$ $SW\frac{1}{4}$, Sec. 27, T 24 N, R 21 E of the Indian Base and Meridian in Craig County, Oklahoma.

TRACT NO. 6 (305 - 36.3)
-37.1)
PERPETUAL EASEMENT

The West 100 feet of the $SW\frac{1}{4}$ $SW\frac{1}{4}$ $SW\frac{1}{4}$ of Sec. 22, and the East 100 feet of the West 112 feet of the $W\frac{1}{2}$ $W\frac{1}{2}$ $NW\frac{1}{4}$, Sec. 27, all in T 24 N, R 21 E of the Indian Base and Meridian in Craig County, Oklahoma.

TRACT NO. 7 (305 - 37.2)
PERPETUAL EASEMENT

The West 100 feet of the $NW\frac{1}{4}$ $SW\frac{1}{4}$ $SW\frac{1}{4}$ of Sec. 22, T 24 N, R 21 E of the Indian Base and Meridian in Craig County, Oklahoma.

TRACT NO. 8 (305 - 37.3)
PERPETUAL EASEMENT

The West 100 feet of the $NW\frac{1}{4}$ $SW\frac{1}{4}$ of Sec. 22, T 24 N, R 21 E of the Indian Base and Meridian in Craig County, Oklahoma.

TRACT NO. 9 (305 - 37.4)
PERPETUAL EASEMENT

The West 100 feet of the $W\frac{1}{2}$ $W\frac{1}{2}$ $NW\frac{1}{4}$ of Sec. 22, T 24 N, R 21 E of the Indian Base and Meridian in Craig County, Oklahoma.

together with the perpetual easement and right to cut down, remove and trim any trees, which may interfere with or endanger said transmission line or lines, or the maintenance and operation thereof together with the perpetual easement to set the necessary guy and brace poles, anchors and to attach all necessary guy wires thereto, subject only to all easements and rights heretofore acquired and held by the Grand River Dam Authority, a public corporation, and now in the possession and under the control of the Administrator of the Federal Works Agency, be, and the same is hereby deemed to have been condemned and taken for the use of the United States of America, and the right to just compensation for the property taken, upon the filing of the Declaration of Taking, vested in persons entitled thereto, and the amount of compensation shall be ascertained and awarded in this proceeding and established by judgment herein pursuant to law; and

BE IT FURTHER ORDERED, ADJUDGED AND DECREED that the United States of America be, and it is hereby vested with a perpetual easement, upon, over and across the lands hereinabove

