

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

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

TUESDAY, JANUARY 26, 1943

On this 26th day of January, A. D. 1943, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1943 Term at Tulsa, met pursuant to adjournment, Hon. Royce H. Savage and Hon. Eugene Rice, Judges, present and presiding.

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

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

MISCELLANEOUS - ADMISSION TO BAR.

Now on this 26th day of January, A. D. 1943, it being made satisfactorily to appear that David J. Morrison and Lester R. Maris 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 the Court.

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

GRAND RIVER DAM AUTHORITY, a public
corporation, Petitioner,

-vs-

SADIE B. McCONKEY, Administratrix
of the Estate of G. G. McConkey,
deceased, et al., Defendants.

Civil No. 232

J U D G M E N T

(Tract No. 4; 31 GR-D 1639; and 31 GR-O 51)

The above entitled proceeding coming on for trial on the merits on November 20, 1942 at Miami, Oklahoma, before the court and without a jury, a jury having been waived by the respective parties, and the petitioner, Grand River Dam Authority, a public corporation, appearing and being represented by Mr. Jesse L. Ballard, one of its attorneys of record, and the defendants Sadie B. McConkey, and, Sadie B. McConkey as and in her representative capacity of administratrix of the estate of G. G. McConkey, deceased, appearing in person and being represented by Mr. A. L. Commons, their attorney of record, and the court having examined the files and pleadings, and having considered the proofs, and having made and filed its findings of fact and conclusions of law, and being fully advised in the premises, doth order and adjudge:

That for and on account of the taking and expropriating by Grand River Dam Authority of 159.10 acres of land known and identified in this proceeding as Tract No. 4 (31 GR-O 51; and 31 GR-D 1639) and described as follows:

Tract No. 4; 31 GR-O 51; 31 GR-D 1639

All that part of the SE $\frac{1}{4}$ of Sec. 5, T 25 N - R 24 E of the Indian Base and Meridian, Quapaw Survey in Ottawa County, Oklahoma, particularly described as follows, to-wit:

Beginning at the SE corner of said SE $\frac{1}{4}$, thence N. 89° 43' W.

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along the South boundary of said SE $\frac{1}{4}$ a distance of 1231.2 feet to a point 1397.0 feet East of the SW corner thereof; thence N. 73° 29' E. 161.0 feet; thence S. 88° 46' E. 299.6 feet; thence N. 31° 39' E. 318.5 feet; thence N. 2° 56' W. 156.0 feet; thence S. 20° 24' E. 163.9 feet; thence S. 4° 16' E. 183.5 feet; thence N. 75° 18' E. 182.9 feet; thence N. 41° 15' E. 134.2 feet; thence S. 74° 37' E. 264.5 feet; thence N. 69° 03' E. 30.0 feet to a point in the East boundary of said SE $\frac{1}{4}$; thence S. 0° 17' W. along said East boundary a distance of 222.0 feet to the point of beginning, containing 4.2 acres, more or less;

AND

All that part of the NE $\frac{1}{4}$ and the E $\frac{1}{2}$ NW $\frac{1}{4}$ of Sec. 8, T 25 N - R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, particularly described as follows, to-wit:

Beginning at the SE corner of said NE $\frac{1}{4}$, thence Northerly along the East boundary of said NE $\frac{1}{4}$ to the NE corner thereof; thence N. 89° 43' W. along the North boundary of said NE $\frac{1}{4}$ a distance of 1626.5 feet to a point 1001.6 feet East of the NW corner thereof; thence S 0° 27' W. 119.4 feet; thence S. 27° 25' W. 310.5 feet; thence S. 26° 20' W. 636.8 feet; thence S. 30° 13' W. 252.5 feet; thence S. 53° 47' W. 331.6 feet; thence N. 68° 06' W. 67.4 feet; thence N. 2° 23' W. 515.0 feet; thence N. 4° 07' W. 607.2 feet; thence N. 8° 48' W. 243.9 feet to a point in the North boundary of said NE $\frac{1}{4}$ and 15.8 feet East of the NW corner thereof; thence N. 89° 43' W. along the North boundary of said NE $\frac{1}{4}$ and E $\frac{1}{2}$ NW $\frac{1}{4}$ a distance of 86.1 feet to a point in the North boundary of said E $\frac{1}{2}$ NW $\frac{1}{4}$ and 1217.2 feet East of the NW corner thereof; thence S. 11° 24' W. 13.2 feet; thence S. 2° 25' W. 260.0 feet; thence S. 0° 26' E. 272.6 feet; thence S. 8° 12' W. 78.9 feet; thence S. 7° 44' E. 171.6 feet; thence S. 12° 00' W. 539.8 feet; thence S. 1° 12' E. 164.3 feet; thence S. 20° 46' W. 575.3 feet; thence S. 17° 19' W. 647.0 feet to a point in the South boundary of said E $\frac{1}{2}$ NW $\frac{1}{4}$ and 720.8 feet East of the SW corner thereof; thence S. 89° 35' E. along the South boundary of said E $\frac{1}{2}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ a distance of 3191.3 feet to the point of beginning, containing 154.9 acres, more or less;

SAID TRACT NO. 4, containing a total of 159.1 acres more or less,

and, for the resulting or severance damage to the land remaining in the body or parcel of land out of which said 159.10 acres was taken, the total sum of Ten Thousand and No/100 Dollars, (\$10,000.00) be, and the same hereby is, fixed and assessed as the amount of the just and full compensation therefor; and further,

That, the petitioner and condemnor herein, Grand River Dam Authority, a public corporation, have, and hereby is awarded, judgment herein in its favor and against the defendants Sadie B. McConkey, and Sadie B. McConkey as and in her representative capacity of administratrix of the estate of G. G. McConkey, deceased, jointly and severally, for the sum of Two Thousand One Hundred Fifteen and No/100 Dollars (\$2,115.00), together with interest thereon at the rate of Six per cent per annum, from November 20, 1942, until paid; and further,

and Steel, Daugherty & Downey, attorneys for plaintiff, for the entry of an order approving said report of sale; and the court having examined said report of sale and being fully advised in the premises,

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

1. That Byron V. Boone, as Special Master in Chancery herein, has in all respects proceeded in due form of law and in accordance with the decree of foreclosure and order of sale entered herein on December 23, 1942; that the sale made by him on January 26, 1943, was in all respects proper, fair and impartial and in accordance with the terms of said decree; that Foster Petroleum Corporation, a Delaware corporation, was the successful bidder at said sale and thereby became the purchaser of 26,800 shares of its Class "B" non-voting common capital stock at a purchase price of \$1,968,192.00, and in addition thereto the purchaser agreed to pay all transfer taxes payable in connection with said sale; that the price bid at said sale is fair and equitable; and that said sale and the Master's report of sale, including the form of assignment attached thereto, should be and the same are hereby approved and confirmed in all respects.

2. That said Foster Petroleum Corporation be and it is hereby directed within 10 days after the date of the entry hereof to make payment to said Special Master of the sum of \$1,868,192.00, which said sum represents the unpaid balance of the purchase price for the 26,800 shares of said stock purchased by it at said sale after allowing credit on the purchase price for the deposit of \$100,000.00 made by said Foster Petroleum Corporation with said Special Master prior to 12:00 o'clock noon, Central War Time, on January 25, 1943, to qualify as a bidder at said sale.

3. That upon payment of the unpaid balance of the purchase price by said Foster Petroleum Corporation as directed herein, then said Special Master be and he is hereby authorized and directed to pay in full to the parties entitled thereto all of the times mentioned and described in paragraph 4 of his said report of sale, including all accrued interest on the three promissory notes referred to therein up to the time of the payment of the principal amount thereof, and to obtain appropriate receipts for the payments so made by him. And the said Special Master be and he is hereby authorized the sum of \$1,000.00 as a fee in full for his services herein, and he is hereby authorized to pay said fee from the proceeds of said sale.

4. That after making the payments as aforesaid from the proceeds of said sale, the Special Master be and he is hereby authorized and directed to pay any surplus remaining in his possession from the proceeds of said sale to Marie Foster Burlingame as executrix of the estate of Henry Vernon Foster, deceased, and to obtain her receipt for the payment so made by him.

5. That upon payment of the unpaid balance of the purchase price by said Foster Petroleum Corporation, as directed herein, then said Special Master be, and he is hereby authorized and directed to deliver to Foster Petroleum Corporation certificates numbered 42-B and 43-B, each for 10,000 shares of its Class B non-voting common capital stock, and described in said decree of foreclosure and order of sale; to deliver to Marie Foster Burlingame, as executrix of the estate of Henry Vernon Foster, deceased, certificates numbered 45-B and 46-B, each for 10,000 shares of the Class B non-voting common capital stock of said corporation, and described in said decree; and to deliver to Foster Petroleum Corporation certificate numbered 44-B for 10,000 shares of the Class B non-voting common capital stock of said corporation, and described in said decree, for re-issuance and delivery of new certificates evidencing shares of such stock as follows: 6,800 shares to Foster Petroleum Corporation, and 3,200 shares to Marie Foster Burlingame as executrix of the estate of Henry Vernon Foster, deceased. And that said Special Master be, and he is hereby further authorized and directed to make appropriate endorsements on said certificates numbered 42-B, 43-B and 44-B to effect the transfer of the shares evidenced thereby in accordance with this order.

6. That the National Bank of Tulsa, which presently holds the three promissory notes described in and secured by the collateral pledge and mortgage agreement foreclosed herein for the benefit of the owners of said notes, be and it is hereby authorized and directed to deliver the same to said Special Master for payment thereof from the proceeds of said sale.

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7. That upon the presentation of said promissory notes for payment by the National Bank of Tulsa, and payment thereof as directed herein, then said Special Master be and he is hereby authorized and directed to mark each of said promissory notes "Paid and Cancelled" and to deliver the same to Marie Foster Burlingame as Executrix of the estate of Henry Vernon Foster, deceased, and to take her receipt therefor.

8. That said Special Master be and he is hereby directed, within thirty days from the date of the entry hereof, to file with this court a report of his distribution of the proceeds of said sale and of his other acts and doings pursuant to the terms hereof and said decree of foreclosure and order of sale.

ENTER:

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Jan 26 1943
H. P. Warfield, Clerk
U. S. District Court ME

Court adjourned to January 27, 1943

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

WEDNESDAY, JANUARY 27, 1943

On this 27th day of January, A. D. 1943, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1943 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

H. F. Miller and Tressie Zule, and Eugene Zule)
and Irene Zule, minors, by their guardian, Glen)
Gaffey, Plaintiffs;)

-vs-

Belloche Wiker, Dora Wiker, Maggie Eagle, nee)
John, Dora Lee, nee Beaver, John Lee, Mary Wiker,)
Richard Webber, George Eagle and Belloche Wiker,)
commonly known as Bill John, if living, if deceased,)
their known and unknown heirs, executors, adminis-)
trators, devisees, trustees, and assigns, immediate)
and remote, Marley Wiker, and L. P. Gow and L. A.)
Watkins, J. W. Franklin and W. A. Crosby,)
Defendants.)

No. 649 - Civil

D E C R E E

This cause comes on to be heard on this 27th day of January, 1943; the plaintiffs defendants and interveners appearing by their respective attorneys of record, and the Court having

heard the evidence, and being fully advised, finds the issues in favor of plaintiffs and against the defendants.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows: That the plaintiff, H. F. Miller, is the legal owner in possession of the premises described in the complaint as follows: Lots 1 and 2, Section 6, Township 14 North, Range 7 East, and that his title thereto is valid and perfect and superior to any right or interest claimed by the defendants and intervener herein, and that the defendants, and each of them, have no right, title or interest in and to said premises.

That the plaintiffs, Tressie Zule, Eugene Zule and Irene Zule, are the legal owners of, and in possession of the premises described in the complaint herein, to-wit: The South Half of the Northeast Quarter of Section 6, Township 14 North, Range 7 East, and that their title thereto is valid and perfect and superior to any right or interest claimed by defendants and intervener herein, and that the defendants, and each of them, have no right, title or interest in and to said premises.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the title and possession of said respective plaintiffs in the respective premises so owned by them be, and the same is hereby forever settled and quieted in said plaintiffs as against all claims or demands by said defendants, and those claiming under them, or either of them, and against all claims and demands by the intervener, United States of America.

And it is further ORDERED AND ADJUDGED that said defendants, and each of them, and those claiming by, through or under them, or either of them, be, and they are hereby perpetually enjoined and forbidden to claim any right, title or interest or estate in and to the respective premises so owned by said respective plaintiffs, hostile or adverse to the possession and title of the plaintiffs herein.

The Court reserves jurisdiction of this cause for the purpose of determining the issues raised by the claim of the plaintiff, H. F. Miller and Nannie E. Miller, additional party defendant, against the defendant, Rex Moore.

ROYCE H. SAVAGE

ENDORSED: Filed Jan 27 1943
H. P. Warfield, Clerk
U. S. District Court LN

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

The City of Drumright, a Municipal Corporation,)
tion, ex rel Leonard Versluis, Complainant,)

vs.)

) CIVIL ACTION NO. 929

Ruth Alexander, Wesley Alexander, Sarah E.)
Sebring, et al, Defendants.)

O R D E R

And now on this January 27, 1943, on application of The Home Building & Loan Association, a Corporation, D. C. Maxwell, Kermit Nash, Mary E. Cawley and E. L. Thomas, appearing by

attorney, Grace Arnold, and for good cause shown, it is hereby ordered that defendants named in said application, as set out above are hereby granted an extension of time of Thirty days from and after February 1, 1943, in which to plead, and an extension of time of Thirty days from and after February 1, 1943 in which to answer in said cause.

ROYCE H. SAVAGE
 JUDGE

ENDORSED: Filed Jan 27 1943
 H. P. Warfield, Clerk
 U. S. District Court H

 Court adjourned to January 28, 1943

On this 28th day of January, A. D. 1943, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1943 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

United States of America,	Plaintiff,)
)
vs.		) No. 933 Civil
)
Board of County Commissioners of Creek)
County, Oklahoma.	Defendant,)

O R D E R

Now on this 27th day of January, 1943, on application of the Defendant for an extension of time in which to file answer, and for good cause shown,

IT IS ORDERED that the Defendant, Board of County Commissioners of Creek County, Oklahoma, be granted an extension of ten days from this date in which to file answer herein.

ROYCE H. SAVAGE
 U. S. District Judge for the Northern
 District of Oklahoma

ENDORSED: Filed Jan 28 1943
 H. P. Warfield, Clerk
 U. S. District Court LN

 Court adjourned to January 29, 1943

On this 29th day of January, A. D. 1943, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1943 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

Alfred A. Drummond, Plaintiff,)
-vs-)
National Livestock Credit Corporation,) No. 787 - Civil
a New Mexico corporation; the National)
Commission Company of Oklahoma, an)
Oklahoma Corporation; A. W. Lohmann;)
A. W. Lucas; H. H. Mundy; and E. G.)
Jeffrey, Defendants.)

ORDER OVERRULING DEFENDANTS' MOTIONS TO QUASH, TO DISMISS,
AND FOR MORE DEFINITE STATEMENT AND FOR BILL OF PARTICULARS

On the 1st day of May, 1943 came on for hearing the motion of the defendants in the above styled cause to quash, their several motions to dismiss and their motion for a more definite statement and for bill of particulars, all parties appearing by their attorneys of record.

Whereupon, the court proceeded to hear the oral arguments of counsel, and after having heard the same directed the filing of written briefs; and

Now, on this 29th day of January 1943 the said motions again came on for hearing by the court, and after having fully considered the briefs filed and after a further oral argument of the case,

IT IS BY THE COURT ORDERED that each and every one of the several motions set out in defendants' pleading and each and every paragraph thereof be, and they are hereby, overruled and denied; to which action of the court the defendants except.

It is further ordered by the Court that the defendants be allowed sixty days from the date of this order within which to prepare and file their answer herein.

ROYCE H. SAVAGE
DISTRICT JUDGE

ENDORSED: Filed Feb 5 1943
H. P. Warfield, Clerk
U. S. District Court AC

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

J. W. GRANOR,	Plaintiff,)	
)	
vs.)	
)	
James Bryant McCartlin, age 20, John George McCartlin, age 18, Glen Roy Mc- Cartlin, Age 16, and Albert McCartlin, if living, and if deceased, his heirs, executors, administrators, devisees, trustees and assigns immediate and remote,	Defendants.,	)	No. 922 Civil
)	
UNITED STATES OF AMERICA,	Intervener)	

ORDER APPOINTING GUARDIAN AD LITEM

NOW on this 29th day of January, 1943, comes on to be heard the Motion of the plaintiff for appointment of a Guardian Ad Litem to defend for the following named minors:

James Bryant McCartlin
 John George McCartlin
 Glen Roy McCartlin

and the Court after hearing said Motion and being duly advised in the premises finds that the same should be sustained and that M. S. Robertson, United States Probate Attorney, is a fit and proper person and is entitled to be appointed as such Guardian Ad Litem.

IT IS THEREFORE, considered, ordered, adjudged and decreed by the Court that M. S. Robertson, United States Probate Attorney, be and he is hereby appointed Guardian Ad Litem to defend for said minors.

ROYCE H. SAVAGE
 DISTRICT JUDGE

ENDORSED: Filed Jan 29 1943
 H. P. Warfield, Clerk
 U. S. District Court H

Court adjourned to February 9, 1943

On this 1st day of February, A. D. 1943, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1943 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.

On this 1st day of February, A. D. 1943, it being made satisfactorily to appear that Robert O. Brown is duly qualified for admission to the Bar of the Court, the oath prescribed by law is administered and said attorney is declared admitted to the Bar of the Court.

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

ROY P. HULL, Trustee in Bankruptcy of)
George W. Spranger, Bankrupt, Plaintiff,)
vs.) No. 859 Civil
Anna Brehm, Defendant.)

ORDER OVERRULING MOTION FOR NEW TRIAL

Now on this 18th day of January, 1943, there coming on for hearing the motion of the plaintiff for a new trial, plaintiff appearing by his attorney, G. Ellis Gable, and the defendant appearing by her attorney, E. C. Fitzgerald, and the court, after hearing argument of counsel and being well and sufficiently advised in the premises, finds that said motion for new trial is not well taken and should be overruled.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the court that the motion of the plaintiff for a new trial in this cause be and the same is hereby overruled, to which ruling of the court the plaintiff excepts.

F. E. KENNAMER
United States District Judge

ENDORSED: Filed Feb 1 1943
H. P. Warfield, Clerk
U. S. District Court H

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

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

MONDAY, FEBRUARY 1, 1943

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

United States of America,	Libelant,)	
)	
-vs-)	
)	
One 1938 Plymouth Coupe Automobile,		)	NO. 913 CIVIL
Motor No. P6-158368, Seven Hundred)	
Thirteen Pints and One Hundred Four one-)	
half pints of taxpaid whiskey, and Morris)	
Barber,	Claimants.)	

JOURNAL ENTRY

Now on this 27th day of January, 1943, this matter coming on for hearing before the Honorable Royce H. Savage, United States District Judge, pursuant to regular assignment, and the United States of America appearing by Whit Y. Mauzy, United States Attorney in and for the Northern District of Oklahoma, and Wm. Knight Powers, Assistant United States District Attorney in and for said District, and the claimant, Morris Barber, appearing by Frank Hickman, Attorney at Law, and the court after hearing evidence of witnesses and argument of counsel, finds that said 1938 Plymouth Coupe, Motor No. P-6, 158368, was not used to import and introduce intoxicating liquor into Osage County, otherwise known as Indian county, State of Oklahoma, but that said automobile was being used to transport and haul whiskey from Osage County, Oklahoma, to other points, to-wit: Tulsa County, Oklahoma; the court further finds that said described whiskey herein was and is contraband and should be ordered forfeited.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that said 1938 Plymouth Coupe Automobile Motor No. P6,158368, be not forfeited but be ordered delivered to the claimant herein, Morris Barber.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that said described intoxicating liquors, approximately seven hundred thirteen pints and one hundred four one-half pints of whiskey, now in possession of the United States Marshal in and for the Northern District of Oklahoma, be and the same is hereby forfeited and ordered delivered to the Alcohol Tax Unit, Treasury Department of the United States of America, for proper disposition in accordance with the laws, and rules and regulations of the Treasury Department.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Feb 1 1943
H. P. Warfield, Clerk
U. S. District Court H

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

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

MONDAY, FEBRUARY 1, 1943

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

United States of America,	Libelant,)	
)	
vs.)	
		)	NO. 914 CIVIL
One 1938 Ford Coach Automobile, Motor)	
No. 18-4240960, Delmer Wallace and)	
Southwestern Finance Company of Tulsa,)	
Oklahoma,	Claimants.)	

JOURNAL ENTRY

Now on this 27th day of January, 1943, this matter coming on for hearing before the Honorable Royce H. Savage, United States District Judge, pursuant to regular assignment, and the United States of America appearing by Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, and Wm. Knight Powers, Assistant United States District Attorney in and for said district, and the claimant Delmer Wallace appearing not, but having filed herein his disclaimer as to any right, title or interest in and to said 1938 Ford Coach, Motor No. 18-4240960, and said claimant Southwestern Finance Company of Tulsa, Oklahoma, appearing by Frank Hickman, attorney at law, and the court after hearing the evidence and argument of counsel, and being otherwise fully advised in the premises, finds that said automobile was used in violation of said Section 223, Title 27, United States Code Annotated, and same should be and same is hereby ordered forfeited.

The court further finds that the said claimant, Southwestern Finance Company of Tulsa Oklahoma, is not entitled to mitigation or remission herein, and that said claimant's petition is hereby denied.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that said automobile, one 1938 Ford Coach, Motor No. 18-4240960 is hereby ordered forfeited to the United States of America, and the same is ordered delivered to the agents of the Treasury Department of the United States of America in accordance with Section 227, Title 27, United States Code Annotated.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Feb 1 1943
H. P. Warfield, Clerk
U. S. District Court H

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

Eddie Moffer,	Plaintiff,)	
)	
vs.)	
		)	No. 916 - Civil
Sinclair-Prairie Oil Company, a corporation,)	
and Annie Moffer, now McArthur,	Defendants.)	

ORDER GRANTING LEAVE TO AMEND PETITION

This cause came on to be heard on plaintiff's motion for leave to amend the Second Amended Petition herein, and it appearing to the court that such amendment would clarify the issues

herein,

It is ordered that motion for leave to amend be, and is hereby granted.

It is further ordered that the Demurrer of the defendant, Sinclair Prairie Oil Company heretofore filed, and briefs submitted on the same, shall be considered as to the said amendment also.

Dated this the 1st day of Feb. 1943.

ROYCE H. SAVAGE
United States District Judge

ENDORSED: Filed Feb 1 1943
H. P. Warfield, Clerk
U. S. District Court H

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

The City of Drumright, a Municipal Corpora-)
tion ex rel Leonard Versluis, Complainant) Civil Action No. 929

O R D E R

And now on this Feb. 1st, 1943, on application of Eugene O'dell and C. E. Rentschler defendants in the above entitled action, by their attorney, Grace Arnold, and for good causeshown, it is hereby ordered that the said defendants are hereby granted an extension of time of 30 days from and after February 1, 1943 in which to plead, and an extension of time of 30 days in which to answer in said cause.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Feb 1 1943
H. P. Warfield, Clerk
U. S. District Court JS

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

The City of Drumright, Oklahoma a Municipal)
Corporation, ex rel Leonard Versluis, Complainant,)
vs.) Civil Action No. 929
Ruth Alexander, et al., Defendants.)

O R D E R

For good cause shown, defefdant L. E. Shanks is hereby granted to and including February 19, 1943 to plead in the above cause.

Dated this 1st day of February, 1943.

ROYCE H. SAVAGE
United States District Judge

ENDORSED: Filed Feb 1 1943
H. P. Warfield, Clerk
U. S. District Court JS

Court adjourned to February 2, 1943

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

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

TUESDAY, FEBRUARY 2, 1943

On this 2nd day of February, A. D. 1943, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1943 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 WITHIN AND FOR THE NORTHERN DISTRICT OF OKLAHOMA

ELMER RAY, Plaintiff,)
vs.)
JIM JOSEPH, Defendant.) No. 773, Civil
MID-CONTINENT PETROLEUM CORPORATION, Garnishee.)

D E C R E E

NOW, on this 2nd day of February, 1943, the above styled and numbered cause coming on for hearing in its regular order on the docket, upon the motion of Interpleader, P. Jim Joseph, for an order releasing and discharging from the levy of execution issued out of this court under a judgment against the defendant Jim Joseph, a certain oil and gas mining lease and leasehold estate in, to and covering the following described lands located in Wagoner County, Oklahoma, to-wit:

Northeast Quarter (NE 1/4) of Southwest Quarter (SW 1/4) of Section 23, Township 17 North, Range 15 East, in Wagoner County, Oklahoma,

and for the recall of said execution and for determination of the ownership of said oil and gas lease and upon motion of said Interpleader, P. Jim Joseph, for an order directing the garnishee herein, Mid-Continent Petroleum Corporation, to release and pay to him all funds held by said garnishee as the proceeds from oil run from said lease to the credit of the working interest; and plaintiff appearing in person and by his attorney of record, and said Interpleader P. Jim Joseph appearing in person and by his attorney of record, and said Garnishee, Mid-Continent Petroleum Corporation, appearing by its attorney of record, and the Court having heard the testimony and examined the documentary evidence submitted in support of said motion, and having heard the testimony of the plaintiff in opposition thereto, does find from the evidence that the above described oil and gas mining lease and leasehold estate is the property of the said Interpleader, P. Jim Joseph; that the defendant Jim Joseph has no right, title or interest therein, and that said property is not subject to execution under the judgment heretofore rendered in this cause against the defendant Jim Joseph, who is a different and distinct person from P. Jim Joseph, owner of said oil and gas lease; the oil and gas lease hereinafter adjudged to be the property of the said P. Jim Joseph being a certain departmental oil and gas mining lease originally covering the above lands, together with other lands, same being dated December 21, 1937, and executed by McKinley Porter, Creek Roll No. N.B. 103, as lessor, to P. Jim Joseph as lessee, which lease was approved by the Secretary of the Interior on January 26, 1938, after having been filed in the office of the Superintendent of the Five Civilized Tribes at Muskogee, Oklahoma, on the 28th day of December, 1937, at 3:30 P.M., under O R N O 392123. The court further finds from the evidence that the signature of the lessee to said departmental oil and gas lease appearing as "P. Jim Joseph", was subscribed by Jim Joseph, who was the duly authorized agent in the

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

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purchase and acquisition of said lease for the purchaser and owner thereof, P. Jim Joseph, with full authority to execute said lease in the name of P. Jim Joseph, the purchaser thereof,

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the oil and gas mining lease and leasehold estate hereinabove described is the property of the Interpleader herein, P. Jim Joseph, and that the Defendant Jim Joseph has no right, title or interest therein; that the execution heretofore issued herein under a judgment rendered in this cause against the Defendant Jim Joseph be, and the same is hereby, recalled, and the levy of said execution upon said oil and gas mining lease is vacated, set aside and held for naught.

IT IS FURTHER ORDERED that the garnishment proceedings herein instituted against Mid-Continent Petroleum Corporation as Garnishee, be and the same are hereby dismissed, and said Garnishee is authorized to pay to the Interpleader P. Jim Joseph any funds in its hands, accrued and accruing from the purchase of oil, to the credit of the lessee under the above described oil and gas mining lease; to all of the above judgment and orders the plaintiff excepts.

ROYCE H. SAVAGE
J U D G E

ENDORSED: Filed Feb 3 1943
H. P. Warfield, Clerk
U. S. District Court ME

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

The Creek Indians National Council, etc.,)
Plaintiffs,)
vs.) No. 9 2 7 Civil
Nancy Barnett, Sinclair Prairie Oil)
Company, et al,) Defendants.)

ORDER

The plaintiffs having presented their Confession of the Motion of the defendant, Sinclair Prairie Oil Company, to make certain additional parties defendant, and asking leave of this Court to file an amended petition or complaint; and the Court being fully advised in the premises, finds that permission should be granted to make the additional parties defendant, as asked for in the Motion of the defendant Sinclair Prairie Oil Company, filed herein;

It is hereby ordered, and the plaintiffs are hereby given permission to file their Amended Petition or Complaint herein within 10 days for the purpose of making the following persons and corporations, additional parties defendant; to-wit: Arch H. Hyden, as Administrator with will annexed of the estate of Sarah C. Getty, deceased, Bar Don Oil Company, H. B. Hammons, M. P. Mathis, Pearle Buck, Anglin & Stevenson, F. P. Swan, Alfred Stevenson, W. T. Anglin, The Atlantic Refining Company, Fannie C. Holman, and any others deemed necessary parties defendant herein; and for a better statement of paragraphs two (2), three (3), four (4) and thirteen (13) of the petition or complaint herein.

Plaintiffs to serve said defendant, and all defendants served on and after this date

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WEDNESDAY, FEBRUARY 3, 1943

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

Schutt Construction Company, Inc., a Corporation,	Plaintiff,)	
)	
vs		)	No. 934 Civil
)	
Grand River Dam Authority, a Public Corporation,	Defendant.)	

ORDER ENLARGING TIME FOR DEFENDANT TO PLEAD OR ANSWER

On this 3rd day of February, 1943, upon application of the defendant, it is ordered that said defendant be, and it is hereby given twenty days from and after February 4, 1943 wherein to plead to or answer the complaint of the plaintiff herein filed.

ROYCE H. SAVAGE
DISTRICT JUDGE

ENDORSED: Filed Feb 3 1943
H. P. Warfield, Clerk
U. S. District Court H

Court adjourned to February 5, 1943

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FRIDAY, FEBRUARY 5, 1943

On this 5th day of February, A. D. 1943, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1943 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

Mitchell Knighten,	Plaintiff,)	
)	
-vs-		)	No. 694 Civil
)	
Sinclair Prairie Oil Company, et al,	Defendants.)	

O R D E R

It appearing to the Court on this 5 day of February, A. D. 1943, that Barron Moore, guardian of the Estate of Mitchell Knighten, Incompetent, who is prosecuting this action for and in his behalf, has compromised and settled all matters and things involved in this action with the

It is further ordered, adjudged and decreed by the court that John S. Severson, attorney for the plaintiff, be allowed an attorney's fee of \$125.00, to be paid by the U. S. Marshal.

It is further ordered, adjudged and decreed by the court that said United States Marshal pay to the Clerk of this court the sum of \$66.25 being accrued costs herein including \$10.25 commissioners fees, and that he pay to the Court Cler, of Creek County, Oklahoma, the sum of \$35.10 same being the costs accrued in this action prior to its removal to this court, and that he pay the further sum of \$20.00 to the order of Pearl B. Jackson, which said sum shall be deducted from that portion of the money going to the plaintiff herein as provided by former decree and rendered herein.

It is further ordered, adjudged and decreed by the court, that said U. S. Marshal, shall pay to the plaintiff, Leonard Berryhill his proportionate one-fifth of the money in his hands after paying the court costs, including Marshal's fees, and attorney's fee, less the sum of \$20.00 to be paid to Pearl B. Jackson, as hereinbefore set out.

It is further ordered, adjudged and decreed by the court that the United States Marshal, pay the remaining sum in his hands to the Treasurer of the United States, check therefor to be sent to the Hon. F. W. Sunderwirth, Disbursing Agent, Five Civilized Tribes, Muskogee, Oklahoma, for the use and benefit of the defendants, Willie Berryhill, Charley Berryhill, Tommie Berryhill, and Sammie Berryhill, and to be disbursed by him in equal one-fourth portions thereof according to the rules of the Secretary of the Interior, and that said Marshal file with the Clerk of this court his report showing such disbursement.

ROYCE H. SAVAGE
U. S. District Judge

ENDORSED: Filed Feb 5 1943
H. P. Warfield, Clerk
U. S. District Court ME

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

UNITED STATES OF AMERICA,	Petitioner,)	
)	
-vs-		)	CIVIL NO. 843
)	
CERTAIN PARCELS OF LAND IN CRAIG COUNTY, OKLAHOMA; and Lena Carr, et al.,	Defendants.)	

ORDER APPOINTING AN ATTORNEY TO REPRESENT AND PROTECT THE INTERESTS
OF CERTAIN DEFENDANTS AND DIRECTING ENTRY OF JUDGMENT CONFIRMING REPORT
OF COMMISSIONERS IN THE ABOVE STYLED CASE.

NOW, on this 5th day of February, 1943, it appearing to the Court that the petitioner, United States of America, in the above styled cause has filed the affidavit of R. L. Davidson, Special Assistant United States Attorney for the Northern District of Oklahoma, and attorney for the petitioner, that none of the defendants in this cause are in the military service of the United States, except that the petitioner is unable to determine whether or not any of the following defendants are in the military service of the United States, to-wit:

Doris K. Moore, guardian of Lena Carr, an incompetent;
L. B. Dixon;
Amanda Garcia;
Sue Neal;
Mabel Worrell;

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Vance Grimes;
Daisy Laird;
Howard Grimes;
Hazel Barr;
Stella Horner;
Blanche Watters;
Glenn Farrar;
Ila F. Challenger;
James F. McCullough, Walter M. McManus, Mollie Madden, Robert
McManus, T. S. Lawless, Mary A. Lawless, Caroline Lawless, Julian
(or Julia) McCartland, and William Lawless, 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; and the known and unknown heirs,
executors, administrators, devisees, legatees, trustees, creditors,
and assigns, immediate and remote, and their spouses, if any, of
J. W. McManus, deceased; and of Sarah J. McManus, deceased;

and it further appearing to the Court that an attorney should be appointed to represent and protect the interests of each of said defendants.

It further appearing that the petitioner has complied with all of the provisions of the Soldiers' and Sailors' Relief Act of 1940, approved October 17, 1940, as amended, and that a judgment confirming the report of commissioners should be entered in this cause.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that R. P. Colley, a regular practicing attorney of Tulsa, Oklahoma, be, and he is hereby appointed to represent and protect the interests of each of the following defendants, to-wit:

Doris K. Moore, Guardian of Lena Carr, an incompetent;
L. B. Dixon;
Amanda Garcia;
Sue Neal;
Mabel Worrell;
Vance Grimes;
Daisy Laird;
Howard Grimes;
Hazel Barr;
Stella Horner;
Blanche Watters;
Glenn Farrar,
Ila F. Challenger;
James F. McCullough, Walter M. McManus, Mollie Madden, Robert
McManus, T. S. Lawless, Mary A. Lawless, Caroline Lawless, Julisa
(or Julia) McCartland, and William Lawless, 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; and the known and unknown heirs,
executors, administrators, devisees, legatees, trustees, creditors,
and assigns, immediate and remote, and their spouses, if any, of
J. W. McManus, deceased; and of Sarah J. McManus, deceased;

and it is further ordered and directed that a judgment be entered in this cause, confirming the report of commissioners.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Feb 5 1943
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. 843
)
CERTAIN PARCELS OF LAND IN CRAIG COUNTY,)
OKLAHOMA; and Lena Carr, an incompetent,)
et al., Defendants.)

J U D G M E N T

NOW, on this 5th day of February, 1943, there comes on for hearing, pursuant to regular assignment, the application of the petitioner herein for a judgment approving the commissioners' report heretofore filed in this proceeding as to the real estate involved in this proceeding and hereinafter specifically described.

THEREUPON, the Court proceeded to hear and pass upon said application, the petition for condemnation, report of commissioners, and all other matters herein, and finds that:

(1) Each and all of the allegations of said petition for condemnation are true, and the United States of America is entitled to acquire property by eminent domain for the uses and purposes therein set forth.

(2) The said petition for condemnation was filed at the request of the Administrator of the Federal Works Agency, the person duly authorized by law to acquire the estate in the lands described in said document, for the purposes therein set forth, and at the direction of the Attorney General of the United States, the person authorized by law to direct the institution of such proceeding.

(3) In said petition for condemnation, a statement of the authority under which and the public use for which the estate in said lands were taken was set forth.

(4) A proper description of the lands sufficient for the identification thereof is set out in said petition for condemnation, and a statement of the estate or interest in said lands taken for said public use is set out therein.

(5) Due, proper and legal notice of the application of the United States of America, for the appointment of commissioners herein was served upon each and all of the defendants named in said petition for condemnation as required by law and order of this Court.

The Court hears evidence and finds that the returns as filed by the United States Marshals are true and correct, and that the same are in accordance with law.

The Court further finds that the publication notice and affidavit of the publisher as filed herein, are in all respects in accordance with the law in such cases made and provided and the same are hereby approved by this Court.

(6) The Court further finds that the commissioners appointed herein to appraise and fix the value of the estate taken in the real estate involved in this proceeding, duly qualified on the 29th day of September, 1942, by taking and filing herein their oath of office as such, and said duly qualified commissioners, after an inspection of the premises and consideration of the fair cash market value of the estate taken, filed their report herein on the 2nd day of October, 1942, wherein they fixed the fair cash, market value of the estate taken, and all damages to the remainder, if any as to the lands involved in this proceeding, as more particularly designated and described as follows, to-wit:

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

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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.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER IF ANY \$30.00

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

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$50.00

TRACT NO. 3 (305 - 35.3)
Perpetual Easement

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

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$88.00

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.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT* AND ALL DAMAGES TO THE REMAINDER, IF ANY \$40.00

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.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$35.00

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.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$80.00

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,

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$12.00

TRACT NO. 8 (305 - 38.3)
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,

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$29.50

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,

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$50.00

and said report and proceedings are in all respects regular and in accordance with the law and orders of this court.

(7) More than sixty (60) days have elapsed since the filing of the report of commissioners herein and no written exceptions nor demands for jury trial have been filed by the petition or the defendants herein as to the tracts of land designated and described herein, and that said report of commissioners filed herein should be confirmed and approved in every respect.

(8) The United States of America did on the 29th day of June, 1942, file its Declaration of Taking herein, and paid to the Clerk of this Court for the use and benefit of the persons entitled thereto, the following sums, to-wit:

TRACT NO. 1 (305 - 35.1)	\$30.00
TRACT NO. 2 (305 - 35.2)	\$50.00
TRACT NO. 3 (305 - 35.3)	\$90.00
TRACT NO. 4 (305 - 36.1)	\$40.00
TRACT NO. 5 (305 - 36.2)	\$35.00
TRACT NO. 6 (305 - 36.3 and 37.1)	\$80.00
TRACT NO. 7 (305 - 37.2)	\$12.00
TRACT NO. 8 (305 - 37.3)	\$29.50
TRACT NO. 9 (305 - 37.4)	\$50.00
TOTAL.....	\$416.50

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN
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(9) The Court having fully considered the petition for condemnation, the declaration of taking, and all proceedings had herein, and the provisions of Title II of the Act of Congress of June 16, 1933, 48 Stat. 195, 200 (U.S.C. 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, is of the opinion that the United States of America was and is entitled to take said property and have the title to the estate therein taken vested in it, and that the alleged public purpose and use, as set out in said petition for condemnation, is hereby adjudged to be in truth and in fact a public purpose and use within the meaning and purpose of the above designated Acts of Congress.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the report of commissioners filed herein as to said lands particularly designated and described therein, is final; and the fair cash, market value of the estate taken and the damages sustained as set out and fixed in said report of commissioners is final and is just compensation as to said lands, values, and estates therein taken all as follows, to-wit:

TRACT NO. 1 (305 - 35.1)	\$30.00
TRACT NO. 2 (305 - 35.2)	\$50.00
TRACT NO. 3 (305 - 35.3)	\$88.00
TRACT NO. 4 (305 - 36.1)	\$40.00
TRACT NO. 5 (305 - 36.2)	\$35.00
TRACT NO. 6 (305 - 36.3 - 37.1)	\$80.00
TRACT NO. 7 (305 - 37.2)	\$12.00
TRACT NO. 8 (305 - 37.3)	\$29.50
TRACT NO. 9 (305 - 37.4)	\$50.00
TOTAL	\$414.50

and the estate taken is 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 lands 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 line 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 guy wires thereto.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate in the above designated and described real estate, and the interest therein taken by these eminent domain proceedings, was vested in the United States of America on June 29, 1942, upon the filing of the declaration of taking, and the depositing of the sum of \$416.50, with the registry of this Court for the estate taken in the above described tracts of land, and the right to recover just compensation for the estate taken vested in the persons entitled thereto.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED THAT the estate therein taken, as hereinabove specifically set out, is hereby deemed to be condemned and taken for the uses and purposes of the United States of America, and that the just compensation as determined and fixed herein for the taking of said estate in said tracts of land is vested in the persons lawfully entitled thereto as the owners of said tracts of land, respectively, or of some right, title or interest therein.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the petitioner has paid into the registry of the Court sufficient sums of money to pay the just compensation as fixed and determined herein; that the petitioner deposited the sum of \$416.50 with its Declaration of Taking, and that the total just compensation for the taking of the estate in all of the tracts in this proceeding is the sum of \$414.50, and that upon distribution of the petitioner shall have and receive a refund for the difference in the sum of \$2.00.

This cause is held open for the purpose of entering such further orders, judgments and decrees as may be necessary in the premises.

ENDORSED: Filed Feb 5 1943
H. P. Warfield, Clerk, U. S. District Court

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

TRACT NO. 2 (305 - 35.3)

Pauline E. Pfeiffer - fee owner - was paid the sum of \$70.00 as per order of this Court of October 5, 1942.

W. H. Lemons - tenant - was paid the sum of \$18.00 as per order of this Court of November 16, 1942.

Treasurer of the United States - refund paid in the sum of \$2.00, as per order of this Court of November 16, 1942.

TRACT NO. 4 (305 - 36.1)

G. P. Allen and Bettie B. Allen - fee owners - \$40.00

TRACT NO. 5 (305 - 36.2)

Lucile Halsell, - fee owner \$30.00

O. A. Pool - tenant 5.00

TRACT NO. 6 (305 - 36.3 - 37.1)

Ewing Halsell - fee owner \$70.00

O. A. Pool - tenant 10.00

TRACT NO. 7 (305 - 37.2)

Homer J. Green - fee owner \$12.00

TRACT NO. 8 (305 - 37.3)

Stephen Kozel - fee owner \$24.50

Ben Killion - tenant 5.00

TRACT NO. 9 (305 - 37.4)

Homer J. Green - fee owner \$50.00

IT IS FURTHER ORDERED that this case is held open for such other and further orders, judgments and decrees as may be necessary in the premises.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Feb 5 1943
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. 843
CERTAIN PARCELS OF LAND IN CRAIG COUNTY, OKLAHOMA; and Lena Carr, an incompetent, et al.,	Defendants.)

ORDER FIXING ATTORNEY FEES

NOW, on this the 5th day of February, 1943, it appearing to the Court that the petitioner, United States of America, filed its affidavit as to the military service of the defendants herein in compliance with Section 200 (1) of the Soldiers' and Sailors' Civil Relief Act of 1940, approved October 17, 1940, as amended, and it appearing from said affidavit that the petitioner was unable to determine if all of said defendants were not in the military service of the United States and that it was necessary that the Court appoint an attorney as provided in said Act, and the Court did appoint R. P. Colley, a regular practicing attorney of Tulsa, Oklahoma, to represent such defendants, and it further appearing that R. P. Colley did appear and plead for certain defendants, and that this Court has not fixed and determined the compensation to be paid said attorney for his services and the Court being fully advised in the premises, finds that the sum of \$15.00 is a reasonable fee for the services rendered by said attorney in this proceeding.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that R. P. Colley be, and he is hereby allowed the sum of \$15.00 as a fee for his services as an attorney for certain defendants in this case, who are in or may be in the military service of the United States of America, and

IT IS FURTHER ORDERED that the petitioner pay to the said R. P. Colley an attorney fee in the sum of \$15.00.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Feb 5 1943
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. 858
CERTAIN PARCELS OF LAND IN CRAIG COUNTY, OKLAHOMA; and Charles Sanders, et al.,	Defendants.)

ORDER APPOINTING AN ATTORNEY TO REPRESENT AND PROTECT THE INTERESTS OF CERTAIN DEFENDANTS AND DIRECTING ENTRY OF JUDGMENT CONFIRMING REPORT OF COMMISSIONERS IN THE ABOVE STYLED CASE.

NOW, on this 5th day of February, 1943, it appearing to the Court that the petitioner, United States of America, in the above styled cause has filed the affidavit of R. L. Davidson, Special Assistant United States Attorney for the Northern District of Oklahoma, and

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attorney for the petitioner, that none of the defendants in this cause are in the military service of the United States, except that the petitioner is unable to determine whether or not any of the following defendants are in the military service of the United States, to-wit:

Charles Sanders;
George Sanders;
B. F. Bowers, Executor of the Estate of John Sanders, deceased;
Chester A. Rozell, also known as Chester A. Rozelle, F. R. Roselle,
Ellen W. Roselle, M. O. Christensen, if living, or if deceased, their
heirs, executors, administrators, devisees, legatees, trustees,
successors, creditors and assigns, immediate and remote, and their
spouses, if any; and the known and unknown heirs, executors, administrators,
devisees, legatees, trustees, creditors and assigns, immediate and remote,
and their spouses, if any, of John Sanders, deceased; of Thomas Sanders,
deceased; of William Sanders, deceased; of Lillie B. Deitrick, deceased;

and it further appearing to the Court that an attorney should be appointed to represent and protect the interests of each of said defendants.

It further appearing that the petitioner has complied with all of the provisions of the Soldiers' and Sailors' Relief Act of 1940, approved October 17, 1940, as amended, and that a judgment confirming the report of commissioners should be entered in this cause.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that R. P. Colley, a regular practicing attorney of Tulsa, Oklahoma, be, and he is hereby appointed to represent and protect the interests of each of the following defendants, to-wit:

Charles Sanders;
George Sanders;
B. F. Bowers, Executor of the Estate of John Sanders, deceased;
Chester A. Rozell, also known as Chester A. Rozelle, F. R. Roselle,
Ellen W. Roselle, N. C. Christensen, if living, or if deceased, their
heirs, executors, administrators, devisees, legatees, trustees,
successors, creditors and assigns, immediate and remote, and their
spouses, if any; and the known and unknown heirs, executors, ad-
ministrators, devisees, legatees, trustees, creditors and assigns
immediate and remote, and their spouses, if any, of John Sanders,
deceased; of Thomas Sanders, deceased; of William Sanders, deceased;
of Lillie B. Deitrick, deceased;

and it is further ordered and directed that a judgment be entered in this cause, confirming the report of commissioners.

ROYCE H. SAVAGE
J U D G E

ENDORSED: Filed Feb 5 1943
H. P. Warfield, Clerk
U. S. District Court H

TRACT NO. 1 (305 - 38.1)
Perpetual Easement

A strip of land 100 feet in width in the $S\frac{1}{2}$ $SW\frac{1}{4}$ $NW\frac{1}{4}$ and $W\frac{1}{2}$ $SW\frac{1}{4}$, Sec. 15, T 24 N - R 21 E of the Indian Base and Meridian, in Craig County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of said $S\frac{1}{2}$ $SW\frac{1}{4}$ $NW\frac{1}{4}$ and 144.6 feet East of the NW corner thereof; thence Southwesterly to a point in said $W\frac{1}{2}$ $SW\frac{1}{4}$, 50.0 feet East and 101.9 feet South of the NW corner thereof; thence S. $0^{\circ} 13' W.$ a distance of 2540.8 feet to a point in the South boundary of said $W\frac{1}{2}$ $SW\frac{1}{4}$ and 50.0 feet East of the SW corner thereof.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$100.00

TRACT NO. 2 (305 - 38.2)
Perpetual Easement

A strip of land 100 feet in width in the $N \frac{3}{4} W\frac{1}{2} NW\frac{1}{4}$ of Sec. 15, T 24 N - R 21 E of the Indian Base and Meridian in Craig County, Oklahoma, the center line of which is described as follows:

Beginning at a point in the North boundary of said $N \frac{3}{4} W\frac{1}{2} NW\frac{1}{4}$ and 50 feet East of the NW corner thereof; thence S $0^{\circ} 06' 30''$ West of a line parallel to and 50.0 feet East of the West boundary of said tract a distance of 243.8 feet; thence Southeasterly to a point in said $N \frac{3}{4} W\frac{1}{2} NW\frac{1}{4}$, 1243.5 feet South and 173.2 feet East of the NW corner thereof; thence S. $0^{\circ} 06' 30''$ West a distance of 518.1 feet; thence S. $7^{\circ} 04' 30''$ West a distance of 221.9 feet to a point in the South boundary of said tract and 144.5 feet East of the SW corner thereof.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$75.00

TRACT NO. 4 (305 - 39.2)
Perpetual Easement

The West 100 feet of the $W\frac{1}{2}$ $W\frac{1}{2}$ $NW\frac{1}{4}$ of Section 10, T 24 N, R 21 E of the Indian Base and Meridian in Craig County, Oklahoma.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$55.00

TRACT NO. 5 (305 - 40.1)
Perpetual Easement

A strip of land 100 feet in width in the $W\frac{1}{2}$ $W\frac{1}{2}$ $SW\frac{1}{4}$ and the $W\frac{1}{2}$ $SW\frac{1}{2}$ $NW\frac{1}{4}$, Sec. 3, T 24 N - R 21 East of the Indian Base and Meridian in Craig County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the South boundary of said $W\frac{1}{2}$, $W\frac{1}{2}$, $SW\frac{1}{4}$, 67 feet from the SW corner thereof; thence Northerly to a point in said $W\frac{1}{2}$, $W\frac{1}{2}$, $SW\frac{1}{4}$, 67 feet East and 2370 feet North of the SW corner thereof; thence Northerly to a point in the North boundary of said $W\frac{1}{2}$, $W\frac{1}{2}$, $NW\frac{1}{4}$, 80.5 feet from the NW corner thereof.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$110.00

TRACT NO. 6 (305 - 40.2)
Perpetual Easement

A strip of land 100 feet in width in Lot 4, Sec. 3, T 24 N - R 21 E of the Indian Base and Meridian in Craig County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the South boundary of said Lot 4, 80.5 feet from the SW corner thereof; thence Northerly to a point in the North boundary of said Lot 4, 93.8 feet from the NW corner thereof.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$40.00

TRACT NO. 7 (305 - 41.1)
Perpetual Easement

A strip of land 100 feet in width in the $SW\frac{1}{4}$, $SE\frac{1}{4}$, Sec. 33, T 25 N - R 21 E of the Indian Base and Meridian in Craig County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the South boundary of said $SW\frac{1}{4}$, $SE\frac{1}{4}$, 912.2 feet from the SW corner thereof; thence Northerly to a point in the North boundary of said $SW\frac{1}{4}$, $SE\frac{1}{4}$, 923.4 feet from the NW corner thereof.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$24.00

and said report and proceedings are in all respects regular and in accordance with the law and orders of this Court.

(7) More than sixty (60) days have elapsed since the filing of the report of Commissioners herein and no written exceptions and demands for jury trial have been filed by the petitioner or the defendants herein as to the tracts of land designated and described herein, and that said report of commissioners filed herein should be confirmed and approved in every respect.

(8) The United States of America did on July 20, 1942, file its Declaration of Taking herein, and paid to the Clerk of this Court for the use and benefit of the persons entitled thereto, the following sums, to-wit:

TRACT NO. 1 (305 - 38.1)	\$100.00
TRACT NO. 2 (305 - 38.2)	75.00
TRACT NO. 4 (305 - 39.2)	60.00
TRACT NO. 5 (305 - 40.1)	110.00
TRACT NO. 6 (305 - 40.2)	40.00

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE NORTHERN
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TRACT NO. 7 (305 - 41.1)	24.00
TOTAL	<u>\$409.00</u>

(9) The Court having fully considered the petition for condemnation, the declaration of taking, and all proceedings had herein, and the provisions of Title II of the Act of Congress of June 16, 1933, 48 Stat. 195, 200 (U.S.C. 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, is of the opinion that the United States of America was and is entitled to take said property and have the title to the estate therein taken vested in it, and that the alleged public purpose and use, as set out in said petition for condemnation, is hereby adjudged to be in truth and in fact a public purpose and use within the meaning and purpose of the above designated Acts of Congress.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the report of commissioners filed herein as to said lands particularly designated and described therein, is final, and the fair cash, market value of the estate taken and the damages sustained as set out and fixed in said report of commissioners is final, and is just compensation as to said lands, values, and estates therein taken, all as follows, to-wit:

TRACT NO. 1 (305 - 38.1)	\$100.00
TRACT NO. 2 (305 - 38.2)	75.00
TRACT NO. 4 (305 - 39.2)	55.00
TRACT NO. 5 (305 - 40.1)	110.00
TRACT NO. 6 (305 - 40.2)	40.00
TRACT NO. 7 (305 - 41.1)	24.00
TOTAL	<u>\$404.00</u>

and the estate taken is 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 lands together with the perpetual easement and right to 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 and brace poles and anchors, and to attach all guy wires thereto.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate in the above designated and described real estate, and the interest therein taken by these eminent domain proceedings, was vested in the United States of America on July 20, 1942, upon the filing of the declaration of taking and the depositing of the sum of \$409.00 with the registry of this Court, for the estate taken in the above described tracts of land, and the right to recover just compensation for the estate taken, vested in the persons entitled thereto.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate therein taken, as hereinabove specifically set out, is hereby deemed to be condemned and taken for the uses and purposes of the United States of America, and that the just compensation as determined and fixed herein for the taking of said estate in said tracts of land hereinabove set out, is vested in the persons lawfully entitled thereto as the owners of said tracts of land, respectively, or of some right, title or interest therein.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the petitioner has paid into the registry of the Court sufficient sums of money to pay the just compensation as fixed and determined herein; that the petitioner deposited the sum of \$409.00 with its Declaration of Taking and that the total just compensation for the taking of the estate in said tracts hereinabove particularly described is the sum of \$404.00, and that upon distribution the petitioner shall have and receive a refund for the difference in the sum of \$5.00.

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

FRIDAY, FEBRUARY 5, 1943

G.B. Markel - tenant \$25.00

TRACT NO. 2 (305 - 38.2)

Jackson R. Deitrick	\$25.00
A. H. Deitrick	7.14
Beulah E. Allen, nee Deitrick	7.14
Evelyn Deitrick	7.14
Lucille Harmon, nee Deitrick	7.14
Loyal Deitrick	7.14
Juanita Deitrick	7.15
Jack Walton Deitrick	7.15
Total	<u>\$75.00</u>

fee owners.

TRACT NO. 3 (305 - 39.1)

Distribution made under separate order dated
February 5, 1943,

TRACT NO. 4 (305 - 39.2)

The Central Life Insurance Company, a corporation,
fee owner,

check to be made payable to The Central Life
Insurance Company, a corporation, fee owners,
and Commissioner of Insurance of the State of
Kansas, holder of deed of trust \$50.00

A. R. Christian - tenant 5.00

Treasurer of the United States - refund 5.00

TRACT NO. 5 (305 - 40.1)

Laura G. Darrough - fee owner - was paid the
sum of \$85.00, as per order of this Court of November
2, 1942.

Floyd Myers - tenant - was paid the sum of
\$25.00, as per order of this Court of November 2, 1942.

TRACT NO. 6 (305 - 40.2)

Hazel Owens - fee owner - was paid the
sum of \$25.00 as per order of this Court of November
2, 1942.

Edgar Prine - tenant - was paid the sum of \$15.00
as per order of this Court of November 2, 1942.

TRACT NO. 7 (305 - 41.1)

Artie Fox, now Propes - fee owner \$24.00

and that said defendant is the only person entitled to recover and receive just compensation for the estate taken by the petitioner in and to said tract of land.

IT IS FURTHER ORDERED that the agreement, or stipulation, entered into by and between the petitioner and the defendant, S. D. Hunt, dated October 19, 1942, is valid and binding upon the petitioner and the defendant, S. D. Hunt, and the compensation to be paid as set forth therein in the sum of \$239.00, is just compensation for the estate taken by the petitioner.

IT IS FURTHER ORDERED that the petitioner, the United States of America, pay, forthwith, into the registry of this Court, the sum of \$150.00, the same being the difference between the just compensation as fixed herein, in the sum of \$239.00, and the estimated just compensation on deposit in the registry of this Court in the sum of \$89.00, and that the sum of \$150.00, is, and does constitute the balance of the just compensation due for the taking of said estate in said tract of land, and all lawful damages occasioned thereto.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THIS COURT that the estate taken is 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 land, 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 and anchors, and to attach all guy wires thereto; that said defendant S. D. Hunt, shall, at his own expense, remove any building, or buildings, from and off of said land, at the time, upon the request of the petitioner or its successors or assigns; that upon the payment of the just compensation fixed herein, all damages or claims for damages sustained, or that may be sustained to any buildings or structures, while located upon said land, or in the removing of the same therefrom, shall be fully satisfied, and said defendant shall be forever barred from asserting any claim for damages in any manner whatsoever.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate in the above designated and described real estate, and the interest therein taken by these eminent domain proceedings, was vested in the United States of America on the 20th day of July, 1942, upon the filing of the Declaration of Taking and the depositing of the sum of \$89.00 with the registry of this Court, for the estate taken in the above described land, and the right to recover just compensation for the estate taken vested in the persons entitled thereto.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate therein taken, as hereinabove specifically set forth, is hereby deemed to be condemned and taken for the uses and purposes of the United States of America, and that the just compensation as determined and fixed herein, for the taking of said estate in said land, is vested in the persons lawfully entitled thereto, as the owners of said land, or of some right, title or interest therein.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Feb 5 1943
H. P. Warfield, Clerk
U. S. District Court II

and it further appearing to the Court that an attorney should be appointed to represent and protect the interests of each of said defendants.

It further appearing that the petitioner has complied with all of the provisions of the Soldiers' and Sailors' Relief Act of 1940, approved October 17, 1940, as amended, and that a judgment confirming the report of commissioners should be entered in this cause.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that R. P. Colley, a regular practicing attorney of Tulsa, Oklahoma, be, and he is hereby appointed to represent and protect the interests of each of the following defendants, to-wit:

- Anne A. Harris;
- Nellie Maria Smith, M. E. Wrosley, Pat Mendenhall,
- Spire Berry, R. L. Steiner, George W. F. Green,
- H. B. Gooch, H. D. French, E. L. Fay, if living, or
- if deceased, their known and unknown heirs, executors,
- administrators, devisees, legatees, trustees, creditors,
- successors and assigns, immediate and remote, and their
- spouses, if any; and
- the known and unknown heirs, executors, administrators,
- devisees, legatees, trustees, creditors and assigns,
- immediate and remote, and their spouses, if any, of
- Lena Oliver, deceased; and of Spencer F. Harris, deceased;

and it is further ordered and directed that a judgment be entered in this cause, confirming the report of commissioners.

ROYCE H. SAVAGE
J U D G E

ENDORSED: Filed Feb 5 1943
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. 886
CERTAIN PARCELS OF LAND IN MAYES AND)
ROGERS COUNTIES, STATE OF OKLAHOMA:)
and T. L. Snodgrass, et al.,	Defendants.)

J U D G M E N T

NOW, on this 5th day of February, 1943, there comes on for hearing, pursuant to regular assignment, the application of the petitioner herein for a judgment approving the commissioners' report heretofore filed in this proceeding as to the real estate involved in this proceeding and hereinafter specifically described.

WHEREUPON, the Court proceeded to hear and pass upon said application, the petition for condemnation, report of commissioners, and all other matters herein, and finds that:

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE
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REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

FRIDAY, FEBRUARY 5, 1943

(1) Each and all of the allegations of said petition for condemnation are true, and the United States of America is entitled to acquire property by eminent domain for the uses and purposes therein set forth.

(2) The said petition for condemnation was filed at the request of the Administrator of the Federal Works Agency, the person duly authorized by law to acquire the estate in the lands described in said document, for the purposes therein set forth, and at the direction of the Attorney General of the United States, the person authorized by law to direct the institution of such proceeding.

(3) In said petition for condemnation, a statement of the authority under which and the public use for which the estates in said lands were taken was set forth.

(4) A proper description of the lands sufficient for the identification thereof is set out in said petition for condemnation, and a statement of the estate or interest in said lands taken for said public use is set out therein.

(5) Due, proper and legal notice of the application of the United States of America for the appointment of commissioners herein was served upon each and all of the defendants named in said petition for condemnation as required by laws and order of this court.

The Court hears evidence and finds that the returns as filed by the United States Marshals are true and correct, and that the same are in accordance with law.

The Court further finds that the publication notice and affidavit of the publisher as filed herein, are in all respects in accordance with the law in such cases made and provided and the same are hereby approved by this Court.

(6) The Court further finds that the commissioners appointed herein to appraise and fix the value of this estate taken in the real estate involved in this proceeding, duly qualified on 30th day of November, 1942, by taking and filing herein their oath of office as such, and said duly qualified commissioners, after inspection of the premises and consideration of the fair market value of the estate taken, filed their report herein on the 1st day of December, 1942, wherein they fixed the fair, cash, market value of the Estate taken, and all damages to the remainder, if any, as to the lands involved in this proceeding, as more particularly designated and described as follows, to-wit:

TRACT NO. 1 (307 - 10.1)
Perpetual Easement

A strip of land 100 feet in width in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, T 20 N - R 18 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 NE $\frac{1}{4}$ NE $\frac{1}{4}$, 743 feet from the Northeast corner thereof; thence Southwesterly to a point in the West boundary of said NE $\frac{1}{4}$ NE $\frac{1}{4}$ 972 feet from the Northwest corner thereof.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN
(PERPETUAL EASEMENT) AND ALL DAMAGES TO THE
REMAINDER, IF ANY

\$39.70

TRACT NO. 2 (307 - 11.3)

Perpetual Easement

A strip of land 100 feet in width in the $S\frac{1}{2}$ $SW\frac{1}{4}$ $NW\frac{1}{4}$, and the $N\frac{1}{2}$ $NW\frac{1}{4}$ $SW\frac{1}{4}$, Sec. 20, T 20 N - R 18 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 $S\frac{1}{2}$ $SW\frac{1}{4}$ $NW\frac{1}{4}$, 184 feet from the Southeast corner thereof; thence southwesterly to a point in the West boundary of said $N\frac{1}{2}$ $NW\frac{1}{4}$ $SW\frac{1}{4}$, 82 feet from the Northwest corner thereof.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$62.25

TRACT NO. 3 (307 - 21.2)

Perpetual Easement

All that part of the $SE\frac{1}{4}$ $SW\frac{1}{4}$ $SE\frac{1}{4}$, Sec. 22, T 20 N - R 16 E of the Indian Base and Meridian in Rogers County, Oklahoma, particularly described as follows, to-wit:

Beginning at the Southeast corner of said $SE\frac{1}{4}$ $SW\frac{1}{4}$ $SE\frac{1}{4}$; thence Northerly along the East boundary of said $SE\frac{1}{4}$ $SW\frac{1}{4}$ $SE\frac{1}{4}$, 45 feet; thence southwesterly to a point on the South boundary of said $SE\frac{1}{4}$ $SW\frac{1}{4}$ $SE\frac{1}{4}$; thence easterly along the South boundary of said $SE\frac{1}{4}$ $SW\frac{1}{4}$ $SE\frac{1}{4}$, 447 feet to the point of beginning.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY
\$24.00

TRACT NO. 4 (307 - 32.4)

Perpetual Easement

A strip of land 100 feet in width in the $S\frac{1}{2}$ $NE\frac{1}{4}$ $NW\frac{1}{4}$, and the Southeast 10.0 acres of Lot 1, Sec. 31, T 20 N - R 15 E of the Indian Base and Meridian in Rogers County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the East boundary of said $S\frac{1}{2}$ $NE\frac{1}{4}$ $NW\frac{1}{4}$, 14 feet from the Northeast corner thereof; thence southwesterly to a point in the West boundary of said Southeast 10.0 acres of Lot 1, 354 feet from the Northwest corner thereof.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,
\$142.00

and said report and proceedings are in all respects regular and in accordance with the law and orders of this court.

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

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TULSA, OKLAHOMA

FRIDAY, FEBRUARY 5, 1943

(7) More than sixty (60) days have elapsed since the filing of the report of commissioners herein and no written exceptions nor demands for jury trial have been filed by the petitioner of the defendants herein as to the tracts of land designated and described herein, and the said report of commissioners filed herein should be confirmed and approved in every respect.

(8) The United States of America did, on September 15, 1942, file its Declaration of Taking herein, and paid to the Clerk of this Court for the use and benefit of the persons entitled thereto, the following sums, to-wit:

TRACT NO. 1 (307 - 10.1)	\$89.70
TRACT NO. 2 (307 - 11.3)	62.25
TRACT NO. 3 (307 - 21.2)	24.00
TRACT NO. 4 (307 - 32.4)	<u>142.00</u>
TOTAL.....	\$317.95

(9) The Court having fully considered the petition for condemnation, the declaration of taking, and all proceedings had herein, and the provisions of Title II of the Act of Congress of June 16, 1933, 48 Stat. 195, 200 (U.S.C. 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, is of the opinion that the United States of America was and is entitled to take said property and have the title to the estate therein taken vested in it and that the alleged public purpose and use, as set out in said petition for condemnation is hereby adjudged to be in truth and in fact a public purpose and use within the meaning and purpose of the above designated acts of Congress.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the report of commissioners filed herein as to said lands particularly designated and described therein, is final, and the fair, cash, market value of the estate taken and the damages sustained as set out and fixed in said report of commissioners is final, and is just compensation as to said lands, values, and estates therein taken, all as follows, to-wit:

TRACT NO. 1 (307 - 10.1)	\$89.70
TRACT NO. 2 (307 - 11.3)	\$62.25
TRACT NO. 3 (307 - 21.2)	\$24.00
TRACT NO. 4 (307 - 32.4)	<u>\$142.00</u>
TOTAL.....	\$317.95

and the estate taken is 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 lands 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 of the maintenance and operation thereof, together with the perpetual easement to set the necessary guy and brace poles and anchors, and to attach all guy wires thereto.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate in the above designated and described real estate, and the interest therein taken by these eminent domain proceedings was vested in the United States of America on September 15, 1943, upon the filing of the declaration of taking, and the depositing of the sum of Three Hundred Seventeen and 95/100 Dollars (\$317.95) with the registry of this Court, for the estate taken in the above described tracts of land, and the right to recover just compensation for the estate taken vested in the persons entitled thereto.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate therein taken, as hereinabove specifically set out, is hereby deemed to be condemned and taken for the uses and purposes

TRACT NO. 2 (307 - 11.3)

Allie N. Crossland fee owner \$62.25

TRACT NO. 3 (307 - 21.2)

Anne A. Harris fee owner \$20.00
H. A. Ford tenant 4.00

TRACT NO. 4 (307 - 32.4)

Ned Potato, Cherokee Roll No. 20472 - fee owner
(restricted Indian)

check to be made payable to A. M. Landman,
Superintendent, Five Civilized Tribes, for the
use and benefit of the said Ned Potato, Cherokee
Roll No. 20472 \$122.00

Ernest Haynes tenant 20.00

IT IS FURTHER ORDERED that this cause is held open for such other and further orders, judgments and decrees as may be necessary in the premises.

ROYCE H. SAVAGE
J U D G E

ENDORSED: Filed Feb 5 1943
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. 886
)
CERTAIN PARCELS OF LAND IN MAYES AND)
ROGERS COUNTIES, OKLAHOMA: and T. L.)
Snodgrass, et al., Defendants.)

ORDER FIXING ATTORNEY FEES

NOW, on this the 5th day of February, 1943, it appearing to the Court that the petitioner, United States of America, filed its affidavit as to the military service of the defendants herein in compliance with Section 200 (1) of the Soldiers' and Sailors' Civil Relief Act of 1940, approved October 17, 1940, as amended, and it appearing from said affidavit that the petitioner was unable to determine if all of said defendant were not in the military service of the United States, and that it was necessary that the Court appoint an attorney as provided in said Act, and t' Court did appoint R. P. Colley, a regular practicing attorney of Tulsa, Oklahoma, to represent said defendants, and it further appearing that the said R. P. Colley did appear and plead for certain defendants, and that this Court has not fixed and determined the compensation to be paid said attorney i his services, and the Court being fully advised in the premises, finds tht the sum of \$15.00 is a reasonable fee for the services rendered by said Attorney in this proceeding.

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

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

FRIDAY, FEBRUARY 5, 1943

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that R. P. Colley be, and he is hereby allowed the sum of \$15.00 as a fee for his services as an attorney for certain defendants in this cause, who are in or may be in the military service of the United States of America, and

IT IS FURTHER ORDERED that the petitioner pay to the said R. P. Colley, an attorney fee in the sum of \$15.00.

ROYCE H. SAVAGE
JUDGE

ENDORSED: FILED Feb 5 1943
H. P. Warfield, Clerk
U. S. District Court H

Court adjourned to February 6, 1943

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

SATURDAY, FEBRUARY 6, 1943

On this 6th day of February, A. D. 1943, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1943 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Hon. A. P. Murrah 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 UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

RED BALL, INC., a corporation, Plaintiff,)

vs.)

UNITED STATES OF AMERICA, Defendant.)

and)

INTERSTATE COMMERCE COMMISSION)

Intervening Defendant.)

No. 884 Civil

O R D E R

Upon consideration of the petition for reconsideration and rehearing of the intervening defendant, Interstate Commerce Commission,

IT IS ORDERED by the Court that the opinion of the court filed in this cause on November 23, 1942, be withdrawn and the judgment of the Court entered upon that date is hereby set aside and the cause is taken under advisement.

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

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

SATURDAY, FEBRUARY 6, 1943

DATED this 6th day of February, 1943.

ALFRED P. MURRAH
United States Circuit Judge

ENDORSED: Filed Feb 6 1943
H. P. Warfield, Clerk
U. S. District Court LN

Court adjourned to February 12, 1943.

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

FRIDAY, FEBRUARY 12, 1943

On this 12th day of February, A. D. 1943, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1943 Term at Tulsa, met pursuant to adjournment.

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 an entered, to-wit:

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

H. C. HOVENDEN,	Plaintiff,)	
)	
vs.		)	No. 340 - Civil
)	
The City of Bristow, Oklahoma, a municipal corporation,	Defendant)	
		)	CONSOLIDATED
H. C. Hovenden, and the City of Bristow, Oklahoma, a municipal corporation, ex rel. H. C. Hovenden,	Plaintiff,	)	No. 465 - Civil
vs.)	
R. Cahill, et al.	Defendant.)	

ORDER

Now on this 12th day of February, 1943, comes on for hearing the joint application of the plaintiff, H. C. Hovenden, and defendant, City of Bristow, Oklahoma, a municipal corporation, filed herein, and the plaintiff appears by his attorney, Arnold T. Fleig, and said defendant appears by its attorney, Paul M. Cameron; the Court is fully advised in the premises, and finds that said application should be granted and that the judgment rendered herein against the said defendant, in Civil Action No. 340 and the 33rd cause of action of Civil Action No. 465, should now be translated into a money judgment against said defendant in the sum of \$5,369.51, with interest thereon at 6% per annum from this date until paid, and that assignment of said money judgment, and the obligations merged therein, should be effected in accordance with the terms of the agreement set forth in said application.

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

REGULAR JANUARY 1943 TERM

FRIDAY, FEBRUARY 12, 1943

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

THE CREEK INDIANS NATIONAL COUNCIL, et al,)	
	) Plaintiffs,)
	)	) No. 927 - Civil.
v.))
))
SINCLAIR PRAIRIE OIL COMPANY, et al.,)	
	) Defendants,)

O R D E R

NOW on this 5th day of February, 1943, there comes on for hearing pursuant to assignment the Motion of Charles B. Cochran, Amicus Curiae, to Quash and Dismiss as to defendants, Reserve Petroleum Company and Reserve Development Company, and the Motion of C. H. Rosenstein, Amicus Curiae, to Quash and Dismiss as to Minnehoma Oil Company and Minnehoma Oil and Gas Company.

The Court having heard the statements of counsel and being well and fully advised in the premises finds that said motions, and each of them, should be granted and sustained.

It is, therefore, ORDERED and DECREED that the Motion of Charles B. Cochran, Amicus Curiae to Quash and Dismiss as to defendants, Reserve Petroleum Company and Reserve Development Company, and the Motion of C. H. Rosenstein, Amicus Curiae to Quash and Dismiss as to Minnehoma Oil Company and Minnehoma Oil and Gas Company be, and each of them, hereby are sustained and the purported Summons heretofore issued in this cause on November 17, 1942, and the purported service thereof upon defendants, Reserve Petroleum Company and Reserve Development Company and the purported service thereof upon Minnehoma Oil Company and Minnehoma Oil and Gas Company be and the same hereby is quashed and it is further ORDERED that this action be and the same hereby is dismissed as to defendants, Reserve Petroleum Company and Reserve Development Company and as to defendants, Minnehoma Oil Company and Minnehoma Oil and Gas Company, because of lack of jurisdiction of this Court over said corporations and each of them.

ROYCE H. SAVAGE
District Judge

ENDORSED: Filed Feb 12 1943
H. P. Warfield, Clerk
U. S. District Court H

Court adjourned to February 15, 1943

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

MONDAY, FEBRUARY 15, 1943

On this 15th day of February, A. D. 1943, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1943 Term at Tulsa, met pursuant to adjournment.

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

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

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

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

MONDAY, FEBRUARY 15, 1943

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

UNITED STATES OF AMERICA,	Petitioner,)	
)	
-vs-)	
)	
77.15 acres of land, more or less,		)	No. 900 - Civil
situate in Mayes County, Oklahoma, and)	
the Known and Unknown Heirs, executors,)	
administrators, devisees, legatees,)	
trustees and assigns, immediate and)	
remote of Willie Giles, deceased, et al.,)	
	Respondents.)	

ORDER ALLOWING PETITIONER TO AMEND PETITION BY MAKING ADDITIONAL PARTIES RESPONDENT

Now on this 12th day of February, 1943, the above matter comes on for hearing on the application of the petitioner for permission of the Court to amend its Petition for Condemnation filed herein, by adding the names of additional parties respondent, and it appearing to the Court that the following persons, to-wit:

- Known and unknown heirs, executors, administrators, devisees, legatees, trustees and assigns, immediate and remote of S. W. Arnold, deceased
- Mrs. S. W. Arnold
- Irene Bawley
- Henry L. Burris
- Elizabeth Brown
- John B. Bendure
- Lillie A. Bendure
- Mary L. Burris
- H. Bynum
- Minnie Carpenter (Mrs. Dick Carpenter)
- Dick Carpenter
- Iva Featherston (Mrs. E. G. Featherston)
- E.G. Featherston
- Rosa Giles
- Lester Giles
- Susie Giles (Mrs. Lester Giles)
- Arthur Giles
- Elmer Giles also known as Elmer L. Giles
- Margaret Giles (Mrs. Elmer Giles)
- Eugene Giles
- Chester Giles
- Kate Giles (Mrs. Chester Giles)
- Nettie M. Bendure, now Haymes
- Ethel Reed
- Oscar Reed
- Ilene Reed (Mrs. Oscar Reed)
- Walter Reed
- Carrie Robbins (Mrs. Arthur Robbins)
- Arthur Robbins
- Known and Unknown heirs, executors, administrators, devisees, legatees, trustees and assigns, immediate and remote of Gladys Giles Reed, deceased
- Edna Smith (Mrs. Earl Smith)
- Earl Smith
- Zella Blackbird, now Salesman

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

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MONDAY, FEBRUARY 15, 1943

may claim some right; title or interest in and to the real estate sought to be taken by eminent domain in the above entitled action, and that it is proper that said parties should be made parties respondent in this cause.

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Petition for Condemnation filed herein is hereby amended to the extent that the parties hereinabove named are hereby made parties respondent in this proceeding, and that the said above named parties respondent, shall be treated in all pleadings, orders, judgments and other documents filed herein, as proper parties respondent in this proceeding.

BOWER BROADBUSH
JUDGE

ENDORSED: Filed Feb 15 1943
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-)	
)	
77.18 acres of land, more or less,		)	No. 900 - Civil
situate in Mayes County, Oklahoma, and)	
the Known and Unknown heirs, executors,)	
administrators, devisees, legatees,)	
trustees and assigns, immediate and)	
remote of Will Giles, deceased, et al.,)	
	Respondents.)	

O R D E R

Now on this 12th day of February, 1943 it being made to appear to the Court that the petitioner has filed its Petition for Condemnation in the above styled matter, and that it is necessary that notices be served on various parties claiming an interest in and to said land. It further appears that to attempt to comply or conform strictly to procedural laws of the State of Oklahoma would cause injustice, unnecessary delay, hardship and is too burdensome; and therefore, the Court by this order should and does prescribe its own process, conforming as near as may be to said procedural laws of the State of Oklahoma.

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

BOWER BROADBUSH
JUDGE

ENDORSED: Filed Feb 15 1943
H. P. Warfield, Clerk
U. S. District Court H

Court adjourned to February 16, 1943.

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

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TULSA, OKLAHOMA

TUESDAY, FEBRUARY 16, 1943

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On this 16th day of February, A. D. 1943, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1943 Term at Tulsa, met pursuant to adjournment, Hon. F. E. Kennamer, Judge, present and presiding.

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

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

MISCELLANEOUS - ADMISSION TO BAR.

Now on this 16th day of February, A. D. 1943, it being made satisfactorily to appear that E. H. Foster is qualified for admission to the Bar of the Court, the oath prescribed by law is administered and said attorney is declared admitted to the Bar of the Court.

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

South Penn Oil Company, a corporation,)
et al,) Plaintiffs,)
vs.) No. 671 Civil)
Phillips Petroleum Company, a corporation,)
Sinclair Prairie Oil Company, a corporation,)
et al.,) Defendants.)

O R D E R

Now on this 16th day of February, 1943, the motions of the above named defendants to require the taking of the depositions of the witnesses H. B. Donaldson, George K. Molvie, Elton E. Young and W. C. Lawrence by oral examination instead of written interrogatories pursuant to notices to take the depositions of said witnesses by written interrogatories, heretofore served by the above named plaintiffs upon the above named defendants, coming on to be heard; and the above named plaintiffs appearing by their attorneys of record, E. J. Lundy and Ray Fellows, the defendant Phillips Petroleum Company, a corporation, appearing by its attorneys E. H. Foster and D. E. Hodges, and the defendant Sinclair Prairie Oil Company, a corporation, appearing by its attorneys of record, Summers Hardy, Paul B. Mason, John M. Wheeler and I. L. Lockewitz; and the Court being fully advised in the premises finds that said motions of the defendants should be granted.

IT IS THEREFORE HEREBY, BY THE COURT, ORDERED that the motions of the defendants to require the taking of the depositions of the witnesses H. B. Donaldson, George K. Molvie, Elton E. Young and W. C. Lawrence by oral examination instead of upon written interrogatories be and the same is hereby sustained.

And the Court does hereby order that the depositions of said witnesses be taken up on oral examination within a reasonable time.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Feb 23 1943
H. P. Warfield, Clerk
U. S. District Court ME

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

Alfred J. Diescher, John M. Haverly and Marion E. Gardner, as Trustees for Garnet Oil Company, a dissolved corporation, and John K. Bright, Plaintiffs,)
vs.) No. 857 Civil
Phillips Petroleum Company, a corporation, and Sinclair Prairie Oil Company, a corporation, et al., Defendants.)

O R D E R

Now on this 16th day of February, 1943, the motions of the above named defendants to require the taking of the deposition of the witness Alfred J. Diescher by oral examination instead of written interrogatories pursuant to notices to take the deposition of said witness by written interrogatories, heretofore served by the above named plaintiffs upon the above named defendants, coming on to be heard; and the above named plaintiffs appearing by their attorneys of record, E. J. Lundy and Ray Fellow, the defendant Phillips Petroleum Company, a corporation, appearing by its attorneys of record, E. H. Foster and D. E. Hodges, and the defendant Sinclair Prairie Oil Company, a corporation appearing by its attorneys of record, Summers Hardy, Paul B. Mason, John M. Wheeler and I. L. Lockewitz; and the Court being fully advised in the premises finds that said motions of the defendants should be granted.

IT IS THEREFORE HEREBY, BY THE COURT, ORDERED that the motions of the defendants to require the taking of the deposition of the witness Alfred J. Diescher by oral examination instead of upon written interrogatories be and the same is hereby sustained.

And the Court does hereby order that the deposition of said witness be taken upon oral examination within a reasonable time.

F. E. KENIAMER
JUDGE

ENDORSED: Filed Feb 23 1943
H. P. Warfield, Clerk
U. S. District Court ME

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 LAYES COUNTY, OKLAHOMA; and Dora E. Warner, et al., Defendants.)

ORDER FIXING TITLE AND MAKING DISTRIBUTION AS TO TRACT NO. 4 (306 - 8.1 and 9.1) and TRACT NO. 12 (306 - 11.2)

NOW, on this the 16th day of February, 1943, there coming on for further hearing and the determination of the rightful claimants in and to the funds now on deposit in the registry of

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

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TUESDAY, FEBRUARY 16, 1943

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this court as to Tract No. 4 (306 - 8.1 and 9.1) and Tract No. 12 (306 - 11.2); and the Court being fully advised in the premises finds that the hereinafter named persons, firms and corporations are the owners of and have some right, title or interest in and to the lands designated and described as Tract No. 4 (306 - 8.1 and 9.1) and Tract No. 12 (306 - 11.2), and that no person, firm, corporation or political subdivision of the State have any right, title or interest in and to said lands other than those hereinafter named, and that the owners and those having any right, title or interest in and to said lands as hereinafter named and set forth are the only persons, firms and corporations having any right, title or interest in and to the funds that are now on deposit in the above entitled proceedings for the rightful claimants to said tracts of land.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the following named persons, firms and corporations are the owners of and/or have some right, title or interest in and to the lands designated as Tract No. 4 (306 - 8.1 and 9.1) and Tract No. 12 (306 - 11.2), and that they are the only persons, firms and corporations having any right, title or interest in and to the funds now on deposit for the use and benefit of the rightful claimants thereto as the owners of or having any right, title or interest in and to said real estate, and that the Clerk of this Court be, and he is hereby authorized and directed to make distribution of said funds to said persons, firms and corporations as hereinafter set forth - all as follows, to-wit:

TRACT NO. 4 (306 - 8.1 and 9.1)

Washington National Insurance Company, a corporation - and	-- fee owner;
H. P. Warfield, holder of tract for deed	\$943.00

TRACT NO. 12 (306 - 11.2)

Leslie L. Gorgrave and L. Paul Forgrave	fee owners \$105.00
Claud L. Richardson	tenant \$40.00

IT IS FURTHER ORDERED that this cause be held open for such other and further orders, judgment and decrees as may be necessary in the premises.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Feb 16 1943
H. P. Warfield, Clerk
U. S. District Court LN

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

MABLE C. BRADEN, Plaintiff,)
)
)
-vs-)
) No. 804 Civil
)
CONNECTICUT MUTUAL LIFE INSURANCE)
COMPANY OF HARTFORD, CONNECTICUT,)
a corporation, Defendant.)

DISMISSAL

IT IS HEREBY ORDERED that the above cause be and the same is hereby dismissed
at the cost of the defendant.

DATED this 16 day of February, 1943.

F. E. KENNAMER
U. S. DISTRICT JUDGE

ENDORSED: Filed Feb 16 1943
H. P. Warfield, Clerk
U. S. District Court ME

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

Daniel Bat, otherwise known as Dan Bat,)
Plaintiff,)
)
vs) No. 868 CIVIL
)
Patsy Bat nee Ketcher, Defendant, et al.,)
)
United States of America, Intervener.)

ORDER APPROVING SALE BY UNITED STATES MARSHAL

Now on this 16th day of February, 1943, coming on for hearing the motion of
plaintiffs for an order approving sale of real estate made in the above action on the 8th day of
February, 1943, return and report of said sale being filed in this court on the 8th day of February,
1943; plaintiff appearing by his attorneys, Ben L. Kurdock and John S. Severson, and the defendants
all restricted Indians, appearing not; and the United States of America appearing by the Honorable
Whit Y. Mauzy, United States District Attorney for the Northern District of Oklahoma, said United
States District Attorney also appearing in behalf of said restricted Indians; and the court having
heard said motion and being fully advised finds that pursuant to decrees and orders of this court
heretofore made, the Honorable John P. Logan, United States Marshal for the Northern District of
Oklahoma, did, on the 8th day of February, 1943, sell the real estate involved in the above action
after advertising the same in all particulars as required by law, for the sum of \$850.00, same
being within the appraisement as fixed by the commissioners appointed by this court to appraise
the same, and that said sale was in all particulars made in accordance with the orders of this court
and the statutes both state and federal in like cases made and provided, and that said report of sale
should in all things be confirmed and approved and that distribution of said funds should be made by
the said United States Marshal.

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE
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IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the court that the said United States Marshal's sale of land described and involved in this action as follows, to-wit:

West Half ($W\frac{1}{2}$) of the Northeast quarter ($NE\frac{1}{4}$) of Section twenty-three (23), Township twenty-one (21) North, Range Thirteen (13) East, Tulsa County, Oklahoma,

being the real estate involved herein, be, and the same is hereby in all things approved and confirmed and made firm and effectual forever; and that the purchaser at said sale; namely, Ewing Halsell, is hereby subrogated to the rights of all parties to said action for the protection of his title.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the court that the said United States Marshal make, execute and deliver to said purchaser a proper conveyance conveying the said land to him in accordance with this order and the orders of the court heretofore made in this action.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that said United States Marshal deduct out of the funds in his hands his publication costs in the sum of \$16.25; that he pay to the Clerk of this Court the sum of \$101.85, costs incurred in this court; that he pay to the Court Clerk of Tulsa County, Oklahoma the sum of \$34.75, being the costs incurred prior to removal to this Court; that he pay to John S. Severson and Ben L. Murdock, the sum of \$85.00, the reasonable attorneys' fee in this action, said payment to be made by two checks in the sum of \$42.50 each, payable to their several orders.

It is further ordered by the court that the sum of \$215.00 be paid to Hersman Funeral Home, Paul Hersman, owner, as provided by order made on the 18th day of December, 1942, and that said sum be charged as follows:

Patsy Bat,	\$71.67
Earthy Bat,	28.67
George Bat,	28.67
Bettie Bat,	28.67
Lillie Bat,	28.67
Carrie Bat Pumpkin	14.33
George Bat, Jr.,	<u>14.32</u>

Total \$215.00

It is further ordered by the court that the balance remaining shall be disbursed by check made payable to the Treasurer of the United States, and sent to F. W. Sunderwirth, Disbursing Agent for the Five Civilized Tribes, Muskogee, Oklahoma, for the use and benefit of the parties to this action, and their respective interests in the above estate are as follows:

Daniel Bat,	2/33 interest
Patsy Bat,	11/33 interest
Lillie Bat,	2/33 interest
Bettie Bat,	2/33 interest
Susie Roach,	2/33 interest
Lizzie Whitekiller	2/33 interest
Linda Bat,	2/33 interest
Jefferson Bat,	2/33 interest
Esther Bat,	2/33 interest
Ida Bat,	2/33 interest
Carrie Bat Pumpkin	1/33 interest
George Bat, Jr.,	1/33 interest
Earthy Bat,	2/33 interest

It is further ordered, that the specific sums set out opposite the seven persons named in the preceding paragraph, shall be first paid out of their respective interests as herein last set out before distribution is made by the U. S. Marshal.

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

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The Court finds that the proceeding was instituted in order to acquire perpetual easements to construct, maintain, repair, replace and use sewer pipe lines in and to strips of land ten feet (10') in width lying and being in the Town of Dawson, County of Tulsa, State of Oklahoma and more particularly hereinafter described.

The Court further finds that stipulations have been obtained and filed herein in the total amount of \$11.00 for said easements herein involved, and the Court finds that said respondents signing said stipulations are the only parties owing any interest in and to said real estate, and that said stipulations are binding on said respondents and the United States of America.

The Court further finds that the petitioner, the United States of America, did, on the 8th day of October, 1942, file its Declaration of Taking herein and deposited the sum of \$11.00 as the estimated compensation for the easement taken by the petitioner, and that by reason of this judgment, there are no deficiencies as to any of the parcels of land involved.

The Court further finds that said funds have heretofore been distributed to the proper parties.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the stipulations and agreements entered and filed herein, in the total amount of \$11.00 be, and the same are hereby confirmed and approved by the Court and the United States of America is now vested with title to perpetual easements in and to the real estate, all as more particularly described as follows, to-wit:

Perpetual easements to construct, maintain, repair, replace and use sewer pipe lines in and to strips of land 10 feet in width, lying and being in the Town of Dawson, County of Tulsa, State of Oklahoma, the center lines of said strips of land being particularly described as follows:

PARCEL 1

A strip of land 10 feet in width, the center line of which is particularly described as follows: Beginning at a point in the intersection of Main and Market Streets, said point being distant 8.0 feet southwardly at right angles from the northerly line of Market Street and distant 19.76 feet eastwardly at right angles from the westerly line of Main Street; running thence along Main Street due South 228.4 feet to a point in the northerly line of the right-of-way of the St. Louis-San Francisco Railway; being the end of this description, as above shown by plat "Lands in and to which perpetual easements are proposed to be acquired through condemnation proceedings to construct, maintain, repair, replace and use sewer pipe lines for the Defense Public Works Project at Dawson, Oklahoma, Okla. 34-102", copy of which is attached to the Declaration of Taking filed herein.

PARCEL 2

A strip of land 10 feet in width, the center line of which is particularly described as follows: Beginning at a point being the terminus of the description of Parcel 1 hereinbefore described, being a point in Main Street and the northerly line of the right-of-way of the St. Louis-San Francisco Railway Company; running thence due South 251.1 feet to a point in the Southerly line of said right-of-way; being the end of this description, as shown by plat "Lands in and to which perpetual ease-

ments are proposed to be acquired through condemnation proceedings to construct, maintain, repair, replace and use sewer pipe lines for the Defense Public Works Project at Dawson, Oklahoma, Okla. 34-102", copy of which is attached to the Declaration of Taking filed herein.

PARCEL 3

A strip of land 10 feet in width, the center line of which is particularly described as follows: beginning at a point being the terminus of the description of Parcel 2 hereinbefore described, being a point in Main Street and the southerly line of the right-of-way of the St. Louis-San Francisco Railway Company; running thence (1) due South 200.25 feet along Main Street on a line parallel to and distant 14 feet eastwardly from the westerly line thereof to a point in Eudora Drive; thence (2) along Eudora Drive on a line parallel to and distant 14 feet southwardly from the northerly line thereof North 89 degrees 10 minutes East 346 feet to a point in the center line of Beech Street; thence (3) along the center line of Beech Street due North 170 feet to a point being the end of this description, as shown by plat "Lands in and to which perpetual easements are proposed to be acquired through condemnation proceedings to construct, maintain, repair, replace and use sewer pipe lines for the Defense Public Works Project at Dawson, Oklahoma, Okla. 34-102", copy of which is attached to the Declaration of Taking filed herein.

PARCEL 4

A strip of land 10 feet in width, the center line of which is particularly described as follows: Beginning at a point in the center line of Beech Street at the terminus of course (3) of Parcel 3 hereinbefore described; running thence along the center line of Beech Street due South 936 feet to a point in the north line of Pine Street; being the end of this description, as shown by plat "Lands in and to which perpetual easements are proposed to be acquired through condemnation proceedings to construct, maintain, repair, replace and use sewer pipe lines for the Defense Public Works Project at Dawson, Oklahoma, Okla. 34-102" copy of which is attached to the Declaration of Taking filed herein.

PARCEL 5

A strip of land 10 feet in width, the center line of which is particularly described as follows: Beginning at a point at the intersection of Main Street and Eudora Drive at the terminus of course (1) of Parcel 3 hereinbefore described; running thence along Main Street on a line parallel to and distant 14 feet eastwardly from the westerly line thereof due South 900 feet to a point; being the end of this description, as shown by plat "Lands in and to which per-

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perpetual easements are proposed to be acquired through condemnation proceedings to construct, maintain, repair, replace and use sewer pipe lines for the Defense Public Works Project at Dawson, Oklahoma, Okla. 34-102", copy of which is attached to the Declaration of Taking filed herein.

PARCEL 6

A strip of land 10 feet in width, the center line of which is particularly described as follows: Beginning at a point at the intersection of Main Street and Eudora Drive at the terminus of course (1) of Parcel 3 hereinbefore described; running thence (1) along Eudora Drive on a line parallel to and distance 14 feet southwardly from the northerly line thereof South 89 degrees 10 minutes West 330 feet to a point in Frisco Street; thence (2) continuing along Eudora Drive South 64 degrees 30 minutes West 205 feet to a point; thence (3) continuing along Eudora Drive South 23 degrees 40 minutes West 275 feet to a point; thence (4) continuing along Eudora Drive on a line parallel to and distant 14 feet eastwardly from the westerly line thereof South 1 degree 30 minutes West 550 feet to a point; being the end of this description, as shown by plat "Lands in and to which perpetual easements are proposed to be acquired through condemnation proceedings to construct, maintain, repair, replace and use sewer pipe lines for the Defense Public Works Project at Dawson, Oklahoma, Okla. 34-102", copy of which is attached to the Declaration of Taking filed herein.

PARCEL 7

A strip of land 10 feet in width, the center line of which is particularly described as follows: Beginning at a point at the intersection of Eudora Drive and Frisco Street at the terminus of course (1) of Parcel 6 hereinbefore described; running thence along Frisco Street on a line parallel to and distant 14 feet eastwardly from the westerly line thereof due South 900 feet to a point; being the end of this description, as shown by plat "Lands in and to which perpetual easements are proposed to be acquired through condemnation proceedings to construct, maintain, repair, replace and use sewer pipe lines for the Defense Public Works Project at Dawson, Oklahoma, Okla. 34-102", copy of which is attached to the Declaration of Taking filed herein.

IT IS FURTHER ORDERED that these proceedings are hereby approved and finally concluded.

ENDORSED: Filed Feb 16 1943
H. P. Warfield, Clerk
U. S. District Court H

F. E. KENNAMER
JUDGE

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

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

TUESDAY, FEBRUARY 16, 1943

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

UNITED STATES OF AMERICA,	Petitioner,)
)
vs.)
		) No. 900 Civil
77.15 acres of land, more or less, situate)
in Mayes County, Oklahoma, and the Known and)
Unknown Heirs, Executors, Administrators,)
Devisees, Legatees, Trustees and Assigns,)
Immediate and Remote of Will Giles, deceased,)
et al,	Respondents.)

ORDER FOR PAYMENT TO COMMISSIONERS

Now on this 16th day of February, 1943, it appears to the Court that on the 25 day of January, 1943, W. L. Mayes, Elmer Vick and C. C. Weber were appointed by the Court as appraiser in the above entitled and numbered cause, and pursuant to said appointment did serve as appraisers and fix the value of the real estate being taken by eminent domain and filed their report herein on the 29 day of January, 1943.

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

W. L. Mayes	\$30.00
Elmer Vick	\$30.00
C. C. Weber	\$30.00

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

F. E. KENNAMER
JUDGE

ENDORSED: Filed Feb 16 1943
H. P. Warfield, Clerk
U. S. District Court H

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

IN THE MATTER OF THE ESTATE OF ISON)
PETERS, DECEASED,	) No. 943 Civil

O R D E R

Now on this 16th day of February, 1943, 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.



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

60

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

TUESDAY, FEBRUARY 16, 1943

Everett S. Johnson	\$.50
Elizabeth N. Johnson	.50
Life Insurance Co. of Va.	2.40
National Bank of Tulsa	.54
Mr. and Mrs. N. L. Simpson	.58
Steele and Daugherty	.50
Mid-Continent Petroleum Corporation	.50
G. A. Waring	.50
E. I. Newblock	1.55
E. P. Marshall, Trustee	1.41
Henri Norton	.83
Effie Stryker	1.88
Clerk of Court of Okmulgee, Okla	.50
Wagoner County Abstract Co.	.50
Martha Williams, Trustee,	.90
Helen Slemp	.50
W. E. Groves, Assignee, Ex. Trust Co.	5.83
J. H. McBirney, Trustee, for holders of G.F.L.F.C.	120.37

Total-----\$658.89

The court further finds that said T. P. Farmer paid out of said funds the sum of \$10.00 for clerical work, stenographic fees, and postage stamps, and that the remainder of said funds, \$24.71, was paid to the Clerk of this court to pay for costs now accrued and that may be incurred in the above entitled cause.

The court having given the matter due consideration and being fully advised finds that said sums of money so paid out by said T. P. Farmer have been paid to the proper parties entitled to receive same and the pro rata share due them on their respective claims; and that the payments for clerk hire, stamps, and stenographer were just charges and the payment to the Clerk of this court for present and future court costs was a proper and just payment.

Therefore, it is ordered, adjudged and decreed that the action of T. P. Farmer, in receiving said sum of \$693.60 from J.W. Keith, liquidating agent of the Citizens National Bank of Pawhuska, Oklahoma, and the disbursement of said funds as above stated, is in all things ratified, approved, and confirmed, and the said T. P. Farmer, is discharged from further liability herein.

F. E. KENNAMER
JUDGE

ENDORSED: Filed Feb 16 1943
H. P. Warfield, Clerk
U. S. District Court H

Court adjourned to February 18, 1943

On this 19th day of February, A.D. 1943, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1943 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

DEWEY T. ROSS ENGINEERING CORPORATION,)	
a corporation,	Plaintiff,)
)	
-versus-)	
	)	No. 544 Civil
GRAND RIVER DAM AUTHORITY, a public)	
corporation, and HARTFORD ACCIDENT)	
AND INDEMNITY COMPANY, a corporation,)	
	Defendants.)
)	
L. B. Fleming and L. E. Lewis,	Interveners.)

O R D E R

It is ordered that the Grand River Dam Authority's original exhibits received in evidence in this case may be withdrawn by counsel for the Authority.

Dated this 19 day of February, 1943.

ROYCE H. SAVAGE
J U D G E

ENDORSED: Filed Feb 19 1943
H. P. Warfield, Clerk
U. S. District Court LN

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

REGULAR JANUARY 1943 TERM

SATURDAY, FEBRUARY 20, 1943

On this 20th day of February, A. D. 1943, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1943 Term at Tulsa, met pursuant to adjournment, Honorable Royce H. Savage, Judge, present and presiding.

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

James S. Chalmers, as Administrator of the Estate of Elizabeth Chalmers, deceased, Plaintiff,)
)
) No. 511 - Civil

-vs-

Guy A. Thompson, as Trustee of the Missouri Pacific Railroad Company, a corporation, Defendant.)
)
)

Ted DeWitt, as Administrator of the estate of Teddie Joy DeWitt, deceased, Plaintiff,)
)
) No. 512 - Civil

-vs-

Guy A. Thompson, as Trustee of the Missouri Pacific Railroad Company, a corporation, Defendant.)
)
)

ORDER OVERRULING MOTIONS FOR NEW TRIAL

Now on this 20th day of February, 1943, the court having considered the respective motions for new trial of the plaintiffs in the above entitled causes of action, and the briefs of the parties with reference to said motions, and having given serious consideration to the contentions of the respective plaintiffs, -

IT IS ORDERED that the motion for new trial of James S. Chalmers, as Administrator of the estate of Elizabeth Chalmers, deceased, be and is hereby overruled, and -

IT IS FURTHER ORDERED that the motion for new trial of Ted DeWitt, as Administrator of the estate of Teddie Joy DeWitt, deceased, be and the same is hereby overruled.

BOWER BROADBENT
U. S. DISTRICT JUDGE

ENDORSED: Filed Feb 20 1943
H. P. Warfield, Clerk
U. S. District Court LN

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

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

SATURDAY, FEBRUARY 20, 1943

Earl E. Riley, deceased, B. T. Riley, deceased,)
and Mrs. M. S. Threestriker, also known as M.)
Sophie Winner, deceased, and George B. Smith,)
Defendants.)

ORDER AUTHORIZING ANSWER ON BEHALF OF DEFENDANTS IN MILITARY
SERVICE TO BE FILED WITHOUT DEPOSIT OF COSTS

NOW on this 20th day of February, 1943, it appearing to the Court that R. P. Colley, attorney, Thompson Building, Tulsa, Oklahoma, was heretofore appointed to represent such of the above named defendants as are in the military service of the United States and that pursuant to such appointment the said R. P. Colley has prepared for filing an answer on behalf of certain named defendants, and the Court being otherwise advised in the premises, finds that this order should issue.

IT IS, THEREFORE, ORDERED BY THE COURT that the said R. P. Colley be, and he is hereby permitted to file an answer on behalf of those defendants whom the Court appointed him to represent, without the necessary deposit of court costs with the Clerk of this Court, and the Clerk is hereby directed to accept such answer and file the same without requiring any deposit for costs.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Feb 20 1943
H. P. Warfield, Clerk
U. S. District Court LN

UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF OKLAHOMA

IRVING BERLIN, INC., SANTI-JOY, INC.,)
and MILLS MUSIC, INC., Plaintiffs,)
Civil 940)
-against-)
CHARLES G. COLLINS, Defendant.)

O R D E R

For good cause shown and upon motion of the plaintiffs herein, the above styled action is dismissed with prejudice, at the cost of the plaintiffs.

Dated this 20 day of February, 1943.

ROYCE H. SAVAGE
Judge of the District Court

ENDORSED: Filed Feb 20 1943
H. P. Warfield, Clerk
U. S. District Court AC

Court adjourned to February 23, 1943

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

REGULAR JANUARY 1943 TERM

TUESDAY, FEBRUARY 23, 1943

On this 23rd day of February, A. D. 1943, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1943 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:

MISCELLANEOUS - ORDER FOR PETIT JURY.

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

ORDER FOR PETIT JURY

On this 23rd day of February, A. D. 1943, it is ordered by the Court that there be publicly drawn by the Marshal for the Northern District of Oklahoma, or one of his deputies, in the presence of the Clerk, or one of his deputies, in accordance with the law and the rules of this Court, the names of Seventy (70) persons, good and lawful men, from said District, duly qualified to serve as Petit Jurors at the Regular January 1943 Term of this Court, to be held at Tulsa, Oklahoma.

IT IS FURTHER ORDERED by the Court that a Writ of Venire Facias be issued out of this Court, in due form as provided by law, commanding the said Marshal to summon said Petit Jurors, drawn as aforesaid, to be and appear before said Court, to be held at Tulsa, Oklahoma, in the Northern District of Oklahoma on Wednesday, the 3rd day of March, A. D. 1943 at 9:00 o'clock A.M. (WAR TIME) then and there to serve as Petit Jurors of the United States in and for said District at the Regular January 1943 Term of said Court.

ROYCE H. SAVAGE
UNITED STATES DISTRICT JUDGE

ENDORSED: Filed Feb 23 1943
H. P. Warfield, Clerk
U. S. District Court ME

UNITED STATES OF AMERICA, Plaintiff,)
)
-vs-) No. 372 - Civil
)
MARGARET MASHUNKASHEY, NOW BRADSHAW, Defendant.)

Now on this 23rd day of February, A. D. 1943, it is ordered by the Court that the Clerk file and spread of record the Mandate in the above styled cause, same being in words and figures as follows, to-wit:

UNITED STATES OF AMERICA, ss:

THE PRESIDENT OF THE UNITED STATES OF AMERICA

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

(SEAL)

GREETING:

Reverend, lately in the District Court of the United States for the Northern District of

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

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

TUESDAY, FEBRUARY 23, 1943

Oklahoma, before you, or some of you in a cause between United States of America, plaintiff, and Margaret Mashunkashey, now Bradshaw, defendant, No. 372 Civil, the judgment of the said district court in said cause, entered on January 9, 1942, was in the following words, viz:

* * * * *

It is, therefore, by the court considered, declared, ordered, adjudged and decreed that the settlement contract heretofore executed by Ingram D. Hook for and on behalf of Margaret Mashunkashey now Bradshaw, dated March 31, 1938, and accepted by Ben Mashunkashey, pah-pu-son-tsa and James G. Blaine, Jr., on the 4th day of April, 1938, and approved by Oscar L. Chapman, Assistant Secretary of the Interior, on April 12, 1938, constituted a valid release by the defendant, Margaret Mashunkashey, now Bradshaw, of all her claims, interests and rights in and to the estate of Charles Mashunkashey, deceased, and that said release was and is valid and subsisting and binding upon said defendant.

It is Further Considered, declared, ordered, adjudged and decreed by the Court that the defendant, Margaret Mashunkashey, now Bradshaw, has made a full and complete settlement and accord all satisfaction of all her right, title and interest in and to the estate of Charles Mashunkashey, deceased.

It is Further considered, declared, ordered, adjudged and decreed by the Court that the defendant, Margaret Mashunkashey now Bradshaw, received and accepted the sum of \$15,000.00 of the restricted funds belonging to the estate of Charles Mashunkashey, deceased, for and in consideration of the execution of the release aforesaid.

It is Further considered, declared, ordered, adjudged and decreed by the Court that the defendant, Margaret Mashunkashey, now Bradshaw, has no further right, title, interest or estate in and to any of the property of Charles Mashunkashey, deceased, whether the same be real, personal or mixed.

It is Further considered, ordered, adjudged and decreed by the Court that the plaintiff have and recover of and from the defendant, Margaret Mashunkashey, now Bradshaw, its costs herein laid out and expended.

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

F. E. KENNAMER, United States District Judge

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 Margaret Mashunkashey, now Bradshaw, agreeably to the act of Congress in such case made and provided, fully and at large appears;

AND WHEREAS, at the September Term, in the year of our Lord one thousand nine hundred and 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 said district court and was argued by counsel.

On consideration thereof it is now here ordered and adjudged by this court that the judgment of the said district court in this case be and the same is hereby affirmed; and that United States of America, A. G. Williams, Guardian of James G. Blaine, Jr., Marie Mashunkashey, Executrix of the Estate of Ben Mashunkashey, deceased, and L. M. Coville and John W. Keith, joint

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

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

TUESDAY, FEBRUARY 23, 1943

administrators of the estate of Pah-Pu-Son-Tsa, deceased, appellees,
have and recover of and from Margaret Mashunkashey, now Bradshaw, appellant,
their costs herein.

-- October 16, 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 MARLAN F. STONE, Chief Justice of the United States, the 20th
day of February, in the year of our Lord one thousand nine hundred and forty-three.

COSTS OF appellee, United States of America:	
Clerk	\$6.50
Printing Record	\$- --
Attorney	<u>\$20.00</u>
	\$26.50

ROBERT B. CARTWRIGHT, CLERK

By GEORGE A. PEASE
Deputy Clerk of the United States
Circuit Court of Appeals, Tenth
Circuit

ENDORSED: Filed Feb 22 1943
H. P. Warfield, Clerk
U. S. District Court ME

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

COLUMBUS BELL STEVENS,	Plaintiff,)
)
vs		) No. 876 Civil
)
SINCLAIR PRAIRIE OIL COMPANY, A CORPORATION,)
ET AL.,	Defendants.)

O R D E R

For good cause shown defendant, Sinclair Prairie Oil Company, a corporation, is
granted until March 5th, to file answer herein.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Feb 23 1943
H. P. Warfield, Clerk
U. S. District Court ME

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

REGULAR JANUARY 1943 TERM

OKLAHOMA

WEDNESDAY, FEBRUARY 24, 1943

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

United States of America,	Plaintiff,)	
)	
vs.		)	No. 186 Civil
)	
I. S. Phillips, L. A. Harrell and D. E. Johnson,	Defendants.)	

O R D E R

Now on this 24 day of February, 1943, the above entitled cause comes regularly on for hearing on the motion of the defendant, D. E. Johnson, for a release of the judgment rendered herein against him; and the plaintiff is present by Honorable Whit Mauzy, United States District Attorney, and the defendant, D. E. Johnson, is present by his attorney, Henry R. Duncan; and the Court, having been fully advised in the premises, orders that the motion of the defendant, D. E. Johnson, for a release of the judgment rendered against him herein, be and hereby is overruled and denied.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Mar 4 1943
H. P. Warfield, Clerk
U. S. District Court ME

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

COLUMBUS BELL STEVENS,	Plaintiff,)	
)	
vs.		)	No. 376 - Civil
)	
SINCLAIR PRAIRIE OIL COMPANY, a Corporation, et al.	Defendants.)	

ORDER

For good cause shown, defendant, Atlantic Refining Company, incorporation, is granted until March 5th to file answer herein.

Dated February 24, 1943.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Feb 24 1943
H. P. Warfield, Clerk
U. S. District Court H

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

REGULAR JANUARY 1943 TERM

TEUSA, OKLAHOMA

71
WEDNESDAY, FEBRUARY 24, 1943

1. Each and all of the allegations of said petition for condemnation are true, and the United States of America is entitled to acquire property by eminent domain for the uses and purposes therein set forth.

2. The said petition for condemnation was filed at the request of the Administrator of the Federal Works Agency, the person duly authorized by law to acquire the estate in the lands described in said document, for the purposes therein set forth, and at the direction of the Attorney General of the United States, the person authorized by law to direct the institution of such proceeding.

3. In said petition for condemnation, a statement of the authority under which and the public use for which the estate in said lands were taken was set forth.

4. A proper description of the lands sufficient for the identification thereof is set out in said petition for condemnation, and a statement of the estate or interest in said lands taken for said public use is set out therein.

5. Due, proper and legal notice of the application of the United States of America for the appointment of commissioners herein was served upon each and all of the defendants named in said petition for condemnation as required by law and order of this Court.

6. The Court hears evidence and finds that the returns as filed by the United States Marshal are true and correct, and that the same are in accordance with law.

6. The Court further finds that the commissioners appointed herein to appraise and fix the value of the estate taken in the real estate involved in this proceeding, duly qualified on the 23rd day of December, 1942, by taking and filing herein their oath of office as such, and said duly qualified commissioners, after an inspection of the premises and consideration of the fair market value of the estate taken, filed their report herein on the 24th day of December, 1942, wherein they fixed the fair, cash, market value of the estate taken, and all damages to the remainder, if any, as to the lands involved in this proceeding, as more particularly designated and described as follows, to-wit:

TRACT NO. 305 - 41.2
Perpetual Easement

Part of the E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 33, T 25 N - R 21 E of the Indian Base and Meridian, Craig County, Oklahoma, and being a strip of land 100 feet in width, the center line of which is more particularly described as follows, to-wit:

Beginning at a point 397 feet West of SE corner of the tract above described and running thence North 0° 13' E. 329.5 feet, thence North 18° 29' West 184.9 feet.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN
(PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER
IF ANY \$63.00

and said report and proceedings are in all respects regular and in accordance with the law and orders of this Court.

7. More than sixty (60) days have elapsed since the filing of the report of commissioners herein and no written exceptions or demands for jury trial have been filed by the petitioner or the defendants herein as to the tract of land designated and described herein, and that said report of commissioners filed herein should be confirmed and approved in every respect.

8. The United States of America did on December 2, 1942, file its Declaration of Taking herein, and paid to the Clerk of this Court for the use and benefit of the persons entitled thereto, the following sum, to-wit:

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

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

THURSDAY, FEBRUARY 25, 1943

TRACT NO. 305 - 41.2

\$63.00

9. The Court having fully considered the petition for condemnation, and declaration of taking, and all proceedings had herein, and the provisions of Title II of the Act of Congress of June 16, 1933, 48 Stat. 195, 200 (U.S.C. Title 40, Sec. 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, is of the opinion that the United States of America was and is entitled to take said property and have the title to the estate therein taken vested in it, and that the alleged public purpose and use, as set out in said petition for condemnation, is hereby adjudged to be in truth and in fact a public purpose and use within the meaning and purpose of the above designated Acts of Congress.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the report of commissioners filed herein as to said lands particularly designated and described therein, is final, and the fair, cash, market value of the estate taken and the damages sustained as set out and fixed in said report of commissioners is final, and is just compensation as to said tract of land, value, and estate therein taken, as follows, to-wit:

TRACT NO. 305 - 41.2

\$63.00

and the estate taken is 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 tract of land 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 guy and brace poles and anchors and to attach all guy wires thereto.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate in the above designated and described real estate, and the interest therein taken by these eminent domain proceedings, was vested in the United States of America on December 2, 1942, upon the filing of the Declaration of Taking, and the depositing of the sum of \$63.00 with the registry of this Court, for the estate taken in the above described tract of land, and the right to recover just compensation for the estate taken, vested in the persons entitled thereto.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate therein taken, as hereinabove specifically set out, is hereby deemed to be condemned and taken for the uses and purposes of the United States of America, and that the just compensations determined and fixed herein for the taking of said estate in said tract of land as hereinabove set out, is vested in the persons lawfully entitled thereto as the owners of said tract of land, or of some right, title or interest therein.

ROYCE H. SAVAGE
JUDGE OF THE UNITED STATES DISTRICT COURT,
NORTHERN DISTRICT OF OKLAHOMA

ENDORSED: Filed Feb 24 1943
H. P. Warfield, Clerk
U. S. District Court H

Court adjourned to February 25, 1943

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

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

FRIDAY, FEBRUARY 26, 1943

On this 26th day of February, A. D. 1943, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1943 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

J. W. CRANOR, Plaintiff,
v.
JAMES BRYANT McCARTLIN, et al., Defendants.
UNITED STATES OF AMERICA, Intervener.
NO. 922 Civil

ORDER

This matter coming on for hearing this 26th day of February, 1943, upon the application of the United States of America to file an amended intervening complaint herein, and the Court being fully advised in the premises, and for good cause shown, finds that the United States should be allowed to file an amended intervening complaint herein.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the United States of America be and it hereby is granted permission to file an amended intervening complaint.

AND IT IS SO ORDERED.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Feb 26 1943
H. P. Warfield, Clerk
U. S. District Court H

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

David B. Crouch, Plaintiff,
vs.
United States of America, Defendant.
No. 1481 Law

ORDER

Permission is hereby granted Mr. Hober Finch, of Sapulpa, Oklahoma, attorney for the plaintiff, to withdraw the depositions of L. R. Pace and Mrs. Violet Foster, Harvey Bell, Mrs. Rose

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

REGULAR JANUARY 1943 TERM

FRIDAY, FEBRUARY 26, 1943

Bell, Matt Keifer, and Dr. W. E. Hughes for the purpose of filing the same with the United States Veterans Administration.

Dated at Tulsa, Oklahoma, February 26, 1943.

ROYCE H. SAVAGE.

ENDORSED: Filed Feb 26 1943
H. P. Warfield, Clerk
U. S. District Court

Court adjourned to February 27, 1943

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

SATURDAY, FEBRUARY 27, 1943

On this 27th day of February, A. D. 1943, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1943 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 DISMISSAL AS TO TRACTS NOS. C-3 and B-7

Now on this 26th day of February, 1943, this cause came on to be heard upon the oral application of the petitioner, and the court having been fully advised in the premises finds that Tract C-3, described as follows:

The North Half (N $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$), and the Southeast Quarter (SE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) and the East Half (E $\frac{1}{2}$) of the Southwest Quarter (SW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section 13, Township 20 North, Range 13 East; and the North Half (N $\frac{1}{2}$) and the East Half (E $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$), and the Southeast Quarter (SE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$), and the Southwest Quarter (SW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$), and

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

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the South Half (S $\frac{1}{2}$) of the Northwest Quarter (NW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section 18, Township 20 North, Range 19 East; and the Northeast Quarter (NE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$), and the North Half (N $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) and the Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$) (NE $\frac{1}{4}$), and the Southwest Quarter (SW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$), and the South Half (S $\frac{1}{2}$) of the Northwest Quarter (NW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$), and the Southwest Quarter (SW $\frac{1}{4}$) and the South Half (S $\frac{1}{2}$) of the Northwest Quarter (NW $\frac{1}{4}$) of Section 19, Township 20 North, Range 19 East; and the Northeast Quarter (NE $\frac{1}{4}$), and the East Half (E $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$), and the Northwest Quarter (NW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section 24, Township 20 North, Range 18 East; situate in Mayes County, Oklahoma, less M. K. & T. Railroad right-of-way and U. S. Highway No. 69 right-of-way, containing in all 1309.12 acres, more or less,

and Tract B-7, described as follows:

all that part of the East Half (E $\frac{1}{2}$) of the Northeast Quarter (NE $\frac{1}{4}$) lying South and West of the City of Pryor water and power lines, in Section 2, Township 20 North, Range 19 East of the Indian Base and Meridian, containing 15 acres, more or less, situate in Mayes County, Oklahoma,

which were involved in this proceeding, have been acquired by direct purchase and that no cause exists for the continuance of this case as regards these tracts.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that this cause be, and the same is hereby, dismissed as regards Tracts Nos. C-3 and B-7.

BOWER BRADDUS
JUDGE

RECORDED: Filed Feb 27 1943
H. P. Warfield, Clerk
U. S. District Court H

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

J. P. RILEY, Plaintiff,)
vs) No. 908
Railway Express Agency, Inc.)
a Corp., Defendant.)

ORDER OF DISMISSAL

Now this 27th day of February, 1943, the plaintiff herein having filed his written application asking this court for an order dismissing his cause of action herein against the defendant, without prejudice, and the court having considered said application, finds that the same should be sustained and the cause of action of the plaintiff be dismissed without prejudice.

IT IS THEREFORE ORDERED, that the cause of action of the plaintiff, J. P. Riley, against the defendant, Railway Express Agency, Inc., a corp., be and the same is hereby dismissed without prejudice. Plaintiff to pay defendant the costs of this action, paid by it to the Clerk of this Court.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Feb 27 1943
H. P. Warfield, Clerk
U. S. District Court H

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

SUNKEN-GALAMRA SUPPLY COMPANY, a)
corpor tion, Plaintiff,)
-vs-) No. 921
ERELE P. HALLIBURTON, INC., a corporation,)
Defendant.)

C O R D E R

For good cause shown, it is hereby ordered that the plaintiff herein be and it is hereby given permission as of this date to file instantler with the Clerk of this Court, an amended complaint in the above styled and numbered action, and the defendant herein is hereby given twenty (20) days from this date within which to plead an answer to said amended complaint.

Dated this 27th day of February, 1943.

F. E. KEMMELER
United States District Judge

ENDORSED: Filed Feb 27 1943
H. P. Warfield, Clerk
U. S. District Court H

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

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TULSA, OKLAHOMA

SATURDAY, FEBRUARY 27, 1943

Miscellaneous * ORDER ADJOURNING COURT SINE DIE.

It is this day ordered in pursuance of Section 12 of the Judicial Code, that the Regular March 1942 term of said Court at Vinita, Oklahoma, be adjourned Sine Die.

Court adjourned to March 1, 1943

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

MONDAY, MARCH 1, 1943

On this 1st day of March, A. D. 1943, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1943 Term at Tulsa, not 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

BETSEY BEAVER,)
Plaintiff,)
vs)
LeRoy Proctor, et al.,) Defendants) No. 705 Civil
United States of America) Intervener.)

ORDER APPROVING SALE BY UNITED STATES MARSHAL

Now on this the 1st day of March, 1943, there coming on for hearing the motion of plaintiff for an order approving sale of real estate made in the above action on the 23rd day of February, 1943, return and report of said sale being filed herein on the 24th day of February, 1943; the plaintiff appearing by her attorneys, Ernest R. Brown and John S. Severson, the United States of America appearing by the Honorable Whit Y. Mauzy, United States District Attorney for the Northern District of Oklahoma, said United States District Attorney also appearing in behalf of the restricted Indians, parties to this action, as well as for the United States of America;

And the Court, having heard said motion and being fully advised, finds that pursuant to a 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 23rd day of February, 1943, sell the real estate involved in the above action, after advertising the same in all particulars as required by law, for the sum of One Thousand One Hundred Dollars (\$1,100.00) the same being the highest and best price that could be obtained, and that said sum is within the appraisement as fixed by the commissioners appointed by this court, which was One Thousand Six Hundred Fifty Dollars (\$1,650.00), that said sale was made in all particulars in accordance with the orders of this court and the statute both state and federal, in like cases made and provided; that said report of sale should in all things be confirmed and approved and made firm and effectual forever, and that distribution of said funds should be made by the United States Marshal.

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

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MONDAY, MARCH 15, 1943

It is, therefore, ORDERED, ADJUDGED AND DECREED by the Court that the said United States Marshal's sale of the land involved in this action, and described as follows, to-wit:

The North Half ($N\frac{1}{2}$) of the Northeast Quarter ($NE\frac{1}{4}$), and the East Half ($E\frac{1}{2}$) of the Northeast Quarter ($NE\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$), and the Southeast Quarter ($SE\frac{1}{4}$) of the Southeast Quarter ($SE\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$) all in Section Twelve (12), Township Twenty Six (26) North, Range Twelve (12) East, in Washington County, Oklahoma,

be and the same is in all things approved and confirmed, and made firm and effectual forever, and that the purchaser at said sale, to-wit, G. E. Hollendore, Jr., is hereby subrogated to the rights of all the parties to said action for the protection of his title.

It is further ORDERED, ADJUDGED and DECREED by the Court that the said United States Marshall make, execute and deliver to said purchaser a proper deed conveying the said land to him in accordance with this order and the orders of this court heretofore made in this action.

It is further ORDERED, ADJUDGED and DECREED by the Court that the said United States Marshall deduct out of the funds in his hands the sum of \$16.00, being the costs of publishing the notice of sale herein; that he pay to the Clerk of this Court the sum of \$76.29 costs incurred herein; that he pay to the Court Clerk of Washington County, Oklahoma, the sum of \$10.00, being the costs incurred prior to the removal to this court; that he pay to John S. Severson the sum of \$75.00, and to Ernest R. Brown the sum of \$175.00, the same being their reasonable attorneys' fees in this action; to Allen R. Shaw, Guardian ad litem, the sum of \$35.00; that distribution of the balance remaining in his hands be made to the Treasurer of the United States of America, and sent to F. W. Sunderwirth, Disbursing Agent for the Five Civilized Tribes, at Muskogee, Oklahoma, for the use and benefit of the plaintiff and the defendants herein named.

That distribution be made by said disbursing agent among the parties to this action, as follows, to-wit:

To W. Harrison, Administrator of the Estate of
Betsie Beaver, deceased, plaintiff - one-half

To LeRoy Procotor, defendant - one-half

And that said United States Marshall file a report of said disbursements with the Clerk of this Court.

ROYCE W. SAVAGE
United States District Judge

ENDORSED: Filed Mar 6 1943
H. P. Warfield, Clerk
U. S. District Court ME

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

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

MONDAY, MARCH 1, 1943

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

CIVIL ACTION NO. 958

PRENTISS H. BROWN, Administrator, Office
of Price Administration, Plaintiff,)

vs.)

RAYMOND M. GABEL, an individual,
doing business as GABEL PACKING COMPANY, Defendant.)

J U D G M E N T

Plaintiff having filed his Complaint, and defendant having appeared for himself and by and through counsel, and having waived Answer, any and all defenses to the claims set forth in the Complaint, and hearing and findings of fact and conclusions of law, in accordance with the Stipulation between the parties hereto, entered into on the 26 day of February, 1943, filed herein, and sufficient reasons therefor appearing;

NOW THEREFORE, upon notice of the Attorney for plaintiff, it is ORDERED, ADJUDGED and DECREED that the defendant, his agents, servants, employees and attorneys, and all persons who in active concert or participation with the defendant herein, do any acts in violation of this order be, and they are hereby permanently enjoined from directly or indirectly;

- (a) Selling, delivering, transferring, or offering to sell, deliver, or transfer any type of controlled meat, as defined in said Restriction Order No. 1, resulting from defendant's own slaughter, to retail outlets, or to any other person, firm or corporation, in excess of the amount of such type of controlled meat the defendant may lawfully deliver from his own slaughter as fixed and determined by Restriction Order No. 1.
- (b) Offering, soliciting, attempting or agreeing to do any of the foregoing.

ROYCE W. SAVAGE
United States District Judge

ENDORSED: Filed In Open Court
Mar 1 1943
H. P. Warfield, Clerk
U. S. District Court H

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

CIVIL ACTION NO. 959

PRENTISS H. BROWN, Administrator Office
of Price Administration, Plaintiff,)

vs.)

LOUIS W. BROCK, Defendant.)

J U D G M E N T

Plaintiff having filed his Complaint, and Defendant having appeared for himself and by and through counsel, and having waived Answer, any and all defenses to the claims set forth in the Complaint, and hearing and findings of fact and conclusions of law, in accordance with the stipulation

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

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

MONDAY, MARCH 1, 1943

(b) Offering, soliciting, attempting or agreeing to do any of the foregoing.

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

ENDORSED: Filed In Open Court
Mar 1 1943
H. P. Warfield, Clerk
U. S. District Court H

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

NANCY BRADBURN, NEU VARHOLA, AN)
INCOMPETENT, BY SUKEY JENKINS,)
DAUGHTER AND NEXT FRIEND,) Plaintiff,) NO. 961 - CIVIL
v.)
SHELL OIL COMPANY, INCORPORATED, A CORPORATION,)
Defendant.)

ORDER EXTENDING DEFENDANT'S TIME IN WHICH TO PLEAD OR ANSWER

This matter coming on this 1st day of March, 1943, upon the application of defendant for an extension of time within which to plead or answer, the court, being fully advised in the premises is of the opinion that the extension should be granted.

It is, therefore, ORDERED that the time within which the defendant Shell Oil Company, Incorporated may plead or answer be extended for thirty (30) days from date.

ROYCE H. SAVAGE
United States District Judge

ENDORSED: Filed Mar 1 1943
H. P. Warfield, Clerk
U. S. District Court H

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

United States of America,	Libelant,)
)
vs		) NO. 962 CIVIL -
One 1941 Studebaker Sedan, Motor No.)
H-140522; approximately 24.900 gallons of)
taxpaid whiskey; Frank J. Fletcher)
and Commercial Credit Corporation, of Tulsa)
Oklahoma,	Claimants.)

ORDER FOR MONITION

Now on this 1st day of March, 1943, it appearing to the court that the said 1941 Studebaker Sedan automobile, Motor No. H-140522, with approximately 24.900 gallons of assorted taxpaid intoxicating liquors containing more than four per centum (4%) of alcohol by volume, was seized at a point on Main Street in the city of Miami, Ottawa County, State of Oklahoma, Northern District of Oklahoma and within the jurisdiction of this court, on or about the 13th day of January, 1943, by Edgar A. Maloney, Investigator in the Alcohol Tax Unit, Bureau of Internal Revenue, and Ben Stanley, Deputy United States Marshal, in and for the Northern District of Oklahoma, by virtue of their said office and in accordance with the provisions of law in such case made and provided, while said automobile was being used by one Frank Fletcher for transporting such intoxicating liquors from the State of Missouri into the State of Oklahoma, and to the aforesaid point of seizure, and that said automobile and seizure were thereupon turned over and delivered into the possession of W. I. Giles, Investigator in Charge of the Alcohol Tax Unit, Bureau of Internal Revenue, for the United States and in the Northern District of Oklahoma, and that said automobile and intoxicating liquors are now in his custody within the jurisdiction of this court awaiting lawful disposition; it further appearing that thereupon said property was appraised at more than Five Hundred (\$500.00) Dollars whereupon libelant has instituted libel action herein and requests issuance of monition notifying claimants Frank Fletcher and Commercial Credit Corporation, of Tulsa, Oklahoma, and all other interested persons, unless notice thereof be waived, of the pendency of such libel action.

IT IS THEREFORE ORDERED that monition issue as prayed for in said libel and that same be served upon claimants Frank Fletcher and Commercial Credit Corporation, of Tulsa, Oklahoma, unless notice thereof be waived, and any other person that might claim any interest in said automobile and intoxicating liquors, requiring them to appear in said court on or before twenty (20) days after personal service thereof, and to show cause if any they have, why said automobile and intoxicating liquors should not be forfeited to libelant under provisions of Section 234, Title 27, United States Code Annotated, and in accordance with the provisions of the law relating to seizures, forfeitures and disposition of property and proceeds for violation of the Internal Revenue Laws of the United States.

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

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed Mar 1 1943
H. P. Warfield, Clerk
U. S. District Court AC

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

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

WEDNESDAY, MARCH 3, 1943

On this 3rd day of March, A. D. 1943, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular March 1943 Term at Tulsa, not pursuant to adjournment, Hon. Royce H. Sawyer, Judge, present and presiding.

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

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

MISCELLANEOUS - ORDER EMPANELING PETIT JURY.

On this 3rd day of March, A. D. 1943, comes the Marshal and makes return on the Venire heretofore issued out of this court for Petit Jurors for this Regular January 1943 Term of Court, at Tulsa, Oklahoma. Thereupon, the Clerk calls the names of the Jurors so summoned, as follows:

- | | |
|------------------------|-----------------------|
| Frank Edwards Bernsen | R. C. Inbody |
| G. H. Galbreath | B. A. Belt |
| Charles H. Disbrow | L. D. Baker |
| Fred C. Adams | Joseph Nofflet |
| A. C. Brodell | Roy H. Briles |
| Omer Kircher | Joseph T. Lombard |
| Guy L. Davis | Walter B. Berghardt |
| W. H. Garner | Ralph Goldsmith |
| Stanley Charlton | Glen Funkhouser |
| Bennie Johnson | Wesley Heath |
| William Chas. Mason | Ralph Leroy Stanelton |
| M. E. O'Bannon | Robert G. Rachtell |
| Fitz C. Hurd | Charles Waitman Couch |
| Grover C. Harrison | Oakah L. Jones |
| Lloyd Hock | Ray T. Hedges |
| Murray H. Adams | Jesse Steve Swango |
| Archie B. Burgess | Robert William Adams |
| A. P. McGrath | Dave Gilbert |
| Alva Maloy | Wentz Thomas |
| Ed Just | Leslie Montgomery |
| Jacob Frederick May | Clarence E. Alleman |
| E. B. Benton | John L. Collins |
| William James Supernaw | L. D. Costley |
| Virgil Hicks | Charles G. Bailey |
| B. F. Hill | Melvin H. Carroll |
| Troy Bostright | T. G. Bassett |
| W. A. Rodman | Geo. Wallace |
| John Paul West | B. J. Brahoney |
| Ralph Baker | A. E. Brands |
| Morris E. Hesley | H. A. Berkey |
| Frank H. Green | Irvin Albert Firrell |
| Roy C. Lawson | Jay Murphy |
| C. C. Burris | Bert Stewart |
| John E. Allison | |
| James H. Christian | |
| James F. Coffey | |
| Frank G. Glossop | |

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

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

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TULSA, OKLAHOMA

WEDNESDAY, MARCH 3, 1943

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Fred C. Adams
Guy L. Davis
W. H. Garner
Stanley Charlton
Fitz C. Hurd
Murray M. Adams
Archie B. Burgess
Jacob Frederick May
B. F. Hill
Troy Boatright
W. A. Rodman
Ralph Baker
Roy C. Lawson
James N. Christian
James F. Coffey

R. C. Inbody
L. B. Baker
Ralph Goldsmith
Wesley Heath
Ray T. Hedges
Jesse Steve Swango
Dave Gilbert
Wentz Thomas
Leslie Montgomery
Clarence H. Alleman
L. D. Costley
T. G. Bassett
Geo. Wallace
A. E. Brands
Bert Stewart

and of those not served

Walter B. Berghardt

Robert C. Bachtell

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

Thereupon, the balance of said array are accepted as Petit Jurors for this Regular January 1943 Term of Court.

ENDORSED: Filed In Open Court
Mar 3 1943
H. P. Warfield, Clerk
U. S. District Court

Court adjourned to March 5, 1943

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

FRIDAY, MARCH 5, 1943

On this 5th day of March, A. D. 1943, the District Court of the United States for the Northern District of Oklahoma, sitting in Regular January 1943 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 IN AND FOR THE
NORTHERN DISTRICT OF OKLAHOMA
TULSA, OKLAHOMA

REGULAR JANUARY 1943 TERM

SATURDAY, MARCH 6, 1943

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

UNITED STATES OF AMERICA,	Petitioner,)	
)	
vs.)	
)	
77.15 acres of land, more or less,)	
situate in Mayes County, Oklahoma,		)	No. 900 Civil.
and the Known and Unknown Heirs,)	
executors, administrators, devisees,)	
legatees, trustees and assigns,)	
immediate and remote; of Will Giles,)	
deceased, et al,	Respondents,)	

PUBLICATION ORDER

Now on this 6th day of March, 1943, it appearing from the affidavit of Curtis P. Harris, Special Attorney for the Department of Justice, attorney for the petitioner herein, and the application of the United States of America that the following named respondents, to-wit:

- Elizabeth Brown,
- Lillie A. Bendure,
- Mary L. Burris,
- Minnie Carpenter, (Mrs. Dick Carpenter),
- Dick Carpenter,
- Lester Giles,
- Susie Giles (Mrs. Lester Giles)
- Eugene Giles,
- Chester Giles,
- Kate Giles (Mrs. Chester Giles)
- Nettie M. Bendure, now Haynes

if living, or if any of the above named parties are deceased, their unknown heirs, executors, administrators, devisees, legatees, trustees and assigns, immediate and remote, or their successors in interest whose names, ages and addresses are unknown.

And the unknown heirs, executors, administrators, devisees, legatees, trustees and assigns, immediate and remote, of the following named deceased persons, to-wit:

- S. W. Arnold,
- Will Giles,
- Gladys Giles Reed,
- B. M. Reed,

are either non-residents of the State of Oklahoma, or with due and reasonable diligence are not to be found in the State of Oklahoma, and that it is necessary that they be served by publication.

IT IS THEREFORE, ORDERED AND DECREED that the petitioner's application for an order confirming and approving as final the Commissioners' Report, and petitioner's application for an order fixing title and determining the rightful claimants to the funds to be deposited in this proceeding shall be heard by this Court on the 5th day of April, 1943 at 9:30 o'clock A.M., in the Federal Court Room at Tulsa, Oklahoma, and that there shall be published in the Pryor Jeffersonian, a weekly newspaper of general circulation in Mayes County, Oklahoma, on the 11th day of March, 1943, and on the 18th day of March, 1943, notice directing the aforesaid non-resident respondents to appear before this Court at the time and place aforesaid, and then and there to file any pleadings or claims, if they so desire, and that such notification of such non-resident respondents shall be complete upon the filing of an affidavit by the publisher, managing officer or printer of said newspaper that the

And the court having heard the said motion and being fully advised, finds that pursuant to a decree and orders of this court heretofore made, the Hon. John P. Logan, United States Marshal for the Northern District of Oklahoma, did on the 2nd day of March, 1943, sell the real estate involved in the above action, after advertising the same in all particulars as required by law, for the sum of Eleven Hundred and Twenty-five (\$1125.00) Dollars, the same being the highest and best price that could be obtained, and that said sum is within the appraisement as fixed by the Commissioners appointed by this court, which was \$1600.00; that said sale was made in all particulars as provided by the orders of this court and the statutes, both State and Federal, in like cases made and provided; and that said report of sale should in all things be confirmed 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 the said United States Marshal's sale of land involved in this action, and described as follows, to-wit:

The south half of the Southwest Quarter, and the Southwest Quarter of the Northwest Quarter of the Southwest Quarter of Section 7, Township 25 North, Range 15 East, Nowata County, Oklahoma, and containing 87.80 acres more or less,

be and the same is in all things approved and confirmed, and made firm and effectual forever, and the purchaser at said sale, to-wit: Ewing Halsell, is hereby subrogated to the rights of all the part 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 make, execute and deliver to said purchaser a proper deed conveying the said land to him in accordance with this order and the orders of this court heretofore made.

It is further ordered, adjudged and decreed by the court that said United States Marshal deduct out of the funds in his hands the sum of \$16.25, being the cost of publishing the notice of sale herein; that he pay to the Clerk of this court the sum of \$157.19 costs incurred herein; that he pay to the Court Clerk of Nowata County, Oklahoma, the sum of \$23.45 being the costs incurred prior to the removal of this court; that he pay to Ben L. Murdock and John S. Severson, each the sum of \$75.00 the same being their reasonable attorneys fee, herein, specifically allowed, that distribution be made of the balance remaining in his hands to the Treasurer of the United States of America, and sent to F. W. Sunderwirth, Disbursing Agent, Muskogee, Oklahoma, and by him to be disbursed to the parties hereto as follows:

To Plaintiff Linda Fields one-eighth.
To defendants, Robert Keener, Myrtle Deeringwater,
Joe Kenner, William R. R. Kenner, Susie Foster,
and Sam Keener, each a one-eighth.

To defendant John Isaac, a one-twenty-fourth.
To defendants Katie Isaac, Juanita Isaac, Levi Isaac, and
Simon McCain or McGan, each a one-forty-eighth.

and that the Marshal file a report of said disbursements.

ROYCE H. SAVAGE
U. S. District Judge

ENDORSED: Filed Mar 8 1943
H. P. Warfield, Clerk
U. S. District Court H

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the Ninth Cause of Action pertaining to the following described real estate:

Lot Four (4), Block Four (4), Original Townsite of
Fairfax, Osage County, State of Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Tenth Cause of Action pertaining to the following described real estate:

The South Sixty (60) Feet of Lot Four (4), and the
South Sixty (60) Feet of lot Five (5), Block Thirty-five
(35), Original Townsite of Hominy, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Eleventh Cause of Action pertaining to the following described real estate:

Lots Eleven (11) and Twelve (12), Block Eight (8), Pettit
Addition to the City of Hominy, Osage County, State of Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Twelfth Cause of Action pertaining to the following described real estate:

The East Half of Lot Fourteen (14), the East Half of Lot Fifteen (15),
the East Half of Lot Sixteen (16), Block Fourteen (14), in Walker
Addition to the City of Hominy, Osage County, State of Oklahoma,

be and the same hereby is dismissed.

AND IT IS SO ORDERED.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed In Open Court
Mar 9 1943
H. P. Warfield, Clerk
U. S. District Court H

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 4 involving the following described real estate, to-wit:

Improvements on Lot One (1), Section One (1)
Township Twenty-three (23), Range Five (5)
Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 5 involving the following described real estate, to-wit:

Lots Seven (7), Eight (8), and Nine (9), Block
Forty-six (46), original townsite of Padmuska,
Osage County, State of Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 6 involving the following described real estate, to-wit:

Southeast Quarter of Section 23, Township 27, Range
11, and the Southeast Quarter of Northwest Quarter
of Southeast Quarter and North Half of Southwest
Quarter of Southeast Quarter of Section 8, Township
23, Range 11, Osage County, State of Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 7 involving the following described real estate, to-wit:

Improvements on Lots 9, 10, and 11, Block 2,
Tall Chief Addition to Fairfax, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 8 involving the following described real estate, to-wit:

West Half of Northwest Quarter of Northwest
Quarter of Section 11, and East Half of North-
east Quarter of Northeast Quarter of Section 10,
Township 25, Range 8, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 9 involving the following described real estate, to-wit:

Lot 2 and Northeast Quarter of Northwest Quarter
(or Lot 3) of Section 3, and Lots 1, 2, 3 and 4 of
Section 4, Township 20, Range 9, Osage County, State
of Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 10 involving the following described real estate, to-wit:

The Southeast Quarter of the Southeast Quarter of Section Twenty-eight (28); and the Southeast Quarter of the Northwest Quarter, the East Half of the Southwest Quarter, and the Southwest Quarter of the Southwest Quarter of Section 27, Township 24, Range 9, Osage County, State of Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 11 involving the following described real estate, to-wit:

Southeast Quarter of the Southeast Quarter of the Northwest Quarter; and the East Half of the Southwest Quarter of the Southeast Quarter of the Northwest Quarter, Section 26, Township 25, Range 9, Osage County, State of Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 12 involving the following described real estate, to-wit:

Southwest Quarter of Section 1; and the Northwest Quarter of the Southeast Quarter of Section 1, Township 24, Range 10, Osage County, State of Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 13 involving the following described real estate, to-wit:

Lots 1 and 2, Block 61, Original Townsite of Pawhuska, Osage County, State of Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 14 involving the following described real estate, to-wit:

East Half of the Northeast Quarter of Section 7; and the West Half of the Southwest Quarter of Section 8, Township 23, Range 4, Osage County, State of Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 15 involving the following described real estate, to-wit:

West Half of Southeast Quarter and Southwest Quarter of Northeast Quarter of Section 33, Township 21, Range 9, Osage County, State of Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 16 involving the following described real estate, to-wit:

West Half of Northeast Quarter of Section 27, Township 24,
Range 9, Osage County, State of Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 17 involving the following described real estate, to-wit:

South Half of Northwest Quarter and East Half of
Southwest Quarter of Section 33, Township 29,
Range 6, Osage County, State of Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that that part of Cause of Action No. 19 involving real estate hereinbefore described, be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 20 involving the following described real estate, to-wit:

North Half of Lots 5 and 6, Block 9, Tinker
Addition to Hominy, Osage County, State of Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 21 involving the following described real estate, to-wit:

South Half of Lots 5 and 6, Block 9, Tinker
Addition to Hominy, Osage County, State of
Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 23, involving the following described real estate, to-wit:

North 8 feet of Lot Six (6), Block Twelve (12),
Walker Addition to Hominy, Osage County, State of
Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that that part of Cause of Action No. 24 involving real estate hereinbefore described, be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 25 involving real estate described as follows, to-wit:

Southwest Quarter of North east Quarter of
Southwest Quarter and North Half of Northwest
Quarter of Southwest Quarter of Southwest Quarter
of Section 23, Township 27 $\frac{1}{2}$ Range 10, Osage County,
State of Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 28, involving the following described real estate, to-wit:

Lot Seven (7), the West $12\frac{1}{2}$ feet of Lot Eight (8),
Block Seventeen (17), Original Townsite of Pawhuska,
Osage County, State of Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 29, involving the following described real estate, to-wit:

West Half of the Northeast Quarter of the Northeast
Quarter of Section 10, Township 25, Range 8, Osage
County, State of Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 32, involving the following described real estate, to-wit:

Northeast Quarter of Northeast Quarter of Section
35, Township 25, Range 3, and Northwest Quarter
of Northwest Quarter of Section 36, Township 25,
Range 3, and the South Half of Southwest Quarter
of Section 25, Township 25, Range 3, Osage County,
State of Oklahoma.

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 33, involving the following described real estate, to-wit:

Southeast Quarter of Southeast Quarter of Section
10, Township 24, Range 5; and Southwest Quarter of
Southwest Quarter of Section 11, Township 24,
Range 5; Lots 1 and 2 Section 15, Township 24,
Range 5, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 34, involving the following described real estate, to-wit:

Northwest Quarter of Northeast Quarter and South
Half of Northeast Quarter and Lot 3, Section 33,
Township 23, Range 6, Osage County, State of Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 35, involving the following described real estate, to-wit:

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

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TULSA, OKLAHOMA

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Lot Four (4) and the Southwest Quarter of the Northwest Quarter; and the West Half of the Southwest Quarter of Section 13, Township 29, Range 8, Osage County, State of Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 37, involving the following described real estate to-wit:

The Northeast Quarter of Section 9, Township 21, Range 10, Osage County, State of Oklahoma,

be and the same hereby is dismissed insofar as it pertains the taxes levied subsequent to the year 1931.

AND IT IS SO ORDERED.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed In Open Court
Mar 9 1943
H. P. Warfield, Clerk
U. S. District Court H

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

UNITED STATES OF AMERICA, Plaintiff,)
)
vs) NO. 2658 LAW
)
BOARD OF COUNTY COMMISSIONERS OF OSAGE)
COUNTY, STATE OF OKLAHOMA, ET AL., Defendants.)

JOURNAL ENTRY

This matter coming on for hearing this 9th day of March, 1943, for pre-trial conference and the United States of America appearing by Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, and the defendants appearing by Chas. R. Gray, and the court being advised in the premises finds that a Stipulation of Facts has been filed herein. That the land described in the First Cause of Action involving the following described real estate:

Northwest Quarter (NW/4) of Northeast Quarter (NE/4) of Section 22, Township 28, Range 7, and

Northeast Quarter (NE/4) of Northwest Quarter (NW/4) of Northwest Quarter (NW/4) and the North Half (N/2) of Southeast Quarter (SE/4) of Northwest Quarter (NW/4) of Northwest Quarter (NW/4), Section 25, Township 22, Range 9, Osage County, State of Oklahoma,

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

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and that Causes of Action Nos. 2 and 4 are not subject to the provisions of the Act of Congress of June 20, 1936, and that said Causes of Action aforesaid should be dismissed.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Cause of Action No. 1 covering the property hereinbefore described, be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Second Cause of Action pertaining to the following described real estate:

Southeast Quarter of Northwest Quarter and
Northeast Quarter of Southwest Quarter of
Section 5, Township 26, Range 9, Osage County,
State of Oklahoma,

be and the same is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Fourth Cause of Action pertaining to the following described real estate:

West Half of Southwest Quarter of Section 15, Township 24, Range 6,
and

South Half of Northeast Quarter of Section 16, Township 24, Range 6,
all located in Osage County, State of Oklahoma,

be and the same hereby is dismissed.

AND IT IS SO ORDERED.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed In Open Court
Mar 9 1943
H. P. Warfield, Clerk
U. S. District Court H

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

SAND SPRINGS HOME, a corporation,	Plaintiff,)	
)	
v.)	
)	
The Heirs, executors, administrators, devisees, trustees and assigns, immediate and remote, of ISAAC YOUNGBIRD, Cherokee Roll No. 18,462, deceased, et al.,	Defendants.	)	No. 941 Civil
)	
United States of America,	Intervener.)	

O R D E R

This matter coming on for hearing this 8th day of March, 1943, upon the application of the United States of America to file a second amended intervening complaint herein, and for good cause shown, finds that the United States should be allowed to file a second amended intervening complaint herein.

and Causes of Action No. 45, 47, 48, 49, 50, 51 and that part of Cause of Action No. 55 relating to the following described real estate:

South Half of Northeast Quarter and Northwest Quarter of Northeast Quarter and North Half of Southeast Quarter and East Half of Northwest Quarter and East Half of Southwest Quarter of Section 17, Township 23, Range 6, Osage County, Oklahoma,

and Causes of Action No. 56, 57 and that part of Cause of Action No. 58, relating to the following described real estate;

North Half of Northwest Quarter of Section 9, Township 22, Range 8, Osage County, Oklahoma,

and Causes of Action No. 60, 61, 63, 64, 67, 69, 71, 72 and that part of Cause of Action No. 73, relating to the following described real estate:

East Half of Southwest Quarter, less all S. & E. of Ry. and West Half of Southwest Quarter N. & W. of Ry. or Southwest Quarter, less 40 acres of S. & E. of Ry., Section 35, and Lot 3 and Northwest Quarter of Southeast Quarter of Section 31, and Southwest Quarter of Northwest Quarter of Section 35, Township 26, Range 10, and Southwest Quarter of Northwest Quarter of Southeast Quarter and West Half of Southeast Quarter of Northwest Quarter of Southeast Quarter and South Half of Northeast Quarter of Northwest Quarter of Southeast Quarter of Section 25, Township 26, Range 9, Osage County, Oklahoma,

and Cause of Action No. 74, and that part of Cause of Action No. 75 relating to the following described real estate;

Lots 9, 10, 11 & 12, Block 16, Pettit Addition to the City of Hominy, Osage County, Oklahoma,

and that part of Cause of Action No. 76 relating to the following described real estate, to-wit:

Lots 25 and 26, Block 5, Wimberly Addition to the City of Hominy, Osage County, Oklahoma,

and Causes of Action No. 77, 78 and that part of Cause of Action No. 79, relating to the following described real estate, to-wit:

South Half of Northeast Quarter and North Half of Southeast Quarter of Section 16, Township 21, Range 10, and Southwest Quarter of Section 23, Township 23, Range 7, and East Half of Northwest Quarter and Lots 1 and 2, of Section 7, Township 24, Range 9, and South Half of North Half of Southwest Quarter of Northwest Quarter of Northwest Quarter and South Half of South Half of Northwest Quarter of Northwest Quarter of Section 8, Township 24, Range 9, Osage County, Oklahoma,

and that part of Cause of Action No. 80 relating to the following described real estate, to-wit:

North Half of Southeast Quarter of Section 13, Township
23, Range 8, Osage County, Oklahoma,

Cause of Action No. 81 and that part of Cause of Action No. 82 relating to the following described real estate, to-wit:

East Half of Northwest Quarter and Northwest Quarter
of Northwest Quarter of Section 10, Township 25,
Range 10, Osage County, Oklahoma,

Causes of Action No. 83, 84, 89 and Cause of Action No. 90 relating to the following described real estate, to-wit:

Lots 1 and 2, Section 14, and Lots 3 and 4, Section
15, Township 21, Range 7, Osage County, Oklahoma,

and Cause of Action No. 91, should be dismissed for the reason that the property involved in said causes of action is not subject to the provisions of the Act of Congress of June 20, 1936.

IT IS THEREFORE ORDERED, ADJUDGED and DECREED THAT Cause of Action No. 1, relating to the following described property, to-wit:

South Half of Northwest Quarter and North Half of
Southwest Quarter of Section 23, Township 22, Range
8, and Southeast Quarter of Section 3, Township 21,
Range 9, and Northwest Quarter and Northeast Quarter
of Northwest Quarter of Southwest Quarter and North
Half of Northwest Quarter of Northwest Quarter of
Southwest Quarter of Section 11, Township 21, Range
9, and Southeast Quarter of Section 29, Township 22,
Range 8, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 2, relating to the following described property, to-wit:

Lots 3 and 4 and Northwest Quarter of Southwest Quarter
and Southeast Quarter of Southwest Quarter of
Section 3, Township 23, Range 6, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 3, relating to the following described property, to-wit:

Lots 30, 31 and 32, Block 13, Tallchief Addition to
Fairfax, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 5, relating to the following described property, to-wit:

Lots 9, 10 and 11, Block 2, Tallchief Addition to
Fairfax, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 6, relating to the following described property, to-wit:

East Half of Southeast Quarter of Section 9, Township
21, Range 7, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that that part of Cause of Action No. 10, covering the property hereinbefore described, be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 12, relating to the following described real estate, to-wit:

Southwest Quarter of Section 29, and South Half of
Northwest Quarter of Section 29, Township 23, Range
7, Osage County, Oklahoma

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 15, relating to the following described real estate, to-wit:

Lots 3 and 4, Block 4, Original Townsite of Hominy,
Oklahoma, and Southeast Quarter of Southeast Quarter
of Section 30, and Northeast Quarter of Section 31,
Township 22, Range 9, and Lots 1, 2, 3 and 4, Section
31, Township 25, Range 10, and East Half of Northwest
Quarter and East Half of Southwest Quarter of Section
31, Township 25, Range 10, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 16, relating to the following described and real estate, to-wit:

Lot 10, and West Half of Lot 11, Block 62, Original
Townsite of Pawhuska, Oklahoma, and North Half of
Northeast Quarter and North Half of Southwest Quarter
of Section 33, Township 28, Range 8, and Southeast
Quarter of Section 13, Township 24m Range 7 and
Southeast Quarter of Section 2, Township 23, Range 10,
and North Half of North Half of Northwest Quarter of
Northeast Quarter and North Half of South Half of
North Half of Northwest Quarter of Northeast Quarter
of Section 11, Township 23, Range 10, Osage County,
Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 17, relating to the following described real estate, to-wit:

Northeast Quarter of Section 30, Township 22, Range
12, Osage County, Oklahoma,

be and the same hereby is dismissed.

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

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IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 18, relating to the following described real estate, to-wit:

Lots 12 and 13, Block 26, Original Townsite of Fairfax,
Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 19, relating to the following described real estate, to-wit:

Lots 14 and 15, Block 26, Original Townsite of
Fairfax, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 21, relating to the following described real estate, to-wit:

Northwest Quarter of Section 15, and East Half of
Northeast Quarter of Section 16, Township 25, Range
5, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 23, relating to the following described real estate, to-wit:

Lots 3 and 4, Block 38, Purdom Addition to Pawhuska,
Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 24 relating to the following described real estate, to-wit:

West Half of Northeast Quarter and West Half of
Southeast Quarter of Northeast Quarter of Section
21, Township 22, Range 9, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 26, relating to the following described real estate, to-wit:

West Half of Northwest Quarter of Section 27, Township
23, Range 6, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 27, relating to the the following described real estate, to-wit:

East Half of Northwest Quarter and North Half of
Southwest Quarter of Section 27, Township 23, Range 6,
and Lot 3, Block 33, Osage County, Oklahoma, Original
Townsite of Fairfax,

be and the same hereby is dismissed.

REGULAR JANUARY 1943 TERM

TUESDAY, MARCH 9, 1943

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 29, relating to the following described real estate, to-wit:

South Half of Southeast Quarter of Section 11, and South Half of Southwest Quarter and South Half of Northeast Quarter of Southwest Quarter of Section 12, Township 20, Range 11, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 31, relating to the following described property, to-wit:

Lots 11, 12 and 13, Block 5, Wimberly Addition to the City of Hominy, Osage County, Oklahoma, and Southeast Quarter of Southeast Quarter of Section 33, and North Half of Southwest Quarter and Southwest Quarter of Southwest Quarter of Section 34, Township 24, Range 9, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 32, relating to the following described property, to-wit:

Northeast Quarter of Section 11, Township 24, Range 7, and South Half of Northeast Quarter and Southeast Quarter of Northwest Quarter and Northeast Quarter of Southwest Quarter, Lot 3, Section 7, and Southwest Quarter of Southeast Quarter and East Half of Southeast Quarter of Section 8, and North Half of Southwest Quarter of Section 9, Township 23, Range 8, and Northwest Quarter of Section 36, and West Half of East Half of Northeast Quarter of Northeast Quarter and East Half of Northwest Quarter of Northeast Quarter of Northeast Quarter of Section 34, and Northeast Quarter and North Half of Northwest Quarter of Southeast Quarter of Section 35, Township 22, Range 7, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 35, relating to the following described property, to-wit:

Tract 9, Highway Addition to the City of Hominy, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 36, relating to the following described property, to-wit:

North Half of Northwest Quarter and South Half of Northwest Quarter and North Half of Southwest Quarter of Section 16, and Northeast Quarter of Northeast Quarter of Section 17, Township 24, Range 6, and East Half of Southwest Quarter and West Half of Southeast Quarter of Section 23, Township 25, Range 4, Osage county, Oklahoma

be and the same hereby is dismissed.

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

REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

TUESDAY, MARCH 9, 1943

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 37, relating to the following described property, to-wit:

Northeast Quarter of Section 9, Township 25, Range 4, and Lot 22, Block 14, Tallchief Addition to the City of Fairfax, and South Half of Lot 23, Block 14, Tallchief Addition to the City of Fairfax, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 38, relating to the following described real estate, to-wit:

Lots 1 and 2, South Half of Northeast Quarter of Section 6, Township 26, Range 11, and South half of Southwest Quarter of Southeast Quarter of Southwest Quarter and Southeast Quarter of Southeast Quarter of Southwest Quarter of Section 31, Township 27, Range 11, and West Half of Northwest Quarter of Section 34, Township 25, Range 5, and Lots 1 and 2, South Half of Northeast Quarter and Northeast Quarter of Northwest Quarter of Southeast Quarter and North Half of Northwest Quarter of Northwest Quarter of Southeast Quarter of Section 5, Township 26, Range 11, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that that part of Cause of Action No. 39, covering the property hereinbefore described, be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 40, covering the property hereinbefore described, be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that that part of Cause of Action No. 44, covering the property hereinbefore described, be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 45, relating to the following described real estate, to-wit:

Lots 2 and 3, and Southwest Quarter of Northeast Quarter and Southeast Quarter of Northwest Quarter of Section 6, Township 23, Range 9, and East Half of Southwest Quarter and Lot 7, and Southwest Quarter of Southeast Quarter of Section 6, Township 23, Range 8, and Northeast Quarter of Northeast Quarter of Southeast Quarter and East Half of Northwest Quarter of Northeast Quarter of Southeast Quarter of Section 6, Township 21, Range 10, and Southeast Quarter of Southwest Quarter of Section 2, Township 23, Range 8, and Lot 2, and Southwest Quarter of Northeast Quarter and Northwest Quarter of Southeast Quarter of Section 2, Township 23, Range 8, and North Half of Southwest Quarter of Section 2, Township 23, Range 8, Osage County, Oklahoma,

be and the same hereby is dismissed.

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IT IS FURTHER ORDERED, ADJUDGED and DECREED THAT Cause of Action No. 47, relating to the following described real estate, to-wit:

West Half of Southeast Quarter of Section 29, and West Half of Northeast Quarter of Section 32, Township 24, Range 6, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 48, relating to the following described real estate, to-wit:

Lots 1 and 2, South Half of Northeast Quarter of Section 2, Township 21, Range 10, and Southwest Quarter of Section 13, Township 28, Range 6, Osage County, Oklahoma,

be and the same is hereby dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 49, relating to the following described real estate, to-wit:

Lot 4, Section 18, Lot 1, Section 19, Township 21, Range 9, and East Half of Northeast Quarter of Northwest Quarter of Northeast Quarter and West Half of Northwest Quarter of Northeast Quarter of Northeast Quarter of Section 12, and Northeast Quarter of Section 24, Township 21, Range 8, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and decreed that Cause of Action No. 50, relating to the following described real estate, to-wit:

53 Lots 13, 14 and 15, Block 39, Original Townsite of Fairfax, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 51, relating to the following described real estate, to-wit:

Lots 17 and 18, Block 3, Tinker Addition to the City of Hominy, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that that part of Cause of Action No. 55, covering the property hereinbefore described, be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 56, relating to the following described real estate, to-wit:

The Northwest Quarter of Section 26, Township 24, Range 4, and Lot 2, Block 90, Original Townsite of Pawhuska, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 57, relative to the following described real estate, to-wit:

East Half of Southwest Quarter of Section 9, Township 22, Range 9,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that that part of Cause of Action No. 58, covering the property hereinbefore described be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 60, relative to the following described real estate, to-wit:

Lots 3 and 4, East Half of Southwest Quarter of Section 7, Township 27, Range 6, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 61, relative to the following described real estate, to-wit:

North Half of Southeast Quarter and Southeast Quarter of Southeast Quarter of Section 24, Township 23, Range 8, and Northwest Quarter of Northwest Quarter (Lot 1), Section 30, Township 23, Range 9, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 63, relative to the following described real estate, to-wit:

Southwest Quarter of Southwest Quarter of Section 20, and Northeast Quarter of Northeast Quarter and Northeast Quarter of Northwest Quarter of Section 28, and Northwest Quarter of Northwest Quarter of Section 29, Township 24, Range 4, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 64, relative to the following described real estate, to-wit:

Lots 25 and 26, Block 12, Original Townsite of Fairfax, and Lots 29, 30, 31 and 32, Block 12, Tallchief Addition to Fairfax, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 67, relative to the following described real estate, to-wit:

South ¹/₄ of Northeast Quarter, less 1.28 acres, Section 24, Range and South Half of Southeast Quarter of Section 12, and Northwest Quarter of Northeast Quarter and Northeast Quarter of Northwest Quarter of Section 13, Township 23, Range 7, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 69, relating to the following described real estate, to-wit:

South Half of Southeast Quarter of Section 17, Township 25, Range 9, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 71, relating to the following described real estate, to-wit:

East Half of Southeast Quarter and East Half of Southwest Quarter of Southeast Quarter and East Half of West Half of Southwest Quarter of Southeast Quarter of Section 34, Township 25, Range 11, and Lots 1 and 2, Block 60, Original Townsite of Fairfax, Osage County, Oklahoma.

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 72, relating to the following described real estate, to-wit:

Northwest Quarter of Section 11, and Northeast Quarter of Northwest Quarter and South Half of Northwest Quarter and Northwest Quarter of Northeast Quarter and Northeast Quarter of Northeast Quarter all N. & W. of R. R., Section 9, Township 24, Range 6, Osage County, Oklahoma, and South Half of Northeast Quarter and North Half of Southeast Quarter (N. & W. of R. R.), less 13 a., Section 9, Township 24, Range 6, and Northwest Quarter (N. & W. of R. R., less 77.62 a.), Section 10, Township 24, Range 6, and Lot 6, Section 30, Township 26, Range 3, and Lots 5 and 6, Section 31, Township 26, Range 3, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that that part of cause of Action No. 73, covering the property hereinbefore described, be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that that part of Cause of Action No. 73, covering the property hereinbefore described be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 74, relating to the following described real estate, to-wit:

Northwest Quarter of Northeast Quarter of Section 7, Township 25, Range 10, and South Half of Southeast Quarter of Section 25, Township 26, Range 9, and Lots 4, 5, and 6, Section 6, Township 25, Range 10, and Northeast Quarter of Southeast Quarter and Southwest Quarter of Southeast Quarter and 30 a. of the Northwest Quarter of Southeast Quarter of Section 1, Township 25, Range 9, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that that part of Cause of Action No. 75, covering the property hereinbefore described, be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that that part of Cause of Action No. 76, covering the property hereinbefore described, be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 77, relating to the following described real estate, to-wit:

Southwest Quarter of Southwest Quarter of Section 27,
and Northeast Quarter of Section 33, and Southeast
Quarter of Northwest Quarter and Southwest Quarter of
Northwest Quarter and North Half of Southwest Quarter
of Section 33, Township 26, Range 10, Osage County,
Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 78, relating to the following described real estate, to-wit:

Northeast Quarter of Section 27, and South Half of
Northwest Quarter of Section 34, and North Half of
Northwest Quarter of Section 34, Township 26, Range
10, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that that part of Cause of Action No. 79, covering the property hereinbefore described, be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that that part of Cause of Action No. 80, covering the property hereinbefore described, be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 81, relating to the following described real estate, to-wit:

East Half of Northeast Quarter and Southwest Quarter of
Northeast Quarter and East Half of East Half of East
Half of Northwest Quarter of Northeast Quarter and North
Half of North Half of Northeast Quarter of Southeast Quar-
ter of Section 11, and Northeast Quarter of Northwest
Quarter and East Half of Northwest Quarter of Southeast
Quarter of Section 11, and South Half of Northeast Quar-
ter of Northeast Quarter of Southeast Quarter and South-
east Quarter of Northeast Quarter of Southeast Quarter of
Section 11, Township 21, Range 10, Osage County, Oklahoma,

be and the same hereby is dismissed.

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

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REGULAR JANUARY 1943 TERM

TULSA, OKLAHOMA

TUESDAY, MARCH 9, 1943

IT IS FURTHER ORDERED, ADJUDGED and DECREED that that part of Cause of Action No. 82, covering the property hereinbefore described, be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Cause of Action No. 83, relating to the following described real estate, to-wit:

West Half of Northwest Quarter and Northwest Quarter of Southeast Quarter of Section 35, Township 23, Range 9, and Southwest Quarter of Southwest Quarter of Section 23, and Southeast Quarter of Section 22, Township 23, Range 10, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 84, relating to the following described real estate, to-wit:

East Half of Southeast Quarter of Section 14, and Southeast Quarter of Northeast Quarter of Section 23, and Northwest Quarter of Northeast Quarter of Section 24, Township 24, Range 4, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 89, relating to the following described real estate, to-wit:

South Half of Northeast Quarter of Section 31, and South Half of Northwest Quarter and Southeast Quarter of Section 32, Township 25, Range 6, and Northwest Quarter of Section 23, Township 29, Range 6, Osage County, Oklahoma,

be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that that part of Cause of Action No. 90, covering the property hereinbefore described, be and the same hereby is dismissed.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Cause of Action No. 91, relating to the following described real estate, to-wit:

Lots 1 and 2, and South Half of Northeast Quarter of Section 16, Township 29, Range 6, Osage County, Oklahoma,

be and the same hereby is dismissed.

AND IT IS SO ORDERED.

ROYCE H. SAVAGE
JUDGE

ENDORSED: Filed In Open Court
Mar 9 1943
H. P. Warfield, Clerk
U. S. District Court H