



IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED:

That the Clerk of this Court make an entry on the journal that the Court is satisfied of the legality of said sale and that the United States Marshal aforesaid execute and deliver to the said purchaser at such sale a deed to said lands and tenements.

IT IS FURTHER ORDERED THAT the sale price of said property, to-wit: \$2,000, be distributed as follows, to-wit:

1. Sapulpa Legal News, Sapulpa, Oklahoma, \$20.25
2. United States Marshal 32.48
3. D. C. Sellers, Executor of the Estate  
of L. E. Gibson, Deceased 1,947.31

*W. H. Savage*  
United States District Judge

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN DELAWARE COUNTY, OKLAHOMA,  
etc., and Bertha P. Weyl, et al.,

Defendants,

FILED  
MAR - 8 1945

H. P. WARFIELD  
CLERK U. S. DISTRICT COURT

1112

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO.

35 (20 FW 874)

NOW, on this 6th day of March, 1945, there

coming on for hearing the application of the defendant, **J. C. Wilkerson,**

**J. C. Wickham and A. M. Huffman,**

for an order fixing title, decreeing just compensation and making distribution

as to Tract No. **35 (20 FW 874)**

and the Court being fully advised in the premises, finds:

That the defendants, **J. C. Wilkerson, J. C. Wickham and A.M. Huffman,**

the owners of the land designated as Tract No. **35 (20 FW 874)**

when this proceeding was commenced; that the petitioner filed a Declaration

of Taking and deposited in the registry of this Court the estimated just

compensation in the sum of \$ **913.00** for the

taking of **a perpetual flowage easement on**

said tract of land; that this Court entered a judgment upon said Declaration

of Taking filed by the petitioner, thereby vesting in the petitioner, United

States of America, **a perpetual flowage easement**

and decreed that the owners and those having any right, title or interest in and

to said land, have and recover just compensation for the taking of **a perpetual**

**flowage easement.**

The Court further finds that the defendants, **J. C. Wilkerson, J.C. Wickham and A. M. Huffman,** in writing, agreed to grant and sell to the petitioner **a perpetual flowage easement** on said tract of land for the sum of \$ **913.00**, which was accepted by the petitioner.

The Court further finds that the sum of \$ **913.00** is just compensation for the injuries and damages sustained by said defendants.

The Court further finds that no person, firm, corporation, or taxing subdivision of the State other than said defendant<sup>s</sup> have any right, title or interest in and to said just compensation, except **None**

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant **s, J. C. Wilkerson, J. C. Wickham and A. M. Huffman,** were

the owner<sup>s</sup> of the land designated as Tract No. **35 (20 SW 874)** when this proceeding was commenced, and that the sum of \$ **913.00** is just compensation for the damages sustained by the defendant<sup>s</sup>; and that said defendant<sup>s</sup> are the only person<sup>s</sup> having any right, title or interest in and to said just compensation, except **None**

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

TO: **J. C. Wilkerson, J. C. Wickham and A. M. Huffman -  
Owners - Tract No. 35 (20 SW 874) . . . . . \$913.00**

*Raymond Savage*  
\_\_\_\_\_  
J U D G E

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN CRAIG, DELAWARE  
AND OTTAWA COUNTIES, OKLAHOMA; and Robert  
D. Owens, et al.,

Defendants.

F 11 9

MAR 10 1945

W. P. WARKFIELD  
CLERK U. S. DISTRICT COURT

CIVIL NO. 1140

AMENDED ORDER FIXING TITLE AND MAKING DISTRIBUTION  
AS TO TRACT NO. 47 (305 - 18.5) (305 - 19.1)

NOW, on this 6th day of March, 1945, it appearing to the Court that a judgment was entered in this cause on the 25th day of January, 1945, fixing the just compensation to be paid for the taking of a perpetual easement for transmission line purposes upon and over the tracts described in said judgment; that the just compensation fixed to be paid for the land designated and described as Tract 47 (305 - 18.5) (305 - 19.1) was in the amount of \$390.00; that on the 14th day of February, 1945, this Court entered an order fixing title and making distribution in this cause, and therein fixed the title in and to said Tract 47 in J. S. Campbell and directed that the sum of \$390.00 be paid to J. S. Campbell, and the sum of \$20.00 paid to Samp Worley, the tenant on said tract; that said order as to Tract 47 should be amended and corrected, directing distribution to be made to J. S. Campbell, fee owner, in the amount of \$370.00, and to J. S. Campbell, owner, and Samp Worley, tenant, in the sum of \$20.00.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED by this Court that the order fixing title and making distribution entered in this cause on the 14th day of February, 1945, be and is hereby amended as to Tract 47

(305 - 18.5) (305 - 19.1) as follows, to wit:

J. S. Campbell - fee owner - - - - - \$170.00

J. S. Campbell - (owner) and Samp Worley -  
(tenant) - - - - - \$ 20.00

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that Registry of the Court Check No. 1338, issued to J. S. Campbell for the amount of \$390.00, and Registry of the Court Check No. 1339, issued to Samp Worley in the amount of \$20.00, be cancelled by the Clerk of this Court, and that he make distribution of the just compensation for Tract 47 as herein directed.

  
\_\_\_\_\_  
J U D G E

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

**FILED**  
MAR 10 1945  
H. F. WARFIELD  
CLERK OF DISTRICT COURT

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY, OKLAHOMA,  
etc., and W. Brown Stansell, et al.,

Defendants,

CIVIL NO.

1182

ORDER FIXING TITLE, DECREEZING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO.

21 (53 FW-1471)

NOW, on this **6th** day of **March**, 1945, there

coming on for hearing the application of the defendant **s. I. E. Hulitt and Maud E. Hulitt**

for an order fixing title, decreezing just compensation and making distribution as to Tract No. **21 (53 FW-1471)**

and the Court being fully advised in the premises, finds:

That the defendant **s. I. E. Hulitt and Maud E. Hulitt** are

the owner of the land designated as Tract No. **21 (53 FW-1471)**

when this proceeding was commenced; that the petitioner filed a Declaration

of Taking and deposited in the registry of this Court the estimated just

compensation in the sum of **\$1190.00** for the

taking of **a perpetual flowage easement upon and over**

said tract of land; that this Court entered a judgment upon said Declaration

of Taking filed by the petitioner, thereby vesting in the petitioner, United

States of America, **a perpetual flowage easement**

and decreed that the owners and those having any right, title or interest in and

to said land, have and recover just compensation for the taking of **a perpetual**

**flowage easement.**

The Court further finds that the defendant **s, I. E. Bulitt and Maud E. Bulitt** in writing, agreed to grant and sell to the petitioner **a perpetual flowage easement upon and over** said tract of land for the sum of **\$1190.00**, which **was** accepted by the petitioner.

The Court further finds that the sum of **\$ 1190.00 is** just compensation for the injuries and damages sustained by said defendant **s.**

The Court further finds that no person, firm, corporation, or taxing subdivision of the State other than said defendant have any right, title or interest in and to said just compensation, except **none**

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant **s, I. E. Bulitt and Maud E. Bulitt**

the owner **s** of the land designated as Tract No. **21 (53 FW-1471)** when this proceeding was commenced, and that the sum of **\$1190.00 is** just compensation for the damages sustained by the defendant **s** ; and that said defendant **s are** the only person **s** having any right, title or interest in and to said just compensation, except **none**

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

TO: **I. E. Bulitt and Maud E. Bulitt, owners -**  
**Tract No. 21 (53 FW-1471) . . . . . \$1190.00**

*149 Royce H. Savage*  
\_\_\_\_\_  
J U D G E

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

FILED  
MAR - 5 1945

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY, OKLAHOMA,  
containing 781.70 acres, more or less; and Nettie  
Cooper, et al.,

Defendants,

M. F. WARFIELD  
CLERK U. S. DISTRICT COURT

CIVIL NO.

1251

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO. 11 (58 FW 1874)

NOW, on this 6<sup>th</sup> day of March, 1945, there

coming on for hearing the application of the defendant **S. H. R. McBee and Sarah E. McBee,**

for an order fixing title, decreeing just compensation and making distribution  
as to Tract No. **11 (58 FW 1874)**

and the Court being fully advised in the premises, finds:

That the defendant **S. H. R. McBee and Sarah E. McBee, were**

the owner <sup>s</sup> of the land designated as Tract No. **11 (58 FW 1874)**

when this proceeding was commenced; that the petitioner filed a Declaration  
of Taking and deposited in the registry of this Court the estimated just  
compensation in the sum of \$ **495.00** for the

taking of **a perpetual flowage easement upon and over**

said tract of land; that this Court entered a judgment upon said Declaration  
of Taking filed by the petitioner, thereby vesting in the petitioner, United  
States of America, **a perpetual flowage easement upon and over said land,**

and decreed that the owners and those having any right, title or interest in and  
to said land, have and recover just compensation for the taking of **said easement.**

The Court further finds that the defendants, **H. R. McBee and Sarah E. McBee** in writing, agreed to grant and sell to the petitioner **a perpetual flowage easement upon and over** said tract of land for the sum of **\$ 495.00**, which was accepted by the petitioner.

The Court further finds that the sum of **\$495.00** is just compensation for the injuries and damages sustained by said defendant

The Court further finds that no person, firm, corporation, or taxing subdivision of the State other than said defendant have any right, title or interest in and to said just compensation, except **-none-**

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant **s, H. R. McBee and Sarah E. McBee, were**

the owner **s** of the land designated as Tract No. **11 (58 FW 1874)** when this proceeding was commenced, and that the sum of **\$ 495.00** is just compensation for the damages sustained by the defendant **s**; and that said defendants **are** the only person **s** having any right, title or interest in and to said just compensation, except **- none-**

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

TO: **H. R. McBEE AND SARAH E. McBEE, - -Owners,**  
**Tract No. 11 (58 FW 1874) - - - - - \$495.00**

*Raymond H. Savage*  
J U D G E

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

CHESTER BOULE, Administrator,  
Office of Price Administration,  
Plaintiff,

vs

SCIENTIFIC MILK PRODUCTS COMPANY,  
a Corporation,  
Defendant.

Civil No. 1246

FILED  
MAR - 6 1945

H. F. WARFIELD  
CLERK U. S. DISTRICT COURT

DECREE

Now on this 15th day of February, 1945, this matter came on to be heard in its regular order before the Honorable Royce K. Savage. The plaintiff appeared by his counsel of record, John J. D. Cobb and James T. Steil, and the defendant appeared by its counsel of record, George B. Schwabe and Eugene Rust. Both sides announced ready for trial. Witnesses were sworn and examined in open Court.

The Court having examined the pleadings filed herein, having heard the evidence submitted and being otherwise well and fully advised in the premises finds that the defendant is properly before the Court and that judgment should be entered all as prayed for in the complaint of the plaintiff filed herein.

IT IS THEREFORE, ORDERED, ADJUDGED, AND DECREED by the Court that the defendant, its agents, servants, employees, and representatives and each of them and all persons in active concert or participation with it be, and they are hereby, permanently enjoined from directly or indirectly doing any act or practice in violation of General Maximum Price Regulation and Supplemental Regulation No. 14A, and any and all amendments to said Regulations issued heretofore or hereafter.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the defendant  
be and it is hereby required to pay all costs of this action.

By Royce O. Savage  
Royce O. Savage  
United States District Judge for the  
Northern District of Oklahoma

Approved as to Form:

By George B. Schwabe

By Eugene Rust

Attorneys for Defendant

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

HOWARD GRAY, as Executor of the  
Estate of Julia S. Pearman, deceased,

Plaintiff,

vs.

EXCHANGE NATIONAL COMPANY, a  
corporation, et al.,

Defendants.

ORDER

Now on this *7th* day of March, 1945, upon presentation to  
the court of the Application of Dorothy McBirney Hardy, Successor Trustee  
of the Exchange National Company, a corporation, for permission and  
authority to release that certain judgment hereinafter described and upon  
good cause shown, the court finds that said Application should be granted.

IT IS THEREFORE, CONSIDERED, ORDERED, ADJUDGED AND DECREED,  
by the court, that the said Dorothy McBirney Hardy, Successor Trustee of  
the Exchange National Company, a corporation, be and she is hereby authorized  
and directed upon receipt of One Dollar (\$1.00) consideration to execute  
a full release as to the Exchange Mortgage and Investment Company of that  
certain judgment obtained against it on October 6, 1938, in an action in  
the District Court of Tulsa County, Oklahoma entitled; J. H. McBirney,  
Trustee for Exchange National Bank, Plaintiff, vs. Exchange Mortgage and  
Investment Company, et al., Defendants, No. 58895.

*H. J. Kennamer*  
Judge of United States  
District Court

FILED  
MAR 10 1945  
CLERK OF DISTRICT COURT  
No. 77 - Equity

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN DELAWARE COUNTY,  
OKLAHOMA, containing approximately 56.89  
acres, more or less; and Zelda Gray, et al.,

Defendants.

CIVIL NO. 1124 ✓

ORDER FIXING TITLE AND MAKING DISTRIBUTION

NOW, On this 30 day of March, 1945, the above cause comes on for hearing pursuant to the regular assignment for the determination of the rightful claimants in and to any funds that may have been deposited and that may hereafter be deposited in the above entitled proceeding for the rightful claimants thereto as the owners of the real estate and the estate therein taken and involved in this proceeding as hereinafter described and designated.

And the Court being fully advised in the premises finds that the hereinafter named persons, firms, corporations and political subdivisions of the State are the owners of and/or have some right, title or interest in and to the lands involved herein, and that no person, firm, corporation or political subdivision of the State has any right, title or interest in and to said lands other than those hereafter named; and that the owners and those having any right, title or interest in and to said lands as hereafter 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 or that may hereafter be deposited in the above entitled proceeding for the rightful claimants thereto.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the 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 involved herein as

hereinafter designated, and that they are the only persons having any right, title or interest in and to the funds that are now on deposit and that may hereafter be deposited for the use and benefit of the rightful claimants thereto, as the owners or those having any right, title or interest in and to the real estate involved in this proceeding, 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 as follows, to-wit:

TRACT NO. 1 (27 - FW-453-A)

Fee Title

Zelda Gray, . . . . fee owner  
Sallie Fields, nee Tau-Unea-Cie, . . . . holder of life  
estate  
Check to be made payable to fee owner and holder of life  
estate . . . . . \$ 58.50  
(Commissioners' award)

TRACT NO. 2 (27 - FW-455-A)

Fee Title

Erle Jane Tau-Unea-Cie, now Monroe, . . . . fee owner  
Sallie Fields, nee Tau-Unea-Cie, . . . . holder of life  
estate  
Check to be made payable to fee owner and holder of life  
estate . . . . . 96.00  
(Commissioners' award)

TRACT NO. 3 (27 - FW-467)

Fee Title

Arthur Cloud, . . . . fee owner, . . . . . 25.00  
(Commissioners' award)

TRACT NO. 4 (28 - FW-568-A)

Fee Title

(Jury trial had - Separate Judgment and Order entered)

TRACT NO. 5 (28 - FW-569)

Fee Title

(Title fixed and distribution made under Order 2-7-44)

TRACT NO. 6 (26 - FW-570)

Fee Title

Jap Underwood, one and the same person as  
J. R. Underwood, Sr., . . . . fee owner, . . . \$ 52.00  
(Commissioners' award)

TRACT NO. 7 (28 - FW-573)

Fee Title

G. Y. Ford, . . . . fee owner, . . . . . 5.00  
(Commissioners' award)

TRACT NO. 8 (28 - FW-943-A)

Fee Title

Maggie Swadley, . . . . fee owner, . . . . . 77.84  
Mary Ella McGown, County Treasurer of Delaware  
County, Oklahoma, . . . . taxes, . . . . . 2.16  
(Commissioners' award)

TRACT NO. 9 (28 - FW-944)

Fee Title

William M. Long, also known as W. M. Long, and  
Mack Long, . . . . fee owner, . . . . . 190.00  
(Commissioners' award)

TRACT NO. 10 (28 - FW-951)

Fee Title

(Title fixed and distribution made under Order 3-3-44)

TRACT NO. 11 (28 - FW-953)

Fee Title

Owen L. Butler, . . . . fee owner, . . . . . 200.00  
(Commissioners' award)

TRACT NO. 12 (28 - FW-965-A)

Fee Title

Town of Grove, a Municipal Corporation, . . fee owner, 5.00  
(Commissioners' award)

TRACT NO. 13 (28 - FW-967)

Fee Title

Geraldine Nuckolls, . . . . fee owner, . . . . . 150.00  
(Commissioners' award)

TRACT NO. 14 (29 - FW-315)

Fee Title

(Title fixed and distribution made under Order 1-19-44)

TRACT NO. 15 (31 - FW-1024)

Fee Title

John Wolfe, . . . . fee owner, . . . . . \$317.60  
(Commissioners' award)

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

Wm. H. A. Savage  
J C D G E

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN DELAWARE COUNTY,  
OKLAHOMA, containing approximately 78.60  
acres, more or less; and J. R. Guffey, et al.,

Defendants.

CIVIL NO. 1161  
MAY 1945

ORDER DIVESTING THE PETITIONER OF THE FEE  
SIMPLE TITLE AND REVERTING TITLE IN THE  
FORMER OWNER, SUBJECT TO A PERPETUAL EASEMENT  
EASEMENT AS TO TRACT NO. 5 (34 FW 1148)

NOW, on this \_\_\_\_\_ day of MARCH, 1945, there coming  
on for hearing the application of the petitioner for a judgment upon the  
stipulation entered into between petitioner and the defendant, Cecil J.  
McCormick, as to Tract No. 5 (34 FW 1148), in this proceeding, and it  
appearing to the court that the petitioner, the United States of America  
instituted condemnation proceedings herein to acquire the entire fee simple  
title to the land described in and designated as Tract No. 5 (34 FW 1148),  
and filed its Declaration of Taking and deposited in the registry of this  
court, the estimated just compensation for the taking of said tract of land,  
the sum of \$27.00, and that title to said land vested in the petitioner on  
the 2nd day of March, 1944; and that on said date the court entered a  
judgment on said Declaration of Taking.

It further appears to the court that the commissioners appointed  
to ascertain and assess the damages sustained by reason of the taking of  
said tract of land fixed the just compensation to be paid in the amount of  
\$50.00; that there is now on deposit in the registry of this court the sum  
of \$27.00.

It further appears that the owner of said tract of land prior to the taking by the Government, and the petitioner have stipulated and agreed as follows, to wit:

1. That the United States of America be divested of the fee simple title in and to the land described in and designated as Tract No. 5 (34 FW 1148), and that the fee simple title thereto revert in the defendant, Cecil J. McCormick, subject to a perpetual easement to inundate, submerge and flow, and to enter upon said land from time to time in the performance of said acts.

2. (a) That the sum of \$40.00, inclusive of interest, shall be in full satisfaction of and just compensation for the taking and retaining by the petitioner, the United States of America, of a perpetual easement upon and over the land described in and designated as Tract No. 5 (34 FW 1148), to inundate, submerge and flow, and to enter upon said land from time to time in the performance of said acts

(b) That the sum of \$40.00 shall be in full satisfaction of and just compensation for any and all damages that the defendant may have sustained, if any, by reason of the taking of the entire fee simple title by the petitioner, and the holding of said fee simple title by the petitioner until the reversion of said fee simple title in the defendant, subject to said perpetual flowage easement.

(c) That the sum of \$40.00 shall also be in full satisfaction of and just compensation for any and all damages, if any, sustained by the defendant by reason of the May 1943 flood, or the inundating and overflowing of said tract of land subsequent to May 1943.

3. That said just compensation in the sum of \$40.00 shall be subject to all liens, encumbrances and charges of whatsoever nature, existing at the time of the taking of said tract of land, and that any and all awards of just compensation ascertained and awarded in this proceeding and established by judgment herein, to any and all other persons named as defendants herein, shall be payable out of and deductible from said sum

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the United States of America be and it is hereby divested of the fee simple title to the land described and designated as Tract No. 5 ( 34 PW 1148), lying and being in the County of Delaware, State of Oklahoma, and more particularly described as follows, to-wit:

TRACT No. 5 (34 PW 1148)

Lot 2 in Block A, as shown on the dedication plat of the original Townsite of Guffey's Cabin Site dated the 28th day of April, 1941, situated in the NW 1/4 of Sec. 9, T 26 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, together with all that part of the streets, avenues and alleys adjacent to said Lot,

EXCEPT a perpetual easement to inundate, submerge and flow and to enter upon said land from time to time in the performance of said acts, and that the fee simple title to said tract of land above described revert in the former owner, Cecil J. McCormick, subject to a perpetual flowage easement in the petitioner, United States of America, to inundate, submerge and flow and to enter upon said land from time to time in the performance of said acts.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the sum of \$40.00 inclusive of interest, is in full satisfaction of and just compensation for the taking and retaining by the petitioner, United States of America, of a perpetual easement upon and over said tract of land, to inundate, submerge and flow, and to enter upon said land from time to time in the performance of said acts, and is in full satisfaction of any and all damages, if any, that the defendant may have sustained by reason of the taking of the entire fee simple title by the petitioner and the holding of said fee simple title by the petitioner until the reversion of same in the defendant and former owner, and also is in full satisfaction of any and all damages, if any, sustained by the defendant by reason of the May, 1943 flood, or the inundating and overflowing of said land subsequent to May, 1943.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that said just compensation in the sum of \$40.00 shall be subject to all liens, encumbrances and charges of whatsoever nature existing at the time of the taking of said

tract of land by the petitioner, and that any and all awards of just compensation ascertained and awarded in this proceeding and established by judgment herein, to any and all other parties named as defendants herein, shall be payable out of and deductible from said sum.

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J U D G E

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN DELAWARE COUNTY,  
OKLAHOMA, containing approximately 78.60  
acres, more or less; and J. B. Guffey, et al.,

Defendants.

CIVIL NO. 1161

ORDER DIVESTING THE PETITIONER OF THE FEW SIMPLE TITLE AND REVESTING TITLE IN THE FORMER OWNER SUBJECT TO PERPETUAL EASEMENT AS TO LOT 1 BLOCK A, GUFFEY'S CABIN SITE IN TRACT NO. 4 ( 34 FW 1145)

NOW, on this 8th day of MARCH, 1945, there coming on for hearing the application of petitioner for a judgment upon the stipulation entered into between petitioner and the defendant, Stella Guffey Williamson, as to Lot 1 in Block A, Guffey's Cabin Site, in Tract No. 4 (34 FW 1145), in this proceeding, and it appearing to the court that the petitioner, the United States of America instituted condemnation proceedings herein to acquire the entire fee simple title to the land described and designated as Lot 1 Block A, Guffey's Cabin Site in Tract No. 4 (34 FW 1145), and filed its Declaration of Taking and deposited in the registry of this court, the estimated just compensation for the taking of the land the sum of \$20.00, and that title to said land vested in the petitioner on the 2nd day of March, 1944; and that on said date the court entered a judgment on said Declaration of Taking.

It further appears to the court that the commissioners appointed to ascertain and assess the damages sustained by reason of the taking of said tract fixed the just compensation to be paid in the amount of \$40.00; that there is now on deposit in the registry of this court the sum of \$20.00.

It further appears that the owner of said tract of land prior to the taking by the Government, and the petitioner have stipulated and agreed as follows, to-wit:

1. That the United States of America be divested of the fee simple title in and to the land described and designated as Lot 1 in Block A, Guffey's Cabin Site, in Tract No. 4 (34 FW 1145), and that the fee simple title thereto revert in the defendant, Stella Guffey Williamson, subject to a perpetual easement to inundate, submerge and flow, and to enter upon said land from time to time in the performance of said acts.

2. (a) That the sum of \$30.00, inclusive of interest, shall be in full satisfaction of and just compensation for the taking and retaining by the petitioner, the United States of America, of a perpetual easement upon and over the land described and designated as Lot 1, Block A, Guffey's Cabin Site, in Tract No. 4 (34 FW 1145), to inundate, submerge and flow, and to enter upon said land from time to time in the performance of said acts.

(b) That the sum of \$30.00 shall be in full satisfaction of and just compensation for any and all damages that the defendant may have sustained, if any, by reason of the taking of the entire fee simple title by the petitioner, and the holding of said fee simple title by the petitioner, until the reversion of said fee simple title in the defendant, subject to said perpetual flowage easement.

(c) That the said sum of \$30.00 shall also be in full satisfaction of and just compensation for any and all damages, if any, sustained by the defendant by reason of the May 1943 flood, or the inundating and overflowing of said tract of land subsequent to May, 1943.

3. That said just compensation in the sum of \$30.00 shall be subject to all liens, encumbrances and charges of whatsoever nature, existing at the time of the taking of said tract of land, and that any and all awards of just compensation ascertained and awarded in this proceeding and established by judgment herein, to any and all other persons named as defendants herein, shall be payable out of and deductible from said sum.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the United States of America be and it is hereby divested of the fee simple title to the land described and designated as Lot 1, Block A, Guffey's Cabin Site in Tract No. 4 (34 PW 1146), lying and being in the County of Delaware, State of Oklahoma, and more particularly described as follows, to-wit:

PART OF TRACT NO. 4 (34 PW 1146)

All of Lot 1 in Block A, as shown on the dedication plat of the original Townsite of Guffey's Cabin Site, dated the 28th day of April, 1941, situated in the NW 1/4 of Sec. 9, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, together with all that part of the streets, avenues and alleys adjacent to said lot.

EXCEPT a perpetual easement to inundate, submerge and flow and to enter upon said land from time to time in the performance of said acts, and that the fee simple title to that portion of said tract above described revert in the former owner, Stella Guffey Williamson, subject to a perpetual flowage easement in the petitioner, United States of America, to inundate, submerge and flow and to enter upon said land from time to time in the performance of said acts.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the sum of \$30.00, inclusive of interest, is in full satisfaction of and just compensation for the taking and retaining by the petitioner, United States of America, of a perpetual easement upon and over said tract of land, to inundate, submerge and flow, and to enter upon said land from time to time in the performance of said acts, and is in full satisfaction of any and all damages, if any, that the defendant may have sustained by reason of the taking of the entire fee simple title by the petitioner and the holding of said fee simple title by the petitioner until the reversion of same in the defendant and former owner, and also is in full satisfaction of any and all damages, if any, sustained by the defendant by reason of the say, 1943 flood, or the inundating and overflowing of said land subsequent to May, 1943.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that said just compensation in the sum of \$30.00 shall be subject to all liens, encumbrances and charges of whatsoever nature existing at the time of the taking of said

tract of land by the petitioner, and that any and all awards of just compensation ascertained and awarded in this proceeding and established by judgment herein, to any and all other parties named as defendants herein, shall be payable out of and deductible from said sum.

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J U D G E

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,  
OKLAHOMA, etc., and Frances Quapaw, et al.,

Defendants,

CIVIL NO.  
1222

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO.

22 (60 FW 1669)

NOW, on this \_\_\_\_\_ day of **March**, 1945, there  
coming on for hearing the application of the defendant, **Ralph M. Chambers**  
for an order fixing title, decreeing just compensation and making distribution  
as to Tract No. **22 (60 FW 1669)**

and the Court being fully advised in the premises, finds:

**That the defendant, Ralph M. Chambers, was**

the owner of the land designated as Tract No. **22 (60 FW 1669)**  
when this proceeding was commenced; that the petitioner filed a Declaration  
of Taking and deposited in the registry of this Court the estimated just  
compensation in the sum of \$ **455.50** for the  
**a perpetual flowage easement on**  
taking of

said tract of land; that this Court entered a judgment upon said Declaration  
of Taking filed by the petitioner, thereby vesting in the petitioner, United  
States of America, **a perpetual flowage easement**

and decreed that the owners and those having any right, title or interest in and  
to said land, have and recover just compensation for the taking of **said easement.**

The Court further finds that the defendant, **Ralph M. Chambers,** in writing, agreed to grant and sell to the petitioner **a perpetual flowage easement on** said tract of land for the sum of \$ **554.50**, which was accepted by the petitioner.

The Court further finds that the sum of \$ **554.50** is just compensation for the injuries and damages sustained by said defendant.

The Court further finds that no person, firm, corporation, or taxing subdivision of the State other than said defendant have any right, title or interest in and to said just compensation, except **- none -**

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant, **Ralph M. Chambers,** was

the owner of the land designated as Tract No. 22 (**60 FW 1669**) when this proceeding was commenced, and that the sum of \$ **554.50** is just compensation for the damages sustained by the defendant; and that said defendant is the only person having any right, title or interest in and to said just compensation, except **- none -**

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

TO: **Ralph M. Chambers - owner -**  
**Tract No. 22 (60 FW 1669) . . . . . 554.50**

  
\_\_\_\_\_  
J U D G E

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,  
OKLAHOMA, containing approximately 569.0  
acres, more or less; and Lucinda Welch, et al.,  
Defendants,

CIVIL NO.

1226

FILED  
MAR 1 1945

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO.

Tract No. 3 (59 FW 1663)  
Tract No. 6 (60 FW 1667)  
Tract No. 7 (60 FW 1668)

NOW, on this 8th day of March, 1945, there

coming on for hearing the application of the defendant, Ralph M. Chambers

for an order fixing title, decreeing just compensation and making distribution

as to Tracts No. 3 (59 FW 1663), 6 (60 FW 1667) and 7 (60 FW 1668)

and the Court being fully advised in the premises, finds:

That the defendant, Ralph M. Chambers was

the owner of the land designated as Tracts No. 3 (59 FW 1663), 6 (60 FW 1667)  
and 7 (60 FW 1668)

when this proceeding was commenced; that the petitioner filed a Declaration

of Taking and deposited in the registry of this Court the estimated just

compensation in the sum of \$ 680.00, \$600.00 and \$1125.50 for the

taking of a perpetual flowage easement on

said tract of land; that this Court entered a judgment upon said Declaration

of Taking filed by the petitioner, thereby vesting in the petitioner, United

States of America, a perpetual flowage easement

and decreed that the owners and those having any right, title or interest in and

to said land, have and recover just compensation for the taking of said easement.

The Court further finds that the defendant , Ralph M. Chambers, in writing, agreed to grant and sell to the petitioner a perpetual flowage easement on said tract s of land for the sum s of \$ \$680.00, \$600.00 and \$1723.50 , which was accepted by the petitioner.

The Court further finds that the sum of \$ 3003.50 is just compensation for the injuries and damages sustained by said defendant

The Court further finds that no person, firm, corporation, or taxing subdivision of the State other than said defendant have any right, title or interest in and to said just compensation, except - none -

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant , Ralph M. Chambers, was

the owner of the land designated as Tract No. 3(59 FW 1663), 6 (60 FW 1667) and 7 (60 FW 1668) when this proceeding was commenced, and that the sum of \$ 3003.50

is just compensation for the damages sustained by the defendant ; and that said defendant is the only person having any right, title or interest in and to said just compensation, except - none -

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

TO: Ralph M. Chambers - owner -  
Tract No. 3 (59 FW 1663),  
Tract No. 6 (60 FW 1667),  
Tract No. 7 (60 FW 1668). . . . . \$2405.50

*Royce H. Savage*  
J U D G E

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,  
OKLAHOMA, containing 781.70 acres, more or  
less; and Nettie Cooper, et al.,

Defendants,

CIVIL NO.

1231

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO.

6 (58 NW 1713 A)

NOW, on this 7<sup>th</sup> day of March, 1945, there  
coming on for hearing the application of the defendant, Ralph M. Chambers  
for an order fixing title, decreeing just compensation and making distribution  
as to Tract No. 22 (60 NW 1669)  
and the Court being fully advised in the premises, finds:

That the defendant, Ralph M. Chambers, was

the owner of the land designated as Tract No. 6 (58 NW 1713 A)  
when this proceeding was commenced; that the petitioner filed a Declaration  
of Taking and deposited in the registry of this Court the estimated just  
compensation in the sum of \$135.00 for the  
taking of a perpetual flowage easement on  
said tract of land; that this Court entered a judgment upon said Declaration  
of Taking filed by the petitioner, thereby vesting in the petitioner, United  
States of America, a perpetual flowage easement  
and decreed that the owners and those having any right, title or interest in and  
to said land, have and recover just compensation for the taking of said easement.

The Court further finds that the defendant, **Ralph M. Chambers,** in writing, agreed to grant and sell to the petitioner a perpetual flowage easement on said tract of land for the sum of \$ **135.00**, which was accepted by the petitioner.

The Court further finds that the sum of \$ **135.00** is just compensation for the injuries and damages sustained by said defendant.

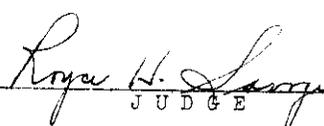
The Court further finds that no person, firm, corporation, or taxing subdivision of the State other than said defendant have any right, title or interest in and to said just compensation, except - none -

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant, **Ralph M. Chambers,** was

the owner of the land designated as Tract No. 6 (58 FW 1713 A) when this proceeding was commenced, and that the sum of \$ **135.00** is just compensation for the damages sustained by the defendant ; and that said defendant is the only person having any right, title or interest in and to said just compensation, except - none -

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

TO: **Ralph M. Chambers - owner -**  
**Tract No. 6 (58 FW 1713 A) . . . . . \$135.00.**

  
\_\_\_\_\_  
J U D G E

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,  
OKLAHOMA, containing approximately 160.70  
acres, more or less; and Clay A. Sabb, et al.,

Defendants.

CIVIL NO. 1156

FILED  
MAR - 9 1945

H. F. WARFIELD  
CLERK U. S. DISTRICT COURT

ORDER FIXING TITLE, DECREERING JUST COMPENSATION  
AND MAKING DISTRIBUTION AS TO

TRACT NO. 13 (44 FW 1199) "TRACT B"

NOW, on this 9<sup>th</sup> day of March 1945, there coming on for hearing the application of H. A. Andrews, Superintendent of the Quapaw Indian Agency, for an order fixing title, decreeing just compensation and making distribution as to Tract No. 13 (44 FW 1199) "Tract B" and the Court being fully advised in the premises, finds:

That the title to the land designated as Tract No. 13 (44 FW 1199) "Tract B" was held in trust by the United States of America for Grover Splitlog (principal owner), when this proceeding was commenced; that the petitioner filed a Declaration of Taking and deposited in the registry of this court the estimated just compensation in the sum of \$ 132.50 for the taking of a perpetual flowage easement upon said tract of land; that this court entered a judgment on said Declaration of Taking filed by the petitioner thereby vesting in the petitioner United States of America a perpetual flowage easement and decreeing that the owners and those having any right, title or interest in and to said land have and recover just compensation for the taking of said

The Court further finds that the principal owner has agreed to accept the sum of \$ 200.00 as full and just compensation for the taking of said easement on said tract No. 13 (44 FW 1199) "Tract B"; that said amount has been approved by the

Superintendent of the Quapaw Indian Agency as full and just compensation for the taking of said easement.

The Court further finds that the sum of \$ 200.00 is just compensation for the injuries and damages sustained by the owner of said tract .

The Court further finds that the United States of America held the title to said Tract of land in trust for the use and benefit of Grover Splitlog and that no other person, firm, corporation or taxing subdivision of the state has any right, title or interest in and to said just compensation, Except: - none -

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED by this Court that the title to the land designated as Tract No. 13 (14 E' 1199) "Tract B" was held in trust by the United States of America for the use and benefit of Grover Splitlog when this proceeding was commenced and that the sum of \$ 200.00 is just compensation for damages sustained to said tract by reason of the taking of a perpetual flowage easement by the petitioner; that the United States of America, for the use and benefit of Grover Splitlog is the only person having any right, title or interest in and to said just compensation, Except: - none -

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

TO: Treasurer of the United States of America for the use and benefit of Grover Splitlog - Owner, Tract No. 13 (14 E' 1199) "Tract B" . . . . . \$200.00.  
(an additional sum of \$67.50 is to be paid when deposited by the petitioner)

*Roger N. Savage*  
J U D G E



Superintendent of the Quapaw Indian Agency as full and just compensation for the taking of said **easement**.

The Court further finds that the sum of \$176.25 is just compensation for the injuries and damages sustained by the owner of said tract .

The Court further finds that the United States of America held the title to said Tract of land in trust for the use and benefit of **Lizzie Shiloe Peacock** and that no other person, firm, corporation or taxing subdivision of the state has any right, title or interest in and to said just compensation, Except: - none -

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED by this Court that the title to the land designated as Tract No. 13 (44 FW 1199) "Tract A" was held in trust by the United States of America for the use and benefit of **Lizzie Shiloe Peacock** when this proceeding was commenced and that the sum of \$176.25 is just compensation for damages sustained to said tract by reason of the taking of a perpetual **flowage easement** by the petitioner; that the United States of America, for the use and benefit of **Lizzie Shiloe Peacock** is the only person having any right, title or interest in and to said just compensation, Except: - none -

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

TO: **Treasurer of the United States of America for the use and benefit of Lizzie Shiloe Peacock, if living, or if deceased, her heirs - Owner, Tract No. 13 (44 FW 1199) "Tract A" . . . . . \$176.25.**

*Royce H. Savage*  
\_\_\_\_\_  
JUDGE

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

William Beaver, Plaintiff, )

vs.

John Beaver, Arch Beaver, Jennie  
Bark, Ada Mae Bark and Julia Bark,  
and the Unknown Heirs, Executors,  
Administrators, Devisees, Trustees  
and Assigns, both immediate and  
remote, of Katie Beaver, deceased,  
James Beaver, deceased, and Cah-la-te  
Bark, nee Beaver, deceased,

Defendants, )

United States of America,

Intervener. )

No. 1292

Civil.

FILED  
MARCH 10 1945  
U.S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

9

H.P. WARFIELD  
ORDER APPROVING MARSHAL'S SALE AND DIRECTING DISTRIBUTION  
U.S. DISTRICT COURT

The above case coming on for hearing this the day of March, 1945, for an order approving the sale of real estate made in the above action on the 5th day of March, 1945, by the United States Marshal, for the Northern District of Oklahoma, a return of said sale having been heretofore filed in the above Court.

The plaintiff appearing by his Attorney, John S. Severson; the minor defendants, Ada Mae Bark, Julia Bark and Arch Beaver, appearing by their guardian ad litem, W. S. Robertson, United States Probate Attorney appointed by this Court to represent them in this action; the intervener, United States of America, appearing by the Honorable Whit Y. Mauzy, U. S. District Attorney for the Northern District of Oklahoma, who appeared as well for all the parties to said action who are full-blood or restricted Indians; the defendants, John Beaver and Jennie Bark, appearing not, except as by and through the U. S. District Attorney, as heretofore set out; and the unknown defendants, to-wit: the unknown heirs, executors, administrators, devisees, trustees and assigns, both immediate and remote of Katie Beaver, deceased, James Beaver, deceased, and Cah-la-te Bark, nee Beaver, deceased, appearing not; and the Court having

heard said motion, and having examined said return of sale, and being fully advised in the premises, finds:

That the Honorable Jno. P. Logan, U. S. Marshal for the Northern District of Oklahoma, after advertising the lands herein involved and hereinafter described in all particulars as required by law and as provided by the orders of this Court, sold the said lands described in his said return as —

The W/2 of the NW/4; and  
the NE/4 of the NW/4 of  
Section 5, Township 23 North,  
Range 13 East, in Washington  
County, Oklahoma,

for the sum of \$1200.00, to Mrs. Myrtle Little, — said sale price being within the appraised price, as fixed by the Commissioners appointed by this Court to partition or appraise the same; and finds that the said sale was in all particulars made in accordance with the orders of this Court and the statutes, 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 should be made by the Clerk of this Court, as hereinafter provided, and that the United States Marshal should pay to the Clerk of this Court the entire amount received for said sale, the same to be deposited by the said Clerk into the registry of this Court.

The Court further finds: that the costs, attorney's fees, and expenses incident to this sale should be apportioned among the plaintiff and the defendants known, named in the caption hereof, in accordance with their respective interests in said tracts of land.

IT IS THEREFORE ORDERED, ADJUDGED and DECREED by the Court that the said sale made by the United States Marshal, John P. Logan, and as reported by him in his return of sale, be, and the same is in all things approved and confirmed and made firm and effectual forever, and that the purchaser at said sale, viz: Mrs. Myrtle Little, be and she is hereby subrogated to the rights of all the parties to this action, for the protection of her said title.

IT IS FURTHER ORDERED, ADJUDGED and DECREED by the Court that the said Jno. P. Logan, United States Marshal, make, execute and deliver to said purchaser, Mrs. Myrtle Little, a proper conveyance, conveying said land to her, 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, Jno. P. Logan, pay to the Clerk of this Court the entire sum received from said sale and heretofore reported by him, to-wit: the sum of \$1200.00, to be by the Clerk placed in the registry of this Court.

IT IS FURTHER ORDERED by the Court that the Clerk of this Court, H. P. Warfield, distribute said funds as follows, to-wit:

- (a) That he retain all of the costs incurred in this action in this Court, in the sum of \$ 79.25
- (b) That he pay to Jno. P. Logan, United States Marshal, his fees in the sum of \$ 25.50
- (c) That he pay to John S. Severson, Attorney for the plaintiff, the amount of costs incurred in this action, including costs of Publication, in the District Court of Washington County, Oklahoma, as shown by receipts from said Clerk of the District Court of Washington County, and the Publisher, in the sum of \$ 70.15
- (d) That he pay to John S. Severson his reasonable attorney's fee in this action, in the sum of \$ 120.00
- (e) That he pay to the Morning Examiner, a Newspaper published at Bartlesville, Washington County, Oklahoma, for publication fees, the sum of \$ 16.00
- (f) That he mail a check to P. L. Walker, Special Disbursing Officer for the Five Civilized Tribes, Muskogee, payable to the Treasurer of the United States, for the balance remaining in his hands, same to be distributed to the parties in interest in this action, as follows, to-wit:

To plaintiff,	William Beaver,	1/3rd;
To defendant,	John Beaver,	1/6th;
To defendant,	Arch Beaver,	1/6th;
To defendant,	Jennie Bark,	1/9th;
To defendant,	Ada Mae Bark,	1/9th;
To defendant,	Julia Bark,	1/9th,

of the remaining sum of ..... \$ 923.90;

and that the Marshal file his final report.

(S) Kenneth A. ...  
 Judge of the United States District  
 Court, Northern District of Oklahoma.

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

UNITED STATES OF AMERICA, )  
 )  
 Plaintiff, )  
 )  
 vs. ) No. 2568 Law. ✓  
 )  
 SPANOLIND PIPE LINE COMPANY, )  
 a Corporation, )  
 )  
 Defendant. )

O R D E R

This matter coming on for hearing this 9th day of  
March, 1945, upon motion of the United States to dismiss  
and the court finds that said motion should be sustained.

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

(S) Roger H. Kamm  
JUDGE.

FILED  
MAR 10 1945  
U.S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

H. P. WARFIELD  
CLERK OF DISTRICT COURT



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

UNITED STATES OF AMERICA, )  
 )  
 Plaintiff, )  
 )  
 vs. ( No. 2576 Law. )  
 )  
 THE TEXAS PIPE LINE COMPANY, )  
 a Corporation, )  
 )  
 Defendant. )

O R D E R

This matter coming on for hearing this 9th day of  
March, 1945, upon motion of the United States to dismiss  
and the court finds that said motion should be sustained.

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

(3) Rogers H. Savage  
JUDGE.

FILED  
MAR 10 1945  
U.S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA  
H. P. WARFIELD  
CLERK

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

UNITED STATES OF AMERICA,

Plaintiff,

vs.

GULF REFINING COMPANY,  
a Corporation,

Defendant.

No. 1170 Equity. ✓

O R D E R

This matter coming on for hearing this 9th day of  
March, 1945, upon motion of the United States to dismiss  
and the court finds that said motion should be sustained.

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

(s) Kaye H. Savage  
JUDGE.

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

UNITED STATES OF AMERICA,

Plaintiff,

vs.

COSDEN PIPE LINE COMPANY,  
a Corporation,

Defendant.

No. 1178 Equity. ✓

O R D E R

This matter coming on for hearing this 9th day of  
March, 1945, upon motion of the United States to dismiss  
and the court finds that said motion should be sustained.

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

(5) Rayne H. Harvey  
JUDGE.

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

- 0 -

Samuel H. Brown,

Plaintiff,

vs.

Joseph Siedlik, Jr., and Gene  
Siedlik, his wife; Joseph Siedlik,  
Sr., and Sally Siedlik, his wife;  
Eable E. Donahoe, Edward L. Donahoe,  
D.J. Donahoe, Jr., and Esther E. Brown,

Defendants.

No. 1202-  
Civil

**FILED**

MAR 16 1945

JOURNAL ENTRY OF JUDGMENT

H.P. WARFIELD  
CLERK U.S. DISTRICT COURT

Now on this 12th day of October, 1944, the above entitled cause came on for trial before me, the undersigned, Honorable Bower Broadus, one of the Judges of this court in its regular order as regularly set by the Clerk of this court.

The plaintiff, Samuel H. Brown, appeared by his attorneys of record, Messrs. Miller, Lytle & Wildman, by John R. Miller and L.O. Lytle and L.S. Robertson, United States Probate Attorney, and the defendants, save and except the defendant, Esther E. Brown, appeared by their attorneys of record, Eugene Rust and C.N. Champion. The defendant, Esther E. Brown, failed to appear, either in person or by attorney, nor did she file pleadings in this case but wholly made default and her default is hereby entered.

All parties present announced ready for trial, and it was ordered by the court that the proceedings had at the pre-trial conference be and the same were made a part of the record in this cause, and that all agreements and stipulations made at the pre-trial be and to be a part of the record in this cause.

Thereupon the plaintiff introduced his evidence and the testimony of witnesses sworn and examined in open court and rested

and the defendants introduced the testimony of their witnesses sworn and examined in open court and rested, and the court having heard all of the evidence and the testimony of the witnesses and the arguments of counsel for both plaintiff and defendants, announced that he would take said case under advisement and asked that the parties hereto submit briefs in support of their respective contentions.

and now on this <sup>March</sup> 6th day of ~~January~~, 1945, the Court having heard all of the evidence, the arguments of counsel and the briefs in support of the contentions of the parties plaintiff and defendant, and being otherwise fully advised in the premises, upon consideration thereof, files herein his findings of fact and conclusions of law, by which he finds the issues in favor of the defendants, save and except the defendant, Nathan L. Brown, and in pursuance thereof;

IT IS CONSIDERED, ORDERED, ADJUDGED AND DECREED BY THE COURT: That the plaintiff take nothing of and from the defendants, herein;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT: That the title to and possession of the following described real property and premises, to-wit:-

South Half ( $8\frac{1}{2}$ ) of the Northwest quarter (NW) of Southwest quarter (SW $\frac{1}{4}$ ); South Half ( $8\frac{1}{2}$ ) of Southwest quarter (SW $\frac{1}{4}$ ) of Section Five (5), Township Sixteen (16) north, Range Fourteen (14) east of the Indian Base and Meridian, containing 100 acres more or less, located in Tulsa County, Oklahoma,

be and the same is hereby quieted in Joseph Siedlik, Sr., and Sally Siedlik, his wife, free and clear of all claims, right, title, interest or equity of the plaintiff, Samuel H. Brown or the defendant, Nathan L. Brown, but subject to a certain mortgage in favor of D. V. Donahoe and Mabel Esther Donahoe, dated February 24, 1941 and recorded in Book 1418 at page 126 of the mortgage records in the office of the County Clerk of Tulsa County, Oklahoma, which said mortgage was in the original sum of \$2250.00.

IT IS FURTHER ORDERED BY THE COURT: That from and after

the entry of this judgment and decree, the plaintiff, Samuel M. Brown, and defendant, Esther M. Brown, be and they are barred and foreclosed of and from any right, title or interest in and to the real property and premises hereinabove described, and they and each of them are hereby perpetually enjoined and forbidden from commencing any suit to disturb the defendants, Joseph Siedlik, Sr., and Sally Siedlik, his wife, in their said possession and title to said land and premises and from setting up any claim or interest adverse to the title of said defendants, last named, and from disturbing them in their peaceable and quiet enjoyment of said land and premises.

IT IS FURTHER ORDERED BY THE COURT: That the defendants have and recover their costs herein laid out and expended.

*Signed* Lowell Broadus  
Judge of the United States District  
Court for the Northern District of  
Oklahoma.

*(Signed)*  
O.K. as to form  
Miller Lytle + Wildman  
By L. O. Lytle  
Attorneys for plaintiff

O.K.  
Eugene Rust  
Attorneys for defendants

IN THE UNITED STATES DISTRICT COURT IN AND FOR THE NORTHERN

DISTRICT OF OKLAHOMA

FILED  
MAR 14 1945

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN CRAIG, DELAWARE  
AND OTTAWA COUNTIES, OKLAHOMA; AND Robert  
D. Owens, et al.,

Defendants.

W. M. WARFIELD  
CLERK U. S. DISTRICT COURT

CIVIL NO. 1140

AMENDED ORDER FIXING TITLE AND MAKING DISTRIBUTION  
AS TO TRACT NO. 49 (305 - 19.3)

It appearing to the Court that an order fixing title and making distribution was entered in this cause on the 14th day of February 1945; that in said order O. K. Chandler was decreed to be the fee owner of the lands designated and described as Tract No. 49 (305 - 19.3); that the Land Bank Commissioner was the holder of a mortgage covering said tract; that Bert E. Boyd was a tenant upon said tract at the time of the Government's taking; that the Clerk of this Court was directed to make distribution to O. K. Chandler, fee owner, and the Land Bank Commissioner, holder of a mortgage, in the amount of \$50.00 and to Bert E. Boyd, tenant, in the amount of \$8.00, and that the Clerk of this Court made distribution as directed and that Registry of the Court Check No. 1341 was issued payable to O. K. Chandler and the Federal Land Bank of Wichita for the Land Bank Commissioner in the amount of \$50.00. It now appearing that the mortgage held by the Land Bank Commissioner had been satisfied and released of record and had no interest in and to the just compensation at the time said order fixing title and making distribution was entered; that said order should be amended and distribution be made to O. K. Chandler as the fee owner of said Tract No. 49 (305 - 19.3).

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the order fixing title and making distribution entered in this cause on the 14th day of February 1945 be and is hereby amended as to Tract No. 49 (305 - 19.3 ), as follows, to wit:

O. K. Chandler - fee owner - - - - - \$50.00

IT IS THEREFORE ORDERED that Registry of the Court Check No. 1341  
be cancelled and that the Clerk make distribution as herein directed.

  
\_\_\_\_\_  
J U D G E

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

FILED  
MAR 10 1945

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN CRAIG, DELAWARE  
AND DEKALA COUNTIES, OKLAHOMA; and Robert  
L. Owens, et al.,

Defendants.

H. P. WARFIELD  
CLERK U.S. DISTRICT COURT

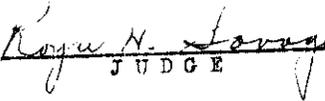
CIVIL NO. 1140

ORDER FIXING TITLE AND MAKING DISTRIBUTION AS TO  
TRACTS NO. 26 (305 - 12.3) AND 27 (305 - 12.4)

NOW, On this 19<sup>th</sup> day of March, 1945, coming on for hearing the matter of fixing title and making distribution as to Tracts 26 (305 - 12.3) and 27 (305 - 12.4), and the Court being fully advised in the premises finds that the hereinafter named persons, firms, corporations and political subdivisions of the State are the owners of and/or have some right, title or interest in and to said tracts; that no person, firm, corporation or political subdivision of the State has any right, title or interest in and to said tracts of land other than those hereinafter named; that the owners and those having any right, title or interest in and to said tracts as hereafter 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 or that may hereafter be deposited in the above entitled proceeding for the rightful claimants thereto.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the following named person is the owner of said tracts and is the only person having any right, title or interest in and to the funds that are now on deposit and that may hereafter be deposited for the use and benefit of the rightful claimants thereto, as the owners or those 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 as follows, to wit:

Tract No. 26 (305 - 12.3) - perpetual easement,  
Tract No. 27 (305 - 12.4) - perpetual easement,  
Allene Maloney, now Jones, - fee owner - - - - - \$100.00.  
(Court Judgment)

  
\_\_\_\_\_  
J U D G E

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

F I L E  
 MAR 17 1945  
 H. P. WARFIELD  
 CLERK U. S. DISTRICT COURT

UNITED STATES OF AMERICA, )  
 )  
 Petitioner, )  
 )  
 -vs- )  
 )  
 CERTAIN PARCELS OF LAND IN OTTAWA COUNTY, )  
 OKLAHOMA, containing approximately 660.30 )  
 acres, more or less; and M. F. Garman, )  
 et al., )  
 )  
 Defendants. )

CIVIL NO. 1168

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND  
 MAKING DISTRIBUTION AS TO CROP DAMAGES ON TRACT NO.  
 45 (52 FW 1505), AND TRACT NO. 46 (52 FW 1507).

NOW, on this 17<sup>th</sup> day of March, 1945, there coming on for hearing the application of C. M. Griffiths and Lula Griffiths, for an order fixing title, decreeing just compensation and making distribution as to the crop damages on Tracts 45 and 46 in this proceeding; it appearing to the Court that C. M. Griffiths and Lula Griffiths were the owners of Tracts 45 and 46 at the time this proceeding was commenced, and that J. R. VanScoyk was the tenant and in possession of said tracts during the year of 1943; that the petitioner deposited in the Registry of the United States District Court for the Northern District of Oklahoma the sum of \$900.00 as the estimated just compensation for the damages to growing crops on Tract 45, occasioned by the May 1943 flood, and the sum of \$500.00 as the estimated just compensation as damages to growing crops on Tract No. 46, occasioned by the May 1943 flood; that the defendants, C. M. Griffiths and Lula Griffiths, and J. R. VanScoyk, have agreed to accept as full and just compensation for the damages sustained to growing crops on said tracts by reason of the May 1943 flood the sum of \$900.00 as to Tract 45, and the sum of \$500.00 as to Tract 46; that the defendant, J. R. VanScoyk, the tenant, has waived his right to receive any part of said compensation and has asked that the same be paid to the defendants, C. M. Griffiths and Lula Griffiths.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendants, C. M. Griffiths and Lula Griffiths, were the owners of the lands designated and described as Tract No. 45 (52 FW 1505), and Tract No. 46 (52 FW 1507), in this proceeding and that said defendants, and the defendant, J. R. VanSooyk, were the sole and only owners of the growing crops on said tracts during the year 1943, and that the sum of \$900.00 is full and just compensation for the damages occasioned to the growing crops on Tract 45, and the sum of \$500.00 is full and just compensation for damages sustained to growing crops on Tract 46 occasioned by the May 1943 flood; that no other person, firm or corporation has any right, title or interest in and to said damages other than the defendants, C. M. Griffiths and Lula Griffiths; that the Clerk of this Court be and is hereby directed to make distribution of the funds now on deposit in the Registry of the Court as follows, to wit:

TO: C. M. Griffiths and Lula Griffiths -  
 Owners of growing crops located upon  
 Tract No. 45 (52 FW 1505) and Tract No.  
 46 (52 FW 1507) during the year of  
 1943 (\$900.00 - \$500.00) . . . . . \$1400.00.

*Raymond H. Langley*  
 J U D G E

IN THE UNITED STATES DISTRICT COURT IN AND FOR THE NORTHERN

DISTRICT OF OKLAHOMA

FILED  
MAR 18 1945

H. P. WARFIELD  
CLERK U. S. DISTRICT COURT

UNITED STATES OF AMERICA,

Petitioner,

-vs-

A CERTAIN PARCEL OF LAND IN DELAWARE COUNTY,  
OKLAHOMA, containing approximately 1 acre,  
more or less; and Wm. B. York, et al.,

Defendants.

CIVIL NO. 1174

J U D G M E N T

NOW, on this 19th day of March 1945, 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 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 Secretary of the Interior, 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 Marshal are true and correct, and that the same are in accordance with law.

(6) The Court finds that the commissioners appointed herein to appraise and fix the damages occasioned by the taking of the estate in the lands involved in this proceeding, duly qualified on the 10th day of April, 1944, by taking and filing herein their oath of office as such, and said duly qualified commissioners, after inspection of the premises and in consideration of the damages sustained occasioned by the taking of said estate, filed their report herein on the 13th day of April, 1944, wherein they fixed the fair cash market value of the estate taken, and all damages to the remainder, if any, as to the land more particularly designated and described as follows, to wit:

TRACT NO. 1 (34 FW-OR 1113)

Perpetual Easement for Road Purposes

All that part of the SE $\frac{1}{4}$  SW $\frac{1}{4}$ , and all that part of the S $\frac{1}{2}$  SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 10, 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 SW corner of said SE $\frac{1}{4}$  SW $\frac{1}{4}$ , thence northerly along the west line of said SE $\frac{1}{4}$  SW $\frac{1}{4}$  a distance of 305.3 feet; thence S 42° 29' E 413.5 feet to a point on the south line of said SE $\frac{1}{4}$  SW $\frac{1}{4}$ ; thence westerly along said south line a distance of 278.9 feet to the point of beginning, containing approximately 1.0 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT FOR ROAD PURPOSES) AND ALL DAMAGES TO THE REMAINDER, IF ANY . . . . . \$84.00.

and that said report and proceedings, as to the above tract, 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 thereto, nor demands for jury trial are pending, and that said report of commissioners filed herein should be confirmed and approved in every respect, as to said tract above particularly described.

The Court further finds that the just compensation for the estate taken herein for the tract herein designated, as fixed by the report of commissioners is \$84.00.

(8) That the United States of America did, on the 17th day of March 1944, file its Declaration of Taking herein, and paid to the Clerk of this Court for the use and benefit of the owners and persons entitled thereto, the sum of \$84.00 for the estate taken in said tract.

(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 June 16, 1933, 48 Stat. 200-203 (40 U. S. C., Secs. 401-403) as amended and supplemented; the Act of June 10, 1920, 41 Stat. 1063 (16 U. S. C., Sec. 809); Executive Order No. 8944, dated November 19, 1941; Title II of the Act of March 27, 1942, 56 Stat. 177 (50 U. S. C. 171(a)); Executive Order No. 9366, dated July 30, 1943; and Executive Order No. 9375, dated August 30, 1943, 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 purport of the above designated Acts of Congress.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the report of commissioners filed herein is final and the damage sustained as set out and fixed in said report of commissioners and as hereinabove set forth, is full and just compensation for the taking of said estate in the lands designated as Tract No. 1 (34 FW-OR 1113).

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate taken in and to said land is a perpetual easement for road purposes, subject to any existing rights held by the public, the State of Oklahoma, or any subdivision thereof, for road purposes, if any; and subject to the right of flowage, if any, held by the United State of America, and/or Grand River Dam Authority, a public corporation, for use in connection with the completion and full utilization of the Grand River Dam (Pensacola) Project in Oklahoma.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate in the above designated and described tract of land, and the interest therein taken by these eminent domain proceedings was vested in the United States of America on the 17th day of March 1944, upon the filing of a Declaration of Taking and depositing the sum of \$84.00 with the Registry of this Court, and the right to recover just compensation for the estate taken vested in the persons entitled thereto.

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

  
\_\_\_\_\_  
JUDGE OF THE UNITED STATES DISTRICT COURT,  
NORTHERN DISTRICT OF OKLAHOMA

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

FILED  
MAR 19 1945  
J. P. WARFIELD  
CLERK U. S. DISTRICT COURT

UNITED STATES OF AMERICA,

Petitioner,

-vs-

A CERTAIN PARCEL OF LAND IN DELAWARE COUNTY,  
OKLAHOMA, containing approximately 1 acre,  
more or less; and Wm. B. York, et al.,

Defendants.

CIVIL NO. 1174

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND  
MAKING DISTRIBUTION AS TO TRACT NO. 1  
(34 FW-CR 1113)

NOW, on this 19th day of March 1945, there coming on for hearing the application of the petitioner for an order fixing title and making distribution as to the lands involved in this proceeding.

The Court finds that the petitioner instituted these proceedings to acquire a perpetual easement for road purposes, subject to any existing rights held by the public, the State of Oklahoma, or any subdivision thereof, for road purposes, if any; and subject to the right of flowage, if any, held by the United States of America, and/or Grand River Dam Authority, a public corporation, in and to the lands described in this proceeding; that William B. York, sometimes known as W. B. York, was the owner of the entire fee simple title of said tract of land on the date of the institution of these proceedings and of the taking of said estate in said land by the petitioner; that no person other than William B. York, sometimes known as W. B. York, has any right, title or interest in and to said land or in and to the just compensation to be paid for the taking of said estate.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that William B. York, sometimes known as W. B. York, was the owner of the entire fee simple title to the lands involved in this proceeding, designated as Tract No. 1 (34 FW-CR 1113), at the time of the taking of a perpetual easement for road purposes by the petitioner; that the said William B. York, sometimes known as W. B. York, is the only person entitled to have and receive the just compensation fixed for the taking of said estate in said land.

IT IS FURTHER ORDERED that the Clerk of this Court make distribution of the just compensation on deposit to William B. York, sometimes known as W. B. York, fee owner of said Tract No. 1 (34 FW-CR 1113) in the amount of \$84.00.

  
\_\_\_\_\_  
J U D G E

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

FILED  
MAR 14 1945

UNITED STATES OF AMERICA,

Petitioner,

H. P. WARFIELD  
CLERK U. S. DISTRICT COURT

-vs-

CIVIL NO.

1181

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY, OKLAHOMA,  
containing approximately 61.04 acres, more or less,  
and C. F. Brodrick, et al.,

Defendants,

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO.

9 (50 FW 1342)

NOW, on this 17<sup>th</sup> day of March, 1945, there  
coming on for hearing the application of the defendant **Lucille Partain**  
for an order fixing title, decreeing just compensation and making distribution  
as to Tract No. 9 (50 FW 1342)  
and the Court being fully advised in the premises, finds:

That the defendant **Lucille Partain**, was

the owner of the land designated as Tract No. 9 (50 FW 1342)  
when this proceeding was commenced; that the petitioner filed a Declaration  
of Taking and deposited in the registry of this Court the estimated just  
compensation in the sum of \$ 450.00 for the  
taking of **the entire fee simple title in and to**  
said tract of land; that this Court entered a judgment upon said Declaration  
of Taking filed by the petitioner, thereby vesting in the petitioner, United  
States of America, **the entire fee simple title in and to said tract**  
and decreed that the owners and those having any right, title or interest in and  
to said land, have and recover just compensation for the taking of **the entire**  
**fee simple title in and to said tract.**

The Court further finds that the defendant, **Lucille Partain** in writing, agreed to grant and sell to the petitioner the entire fee simple title to said tract of land for the sum of \$450.00, which was accepted by the petitioner.

The Court further finds that the sum of \$450.00 is just compensation for the injuries and damages sustained by said defendant

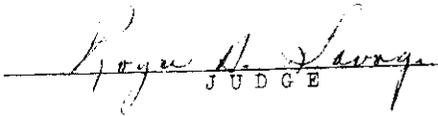
The Court further finds that no person, firm, corporation, or taxing subdivision of the State other than said defendant have any right, title or interest in and to said just compensation, except - none -

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant, **Lucille Partain**, was

the owner of the land designated as Tract No. 9 (50 FW 1342) when this proceeding was commenced, and that the sum of \$450.00 is just compensation for the damages sustained by the defendant ; and that said defendant is the only person having any right, title or interest in and to said just compensation, except - none -

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

TO: **Lucille Partain - Owner**  
Tract No. 9 (50 FW 1342) . . . . . \$450.00.

  
\_\_\_\_\_  
JUDGE

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

**FILED**  
MAR 16 1945

**H. P. WARFIELD**  
CLERK U. S. DISTRICT COURT

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY, OKLAHOMA,  
etc., and W. Brown Stansell, et al.,

Defendants,

CIVIL NO.

1182

ORDER FIXING TITLE, DECREESING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO.

5 (53 FW 1402)

NOW, on this 17<sup>th</sup> day of March, 1945, there  
coming on for hearing the application of the defendant, **Catherine I. Kropp**  
for an order fixing title, decreeing just compensation and making distribution  
as to Tract No. **5 (53 FW 1402)**  
and the Court being fully advised in the premises, finds:

That the defendant, **Catherine I. Kropp**, was  
the owner of the land designated as Tract No. **5 (53 FW 1402)**  
when this proceeding was commenced; that the petitioner filed a Declaration  
of Taking and deposited in the registry of this Court the estimated just  
compensation in the sum of \$ **35,305.00** for the  
taking of **a perpetual flowage easement upon and over**  
said tract of land; that this Court entered a judgment upon said Declaration  
of Taking filed by the petitioner, thereby vesting in the petitioner, United  
States of America, **a perpetual flowage easement**;  
and decreed that the owners and those having any right, title or interest in and  
to said land, have and recover just compensation for the taking of **said perpetual**  
**flowage easement.**

The Court further finds that the defendant, Catherine I. Kropp, in writing, agreed to grant and sell to the petitioner said perpetual flowage easement upon and over said tract of land for the sum of \$ 45,305.00, which was accepted by the petitioner.

The Court further finds that the sum of \$5,305.00 is just compensation for the injuries and damages sustained by said defendant.

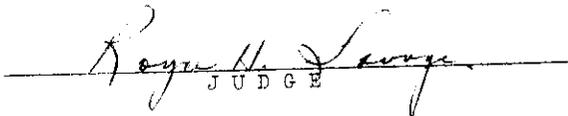
The Court further finds that no person, firm, corporation, or taxing subdivision of the State other than said defendant have any right, title or interest in and to said just compensation, except Harvey Sharp, tenant.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant, Catherine I. Kropp, was

the owner of the land designated as Tract No. 5 (53 FW 1402) when this proceeding was commenced, and that the sum of \$ 45,305.00 is just compensation for the damages sustained by the defendant ; and that said defendant is the only person having any right, title or interest in and to said just compensation, except Harvey Sharp, tenant.

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

TO: Catherine I. Kropp - Owner -  
Tract No. 5 (53 FW 1402) . . . . . \$4,638.36  
  
Harvey Sharp - Tenant -  
Tract No. 5 (53 FW 1402),  
Crop damages . . . . . \$ 666.64

  
J U D G E

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

**FILED**  
MAR 10 1945  
H. P. WARFIELD  
CLERK U. S. DISTRICT COURT

UNITED STATES OF AMERICA,  
  
Petitioner,  
  
-vs-  
  
**Certain Parcels of Land in Ottawa County, Oklahoma,  
etc., and W. Brown Stansell, et al.,**  
  
Defendants,

CIVIL NO.  
**1182**

ORDER FIXING TITLE, DECREEZING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO.

**18 (53 FW 1468)**

NOW, on this 19th day of March, 1945, there  
coming on for hearing the application of the defendant **J. C. Spence**

for an order fixing title, decreeing just compensation and making distribution  
as to Tract No. 18 (53 FW 1468)  
and the Court being fully advised in the premises, finds:

That the defendant **J. C. Spence**

the owner of the land designated as Tract No. 18 (53 FW 1468)  
when this proceeding was commenced; that the petitioner filed a Declaration  
of Taking and deposited in the registry of this Court the estimated just  
compensation in the sum of \$ 991.00 for the  
taking of a perpetual flowage easement upon and over  
said tract of land; that this Court entered a judgment upon said Declaration  
of Taking filed by the petitioner, thereby vesting in the petitioner, United  
States of America, a perpetual flowage easement  
and decreed that the owners and those having any right, title or interest in and  
to said land, have and recover just compensation for the taking of a perpetual  
flowage easement.

The Court further finds that the defendant **J. C. Spence** in writing, agreed to grant and sell to the petitioner a **perpetual flowage easement upon and over** said tract of land for the sum of \$ **991.00**, which was accepted by the petitioner.

The Court further finds that the sum of \$ **991.00** is just compensation for the injuries and damages sustained by said defendant

The Court further finds that no person, firm, corporation, or taxing subdivision of the State other than said defendant have any right, title or interest in and to said just compensation, except **I.E. Mulitt, tenant, who is entitled to \$200.00 of said compensation.**

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant **J. C. Spence**

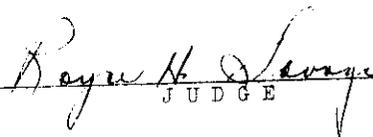
the owner of the Land designated as Tract No. **18 (53 FW 1468)** when this proceeding was commenced, and that the sum of \$**991.00**

**is** just compensation for the damages sustained by the defendant ; and that said defendant **is** the only person having any right, title or interest in and to said just compensation, except **I.E. Mulitt, tenant, who is entitled to \$200.00 of said compensation.**

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

TO: **J. C. Spence, Owner**  
**Tract No. 18 (53 FW 1468) .....\$791.00**

**I.E. Mulitt, Tenant**  
**Crop Damages - Tract No. 18**  
**(53 FW 1468).....\$200.00**

  
\_\_\_\_\_  
J U D G E

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,  
OKLAHOMA, containing approximately 364.30  
acres, more or less, and Lula Griffiths,  
et al.,

Defendants.

CIVIL NO. 1191

FILED  
MAR 19 1945

H. P. WARFIELD  
CLERK U. S. DISTRICT COURT

ORDER APPOINTING COMMISSIONERS

NOW, on this 19th day of March, 1945, the above cause came on regularly for hearing upon the petition of the United States of America for an order appointing commissioners, and it appearing to the Court that the United States of America has the power and authority to acquire by eminent domain the estate in the lands hereinafter described and the acquisition of said estate in said lands is necessary to provide for the storage of waters to be impounded by the Grand River Dam Project in Oklahoma, and for generating and supplying power for the manufacture of explosives or munitions of war, or otherwise necessary to the safety and defense of the United States.

The Court finds that pursuant to the Act of June 10, 1920, 41 Stat. 1063 (16 U. S. C. Sec. 809); Executive Order No. 8944, dated November 19, 1941; Title II of the Act of June 16, 1933, 48 Stat. 200-203 (40 U. S. C. 401-403) as amended and supplemented; Executive Order No. 9366, dated July 30, 1943; Executive Order No. 9373, dated August 30, 1943; the Act of August 1, 1888, 25 Stat. 357 (40 U. S. C. Sec. 257); and the Act of February 26, 1931; 46 Stat. 1421 (40 U. S. C. Sec. 255 (a) to 255 (e)); Title II of the Act of March 27, 1942, 56 Stat. 177 (50 U. S. C. 171 (a)), the Secretary of the Interior is authorized to acquire in the name of the United States of America, said estate in said lands.

That pursuant to and by virtue of said authority, the Secretary of the Interior has duly selected for acquisition by the United States for said public purposes, a perpetual easement to inundate, submerge and flow; and to enter upon said lands, from time to time in the performance of said acts, upon and over certain lands, situate and lying and being in the County of Ottawa, in the Northern

District of the State of Oklahoma, within the jurisdiction of this Court, and  
more particularly described by courses and distances as follows, to wit:

TRACT NO. 1 (56 - FW-1552)

Flowage Easement

All that part of Lot 3, and all that part of Lot 4 in Sec. 10, T 27 N, R 23 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 13.5 acres.

Easement for Intermittent  
Flowage During Flood Periods

All that part of said Lot 3, and all that part of said Lot 4 lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 9.5 acres.

TRACT NO. 2 (56 - FW-1553)

Flowage Easement

All that part of the SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 10, T 27 N, R 23 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 8.0 acres.

Easement for Intermittent  
Flowage During Flood Periods

All that part of said SE $\frac{1}{4}$  NE $\frac{1}{4}$ , and all that part of the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of said Sec. 10 lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 5.9 acres.

TRACT NO. 3 (56 - FW-1554)

Flowage Easement

All that part of the East 20.0 acres of Lot 2 in Sec. 10, T 27 N, R 23 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the Grand River Dam Authority and that portion on which the Grand River Dam Authority has the right of flowage, containing approximately 5.5 acres.

Easement for Intermittent  
Flowage During Flood Periods

All that part of said East 20.0 acres of Lot 2 lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 2.4 acres.

TRACT NO. 4 (56 - FW-1555)

Flowage Easement

All that part of the West 27.58 acres of Lot 2 (described on supplementary plat as Lots 7 and 8) in Sec. 10, T 27 N, R 23 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 12.5 acres.

Easement for Intermittent  
Flowage During Flood Periods

All that part of said West 27.58 acres of Lot 2 lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 8.0 acres.

TRACT NO. 5 (56 - FW-1556)

Flowage Easement

All that part of Lot 1 in Sec. 10, and all that part of the SW $\frac{1}{4}$ , SE $\frac{1}{4}$ , SW $\frac{1}{4}$  in Sec. 3, all in T 27 N, R 23 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 2.1 acres.

Easement for Intermittent  
Flowage During Flood Periods

All that part of said Lot 1 in Sec. 10, and all that part of said SW $\frac{1}{4}$ , SE $\frac{1}{4}$ , SW $\frac{1}{4}$  in Sec. 3 lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 1.3 acres.

TRACT NO. 6 (56 - FW-1557)

Flowage Easement

All that part of Lot 1 in Sec. 3, T 27 N, R 23 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 Lot 1, thence northerly along the east boundary of said Lot 1 a distance of 838.7 feet to a point 490.6 feet south of the NE corner thereof; thence S. 14° 43' W. 34.4 feet; thence S. 16° 54' W. 232.9 feet; thence S. 4° 02' W. 218.2 feet; thence S. 15° 14' W. 170.1 feet; thence S. 63° 02' W. 234.2 feet; thence S. 2° 02' E. 65.7 feet to a point in the south boundary of said Lot 1; thence easterly along the south boundary of said Lot 1 a distance of 347.7 feet to the point of beginning, lying below Elev. 756.1 Sea Level Datum, containing 0.4 acres, more or less.

TRACT NO. 6 (Continued)

Easement for Intermittent  
Flowage During Flood Periods

All the above described part of said Lot 1 lying between Elevation 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 0.3 acres.

TRACT NO. 7 (56 - FW-1558)

Flowage Easement

All that part of the NW $\frac{1}{4}$  SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 3, T 27 N, R 23 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion on which the Grand River Dam Authority has the right of flowage, containing approximately 0.6 acres.

Easement for Intermittent  
Flowage During Flood Periods

All that part of said NW $\frac{1}{4}$  SE $\frac{1}{4}$  SW $\frac{1}{4}$  lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 0.6 acres.

TRACT NO. 8 (56 - FW-1558 A)

Easement for Intermittent  
Flowage During Flood Periods

All that part of the SW $\frac{1}{4}$  NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 3, T 27 N, R 23 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, containing approximately 0.1 acre.

TRACT NO. 9 (56 - FW-1559)

Flowage Easement

All that part of Lot 1 in Sec. 3, T 27 N, R 23 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, except that portion particularly described as follows, to-wit:

Beginning at the SE corner of said Lot 1, thence northerly along the east boundary of said Lot 1 a distance of 838.7 feet to a point 490.6 feet south of the NE corner thereof; thence S. 14° 43' W. 64.4 feet; thence S. 16° 54' W. 232.9 feet; thence S. 4° 02' W. 218.2 feet; thence S. 15° 14' W. 170.1 feet; thence S. 63° 02' W. 234.2 feet; thence S. 2° 02' E. 65.7 feet to a point in the south boundary of said Lot 1; thence easterly along the south boundary of said Lot 1 a distance of 347.7 feet to the point of beginning.

and all that part of the NW<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub>, all that part of the SW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> in said Section 3; and all that part of Lot 6 in Sec. 4, T 27 N, R 23 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 9.9 acres.

Easement for Intermittent  
Flowage During Flood Periods

All that part of said SW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub>, all that part of said NW<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub>, and all that part of said Lot 1, except that portion described above, and all that portion of said Lot 6 lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 9.4 acres.

TRACT NO. 10 (56 - FW-1560)

Flowage Easement

All that part of Lot 5, less the West 880.0 feet thereof, in Sec. 4, T 27 N, R 23 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the Grand River Dam Authority.

Easement for Intermittent  
Flowage During Flood Periods

All that part of said Lot 5, less the West 880.0 feet thereof, lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum.

TRACT NO. 11 (56 - FW-1561)

Flowage Easement

All that part of Lot 1 in Sec. 5, and all that part of Lot 2, all that part of Lot 3, all that part of Lot 4, and all that part of the west 880 feet of Lot 5 in Sec. 4, all in T 27 N, R 23 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 14.3 acres.

Easement for Intermittent  
Flowage During Flood Periods

All that part of said Lot 1 in Sec. 5, and all that part of said Lot 2, all that part of said Lot 3, all that part of said Lot 4, and all that part of said west 880 feet of Lot 5 in Sec. 4, lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 14.4 acres.

TRACT NO. 12 (56 - FW-1570)

Flowage Easement

All that part of Lot 2 in Sec. 5, T 27 N, R 23 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 8.8 acres.

Easement for Intermittent  
Flowage During Flood Periods

All that part of said Lot 2 lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 2.9 acres.

TRACT NO. 13 (56 - FW-1571)

Flowage Easement

All that part of Lot 3 in Sec. 5, T 27 N, R 23 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 19.9 acres.

Easement for Intermittent  
Flowage During Flood Periods

All that part of said Lot 3 lying above Elev. 756.1 Sea Level Datum, containing approximately 0.1 acre.

TRACT NO. 14 (56 - FW-1572)

Flowage Easement

All of Lot 4 in Sec. 5, T 27 N, R 23 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, except that portion owned by the Grand River Dam Authority, containing approximately 21.3 acres.

TRACT NO. 15 (56 - FW-1603)

Flowage Easement

All that part of the SW $\frac{1}{2}$  SW $\frac{1}{2}$ , all that part of the west 14.85 acres of Lot 3, and all that part of Lot 2 in Sec. 11, T 27 N, R 23 E of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 9.4 acres.

Easement for Intermittent  
Flowage During Flood Periods

All that part of said SW $\frac{1}{2}$  SW $\frac{1}{2}$ , all that part of said West 14.85 acres of Lot 3, and all that part of said Lot 2 lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 4.6 acres.

TRACT NO. 16 (56 - FW-1604)

Flowage Easement

All that part of the SW 10.0 acres of Lot 6, all that part of the NE $\frac{1}{2}$  SE $\frac{1}{2}$ , and all that part of the SE $\frac{1}{2}$  SE $\frac{1}{2}$ , and all that part of the E $\frac{1}{2}$  SW $\frac{1}{2}$  SE $\frac{1}{2}$  of Sec. 10, T 27 N, R 23 E of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 12.9 acres.

Easement for Intermittent  
Flowage During Flood Periods

All that part of said SW 10.0 acres of Lot 6, all that part of said NE $\frac{1}{2}$  SE $\frac{1}{2}$ , all that part of said SE $\frac{1}{2}$  SE $\frac{1}{2}$ , and all that part of said E $\frac{1}{2}$  SW $\frac{1}{2}$  SE $\frac{1}{2}$  lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 12.9 acres.

TRACT NO. 17 (56 - FW-1605)

Flowage Easement

All that part of the West 20.0 acres of the South 25.25 acres of Lot 5, all that part of the SW $\frac{1}{4}$  NE $\frac{1}{4}$ , all that part of the NW $\frac{1}{4}$  SE $\frac{1}{4}$ , and all that part of the NW $\frac{1}{4}$  SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 10, T 27 N, R 23 E of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the GrandRiver Dam Authority, containing approximately 23.2 acres.

Easement for Intermittent  
Flowage During Flood Periods

All that part of said West 20.0 acres of the South 25.25 acres of Lot 5, all that part of said SW $\frac{1}{4}$  NE $\frac{1}{4}$ , all that part of said NW $\frac{1}{4}$  SE $\frac{1}{4}$ , and all that part of said NW $\frac{1}{4}$  SW $\frac{1}{4}$  SE $\frac{1}{4}$  lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 21.8 acres.

TRACT NO. 18 (56 - FW-1606 A)

Easement for Intermittent  
Flowage During Flood Periods

All that part of the SE $\frac{1}{4}$  NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 10, T 27 N, R 23 E of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, containing approximately 1.9 acres.

TRACT NO. 19 (56 - FW-1608)

Easement for Intermittent  
Flowage During Flood Periods

All that part of the E $\frac{1}{2}$  NE $\frac{1}{4}$  NW $\frac{1}{4}$  of Sec. 10, T 27 N, R 23 E of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, containing approximately 8.0 acres.

TRACT NO. 20 (56 - FW-1609)

Flowage Easement

All that part of the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , all that part of the South 17.75 acres of Lot 3, all that part of the South 11.45 acres of Lot 4, all that part of the SW $\frac{1}{4}$  SW $\frac{1}{4}$ , all that part of the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 3, and all that part of the NW 10.0 acres of Lot 5 in Sec. 10, all in T 27 N, R 23 E of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 20.9 acres.

Easement for Intermittent  
Flowage During Flood Periods

All that part of the said NW $\frac{1}{4}$  SW $\frac{1}{4}$ , all that part of the said South 17.75 acres of Lot 3, all that part of said South 11.45 acres of Lot 4, all that part of said SW $\frac{1}{4}$  SW $\frac{1}{4}$ , and all that part of said SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 3, and all that part of said NW 10.0 acres of Lot 5 in Sec. 10, lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 39.8 acres.

TRACT NO. 21 (56 - FW-1612)

Flowage Easement

All that part of the NE $\frac{1}{4}$  SW $\frac{1}{4}$ , all that part of the NW $\frac{1}{4}$  SE $\frac{1}{4}$ , all that part of Lot 7, all that part of Lot 8, and all that part of Lot 9 in Sec. 4, T 27 N, R 23 E of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 16.7 acres, including the bed and banks of the Neosho River, adjacent to said Lot 9.

Easement for Intermittent  
Flowage During Flood Periods

All that part of said NE $\frac{1}{4}$  SW $\frac{1}{4}$ , all that part of said NW $\frac{1}{4}$  SE $\frac{1}{4}$ , all that part of said Lot 7, all that part of said Lot 8, and all that part of said Lot 9, lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 5.1 acres.

TRACT NO. 22 (56 FW 1614)

Flowage Easement

All that part of the NW 10.0 acres of Lot 10, all that part of the NE 10.45 acres of Lot 10, and all that part of the south 20.0 acres of Lot 10 in Sec. 4, T 27 N, R 23 E of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 8.9 acres, including the bed and banks of Neosho River adjacent to said NW 10.0 acres of Lot 10, and said NE 10.45 acres of Lot 10.

Easement for Intermittent  
Flowage During Flood Periods

All that part of said NW 10.0 acres of Lot 10, all that part of said NE 10.45 acres of Lot 10, and all that part of said S 20.0 acres of Lot 10 lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 6.5 acres.

TRACT NO. 23 (56 FW 1606 Rev.)

Flowage Easement

All that part of the NE $\frac{1}{4}$  SW $\frac{1}{4}$ , and all that part of the N $\frac{1}{2}$  SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 10, T 27 N, R 23 E of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion on which the Grand River Dam Authority has the right of flowage, containing approximately 5.6 acres.

Easement for Intermittent  
Flowage During Flood Periods

All that part of said NE $\frac{1}{4}$  SW $\frac{1}{4}$ , and all that part of said N $\frac{1}{2}$  SE $\frac{1}{4}$  SW $\frac{1}{4}$ , lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 12.9 acres.

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

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

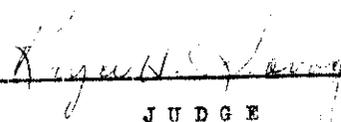
The Court specifically finds that publication service was had according to law, and the law made and provided in such cases, and the affidavit of the publisher as filed herein is hereby accepted and approved by the Court.

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

\_\_\_\_\_ of \_\_\_\_\_ County, Oklahoma;  
\_\_\_\_\_ of \_\_\_\_\_ County, Oklahoma;  
and \_\_\_\_\_ of \_\_\_\_\_ County, Oklahoma,

each a disinterested freeholder in the Northern District of Oklahoma, and not interested in any like question be, and they are hereby selected by the Judge of this Court from the regular jury list of names of this Court, and are appointed as commissioners to inspect said tracts of land as hereinabove described and consider the injury and assess the damages said defendants, as the owners thereof, or having any right, title or interest therein will sustain by reason of the condemnation and appropriation by the petitioner of a perpetual easement upon and over said lands to inundate, submerge and flow; and to enter upon said lands from time to time in the performance of said acts.

IT IS FURTHER ORDERED that the United States Marshal for the Northern District of Oklahoma, be, and he is hereby directed to summons forthwith each of said commissioners, and that said commissioners report to the Miami Hotel, in the city of Miami, Oklahoma, on the 26th day of March, 1945, at the hour of 9:30 o'clock a.m., for the purpose of taking the oath of office and the performance of their duties.

  
\_\_\_\_\_  
J U D G E

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,  
OKLAHOMA, containing approximately 17.53  
acres, more or less; and Israel Putnam,  
also known as Israel Putnam Williams, et  
al.,

Defendant.

CIVIL NO. 1207

FILED  
MAR 14 1948

H. P. WARFIELD  
CLERK U. S. DISTRICT COURT

ORDER APPOINTING COMMISSIONERS

NOW, on this 14<sup>th</sup> day of March, 1948, the above  
cause came on regularly for hearing upon the petition of the United  
States of America for an order appointing commissioners, and it  
appearing to the Court that the United States of America has the  
power and authority to acquire by eminent domain the estate in  
the land hereinafter described and the acquisition of said estate  
in said land is necessary for the purpose of relocating public  
roads and bridges which have been destroyed or materially impaired  
by the raising of the pool elevation of the Pensacola reservoir;  
providing access to and from lands, access to and from which by  
existing public roads has been destroyed or materially impaired  
by the raising of the pool elevation of the Pensacola reservoir,  
all incident to and in connection with the completion and full  
utilization of the Grand River Dam (Pensacola) Project.

The Court finds that pursuant to the Act of August 1, 1888,  
28 Stat. 357 (40 U. S. C. Sec. 267); the Act of February 26, 1931,  
46 Stat. 1421, (40 U. S. C. Secs. 266 (a) to 266 (e)); Title II  
of the Act of June 10, 1933, 46 Stat. 200-203 (40 U. S. C. Secs.  
401-403) as amended and supplemented; the Act of June 10, 1930,

41 Stat. 1063 (16 U. S. C. Sec. 809); Executive Order No. 8944, dated November 19, 1941; Title II of the Act of March 27, 1942, 56 Stat. 177 (50 U. S. C. 171 (a)); Executive Order No. 9366, dated July 30, 1943; and Executive Order No. 9373, dated August 30, 1943, the Secretary of the Interior is authorized to acquire in the name of the United States of America, said estate in said land.

That pursuant to and by virtue of said authority, the Secretary of the Interior has duly selected for acquisition by the United States for said public purposes, a perpetual easement for road purposes, subject to any existing rights held by the public, the State of Oklahoma, or any subdivision thereof, for road purposes, if any; and subject to the right of flowage, if any, held by the United States of America, and/or the Grand River Dam Authority, a public corporation, in and to the land, situate, lying and being in the County of Delaware, in the Northern District of the State of Oklahoma, within the jurisdiction of this Court, as follows, to wit:

TRACT NO. 1 (31 - FW-CR-1157)

Perpetual Easement for Road Purposes

All that part of the SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 6, T 25 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, particularly described as follows, to-wit:

A strip of land 80 feet in width the center line of which is described as follows:

Beginning at a point in the south boundary of said SW $\frac{1}{4}$  SE $\frac{1}{4}$  10.8 feet west of the southeast corner thereof, thence N. 55° 21' W. 143.1 feet; thence on a curve to the right of radius 477.7 feet a distance of 200.0 feet to a point 225.0 feet north and 264.9 feet west of said southeast corner, containing 0.6 acres, more or less.

**THIS TRACT NOT TO BE CONSIDERED - BEING EXCLUDED FROM THE PROCEEDING BY STIPULATION**

TRACT NO. 2 (31 - FW-CR-1157 A)

Perpetual Easement for Road Purposes

All that part of SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 6, 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 southwest corner of said SE $\frac{1}{4}$  SE $\frac{1}{4}$ , thence northerly along the west boundary thereof a distance of 41.2 feet; thence S. 55° 21' E. 72.3 feet to a point in the south boundary of said SE $\frac{1}{4}$  SE $\frac{1}{4}$ ; thence westerly along said south boundary a distance of 59.6 feet to the point of beginning, containing 0.03 acre, more or less.

TRACT NO. 3 (40 - FW-CR-1221)

Perpetual Easement for Road Purposes

All that part of the NW $\frac{1}{4}$  NE $\frac{1}{4}$  SW $\frac{1}{4}$  and all that part of the NE $\frac{1}{4}$  NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 31, T 26 N, R 24 E, of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, particularly described as follows, to-wit:

Beginning at a point in the north boundary of said NW $\frac{1}{4}$  NE $\frac{1}{4}$  SW $\frac{1}{4}$  121.6 feet west of the NE corner thereof, thence westerly along the north boundary of said NW $\frac{1}{4}$  NE $\frac{1}{4}$  SW $\frac{1}{4}$  and N $\frac{1}{2}$  NW $\frac{1}{4}$  SW $\frac{1}{4}$  a distance of 638.1 feet; thence south 15 feet, thence easterly parallel to the north boundary of said N $\frac{1}{2}$  NW $\frac{1}{4}$  SW $\frac{1}{4}$  a distance of 85.6 feet; thence southerly perpendicular to the north boundary of said NE $\frac{1}{4}$  NW $\frac{1}{4}$  SW $\frac{1}{4}$  a distance of 132.0 feet thence easterly parallel with the north boundary of said NE $\frac{1}{4}$  NW $\frac{1}{4}$  SW $\frac{1}{4}$  and NW $\frac{1}{4}$  NE $\frac{1}{4}$  SW $\frac{1}{4}$  a distance of 25.0 feet; thence northerly

TRACT NO. 3 (Continued)

perpendicular to the north boundary of said NW $\frac{1}{4}$  NE $\frac{1}{4}$  SW $\frac{1}{4}$  a distance of 132.0 feet; thence easterly parallel to the north boundary of said NW $\frac{1}{4}$  NE $\frac{1}{4}$  SW $\frac{1}{4}$  a distance of 527.3 feet; thence north 15 feet to the point of beginning, less that portion owned by the Grand River Dam Authority, containing 0.3 acre, more or less.

TRACT NO. 4 (40 - FW-CR-1222)

Perpetual Easement for Road Purposes

All that part of the SE $\frac{1}{4}$  SE $\frac{1}{4}$  NW $\frac{1}{4}$  and all that part of the SE $\frac{1}{4}$  SW $\frac{1}{4}$  NW $\frac{1}{4}$  of Sec. 31, T 26 N, R 24 E, of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, particularly described as follows, to-wit:

Beginning at a point in the south boundary of said SE $\frac{1}{4}$  SE $\frac{1}{4}$  NW $\frac{1}{4}$  121.6 feet from the SE corner thereof; thence westerly along the south boundary of said SW $\frac{1}{4}$  SE $\frac{1}{4}$  NW $\frac{1}{4}$  and SE $\frac{1}{4}$  SW $\frac{1}{4}$  NW $\frac{1}{4}$  a distance of 638.1 feet; thence north 3.0 feet; thence N. 89° 17' W. 0.0 feet; thence to the right on a curve of radius 158.29 feet a distance of 173.68 feet; thence N. 63° 55' E. 80.0 feet; thence S. 28° 25' E. 0.0 feet; thence to the left on a curve of radius 78.29 feet a distance of 85.9 feet; thence S. 89° 17' E. a distance of 638.1 feet; thence southerly 70.0 feet to the point of beginning, containing 2.4 acres, more or less.

TRACT NO. 5 (47 - FW-CR-1536)

Perpetual Easement for Road Purposes

The south 40.0 feet of the SE $\frac{1}{4}$  NE $\frac{1}{4}$  and the north 40.0 feet of the NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 22, T 27 N, R 23 E, of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, containing 2.4 acres, more or less.

TRACT NO. 6 (47 - FW-CR-1538 A)

Perpetual Easement for Road Purposes

The north 40.0 feet of the NW $\frac{1}{4}$  SE $\frac{1}{4}$ , the south 40.0 feet of the SW $\frac{1}{4}$  NE $\frac{1}{4}$  and the west 80 feet of the north 931 feet of the south 971 feet of said SE $\frac{1}{4}$  NE $\frac{1}{4}$ , all in Sec. 22, T 27 N, R 23 E, of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, containing 4.1 acres, more or less.

TRACT NO. 7 (47 - FW-CR-1539)

Perpetual Easement for Road Purposes

The south 40.0 feet of the east 157.0 feet of the SE $\frac{1}{4}$  NW $\frac{1}{4}$  of Sec. 22, T 27 N, R 23 E, of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, containing 0.1 acre, more or less.

TRACT NO. 8 (47 - FW-CR-1540)

Perpetual Easement for Road Purposes

All that part of the NE $\frac{1}{4}$  SW $\frac{1}{4}$  and all that part of the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 22, T 27 N, R 23 E, of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, particularly described as follows, to-wit:

The south 335 feet of the east 40.0 feet of said NW $\frac{1}{4}$  SW $\frac{1}{4}$  and the south 335 feet of the west 40.0 feet of said NE $\frac{1}{4}$  SW $\frac{1}{4}$  and the east 157.0 feet of the north 40.0 feet of said NE $\frac{1}{4}$  SW $\frac{1}{4}$ , containing 0.8 acre, more or less.

TRACT NO. 9 (47 - FW-CR-1543)

Perpetual Easement for Road Purposes

All that part of Lot 5 in Section 22, T 27 N, R 23 E, of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, particularly described as follows, to-wit:

Beginning at the NE corner of said Lot 5, thence westerly along the north boundary of said Lot 5 a distance of 300 feet; thence S. 0° 10' E. parallel with the east boundary of said Lot 5 a distance of 367.3 feet; thence S. 78° 46' E. 87.2 feet; thence N. 29° 05' E. 439.2 feet to the point of beginning, containing 1.6 acres, more or less.

TRACT NO. 10 (47 - FW-CR-1585)

Perpetual Easement for Road Purposes

The west 331.5 feet of the north 50 feet of the NE $\frac{1}{4}$  NW $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 22, T 27 N, R 23 E, of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, except that portion owned by the Grand River Dam Authority, containing approximately 0.6 acre.

TRACT NO. 11 (47 - FW-CR-1593)

Perpetual Easement for Road Purposes

All that part of the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 15, T 27 N, R 23 E, of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, particularly described as follows, to-wit:

Beginning at the SW corner of said SW $\frac{1}{4}$  SW $\frac{1}{4}$ ; thence northerly along the west boundary of said SW $\frac{1}{4}$  SW $\frac{1}{4}$  a distance of 60.0 feet; thence N. 89° 22' E. 135.6 feet; thence to the left on a curve of radius 146.6 feet a distance of 70.15 feet; thence N. 61° 57' E. 128.7 feet; thence S. 19° 39' E. 143.6 feet to a point in the south boundary of said SW $\frac{1}{4}$  SW $\frac{1}{4}$ ; thence westerly along said south boundary a distance of 364.7 feet to the point of beginning, containing 0.6 acre, more or less.

TRACT NO. 12 (47 - FW-CR-1596)

Perpetual Easement for Road Purposes

All that part of the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 22, T 27 N, R 23 E, of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, particularly described as follows, to-wit:

Beginning at a point in the north boundary of said NE $\frac{1}{4}$  NE $\frac{1}{4}$  1018.0 feet west of the NE corner thereof; thence easterly along the north boundary of said NE $\frac{1}{4}$  NE $\frac{1}{4}$  a distance of 525.0 feet; thence south 100.0 feet; thence westerly parallel to the north boundary of said NE $\frac{1}{4}$  NE $\frac{1}{4}$  a distance of 225.0 feet; thence north 60 feet; thence westerly parallel to the north boundary of said NE $\frac{1}{4}$  NE $\frac{1}{4}$  a distance of 300.0 feet; thence north 40.0 feet to the point of beginning, except that portion owned by the Grand River Dam Authority, containing 0.8 acre, more or less.

TRACT NO. 13 (47 - FW-CR-1597)

Perpetual Easement for Road Purposes

The south 40.0 feet of the west 525.0 feet of the east 1018.0 feet of the SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 15, T 27 N, R 23 E of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, containing 0.6 acre, more or less.

TRACT NO. 14 (49 - FW-CR-1511)

Perpetual Easement for Road Purposes

All that part of Lot 9, Ottawa Reserve, and all that part of Lot 1, Wyandotte Reserve, all in Sec. 18, T 27 N, R 24 E, of the Indian Base and Meridian, Quanaw Survey, in Ottawa County, Oklahoma, particularly described as follows, to-wit:

Beginning at the SE corner of said Lot 9, thence northerly along the east boundary of said Lot 9 a distance of 181.2 feet; thence N. 82° 01' W. 59.5 feet; thence S. 7° 59' W. 0.0 feet; thence to the right on a curve of radius 533.83 feet a distance of 182.71 feet; thence S. 27° 36' W. 222.8 feet; thence to the left on a curve of radius 399.22 feet a distance of 183.81 feet; thence S. 88° 47' E. 263.46 feet to a point in the east boundary of said Lot 1, thence northerly along the east boundary of said Lot 1, a distance of 363.3 feet to the point of beginning, containing 1.8 acres, more or less.

TRACT NO. 15 (49 - FW-CR-1513)

Perpetual Easement for Road Purposes

All that part of the NE<sup>1</sup> SE<sup>1</sup> of Sec. 18, T 27 N, R 24 E, of the Indian Base and Meridian, Wyandotte Reserve, in Ottawa County, Oklahoma, particularly described as follows, to-wit:

Beginning at a point in the east boundary of said NE<sup>1</sup> SE<sup>1</sup> 30.0 feet from the SE corner thereof; thence northerly along the east boundary of said NE<sup>1</sup> SE<sup>1</sup> a distance of 253.6 feet; thence N. 21° 12' W. 0.0 feet; thence to the left on a curve of radius 613.87 feet a distance of 29.99 feet; thence N. 24° 00' W. 73.3 feet; thence S. 66° 00' W. 80.0 feet; thence S. 24° 00' E. 73.3 feet; thence to the right on a curve of radius 533.87 feet a distance of 229.52 feet; thence S. 0° 38' W. 25.4 feet; thence S. 89° 22' E. 39.2 feet to the point of beginning, except that portion owned by the Grand River Dam Authority, containing 0.3 acre, more or less.

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

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

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

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that \_\_\_\_\_ of \_\_\_\_\_ County, Oklahoma,  
\_\_\_\_\_ of \_\_\_\_\_ County, Oklahoma, and  
\_\_\_\_\_ of \_\_\_\_\_ County, Oklahoma,

each a disinterested freeholder in the Northern District of Oklahoma, and not interested in any like question to, and they are hereby selected by the Judge of this Court from the regular jury list of names of this Court, and are appointed as commissioners to inspect said tract of land hereinabove described and consider the injury and assess the damages said defendants as the owners thereof or having any right, title or interest therein will sustain by reason of the condemnation and appropriation by the petitioner of a perpetual easement for road purposes, subject to any existing rights held by the public, the State of Oklahoma, or any subdivision thereof, for road purposes, if any, and subject to the right of flowage, if any, held by the United States of America, and/or the Grand River Dam Authority, a public corporation, in and to said land.

IT IS FURTHER ORDERED that the United States Marshal for the Northern District of Oklahoma, be, and he is hereby directed to summons forth- with each of said commissioners, and that said commissioners report at the Miami Hotel, in the City of Miami, Oklahoma, on the 26th day of March, 1945, at 9:30 a.m., for the purpose of taking the oath of office, and the performance of their duties.

  
\_\_\_\_\_  
J U D G E

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

UNITED STATES OF AMERICA,

Petitioner,

vs.

649.62 acres of land, more or less,  
situate in Mayes County, Oklahoma,  
and Garrie B. Adair, et al.,

Respondents.

No. 1317-Civil

*Filed Mar 19, 1945*  
*H. P. Warfield, Clerk*  
*U. S. District Court*

JUDGMENT CONFIRMING STIPULATIONS

Now on this 10th day of March, 1945, there comes on for hearing the matter of confirming stipulations, contracts and agreements entered into in open Court, as to the tracts of land involved herein and more particularly hereinafter designated and described, between the petitioner and respondents determined to be the rightful owners of said lands.

Thereupon, the Court proceeded to hear and pass upon said petition for condemnation, stipulations, contracts and agreements, and all other matters herein, and finds that:

(1) Each and all of the allegations in 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 Secretary of War, the person duly authorized by law to acquire the lands described in said document, for the purposes therein set forth, and at the direction of the Attorney General of the United States, the person authorized by law to direct the institution of such proceedings;

(3) In said Petition for Condemnation is set forth a statement of the authority under which, and the public use for which said lands were taken;

(4) A proper description of the lands sought to be taken, sufficient for the identification thereof, is set out in said Petition for Condemnation and 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 and notice of determining rightful owners and claimants was served upon each and all of the respondents named in said Petition for Condemnation, as required by law and the 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 same are in accordance with law.

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

(6) The Court finds that it is unnecessary to appoint commissioners because the stipulations, contracts and agreements which the government has are with the rightful owners and claimants who are parties respondent to this proceeding, and that the same are binding upon the United States of America and said parties respondent.

(7) The Court finds that the owners of the real estate hereinafter described and estates taken therein, and involved in this proceeding, all as determined by the Order Fixing Title entered herein, and therefore, the persons entitled to just compensation to be paid for said real estate hereinafter described, have signed binding written contracts, filed stipulations, or agreed in open court that the fair, cash, market value of the various tracts of land hereinafter described is all as hereinafter specifically set forth.

(8) The Court, having fully considered the Petition for Condemnation, and all proceedings had herein, and the Provisions of the Act of Congress approved June 26, 1938 (52 Stat. 1215) and an Act of Congress approved August 18, 1941 (35 U. S. C. A. 701b et seq.), and their amendments and other Acts of Congress of which said Acts are declaratory or amendatory, the Act of Congress approved December 17, 1941, designated "Flood Control, General" contained in the Third Supplemental National Defense Appropriation Act, 1942, the Acts of Congress approved August 1, 1888 (25 Stat. 357), and April 24, 1888 (25 Stat. 94), is of the opinion that the United States of America was and is entitled to take said property and have the title thereto vested in it, and that the alleged public purposes and uses, as set out in said Petition for Condemnation, are hereby adjudged to be in truth and in fact public purposes and uses within the meaning and purport of the above designated Acts of Congress.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the stipulations, contracts and written pleadings herein and agreements in open court are final and that the fair, cash, market value as to each of the tracts of land hereinafter designated and described, and the estates therein taken, as set forth and described in the Petition filed herein, is and shall be as follows, to-wit:

Tract No. 1353

West Half of the Southwest Quarter of the Southeast Quarter of the Southeast Quarter (W $\frac{1}{2}$  SW $\frac{1}{4}$  SE $\frac{1}{4}$  SE $\frac{1}{2}$ ) of Section Thirty-two (32), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 5 acres, more or less.

Total fair cash market value of . . . . . \$100.00

Tract No. 1443

West Half of the Southeast Quarter of the Southeast Quarter (W $\frac{1}{2}$  SE $\frac{1}{4}$  SE $\frac{1}{4}$ ) and East Half of the Southwest Quarter of the Southeast Quarter (E $\frac{1}{2}$  SW $\frac{1}{4}$  SE $\frac{1}{4}$ ) of Section Thirty-four (34), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 40 acres, more or less.

Total fair cash market value of . . . . . \$100.00

Tract No. 1476

Northwest Quarter of the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$  NW $\frac{1}{4}$  NW $\frac{1}{4}$ ) of Section Twenty-seven (27), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 10 acres, more or less.

Tract No. 1495-E

Lot Three (3) in Block One (1), being 50 feet by 50 feet square in a subdivision located west of the K. O. and G. Railroad right-of-way, in the West Half of the Northeast Quarter of the Northwest Quarter (W $\frac{1}{2}$  NE $\frac{1}{4}$  NW $\frac{1}{4}$ ) of Section Twenty-three (23), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 0.06 acre, more or less.

Total fair cash market value of . . . . . \$10.00

Tract No. 1614

South Half of the South Half of the South Half of the Southwest Quarter of the Northeast Quarter (S $\frac{1}{2}$  S $\frac{1}{2}$  S $\frac{1}{2}$  SW $\frac{1}{4}$  NE $\frac{1}{4}$ ), and the Southwest Quarter of the Northeast Quarter of the Southwest Quarter (SW $\frac{1}{4}$  NE $\frac{1}{4}$  SW $\frac{1}{4}$ ), and the Southeast diagonal 5 acres of the Northwest Quarter of the Northeast Quarter of the Southwest Quarter (NW $\frac{1}{4}$  NE $\frac{1}{4}$  SW $\frac{1}{4}$ ), and the Southeast diagonal 5 acres of the Southeast 10 acres of Lot Three (3), and all of Lot Four (4), except the Northwest diagonal 3.59 acres of the Northwest 7.18 acres thereof, all in Section Eighteen (18), Township Nineteen (19) North, Range Twenty (20) East of the Indian Base and Meridian; and the South Half of the Southeast Quarter of the Southeast Quarter (S $\frac{1}{2}$  SE $\frac{1}{4}$  SE $\frac{1}{4}$ ) of Section Thirteen (13), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Base and Meridian, except tracts of land described as follows:

BEGINNING at a point 43 rods West and 12 rods North of the Southeast corner of said Section 13, thence North 12.68 rods, thence West 12.68 rods, thence South 12.68 rods, thence East 12.68 rods to point of beginning, AND BEGINNING at the Southeast corner of the SW $\frac{1}{4}$  of the SE $\frac{1}{4}$  of the SE $\frac{1}{4}$ , thence West 189 feet, thence Northeasterly to a point on the East line of said SW $\frac{1}{4}$  of the SE $\frac{1}{4}$  and 222 feet North of said Southeast corner, thence North along said East line 6 feet, thence East 192 feet, thence South 228 feet, thence West 192 feet to the point of beginning, AND

Tract No. 1614 (Cont'd)

BEGINNING 240 feet South of the Northwest corner of the SW $\frac{1}{4}$  of the SE $\frac{1}{4}$  of the SE $\frac{1}{4}$ , thence East 210 feet, thence South 210 feet, thence West 210 feet, thence North 210 feet to the point of beginning;

All of the above tract of land being situated in Mayes County, Oklahoma, containing 72.25 acres, more or less.

Total, fair, cash, market value of . . . . . 2112.00

Tract No. 1630

North Half of the Northwest Quarter of the Southeast Quarter (N $\frac{1}{2}$  NW $\frac{1}{4}$  SE $\frac{1}{4}$ ), and Southeast Quarter of the Southwest Quarter of the Northeast Quarter (SE $\frac{1}{4}$  SW $\frac{1}{4}$  NE $\frac{1}{4}$ ), and Southwest 10 acres of Lot Seven (7), all in Section Fifteen (15), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 40 acres, more or less.

Total, fair, cash, market value of . . . . . 1000.00

Tract No. 1694

West Half of the Southwest Quarter of the Northwest Quarter (W $\frac{1}{2}$  SW $\frac{1}{4}$  NW $\frac{1}{4}$ ) of Section Five (5), and the Southeast Quarter of the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$  NE $\frac{1}{4}$ ) of Section Six (6), all in Township Nineteen (19) North, Range Nineteen (19) East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 30 acres, more or less.

Total, fair, cash, market value of . . . . . 2000.00

Tract No. 1726

Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$  SE $\frac{1}{4}$ ), and Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$  SW $\frac{1}{4}$ ), and Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$  NW $\frac{1}{4}$ ) of Section Ten (10), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 120 acres, more or less.

Total, fair, cash, market value of . . . . . 3200.00

Tract No. 1730

South Half of the Southeast Quarter of the Southeast Quarter (S $\frac{1}{2}$  SE $\frac{1}{4}$  SE $\frac{1}{4}$ ) of Section Ten (10), and Lot One (1) of Section Fifteen (15), all in Township Nineteen (19) North, Range Nineteen (19) East of the Indian Base and Meridian, together with all accretions thereto, situate in Mayes County, Oklahoma, containing 44.59 acres, more or less.

Total, fair, cash, market value of . . . . . 1100.00

Tract No. 1734

A tract of land in the Northeast Quarter (NE $\frac{1}{4}$ ) of Section Ten (10), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Base and Meridian, described as follows: Beginning at a point 20 chains West and 2 chains North of the Quarter section corner between Sections 10 and 11, Township 19 North, Range 19 East, thence North 3.165 chains, thence West 3.165 chains, thence South 3.165 chains, thence East 3.165 chains to the point of beginning, situate in Mayes County, Oklahoma, containing 1.0 acre, more or less.

Total, fair, cash, market value of . . . . . 20.00

Tract No. 1735

The West Half of the Southwest Quarter ( $W\frac{1}{2} SW\frac{1}{4}$ ), the South Half of the Northeast Quarter of the Southwest Quarter ( $S\frac{1}{2} NE\frac{1}{4} SW\frac{1}{4}$ ), and all that part of the Southeast Quarter of the Southwest Quarter ( $SE\frac{1}{4} SW\frac{1}{4}$ ) lying westerly of the centerline of K. O. and G. Railroad, all in Section Eleven (11), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Base and Meridian, EXCEPT 3.07 acres of land, more or less, for said Railroad right-of-way described as follows: A strip of land 50 feet wide, lying on the westerly side of, immediately adjacent and parallel to, said centerline and extending from the south line of said  $SE\frac{1}{4}$  of  $SW\frac{1}{4}$  to the north line thereof; and a strip of land 100 feet in width, 50 feet on each side of, immediately adjacent and parallel to, said centerline and extending from the south line of said  $S\frac{1}{2}$  of  $NE\frac{1}{4}$  of  $SW\frac{1}{4}$  to the east line thereof, said centerline described as entering the  $NW\frac{1}{4}$  of  $NE\frac{1}{4}$  of  $NW\frac{1}{2}$  in Section 14 on its south line at a point 380 feet, more or less, west of the Southeast corner thereof, thence northeasterly on a straight and curved line to the north line of said  $SE\frac{1}{4}$  of  $SW\frac{1}{4}$  in Section 11, and 260 feet west of the Northeast corner thereof, thence northeasterly on a curved line to the east line of said  $S\frac{1}{2}$  of  $NE\frac{1}{4}$  of  $SW\frac{1}{4}$  and 580 feet north of the Southeast corner thereof, situate in Mayes County, Oklahoma, said tract containing 121.08 acres, more or less.

Tract No. 1802

A tract of land in the Southwest Quarter of the Northeast Quarter ( $SW\frac{1}{4} NE\frac{1}{4}$ ) in Section Thirty-Four (34), Township Twenty (20) North, Range Nineteen (19) East of the Indian Base and Meridian, described as follows: BEGINNING at a point 30 chains South of the one-half section corner between Section 27 and Section 34, thence East 3.165 chains, thence North 3.165 chains, thence West 3.165 chains, thence South 3.165 chains to point of beginning, containing 1 acre, more or less, situate in Mayes County, Oklahoma.

Tract No. 1804

The Northeast Quarter of the Northwest Quarter ( $NE\frac{1}{4} NW\frac{1}{4}$ ), and the West Half of the Northwest Quarter of the Northeast Quarter ( $W\frac{1}{2} NW\frac{1}{4} NE\frac{1}{4}$ ), in Section Thirty-Four (34), Township Twenty (20) North, Range Nineteen (19) East of the Indian Base and Meridian, EXCEPT a strip of land 16.5 feet in width lying along the East and South side of the  $SW\frac{1}{4}$  of  $NW\frac{1}{4}$  of  $NE\frac{1}{4}$ , situate in Mayes County, Oklahoma, containing 59.75 acres, more or less.

Tract No. 1873

The West Half ( $W\frac{1}{2}$ ) of Lot Thirteen (13), and Lots Fourteen (14), Fifteen (15), Sixteen (16) and Seventeen (17), in Block Twelve (12), and Lots Six (6) and Seven (7), in Block Thirteen (13), Townsite of Gateway City, in Section Thirty-three (33), Township Twenty-one (21) North, Range Nineteen (19) East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing .35 acre, more or less.

Tract No. 1926

The Northeast Quarter of the Southwest Quarter of the Northeast Quarter ( $NE\frac{1}{4} SW\frac{1}{4} NE\frac{1}{4}$ ) and the North Half of the Northwest Quarter of the Southeast Quarter of the Northeast Quarter ( $N\frac{1}{2} NW\frac{1}{4} SE\frac{1}{4} NE\frac{1}{4}$ ) of Section Twelve (12), Township Twenty (20) North, Range Nineteen (19) East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 15.0 acres, more or less.

Tract No. 1956

The East Half of the Northeast Quarter of the Southeast Quarter ( $E\frac{1}{2} NE\frac{1}{4} SE\frac{1}{4}$ ), and the East 17.70 acres of Lot Seven (7), in Section Five (5), Township Twenty (20) North, Range Twenty (20) East of the Indian Meridian, including all accretions, relictions and erosions thereto, situate in Mayes County, Oklahoma, containing 39.5 acres, more or less.

Tract No. 1959

The Southwest Quarter of the Southeast Quarter ( $SW\frac{1}{4} SE\frac{1}{4}$ ), and the Southeast Quarter of the Southeast Quarter of the Southwest Quarter ( $SE\frac{1}{4} SE\frac{1}{4} SW\frac{1}{4}$ ), in Section Four (4), Township Twenty (20) North, Range Twenty (20) East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 50.0 acres, more or less.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT that the petitioner, the United States of America, deposit with the Clerk of this Court as the registrar of the Court, the total sum of Twenty-nine Thousand Eight Hundred fifteen and No/100 Dollars (\$29,815.00) representing the total compensation for the tracts of land hereinabove set forth and described, and that upon depositing said sum as aforesaid with the Clerk of this Court, as aforesaid, the lands and estates taken will be deemed to have been condemned and taken for the uses and purposes of the United States of America, and the right to the compensation in said amount as hereinabove set forth will vest in the persons lawfully entitled thereto.

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

*Raymond H. ...*  
\_\_\_\_\_  
JUDGE

O.K.  
UNITED STATES OF AMERICA, Petitioner

By *Curtis ...*  
\_\_\_\_\_  
Special Attorney-Dept. of Justice

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

UNITED STATES OF AMERICA,

Petitioner,

vs.

649.62 acres of land, more or less,  
situate in Mayes County, Oklahoma,  
and Carrie E. Adair, et al.,

Respondents.

No. 1317-Civil

F T L F

MAR 19 1945

H. P. WARFIELD  
CLERK U. S. DISTRICT COURT

ORDER FOR PAYMENT TO ATTORNEY AND GUARDIAN AD LITEM

Now on this 19<sup>th</sup> day of March, 1945, this cause came on to be heard, and the Court, having been fully advised in the premises, finds that Maurice F. Ellison, of Tulsa, Oklahoma, a member of the Bar of the State of Oklahoma, and of this Court, has performed valuable services in this cause as Guardian ad Litem for Annie Bat, a minor, and as attorney for John Ketcher and Winston Eugene Douglas, also known as Winton Eugene Douglas, respondents in military service.

IT IS, THEREFORE, ORDERED that the petitioner, the United States of America, pay the said Maurice F. Ellison the sum of Fifty  
\_\_\_\_\_ Dollars in payment of his services rendered in  
this cause.

Wayne N. Savage  
JUDGE

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

UNITED STATES OF AMERICA,

Petitioner,

vs.

649.62 acres of land, more or less,  
situate in Mayes County, Oklahoma,  
and Carrie B. Adair, et al.,

Respondents.

No. 1317-Civil

FILED

MAR 24 1945

H. F. WARFIELD  
CLERK U. S. DISTRICT COURT

ORDER FIXING TITLE

Now on this 23rd day of March, 1945, the above cause comes on for hearing, pursuant to regular assignment and notice thereof, for the determination of the rightful claimants in and to any funds that may be deposited in the above entitled proceeding for the rightful claimants there- to as the owners of the real estate and estates therein taken and involved in this proceeding.

The Court hears evidence and finds that the title to the real estate and estates therein taken by these proceedings was and is vested in the following persons and parties as follows, to-wit:

Tract No. 1353

West Half of the Southwest Quarter of the Southeast Quarter of the Southeast Quarter ( $W\frac{1}{2} SW\frac{1}{4} SE\frac{1}{4} SE\frac{1}{4}$ ) of Section Thirty-two (32), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 5 acres, more or less.

Tract No. 1443

West Half of the Southeast Quarter of the Southeast Quarter ( $W\frac{1}{2} SE\frac{1}{4} SE\frac{1}{4}$ ) and East Half of the Southwest Quarter of the Southeast Quarter ( $E\frac{1}{2} SW\frac{1}{4} SE\frac{1}{4}$ ) of Section Thirty-four (34), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 40 acres, more or less.

Tract No. 1476

Northwest Quarter of the Northwest Quarter of the Northwest Quarter ( $NW\frac{1}{4} NW\frac{1}{4} NW\frac{1}{4}$ ) of Section Twenty-seven (27), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 10 acres, more or less.

Tract No. 1495-E

Lot Three (3) in Block One (1), being 50 feet by 50 feet square in a subdivision located west of the K. O. and G. Railroad right-of-way, in the West Half of the Northeast Quarter of the Northwest Quarter ( $W\frac{1}{2} NE\frac{1}{4} NW\frac{1}{4}$ ) of Section Twenty-three (23), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 0.06 acre, more or less.

Tract No. 1614

South Half of the South Half of the South Half of the Southwest Quarter of the Northeast Quarter ( $S\frac{1}{2} S\frac{1}{2} S\frac{1}{2} SW\frac{1}{4} NE\frac{1}{4}$ ), and the Southwest Quarter of the Northeast Quarter of the Southwest Quarter ( $SW\frac{1}{4} NE\frac{1}{4} SW\frac{1}{4}$ ), and the Southeast diagonal 5 acres of the Northwest Quarter of the Northeast Quarter of the Southwest Quarter ( $NW\frac{1}{4} NE\frac{1}{4} SW\frac{1}{4}$ ), and the Southeast diagonal 5 acres of the Southeast 10 acres of Lot Three (3), and all of Lot Four (4), except the Northwest diagonal 3.59 acres of the Northwest 7.18 acres thereof, all in Section Eighteen (18), Township Nineteen (19) North, Range Twenty (20) East of the Indian Base and Meridian; and the South Half of the Southeast Quarter of the Southeast Quarter ( $S\frac{1}{2} SE\frac{1}{4} SE\frac{1}{4}$ ) of Section Thirteen (13), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Base and Meridian, except tracts of land described as follows:

BEGINNING at a point 48 rods West and 12 rods North of the Southeast corner of said Section 13, thence North 12.68 rods, thence West 12.68 rods, thence South 12.68 rods, thence East 12.68 rods to point of beginning, AND BEGINNING at the Southeast corner of the  $SW\frac{1}{4}$  of the  $SE\frac{1}{4}$  of the  $SE\frac{1}{2}$ , thence West 189 feet, thence Northeasterly to a point on the East line of said  $SW\frac{1}{4}$  of the  $SE\frac{1}{2}$  of the  $SE\frac{1}{4}$  and 222 feet North of said Southeast corner, thence North along said East line 6 feet, thence East 192 feet, thence South 228 feet, thence West 192 feet to the point of beginning, AND

Tract No. 1614 (Cont'd)

BEGINNING 240 feet South of the Northwest corner of the SW $\frac{1}{4}$  of the SE $\frac{1}{4}$  of the SE $\frac{1}{4}$ , thence East 210 feet, thence South 210 feet, thence West 210 feet, thence North 210 feet to the point of beginning;

All of the above tract of land being situated in Mayes County, Oklahoma, containing 72.25 acres, more or less.

**Title vested in John Ketcher, Annie Hat, T. E. Gilliland and Callie W. Gilliland.**

*Subject to Encumbrance of Cedar Crest Security Club.*

Tract No. 1630

North Half of the Northwest Quarter of the Southeast Quarter (N $\frac{1}{2}$  NW $\frac{1}{4}$  SE $\frac{1}{4}$ ), and Southeast Quarter of the Southwest Quarter of the Northeast Quarter (SE $\frac{1}{4}$  SW $\frac{1}{4}$  NE $\frac{1}{4}$ ), and Southwest 10 acres of Lot Seven (7), all in Section Fifteen (15), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 40 acres, more or less.

**Title vested in W. D. Anison and Dorothy Hudson.**

Tract No. 1694

West Half of the Southwest Quarter of the Northwest Quarter (W $\frac{1}{2}$  SW $\frac{1}{4}$  NW $\frac{1}{4}$ ) of Section Five (5), and the Southwest Quarter of the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$  NE $\frac{1}{4}$ ) of Section Six (6), all in Township Nineteen (19) North, Range Nineteen (19) East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 30 acres, more or less.

**Title vested in E. A. LaFollette and Lottie LaFollette.**

Tract No. 1726

Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$  SE $\frac{1}{4}$ ), and Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$  SW $\frac{1}{4}$ ), and Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$  NW $\frac{1}{4}$ ) of Section Ten (10), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 120 acres, more or less.

**Title vested in Kiss Richardson and Stella Richardson.**

Tract No. 1730

South Half of the Southeast Quarter of the Southeast Quarter (S $\frac{1}{2}$  SE $\frac{1}{4}$  SE $\frac{1}{4}$ ) of Section Ten (10), and Lot One (1) of Section Fifteen (15), all in Township Nineteen (19) North, Range Nineteen (19) East of the Indian Base and Meridian, together with all accretions thereto, situate in Mayes County, Oklahoma, containing 44.59 acres, more or less.

**Title vested in Nettie Scott Lucas.**

Tract No. 1734

A tract of land in the Northeast Quarter (NE $\frac{1}{4}$ ) of Section Ten (10), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Base and Meridian, described as follows: Beginning at a point 20 chains West and 2 chains North of the Quarter section corner between Sections 10 and 11, Township 19 North, Range 19 East, thence North 3.165 chains, thence West 3.165 chains, thence South 3.165 chains, thence East 3.165 chains to the point of beginning, situate in Mayes County, Oklahoma, containing 1.0 acre, more or less.

**Title vested in Board of County Commissioners of Mayes County, Oklahoma.**

Tract No. 1735

The West Half of the Southwest Quarter ( $W\frac{1}{2} SW\frac{1}{4}$ ), the South Half of the Northeast Quarter of the Southwest Quarter ( $S\frac{1}{2} NE\frac{1}{4} SW\frac{1}{4}$ ), and all that part of the Southeast Quarter of the Southwest Quarter ( $SE\frac{1}{4} SW\frac{1}{4}$ ) lying westerly of the centerline of K. O. and G. Railroad, all in Section Eleven (11), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Base and Meridian, EXCEPT 3.07 acres of land, more or less, for said Railroad right-of-way described as follows: A strip of land 50 feet wide, lying on the westerly side of, immediately adjacent and parallel to, said centerline and extending from the south line of said  $SE\frac{1}{4}$  of  $SW\frac{1}{4}$  to the north line thereof; and a strip of land 100 feet in width, 50 feet on each side of, immediately adjacent and parallel to, said centerline and extending from the south line of said  $S\frac{1}{2}$  of  $NE\frac{1}{4}$  of  $SW\frac{1}{4}$  to the east line thereof, said centerline described as entering the  $NW\frac{1}{4}$  of  $NE\frac{1}{4}$  of  $NW\frac{1}{4}$  in Section 14 on its south line at a point 380 feet, more or less, west of the Southeast corner thereof, thence northeasterly on a straight and curved line to the north line of said  $SE\frac{1}{4}$  of  $SW\frac{1}{4}$  in Section 11, and 360 feet west of the Northeast corner thereof, thence northeasterly on a curved line to the east line of said  $S\frac{1}{2}$  of  $NE\frac{1}{4}$  of  $SW\frac{1}{4}$  and 580 feet north of the Southeast corner thereof, situate in Mayes County, Oklahoma, said tract containing 121.08 acres, more or less.

Tract No. 1802

A tract of land in the Southwest Quarter of the Northeast Quarter ( $SW\frac{1}{4} NE\frac{1}{4}$ ) in Section Thirty-four (34), Township Twenty (20) North, Range Nineteen (19) East of the Indian Base and Meridian, described as follows: BEGINNING at a point 30 chains South of the one-half section corner between Section 27 and Section 34, thence East 2.165 chains, thence North 3.165 chains, thence West 3.165 chains, thence South 3.165 chains to point of beginning, containing 1 acre, more or less, situate in Mayes County, Oklahoma.

Tract No. 1804

The Northeast Quarter of the Northwest Quarter ( $NE\frac{1}{4} NW\frac{1}{4}$ ), and the West Half of the Northwest Quarter of the Northeast Quarter ( $W\frac{1}{2} NW\frac{1}{4} NE\frac{1}{4}$ ), in Section Thirty-Four (34), Township Twenty (20) North, Range Nineteen (19) East of the Indian Base and Meridian, EXCEPT a strip of land 16.5 feet in width lying along the East and South side of the  $SW\frac{1}{4}$  of  $NW\frac{1}{4}$  of  $NE\frac{1}{4}$ , situate in Mayes County, Oklahoma, containing 59.75 acres, more or less.

Tract No. 1873

The West Half ( $W\frac{1}{2}$ ) of Lot Thirteen (13), and Lots Fourteen (14), Fifteen (15), Sixteen (16) and Seventeen (17), in Block Twelve (12), and Lots Six (6) and Seven (7), in Block Thirteen (13), Townsite of Gateway City, in Section Thirty-three (33), Township Twenty-one (21) North, Range Nineteen (19) East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing .35 acres, more or less.

Tract No. 1926

The Northeast Quarter of the Southwest Quarter of the Northeast Quarter ( $NE\frac{1}{4} SW\frac{1}{4} NE\frac{1}{4}$ ) and the North Half of the Northwest Quarter of the Southeast Quarter of the Northeast Quarter ( $N\frac{1}{2} NW\frac{1}{4} SE\frac{1}{4} NE\frac{1}{4}$ ) of Section Twelve (12), Township Twenty (20) North, Range Nineteen (19) East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 15.0 acres, more or less.

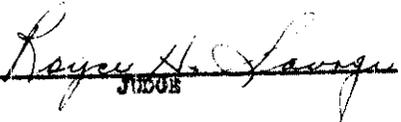
Tract No. 1956

The East Half of the Northeast Quarter of the Southeast Quarter ( $E\frac{1}{2} NE\frac{1}{4} SE\frac{1}{4}$ ), and the East 17.70 acres of Lot Seven (7), in Section Five (5), Township Twenty (20) North, Range Twenty (20) East of the Indian Meridian, including all accretions, relictions and erosions thereto, situate in Mayes County, Oklahoma, containing 39.5 acres, more or less.

Tract No. 1959

The Southwest Quarter of the Southeast Quarter ( $SW\frac{1}{4} SE\frac{1}{4}$ ), and the Southeast Quarter of the Southeast Quarter of the Southwest Quarter ( $SE\frac{1}{4} SE\frac{1}{4} SW\frac{1}{4}$ ), in Section Four (4), Township Twenty (20) North, Range Twenty (20) East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 50.0 acres, more or less.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the title to the above described real estate and estates therein taken by these proceedings was and is vested in the persons herein set out as to each particular tract of land and said persons are entitled to receive just compensation for the taking of said lands in this proceeding. Such right to receive the just compensation is subject to the paramount lien and payment of any and all taxes due, assessable and exigible, of whatever nature.

  
\_\_\_\_\_  
JUDGE

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

John A. Robinson, et al

Plaintiffs,

vs.

No. 1428 C. ✓

J. M. Kurn, et al

Defendants.

**FILED**  
MAR 19 1945

**H. P. WARFIELD**  
CLERK U. S. DISTRICT COURT

O R D E R

Upon written stipulation of the parties,

IT IS HEREBY ORDERED that the above entitled cause  
be and the same is hereby dismissed with prejudice at the  
cost of the defendants.

Dated this 19 day of March, 1945.

(s) Royce H. Savage  
District Judge.

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

CHESTER BOWLES, Administrator  
Office of Price Administration,  
Plaintiff,  
vs.  
THE NATIONAL SUPPLY COMPANY,  
a Corporation,  
Defendant

CIVIL NO. 1479  
**FILED**  
MAR 19 1945

J U D G E M E N T

H. P. WARFIELD  
CLERK U. S. DISTRICT COURT

On the 19th day of March, 1945, this matter

came on for hearing, plaintiff being represented by his attorneys and the defendant being represented by its attorneys. The parties hereto presented to the Court a formal stipulation signed by their respective attorneys wherein it was agreed and admitted by the defendant that:

It has violated the provisions of Maximum Price Regulation No. 136 in that it has sold used machines and parts without expressly invoicing them as guaranteed and rebuilt, and has failed to issue binding written guarantys of satisfactory operation for a period of not less than 60 days, charging and receiving therefor prices in excess of fifty-five (55) percent of the new base price of said machines and parts.

The Court having examined the stipulation, having been advised that the defendant and the plaintiff have agreed upon the amount of damages to be paid by the defendant as treble damages, and being otherwise well and fully advised in the premises finds that a permanent injunction as agreed upon by the parties, should issue, and that the complaint of plaintiff in so far as it prays for damages should be dismissed.

IT IS THE COURT'S ORDER, A. J. D. O. D. ORDERED that:

The plaintiff's prayer for damages be, and it is hereby, dismissed;

The defendant, its agents, servants, employees and representatives, and each of them be, and they are hereby, permanently enjoined

from violating the provisions of Maximum Price Regulation No. 136  
as said Regulation has been, or may hereafter be, amended or revised.

It is further ordered that the costs of this action be,  
and they are hereby assessed against the defendant, save and except  
the Solicitor's Fee which is hereby waived.

*Signed*

*Rayce H. Savage*  
United States District Judge.

*A. J. Thomas K. Vance*

*Attorneys for Plaintiff*

*W. H. Martin, James S. Williams & Co. Inc.*  
*Suppliers to National Supply Co.*



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

CHESTER BOWLES, Administrator,  
Office of Price Administration,

Plaintiff,

vs.

JAMES ANDERSON,  
d/b/a Loreine Hotel,

Defendant.

CIVIL NO. 1249

FILED  
IN OPEN COURT  
MAR 20 1945

J U D G M E N T

H. P. WARFIELD  
CLERK U. S. DISTRICT COURT

Now on this 20th day of March 1945, this cause came on for hearing on the supplemental complaint of the plaintiff for judgment for overcharges for rent against the defendant herein, at which time plaintiff and defendant appeared by and through their respective counsels of record, at which time a formal stipulation was presented wherein it was agreed that a judgment against the defendant should issue, and the Court having heard the statement of counsel and being fully advised in the premises herein, finds that the plaintiff is entitled to judgment in the sum of \$1,000.00.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED, that the plaintiff recover judgment in the sum of \$1,000.00 to be paid to the Treasurer of the United States within 30 days from date of this order for overcharges for rent of rooms in the Loreine Hotel, Sapulpa, Oklahoma.

IT IS FURTHER ORDERED that defendant pay the cost accrued herein.

Approved:

James Anderson

Wesley P. Street

Signed

Raymond N. Savage  
United States District Judge for  
the Northern District of Oklahoma

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

MAR 20 1945

H. P. WARFIELD  
CLERK U. S. DISTRICT COURT

United States of America,

Plaintiff,

vs.

Norma Rylander,

Defendant.

No. 1357 CIVIL

ORDER APPROVING MARSHAL'S SALE

NOW, on this 20 day of March, 1945 comes the plaintiff, United States of America, by its attorney, Wm. Knight Powers, Assistant United States Attorney, in and for the Northern District of Oklahoma, and moves this Court to confirm the sale of real estate made by the United States Marshal for the Northern District of Oklahoma, on the 3rd day of March, 1945, to W. A. Richardson, under an execution and order of sale issued out of the office of the Clerk of the United States District Court for the Northern District of Oklahoma, dated the 22nd day of January, 1945, of the following property, to-wit:

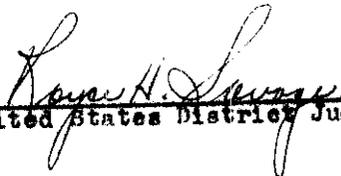
Lots Five (5) and Six (6), Block Nine (9),  
Townsite of Langley, State of Oklahoma,

and the Court having carefully examined the proceedings of said Marshal under said execution and order of sale, is satisfied that the same has been performed in all respects in conformity with law and that due and legal notice of said sale was given by publication for 30 days in the Mayes County Democrat, a newspaper printed in

Mayes County, State of Oklahoma, as shown by proof of publication on file herein, and that on the day fixed therein, to-wit: the 3rd day of March, 1945, said property was sold to W. A. Richardson, he being the highest and best bidder therefor, and the Clerk is accordingly directed to make an entry on the journal of said Court that the Court is satisfied with the legality of said sale and no exceptions being filed nor objections made,

IT IS ORDERED AND ADJUDGED by the Court that said sale and the proceedings be, and the same are hereby approved and confirmed.

IT IS FURTHER ORDERED that John P. Logan, United States Marshal for the Northern District of Oklahoma, make and execute to the said purchaser at said sale, W. A. Richardson, a good and sufficient deed for the premises so sold.

  
United States District Judge

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

UNITED STATES OF AMERICA,

Petitioner

vs.

1,056.037 acres of land, more  
or less, situate in Mayes County,  
Oklahoma, and Clem Alberty, et  
al.,

Respondents

No. 1306-Civil

FILED

MAR 27 1945

FINAL JUDGMENT

W. P. WARFIELD  
CLERK OF DISTRICT COURT

Now on this 21<sup>st</sup> day of March, 1945, it appears to the Court that in accordance with the judgment heretofore entered on the 15th day of February, 1945, the sum of \$37,565.00, which represents the fair, cash, market value as determined by said judgment as to the real estate therein described, and hereinafter described and involved in this proceeding, has been deposited with the Clerk of this Court.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the full, absolute, fee simple title, subject to existing easements for public roads and highways, public utilities, railroads and pipe lines, as to that particular real estate designated and described as follows,  
to-wit:

Tract No. 1305

The Southwest diagonal one-half of the Southwest Quarter of the Southwest Quarter of the Southeast Quarter of the Southwest Quarter ( $SW\frac{1}{4} SW\frac{1}{4} SE\frac{1}{4} SW\frac{1}{4}$ ), and the Southeast diagonal one-half of the Southeast Quarter of the Southeast Quarter of the Southwest Quarter ( $SE\frac{1}{4} SE\frac{1}{4} SW\frac{1}{4}$ ), of Section Thirty-Four (34), Township Nineteen (19) North, Range Eighteen (18) East of the Indian Meridian, situate in Mayes County, Oklahoma, containing 6.25 acres, more or less.

Tract No. 1453

3 acres squarely off the south side of the Southwest Quarter of the Southwest Quarter of the Northeast Quarter ( $SW\frac{1}{4} SW\frac{1}{4} NE\frac{1}{4}$ ) of Section Thirty-Five (35), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Meridian, including all accretions, relictions and erosions thereto, EXCEPT a right-of-way for the K. O. & C. Railroad described as follows: A strip of land 100 feet in width, 50 feet on each side of the center line of said Railroad, and extending across said 3 acres, said centerline entering at a point on the south line of said Lot 6, 1015 feet west of the Southeast corner thereof; thence northerly on a straight and curved line to a point on the north line of said subdivision 1125 feet, more or less, west of the Northeast corner thereof. ALSO EXCEPT an additional strip of right-of-way 50 feet in width and lying on the easterly side of and immediately adjacent and parallel to the first described 100 foot strip of right-of-way, said strip extending across said 3 acres, containing .8 acre, more or less, all situate in Mayes County, Oklahoma, said tract containing 2.2 acres, more or less.

Tract No. 1461

The Southwest Quarter of the Southwest Quarter of the Southeast Quarter ( $SW\frac{1}{4} SW\frac{1}{4} SE\frac{1}{4}$ ) of Section Twenty-Six (26), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Meridian, EXCEPT a right-of-way for the K. O. & C. Railroad, situate in Mayes County, Oklahoma, containing 8.12 acres, more or less.

Tract No. 1464

The North Half of the Northeast Quarter of the Northwest Quarter ( $N\frac{1}{2} NE\frac{1}{4} NW\frac{1}{4}$ ) of Section Twenty-Six (26), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Meridian, EXCEPT a right-of-way for the K. O. & C. Railroad described as follows: A strip of land 100 feet in width, 50 feet on each side of the centerline of said Railroad and extending across said  $N\frac{1}{2}$  of  $NE\frac{1}{4}$  of  $NW\frac{1}{4}$ , said centerline described as entering at a point on the south line of the  $NE\frac{1}{4}$  of  $NW\frac{1}{4}$  870 feet, more or less, West of the Southeast corner thereof; thence Northwesterly on a straight line to a point on the north line of  $NE\frac{1}{4}$  of  $NW\frac{1}{4}$  60 feet, more or less, west of the Northeast corner thereof, containing 1.6 acres, more or less, all situate in Mayes County, Oklahoma, said tract containing 18.4 acres, more or less.

Tract No. 1471

All the following described land lying in Lots Six (6) and Seven (7), Section Twenty-Six (26), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Meridian, including all accretions thereto: BEGINNING at a point in the West boundary of said Lot 7 and 1231.5 feet, more or less, North of the Southwest corner thereof; thence North along said West boundary of Lots 7 and 6, 114.3 feet, more or less; thence East 90° about 800 feet to the West bank of Grand River; thence South along said river bank to a point due East of the point of beginning; thence West 90° about 800 feet to point of beginning, situate in Mayes County, Oklahoma, and containing 2.8 acres, more or less.

Tract No. 1495

The Northeast Quarter of the Northwest Quarter of the Northeast Quarter ( $NE\frac{1}{4}NW\frac{1}{4}NE\frac{1}{4}$ ), the West Half of the Northwest Quarter of the Northeast Quarter ( $W\frac{1}{2}NW\frac{1}{4}NE\frac{1}{4}$ ), all that part of the East Half of the Northeast Quarter of the Northwest Quarter ( $E\frac{1}{2}NE\frac{1}{4}NW\frac{1}{4}$ ) lying North of Spring Creek, all that part of the West Half of the Northeast Quarter of the Northwest Quarter ( $W\frac{1}{2}NE\frac{1}{4}NW\frac{1}{4}$ ) lying West of the centerline of the K. O. & G. Railroad, and that part lying East of said Railroad centerline and North of Spring Creek, all in Section Twenty-Three (23), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Meridian, EXCEPT 4.48 acres, more or less, for the K. O. & G. Railroad right-of-way described as follows: A strip of land 100 feet in width extending across the Southwest Quarter of the Northeast Quarter of the Northwest Quarter ( $SW\frac{1}{4}NE\frac{1}{4}NW\frac{1}{4}$ ), lying on the Westerly side of, and immediately adjacent and parallel to, the centerline of said K. O. & G. Railroad, said centerline entering the Southwest Quarter of the Northeast Quarter of the Northwest Quarter ( $SW\frac{1}{4}NE\frac{1}{4}NW\frac{1}{4}$ ) in Section Twenty-Three (23) on its South line at a point 370 feet West of the Southeast corner thereof, thence running Northerly on a curved line to the North line of said subdivision at a point 320 feet, more or less, West of the Northeast corner thereof; AND EXCEPT a strip of land 200 feet in width, 100 feet on each side of, and immediately adjacent and parallel to, the centerline of said Railroad and extending across the Northwest Quarter of the Northeast Quarter of the Northwest Quarter ( $NW\frac{1}{4}NE\frac{1}{4}NW\frac{1}{4}$ ), said centerline entering said subdivision on its South line 410 feet, more or less, East of the Southwest corner thereof, thence Northwesterly on a curved and straight line to the West line of the Southwest Quarter of the Southeast Quarter of the Southwest Quarter ( $SW\frac{1}{4}SE\frac{1}{4}SW\frac{1}{4}$ ) in Section Fourteen (14), Township Nineteen (19) North, Range Nineteen (19) East, 250 feet North of the Southwest corner thereof; AND ALSO EXCEPT a tract of land in said Northwest Quarter of the Northeast Quarter of the Northwest Quarter ( $NW\frac{1}{4}NE\frac{1}{4}NW\frac{1}{4}$ ) known as Lot One (1), Block Two (2), more particularly described as follows: COMMENCING at a point of intersection of the East right-of-way line of said Railroad and North line of said subdivision, thence South 90 feet along said right-of-way line to point of beginning, thence continuing along right-of-way line 40 feet, thence East 100 feet, thence Northwesterly parallel to said right-of-way line 40 feet, thence West 100 feet to point of beginning; ALSO EXCEPT the following parcels of land: Lots 3, 11, 12, 13 and 15, in Block 1, which parcels are part of a subdivision of the West Half of the Northeast Quarter of the Northwest Quarter ( $W\frac{1}{2}NE\frac{1}{4}NW\frac{1}{4}$ ) of said Section Twenty-three (23), according to the unrecorded plat and survey thereof made for John M. Cooper, all situate in Mayes County, Oklahoma, said tract containing 60.0 acres, more or less.

Tract No. 1495-B

Lots Eleven (11), Twelve (12) and Thirteen (13) in Block One (1), a Subdivision in the West Half of the Northeast Quarter of the Northwest Quarter ( $W\frac{1}{2} NE\frac{1}{4} NW\frac{1}{4}$ ) of Section Twenty-Three (23), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Meridian, more particularly described as follows: BEGINNING at a point on the West line and 150 feet South of the Northwest corner of said West Half of the Northeast Quarter of the Northwest ( $W\frac{1}{2} NE\frac{1}{4} NW\frac{1}{4}$ ) of Section Twenty-Three (23), thence East 50 feet, thence North to West line of K. O. & G. Railroad right-of-way, thence Northwesterly along the West line of said K. O. & G. Railroad right-of-way to the West line of said West Half of the Northeast Quarter of the Northwest Quarter ( $W\frac{1}{2} NE\frac{1}{4} NW\frac{1}{4}$ ), thence South along said West line to point of beginning, containing 0.1 acre, more or less, all situate in Mayes County, Oklahoma.

Tract No. 1530

A portion of Lots One (1) and Two (2), Block N, Cedar Crest Lakes Subdivision No. 1, in Section Twenty-Four (24), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Meridian, as shown by the recorded plat thereof, said portion being described as follows: BEGINNING at the Southwest corner of Lot 1; thence North  $18^{\circ} 45'$  West, a distance of 60 feet to a point; thence North  $23^{\circ} 00'$  East, a distance of 50 feet to a point, said point being on the East property line, 85 feet from the Southeast corner of Lot 1; thence North  $25^{\circ} 45'$  West, 42 feet, more or less, along and with the said East property line of the tract to a point on the North line of Lot 2, said point being 23 feet, more or less, Southwesterly from the Northeast corner of Lot 2; thence Southwesterly along and with the North line of Lot 2 and Southwesterly and Southeasterly along and with the North and West lines of Lot 1 to the Southwest corner thereof, or the point of beginning, all situate in Mayes County, Oklahoma, said tract containing .13 acre, more or less.

Tract No. 1532

A portion of Lots Two (2) and Three (3) in Block N, Cedar Crest Lakes Subdivision No. 1, in Section Twenty-Four (24), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Meridian, as shown by the recorded plat thereof, said portion being described as follows: BEGINNING at a point North  $25^{\circ} 45'$  West, a distance of 85 feet, from the Southwest corner of Lot 2; thence North  $55^{\circ} 45'$  East, a distance of 72 feet, more or less, to a point on the East line of Lot 3, said point being 110 feet, from the Southeast corner of said Lot 3; thence Northerly along and with the East line of Lot 3 to the Northeast corner thereof; thence Southwesterly along and with the North line of Lots 3 and 2 to a point, said point being 23 feet, more or less, West from the Northwest corner of Lot 3; thence South  $25^{\circ} 45'$  East 40 feet, more or less, to point of beginning, situate in Mayes County, Oklahoma, said tract containing .057 acre, more or less.

Tract No. 1616

The Northeast Quarter of the Southeast Quarter of the Southwest Quarter ( $NE\frac{1}{4} SE\frac{1}{4} SW\frac{1}{4}$ ) of Section Eighteen (18), Township Nineteen (19) North, Range Twenty (20) East of the Indian Meridian, situate in Mayes County, Oklahoma, containing 10.0 acres, more or less.

Tract No. 1622

The Southwest Quarter of the Southwest Quarter of the Southeast Quarter ( $SW\frac{1}{4} SW\frac{1}{4} SE\frac{1}{4}$ ), the Southwest Quarter of the Southeast Quarter of the Southwest Quarter of the Southeast Quarter ( $SW\frac{1}{4} SE\frac{1}{4} SW\frac{1}{4} SE\frac{1}{4}$ ), the Southeast Quarter of the Southeast Quarter of the Southwest Quarter ( $SE\frac{1}{4} SE\frac{1}{4} SW\frac{1}{4}$ ), and the Southwest Quarter of the Southeast Quarter of the Southwest Quarter ( $SW\frac{1}{4} SE\frac{1}{4} SW\frac{1}{4}$ ), EXCEPT 0.3 acres, more or less, for the K. O. & G. Railroad right-of-way described as follows: A strip of land 100 feet in width, 50 feet on each side of, and immediately adjacent and parallel to center line of said Railroad in the Southwest Quarter of the Southeast Quarter of the Southwest Quarter ( $SW\frac{1}{4} SE\frac{1}{4} SW\frac{1}{4}$ ) of said Section Fourteen (14), said center line entering the North Half of the Northeast Quarter of the Northwest Quarter ( $NE\frac{1}{2} NE\frac{1}{4} NW\frac{1}{4}$ ) in Section Twenty-Three (23), Township Nineteen (19) North, Range Nineteen (19) East on its South line 410 feet East of the Southwest corner thereof, thence Northwesterly on a curved and straight line to the West line of said Southwest Quarter of the Southeast Quarter of the Southwest Quarter ( $SW\frac{1}{4} SE\frac{1}{4} SW\frac{1}{4}$ ) in Section Fourteen (14), 250 feet North of the Southwest corner thereof and Lot Seven (7), LESS right-of-way being a strip of land 150 feet in width, 100 feet on the West side and 50 feet on the East side of and immediately adjacent and parallel to the center line of said Railroad, said center-line entering at a point in the East boundary of said Lot Seven (7) and 320 feet, more or less, North of the Southeast corner thereof; thence running Northerly on a straight and curved line to a point in the North boundary of said Lot Seven (7), and 125 feet, more or less, West of the Northeast corner thereof, containing 3.31 acres, more or less; all in Section Fourteen (14), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Meridian, situate in Mayes County, Oklahoma, said tract containing 43.49 acres, more or less.

Tract No. 1627

The Northwest 10 acres of Lot One (1), in Section Fourteen (14), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Meridian, situate in Mayes County, Oklahoma.

Tract No. 1642

The East Half of the East Half of the East Half of the Northeast Quarter ( $E\frac{1}{2} E\frac{1}{2} E\frac{1}{2} NE\frac{1}{4}$ ), the West Half of the Northeast Quarter of the Northeast Quarter ( $W\frac{1}{2} NE\frac{1}{4} NE\frac{1}{4} NE\frac{1}{4}$ ), the East Half of the East Half of the Northwest Quarter of the Northeast Quarter of the Northeast Quarter ( $E\frac{1}{2} E\frac{1}{2} NW\frac{1}{4} NE\frac{1}{4} NE\frac{1}{4}$ ), the Northwest Quarter of the Southeast Quarter of the Northeast Quarter of the Northeast Quarter ( $NW\frac{1}{4} SE\frac{1}{4} NE\frac{1}{4} NE\frac{1}{4}$ ), and the East Half of the Northeast Quarter of the Southwest Quarter of the Northeast Quarter of the Northeast Quarter ( $E\frac{1}{2} NE\frac{1}{4} SW\frac{1}{4} NE\frac{1}{4}$ ), in Section Seventeen (17), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Meridian, situate in Mayes County, Oklahoma, containing 31.25 acres, more or less.

Tract No. 1658

The Northeast Quarter ( $NE\frac{1}{4}$ ), and the Northwest Quarter of the Southeast Quarter ( $NW\frac{1}{4} SE\frac{1}{4}$ ) of Section Eleven (11), Township Nineteen (19) North, Range Eighteen (18) East of the Indian Meridian, SUBJECT TO a right-of-way for the M. K. & T. Railroad and a highway right-of-way, situate in Mayes County, Oklahoma, containing 200.0 acres, more or less.

Tract No. 1662

Lot Thirteen (13) and the South 7.0 acres of the East 13.62 acres of Lot Ten (10), in Section One (1), Township Nineteen (19) North, Range Eighteen (18) East of the Indian Meridian, subject to highway right-of-way, situate in Mayes County, Oklahoma, containing 50.31 acres, more or less.

Tract No. 1669

The South 18.12 acres of Lot Eight (8), and Lot Eleven (11), in Section One (1), Township Nineteen (19) North, Range Eighteen (18) East of the Indian Meridian, situate in Mayes County, Oklahoma, containing 54.60 acres, more or less.

Tract No. 1672

Lot Eight (8), in Section Twelve (12), Township Nineteen (19) North, Range Eighteen (18) East of the Indian Meridian, situate in Mayes County, Oklahoma, containing 37.42 acres, more or less.

Tract No. 1673

The Southwest 10.96 acres of Lot Three (3), and the Northwest 10.02 acres of Lot Four (4), in Section Seven (7), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Meridian, situate in Mayes County, Oklahoma, containing 20.98 acres, more or less.

Tract No. 1688

and

Tract No. 1689

The South Half of the Southwest Quarter of the Southeast Quarter ( $S\frac{1}{2} SW\frac{1}{4} SE\frac{1}{4}$ ) in Section Six (6); and the East Half of the Northwest Quarter of the Northeast Quarter ( $E\frac{1}{2} NW\frac{1}{4} NE\frac{1}{4}$ ) in Section Seven (7), all in Township Nineteen (19) North, Range Nineteen (19) East of the Indian Meridian, situate in Mayes County, Oklahoma, containing 40.0 acres, more or less.

Tract No. 1691

The South Half of the Northeast Quarter of the Southeast Quarter ( $S\frac{1}{2} NE\frac{1}{4} SE\frac{1}{4}$ ), and the Southeast Quarter of the Southeast Quarter ( $SE\frac{1}{4} SE\frac{1}{4}$ ) in Section Six (6), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Meridian, situate in Mayes County, Oklahoma, containing 60.0 acres, more or less.

Tract No. 1710

Lot One (1) in Section Eight (8); and the Southwest 9.96 acres of Lot One (1) in Section Nine (9); all in Township Nineteen (19) North, Range Nineteen (19) East of the Indian Meridian, situate in Mayes County, Oklahoma, containing 28.06 acres, more or less.

Tract No. 1736

The Southeast Quarter of the Northwest Quarter ( $SE\frac{1}{4} NW\frac{1}{4}$ ), and the North Half of the Northeast Quarter of the Southwest Quarter ( $N\frac{1}{2} NE\frac{1}{4} SW\frac{1}{4}$ ), in Section Eleven (11), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Meridian, LESS a tract of land described as follows: BEGINNING at the Northwest corner of the Northeast Quarter of the Southwest Quarter ( $NE\frac{1}{4} SW\frac{1}{4}$ ), thence South 251 feet, thence East 381 feet, thence Northeasterly 519 feet to the Quarter Section Line, thence West 651 feet, more or less, to the point of beginning, containing 4.5 acres, more or less, all situate in Mayes County, Oklahoma, said tract containing 55.5 acres, more or less.

Tract No. 1743

Beginning at the Northwest corner of the Northeast Quarter of the Northeast Quarter ( $NE\frac{1}{4} NE\frac{1}{4}$ ) of Section Eleven (11), Township Nineteen (19) North, Range Nineteen (19) East of the Indian Meridian; thence East about 330 feet to the East side of the Creek in rear of Lot Eleven (11), Block One (1); thence Southwest along the West end of Lots Eleven (11) to Thirty-Seven (37) of Block One (1); thence North to point of beginning, and all accretions thereto, containing about 2.54 acres, more or less, situate in the Townsite of Murphy, in Mayes County, Oklahoma.

Tract No. 1825

The East Half of the Northeast Quarter of the Northwest Quarter ( $E\frac{1}{2} NE\frac{1}{4} NW\frac{1}{4}$ ) in Section Thirteen (13); the East 3.33 acres of the Southwest Quarter of the Northeast Quarter of the Southwest Quarter ( $SW\frac{1}{4} NE\frac{1}{4} SW\frac{1}{4}$ ), the East 6.67 acres of the West Half of the Southeast Quarter of the Southwest Quarter ( $W\frac{1}{2} SE\frac{1}{4} SW\frac{1}{4}$ ), the East Half of the Southeast Quarter of the Southwest Quarter ( $E\frac{1}{2} SE\frac{1}{4} SW\frac{1}{4}$ ), the Southeast Quarter of the Northeast Quarter of the Southwest Quarter ( $SE\frac{1}{4} NE\frac{1}{4} SW\frac{1}{4}$ ), and all that part of the Southwest Quarter of the Northwest Quarter of the Southeast Quarter ( $SW\frac{1}{4} NW\frac{1}{4}$

Tract No. 1825  
(CONTINUED)

SE $\frac{1}{4}$ ) lying West of centerline of M. K. & T. Railroad, in Section Twelve (12), all in Township Twenty (20) North, Range Eighteen (18) East of the Indian Meridian, SUBJECT to a right-of-way for said M. K. & T. Railroad, containing 5.21 acres, more or less, all situate in Mayes County, Oklahoma, said tract containing 64.40 acres, more or less.

Tract No. 1878

Lot One (1) of Block Fourteen (14) of Townsite of Gateway City, in Section Thirty-Three (33), Township Twenty-One (21) North, Range Nineteen (19) East of the Indian Meridian, situate in Mayes County, Oklahoma, and containing .28 acre, more or less.

Tract No. 1881

The Northwest Quarter (NW $\frac{1}{4}$ ) of Lot Eight (8) (otherwise described as all of Lot 8 except the Northeast 9.4 acres and the South 17.5 acres), in Section Twenty-Seven (27), Township Twenty (20) North, Range Nineteen (19) East of the Indian Meridian, including all accretions, relictions and erosions thereto, situate in Mayes County, Oklahoma, containing 5.1 acres, more or less.

Tract No. 1915

Lot Four (4) in Section Fourteen (14), and the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$  NW $\frac{1}{4}$ ) in Section Thirteen (13), all in Township Twenty (20) North, Range Nineteen (19) East of the Indian Meridian, and including all accretions, relictions and erosions thereto, situate in Mayes County, Oklahoma, containing 54.30 acres, more or less.

Tract No. 1928

The Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$  NE $\frac{1}{4}$ ), and the Northeast Quarter of the Northwest Quarter of the Northeast Quarter (NE $\frac{1}{4}$  NW $\frac{1}{4}$  NE $\frac{1}{4}$ ) of Section Twelve (12); and Lot Ten (10) of Section One (1), all in Township Twenty (20) North, Range Nineteen (19) East of the Indian Meridian, including all accretions, relictions and erosions thereto, situate in Mayes County, Oklahoma, containing 74.1 acres, more or less.

Tract No. 1955

The West Half of the West Half of the Southwest Quarter ( $W\frac{1}{2} W\frac{1}{2} SW\frac{1}{4}$ ), and the Southwest Quarter of the Southwest Quarter of the Northwest Quarter ( $SW\frac{1}{4} SW\frac{1}{4} NW\frac{1}{4}$ ) in Section Four (4); and Lot One (1), and the East Half of the Southeast Quarter of the Northeast Quarter ( $E\frac{1}{2} SE\frac{1}{4} NE\frac{1}{4}$ ) in Section Five (5), all in Township Twenty (20) North, Range Twenty (20) East of the Indian Meridian, situate in Mayes County, Oklahoma, containing 111.95 acres, more or less.

Tract No. 1958

Lot One (1) in Section Eight (8), Township Twenty (20) North, Range Twenty (20) East of the Indian Meridian, and including all accretions, relictions and erosions thereto, situate in Mayes County, Oklahoma, containing 2.7 acres, more or less.

did, on the depositing of said sum of \$37,565.00 with the Clerk of this Court as aforesaid, vest in the United States of America, and the United States of America is hereby adjudged to have acquired said real estate and estate therein as hereinabove set out, exclusive of any and all other claims made or that might be made thereto.

12 Royce H. Savage

J. H. S.

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

Herbert C. Hovenden, and the City of  
Sapulpa, Oklahoma, upon the relation  
of Herbert C. Hovenden,

Plaintiffs,

vs.

Charles E. Potter, Bess K. Potter,  
Orrin T. Potter, C. W. Mandler,  
Morris Schuman, J. V. Frazier,  
Glenn G. Young, J. D. Wilson,  
A. G. Kirby, Nina Kirby, The Board  
of Education of the City of  
Sapulpa of the State of Oklahoma,  
a municipal corporation, C. Blaine,  
Ronda L. Lawson, V. E. Sherman,  
Iva Sherman, W. S. Daly, L. S.  
Shanks, Edith Claire Casebolt,  
Claude Walters, Willis A. Blankenship,  
Edge Blankenship, H. F. Patrick,  
Mary K. Patrick, J. F. Pritchard,  
Bertha Pritchard, Harvey Smith,  
C. C. Warren, Rachel M. Vickers  
and R. E. Brown,

Defendants.

FILED  
MAR 22 1945

H. P. WARFIELD  
CLERK U. S. DISTRICT COURT

Number 1051 Civil.

DECREE.

This cause comes on to be heard on this 20th day of February, 1945,  
and the parties hereto appearing by their respective attorneys of record,  
and the Court having heard the evidence, and being fully advised; IT IS ORDERED,  
ADJUDGED AND DECREED, AS FOLLOWS:

I.

That the hereinafter described lots, tracts and parcels of land are  
located within the boundaries of Street Improvement District Number 30 of  
the City of Sapulpa, Oklahoma; that benefit assessments were legally levied  
against each of such lots for the purpose of providing revenue to pay the  
cost of paving and other street improvements within such district. That such  
assessments became payable in ten (10) annual installments, each of which  
included an equal one-tenth of the amount of the assessment, with interest  
upon the unpaid balance thereof, at the rate of seven (7) per cent per annum  
to the due date of such respective installments. That the first installment  
became payable on the first day of September, 1926, and an additional install-

ment became payable on the first day of September of each subsequent year; and that the unpaid balance of principal and interest upon each delinquent installment bears penalty at the rate of twelve (12) per cent per annum from the date upon which it became due and payable.

II.

That the following installments upon the assessment which was levied against Lot Twelve (12), in Block Eight (8), Frank and Root Addition to the City of Sapulpa, Oklahoma, remain delinquent and unpaid:

Year:	Amount of installment:	Year:	Amount of installments:
1929 - - - - -	\$38.26	1933 - - - - -	\$30.90
1930 - - - - -	36.27	1934 - - - - -	29.12
1931 - - - - -	34.48	1935 - - - - -	27.33
1932 - - - - -	32.69		

That the following installments upon the assessment which was levied against Lot Thirteen (13), in Block Eight (8), Frank and Root Addition to the City of Sapulpa, Oklahoma, remain delinquent and unpaid:

Year:	Amount of installment:	Year:	Amount of installment:
1929 - - - - -	\$43.36	1933 - - - - -	\$34.31
1930 - - - - -	41.32	1934 - - - - -	32.18
1931 - - - - -	39.28	1935 - - - - -	31.14
1932 - - - - -	37.24		

That the following installments upon the assessment which was levied against Lot A, in Block Nine (9), Frank and Root Addition to the City of Sapulpa, Oklahoma, remain due and unpaid:

Year:	Amount of installment:	Year:	Amount of installment:
1926 - - - - -	\$59.74	1931 - - - - -	\$47.15
1927 - - - - -	56.95	1932 - - - - -	44.90
1928 - - - - -	54.50	1933 - - - - -	42.38
1929 - - - - -	52.05	1934 - - - - -	39.38
1930 - - - - -	49.60	1935 - - - - -	36.16

That the following installments upon the assessment which was levied against Lot Two (2), in Block Nine (9), Frank and Root Addition to the City of Sapulpa, Oklahoma, remain delinquent and unpaid:

1926- - - - -	\$49.80	1931 - - - - -	\$39.32
1927- - - - -	47.48	1932 - - - - -	37.28
1928- - - - -	45.44	1933 - - - - -	35.15
1929- - - - -	43.40	1934 - - - - -	33.01
1930- - - - -	41.36	1935 - - - - -	31.17

That the following installments upon the assessment which was levied against lot seven (7), in Block Nine (8), Frank and Root Addition to the City of Sapulpa, Oklahoma, remain delinquent and unpaid:

Year:	Amount of installment:	Year:	Amount of installment:
1926	249.80	1931	39.28
1927	47.48	1932	37.28
1928	45.44	1933	35.25
1929	43.40	1934	33.21
1930	41.36	1935	31.17

That the following installments remain delinquent and unpaid upon the assessment which was levied against lot eight (8), in Block Nine (9), Frank and Root Addition to the City of Sapulpa, Oklahoma:

Year	Amount of installment:	Year:	Amount of installment:
1926	249.80	1931	39.28
1927	47.48	1932	37.28
1928	45.44	1933	35.25
1929	43.40	1934	33.21
1930	41.36	1935	31.17

That the following installments remain delinquent and unpaid upon the assessment which was levied against Lot Nine (9), in Block Nine (9), Frank and Root Addition to the City of Sapulpa, Oklahoma:

Year	Amount of installment:	Year:	Amount of installment:
1926	249.80	1931	39.28
1927	47.48	1932	37.28
1928	45.44	1933	35.25
1929	43.40	1934	33.21
1930	41.36	1935	31.17

That the following installments remain delinquent and unpaid upon the assessment which was levied against Lot Fourteen (14), in Block Ten (10), Frank and Root Addition to the City of Sapulpa, Oklahoma:

Year	Amount of installment:	Year	Amount of installment:
1926	249.80	1931	39.28
1927	47.48	1932	37.28
1928	45.44	1933	35.25
1929	43.40	1934	33.21
1930	41.36	1935	31.17

That the following installments remain delinquent and unpaid upon the assessment which was levied against Lot Fifteen (15), in Block Ten (10), Frank and Root Addition to the City of Sapulpa, Oklahoma:

Year:	Amount of installment:	Year:	Amount of installment:
1926	249.80	1931	39.28
1927	47.48	1932	37.28
1928	45.44	1933	35.25
1929	43.40	1934	33.21
1930	41.36	1935	31.17

That the following installments remain delinquent and unpaid upon the assessment which was made and levied against Lot Sixteen (16), in Block Ten (10), Frank and Root Addition to the City of Sapulpa, Oklahoma:

Year:	Amount of installment:	Year:	Amount of installment:
1926 - - - - -	\$49.80	1931	\$39.31
1927 - - - - -	47.48	1932	37.28
1928 - - - - -	45.44	1933	35.24
1929 - - - - -	43.40	1934	33.21
1930 - - - - -	41.36	1935	31.17

That the following installments remain delinquent and unpaid upon the assessment which was levied against Lot Five (5), in Block Nine (9), Frank and Root Addition to the City of Sapulpa, Oklahoma:

Year:	Amount of installment:	Year:	Amount of installment:
1926 - - - - -	\$49.78	1931	\$39.31
1927 - - - - -	47.46	1932	37.27
1928 - - - - -	45.43	1933	35.24
1929 - - - - -	43.39	1934	33.20
1930 - - - - -	41.35	1935	31.16

That the following installments remain delinquent and unpaid upon the assessment which was levied against Lot Six (6), in Block Nine (9), Frank and Root Addition to the City of Sapulpa, Oklahoma:

Year:	Amount of installment:	Year:	Amount of installment:
1926 - - - - -	\$49.78	1931	\$39.31
1927 - - - - -	47.46	1932	37.27
1928 - - - - -	45.43	1933	35.24
1929 - - - - -	43.39	1934	33.20
1930 - - - - -	41.35	1935	31.16

That the following installments remain delinquent and unpaid upon the assessment which was levied against Lot Ten (10), in Block Nine (9), Frank and Root Addition to the City of Sapulpa, Oklahoma:

Year:	Amount of installment:	Year:	Amount of installment:
1926 - - - - -	\$49.78	1931	\$39.31
1927 - - - - -	47.46	1932	37.27
1928 - - - - -	45.43	1933	35.24
1929 - - - - -	43.39	1934	33.20
1930 - - - - -	41.35	1935	31.16

That the following installments remain delinquent and unpaid upon the assessment which was levied against Lot Thirteen (13), in Block Ten (10), Frank and Root Addition to the City of Sapulpa, Oklahoma:

Year:	Amount of installment:	Year:	Amount of installment:
1926 - - - - -	\$49.78	1931 - - - - -	\$39.31
1927 - - - - -	47.46	1932 - - - - -	37.27
1928 - - - - -	45.43	1933 - - - - -	35.24
1929 - - - - -	43.39	1934 - - - - -	33.20
1930 - - - - -	41.35	1935 - - - - -	31.16

That the following installments remain delinquent and unpaid upon the assessment which was levied against Lot Seventeen (17), in Block Ten (10), Frank and Root Addition to the City of Sapulpa, Oklahoma:

Year:	Amount of installment:	Year:	Amount of installment:
1926	649.78	1931	370.31
1927	47.46	1932	37.27
1928	45.43	1933	35.24
1929	43.39	1934	33.20
1930	41.35	1935	31.16

That the following installments remain delinquent and unpaid upon the assessment which was levied against Lot Eighteen (18), in Block Ten (10), Frank and Root Addition to the City of Sapulpa, Oklahoma:

Year:	Amount of installment:	Year:	Amount of installment:
1926	649.78	1931	370.31
1927	47.46	1932	37.27
1928	45.43	1933	35.24
1929	43.39	1934	33.20
1930	41.35	1935	31.16

That the following installments remain delinquent and unpaid upon the assessment which was levied against Lot Eleven (11), in Block Nine (9), Frank and Root Addition to the City of Sapulpa, Oklahoma:

Year:	Amount of installment:	Year:	Amount of installment:
1926	674.58	1931	458.90
1927	71.10	1932	55.85
1928	68.05	1933	52.78
1929	65.00	1934	49.68
1930	61.95	1935	46.65

That the following installments remain delinquent and unpaid upon the assessment which was levied against Lot Twelve (12), in Block Ten (10), Frank and Root Addition to the City of Sapulpa, Oklahoma:

Year:	Amount of installment:	Year:	Amount of installment:
1926	674.58	1931	458.90
1927	71.10	1932	55.85
1928	68.05	1933	52.78
1929	65.00	1934	49.68
1930	61.95	1935	46.65

That the following installments remain delinquent and unpaid upon the assessment which was levied against Lot Nineteen (19), in Block Ten (10), Frank and Root Addition to the City of Sapulpa, Oklahoma:

Year:	Amount of installment:	Year:	Amount of installment:
1929	643.40	1933	425.45
1930	41.36	1934	35.31
1931	39.32	1935	31.17
1932	37.28		

That the following installments are delinquent and unpaid upon the assessment which was levied against Lot Twenty-one (21), in Block Ten (10), Frank and Root Addition to the City of Sapulpa, Oklahoma:

Year:	Amount of installment:	Year:	Amount of installment:
1929 - - - - -	\$43.30	1931 - - - - -	\$35.85
1930 - - - - -	41.36	1932 - - - - -	31.51
1931 - - - - -	37.32	1933 - - - - -	31.17
1932 - - - - -	37.28		

That the following installments remain delinquent and unpaid upon the assessment which was levied against Lot Twenty-two (22), in Block Ten (10), Frank and Root Addition to the City of Sapulpa, Oklahoma:

Year:	Amount of installment:
1934 - - - - -	\$33.21
1935 - - - - -	31.17

That the following installments remain delinquent and unpaid upon the assessment which was levied against Lot B, in Block Ten (10), Frank and Root Addition to the City of Sapulpa, Oklahoma:

Year:	Amount of installment:	Year:	Amount of installment:
1926 - - - - -	\$59.74	1931 - - - - -	\$27.15
1927 - - - - -	56.95	1932 - - - - -	24.79
1928 - - - - -	54.50	1933 - - - - -	22.78
1929 - - - - -	52.05	1934 - - - - -	17.38
1930 - - - - -	49.60	1935 - - - - -	16.16

That the following installments remain delinquent and unpaid upon the assessment which was levied against Lot Eleven (11), in Block Six (6), Five Place Addition to the City of Sapulpa, Oklahoma:

Year:	Amount of installment:	Year:	Amount of installment:
1926 - - - - -	\$11.07	1931 - - - - -	\$ 7.16
1927 - - - - -	8.64	1932 - - - - -	6.79
1928 - - - - -	8.27	1933 - - - - -	6.41
1929 - - - - -	7.90	1934 - - - - -	6.04
1930 - - - - -	7.53	1935 - - - - -	5.67

That the following installments are due and unpaid upon the assessment which was levied against Lot Twelve (12), in Block Six (6), Five Place Addition to the City of Sapulpa, Oklahoma:

Year:	Amount of installment:	Year:	Amount of installment:
1926 - - - - -	\$25.59	1931 - - - - -	\$19.88
1927 - - - - -	24.01	1932 - - - - -	18.36
1928 - - - - -	22.98	1933 - - - - -	17.82
1929 - - - - -	21.85	1934 - - - - -	16.79
1930 - - - - -	20.95	1935 - - - - -	15.76

III.

That the respective installments which are delinquent and unpaid upon the assessments which were levied against the aforementioned and described lots, with penalty thereon from the first day of September of the year such respective installments became due and payable, at the rate of twelve (12) per cent per annum, constitutes a valid and subsisting lien against the lot against which the respective assessment was levied, with the improvements thereon, if any; that such lien is co-equal with the lien of other taxes, and will continue as such valid and subsisting lien thereon until the amount of such assessment, with interest and penalty thereon, is fully paid, or until such respective lots are sold in the manner provided by the statutes of the State of Oklahoma for the collection of delinquent taxes.

IV.

That the plaintiffs' claims for the enforcement of delinquent installments upon the assessments which were levied against Lots One (1), Two (2), Three (3), Four (4), Five (5), Six (6) and Seven (7), in Block Seven (7), Frank and Root Addition to the City of Sapulpa, Oklahoma, have been compromised in the manner provided by rule 23(a) of the Rules of Civil Procedure Governing the District Courts of the United States; and such compromise has operated to extinguish the lien of the assessment which was levied against each of such respective lots.

V.

That the plaintiff, Herbert C. Hovenson, have and receive the sum of five hundred dollars (\$500.00), which is now held by the Clerk of this Court, and which represents the aforementioned compromise; and that such sum be applied upon the payment, in part, of the amount which remains unpaid upon the bonds owned by him.

VI.

That the plaintiffs have and recover judgment against the defendant, The Board of Education of the City of Sapulpa of the State of Oklahoma, for the amount of nine hundred eighty and 95/100 dollars (\$980.95), with interest thereon at the rate of six (6) per cent per annum from this date.

VII.

That plaintiffs have and recover the costs of this action.

1st Royce H. Savage  
Judge.

Approved as to form, and receipt  
of copy acknowledged, this 12th  
day of March, 1945.

Geo. H. Jennings  
Attorney for Plaintiffs.

Ired H. Patrick  
Attorney for Defendants, V. E. Sherman,  
E. F. Patrick, Mary E. Patrick,  
J. F. Fritchard and Bertha Fritchard.

A. E. Stephenson  
Attorney for Defendant, E. E. Brown.

Marcus Bonetta

Ired H. Speckman  
Attorneys for Defendant, The Board  
of Education of the City of Sapulpa  
of the State of Oklahoma.

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Libelant,

vs.

One 1941 Ford Super Deluxe  
two door Coach Automobile,  
Motor No. 18-6,406,563, and  
Approximately 8 Gallons of  
Assorted Taxpaid Intoxi-  
cating Liquors seized there-  
in ; Oakley Andrew Pappan,  
Mrs. Celeste Pappan, and the  
First National Bank, Claremore,  
Oklahoma,

Claimants.

No. 1385 CIVIL

FILED

MAR 20 1945

H. P. WARFIELD  
CLERK U. S. DISTRICT COURT

JOURNAL ENTRY OF JUDGMENT

NOW on this 22nd day of February, 1945, this cause of action having come on before the Court, pursuant to regular assignment, libelant appearing by William Knight Powers, Assistant United States Attorney for the Northern District of Oklahoma, and the claimant, Mrs. Celeste Pappan, appearing by her counsel of record, Harry Seaton, Attorney at Law, and the First National Bank of Claremore, Oklahoma, appearing by Tom Kite, Attorney at Law, Claremore, Oklahoma, and it appearing that the claimant, Oakley Andrew Pappan has filed herein his disclaimer of interest in and to such properties being sought to be forfeited, the libelant and said claimants having presented their evidence and rested, and the Court, after hearing the arguments of counsel and being fully advised in the premises, finds that said automobile, insofar as the interest of Mrs. Celeste Pappan is concerned, should be, and the same is hereby

declared forfeited, and the Court further finds that the claim of the First National Bank of Claremore, Oklahoma had been acquired by said bank in good faith and while said claimant, Mrs. Celeste Pappan, bore no record or reputation as to dealing in intoxicating liquors, the Court finds that the intoxicating liquors sought to be forfeited should, and the same are ordered forfeited.

IT IS THEREFORE ORDERED, ADJUDGED and DECREED by the Court that a forfeiture herein be, and the same is hereby allowed as to the described 1941 Ford Super Deluxe Coupe Automobile, Motor No. 18-6,405,563, insofar as the interest and rights of the claimant, Mrs. Celeste Pappan, are concerned.

IT IS FURTHER ORDERED, ADJUDGED and DECREED by the Court that a forfeiture herein be, and the same is hereby allowed as to approximately eight (8) gallons of assorted taxpaid intoxicating liquors described in this action, which intoxicating liquors are ordered delivered to the Secretary of the Treasury of the United States, or his agents or employees for proper and lawful disposition.

IT IS FURTHER ORDERED, ADJUDGED and DECREED by the Court that such forfeiture as to the said described automobile be, and the same is hereby remitted and mitigated as to the interest of the First National Bank of Claremore, Oklahoma, therein, it appearing that the First National Bank of Claremore, Oklahoma has a chattel mortgage upon said vehicle with an unpaid balance thereon of One Hundred Nineteen Dollars and Seventy-five Cents

(\$119.75) to secure a note executed by the claimant, Mrs. Celeste Pappan, upon which the balance owing is as above set out, together with interest at 10% per annum from the 29th day of December, 1944, together with attorneys' fees in the amount of \$10.00 plus 10% of the principal then due, making a total claim owing to said bank in the amount of One Hundred Twenty Dollars and Sixty-three Cents (\$120.63) plus attorneys' fees in the amount of Twenty-one Dollars and Ninety-seven Cents (\$21.97), and it appears to the Court that the Bureau of Internal Revenue, Treasury Department of the United States of America wishes to purchase and acquire said claim had and held by the First National Bank of Claremore, Oklahoma,

IT IS THEREFORE ORDERED that upon payment to the First National Bank of Claremore, Oklahoma, of the amount of One Hundred Forty-two Dollars and Sixty Cents (\$142.60) said vehicle be delivered to the District Supervisor of the Alcohol Tax Unit, Bureau of Internal Revenue, Treasury Department, or his duly authorized representatives for the use of said Department, pursuant to Section 304 of the Liquor Law Repeal and Enforcement Act, together with all of its equipment and accessories.

IT IS FURTHER ORDERED, ADJUDGED and DECREED by the Court that all storage charges incident to the seizures herein be, and the same are ordered paid by the Treasury Department.

(s) Ray H. Savage  
JUDGE

O. K. AS TO FORM,  
SERVICE OF COPY ACKNOWLEDGED:

(5) Whit Y. Mauzy  
Whit Y. Mauzy,  
United States Attorney.

(5) Wm. Knight Powers  
Wm. Knight Powers, Assistant  
United States Attorney.

Harry Seaton, Attorney for  
Claimant, Mrs. Celeste Pappan

Tom Kite, Attorney for  
Claimant, The First National  
Bank of Claremore, Oklahoma.

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN DELAWARE COUNTY,  
OKLAHOMA, containing approximately 200.00  
acres, more or less; and Lucy Willock, et al.,

Defendants.

CIVIL NO. 1077 ✓

FILED  
MAR 2 1945

H. P. WARREN  
CLERK OF THE DISTRICT COURT

J U D G M E N T

NOW, on this 23 day of March, 1945, 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 hereinafter specifically described.

Thereupon, the Court proceeded to hear and pass upon said application, and 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 finds that the Commissioners appointed herein to appraise and fix the damages occasioned by the taking of the estate in the lands involved in this proceeding, duly qualified on the 17th day of August, 1944, 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 damages sustained occasioned by the taking of said estate, filed their report herein on the 28th day of August, 1944, wherein they fixed the fair cash market value of the estate taken, and all damages to the remainder, if any, as to the land more particularly designated and described as follows, to wit:

TRACT NO. 1 (27 - FW 439)

Flowage Easement

All that part of the N $\frac{1}{2}$  SE $\frac{1}{4}$  NW $\frac{1}{4}$ , and all that part of Lot 1 in Section 18, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 1.2 acres.

TOTAL FLOWAGE EASEMENT VALUE FOR THIS TRACT, . . . . . \$17.00

TRACT NO. 2 (27 - FW 440)

Flowage Easement

All that part of the W $\frac{1}{2}$  NE $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 18, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 0.7 acre.

TOTAL FLOWAGE EASEMENT VALUE FOR THIS TRACT, . . . . . \$7.00

TRACT NO. 3 (27 - FW 441)

Flowage Easement

All that part of the N $\frac{1}{2}$  NE $\frac{1}{4}$ , and all that part of the E $\frac{1}{2}$  NE $\frac{1}{4}$  NW $\frac{1}{4}$ , and all that part of the SW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 18, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 2.5 acres.

TOTAL FLOWAGE EASEMENT VALUE FOR THIS TRACT, . . . . . \$25.00

TRACT NO. 4 (27 - FW 442)

Flowage Easement

All that part of the SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 18, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 0.8 acre.

TOTAL FLOWAGE EASEMENT VALUE FOR THIS TRACT, . . . . . \$8.00

TRACT NO. 5 (27 - FW 443)

Flowage Easement

All that part of the SW $\frac{1}{4}$  NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 17, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority containing approximately 0.8 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAXED (PROPERTY ASSESSMENT) LESS ALL LIABILITIES TO THE DEBTOR, IF ANY,.....\$55.00

TRACT NO. 6 (27 - FW 445)

Flowage Easement

All that part of the SE $\frac{1}{4}$  NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 18, and all that part of the N $\frac{1}{2}$  SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 17, all in T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, containing approximately 2.0 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAXED (PROPERTY ASSESSMENT) LESS ALL LIABILITIES TO THE DEBTOR, IF ANY,.....\$20.00

TRACT NO. 7 (27 - FW 446)

Flowage Easement

All that part of the NE $\frac{1}{4}$  SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 18, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, containing approximately 0.1 acre

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAXED (PROPERTY ASSESSMENT) LESS ALL LIABILITIES TO THE DEBTOR, IF ANY,.....\$ 1.00

TRACT NO. 8 (27 - FW 447)

Flowage Easement

All that part of the SE $\frac{1}{4}$  NW $\frac{1}{4}$  SW $\frac{1}{4}$ , and all that part of the SW $\frac{1}{4}$  NE $\frac{1}{4}$  SW $\frac{1}{4}$  in Sec. 17, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 1.2 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAXED (PROPERTY ASSESSMENT) LESS ALL LIABILITIES TO THE DEBTOR, IF ANY,.....\$12.00

TRACT NO. 9 (27 - FW 448)

Flowage Easement

All that part of the  $W\frac{1}{2}$   $SE\frac{1}{4}$   $SW\frac{1}{4}$  of Sec. 17, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing less than 0.1 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$ 1.40

TRACT NO. 10 (27 - FW 449)

Flowage Easement

All that part of the  $W\frac{1}{2}$   $SE\frac{1}{4}$ , and all that part of the  $NE\frac{1}{4}$   $SE\frac{1}{4}$   $SW\frac{1}{4}$  of Sec. 17, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 4.6 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$79.00

TRACT NO. 11 (27 - FW 451)

Flowage Easement

All that part of the  $W\frac{1}{2}$   $NE\frac{1}{4}$  of Sec. 20, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 1.3 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$13.00

TRACT NO. 12 (27 - FW 452)

Flowage Easement

All that part of the  $NE\frac{1}{4}$   $NE\frac{1}{4}$ , and all that part of the  $N\frac{1}{2}$   $SE\frac{1}{4}$   $NE\frac{1}{4}$ , and all that part of the  $N\frac{1}{2}$   $S\frac{1}{2}$   $SE\frac{1}{4}$   $NE\frac{1}{4}$  of Sec. 20, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 3.8 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$144.50

TRACT NO. 13 (27 - FW 453)

Flowage Easement

All that part of the  $S\frac{1}{2} S\frac{1}{2} SE\frac{1}{4} NE\frac{1}{4}$ , and all that part of the  $E\frac{1}{2} NW\frac{1}{4} SE\frac{1}{4}$ , and all that part of the  $N\frac{1}{2} N\frac{1}{2} SW\frac{1}{4} SE\frac{1}{4}$ , and all that part of the  $W\frac{1}{2} NW\frac{1}{4} SE\frac{1}{4} SE\frac{1}{4}$  of Sec. 20, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 6.5 acres.

**TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$148.20**

TRACT NO. 14 (27 - FW 454)

Flowage Easement

All that part of the  $W\frac{1}{2} NW\frac{1}{4} SE\frac{1}{4}$  of Sec. 20, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, containing approximately 0.4 acre.

**TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$ 6.00**

TRACT NO. 15 (27 - FW 455)

Flowage Easement

All that part of the  $S\frac{1}{2} N\frac{1}{2} SW\frac{1}{4} SE\frac{1}{4}$ , and all that part of the  $S\frac{1}{2} SW\frac{1}{4} SE\frac{1}{4}$  of Sec. 20, lying below Elevation 758 Sea Level Datum, and all that part of the  $SW\frac{1}{4} SE\frac{1}{4} SE\frac{1}{4}$  of Sec. 20, particularly described as follows, to-wit:  
Beginning at the NW corner of said  $SW\frac{1}{4} SE\frac{1}{4} SE\frac{1}{4}$ , thence easterly along the north boundary of said  $SW\frac{1}{4} SE\frac{1}{4} SE\frac{1}{4}$  a distance of 253.8 feet;  
thence S 10° 41' W 672.3 feet to a point in the south boundary of said  $SW\frac{1}{4} SE\frac{1}{4} SE\frac{1}{4}$ ;  
thence westerly along said south boundary a distance of 126.1 feet to the SW corner of said  $SW\frac{1}{4} SE\frac{1}{4} SE\frac{1}{4}$ ;  
thence northerly along the west boundary of said  $SW\frac{1}{4} SE\frac{1}{4} SE\frac{1}{4}$  to the point of beginning,  
all in T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, the total acreage being approximately 16.7 acres.

**JURY TRIAL HAD - SEPARATE JUDGMENT ENTERED**

TRACT NO. 16 (27 - FW 459)

Flowage Easement

All that part of the E $\frac{1}{2}$  NE $\frac{1}{4}$  SE $\frac{1}{4}$ , and all that part of the E $\frac{1}{2}$  SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 20, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 8.8 acres.

**TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$252.00**

TRACT NO. 17 (27 FW 460)

Flowage Easement

All that part of the N $\frac{1}{2}$  NW $\frac{1}{4}$ , and all that part of the SW $\frac{1}{4}$  NW $\frac{1}{4}$ , and all that part of the NW $\frac{1}{4}$  SE $\frac{1}{4}$  NW $\frac{1}{4}$ , and all that part of the E $\frac{1}{2}$  SE $\frac{1}{4}$  NW $\frac{1}{4}$  of Sec. 21, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 7.7 acres.

**TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$208.50**

TRACT NO. 18 (27 - FW 461)

Flowage Easement

All that part of the NW $\frac{1}{4}$  NW $\frac{1}{4}$  NE $\frac{1}{4}$ , and all that part of the S $\frac{1}{2}$  NW $\frac{1}{4}$  NE $\frac{1}{4}$ , and all that part of the SW $\frac{1}{4}$  NE $\frac{1}{4}$  and all that part of the N $\frac{1}{2}$  SE $\frac{1}{4}$  NE $\frac{1}{4}$ , and all that part of the SW $\frac{1}{4}$  SE $\frac{1}{4}$  NE $\frac{1}{4}$ , and all that part of the N $\frac{1}{2}$  SE $\frac{1}{4}$  of Sec. 21, T 24 N, R 24 E, of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 34.3 acres.

**TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$1030.00**

TRACT NO. 19 (27 - FW 469)

Flowage Easement

All that part of the SW $\frac{1}{4}$  SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 16, T 24 N, R 24 E of the Indian Base and Meridian, in Delaware County, Oklahoma, particularly described as follows:  
to-wit:

TRACT NO. 19 (27 - FW 469-Continued)

"Beginning at the SW corner of SW $\frac{1}{4}$  SW $\frac{1}{4}$  SE $\frac{1}{4}$ , thence East 495', thence North 330', thence West 495', thence South 330' to point of beginning", lying below Elevation 758 Sea Level Datum, containing approximately 0.1 acre.

**TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$ 4.00**

TRACT NO. 20 (27 - FW 470)

Flowage Easement

All that part of the SW $\frac{1}{4}$  NE $\frac{1}{4}$ , and all that part of the NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 17, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma lying below Elevation 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 1.6 acres.

**JURY TRIAL HAD - SEPARATE JUDGMENT ENTERED**

TRACT NO. 21 (27 - FW 471)

Flowage Easement

All that part of the SW $\frac{1}{4}$  SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 17, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, containing approximately 1.5 acres.

**TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$25.00**

TRACT NO. 22 (27 - FW 472)

Flowage Easement

All that part of the SE $\frac{1}{4}$  SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 17, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below 758 Sea Level Datum, containing less than 0.1 acres.

**TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$ 1.00**

TRACT NO. 23 (27 - FW 473)

Flowage Easement

All that part of the NW $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 17, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 0.8 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$ 5.00

TRACT NO. 24 (27 - FW 474)

Flowage Easement

All that part of the N $\frac{1}{2}$  SW $\frac{1}{4}$  NE $\frac{1}{4}$  NW $\frac{1}{4}$ , and all that part of the NW $\frac{1}{4}$  NE $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 17, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 0.5 acre.

COMPENSATIO. FIXED BY STIPULATION AS HEREINAFTER SET-FORTH

TRACT NO. 25 (27 - FW 475)

Flowage Easement

All that part of the NE $\frac{1}{4}$  NW $\frac{1}{4}$  of Sec. 17, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 0.3 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$ 6.00

TRACT NO. 26 (27X- FW 462)

Flowage Easement

All that part of the N $\frac{1}{2}$  SW $\frac{1}{4}$  of Sec. 22, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 25.7 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$778.50

TRACT NO. 27 (27X - FW 463)

Flowage Easement

All that part of the SW $\frac{1}{4}$  NW $\frac{1}{4}$ , and all that part of the S $\frac{1}{2}$  SE $\frac{1}{4}$  NW $\frac{1}{4}$ , and all that part of the NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 22, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 25.7 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$589.<sup>30</sup>~~50~~

TRACT NO. 28 (27X - FW 464)

Flowage Easement

All that part of the SW $\frac{1}{4}$  NE $\frac{1}{4}$ , and all that part of the W $\frac{1}{2}$  SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 22, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, containing approximately 24.6 acres.

JURY TRIAL HAD -- SEPARATE JUDGMENT RETURNED

TRACT NO. 29 (27X - FW 465)

Flowage Easement

All that part of the E $\frac{1}{2}$  SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 22, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, containing approximately 1.8 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$23.40

TRACT NO. 30 (27X - FW 466)

Flowage Easement

All that part of the NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Sec. 22, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, containing less than 0.1 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$ 2.80

TRACT NO. 31 (27Y - FW 456)

Flowage Easement

All that part of the NW $\frac{1}{4}$  NE $\frac{1}{4}$ , and all that part of the E $\frac{1}{2}$  NE $\frac{1}{4}$  SW $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 29, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, containing approximately 12.3 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$337.00

TRACT NO. 32 (27Y - FW 457)

Flowage Easement

All that part of the SE $\frac{1}{4}$  SW $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 29, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 758 Sea Level Datum, containing approximately 0.2 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$ 2.00

TRACT NO. 33 (27Y - FW 458)

Flowage Easement

All that part of the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 29, T 24 N, R 24 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below 758 Sea Level Datum, containing approximately 11.2 acres.

JURY TRIAL HAD -- SEPARATE JUDGMENT ENTERED

TOTAL . . . . . \$7,803.10

and that said report and proceedings, as to the above tracts, 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 thereto, nor demands for jury trial are pending as to the tracts above described, and that said report of commissioners filed herein should be confirmed and approved in every respect, as to the tracts above particularly described.

(8) The Court finds that the petitioner and the owner entered into an agreement and stipulation in the form of an accepted offer of sale as to the just compensation to be paid for the estate taken in the land in this proceeding, and more particularly designated and described as follows, to-wit:

TRACT NO. 24 (27 FW 474)

PLOWAGE AGREEMENT

STIPULATED TOTAL CASH MARKET VALUE THIS DATE TAKEN (FOR -  
PETUAL AGREEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$5.00  
TOTAL,.....\$5.00

and that said stipulation, agreement, and accepted offer of sale entered into between the petitioner and the owner of said tract is in all respects regular and should be confirmed and approved in every respect, and said sum as set out in the aforementioned accepted offer of sale is just compensation for the estate taken.

The Court further finds that the just compensation for the estate taken herein for the tracts herein designated, as fixed by the report of commissioners and by the accepted offer of sale hereinabove set-forth, is final just compensation, in the total amount of \$3,298.10.

(9) That the United States of America did, on the 7th day of September, 1943, file its Declaration of Taking herein, and said to the Clerk of this Court for the use and benefit of the owners and the persons entitled thereto, the following sums, to-wit:

TRACT NO. 1 (27 FW 439)..... \$ 12.00  
TRACT NO. 2 (27 FW 440)..... 7.00  
TRACT NO. 3 (27 FW 441)..... 25.00  
TRACT NO. 4 (27 FW 442)..... 8.00  
TRACT NO. 5 (27 FW 443)..... 57.00

TRACT NO. 6 (27 FW 445).....	20.00
TRACT NO. 7 (27 FW 446).....	1.00
TRACT NO. 8 (27 FW 447).....	10.00
TRACT NO. 9 (27 FW 448).....	1.40
TRACT NO. 10 (27 FW 449).....	79.00
TRACT NO. 11 (27 FW 451).....	17.00
TRACT NO. 12 (27 FW 452).....	108.60
TRACT NO. 13 (27 FW 453).....	148.20
TRACT NO. 14 (27 FW 454).....	1.00
TRACT NO. 16 (27 FW 459).....	192.00
TRACT NO. 17 (27 FW 460).....	208.50
TRACT NO. 18 (27 FW 461).....	1070.00
TRACT NO. 19 (27 FW 469).....	1.00
TRACT NO. 21 (27 FW 471).....	25.00
TRACT NO. 22 (27 FW 472).....	1.00
TRACT NO. 23 (27 FW 473).....	2.00
TRACT NO. 24 (27 FW 474).....	5.00
TRACT NO. 25 (27 FW 475).....	6.00
TRACT NO. 26 (27X FW 462).....	650.00
TRACT NO. 27 (27X FW 463).....	589.50
TRACT NO. 29 (27X FW 465).....	23.00
TRACT NO. 30 (27X FW 466).....	2.00
TRACT NO. 31 (27Y FW 456).....	337.00
TRACT NO. 32 (27Y FW 457).....	2.00
TOTAL.....	\$3581.70

(10) 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, 1937, 48 Stat. 200-203 (U. S. C. Title 40, Secs. 401-403), as amended and supplemented; the Act of June 10, 1920, 41 Stat. 1063 (U. S. C. Title 16, Sec. 809); and Executive Order No. 8904 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 pur-  
 oise of the above designated  
 acts of Congress.

IT IS THE POLICY AND PURPOSE AND DESIRE that the report of com-  
 missioners filed herein, is final and the damages sustained as set out and fixed  
 in said report of commissioners and as hereinabove set forth, is full and just  
 compensation for the taking of said estate in the lands designated as follows,  
 to-wit:

TRACT NO. 1 (27 PW 439) .....	\$ 12.00
TRACT NO. 2 (27 PW 440) .....	7.00
TRACT NO. 3 (27 PW 441) .....	25.00
TRACT NO. 4 (27 PW 442) .....	8.00
TRACT NO. 5 (27 PW 443) .....	58.00
TRACT NO. 6 (27 PW 445) .....	20.00
TRACT NO. 7 (27 PW 446) .....	1.00
TRACT NO. 8 (27 PW 447) .....	12.00
TRACT NO. 9 (27 PW 448) .....	1.20
TRACT NO. 10 (27 PW 449) .....	79.00
TRACT NO. 11 (27 PW 451) .....	13.00
TRACT NO. 12 (27 PW 452) .....	122.40
TRACT NO. 13 (27 PW 453) .....	128.20
TRACT NO. 14 (27 PW 454) .....	6.00
TRACT NO. 15 (27 PW 459) .....	252.00
TRACT NO. 17 (27 PW 460) .....	208.50
TRACT NO. 18 (27 PW 461) .....	1030.00
TRACT NO. 19 (27 PW 469) .....	2.00
TRACT NO. 21 (27 PW 471) .....	15.00
TRACT NO. 22 (27 PW 472) .....	1.00
TRACT NO. 23 (27 PW 473) .....	8.00
TRACT NO. 25 (27 PW 475) .....	6.00
TRACT NO. 26 (27 PW 462) .....	778.40
TRACT NO. 27 (27 PW 463) .....	509.50
TRACT NO. 28 (27 PW 465) .....	21.20
TRACT NO. 29 (27 PW 466) .....	2.00
TRACT NO. 31 (27 PW 456) .....	237.00
TRACT NO. 32 (27 PW 457) .....	1.00
TOTAL .....	\$5,703.20

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the offer of sale made by the owner and accepted by the petitioner is hereby confirmed and approved in all respects, and the sum of money set forth therein to be paid is full and just compensation for the estate taken as to the tract of land and the sum of money as set forth, as follows, to-wit:

TRACT NO. 24 (27 AC 474) .....	\$ 5.00
TOTAL .....	5.00
TOTAL JUST COMPENSATION FOR ALL OF THE ABOVE TRACTS .....	\$ 3,808.10

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the estate taken is a perpetual easement upon and over said lands to inundate, submerge and flow; to cut and clear all timber therefrom and to remove or require the removal therefrom of all constructions, natural or artificial structures, buildings, fences and other improvements, and to enter upon said lands from time to time in the performance of said acts, for use in connection with the completion and full utilization of the Grand River Dam (Pensacola) Project in Oklahoma.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the estate in all of the above described and described real estate, and the interest therein taken by these eminent domain proceedings, was vested in the United States of America on the 7th day of September, 1943, upon the filing of a Declaration of Taking and the depositing of the sum of \$3,813.70, with the registry of this Court for the use to be taken in and to the above described tracts of lands, and the right to recover just compensation for the estate taken vested in the persons entitled thereto.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the estate therein taken, as hereinabove specifically set forth, is hereby deemed to be condemned and taken for the use 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 HEREBY ORDERED, ADJUDGED AND DECREED, that the petitioner pay into the registry of this court the sum of \$200.00, said sum being the

deficiency between the sum of \$3,850.00, the just compensation herein fixed by the report of commissioners, and the amount deposited with the Declaration of Taking, as the just compensation for the taking of said tracts of land, in the sum of \$3,581.70.

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

Wm. H. Savage  
Judge of the United States District  
Court, Northern District of Oklahoma.

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

UNITED STATES OF AMERICA,

Petitioner.

-vs-

CERTAIN PARCELS OF LAND IN CRAIG, DELAWARE  
AND OTTAWA COUNTIES, OKLAHOMA; and Robert  
D. Owens, et al.,

Defendants.

CIVIL NO. 1140 ✓

FILED  
MAR 2 1945  
U.S. DISTRICT COURT  
NOROKLAHOMA

JUDGMENT AS TO TRACT NO. 28 (305 - 12.5);  
TRACT NO. 30 (305 - 13.2); AND TRACT NO.  
31 (305 - 13.3)

NOW, on this 1st day of March, 1945, 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, and certain accepted offers of sale as to the real estate hereinafter specifically described as Tracts Nos. 28, 30, and 31.

Thereupon, the Court proceeded to hear and pass upon said application, the petition for condemnation, report of commissioners, contracts and accepted offers of sale, 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 Secretary of the Interior, 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 same are in accordance with law.

The Court further finds that the publication notices and affidavits of the publishers, 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 finds that the commissioners appointed herein to appraise and fix the damages occasioned by the taking of the estate in the lands involved in this proceeding, duly qualified on the 22nd day of May, 1944, 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 damages sustained occasioned by the taking of said estate, filed their report herein on the 26th day of May, 1944, wherein they fixed the fair cash market value of the estate taken, and all damages to the remainder, if any, as to the land more particularly designated and described as follows, to-wit:

TRACT NO. 28 (305 - 12.5)

Perpetual Easement

All that part of the NW 10.39 acres of Lot 2, of Section 4, Township 25 North, Range 22 East of the Indian Base and Meridian in Ottawa County, Oklahoma, particularly described as follows, to-wit:

Beginning at the NW corner of said Lot 2, thence Southerly along the West boundary of said Lot 2, a distance of 35.3 feet, thence Northeasterly to a point in the North boundary of Lot 2, thence Westerly along the North boundary of said Lot 2, a distance of 50.8 feet to the point of beginning.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT FOR TRANSMISSION LINE PURPOSES) AND ALL DAMAGES TO THE REMAINDER, IF ANY, . . . . . \$ 5.00

TRACT NO. 31 (705 - 13.3)

Perpetual Easement

A strip of land 100 feet in width in the SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 33, Township 26 North, Range 22 East of the Indian Base and Meridian in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the West boundary of said SE $\frac{1}{4}$  SE $\frac{1}{4}$ , 943.2 feet from the SW corner thereof, thence Northeasterly to a point in the North boundary of said SE $\frac{1}{4}$  SE $\frac{1}{4}$ , 542.0 feet from the NW corner thereof.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT FOR TRANSMISSION LINE PURPOSES) AND ALL DAMAGES TO THE REMAINDER, IF ANY, . . . . .	\$100.00
 TOTAL, . . . . .	 \$105.00

and that said report and proceedings, as to the above tracts, are in all respects regular and in accordance with the law and order of this Court.

(7) More than sixty (60) days have elapsed since the filing of the report of commissioners herein, and no written exceptions thereto, nor demands for jury trial are pending, and that said report of commissioners filed herein should be confirmed and approved in every respect, as to the tracts above particularly described.

(8) The Court finds that the petitioner and the owners entered into an agreement and stipulation in the form of accepted offer of sale as to the just compensation to be paid for the estate taken in the land in this proceeding, particularly designated and described as follows, to-wit:

TRACT NO. 30 (705 - 13.2)

Perpetual Easement

A strip of land 100 feet in width in the SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 33, Township 26 North, Range 22 East of the Indian Base and Meridian in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the West boundary of said SW $\frac{1}{4}$  SE $\frac{1}{4}$ , 25.6 feet from the SW corner thereof, thence Northeasterly to a point in the East boundary of said SW $\frac{1}{4}$  SE $\frac{1}{4}$ , 943.2 feet from the SE corner thereof.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT FOR TRANSMISSION LINE PURPOSES) AND ALL DAMAGES TO THE REMAINDER, IF ANY, . . . . .	\$300.00
 TOTAL . . . . .	 \$300.00

and that said stipulation, agreement, and accepted offer of sale entered into between the petitioner and the owners of said tract is in all respects regular

and should be confirmed and approved in every respect, and said sum as set out in the aforementioned accepted offer of sale is just compensation for the estate taken.

The Court further finds that the just compensation for the estate taken herein for the tracts herein designated, as fixed by the report of commissioners and by the accepted offer of sale hereinabove set forth, is final just compensation, in the total amount of \$405.00.

(9) That the United States of America did, on the 1st day of February, 1944, file its Declaration of Taking herein, and paid to the Clerk of this Court for the use and benefit of the owners and persons entitled thereto, the following sums, to-wit:

TRACT NO. 28 (305 - 12.5) .....	\$ 5.00
TRACT NO. 30 (305 - 13.2) .....	100.00
TRACT NO. 31 (305 - 13.3) .....	60.00
TOTAL, .....	\$165.00

(10) The Court having fully considered the petition for condemnation, the Declaration of Taking, and all proceedings had herein, and the provisions of the Act of August 1, 1888, 25 Stat. 357 (U. S. C. Title 40, Sec. 257); the Act of February 26, 1931, 46 Stat. 1421 (U. S. C. Title 40 Sec. 258 (a) to 258 (e)); Title II of the Act of June 16, 1933, 48 Stat. 200-203 (Title 40, Secs. 401-403) as amended and supplemented; Title II of the Act of March 27, 1942, 56 Stat. 177 (50 U. S. C. 171 (a)); the Act of June 10, 1920, 41 Stat. 1063 (U. S. C. Title 16, Sec. 809); Executive Order No. 8944, dated November 19, 1941; Executive Order No. 9366, dated July 30, 1943; and Executive Order No. 9372, dated August 30, 1943, 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 purport of the above designated Acts of Congress.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the report of commissioners filed herein is final and the damages sustained as set out and fixed in said report of commissioners and as hereinabove set forth, is

full and just compensation for the taking of said estate in the lands designated as follows, to-wit:

TRACT NO. 28 (305 - 12.5) .....\$ 5.00  
TRACT NO. 31 (305 - 13.3) ..... 100.00  
  
TOTAL .....\$105.00

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the offer of sale made by the owners and accepted by the petitioner is hereby confirmed and approved in all respects, and the sum of money set forth therein to be paid is full and just compensation for the estate taken as to the tract of land and the sum of money as set forth, as follows, to-wit:

TRACT NO. 30 (305 - 13.2) .....\$300.00  
TOTAL .....\$300.00

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate taken for said public use is a perpetual easement for the erection, operation and maintenance of a line or lines of poles, towers, or other structures, wires, cables, and fixtures, for the transmission of electric current; together with the perpetual easement and right to cut down, remove and trim any trees that may interfere with or endanger said transmission line or lines or the maintenance or operation thereof; and together with the perpetual easement to set the necessary guy and brace poles and anchors and to attach all necessary guy wires thereto; and the perpetual right, privilege and authority to erect, maintain and operate said line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures, upon, over and across any street, alley, highway, or other right-of-way now or hereafter established and existing, on or across said lands or adjoining the same or adjacent thereto, for use in connection with the completion and full utilization of the Grand River Dam (Pensacola) Project in Oklahoma.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate in all of 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 1st day of February, 1944, upon the filing of a Declaration of Taking and depositing the sum of \$165.00 with the registry of this Court, and the right to recover just compensation for the estate





Superintendent of the Quapaw Indian Agency as full and just compensation for the taking of said easement.

The Court further finds that the sum of \$6.00 is just compensation for the injuries and damages sustained by the owner of said tract .

The Court further finds that the United States of America held the title to said Tract of land in trust for the use and benefit of the Seneca-Cayuga Tribe of Oklahoma and that no other person, firm, corporation or taxing subdivision of the state has any right, title or interest in and to said just compensation, Except: - None -

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED by this Court that the title to the land designated as Tract No. 2 (42 FW 1216) was held in trust by the United States of America for the use and benefit of the Seneca-Cayuga Tribe of Oklahoma when this proceeding was commenced and that the sum of \$6.00 is just compensation for damages sustained to said tract by reason of the taking of a perpetual flowage easement by the petitioner; that the United States of America, for the use and benefit of the Seneca-Cayuga Tribe of Oklahoma is the only person having any right, title or interest in and to said just compensation, Except: - None -

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

TO: Treasurer of the United States of America for the use and benefit of the Seneca-Cayuga Tribe of Oklahoma - owner, Tract No. 2 (42 FW 1216) . . . \$6.00.

*W. Kay A. Savage*  
\_\_\_\_\_  
J U D G E

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

UNITED STATES OF AMERICA,  
  
Petitioner,  
  
-vs-  
  
CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,  
OKLAHOMA, containing approximately 160.70  
acres, more or less, and Clay A. Eabb, et al.,  
  
Defendants.

CIVIL NO. 1156

FILED  
MAR 23 1945

ORDER FIXING TITLE, DECREERING JUST COMPENSATION,  
AND MAKING DISTRIBUTION AS TO  
TRACT NO. 21 (44 FW 1209)

NOW, on this 22<sup>nd</sup> day of March 1945, there coming on for  
hearing the application of H. A. Andrews, Superintendent of the Quapaw Indian  
Agency, for an order fixing title, decreeing just compensation and making  
distribution as to Tract No.21 (44 FW 1209)  
and the Court being fully advised in the premises, finds:

That the title to the land designated as Tract No.21 (44 FW 1209)  
was held in trust by the United States of America for the  
Seneca-Cayuga Tribe of Indians (principal owner), when this proceeding was  
commenced; that the petitioner filed a Declaration of Taking and deposited in  
the registry of this court the estimated just compensation in the sum of  
\$11.50 for the taking of a perpetual flowage easement upon  
said tract of land; that this court entered a judgment on said Declaration of  
Taking filed by the petitioner thereby vesting in the petitioner United States  
of America a perpetual flowage easement, and decreeing that the  
owners and those having any right, title or interest in and to said land have  
and recover just compensation for the taking of said perpetual flowage  
easement.

The Court further finds that the principal owner has agreed to  
accept the sum of \$1.50 as full and just compensation for the  
taking of said perpetual flowage easement on said tract  
No.21 (44 FW 1209); that said amount has been approved by the

Superintendent of the Quapaw Indian Agency as full and just compensation for the taking of said perpetual flowage easement.

The Court further finds that the sum of \$ 11.50 is just compensation for the injuries and damages sustained by the owner of said tract .

The Court further finds that the United States of America held the title to said Tract of land in trust for the use and benefit of the Seneca-Cayuga Tribe of Indians and that no other person, firm, corporation or taxing subdivision of the state has any right, title or interest in and to said just compensation, Except:

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED by this Court that the title to the land designated as Tract No. 21 (44 FW 1209) was held in trust by the United States of America for the use and benefit of the Seneca-Cayuga Tribe of Indians when this proceeding was commenced and that the sum of \$ 11.50 is just compensation for damages sustained to said tract by reason of the taking of said perpetual flowage easement by the petitioner; that the United States of America, for the use and benefit of the Seneca-Cayuga Tribe of Indians is the only person having any right, title or interest in and to said just compensation, Except:

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

TO: Treasurer of the United States of America for the use and benefit of the Seneca-Cayuga Tribe of Indians, - - Owner; Tract No.21 (44 FW 1209).....\$11.50

  
\_\_\_\_\_  
J U D G E

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

SEVERAL PORTIONS OF LAND IN DELAWARE COUNTY,  
OKLAHOMA, containing approximately 21.90  
acres, more or less; and C.M. Hebban, et al.,  
Defendants,

FILED  
MAR 2 1945  
U.S. DISTRICT COURT

CIVIL NO.

1173

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO.

3 (28 W 482 Rev.)

NOW, on this 33rd day of March, 1945, there  
coming on for hearing the application of the defendant, Minnie M. Berry,  
for an order fixing title, decreeing just compensation and making distribution  
as to Tract No. 3 (28 W 482 Rev.)  
and the Court being fully advised in the premises, finds:

That the defendant, Minnie M. Berry, was  
the owner of the land designated as Tract No. 3 (28 W 482 Rev.)  
when this proceeding was commenced; that the petitioner filed a Declaration  
of Taking and deposited in the registry of this Court the estimated just  
compensation in the sum of \$ 317.00 for the  
taking of a perpetual flowage easement upon and over  
said tract of land; that this Court entered a judgment upon said Declaration  
of Taking filed by the petitioner, thereby vesting in the petitioner, United  
States of America, a perpetual flowage easement  
and decreed that the owners and those having any right, title or interest in and  
to said land, have and recover just compensation for the taking of said easement.

The Court further finds that the defendant, **Minnie M. Berry**, in writing, agreed to grant and sell to the petitioner a perpetual flowage easement upon and over \_\_\_\_\_ said tract of land for the sum of \$ 17.00 \_\_\_\_\_, which was accepted by the petitioner.

The Court further finds that the sum of \$ 17.00 is just compensation for the injuries and damages sustained by said defendant.

The Court further finds that no person, firm, corporation, or taxing subdivision of the State other than said defendant have any right, title or interest in and to said just compensation, except - none -

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant, **Minnie M. Berry**, was

the owner of the land designated as Tract No. 3 (28 JW 482 Rev.) when this proceeding was commenced, and that the sum of \$17.00

is just compensation for the damages sustained by the defendant ; and that said defendant is the only person having any right, title or interest in and to said just compensation, except - none -

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

TO: **Minnie M. Berry - owner -**  
**Tract No. 3 (28 JW 482 Rev.) . . . . . \$17.00.**

*121 W. C. H. Savage*  
\_\_\_\_\_  
J U D G E

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

APR 11 1945  
U.S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN OTTA A COUNTY, OKLAHOMA,  
etc., and W. Brown Stansell, et al.,

Defendants,

CIVIL NO.

1182

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO.  
16 (53 FW 1466)  
19 (53 FW 1469)

NOW, on this 23rd day of March, 1945, there

coming on for hearing the application of the defendants, Jeff McCleary and Maggie McCleary,

for an order fixing title, decreeing just compensation and making distribution  
as to Tracts No. 16 (53 FW 1466) and 19 (53 FW 1469)  
and the Court being fully advised in the premises, finds:

That the defendants, Jeff McCleary and Maggie McCleary, were  
the owners of the lands designated as Tracts No. 16 (53 FW 1466) and 19 (53 FW 1469)  
when this proceeding was commenced; that the petitioner filed a Declaration  
of Taking and deposited in the registry of this Court the estimated just  
compensation in the sums of \$1918.00 and \$54.00 for the  
taking of a perpetual flowage easement upon and over  
said tract of land; that this Court entered a judgment upon said Declaration  
of Taking filed by the petitioner, thereby vesting in the petitioner, United  
States of America, a perpetual flowage easement  
and decreed that the owners and those having any right, title or interest in and  
to said land, have and recover just compensation for the taking of said easement.

The Court further finds that the defendants, Jeff McCleary and Maggie McCleary in writing, agreed to grant and sell to the petitioner a perpetual flowage easement upon and over \_\_\_\_\_ said tracts of land for the sums of \$1918.00 and \$54.00 \_\_\_\_\_, which was accepted by the petitioner.

The Court further finds that the sums of \$1918.00 and \$54.00 is just compensation for the injuries and damages sustained by said defendants.

The Court further finds that no person, firm, corporation, or taxing subdivision of the State other than said defendant have any right, title or interest in and to said just compensation, except W. J. McCleary, tenant.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendants, Jeff McCleary and Maggie McCleary, were

the owners of the land designated as Tract No. 16 (53 NW 1466) and 19 (53 NW 1469) when this proceeding was commenced, and that the sums of \$1918.00 and \$54.00 is just compensation for the damages sustained by the defendants; and that said defendants are the only persons having any right, title or interest in and to said just compensation, except W. J. McCleary, tenant.

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

TO: Jeff McCleary and Maggie McCleary - fee owners  
of Tracts 16 (53 NW 1466) and 19 (53 NW 1469) . . . \$1397.00.  
Jeff McCleary and Maggie McCleary - owners,  
and W. J. McCleary, tenant - crop damages on  
said Tracts 16 and 19 . . . . . \$575.00.

W. J. McCleary  
JUDGE

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

FILED  
MAR 11 1945  
U.S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN OPTIMA COUNTY,  
O LAHOMA, containing approximately 166.08  
acres, more or less; and P. R. Hodgdon, et al.,

Defendants,

CIVIL NO.

1190

ORDER FIXING TITLE, DECREEBING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO.

9 (50 FW 1354)  
12 (50 FW 1358)

NOW, on this 23<sup>rd</sup> day of March, 1945, there

coming on for hearing the application of the defendant, Charles Robitaille,

for an order fixing title, decreasing just compensation and making distribution

as to Tracts No. 9 (50 FW 1354) and 12 (50 FW 1358)

and the Court being fully advised in the premises, finds:

That the defendant, Charles Robitaille, was

the owner of the lands designated as Tracts No. 9 (50 FW 1354) and 12 (50 FW 1358)

when this proceeding was commenced; that the petitioner filed a Declaration

of Taking and deposited in the registry of this Court the estimated just

compensation in the sum of \$ 900.00 and \$400.00 for the

taking of a perpetual flowage easement upon and over

said tract of land; that this Court entered a judgment upon said Declaration

of Taking filed by the petitioner, thereby vesting in the petitioner, United

States of America, a perpetual flowage easement

and decreed that the owners and those having any right, title or interest in and

to said land, have and recover just compensation for the taking of said easement.

The Court further finds that the defendant, Charles Robitaille, in writing, agreed to grant and sell to the petitioner, a perpetual flowage easement upon and over \_\_\_\_\_ said tract<sup>s</sup> of land for the sum ~~s~~ of \$ 900.00 and \$400.00 \_\_\_\_\_, which was accepted by the petitioner.

The Court further finds that the sum ~~s~~ of \$ 900.00 and \$400.00 is just compensation for the injuries and damages sustained by said defendant.

The Court further finds that no person, firm, corporation, or taxing subdivision of the State other than said defendant have any right, title or interest in and to said just compensation, except - none -

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant, Charles Robitaille, was

the owner of the land designated as Tracts No. 9 (50 FW 1354) and 12 (50 FW 1358) when this proceeding was commenced, and that the sum ~~s~~ of \$ 900.00 and \$400.00 is just compensation for the damages sustained by the defendant; and that said defendant is the only person having any right, title or interest in and to said just compensation, except - none -

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

TO: Charles Robitaille, owner,  
Tract No. 9 (50 FW 1354) . . . . . \$900.00  
Tract No. 12 (50 FW 1358) . . . . . 400.00

12/ Kayce H. Savag  
JUDGE

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

ADAM GRAYSON,

Plaintiff,

vs.

NANCY BARNETT, WILLIAM GRAYSON, ESTATE  
OF LETS KOLVIN STEVENS, DECEASED, JAMES  
ISALAH WALLACE, EXECUTOR OF THE LAST WILL  
AND TESTAMENT OF LETS KOLVIN STEVENS,  
DECEASED, ET AL,

Defendants.

No. 1432

FILED  
IN OPEN CASES  
H. P. WARFIELD  
CLERK OF DISTRICT COURT

MOTION TO DISMISS

Comes now the plaintiff, Adam Grayson, and moves the court to dismiss  
the above styled and numbered action with prejudice to the bringing of a future  
action as to the defendant, James Isalah Wallace, Executor of the Last Will and  
Testament of Lets Kolvin Stevens, deceased.

Dated this 23rd day of March, 1945.

H. G. Justice  
Attorney for Plaintiff

It is hereby ordered that the above styled and numbered action be, and the  
same is hereby dismissed with prejudice as to the defendant, James Isalah Wallace,  
Executor of the Last Will and Testatment of Lets Kolvin Stevens, deceased.

Dated this 23rd day of March, 1945.

Roger H. Lawson  
Judge of United States District Court

WEH  
nw/mr  
3-22-45



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

MAR 13 1945

JOHN E. WYATT, ET AL. )  
 )  
 PLAINTIFFS, )  
 )  
 vs. ) NO. 1297 CIVIL  
 )  
 NANCY WASHINGTON S. WYATT )  
 ET AL. )  
 )  
 DEFENDANTS. )

FILED  
CLERK OF DISTRICT COURT

ORDER CONCERNING SALE

Now on this 28th day of March, 1945 come the plaintiffs by H.F. Pulling their attorney and comes also the United States of America by Whit W. Guzy, United States Attorney for the Northern District of Oklahoma and the plaintiffs now present to the Court the return of sale made by John P. Logan, United States Marshal for said District and moves the Court for confirmation thereof and the Court after having carefully examined the proceedings of said officer is satisfied that the sale of the real estate involved herein and hereinafter described, has in all respects been made in conformity to the provisions of law and now directs the Clerk to make an entry on the journal that the Court is satisfied with the legality of said sale and that said sale should in all things be confirmed and a deed ordered executed to said purchaser.

It is further ordered that the sale, and proceeds and amount of same be confirmed that the sale of the real estate involved herein and being in Nowata County, Oklahoma to-wit:

The east half of the Northeast quarter of the southeast quarter of Section 32; and the south half of the Northwest quarter of the southwest quarter of Section 33, Township 26 North, Range 15 West; and the Northwest 0.92 acres of Lot 4 and the North 10.88 acres of Lot 5 and the Northeast 0.88 acres of Lot 4, Section 4, Township 27 North, Range 15 West, containing 79.70 acres, more or less,

to George McCoy for the sum of \$380.00 cash in hand paid, and being two-thirds of the appraised value, be and the same is hereby confirmed and approved and said John P. Logan, United States Marshal is directed to deposit said sum of money with the Registry of the Clerk of this Court

for distribution by Order of Court and he is further ordered and directed to execute to said purchaser a deed for said real estate.

Wm. Royce H. Savage  
Judge United States District Court

O. C.

H. J. Sullivan  
Attorney for Plaintiffs

O. C. as to form

Walter G. McHenry  
United States Attorney

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

State of Oklahoma, ex rel	)	
State Highway Commission of the	)	
State of Oklahoma,	)	Plaintiff,
	)	
vs.	)	No. 1434 - Civil
	)	
3.02 Acres of Land in Osage County,	)	
Oklahoma, and	)	
Leonard Francis Tavris, et al.,	)	Defendants.

ORDER APPOINTING COMMISSIONERS

This matter coming on to be heard on this 22nd day of March, 1945, upon the Petition of the above named Plaintiff for an order appointing Commissioners in said causes, and it being made to appear to the Honorable Royce H. Savage, Judge of the District Court of the United States for the Northern District of Oklahoma, that the plaintiff, through the State Highway Commission, has the right of eminent domain and may condemn land for the purpose of using the same for a public highway; and that the State Highway Commission has laid out a public Highway, and that to complete such highway, it is necessary for the plaintiff, in its construction, to acquire the following described property, to-wit:

A strip, piece or parcel of land lying in the E<sup>1</sup>/<sub>2</sub> NE<sup>1</sup>/<sub>4</sub> of Section 16, T 26 N, R 12 E in Osage County, Oklahoma. Said parcel of land being described by metes and bounds as follows:

Beginning at the NE corner of said E<sup>1</sup>/<sub>2</sub> SE<sup>1</sup>/<sub>4</sub>, thence West along the North line of said E<sup>1</sup>/<sub>2</sub> SE<sup>1</sup>/<sub>4</sub> a distance of 30 feet; thence S 0° 33' E a distance of 1649.5 feet to a point 27.0 feet West of the East line of said E<sup>1</sup>/<sub>2</sub> SE<sup>1</sup>/<sub>4</sub>, thence due West a distance of 10 feet, thence Southwesterly on a curve to the right having a radius of 1392.4 feet a distance of 398.9 feet, thence S 15° 55' W a distance of 327.8 feet, thence Southwesterly on a curve to the left having a radius of 994.9 feet a distance of 293.4 feet to a point on the South line of said E<sup>1</sup>/<sub>2</sub> SE<sup>1</sup>/<sub>4</sub>, 225 feet West of the SE corner of said E<sup>1</sup>/<sub>2</sub> SE<sup>1</sup>/<sub>4</sub>, thence East along said South line a distance of 96 feet, thence Northeasterly on a curve to the right having a radius of 914.9 feet; a distance of 372.4 feet, thence N. 15° 53' E a distance of 327.8 feet, thence Northeasterly on a curve to the left having a radius of 1472.4 feet a distance of 63 feet to a point on the East line of said E<sup>1</sup>/<sub>2</sub> SE<sup>1</sup>/<sub>4</sub>, thence North along said East line a distance of 3005 feet to point of beginning.

Containing 2.01 acres, more or less, of new right-of-way, the remaining area included in the above description being the present 16.5 feet section line right-of-way.

Also, a temporary borrowement described as follows, to-wit:

A strip, piece or parcel of land lying the  $E\frac{1}{2}$   $SE\frac{1}{4}$  of Section 16, T 26 N, R 15 W in Osage County, Oklahoma. Said parcel of land being described by metes and bounds as follows:

Beginning at a point on the West line of the permanent right-of-way for State Highway N. 35, a distance of 263.8 feet South of the North line of said  $E\frac{1}{2}$   $SE\frac{1}{4}$ , thence  $0^{\circ} 32'$  E along said permanent right-of-way line a distance of 200 feet, thence due West a distance of 220 feet, thence  $N 0^{\circ} 32'$  W a distance of 200 feet, thence due East a distance of 220 feet to point of beginning.

Containing 1.01 acres, more or less.

That the State Highway Commission has been unable, by private purchase, to secure the same; and that due notice of the application has been given.

It is therefore ordered that Grove Burch, Fred J. Spies, and H. W. Wilkins, all of Bartlesville, three disinterested freeholders of this judicial district, be and they are hereby appointed as commissioners to inspect said real property hereinbefore described and consider and appraise the injury and damage, if any, which the defendants, as the owners thereof, will sustain by such appropriation of their land, the value of the land taken and the amount of injury and damage done to the remainder of the said real estate, either directly or indirectly, by reason of said appropriation and the construction and maintenance of a public highway over, across and upon said real estate, and said commissioners are hereby authorized, empowered and directed to take the oath prescribed by law, and to forthwith inspect said property and make their report, as by law provided.

It is further ordered that the above named commissioners shall meet on the 3rd day of April, 1945 at 9:00 o'clock A.M. thereof, at the office of H. L. Wilkins, 109 $\frac{1}{2}$  East 3rd Street, in the City of Bartlesville, Oklahoma for the purpose of being conducted to the above described property to view same.

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

(SEAL)

H. P. WARFIELD, CLERK of U. S.  
District Court, Northern District  
of Oklahoma.  
By H. P. WARFIELD, Deputy

ENDORSED: Filed Mar 21 1945  
H. P. Warfield, Clerk  
U. S. District Court

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

Ella Sawney,

Plaintiff,

Vs.,

J. M. Downing, et al.,

Defendants.

No. 562 Civil.

JUDGMENT AND DECREE

NOW, On this 19th of March, A. D. 1945, the above entitled action comes on for trial upon plaintiff's petition, who appears by Harve N. Langley, one of her counsel, upon the Intervention of the United States of America, appearing by Mr. Whit Y. Mauzy, U. S. District Attorney, upon the answer and cross-petition as amended of defendants L. A. Downing and J. M. Downing, appearing by Mr. Harry Seaton, their counsel, upon the answer of defendant Ralph Williams and intervention of Hugh Williams, appearing by Mr. I. F. Long, their counsel, and upon the plaintiff's reply; and, defendants Ketcher Rock, Ben Backward, Mary Backward, now Rowe, Lacy Backward, Claude Backward, Adam Backward, Jessie Backward, Robert Backward, Henry Backward, Emma Backward, now Wofford, Miggy Backward, Osie Blossom, Elie Blossom, Lincoln Blossom, Richard Blossom, Billy Blossom, Nancy Backward, nee Snell, Leonard Backward, Tommie Backward, and Rock Backward, each having been duly served with summons in manner provided by law, or having entered their general appearance, or answered herein, appearing by Mr. Whit Y. Mauzy, U. S. District Attorney, they each being full-blood Cherokee Indians; and, defendants W. L. Belew, and the Board of County Commissioners of the County of Mayes, State of Oklahoma, having been duly and legally served with summons herein, make default, and hereby adjudged in default. That lawful service of notice by publication herein has been given to the heirs or devisees, creditors, heirs, unknown heirs, executors, administrators, devisees, trustees and assigns, immediate and remote of Daniel Backward, Sampson Backward, and Ada Blossom, nee Backward, each deceased, which service is confirmed and approved and adjudged legal.

And evidence being submitted by the appearing parties, and they rested, and upon consideration of the evidence, the Court made findings of fact, and conclusions of law, of record herein, hereby referred to and made a part hereof, and, the Court being fully advised

in the premises,

IT IS ADJUDGED AND DECREED BY THE COURT:

1. That Daniel Backward, a full-blood Cherokee Indian, also known as Rock and as Rock Backward, died intestate on October 29, 1929, a resident in good faith of Mayes County, Oklahoma, leaving no wife surviving him, and leaving plaintiff Ella Sawney, defendants Ketcher Rock, Evans Backward, and Ada Blossom, nee Backward, and Sampson Backward, as his only heirs, and they each inherited an undivided one-fifth interest in the tribal allotment of said Daniel Backward, deceased, to-wit:

South Half of Northwest Quarter of Southwest Quarter; and North Half of Southwest Quarter of Southwest Quarter; and, Southwest Quarter of Southwest Quarter of Southwest Quarter, of Section three (3), Township Twenty (20) North, Range Twenty (20) East of the Indian Base and Meridian, containing 50 acres, more or less, situate in Mayes County, Oklahoma.

2. That said land is owned by Ella Sawney, plaintiff, an undivided one-fifth interest, defendant Ketcher Rock, an undivided one-fifth interest, and defendant L. A. Downing an undivided three-fifths interest, and the remaining parties to this action have no right, title or interest therein, and the title to said land is hereby quieted in said adjudged owners as against the remaining parties to this action, and the remaining parties to this action hereby restrained and enjoined from asserting right or interest in said lands.

3. That the mortgage dated July 8, 1930, of record in office of the County Clerk, Mayes County, Oklahoma, in book 164, page 126, by said Evans Backward, Sampson Backward, and Ada Blossom, nee Backward, to defendant W. L. Belew, is hereby cancelled and held for naught.

4. That the re-sale tax deed, of record in office of the County Clerk, Mayes County, Oklahoma, in book 202, page 17, and the County Deed from the grantee in said re-sale tax deed to defendant Ralph Williams, and of record in said county clerk's office in book 213, page 70, and the deed by said Ralph Williams to intervener Hugh Williams, of record in said county clerk's office in book 217, page 289, are hereby cancelled, and held for naught.

5. That the undivided two-fifths interest in said land owned by plaintiff, Ella Sawney and defendant Ketcher rock equally is

restricted lands, and advalorem and other tax exemption certificate filed by the Department of the Interior in office of the County Clerk of said County of Mayes, State of Oklahoma, on December 17, 1930, and the defendant Board of County Commissioners of the County of Mayes, State of Oklahoma, is hereby restrained and enjoined from assessment for taxes or taxing said undivided two-fifths interest until the same lawfully becomes taxable, according to Federal laws.

6. That plaintiff, Ella Sawney and defendant Ketcher Rock have and hereby awarded judgment against defendants J. M. Downing and L. A. Downing for the sum of One hundred Twenty dollars (\$120.00), and a lien is adjudged upon aforesaid land to secure payment of the same.

7. Partition of said land is adjudged, and J. F. Pickens, O. L. Hardy, and T. L. Snodgrass, qualified free-holders, are hereby appointed partition commissioners, and upon taking oath of office, shall view and partition said land according to law, and the adjudged owners hereby given ten days from the filing in this court of the report of the partition commissioners to file election to take the property at the appraised value put thereon by said commissioners, and the adjudged owners hereby given five days from the filing of the report of said commissioners within which to except or object to the appraisement of the lands by the commissioners. If no election to take be filed by any adjudged owner, or if adverse elections be filed, then upon praecipe therefor, the Clerk of the court will issue order of sale or special execution to the Marshal directing him to advertise, and sell, without appraisement, said lands in manner provided by law for sale of realty under execution, and return the writ with his proceedings endorsed thereon to this court, as provided by law.

*Royce H. Lowry*  
\_\_\_\_\_  
Judge

OK'D

*Harry Dean*  
\_\_\_\_\_  
*Harry Dean*

Endorsed: Filed Apr 2, 1945  
H. P. Warfield, Clerk.

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN DELTA COUNTY,  
OKLAHOMA, containing approximately 89.5-  
acres, more or less; and J. F. Seabolt, et  
al.;

Defendants.

CIVIL NO. 1056

FILED  
APR 24 1945

ORDER FIXING TITLE AND MAKING THE DISTRIBUTION OF THE LANDS  
TRACT NO. 4 (17 W. 343) AND  
TRACT NO. 9 (17 W. 348)

Now, on this 2nd day of April 1945, there coming on for  
hearing the application of the petitioner for an order fixing title  
and making distribution as to Tract No. 4 (17 W. 343) and Tract No. 9  
(17 W. 348).

The Court being fully advised in the premises finds that  
the lands designated and described as Tracts 4 and 9 were owned by  
Wilhemina Sytsma during her lifetime and that said lands are now  
owned by the heirs of the said Wilhemina Sytsma, deceased; that A.  
J. Sytsma is the Agent and Attorney in Fact for the heirs of law  
of the said Wilhemina Sytsma, deceased.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court  
that the Clerk of this court, and he is hereby authorized to make dis-  
tribution of the just compensation heretofore fixed and determined for  
the taking of a perpetual easement upon the lands designated and  
described as Tract No. 4 (17 W. 343) and Tract No. 9 (17 W. 348) to  
A. J. Sytsma as follows, to wit:

TO: A. J. Sytsma, Agent and Attorney in fact  
for the heirs of law of Wilhemina Sytsma,  
deceased - - - - - \$100.00

Royce H. Long  
JUDGE

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN DELAWARE COUNTY,  
OKLAHOMA, containing approximately 89.5  
acres, more or less; and J. F. Seabolt, et  
al.,

Defendants.

CIVIL NO. 1056 ✓

FILED  
APR 1 1945

ORDER FIXING TITLE AND MAKING DISTRIBUTION AS TO  
TRACT NO. 3 (17 FW 342)

Now, on this 21st day of March, 1945, coming on for further hearing the application of Jackson Buzzard, Cherokee Citizen, Roll No. 18646, for an order fixing title as to Tract No. 3 (17 FW 342); said Jackson Buzzard appearing by M. S. Robertson, United States Probate Attorney.

And the Court being fully advised in the premises finds that this tract of land was purchased for the use and benefit of Jackson Buzzard, a Citizen of the Cherokee Tribe, and of the restricted class; that payment for said tract was made from proceeds arising from the sale of restricted allotted lands and that the conveyance to the said Jackson Buzzard contained a habendum clause against alienation or encumbrance until April 26, 1931; that said conveyance was dated the 1st day of May 1928; that Jackson Buzzard executed a Warranty Deed on August 16, 1932, attempting to convey this tract of land to L. L. Allen; that said deed was not approved by the Secretary of the Interior, nor had the restrictions upon alienation been removed at the time of execution of said Warranty Deed, and that the restrictions upon alienation have never been removed and are still in force and effect as to this tract; that Jackson Buzzard, Cherokee Citizen, full-blood, Roll No. 18646, is the owner of the fee simple title to the lands designated and described as Tract 3 (17 FW 342); that he is the only person having any right,

title or interest in and to the just compensation as heretofore fixed and determined to be \$7.50.

IT IS HEREBY ORDERED that the Clerk of this Court make distribution of said just compensation to the Treasurer of the United States for the use and benefit of Jackson Buzzard, Cherokee Citizen, Roll No. 18646.

  
\_\_\_\_\_  
J U D G E

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN DELAWARE COUNTY,  
OKLAHOMA, containing approximately 281.30  
acres, more or less; and William H. Kneeland,  
an Incompetent, et al.,

Defendants.

CIVIL NO. 1069

FILED  
APR 2 1945

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 2nd day of April, 1945, 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:

Harry Lee Taft, Trustee,  
M. F. Steele,  
E. G. Smith,  
R. D. Sheldon,  
R. E. Overton, if living or in existence, or if deceased and

not in existence, 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 Aggie Scuggin, Cherokee Citizen, Roll No. 25827, deceased; E. R. Scherf, same as Edward R. Scherf, deceased; Charles G. Scherf, deceased; Emmett Cecil Brown, Cherokee Citizen, Roll No. 28745, deceased; George Sipe, deceased; Charles Henry Moorhead, deceased; William E. Smith, deceased; and Ollie Fields, Cherokee Citizen, Roll No. 9764, deceased;

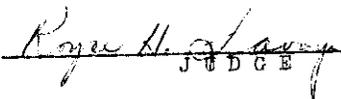
and it further appearing to the Court that an attorney should be appointed to represent and protect the interests of each of said defendants;

It further appearing that the petitioner has complied with all of the provisions of the Soldiers' and Sailors' Civil 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 Saul A. Yager, 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:

Harry Lee Taft, Trustee,  
M. F. Steele,  
H. G. Smith,  
R. D. Sheldon,  
R. E. Overton, if living or in existence, or if deceased and not in existence, 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 Aggie Scuggin, Cherokee Citizen, Roll No. 25827, deceased; J. R. Scherf, same as Edward R. Scherf, deceased; Charles F. Scherf, deceased; Emmett Cecil Brown, Cherokee Citizen, Roll No. 28745, deceased; George Sipe, deceased; Charles Henry Moorhead, deceased; William E. Smith, deceased; and Ollie Fields, Cherokee Citizen, Roll No. 9764, deceased

AND it is FURTHER ORDERED AND DIRECTED that a judgment be entered in this cause, confirming the report of Commissioners.

  
JUDGE

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT OF DELAWARE

WILLIAM N. ENSLELAND

UNITED STATES OF AMERICA,

Petitioner,

-vs-

WILLIAM N. ENSLELAND, IN DELAWARE COUNTY,  
DELAWARE, containing approximately 281.30  
acres, more or less; and William N. Ensleland,  
et al.,

Defendants.

CIVIL NO. 1069

FILED  
APR 1945

JUDGMENT

W. H. HARRIS, JR.  
CLERK OF DISTRICT COURT

Now, on this 2nd day of April, 1945, 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 hereinafter specifically described.

Thereupon, the Court proceeded to hear and pass upon said application, and 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 finds that the commissioners appointed herein to appraise and fix the damages occasioned by the taking of the estate in the lands involved in this proceeding, duly qualified on the 7th day of July, 1944, 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 damages sustained occasioned by the taking of said estate, filed their report herein on the 14th day of July, 1944, wherein they fixed the fair cash market value of the estate taken, and all damages to the remainder, if any, as to the land more particularly designated and described as follows, to wit:

TRACT NO. 1 (6 - FW-616)

Flowage Easement

All that part of the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 18, T 24 N, R 22 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 15.2 acres.

**TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY . . . . . \$228.00**

TRACT NO. 2 (6 - FW-616)

Flowage Easement

All that part of the NE $\frac{1}{4}$  SW $\frac{1}{4}$ , and all that part of the NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 18, T 24 N, R 22 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 28.5 acres.

**JURY TRIAL HAD - SEPARATE JUDGMENT ENTERED**

TRACT NO. 3 (6 - FW-616-A)

Flowage Easement

All that part of the SE $\frac{1}{4}$  SE $\frac{1}{4}$  NW $\frac{1}{4}$  of Sec. 18, T 24 N, R 22 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 757 Sea Level Datum, containing less than 0.1 acre.

**TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY - - - - - \$3.00**

TRACT NO. 4 (6 - FW-617 Revised)

Flowage Easement

All that part of the S $\frac{1}{2}$  SE $\frac{1}{4}$  of Sec. 18, T 24 N, R 22 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 24.9 acres, subject to the rights of the K. O. & G. Railway Company, if any, in and to 2.1 acres K. O. & G. R.R. right-of-way.

**TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY - - - - - \$834.00**

TRACT NO. 5 (6 - FW 618)

Flowage Easement

All that part of the  $W\frac{1}{2}$   $NE\frac{1}{4}$  of Sec. 18, T 24 N, R 22 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 4.0 acres.

JURY TRIAL HAD - SEPARATE JUDGMENT ENTERED

TRACT NO. 6 (6 - FW 619)

Flowage Easement

All that part of the  $E\frac{1}{2}$   $NE\frac{1}{4}$  of Sec. 18, T 24 N, R 22 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 20.3 acres.

JURY TRIAL HAD - SEPARATE JUDGMENT ENTERED.

TRACT NO. 7 (6 - FW 620)

Flowage Easement

All that part of the  $S\frac{1}{2}$   $SE\frac{1}{4}$  of Sec. 7, T 24 N, R 22 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 757 Sea Level Datum, containing approximately 2.3 acres.

JURY TRIAL HAD - SEPARATE JUDGMENT ENTERED.

TRACT NO. 8 (6 - FW 621)

Flowage Easement

All that part of the  $S\frac{1}{2}$   $SW\frac{1}{4}$   $NW\frac{1}{4}$  of Sec. 17, T 24 N, R 22 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 757 Sea Level Datum, containing approximately 4.8 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY . . . . . \$96.00

TRACT NO. 9 (6 FW 622 Revised)

Flowage Easement

All that part of the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , and all that part of the NE $\frac{1}{4}$  SW $\frac{1}{4}$ , and all that part of the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 17, T 24 N, R 22 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 44.6 acres, subject to the rights of the K. O. & G. Railway Company, if any, in and to 2.9 acres K. O. & G. R.R. right-of-way.

COMPENSATION FIXED BY STIPULATION AS HERINAFTER SET-FORTH

TRACT NO. 10 (6 FW 624 Revised)

(As Amended)

Flowage Easement

All that part of the SE $\frac{1}{4}$  NW $\frac{1}{4}$ , and all that part of the SW $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 17, T 24 N, R 22 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 9.1 acres, subject to the rights of the K. O. & G. Railway Company, if any, in and to 0.6 acre K. O. & G. R.R. right-of-way.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY . . . . . \$255.00

TRACT NO. 11 (6 FW 625 Revised)

Flowage Easement

All that part of the E $\frac{1}{2}$  NE $\frac{1}{4}$  NW $\frac{1}{4}$ , and all that part of the W $\frac{1}{2}$  NW $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 17, T 24 N, R 22 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 3.6 acres, subject to the rights of the K. O. & G. Railway Company, if any, in and to 0.9 acre K. O. & G. R.R. right-of-way.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY . . . . . \$230.00

TRACT NO. 12 (6 FW 626)

Flowage Easement

All that part of the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 6, T 24 N, R 22 E of the Indian Base and Meridian, in Delaware County, Oklahoma, lying below Elevation 757 Sea Level Datum, containing approximately 0.6 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY . . . . . \$20.00

TRACT NO. 13 (6 - FW 627)

Flowage Easement

All that part of the  $W\frac{1}{2}$   $SW\frac{1}{4}$   $SE\frac{1}{4}$ , less the West 20 feet thereof, in Sec. 8, T 24 N, R 22 E, of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 757 Sea Level Datum, containing approximately 5.2 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY . . . . . \$104.00

TRACT NO. 14 (6 - FW 630)

Flowage Easement

All that part of Lots 5, 6, and 13 in Block 4 in the original Townsite of Cleora, County of Delaware, State of Oklahoma, lying below Elevation 757 Sea Level Datum, together with all that part of the streets, avenues, and alleys adjacent to said lots, lying below Elevation 757 Sea Level Datum.

JURY TRIAL HAD A SEPARATE JUDGMENT ENTERED

TRACT NO. 15 (6 - FW 656)

Flowage Easement

All that part of Lots 1 to 5 inclusive in Block 23 in the original Townsite of Cleora, County of Delaware, State of Oklahoma, lying below Elevation 757 Sea Level Datum, together with all of that part of the streets, avenues, and alleys adjacent to said lots, lying below Elevation 757 Sea Level Datum.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY . . . . . \$47.50

TRACT NO. 16 (6 - FW 659 Revised)

Flowage Easement

All that part of the  $E\frac{1}{2}$   $SE\frac{1}{4}$   $SW\frac{1}{4}$   $SE\frac{1}{4}$ , less a tract of land described as follows:  
"Beginning at a point 192.0 feet north of the SE corner of the  $SE\frac{1}{2}$   $SW\frac{1}{4}$   $SE\frac{1}{4}$ ;  
thence west 80.0 feet; thence north 273.0 feet;  
thence east 80.0 feet; thence south 273.0 feet to the point of beginning, containing 1/2 acre, more or less",  
all in Sec. 8, T 24 N, R 22 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 757 Sea Level Datum, containing less than 0.1 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY . . . . . \$10.00

TRACT NO. 17 (6 - FW-660 Revised)

Flowage Easement

All that part of the west 20.0 feet of the  $W\frac{1}{2}$   $SW\frac{1}{4}$   $SE\frac{1}{4}$  of Sec. 8, T 24 N, R 22 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 757 Sea Level Datum, containing approximately 0.1 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY . . . . . \$26.00

TRACT NO. 18 (6 - FW-661 Revised)

Flowage Easement

All that part of the  $N\frac{1}{2}$   $SE\frac{1}{4}$   $SE\frac{1}{4}$  lying north and west of the K. O. & G. R.R. R/W, and all that part of the  $E\frac{1}{2}$   $NE\frac{1}{4}$   $SW\frac{1}{4}$   $SE\frac{1}{4}$ , less the west 3 acres thereof in Sec. 8, T 24 N, R 22 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, containing approximately 5.7 acres, including said R.R. right-of-way, if any, that is incident to the ownership of said land.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY . . . . . \$142.50

TRACT NO. 19 (6 - FW-662 Revised)

Flowage Easement

All that part of the  $E\frac{1}{2}$   $SE\frac{1}{4}$   $SE\frac{1}{4}$ , lying east and south of the K. O. & G. R.R. R/W in Sec. 8, T 24 N, R 22 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 5.2 acres, including said R. R. right-of-way, if any, that is incident to the ownership of said land.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY . . . . . \$240.00

TRACT NO. 20 (6 - FW-664 Revised)

Flowage Easement

All that part of the  $NW\frac{1}{4}$   $SW\frac{1}{4}$  less the south 16 feet thereof in Sec. 9, T 24 N, R 22 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, containing approximately 8.8 acres, subject to the rights of the K. O. & G. Railway Company, if any, in and to 1.0 acre K. O. & G. R.R. right-of-way.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY . . . . . \$141.50

TRACT NO. 21 (6 - FW 665)

Flowage Easement

All that part of the NE $\frac{1}{4}$  SW $\frac{1}{4}$ , and all that part of the south 16 feet of the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 9, T 24 N, R 22 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 757 Sea Level Datum, containing approximately 13.2 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY . . . . \$400.00

TRACT NO. 22 (6 - FW 666)

Flowage Easement

All that part of the NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 9, T 24 N, R 22 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 757 Sea Level Datum, containing approximately 4.6 acres.

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

TRACT NO. 23 (6 - FW 667)

Flowage Easement

All that part of the S $\frac{1}{2}$  SW $\frac{1}{4}$  of Sec. 9, and all that part of the N $\frac{1}{2}$  NW $\frac{1}{4}$  of Sec. 16, all in T 24 N, R 22 E, of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority and that portion on which the Grand River Dam Authority has the right of flowage, containing approximately 46.6 acres.

COMPENSATION FIXED BY STIPULATION AS HEREAFTER SET-FORTH

TRACT NO. 24 (6 - FW 669)

Flowage Easement

All that part of the S $\frac{1}{2}$  NW $\frac{1}{4}$  of Sec. 16, T 24 N, R 22 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 13.3 acres.

COMPENSATION FIXED BY STIPULATION AS HEREAFTER SET-FORTH

TRACT NO. 25 (6 - FW 670)

Flowage Easement

All that part of the S $\frac{1}{2}$  SE $\frac{1}{4}$  NE $\frac{1}{4}$ , and all that part of the NE $\frac{1}{4}$  SE $\frac{1}{4}$ , and all that part of the E $\frac{1}{2}$  NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 17, T 24 N, R 22 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 757 Sea Level Datum, except that portion owned by the Grand River

~~DAWSON COUNTY, OKLAHOMA, AS SHOWN ON THE MAP ATTACHED HERETO (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY . . . . . \$675.00~~

TRACT NO. 26 (6 - FW 671)

Flowage Easement

All that part of the W $\frac{1}{2}$  SE $\frac{1}{2}$  SE $\frac{1}{4}$ , and all that part of NE $\frac{1}{4}$  SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 17, T 24 N, R 22 E, of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elevation 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing

~~TOTAL FAIR MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY . . . . . \$28.50~~

TOTAL . . . . . \$5,581.00

and that said report and proceedings, as to the above tracts, 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 thereto, nor demands for jury trial are pending as to the tracts above described, and that said report of commissioners filed herein should be confirmed and approved in every respect, as to the tracts above particularly described.

(8) the Court finds that the petitioner and the owner entered into an agreement and stipulation in the form of an accepted offer of sale as to the just compensation to be paid for the estate taken in the land in this proceeding, and more particularly designated and described as follows, to-wit:

TRACT NO. 9 (6 M. 682 Rev.)

FLORIDA AGREEMENT

STIPULATED TOTAL FAIR CASH MARKET VALUE THIS DATE TAKEN  
(PERPETUAL AGREEMENT) AND ALL LIABILITIES THEREON, IF ANY . . . \$1025.00

TRACT NO. 23 (6 M. 667)

FLORIDA AGREEMENT

STIPULATED TOTAL FAIR CASH MARKET VALUE THIS DATE TAKEN  
(PERPETUAL AGREEMENT) AND ALL LIABILITIES THEREON, IF ANY . . . \$2295.25

TRACT NO. 24 (6 M. 669)

FLORIDA AGREEMENT

STIPULATED TOTAL FAIR CASH MARKET VALUE THIS DATE TAKEN  
(PERPETUAL AGREEMENT) AND ALL LIABILITIES THEREON, IF ANY . . . \$532.00

TOTAL . . . . . \$3,852.25

and that said stipulation, agreement, and accepted offer of sale entered into between the petitioner and the owner of said tract is in all respects regular and should be confirmed and approved in every respect, and said sum as set out in the aforementioned accepted offer of sale is just compensation for the estate taken.

The Court further finds that the just compensation for the estate taken herein for the tracts herein designated, as fixed by the report of commissioners and by the accepted offer of sale hereinabove set-forth, is final just compensation, in the total amount of \$7,433.25.

(9) That the United States of America did, on the 5th day of August, 1943, file its Declaration of Taking herein, and paid to the Clerk of this Court for the use and benefit of the owners and the persons entitled thereto, the following sums, to-wit:

TRACT NO. 1 (6 PW 615) . . . . .	\$423.00
TRACT NO. 2 (6 PW 616-A) . . . . .	5.97
TRACT NO. 3 (6 PW 617) . . . . .	606.00
TRACT NO. 4 (6 PW 621) . . . . .	96.00
TRACT NO. 5 (6 PW 622 Rev.) . . . . .	834.00
TRACT NO. 10 (6 PW 624) . . . . .	150.00
TRACT NO. 11 (6 PW 625) . . . . .	104.00
TRACT NO. 12 (6 PW 626) . . . . .	16.00
TRACT NO. 13 (6 PW 627) . . . . .	104.00
TRACT NO. 14 (6 PW 656) . . . . .	47.50
TRACT NO. 16 (6 PW 658 Rev.) . . . . .	3.00
TRACT NO. 17 (6 PW 659 Rev.) . . . . .	96.00
TRACT NO. 18 (6 PW 661 Rev.) . . . . .	142.50
TRACT NO. 19 (6 PW 662) . . . . .	240.00
TRACT NO. 20 (6 PW 664 Rev.) . . . . .	141.50
TRACT NO. 21 (6 PW 665) . . . . .	247.00
TRACT NO. 22 (6 PW 666) . . . . .	92.00
TRACT NO. 23 (6 PW 667) . . . . .	1996.85
TRACT NO. 24 (6 PW 669) . . . . .	339.50
TRACT NO. 25 (6 PW 670) . . . . .	781.00
TRACT NO. 26 (6 PW 671) . . . . .	38.00
TOTAL . . . . .	\$5869.72

(10) The Court having fully considered the petition for condemnation, the declaration of taking, and all proceedings heretofore herein, and the provisions of Title 11 of the Act of Congress of June 16, 1933, 48 Stat. 200-201 (U. S. C. Title 40, Secs. 401-403), as amended and supplemented; the Act of June 10, 1920, 41 Stat. 1063 (U. S. C. Title 16, Sec. 209); and Executive Order No. 6944 dated November 19, 1941, in and to 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 further ORDERED, ADJUDGED AND DECREED that the report of commissioners filed herein, is final and the damages sustained as set out and fixed in said report of commissioners and as hereinabove set forth, is full and just compensation for the taking of said estate in the lands designated as follows, to-wit:

TRACT NO. 1 (6 P. 615) . . . . .	228.00
TRACT NO. 2 (6 P. 616-A) . . . . .	3.00
TRACT NO. 4 (6 P. 617) . . . . .	834.00
TRACT NO. 8 (6 P. 621) . . . . .	96.00
TRACT NO. 10 (6 P. 624) . . . . .	255.00
TRACT NO. 11 (6 P. 625) . . . . .	210.00
TRACT NO. 12 (6 P. 626) . . . . .	20.00
TRACT NO. 13 (6 P. 627) . . . . .	104.00
TRACT NO. 15 (6 P. 636) . . . . .	47.50
TRACT NO. 16 (6 P. 638 Rev.) . . . . .	10.00
TRACT NO. 17 (6 P. 640 Rev.) . . . . .	25.00
TRACT NO. 18 (6 P. 641 Rev.) . . . . .	140.50
TRACT NO. 19 (6 P. 642) . . . . .	249.00
TRACT NO. 20 (6 P. 644 Rev.) . . . . .	161.50
TRACT NO. 21 (6 P. 645) . . . . .	400.00
TRACT NO. 22 (6 P. 646) . . . . .	100.00
TRACT NO. 24 (6 P. 670) . . . . .	675.00
TRACT NO. 25 (6 P. 671) . . . . .	38.50
TOTAL . . . . .	\$2581.00

It is further ORDERED, ADJUDGED AND DECREED that the offer of sale made by the owner and accepted by the petitioner is hereby confirmed and approved in all respects, and the sum of money set forth therein to be paid is full and just compensation for the estate taken as to the tract or lands and the sum of money as set forth, as follows, to-wit:

TOTAL . . . . .	1025.00
TOTAL . . . . .	2256.35
TOTAL . . . . .	502.00
TOTAL . . . . .	3083.35

TOTAL JUST COMPENSATION PAID TO ALL OF THE ABOVE  
 TRACTS . . . . . 7453.25

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the estate taken in a perpetual easement upon and over said lands to inundate, submerge and flow; to cut and clear all timber therefrom and to remove or require the removal therefrom of all obstructions, natural or artificial structures, buildings, fences and other improvements, and to enter upon said lands from time to time in the performance of said acts, for use in connection with the completion and full utilization of the Grand River Dam (Pensacola) Project in Oklahoma.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the estate in all of 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 10th day of August, 1943, upon the filing of a declaration of taking and the depositing of the sum of \$5469.72, with the registry of this Court for the estate taken in and to the above described tracts of lands, and the right to recover just compensation for the estate taken vested in the persons entitled thereto.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the estate therein taken, as hereinabove specifically set forth, is hereby decreed 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 HEREBY ORDERED, ADJUDGED AND DECREED, that the petitioner pay into the registry of this court the sum of 1262.53, said sum being the

deficiency between the sum of 17403.25, the just compensation herein fixed by the report of appraisers, and the amount deposited with the declaration of taking, as the just compensation for the taking of said tracts of land, in the sum of 25869.74.

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

  
\_\_\_\_\_  
Judge of the United States District Court,  
Northern District of Oklahoma



It further appears to the court that the commissioners appointed to ascertain and to assess the damages sustained by reason of the taking of said easement, fixed the just compensation to be paid in the amount of \$3250.00, and that there is now deposited in the Registry of this Court the sum of \$2951.00.

It further appears that the owners of said tract of land prior to the taking by the Government, and the petitioner have stipulated and agreed as follows, to wit:

1. That the United States of America be divested of the right to cut and clear all timber, and to remove or require the removal of all obstructions, natural or artificial structures, buildings, fences and other improvements as to said Tract 3 (12 FW 809), and that said right to revest in the defendants, Lee Iseli and Viola B. Iseli, and that the petitioner retains a perpetual easement to inundate, submerge and flow, and to enter upon said tract from time to time in the performance of said acts.

2. (a) That the sum of \$2550.00, inclusive of interest, shall be in full satisfaction of and just compensation for the taking and retaining by the petitioner, the United States of America, of a perpetual easement to inundate, submerge and flow, and to enter upon said Tract No. 3 (12 FW 809) from time to time in the performance of said acts.

(b) That the sum of \$2550.00 shall be in full satisfaction of and just compensation for any and all damages that the defendants may have sustained, if any, by reason of the taking of said easement, and the holding of said right to cut and clear all timber, and to remove or require the removal of all obstructions, natural or artificial structures, buildings, fences and other improvements until the divesting of said right.

(c) That the sum of \$2550.00 shall also be in full satisfaction of and just compensation for any and all damages, if any, sustained by the defendants by reason of the May 1943 flood, or the inundating and overflowing of said tract of land subsequent to May 1943.

3. That said just compensation in the sum of \$2550.00 shall be subject to all liens, encumbrances and charges of whatsoever nature, existing at the time of the taking of said easement, and that any and all awards of just compensation ascertained and awarded in this proceeding and established by judgment herein, to any and all other persons named as defendants herein,

shall be payable out of and deductible from said sum.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the United States of America be and it is hereby divested of the right to cut and clear all timber, and to remove or require the removal of all obstructions, natural or artificial structures, buildings, fences and other improvements as to the land described and designated as Tract No. 3 (12 PW 809), lying and being in the County of Delaware, State of Oklahoma, and more particularly described as follows, to-wit:

TRACT NO. 3 (12 PW 809)

All that part of the  $N\frac{1}{2}$  SE,  $NE\frac{1}{4}$  of Sec. 26, T 25 N, R 22 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 1.3 acres,

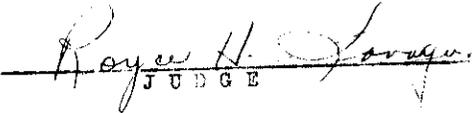
and that said right shall revert in the former owners, Lee Iseli and Viola B. Iseli, subject to a perpetual easement in the petitioner, United States of America, to inundate, submerge and flow and to enter upon said land from time to time in the performance of said acts.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the sum of \$2550.00, inclusive of interest, is in full satisfaction of and just compensation for the taking and retaining by the petitioner, United State of America, of a perpetual easement upon and over said tract of land, to inundate, submerge and flow, and to enter upon said land from time to time in the performance of said acts, and is in full satisfaction of any and all damages, if any, that the defendants may have sustained by reason of the taking of the right to cut and clear all timber, and to remove or require the removal of all obstructions, natural or artificial structures, buildings, fences and other improvements, until the reversion of said right in the defendants and former owners, and also is in full satisfaction of any and all damages, if any, sustained by the defendants by reason of the May 1943 flood, or the inundating and overflowing of said land subsequent to May 1943.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that said just compensation in the sum of \$2550.00 shall be subject to all liens, encumbrances and charges of whatsoever nature existing at the time of the taking of said easement by the petitioner, and that any and all awards of just compensation ascertained and awarded in this proceeding and established by

judgment herein, to any and all other parties named as defendants herein, shall be payable out of and deductible from said sum.

IT IS FURTHER ORDERED that the petitioner shall have and receive a refund in the amount of \$401.00, the same being the difference between the amount deposited in the Registry of the Court with the Declaration of Taking in the sum of \$2951.00, and the just compensation is herein fixed in the amount of \$2550.00.

  
J U D G E

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CIVIL NO. 1128

CERTAIN PARCELS OF LAND IN DELAWARE  
COUNTY, OKLAHOMA, containing approxi-  
mately 22.85 acres, more or less;  
and R. H. Morrison, et al.,

Defendants.

FILED  
APR - 2 1945

ORDER FIXING TITLE, DECREERING JUST COMPENSATION, F. WARFIELD  
AND MAKING DISTRIBUTION AS TO CLERK U. S. DISTRICT COURT

~~Tract No. 21 (31 FW-CR 1154)~~

NOW, on this 2nd day of April 19 45, there coming on for  
hearing the application of H. A. Andrews, Superintendent of the Quapaw Indian  
Agency, for an order fixing title, decreeing just compensation and making  
distribution as to Tract No. 21 (31 FW-CR 1154)  
and the Court being fully advised in the premises, finds:

That the title to the land designated as Tract No. 21 (31 FW-CR 1154)  
was held in trust by the United States of America for  
Alexander Nichols, Jr. (principal owner), when this proceeding was  
commenced; that the petitioner filed a Declaration of Taking and deposited in  
the registry of this court the estimated just compensation in the sum of  
\$60.00 for the taking of a perpetual easement for road purposes upon  
said tract of land; that this court entered a judgment on said Declaration of  
Taking filed by the petitioner thereby vesting in the petitioner United States  
of America a perpetual easement for road purposes and decreeing that the  
owners and those having any right, title or interest in and to said land have  
and recover just compensation for the taking of said easement.

The Court further finds that the principal owner has agreed to  
accept the sum of \$60.00 as full and just compensation for the  
taking of said perpetual easement for road purposes on said tract  
No. 21 (31 FW-CR 1154); that said amount has been approved by the

Superintendent of the Quapaw Indian Agency as full and just compensation for the taking of said **perpetual easement for road purposes.**

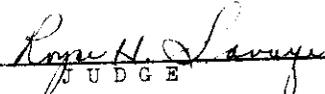
The Court further finds that the sum of \$ **60.00** is just compensation for the injuries and damages sustained by the owner of said tract .

The Court further finds that the United States of America held the title to said Tract of land in trust for the use and benefit of **Alexander Nichols, Jr.** and that no other person, firm, corporation or taxing subdivision of the state has any right, title or interest in and to said just compensation, Except: - None -

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED by this Court that the title to the land designated as Tract No. **21 (51 FW-CR 1154)** was held in trust by the United States of America for the use and benefit of **Alexander Nichols, Jr.** when this proceeding was commenced and that the sum of \$ **60.00** is just compensation for damages sustained to said tract by reason of the taking of a **perpetual easement for road purposes** by the petitioner; that the United States of America, for the use and benefit of **Alexander Nichols, Jr.** is the only person having any right, title or interest in and to said just compensation, Except: - None -

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

TO: Treasurer of the United States of America for the use and benefit of **Alexander Nichols, Jr.,** if living, or if deceased, his heirs - Owner, Tract No. 21 (51 FW-CR 1154) . . . . . \$60.00.

  
\_\_\_\_\_  
J U D G E

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN DELAWARE  
AND OTTAWA COUNTIES, OKLAHOMA, containing  
approximately 100.20 acres, more or less;  
and A. G. Nicks, et al.,

Defendants.

CIVIL NO. 1129

FILED  
APR - 7 1945

H. P. WARFIELD  
CLERK U. S. DISTRICT COURT

ORDER FIXING TITLE, DECREERING JUST COMPENSATION  
AND MAKING DISTRIBUTION AS TO

TRACT No. 42 (31 FW 1154)

NOW, on this *2nd* day of **April** 19 **45**, there coming on for  
hearing the application of H. A. Andrews, Superintendent of the Quapaw Indian  
Agency, for an order fixing title, decreeing just compensation and making  
distribution as to Tract No. **42 (31 FW 1154)**  
and the Court being fully advised in the premises, finds:

That the title to the land designated as Tract No. **42 (31 FW 1154)**  
was held in trust by the United States of America for  
**Alexander Nichols, Jr.** (principal owner), when this proceeding was  
commenced; that the petitioner filed a Declaration of Taking and deposited in  
the registry of this court the estimated just compensation in the sum of  
**\$ 15.20** for the taking of **a perpetual flowage easement upon and over**  
said tract of land; that this court entered a judgment on said Declaration of  
Taking filed by the petitioner thereby vesting in the petitioner United States  
of America **a perpetual flowage easement** and decreeing that the  
owners and those having any right, title or interest in and to said land have  
and recover just compensation for the taking of said **easement**.

The Court further finds that the principal owner **has** agreed to  
accept the sum of **\$ 15.20** as full and just compensation for the  
taking of said **perpetual flowage easement upon and over** ~~the~~ said tract  
No. **42 (31 FW 1154)** ; that said amount has been approved by the

Superintendent of the Quapaw Indian Agency as full and just compensation for the taking of said perpetual flowage easement.

The Court further finds that the sum of \$15.20 is just compensation for the injuries and damages sustained by the owner of said tract .

The Court further finds that the United States of America held the title to said Tract of land in trust for the use and benefit of Alexander Nichols, Jr. and that no other person, firm, corporation or taxing subdivision of the state has any right, title or interest in and to said just compensation, Except: - None -

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED by this Court that the title to the land designated as Tract No. 42 (31 FW 1154) was held in trust by the United States of America for the use and benefit of Alexander Nichols, Jr. when this proceeding was commenced and that the sum of \$15.20 is just compensation for damages sustained to said tract by reason of the taking of a perpetual flowage easement by the petitioner; that the United States of America, for the use and benefit of Alexander Nichols, Jr. is the only person having any right, title or interest in and to said just compensation, Except: - None -

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

TO: Treasurer of the United States of America for the use and benefit of Alexander Nichols, Jr., if living, or if deceased, his heirs - Owner, Tract No. 42 (31 FW 1154) . . . . . \$15.20.

*Raymond H. Loring*  
\_\_\_\_\_  
JUDGE

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,  
OKLAHOMA, etc., and Susanna Young Wilson  
Darity, et al.,

Defendants.

CIVIL NO.

1147

FILED  
APR 1945

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO.

H. F. WAIRFIELD  
CLERK U.S. DISTRICT COURT

34 (41 P. 1265)

NOW, on this 2 day of April, 1945, there  
coming on for hearing the application of the defendant, Albert A. Clint,  
for an order fixing title, decreeing just compensation and making distribution  
as to Tract No. 34 (41 P. 1265)  
and the Court being fully advised in the premises, finds:  
That the defendant, Albert A. Clint, was  
the owner of the land designated as Tract No. 34 (41 P. 1265)  
when this proceeding was commenced; that the petitioner filed a Declaration  
of Taking and deposited in the registry of this Court the estimated just  
compensation in the sum of \$ 11.60 for the  
taking of a perpetual flowage easement upon and over  
said tract of land; that this Court entered a judgment upon said Declaration  
of Taking filed by the petitioner, thereby vesting in the petitioner, United  
States of America, a perpetual flowage easement  
and decreed that the owners and those having any right, title or interest in and  
to said land, have and recover just compensation for the taking of said easement.

The Court further finds that the defendant, Albert A. Flint, in writing, agreed to grant and sell to the petitioner a perpetual flowage easement upon and over \_\_\_\_\_ said tract of land for the sum of \$ 21.60 \_\_\_\_\_, which was accepted by the petitioner.

The Court further finds that the sum of \$ 21.60 is just compensation for the injuries and damages sustained by said defendant.

The Court further finds that no person, firm, corporation, or taxing subdivision of the State other than said defendant have any right, title or interest in and to said just compensation, except - None -

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant, Albert A. Flint, was

the owner of the land designated as Tract No. 34 (41 W 1265) when this proceeding was commenced, and that the sum of \$ 21.60 is just compensation for the damages sustained by the defendant ; and that said defendant is the only person having any right, title or interest in and to said just compensation, except- None -

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

TO: Albert A. Flint - Owner,  
Tract No. 34 (41 W 1265) . . . . . \$21.60.

  
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JUDGE

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY, OKLAHOMA,  
containing approximately 142.40 acres, more or less; and  
James Y. Victor, Executor of Estate of S. G. Victor,  
deceased, et al., Defendants,

CIVIL NO.

1157

FILED  
APR 27 1945

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO.

H. P. WARFIELD  
CLERK OF DISTRICT COURT

33 (48 FW 1327)

NOW, on this *2nd* day of *April*, 1945, there  
coming on for hearing the application of the defendant, RAY RIDDLE

for an order fixing title, decreeing just compensation and making distribution  
as to Tract No. 33 (48 FW 1327)

and the Court being fully advised in the premises, finds:

That the defendant, RAY RIDDLE, was

the owner of the land designated as Tract No. 33 (48 FW 1327)  
when this proceeding was commenced; that the petitioner filed a Declaration  
of Taking and deposited in the registry of this Court the estimated just  
compensation in the sum of \$16.00 for the  
taking of a perpetual flowage easement upon and over  
said tract of land; that this Court entered a judgment upon said Declaration  
of Taking filed by the petitioner, thereby vesting in the petitioner, United  
States of America, a perpetual flowage easement over and across said tract,  
and decreed that the owners and those having any right, title or interest in and  
to said land, have and recover just compensation for the taking of said flowage  
easement.

The Court further finds that the defendant, RAY RIDDLE in writing, agreed to grant and sell to the petitioner a perpetual flowage easement over and across said tract of land for the sum of \$ 16.00, which was accepted by the petitioner.

The Court further finds that the sum of \$16.00 is just compensation for the injuries and damages sustained by said defendant

The Court further finds that no person, firm, corporation, or taxing subdivision of the State other than said defendant have any right, title or interest in and to said just compensation, except - none -

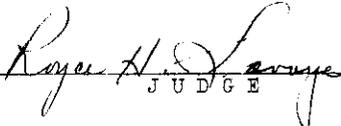
IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant, RAY RIDDLE, was

the owner of the land designated as Tract No 33 (48 FW 1327) when this proceeding was commenced, and that the sum of \$16.00

is just compensation for the damages sustained by the defendant ; and that said defendant is the only person having any right, title or interest in and to said just compensation, except - none -

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

TO: RAY RIDDLE, - - fee owner of  
Tract No. 33 (48 FW 1327) . . . . . \$16.00

  
J U D G E

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,  
OKLAHOMA, etc., and F. R. Hodgdon, et al.,

Defendants,

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) CIVIL NO.  
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) 1190  
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ORDER FIXING TITLE, DECREESING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO.

14 (51 FW 1374)

FILED  
APR 27 1945  
H. F. WARFIELD  
CLERK U. S. DISTRICT COURT

NOW, on this *2nd* day of **April**, 1945, there  
coming on for hearing the application of the defendant, **O. F. Wells**,  
for an order fixing title, decreesing just compensation and making distribution  
as to Tract No. **14 (51 FW 1374)**  
and the Court being fully advised in the premises, finds:  
**That the defendant, O. F. Wells, was**  
the owner of the land designated as Tract No. **14 (51 FW 1374)**  
when this proceeding was commenced; that the petitioner filed a Declaration  
of Taking and deposited in the registry of this Court the estimated just  
compensation in the sum of **\$250.00** for the  
taking of **a perpetual flowage easement upon and over**  
said tract of land; that this Court entered a judgment upon said Declaration  
of Taking filed by the petitioner, thereby vesting in the petitioner, United  
States of America, **a perpetual flowage easement**  
and decreed that the owners and those having any right, title or interest in and  
to said land, have and recover just compensation for the taking of **said easement.**

The Court further finds that the defendant, O. F. Wells, in writing, agreed to grant and sell to the petitioner a perpetual flowage easement upon and over said tract of land for the sum of \$ 250.00, which was accepted by the petitioner.

The Court further finds that the sum of \$ 250.00 is just compensation for the injuries and damages sustained by said defendant.

The Court further finds that no person, firm, corporation, or taxing subdivision of the State other than said defendant have any right, title or interest in and to said just compensation, except - None -

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant, O. F. Wells, was

the owner of the land designated as Tract No. 14 (51 FW 1374) when this proceeding was commenced, and that the sum of \$ 250.00 is just compensation for the damages sustained by the defendant; and that said defendant is the only person having any right, title or interest in and to said just compensation, except - None -

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

TO: O. F. Wells - Owner,  
Tract No. 14 (51 FW 1374) . . . . . \$250.00.

  
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JUDGE

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

UNITED STATES OF AMERICA,

Petitioner,

CIVIL NO. 1199

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,  
OKLAHOMA, containing approximately 305.40  
acres, more or less; and CERTAIN PERSONAL  
PROPERTY LOCATED THEREON AND USED IN  
CONNECTION THEREWITH, and Albert E. Williams,  
et al.,

Defendant.

FILED  
SEP 21 1945  
W. SPANFILL  
DISTRICT COURT

ORDER GRANTING LEAVE TO FILE AN AMENDMENT  
TO PETITION IN CONDEMNATION TO INCLUDE  
PERSONAL PROPERTY  
TRACT NO. 2 (57 EW 1676)

NOW, On this 2nd day of June, 1945,  
there coming on for hearing the application of the petitioner,  
United States of America, for leave to file an amendment to its  
petition herein, and the court being fully advised in the premises,  
finds that said application should be granted, and the petitioner  
granted leave to file an amendment to its petition, thereby  
including certain personal property located on and used in connection  
with a portion of the real property described in the original  
petition, and making the owners and those having any right, title  
or interest in and to said personal property parties defendant.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, That the  
petitioner, United States of America, be, and it is hereby granted  
leave and permission of this Court to file an amendment to its  
petition herein, thereby including certain personal property located  
on and used in connection with a portion of the real estate described  
in its original petition and making the owners and those having any  
right, title or interest in and to said personal property, parties  
defendant.

*Robert H. ...*  
JUDGE